SPECIAL TOWN MEETING WARRANT

WORCESTER, SS.

To either of the Constables of the TOWN OF WESTMINSTER in the County of Worcester, GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of said Town qualified to vote in elections and in Town affairs, to meet at the

WESTMINSTER ELEMENTARY SCHOOL
9 ACADEMY HILL ROAD
WESTMINSTER, MASSACHUSETTS
on
SATURDAY, MAY 3, 2014
AT 1:00 P.M.

then and there to vote on the following articles:

ARTICLE 1. To see if the Town will vote to transfer a sum of money from available funds to supplement the amount voted under Article 7 of the May 4, 2013 Annual Town Meeting for the Snow & Ice Removal accounts (Department 423), or act in relation thereto.

(Amount to be determined)

ARTICLE 2. To see if the Town will vote to transfer $40,469 from available funds for the purchase and installation of security equipment for the Westminster Elementary and Meetinghouse Schools, or act in relation thereto.

AND YOU ARE DIRECTED to serve this warrant, by posting attested copies thereof at the Town Hall and the U.S. Post Office in said Town, fourteen days at least before the time of holding said meeting.

HEREOF FAIL NOT, and make due return of this warrant, with your doings thereon, to the Town Clerk, at the time and place of meeting, as aforesaid. Given under our hands this 7th day of April in the year of our Lord two thousand and fourteen.

Wayne R. Walker

Heather M. Billings

John F. Fairbanks

BOARD OF SELECTMEN

True copy, attest:

Constable

ANNUAL TOWN MEETING WARRANT

WORCESTER, SS.

To either of the Constables of the TOWN OF WESTMINSTER in the County of Worcester, GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of said Town qualified to vote in elections and in Town affairs, to meet at the

WESTMINSTER ELEMENTARY SCHOOL
9 ACADEMY HILL ROAD
WESTMINSTER, MASSACHUSETTS
on
SATURDAY, MAY 3, 2014
AT 1:00 P.M.

then and there to vote on the following articles:

CUSTOMARY ARTICLES

ARTICLE 1. To see if the Town will vote to authorize the Board of Selectmen to enter into a contract with the Massachusetts Department of Transportation or other appropriate state agency for the construction and maintenance of public highways for the ensuing fiscal year, or act in relation thereto.

ARTICLE 2. To see if the Town will vote pursuant to Chapter 40, section 4 of the General Laws to authorize the Board of Selectmen to enter into any and all contracts on behalf of the Town for the ensuing fiscal year unless otherwise provided by law, on such terms and conditions as it deems to be in the best interests of the Town, or act in relation thereto.

ARTICLE 3. To hear reports of any committees appointed to act on Town affairs or in its behalf.

ARTICLE 4. To see if the Town will vote to authorize the establishment of a Hazardous Materials Recovery Revolving Account as provided for under section 53E1/2 of Chapter 44 of the Massachusetts General Laws, into which account receipts for charges to responsible parties for the disposal of hazardous materials collected pursuant to Chapter 251, section 8 of the Town Bylaws shall be deposited, and to authorize the Fire Chief to expend funds received and deposited into said account for the purpose of paying expenses incurred by the Fire Department for the recovery and disposal of hazardous materials, and that the total amount which may be expended in the current fiscal year for this purpose shall not exceed $12,000, or act in relation thereto.

ARTICLE 5. To see if the Town will vote to authorize the establishment of an Agricultural Commission Programs Revolving Account as provided for under section 53E1/2 of Chapter 44 of the Massachusetts General Laws, into which account shall be deposited receipts received as payment for all programs and activities of the Agricultural Commission and from which account expenditures reasonably related to the programs and activities may be made by the Agricultural Commission; the total amount which may be expended in the current fiscal year for this purpose shall not exceed $10,000, or act in relation thereto.

ARTICLE 6. To see if the Town will vote to authorize the establishment of a Board of Health Public Health Clinic and Emergency Response Revolving Account as provided for under section 53E1/2 of Chapter 44 of the Massachusetts General Laws, into which account shall be deposited receipts received by the Board of Health as payment for purchasing and administering flu and other vaccines and medications, and from which account expenditures reasonably related to the administering of such programs by the Board of Health may be made; the total amount which may be expended in the current fiscal year for this purpose shall not exceed $25,000, or act in relation thereto.

OPERATING BUDGETS

ARTICLE 7. To see if the Town will vote to fix the compensation of officers, provide for a Reserve Fund, and determine what sums of money the Town will raise and appropriate, including appropriations from available funds, to defray charges and expenses of the Town, including debt and interest, for the ensuing fiscal year, or act in relation thereto.

(Amount requested: $18,493,808)

ARTICLE 8. To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to operate the Sewer Enterprise, or act in relation thereto.

(Amount requested: $1,102,939)

ARTICLE 9.To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to operate the Water Enterprise, or act in relation thereto.

(Amount requested: $767,920)

ARTICLE 10. To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to operate the Solid Waste Transfer Facility Enterprise, or act in relation thereto.

(Amount requested: $262,425)

CUSTOMARY MONEY ARTICLES

ARTICLE 11. To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money for the Conservation Fund as provided for in Section 8C of Chapter 40 of the General Laws, or act in relation thereto.

(Amount requested: $1,000)

ARTICLE 12. To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money for the Westminster Cultural Council, or act in relation thereto.

(Amount requested: $1,000)

ARTICLE 13. To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to fund a portion of the cost of retaining a professional consultant to perform the revaluation of real and personal property in the Town as required under Massachusetts General Laws, or act in relation thereto.

(Amount requested: $50,000)

ARTICLE 14. To see if the Town will vote to raise and appropriate or transfer from available funds, a sum of money to pay for legal fees, filing fees, court costs, advertising and other related costs of tax titles through foreclosure, including but not limited to the process of foreclosure through the land of low value method, or act in relation thereto.

(Amount requested: $25,000)

ARTICLE 15. To see if the Town will vote to transfer a sum of money from Free Cash to reduce the Fiscal Year 2015 tax rate, or act in relation thereto.

(Amount requested: $250,000)

NON-CAPITAL MONEY ARTICLES

ARTICLE 16. To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to be spent under the direction of the Treasurer/Collector to upgrade the Treasurer's Cash Management System software, or act in relation thereto.

(Amount requested: $9,500)

ARTICLE 17. To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be spent under the direction of the Economic Development Committee to design and publish a promotional brochure for the Town, or act in relation thereto.

(Amount requested: $4,000)

ARTICLE 18. To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be spent under the direction of the Parks and Recreation Commission to provide custodial coverage at the school gymnasiums for youth sports activities; said appropriation to expire on June 30, 2015, or act in relation thereto.

(Amount requested: $6,000)

ARTICLE 19. To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be spent under the direction of the Parks and Recreation Commission for the purchase of team benches for the Lacrosse field, or act in relation thereto.

(Amount requested: $2,000)

ARTICLE 20. To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money for the acquisition of a new K-9 police dog, or act in relation thereto.

(Amount requested: $6,500)

ARTICLE 21. To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to make improvements and upgrades to the evidence room at the Police station, or act in relation thereto.

(Amount requested: $14,600)

ARTICLE 22. To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be used for the hiring and training of call firefighters, or act in relation thereto.

(Amount requested: $4,500)

ARTICLE 23. To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be spent under the direction of the Historical Commission for the restoration of the Civil War monument on Main Street, subject to the award of a matching grant for this purpose, or act in relation thereto.

(Amount requested: $5,000)

ARTICLE 24. To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be spent under the direction of the Hager Park Commission to hire a consultant/forester to develop a forest management plan at Hager Park, or act in relation thereto.

(Amount requested: $3,000)

CAPITAL ARTICLES

ARTICLE 25. To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money to purchase a police cruiser and related equipment for the Police Department, said appropriation to include the trade-in of a Police Department vehicle, or act in relation thereto.

(Amount requested: $35,000)

ARTICLE 26. To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money to be spent under the direction of the Fire Chief to replace twenty-eight (28) Self-Contained Breathing Apparatus units (air packs), or act in relation thereto.

(Amount requested: $250,000)

ARTICLE 27. To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money to be spent under the direction of the Fire Chief for the purchase of two (2) chest compression machines for the town ambulances, or act in relation thereto.

(Amount requested: $27,000)

ARTICLE 28. To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money for oiling, sealing, resurfacing, installing drainage and guardrail, removing trees/brush, or other such activities related to the reconstruction of town roads, or act in relation thereto.

(Amount requested: $200,000)

ARTICLE 29. To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money to purchase a new pickup truck with plow and related equipment for the Highway Department, said appropriation to include the trade-in of a 2006 Ford F-350 pickup truck, or act in relation thereto.

(Amount requested: $45,000)

ARTICLE 30. To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money to purchase a new combination dump/sander body and related equipment for a 10-wheel truck at the Highway Department, or act in relation thereto.

(Amount requested: $50,000)

ARTICLE 31. To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money to implement sewer inflow and infiltration reduction measures, including engineering, construction and other related expenses, or act in relation thereto.

(Amount requested: $75,000)

ARTICLE 32. To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow the sum of $43,275 to be used to fund the following projects at the elementary schools in Westminster, or act in relation thereto.

WES:	Boiler/storage tank for domestic hot water	$18,275
Meetinghouse:	Freezestats to classroom unit ventilators	$10,000
	Roof repair/membrane replacement, shingles	$15,000

ARTICLE 33. To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money for ongoing computer system updates and technology-related items for the various town departments; said amount to be expended under the direction of the Town Administrator, or act in relation thereto.

(Amount requested: $30,000)

ARTICLE 34. To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money to replace radio system components at the radio building on Ellis Road, or act in relation thereto.

(Amount requested: $75,000)

MISCELLANEOUS ARTICLES

ARTICLE 35. To see if the Town will vote to amend the Town's Zoning Bylaw to regulate the location and operation of Medical Marijuana Treatment Centers/Registered Marijuana Dispensaries, as follows, or act in relation thereto.

Zoning Amendment #1: Add a definition for "Medical Marijuana Treatment Center/Registered Marijuana Dispensary" to Section 205-4 of the Zoning Bylaw (Definition):

"MEDICAL MARIJUANA TREATMENT CENTER/REGISTERED MARIJUANA DISPENSARY: A Registered Marijuana Dispensary (RMD) as defined in the regulations promulgated by the Massachusetts Department of Public Health (DPH), 105 CMR 725.000. Such facilities shall be operated and managed by a not-for-profit entity registered with the state that acquires, cultivates, possesses, processes, transfers, transports, sells, distributes, dispenses or administers medical marijuana, products containing marijuana, related supplies, or educational materials to qualifying patients and/or their personal caregivers."

Zoning Amendment #2: Delete Section 205-39.4 of the Zoning Bylaw (Temporary Moratorium on Medical Marijuana Treatment Centers) and insert the following in its place:

205-39.4 Medical Marijuana Treatment Center/Registered Marijuana Dispensaries (RMD)

A. Locational Standards:

A RMD shall comply with the locational standards set forth in regulations promulgated by the DPH, 105 CMR 725.110(A)(14).

B. Operational Standards:

1) All RMDs shall operate in full compliance with the regulations promulgated by the DPH as provided in 105 CMR 725.000.

2) RMDs who wish to produce edible marijuana infused products at their RMD must receive Board of Health approval for food processing and preparation.

C. Necessary Permits and Approvals:

A RMD shall require both a Special Permit and Site Plan Approval. The Planning Board is the Special Permit Granting Authority (SPGA) for such uses. The application and public hearing process for the Special Permit and Site Plan Approval shall be conducted concurrently by the SPGA. In evaluating a Special Permit application for a RMD, the SPGA shall not issue a permit unless the SPGA makes a finding that the RMD use is appropriate for the proposed site and that the use will not be unduly detrimental to the health, safety, morals or welfare of the community or neighborhood by reasons of noise, traffic, pollution, noxious gases or wastes, or demand on community services. In its final decision, the SPGA shall stipulate any conditions it deems necessary to ensure that the use will not become unduly detrimental to the Town.

D. Additional Site Plan Requirements:

1) All site plans for a RMD shall include a 10-foot non-vegetative buffer around all parking areas and buildings.

2 Interior building plans for a registered medical marijuana dispensary shall be submitted to and reviewed by the Building, Police and Fire Departments.

E. Special Permit Terms:

A Special Permit granted under this section shall expire within two (2) years of the date of permit issuance. Prior to the expiration of the Special Permit, the Applicant may request a renewal of the Special Permit for an additional two (2) year period. Said renewal shall not require the Applicant to go through the Site Plan Approval process, provided that conditions of the site and RMD have not changed materially from the original application.

F. Transfer of Special Permit:

The Special Permit shall have a term limited to the duration of the Applicant's ownership of the premises as a RMD. A Special Permit may be transferred only with the approval of the SPGA in the form of a modification of the original Special Permit and with all information required in this section and the Planning Board's Site Plan Rules and Regulations. No transfer may be approved unless it is also approved by the DPH.

Zoning Amendment #3:

Add "Medical Marijuana Treatment Center/Registered Marijuana Dispensaries" as a new Item 9 under Section H (Other Principal Uses) within the Table of Use Regulations.

	R-1	R-2	R-III	C-I	C-II	C-III	I-I	I-II
(9) Medical Marijuana Treatment Center/Registered Marijuana Dispensaries (See Section 205.39.4)	N	N	N	N	N	N	SP	SP

ARTICLE 36. To see if the Town will vote to authorize the Board of Selectmen to grant easements in, on, under and over a portion or portions of the property located at 69 West Main Street and described more particularly in a deed recorded with the Worcester North District Registry of Deeds in Book 5758, Page 370, for the transmission and/or distribution of electricity and/or intelligence, on such terms and conditions as the Board of Selectmen deems appropriate, or act in relation thereto.

ARTICLE 37. To see if the Town will vote to authorize the Board of Selectmen to negotiate a tax agreement(s) pursuant to Massachusetts General Laws Chapter 59, Section 38H and related regulations, with one or more renewable energy generation companies operating solar generation facilities, or act in relation thereto.

AND YOU ARE DIRECTED to serve this warrant by posting attested copies thereof at the Town Hall and the U.S. Post Office in said Town, seven days at least before the time of holding said meeting.

HEREOF FAIL NOT, and make due return of this warrant, with your doings thereon, to the Town Clerk, at the time and place of meeting, as aforesaid. Given under our hands this 7th day of April in the year of our Lord two thousand and fourteen.

Wayne R. Walker

Heather M. Billings

John F. Fairbanks

BOARD OF SELECTMEN

True copy, attest:

Constable