

**COMMONWEALTH OF MASSACHUSETTS
TOWN OF WEBSTER
ANNUAL TOWN MEETING WARRANT
OCTOBER 19, 2020**

Worcester, ss

To either of the Constables in the County aforesaid:

In the name of the Commonwealth of Massachusetts you are hereby required and directed to notify and warn the inhabitants of the Town of Webster aforesaid who are qualified to vote in elections and Town affairs to meet in the Bartlett High School Gymnasium, 52 Lake Parkway, in said Webster on **Monday, October 19, 2020 at 6:00 PM** then and there to act on the following Articles to wit:

ARTICLE 1. GENERAL FUND PRIOR YEAR BILLS

To see if the Town will vote to transfer from any available funds in the Treasury, a sum sufficient to the Town Administrator Unpaid Bills account for the purpose of funding the payment of prior years' unpaid invoices; or take any action thereon.

Sponsored by the Board of Selectmen

ARTICLE 2. SEWER ENTERPRISE FUND PRIOR YEAR BILLS

To see if the Town will vote to transfer from any available funds in the Treasury, a sum sufficient to the Sewer Unpaid Bills account for the purpose of funding the payment of prior years' unpaid invoices; or take any action thereon.

Sponsored by the Board of Selectmen

ARTICLE 3. WATER ENTERPRISE FUND PRIOR YEAR BILLS

To see if the Town will vote to transfer from any available funds in the Treasury, a sum sufficient to the Water Unpaid Bills account for the purpose of funding the payment of prior years' unpaid invoices; or take any action thereon.

Sponsored by the Board of Selectmen

ARTICLE 4. ADJUST THE FY21 OPERATING BUDGET

To see if the Town will vote to raise and appropriate or transfer from any available funds in the Treasury, sums sufficient to adjust the FY21 Operating Budget; or take any action thereon.

Sponsored by the Board of Selectmen

ARTICLE 5. PROHIBITION OF ENGINE COMPRESSION BRAKES

To see if the Town will vote to amend Town By-law Chapter 599 Vehicles and Traffic by adding section 599-5 Compression Brakes as follows:

Except in the case of an emergency and where required by G.L. c.90, §7 or any other applicable law, it is unlawful for the driver of any vehicle on a public way to use or operate, or cause to be used or operated, within the Town limits of the Town

of Webster, any compression brake, engine brake, dynamic brake or mechanical exhaust devise designed to assist in the deceleration or braking of any motor vehicle. Violations shall be punishable by a fine of one hundred dollars (\$100.00) for the first offense and three hundred dollars (\$300.00) for the second and subsequent offenses.

Or take any action thereon.

Sponsored by the Board of Selectmen

ARTICLE 6. MARIJUANA RETAILERS LICENSED ~ GENERAL BYLAW

To see if the Town will vote to amend Part II, Regulatory Bylaws, Chapter 445 – Marijuana of the Town of Webster General Bylaws by deleting the text shown with a ~~strikethrough~~, and inserting the text shown in *italics* as follows; or take any action thereon:

Chapter 445 – Marijuana

§ 445-1. Marijuana Retailers Limitation.

The number of Marijuana Retail Licenses issued in the Town of Webster shall be limited to *three with the third retail license being restricted to only allow for delivery sales and that no in-person retail sales would be allowed pertaining to the third license.* ~~twenty (20%) percent of licenses issued in the Town of Webster for retail sale of alcoholic beverages not to be drunk on the premises where sold, which shall be calculated by rounding up to the next whole number.~~

Sponsored by the Board of Selectmen

ARTICLE 7. LEASE OF TOWN-OWNED PROPERTY AT 0 RAY STREET

To see if the Town will vote to allow the Board of Selectmen to (a) negotiate a lease agreement for the tennis courts located at 0 Ray Street, Webster, MA currently designated as Tax Parcel Number 27_G_16_2, which lease agreement will provide for lessee to renovate and improve court surfaces for the playing of Futsol; and (b) authorize the Board of Selectmen to execute the lease agreement, and any documents relating thereto; or take any action thereon.

Sponsored by the Board of Selectmen

ARTICLE 8. TRANSFER FUNDS TO PURCHASE A WATER DEPARTMENT PICKUP

To see if the Town will vote to transfer \$65,000 from Fund 6325 *Water Filtration Plant* to fund the purchase of a pickup truck for the Water Department, including all costs incidental and related thereto; or take any action thereon.

Sponsored by the Water and Sewer Commission

ARTICLE 9. BORROW FUNDS FOR WATER DISTRIBUTION INFRASTRUCTURE

To see if the Town will vote to borrow a certain sum of money and authorize the Treasurer, with the approval of the Selectmen, per M.G.L. Chapter 44, Section 7 and/or any enabling authority, to borrow the sum for the purpose of improving water distribution infrastructure, including, without limitation all costs incidental or related

thereto and issue bonds and notes therefor; and further, that any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount; or take any action thereon.

Sponsored by the Water and Sewer Commission

ARTICLE 10. BORROW FUNDS FOR TOWN HALL ROOF IMPROVEMENTS

To see if the Town will vote to borrow a certain sum of money and authorize the Treasurer, with the approval of the Selectmen, per M.G.L. Chapter 44, Section 7 and/or any enabling authority, to borrow the sum for the purpose of making improvements to the town hall roof and clock tower, including, without limitation all costs incidental or related thereto and issue bonds and notes therefor; and further, that any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount; or take any action thereon.

Sponsored by the Board of Selectmen

ARTICLE 11: TAX INCREMENT FINANCING AGREEMENT GOYA FOODS

To see if the Town will vote pursuant to G.L. c. 40, §59 and G.L. c. 23A, §§3E and 3F and applicable regulations thereunder, to: (a) allow the Board of Selectmen to negotiate a Tax Increment Financing ("TIF") Agreement between Goya Foods Inc. and the Town of Webster for improvements to the property located at 9 Cudworth Road, Webster, MA currently designated as Tax Parcel Number 96_A_2_2, which TIF Agreement will provide for real estate tax exemptions over a ten year period at the exemption rate schedule set forth therein; (b) authorize the Board of Selectmen to execute the TIF Agreement, and any documents relating thereto; and (c) authorize the Board of Selectmen to approve submission of the TIF Agreement, any Economic Development Incentive Program (EDIP) "Local Incentive-Only" Application, and any associated documents to the Massachusetts Economic Assistance Coordinating Council (EACC), all relating to the project as described in the TIF Agreement to be located at 9 Cudworth Road, and to take such other and further action as may be necessary or appropriate to obtain EACC approval, implement these documents and carry out the purposes of this article; or take any action thereon.

Sponsored by the Board of Selectmen

ARTICLE 12. AMEND TEMPORARY REPAIRS OF PRIVATE WAYS BY-LAW

To see if the Town will vote to amend section 573.3.1, first para., of the Temporary Repairs of Private Ways by-law as follows (deletions strikethrough, additions bolded italics); or take any action thereon:

Section 573.3 - Major Temporary Repairs

573.3.1 The Town may make major temporary repairs on a private way in the Town. Such repairs shall be made only after a petition has been filed in the office of the board of selectmen. Such petition shall identify the repairs to be made and shall be signed by the owners of no less than ~~2/3rds~~ **50%** of the primary lineal frontage of said way. Where a property is owned by more than one person or entity, each such person, and where appropriate, each trustee and/or representative, must sign the petition in order for that property's frontage to count towards the frontage percentage.

Submitted by Citizen's Petition

ARTICLE 13. AMEND THE WETLANDS PROTECTION BY-LAW

To see if the Town will vote to amend the Town of Webster General By-laws by inserting the following language into Chapter 85-2B or take any action thereon.

Code chapter	Subject
Chapter 636	Wetlands Protection 636-3B(3)

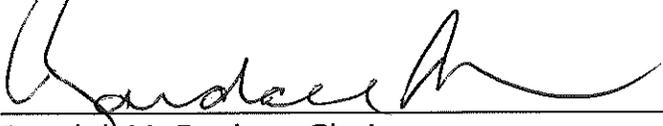
A list, with a minimum of three or more outside consultants shall be provided by the commission for the applicant to choose from. Any applicant aggrieved by the imposition of, or size of the consultant fee, or any act related thereto, may appeal to the Board of Selectmen, in accordance with the provisions of the MGL c. 44 § 53G. The grounds for such an appeal shall be limited to claims that the consultant selected has a conflict of Interest or does not possess the minimum required qualifications. The standard of qualification shall consist of Massachusetts certification or license in the field at issue or references mutually acceptable to the Commission and the applicant, showing expertise and experience in the field at issue. The required time limit for action upon an application by the Commission shall be extended by the duration of the administrative appeal.

Submitted by Citizen's Petition

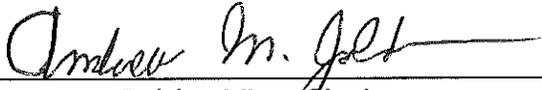
And you are directed to serve this warrant by publishing attested copies thereof in a newspaper published within the Town of Webster at least seven (7) days preceding the meeting and by posting attested copies thereof with the Town Clerk and filing in the Public Library.

Thereof fail not and make due return of your doings thereon to the Town Clerk at the time and place of holding said meeting. Given under our hands this Fourteenth Day of September in the year of our Lord Two Thousand and Twenty.

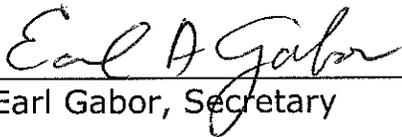
TOWN OF WEBSTER BOARD OF SELECTMEN:



Randall V. Becker, Chairman



Andrew M. Jolda, Vice Chairman



Earl Gabor, Secretary

Lisa Kontoes, Selectman

Tom Klebart, Selectman