

**WARRANT FOR**

**ANNUAL TOWN MEETING  
MAY 5, 2008**

**with  
ANNUAL TOWN ELECTION  
MAY 13, 2008**



**PLEASE BRING TO TOWN MEETING  
THIS IS YOUR ONLY COPY**

## SpringFest 2008 Schedule

### FRIDAY MAY 16th

6:30-8:30pm	Ice Cream Social	Center School Gym	Friends of Destination Imagination
7:00pm	Silent Movie "The Circus" with music by Richard Hughes	Town Hall (please bring a finger food to share with the group)	Stow Historical Society & Ancient Documents Committee

### SATURDAY MAY 17th

8:00-11:00am	Pancake Breakfast	St. Isidore's Church	Friends of the COA
9:00-11:00am	Lego Contest Entry Dropoff	Center School Gym	Springfest Committee
9:30am	Kids Costume Parade	Fire Station to Center School	Stow Lions Club
10:00am	Parade	Great Road to Center School	Springfest Committee
10:30am	Water Polo	Center School	Stow Fire Department
10:00-2:00	Tractor & Truck Display	Hale School	Agricultural Commission
10:00-2:00	Agricultural Displays	Center School	Agricultural Commission
10:00-2:00	Stow Minutemen Encampment	Center School	Stow Minutemen
10:00-2:00	Happy Wagon Train Rides	Center School	Frick & Frack
10:00-2:00	Lower Village Improvement Display	Center School	Lower Village Committee
10:00-2:00	"Stormwater Matters" Info	Center School	Stow Highway Department
10:00-2:00	Inflatables	Center School	Stow Police Department
10:00-2:00	Medical Reserve Corps Info	Center School	Stow Medical Reserve Corps
10:00-2:00	Stow Items for Sale	Center School	Friends of the COA
10:00-2:00	Snowcones & Cotton Candy	Center School	Stow Police Department
10:00-2:00	Arts & Crafts Class	Center School	Friends of the COA
10:00-2:00	Puppet Show & Information	Center School	Stow Area Parents Network
10:00-2:00	325th Birthday Cake & Info	Center School	Stow Community Chest
10:00-2:00	Information Table	Center School	Middlesex Probate Family Court
10:00-2:00	Trigger Point Massage	Center School	Stow Family Chiropractic
10:00-2:00	Information Table	Center School	Rail Trail Committee
10:00-2:00	Animal Exhibits	Center School	Local Residents
10:00-2:00	Information Table	Town Hall - Lower Level	Stow Historical Society
10:00-2:00	Popcorn and Information	Center School	The Stow Independent
10:00-2:00	Race Registration	Center School	Stow Conservation Trust

Continued on inside back cover

# **TOWN OF STOW**

## **ANNUAL TOWN MEETING**

MONDAY, MAY 5, 2008

7:00 P.M.

HALE MIDDLE SCHOOL AUDITORIUM

## **ANNUAL TOWN ELECTION**

TUESDAY, MAY 13, 2008

7:00 A.M. TO 8:00 P.M.

HALE MIDDLE SCHOOL GYMNASIUM

Annual Report of Officers and Committees  
Available at Town Building, Police Station  
and Randall Library



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## Finance Committee Report

### Annual Town Meeting May 5, 2008

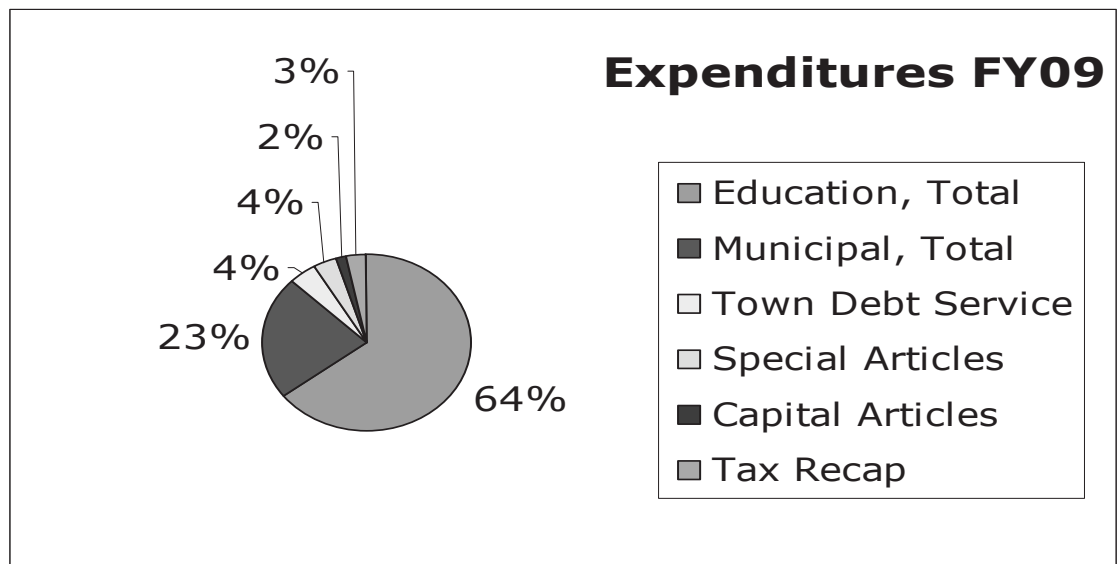
The Finance Committee has reviewed the proposed Town budget for the upcoming fiscal year FY2009, which runs from July 1 2008 through June 2009. We feel the Town has reason to be cautiously optimistic. For the third year, Stow will not require an override to fund its operating budget. We believe that this is good news, since it means that we are “living within our means”.

The key reason that the Town was able to avoid an override is that our biggest expense, the assessment for the Nashoba Regional School, rose modestly, about 5%. This happened at a time when Town income increased at an even more modest 4%. We expect this slow income growth to continue as new construction slows down and state aid will have at most a small increase. Even as income becomes tighter, we expect significant pressure from several municipal departments for additional funds over the next few years as the need for services increases with Stow’s population.

#### **EXPENSES: THE BIG PICTURE**

How do we spend our money? As you can see from this chart, in FY 2009 the Minuteman and Nashoba school assessments make up approximately 64% of our annual operating budget. The Municipal budget, including police, highway and fire, accounts for about 23%, town debt takes 4%, and the rest of the municipal budget combined consumes about 9% of our operating expenses.

The Nashoba Regional amount includes two Proposition 2½ override debt payments to the district: the Nashoba High School building project from several years ago, as well as payments for the so-called “deficit bond” the district was allowed to take out by the state to cover the financial problems in the district a couple of years ago.



## COMPLETE SPENDING PICTURE

The proposed FY09 budget increases spending by \$837,000. The increase in the Highway budget includes an increase of \$50,000 to the Snow and Ice Removal account and an increase of \$25,000 to the Fuel account. The line item Other Municipal rose by 7.5%; the primary cause for this rise is departmental requests for new hires and increases in staff hours. The bond for the Town Building has been paid off so the debt reflects what has gone down by \$75,000. The Tax Recap item includes several state and county charges, the largest of these is The Town's payment to the county retirement fund which increases 14% this year.

<b>Expenditures</b>	<b>FY08</b>	<b>FY09</b>	<b>Change 08 - 09</b>	<b>Percent Total</b>
<b>Education, Total</b>	13,321,028	<b>13,934,181</b>	<b>4.6%</b>	<b>64%</b>
*Nashoba Regional	12,366,455	12,970,229	4.9%	60%
*Minuteman Regional	954,573	963,952	1.0%	4%
<b>Municipal, Total</b>	4,660,095	<b>4,953,516</b>	<b>6.3%</b>	<b>23%</b>
*Police	1,192,567	1,220,274	2.3%	6%
*Highway	691,207	765,971	10.8%	4%
*Fire & EMS	560,158	584,045	4.3%	3%
*Other Municipal	2,216,163	2,383,226	7.5%	11%
<b>Town Debt Service</b>	1,073,009	960,188	<b>-10.5%</b>	<b>4%</b>
<b>Special Articles</b>	786,631	<b>804,933</b>	<b>2.3%</b>	<b>4%</b>
<b>Capital Articles</b>	382,416	<b>346,100</b>	<b>-9.5%</b>	<b>2%</b>
<b>Tax Recap</b>	601,120	<b>663,108</b>	<b>10.3%</b>	<b>3%</b>
<b>Total Expenditures</b>	20,824,299	<b>21,662,026</b>	<b>4.0%</b>	<b>100%</b>

## CAPITAL REQUESTS

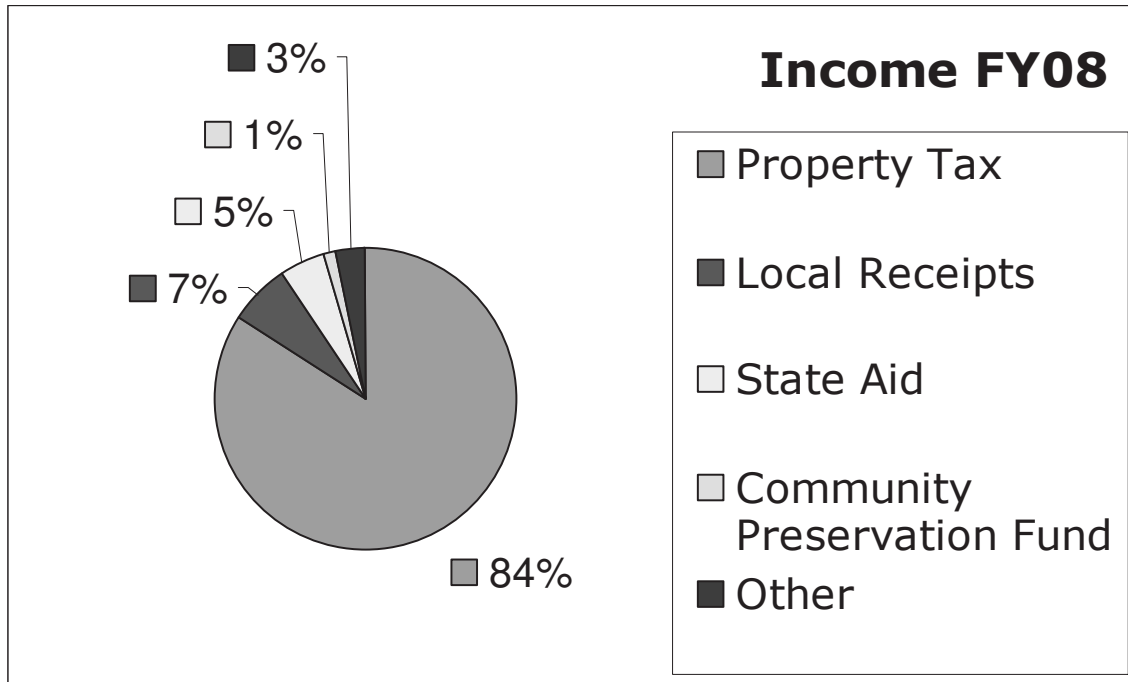
The projected annual capital budget has decreased 9.5% from FY08 to FY09, from \$382,400 to \$346,100. The capital requests range from hardy perennials like police cruiser and school building repairs to a new fire truck.

The town also moved \$100,000 from free cash to the Stabilization Fund last year and we propose to move \$50,000 to Stabilization this year. This is part of the town's attempt to rebuild its financial reserves over time.

## INCOME

Revenue for FY 2009 is projected to increase by almost \$822,000, to \$21.7 million. The most substantial increase is tied to property tax revenue, which is expected to increase \$757,000, including new growth (new construction, additions, and renovations), allowable increases under Proposition 2½ and prior debt exclusions. The proposed FY 2009 budget does not include any borrowing. Following are the revenue sources we expect to use in the next fiscal year.





Income	FY08	FY09	Change 08 - 09	Percent Total
Property Tax	17,777,477	18,534,852	4.3%	85%
Local Receipts	1,383,500	1,458,500	5.4%	7%
State Aid	1,089,612	1,089,612	0.0%	5%
Community Preservation Fund	311,990	311,990	0.0%	1%
Other	666,961	656,507	-1.6%	3%
<b>Total Income</b>	<b>20,917,550</b>	<b>21,739,471</b>	<b>3.9%</b>	<b>100%</b>

#### **BOTTOM LINE**

Our income is increasing slightly faster than our expenses, giving Stow a projected \$77,000 surplus in FY09.

#### **The Stow Finance Committee**

Charles Kern - Chairman

David Walrath, - Vice Chairman

Gary Bernklow, Henry Hagopian, James Salvie - Members

Steve MacNeill, Anthony Parrinello - Associate Members

### **Attachment A: Reserve Fund Transfer Details**

The Finance Committee is a standing committee of Town Meeting, representing town meeting voters within the town government; in this role the Finance Committee's main role in Stow is to review town meeting warrant articles and makes recommendations to the voters, with special emphasis on the financial aspects of each article.

The Finance Committee also administers Stow's Reserve Fund, which is used for unexpected or emergency expenses during the fiscal year. For the past several fiscal years, \$70,000 has been put into the Reserve Fund. Unexpended Reserve Fund funds each year return to the Town's General Fund as Free Cash, for use in the following fiscal year.

<b>Date</b>	<b>Description</b>	<b>Amount</b>
<b>FY07</b>		
10-Apr-07	Police Department Medical Exam	3,690.50
12-Jun-07	COA Substitute Van Driver	665.28
12-Jun-07	Town telephone billing	4,500.00
12-Jun-07	Library gas leak repairs	2,311.50
26-Jun-07	Snow & Ice deficit	3,933.59
26-Jun-07	COA Van Driver – part time & substitute	3,899.00
26-Jun-07	Call Firefighter/EMT wages	2,000.00
26-Jun-07	Animal Control Officer mileage	898.36
<b>FY08</b>		
1-Jul-07	Town Clerk special election	4,560.00
26-Nov-07	Finance Committee public hearing notice	362.68
18-Dec-07	Town Meeting election expenses	1,682.00
18-Dec-07	Building Inspector clerical wages	600
18-Mar-08	Town gas & diesel	19,000.00
3-Apr-08	Fire Dept – advertising for new chief	2,000.00

In FY 2008, two Reserve Fund requests were made that did not pass. In October, the Cable Advisory Committee requested \$2,500 for legal assistance for negotiating a new cable contract. The Finance Committee did not approve the transfer on the rationale that the Cable Advisory Committee had access to funds collected from a cable surcharge that could be used for that purpose. The Highway Department requested \$115,000 in January for a likely Snow & Ice deficit. The Reserve Fund did not have enough funds to cover this request and the Finance Committee took no action on it; instead the committee voted to permit deficit spending, which also required a vote of the selectmen.



## **WARRANT FOR 2008 ANNUAL TOWN MEETING**

To either of the Constables of the Town of Stow, in the County of Middlesex, GREETINGS:

In the name of the Commonwealth of Massachusetts, you are directed to notify and warn the inhabitants of the Town of Stow, qualified to vote in Elections and Town Affairs, to assemble in

### **HUGH MILL AUDITORIUM AT THE HALE SCHOOL**

In said Town on  
**MONDAY, THE FIFTH DAY OF MAY 2008**  
**AT 7:00 P.M.**

Then and there to act on the following Articles, namely:

#### **Article 1. Town Officers Not Elected By Ballot**

To choose all other necessary Town Officers who will not be elected by ballot at the Annual Election on May 13, 2008.

#### **Article 2. Reports Of Selectmen And Other Officers And Committees**

To hear the reports of the Selectmen and other Officers and Committees of the Town for 2007; or take any other action relative thereto.

(Selectmen)

#### **Article 3. Reports Of Special Committees**

To hear the reports of special committees of 2007; or take any other action relative thereto.

(Selectmen)

#### **Article 4. Wage And Salary Schedules**

To see if the Town will vote to amend Article 11 of the General Bylaws of the Town, Personnel Administration, by deleting from Section 20.h. the existing salary Schedules A, B, C, D, and E, and inserting in place thereof the following new Schedules; or take any other action thereto.

(Selectmen)

*The Finance Committee recommends approval of this article. The Town employees are receiving a 3% cost of living increase for FY 2009, the same as they have received for the past several years.*

#### **SCHEDULE A** **ANNUAL RATE POSITIONS**

<b><u>Position Title</u></b>	<b><u>Minimum</u></b>	<b><u>Step 1</u></b>	<b><u>Step 2</u></b>	<b><u>Step 3</u></b>	<b><u>Maximum</u></b>
Police Chief	69,942	72,486	76,301	82,658	93,499
Supt. of Streets	62,582	66,491	70,406	74,313	78,229
Fire Chief	62,072	64,556	68,282	74,492	80,695
Town Acct.	57,413	60,980	64,573	68,163	71,755
Police Lieut.	63,285	68,061	71,644	75,225	77,615
Treas. Collector	49,378	52,466	55,552	58,636	61,723
Bldg. Inspector	48,338	51,357	54,379	57,401	60,423
Library Director	45,998	48,874	51,747	54,627	57,499
Town Clerk	41,336	43,791	46,369	48,941	51,519

#### **SCHEDULE B** **HOURLY RATE POSITIONS**

##### **GROUP A**

<b><u>Position Title</u></b>	<b><u>Minimum</u></b>	<b><u>Step 1</u></b>	<b><u>Step 2</u></b>	<b><u>Step 3</u></b>	<b><u>Maximum</u></b>
Parks & Commons Worker	10.51	11.40	12.37	13.28	14.18
Cemetery Worker	10.51	11.40	12.37	13.28	14.18
Custodian	10.51	11.40	12.37	13.28	14.18

GROUP B

<u>Position Title</u>	<u>Minimum</u>	<u>Step 1</u>	<u>Step 2</u>	<u>Step 3</u>	<u>Maximum</u>
Assistant Town Clerk	15.49	16.68	17.92	19.42	20.86
Capital Prog. Comm. Secy.	11.93	12.82	13.79	14.94	16.05

GROUP C

<u>Position Title</u>	<u>Minimum</u>	<u>Step 1</u>	<u>Step 2</u>	<u>Step 3</u>	<u>Maximum</u>
Bd. of Appeals Secretary	16.29	17.75	19.15	20.62	22.02
Town Secretary	12.82	13.98	15.08	16.24	17.36
Highway/Tree/ Grounds Worker	12.82	13.98	15.08	16.24	17.36

GROUP D

<u>Position Title</u>	<u>Minimum</u>	<u>Step 1</u>	<u>Step 2</u>	<u>Step 3</u>	<u>Maximum</u>
Highway/Tree Grounds Driver- Laborer	15.88	16.89	17.88	18.85	19.83

GROUP E

<u>Position Title</u>	<u>Minimum</u>	<u>Step 1</u>	<u>Step 2</u>	<u>Step 3</u>	<u>Maximum</u>
Highway Dept. Equipment Operator	17.35	18.43	19.50	20.60	21.65
Tree Worker (Moth)	17.35	18.43	19.50	20.60	21.65
Maintenance Person	17.35	18.43	19.50	20.60	21.65

GROUP F

<u>Position Title</u>	<u>Minimum</u>	<u>Step 1</u>	<u>Step 2</u>	<u>Step 3</u>	<u>Maximum</u>
Highway Dept. Mechanic	18.39	19.46	20.70	21.85	22.97
Crew Chief	19.13	20.24	21.53	22.71	23.90

GROUP G

<u>Position Title</u>	<u>Minimum</u>	<u>Step 1</u>	<u>Step 2</u>	<u>Step 3</u>	<u>Maximum</u>
Highway Dept. Foreman	20.42	21.70	22.96	24.25	25.49

**SCHEDULE C**  
**SINGLE RATE POSITIONS PAID ANNUALLY**

<u>Position Title</u>	<u>Salary</u>
Registrar of Voters	123
Assistant Registrar of Voters	247
Animal Control Officer	15,960
Director of Summerthing	2,479
Beach Director	5,342
Cemetery Superintendent	32,782
Animal Inspector	3,313
Veterans' Agent	1,343
Council on Aging Secretary	859

**SCHEDULE D**  
**SINGLE RATE POSITIONS PAID HOURLY**

<u>Position Title</u>	<u>Salary</u>
Election Warden	9.45
Election Clerk	9.45
Election Teller	8.36
Election Clerical Assistance	8.36
Lifeguard	10.38
Lifeguard (W.S.I.)	12.26

<b><u>Position Title</u></b>	<b><u>Salary</u></b>
Beach Checker	8.36
Street Lister	9.02
Street Listing Clerk	8.36
Street Numberer	8.36
Per Diem Firefighter (call)	13.11
Apprentice Firefighter (call)	12.71
Firefighter (call)	14.52
Emergency Medical Technician (call)	14.52
Firefighter/EMT (call)	15.18
EMT - w/Defib & Epi Pen (call)	15.85
Firefighter/EMT - w/Defib & Epi Pen (call)	16.51
Officers - Fire or Medical (call)	17.84
Police Officer, part-time	20.30
Police Matron	17.91
Auxiliary Police Officer	13.25
Dispatcher, part-time	16.87
Summerthing Assistants	8.36

**SCHEDULE E**  
**FIRE DEPARTMENT ANNUAL SINGLE RATES**

<b><u>Position Title</u></b>	<b><u>Salary</u></b>
Deputy Fire Chief (call)	896
Fire Engineer	777
Fire Captain (call)	596
Fire Lieutenant (call)	478
Fire Medical Officer	358
EMS Quartermaster	239
EMS Schedule Coordinator	180
EMS Assistant Coordinator	299
EMS Records Coordinator	358

**Article 5. General Budget For Fiscal Year 2009**

To see what sums of money the Town will vote to raise and appropriate, or appropriate and transfer from available funds, to defray the necessary expenses of the several departments of the Town, as set forth in the following line items, or any other sums; or take any other action relative thereto.

(Selectmen)

*The Finance Committee recommends approval of this article.*

BUDGET LINE NO.	DEPARTMENT	FY2008 ACTUAL BUDGET	FY2009 BUDGET REQUESTED	FY2009 BUDGET TOWN ADMIN/ SELECTMEN RECOMMENDED	FY2009 BUDGET FINANCE COMMITTEE RECOMMENDED
	<b><u>MUNICIPAL BUDGET</u></b>	<b>LINES 1 - 69</b>			
	<b><u>GENERAL GOVERNMENT</u></b>	<b>LINES 1 - 30</b>			
<b>Line No.</b>					
	<b>MODERATOR</b>				
<b>1</b>	MODERATOR SALARY	36.00	37.00	37.00	37.00
<b>2</b>	MODERATOR EXPENSES	44.00	45.00	45.00	45.00
	<b>TOTAL MODERATOR</b>	<b>80.00</b>	<b>82.00</b>	<b>82.00</b>	<b>82.00</b>
	<b>SELECTMEN</b>				
<b>3</b>	ADMINISTRATIVE ASSISTANT SALARY	41,325.00	55,146.00	42,999.00	42,999.00
<b>4</b>	SELECTMEN EXPENSES	8,611.00	11,770.00	11,770.00	11,770.00
<b>5</b>	TOWN ADMINISTRATOR SALARY	101,140.00	104,172.00	104,172.00	104,172.00
<b>6</b>	TOWN ADMINISTRATOR EXPENSES	500.00	500.00	500.00	500.00
	<b>TOTAL SELECTMEN</b>	<b>151,576.00</b>	<b>171,588.00</b>	<b>159,441.00</b>	<b>159,441.00</b>



BUDGET LINE NO.	DEPARTMENT	FY2008 ACTUAL BUDGET	FY2009 BUDGET REQUESTED	FY2009 BUDGET TOWN ADMIN/ SELECTMEN RECOMMENDED	FY2009 BUDGET FINANCE COMMITTEE RECOMMENDED
	<b>TOWN BUILDING CLERICAL</b>				
<b>7</b>	TOWN BUILDING CLERICAL WAGES	16,401.00	16,893.00	31,973.00	31,973.00
	<b>TOTAL TOWN BUILDING CLERICAL</b>	<b>16,401.00</b>	<b>16,893.00</b>	<b>31,973.00</b>	<b>31,973.00</b>
	<b>FINANCE COMMITTEE</b>				
<b>8</b>	FINANCE COMMITTEE WAGES	3,627.00	3,735.00	3,735.00	3,735.00
<b>9</b>	FINANCE COMMITTEE EXPENSES	375.00	450.00	450.00	450.00
	<b>TOTAL FINANCE COMMITTEE</b>	<b>4,002.00</b>	<b>4,185.00</b>	<b>4,185.00</b>	<b>4,185.00</b>
	<b>TOWN ACCOUNTANT</b>				
<b>10</b>	ACCOUNTANT SALARY	41,200.00	42,436.00	42,436.00	42,436.00
<b>11</b>	ACCOUNTANT CLERK SALARY	4,381.00	4,512.00	0.00	0.00
<b>12</b>	ACCOUNTANT EXPENSES	1,525.00	1,525.00	1,525.00	1,525.00
	<b>TOTAL TOWN ACCOUNTANT</b>	<b>47,106.00</b>	<b>48,473.00</b>	<b>43,961.00</b>	<b>43,961.00</b>
	<b>ASSESSORS</b>				
<b>13</b>	PRINCIPAL ASSESSOR'S WAGES	55,523.00	57,189.00	57,189.00	57,189.00

BUDGET LINE NO.	DEPARTMENT	FY2008 ACTUAL BUDGET	FY2009 BUDGET REQUESTED	FY2009 BUDGET TOWN ADMIN/ SELECTMEN RECOMMENDED	FY2009 BUDGET FINANCE COMMITTEE RECOMMENDED
<b>14</b>	ASSESSORS CLERICAL WAGES	52,332.00	64,188.00	56,454.00	56,454.00
<b>15</b>	ASSESSORS EXPENSES	6,850.00	7,650.00	7,650.00	7,650.00
	<b>TOTAL ASSESSORS</b>	<b>114,705.00</b>	<b>129,027.00</b>	<b>121,293.00</b>	<b>121,293.00</b>
	<b>TREASURER- COLLECTOR</b>				
<b>16</b>	TREASURER- COLLECTOR SALARY	52,941.00	55,552.00	55,552.00	55,552.00
<b>17</b>	TREASURER- COLLECTOR CLERICAL WAGES	40,551.00	43,499.00	43,499.00	43,499.00
<b>18</b>	TREASURER- COLLECTOR EXPENSES	38,800.00	38,800.00	38,800.00	38,800.00
	<b>TOTAL TREASURER- COLLECTOR</b>	<b>132,292.00</b>	<b>137,851.00</b>	<b>137,851.00</b>	<b>137,851.00</b>
	<b>TOWN CLERK</b>				
<b>19</b>	TOWN CLERK SALARY	50,111.00	51,519.00	51,519.00	51,519.00
<b>20</b>	TOWN CLERK OTHER WAGES	22,538.00	49,716.00	25,736.00	25,736.00
<b>21</b>	TOWN CLERK EXPENSES	10,210.00	14,745.00	14,745.00	14,745.00
	<b>TOTAL TOWN CLERK</b>	<b>82,859.00</b>	<b>115,980.00</b>	<b>92,000.00</b>	<b>92,000.00</b>
	<b>CONSERVATION COMMISSION</b>				

<b>BUDGET LINE NO.</b>	<b>DEPARTMENT</b>	<b>FY2008 ACTUAL BUDGET</b>	<b>FY2009 BUDGET REQUESTED</b>	<b>FY2009 BUDGET TOWN ADMIN/ SELECTMEN RECOMMENDED</b>	<b>FY2009 BUDGET FINANCE COMMITTEE RECOMMENDED</b>
<b>22</b>	CONSERVATION COMMISSION CLERICAL WAGES	58,563.00	66,666.00	60,840.00	60,840.00
<b>23</b>	CONSERVATION COMMISSION EXPENSES	4,280.00	4,280.00	4,280.00	4,280.00
	<b>TOTAL CONSERVATION COMMISSION</b>	<b>62,843.00</b>	<b>70,946.00</b>	<b>65,120.00</b>	<b>65,120.00</b>
	<b>PLANNING BOARD</b>				
<b>24</b>	PLANNING BOARD CLERICAL WAGES	95,864.00	101,947.00	98,723.00	98,723.00
<b>25</b>	PLANNING BOARD EXPENSES	4,510.00	4,510.00	4,510.00	4,510.00
	<b>TOTAL PLANNING BOARD</b>	<b>100,374.00</b>	<b>106,457.00</b>	<b>103,233.00</b>	<b>103,233.00</b>
	<b>BOARD OF APPEALS</b>				
<b>26</b>	BOARD OF APPEALS CLERICAL WAGES	7,021.00	6,996.00	6,996.00	6,996.00
<b>27</b>	BOARD OF APPEALS EXPENSES	3,420.00	3,370.00	3,370.00	3,370.00
	<b>TOTAL BOARD OF APPEALS</b>	<b>10,441.00</b>	<b>10,366.00</b>	<b>10,366.00</b>	<b>10,366.00</b>
	<b>MUNICIPAL BUILDING</b>				
<b>28</b>	MUNI BUILDING & PROPERTY WAGES	24,225.00	26,762.00	24,983.00	24,983.00

BUDGET LINE NO.	DEPARTMENT	FY2008 ACTUAL BUDGET	FY2009 BUDGET REQUESTED	FY2009 BUDGET TOWN ADMIN/ SELECTMEN RECOMMENDED	FY2009 BUDGET FINANCE COMMITTEE RECOMMENDED
29	MUNI BUILDING & PROPERTY EXPENSES	57,280.00	60,488.00	60,488.00	60,488.00
	<b>TOTAL MUNICIPAL BUILDING</b>	<b>81,505.00</b>	<b>87,250.00</b>	<b>85,471.00</b>	<b>85,471.00</b>
	<b>OTHER GENERAL GOVERNMENT</b>				
30	TOWN REPORTS EXPENSES	9,000.00	9,050.00	9,050.00	9,050.00
	<b>TOTAL OTHER GENERAL GOVERNMENT</b>	<b>9,000.00</b>	<b>9,050.00</b>	<b>9,050.00</b>	<b>9,050.00</b>
	<b>TOTAL GENERAL GOVERNMENT</b>	<b>813,184.00</b>	<b>908,148.00</b>	<b>864,026.00</b>	<b>864,026.00</b>
-	<b><u>PUBLIC SAFETY</u></b>	<b>LINES 31 - 39</b>	-	-	-
	<b>POLICE DEPT</b>				
31	POLICE CHIEF SALARY	91,526.00	93,499.00	93,499.00	93,499.00
32	POLICE & DISPATCH WAGES	1,019,431.00	1,046,017.00	1,040,475.00	1,040,475.00
33	POLICE & DISPATCH EXPENSES	81,610.00	86,300.00	86,300.00	86,300.00
	<b>TOTAL POLICE DEPT</b>	<b>1,192,567.00</b>	<b>1,225,816.00</b>	<b>1,220,274.00</b>	<b>1,220,274.00</b>
	<b>FIRE AND EMS</b>				
34	FIRE CHIEF SALARY	78,345.00	80,695.00	80,695.00	80,695.00

BUDGET LINE NO.	DEPARTMENT	FY2008 ACTUAL BUDGET	FY2009 BUDGET REQUESTED	FY2009 BUDGET TOWN ADMIN/ SELECTMEN RECOMMENDED	FY2009 BUDGET FINANCE COMMITTEE RECOMMENDED
35	FIRE AND EMS WAGES	405,713.00	470,744.00	423,872.00	423,872.00
36	FIRE AND EMS EXPENSES	76,100.00	85,800.00	80,000.00	80,000.00
	<b>TOTAL FIRE AND EMS</b>	<b>560,158.00</b>	<b>637,239.00</b>	<b>584,567.00</b>	<b>584,567.00</b>
	<b>BUILDING INSPECTOR</b>				
37	BUILDING INSPECTOR WAGES	58,663.00	60,423.00	60,423.00	60,423.00
38	BUILDING DEPT CLERICAL WAGES	15,346.00	28,013.00	18,013.00	18,013.00
39	BUILDING DEPT EXPENSES	4,975.00	5,625.00	5,625.00	5,625.00
	<b>TOTAL BUILDING INSPECTOR</b>	<b>78,984.00</b>	<b>94,061.00</b>	<b>84,061.00</b>	<b>84,061.00</b>
	<b>TOTAL PUBLIC SAFETY</b>	<b>1,831,709.00</b>	<b>1,957,116.00</b>	<b>1,888,902.00</b>	<b>1,888,902.00</b>
	<b><u>PUBLIC WORKS AND FACILITIES</u></b>				
		<b>LINES 40 - 47</b>			
	<b>HIGHWAY AND GROUNDS</b>				
40	SUPT OF STREETS SALARY	72,649.00	78,229.00	78,229.00	78,229.00
41	HIGHWAY & GROUNDS WAGES	411,758.00	460,408.00	427,168.00	427,168.00
42	HIGHWAY & GROUNDS EXPENSES	106,800.00	112,600.00	112,600.00	112,600.00

BUDGET LINE NO.	DEPARTMENT	FY2008 ACTUAL BUDGET	FY2009 BUDGET REQUESTED	FY2009 BUDGET TOWN ADMIN/ SELECTMEN RECOMMENDED	FY2009 BUDGET FINANCE COMMITTEE RECOMMENDED
43	SNOW AND ICE REMOVAL EXPENSE	100,000.00	150,000.00	150,000.00	150,000.00
	<b>TOTAL HIGHWAY &amp; GROUNDS</b>	<b>691,207.00</b>	<b>801,237.00</b>	<b>767,997.00</b>	<b>767,997.00</b>
	<b>OTHER PUBLIC WORKS</b>				
44	MUNICIPAL LIGHTING	13,400.00	13,500.00	13,500.00	13,500.00
45	GASOLINE & DIESEL FUEL EXPENSE	65,000.00	90,000.00	90,000.00	90,000.00
	<b>TOTAL OTHER PUBLIC WORKS</b>	<b>78,400.00</b>	<b>103,500.00</b>	<b>103,500.00</b>	<b>103,500.00</b>
	<b>CEMETERY DEPT</b>				
46	CEMETERY SALARY AND WAGES	37,827.00	39,882.00	39,882.00	39,882.00
47	CEMETERY EXPENSES	8,114.00	9,915.00	9,915.00	9,915.00
	<b>TOTAL CEMETERY DEPT</b>	<b>45,941.00</b>	<b>49,797.00</b>	<b>49,797.00</b>	<b>49,797.00</b>
	<b>TOTAL PUBLIC WORK &amp; FACILITIES</b>	<b>815,548.00</b>	<b>954,534.00</b>	<b>921,294.00</b>	<b>921,294.00</b>
	<b><u>HUMAN SERVICES</u></b>				
		<b>LINES 48 - 55</b>			
	<b>HEALTH DEPT</b>				

<b>BUDGET LINE NO.</b>	<b>DEPARTMENT</b>	<b>FY2008 ACTUAL BUDGET</b>	<b>FY2009 BUDGET REQUESTED</b>	<b>FY2009 BUDGET TOWN ADMIN/ SELECTMEN RECOMMENDED</b>	<b>FY2009 BUDGET FINANCE COMMITTEE RECOMMENDED</b>
<b>48</b>	SANITARY AGENT WAGES	17,471.00	17,995.00	17,995.00	17,995.00
<b>49</b>	HEALTH DEPARTMENT WAGES	74,685.00	74,662.00	74,662.00	74,662.00
<b>50</b>	HEALTH DEPARTMENT EXPENSES	9,160.00	8,560.00	8,560.00	8,560.00
	<b>TOTAL HEALTH DEPT</b>	<b>101,316.00</b>	<b>101,217.00</b>	<b>101,217.00</b>	<b>101,217.00</b>
	<b>COUNCIL ON AGING</b>				
<b>51</b>	EXECUTIVE DIRECTOR SALARY	44,694.00	51,138.00	51,138.00	51,138.00
<b>52</b>	COUNCIL ON AGING WAGES	70,008.00	83,643.00	76,584.00	76,584.00
<b>53</b>	COUNCIL ON AGING EXPENSES	14,471.00	12,408.00	12,408.00	12,408.00
	<b>TOTAL COUNCIL ON AGING</b>	<b>129,173.00</b>	<b>147,189.00</b>	<b>140,130.00</b>	<b>140,130.00</b>
	<b>VETERANS' DEPT</b>				
<b>54</b>	VETERANS' AGENT SALARY	1,265.00	1,303.00	1,303.00	1,303.00
<b>55</b>	VETERANS' AGENT EXPENSES	200.00	200.00	200.00	200.00
	<b>TOTAL VETERANS' DEPT</b>	<b>1,465.00</b>	<b>1,503.00</b>	<b>1,503.00</b>	<b>1,503.00</b>
	<b>TOTAL HUMAN SERVICES</b>	<b>231,954.00</b>	<b>249,909.00</b>	<b>242,850.00</b>	<b>242,850.00</b>

BUDGET LINE NO.	DEPARTMENT	FY2008 ACTUAL BUDGET	FY2009 BUDGET REQUESTED	FY2009 BUDGET TOWN ADMIN/ SELECTMEN RECOMMENDED	FY2009 BUDGET FINANCE COMMITTEE RECOMMENDED
	<b><u>CULTURE AND RECREATION</u></b>	<b>LINES 56 - 65</b>			
	<b>LIBRARY DEPT</b>				
<b>56</b>	LIBRARY DIRECTOR SALARY	56,374.00	57,499.00	57,499.00	57,499.00
<b>57</b>	LIBRARY WAGES	74,091.00	76,913.00	76,913.00	76,913.00
<b>58</b>	LIBRARY EXPENSES	52,910.00	56,692.00	56,692.00	56,692.00
	<b>TOTAL LIBRARY DEPT</b>	<b>183,375.00</b>	<b>191,104.00</b>	<b>191,104.00</b>	<b>191,104.00</b>
	<b>RECREATION COMMISSION</b>				
<b>59</b>	RECREATION WAGES	43,945.00	45,263.00	45,263.00	45,263.00
<b>60</b>	RECREATION EXPENSES	23,350.00	23,550.00	23,550.00	23,550.00
	<b>TOTAL RECREATION COMMISSION</b>	<b>67,295.00</b>	<b>68,813.00</b>	<b>68,813.00</b>	<b>68,813.00</b>
	<b>LAKE BOON COMMISSION</b>				
<b>61</b>	LAKE BOON COMMISSION WAGES	2,745.00	2,745.00	2,745.00	2,745.00
<b>62</b>	LAKE BOON COMMISSION EXPENSES	710.00	710.00	710.00	710.00
	<b>TOTAL LAKE BOON COMMISSION</b>	<b>3,455.00</b>	<b>3,455.00</b>	<b>3,455.00</b>	<b>3,455.00</b>



BUDGET LINE NO.	DEPARTMENT	FY2008 ACTUAL BUDGET	FY2009 BUDGET REQUESTED	FY2009 BUDGET TOWN ADMIN/ SELECTMEN RECOMMENDED	FY2009 BUDGET FINANCE COMMITTEE RECOMMENDED
	<b>OTHER CULTURE &amp; RECREATION</b>				
<b>63</b>	HISTORICAL COMMISSION EXPENSES	525.00	525.00	525.00	525.00
<b>64</b>	MEMORIAL DAY EXPENSES	950.00	950.00	950.00	950.00
<b>65</b>	LIGHTING OF CLOCK EXPENSES	100.00	100.00	100.00	100.00
	<b>TOTAL OTHER CULTURE &amp; RECREATION</b>	<b>1,575.00</b>	<b>1,575.00</b>	<b>1,575.00</b>	<b>1,575.00</b>
	<b>TOTAL CULTURE &amp; RECREATION EXPENSES</b>	<b>255,700.00</b>	<b>264,947.00</b>	<b>264,947.00</b>	<b>264,947.00</b>
	<b><u>TOWN WIDE EXPENSES</u></b>	<b>LINES 66 - 69</b>			
<b>66</b>	EDUCATIONAL INCENTIVE	37,000.00	57,500.00	57,500.00	57,500.00
<b>67</b>	GROUP INSURANCE	530,300.00	559,698.00	559,698.00	559,698.00
<b>68</b>	INSURANCE AND BONDS	117,900.00	128,800.00	128,800.00	128,800.00
<b>69</b>	TELEPHONE	25,200.00	25,956.00	25,956.00	25,956.00
	<b>TOTAL TOWN WIDE EXPENSES</b>	<b>710,400.00</b>	<b>771,954.00</b>	<b>771,954.00</b>	<b>771,954.00</b>
	<b>MUNICIPAL BUDGET TOTAL</b>	<b>4,658,495.00</b>	<b>5,106,608.00</b>	<b>4,953,973.00</b>	<b>4,953,973.00</b>
	<b><u>EDUCATION</u></b>	<b>LINES 70 - 71</b>			

BUDGET LINE NO.	DEPARTMENT	FY2008 ACTUAL BUDGET	FY2009 BUDGET REQUESTED	FY2009 BUDGET TOWN ADMIN/ SELECTMEN RECOMMENDED	FY2009 BUDGET FINANCE COMMITTEE RECOMMENDED
	<b>SCHOOL DISTRICTS</b>				
<b>70</b>	NASHOBA REG SCHOOL DIST ASSESSMENT	12,004,658.00	12,607,229.00	12,607,229.00	12,607,229.00
<b>71</b>	MINUTEMAN VOC TECH ASSESSMENT	954,573.00	963,952.00	963,952.00	963,952.00
	<b>TOTAL DISTRICT ASSESSMENTS</b>	<b>12,959,231.00</b>	<b>13,571,181.00</b>	<b>13,571,181.00</b>	<b>13,571,181.00</b>
	<b><u>DEBT SERVICE</u></b>	<b>LINES 72 - 74</b>			
	<b>PRINCIPAL</b>				
<b>72</b>	MATURING PRIN LONG-TERM DEBT	1,000,000.00	847,000.00	847,000.00	847,000.00
	<b>TOTAL MATURING PRINCIPAL</b>	<b>1,000,000.00</b>	<b>847,000.00</b>	<b>847,000.00</b>	<b>847,000.00</b>
	<b>INTEREST</b>				
<b>73</b>	INT ON LONG- TERM DEBT - BONDS	431,806.00	473,188.00	473,188.00	473,188.00
<b>74</b>	INT ON TEMPORARY LOANS - REVENUE	3,000.00	3,000.00	3,000.00	3,000.00
	<b>TOTAL INTEREST ON MATURING DEBT</b>	<b>434,806.00</b>	<b>476,188.00</b>	<b>476,188.00</b>	<b>476,188.00</b>
	<b>TOTAL DEBT SERVICE</b>	<b>1,434,806.00</b>	<b>1,323,188.00</b>	<b>1,323,188.00</b>	<b>1,323,188.00</b>
	<b>TOTAL</b>	<b>19,052,532.00</b>	<b>20,000,977.00</b>	<b>19,848,342.00</b>	<b>19,848,342.00</b>

## **BEGINNING OF THE CONSENT CALENDAR**

### **Article 6. Reserve Fund**

(CONSENT CALENDAR)

To see if the Town will vote to raise and appropriate, or appropriate and transfer from available funds, the sum of Seventy Thousand Dollars (\$70,000), or any other sum, for a Reserve Fund for the fiscal year beginning July 1, 2008; or take any other action relative thereto.

(Finance Committee)

*The Finance Committee recommends approval of this appropriation to unforeseen expenditures that may occur in Fiscal Year 2009. Based on historical use of the reserve fund, we feel that this is an appropriate contingency amount.*

### **Article 7. Tax Title Proceedings**

(CONSENT CALENDAR)

To see if the Town will vote to raise and appropriate, or appropriate and transfer from available funds, the sum of Seven Thousand Dollars (\$7,000), or any other sum, to be added to any balance remaining and previously appropriated for Tax Title proceedings for tax taking and Land Court foreclosure, including costs and legal expenses related thereto, to be expended by the Treasurer-Collector; or take any other action relative thereto.

(Treasurer-Collector)

*The Finance Committee recommends approval of this expenditure. From time to time there are properties in Stow for which no taxes are paid. When it becomes clear that taxes are not forthcoming, the Treasurer-Collector takes legal action to take these properties that are subsequently auctioned or used for town purposes.*

### **Article 8. Audit Of Financial Records**

(CONSENT CALENDAR)

To see if the Town will vote to raise and appropriate, or appropriate and transfer from available funds, the sum of Ten Thousand Two Hundred Dollars (\$10,200), or any other sum, for a Town financial audit; or take any other action relative thereto.

(Treasurer-Collector)

*The Finance Committee recommends approval of this expenditure as both sound financial control and as a state requirement.*

### **Article 9. Revolving Fund For Inspection Fees**

(CONSENT CALENDAR)

To see if the Town will vote to authorize, upon the recommendation of the Selectmen, a revolving fund pursuant to Massachusetts General Laws Chapter 44 Section 53E-1/2 for FY2009, to which shall be credited all permitting fees received for wire, gas, plumbing, and fire alarm permits and for weights and measures sealing, to a limit of Forty Thousand Dollars (\$40,000) for FY2009, to be expended by the Selectmen without further appropriation, for the purpose of payment of fees to the inspectors administering such permits and reimbursement of expenses incurred on behalf of the Town; or take any other action relative thereto.

(Selectmen)

*The Finance Committee recommends support of this revolving fund. This allows the inspectors to be paid from fees collected in the current year. It is revenue neutral.*

**Article 10. Revolving Fund For Advanced Life Support Services**

(CONSENT CALENDAR)

To see if the Town will vote to authorize, upon the recommendation of the Selectmen, the establishment of a revolving fund pursuant to Massachusetts General Laws Chapter 44 Section 53E-1/2 for FY2009, to which shall be credited all fees received for advanced life support services provided by the Town of Stow, to a limit of Forty Thousand Dollars (\$40,000) for FY2009, to be expended by the Fire Department without further appropriation, for the purpose of payment of all costs associated with providing advanced life support ambulance services; or take any other action relative thereto.

(Selectmen)

*The Finance Committee recommends support of this revolving fund. This fund will help in keeping the Advanced Life Support services solvent and available to the Town by providing third party billing services. It is revenue neutral.*

**Article 11. Transfer To Conservation Fund – Land Maintenance**

(CONSENT CALENDAR)

To see if the Town will vote to appropriate and transfer from the Conservation Land Maintenance Account to the Conservation Fund the sum of Two Thousand Seven Hundred Seventy-two and 50/100 Dollars (\$2,772.50) or any other sum, to be expended by the Conservation Commission; or take any other action relative thereto.

(Conservation Commission)

*The Finance Committee recommends support of this article. This is a transfer of a modest amount to the Conservation Fund that is necessary so that the Conservation Commission can actually spend the funds. This article transfers existing funds and has no direct impact on the tax rate.*

**Article 12. Addition To Conservation Fund**

(CONSENT CALENDAR)

To see if the Town will vote to raise and appropriate, or appropriate and transfer from available funds, the sum of Ten Thousand Dollars (\$10,000), or any other sum, to be added to the balance remaining in the Conservation Fund, to be expended by the Conservation Commission; or take any other action relative thereto.

(Conservation Commission)

*The Finance Committee recommends approval of this article. This is a periodic appropriation to fund many of the costs related to managing the town's conservation lands and for other conservation purposes.*

**Article 13. Transfer From Wetlands Protection Fund**

(CONSENT CALENDAR)

To see if the Town will vote to appropriate and transfer from the Wetlands Protection Fund the sum of Four Thousand Two Hundred Fifty-five Dollars (\$4, 255) or any other sum, as additional appropriation to the Conservation Commission, to be expended by the Conservation Commission in performing its duties under the Wetlands Protection Act; or take any other action relative thereto.

(Conservation Commission)

*The Finance Committee recommends approval of this transfer. This is an annual transfer of money collected from certain fees that allows the Conservation Commission to use the funds for costs associated*

*with the Wetlands Protection Act. This article transfers existing funds and has no direct impact on the tax rate.*

**Article 14. Addition To Agricultural Preservation Fund**

(CONSENT CALENDAR)

To see if the Town will vote to raise and appropriate, or appropriate and transfer from available funds, the sum of Five Thousand Five Hundred and Fifty Dollars (\$5,550), or any other sum, to be added to any balance previously appropriated to be expended by the Agricultural Commission; for the purpose of performing its duties; or take any other action relative thereto.

(Agricultural Commission)

*The Finance Committee recommends approval of this article. This modest sum will help fund the operations of Stow's recently created Agricultural Commission.*

**Article 15. Update Of Property Valuations**

(CONSENT CALENDAR)

To see if the Town will vote to raise and appropriate, or appropriate and transfer from available funds, the sum of Twenty Thousand Dollars (\$20,000), or any other sum, to be added to the balance previously appropriated for the purpose of updating property valuations in the Town to full and fair cash value, to be expended by the Assessors; or take any other action relative thereto.

(Assessors)

*The Finance Committee recommends approval of this expenditure. This is an annual appropriation to fund consultants to assist the assessors in evaluating property at fair market value as required for fair taxation and State DOR compliance.*

**Article 16. Town Records Binding And Repair**

(CONSENT CALENDAR)

To see if the Town will vote to raise and appropriate, or appropriate and transfer from available funds, the sum of Two Hundred Dollars (\$200), or any other sum, to be added to any balance previously appropriated for the purpose of binding and repairing Town records in accordance with M.G.L. Chapter 66, Section 9, to be expended by the Town Clerk; or take any other action relative thereto.

(Town Clerk)

*The Finance Committee recommends approval of this annual appropriation to provide for the routine and ongoing expense of maintaining the integrity of town records.*

**Article 17. Election Equipment**

(CONSENT CALENDAR)

To see if the Town will vote to raise and appropriate, or appropriate and transfer from available funds, the sum of Eight Thousand Five Hundred Dollars (\$8,500), or any other sum, for the purchase of polling equipment and supplies; or take any other action relative thereto.

(Town Clerk)

*The Finance Committee recommends approval of this expenditure. This will fund new voting booths that the town clerk has determined are needed.*

**Article 18. Highway Road Machinery And Private Ways**

(CONSENT CALENDAR)

To see if the Town will vote to raise and appropriate, or appropriate and transfer from available funds, the sums of money for Highway Department purposes as set forth in the schedule below, or any other sums; or take any other action relative thereto.

(Selectmen)

*The Finance Committee recommends these routine appropriations to maintain road machinery and repair private ways.*

Expense	Amount
1. For the Road Machinery Account	\$33,091
2. For Repairs on Private Ways	\$10,000

**Article 19. Highway Road Construction**

(CONSENT CALENDAR)

To see if the Town will vote to appropriate and borrow, the sum of Two Hundred Six Thousand Thirty-three Dollars (\$206,033) from FY 2008 Apportionment or any other sum, for construction, reconstruction and/or improvements to Town roads, as requested by the Board of Selectmen, to be reimbursed by the Commonwealth, or take any other action relative thereto.

(Selectmen)

*The Finance Committee recommends approval of these appropriations, which are reimbursed by state funds, for improvements on town roads.*

**Article 20. Federal Safe Drinking Water Act**

(CONSENT CALENDAR)

To see if the Town will vote to raise and appropriate, or appropriate and transfer from available funds, the sum of Six Thousand Dollars (\$6,000), or any other sum, to be added to any balance previously appropriated for the purpose of satisfying the compliance requirements of the Federal Safe Drinking Water Act, as amended, in accordance with State Regulations, to be expended under the direction of the Board of Health; or take any other action relative thereto.

(Board of Health)

*The Finance Committee recommends this appropriation to continue compliance with federal and state regulations for public water supplies.*

**Article 21. Household Hazardous Waste Collection**

(CONSENT CALENDAR)

To see if the Town will vote to raise and appropriate, or appropriate and transfer from available funds, the sum of Fifteen Thousand Dollars (\$15,000), or any other sum, to be added to any balance remaining from the previous appropriation, to be expended under the direction of the Board of Health for the purpose of providing for household hazardous waste collection; or take any other action relative thereto.

(Board of Health)

*The Finance Committee recommends approval of this article. This allows the Board of Health to arrange for a collection of materials that are not accepted by trash collection services and dispose of them properly.*

**Article 22. Emerson Hospital Home Care**

(CONSENT CALENDAR)

To see if the Town will vote to raise and appropriate, or appropriate and transfer from available funds, the sum of Two Thousand One Hundred Dollars (\$2,100), or any other sum, to be added to any balance remaining from the previous appropriation, to be expended under the direction of the Board of Health for the purpose of providing home care services and communicable disease follow-up services to Stow residents; or take any other action relative thereto.

(Board of Health)

*The Finance Committee will make a recommendation at Town Meeting.*

**Article 23. Community Nurse**

(CONSENT CALENDAR)

To see if the Town will vote to transfer from the Concord Health Services Account, the sum of Six Thousand One Hundred Thirteen Dollars (\$6,113), or any other remaining balance, to be expended under the direction of the Board of Health for the purpose of creating a new Community Nurse account to provide routine medical services to Stow residents; or take any other action relative thereto.

(Board of Health)

*The Finance Committee will make a recommendation at Town Meeting.*

**Article 24. Solid Waste Disposal Container**

(CONSENT CALENDAR)

To see if the Town will vote to raise and appropriate, or appropriate and transfer from available funds, the sum of One Thousand Dollars (\$1,000), or any other sum, to be added to any balance remaining from the previous appropriation, to be expended under the direction of the Board of Health; for the purpose of renting a container and disposing of solid waste which has been dumped on Town land and roadsides; or take any other action relative thereto.

(Board of Health)

*The Finance Committee recommends approval of this article. The town must unfortunately collect and dispose of trash dumped on town land.*

**Article 25. Medical Reserve Corps Expenses**

(CONSENT CALENDAR)

To see if the Town will vote to raise and appropriate, or appropriate and transfer from available funds, the sum of Five Thousand Dollars (\$5,000), or any other sum, to be expended under the direction of the Board of Health for the purpose of providing equipment and operating expenses for the Medical Reserve Corps; or take any other action relative thereto.

(Board of Health)

*The Finance Committee recommends approval of this article. This is a fairly new annual appropriation. It will pay for office supplies, training, and some technology items for Stow's Medical Reserve Corps.*

**Article 26. Stow Cultural Council**

(CONSENT CALENDAR)

To see if the Town will vote to raise and appropriate, or appropriate and transfer from available funds, the sum of Three Thousand Five Hundred Dollars (\$3,500), or any other sum, to be added to any balance remaining from previous appropriations, to produce cultural activities and programming in Stow,



including Two Thousand Dollars (\$2,000) of these funds to be used to support Springfest activities; or take any other action relative thereto.

(Selectmen)

*The Finance Committee recommends approval of this expenditure. As a percentage of the total budget, this is a very small expenditure yet it will help continue an annual event that is highly popular, and will help further a sense of community togetherness*

**Article 27. Selectmen's Engineering/Consulting Expenses**

(CONSENT CALENDAR)

To see if the town will vote to raise and appropriate, or appropriate and transfer from available funds, the sum of Twenty Thousand Dollars (\$20,000), or any other sum, to be added to any balance remaining and previously appropriated for this purpose, to be expended by the Board of Selectmen for engineering and consulting services, including but not limited to the Board's implementation of the Town's Master Plan; or take any other action relative thereto.

(Board of Selectmen)

*The Finance Committee recommends approval of this article. The town is completing an updated master plan, and this will help pay for parts that may be implemented by the selectmen.*

**Article 28. Planning Board Engineering/Consulting And Master Plan Expenses**

(CONSENT CALENDAR)

To see if the town will vote to raise and appropriate, or appropriate and transfer from available funds, the sum of Five Thousand Dollars (\$5,000), or any other sum, to be added to any balance remaining and previously appropriated for this purpose, to be expended by the Planning Board for Planning Board engineering/consulting services and master plan expenses; or take any other action relative thereto.

(Planning Board)

*The Finance Committee recommends approval of this article. This is a periodic appropriation to help pay for the town's master plan expenses.*

**Article 29. Purchase Of Information Technology Equipment**

(CONSENT CALENDAR)

To see if the Town will vote to raise and appropriate, or appropriate and transfer from available funds, the sum of Fifty-two Thousand Five Hundred Thirty Dollars (\$52,530), or any other sum, to be added to any balance remaining from previous appropriation, to be expended under the direction of the Town Administrator for the purchase of computer equipment, software, and services for various Town departments; and to authorize the Town Administrator to sell, trade or otherwise dispose of existing equipment in connection therewith; or take any other action relative thereto.

(Town Administrator)

*The Finance Committee recommends approval of this article. This will allow the Town Administrator to purchase, upgrade, repair, and service IT software and equipment with the assistance of the Information Technology Advisory Committee*

**Article 30. Legal Services**

(CONSENT CALENDAR)

To see if the Town will vote to raise and appropriate or appropriate and transfer from available funds the sum of Forty Thousand Dollars, (\$40,000), or any other sum, to be added to any balance



remaining from any previous appropriation, for the purpose of funding the Town's general Legal account; or take any other action relative thereto.

(Town Administrator)

*The Finance Committee recommends approval of this article. This will be used to fund necessary legal services in FY09.*

**Article 31. Police Officer & Firefighter Medical Payments**

(CONSENT CALENDAR)

To see if the Town will vote to raise and appropriate, or appropriate and transfer from available funds, the sum of Four Hundred Dollars (\$400), or any other sum, to be added to any balance remaining and previously appropriated, in anticipation of possible claims presented to the Town under the provisions of M.G.L. Chapter 41, Section 100, for the payment of medical and other allowable expenses incurred by police officers or firefighters injured in the performance of and within the scope of duty; or take any other action relative thereto.

(Selectmen)

*The Finance Committee recommends approval of this article. This appropriation is a small sum of money to pay for certain medical expenses of police and firemen incurred in the line of duty that are not covered by insurance.*

**Article 32. Weights And Measures Testing**

(CONSENT CALENDAR)

To see if the Town will vote to raise and appropriate, or appropriate and transfer from available funds, the sum of One Thousand Six Hundred Dollars (\$1,600), or any other sum, to be added to any balance remaining from a previous appropriation, for the purpose of funding the Town's Weights and Measures testing; or take any other action relative thereto.

(Selectmen)

*The Finance Committee recommends approval of this article. The town must fund weights and measures testing.*

**Article 33. Swiftreach 911 Notification System**

(CONSENT CALENDAR)

To see if the Town will vote to raise and appropriate, or appropriate and transfer from available funds, the sum of Five Thousand Five Hundred Dollars (\$5,500), or any other sum, to be expended under the direction of the Chief of Police, for the purpose of paying for a town-wide telephonic emergency notification system known as SwiftReach Networks, or take any other action relative thereto.

(Police Department)

*The Finance Committee recommends approval of this article. This will fund the so-called "reverse 911" system used for important notifications to the town.*

**Article 34. Police Station Air Conditioning**

(CONSENT CALENDAR)

To see if the Town will vote to raise and appropriate, or appropriate and transfer from available funds, the sum of Nine Thousand Dollars (\$9,000), or any other sum, to be expended under the direction of the Chief of Police, for the purpose of replacing the main air conditioning unit in the Police Station; or take any other action relative thereto.

(Police Department)

*The Finance Committee recommends approval of this article. The police department has spent a significant amount of time and effort keeping the current unit working this past year, and a replacement is needed.*

**Article 35. Transfer From Overlay Surplus Account**

(CONSENT CALENDAR)

To see if the Town will vote to appropriate and transfer from the Town's Overlay Surplus Account the sum of Forty Thousand Dollars (\$40,000) for the purpose of adding Twenty Thousand Dollars (\$20,000) to the Town's FY 2008 Legal Account and for adding Twenty Thousand Dollars (\$20,000) to the Town's FY 2008 Snow and Ice account, or take any other action relative thereto.

(Town Administrator)

*The Finance Committee recommends approval of this article. Rather than appropriating a larger sum of new taxes from property owners for legal expenses, this will transfer existing unspent funds from another account to the legal services account. Excess funds from that account will also be used to help fund the large snow and ice deficit in the current fiscal year.*

**Article 36. Community Preservation Expenses**

(CONSENT CALENDAR)

To see if the Town will vote to appropriate from Fiscal Year 2009 Community Preservation Fund Annual Revenues the sum of Thirty-Seven Thousand Five Hundred Dollars (\$37,500), or any lesser sum, to be expended for wages and expenses associated with the creation, implementation and maintenance of Community Preservation programs, in accordance with the provision of Massachusetts General Laws Chapter 44B, the Community Preservation Act, including but not limited to office supplies, clerical assistance, property surveys, appraisals, attorney's fees, and other professional services, recording fees, printing and all other necessary and proper expenses for the Fiscal Year 2009, in accordance with a budget to be prepared for the Town Administrator; or take any other action relative thereto.

(Community Preservation Committee)

*The Finance Committee recommends approval of this article. Funds appropriated for the Community Preservation Committee administrative budget come from the dedicated Community Preservation Fund, and have no direct impact on the tax rate.*

**Article 37. Community Preservation Reserves**

(CONSENT CALENDAR)

To see if the Town will vote to reserve for later appropriation monies from the Community Preservation Fund Balance collected from both the Community Preservation Act Surcharge and the State Trust Fund Distribution and collected from Fiscal Year 2009 Community Preservation Fund Annual Revenues, in accordance with the provision of Massachusetts General Laws Chapter 44B, the Community Preservation Act, for the undertaking of Community Preservation projects; or take any other action relative thereto.

<b>Reserves:</b>	<b>Fiscal Year 2009 Annual Revenues:</b>
1. Preservation of Historic Resources	\$75,000
2. Preservation of Open Spaces	\$75,000
3. Affordable Housing	\$75,000

(Community Preservation Committee)

*The Finance Committee recommends approval of this article. The Community Preservation Act requires that the town appropriate or reserve at least 10% of Community Preservation Fund revenues each year for each of these three purposes. This “housekeeping” article reserves these funds as required, but does not authorize the spending of any of these funds*

### ***END OF THE CONSENT CALENDAR***

#### **Article 38. Capital Requests**

To see if the Town will vote to raise and appropriate, appropriate and transfer from available funds, or borrow the sums of money as set forth below, or any other sums, for the purposes indicated in the recommended Capital Outlay Program; or take any other action relative thereto.

(Capital Planning Committee)

*The Capital Planning Committee will make recommendations at Town Meeting.*

*The Finance Committee recommends approval of Items 2, 4, 5, 6, 7, 9, and 10 (Police cruiser, Highway dump truck, Highway dump combo, Center and Hale school repairs, Town Building roof, and Fire mobile data terminals); the Finance Committee does not recommend approval of Item 8, Town Building 3<sup>rd</sup> floor improvements. Recommendations on the remaining items will be made at Town Meeting. The Finance Committee notes that the proposed FY09 budget provides for \$194,045 of Free Cash to be used for capital articles; the remaining capital expenditures will come from the tax levy.*

	<b>Department</b>	<b>Expense</b>	<b>Amount</b>
1	Cemetery	4WD diesel tractor and mower/loader combo	\$12,600
2	Police Department	Cruiser	\$30,000
3	Info Technology	Town-wide network domain	\$19,000
4	Highway Department	One-ton dump truck	\$40,000
5	Highway Department	Dump body and sander/spreader combo	\$25,000
6	School district	Center School repairs	\$20,000
7	School district	Hale School repairs	\$62,000
8	Building Department	Town Building 3 <sup>rd</sup> floor improvements	\$55,000
9	Building Department	Town Building roof	\$48,000
10	Fire/Rescue Dept	Mobile data terminals for emergency vehicles	\$36,000

#### **Article 39. Fire Truck**

To see if the Town will vote to borrow the sum of One Hundred Ninety-five Thousand Dollars (\$195,000), or any other sum, to finance the repairs and improvements to Fire Engine Number 11, or to finance the purchase of a new fire truck to replace Fire Engine Number 11. Such borrowing is to be undertaken by the Treasurer, with the approval of the Selectmen, provided that an affirmative vote on this article shall be null and void and of no further effect unless the town approves by an affirmative vote a ballot question to exempt the amount appropriated from the provisions of Proposition Two and One-half, so called, or take any other action relative thereto.

(Capital Planning Committee)

*The Capital Planning and Finance committees will make recommendations at Town Meeting.*

#### **Article 40. Nashoba Regional High School Track and Field Rehabilitation**

To see if the town will vote to approve the sum of One Million Two Hundred Eighty Thousand Dollars (\$1,280,000) indebtedness authorized by the Regional District School Committee of the Nashoba Regional School District on April 4, 2008, for the purpose of the construction of a synthetic turf field and a new track at the Nashoba Regional High School; provided however that this vote shall not take effect unless the Town votes to exempt from the limitation on total taxes imposed by MGL c59 s21 (Proposition Two and One-half) amounts required to pay the Town's apportioned share of the principal and interest on such indebtedness.

(Board of Selectmen)

*The Capital Planning and Finance committees will make recommendations at Town Meeting.*

#### **Article 41. Restoration Of Stone Walls at Lower Village Cemetery**

To see if the Town will vote to appropriate and transfer the sum of Nineteen Thousand Five Hundred Dollars (\$19,500), or any lesser sum, from the Community Preservation Fund Reserve for Historic Preservation purposes, in accordance with the provision of Massachusetts General Laws Chapter 44B, the Community Preservation Act, to be expended under the direction of the Cemetery Commission, in consultation with the Historical Commission, for the reconstruction and rehabilitation of stone walls at the Lower Village cemetery including the wall along Pompositticut Street and continued behind the cemetery; or to take any action relative thereto.

(Community Preservation Committee)

*The Finance Committee recommends approval of this article. The restoration of the stone walls on town property is a good use of Community Preservation funds. The funding comes from the dedicated Community Preservation Fund, and has no direct impact on the tax rate.*

#### **Article 42. Assabet River Rail Trail: Sudbury Road to White Pond Road Segment**

To see if the Town will vote to appropriate and transfer the sum of Two Hundred Twenty-Seven Thousand Dollars (\$227,000), or any other sum, from the Community Preservation Unreserved Fund Balance to be expended under the direction of the Community Preservation Committee in consultation with the Stow Assabet River Rail Trail Committee in accordance with the provision of Massachusetts General Laws Chapter 44B, the Community Preservation Act, for the purchase of an interest in certain land between Sudbury Road and White Pond Road formerly owned by the Boston & Maine Railroad and shown on a plan marked "Land in Stow and Maynard, Mass. Boston and Maine Railroad – to – George Morey, J.F. Kerwin, Asst. Chief Engineer June 1961" recorded with the Middlesex Registry of Deeds in Book 9920, Page 557, or any portion thereof, either in fee simple or as an easement of approximately 9,900 feet in length along the former railroad roadbed and suitable for the construction of a portion of the Assabet River Rail Trail and for public access, including legal, appraisal, engineering and other costs or fees incidental thereto; and further to authorize the selectmen to apply for, accept and expend any and all grants, gifts, transfers, and/or reimbursement available for such acquisition, and to enter into any and all agreements and execute any and all documents as may be necessary or appropriate to accomplish the purpose of this article; or take any action relative thereto.

(Community Preservation Committee)

*The Finance Committee recommends approval of this article. Several years ago, Stow used federal grant funds to purchase an easement on part of an old rail bed along the Assabet River. This article will use town Community Preservation Act funds to purchase an easement on the remainder of the rail bed on that*

*one parcel. This will not complete the "rail trail" through Stow, but will secure land rights to a large piece of the trail. The funding for this article is from dedicated CPA funds that can only be used for specific purposes, including recreation, and will not be funded through new taxes. We feel there are numerous financial aspects that voters should consider in this article, including the asking price, value of the land, possible grant money, and future costs for developing the remainder of the rail trail.*

#### **Article 43. Senior Tax Relief**

To see if the Town will vote to accept the provisions of Section 4 of Chapter 73 of the Acts of 1986 as amended by Chapter 126 of the Acts of 1988, and further to act under the aforesaid statutes to increase by 100 percent the amount of property tax exemption granted to persons who qualify for said exemption under clauses 17, 17C, 17D, 22, 22A, 22B, 22C, 22D, 22E, 37, 37A, 41, 41B, and 41C of Section 5 of Chapter 59 of the Massachusetts General Laws and Acts and amendments thereof or additions thereto, for FY2009; or take any other action relative thereto.

(Council on Aging)

*The Finance Committee will make a recommendation at Town Meeting.*

#### **Article 44. Municipal Affordable Housing Trust Governance**

To see if the Town will vote to accept the governance provisions of the Town of Stow Municipal Affordable Housing Trust, to read in its entirety as stated below and amend the General Bylaws by adding New Article 18 to Section 3- Town Affairs, to read as stated below, or take any other action relative thereto.

(Municipal Affordable Housing Trust)

*The Finance Committee recommends approval of this article. The Article essentially provides the Municipal Affordable Housing Trust, which was created in 2005, with the powers and authority allowed by state law for such a trust.*

#### **Section 18. Municipal Affordable Housing Trust**

There shall be a Municipal Affordable Housing Trust, the purpose of which shall be to provide for the preservation and creation of affordable housing in the Town of Stow for the benefit of low and moderate-income households. The Trust shall be governed by Trustees in accordance with G.L. C.44, s.55C and the authority granted by Town Meeting, as revised from time to time."

#### **TOWN OF STOW MUNICIPAL AFFORDABLE HOUSING TRUST**

Pursuant to a vote at the Stow 2005 Annual Town Meeting and pursuant to the provisions of G.L. c. 44 Section 55C adopted at the Stow 2005 Annual Town Meeting, the Town of Stow hereby establishes the specific powers of the Town of Stow Municipal Affordable Housing Trust for the benefit of all of the inhabitants of the Town of Stow in the manner and under the terms and conditions set forth herein. To the extent that this Article is in conflict with Article 38 of 2005 Annual Town Meeting, the terms, conditions and enabling authority of this Article shall control:

#### ARTICLE FIRST: Name of the Trust

The trust shall be called the "Town of Stow Municipal Affordable Housing Trust", herein referred to as the Trust.

#### ARTICLE SECOND: Purpose

The purpose of the Trust shall be to provide for the preservation and creation of affordable housing in the Town of Stow for the benefit of low and moderate-income households.

#### ARTICLE THIRD: Tenure of Trustees

There shall be a Board of Trustees consisting of five Trustees who shall be appointed by the Board of Selectmen. One of the Trustees shall be a member of the Board of Selectmen. Only persons who are residents of the Town of Stow shall be eligible to hold the office of Trustee. The Chairman of the Town of Stow Local Housing Partnership shall be an ex-officio member with no right to vote. Trustees shall serve for a term of two years, except that two of the initial trustee appointments shall be for a term of one year. The Board of Selectmen may reappoint trustees for succeeding terms, and there is no limit on the number of terms that a Trustee can serve. Any Trustee may resign by written instrument signed and acknowledged by such Trustee and duly filed with the Town Clerk. If a Trustee shall die, resign, or for any other reason cease to fulfill the duties of a Trustee hereunder before his/her term of office expires, a successor shall be appointed by the Board of Selectmen to fill the remainder of the term of such vacancy provided that said appointment and acceptance in writing by the newly appointed Trustee are filed with the Town Clerk. Upon the appointment of any Trustee and the filing of such appointment with the Town Clerk, the title to the Trust estate shall thereupon and without the necessity of any conveyance be vested in such succeeding Trustee jointly with the remaining Trustees. Reference to the Trustee shall mean the Trustee or Trustees for the time being hereunder. Trustees may be removed at any time for cause by a majority vote of the Board of Selectmen following a properly noticed public hearing. Cause shall include, but not be limited to, violation of any local, state or federal law; non-participation in business of the Trust; incapacity to perform the duties of a Trustee; acts of the Trustee, that in the opinion of the Board of Selectmen, are grossly negligent or detrimental to the Town of Stow or the Trust.

#### ARTICLE FOURTH: Meetings of the Trust

The Trust shall meet at least quarterly at such time and at such place as the Trustees shall determine. Notice of all meetings of the Trust shall be given in accordance with the provisions of the Open Meeting Law, G.L. Chapter 39, Sections 23A, 23B and 23C. A quorum at any meeting shall be a majority of the Trustees qualified and present in person. Minutes of all meetings shall be recorded and filed with the Town Clerk in accordance with the provisions of the Open Meeting Law, G.L. Chapter 39, Sections 23A, 23B and 23C.

#### ARTICLE FIFTH: Powers of Trustees

The Powers of the Trust, shall be the following, except that: (a) any purchase, sale, lease, exchange, transfer or conveyance of any interest in real property is subject to a two-thirds (2/3rds) vote of the Trustees:

- (1) to accept and receive property, whether real or personal, by gift, grant, devise, or transfer from any person, firm, corporation or other public or private entity, including without limitation grants of funds or other property tendered to the Trust in connection with provisions of any zoning by-law or any other by-law;
- (2) to purchase and retain real or personal property, including without restriction investments that yield a high rate of income or no income;



(3) to sell, lease, exchange, transfer or convey any personal, mixed or real property at public auction or by private contract for such consideration and on such terms as to credit or otherwise and to make such contracts and enter into such undertakings relative to trust property as the Trust deems advisable notwithstanding the length of any such lease or contract;

(4) to execute, acknowledge and deliver deeds, assignments, transfers, pledges, leases, covenants, contracts, promissory notes, releases and other instruments sealed or unsealed, necessary, proper or incident to any transaction in which the Board engages for the accomplishment of the purposes of the Trust;

(5) to employ advisors and agents, such as accountants, appraisers and lawyers as the Trust deems necessary;

(6) to pay reasonable compensation and expenses to all advisors and agents and to apportion such compensation between income and principal as the Trust deems advisable;

(7) to apportion receipts and charges between incomes and principal as the Trust deems advisable, to amortize premiums and establish sinking funds for such purpose and to create reserves for depreciation, depletion or otherwise;

(8) to participate in any reorganization, recapitalization, merger or similar transactions; and to give proxies or powers of attorney with or without power of substitution to vote any securities or certificates of interest and to consent to any contract, lease, mortgage, purchase or sale of property, by or between any corporation and any other corporation or person;

(9) to deposit any security with any protective reorganization committee and to delegate to such committee such powers and authority with relation thereto as the Trust may deem proper and to pay out of Trust property, such portion of expenses and compensation of such committee as the Trust may deem necessary and appropriate;

(10) to carry property for accounting purposes other than acquisition date values;

(11) to make distributions or divisions of principal in kind;

(12) to comprise, attribute, defend, enforce, release, settle or otherwise adjust claims in favor or against the Trust, including claims for taxes and to accept any property, either in total or partial satisfaction of any indebtedness or other obligation and subject to the provisions of state statutes, to continue to hold the same for such period of time as the Trust may deem appropriate;

(13) to manage or improve real property and to abandon any property which the Trust determines not to be worth retaining;

(14) to hold all or part of the Trust property un-invested for such purposes and for such time as the Trust may deem appropriate; and

(15) to extend the time for payment of any obligation to the Trust.

Neither the Trust nor the Trustees acting on behalf of the Trust shall have the powers to incur any debt, borrow money, grant mortgages or pledge Trust assets.

#### ARTICLE SIXTH: Funds Paid to the Trust

Notwithstanding any general or special law to the contrary, all monies paid to the Trust in accordance with any Town of Stow zoning by-law, exaction fee, or private contribution shall be paid directly into the Trust and need not be appropriated or accepted and approved into the Trust.

Funds appropriated by the Town of Stow Town Meeting for payment into the Trust become Trust property and these funds need not be further appropriated to be expended except as set forth in Article Fifth herein. All monies remaining in the Trust at the end of any fiscal year, whether or not expended by the Trust, remain Trust property. The Trust shall comply with any conditions stipulated in the article's motion for monies appropriated by the Stow Town Meeting.

#### ARTICLE SEVENTH: Acts of Trustees

A majority of Trustees may exercise any or all of the powers of the Trustees hereunder, unless otherwise provided, and may execute on behalf of the Trustees any and all instruments with the same effect as though executed by all the Trustees. No Trustee shall be required to give bond. No license of court shall be required to confirm the validity of any transaction entered into by the Trustees with respect to the Trust Estate. Any expenditure by the Trust to any one party in a cumulative amount exceeding \$100,000.00 or donations to any charitable organization by the Trust shall also be approved by a majority vote of the Board of Selectmen prior to finalizing the transaction.

#### ARTICLE EIGHTH: Liability

Neither the Trustees nor any agent or officer of the Trust shall have the authority to bind the Town of Stow, except in the manner specifically authorized herein. The Trust is a public employer and the Trustees are public employees for the purposes of G.L. Chapter 268A. The Trust shall be deemed a municipal agency and the Trustees special municipal employees for the purposes of G.L. Chapter 268A.

#### ARTICLE NINTH: Taxes

The Trust is exempt from G.L. Chapter 59 and 62, and from any other provisions concerning payment of taxes based upon or measured by property or income imposed by the Commonwealth or any subdivision thereto.

#### ARTICLE TENTH: Custodian of Funds

The Town of Stow Treasurer shall be the custodian of the funds of the Trust. The books and records of the Trust shall be audited annually by an independent auditor in accordance with accepted accounting practices for municipalities. Costs associated with the independent audit shall be born by the Trust.

#### ARTICLE ELEVENTH: Governmental Body

The Trust is a governmental body for purposes of Sections 23A, 23B and 23C of G.L. Chapter 39.

#### ARTICLE TWELFTH: Board of the Town

The Trust is a Board of the Town for purposes of G.L. Chapter 30B and Section 15A of G.L. Chapter 40; but agreements and conveyances between the Trust and agencies, boards, commissions, authorities, departments and public instrumentalities of the town shall be exempt from said Chapter 30B.

#### ARTICLE THIRTEENTH: Duration of the Trust

This Trust shall be of indefinite duration until terminated by a vote of the Stow Town Meeting. Upon termination of the Trust, subject to the payment of or making provisions for the payment of all obligations and liabilities of the Trust and the Trustees, the net assets of the Trust shall be transferred to the Town of Stow and held by the Board of Selectmen for affordable housing purposes. In making any such distribution, the Trustees may, subject to the approval of the Board of Selectmen, sell all or any portion of



the Trust property and distribute the net proceeds thereof to the Town of Stow. The powers of the Trustees shall continue until the affairs of the Trust are concluded. Once the Stow Town Meeting has voted to terminate the Trust, the Board of Selectmen shall approve all financial transactions made on behalf of the Trust.

**ARTICLE FOURTEENTH: Registry of Deeds**

The Board of Selectmen may authorize the Trustees to execute, deliver and record with the Registry of Deeds any documents required for any conveyance authorized hereunder.

**ARTICLE FIFTEENTH: Titles**

The titles to the various Articles herein are for convenience only and are not to be considered part of said Articles nor shall they affect the meaning or the language of any such Article.

**ARTICLE SIXTEENTH: Compensation of Trustees**

Trustees shall not receive a salary, stipend, bonus or other means of compensation for their service as a Trustee, nor shall they be eligible for any benefits from the Town of Stow. Trustees may be compensated for reasonable out-of-pocket expenses for travel and other Trust-related expenses. All such out-of-pocket expenses shall be fully documented with receipts for expenses prior to payment by the Trust.

**ARTICLE SEVENTEENTH: Amendments**

The provisions of this Trust can only be amended by a vote of the Stow Town Meeting.

**ARTICLE EIGHTEENTH: Conflicts of Interest**

The Trust shall be considered a public employer and the Trustees shall be subject to the conflict of interest provisions of G.L. Chapter 268A.

**ARTICLE NINETEENTH: Trustee Agreements**

Trustees will be required to execute an agreement with the Trust at the time of their appointment by the Board of Selectmen outlining their roles and responsibilities in accordance with the provisions of this Trust. Such form of agreement shall be developed by the Board of Selectmen and approved as to form by the Stow town counsel.

**ARTICLE TWENTIETH: Annual Report**

The Trustees shall prepare an annual report describing the activities of the Trust on a calendar year basis. The annual report shall be submitted to the Stow Board of Selectmen by February 1 of each year. The annual report shall list all financial transactions conducted by the Trust including all revenues and costs, provide a balance sheet of liabilities and assets of the Trust, list an inventory of all affordable housing units created, sold, and or managed by the Trust, and any other pertinent information related to the business of the Trust. Ten paper copies and an electronic copy of the annual report shall be submitted to the Board of Selectmen.

**Article 45. Street Acceptance – Farm Road**

To see if the Town will vote to accept the laying out of the following named street and establish it as a town way, together with all drainage and other easements related thereto and included in the Order of Layout, the boundaries and measurements shown on the plan referred to in the description, which plan shall be included in the Order of Layout of the Selectmen to be adopted with respect to such way and related easements and filed in the office of the Town Clerk in accordance with the provisions of Massachusetts General Laws Chapter 82, Section 21-23.

Farm Road in Stow, Middlesex County, Massachusetts, as shown on the following plans of land:

- Plan entitled “Definitive Subdivision Plan, Stow, Massachusetts, Red Acre Estates”, prepared by Neponset Valley Survey Associates, Inc., and Joseph R. Henry & Associates, Inc., dated January 14, 1988, revised March 4, 1988, and revised March 23, 1988, recorded with Middlesex South District Registry of Deeds as Plan No. 1227 of 1988, in Record Book 19336, Page 551.
- Plan entitled “Plan of Land in Stow, Mass. Owned by Quality Homes Realty Trust” dated December 21, 1988, revised on January 27, 1989, by David W. Perley C. E., recorded with Middlesex South District Registry of Deeds as Plan No. 266 of 1989 in Record Book 19701, Page 191.
- Plan entitled “Plan of Land in Stow, Mass. Owned by Quality Homes Realty Trust” dated March 8, 1989 by David W. Perley C. E., recorded with Middlesex South District Registry of Deeds as Plan No. 267 of 1989 in Record Book 19701, Page 192.

And to authorize the Selectmen to acquire by purchase, eminent domain, gift, or otherwise for highway purposes the fee or any lessor interests that may be necessary for such town ways; or to take any other action relative thereto.

(Selectmen)

*The Finance Committee will make a recommendation at Town Meeting.*

#### **Article 46. Street Acceptance – Militia Circle**

To see if the Town will vote to accept the laying out of the following named street and establish it as a town way, together with all drainage and other easements related thereto and included in the Order of Layout, the boundaries and measurements shown on the plan referred to in the description, which plan shall be included in the Order of Layout of the Selectmen to be adopted with respect to such way and related easements and filed in the office of the Town Clerk in accordance with the provisions of Massachusetts General Laws Chapter 82, Section 21-23.

Militia Circle in Stow, Middlesex County, Massachusetts, as shown on the following plans of land:

- Plan entitled “Definitive Subdivision Plan, Stow, Massachusetts, Red Acre Estates”, prepared by Neponset Valley Survey Associates, Inc., and Joseph R. Henry & Associates, Inc., dated January 14, 1988, revised March 4, 1988, and revised March 23, 1988, recorded with Middlesex South District Registry of Deeds as Plan No. 1227 of 1988, in Record Book 19336, Page 551.
- Plan entitled “Plan of Land in Stow, Mass. Owned by Quality Homes Realty Trust” dated December 21, 1988, revised on January 27, 1989, by David W. Perley C. E., recorded with Middlesex South District Registry of Deeds as Plan No. 266 of 1989 in Record Book 19701, Page 191.
- Plan entitled “Plan of Land in Stow, Mass. Owned by Quality Homes Realty Trust” dated March 8, 1989 by David W. Perley C. E., recorded with Middlesex South District Registry of Deeds as Plan No. 267 of 1989 in Record Book 19701, Page 192.

And to authorize the Selectmen to acquire by purchase, eminent domain, gift, or otherwise for highway purposes the fee or any lessor interests that may be necessary for such town ways; or to take any other action relative thereto.

(Selectmen)

*The Finance Committee will make a recommendation at Town Meeting.*

#### **Article 47. Street Acceptance – Whispering Way**

To see if the Town will vote to accept the laying out of the following named street from Station 0+48.16 to Station 9+85.83 and establish it as a town way, together with all drainage and other easements related thereto and included in the Order of Layout, the boundaries and measurements shown on the plan referred to in the description, which plan shall be included in the Order of Layout of the Selectmen to be adopted with respect to such way and related easements and filed in the office of the Town Clerk in accordance with the provisions of Massachusetts General Laws Chapter 82, Section 21-23.

Whispering Way in the Wildlife Woods Subdivision in Stow, Middlesex County, Massachusetts, as shown on a plan of land entitled “Definitive Subdivision Plan, Wildlife Woods, Stow, Massachusetts,” prepared for Bentley Builders, dated May 15, 1997 and revised through October 27, 1999, which plan is recorded with Middlesex South District Registry of Deeds as Plan No. 1013 of 2000 in Record Book 31831, Page 286.

And to authorize the Selectmen to acquire by purchase, eminent domain, gift, or otherwise for highway purposes the fee or any lessor interests that may be necessary for such town ways; or to take any other action relative thereto.

(Selectmen)

*The Finance Committee will make a recommendation at Town Meeting.*

#### **Article 48. General Bylaw Amendment – Animal Control**

To see if the town will vote to amend the General Bylaw by amending Article 6, section 7, Animal Control, to read in its entirety as stated below; or to take any other action relative thereto.

(Board of Health)

*The Finance Committee will make a recommendation at Town Meeting.*

#### **BOARD OF HEALTH SUMMARY**

This article proposes to clarify some definitions and add some changes referring to fees charged, at large animals, and commercial kennels. This article will replace in its entirety the current bylaw.

#### **EXCERPT FROM STOW GENERAL BYLAWS ARTICLE 6. POLICE REGULATIONS**

##### **SECTION 7. Animal Control**

##### **a. Definitions**

**Adoption:** The delivery of a cat, dog, or other animal to any person eighteen (18) years of age or older for the purpose of harboring the animal as a pet.

**Animal:** Every nonhuman species of animal, both domestic and wild, living or deceased.

**Animal Control Officer:** Any officer appointed by the Board of Health to enforce this bylaw.

**Animal Shelter:** Any facility or kennel operated by a humane society, the Town, or its authorized agents for the purpose of impounding animals under the authority of this bylaw or state law for care, confinement, return to owner, adoption, or euthanasia.

**At Large:** Any dog shall be deemed to be at large when it is off the premises of its owner or keeper, and not under the direct control of a person demonstrating the ability to properly control the dog.

**Commercial Kennel:** A kennel maintained as a business established for, or to include, the boarding, grooming, breeding, or sale of dogs.

**Dangerous/Vicious Dog:** Any dog that attacks, bites, injures, or kills humans or domesticated animals without provocation; or which, because of temperament, conditioning, or training, has a known propensity to attack, bite, injure, or kill humans or domestic animals. The term “dangerous/vicious dog” shall mean and include, but is not limited to, any dog that:

1. Molests and/or intimidates pedestrians or passersby;
2. Has bitten and/or attacked any person;
3. Has bitten, attacked, or killed other domestic animals;
4. Has been found by the Board of Health, after notice to its owner or keeper and a public hearing, to be a dangerous/vicious dog by virtue of being a menace to public health, safety, or welfare.

**Keeper:** Any person, corporation, or society, other than the owner, harboring or having in his possession any dog.

**Kennel:** More than three (3) dogs six (6) months of age or older on a single private premise.

**License Period:** The time between January first of any year to December thirty-first of the same year, both dates inclusive.

**Livestock or Fowl:** Animals or fowl kept or propagated by the owner for food or as means of livelihood; also deer, elk, cottontail rabbits, northern hares, pheasants, quail, partridge and other birds, and quadrupeds determined by the Department of Fisheries and Wildlife and Environmental Law Enforcement to be wild, and kept by or under a permit from said department(s) in proper housing and/or suitably enclosed yards. Such definition shall not include dogs, cats, or other pets.

**Owner:** Any person, partnership, or corporation in whom is vested the ownership, dominion, or title of one or more animals.

**Public Nuisance:** Any dog that unreasonably annoys humans, endangers the life or health of other animals or person(s), or substantially interferes with the rights of citizens, other than its owner(s), to the enjoyment of life or property. The term “public nuisance” shall mean and include, but is not limited to, any dog that:

1. Is found at large;
2. Damages the property of anyone other than its owner or keeper;

3. Excessively makes disturbing noises, including but not limited to continued and repeated howling, barking, whining or other utterances causing unreasonable annoyance, disturbances, or discomfort to neighbors or others in close proximity to the premises where the dog is kept or harbored;
4. Is found off the owner's property and not wearing a current tag.

#### **b.1. Individual Licenses and Tags**

A person residing in the Town of Stow who at the beginning of the license period is, or who during a license period becomes, the owner or keeper of a dog six (6) months old or over, will cause the dog to be licensed within thirty (30) days. The Town Clerk shall issue dog licenses and tags on a form. The Town shall permit licensing through the mail.

Any owner or keeper of a dog who moves into the Town of Stow, and has a valid current dog license from another municipality in the Commonwealth of Massachusetts shall within thirty (30) days obtain a dog license upon the forfeiture of the old license and a fee of one dollar (\$1.00).

On the license form the Town Clerk shall record the name, address, and telephone number of the owner or keeper of the dog and the name, breed, color, gender, and age of the dog. Each tag issued will be valid for the specific animal described on the form and is not transferable. The tag will include the license number, the phrase "Town of Stow" and the year of issue.

The owner or keeper of a dog shall cause each dog, when off the premises of such owner or keeper, to wear around its neck or body a collar or harness to which he/she shall securely attach the license tag. In the event of loss of tag, a substitute tag will be issued by the Town Clerk for a fee of two dollars (\$2.00).

The Town Clerk shall not issue a license for any dog unless the owner or keeper provides the Town Clerk with a veterinarian's certificate verifying the dog is currently vaccinated against rabies.

The fee for each dog licensed shall be ten dollars (\$10.00), either male or female, neutered or spayed. The Town Clerk shall charge a late fee of twenty-five dollars (\$25.00) for every dog license issued after the fifteenth of April as defined in the General Bylaws Article 3 Section 10.

Upon presentation to the Town Clerk of a certificate of training, no fee shall be charged for a dog specially trained and used to assist, lead, or serve a physically or mentally challenged person.

#### **b.2. Commercial Kennel License**

A kennel maintained as a business for the boarding, grooming, breeding, or sale of dogs shall be subject to the provisions of the Zoning Bylaw, section 3.2.2.5. Upon approval by the Zoning Board of Appeals a commercial kennel license may then be obtained upon written application to the Town Clerk. The fee for such kennel license shall be thirty-five dollars (\$35.00) for no more than four (4) dogs, sixty dollars (\$60.00) for five (5) to ten (10) dogs, and one hundred dollars (\$100.00) for more than ten (10) dogs. Each kennel shall be available for inspection by the Animal Control Officer, a police officer, or the Stow Board of Health at any time to ascertain compliance with all state, county, and local laws and bylaws. The late fee for a kennel license is 2.5 times the license fee.

The Town Clerk shall issue a kennel license without charge to any charitable corporation incorporated exclusively for the purpose of protecting animals from cruelty, neglect, or abuse and for the relief of suffering animals.

A veterinary clinic within the Town of Stow shall not be considered a commercial kennel unless it contains an area for grooming or selling of dogs or for boarding of dogs for other than medical purpose.

Any person or corporation maintaining a kennel for thirty (30) days without the proper license shall be in violation of this provision.

### **b.3. Kennel License**

Every person maintaining a kennel shall have a kennel license. (Chapter 140: Section 137A Kennel licenses Mass General Laws) The late fee for a kennel license is 2.5 times the license fee. The fee for such kennel license shall be thirty-five dollars (\$35.00) for no more than four (4) dogs, sixty dollars (\$60.00) for five (5) to ten (10) dogs, and one hundred dollars (\$100.00) for more than ten (10) dogs.

### **c. Vaccination of Dogs and Cats Against Rabies**

Under Section 145B of Chapter 150 of the Massachusetts General Laws, the owner or keeper of a dog or cat six (6) months of age or older shall cause the dog or cat to be properly vaccinated against rabies by a licensed veterinarian. Upon vaccination the veterinarian shall issue a tag, which shall show the year the vaccination was given, a rabies tag number, and the name of the veterinary clinic or hospital. The owner/keeper of unvaccinated dogs or cats living in or brought into the Town of Stow shall be punished by a fine to be determined by the Animal Control Officer of not more than fifty dollars (\$50.00), which shall be paid to the Town of Stow.

### **d. Enforcement/Impoundment**

It shall be the duty of the Animal Control Officer, or any other person appointed by the Board of Health, to cite and/or impound any dog found running at large or any dog that is a public nuisance. Such animal shall be held at an authorized animal shelter, returned to owner, adopted, or euthanized as described in Chapter 140, Section 151A of the Massachusetts General Laws. The Officer that so impounds any animal shall keep a record of each animal so impounded which shall contain the following information: breed, color, and sex of the animal, distinctive markings or characteristics of the animal; name and address of the owner (if known) along with the license number; the final disposition of the animal, the name, address, phone number of any person adopting such dog; and if destroyed, method and name of technician who administered euthanasia. Such records shall be kept by the Animal Control Officer for a period of twelve (12) months from date of impoundment. A copy shall be forwarded to the Board of Health upon disposition of the animal, and the Board of Health shall retain copies as provided by law.

### **e. Violations/Penalties**

The Animal Control Officer, any police officer of the Town of Stow, or any other person so appointed by the Board of Health, may impose a fine upon the owner or keeper of a dog so found to be at large, dangerous, or a public nuisance. Such fines shall not be more than twenty-five dollars (\$25.00) for the first offense, nor more than fifty dollars (\$50.00) for the second offense, and not more than the maximum allowed by law for subsequent offense(s).

### **f. Boarding Fees**

An owner or keeper of any dog so impounded for violation of this bylaw shall, in addition to any applicable fees and penalties, pay to the Town of Stow a pick up fee of ten dollars (\$10.00) per dog and fifteen dollars (\$15.00) per day while such dog is impounded, nor more than the actual cost to the Town of Stow for the boarding and care of such animal in any commercial kennel or animal hospital.



### **g. Redemption of Dogs**

The owner or keeper of a dog so impounded may claim the dog as provided by law upon the occurrence of the following:

1. The owner or keeper presents a valid dog license and certificate of rabies vaccination;
2. The owner or keeper pays all boarding and other fees;
3. The owner or keeper gives his/her name and address;
4. If the dog does not have a current rabies vaccination, the owner or keeper must present a receipt from a licensed veterinarian showing prepayment of a rabies vaccination.
5. If the dog is unlicensed the owner must secure or pay for a license before redemption.

### **h. Vicious or Barking Dogs; Other Applicable Sections of General Laws**

The provisions of Massachusetts General Laws Chapter 140, Sections 157 and 158 shall be applicable to vicious or barking dogs and all other applicable sections of Chapter 140 or other sections of the General Laws or rules and regulations adopted there under pertaining to dogs, or to any animals as may be regulated by law, shall apply and be enforceable by the Town, as if said sections were fully set forth herein.

### **i. Emergency Fees for Dogs and Cats Injured on Public Ways**

Any veterinarian who renders emergency care or treatment to, or disposes of any dog or cat injured on any public way in the Town of Stow shall receive payment of costs from the owner of such dog or cat, if known, or, if not known, shall receive the sum of sixty dollars (\$60.00) from the Town of Stow for such care, treatment, and/or disposal.

Care, treatment, and/or disposal shall be for the purpose of maintaining life, stabilizing the animal, or alleviating pain or suffering until the owner of such dog or cat is identified, or for a period of twenty-four (24) hours, whichever is sooner. Any veterinarian who renders such emergency care or treatment to, or euthanizes, or disposes of such dog or cat shall notify the Animal Control Officer of Stow and, upon notification, the Animal Control Officer shall assume control of such dog or cat.

(Section 7 adopted 6/12/96)

#### ***Annotated Version***

***Additions are bold underlined***

***Deletions are ~~strike-through~~***

### **SECTION 7. Animal Control**

#### **a. Definitions**

**Adoption:** The delivery of a cat, dog, or other animal to any person eighteen (18) years of age or older for the purpose of harboring the animal as a pet.

**Animal:** Every nonhuman ~~special~~ **species** of animal, both domestic and wild, living or deceased.

**Animal Control Officer:** Any officer appointed by the Board of Health to enforce this bylaw.

**Animal Shelter:** Any facility or kennel operated by a humane society, the Town, or its authorized agents for the purpose of impounding animals under the authority of this bylaw or state law for care, confinement, return to owner, adoption, or euthanasia.

**At Large:** Any dog shall be deemed to be at large when it is off the premises of its owner or keeper, and not under the direct ~~care and~~ control of a person demonstrating the ability to properly ~~care and~~ control the dog.

**Commercial Kennel:** A kennel maintained as a business established for, or to include, the boarding, or grooming, breeding, or sale of dogs.

**Dangerous/Vicious Dog:** Any dog that attacks, bites, ~~or~~ injures, or kills humans or domesticated animals without provocation; or which, because of temperament, conditioning, or training, has a known propensity to attack, bite, ~~or~~ injure, or kills humans or domestic animals. The term “dangerous/vicious dog” shall mean and include, but is not limited to, any dog that:

1. Molests, and/or intimidates pedestrians or passersby;
2. Has bitten and/or attacked any person;
3. Has bitten, attacked, or killed other domestic animals;
4. Has been found by the Board of Selectmen of Health, after notice to its owner or keeper and a public hearing, to be a dangerous/vicious dog by virtue of being a menace to public health, safety, or welfare.

**Keeper:** Any person, corporation, or society, other ~~that~~ than the owner, harboring or having in his possession any dog.

**Kennel:** More than three (3) dogs six (6) months of age or older on a single private premise.

**License Period:** The time between January first of any year to December thirty-first of the same year, both dates inclusive.

**Livestock or Fowl:** Animals or fowl kept or propagated by the owner for food or as means of livelihood; also deer, elk, cottontail rabbits, northern hares, pheasants, quail, partridge and other birds, and quadrupeds determined by the Department of Fisheries and Wildlife and Environmental Law Enforcement to be wild, and kept by or under a permit from said department(s) in proper housing and/or suitably enclosed yards. Such definition shall not include dogs, cats, or other pets.

**Multiple Dog Household:** ~~More than three dogs over the age of six months of age on a single private premise.~~

**Owner:** Any person, partnership, or corporation in whom is vested the ownership, dominion, or title of one or more animals.

**Public Nuisance:** ~~/Dangerous Dog:~~ Any dog that unreasonably annoys humans, endangers the life or health of other animals or person(s), or substantially interferes with the rights of citizens, other than its owner(s), to the enjoyment of life or property. The term “public nuisance” ~~dangerous dog~~ shall mean and include, but is not limited to, any dog that:

1. Is found at large; ~~between the hours of 7:00 AM and 8:00 PM;~~
2. Damages the property of anyone other ~~that~~ than its owner or keeper;



- ~~3. Molests or intimidates pedestrians or passersby;~~
  - ~~3.4. Excessively makes disturbing noises, including but not limited to continued and repeated howling, barking, whining or other utterances causing unreasonable annoyance, disturbances, or discomfort to neighbors or others in close proximity to the premises where the dog is kept or harbored;~~
  - ~~5. Has bitten or attacked any person;~~
  - ~~6. Has bitten or attacked other domestic animals;~~  
~~except for those dogs certified to assist the visually or hearing impaired, which shall be deemed to be exempt from this provision~~
  - ~~8. Has been found by the Board of Selectmen, after notice to its owner or keeper and a public hearing, to be a public nuisance/dangerous dog by virtue of being a menace to public health, safety, or welfare.~~
- 4.5- Is found off the owner's property and not wearing a current tag.**

### **b.1. Individual Licenses and Tags**

A person residing in the Town of Stow who at the beginning of the license period is, or who during a license period becomes, the owner or keeper of a dog six (6) months old or over, will cause the dog to be licensed within thirty (30) days. The Town Clerk shall issue dog licenses and tags on a form. The Town shall permit licensing through the mail.

Any owner or keeper of a dog who moves into the Town of Stow, and has a valid current dog license from another municipality in the Commonwealth of Massachusetts ~~may~~ **shall within thirty (30) days** obtain a dog license upon the forfeiture of the old license and a fee of one dollar (\$1.00).

On the license form the Town Clerk shall record the name, address, and telephone number of the owner or keeper of the dog and the name, breed, color, gender, and age of the dog. Each tag issued will be valid for the specific animal described on the form and is not transferable. The tag will include the license number, the phrase "Town of Stow" and the year of issue. ~~(amended 5/20/98)~~

The owner or keeper of a dog shall cause each dog, when off the premises of such owner or keeper, to wear around its neck or body a collar or harness to which he/she shall securely attach the license tag. In the event of loss of tag, a substitute tag will be issued by the **Town** Clerk for a fee of two dollars (\$2.00).

The Town Clerk shall not issue a license for any dog unless the owner or keeper provides the **Town** Clerk with a veterinarian's certificate verifying the dog is currently vaccinated against rabies.

The fee for each dog licensed shall be ten dollars (\$10.00), either male or female, neutered or spayed. ~~(amended 5/20/98)~~ The Town Clerk shall charge a late fee of twenty-five dollars (\$25.00) for every dog license issued after the fifteenth of April **as** defined in the General Bylaws Article 3 Section 10. ~~(amended 5/20/98)~~

Upon presentation to the Town Clerk of a certificate of training, no fee shall be charged for a dog specially trained **and used to assist**, lead, or serve ~~a visually or hearing impaired person~~ **a physically or mentally challenged person.**

### **b.2. Commercial Kennel License**

A kennel maintained as a business for the boarding, grooming, breeding, ~~and or~~ sale of dogs shall ~~obtain~~ **be subject to the provisions of the Zoning Bylaw, section 3.2.2.5. Upon approval by the Zoning Board of Appeals a** A-commercial kennel license **may then be obtained** upon written application to the Town Clerk, ~~and upon approval by the Zoning Board of Appeals.~~ The fee for such kennel license shall be thirty-five dollars (\$35.00) for no more than four (4) dogs, sixty dollars (\$60.00) for five (5) to

ten (10) dogs, and one hundred dollars (\$100.00) for more than ten (10) dogs, ~~as provided in Section 137A of Chapter 140 of the General Laws.~~ Each kennel shall be available for inspection by the Animal Control Officer, a police officer, or the Stow Board of Health at any time to ascertain compliance with all state, county, and local laws and bylaws. ~~(amended 5/19/99)~~ **The late fee for a kennel license is 2.5 times the license fee.**

The Town Clerk shall issue a kennel license without charge to any charitable corporation incorporated exclusively for the purpose of protecting animals from cruelty, neglect, or abuse and for the relief of suffering animals.

A veterinary clinic within the Town of Stow shall not be considered a commercial kennel unless it contains an area for grooming or selling of dogs or for boarding of dogs for other than medical purpose.

Any person or corporation maintaining a kennel for thirty (30) days without the proper license shall be in violation of this provision.

~~Whoever violates any provision of this provision section 7h shall be punished by a fine of fifty dollars (\$50.00) payable to the Town of Stow. (amended 10/8/96)~~

### **b.3. Kennel License**

**Every person maintaining a kennel shall have a kennel license. (Chapter 140: Section 137A Kennel licenses Mass General Laws) The late fee for a kennel license is 2.5 times the license fee. The fee for such kennel license shall be thirty-five dollars (\$35.00) for no more than four (4) dogs, sixty dollars (\$60.00) for five (5) to ten (10) dogs, and one hundred dollars (\$100.00) for more than ten (10) dogs. As provided in Section 137A of Chapter 140 of the General Laws.**

### **c. Vaccination of Dogs and Cats Against Rabies**

Under Section 145B of Chapter 150 of the Massachusetts General Laws, the owner or keeper of a dog or cat six (6) months of age or older shall cause the dog or cat to be properly vaccinated against rabies by a licensed veterinarian. Upon vaccination the veterinarian shall issue a tag which shall show the year the vaccination was given, a rabies tag number, and the name of the veterinary clinic or hospital. The owner/keeper of unvaccinated dogs or cats living in or brought into the Town of Stow shall be punished by a fine to be determined by the Animal Control Officer of not more than fifty dollars (\$50.00), which shall be paid to the Town of Stow.

### **d. Enforcement/Impoundment**

It shall be the duty of the Animal Control Officer, or any other person appointed by the Board of Health, **to cite and/or impound** ~~apprehend~~ any dog found running at large ~~between the hours of 7:00 AM to 8:00 PM~~ or any dog that is a public nuisance. ~~and impound such animal at an authorized animal shelter.~~ Such animal ~~to~~ **shall** be held **at an authorized animal shelter, returned to owner**, adopted, or euthanized as described in Chapter 140, Section 151A of the Massachusetts General Laws. The Officer that so impounds any animal shall keep a record of each animal so impounded which shall contain the following information: breed, color, and sex of the animal, distinctive markings or characteristics of the animal; name and address of the owner (if known) along with the license number; the final disposition of the animal, the name, address, phone number of any person adopting such dog; and if destroyed, method and name of technician who administered euthanasia. Such records shall be kept by the Animal Control Officer for a period of twelve (12) months from date of impoundment. A copy shall be forwarded to the

~~Town Clerk~~ **Board of Health** upon disposition of the animal, and the ~~Town Clerk~~ **Board of Health** shall retain copies as provided by law.

#### **e. Violations/Penalties**

The Animal Control Officer, any police officer of the Town of Stow, or any other person so appointed by the Board of Health, may impose a fine upon the owner or keeper of a dog so found to be at large, **dangerous**, ~~between the hours of 7:00 AM to 8:00 PM~~ **or a** public nuisance. Such fines shall not be more than twenty-five dollars (\$25.00) for the first offense, nor more than fifty dollars (\$50.00) for the second offense, and ~~or not more than the maximum allowed by law for~~ subsequent offense(s). ~~Fines shall be paid to the Town of Stow before redemption of the dog, if impounded or within fourteen (14) days of issuance of the imposed fine when impoundment has not occurred. (amended 10/8/96)~~

#### **f. Boarding Fees**

An owner or keeper of any dog so impounded for violation of this bylaw shall, in addition to any applicable fees and penalties, pay to the Town of Stow a pick up fee of ten dollars (\$10.00) per dog and a boarding charge of not less than ten dollars (\$10.00) fifteen dollars (\$15.00) per day while such dog is impounded, nor more than the actual cost to the Town of Stow for the boarding and care of such animal in any commercial kennel or animal hospital.

#### **g. Redemption of Dogs**

The owner or keeper of a dog so impounded may claim the dog as provided by law upon the occurrence of the following:

1. The owner or keeper presents a valid dog license and certificate of rabies vaccination;
2. The owner or keeper pays all ~~finer~~ boarding and other fees;
3. The owner or keeper gives his/her name ~~& and~~ address; ~~and date of birth~~
4. If the dog does not have a current rabies vaccination, the owner or keeper must present a receipt from a licensed veterinarian showing prepayment of a rabies vaccination.
5. If the dog is unlicensed the owner must secure or pay for a license before redemption.

#### **~~i. h.~~ Vicious or Barking Dogs; Other Applicable Sections of General Laws**

The provisions of Massachusetts General Laws Chapter 140, Sections 157 and 158 shall be applicable to vicious or barking dogs and all other applicable sections of Chapter 140 or other sections of the General Laws or rules and regulations adopted there under pertaining to dogs, or to any animals as may be regulated by law, shall apply and be enforceable by the Town, as if said sections were fully set forth herein.

#### **~~j. i.~~ Emergency Fees for Dogs and Cats Injured on Public Ways**

Any veterinarian who renders emergency care or treatment to, or disposes of any dog or cat injured on any public way in the Town of Stow shall receive payment of ~~reasonable~~ costs from the owner of such dog or cat, if known, or, if not known, shall receive the sum of ~~forty dollars (\$40.00)~~ sixty dollars (\$60.00) from the Town of Stow for such care, treatment, and/or disposal.

Care, treatment, and/or disposal shall be for the purpose of maintaining life, stabilizing the animal, or alleviating pain or suffering until the owner of such dog or cat is identified, or for a period of twenty-four (24) hours, whichever is sooner. Any veterinarian who renders such emergency care or treatment to, or

euthanizes, or disposes of such dog or cat shall notify the Animal Control Officer of Stow and, upon notification, the Animal Control Officer shall assume control of such dog or cat.  
(Section 7, adopted 6/12/96)

#### **Article 49. Zoning Bylaw Amendment: Wireless Communications Facilities Moratorium**

To see if the Town will vote to amend the Zoning Bylaw by deleting Section 3.12 in its entirety; or to take any other action relative thereto.

(Planning Board)

*The Finance Committee recommends the approval of this article. This article proposes to delete the Wireless Communications Facility Moratorium section of the zoning bylaw, which is no longer necessary as the Wireless Communications Facility bylaw has since been replaced with the Wireless Service Facility bylaw (section 5.3).*

#### **PLANNING BOARD SUMMARY**

This article proposes to delete the Wireless Communications Facility Moratorium section of the Zoning Bylaw, which no longer is necessary as the Wireless Communications Facility bylaw has since been replaced with the Wireless Service Facility Bylaw (Section 5.3)

#### ***Annotated Version***

***Additions are underlined***

***Deletions are ~~strike through~~***

#### **~~3.12 Wireless Communications Facilities Moratorium~~**

##### ~~3.12.1 Purpose~~

~~———— The purpose of the wireless communications facilities moratorium is to allow the Planning Board and a 5 member Wireless Subcommittee of Town residents, appointed by the Planning Board, sufficient time to undertake a comprehensive study and analysis with respect to regulating the use of land in the Town of Stow for wireless communications facilities and develop a comprehensive proposed zoning bylaw amendment regulating the location, height, size, appearance, screening, site standards, land structure relationships, buffer requirements and all other aspects of wireless communications facilities. Town Meeting believes it prudent and appropriate to have conducted a comprehensive study and analysis prior to adopting a zoning bylaw amendment regulating all aspects of wireless communications facilities.~~

##### ~~3.12.2 Justification~~

~~———— There have been significant changes in the past five years in the federal law regulating wireless communications facilities because of the enactment of the Telecommunications Act of 1996 by the United States Congress; and~~

~~———— The telecommunications field is experiencing rapidly evolving technology that offers alternatives to the erection of wireless communications towers such as the placement of antennas in and on buildings and other structures; and~~

~~———— The Town of Stow has a limited number of potential sites which would be suitable for the construction of wireless communications facilities, and a comprehensive study of the suitability of such sites was not done prior to the adoption of the existing provisions of the Zoning Bylaw relative to wireless communications facilities; and~~

- ~~— The Town of Stow must take into account probable future development according to the plans and programs established by the Town, as may be amended, so as to prevent inappropriate development and to plan for the protection of the public health, safety and welfare of its present and future inhabitants; and~~
- ~~— Recent federal and state case law has supported a municipality's ability to ensure the appropriate siting of telecommunication facilities, consistent with a municipality's obligation under the Telecommunications Act and the municipality's police power obligations to protect public health, safety and welfare; and~~
- ~~— The existing provisions of the Zoning Bylaws relative to wireless communications facilities need to be studied in order to give complete consideration to the appropriate limits on height of towers, separation between towers, setbacks for towers, facility testing and monitoring, so-called stealth technology, testing requirements for visual impact, the appropriate types of structures to be permitted, locations of structures and other factors; and~~
- ~~— The Planning Board and the appointed Subcommittee has begun an earnest and comprehensive study of said subjects and factors but needs an additional six (6) months to complete its study and make recommendations to the Planning Board and Town Meeting.~~
- ~~— Now, therefore, and consistent with the rationale provided above and consistent with the Town's police powers and coincident obligations, the Town adopts the following moratorium with respect to Wireless Communication Facilities.~~

### ~~3.12.3. Moratorium Provisions~~

- ~~— No wireless communications facility or structure appurtenant or accessory to a wireless communication facility shall be constructed, nor shall any building permit, special permit, variance or site plan approval decision for any such facility be issued in the Town of Stow for a period of six (6) months from the effective date of this Zoning Bylaw amendment.~~

### ~~3.12.4 Moratorium Expiration~~

- ~~— Unless extended, continued or modified by a subsequent action of Town Meeting, the provisions of this Moratorium shall expire six (6) months from its effective date or upon approval by the Attorney General and subsequent posting by the Town Clerk, of the Wireless Service Facility bylaw contained in Article 13 of the February 12, 2001 Special Town Meeting Warrant, whichever is sooner.~~

### ~~3.12.5. Exemptions~~

- ~~— The following types of wireless communications facilities are exempt from the provisions of Section 3.12.3:~~

#### ~~3.12.5.1 Wireless communications facilities insofar as they qualify for exemptions from zoning regulation as set forth in G.L. c. 40A, Section 3, but only to the extent of the degree exempted by said G.L. c.40A, Section 3; and~~

#### ~~3.12.5.2 Wireless communications facilities constructed by the Town of Stow for public safety communications purposes, if the applicant for said facility is an office, department or agent of the municipal government of the Town of Stow, Massachusetts.~~

## **Article 50. Zoning Bylaw Amendment: Front, Rear and Side Yards**

To see if the Town will vote to amend the Zoning Bylaw by amending Section 4.3.2.6 and 4.3.2.7 to read in their entirety as stated below in subsections (A), (B), (C) and (D) of this article; or to take any other action relative thereto.

(Planning Board)

*The Finance Committee recommends approval. This article is intended to make the Zoning Bylaw consistent with Board of Health regulations.*

### **PLANNING BOARD SUMMARY**

This article is meant to clarify the inconsistencies between the dimensional setback requirements of the Zoning Bylaw and Board of Health Regulations pertaining to septic systems and Building Code requirements pertaining to BUILDINGS and STRUCTURES not requiring a Building Permit, and removing side and rear setback requirements for driveways.

<b>(A) Amend Section 4.3.2.6 by changing subsection letters a), b), and c) to numbers 1), 2) and 3) and adding a new subsection 4) to read in its entirety as stated below:</b>
---

- 4.3.2.6 Front YARDS - Front YARDS shall be the distance measured in a straight line between the LOT frontage and the nearest point of any BUILDING or STRUCTURE, excluding roof overhangs. Roof overhangs shall not extend further than two feet into the minimum required front YARD.
- 1) A LOT having frontage on two or more STREETS shall have two or more front YARDS, each of which shall comply with the requirements of the front YARD provisions.
  - 2) *In no case shall any BUILDING or STRUCTURE be located closer to the sideline of a STREET than the minimum required front YARD.*
  - 3) *Driveways are allowed within FRONT YARDS.*
  - 4) *Septic system STRUCTURES are allowed within the FRONT YARD and shall comply with requirements established by the Board of Health.*

<b>(B) Amend Section 4.3.2.7 by adding a new subsection 1) to read in its entirety as stated below:</b>
---

- 1) Septic system STRUCTURES are allowed within the SIDE and REAR YARD and shall comply with requirements established by the Board of Health.

<b>(C) Amend Section 4.3.2.7 by adding a new subsection 2) to read in its entirety as stated below:</b>
---

- 2) One (1) BUILDING or STRUCTURE, equal to or less than 120 square feet and not requiring a Building Permit, shall be placed no less than five feet (5') from property lines.

<b>(D) Amend Section 4.3.2.7 by adding a new subsection 3) to read in its entirety as stated below:</b>
---

- 3) Driveways are allowed within the SIDE and REAR YARD setbacks.



**Annotated Version**

**Additions are underlined**

**Deletions are ~~strike through~~**

4.3.2.6 *Front YARDS - Front YARDS shall be the distance measured in a straight line between the LOT frontage and the nearest point of any BUILDING or STRUCTURE, excluding roof overhangs. Roof overhangs shall not extend further than two feet into the minimum required front YARD.*

~~a1)~~ *A LOT having frontage on two or more STREETS shall have two or more front YARDS, each of which shall comply with the requirements of the front YARD provisions.*

~~b2)~~ *In no case shall any BUILDING or STRUCTURE be located closer to the sideline of a STREET than the minimum required front YARD.*

~~c3)~~ *Driveways are allowed within FRONT YARDS.*

4) Septic system STRUCTURES are allowed within the FRONT YARD and shall comply with requirements established by the Board of Health.

4.3.2.7 *Side and Rear YARDS - Side and rear YARDS shall be the distance measured in a straight line from the nearest point of any BUILDING or STRUCTURE to each side or rear LOT line, excluding roof overhangs. Roof overhangs shall not extend further than two feet into the minimum required SIDE or REAR YARD.*

1) Septic system STRUCTURES are allowed within the SIDE and REAR YARD and shall comply with requirements established by the Board of Health.

2) One (1) BUILDING or STRUCTURE, equal to or less than 120 square feet and not requiring a Building Permit, shall be placed no less than five feet (5') from property lines.

3) Driveways are allowed within the SIDE and REAR YARD setbacks.

**Article 51. Zoning Bylaw Amendment: Historic Buildings and Structures/Wireless Service Facility**

To see if the Town will vote to amend the Zoning Bylaw by amending Section 5.3.7.6 by deleting the word "STRUCTURE" in subsection b. and inserting the words "BUILDING or STRUCTURE" in its place, and by changing subsection letters a., and b. to numbers 1) and 2) to read in their entirety as stated below; or to take any other action relative thereto.

(Planning Board)

*The Finance Committee recommends approval of this article. This bylaw is only a clarification. This article reflects the language of Massachusetts General Law in the Town's bylaws.*

**5.3.7.6 Historic Buildings and Structures**

- 1) Any WIRELESS SERVICE FACILITY located on or within a historic structure shall not alter the character-defining features, distinctive construction methods, or original historic materials of the building, or
- 2) Any alteration made to a historic BUILDING or STRUCTURE to accommodate a WIRELESS SERVICE FACILITY shall be fully reversible.

## PLANNING BOARD SUMMARY

This article is meant to clarify the fact that this section applies to BUILDINGs and STRUCTUREs.

### *Annotated Version*

*Additions are underlined*

*Deletions are ~~strike through~~*

#### 5.3.7.6 Historic Buildings and Structures

- ~~a.1)~~ Any WIRELESS SERVICE FACILITY located on or within a historic structure shall not alter the character-defining features, distinctive construction methods, or original historic materials of the building, or
- b.2) Any alteration made to a historic ~~structure~~ BUILDING or STRUCTURE to accommodate a WIRELESS SERVICE FACILITY shall be fully reversible.

## **Article 52. Zoning Bylaw Amendment: Trailers and Mobile Homes**

To see if the Town will vote to amend the Zoning Bylaw by amending Section 6.4 by adding the words “except as provided in MGL, Ch. 40A, s. 3” to read in its entirety as stated below; or to take any other action relative thereto.

(Planning Board)

*The Finance Committee recommends approval of this article. This bylaw is only a clarification. This article reflects the language of Massachusetts General Law in the Town's bylaws*

#### 6.4 TRAILERS and MOBILE HOMES

No TRAILER or MOBILE HOME shall be moved onto any LOT within the Town for use as a DWELLING, except as provided in MGL Ch. 40A, s. 3.

## PLANNING BOARD SUMMARY

This article is meant to clarify the fact that Massachusetts General Law Chapter 40A, Section 3, allows for temporary trailers as a dwelling unit for a period not to exceed 12 months while a residence is being rebuilt in the case of fire or catastrophic event.

### *Annotated Version*

*Additions are underlined*

*Deletions are ~~strike through~~*

#### 6.4 TRAILERS and MOBILE HOMES

No TRAILER or MOBILE HOME shall be moved onto any LOT within the Town for use as a DWELLING except as provided in MGL Ch. 40A, s. 3.

## **Article 53. Transfer To The Stabilization Fund**

To see if the Town will vote to appropriate and transfer from Free Cash the sum of Fifty Thousand Dollars (\$50,000), or any other sum, to be added to the Stabilization Fund; or take any other action relative thereto.

(Treasurer-Collector)



*The Finance Committee recommends approval of this article. This transfer is part of a multi-year effort to rebuild the town's financial reserves after having spent most of our reserves several years ago.*

**Article 54. Transfer To Snow and Ice Account – Clean Up Of Carryover Articles**

To see if the Town will vote to appropriate and transfer the following funds from the associated accounts to be added to FY2008 Snow and Ice account; or take any other action relative thereto.

(Finance Committee)

<b>Account Number</b>	<b>Purpose</b>	<b>Amount</b>
0200-10-199-70-78100-0000	Land for Assabet River Rail	16,150.50
0200-20-210-70-78540-0000	Purchase of Computer System	194.95
0100-20-220-70-77800-0000	Hurst Tool Purchase	80.00
0100-30-310-70-78501-0000	Security System for Center	960.00
0100-30-310-70-78502-0000	Security System for Hale	1,305.54
0200-40-420-70-78729-0000	Art 30-2 2007 Backhoe Purchase	3.59
<b>Total</b>		<b>18,694.58</b>

**Article 55. Balance The Fiscal Year 2009 Budget**

To see if the Town will vote to authorize the Board of Assessors to use a sum of money from available funds in the hands of the Treasurer-Collector in reducing the tax rate (balancing the budget) for the fiscal year beginning July 1, 2008 and ending June 30, 2009; or take any other action relative thereto.

(Finance Committee)

*The Finance Committee recommends approval of this article. When the town votes to fund a capital article or similar project, there are often small amounts left in that account after the work or purchase has been completed. These accounts that are created by town meeting vote usually remain indefinitely until they are spent for the original purpose, or town meeting votes to move them to some other account. This article “cleans up” some of these old accounts by moving the funds to cover the large snow and ice deficit this year.*

**Article 56. Town Election**

To vote by ballot on May 13, 2008 at the Hale Middle School Gymnasium in said Town of Stow the following officers:

One Board of Selectmen member for three years  
One Board of Assessors member for three years  
One Nashoba Regional School District Committee member for three years  
One Board of Health member for three years  
One Planning Board member for five years  
Two Trustees, Randall Library Funds for three years  
One Stow Housing Authority member for four years

And also to vote by ballot on May 13, 2008 at the Hale Middle School Gymnasium in said Town of Stow the following question:

**Question 1: Fire Truck**

Shall the Town be allowed to exempt from the provisions of Proposition Two and One-half, so called, the amounts required to pay for the bond issued in order to finance the repairs and improvements to Fire Engine Truck Number 11 or to finance the purchase of a new fire truck to replace Fire Engine 11?

**Question 2: High School Track and Field**

Shall the Town be allowed to exempt from the provisions of Proposition Two and One-half, so called, the amounts required to pay the Town's apportioned share of the principal and interest on the \$1,280,000 indebtedness to be issued by the Nashoba Regional School District in order to finance the construction of a synthetic turf field and a new track at the Nashoba Regional High School?

And you are directed to serve this warrant by posting copies attested by you calling same at the Town Building and at each of at least seven (7) other public places at least seven (7) days before the time of holding said meeting.

Hereof, fail not and make due return of the warrant with your doings thereon to the Town Clerk or Selectmen on or before the time of said meeting.

Given under our hands this 26<sup>th</sup> of March in the year 2008.

BOARD OF SELECTMEN

Stephen M. Dungan, Chairman  
Kathleen King Farrell  
Jason Robart, Clerk  
Thomas Ruggiero  
Ellen S. Sturgis

### Consent Calendar Procedures

As part of an effort to make our Town Meeting time more productive, and save time for discussion of key issues, the Board of Selectmen and Moderator have implemented the "Consent Calendar."

Each year there is a number of warrant articles for which past experience suggests that the **action will be routine, non-controversial and predictable**. Again at this annual meeting these articles will be selected for inclusion in the Consent Calendar. As one of the first items of business there will be a motion to take all of these articles as identified in the warrant and **act upon these as a group by a single brief affirmative main motion**, referred to as the Consent Calendar, which will also contain separate and specific motions for each such article included in the Consent Calendar. The language and the amount of money specified in the articles included in the Consent Calendar as printed in the warrant are subject to change. The motion made at Town Meeting will include any changes. The use of the Consent Calendar speeds the passage of warrant articles which the Selectmen and Moderator, in consultation with Town Counsel and the Finance Committee, believe should generate no controversy and can be properly voted without debate.

At the motion of the Consent Calendar, the Moderator will call out the number of each of the articles, one by one. If any voter has doubt about passing any motion, or wishes an explanation of any article included in the Consent Calendar, the voter should say the word "hold" in a loud voice when the article number is called by the Moderator. The Moderator will then inquire as to whether the request to hold is for a question or for debate. If the purpose of the request was merely to ask a question, an attempt to obtain a satisfactory answer will be made, and if this occurs the article will remain on the Consent Calendar. If the purpose of the request was to hold the article for debate, the article will be dropped 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. It is hoped that voters will remove articles from the Consent Calendar only in cases of genuine concern. After calling the individual articles on the Consent Calendar, the Moderator will ask that all articles remaining be **PASSED AS A UNIT** by a unanimous vote after a brief affirmative main motion is made inclusive of all articles remaining on the Consent Calendar.

Please review the proposed motions for the articles for the Consent Calendar and the related comments that follow. Complete articles are found in the warrant. Please review them carefully.

### **THE CONSENT CALENDAR WILL BE TAKEN UP AS ONE OF THE FIRST ORDERS OF BUSINESS AT THE ANNUAL TOWN MEETING ON MONDAY, MAY 5, 2008**

Please do your homework before coming to Town Meeting. If you have any questions about the articles included in the Consent Calendar, motions or procedure please feel free to call the Town Administrator (978-897-2927) **before** Town Meeting.

Note: The language and the amount of money specified in the articles included in the Consent Calendar as printed in the warrant are subject to change. The motion made at Town Meeting will include any changes.

## **Consent Calendar Motions**

### **Consent Calendar Articles and Motions**

Move that the Annual Town Meeting take the following Articles out of the order in the warrant and take action on Articles 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, and 37 as said motions are printed in the Consent Calendar, a copy of which has been provided to the voters at this meeting, without debate on any such articles, and provided that upon the request of any voter at this meeting made before the vote is taken on this motion, an article shall be dropped from the Consent Calendar and shall be acted upon in the ordinary course and order of business at this Town Meeting.

#### **Article 6. Reserve Fund**

(CONSENT CALENDAR)

Move to raise and appropriate the sum of Seventy Thousand Dollars (\$70,000), for a Reserve Fund for the fiscal year beginning July 1, 2008.

(Finance Committee)

#### **Article 7. Tax Title Proceedings**

(CONSENT CALENDAR)

Move to raise and appropriate the sum of Seven Thousand Dollars (\$7,000) to be added to any balance remaining and previously appropriated for Tax Title proceedings for tax taking and Land Court foreclosure, including costs and legal expenses related thereto, to be expended by the Treasurer-Collector.

(Treasurer-Collector)

#### **Article 8. Audit Of Financial Records**

(CONSENT CALENDAR)

Move to raise and appropriate the sum of Ten Thousand Two Hundred Dollars (\$10,200) for a Town financial audit.

(Treasurer-Collector)

#### **Article 9. Revolving Fund For Inspection Fees**

(CONSENT CALENDAR)

Move to authorize, upon the recommendation of the Selectmen, a revolving fund pursuant to Massachusetts General Laws Chapter 44 Section 53E-1/2 for FY2009, to which shall be credited all permitting fees received for wire, gas, plumbing, and fire alarm permits and for weights and measures sealing, to a limit of Forty Thousand Dollars (\$40,000) for FY2009, to be expended by the Selectmen without further appropriation, for the purpose of payment of fees to the inspectors administering such permits and reimbursement of expenses incurred on behalf of the Town.

(Selectmen)

#### **Article 10. Revolving Fund For Advanced Life Support Services**

(CONSENT CALENDAR)

Move to authorize, upon the recommendation of the Selectmen, the establishment of a revolving fund pursuant to Massachusetts General Laws Chapter 44 Section 53E-1/2 for FY2009, to which shall be credited all fees received for advanced life support services provided by the Town of Stow, to a limit of Forty Thousand Dollars (\$40,000) for FY2009, to be expended by the Fire Department without further appropriation, for the purpose of payment of all costs associated with providing advanced life support ambulance services.

(Selectmen)

**Article 11. Transfer To Conservation Fund – Land Maintenance**

(CONSENT CALENDAR)

Move to appropriate and transfer from the Conservation Land Maintenance Account to the Conservation Fund the sum of Two Thousand Seven Hundred Seventy-two and 50/100 Dollars (\$2,772.50) to be expended by the Conservation Commission.

(Conservation Commission)

**Article 12. Addition To Conservation Fund**

(CONSENT CALENDAR)

Move to raise and appropriate the sum of Ten Thousand Dollars (\$10,000) to be added to the balance remaining in the Conservation Fund, to be expended by the Conservation Commission.

(Conservation Commission)

**Article 13. Transfer From Wetlands Protection Fund**

(CONSENT CALENDAR)

Move to appropriate and transfer from the Wetlands Protection Fund the sum of Four Thousand Two Hundred Fifty-five Dollars (\$4,255) as additional appropriation to the Conservation Commission, to be expended by the Conservation Commission in performing its duties under the Wetlands Protection Act.

(Conservation Commission)

**Article 14. Addition To Agricultural Preservation Fund**

(CONSENT CALENDAR)

Move to raise and appropriate the sum of Five Thousand Five Hundred and Fifty Dollars (\$5,550) to be added to any balance previously appropriated, to be expended by the Agricultural Commission, for the purpose of performing its duties.

(Agricultural Commission)

**Article 15. Update Of Property Valuations**

(CONSENT CALENDAR)

Move to raise and appropriate the sum of Twenty Thousand Dollars (\$20,000) to be added to any balance previously appropriated for the purpose of updating property valuations in the Town to full and fair cash value, to be expended by the Assessors.

(Assessors)

**Article 16. Town Records Binding And Repair**

(CONSENT CALENDAR)

Move to raise and appropriate the sum of Two Hundred Dollars (\$200) to be added to any balance previously appropriated for the purpose of binding and repairing Town records in accordance with M.G.L. Chapter 66, Section 9, to be expended by the Town Clerk.

(Town Clerk)

**Article 17. Election Equipment**

(CONSENT CALENDAR)

Move to raise and appropriate the sum of Eight Thousand Five Hundred Dollars (\$8,500) for the purchase of polling equipment and supplies.

(Town Clerk)

**Article 18. Highway Road Machinery And Private Ways**

(CONSENT CALENDAR)

Move to raise and appropriate the sums of money for Highway Department purposes as set forth in the schedule below.

(Selectmen)

<b>Expense</b>	<b>Amount</b>
1. For the Road Machinery Account	\$33,091
2. For Repairs on Private Ways	\$10,000

**Article 19. Highway Road Construction**

(CONSENT CALENDAR)

Move to appropriate and borrow the sum of Two Hundred Six Thousand Thirty-three Dollars (\$206,033) from FY 2008 Apportionment for construction, reconstruction and/or improvements to Town roads, as requested by the Board of Selectmen, to be reimbursed by the Commonwealth.

(Selectmen)

**Article 20. Federal Safe Drinking Water Act**

(CONSENT CALENDAR)

Move to raise and appropriate the sum of Six Thousand Dollars (\$6,000) to be added to any balance previously appropriated for the purpose of satisfying the compliance requirements of the Federal Safe Drinking Water Act, as amended, in accordance with State Regulations, to be expended under the direction of the Board of Health.

(Board of Health)

**Article 21. Household Hazardous Waste Collection**

(CONSENT CALENDAR)

Move to raise and appropriate the sum of Fifteen Thousand Dollars (\$15,000) to be added to any balance remaining from the previous appropriation, to be expended under the direction of the Board of Health for the purpose of providing for household hazardous waste collection.

(Board of Health)

**Article 22. Emerson Hospital Home Care**

(CONSENT CALENDAR)

Move to raise and appropriate the sum of Two Thousand One Hundred Dollars (\$2,100) to be added to any balance remaining from the previous appropriation, to be expended under the direction of the Board of Health for the purpose of providing home care services and communicable disease follow-up services to Stow residents.

(Board of Health)

**Article 23. Community Nurse**

(CONSENT CALENDAR)

Move to transfer from the Concord Health Services Account, the sum of Six Thousand One Hundred Thirteen Dollars (\$6,113) or any other remaining balance to be expended under the direction of the Board of Health for the purpose of creating a Community Nurse account to provide routine medical services to Stow residents.

(Board of Health)

**Article 24. Solid Waste Disposal Container**

(CONSENT CALENDAR)

Move to raise and appropriate the sum of One Thousand Dollars (\$1,000) to be added to any balance remaining from the previous appropriation, to be expended under the direction of the Board of Health; for the purpose of renting a container and disposing of solid waste, which has been dumped on Town land and roadsides.

(Board of Health)

**Article 25. Medical Reserve Corps Expenses**

(CONSENT CALENDAR)

Move to raise and appropriate the sum of Five Thousand Dollars (\$5,000) to be expended under the direction of the Board of Health for the purpose of providing equipment and operating expenses for the Medical Reserve Corps.

(Board of Health)

**Article 26. Stow Cultural Council**

(CONSENT CALENDAR)

Move to raise and appropriate the sum of Three Thousand Five Hundred Dollars (\$3,500) to be added to any balance remaining from previous appropriations, to produce cultural activities and programming in Stow, including Two Thousand Dollars (\$2,000) of these funds to be used to support Springfest activities.

(Selectmen)

**Article 27. Selectmen's Engineering/Consulting Expenses**

(CONSENT CALENDAR)

Move to raise and appropriate the sum of Twenty Thousand Dollars (\$20,000) to be added to any balance remaining and previously appropriated for this purpose, to be expended by the Board of Selectmen for engineering and consulting services, including but not limited to the Board's implementation of the Town's Master Plan.

(Selectmen)

**Article 28. Planning Board Engineering/Consulting And Master Plan Expenses**

(CONSENT CALENDAR)

Move to raise and appropriate the sum of Five Thousand Dollars (\$5,000) to be added to any balance remaining and previously appropriated for this purpose, to be expended by the Planning Board for Planning Board engineering/consulting services and master plan expenses.

(Planning Board)

**Article 29. Purchase Of Information Technology Equipment**

(CONSENT CALENDAR)

Move to raise and appropriate the sum of Fifty-two Thousand Five Hundred Thirty Dollars (\$52,530) to be added to any balance remaining from previous appropriation, to be expended under the direction of the Town Administrator for the purchase of computer equipment, software, and services for various Town departments; and to authorize the Town Administrator to sell, trade or otherwise dispose of existing equipment in connection therewith.

(Town Administrator)



**Article 30. Legal Services**

(CONSENT CALENDAR)

Move to raise and appropriate the sum of Forty Thousand Dollars, (\$40,000) to be added to any balance remaining from any previous appropriation, for the purpose of funding the Town's general Legal account.

(Town Administrator)

**Article 31. Police Officer & Firefighter Medical Payments**

(CONSENT CALENDAR)

Move to raise and appropriate the sum of Four Hundred Dollars (\$400) to be added to any balance remaining and previously appropriated, in anticipation of possible claims presented to the Town under the provisions of M.G.L. Chapter 41, Section 100, for the payment of medical and other allowable expenses incurred by police officers or firefighters injured in the performance of and within the scope of duty.

(Selectmen)

**Article 32. Weights And Measures Testing**

(CONSENT CALENDAR)

Move to raise and appropriate the sum of One Thousand Six Hundred Dollars (\$1,600) to be added to any balance remaining from a previous appropriation, for the purpose of funding the Town's Weights and Measures testing.

(Selectmen)

**Article 33. Swiftreach 911 Notification System**

(CONSENT CALENDAR)

Move to raise and appropriate the sum of Five Thousand Five Hundred Dollars (\$5,500) to be expended under the direction of the Chief of Police, for the purpose of paying for a town-wide telephonic emergency notification system known as SwiftReach Networks.

(Police Department)

**Article 34. Police Station Air Conditioning**

(CONSENT CALENDAR)

Move to raise and appropriate the sum of Nine Thousand Dollars (\$9,000) to be expended under the direction of the Chief of Police, for the purpose of replacing the main air conditioning unit in the Police Station.

(Police Department)

**Article 35. Transfer From Overlay Surplus Account**

(CONSENT CALENDAR)

Move to appropriate and transfer from the Town's Overlay Surplus Account the sum of Forty Thousand Dollars (\$40,000) for the purpose of adding Twenty Thousand Dollars (\$20,000) to the Town's FY 2008 Legal Account and for adding Twenty Thousand Dollars (\$20,000) to the Town's FY 2008 Snow and Ice account.

(Town Administrator)

**Article 36. Community Preservation Expenses**

(CONSENT CALENDAR)

Move to appropriate from Fiscal Year 2009 Community Preservation Fund Annual Revenues the sum of Thirty-Seven Thousand Five Hundred Dollars (\$37,500) to be expended for wages and expenses associated with the creation, implementation and maintenance of Community Preservation programs, in



accordance with the provision of Massachusetts General Laws Chapter 44B, the Community Preservation Act, including but not limited to office supplies, clerical assistance, property surveys, appraisals, attorney's fees, and other professional services, recording fees, printing and all other necessary and proper expenses for the Fiscal Year 2009, in accordance with a budget to be prepared for the Town Administrator.

(Community Preservation Committee)

**Article 37. Community Preservation Reserves**

(CONSENT CALENDAR)

Move to reserve for later appropriation monies from the Community Preservation Fund Balance collected from both the Community Preservation Act Surcharge and the State Trust Fund Distribution and collected from Fiscal Year 2009 Community Preservation Fund Annual Revenues, in accordance with the provision of Massachusetts General Laws Chapter 44B, the Community Preservation Act, for the undertaking of Community Preservation projects.

<b>Reserves:</b>	<b>Fiscal Year 2009 Annual Revenues:</b>
1. Preservation of Historic Resources	\$75,000
2. Preservation of Open Spaces	\$75,000
3. Affordable Housing	\$75,000

(Community Preservation Committee)

Continued from inside front cover

SpringFest 2008 Schedule

SATURDAY MAY 17<sup>th</sup>

11:00-2:00	Hamburgers, Hotdogs, etc.	Center School	Stow Lions Club
11:00-2:00	Grilled Chicken & Sausages	Center School	Frick & Frack
11:00-2:00	Ice Cream	Center School	Juniper Farms
7:00pm - midnight	SpringFest Dance with live music by "Final Approach"	Collings Foundation	SpringFest Committee

SUNDAY MAY 18<sup>th</sup>

7:00am	Race Registration	Hale School	Stow Conservation Trust
9:00am	One Mile Children's Race	Hale School	Stow Conservation Trust
10:00am	5K Run/Walk for the Woods	Hale School	Stow Conservation Trust
3:00pm	Spring Concert	First Parish Church	Sounds of Stow Chorus

OTHER POTENTIAL EVENTS

Conservation Walks	Town Hall
Childrens Play - Historical Stow	

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STOW, MA**

# **POSTAL PATRON**

**BOXHOLDER  
OR  
R.F.D.**