

W A R R A N T
TOWN OF WAREHAM
SPECIAL TOWN MEETING
APRIL 24, 2017

WAREHAM HIGH SCHOOL AUDITORIUM
VIKING DRIVE
WAREHAM, MA 02571

7:30 O'CLOCK P.M.

COMMONWEALTH OF MASSACHUSETTS

PLYMOUTH, S.S.

TO EITHER OF THE CONSTABLES OF THE TOWN OF WAREHAM

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the legal voters of the Town qualified to vote in Town affairs to meet in the Wareham High School Auditorium, Viking Drive, Wareham, MA on Monday, April 24, 2017 at 7:30 o'clock p.m. to act on the following articles:

ARTICLE 1 - BUDGET TRANSFERS

To see if the Town will vote to transfer sums of money within the budget lines as voted in Article 7 of the 2016 Spring Annual Town Meeting and further transfer from available funds to said budget lines, or to take any other action relative thereto.

Inserted by Board of Selectmen at the request of the Town Administrator

ARTICLE 2 - UNION CONTRACTS

To see if the Town will vote to raise and appropriate or transfer a sum of money from available funds to fund the Collective Bargaining Agreement between the Town and

- A. Wareham New England Police Benevolent Association Communications Officers;
- B. Wareham Police Union; MassCOP Local 423, AFL-CIO;
- C. Wareham New England Police Benevolent Association Sergeants Union;
- D. Wareham Superior Officers Union;

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SPECIAL TOWN MEETING WARRANT (CONT'D.)

or to take any action relative thereto.

Inserted by the Board of Selectmen at the request of the Town Administrator

ARTICLE 3 – MARIJUANA MORATORIUM BY-LAW

To see if the Town will vote to adopt the following Marijuana Establishment and Retailer moratorium as Section 397 of the Zoning By-laws, or take any other action relative thereto:

WHEREAS by vote at the State election on November 8, 2016, the voters of the Commonwealth approved a law regulating the cultivation, distribution, possession and use of marijuana for recreational purposes;

WHEREAS said law became effective on December 15, 2016;

WHEREAS the Cannabis Control Commission is required to issue regulations by March 15, 2018 but has not yet done so;

WHEREAS said regulations will provide direction to the Town;

WHEREAS at present Recreational Marijuana Establishments and Marijuana Retailers are not permitted uses under the Zoning Bylaws of the Town;

WHEREAS the regulation of Recreational Marijuana Establishments and Marijuana Retailers raises novel and complex legal, planning, and public safety issues;

WHEREAS the Town needs time to study and consider the regulation of Recreational Marijuana Establishments and Marijuana Retailers and address such novel and complex issues, as well as time to address the potential impact of the State regulations on local zoning;

WHEREAS the Town intends to undertake a planning process to consider amending the Zoning Bylaw regarding regulation of Recreational Marijuana Establishments and Marijuana Retailers and other uses related to the regulation of recreational marijuana;

NOW THEREFORE, the Town adopts a temporary moratorium effective through June 30, 2018 on the use of land and structures in the Town for Recreational Marijuana Establishments and Marijuana Retailers so as to allow the Town sufficient time to study the issues and undertake a planning process to address the effects of such structures and uses in the Town and to adopt provisions of the Zoning Bylaw in a manner consistent with sound land use planning goals and objectives.

Inserted by the Board of Selectmen at the request of the Town Planner

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SPECIAL TOWN MEETING WARRANT (CONT'D.)

ARTICLE 4 – AUTHORIZE SALE OF BAY POINTE LAND

To see if the Town will vote to authorize the CEDA Board and /or the Board of Selectmen to dispose of by sale a parcel of land known as the "Bay Pointe Parcel" consisting of 7.49 acres, more or less, and as further described in a filing at the office of the Town Clerk, and further, to authorize all steps necessary to effectuate such conveyance, or take any other action relative thereto.

Inserted by the Board of Selectmen at the request of the Town Administrator

ARTICLE 5 – FUND PARKING PROGRAM

To see if the Town will vote to transfer a sum of money from the Receipts Reserved for Appropriation Parking at Onset Pier Account to Fund the Parking Programs, with such funds to be distributed by the Town Administrator or to take any action relative thereto.

Inserted by the Board of Selectmen at the request of the Town Administrator

ARTICLE 6 – COMMUNITY PRESERVATION FUND RESERVES

To see if the Town will vote to reserve for future appropriation from Community Preservation Funds FY 2017 estimated annual revenues the following amounts, (1) \$2,000.00 to Open Space Reserves; (2) \$2,000.00 to Historical Preservation Reserves; and (3) \$2,000.00 to Affordable Housing Reserves or to do or act in any manner relative thereto

Inserted by the Board of Selectmen at the request of Community Preservation Committee

ARTICLE 7 – WESTFIELD – SOFTBALL FIELD BLEACHERS

To see if the Town will vote to appropriate from the Community Preservation Undesignated Fund or any other monies available in the Community Preservation Fund under the category of Open Space/Recreation, a grant to the Wareham Girls Softball League, up to the sum of \$13,177.00, to fund the purchase and installation of five (5) bleachers around three softball fields that exist at the Westfield recreation complex or to take any action relative thereto.

Inserted by the Board of Selectmen at the request of the Community Preservation Committee

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SPECIAL TOWN MEETING WARRANT (CONT'D.)

ARTICLE 8 – PHILIP E. LUKEY COMMUNITY PARK REHABILITATION

To see if the Town will vote to appropriate from the Community Preservation Undesignated Fund or any other monies available in the Community Preservation Act Fund under the category of Open Space/Recreation, a grant to the Open Space Committee, up to the sum of \$175,000.00, to fund the rehabilitation of the existing Philip E. Lukey Weweantic Playground with access points on Hathaway and Windsor Street or to take any action relative thereto.

Inserted by the Board of Selectmen at the request of the Community Preservation Committee

ARTICLE 9 - SPILLANE FIELD CONCESSION STAND/TICKET BOOTH/SOUND SYSTEM

To see if the Town will vote to appropriate from the Community Preservation Undesignated Fund or any other monies available in the Community Preservation Fund under the category of Recreation, a grant to the Wareham Vikings Athletic Booster Club/Wareham School Department, up to the sum of \$55,500.00, to fund the construction of new concession stand and ticket booth at the Town of Wareham's Spillane Football field, and to replace the existing sound system at Spillane field or to do or to take any action relative thereto.

Inserted by the Board of Selectmen at the request of the Community Preservation Committee.

ARTICLE 10 – REORGANIZATION OF TOWN DEPARTMENTS

To see if the Town will vote to approve the Town Administrator's reorganization plan to create a Department of Natural Resources including having the Harbormaster Department combined with the Animal Control Department, or to take any other action relative thereto.

Inserted by the Board of Selectmen at the request of the Town Administrator

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SPECIAL TOWN MEETING WARRANT (CONT'D.)

ARTICLE 11 – HARBOR SERVICES PERMIT RECEIPTS RESERVED FOR APPROPRIATIONS ACCOUNT

To see if the Town will vote to transfer the sum of \$14,050.00 from the Harbor Services Permits Receipts Reserved for Appropriations Account, to be transferred to the Harbormaster's Maintenance and Improvements account or take any other action relative thereto.

Inserted by the Board of Selectmen at the request of the Harbormaster.

ARTICLE 12 - SOLAR PILOT AGREEMENT

To see if the Town will vote to approve a Payment in Lieu of Tax ("PILOT") Agreement between the Town of Wareham and WF MA SOLAR, LLC for a property located at Upper Boundary Road, a copy of said agreement being on file in the Office of the Town Clerk, or take any other action relative thereto.

Inserted by the Board of Selectmen at the request of the Director of Assessment.

ARTICLE 13 – MASS DOT CRANBERRY HIGHWAY

To see if the Town will vote to authorize the Board of Selectmen to transfer to the Commonwealth of Massachusetts on such terms as it deems appropriate the following interests in land as shown on a plan of land titled "Wareham-Town of Wareham 22-18" on file in the office of the Town Clerk, or take any other action relative thereto:

In Fee- Parcel 22-18 consisting of 803 square feet
Permanent Easement- 22-PUE-10 consisting of 106 square feet
Temporary Easement- 22-TE-22 consisting of 708 square feet

Inserted by the Board of Selectmen at the request of the Planning and Community Development Director

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SPECIAL TOWN MEETING WARRANT (CONT'D.)

Given under our hands this 21st day of March in the year 2017.

WAREHAM BOARD OF SELECTMEN

Judith Whiteside, Chairman

Peter W. Teitelbaum, Clerk

Patrick G. Tropeano

Alan H. Slavin

Anthony R. Scarsciotti, Jr.

A True Copy

ATTEST:

Constable of Wareham, Steven P. Coughlin

DATE: _____

Plymouth, S.S.

Pursuant to the within Warrant, I have notified the inhabitants of the Town of Wareham herein described, to meet at the time and place for the purpose within mentioned by posting attested copies thereof in at least one public place in each precinct within the Town on or before March 24, 2017, and by causing this Warrant to be published on or before April 6, 2017.

Date: _____, 2017

Constable of Wareham, Steven P. Coughlin

The original posting with return made was delivered to Mary Ann Silva, Town Clerk.

Date: _____, 2017

Constable of Wareham, Steven P. Coughlin

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SPECIAL TOWN MEETING WARRANT (CONT'D.)

In accordance with the Wareham Charter, Article 2 - Legislative Branch - Section 2-4, Town Meeting Warrants, Item (d), I have hand delivered a copy of the Warrant for the Special Town Meeting to be held on April 24, 2017 at 7:30 o'clock p.m. to the Town Moderator, Chairman of the Finance Committee, Chairman of the Planning Board and Chairman of the Capital Planning Committee

Constable of Wareham, Steven P. Coughlin

3/29/2017 2:48 PM