

**TOWN OF BUCKLAND
ANNUAL TOWN WARRANT
COMMONWEALTH OF MASSACHUSETTS
FRANKLIN SS.**

MAY 8, 2013

To either of the Constables of the Town of Buckland in the Commonwealth of Massachusetts, you are hereby directed to notify and warn said inhabitants of said Town, qualified to vote in town affairs, to **meet at the Mohawk Trail Regional High School at 7:00 PM on Wednesday, May 8, 2013, then and there to act on the following articles:**

ARTICLE 1: To see if the Town will instruct the Town Clerk to report on the election of officers and ballot questions as follows:

Board of Selectmen	for three years
Board of Assessors	for three years
Board of Health	for three years
Constable	for three years
Finance Committee	for three years
Finance Committee	for three years
Finance Committee	for one year unexpired term
Moderator	for one year
Mohawk Regional School Committee	for three years
Recreation Committee	for two year unexpired term
Recreation Committee	for three years
Recreation Committee	for three years
Buckland Library Trustee	for three years
Tree Warden	for three years

Question One Shall the Town of Buckland vote to have its elected Recreation Committee become an appointed Recreation Committee of the Town?

YES – or – NO

ARTICLE 2: (CONSENT VOTE) To see if the Town will vote to **take Articles 3, 13, 16, 30, 31, 32 AND 33 out of order in this warrant and take action to approve all of them as one vote without debate on any such articles**, provided that upon request of any voter at this meeting made before the vote is taken, an article shall be dropped from the list of consent articles and shall be acted upon in the ordinary course and order of business at this meeting, or take any action relating thereto.

ARTICLE 3: (Consent) To see if the Town will vote to **ACCEPT THE REPORTS OF THE TOWN OFFICERS**, or take any action relating thereto.

ARTICLE 4: To see if the Town will vote to raise and appropriate, or otherwise provide a sum of money for **ELECTED OFFICIALS SALARIES** for FY2014, as line item appropriation, as recommended by the Finance Committee, in the Town of Buckland Fiscal 2014 Budget detail report dated April 22, 2013, or take any action relating thereto.

ARTICLE 5: To see if the Town will vote to raise and appropriate, or otherwise provide a sum or sums of money for the purpose of funding the **TOWN OPERATING BUDGETS** for FY2014, as line item appropriation, as recommended by the Finance Committee, in the Town of Buckland Fiscal 2014 Budget detail report dated April 22, 2013, or take any action relating thereto.

ARTICLE 6: To see if the Town will vote to raise and appropriate, or otherwise provide a sum or sums of money for the purpose of funding **SEVERAL SPECIAL LINE ITEMS** in the **Town Operating Budgets** for FY2014, as line item appropriation, as recommended by the Finance Committee, in the Town of Buckland Fiscal 2014 Budget detail report dated April 22, 2013, and, further to authorize that unspent amounts in said line items may be carried forward for use in following fiscal years without further appropriation, or take any action relating thereto.

ARTICLE 7: To see if the Town will vote to raise and appropriate, or otherwise provide a sum of money for the **MOHAWK K-12 SCHOOL DISTRICT OPERATING ASSESSMENT for FY2014**, or take any action relating thereto.

ARTICLE 8: To see if the Town will vote to raise and appropriate, or otherwise provide a sum of money for the **MOHAWK K-12 SCHOOL DISTRICT CAPITAL ASSESSMENT for FY2014**, or take any action relating thereto.

ARTICLE 9: To see if the Town will vote to raise and appropriate, or otherwise provide a sum of money for the **FRANKLIN COUNTY TECHNICAL SCHOOL OPERATING ASSESSMENT for FY2014**, or take any action relating thereto.

ARTICLE 10: To see if the Town will vote to raise and appropriate, or otherwise provide a sum of money, which is the estimated cost of **OPERATION AND MAINTENANCE OF THE SHELBURNE FALLS WASTEWATER TREATMENT FACILITY (ENTERPRISE FUND)** for which a sum of money will be raised from anticipated receipts from the Buckland user assessment as line item appropriation, and for which a sum of money will be raised from anticipated receipts from the Town of Shelburne (pursuant to the operation agreement), as recommended by the Finance Committee in the Town of Buckland Fiscal 2014 Budget detail report dated April 22, 2013, or take any action relating thereto.

ARTICLE 11: To see if the Town will vote to raise and appropriate, borrow, or otherwise provide a sum of money, which is the estimated cost of **CAPITAL and/or DEBT EXPENSES FOR THE SHELBURNE FALLS WASTEWATER TREATMENT FACILITY (ENTERPRISE FUND)** for which a sum of money will be raised from anticipated receipts from the Town of Buckland user assessment as line item appropriation, and/or the Buckland Enterprise Fund Retained Earnings, and for which a sum of money will be raised from anticipated receipts from the Town of Shelburne (pursuant to the operation agreement), as recommended by the Finance Committee in the Town of Buckland Fiscal 2014 Budget detail report dated April 22, 2013, or take any action relating thereto.

ARTICLE 12: To see if the Town will vote to raise and appropriate, borrow or otherwise provide a sum of money for the purpose of funding the **SHELBURNE FALLS AREA PARTNERSHIP**, or take any action relating thereto.

ARTICLE 13: (Consent) To see if the Town will vote to raise and appropriate, borrow or otherwise provide a sum of money for the purpose of funding the **PRESERVATION OF TOWN RECORD BOOKS**, or take any action relating thereto.

ARTICLE 14: To see if the Town will vote to raise and appropriate, borrow or otherwise provide a sum of money to fund **ROAD REPAIR AND REPAVING**, or take any action relating thereto.

ARTICLE 15: To see if the Town will vote to raise and appropriate, borrow or otherwise provide a sum of money for legal, consulting/engineering, purchasing or renovation/construction costs related to a **PUBLIC WORKS FACILITY**, or take any action relating thereto.

ARTICLE 16: (Consent) To see if the Town will vote to AUTHORIZE, PURSUANT TO M.G.L. CHAPTER 44, SECTION 53E½, THE FOLLOWING REVOLVING FUNDS:

NAME of ACCOUNT	PURPOSE	SOURCE OF FUND	MAXIMUM FY2014 EXPENDITURE	BOARD
Board of Health	Paying costs associated with Board of Health Inspections	Board of Health Fees	Up to \$20,000	Board of Health
Town Hall Maintenance	Paying costs associated with Town Hall Maintenance	Town Hall Rental Janitorial Fees	Up to \$2,000	Selectmen
Parking Tickets	Paying costs associated with payment and collection of Parking Tickets and Fees	Parking Ticket Fees	Up to \$1,000	Parking Clerk

ARTICLE 17: To see if the Town will vote to **ESTABLISH A REVOLVING FUND PURSUANT TO M.G.L. CHAPTER 44, SECTION 53D FOR THE PURPOSE OF PAYING FOR COSTS ASSOCIATED WITH RECREATION SUMMER CAMP COSTS**, or take any action relating thereto.

ARTICLE 18: To see if the Town will vote to raise and appropriate, borrow or otherwise provide a sum of money for the **POLICE DEPARTMENT EQUIPMENT STABILIZATION FUND**, or take any action relating thereto.

ARTICLE 19: To see if the Town will vote to raise and appropriate, borrow or otherwise provide a sum of money for the **HIGHWAY DEPARTMENT EQUIPMENT STABILIZATION FUND**, or take any action relating thereto.

ARTICLE 20: To see if the Town will vote to raise and appropriate, borrow or otherwise provide a sum of money for the **ELECTIONS EQUIPMENT STABILIZATION FUND**, or take any action relating thereto.

ARTICLE 21: To see if the Town will vote to raise and appropriate, borrow or otherwise provide a sum of money for the **TECHNOLOGY STABILIZATION FUND**, or take any action relating thereto.

ARTICLE 22: To see if the Town will vote to raise and appropriate, borrow, or otherwise provide a sum of money to the **GENERAL STABILIZATION FUND**, or take any action relating thereto.

ARTICLE 23: To see if the Town will vote to establish an **EMERGENCY MANAGEMENT STABILIZATION FUND**, and to vote to raise and appropriate, borrow or otherwise provide a sum of money for this fund, or take any action relating thereto.

ARTICLE 24: To see if the Town will vote to raise and appropriate, borrow, or otherwise provide a sum of money for the purchase of a **POLICE VEHICLE**, or take any action relating thereto.

ARTICLE 25: To see if the Town will vote to raise and appropriate, borrow, or otherwise provide a sum of money for a **HIGHWAY TRUCK** or take any action relating thereto.

ARTICLE 26: To see if the Town will vote to authorize the Board of Selectmen to enter into renewable energy purchase and/or net metering credit purchase agreements, including solar energy related net metering credits, for terms of more than three years, and to take all actions necessary to implement and administer such agreements, or to take any other action relative thereto.

ARTICLE 27: To see if the Town will vote to amend the Town's Zoning Bylaw by revising Section XIV, **TEMPORARY MORATORIUM ON THE CONSTRUCTION OF WIND ENERGY SYSTEMS** that would provide as follows:

SECTION XIV

Section 14-1. PURPOSE

To see if the town will vote to amend the Town Of Buckland's Zoning Bylaws by re-authorizing Section XIV for a further one-year period. The Planning Board needs to receive and consider the conclusions and recommendations of the Renewable Energy Advisory Committee, to hold public discussion and to complete an appropriate bylaw for the Town of Buckland. The Planning Board requests and recommends an extension of the wind moratorium to maintain existing protections during the bylaw process.

Section 14-2. TEMPORARY MORATORIUM, EXTENSION

Notwithstanding any other provision in the Town of Buckland Zoning Bylaw to the contrary, no building permit may be issued for the construction of any wind generating facility until July 1, 2014. The purpose of extending this moratorium is to allow sufficient time to complete the planning process addressing the effects of such structures and uses in the Town and to enact bylaws in a manner consistent with sound land use planning goals and objectives, and further that nonsubstantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Buckland Town Zoning Bylaws, or take any action related thereto.

ARTICLE 28: To see if the Town will vote to amend the Town's Zoning Bylaw by revising Section XV, **TEMPORARY MORATORIUM ON THE CONSTRUCTION OF LARGE SCALE SOLAR SYSTEMS** that would provide as follows:

SECTION XV

15-1 PURPOSE

To see if the Town will vote to amend the Town of Buckland's Zoning Bylaws by re-authorizing Section XV for a one-year period. The Planning Board has determined that further work and public discussion are needed to shape an appropriate solar bylaw for the Town of Buckland. The Planning Board requests and recommends the solar moratorium to be extended to maintain existing protections during the bylaw process.

15-2 TEMPORARY MORATORIUM EXTENSION

Notwithstanding any other provision in the Town of Buckland Zoning Bylaw to the contrary, no building permit may be issued for the construction of any large scale ground mounted photovoltaic system in capacity greater than 35 kilowatts, until July 1, 2014. The purpose of extending this moratorium is to allow sufficient time to complete the planning process addressing the effects of such structures and uses in the Town and to enact bylaws in a manner consistent with sound land use planning goals and objectives, and further that nonsubstantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Buckland Town Zoning Bylaws, or take any action related thereto.

ARTICLE 29: (By Petition) We petition to have the following resolution placed on the warrant for the 2013 Annual Town Meeting in the Town of Buckland.

Whereas, Baystate Franklin Medical Center in Greenfield is the only hospital in Franklin County, The most rural county in Massachusetts; and,

Whereas, local access to a full-service community hospital is essential to the health and well being of residents of Franklin County; and,

Whereas, some important services previously available at Franklin Medical Center are now only available at Baystate Medical Center in Springfield; and,

Whereas, the lack of public transportation and the long distance between parts of Franklin County and Springfield presents a challenge for many residents; and,

Whereas, it is critical for the health of Franklin County residents that they have access to the broadest range of quality health care services in Franklin County,

Therefore be it resolved that the Town of Buckland, calls upon Baystate Health System to commit all necessary resources to ensure the provision of all needed services and to commit to the long-term viability of a full-service community hospital at Baystate Franklin Medical Center which will meet the health care needs of the residents of Franklin County; and,

Be it further resolved that the Town Clerk be directed to send copies of this resolution to Mark Tolosky, President and Chief Executive Officer of Baystate Health System, and to Chuck Gijanto, President of Baystate Regional Markets.

ARTICLE 30: (Consent) To see if the Town will vote to **AUTHORIZE THE SELECTMEN TO PURCHASE AND/OR DISPOSE OF ANY TOWN EQUIPMENT**, or take any action relating thereto.

ARTICLE 31: (Consent) To see if the Town will vote to **AUTHORIZE THE SELECTMEN TO ACCEPT AND EXPEND, AS AN AVAILABLE FUND, ANY OF THE BOND ISSUE OR OPERATING BUDGET MONIES** (also called “Chapter” monies) from the Commonwealth of Massachusetts through the Massachusetts Department of Transportation, or take any action relating thereto.

ARTICLE 32: (Consent) To see if the Town will vote to **AUTHORIZE THE SEWER COMMISSIONERS AND BOARD OF SELECTMEN TO APPLY FOR AND ACCEPT ANY GRANTS FOR SEWER LINE REPLACEMENT AND IMPROVEMENTS AT THE WASTEWATER TREATMENT FACILITY**, or take any action relating thereto.

ARTICLE 33: (Consent) To see if the Town will vote to **AUTHORIZE THE BOARD OF SELECTMEN TO APPLY FOR AND ACCEPT GRANTS FROM THE FEDERAL GOVERNMENT, COMMONWEALTH OF MASSACHUSETTS, OR ANY OTHER SOURCE**, and to expend the same for purposes received without further appropriation, or take any action relating thereto.

You are directed to serve this warrant by posting attested copies thereof at the Post Office and Public Library, Buckland Center and Buckland Town Hall, 17 State Street, in said town, seven days at least, before the time of holding said meeting.

Thereof fail not, and make due return of this warrant, with your doings, thereon, to the Town Clerk, at the time and place of the meeting as aforesaid.

Given under our hands this 23rd day of April, in the year two thousand thirteen

ROBERT A. DEAN

KEVIN P. FOX

CHERYL L. DUKES

CONSTABLE'S RETURN

FRANKLIN, SS

Pursuant to the within warrant I have notified and warned the inhabitants of the Town of Buckland by posting attested copies of same at three public places and at least seven days before the day hereof, as within directed.

CONSTABLE: _____

DATE: _____