

**ARTICLE 4: We, the following registered voters of the Town of Buckland petition**

**• the following article to be placed on the next scheduled Special Town Meeting Warrant**

**• and the calling of a Special Town Meeting specifically for this article, if no other Special Town Meeting has already been scheduled to see if the Town of Buckland would vote to approve the following Resolution:**

#### **BUCKLAND COMMUNITY RIGHTS RESOLUTION**

*Whereas* representatives from large-scale energy infrastructure projects have approached landowners in neighboring Franklin County towns regarding, but not limited to, the proposed routing of a high-pressure natural gas pipeline to carry shale gas through 9 Franklin county towns – potentially through 76 properties in Ashfield alone; and

*Whereas* landowners in Franklin County towns have been approached without advance notice from town officials or police due to there currently being no regulation requiring a corporation, county or state to contact local authorities prior to contacting property owners; and

*Whereas* landowners in Franklin County towns are being asked to permit surveying or to sign agreements to lease land; and

*Whereas* it is possible that the proposed routing of a high-pressure natural gas pipeline could shift to run through Buckland properties; and

*Whereas* there exists the inherent right of the residents of Buckland to govern their own community, including, without limitation, the Declaration of Independence's declaration that governments are instituted to secure the rights of people, and the recognition within the State Constitution that all power is inherent in the people.

**BE IT THEREFORE RESOLVED THAT WE CALL UPON OUR LEADERS TO ADOPT RULES, BYLAWS, OR TAKE SUCH OTHER ACTION AS NECESSARY**

**TO SUPPORT the right of the people of Buckland to hold public hearings and make motions to vote on all corporate, state or federal energy infrastructure and other large-scale projects within the town as they arise.** Such projects may include, but are not limited to: pipeline construction, pipeline compression station construction, resource extraction, the removal of ground water for bottling and export, transmission line expansion, and the dumping of toxic fracking wastewater from neighboring states or toxic wastewater produced or collected at natural gas compression stations.

**TO DEFEND majority rule, as determined by that vote, as the ultimate authority in approving such projects,** affirming the rights of the people who live here over the rights of an absentee entity.

**TO PROHIBIT any activity by the developers of such projects in Buckland before the people of Buckland have had the opportunity to put motions to vote, and only then if the majority has ruled in favor of allowing the project.** Activities include, but are not limited to, surveying or photographing private property, negotiating leases, blasting, removing trees and road construction.

**SPECIAL TOWN MEETING WARRANT  
TOWN OF BUCKLAND,  
COMMONWEALTH OF MASSACHUSETTS, FRANKLIN SS.**

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 Buckland Town Hall at 7:00 PM on Thursday, September 25, 2014, then and there to act on the following articles:**

**ARTICLE 1:** To see if the Town will vote to amend its existing Protective Zoning Bylaws by adopting a new Section XIII: Small Wind Energy Facility Bylaw which would allow, by Special Permit only, small wind energy facilities with a height of up to 120 feet and a Rated Nameplate Capacity of no more than 250 kW and very small wind energy facilities with a height of up to 100 feet and a Rated Nameplate Capacity of no more than 25 kW in the Rural Residential, Commercial, Industrial and Historic Industrial zoning districts; Large wind energy facilities with a height greater than 120 feet or generating more than 250 kW would be prohibited in all districts; related changes to Section IV: Use Regulations; related changes to Section II: Definitions; and related changes to Section XII: Site Plan Review. Site Plan Review would be required for all small wind energy facilities except for roof mounted systems that do not exceed 8 feet in height and do not exceed maximum building height requirements. The proposed amendments are in the form available at Town Meeting labeled "Town Meeting Version" and dated August 6, 2014 and the Town may vote to amend its existing Protective Zoning Bylaws as outlined above or take any other action related thereto.

The complete text of the proposed Zoning Bylaws revisions is on file with the Town Clerk at the Buckland Town Hall, 17 State Street, Buckland, MA and is available for inspection during the regular business hours of the Town Clerk. The Buckland Planning Board voted to issue a favorable report at their August 5, 2014 meeting and recommends to Town Meeting the adoption of the proposed zoning amendments outlined above to address wind facilities.

**ARTICLE 2:** To see if the Town will vote to authorize the Board of Selectmen to lease all or a portion or portions of the parcel of land with the improvements thereon located at 2 Sears Street, containing 4.7 acres, more or less, and described in deeds recorded with the Franklin County Registry of Deeds in Book 1172, Pages 255 and 258, for such period of years and upon such terms and conditions as the Board of Selectmen shall determine to be appropriate; and to vote to raise and appropriate, or otherwise provide a sum of money to pay for the rent, or take any other action in relation thereto.

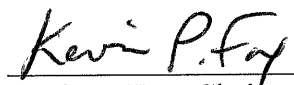
**ARTICLE 3:** To see if the Town will vote to raise and appropriate, or otherwise provide a sum of money for the purpose of making such alterations and/or improvements to the 2 Sears Street property as may be advisable to accommodate Highway Department operations, or take any other action in relation thereto.

**TO ENSURE** that our **Select Board** is informed of any proposed project prior to any contact with landowners and that the residents of Buckland learn of each proposal first through their elected officials.

**TO PROTECT** the right of Buckland farms, businesses and companies to engage in resource harvesting and/or industrial activity as currently permitted in our by-laws.

You are directed to serve this warrant by posting attested copies thereof at the United States Post Office and Buckland Public Library, Buckland Center, and Town Hall, 17 State Street, in said town, fourteen 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 meeting as aforesaid. Given under our hand this 9th day of September, in the year two thousand fourteen.

  
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Kevin P. Fox, Chair

  
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Cheryl L. Dukes, Member

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John R. Riggan, Member

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 fourteen days before the day hereof, as within directed.

CONSTABLE: Robert W. Husson DATE: 9-11-14