

**WARRANT FOR THE ANNUAL TOWN MEETING  
JUNE 22, 2020  
SALISBURY ELEMENTARY SCHOOL**

To: Robert Roy, Constable of Salisbury

**GREETINGS:**

In the name of the Commonwealth, you are hereby required to notify and warn the inhabitants of the Town of Salisbury who are legally qualified to vote in Town affairs, to meet in the Hilton Senior Center/Council on Aging on Lafayette Road on the 16<sup>th</sup> of June, 2020, from 10:00 AM until 8:00 PM to act on Article One of this Warrant, and also to meet in the Salisbury Elementary School, 100 Lafayette Road, Salisbury, Massachusetts, on Monday, June 22, 2020, at 7:30 PM., to then and there act on the remaining Articles in this Warrant.

**ARTICLE ONE**

Election of Officers – Tuesday, June 16, 2020

One Selectman (three-year term)

One Triton Regional School Committee Member from Salisbury (Three-year term)

One Triton Regional School Committee Member from Newbury (Three-year term)

One Triton Regional School Committee Member from Rowley (Three-year term)

Question: Shall this Town approve the charter amendments proposed by the Charter Committee summarized below?

Yes: \_\_\_\_\_ No: \_\_\_\_\_

**SUMMARY:**

On October 28, 2019, the Salisbury Annual Fall Town Meeting voted under Article 19 to amend the Town's Charter to make nine amendments recommended by the Charter Review Committee and summarized below:

- 1) Bring the Charter into accord with current practice of the Warrant Advisory Committee providing Town Meeting with an oral statement of its recommendations by deleting the requirement that the Warrant Advisory Committee instead provide written recommendations. Charter, §2-3.
- 2) Clarify that the Board of Selectmen must provide the Chairperson of the Warrant Advisory Committee with a copy of the warrant within "Twenty-four hours", rather than, "forthwith". Charter, §2-7.

3) Make the Board of Selectmen the appointing authority for the Ring's Island Historic Neighbor Preservation Committee and eliminate reference to a separate license commission, because Chapter 23 of the Acts of 2018 establishes the Board of Selectmen as the License Commission. Charter, §3-2.

4) Authorize Town Meeting by by-law or by vote to determine appointing authorities for persons not otherwise addressed by the Charter. Provide that the Town Manager has authority to appoint all persons not addressed by the Charter, By-laws or vote of Town Meeting, meaning that Town Meeting may now alter Amend the Charter relative to the appointing authority of persons not addressed in the Charter, by providing that the Town Manager shall appoint the same unless otherwise provided by the Charter, "By-law or Town Meeting vote". Charter, §4-2.

5) Insert the words, "Town Office", after the reference to "Town Department", to ensure applicability of such sections to all elected and appointed officers of the Town. Charter, §§5-1, 6-6, 7-5.

6) Require that notice of a public hearing be posted for 10, rather than seven days, if the Town Manager proposes an Administrative Organization or Reorganization. Charter, §5-1.

7) Move the Definitions section to the end of the Charter and rennumbers all of the sections accordingly. Charter, §7-11

8) Add a reference to the Parks and Recreation Commission, a five-member body of volunteers established and approved at Special Town Meeting in 1998, but the Charter was never updated to reflect this revision. Charter, §§3-3(c), 7-8(g).

9) Add a new definition for "town office," which encompasses any elected position or any appointed board of commission in town. Additionally, all seventeen defined terms in the Charter will be in bold font, where they were not before. There also are minor, ministerial changes and corrections to typographical or grammatical errors throughout the Charter.

A "YES" vote on this Ballot Question would be in favor of approving these amendments to the Charter

A "NO" vote on this Ballot Question would be opposed to approving these amendments to the Charter

## **ARTICLE TWO**

To hear reports of the Boards, Committees and Commissions as may be presented.

## **ARTICLE THREE**

To hear the report of the Warrant Advisory Committee and to raise and appropriate \$29,585,000.00 to fund the FY2021 annual operating budget of the Town, which includes \$13,560,207.00 to pay the Town's anticipated share of the Triton Regional School District's operating budget for FY2021, calculated in accordance with Mass. General Law Chapter 70, Section 6, and in accordance with the attached departmental breakdown of the budget; to appropriate \$2,477,000.00 to fund the FY2021 Sewer Enterprise Fund budget; to appropriate \$2,569,000.00 to fund the FY2021 Water Enterprise Fund budget; to transfer the sums of \$418,794.00 from the FY2021 Sewer Enterprise Fund budget and \$168,490.00 from the FY2021 Water Enterprise Fund budget to the General Fund; and to transfer the sums of \$20,000.00 from the Municipal Waterways Improvement and Maintenance Fund and \$54,025.00 from the Waterways Permit Fees Fund to the General Fund; or to take any other action relative thereto.

## **ARTICLE FOUR**

To see if the Town will vote to approve the updated and amended Triton Regional School Agreement, a copy of which is on file with the Office of the Town Clerk; or to take any other action relative thereto.

ON PETITION OF THE TOWN MANAGER

## **ARTICLE FIVE**

To see if the Town will vote to authorize the Treasurer, with the approval of the Board of Selectmen, to borrow the sum of \$5,200,000.00 in accordance with General Laws Chapter 44, Section 7, or any other enabling authority, for the purpose of funding architectural, engineering, permitting and construction costs, including all incidental and related costs, for a new visitors center and public restroom facility on the Broadway Mall at Salisbury Beach and a public restroom facility at the Town parking lot located on the corner of Beach Road and Cable Avenue, such sum to be reduced by any grants received by the Town in support of the construction of these facilities and the proceeds from the sale of any surplus Town-owned properties as the Board of Selectmen deem advisable; and to authorize the Board of Selectmen to execute any instruments and take any other action necessary to effectuate the vote taken hereunder; and further, that any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with G. L. c. 44, §20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount; or to take any other action relative thereto.

ON PETITION OF THE TOWN MANAGER

## ARTICLE SIX

To see if the Town will vote to authorize the Treasurer to borrow the sum of \$3,000,000.00 in accordance with General Laws Chapter 44, Section 7, or any other enabling authority, for the purpose of funding the replacement of the water main on Bridge Road, running from the intersection of First Street to Salisbury Square, including the payment of all incidental and related costs; to authorize the Board of Selectmen to apply for, accept and expend any grants available for said purposes; and to authorize the Board of Selectmen to execute any instruments and take any other action necessary to effectuate the vote taken hereunder; and further, that any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with G.L. c. 44, §20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount; or to take any other action relative thereto.

ON PETITION OF THE TOWN MANAGER

## ARTICLE SEVEN

To see if the Town will vote to amend the vote taken under Article 7 of the May 20, 2019 Annual Town Meeting, pursuant to Mass. General Laws Ch. 60, §15, as amended by Section 15 of Chapter 182 of the Acts of 2008, and reduce the charge for each written demand for unpaid motor vehicle excise taxes, which fee will be added to and collected as part of the tax, from \$30.00 to \$20.00; or to take any other action relative thereto.

ON PETITION OF THE TOWN MANAGER

## ARTICLE EIGHT

To see if the Town will authorize the Board of Selectmen to convey the fee or an easement in a portion or portions of the parcel of land identified on Assessor's Map 34 as Lot 216, acquired by the Town pursuant to a deed recorded with the Essex South District Registry of Deeds in Book 36146, Page 6, to the Trustees of the 233 North End Boulevard Condominium, upon such terms and conditions and for such consideration as the Selectmen shall deem appropriate; or to take any other action relative thereto.

ON PETITION OF THE TOWN MANAGER

## ARTICLE NINE

To see if the Town will vote to amend the Zoning Bylaws of the Town, Chapter 300, Article VII (Zoning Board of Appeals), §300-30 (Appointment; Terms of Office) by inserting the text shown in bold and deleting the text shown in strike-through, as follows:

~~Within three months after the passage of this bylaw, t~~ **The Town Manager** ~~Board of Selectmen~~ shall appoint a Zoning Board of Appeals (ZBA), consisting of five members and two associate members, **each to serve a term of five years.** ~~The first member shall be appointed for five years, the second for four years, the third for three years, the fourth for two years, and the fifth for one year. As terms expire, appointments shall be~~

~~made on a five-year basis. Vacancies shall be filled for the unexpired term by the Town Manager Board of Selectmen. Associate members shall be appointed for five years. The ZBA shall, annually, elect a Chairman and a Clerk from its membership; or to take any other action relative thereto.~~

ON PETITION OF THE TOWN MANAGER

#### **ARTICLE TEN**

To see if the Town will vote to amend the Zoning Bylaws of the Town, Chapter 300, Article XXIII (Medical Marijuana Overlay District), §300-151B (Location) by deleting the text shown in strike-through as follows:

~~(9) Dwelling Unit~~

~~or to take any other action relative thereto.~~

ON PETITION OF THE TOWN MANAGER

#### **ARTICLE ELEVEN**

To see if the Town will vote to transfer the care, custody and control of the parcel of land located at 5 Catherine Way, identified on Assessor's Map 10 as Lot 34 and acquired by the Town by Foreclosure in a Tax Lien Case recorded with the Essex South District Registry of Deeds in Book 27031, Page 100, and the parcel of land located at Daniel Court, identified on Assessor's Map 19 as lot 280 and acquired by the Town by Foreclosure in a Tax Lien Case recorded in Book 27302, Page 283, from the Tax Collector/Treasurer for tax title purposes to the Conservation Commission for conservation and passive recreation purposes in perpetuity, subject to the provisions of Article 97 of the Massachusetts Constitution; or to take any other action relative thereto.

ON PETITION OF THE TOWN MANAGER

#### **ARTICLE TWELVE**

To see if the Town will vote to amend Chapter 170 of the General Bylaw of the Town (Peace and Good Order) by adding a new section, as follows:

**§170 - \_\_\_\_.** **Trailers and Recreational Vehicles on Public Ways.**

It shall be unlawful for any person to park or otherwise leave a trailer that is not properly connected to a registered vehicle on any public way overnight. Additionally, no person shall occupy a trailer or recreational vehicle overnight while parked on a public way. Violations of this section shall be punishable by a fine of \$200.00 for each 24-hour period in which a violation occurs, and such vehicles shall be subject to towing; or to take any other action relative thereto.

ON PETITION OF THE TOWN MANAGER

#### **ARTICLE THIRTEEN**

To see if the Town will vote to transfer the care, custody and control of the parcel of land located at 28 Old County Road, identified on Assessor's Map 28 as Lot 26, and

acquired by the Town by Foreclosure in a Tax Lien Case recorded with the Essex South District Registry of Deeds in Book 36850, Page 293, and the parcel of land located at 20 Old County Road, identified on Assessors Map 28 as Lot 28, and acquired by the Town by foreclosure in a Tax Lien Case recorded in Book 34690, Page 382, from the Tax Collector/Treasurer for tax title purposes to the Board of Selectmen for general municipal purposes and for the purpose of conveyance; and, further, to authorize the Board of Selectmen to convey all its right, title and interest in said parcels or portions thereof on such terms and conditions and for such consideration as the Selectmen shall deem appropriate; or to take any other action relative thereto.  
ON PETITION OF THE TOWN MANAGER

#### **ARTICLE FOURTEEN**

To see if the Town will vote to (a) transfer the care, custody and control of a parcel of land located off Lafayette Road, identified on Assessors Map No. 22 as Lot #48 and containing 9 acres, more or less, from the Conservation Commission for conservation purposes to the Board of Selectmen for general municipal purposes and for the purposes of conveyance; (b) authorize the Board of Selectmen to convey all or a portion of the foregoing parcel and also a portion or portions of an additional parcel located off Lafayette Road, which is identified on Assessors Map No. 23 as Lot #69 and containing 29 acres, more or less, upon such terms and conditions and for such consideration, which may be in consideration for the exchange of other property, as the Selectmen shall deem appropriate; and further, to authorize the Board of Selectmen to acquire said exchange property by gift, purchase, or eminent domain for general municipal purposes; (c) as mitigation for the loss of the foregoing conservation land, dedicate to and designate for conservation and passive recreation purposes in perpetuity an approximately 10-12 portion of the parcel of land identified on Assessors Map 23 as Lot 69, subject to the provisions of Article 97 of the Massachusetts Constitution, with the care, custody and control of said portion to be vested in the Conservation Commissions under the provisions of G.L. c. 40, §8C; and (d) further, to authorize the Board of Selectmen to petition the General Court to authorize the transfer and conveyance of the parcel identified on Assessors Map 22 as Parcel 48, and to enter into and all agreements and execute any and all instruments as may be necessary or convenient to effectuate the foregoing purposes; or to take any other action relative thereto.  
ON PETITION OF THE TOWN MANAGER

#### **ARTICLE FIFTEEN**

To see if the Town will vote to raise and appropriate, transfer from available funds, and/or borrow the sum of \$486,750.00 for the purpose of paying the engineering and permitting costs associated with a construction project designed to provide resiliency against flooding in the Ring's Island neighborhood, including all incidental and related costs, and to authorize the Treasurer, with approval of the Board of Selectmen, to borrow said sum under the provisions of General Laws Chapter 44, Sections 7 or 8, or any other enabling authority, a portion of which sum may be reimbursed by the Executive Office of Energy and Environmental Affairs through its Municipal Vulnerability

Preparedness (MVP) grant program; to authorize the Board of Selectmen to file, on behalf of the Town of Salisbury, any and all applications deemed necessary for grants and/or reimbursements from the Commonwealth of Massachusetts under the MVP grant program; to authorize the Board of Selectmen to enter into all agreements and contracts and execute any and all instruments as may be necessary or convenient on behalf of the Town of Salisbury to effectuate said project; and further, that any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with G.L. c. 44, §20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount; or to take any other action relative thereto.

ON PETITION OF THE TOWN MANAGER

#### **ARTICLE SIXTEEN**

To take any other action that may be lawfully taken at this meeting.

And you are hereby directed to serve this Warrant by posting attested copies in at least ten (10) public places in Town over two consecutive Sundays before the time of said meeting.


Hereof fail not and make due return of this Warrant with your doings thereon, to the Town Clerk at the time and place of said meeting.

Given under our hands this 5 day of June, 2020.

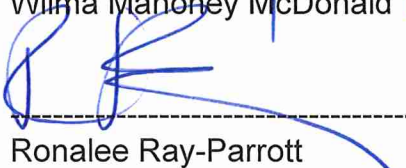
BOARD OF SELECTMEN  
TOWN OF SALISBURY, MASSACHUSETTS

  
Freeman Condon, Chairman

  
Donna Abdulla, Vice Chairman

  
Wilma Mahoney McDonald

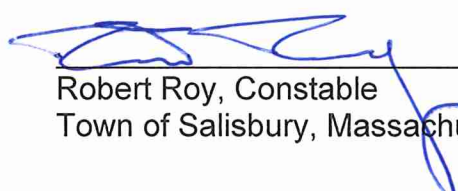
  
Chuck Takesian

  
Ronalee Ray-Parrott

Pursuant to this Warrant so directed by the Honorable Board of Selectmen of the Town of Salisbury, in and for, to me, Robert Roy, Constable of the Town of Salisbury, in and for have on this date, the 5 day of June, 2020, posted a copy of this notice in the ten (10) following places:

- |                                |                                |
|--------------------------------|--------------------------------|
| 1. Town Hall                   | 2. Marie's Restaurant          |
| 3. Public Library              | 4. Salisbury Housing Authority |
| 5. US Post Office              | 6. William Hilton Center       |
| 7. Salisbury Elementary School | 8. Police Station              |
| 9. Center Fire Station         | 10. Municipal Center           |

I hereby warn the inhabitants of the Town of Salisbury who are qualified legally to vote in Town affairs, to meet at the time and place mentioned in the said Warrant for the purpose therein expressed.

  
Robert Roy, Constable  
Town of Salisbury, Massachusetts