

**2019 Fall Annual Town Meeting
Marshall Lebowitz Town Meeting Room
Wilson Middle School
November 14, 2019, Ninth Session**

The Ninth Session of the 2019 Fall Annual Town Meeting was called to order at 7:50 PM by Town Moderator, Frank W. Foss, who declared a quorum present. The Moderator welcomed residents, taxpayers, town officials, Town Meeting Members and interested parties to the Ninth Session of 2019 Fall Annual Town Meeting. The Moderator asked that all recently elected or appointed members of Town Meeting stand to take the oath of office; there were none. The Moderator asked the audience to stand for the Pledge of Allegiance and a moment of silence in recognition of all the men and women serving on our behalf throughout the world.

The Moderator introduced the officials present for the meeting: Diane Packer, Town Clerk; Patrick Hayes, Finance Committee Chair; Bruce Evans, Finance Committee Secretary; Karis North, Town Counsel, Melissa Malone, Town Administrator; and Michael Hickey, Chair, Board of Selectmen. John Townsend will operate the slides and Tim Lathwood, a representative from Option Technologies, will operate the electronic voting system.

The Moderator reviewed the general rules and procedures of Town Meeting which had been accepted at a previous session of 2019 Fall ATM. He indicated that all residents and taxpayers of the town and town officers and employees, whether or not residents, have the same right to speak as Town Meeting Members; however they do not have the right to submit motions for consideration at Town Meeting, nor vote on any matter before Town Meeting. Non-residents may only speak at Town Meeting after approval by Town Meeting Members. The proceedings of Town Meetings shall be governed by *Town Meeting Time*, the Town of Natick Home Rule Charter, the Natick By-Laws and the General Laws of the Commonwealth of Massachusetts.

No person shall speak upon any question more than once when any other person desires to be heard, nor more than twice on the same question without permission of Town Meeting; and no person shall speak more than ten (10) minutes at one time without permission of Town Meeting. Consistent with the Natick By-Laws, any person having a monetary or equitable interest in any matter under discussion at a Town Meeting, and any person employed by another having such an interest, shall disclose the fact of his/her interest or employment before speaking thereon.

The Moderator announced that the order of business will be Articles 33, 30, 31, 34 through the end of the warrant.

ARTICLE 33: Amend Zoning By-Laws: Non-Conforming Uses, Large Residential Additions Zoning Amendment (Planning Board)

To see if the Town will vote to amend the Zoning By-laws to amend Section V-A (4), Nonconforming Uses, by:

1. Amending, modifying or adding, without limitation, to Section 200 Definitions for "Large Additions, Residential";
2. Adding, without limitation, provision(s) for regulating alteration, addition or demolition/reconstruction activity yielding "large additions" on nonconforming single and two-family dwellings;
3. Amending, modifying, or adding to Section VI – E – Board of Appeals, Special Permits; or otherwise act thereon.

FINANCE COMMITTEE RECOMMENDATION

By a vote of 8-1-1 on September 19, 2019 the Finance Committee recommended **favorable action** on the subject matter of Article 33.

Motion (requires a majority vote)

Moved by Ms. Evans, seconded by Mr. Munnich moved to refer the subject matter of Article 33 to the Planning Board (Motions A, B and C).

Ms. Evans spoke to the referral motion. ***The motion to refer the subject matter of Article 33 to the Planning Board passed by majority vote (88-1-1).***

ARTICLE 30: Amend Zoning By-laws: Creative Production Use Zoning Amendment (Planning Board)

To see if the Town will vote to amend the Zoning Bylaws to:

- 1) Add definitions for “Creative Production “to Article I, Section 200 of the Town of Natick Zoning Bylaw;
- 2) To determine which zoning district(s) such uses may be permitted By-Right or by Special Permit;
- 3) To determine intensity, dimensional and other regulations for such uses as may be permitted by right or by special permit and
- 4) To determine off-street parking standards and regulations for such uses as may be permitted By Right or by Special Permit;

or otherwise act thereon.

FINANCE COMMITTEE RECOMMENDATION

By a vote of 10-0-0 on September 19, 2019 the Finance Committee recommended **favorable action** on the subject matter of Article 30.

Motion (requires a two-thirds vote)

Moved by Mr. Evans, seconded by Mr. Hayes to see if the Town will vote to amend the Town of Natick Zoning By-laws by:

- 1) In Article I, Section 200 – Definitions, add:

Creative Production: Creation, production, manufacture, distribution, publishing, rehearsal, performance, broadcast, selling, or teaching of the visual arts, performing arts, applied arts, literature, heritage, media, music, information technology, communications media, or digital content & applications; or the invention, design, prototyping, fabrication, assembly, and packaging of ideas, concepts, theories or parts as intermediate production materials for further processing or as consumer goods for sale.

- 2a) In Section III-A.2 Use Regulations schedule:
 Insert new uses 38C to appear on the Use Table as follows:

BUSINESS USES	RG	R M	RS	PC D	SH	AP	D M	CII	INI	INI I	H
38C. Creative Production, where all noise, smoke, dust, odor, vibration or similar objectionable features generated are minimized and confined to the premises.	O	O	O	O	O	A	(*)	A	A	A	O

- 2b) In Section III-C (3) [HMII], insert new use to Uses Allowed Under an Overall Site Plan, as follows:

n. Creative Production, where all noise, smoke, dust, odor, vibration or similar objectionable features generated are minimized and confined to the premises to the extent feasible.

- 2c) In Section III-D (1) [LC], insert new use to Permitted Uses, as follows:

s. Creative Production, where all noise, smoke, dust, odor, vibration or similar objectionable features generated are minimized and confined to the premises to the extent feasible.

- 2d) In Section III-E (2a) [DMU], insert new use to Permitted Uses, as follows:

28. Creative Production, where all noise, smoke, dust, odor, vibration or similar objectionable features generated are minimized and confined to the premises to the extent feasible.

- 2f) In Section III-G (1) [HMIII], insert new use to Permitted Uses, Site Plan Review, as follows:

j. Creative Production, where all noise, smoke, dust, odor, vibration or similar objectionable features generated are minimized and confined to the premises to the extent feasible.

3) In Section V-D (3) Off-Street Parking and Loading Requirements add:

u) Creative Production – 1 space for every five hundred (500) square feet of gross floor area.

Ted Fields, Planner in Community and Economic Development spoke to this article. *The main motion under Article 30 passed by two-thirds vote (78-11-0).*

ARTICLE 31: Amend Zoning Bylaws: Specialty Craft Fabrication Zoning Amendment (Planning Board)

To see if the Town will vote to amend the Zoning Bylaws to:

- 1) Add definitions for “Specialty Craft Fabrication”;
- 2) To determine which zoning district(s) such uses may be permitted By-Right or By Special Permit;
- 3) To determine intensity, dimensional and other regulations for such uses as may be permitted by right or by special permit and
- 4) To determine off-street parking standards and regulations for such uses as may be permitted By-Right or by Special Permit;

or otherwise act thereon.

FINANCE COMMITTEE RECOMMENDATION

By a vote of 9-1-0 on September 19, 2019 the Finance Committee recommended **favorable action** on the subject matter of Article 31.

Motion (requires a two-thirds vote)

Moved by Mr. Evans, seconded by Mr. Hayes to see if the Town will vote to amend the Town of Natick Zoning By-laws by:

1) In Article I, Section 200 – Definitions, add

Specialty Craft Fabrication: Production of goods by the use of hand tools or small-scale, light mechanical equipment occurring solely within an enclosed building where such activity involves on-site sales of goods produced, is conducted in public view as much as practical and requires no outdoor operations or storage, and where the production, operations, sales and storage of materials related to production occupy no more than 7,500 square feet of gross floor area. Typical uses have minimal negative impact on surrounding properties and include, but are not limited to, woodworking, ceramics production, jewelry manufacturing, small electronics production, beverage or food processing, including the distillation of alcohol. Specialty Craft Fabrication sites may include a retail or dining component, not to exceed thirty-three percent (33%) of the facility’s gross square footage, permitted as an accessory use, where goods and products produced on the premises may be displayed, sold and/or consumed. A seasonal outdoor area (i.e. a patio, deck or garden) is permissible as part of an accessory retail use in a Specialty Craft Fabrication site, but shall not be included in calculating the retail use’s square footage for zoning compliance. Specialty Craft Fabrication sites may also include other accessory uses if such uses are otherwise permitted in the zoning district.

2a) In Section III-A.2 Use Regulations schedule:

Insert new uses 38B to appear on the Use Table as follows:

BUSINESS USES	RG	RM	RS	PC D	SH	AP	DM	CII	INI	INII	H
38B. Specialty craft fabrication, where all noise, smoke, dust, odor, vibration or similar objectionable features generated are minimized and confined to the premises.	O	O	O	O	O	O	(*)	P	A	A	0

2b) In Section III-C (3) [HMII], insert new use to Uses Allowed Under an Overall Site Plan, as follows:

- n) Specialty Craft Fabrication, where all noise, smoke, dust, odor, vibration or similar objectionable features generated are minimized and confined to the premises to the extent feasible.
- 2c) In Section III-D (1) [LC], insert new use to Permitted Uses, as follows:
 - s) Specialty Craft Fabrication, where all noise, smoke, dust, odor, vibration or similar objectionable features generated are minimized and confined to the premises to the extent feasible.
- 2d) In Section III-E (2b) [DMU], insert new use to Uses Allowed on Special Permit Only, as follows:
 - 13. Specialty Craft Fabrication, where all noise, smoke, dust, odor, vibration or similar objectionable features generated are minimized and confined to the premises to the extent feasible and such a use is located not less than fifty (50) feet from a residential district.
- 3) In Section V-D (3) Off-Street Parking and Loading Requirements add:
 - v) Specialty Craft Fabrication without accessory space for consuming goods produced on site – 1 space for every two thousand (2,000) square feet of gross floor area, or 1 space for each three (3) persons normally employed in the largest shift, whichever is greater.
 - w) Specialty Craft Fabrication with accessory space for consuming goods produced on site – 1 space for every two thousand (2,000) square feet of gross floor area, or 1 space for each three (3) persons normally employed in the largest shift, whichever is greater plus 1 space for every thirty (30) square feet of public area reserved for the general public for the actual consumption of food and beverages.

Mr. Fields, Planner Community and Economic Development Department spoke to this article. *The main motion under Article 31 passed by a two-thirds vote (83-4-1).*

ARTICLE 34: Amend Zoning By-Laws: Alternate Uses In Residential Districts Zoning Amendment (Planning Board)

To see whether the Town will amend Natick Zoning Bylaw Section V Special Requirements, to restrict non-residential uses in the setbacks of residential lots, or otherwise act thereon

FINANCE COMMITTEE RECOMMENDATION

By a vote of 10-0-0 on September 19, 2019 the Finance Committee recommended **favorable action** on the subject matter of Article 34.

Motion (requires a two-thirds vote)

Moved by Mr. Evans, seconded by Mr. Hayes to amend the Town of Natick - Zoning Bylaw Section V as follows: Add the following Sub-section to Section V Special Requirements. "V-A.1 ALTERNATE USES IN RESIDENTIAL DISTRICTS: Except for the primary residential use of RS or RG, allowed in their respective districts; for all other uses that are either permitted, allowed by special permit, or otherwise enabled; all parking, areas of active use, play areas, communal gathering areas, and storage; whether in buildings, accessory structures, or outdoor; shall be subject to the district's setbacks as shown in Table IV – B."

Mr. Munnich, spoke to this article. *The main motion under Article 34 passed under Article 34 by a two-thirds vote (89-1-0).*

ARTICLE 35: Amend Zoning Bylaw – Retail Marijuana Overlay Districts (Planning Board)

To see if the Town will vote to amend the Town of Natick Zoning Bylaws as follows:
To correct and revise the properties previously designated for inclusion in Retail Marijuana Overlay Districts as voted by Town Meeting under 2018 Special Town Meeting #2, Article 2; or otherwise act thereon.

FINANCE COMMITTEE RECOMMENDATION

By a vote of 9-0-1 on September 19, 2019 the Finance Committee recommended **favorable action** on Motions A and B under the subject matter of Article 35.

Motion A (requires a two-thirds vote)

Moved by Mr. Evans seconded by Mr. Hayes to amend the Town of Natick zoning map, as referenced under Section II-B Location of Districts (Zones) subsection 1, by revising the Retail Marijuana Overlay District (RMO) for the following properties as shown on Town Assessors' maps:

- Replace references to Map 17, Lot 1 and Map 25, Lots 276 and 277 with reference to Map 17, Lots 1H and 1R;
- Replace reference to Map 17, Lot 5D with Map 17, Lot 4D;
- Replace reference to Map 17, Lot 6 to Map 17, Lot 3E;
- Replace reference to Map 17, Lot 9E, with Map 17, Lot 9B;
- Replace reference to Map 23 Lot 1E with Map 23 Lot 1D;
- Insert after Map 24 Lot 89A the following: “(for a depth not to exceed 515 feet from the northern boundary of Lot 89A)”;
- Delete references to Map 24, Lots 89F, 89G, 89H, 89I, and 94AA; and
- Delete reference to Map 24, Lots 89CD, 89DA, and 89CE, and reference to Map 25 Lot 251A.

Ms. Evans spoke to this article. *Motion A under Article 35 passed by a two-thirds vote (87-2-0).*

Motion B (requires a two-thirds vote)

Moved by Mr. Evans, seconded by Mr. Hayes to amend the Town of Natick zoning map, as referenced under Section II-B Location of Districts (Zones) subsection 1, by revising the Retail Marijuana Overlay District (RMO) for the following properties as shown on Town Assessors' maps:

- Insert after Map 21 Lot 117B the following: “(portion with CII underlying zoning)”

So that the list of properties in the districts now reads as follows:

Golden Triangle Retail Marijuana Overlay District (RMO)

- Map 10 Lots 4, 5, and 6;
- Map 16 Lots 2, 2B, 2C, 3, 4B, 4D, 4Ab, and 4Abb;
- Map 17 Lots Map 17, Lots 1H, 1R, 3B, 3E, 4A, 4B, 4C, 4D, 5A, 5C, 5F, 5FA, 5FB, 5FC, 9A, 9D, 9E, and 20;
- Map 23 Lots 1A, 1D, 73, and 74;
- Map 24 Lots 91 (portion with CII underlying zoning), 94, 100, 101, 88A, 89A (for a depth not to exceed 515 feet from the northern boundary of Lot 89A), 89CA, 89E, 92A, 92C, 92D, and 94A;

Rt. 9 East Town Line Retail Marijuana Overlay District (RMO)

- Map 21 Lots 1, 8 (portion with CII underlying zoning), 114, 115, 116, 117A, 117B (portion with CII underlying zoning), 118, 119, 309, 332, 333, 334, 335 (portion with CII underlying zoning), 357, 358, 359, 360, 376, 377A, and 377B.

Motion B under Article 35 passed by a two-thirds vote (85-1-3).

**ARTICLE 36: Amend Article 2 Section 10-c of the Charter
(Town Meeting Practices and Rules Committee)**

To see what action the Town will take to amend Article 2 Section 10-c of the Charter

- 1) To provide that residents or taxpayers who are not Town Meeting members have the right, subject to rules adopted from time to time, to speak but not to make motions or vote and /or
- 2) To otherwise make rights and restrictions in Article 2 Section 10-c consistent with Article 2 Section 10 b and/or
- 3) To provide a definition within the Charter and/or for the purposes of and/or within Article 2 Section 10 c of “taxpayers” for example but not limited to that taxpayers shall mean ‘taxpayers owning real property interests and/or personal property subject to valuation and assessment by the Town Assessor and payment to the Town Treasurer Collector’ or other definition and/or
- 4) otherwise act thereon.

FINANCE COMMITTEE RECOMMENDATION

By a vote of 11-0-0 on September 5, 2019 the Finance Committee recommended **favorable action** on the subject matter of Article 36.

Motion (requires a two-thirds vote)

Moved by Mr. Evans, seconded by Mr. Hayes to amend Article 2 Section 10-c Residents and Taxpayers of the Town of Natick Home Rule Charter by:

- Deleting the words “participate in the proceedings” and inserting in their place the word “speak” and
- Inserting “make motions or to” after the words “but shall have no right to” and
- Inserting a new sentence after the word “vote.” as follows:
“For the purposes of this sub section the term ‘taxpayers shall mean those taxpayers owning real property interests and/or personal property which are subject to valuation and assessment by the Town Assessor and the payment of such assessed taxes to the Town Treasurer Collector.”

So that Article 2 Section 10-c now reads

“(c) Residents and Taxpayers - Any resident or taxpayer of the town may attend the sessions of the town meeting and, subject to such rules as may from time to time be adopted shall have a right to speak , but shall have no right to make motions or to vote. For the purposes of this sub section the term “taxpayers” shall mean those taxpayers owning real property interests and/or personal property which are subject to valuation and assessment by the Town Assessor and the payment of such assessed taxes to the Town Treasurer Collector.”

Mr. Griesmer, Chair of the Town Meeting Practices and Rules Committee (TMPRC), spoke to this article. *The main motion under Article 36 passed by a two-thirds vote (88-2-0).*

**ARTICLE 37: Report from Town Meeting Practices and Rules Committee
(Town Meeting Practices and Rules Committee)**

To see what action the Town will take to hear and to discuss a report of the Town Meeting Practices and Rules Committee created by 2019 Spring Annual Town Meeting under Article 13 and /or See what sums of money the town will appropriate, raise or transfer from available funds to provide for copies of a draft revised Town Meeting Member Handbook to be prepared for Spring Annual 2020 Town Meeting

or otherwise act thereon.

FINANCE COMMITTEE RECOMMENDATION

By a vote of 11-0-0 on September 5, 2019 the Finance Committee recommended **favorable action** on Motions A and B under Article 37.

Motion A (requires a majority vote)

Moved by Mr. Evans, seconded by Mr. Hayes to hear and to discuss the report of the Town Meeting Practices and Rules Committee created under Article 13 of Spring 2019 Annual Town Meeting.

The main motion under Article 37 passed by majority vote (84-3-2). Mr. Griesmer, Chair of the Town Meeting Practices and Rules Committee (TMPRC) gave the report of the committee.

Motion B (requires a majority vote)

Moved by Mr. Evans, seconded by Mr. Hayes to appropriate the sum of \$5,000 from free cash for the purpose of creating copies of a draft revised Town Meeting Member Handbook for Spring 2020 Annual Town Meetings Consideration.

Motion B under Article 37 passed by majority vote (80-3-2).

**ARTICLE 38: Amend the Town of Natick By-Laws: Create New Standing Committee
(Town Meeting Practices and Rules Committee)**

To see what action the Town will take to amend the Town of Natick By-Laws (“the By-Laws”), consistent with and pursuant to Article 2, Section 11(e) of the Town of Natick Home Rule Charter (“Committees”), the Massachusetts General Laws, Chapter 39 §16, or any other authority, to add a new and/or to amend any existing Article(s) or Section(s) of the By-Laws, including without limitation:

- i) to create a standing committee, appointed by the Moderator, for the primary purpose of considering and making recommendations on all zoning warrant articles, motions and related zoning matters and reporting thereon in print to all Town Meeting Members and to set the number of days in advance of Town Meeting action for such report except where compliance with this provision would defeat the purpose of a Special Town Meeting; and/or

- ii) to determine the name, size and composition of such standing committee and to specify the eligibility, term and/or qualifications of the committee and for an individual to be a member of such committee provided however that no person holding an elective town office except Town Meeting member or constable shall be eligible to serve on said committee and to determine whether those serving on appointed committees or boards that have responsibility for issuing permits, approving expenditure of funds or exercising final authority over any matter shall be eligible to serve on said committee; and/or
- iii) to allow such standing committee, in connection with its work, to conduct studies and analyses of the Town for the purpose of providing information and reports to Town Meeting and the Town on zoning, land use and related matters; and/or
- iv) to provide that such committee, in connection with its work, have access to Town Counsel whether such provision is made in a new by law article or section of the By-Laws or within Article 22 – Town Counsel, Section 5 (c) of the By-Laws; and/or
- v) to specify any other powers, duties or responsibilities of such committee; and/or
- vi) to modify the duties of the Finance Committee under By-Law Article 23, Section 4 regarding consideration, reporting and recommending on all matters of business within the articles of any warrant where a standing committee has been created by Town Meeting pursuant to Article 2, Section 11(e) of the Charter and said standing committee is given primary or required advisory committee responsibility to study, review, recommend and reporting advance of Town Meeting on certain or particular types or categories of subject matter of warrant articles that otherwise would have been the required responsibility of the Finance Committee, and/or
- vii) to permit the Finance Committee to consider such categories or types of matters of business at its discretion and/or
- viii) to require the Finance Committee to consider such categories or types of subject matter of business if directed to do so by the Moderator regarding a particular warrant article of any town meeting and/or
- ix) to modify or to add other reporting requirements and elements to the report of the Finance Committee for the benefit of Town Meeting and the public and/or or otherwise act thereon.

FINANCE COMMITTEE RECOMMENDATION

By a vote of 11-0-0 on September 5, 2019 the Finance Committee recommended **referral to the sponsor** on Motions A, B and C under Article 38.

Motion A (requires a majority vote)

Moved by Mr. Griesmer, seconded by Mr. Munnich to amend the Town of Natick By-Laws by adding a new Article 23B – Zoning Advisory Committee, said standing committee being authorized by Section 2-11(e) of the Natick Home Rule Charter, and Massachusetts General Law, Chapter 39 § 16. Said new Article 23B – Zoning Advisory Committee shall read as follows:

“Section 1 - Purpose of the Zoning Advisory Committee

- 1.1 The Zoning Advisory Committee shall serve as a special advisory committee to Town Meeting with respect to all zoning warrant articles. It shall consider, recommend and report to Town Meeting on zoning warrant articles, motions and related zoning matters in advance of Town Meeting action.
- 1.2 Furthermore, the Committee may conduct studies and analyses of the Town consistent with Section 1.1 above that it deems necessary for the purpose of providing information and reports to Town Meeting.

Section 2 - Composition, Term of Office; Eligibility; Removal, Resignation

- 2.1 Composition, Term of Office – There shall be a Zoning Advisory Committee, consisting of five (5) members appointed by the Town Moderator for terms of three (3) years each, which shall begin on July 1 of each year except that when the Committee is initially established, one (1) member shall be appointed for a term of one (1) year, two (2) shall be appointed for terms of two (2) years, and two (2) shall be appointed for terms of three (3) years; any vacancy occurring on the Committee shall be filled for the balance of any unexpired term. At the first meeting of each new fiscal year, the Zoning Advisory Committee shall conduct an organizational meeting to elect from its members a chair, a vice-chair and a clerk.
- 2.2 Eligibility – Any resident of the Town of Natick shall be eligible to serve on the Zoning Advisory Committee provided, however, that no person holding elective town office other than Town Meeting member or constable and no member of the Zoning Board of Appeals shall be eligible to serve on said committee. Zoning Advisory Committee members may, however, serve on committees that advise decision-making Town agencies or Town Meeting.

- 2.3 Removal, Resignation - Any member of the Zoning Advisory Committee who files for any Town elective office except that of Town Meeting member or Constable shall cease to be a member of said Committee. Members may resign by sending a notice of resignation to the Zoning Advisory Committee chairman, the Town Moderator, and the Town Clerk; and they shall resign when they are no longer eligible to be Zoning Advisory Committee members.

Section 3 - Role and Responsibilities of Zoning Advisory Committee
Consistent with its purposes, the Zoning Advisory Committee shall:

- 3.1 Consider all zoning-related matters of business included within the articles of any warrant for a Town Meeting, and shall, after due consideration, report its recommendation as to each such article to Town Meeting. Further, the Zoning Advisory Committee shall distribute a written report of its recommendations to each Town Meeting Member at least seven (7) days in advance of a Town Meeting, except where compliance with this provision would defeat the purpose of a Special Town Meeting. The Committee's recommendations shall be those of a majority of the appointed Committee at the time of the vote, but this shall not be construed to prevent recommendations by a minority as such.
- 3.2 Conduct zoning-related studies and analyses of the Town for the purpose of informing the Town and Town Meeting on matters related to and/or consistent with the purpose of the Committee.
- 3.3 Report the doings of the Committee each year, including any recommendations or suggestions it deems advisable on any zoning-related matters pertaining to the welfare of the Town."

Moved by Mr. Sidney, seconded by Mr. Jennett to waive the reading of the motion. *The motion to waive the reading of the motion passed by majority vote (by hand count).* Mr. Griesmer spoke to this article and discussion ensued on the motion. Moved by Ms. Gloff, seconded by Mr. Coffey to refer the subject matter to the sponsor (TMPRC). Moved by Mr. Grady, seconded by Mr. Jennett to move the question on Article 38, Motion A. *The motion to move the question and end debate passed by a two-thirds vote (75-9-1).* *The motion to refer the subject matter of Article of 38 to sponsor passed by majority vote (68-16-1).*

ARTICLE 39: Amend the Town of Natick General Bylaws and Zoning Bylaws to change references to the Board of Selectmen to the Select Board, and to change references to Chairman to Chair (Jennifer Paige Adams et al)
To see if the Town will vote to amend the Town of Natick General Bylaws and Zoning Bylaws to change references to the Board of Selectmen to the Select Board, and to change references to Chairman to Chair, or otherwise act thereon

FINANCE COMMITTEE RECOMMENDATION

By a vote of 13-0-0 on September 3, 2019 the Finance Committee recommended favorable action on Motions A and B under Article 39.

Motion A (requires a majority vote)

Moved by Mr. Evans, seconded by Mr. Hayes to amend the Town of Natick Bylaws by:

1. Replacing the word "selectmen" or "Selectmen" in Article 21A-5; Article 22-4, 6, 7, 8; Article 24-14.2, 15.2; Article 26-1; Article 40-2; Article 41-2, 4, 6; Article 50-1, 3, 5, 16.12; Article 51-6, 9f; Article 72-3; Article 73-1, 2, 3; Article 74-1, 2, 3; Article 75-4, 7, 11; Article 77-1 with the words "Select Board"
2. Replacing the words "Board of Selectmen" or "board of selectmen" anywhere they appear with the words "Select Board"
3. Removing from Article 60-3 the words "(the Board)"
4. Replacing the word "Board" in Article 60-4 with the words "Select Board"
5. Removing in its entirety Article 51-1, subsection m, which reads "(The term "Selectmen" means the Natick Board of Selectmen.)"
6. Replacing the word "chairman" in Article 23-1.3 with the word "chair"
7. Replacing the word "chairperson" in Article 25-1 with the word "chair"
8. Inserting in Article 10 a new section 5 (e) that shall read "Renamed Executive Board. The Select Board shall be the entity historically known as the Board of Selectmen. The Select Board shall have and exercise all legal rights, authority, duty and responsibilities vested in a Board of Selectmen by any votes of the Town and the laws of the Commonwealth, including but not limited to the Massachusetts General Laws, Code of Massachusetts Regulations and any bylaws and special acts applicable to the Town of Natick. To the extent reasonably practical, all policies, regulations, documents and Town communications shall be amended to replace references to the Board of Selectmen with Select Board, and to replace references to Selectmen with Select Board Members."

Ms. Adams spoke to this article and to Article 40 at the same time. *Motion A under Article 39 passed by majority vote (78-6-0).*

Motion B (requires a two-thirds vote)

Moved by Mr. Evans, seconded by Mr. Hayes Move to amend the Town of Natick Zoning Bylaws by:

1. Replacing the word "Selectmen" in Article VI-E with "Select Board"
2. Replacing the words "Board of Selectmen" anywhere they appear with the words "Select Board"

Motion B under Article 39 passed by a two-thirds vote (79-4-1).

ARTICLE 40: Amend the Town of Natick Home Rule Charter to change references to the Board of Selectmen to the Select Board, and to change references to Chairman to Chair (Jennifer Paige Adams et al)

To see if the Town will vote to amend the Town of Natick Home Rule Charter to change references to the Board of Selectmen to the Select Board, and to change references to Chairman to Chair, or otherwise act thereon.

FINANCE COMMITTEE RECOMMENDATION

By a vote of 13-0-0 on September 3, 2019 the Finance Committee recommended **favorable action** on the subject matter of Article 40.

Motion (requires a two-thirds vote)

Moved by Mr. Evans, seconded by Mr. Hayes Move to amend the Natick Home Rule Charter by

1. Replacing the words " the selectman" in Article 3-1 (g) with the words "the Select Board"
2. Replacing the word " selectmen" in Article 3-1 (g) with the words "Select Board members"
3. Replacing the words "Board of Selectmen" or "board of selectmen" anywhere they appear with the words "Select Board"
4. Replacing the word "Selectmen" or "selectmen" anywhere they appear with the words "Select Board"
5. Replacing the word "chairman" in Article 2-11 (d) with the word "chair"
6. Inserting a new section 3-2 (e) that shall read "Renamed Executive Board. The Select Board shall be the entity historically known as the Board of Selectmen. The Select Board shall have and exercise all legal rights, authority, duty and responsibilities vested in a Board of Selectmen by any votes of the Town and the laws of the Commonwealth, including but not limited to the Massachusetts General Laws, Code of Massachusetts Regulations and any bylaws and special acts applicable to the Town of Natick."

The main motion under Article 40 passed by a two-thirds vote (79-1-0).

ARTICLE 41: Contact Information Requirement for Town Meeting Members and Elected Officials (Patricia Sciarra, et al)

To see if the Town will vote to request Town Meeting Members and Elected Town Officials to provide contact information to the Town Clerk that creates reasonable accessibility to its constituents, to members of Town Agencies, to appointed and elected officials. Reasonable access means ability to make contact in 48 hours or less.

FINANCE COMMITTEE RECOMMENDATION

By a vote of 12-0-0 on September 17, 2019 the Finance Committee recommended **favorable action** on the subject matter of Article 41.

Motion (requires a majority vote)

Moved by Mr. Evans, seconded by Mr. Hayes that the Town vote to add the practice that Town Meeting Members and Elected Officials provide contact information in the form of an email address and/or phone number to the Town Clerk following their being sworn in. And that the practice go into effect following the 2020 Spring Annual Town Election.

Ms. Sciarra spoke to this article. *The main motion under Article 41 passed by majority vote (71-8-0).*

The Moderator thanked everyone who helps to make sure that Town Meeting runs smoothly including Pegasus, the custodial staff, pages, Town Clerk's office staff and many others as well.

ARTICLE 43: Annual Appropriation to Subsidize the Operation of the Lincoln Café at the Community-Senior Center (Jerry L. Pierce, Judy D'Antonio et al)

To see if the Town will vote to appropriate an annual amount of \$10,000 to help subsidize the cost to continue to operate the Lincoln Café at the Community-Senior Center enabling us to continue to provide a healthy lunch at affordable prices for Senior Citizens of Natick which also provides them the opportunity to enjoy socialization with other Seniors with like interests; or otherwise

FINANCE COMMITTEE RECOMMENDATION

By a vote of 9-2-1 on September 3, 2019 the Finance Committee recommended **referral to the Town Administrator, Board of Selectmen and Council on Aging** the subject matter of Article 43.

Motion (requires a majority vote)

Moved by Mr. Pierce seconded by Ms. Gloff moved that no action be taken on the subject matter of Article 43.

The motion to take no action passed by majority vote (by hand count).

Mr. Sidney moved seconded by Mr. Griesmer to dissolve. *The motion to dissolve passed by majority vote. 2019 Fall Annual Town Meeting dissolved at 10:45 PM on Thursday, November 14, 2019.*

A record of the Ninth Session of
2019 Fall Annual Town Meeting
November 14, 2019


Diane Packer, Town Clerk