

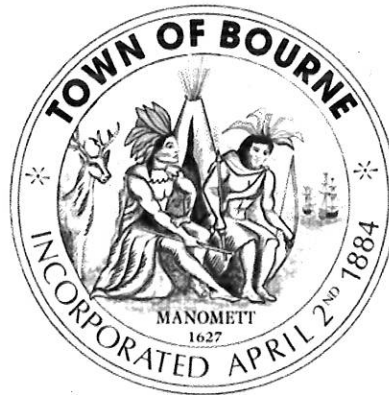
**ARTICLES OF THE WARRANT
FOR THE BOURNE**

SPECIAL TOWN MEETING

**Monday
February 8, 2016**

7:00 P.M.

BOURNE HIGH SCHOOL AUDITORIUM



ARTICLE 1. To see if the Town will vote, upon recommendation of the Community Preservation Committee, to appropriate, borrow or transfer from available funds a sum of money for engineering services; the reconstruction, and resurfacing of the existing **OUTDOOR TRACK at JACKSON FIELD** located behind the Peebles Elementary School, including incidental costs related thereto, said funds are to be expended under the direction of the Director of Business Services of the Bourne School Department and the Community Preservation Committee, or take any other action in relation thereto.

Sponsor – Community Preservation Committee

ARTICLE 1: MOTION: We move that the Town vote, upon recommendation of the Community Preservation Committee, to appropriate the sum of \$675,000.00 for engineering services, the realignment: and reconstruction of the existing outdoor track located at Jackson Field; including incidental costs related thereto; and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, shall be authorized to borrow the sum of \$675,000.00 under and pursuant to Chapter 44 Section 7(25) of the General Laws as amended and supplemented, or any other enabling authority and to issue bonds or notes of the Town therefor; and further the School Business Manager and the Community Preservation Committee are hereby authorized and directed to take any and all acts necessary to implement this vote.

Voted: Ayes 181, Nays 0, Motion Passes, Declared and unanimous vote

ARTICLE 2. To see if the Town will vote to accept the provisions of **Massachusetts General Laws Chapter 54, Section 16A** permitting the Town Clerk to appoint the Warden, Clerk or Inspectors in circumstances where any of these persons are not present at the opening of the polls, in accordance with the requirements of this statutory section, or act anything in relation thereto.

Sponsor – Town Clerk

ARTICLE 2: MOTION: We move that the Town vote to accept the provisions of **Massachusetts General Law Chapter 54, Section 16 A**, and permit the Town Clerk to appoint the Warden, Clerk or Inspectors, in accordance with the requirements of the statutory section.

Voted : Ayes Have it, Motion passes, Declared an unanimous vote.

ARTICLE 3. To see if the Town will vote to accept an Easement from the Bourne Historical Society, Inc. to the Town, on terms and conditions deemed to be by the Selectmen to be in the best interest of the Town, for the purpose of constructing a **trail and walkway from Aptucxet** to the Town owned “Lyons” property as shown on a Plan of Land on file at the Office of the Town Clerk, or take any other action in relation thereto.

Sponsor – Open Space Committee

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ARTICLE 3: MOTION: We move that the Town vote to authorize the Board the Selectmen to negotiate and execute an Easement with the Bourne Historical Society, Inc., on terms and conditions deemed by the Selectmen to be in the best interest of the Town, for the purpose of constructing a trail and walkway from the Aptucxet Trading Post to the Town owned “Lyons” property, as shown on a plan on file at the Office of the Town Clerk and on page 17 of the Voter Handbook.

Voted: 168 Ayes, 0 Nays, Declared a 2/3rd voted, motion passes, declared a unanimous vote

ARTICLE 4. To see if the Town will vote, upon recommendation of the Community Preservation Committee, to appropriate, borrow or transfer from available funds a sum of money for the following Community Preservation purpose: to **restore and preserve the Civil War Soldier's and Sailor's Monument** located in the front of Town Hall located at 24 Perry Avenue, Buzzards Bay, including costs incidental and related thereto, said funds are to be expended under the direction of the Town Director of Public Works/Facilities and the Community Preservation Committee, or take any action in relation thereto.

*Sponsor – Community Preservation Committee
Historic Commission
Trustees of the Bourne Veteran's Memorial Community Building*

ARTICLE 4: MOTION: We move that the Town vote, upon recommendation of the Community Preservation Committee, to appropriate the sum of \$350,000.00 for the purpose of restoring and preserving the Civil War Soldiers and Sailors Monument, located in the front of the Bourne Town Hall and to meet this appropriation to transfer the sum of \$350,000.00 from the Community Preservation Funds Undesignated Fund Balance; and further, the Director of Facilities and Public Works and the Community Preservation Committee are hereby directed and authorized to take any and all acts necessary to implement this vote.

Voted : Ayes have it, Motion Passes

ARTICLE 5. To see if the Town will vote to amend the Bourne Zoning Map by changing the existing **Business 2 (B2) zoning district to Business 3 (B3)**, as shown on a map on file with the Town Clerk, or to take any other action in relation thereto.

Sponsor – Planning Board

SEE APPENDIX A – PAGE 18

ARTICLE 5: MOTION: We move that the Town vote to amend the Bourne Zoning Map by changing the existing B2 (B2) zoning business district to Business 3 (B3), as shown on a map on file with the Office of the Town Clerk and on page 18 of the Voter Handbook.

Voted: Ayes 158, Nays 10, Declared a 2/3rd vote, motion passes

ARTICLE 6. To see if the Town will vote to amend the Bourne Zoning Bylaws as follows, or to take any other action in relation thereto.

Add the following language to Section 2885 c) 1)
(*Downtown Sign Regulations*)

c) **Monument or Freestanding Signs.** Monument and free-standing signs are located adjacent to the right of way independent of the building. Monument and free-standing signs must be located outside the sight triangle area so as not to obstruct views of vehicles at the intersection.

1) Monument or freestanding signs are allowed in addition to the primary and pedestrian signs when a building's front entrance is set back at least 15 feet from the street. **The maximum allowable height of all signs is eight feet, except that the Design Review Committee may allow up to 12 feet if found that such height is necessary for the site and is compatible with the appearance, scale and character of the area.** The sign shall not exceed an area no larger than 30 square feet per sign face, subject to meeting other design criteria.

2) A monument sign shall be set onto a base or frame, presenting a solid, attractive and well-proportioned appearance that complements the building design and materials.

3) A freestanding sign is a sign supported by two or more columns, uprights or braces in, or upon the ground.

4) **Height (of a sign): The vertical distance measured from the highest point of the sign to the average ground grade beneath the sign.**

Sponsor – Planning Board

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ARTICLE 6: MOTION: We move that the Town vote to amend the Town of Bourne Zoning Bylaw by adding language to Section 2885 c) 1) as shown in Article 6 of the Warrant with the exception that the last sentence of paragraph c) 1) reads: “The sign shall not exceed an area larger than 30 square feet per sign face, subject to meeting other design criteria.”

Voted: Ayes 174, Nays 7, Declared a 2/3rd vote, Motion passes

ARTICLE 7. To see if the Town will vote to amend the Bourne Zoning Bylaws as follows, or to take any other action in relation thereto:

Add superscript footnote “r” to Zoning District B3 in Section 2500 Intensity of Use Schedule

<u>Proposed</u>	R80 ^{k,m}	GD ⁿ SDD ^{g,n}	R40 ^m	B1 ^{a,m,p,r} VB ^{a,m}	B2 ^{i,n,p}	B3^{n, r}	B4 ⁿ
Existing	R80 ^{k,m}	GD ⁿ SDD ^{g,n}	R40 ^m	B1 ^{a,m,p,r} VB ^{a,m}	B2 ^{i,n,p}	B3 ⁿ	B4 ⁿ

And to revise footnote “r” to read as follows:

Proposed:

r. Except building height in B-1 & B-3 zoning district increase of allowable height by Special Permit by the Planning Board.

Existing:

r. Except building height in B-1 zoning district increase of allowable height by Special Permit by the Planning Board.

Sponsor – Planning Board

ARTICLE 7: MOTION: We move the Town vote to amend the Town of Bourne Zoning Bylaw by adding footnote “r” to Zoning District B3 in Section 2500 “Intensity of Use Schedule” as shown in Article 7 of the Warrant.

Motion made to table, Voted: Nays have it motion fails.

Voted: Ayes 81, Nays 80, Not a 2/3rd vote, motion fails

ARTICLE 8. To see if the Town will vote to raise and appropriate or transfer from available funds in the ISWM Enterprise Fund retained earnings or borrow a sum of money to be paid back from the ISWM Enterprise Fund, an amount equal to \$1,100,000 for the purpose of funding a **single stream recycling** capital project that includes equipment modifications to Town collection vehicles, purchase of specialized curbside collection carts and containers for residents and municipal facilities and the production and distribution of educational materials or take any action in relation thereto.

Sponsor- Board of Selectmen

ARTICLE 8: MOTION: We move that the Town vote to transfer the sum of One Million, One Hundred Thousand Dollars (\$1,100,000) from the ISWM Enterprise Fund Retained Earnings, for the purpose of funding a single stream recycling capital project, that includes equipment modifications to Town Collection vehicles, purchase of specialized curbside collection carts and containers for residents and municipal facilities and the production and distribution of educational materials.

Voted : Ayes have it, Motion passes

ARTICLE 9. To see if the Town will vote to authorize the Board of Selectmen to acquire by purchase, gift or eminent domain a parcel of **land owned by Red Wolf Realty Trust** in the Town of Bourne designated on Bourne Assessors Maps as Parcel 5 on Map 32, approximately 12 acres in the area, for the purposes of the Department of Integrated Solid Waste Management Facility, on terms and conditions deemed by the Selectmen to be in the best interest of the Town, and to raise and appropriate, transfer from available funds or borrow, a sum of money for the purposes of this Article or act anything in relation thereto.

Sponsor – Board of Selectmen

ARTICLE 9: MOTION: We move that the Town vote to authorize the Board of Selectmen to acquire by purchase, gift or eminent domain a parcel of land owned by Red Wolf Realty, designated on the Bourne Assessors Maps as Parcel 5 on Map 32, approximately 12 acres, as shown on a plan on file in the Office of the Town Clerk, for the purposes of the Department of Integrated Solid Waste Management Facility, on terms and conditions deemed by the Selectmen to be in the best interest of the Town, and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, shall be authorized to borrow the sum of \$1,800,000.00 under and pursuant to Chapter 44 Section 7(3) of the General Laws as amended and supplemented, or any other enabling authority and to issue bonds or notes of the Town therefor.

Voted: Ayes 158, Nays 4, Declared a 2/3rd vote, Motion Passes

ARTICLE 10. To see if the Town will vote to appropriate, transfer from available funds, or borrow a sum on money for the purpose of funding the following **capital improvement and capital projects**, or take any other action in relation thereto.

Sponsor – Capital Outlay Committee

Description of Work		Amount
Fire Department		
	Ambulance Replacement	\$260,000.00
Total		\$260,000.00

ARTICLE 10: MOTION: We move that the Town vote to transfer the sum of Two Hundred Sixty Thousand Dollars (\$260,000) from the Ambulance Fund for a Capital Improvement and Replacement of Ambulance 136 for the Fire Department.

Voted: Ayes have it, Motion Passes

ARTICLE 11. To see if the Town will vote to appropriate or transfer from available funds a sum of money to supplement the FY2016 Regular Annual Expenses of the Town as voted under Article 3 (Annual Budget) of the 2015 May Annual Town Meeting and Amended under Article 5 (Annual Budget) of the 2015 October Special Town Meeting, or take any action in relation thereto.

**Sponsor – Board of Selectmen
Town Administrator**

ARTICLE 11: MOTION: We move that the Town vote to appropriate the sum of \$282,232.00 to supplement the following FY2016 budgets as voted under Article 3 of the May 2015 ATM and amended under Article 5 of the October 2015 STM and to meet this appropriation to transfer \$52,230.00 from Human Resource Salaries, \$125,000.00 from Unemployment Expenses and \$105,002.00 from Free Cash.

Town Administrator Salaries & Wages	\$ 7,916.00
School Department Expenses	\$139,916.00
Community Building Expenses	\$ 18,000.00
Council on Aging Salaries & Wages	\$ 22,000.00
Library Salaries & Wages	\$ 15,000.00
Library Expenses	\$ 20,000.00
Recreation Salaries & Wages	\$ 3,900.00
Recreation Expenses	\$ 500.00
Insurances	\$ 55,000.00
Total	\$282,232.00

Motion to split the question: Nays have it motion, fails

Main Motion:

Voted : Ayes have it, Motion passes

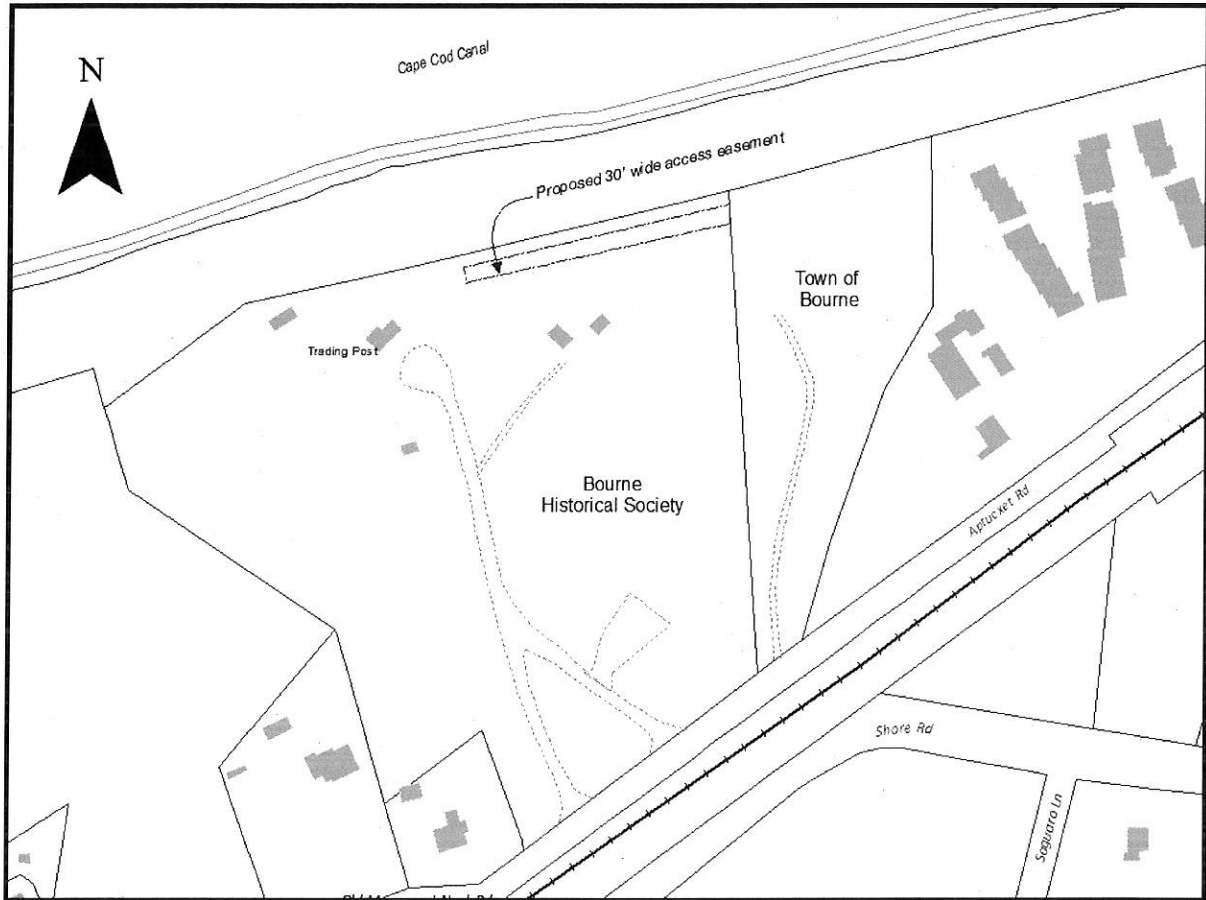
APPENDIX A

FISCAL YEAR 2016

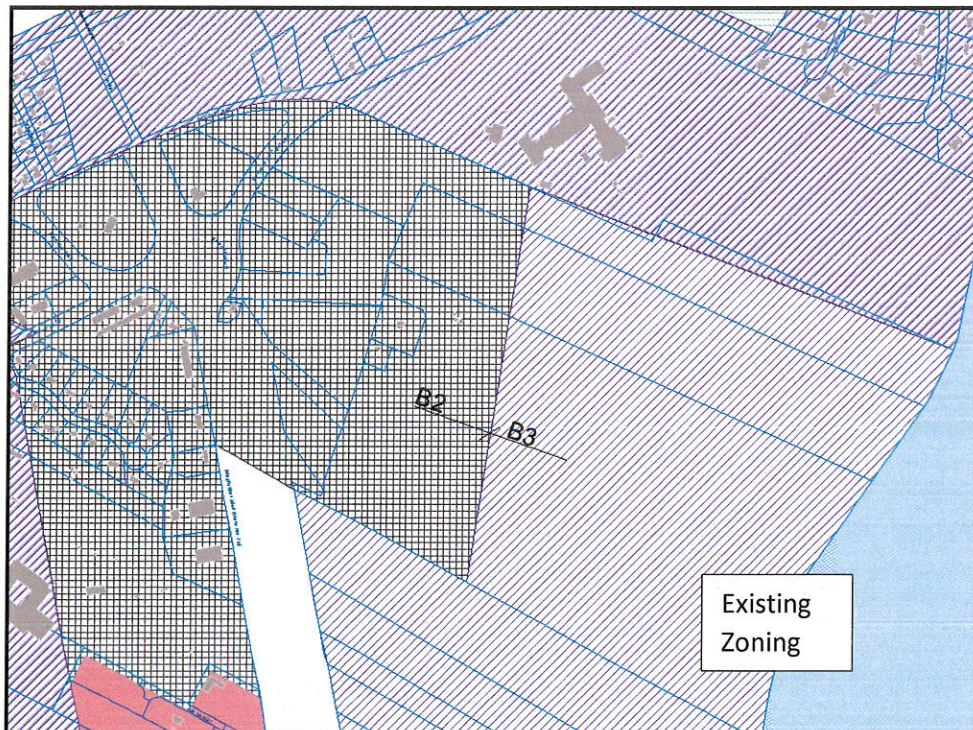
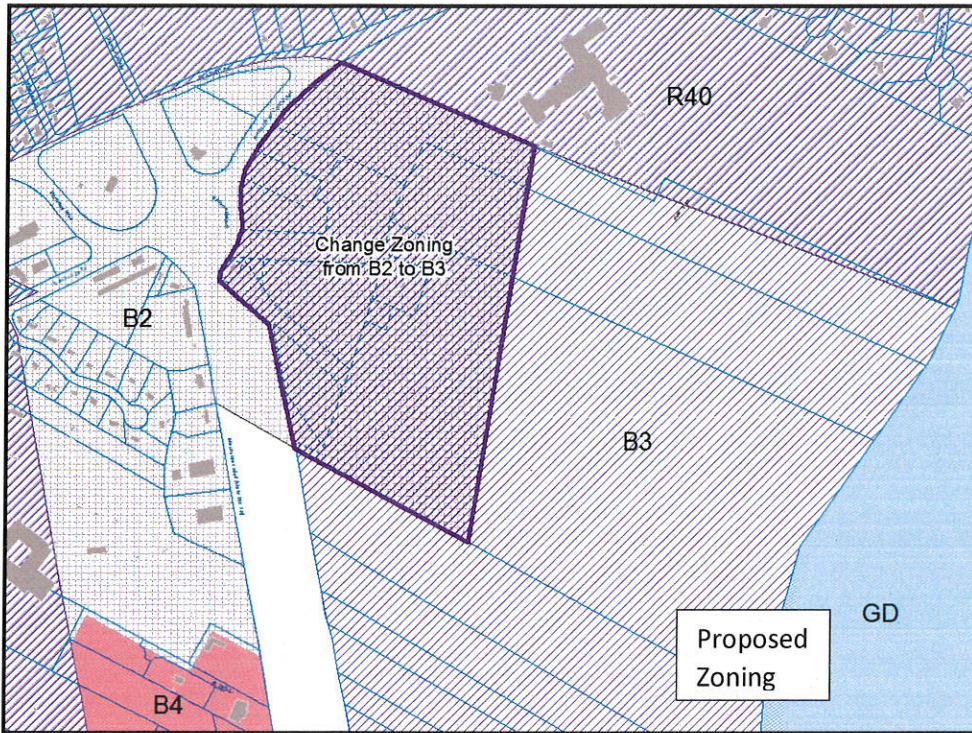
Supporting Information

- A. Article 3 – Trail and Walkway from Aptuxet – Lyons Property**
- B. Article 5 – Zoning Amendment B2-B3**
- C. Article 6 – Zoning Bylaw Rev. – Downtown Zoning Bylaw Rev.**
- D. Sources and Uses**
- E. Town of Bourne Budget**

APPENDIX A



Article 3 – STM Feb 2016



Article 5 – STM Feb 2016

PROPOSED DOWNTOWN ZONING BYLAW REVISIONS

2885. Permanent Signs

b) **Pedestrian Signs.** Pedestrian signs are small signs, typically projecting signs supported by a decorative bracket, which are located above the storefront entry and are oriented to the pedestrian.

1) One pedestrian sign for each storefront is permitted. The pedestrian sign shall be no larger than 2 feet by 3 feet, subject to meeting the other design criteria.

2) The bottom of pedestrian signs shall be located at least 8 feet above the sidewalk, and be rigidly supported.

3) The pedestrian sign shall be supported by decorative chain or bracket, designed and constructed with a high level of craftsmanship and detail. Creative signs that "symbolize" the business are encouraged.

c) **Monument or Freestanding Signs.** Monument and free-standing signs are located adjacent to the right of way independent of the building. Monument and free-standing signs must be located outside the sight triangle area so as not to obstruct views of vehicles at the intersection.

1) Monument or freestanding signs are allowed in addition to the primary and pedestrian signs when a building's front entrance is set back at least 15 feet from the street. **The maximum allowable height of all signs is eight feet, except that the Design Review Committee may allow up to 12 feet if found that such height is necessary for the site and is compatible with the appearance, scale and character of the area.** The sign shall not exceed a height of 6 feet with an area no larger than 30 square feet per sign face, subject to meeting other design criteria.

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2) A monument sign shall be set onto a base or frame, presenting a solid, attractive and well-proportioned appearance that complements the building design and materials.

3) A freestanding sign is a sign supported by two or more columns, uprights or braces in, or upon the ground.

4) Height (of sign): The vertical distance measured from the highest point of the sign to the average ground grade beneath the sign

Article 6 – STM Feb 2016