

ANNUAL TOWN MEETING

June 14, 2010

Milford, Massachusetts

COMMONWEALTH OF MASSACHUSETTS

WORCESTER, SS:

To either Constable of the Town of Milford in said County,

GREETINGS:

In the name of the Commonwealth aforesaid, you are hereby required to notify and warn the Inhabitants of the Town of Milford, qualified by law to vote in Town Affairs, to meet in the Upper Hall of the Milford Town Hall, 52 Main Street, on the 14th day of June, 2010 A.D. at 7:30 P.M. and then and there to act upon the following articles:

ARTICLE 1: To hear and act upon reports of all Town Officers and Committees of the Town.

ARTICLE 2: To see if the Town will vote to amend the Wage and Salary Schedule of the Wage and Salary Administration Plan by establishing new position grades and salary levels, as recommended by the Personnel Board for the Fiscal Year beginning July 1, 2010, as follows:

A. Position Grades – Salaried Positions

<u>GRADE</u>	<u>POSITION TITLE</u>
8	Town Counsel
7	Police Chief
7	Fire Chief
6	Deputy Police Chief
6	Town Engineer
5	Police Lieutenant
5	Town Planner
5	Director of Sewer Operations
4	Health Agent
4	Building Commissioner
4	Town Accountant
4	Assessor/Administrator
3	Parks/Recreation Administrator
3	Community Development Director
2	Senior Center Director
2	Asst. Town Counsel

B. Compensation Schedule – Salaried Positions

<u>GRADE</u>	<u>STEP 1</u>	<u>STEP 2</u>	<u>STEP 3</u>	<u>STEP 4</u>	<u>STEP 5</u>
8	90,297	93,410	96,522	99,638	102,749
7	84,069	87,182	90,297	93,410	96,522
6	71,613	74,727	77,841	80,954	84,069
5	65,385	68,501	71,613	74,727	77,841
4	59,158	62,275	65,385	68,501	71,613
3	54,176	57,290	60,405	63,519	66,632
2	46,704	49,818	52,931	56,047	59,158
1	34,249	37,365	40,480	43,592	46,704

C. Position Grades - Hourly Rated Positions

<u>GRADE</u>	<u>POSITION TITLE</u>
8	Director, Milford Youth Center
7	Director, Tobacco Control Program PT
6	Animal Control Officer
6	Plumbing/Gas Inspector
6	Wiring Inspector
6	Local Building Inspector PT
6	Deputy Plumbing/Gas Inspector PT
6	Deputy Wiring Inspector PT
6	Health Inspector PT/FT
6	Property Rehab. Specialist PT
6	Asst. Town Treasurer
6	Admin. Asst./Town Administrator
6	Asst. Director, Milford Youth Center
6	Lister/Data Collector, Board of Assessors
5	Senior Building Custodian
5	Legal Assistant
5	Financial Analyst PT
5	Program Coordinator, Comm. Develop. Office PT/FT
4	Dispatcher/Police PT
4	Asst. Animal Control Officer PT
4	Asst. Zoning Enforce. Officer PT/FT
4	Assistant to Fire Chief
4	Assistant to Police Chief
3	Program Coordinator PT
3	Outreach Coordinator PT
3	Van Driver
3	Legal Secretary
3	Confidential Clerk/Parking Clerk
3	Planning Assistant
2	Coordinator, Volunteer Svcs. PT

2	Junior Building Custodian
1	Clerk, Comm. Develop. Office. PT/FT
1	Senior Ctr. Receptionist/Clerk PT
1	Transportation Coordinator PT

D. Compensation Schedule - Hourly Rated Positions

<u>GRADE</u>	<u>STEP 1</u>	<u>STEP 2</u>	<u>STEP 3</u>	<u>STEP 4</u>	<u>STEP 5</u>
8	21.15	22.40	23.64	24.89	26.13
7	20.55	21.76	23.01	24.26	25.51
6	19.91	21.15	22.40	23.64	24.89
5	18.67	19.91	21.15	22.40	23.64
4	18.04	19.27	20.55	21.76	23.01
3	17.42	18.67	19.92	21.15	22.40
2	16.16	17.42	18.67	19.91	21.15
1	14.94	16.16	17.42	18.67	19.91

E. Hourly Non-Rated Positions

<u>POSITION TITLE</u>	<u>HRLY. RATE</u>
Veterans Agent FT	32.24
Clerk of Works/Senior Ctr. PT (Temp)	24.23
Pool Manager PT	16.40
Asst. Pool Manager PT	15.21
School Nurse PT	17.29
Transfer Station Supervisor PT	16.11
Laborers/PPT: Park, Cemetery, etc.	15.52
Pool Lifeguard PT	13.72
Call Firefighter PT: \$1200 stipend (plus)	12.83
Dental Health Specialist PT	16.11
Transfer Station Attendant PT	15.52
Cemetery Groundskeeper	16.11
Mosquito Spray Applicator PT	15.52
Seasonal Laborers/PT: Park/Cemetery, etc.	10.14
Clerk, Tobacco Control Program PT	16.11
Soils Testing Assistant PT	14.32
Matron/Police	16.11
Seasonal Clerks: All Departments	16.11
Substitute Clerks: All Departments	16.11
Highway Heavy Equip. Operator, (temp.)	20.29
Highway Light Equipment Operator (temp.)	18.23
Highway Dept. Seasonal Snow Plow Operator	20.29
Cemetery Working Foreman/Groundskeeper	22.14
Milford Youth Center Health Coordinator	18.49
Seasonal Workers/Tobacco Ctl. Prog. PT	9.53
Program Coordinator FT	17.12

	Athletic Facilitator PT	11.41
	Activities Supervisor PT	9.12
	Program Facilitator PT	11.41
	Front Desk Monitor PT	9.12
	Concession/Equipment Monitor PT	8.27
F.	<u>MISCELLANEOUS POSITIONS</u>	<u>RATE</u>
	Sealer of Weights/Measures PT	\$7,799 yr.
	Assistant Health Agent PT	7,029 yr.
	Board of Health Physician PT	6,148 yr.
	Pest Control Officer PT	3,047 yr.
	Board of Registrars/Chairman PT	2,541 yr.
	Board of Registrars/Members PT (2)	2,033 yr.
	Inspector of Animals PT	2,253 yr.
	Fair Housing Director PT	1,935 yr.
	Burial Agent PT	960 yr.
	Municipal Hearings Officer	2,614 yr.
	Foreign Language Translator	523 yr.
	 <u>ELECTION WORKERS; STIPEND PER ELECTION</u>	
	Election Wardens	\$ 153.75
	Election Clerks	153.75
	Election Deputies	79.96
	Election Checkers	67.67
	Election Custodian	150.00 per election
	 <u>CLERKS TO VARIOUS COMMITTEES AND BOARDS (PT)</u>	
	<u>CLASS</u>	<u>POSITION</u>
		<u>RATE</u>
	8	Clerk, Finance Committee
		\$ 7,312
	7	Unclassified
		6,397
	6	Minutes Recorder/Board of Selectmen
		5,484
	5	Clerk, Planning Board
		4,570
	5	Clerk, Personnel Board
		4,570
	4	Clerk, Conservation Commission
		3,655
	4	Clerk, School Building Committee (temp.)
		3,655
	4	Minutes Recorder/Library Bldg. Committee
		3,655
	3	Clerk, Board of Health
		2,741
	3	Clerk, Vernon Grove Cemetery Trustees
		2,741
	2	Clerk, Park Commission
		1,827
	2	Clerk, Board of Registrars of Voters
		1,827
	2	Minutes Recorder, Capital Improvement Comm.
		1,827
	2	Minutes Recorder, Industrial Development Comm.
		1,827
	1	Minutes Recorder, Library Board of Trustees
		914

An employee in positions classified as Salaried or Hourly Rated, whose base rate of pay effective as of June 30, 2010, exceeds the maximum pay authorized for his/her position set forth above, shall continue to receive his/her current rate of pay for Fiscal Year 2011, but increased by a factor of one percent (1%).

- PT - Part Time
- FT - Full Time
- PPT - Permanent Part Time

or take any other action in relation thereto

(Personnel Board)

ARTICLE 3: I move that the Town vote to fix the salary and compensation of all elected officers of the Town, as provided by Section 108 of Chapter 41 of the General Laws, as follows:

Town Clerk	\$ 71,614
Town Treasurer	77,840
Tax Collector	71,614
Assessor (Chairman)	7,139
Assessor (Members)	6,399
Highway Surveyor	84,069
Tree Warden	6,162
Selectmen (Chairman)	8,229
Selectmen (Members)	7,374
Vernon Grove Trustee (Clerk)	3,461
Board of Health (Chairman)	2,328
Board of Health (Members)	2,034
Sewer Commissioner (Chairman)	2,328
Sewer Commissioner (Members)	2,034
Park Commissioner (Chairman)	2,328
Park Commissioner (Members)	2,034
Planning Board (Chairman)	2,328
Planning Board (Members)	2,034
Moderator	2,238

(Board of Selectmen)

ARTICLE 4: To see if the Town will vote to raise and appropriate such sum or sums of money as may be necessary to defray expenses for the financial year beginning July 1, 2010, or take any other action in relation thereto.

(Board of Selectmen)

ARTICLE 5: To see if the Town will vote to authorize the Town Treasurer, with the approval of the Selectmen, to borrow money from time to time in anticipation of the revenue of the financial year beginning July 1, 2010 in accordance with the provisions of General Laws, Chapter 44, Section 4 and to issue a note or notes therefore, payable within one year, and to renew any note or notes as may be given for a period of less than one year in accordance with General Laws, Chapter 44, Section 17, or take any other action in relation thereto.

(Town Treasurer)

ARTICLE 6: To see if the Town will vote to authorize the Selectmen to take charge of all legal proceedings for or against the Town, or take any other action in relation thereto.

(Board of Selectmen)

ARTICLE 7: To see if the Town will vote to authorize the Board of Selectmen to expend from funds received by the Town as fines for parking violations during Fiscal Year 2011, such sum or sums of money as are necessary to pay the costs and expenses of collecting such fines and otherwise complying with the provisions of Section 20A of Chapter 90 of the General Laws during said fiscal year, or take any other action in relation thereto.

(Board of Selectmen)

ARTICLE 8: To see if the Town will vote to authorize the Town Treasurer and/or Tax Collector to enter into a compensating balance agreement or agreements for Fiscal Year 2011 pursuant to Chapter 44, Section 53F of the General Laws, or take any other action in relation thereto.

(Town Treasurer)

ARTICLE 9: To see if the Town will vote for Fiscal Year 2011, to authorize any and all departments to utilize, without further appropriation, any amounts received from insurance companies or other third parties as damages or payment for damage to any Town-owned property, for the purpose of repairing or replacing such property, or, as deemed appropriate by the Board of Selectmen, directly depositing such funds to the Municipal Building & Property Insurance Fund established by vote under Article 45 of the June 11, 1990 Annual Town Meeting, or take any other action in relation thereto.

(Board of Selectmen)

ARTICLE 10: To see if the Town will vote to authorize all persons, boards or agencies of the Town otherwise authorized to contract for or on behalf of the Town, during Fiscal Year 2011 to enter into such contracts or agreements for up to five years, except in the case of contracts or agreements dealing with real estate which may be for up to ten years, or take any other action in relation thereto.

(Board of Selectmen)

ARTICLE 11: To see if the Town will vote for Fiscal Year 2011, pursuant to Section 4 of Chapter 73 of the Acts of 1986, to approve an additional exemption of up to 100% of the currently allowed exemptions for all eligible real estate tax exemptions under G.L. c.59, Section 5, or take any other action in relation thereto.

(Board of Selectmen)

ARTICLE 12: To see if the Town will vote to authorize the Town Treasurer to accept deeds in lieu of foreclosure, pursuant to Chapter 60, Section 77C of the Massachusetts General Laws, or take any other action in relation thereto.

(Treasurer)

ARTICLE 13: To see if the Town will vote to authorize revolving funds for certain town departments which departments have previously been authorized, under M.G.L. c. 44, Section E ½, for the fiscal year beginning July 1, 2010, or take any other action in relation thereto.

(Various Departments)

ARTICLE 14: To see if the Town will vote to authorize the Board of Selectmen to petition the legislature for special legislation to provide for the grant of an additional license for the sale of beer and wine to be drunk on the premises and which legislation shall provide substantially as follows:

Be it enacted, etc. as follows:

SECTION 1. Notwithstanding Section 17, Chapter 138 of the General Laws, the licensing authority for the Town of Milford may grant 1 additional license for the sale of wine and malt beverages to be drunk on the premises under Section 12 of said Chapter 138 to Tanglewood Drive, LLC located at 70 Sumner Street in the Town of Milford. Said license may be granted notwithstanding the fact that Tanglewood Drive, LLC is also the holder of a license under Section 15 of said Chapter 138 authorizing the sale of wine and malt beverages not to be drunk on the premises. In all other respects the license shall be subject to all of said Chapter 138.

Notwithstanding any general or special law or any rule or regulation to the contrary, the licensing authority shall not approve the transfer of the license to any other location. The license may be re-issued by the licensing authority at the same location if an applicant for the license files with the licensing authority a letter in writing from the department of revenue indicating that the license is in good standing with the department and that all applicable taxes have been paid.

If the license granted under this section is cancelled, revoked or no longer in use, it shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the licensing authority. Notwithstanding said Section 17 of said Chapter 138 or any other general or special law to the contrary, the licensing authority may then grant the license to a new applicant at the same location and under the same conditions as specified in the preceding paragraph.

SECTION 2. This act shall take effect upon its passage,
or take any other action in relation thereto

(Tanglewood Drive, LLC)

ARTICLE 15: To see if the Town will vote to amend the Personnel By-Laws by adding a new Section 2.07 thereto which section will provide as follows:

The Board of Selectmen may, upon recommendation of the Personnel Board, terminate the appointment of any regular or alternate member whose absence from Board meetings exceeds three (3) within any twelve (12) month period.

or take any other action in relation thereto.

(Personnel Board)

ARTICLE 16: To see if the Town will vote to amend the Personnel By-Laws by adding a new Section 5.12, to be entitled "Earned Leave", and which section will provide as follows:

Commencing on January 1, 2010, personnel in the office support positions identified below who use (3) days or less of sick leave within any given year shall be granted one (1) day's earned leave to be used within the next year:

Assistant Town Treasurer, Admin. Asst./Town Administrator, Assistant Director, Milford Youth Center, Legal Assistant, Program Coordinator, Community Development Office, Assistant to Fire Chief, Assistant to Police Chief, Legal Secretary, and Confidential Clerk/Parking Clerk.

If the average sick leave for the positions identified above as a whole is four (4) days per year or less, any employee in those positions who has used six (6) days of sick leave or less within any given year shall be granted one (1) additional day's earned leave, to be used within the next year.

Earned leave based upon average personnel leave shall be in addition to the earned leave specified under the first paragraph above.

For the purpose of this section, one day's leave shall constitute an employee's regular full-time workday.

Earned leave shall not be cumulative and shall be used in the year following the year in which it was earned.

Or take any other action in relation thereto.

(Personnel Board)

ARTICLE 17: To see if the Town will vote to accept as and for a public way, a private way known as Lydia Lane, with appurtenant rights and easements, or take any other action in relation thereto.

(Selectmen)

ARTICLE 18: To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money, to be utilized for purposes of expert assistance in relation to engineering and rate structure in support of efforts of the Town in the review of any proposed Milford Water Company rate increase before the Department of Public Utilities, or take any other action in relation thereto.

(Legal Department)

ARTICLE 19: To see if the Town will vote to transfer a sum of money, consistent with the funds raised from vending machines in the Milford School District, to be spent under the jurisdiction of the School Committee for purposes of Student Activities not funded in the School Department Budget, or take any other action in relation thereto.

(School Committee)

ARTICLE 20: To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money in the amount of \$30,000 to be spent under the jurisdiction of the Milford Town Library Board of Trustees for the purpose of continuance of the 2nd year of a 3 year lease for forty (40) computers and one (1) server, including their setup, installation, servicing and maintenance for patrons and staff, or take any other action in relation thereto.

(Library Trustees)

ARTICLE 21: To see if the Town will vote to rescind balances remaining in various projects as follows:

4071	5 School Renovation	\$10,006
4079	Stacy Roof & Windows	\$70,000
4080	MHS Parking Lot	\$70,000

or take any other action in relation thereto.

(Treasurer)

ARTICLE 22: To see if the Town will vote to raise and appropriate or transfer from available funds, the sum of \$285,000 to be utilized by the Board of Selectmen for continued consultant services associated with Planning, Permitting and Design, including Survey and Easements for the Godfrey, O'Brien and Hospital Brooks Restoration Project, or take any other action in relation thereto.

(Board of Selectmen)

ARTICLE 23: To see if the Town will vote to dissolve the Library Building Committee created under Article 39 of the October 18, 2004 Special Town Meeting, or take any other action in relation thereto.

(Library Building Committee)

ARTICLE 24: To see if the Town will vote to transfer the sum of \$38,944.75 from Capital Project Account 4029, Purchase Street Sewer Reconstruction as voted under Article 55 of the June 1993 Annual Town Meeting, to Project Account 4075, Sewer Infiltration and Inflow Study voted under Article 32 of the June 2005 Annual Town Meeting, or take any other action in relation thereto.

(Treasurer)

ARTICLE 25: To see if the Town will vote to raise and appropriate or transfer from remaining Library Building Committee funds a sum of money for the purchase of 24 new chairs at \$200.00 each not to exceed a total of \$5000 to be spent under the jurisdiction of the Milford Town Library Board of Trustees for the purpose of replacing some of the twenty six year old chairs for patrons, or take any other action in relation thereto.

(Library Trustees)

ARTICLE 26: To see if the Town will vote to accept as and for a public way, a private way known as Longwood Drive, or take any other action in relation thereto.

(Board of Selectmen)

ARTICLE 27: To see if the Town will vote to accept as and for a public way, a private way known as Sunwood Drive, or take any other action in relation thereto.

(Board of Selectmen)

ARTICLE 28: To see if the Town will vote to amend Article II of the Zoning Bylaw by adding the words “Office Residential...OR” to Section 2.1.1 after “Rural Residential...RD”.

AND IN ADDITION: By replacing the Use Regulation Schedule within Section 2.3 with the following:

2.3 Use Regulation Schedule.

DISTRICT	RA	RB	RC	RD	OR	BP	CA	CB	CC	IA	IB	IC
AGRICULTURAL USE												
On parcels of five (5) or more acres:												
Agricultural & related uses exempt under G.L. c.40A, Sec. 3.	P	P	P	P	P	P	P	P	P	P	P	P
On parcels of less than five (5) acres:												
Farm without live stock or fowl	O	P	P	P	O	O	O	O	O	P	P	P
Greenhouse with retail sales ¹	O	O	O	O	O	O	P	P	P	P	P	P
Greenhouse with wholesale only	O	P	P	P	O	O	O	P	P	P	P	P
Roadside stand, temporary	O	A	A	A	O	O	P	P	P	P	P	P
Roadside stand, permanent ¹	O	O	O	O	O	O	P	P	P	P	P	P
Livestock or fowl	O	O	O	O	O	O	O	O	O	O	P	P
RESIDENTIAL USES												
Single-family Dwelling	P	P	P	P	P	O	O	P	O	O	O	O
Two-family Dwelling	A ²¹	O	O	O	A ²¹	O	O	A ²¹	O	O	O	O
Congregate Retirement Living Facility ^{1, 12}	O	A	A	O	O	O	O	O	O	O	O	O
Multi-family Dwelling	O	O	O	O	O	O	O	O	O	O	O	O
Trailer ^{5, 10}	O	O	O	O	O	O	O	O	O	O	O	O
Trailer Park	O	O	O	O	O	O	O	O	O	O	O	O
INSTITUTIONAL USES												
Municipal Use ¹	P	P	P	P	P	P	P	P	P	P	P	P
Religious Use ¹	P	P	P	P	P	P	P	P	P	P	P	P
Nursery School ¹	P	P	P	P	P	O	P	P	P	P	P	P
Other Commercial Schools ¹	O	O	O	P	P	O	P	P	P	P	P	P
Other Schools ^{1, 11}	P	P	P	P	P	P	P	P	P	P	P	P
Cemetery	A	A	A	A	O	O	P	P	P	P	P	P
Hospital ¹	P	A	A	A	O	O	O	O	O	O	O	O
Nursing, convalescent, or rest home ¹	A	A	A	A	A	O	O	O	O	O	O	O
Assisted Living Facility ^{1, 14}	S	S	S	S	S	O	S	S	S	S	S	S
Philanthropic Institutions	A	A	A	A	A	O	A	A	A	A	A	A
Public Utility with service area	O	O	A	A	A	P	O	O	O	P	P	P
Public Utility without service area	P	P	P	P	P	P	P	P	P	P	P	P
Club or lodge ^{1, 4}	A	A	A	A	P	O	P	P	P	O	O	P
Adult Day Care Facility ¹	A	A	A	A	P	O	O	O	A	O	O	O

2.3 Use Regulation Schedule. (continued)

ACTIVITY OR USE	DISTRICT											
	RA	RB	RC	RD	OR	BP	CA	CB	CC	IA	IB	IC
RECREATIONAL USES												
Camping, commercial	O	O	O	O	O	O	O	O	O	O	O	O
Camping, supervised	O	A	A	A	O	O	O	O	O	O	O	O
Games of Chance ¹⁶	O	O	O	O	O	O	O	O	O	O	O	O
Golf Course ¹	P	P	P	P	O	P	O	P	P	P	P	P
Indoor commercial recreation ¹	O	O	O	O	O	O	P	P	P	P	P	P
Outdoor commercial recreation ¹	O	O	O	O	O	O	O	O	P	O	O	O
Sportsman's club, game preserve ¹	O	O	O	O	O	O	O	P	P	P	P	P
Public Stables ¹	O	O	A	A	O	O	O	O	O	O	O	O
BUSINESS USES												
Business or Professional Offices ¹	O	O	O	O	S	P	P	P	P	P	P	P
Professional Buildings ¹	O	O	O	O	S	P	P	P	P	P	P	P
Financial Institution ¹	O	O	O	O	O	S	P	P	P	P	P	P
Check Cashing Facility	O	O	O	O	O	O	O	O	O	O	O	O
ATM, walk-up/drive-thru ¹	O	O	O	O	O	S	S	S	P	P	P	P
Computer Technology												
Research / Development ¹	O	O	O	O	O	P	O	O	O	P	P	P
Electronic Data Storage Centers ¹	O	O	O	O	O	P	O	O	O	P	P	P
Internet Service Providers ¹	O	O	O	O	O	P	O	O	O	P	P	P
Business Incubators (non-retail) ¹	O	O	O	O	O	P	O	O	O	O	P	O
Conference/Convention Center ¹	O	O	O	O	O	P	O	O	O	O	P	O
Food Service as Secondary Use ^{1,19}	O	O	O	O	O	S	O	O	O	O	P	O
COMMERCIAL USES												
Boarding or rooming house ¹	O	O	O	O	A	O	A	A	O	O	O	O
Motel, hotel ¹	O	O	O	O	O	O	A	A	A	A	A	A
Adult Entertainment Enterprises ^{1,15}	O	O	O	O	O	O	O	O	O	O	A	A
Animal Kennel or Hospital ¹	O	O	A	A	O	O	O	P	P	P	P	P
Funeral Home ¹	O	O	O	O	S	O	P	P	P	P	P	P
Commercial Car Wash ^{1,2}	O	O	O	O	O	O	O	A	A	O	O	A
New Motor Vehicle/Boat sales/rental ¹	O	O	O	O	O	O	O	P	P	A	P	P
Used Motor Vehicle/Boat sales/rental ^{1,20}	O	O	O	O	O	O	O	A	A	A	A	A
Motor Vehicle/Boat service/repair ^{1,20}	O	O	O	O	O	O	O	A	A	A	A	A
Printing Shop ¹	O	O	O	O	O	O	P	P	P	P	P	P
Restaurant ¹	O	O	O	O	O	O	P	P	P	P	P	P
Retail sales or service ¹	O	O	O	O	O	O	P	P	P	P	P	P
Wholesaling without storage	O	O	O	O	O	O	P	P	P	P	P	P
Wholesaling with storage ¹	O	O	O	O	O	O	O	P	P	P	P	P
Flea Market ¹	O	O	O	O	O	O	O	O	A	A	A	O
Transportation Terminal ¹	O	O	O	O	O	O	O	P	P	P	P	P
Attendant-Service Gasoline Stations ¹	O	O	O	O	O	O	A	A	A	A	A	A
Self-Service Gasoline Stations	O	O	O	O	O	O	O	O	O	O	O	O
Massage Parlor	O	O	O	O	O	O	O	O	O	O	O	O
Juice Bars	O	O	O	O	O	O	O	O	O	O	O	O
Drive Through Windows	O	O	O	O	O	S	S	S	P	P	P	P

2.3 Use Regulation Schedule. (continued)

DISTRICT	RA	RB	RC	RD	OR	BP	CA	CB	CC	IA	IB	IC
<u>INDUSTRIAL USES</u>												
Manufacturing, processing, research ¹	O	O	O	O	O	O	O	O	A	P	P	P
Asphalt Plants ¹⁸	O	O	O	O	O	O	O	O	O	O	O	O
Bulk storage ¹	O	O	O	O	O	O	O	O	O	P	P	P
Contractors yard ¹	O	O	O	O	O	O	O	O	O	P	P	P
Granite Quarrying	O	A	A	A	O	O	O	O	O	P	P	P
Earth Removal ³	O	A	A	A	O	O	O	A	A	A	A	A
Junk Yard	O	O	O	O	O	O	O	O	O	O	A	O
Warehouses ¹	O	O	O	O	O	O	O	O	P	P	P	P
Radio Transmission	O	O	O	O	O	P	O	O	O	P	P	P
Steam Laundry or Dry Cleaning Plant ¹	O	O	O	O	O	O	O	O	O	P	P	P
Hazardous Waste Facility	O	O	O	O	O	O	O	O	O	S	S	S
Gas fueled power generation plant	O	O	O	O	O	O	O	O	O	O	A	O
Power generation plant fueled by oil, coal or fuel other than gas	O	O	O	O	O	O	O	O	O	O	O	O
<u>OTHER PRINCIPAL USES</u>												
Temporary structures	P	P	P	P	P	P	P	P	P	P	P	P
Airport	O	O	O	O	O	O	O	O	O	O	O	O
Helistop ¹	O	O	O	O	O	P	O	O	O	P	P	P
Wireless Communications Link ¹⁷												
Indoor ¹	P	P	P	P	P	P	P	P	P	P	P	P
Building Mounted	A	A	A	A	A	A	A	A	A	A	A	A
Free Standing	O	O	O	O	O	A	O	O	A	A	A	A
<u>ACCESSORY USES</u>												
Home occupation (see Section 3.3)	P	P	P	P	P	O	P	P	P	P	P	P
Off-Street Parking:												
2 non-commercial vehicles per dwelling unit ^{6, 7}	P	P	P	P	P	O	P	P	P	P	P	P
1 commercial vehicle not over 1 ½ ton ⁶	P	P	P	P	P	O	P	P	P	P	P	P
Residential animals	A	A	A	A	O	O	O	A	A	A	A	O
Scientific Research ⁸	A	A	A	A	A	A	A	A	A	A	A	A
Supplemental Apartment ⁹	A	A	A	A	A	A	A	A	A	A	A	A
Above Ground Storage Tanks ^{1,13}	O	O	O	O	O	P	O	P	P	P	P	P

And further by replacing the Intensity of Use Schedule within Section 2.5 with the following:

2.5 Intensity of Use Schedule.

<u>INTENSITY OF USE</u>	DISTRICT											
	<u>RA</u>	<u>RB</u>	<u>RC</u>	<u>RD</u>	<u>OR</u>	<u>BP</u>	<u>CA</u>	<u>CB</u>	<u>CC</u>	<u>IA</u>	<u>IB</u>	<u>IC</u>
MIN. LOT REQUIREMENTS												
Area, total or first dwelling unit (1000 s.f.)	8	15	45	87	8	--	0 ^a	0 ^a	--	--	80	0 ^a
Area, two-family (1000 s.f.)	12 ^h	--	--	--	12 ^h	--	0 ^a	0 ^a	--	--	--	0 ^a
Width (l.f.)	80	100	140	140	80	--	0 ^a	0 ^a	--	--	250	0 ^a
Width, two family	100	--	--	--	100	--	0 ^a	0 ^a	--	--	--	0 ^a
Frontage (l.f.)	80	90	120	120	80	--	0 ^a	0 ^a	--	--	230	0 ^a
Frontage, two family	100	--	--	--	100	--	0 ^a	0 ^a	--	--	--	0 ^a
MIN. YARD REQUIREMENTS^g												
Front (feet) ^b	25	30	30	30	25	25	0 ^a	25	55	25 ^d	50 ^d	25
Side (feet) ^b	10	15	20	20	10	0 ^c	0 ^{a,c}	10	0 ^c	20	25	10
Rear (feet)	15	25	30	30	15	0 ^c	0 ^{a,c}	15	30	20	30	15
MAXIMUM BUILDING												
Coverage (percent of lot area)	25	25	25	25	25	35	100	25	35	50	35	25
Ratio, gross floor area to lot area (F.A.R.)	--	--	--	--	--	.50	2.0.	5.0.	--	.50	.50	.50
Width	-- ⁱ	--	--	--	--	--	--	--	--	--	--	--
MINIMUM OPEN SPACE												
Per Dwelling Unit (s.f.) ^c	2000	--	--	--	2000	--	500	2000	--	--	--	2000
Percent of lot area	--	--	--	--	--	20	--	20	20	--	20	20
HEIGHT REQUIREMENTS^f												
Maximum Height (feet) ^f	35	35	35	35	35	60	60	60	60	60	60	60
Maximum number of stories (whichever is less)	2	2 ^{1/2}	2 ^{1/2}	2 ^{1/2}	2	5	5	5	5	5	5	5

or take any other action in relation thereto.

(Planning Board)

ARTICLE 29: To see if the Town will vote to amend the Zoning Bylaw by rezoning from Single Family Residential [RA], Central Commercial [CA] and Neighborhood Commercial [CB] to Office Residential [OR] the following 32 parcels of property; (RA to OR) Assessor's Map 48 Lots 318, 319, 320, 323(pt), 330(pt), 351, 352, 353, 354, 355, 357, 359(pt), 361, 362, 363, 364, 365, 366, & 367. (CA to OR) Assessor's Map 48 Lots 356, 358, 359(pt), 360, 360A, 376, 377, & 378. (CB to OR) Assessor's Map 48 Lots 323(pt), 324, 325, 326, 327, 328, 328, & 330(pt). Said parcels being located in the vicinity of Congress Street between West/Exchange Streets and Water Street and consisting of a total of approximately 9.14 acres, or take any other action in relation thereto.

(Planning Board)

ARTICLE 30: to see if the Town will vote to raise and appropriate or transfer from available funds a sum of money in the amount of \$25,000 to be utilized by the Board of Selectmen for consultant services to produce engineering drawings, plans, and specifications associated with FY 2011 CDBG Grant Applications, or take any other action in relation thereto.

(Board of Selectmen)

ARTICLE 31: To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money, to be utilized with funds previously appropriated, and to be spent under the jurisdiction of the Board of Selectmen for engineering, consulting and legal expenses looking towards the cleanup of environmental hazards on town property off of Charles River Trail behind property of Benjamin Moore Company and Sumner Realty Trust, or take any other action in relation thereto.

(Board of Selectmen)

ARTICLE 32: To see if the Town will vote to raise and appropriate or transfer from available funds, a sum of money in the amount of \$20,000 to be spent under the jurisdiction of the Highway Surveyor for the purpose of Storm Water Management compliance, or take any other action in relation thereto.

(Highway Surveyor)

ARTICLE 33: To see if the Town will vote to transfer a sum of money from available funds, a sum of money to be utilized to offset the deficit in the snow and ice account for Fiscal Year 2010, or take any other action in relation thereto.

(Board of Selectmen)

ARTICLE 34: To see if the Town will vote to authorize the Board of Selectmen to petition the legislature for special legislation to provide for the grant of an additional license for the sale of all alcoholic beverages not to be drunk on premises (Package Store), which legislation shall provide substantially as follows:

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding Section 17, of Chapter 138 of the General Laws, the licensing authority for the Town of Milford may grant one (1) additional license for the sale of all alcoholic beverages not to be drunk on premises (Package Store) under section 15 of said Chapter 138, to Paul J. Moffi, of 7 Charles Gate Road, Hopedale, Worcester County, Massachusetts for use in connection with premises situated at 134 South Main Street, in said Town of Milford. Said license shall be subject to all of the other provisions of said Chapter 138.

Notwithstanding any general or special law or any rule or regulation to the contrary, the licensing authority shall not approve the transfer of the license to any other location. The license may be re-issued by the licensing authority at the same location if an applicant for the license files with the licensing authority a letter in writing from the Department of Revenue indicating that the license is in good standing with the Department and that all applicable taxes have been paid.

If the license granted under this section is cancelled, revoked or no longer in use, it shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the licensing authority. Notwithstanding said Section 17 of said Chapter 138 or any other general or special law to the contrary, the licensing authority may then grant the license to a new applicant at the same location and under the same conditions as specified in the preceding paragraph.

SECTION 2. This act shall take effect upon passage,
or take any other action in relation thereto.

(Paul J. Moffi)

ARTICLE 35: To see if the Town will vote to amend the Zoning Bylaw by rezoning from Single-Family Residential [RB] to Highway Commercial [CC] the following two parcels of property; Assessor's Map 59, Lot 19, except for the northerly seventy-five (75) feet thereof, and Assessor's Map 59, Lot 20A, except for the easterly one hundred ninety-eight (198) feet thereof. Said area to be rezoned being located westerly of South Main Street and southwesterly of Courtland Street and consisting of approximately 6.20 ± acres, or take any other action in relation thereto.

(Topsfield Associates, Inc.)

ARTICLE 36: To see if the Town will vote to appropriate through a transfer from available funds a sum of money in the amount of \$206,646.30, said sum to be utilized to reimburse the Geriatric Authority for funds previously advanced to the Town in anticipation of borrowing, or take any other action in relation thereto.

(Town Treasurer)

ARTICLE 37: To see if the Town will vote to accept Section 20 of Chapter 32B of the General Laws pursuant to which the Town may establish an Other Post Employment Benefit Liability Trust Fund, or take any other action in relation thereto.

(Town Treasurer)

ARTICLE 38: To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund the Other Post Employment Benefit Liability Trust Fund as established under Section 20 of Chapter 32B of the General Laws, or take any other action in relation thereto.

(Town Treasurer)

ARTICLE 39: To see if the Town will vote to authorize the Board of Selectmen to petition the legislature for special legislation to provide for the grant of an additional license for the sale of wines and malt beverages not to be drunk on the premises.

Be it enacted as follows:

SECTION 1. Notwithstanding Section 17, Chapter 138 of the General Laws, the licensing authority for the Town of Milford may grant one additional license for the sale of wines and malt beverages not to be drunk on the premises under Section 15 of said Chapter 138 to Tyco, Inc. located at 102 Central Street in the Town of Milford. In all other respects the license shall be subject to all other provisions of said Chapter 138.

Notwithstanding any general or special law or any rule or regulation to the contrary, the licensing authority shall not approve the transfer of the license to any other location. The license may be re-issued by the licensing authority at the same location if an applicant for the license files with the licensing authority a letter in writing from the Department of Revenue indicating that the license is in good standing with the Department and that all applicable taxes have been paid.

If the license granted under this section is cancelled, revoked or no longer in use, it shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the licensing authority. Notwithstanding said Section 17 of said Chapter 138 or any other general or special law to the contrary, the licensing authority may then grant the license to a new applicant at the same location and under the same conditions as specified in the preceding paragraph.

SECTION 2. This act shall take effect upon its passage,

Or take any other action in relation thereto.

(Tyco, Inc.)

ARTICLE 40: To see if the Town will vote to close out certain Special Article Accounts to the General Funds of the Town, or take any other action in relation thereto.

(Town Accountant)

ARTICLE 41: To see if the Town will vote to transfer funds between certain line items voted under Article 4 of the June 15, 2009 Annual Town Meeting for the purpose of making funds available in line item accounts not sufficiently funded through the end of Fiscal Year 2010, or take any other action in relation thereto.

(Town Accountant)

And you are hereby directed to serve this warrant by posting at least fourteen days before said meeting attested copies of this warrant in ten or more public places located in said Milford.

HEREOF, FAIL NOT, and make due return of this warrant with your doings thereon to the Clerk of said Town at the time of said meeting.

Given under our hands at Milford this day of , 2010

MILFORD BOARD OF SELECTMEN

William D. Buckley, Chairman

Dino B. DeBartolomeis

Brian W. Murray, Esq.

A true copy attest:

Thomas J. O'Loughlin, Chief of Police