



Office of the Town Clerk

Town of Chelmsford
50 Billerica Road
Chelmsford, MA 01824
978 250 5205
tdzuris@townofchelmsford.us

Patricia E. Dzuris
Town Clerk

**CERTIFICATE OF VOTE
ARTICLE 1**

**Amend Town Code, Chapter 195, "Zoning Bylaw" Article III: Use Regulations,
Section 195-6 Accessory Uses Paragraph E, Animals Accessory to Dwellings
2019 Special Town Meeting
Monday, February 4, 2019**

I, Patricia E. Dzuris, Town Clerk of Chelmsford, Massachusetts, do hereby certify the following vote taken under Article 1 at the 2019 Special Town Meeting on Monday, February 4, 2019 held at the Chelmsford Senior Center 75 Groton Road, Chelmsford, MA 01863. The meeting was called to order at 7:30 PM by Moderator Jon H. Kurland. There were 114 members present which satisfied a quorum requirement of 82.

ARTICLE 1. To see if the Town will vote to amend the Town Code, Chapter 195, "Zoning Bylaw" Article III: Use Regulations, Section 195-6 Accessory Uses Paragraph E, Animals Accessory to Dwellings, by deleting the language shown in strikethrough, with the text not being changed shown in regular type for informational purposes only, as follows:

Animals accessory to dwellings.

Up to two cattle, horses, sheep, hogs, goats, or similar livestock may be maintained accessory to a dwelling only on a lot having an area not less than 40,000 square feet. An additional 15,000 square feet is required per large farm animal in excess of the first two.

~~In excess of two cattle, horses, sheep, hogs, goats, game birds or similar livestock shall be maintained accessory to a dwelling only on a lot having an area of not less than 40,000 square feet plus 15,000 square feet per large animal (25 pounds or heavier at maturity) in excess of one or per 10 smaller animals in excess of the first 10. Such animals and their wastes shall be contained at least 50 feet from any abutting lot line of a residentially used lot and at least 50 feet from any year-round surface water body.; or act in relation thereto.~~

**SUBMITTED BY: Planning Board
Two-Thirds Vote**

Glenn Thoren, P5, made a motion to move the question.

The electronic voting devices recorded the following votes:
YES: 118 NO: 5 ABSTENTIONS: 0

MOTION TO MOVE THE QUESTION ARTICLE 1: Carries by majority vote

MOTION UNDER ARTICLE 1. I move that the Town amend the Town Code, Chapter 195, "Zoning Bylaw" Article III: Use Regulations, Section 195-6 Accessory Uses Paragraph E. Animals Accessory to Dwellings, by deleting the language shown in strikethrough, with the text not being changed shown in regular type for informational purposes only, as follows:

Animals accessory to dwellings.

Up to two cattle, horses, sheep, hogs, goats, or similar livestock may be maintained accessory to a dwelling only on a lot having an area not less than 40,000 square feet. An additional 15,000 square feet is required per large farm animal in excess of the first two.

~~In excess of two cattle, horses, sheep, hogs, goats, game birds or similar livestock shall be maintained accessory to a dwelling only on a lot having an area of not less than 40,000 square feet plus 15,000 square feet per large animal (25 pounds or heavier at maturity) in excess of one or per 10 smaller animals in excess of the first 10. Such animals and their wastes shall be contained at least 50 feet from any abutting lot line of a residentially used lot and at least 50 feet from any year-round surface water body.~~

**SUBMITTED BY: Planning Board
Two-Thirds Vote**

Recommendations:

Board of Selectmen: Majority in favor 4 / 1

Finance Committee: Majority against

Planning Board: Unanimous approval

The electronic voting devices recorded the following votes:

YES: 92 NO: 30 ABSTENTIONS: 0
MOTION UNDER ARTICLE I: Carries by two thirds vote



Patricia E. Dzuris



Town Clerk, Patricia E. Dzuris
cn=Town Clerk, Patricia E.
Dzuris, o=Town of
Chelmsford, ou,
email=townclerk@townofche
lmsford.us, c=US
2019.05.07 11:30:36 -04'00'

FORM 1

Town: CHELMSFORD

“Pursuant to G.L. c. 40, § 32, I hereby request approval of the enclosed amendments to our town by-laws. G.L. c. 40, § 32, specifies that this request must be made within thirty (30) days after final adjournment of Town Meeting. The mandatory forms are included.”

1.) Town Meeting (*check one*): NOTE: If “Other” is selected, please specify (i), (ii), or (iii)

Annual

i.) Authorized by Charter

Special

ii.) Authorized by Special Act

Other (*specify*)

iii.) Authorized by By-Law

2.) Date Town Meeting First Convened: Monday, February 4, 2019

3.) Date(s) of Adjourned Sessions: Monday, February 4, 2019

4.) Identify Warrant Article(s) Submitted:

Does any by-law submitted in this packet derive from a local option statute or a special act?

No Yes (*if yes please submit Form 6*)

a.) Zoning Article 1

Does any by-law submitted in this packet, create or amend a by-law adopted under G.L. c. 40R (smart growth zoning by-law)?

No Yes (*if yes please submit Form 6*)

b.) Historical District: -----

c.) General _____

d.) Charter Amendment (proposed amendments to an existing charter pursuant to G.L. c. 43B, § 10) NONE


5.) Identify Zoning/Historical Maps Relating to Warrant Articles: NONE

FORM 1

6.) Town Counsel contact information:

Attorney: Attorney Paul J. Haverty
Firm: Blatman, Bobrowski & Haverty LLC
Mailing Address: 9 Damonmill Sq. Ste. 4A
City Concord State MA Zip Code 01742
Phone Number (978) 371-2226 Fax Number (978) 371-2296
Email: paul@BBHlaw.net

7.) Town Clerk contact information:

Name (Print): Patricia E. Dzuris  Town Clerk, Patricia E. Dzuris
cn=Town Clerk, Patricia E. Dzuris, o=Town of
Chelmsford, ou,
email=townclerk@townofchelmsford.us, c=US
2019.05.07 10:28:13 -04'00'
Signature: Patricia E. Dzuris
Mailing Address: 50 Billerica Rd.
City Chelmsford State MA Zip Code 01824
Phone Number (978) 250-5205 Fax Number (978) 250-5208
Email: tdzuris@townofchelmsford.us
Work Schedule: Monday to Friday 8:30 am to 4 pm

8.) Planning Board member contact information:

Name (Print): Evan Belansky – Community Development Coordinator
Mailing Address: 50 Billerica Rd.
City Chelmsford State MA Zip Code 01824
Phone Number (978) 250-5231 Fax Number (978) 250-5232
Email: ebelansky@townofchelmsford.us
Work Schedule: Monday to Friday 8:30 am to 4 pm

PLEASE ELECTRONICALLY FILE YOUR BY-LAW SUBMISSION PACKAGE AT:

BYLAWS@STATE.MA.US

FORM 2

Town: CHELMSFORD

Date Town Meeting Convened: Monday, February 4, 2019

Form 2 - Town Meeting Action

Please provide the following:

Submission #1, EXISTING BY-LAW.

One (1) certified copy of the **entire main section** of the existing by-law within which each proposed amendment occurs. This requirement is very important because without the **full text** of the entire main section of the existing by-law being amended we will be unable to ascertain the full meaning of the proposed changes in context. By-law amendments include even minor technical changes in current by-laws, amendments to tables showing uses permitted in different zoning districts, and amendments which re-organize, reorganize or renumber existing by-laws previously approved by the Attorney General.

Note: if the Town's by-laws are available on the Internet, you may direct us to the website location rather than including a copy of the existing by-law being amended.

Existing by-law(s) may be found online at: <http://www.ecode360.com/29363180>

Submission #2, TOWN MEETING ACTION.

One (1) certified copy of the main motion, or amended main motion voted by town meeting, **with the date, article number, name of Town and votes thereon.** Because not all seals will show up when scanned and emailed, we request that you certify with "A true copy attest" language and your signature. Also, please include a copy of each floor amendment **favorably** acted upon by Town Meeting. We do not need copies of floor amendments that were unfavorably acted upon by Town Meeting.

Submission #3, FINAL VERSION OF BY-LAW AS AMENDED.

One (1) certified copy of the by-law (Submission #1) **as amended** by town meeting (Submission #2).

For any vote requiring a **simple majority** it will be sufficient to certify that the moderator declared that the motion carried. Where the vote was unanimous, it will be sufficient to certify that the moderator declared that the motion carried unanimously.

For any vote requiring **more than a simple majority** and where the vote was **not unanimous** an **actual vote count** must be taken. Zoning by-laws and historic district by-laws require a two-thirds vote.

However, if the town has either (a) **by vote of this town meeting**, or (b) in a previously adopted **general by-law**, voted that a counted vote need not be taken and that the Moderator may **declare** that a 2/3ds vote has been achieved, then such declaration of the Moderator will be sufficient [see G.L. c. 39, § 15] (*select below*):

If by (a), then please **attach** a certified copy of the Town Meeting action from this Town Meeting showing the vote to dispense with a counted vote.

If by (b), then please provide the following:

The date on which it was adopted by town meeting:

Date: Spring ATM April 28, 2011

The date it was approved by the Attorney General's Office:

Date: July 21, 2011

FORM 4

Town: CHELMSFORD

Date Town Meeting Convened: Monday, February 4, 2019

Form 4 - Town Meeting Certification

Complete and sign the following.

1. Quorum

Indicate number. Please write "0" if the town has no quorum requirement.

A quorum was present at the town meeting, including any adjourned sessions thereof. According to our town charter or by-law, our quorum requirement for town meeting is 82 registered voters.

2. Service of the Warrant

Please check one.

The service of the town meeting warrant was in accordance with:

- a town by-law
 a previous vote of the town
 a procedure accepted by the Attorney General

3. Signing of the Warrant *[certified copy of relevant Warrant pages must be attached]*

Date the Board of Selectmen signed the Town Meeting Warrant: Monday, January 14, 2019

4. Posting of the Warrant

Date the Town Meeting Warrant was posted: Tuesday, January 15, 2019

(The warrant must be posted at least 7 days prior to an annual town meeting and at least 14 days prior to a special town meeting)

5. Attachments

Before submission, ensure that you have attached both of the following:

- A **certified** copy of the **relevant pages of the Town Meeting warrant**, as it was posted. (Attachments **must** include: opening of the warrant, all pages of the warrant article(s) submitted for review, the closing, the Board of Selectmen's signature page and the officer's return of service page.
- We require a certified copy of the **text referred to**, but not set forth in the text of the warrant articles (example: if the warrant refers to an Attachment, text in an Appendix, or text located elsewhere, such as in the town clerk's office or the office of the planning board). In this instance, it will be necessary for you to send us a **copy of the text referred to, or a copy of what is on file and available for inspection**. Otherwise, we will not know the actual text of the by-law that the warrant article proposes.

Note: It is not necessary to submit any documents other than those requested in the required Forms. For example, you do not need to submit Finance Committee reports, minutes, annotated warrant articles, Planning Board Hearing minutes, or Planning Board Hearing sign-in sheet.

Certification

I certify the above declaration to be true and correct to the best of my knowledge.



Town Clerk, Patricia E. Dzuris
on Town Clerk, Patricia E. Dzuris, on Town of
Chelmsford, on
email=townclerk@townofchelmsford.us, c+US
2019.05.07 10:18:08 -0400

Patricia E. Dzuris

5/7/2019

Signature of Town Clerk

Printed Name of Town Clerk

Date Signed

FORM 7

Town: Chelmsford

Planning Board Hearing Date: January 23, 2019

Relative to Article(s): Article 1

Form 7

Complete and sign the following. When necessary, you may need to use multiple copies of this Form 7 if Articles were considered at separate Planning Board Hearings.

- 1.) If applicable, date on which the proposed amendments were submitted to the Board of Selectmen:

Amendments were originally proposed by: _____ **Date #1** 1/7/2019
[Attachment #1, copy of original proposal.] *(If not applicable, put N/A.)*

- 2.) If applicable, date on which the Selectmen submitted the proposed amendments to the Planning Board *(must be within 14 days of Date #1, above)*:

Date #2 1/9/2019
(If not applicable, put N/A.)

- 3.) Date on which the **first** Notice of Planning Board hearing was **published** in a newspaper of general circulation in the town *(must be at least 14 days prior to Date #10, below)*:

Date #3 1/3/2019
[Attachment #2, copy of the notice. Please identify the Article number next to each Article referred to in the notice.]

- 4.) Date on which the **second** Notice of Planning Board hearing was **published** in a newspaper of general circulation in the town *(must be sometime during the week immediately following the week in which Date # 3, first published notice of Planning Board Hearing, falls)*:

Date #4 1/10/2019
[Attachment #3, copy of the notice. Please identify the Article number next to each Article referred to in the notice.]

- 5.) Date on which Notice of Planning Board Hearing was posted in a conspicuous place in the Town Hall *(must be at least 14 days prior to Date #10, below)*:

Date #5 1/8/2019
[Attachment #4, copy of the notice. Please identify the Article number next to each Article referred to in the notice.]

- 6.) Date on which copy of Notice of Planning Board Hearing was **mailed** to the Department of Housing and Community Development *(must be at any date reasonably prior to Date #10, below)*:

Date #6 1/8/2019

- 7.) Date on which copy of Notice of Planning Board Hearing was **mailed** to the Regional Planning Agency, if any *(must be at any date reasonably prior to Date #10, below)*:

No Agency: _____ **Date #7** 1/8/2019

- 8.) Date on which copy of Notice of Planning Board Hearing was **mailed** to the planning boards of each abutting city or town *(must be at any date reasonably prior to Date #10, below)*:

Date #8 1/8/2019

- 9.) In cases involving boundary, density, or use changes within a district, date on which Notice of Planning Board Hearing was mailed to any **non-resident property owner** who had filed a request with the town clerk and whose property lies in the district where the zoning change is sought *(need be done only when requests have been filed with the town clerk)*; or indicate if there was no such filing:

None Filed: none filed **Date #9** _____

FORM 7

10.) Date of the Planning Board Hearing (*must be within 65 days of Date #2, above*):

Date #10 1/23/2019

11.) Date on which Town Meeting voted on the proposed amendments (*where the Planning Board has failed to submit a report with recommendations to Town Meeting, Town Meeting may not vote to adopt the proposed amendments, unless this Date #11 is at least 21 days after Date #10, above*):

Date #11 2/4/2019

12.) Planning Board Report with Recommendations; indicate if the report is written or oral:

Written: Oral: Neither:

[Attachment #5, copy of the planning board report, if written.]

Certification

I certify that information set forth above is complete and accurate and that within the two years prior to this town meeting, either: (1) No unfavorable action was taken on any of the above articles, or (2) the Planning Board recommended the adoption thereof.



Town Clerk, Patricia E. Dzuris
cn=Town Clerk, Patricia E. Dzuris, o=Town of
Chelmsford, ou,
email=townclerk@townofchelmsford.us,
c=US
2019.05.07 11:37:50 -0400

Patricia Dzuris

5/7/2019

Signature of Town Clerk

Printed Name of Town Clerk

Date Signed



2019 JAN -8 AM 9:53

Chelmsford Planning Board
Town Offices
50 Billerica Road
Chelmsford, MA 01824

Telephone: 978-250-5231/Fax: 978-250-5232

LEGAL NOTICE CHELMSFORD PLANNING BOARD

The Chelmsford Planning Board will conduct a Public Hearing pursuant to G. L. c. 40A, s. 5, on **Wednesday, January 23, 2018 at 7:00 p.m.** at the Town Offices located at 50 Billerica Road, Chelmsford, MA 01824 for purposes of receiving public comment on the following three Warrant Articles:

To amend Article III: Use Regulations, Section 195-6 Accessory Uses Paragraph E. Animals accessory to dwellings, for purposes removing the existing 40,000 square foot lot area requirement for small animals including game birds.

Copies of the proposed amendments are available for review during normal business hours at the office of the Town Clerk and the office of the Planning Board, Town Offices 50 Billerica Road, Chelmsford, MA 01824.

Per Order of
Mike Raisbeck, Chair
Chelmsford Planning Board

.....
Please publish in the Chelmsford Independent: Thursday January 3 and January 10, 2019

Please bill:
Chelmsford Planning
Town Offices
50 Billerica Road
Chelmsford, MA 01824
Telephone: 978 - 250 - 5231

Legal Not

PBWARRANT ARTICLES LEGAL NOTICE CHELMSFORD PLANNING BOARD

The Chelmsford Planning Board will conduct a Public Hearing pursuant to G. L. c. 40A, s. 5, on **Wednesday, January 23, 2018 at 7:00 p.m.** at the Town Offices located at 50 Billerica Road, Chelmsford, MA 01824 for purposes of receiving public comment on the following three Warrant Articles:

To amend Article III: Use Regulations, Section 195-6 Accessory Uses Paragraph E. Animals accessory to dwellings, for purposes removing the existing 40,000 square foot lot area requirement for small animals including game birds.

Copies of the proposed amendments are available for review during normal business hours at the office of the Town Clerk and the office of the Planning Board, Town Offices 50 Billerica Road, Chelmsford, MA 01824.

Per Order of
Mike Raisbeck, Chair
Chelmsford Planning Board

AD#13759121
Chelmsford Independent 1/3, 1/10/19



**Chelmsford Planning Board
Town Offices
50 Billerica Road
Chelmsford, MA 01824
Phone: 978-250-5231**

March 14, 2019

Attorney General Maura Healey
McCormack Building
One Ashburton Place, Room 2019
Boston, MA 02108-1698

Dear Atty. General Healey:

Re: Article 1
Fall 2018 Town Meeting, Chelmsford

Enclosed please find a certified copy of the Planning Board's legal advertisement for its public hearings relative to Warrant Articles 1 of the Special Town Meeting.

Legal advertisements were posted in the Town Offices on January 8, 2019 for a public hearing that was held on January 23, 2019, for Article 1. The Hearing for Article 1 was opened on January 23, 2019 and closed. Legal notices were published in the Chelmsford Independent on Thursday, January 3, 2019, and on Thursday, January 10, 2019.

Notice of the hearing for Article 1, were sent to the Department of Housing & Community Development, the Northern Middlesex Council of Governments, and the Planning Boards of all abutting cities and towns on January 8, 2019.

On January 23, 2019, the Planning Board voted to recommend Articles 1 to Town Meeting

Oral recommendations were presented at the Special Town Meeting for Article 1 on February 4th. The wording for Article 1, as voted is attached.

Sincerely,

Evan Belansky, Community Development Director
For the Chelmsford Planning Board

EB/cs

Enclosure/ special



TOWN OF CHELMSFORD
2019 SPECIAL TOWN MEETING
TOWN CLERK RECORD
TOWN OF CHELMSFORD
FEBRUARY 4, 2019

The first session of the 2019 Special Town Meeting held at the Senior Center, 75 Groton Road, Chelmsford, MA 01863, was called to order at 7:30 PM by Moderator Jon H. Kurland on Monday, February 4, 2019. Mr. Moderator explained Town Meeting protocol and procedure. At the quorum count, there were 114 Town Meeting Representatives present of the 162, which satisfied the quorum requirement of 82 Representatives. All stood for the Pledge of Allegiance. Mr. Moderator determined the Warrant was duly and properly posted and reviewed the procedures for Town Meeting. The Town Manager's presentation can be found at the following link:

<https://www.townofchelmsford.us/DocumentCenter/View/9611/2019-February-4-Special-Town-Meeting-Presentation>. Voting Reports can be found at the following link:

<https://www.townofchelmsford.us/DocumentCenter/View/9594/Voting-Report---Spring-STM-2-4-19>

The first night of Town Meeting was recorded by Chelmsford Telemedia and can be viewed at the following link: <https://www.youtube.com/watch?v=r71N3BT44x0>

Town Manager, Paul Cohen, explained that Articles 1 & 2 are in conflict with one another, therefore they will be discussed simultaneously and voted on separately.

Planning Board Chair, Michael Raisbeck, presented Article 1. Robert Myers and Edward Buckley presented Article 2. An amendment to Article 1 was drafted by P6 Town Meeting Representative Neal Lerer but was withdrawn before being presented for consideration.

ARTICLE 1. To see if the Town will vote to amend the Town Code, Chapter 195, "Zoning Bylaw" Article III: Use Regulations, Section 195-6 Accessory Uses Paragraph E, Animals Accessory to Dwellings, by deleting the language shown in strikethrough, with the text not being changed shown in regular type for informational purposes only, as follows:

Animals accessory to dwellings.

Up to two cattle, horses, sheep, hogs, goats, or similar livestock may be maintained accessory to a dwelling only on a lot having an area not less than 40,000 square feet. An additional 15,000 square feet is required per large farm animal in excess of the first two.

~~In excess of two cattle, horses, sheep, hogs, goats, game birds or similar livestock shall be maintained accessory to a dwelling only on a lot having an area of not less than 40,000 square feet plus 15,000 square feet per large animal (25 pounds or heavier at maturity) in excess of one or per 10 smaller animals in excess of the first 10. Such animals and their wastes shall be contained at least 50 feet from any abutting lot line of a residentially used lot and at least 50 feet from any year-round surface water body.; or act in relation thereto.~~

SUBMITTED BY: **Planning Board**
Two-Thirds Vote

Glenn Thoren, P5, made a motion to move the question.

The electronic voting devices recorded the following votes:

YES: 118 NO: 5 ABSTENTIONS: 0
MOTION TO MOVE THE QUESTION ARTICLE 1: Carries by majority vote

MOTION UNDER ARTICLE 1. I move that the Town amend the Town Code, Chapter 195, "Zoning Bylaw" Article III: Use Regulations, Section 195-6 Accessory Uses Paragraph E, Animals Accessory to Dwellings, by deleting the language shown in strikethrough, with the text not being changed shown in regular type for informational purposes only, as follows:

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~~In excess of two cattle, horses, sheep, hogs, goats, game birds or similar livestock shall be maintained accessory to a dwelling only on a lot having an area of not less than 40,000 square feet plus 15,000 square feet per large animal (25 pounds or heavier at maturity) in excess of one or per 10 smaller animals in excess of the first 10. Such animals and their wastes shall be contained at least 50 feet from any abutting lot line of a residentially used lot and at least 50 feet from any year-round surface water body.~~

**SUBMITTED BY: Planning Board
Two-Thirds Vote**

Recommendations:

Board of Selectmen: Majority in favor 4 / 1

Finance Committee: Majority against

Planning Board: Unanimous approval

The electronic voting devices recorded the following votes:

YES: 92 NO: 30 ABSTENTIONS: 0
MOTION UNDER ARTICLE 1: Carries by two thirds vote

ARTICLE 2. To see if the Town will vote to delete Section 195-6 E of the Chelmsford Zoning Bylaw, in its entirety, and replace it with the following:

E. Animals accessory to dwellings

- 1) Up to two cattle, horses, sheep, hogs, goats, or similar livestock may be maintained accessory to a dwelling only on a lot having an area not less than 40,000 square feet. An additional 15,000 square feet of land area is required per large farm animal (25 pounds or heavier at maturity) in excess of the first two.
- 2) Up to six smaller animals weighing less than 25 pounds each at maturity, such as chickens, ducks, geese, game birds, rabbits, and similar sized animals may be maintained accessory to a dwelling, in a structure having setback from the lot lines of the animal owner's property of no less than 75 feet, and no less than 150 feet from a year-round surface water body.
- 3) No roosters shall be permitted unless the parcel of land is defined as a farm by local, state, or federal law.
- 4) Smaller animals weighing less than 25 pounds each at maturity and their wastes shall be contained at least 75 feet from the lot lines of the animal owner's property and at least 150 feet from any year-round surface water body.
- 5) Structures for smaller animals weighing less than 25 pounds each at maturity (such as henhouses, coops, hutches and runs) shall not be situated in front or side yards of the Premises.

; or act in relation thereto

**SUBMITTED BY: Citizen Petition - Robert Myers, 7 Pinehill Avenue
Two-ThirdsVote**

Petitioner, Robert Myers made an amendment to the original motion as noted in the strikeout and added text below.

MOTION UNDER ARTICLE 2 AS AMENDED. I move that the Town delete Section 195-6 E of the Chelmsford Zoning Bylaw, in its entirety, and replace it with the following:

E. Animals accessory to dwellings

- 1) Up to two cattle, horses, sheep, hogs, goats, or similar livestock may be maintained accessory to a dwelling only on a lot having an area not less than 40,000 square feet. An additional 15,000 square feet of land area is required per large farm animal (25 pounds or heavier at maturity) in excess of the first two.
- 2) Up to six smaller animals weighing less than 25 pounds each at maturity, such as chickens, ducks, geese, game birds, rabbits, and similar sized animals may be maintained accessory to a dwelling, in a structure having setback from the lot lines of the animal owner's property of no less than ~~75~~ 50, and no less than ~~450~~ 100 feet from a year-round surface water body.
- 3) No roosters shall be permitted unless the parcel of land is defined as a farm by local, state, or federal law.
- 4) Smaller animals weighing less than 25 pounds each at maturity and their wastes shall be contained at least ~~75~~ 50 feet from the lot lines of the animal owner's property and at least ~~450~~ 100 feet from any year-round surface water body.
- 5) Structures for smaller animals weighing less than 25 pounds each at maturity (such as henhouses, coops, hutches and runs) shall not be situated in front or side yards of the Premises.

SUBMITTED BY: Citizen Petition - Robert Myers, 7 Pinehill Avenue
Two-Thirds Vote

Recommendations:

Board of Selectmen: Majority recommends against approval 3/1/1 abs

Finance Committee: Unanimously recommends against approval

Planning Board: Majority recommends against approval 4/1/2 abs

The electronic voting devices recorded the following votes:

YES: 18 NO: 106 ABSTENTIONS: 0

MOTION UNDER ARTICLE 2: Fails to carry

ARTICLE 3. To see if the Town will vote to transfer from the General Stabilization Fund a certain sum of money to be used to fund an employee contract agreement between the Town of Chelmsford and the Chelmsford Superior Officers, Local 20 of the New England Police Benevolent Association, Inc.; or act in relation thereto.

SUBMITTED BY: Town Manager
Two-Thirds Vote

MOTION UNDER ARTICLE 3. I move that the Town transfer \$108,531 from the General Stabilization Fund to fund an employee contract agreement between the Town of Chelmsford and the Chelmsford Superior Officers, Local 20 of the New England Police Benevolent Association, Inc.

SUBMITTED BY: Town Manager
Two-Thirds Vote

Recommendations:

Board of Selectmen: Majority recommends approval 3/1/1

Finance Committee: Unanimously recommends against approval

The electronic voting devices recorded the following votes:

YES: 26 NO: 89 ABSTENTIONS: 5

MOTION UNDER ARTICLE 3: Fails to carry

ARTICLE 4. To see if the Town will vote to authorize the Board of Selectman to grant an access and utility easement for the benefit of property known and identified by the Town Assessor as Middlesex Street Off, Map 20 Parcel 50 Lot 4, shown as "Proposed Easement/Right-of-Way (Tobin Avenue)" on a plan entitled "Exhibit Plan in Chelmsford, Massachusetts" prepared by Hancock Associates, and dated January 4, 2019; or act in relation thereto.

SUBMITTED BY: Board of Selectmen
Two-Thirds Vote

MOTION UNDER ARTICLE 4. I move that the Town authorize the Board of Selectman to grant an access and utility easement for the benefit of property known and identified by the Town Assessor as Middlesex Street Off. Map 20 Parcel 50 Lot 4, shown as "Proposed Easement/Right-of-Way (Tobin Avenue)" on a plan entitled "Exhibit Plan in Chelmsford, Massachusetts" prepared by Hancock Associates, and dated January 4, 2019; provided that the Town receive payment in the amount of \$50,000 for the granting of said access and utility easement.

SUBMITTED BY: **Board of Selectmen**
Two-Thirds Vote

Recommendations:

Board of Selectmen: Unanimously recommends approval

Finance Committee: Unanimously recommends approval

The electronic voting devices recorded the following votes:

YES: 92 NO: 25 ABSTENTIONS: 2
MOTION UNDER ARTICLE 4: Carries by two thirds vote

Special Town Meeting Adjourned by the Moderator at 10:10 PM

Respectfully Submitted,



Patricia E. Dzuris
Town Clerk



Town Clerk, Patricia E. Dzuris
cn=Town Clerk, Patricia E.
Dzuris, o=Town of Chelmsford,
ou,
email=townclerk@townofchel
msford.us, c=US
2019.04.25 15:19:43 -04'00'