



10 AUG 13 AM 10:20

**Office of the Town Clerk**

50 Billerica Road  
Chelmsford, MA 01824-3190  
978-250-5205  
FAX 978-250-5208

Elizabeth L. Delaney  
Town Clerk

Raymond R. Legrand  
Assistant Town Clerk

**MAY 12 2010**

To Whom It May Concern:

The Annual Town Meeting of April 26, 2010, was called to order at 7:35 PM at the Senior Center at 75 Groton Rd. The Moderator Dennis E. McHugh recognized the presence of a quorum. There were **150** Town Meeting Representatives present. The following action took place:

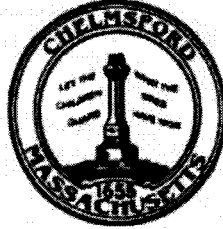
**UNDER ARTICLE 14.** Dwight Hayward moved that the reading of the article be waived. The Moderator asked for a show of hands on the motion to waive the reading. **Motion carried.**

James Pearson explained that this article is in regards to a FEMA requirement that has to be accepted every five-six years regarding flood insurance. The maps used have gone State wide rather than town by town and the mapping system is now digital. This has to be adopted by June 4, 2010 in order to have the Town eligible to obtain flood insurance in the FEMA program. The Moderator asked for questions, hearing none he asked for recommendations. The Finance Committee recommended the article; the Board of Selectmen recommended the article. Ann McGuigan Chairman of the Planning Board stated that at the Planning Board Meeting held on March 24, 2010 the Board voted unanimously (7-0) to recommend the article. He asked if there was any debate, hearing none he asked for a vote by way of a show of hands. **The motion carried, unanimously.** The article reads as follows:

Town Manager Paul E. Cohen moved that the Town vote to amend the Chelmsford Zoning Bylaw, Article XV, Floodplain District, of the Code of the Town of Chelmsford as follows:

- A. Replace **Section 195-77 Overlay District; boundaries** with the following paragraph:

The Floodplain District and Floodway District is herein established as an overlay district. The underlying permitted uses are allowed, provided that they meet the following additional requirements as well as those of the Massachusetts State Building Code dealing with construction in floodplains. The Floodplain District and Floodway District includes all special flood hazard areas within the Town of Chelmsford designated as Zone A and AE on the Middlesex County Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency (FEMA) for the administration of the National Flood Insurance Program.



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Town Clerk

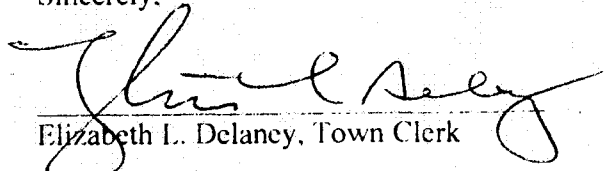
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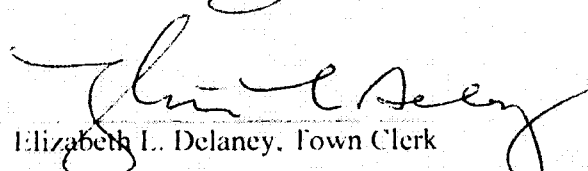
The map panels of the Middlesex County FIRM that are wholly or partially within the Town of Chelmsford are panel numbers 25017C0118E, 25017C0119E, 25017C0138E, 25017C0231E, 25017C0232E, 25017C0234E, 25017C0242E, 25017C0251E, 25017C0252E, 25017C0253E, 25017C0254E, 25017C0256E, 25017C0258E, 25017C0261E and 25017C0262E dated June 4, 2010. The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM and further defined by the Middlesex County Flood Insurance Study (FIS) report dated June 4, 2010. The FIRM and FIS report are incorporated herein by reference and are on file with the Town Clerk, Planning Board, Inspector of Buildings and Conservation Commission.

- B. In Section 195-78 Base flood elevation and floodway data, by deleting the reference to "A1-30" in paragraph A;
- C. In Section 195-80 Use Regulations, replace Section A-1 with the following paragraph:
  - (1) Section of the Massachusetts State Building Code which addresses floodplain and coastal high hazard areas (currently 780 CMR 120.G, "Flood Resistant Construction and Construction in Coastal Dunes")

Sincerely,

  
Elizabeth L. Delaney, Town Clerk

A True Copy Attest:

  
Elizabeth L. Delaney, Town Clerk



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JUN 15 2011

To Whom It May Concern:

The Annual Town Meeting of April 25, 2011, was called to order at 7:30 PM at the Senior Center at 75 Groton Rd. The Moderator Richard E. DeFreitas recognized the presence of a quorum. There were 156 Town Meeting Representatives present. The following action took place:

**UNDER ARTICLE 14.** The Moderator asked for a motion to waive the reading of the article. William Griffin moved to waive the reading. The Moderator asked for vote by way of a show of hands, **motion carried, unanimously.**

The Manager explained this would allow the Town to adopt a State Law regarding the issuance of nomination papers. He gave a list of Towns that have adopted this statute. It would provide an actual 48 hour deadline for anyone to obtain nomination papers and require that when obtaining papers information is given by the Candidate. No candidates will receive any more nomination papers then the amount of signatures required multiplied by five. This is the result of a recall petition that was requested last fall. The request was made for an extravagant amount of petitions. When the Town Clerk contacted Town Counsel the question was asked if this state law had been accepted. Because it had not the Town went forward and provided the amount requested. This would put a reasonable limit on the required amount of papers issued and need to be certified. Brian Latina asked how many times a person has requested more nomination papers then required. This has not happen in regards to nomination papers it would be related to anyone seeking recall petitions. Brian Latina asked if this would prevent anyone from another Town being able to obtain nomination papers. Town Counsel John Giorgio said that in order for a person to run for an elected Town Office he/she had to obtain nomination papers from the Town that they are a registered voter in. Michael Combs questioned what this had to do with recall petitions. The Manger referred to Town Counsel. Counsel explained that if something isn't addressed in a Town's Charter then reference is made to State Law for guidance on what is a reasonable standard. Because the Town did not accept this particular law and it is not specific in the Charter then the Town Clerk has no guidance on what is considered to be a reasonable standard amount of papers to issue. Michael Combs questioned if this is regarding recall petitions why not address this under the recall article. Counsel explained that it is specified under the up coming article. However, if that article does not pass and this one does, then if need be the argument could be made on what a reasonable amount of papers could be issued. If both articles were to pass then the standard would be the same regarding nomination papers and recall petitions. The Moderator asked for the Finance Committee's recommendation. The Committee had no recommendation concerning this article. The Board of Selectmen recommended the article. Dennis Ready spoke in favor of the article he felt that this assures that information is correct. Patricia Magnell spoke against the article. She felt that it impeded on the limits and availability of making a choice. Jerry Loew spoke against felt it was limiting a recall or a campaign. He asked that people think about it before



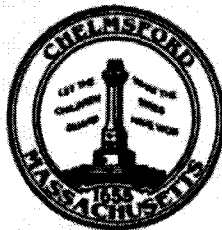
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voting for it. He felt that it is limiting a direct mail process. Glenn Thoren spoke in favor it is a reasonable limit and puts everyone in the same playing field. Brian Latina spoke against the article. Technology has changed he felt that paper is obsolete and old fashion. Modern thinking is electronic now such as emails and texting. He noted in 1996 when he ran for School Committee he recalled that the rules then allowed him to obtain his nomination papers from another Town. The Town Clerk's Office should not be worrying about the papers that go out but the receipt of the signatures that come in checking for accuracy. Dennis Sheehan asked what is currently done. The Town Clerk Elizabeth Delaney came forward and explained that back in 1972 all nomination papers were typed up individually by hand. Currently the nomination papers are prepared ahead of time and then a form is filled out by the person seeking office giving the information stated in the article. The staff checks the information and types up a nomination paper then the candidate checks that all information is correct and then an exact copy is made. There are 33 spaces on a nomination paper and a candidate needs 50 certified signatures for a Town wide office and 25 for a Town Meeting Representative position. A candidate for a Town wide office is given three to six papers mattering on the office. Technically anyone could request blank forms, however if the information is not accurate such as the registered name not a nick name or the copy is made upside down and not exact then the papers are disqualified. The nomination paper has to contain the same information that will be appearing on a ballot. She used herself as an example. She could not put Betty Delaney as a candidate on a nomination paper then appear on a ballot as Elizabeth L. Delaney. When the papers are turned in they would be rejected and the candidate would have to request new papers and if this is done at the last minute there would be no time to seek new signatures. This is why everything needs to be correct. Richard McClure spoke against the article. He felt that in regards to the recall the Town needs to have 24,000 petitions readily available. Jerry Loew spoke about the recall petitions vs nomination papers. The Moderator said this is about nomination papers not recall. Jerry Loew said that this is about recall. Town Counsel said that this is not about recall. It is about nomination papers and the amount to be issued. Peggy Dunn questioned when the nomination papers are made available. The Town Clerk responded that they are available the first working day after the New Year and were due back this particular year February 15<sup>th</sup>. Peggy Dunn stated that papers are then available for roughly one and a half months prior to a deadline. This gives ample time for gathering signatures either by mail or door to door. Bill Griffin asked if more papers would be made available if need be. The Town Clerk said yes they would. Maria Karafelis said it's a matter of quality control, names could be gathered and then a candidate could white out the information and put someone else or another office in its place. Janet Dubner spoke in favor. Michael Combs spoke against. Jeff Hardy spoke in favor. Peggy Dunn moved the question. Jerry Loew requested that a roll call vote be done. The Moderator said that the motion to move the question was on the floor and that was going to now be addressed. The Moderator asked for a vote by way of a show of hands. **The Moderator declared that the motion carried by recognizing the 2/3's vote bylaw.** He then asked for a vote by way of a show of hands on the article. **Motion carried.** The article reads as follows:



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Town Manager Paul E. Cohen moved that the Town vote to accept Massachusetts General Laws, Chapter 53, Section 9A to apply the following provisions with respect to nomination papers:

The final date for obtaining blank nomination papers for nomination to city or town office shall be forty-eight week day hours prior to the hour on which nomination papers are required to be submitted to the registrars of voters for certification. Each candidate shall file with the city or town clerk, prior to obtaining blank nomination papers, a statement containing his name and address, and the city or town office for which he intends to be a candidate.

Sincerely,

Elizabeth L. Delaney, Town Clerk

A True Copy Attest:

Elizabeth L. Delaney, Town Clerk