

TOWN OF LINCOLN, MASSACHUSETTS

ANNUAL TOWN MEETING: Saturday, March 25, 2017: 9:30 a.m.
ANNUAL ELECTION: Monday, March 27, 2017: 7:30 a.m. – 8:00 p.m.

2017 WARRANT



TOWN OF LINCOLN

COMMONWEALTH OF MASSACHUSETTS

MIDDLESEX, ss

To either of the Constables of the Town of Lincoln in said County:

GREETINGS:

In the name of the Commonwealth you are hereby required to notify the legal voters of said Town of Lincoln qualified to vote at Town Meeting for the transaction of Town Affairs to meet for the annual election at the Smith School Gymnasium on Monday, the twenty seventh day of March, 2017 next, starting at 7:30 a.m., then and there to act on the following Article 1, and also to meet for the annual town meeting in the Donaldson Auditorium in said Lincoln on Saturday, the twenty fifth day of March, 2017 at 9:30 a.m., then and there to act on the following articles, except Article 1, by posting a copy of this Warrant, by you attested, in said Town, seven days at least before the 25th day of March next.

The polls for voting the ballot on Monday, March 27, 2017 will be opened at 7:30 a.m. and will be closed at 8:00 p.m.

Any person requiring this warrant in a larger print format, or anyone requiring handicap related assistance at the town meeting, please contact the Selectmen's Office at 781-259-2601 prior to Wednesday, March 15, 2017. Every reasonable attempt will be made to provide the necessary assistance.

Note: Town meeting shall be continued to Tuesday, March 28, 2017 at 7:30 p.m. in the Donaldson Auditorium, if needed.

ARTICLE 1

To bring in their votes for one or more members for each of the following offices;

- Board of Assessors for three years
- Board of Assessors for two years
- Board of Health for three years
- Board of Selectmen for three years
- Board of Selectmen for one year
- Cemetery Commission for three years
- Commissioner of Trust Funds for three years
- DeCordova Museum and Sculpture Park Trustee for four years
- Housing Commission for three years
- Housing Commission for one year
- Lincoln Sudbury Regional District School Committee, two seats for three years
- Moderator for three years
- Parks and Recreation Committee for three years
- Planning Board, two seats for three years
- School Committee, two seats for three years
- Trustees of Bemis for three years
- Trustees of Bemis for one year
- Water Commission for three years

And to consider the following questions:

1. Shall the Town of Lincoln be allowed to assess an additional \$75,000 in real estate and personal property taxes for the purpose of purchasing a used bucket truck for the Department of Public Works, including all costs incidental and related thereto, for the fiscal year beginning July 1, 2017?

YES NO

2. Shall the Town of Lincoln be allowed to assess an additional \$75,000 in real estate and personal property taxes for the purpose of purchasing a small dump truck for the Department of Public Works, including all costs incidental and related thereto, for the fiscal year beginning July 1, 2017?

YES NO

3. Shall the Town of Lincoln be allowed to assess an additional \$150,000 in real estate and personal property taxes for the purpose of funding a feasibility study and preliminary design development plans for a community center to be located within the Hartwell Complex of the Ballfield Road school campus, including all costs incidental and related thereto, for the fiscal year beginning July 1, 2017?

YES NO

ARTICLE 2

To bring in their votes for any Committees, Commissioners, Trustees, and other officers required by law to be elected by ballot or otherwise.

Selectmen

ARTICLE 3

To receive and act upon the reports of the Town Officers, Committees, Commissioners and Trustees.

Selectmen

ARTICLE 4

To see if the Town will vote to fix the salaries and compensation of the several elective officers of the Town and to determine whether any Department, Board or Committee shall be authorized to employ for additional compensation any of its members and to fix additional compensation of such members; or take any other action relative thereto.

Selectmen

ARTICLE 5

To see if the Town will vote to raise and appropriate a sum of money by taxation, by transfer from available funds, or otherwise, to fund the Town's Senior Tax Work-off Program, as established pursuant to Massachusetts General Laws, Chapter 59, Section 5K, as it may be amended from time to time; or take any other action relative thereto.

Selectmen

ARTICLE 6

To see if the Town will vote to raise and appropriate a sum of money by taxation, by transfer from available funds, or otherwise, to fund the Town's Veteran Tax Work-off Program, as established pursuant to Massachusetts General Laws, Chapter 59, Section 5N, as it may be amended from time to time; or take any other action relative thereto.

Selectmen

ARTICLE 7

To see if the Town will vote to raise and appropriate a sum of money for the necessary and expedient purposes of the Town; or take any other action relative thereto.

Finance Committee

ARTICLE 8

To receive and act upon a report of the Capital Planning Committee, and to see if the Town will vote to raise and appropriate a sum of money by taxation, by transfer from available funds, including stabilization funds, by borrowing or any combination thereof, to purchase various capital items, or to fund capital projects as recommended by the Capital Planning Committee, including all costs incidental and related thereto; or take any other action relative thereto.

Capital Planning Committee

ARTICLE 9

To see if the Town will vote to raise and appropriate a sum of money by taxation, by transfer from available funds, by borrowing, or any combination thereof, for the purpose of purchasing a used bucket truck for the Department of Public Works, including all costs incidental and related thereto; provided, however, that the vote taken hereunder shall be made contingent upon approval by the voters of the Town at an election of a "capital outlay exclusion" in accordance with the provisions of Massachusetts General Laws, Chapter 59, Section 21C(i½), otherwise known as Proposition 2 ½, so called; or take any other action relative thereto.

Board of Selectmen

ARTICLE 10

To see if the Town will vote to raise and appropriate a sum of money by taxation, by transfer from available funds, by borrowing, or any combination thereof, for the purpose of purchasing a small dump truck for the Department of Public Works, including all costs incidental and related thereto; provided, however, that the vote taken hereunder shall be made contingent upon approval by the voters of the Town at an election of a "capital outlay exclusion" in accordance with the provisions of Massachusetts General Laws, Chapter 59, Section 21C(i½), otherwise known as Proposition 2 ½, so called; or take any other action relative thereto.

Board of Selectmen

ARTICLE 11

To see if the Town will vote to authorize the Board of Selectmen to acquire, by purchase, gift, and/or eminent domain, a portion or portions of the former Wang Family property located at 100 Bedford Road, consisting of approximately 12.6 acres, more or less, which parcels are identified on the Lincoln Assessors' Maps as a portion of Parcel 127-11-0 (approximately 3.5 acres), a portion of Parcel 127-10-0 (approximately .70 acres), Parcel 127-9-0 (approximately 1.4 acres), Parcel 127-7-0 (approximately 2.8 acres), Parcel 127-6-0 (approximately .58 acres), and Parcel 127-19-0 (approximately 3.7 acres), a portion of the above land (approximately 3 acres) to be held by the Board of Selectmen for recreational purposes, including, without limitation, for the development of an athletic field, and the remaining portion is to be acquired for conservation purposes under the provisions of G.L. c.40, §8C; and to raise and appropriate, transfer from available funds, including, but not limited to Community Preservation Act funds, and/or borrow a sum of money for the purpose of acquiring said land and costs incidental or related thereto, and to authorize the Treasurer, with the approval of the Selectmen, to borrow said funds under the provisions of G.L. c.44B, G.L. c.44 and/or any other enabling authority and to issue bonds or notes of the Town therefor; and to authorize the Board of Selectmen to grant a restriction on said land, and further to authorize the Board of Selectmen

or its designees to enter into any and all agreements and execute any and all instruments as may be necessary or convenient to accomplish the foregoing purposes; or to take any other action relative thereto.

Community Preservation Committee

ARTICLE 12

To see if the Town will vote to amend the Zoning By-Law of the Town of Lincoln, deleting Section 14.3, Accessory Apartments in a R-1 District, in its entirety, and replacing it with a new Section 14.3, to be consistent with Department of Housing and Community Development (DHCD) regulations, so that affordable accessory apartment units that are added in accordance with the terms of this Bylaw may be counted in the Town's Subsidized Housing Inventory (SHI), and by reorganizing and reformatting other provisions of this Section 14, as substantially on file with the Town Clerk; or take any other action relative thereto.

Housing Commission

ARTICLE 13

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court for special legislation substantially as set forth below, authorizing the Board of Assessors to exempt from property taxation the value of any accessory apartment created consistent with Section 14 of the Town's Zoning Bylaw as amended pursuant to Article 12 of this Warrant; provided, however, that the General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General Court; and provided further that the Board of Selectmen is hereby authorized to approve amendments which shall be within the scope of the general purpose objectives of this petition; or take any other action in relation thereto.

An Act Relative to Property Tax Exemptions for Rental Properties in the Town of Lincoln Deed Restricted as Affordable Housing

WHEREAS, the Town desires to increase the number of rental housing units in Lincoln that are affordable;

THEREFORE, the Town's representatives in the General Court are instructed to file a home rule petition for a special act entitled, "An Act Relative to Property Tax Exemptions for Rental Properties in the Town of Lincoln Deed Restricted as Affordable Housing" to read as follows:

SECTION 1. Notwithstanding the provisions of any general or special law to the contrary, upon the approval by the Attorney General of the Town of Lincoln's Affordable Accessory Apartment Bylaw, the proportional value of affordable accessory dwelling units created under said by-law that are subject to an affordable housing deed restriction shall be exempt from taxation under Chapter 59 of the General Laws.

SECTION 2. Such exemption shall be equal to the tax otherwise owed on the property based on the assessed value of the entire property, including any accessory dwelling units multiplied by the square feet of the living space of all accessory dwelling units on the property that are restricted to occupancy by low or moderate income households, divided by the total square feet of all structures on the property. For purposes of determining the assessed value of the entire property, if by income approach to value, such assessment shall assume that all housing units are rented at fair market value.

SECTION 3. The date of determination as to the qualifying factors required by this act shall be September first of each year.

SECTION 4. This act shall take effect upon its passage.

Housing Commission

ARTICLE 14

To see if the Town will vote to appropriate and transfer from Community Preservation Funds, or borrow under Chapter 44B, Section 11 of the General Laws or any other enabling authority, a sum of money for the purpose of funding a program for the creation and support of affordable accessory apartments, permitted under the Accessory Apartment Bylaw, with said funds to be expended under the direction of the Municipal Affordable Housing Trust, and to authorize the Board of Selectmen to accept affordable housing restrictions that may be granted to the Town pursuant to said program; or take any action relative thereto.

Community Preservation Committee

ARTICLE 15

To receive and act upon a report from the Community Preservation Committee on the Fiscal Year 2018 Community Preservation Budget, and to appropriate or reserve for later appropriation monies for the administrative expenses of the Community Preservation Committee, the payment of debt service, the undertaking of Community Preservation projects and all other necessary and proper expenses for the year, and to determine whether such sums shall be raised from the Community Preservation Fund, transferred from available funds, borrowed, or any combination thereof; or take any other action relative thereto.

Community Preservation Committee

ARTICLE 16

To see if the Town will vote to raise and appropriate a sum of money by taxation, by transfer from available funds, or otherwise, to fund the proposal of the Eighth Grade Warrant Article Group to purchase and install a certain number of benches at some of the Town's playing fields for use by athletic teams and others, including all costs incidental and related thereto; or to take any other action relative thereto.

Citizens Petition

ARTICLE 17

To see if the Town will vote to raise and appropriate a sum of money by taxation, by transfer from available funds, by borrowing or any combination thereof, to be used for the repair and maintenance of certain Lincoln School Campus classrooms and buildings, including all costs incidental and related thereto; or take any other action relative thereto.

School Committee

ARTICLE 18

To see if the Town will vote to raise and appropriate a sum of money by taxation, by transfer from available funds, by borrowing or any combination thereof, to be used for the repair and maintenance of certain Town buildings, including all costs incidental and related thereto; or take any other action relative thereto.

Selectmen

ARTICLE 19

To see if the Town will vote to raise and appropriate a sum of money by taxation, by transfer from available funds, by borrowing or any combination thereof, to be used for the repair and maintenance of the Lincoln Library, including all costs incidental and related thereto; or take any other action relative thereto.

Library Trustees

ARTICLE 20

To see if the Town will vote to raise and appropriate a sum of money by taxation, by transfer from available funds (including any amount appropriated under Article 7 that exceeds the final Lincoln assessment voted by the Lincoln Sudbury Regional High School Committee for the fiscal year 2018, in accordance with law), by borrowing or any combination thereof, to add funds to the Debt Stabilization Fund, so called, previously established in accordance with Massachusetts General Laws, Chapter 40, Section 5B at the March 26, 2011 Annual Town Meeting, Article 19, for the purpose of funding future debt service obligations; or take any other action relative thereto.

Finance Committee

ARTICLE 21

To see if the Town will vote to raise and appropriate a sum of money by taxation, by transfer from available funds, by borrowing or any combination thereof, to add funds to the Group Insurance Liability Fund established by Chapter 474 of the Acts of 2008, which Fund will help offset the Town's so-called "Other Post-employment Benefits (OPEB)" liability established by Statements 43 and 45 of the Governmental Accounting Standards Board; or take any other action relative thereto.

Finance Committee

ARTICLE 22

To see if the Town will vote to raise and appropriate a sum of money by taxation, by transfer from available funds, by borrowing or any combination thereof, to add funds, representing Lincoln's proportionate share of the contribution recommended by the LSRHS School Committee, to the Lincoln Sudbury Regional School District Retirees Health Insurance Trust Fund, established by the acceptance of Chapter 32B, Section 20 of the Massachusetts General Laws, as amended by Chapter 68, section 57 of the Acts of 2011, for Lincoln Sudbury Regional High School, which Fund will help offset the High School's so-called "Other Post-employment Benefits (OPEB)" liability established by Statements 43 and 45 of the Governmental Accounting Standards Board; or take any other action relative thereto.

Finance Committee

ARTICLE 23

To see if the Town will vote to accept and expend such sum or sums of money that may be available under the provisions of Massachusetts General Laws, Chapter 90 or any other state roadway reimbursement programs and to authorize the Board of Selectmen to enter into a contract with the Massachusetts Department of Transportation Highway Division and to authorize the Treasurer, with the approval of the Board of Selectmen, to borrow in anticipation of 100% reimbursement of said amounts; or take any other action relative thereto.

Selectmen

ARTICLE 24

To see if the Town will vote to transfer from Free Cash a sum of money equal to the state reimbursement amount for Special Education Medicaid expenses to supplement the FY18 Lincoln School operating budget; or take any other action relative thereto.

School Committee

ARTICLE 25

To receive and act on a recommendation from the Board of Selectmen with regard to the presentation of the annual Bright Light Award, and to transfer from Free Cash the necessary funds to support this award; or take any other action relative thereto.

Selectmen

ARTICLE 26

To see if the Town will vote pursuant to the provisions of G.L. c.44, §53E½, as most recently amended, to amend the General Bylaws by inserting a new bylaw establishing various revolving funds, specifying the departmental receipts to be credited to each fund, the departmental purposes or programs for which each fund may be expended, and the entity authorized to expend each fund, such bylaw, as substantially on file with the Town Clerk; and, further, to set FY2018 spending limits for such revolving funds; or take any other action relative thereto.

Selectmen

ARTICLE 27

To see if the Town will vote to appropriate a sum of money from the PEG Access and Cable Related Fund, previously established at the March 19, 2016 Town Meeting, Article 32, to support cable related purposes consistent with the franchise agreement between cable operators and the Town of Lincoln, including, but not limited to: (i) support of public, educational or governmental access cable television services; (ii) monitor compliance of the cable operator with the franchise agreement; or (iii) prepare for renewal of the franchise license; or take any other action relative thereto.

Selectmen

ARTICLE 28

To see if the Town will vote to appropriate and transfer a sum of money from Water Enterprise Retained Earnings for the purchase of a replacement vehicle, including all costs incidental and related thereto; or take any other action relative thereto.

Water Commissioners

ARTICLE 29

To see if the Town will vote to appropriate and transfer a sum of money from Water Enterprise Retained Earnings for a replacement finish water pump at the Treatment Plant, including all costs incidental and related thereto; or take any other action relative thereto.

Water Commissioners

ARTICLE 30

To see if the Town will vote to appropriate and transfer a sum of money from Water Enterprise Retained Earnings for a replacement strainer at the Treatment Plant, including all costs incidental and related thereto; or take any other action relative thereto.

Water Commissioners

ARTICLE 31

To see if the Town will vote to appropriate and transfer a sum of money from Water Enterprise Retained Earnings for a mixer at the Bedford Road storage tank, including all costs incidental and related thereto; or take any other action relative thereto.

Water Commissioners

ARTICLE 32

To see if the Town will vote to appropriate and transfer from Free Cash or any other source of funds a sum of money to reduce the total amount to be raised by taxation pursuant to the votes previously taken under Article 7 of this Warrant, or any other article of this Warrant authorizing the appropriation of funds; or take any other action relative thereto.

Finance Committee

ARTICLE 33

To see if the Town will vote to amend the vote taken under Article 30 of the March 28, 2015 Town Meeting raising and appropriating the sum of \$750,000, contingent upon a Capital Outlay Exclusion, which was approved at the March 30, 2015 Town Election, for a Feasibility Study to develop building project renovation or repair choices for the Lincoln School located at Ballfield Road, only in the event the Town was invited to participate in the Massachusetts School Building Authority (MSBA) Grant Program, to instead provide that such funds shall be used for a Feasibility Study, including all costs incidental and related thereto, conducted by a School Building Committee appointed by the School Committee, to assist the School Committee, independent of the MSBA, and including engagement with the community in an inclusive process and

building on the work of previous committees, in developing building project choices for the Lincoln School, located at Ballfield Road, that will serve the District's educational goals, meet long-term facilities needs, and necessitate a MINIMUM Town investment of \$30 million; or take any other action relative thereto.

School Committee

ARTICLE 34

To see if the Town, in order to financially support a comprehensive renovation of the Lincoln School, will vote to seek partnership with the Massachusetts School Building Authority (MSBA) by supporting the School Committee in filing a Statement of Interest with the MSBA; or take any other action relative thereto.

School Committee

ARTICLE 35

To see if the Town will vote to raise and appropriate a sum of money by taxation, by transfer from available funds, by borrowing, or any combination thereof, for the purpose of funding a feasibility study and preliminary design development plans for a community center to be located within the Hartwell Complex of the Ballfield Road school campus, including all costs incidental and related thereto; provided, however, that the vote taken hereunder shall be made contingent upon approval by the voters of the Town at an election of a "capital outlay exclusion" in accordance with the provisions of Massachusetts General Laws, Chapter 59, Section 21C(i½), otherwise known as Proposition 2 ½, so-called; or take any other action relative thereto.

Board of Selectmen

ARTICLE 36

To see if the Town will vote to authorize the Board of Selectmen to enter into the following two types of agreements with a solar energy provider in connection with solar energy facilities on the parcel of land known generally as the Town Landfill and described more particularly below: (1) net metering credit or power purchase agreement, for the purchase, by the Town, of energy or energy and/or net metering credits and (2) payment-in-lieu of taxes agreement, to allow the Town to better predict the tax revenues related to solar energy facilities, as set forth below; and further to authorize the Board of Selectmen to take such other actions as may be necessary or convenient to accomplish the foregoing purposes:

(1) Use of Closed Landfill for Lease to Solar Energy Provider:

To transfer the care, custody and control of the parcel of land commonly known as the Town Landfill, located at the corner of Route 2A (North Great Road) and Mill Street, and shown as Assessors Map 115, Lot 19, from the Board of Selectmen for active and passive recreation and open space purposes to the Board of Selectmen for general municipal purposes. Such purposes shall include, without limitation, for active and passive recreation and closed landfill purposes, and also for the purpose of leasing said land for solar energy purposes; and to authorize the Board of Selectmen to lease said land or any interest therein to a solar energy provider for the installation and operation of solar energy facilities and to grant such easements, on such terms and conditions and for such a duration, up to twenty-five (25) years, as the Board deems appropriate, and to take such other action as may be necessary to effectuate said transfer and lease, including but not limited to seeking an amendment to the landfill closure approval as issued by the Department of Environmental Protection and the filing of a home rule petition with the General Court for purposes of authorizing the transfer of such land consistent with the provisions of Article 97 of the Massachusetts Constitution; and

(2) Power Purchase/Net Metering Agreement(s) with Solar Energy Provider:

Authorize the Board of Selectmen to enter into a renewable energy power purchase and/or net metering credit purchase agreement, including an agreement for the purchase of power and net metering credits generated by a solar energy facility, for a term of up to twenty-five (25) years, on such terms and conditions as the Board of Selectmen deems to be in the best interests of the Town; and

(3) PILOT Agreement(s) with Solar Energy Provider:

Authorize the Board of Selectmen to negotiate and enter into an agreement for payments-in-lieu-of-taxes ("PILOT") pursuant to M.G.L. Chapter 59, Section 38H(b), and Chapter 164, Section 1, or any other enabling authority, for both real property and personal property taxes associated with a privately owned and operated solar energy facility to be located on the Town's landfill property as shown on Assessor's Map 115, Lot 19 for a term of up to twenty-five (25) years on such terms and conditions as the Board of Selectmen deems to be in the best interest of the Town;

or take any other action relative thereto.

Selectmen

ARTICLE 37

To see if the Town will vote to accept the provisions of Massachusetts General Law, Chapter 90, Section 17C, in the interests of public safety and without further authority, to establish a speed limit of 25 miles per hour on any roadway inside a thickly settled or business district in the Town of Lincoln on any way that is not a state highway; or take any other action relative thereto.

Selectmen

ARTICLE 38

To see if the Town will vote to amend the Zoning By-Law, Sections 6.1 and 6.2 and Section 23 Definitions, to add parties permitted to farm by right, add agricultural uses permitted by right on parcels less than five acres, and to clarify agricultural uses requiring a special permit on parcels containing less than five acres, substantially as on file with the Town Clerk; or take any other action relative thereto.

Agricultural Commission

ARTICLE 39

To see if the Town will vote to amend the Zoning Bylaw of the Town of Lincoln by adding a new Section 18.6, **TEMPORARY MORATORIUM ON RECREATIONAL MARIJUANA ESTABLISHMENTS**, as substantially on file with the Town Clerk; or take any other action relative thereto.

Selectmen

ARTICLE 40

To see if the Town will vote to amend the Zoning By-Law, Section 13.6, to delete the requirement of a one foot setback for roof top solar installations, increase the height allowed for ground mounted and pole mounted installations from 10 feet to 12 feet and to give the Planning Board the ability to grant waivers for requirements on a case by case basis, as substantially on file with the Town Clerk; or take any action relative thereto.

Planning Board/Green Energy Committee

ARTICLE 41

To see if the Town will vote to amend the General Bylaws by adopting a bylaw entitled "The Regulation of Sale and Use of Bottled Water", as substantially on file with the Town Clerk; or take any other action relative thereto.

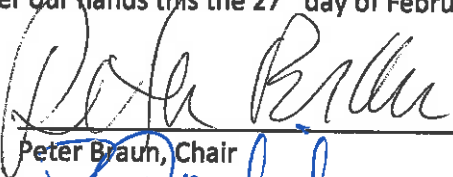
Citizens Petition

ARTICLE 42

To see if the Town will vote to amend the General Bylaws by adopting a bylaw entitled "Plastic Bag Ban", as substantially on file with the Town Clerk; or take any other action relative thereto.

Citizens Petition

Hereof fail not and make return of this Warrant with your doings, thereon to the Town Clerk, at or before the time for the meeting aforesaid. Given under our hands this the 27th day of February, 2017.



Peter Braun, Chair



Renel Fredriksen



James Craig

Board of Selectmen