

Donaldson Auditorium  
TOWN OF LINCOLN, MASSACHUSETTS

**ANNUAL TOWN MEETING**  
**Saturday, March 25, 2023, at 9:30 a.m.**  
**2023 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 (Article 1) at the Reed Gymnasium at the Lincoln School at 6 Ballfield Road in said Lincoln on Monday, the twenty seventh day of March, 2023 next, with the polls to be open at 7:30 a.m. and closed at 8:00 p.m.**, then and there to act on the following Article 1, and also to meet for **the Annual Town Meeting in the Donaldson Auditorium at the Lincoln School at 6 Ballfield Road in said Lincoln on Saturday, the twenty fifth day of March, 2023 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.

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**Public Health Note:** In recognition of ongoing public health concerns, protective measures are being implemented to enable town meeting to proceed in the safest possible manner. Said measures include following all local Board of Health mandates and recommendations, encouraging the use of masks if not mandated, broadcasting the meeting in the Reed Gymnasium to allow participants maximum opportunity to socially distance, making full use of the so-called "consent calendar" to expedite the voting process, and virtual presentations in advance of town meeting to minimize discussion time during town meeting. Our mitigation plans were developed in consultation with the Lincoln Board of Health and our public health nurse.

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**Additional Dates:** In the event meeting business cannot be completed within the time allotted for the meeting, per the discretion of the moderator, town meeting will be continued on Tuesday, March 28th at 7:00 p.m.

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**Accommodations:** Any person requiring this warrant in a larger print format, or in need of other meeting accommodations is urged to contact the Select Board’s Office at 781-259-2601 prior to Wednesday, March 15, 2023. Every reasonable attempt will be made to provide the necessary assistance.

ARTICLE 1

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

- Board of Assessors - one seat for three years
- Board of Health - one seat for three years
- Cemetery Commission - one seat for three years
- Commissioners of Trust Funds - one seat for three years
- Housing Commission - one seat for three years
- Housing Commission – one seat for two years
- Lincoln-Sudbury Regional District School Committee - two seats for three years each
- Moderator – one seat for three years
- Parks and Recreation Committee - one seat for three years
- Planning Board - two seats for three years
- K-8 School Committee - two seats for three years
- Select Board - one seat for three years
- Bemis Trustee - one seat for three years
- Water Commissioner - one seat for three years
- Water Commissioner - one seat for two years
- Water Commissioner – one seat for one year

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.

Select Board

ARTICLE 3

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

Select Board

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.

Select Board

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.

Select Board

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.

Select Board

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 for Fiscal Year 2024; or take any other action relative thereto.

Finance Committee

ARTICLE 8

To receive and act upon a report of the Capital Planning Committee on the Fiscal Year 2024 Capital Budget, 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 and equip various capital items, or to fund capital projects all 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, in accordance with the provisions of MGL, c. 44, s. 53E ½ and Section 1. of Article XXVIII of the Lincoln General By-laws, to increase the annual expenditure limit for the Ambulance Revolving Fund; or take any other action relative thereto.

Select Board

ARTICLE 10

To receive and act upon a report from the Community Preservation Committee on the Fiscal Year 2024 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 11

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.

Select Board

ARTICLE 12

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 13

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

Select Board

ARTICLE 14

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 no later than July 31<sup>st</sup>, by the Lincoln Sudbury Regional High School Committee for the fiscal year 2024, 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 15

To see if the Town will vote to amend the vote taken under Article 11 of the March 2022 Annual Town Meeting warrant which stated: *“That the Town vote to appropriate from Free Cash \$350,000 to remove the modular classrooms at the Lincoln School, located at Ballfield Road, and restore the ballfield surface, including demolition, breakdown, site preparation, design and engineering, including all other costs incidental thereto.”* by expanding the scope of the original vote to allow the funds appropriated thereunder to be used to complete the school building project authorized under Article 1 of the December 1, 2018 Special Town Meeting; or take any other action relative thereto.

School 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, 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 74 and 75 of the Governmental Accounting Standards Board; or take any other action relative thereto.

Finance Committee

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 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, 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 74 and 75 of the Governmental Accounting Standards Board; or take any other action relative thereto.

Finance Committee

ARTICLE 18

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 Select Board to enter into a contract with the Massachusetts Department of Transportation Highway Division for such purposes and further to authorize the Treasurer, with the approval of the Select Board, to borrow in anticipation of 100% reimbursement of said amounts; or take any other action relative thereto.

Select Board

ARTICLE 19

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 Fiscal Year 24 Lincoln School operating budget; or take any other action relative thereto.

School Committee

ARTICLE 20

To see if the Town will vote to appropriate a sum of money from the PEG Access and Cable Revolving Fund, established under Article 32 of the March 19, 2016 Town Meeting, 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; and/or (iii) prepare for renewal of the franchise license; or take any other action relative thereto.

Select Board

ARTICLE 21

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 from taxation; or take any other action relative thereto.

Finance Committee

ARTICLE 22

To see if the Town will vote to raise and appropriate, transfer from available funds, including bond proceed balances from previously authorized projects in accordance with the provisions of G.L. c.44, s. 20, and/or borrow a sum of money or any combination thereof, to purchase and equip various capital items, and/or to fund capital projects of the Water Department, as recommended by the Water Commissioners, including all costs incidental or related thereto, and to authorize the Treasurer, with the approval of the Select Board, to borrow all or a portion of said funds under the provisions of G.L. c.44 or any other enabling authority and to issue bonds or notes of the Town therefor; that such bonds or notes shall be general obligations of the Town unless the Treasurer with the approval of the Select Board determines that they should be issued as limited

obligations and may be secured by local system revenues as defined in Section 1 of Chapter 29C, as amended, it being the intent of the Town, however, in either such case that the entire principal of and interest on such bonds or notes shall be paid from water rates and/or surplus; that the Treasurer with the approval of the Select Board is authorized to borrow all or a portion of such amount from the Massachusetts Clean Water Trust established pursuant to Chapter 29C, as amended and in connection therewith to enter into a financing agreement and/or security agreement with the Trust and otherwise to contract with the Trust and the Department of Environmental Protection with respect to such loan and for any federal or state aid available for the project or for the financing thereof; that the Select Board, Board of Water Commissioners or other appropriate local body or officials be authorized to enter into a project regulatory agreement with the Department of Environmental Protection, to expend all funds available for the project and to take any other action necessary or convenient to carry out the projects; or take any other action relative thereto.

Water Commission

ARTICLE 23

To see if the Town will vote to rescind the vote under Article 22 of the May, 2021 Annual Town Meeting which authorized borrowing for the purpose of replacing the Tower Road well; or take any other action relative thereto.

Water Commission

ARTICLE 24

To see if the Town will vote to add a property to the existing Town of Lincoln Historic District under Section 1.1 of Article XXV (Historic District) of the Town of Lincoln General By-Laws, the location and boundary of which proposed addition are shown on plans to be filed with the Lincoln Town Clerk and the Massachusetts Historical Commission and to be recorded with the Middlesex South Registry of Deeds; or take any other action relative thereto.

Historic District Commission

Article 25

To see if the Town will vote to amend its Zoning By-Law by amending Section 6.6, Cluster Developments, to make it consistent with MGL, c. 40A the Zoning Act, such as to remove the specific mandates requiring that a proponent of a cluster development give the Town and /or the Lincoln Land Conservation Trust interests in land as part of the approval process; or take any other action relative thereto.

Planning Board

Article 26

To see if the Town will vote to amend its Zoning By-Law by amending Section 14.3 Accessory Apartments in an R-1 District to allow accessory apartments by right within the principal dwelling unit and to streamline the permitting process for an accessory apartment in an accessory structure by deleting the requirement of a Planning Board recommendation to the Board of Appeals; or take any other action relative thereto.  
This is Final

Planning Board

ARTICLE 27

To see if the Town will vote to amend its Zoning By-Law by amending Section 10 B-2 Business District in order to allow certain residential, business and mixed uses by right, and to be known as the Mixed-Use Village District with associated development requirements, design criteria, and permitting process as substantially on file with the Town Clerk; or take any other action relative thereto.

Planning Board

Article 28

To see if the Town will vote to amend its Zoning By-Law by amending Section 12.6, Wireless Communications Facilities District, to carve out an exception to the requirement of a special permit for modifications or addition of equipment that qualify as “Eligible Facilities Requests” pursuant to Section 6409(a) of the Middle Class Tax Relief and Job Creation Act of 2012, Publ. L. 112-96 (also known as the “Spectrum Act”); or take any other action relative thereto.

Planning Board

ARTICLE 29

To see if the Town will vote to adopt the 2023 Opt-in Stretch Energy Code available for adoption after December 22, 2022, as set forth in 225 CRM 22.00 and Appendix RC (residential construction) and 225 CMR 23.00 and Appendix CC (commercial and all other construction, including most multi-family construction) to ensure that new construction is consistent with a 2050 net-zero Massachusetts economy, primarily through deep energy efficiency, reduced heating loads, and efficient electrification; and, further, to amend Article XI, Section 17 of the General Bylaws, a copy of which is on file with the Town Clerk; or take any other action thereto.

Select Board / Green Energy Committee

ARTICLE 30

To see if the Town will vote to amend the General Bylaw by inserting a new Section, Article XI, Section 17.1, entitled “Fossil Fuel-Free Demonstration” for the purpose of restricting and prohibiting new building construction and major renovation projects that are not fossil fuel-free, pursuant to the entirety of 225 CMR 24, to take effect six months after approval by the Massachusetts Department of Energy Resources (DOER), a copy of which is on file with the Town Clerk; provided, however, that this bylaw shall take effect only upon approval by the Massachusetts Department of Energy Resources as a Participating Community pursuant to 225 CMR 24; or take any other action relative thereto.

Select Board / Green Energy Committee

ARTICLE 31

To see if the Town will vote to authorize the Select Board to petition the General Court for special legislation, as on file with the Town Clerk, for the purpose of increasing the size of the Housing Commission, created by the provisions of Chapter 359 of the Acts of 1979 to not more than seven members, with all members to be appointed by the Select Board for alternating three-year terms, and further defining the

Commission’s membership; provided, however, that the General Court may make changes of form only to such bill without approval of the Select Board, and to authorize the Select Board to approve such revisions as are consistent with the public purposes of the petition; or take any other action relative thereto.

Housing Commission

ARTICLE 32

To see if the Town will vote to ratify and confirm the action taken under Article 33 of the May 15, 2021 Annual Town Meeting, and as may have been subsequently approved by the Legislature, approving the filing of a home rule petition for a so-called Property Tax Circuit-breaker program, the purpose of which is to provide a property tax discount to homeowners meeting certain income and asset tests and who have resided in Lincoln for at least five years; and further, to authorize all actions necessary for successful implementation of the program; or take any action relative thereto.

Select Board

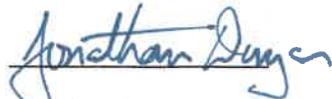
ARTICLE 33

To see if the Town will vote to transfer the care, custody and control of a portion or portions of the property located at 30 Lewis Street from the Select Board for Department of Public Works purposes to the Select Board for general municipal purposes and also for the purposes of leasing for telecommunication purposes, and, further, to authorize the Select Board to lease said property or portions thereof for telecommunications purposes for terms of up to 30 years and on such other terms and conditions as it shall deem appropriate, and to grant such access, utility and/or related easements as may be necessary and/or appropriate to serve the telecommunications facilities located thereon; or take any other action relative thereto.

Select Board

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, 2023.

  
Jennifer Glass, Chair

  
Jonathan Dwyer

  
Jim Hutchinson

**Lincoln Select Board**