

**FINANCE COMMITTEE
REPORT
AND
RECOMMENDATIONS
AND
TOWN WARRANT
FOR THE
SPECIAL TOWN MEETING**



**TOWN OF HUDSON
MONDAY, NOVEMBER 20, 2006**

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Finance Committee Preamble

To the People of Hudson, Greetings,

We have reviewed the warrant articles and made our recommendations. There are a few articles that deserve additional comment:

Article 5 Supplemental appropriation for South Zone Water. The \$700,000 is in addition to the \$1.43M appropriated in May, 2004. It should also be noted that the proposed water tank will go from 1.3M gallons to 2.0M gallons. This increase in fire flows, storage capacity for peak demand days, and decreased fluctuation in pressure should see us through the foreseeable future for the south zone water district of the town.. The Finance Committee recommends the adoption of this article.

Article 9 Accept Community preservation act: Town meeting of Nov 2001 did support the proposed act ,however, the ballot question was defeated in May 02. It is being offered again under significantly different financial circumstances. Instead of the 3% levy, it is proposed that a 1% real estate tax levy be voted on, and that the 1% will be offset from a portion of proceeds from the sale of land on route 62 for a period of five years. We will be committed to the act for a period of five years, effectively at zero cost to the taxpayers. The majority of the members of the Finance Committee support this proposed article and feel this is an opportunity for Hudson to show its commitment to preserving open space as well as utilizing a portion of the matching funds from the state for preserving historical resources, purchasing land for recreational use and providing community housing. Those opposed feel that the money should be used to mitigate property tax increases and to help pay for up coming expenses.

The Finance Committee recommends the adoption of this article.

Article 10: Section 5 of Chapter 44B of the general laws requires the establishment of a Community Preservation Committee. If article 9 is accepted then we also need to adopt article 10. The Finance Committee recommends the adoption of this article.

Article 12: Amend General By Laws-Door to Door Solicitation. The purpose of this article is to give the police department an additional tool to enforce and regulate who is allowed to solicit in our neighborhoods. The Finance Committee unanimously recommends the adoption of this article.

Article 13 petitioned Article- Elderly Exemptions. Currently, an exemption of \$500 is allowed for elderly residents meeting the current qualifications. We have approximately 70 participants in this program which means, if the article is adopted, the increased cost to the taxpayers of Hudson would be a minimum of \$35,000. Because the expanded guidelines will make additional residents eligible to participate, as well as increasing the exemption for those who do, the

majority of the committee feels that there is not enough data to determine an estimate of the total cost of this program. They also feel that it is neither wise nor fair to give benefits to one particular segment of the town's citizens. Committee members favoring the petition felt that the cost should be relatively small and that the seniors need the exemption. The Finance Committee recommends against the adoption of this article.

Respectfully Submitted,

THE FINANCE COMMITTEE:

John Parent, Chairman
Lawrence Norris, Vice Chairman
Michael Downey
John Hart
David Provencher
Justin Provencher
Barbara Rose
Claudinor Salomão
Stephen Domenicucci

**TOWN WARRANT
THE COMMONWEALTH OF MASSACHUSETTS
Middlesex, ss.**

To any of the constables of the Town of Hudson in the County of Middlesex,
Greetings:

In the name of the Commonwealth of Massachusetts you are hereby directed to
notify and warn the inhabitants of the Town of Hudson, qualified to vote in
elections and on Town affairs, to assemble in the Hudson High School, Brigham
Street, in said Town on

**MONDAY, THE TWENTIETH DAY OF
NOVEMBER, 2006**

at 7:30 o'clock in the evening. Then and there to act on the following articles to
wit:

Article 1 Conservation Commission Budget Adjustment

To see if the Town will act to reduce by Four Thousand Dollars (\$4,000) the amount voted under Line 22, Conservation Commission Personnel, of Article 1 of the Town Meeting held on May 1, 2006; or take any action relative thereto.

Executive Assistant

Article 1: The Finance Committee unanimously recommends the adoption of the subject matter of this article.

Article 2 Senior Tax Credit Program

To see if the Town will vote to raise and appropriate, or take from available funds the sum of ten thousand dollars (\$10,000) for the purpose of compensating senior citizens for services rendered to the Town pursuant to an agreement for service to be formulated and approved by the Board of Selectmen. Said sum to be spent under the direction of the Executive Assistant and the Board of Selectmen; or take any action relative thereto.

Senior Center Director
Executive Assistant
Board of Selectmen

Article 2: The Finance Committee unanimously recommends the adoption of the subject matter of this article and that the sum of Ten Thousand Dollars (\$10,000) be raised and appropriated.

Article 3 Tannery Brook Appropriation

To see if the Town will vote to raise and appropriate or take from available funds the sum of Twelve Thousand Dollars (\$12,000) for the purpose of completing the Tannery Brook Canal Walk Project, provided that any such appropriated funds be reduced by any future grant funds obtained for this specific purpose; Or take any other action relative thereto.

Executive Assistant
Board of Selectmen

Article 3: By a vote of 7-0-1 the Finance Committee recommends the adoption of the subject matter of this article and that the sum of Twelve Thousand Dollars (\$12,000) be raised and appropriated.

Article 4 Lake Boon Weed Management

To see if the Town of Hudson will vote to raise and appropriate, or take from available funds, the sum of thirty eight thousand dollars (\$38,000). Said sum to be used in conjunction with the sum of seventy seven thousand dollars (\$77,000) to be provided by the Town of Stow; all of which

will be utilized to undertake a program of weed removal, Lake restoration and management within Lake Boon; or take any action relative thereto.

Lake Boon Commission

Article 4: By a vote of 7-0-1 the Finance Committee recommends the adoption of the subject matter of this article and that the sum of Thirty Eight Thousand Dollars (\$38,000) be raised and appropriated.

Article 5 Supplemental Appropriation for South Zone Water

To see if the Town will vote to raise and appropriate, take from available funds or borrow pursuant to Massachusetts General Laws, Chapter 44, as amended, the sum of Seven Hundred Thousand Dollars (\$700,000) said funds to be used in conjunction with those appropriated by Article #6 of the May 2004 Annual Town Meeting for the survey, design, environmental permitting and construction of a 2.0 Million Gallon Water Storage Tank and appurtenances to be located within the South High Pressure Zone and that the Board of Selectmen be authorized to seek, accept, expend, and contract for any available State and/or Federal funds to be spent for the project providing that the total authorized sum shall be reduced by the amount of State and/or Federal funds obtained for the purpose of carrying out said project; Or take any action relative thereto.

DPW Director
Executive Assistant
Board of Selectmen

Article 5: By a vote of 7-0-1 the Finance Committee recommends the adoption of the subject matter of this article and that the sum of Seven Hundred Thousand Dollars (\$700,000) be borrowed.

Article 6 Chapter 90 Roadway Funds

To see if the Town will vote to raise and appropriate or take from available funds the sum of Five Hundred Eleven Thousand Seven Hundred Eighty Eight Dollars (\$511,788) for construction, reconstruction and for improvements for the Town roads as requested by the Board of Selectmen to be reimbursed by the Commonwealth of Massachusetts pursuant to Chapter 291 of the Acts of 2004 of the General Court; Or take any action relative thereto.

Director of Public Works
Executive Assistant
Board of Selectmen

Article 6: The Finance Committee unanimously recommends the adoption of the subject matter of this article and that Five Hundred Eleven Thousand Seven Hundred Eighty Eight Dollars (\$511,788) be taken from available funds.

Article 7 Remove Fire Chief From Civil Service

To see if the Town will vote to petition the General Court pursuant to the provisions of Section 8 of Article LXXXIX of the Amendments to the State Constitution for a Special Law substantially in the following form:

AN ACT EXEMPTING THE POSITION OF FIRE CHIEF IN THE TOWN OF HUDSON FROM THE PROVISIONS OF THE CIVIL SERVICE LAW

Be it enacted, by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

Section 1. The position of Fire Chief in the Town of Hudson shall be exempt from the provisions of Chapter thirty-one of the General Laws.

Section 2. The provisions of Section one should not impair the civil service status of any person holding the position of Fire Chief on the effective date of this act.

Section 3. This act shall take effect upon its passage.

Or take any action relative thereto.

Executive Assistant
Board of Selectmen

Article 7: The Finance Committee unanimously recommends the adoption of the subject matter of this article.

Article 8 Remove Deputy Fire Chief From Civil Service

To see if the Town will vote to petition the General Court pursuant to the provisions of Section 8 of Article LXXXIX of the Amendments to the State Constitution for a Special Law substantially in the following form:

AN ACT EXEMPTING THE POSITION OF DEPUTY FIRE CHIEF IN THE TOWN OF HUDSON FROM THE PROVISIONS OF THE CIVIL SERVICE LAW

Be it enacted, by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

Section 1. The position of Deputy Fire Chief in the Town of Hudson shall be exempt from the provisions of Chapter thirty-one of the General Laws.

Section 2. The provisions of Section one should not impair the civil service status of any person holding the position of Deputy Fire Chief on the effective date of this act.

Section 3. This act shall take effect upon its passage.

Or take any action relative thereto.

Executive Assistant
Board of Selectmen

Article 8: The Finance Committee unanimously recommends the adoption of the subject matter of this article.

Article 9 Accept Community Preservation Act

To see if the Town will accept Sections 3 through 7, of Chapter 44B of the General Laws, otherwise known as the Massachusetts Community Preservation Act, by approving a surcharge on real property for the purposes permitted by said Act, including the acquisition, creation and preservation of open space, the acquisition and preservation of historic resources, the acquisition, creation and preservation of land for recreational use, the creation, preservation and support of community housing, and the rehabilitation and restoration of such open space, historic resources, land for recreational use and community housing that is acquired or created as provided under said Act; that the amount of such surcharge on real property shall be 1% of the annual real estate tax levy against real property; Or to take any other action relative thereto.

Board of Selectmen

Article 9: By a vote of 5-2-1, the Finance Committee recommends the adoption of the subject matter of this article.

Article 10 Establish Community Preservation Committee

To see if the Town will vote to amend the general bylaws of the Town of Hudson by deleting within Article I, the Administrative Code, Section 9.13 The Community Preservation Committee, in its entirety, and replacing it with a new section 9.13 entitled The Community Preservation Committee, said amendment to read as follows:

Section – 9.13.1 Establishment

There is hereby established a Community Preservation Committee, consisting of nine (9) voting members pursuant to MGL Chapter 44B. The composition of the committee, the appointment authority and the term of office for the committee members shall be as follows:

- One member of the Conservation Commission as designated by the Commission for a term of three years.
- One member of the Historical Commission as designated by the Commission for a term of three years.
- One member of the Planning Board as designated by the Board for a term of three years.
- One member of the Park commission as designated by the Commission for an initial term of one year and thereafter for a term of three years.
- One member of the Housing Authority as designated by the Council for an initial term of two years and thereafter for a term of three years.
- Four members to be appointed by the Board of Selectmen, one member to be appointed for a term of one year and thereafter for a term of three years, two members to be appointed for a term of two years and thereafter for a term of three years, and one member to be appointed for a period of three years.

Should any of the Commissions, Boards, Councils or Committees who have appointment authority under this Section be no longer in existence for what ever reason, the appointment authority for that Commission, Board, Council, or Committee shall become the responsibility of the Board of Selectmen.

Section – 9.13.2 Duties

(A). The community preservation committee shall study the needs, possibilities and resources of the town regarding community preservation. The committee shall consult with existing municipal boards, including the conservation commission, the historical commission, the planning board, the park commission and the housing authority, or persons acting in those capacities or performing like duties, in conducting such studies. As part of its study, the committee shall hold one or more public informational hearings on the needs, possibilities and resources of the town regarding community preservation possibilities and resources, notice of which shall be posted publicly and published for each of two weeks preceding a hearing in a newspaper of general circulation in the town.

(B). The community preservation committee shall make recommendations to the Town Meeting for the acquisition, creation and preservation of open space, for the acquisition and preservation of historic resources, for the acquisition, creation and preservation of land for recreational use, for the creation, preservation and support of community housing and for rehabilitation or restoration of such open space, historic resources, land for recreational use and community housing that is acquired or created as provided in this section. With respect to community housing, the community preservation committee shall recommend, wherever possible, the reuse of existing buildings or construction of new buildings on previously developed sites.

(3). The community preservation committee may include in its recommendation to the Town Meeting a recommendation to set aside for later spending funds for specific purposes that are consistent with community preservation but for which sufficient revenues are not then available in the Community Preservation Fund to accomplish that specific purpose or to set aside for later spending funds for general purposes that are consistent with community preservation.

Section – 9.13.3 Requirement for a quorum and cost estimates

The community preservation committee shall not meet or conduct business without the presence of a quorum. A majority of the members of the community preservation committee shall constitute a quorum. The community preservation committee shall approve its actions by majority vote. Recommendations to the Town Meeting shall include their anticipated costs.

Section – 9.13.4 Amendments

This Section may be amended from time to time by a majority vote of the Town Meeting, provided that the amendments would not cause a conflict to occur with MGL, Section 44B.

Section – 9.13.5 Severability

In case any section, paragraph or part of this Section be for any reason declared invalid or unconstitutional by any court of last resort, every other section, paragraph or part shall continue in full force and effect.

Section – 9.13.6 Effective Date

Following Town Meeting approval, this Section shall take effect upon approval by the Attorney General of the Commonwealth, after publication and notice pursuant to Massachusetts General Laws Chapter 40 Section 32, and upon acceptance by a majority vote of Massachusetts General Laws Chapter 44B Sections 3 through 7 at the next election. Each appointing authority shall have 60 days after approval by the Attorney General to make its initial appointments. Should any appointing authority fail to make its appointment(s) within that allotted time, the Town Moderator shall make the appointment.

Or to take any other action relative thereto.

Board of Selectmen

Article 10: By a vote of 5-2-1, the Finance Committee recommends the adoption of the subject matter of this article.

Article 11 Rivers Edge Estates Conservation Restriction

To see if the town will vote to accept a conservation restriction restricting the land identified as "Parcel B," containing approximately 12.764 acres, more or less, said parcel being shown on a plan entitled "Rivers Edge Estates Definitive Subdivision Plan, located in Hudson, Massachusetts, Applicant: Rivers Edge Realty Trust, 421 Sawyer Hill Road, Berlin, MA 01503, Owners: Paul L. & Frances J. Davis, 18 Wellington Drive Hudson, MA 01749, George A. & Judith A. Davis, 60 Lakeside Avenue, Hudson, MA 01749, Prepared by: Consolidated Design Group, Inc., 21 Main Street, Suite 9, Hudson, MA, (978) 562-5581 and Inland Survey, Inc. DBA Zanca Land Survey, 16 Gleasondale Road, Stow, MA 01775 (978) 461-2355, dated May 17, 2005 Revised: June 29, 2005 and July 29, 2005" (See Sheet 2 of 8) said plan being recorded at the Middlesex South District Registry of Deeds on October 14, 2005 as Plan Number 1417 of 2005 a print of which has been duly filed in the office of the town clerk of Hudson, Massachusetts;

Or take any other action relative thereto.

Conservation Commission
Planning Board

Article 11: The Finance Committee unanimously recommends the adoption of the subject matter of this article.

Article 12 Amend General By Laws – Door to Door Solicitation

To see if the Town will vote to amend the General B-Laws of the Town of Hudson by adding to said By-Laws under Article VI a new section 47 as follows:

Section 47 Door to Door Soliciting and Canvassing

47.1 Purpose

This by-law adopted pursuant to Chapter 43B, Section 13, of the General Laws and Article 89 of the Amendments to the Constitution of the Commonwealth of Massachusetts, establishes registration requirements and specific operational requirements for persons intending to engage in door-to-door canvassing or solicitation in the Town of Hudson in order to protect its citizens from disruption of the peaceful enjoyment of their residences and from the perpetration of fraud or other crimes; and, to allow for reasonable access to residents in their homes by persons or organizations who wish to communicate either commercial or non-commercial messages.

47.2 Definitions

For the purpose of this By-law, the following definitions shall apply:

47.2.1 “Soliciting” shall mean and include any one or more of the following door-to-door activities:

- (a) selling, or seeking to obtain orders for the purchase of goods or services, including advertising in any type of publication, for any kind of consideration whatsoever;
- (b) selling, or seeking to obtain prospective customers for application for purchase of insurance of any kind;
- (c) selling, or seeking to sell subscriptions to books, magazines, periodicals, newspapers or any other type of publication;
- (d) seeking to obtain gifts or contributions of money, or any valuable thing for the support or benefit of any association, organization, corporation or project wholly or in part for commercial purposes or by a professional solicitor or commercial co-venturer for a charitable or other non-commercial organization; and
- (e) seeking to obtain information on the background, occupation, economic status, political affiliation, attitudes, viewpoints, or the like of the occupants of a residence for the purpose of selling or using such data, wholly, or in part, for commercial purposes.

47.2.2 “Canvassing” shall mean and include any one or more of the following door-to-door activities:

- (a) person-to-person distribution of literature, periodicals, or other printed materials for commercial purposes, but shall not include placing or dropping off printed materials on the premises;
- (b) seeking to enlist membership in any organization for commercial purposes; and
- (c) seeking to present, in person, organizational information for commercial purposes.

47.2.3 “Residence” shall mean and include every individual dwelling unit occupied for residential purposes by one or more persons.

47.2.4 "Registered solicitor" shall mean any person who has obtained a valid certificate of registration from the Town as required by this By-Law.

47.2.5 "Charitable organization," "Professional solicitor" and "commercial co-venturer" shall be defined as set forth in Chapter 68, Section 18, of the General Laws.

47.3 Registration

Every person or organization intending to engage in soliciting or canvassing door-to-door in the Town of Hudson must apply for a permit with the Chief of Police by filing a registration application form with the Hudson Police Department. Applications for both individual and organizational registrations shall be filed at least seven (7) business days in advance.

47.3.1 Organization application forms shall include the following information:

- (a) The name and address of the organization applying for registration, and the names and addresses of the organizations' principal officers. If the organization is a charitable organization, a certification that the most recent Annual Registration Statement required to be filed with the Attorney General's Division of Public Charities has been so filed. If the organization is a professional solicitor or a commercial co-venturer for a charitable organization, a copy of the contract with the charitable organization must be provided with this application. Failure to include a copy of the contract with the charitable organization under such circumstances will render the application incomplete and no action will be taken thereon;
- (b) The name, title and phone number, IRS or Social Security (optional) number and valid driver's license or other government-issued photo identification of the persons filing the application form;
- (c) The names, addresses and phone numbers of the person(s), if any, who will be directly supervising the solicitation or canvassing operation in the Town of Hudson;
- (d) A list of the names, addresses, dates of birth of all individuals who will be employed in solicitation or canvassing, in the Town of Hudson, by the applicant;
- (e) Period of time for which certificate of registration is needed provided, however, that no certificate may be granted for longer than a 90-day period;
- (f) Names of the last three communities, if any, in which the organization has conducted a solicitation or canvassing operation, complete with the date issued and date expired; and
- (g) Insurance information and license, if applicable.

47.3.2 Individual registration forms shall be required for all individuals, including those who are affiliated with an organization registered under Section 47.3.1 hereof. Individual registration forms shall contain the following information:

- (a) Name and address of the present place of residence and length of residence at that

address; if less than three years residence at present address, the address of residence(s) during the past three years;

(b) Date of birth;

(c) Name, address and telephone number of the person or organizations whom the applicant represents and the length of time the applicant has been associated with or employed by that person or organization. If the individual is a professional solicitor or a commercial co-venturer for a charitable organization, a copy of the contract, if any, with the charitable organization must be provided with this application. Failure to include a copy of the contract with the charitable organization under such circumstances will render the application incomplete and no action will be taken thereon;

(d) Period of time for which certificate of registration is needed provided, however, that no certificate may be granted for longer than a 90-day period;

(e) Name of the last three communities, if any, in which the applicant has solicited or canvassed door-to-door, complete with the date of issue and expiration date;

(f) Valid driver's license or other government issued photo identification; and

(g) Make, model and registration number of any vehicle to be used by the applicant while soliciting or canvassing.

47.4 Registration Fee

There shall be a \$20.00 application fee for an individual registration card or re-registration. There is no application fee for organizational applicants that apply for registration or re-registration.

47.5 Registration Cards

47.5.1 The Police Chief or his designee, after a review, but in no event more than seven (7) business days after receipt of a fully-completed application, shall furnish each person with a registration card which shall contain the following information:

- (a) The name of the person;
- (b) A recent photograph of the person;
- (c) The name of the organization, if any, which the person represents;
- (d) A statement that the individual has been registered with the Town of Hudson Police Department but that registration is not an endorsement of any individual or organization; and
- (e) Specific dates or period of time covered by the registration.

47.5.2 Persons engaged in solicitation or canvassing as defined in this By-Law must carry the registration card while soliciting or canvassing and present the card to any person solicited or upon the request of any police officer.

47.5.3 Registration cards are valid only for the specific dates or time period specified thereon and in no case for longer than 90 days.

47.5.4 The Police Chief shall routinely grant registrations without further inquiry but shall refuse registration to an organization or an individual whose registration has been revoked for violation of this By-Law within the previous two-year period or who has been convicted¹ of murder/manslaughter, rape or any other sex crime, kidnapping, robbery, arson, burglary/breaking and entering, felony assault, illegal possession of a firearm or dangerous weapon distribution of any illegal narcotic drugs, felony larceny, three (3) or more misdemeanor assaults or three (3) or more misdemeanor larcenies, as such persons pose a substantial degree of dangerousness to minors and other persons vulnerable to becoming victims of the violent crimes so listed. The Police Chief shall also refuse to register a person who is a sex offender required to register with the Massachusetts Sex Offenders Registry Board, or any other similar governmental entity, and who is classified or considered to be at a moderate to high risk of re-offending. Such individuals pose a substantial degree of dangerousness to minors and other persons vulnerable to becoming victims of sex crimes.

47.6 Exceptions

47.6.1 Registration shall not be required for officers or employees of the Town, County, State or Federal governments when on official business.

47.6.2 Individual registration shall not be required for minors under the age of 17.

47.6.3 Nothing in this By-Law shall be construed to impose any registration requirement or otherwise restrict or in any way regulate any activity for religious, political, newspaper distribution or public policy purposes or other non-commercial purposes, regardless of whether such activity includes acts that would otherwise constitute soliciting or canvassing.

47.7 Duties of Persons Going Door-to-Door

47.7.1 Upon going into any residential premises in the Town of Hudson, every solicitor, canvasser or other person must first examine any notice that may be posted prohibiting solicitation or other activities. If such a notice is posted, the solicitor, canvasser or other person shall immediately and peacefully depart from the premises.

47.7.2 Any solicitor, canvasser or other person who has gained entrance to any residence, whether invited or not, shall immediately and peacefully depart from the premises when

¹ For the purposes of this By-Law, a “Continued without a finding” or other similar disposition will be considered the same as a conviction.

requested to do so by the occupant.

47.7.3 Immediately upon gaining entrance to any residence, each solicitor or canvasser as defined in this By-Law must do the following:

- (a) Present his registration card for inspection by the occupant;
- (b) Request that the occupant read the registration card; and
- (c) Inform the occupant in clear language of the nature and purpose of his business and, if he is representing an organization, the name and nature of that organization.

47.8 Restrictions on Methods of Solicitation, Canvassing, or Other Door-to-Door Activities

It shall be unlawful for a solicitor, canvasser or other person to do any of the following:

- (a) Falsely represent, directly or by implication, that the solicitation, canvassing or other activity is being done on behalf of a governmental organization, or on behalf of any municipal employee or elected official;
- (b) Solicit, canvass or conduct any other activity at any residence where there is a posted sign prohibiting the same, without express prior permission of an occupant;
- (c) Solicit, canvass or conduct any other activity at any residence without express prior permission of an occupant, before 9:00 a.m. or after Sunset or 7:00 p.m. which ever is earlier, where there is no sign posted otherwise limiting solicitation or the hours of solicitation or such other activities;
- (d) Continue to solicit, canvass or conduct activities after being advised by police of the registration requirements or after a registration certificate has been revoked or denied;
- (e) Utilize any form of endorsement from any department head currently employed or serving the Town of Hudson; and
- (f) Solicit, canvass or conduct any other activity at any residence in an illegal fashion.

47.9 Penalty

47.9.1 Any person or organization who violates Sections 47.7.2, with an accompanying signed statement of the offended party, or 47.8 of this By-Law, or any other applicable state or federal laws may be arrested and punished by a fine of two hundred dollars (\$200) for each and every offense, in accordance with Article X, Section 3 of the By-Laws of the Town of Hudson.

47.9.2 Any person or organization who for himself, itself, or through its agents, servants or employees is found after investigation by a police officer to have:

- (a) violated any provision of this By-Law, or any applicable state or federal laws governing

soliciting or canvassing; or
(b) knowingly provided false information on the registration application shall have his, her or its registration revoked by the Chief of Police by written notice delivered to the holder of the registration in person, or sent to the holder by certified mail at the address set forth in the application.

47.10 Appeals

Any person or organization who is denied registration or whose registration has been revoked may appeal by filing a written notice of appeal with the Board of Selectmen. Such appeal must be filed within 5 days after receipt of the notice of denial or revocation. The Board of Selectmen shall hear the appeal at its next scheduled meeting after the filing of the written notice of appeal, provided, however, that if the Board of Selectmen fails to make a determination within 30 days after the filing of the appeal, the registration shall be deemed granted or reinstated as the case may be.

47.11 Severability

Invalidity of any individual provision of this By-Law shall not affect the validity of the By-Law as a whole.

Enforcing Officer
Police Department

Or take any relevant action thereto.

Police Chief
Board of Selectmen

Article 12: The Finance Committee unanimously recommends the adoption of the subject matter of this article.

Article 13 Petitioned Article – Elderly Exemptions

To see if the Town will vote to accept the second sentence of clause 41-C of Chapter 59, section 5 of Massachusetts General Laws, requirements concerning the income and financial condition of elderly persons to receive exemptions amended by Chapter 184 § 51 of the Acts of 2002 by adjusting only the exemptions amount from \$500 to \$1,000, gross receipts from \$13,000 to \$20,000 if single and from \$15,000 to \$30,000 if married, asset limits from \$28,000 to \$40,000 if single and from \$30,000 to \$55,000 if married, asset deduction up to 3 dwelling units, exemptions to be allowed for Fiscal Year 2007, or take any action relative thereto,

Petitioned by Mary E. Hellen et al.

Article 13: By a vote of 5-2-1, the Finance Committee does not recommend the adoption of the subject matter of this article.

Article 14 Petitioned Article - Rezone 281 Washington Street

To see if the Town will vote to amend the Zoning By-Laws, pursuant to Chapter 40A of the Massachusetts General Laws, as follows:

By striking from Appendix A the description of Zoning Districts SA-8(VII) in its entirety, by striking the description of Zoning District M-6(I) in its entirety, and by striking the description of Zoning District SA-7(I) in its entirety; And by adding new descriptions as follows:

SINGLE RESIDENCE

SA-7 (I)

Beginning at a point on the Hudson-Berlin line at the end of Chapin Road,
Thence southwesterly by the Hudson-Berlin line to a point on the easterly side of Dudley Road,
Thence southerly by the easterly side of Dudley Road to a point on the northerly side of River Road,
Thence southwesterly by the northerly side of River Road to a point on the easterly side of Interstate Route 495,
Thence southerly by the easterly side of Route 495 to a corner on the Marlborough-Hudson town line,
Thence easterly by the Marlborough-Hudson line to a corner at Industrial District M-6, being the easterly property line of property owned by the estate of Charles Jacobs, 309' westerly from Washington Street,
Thence northerly 153' along the westerly border of Industrial District M-6 and the property line of land owned by the estate of Charles Jacobs to a corner of land owned by the estate of Charles Jacobs,
Thence easterly by the northerly border of Industrial District M-6 to a point at Residence District SA-8, said point being 200' from and parallel to Washington Street,
Thence northerly 200' from and parallel to Washington Street and along Residence District SA-8 to a point at the intersection of the Rio-Kerdok property line extended,
Thence westerly by said property line extension to a point 300' west of Washington Street,
Thence northerly 300' from and parallel to Washington Street, to a point on the southerly side of formerly Hudson Street,
Thence northeasterly along formerly Hudson Street to the intersection of the Residence District SA-8 zone, said intersection being 200' westerly of Washington Street,
Thence northerly 200' from and parallel to Washington Street by the Residence District SA-8 zone to a point on the southerly side of Washington Street at the intersection of Commercial District C-11,
Thence southwesterly by Commercial District C-11 to a corner at the Boston and Maine Railroad,
Thence northerly by said railroad 1,700' to a point,
Thence still in a northerly direction 700' to a corner,
Thence northeasterly to a point on the westerly side of Washington Street, said point being 415' northerly of the Boston and Maine Railroad,
Thence northerly by the westerly side of Washington Street to a point on the southerly side of Brigham Street

Thence westerly by the southerly side of Brigham Street to a point at the intersection of Brigham Street and the westerly side of Park Street,

Thence still by the northerly side of Brigham Street southwesterly to a point at Residence District SB-1, said point being westerly 1,000' of Chapin Road,

Thence northerly by Residence District SB-1 to a corner at the Assabet River,

Thence northeasterly by the Assabet River 1,000' to a corner on the westerly side of Chapin Road,

Thence northerly by the westerly side of Chapin Road to the point and place of beginning.

SINGLE RESIDENCE

SA-8 (VII)

Beginning at a point on the westerly side of Washington Street and at the southerly line of property owned by the estate of Charles Jacobs,

Thence westerly along the southerly line of land owned by the estate of Charles Jacobs to a point 200' westerly of Washington Street,

Thence northerly 200' from and parallel to Washington Street to a point at the Rio-Kerdok property line extended,

Thence easterly by the Rio-Kerdok property line to a point on the westerly side of Washington Street,

Thence southerly by the westerly side of Washington Street to the point of beginning.

INDUSTRIAL DISTRICT

M-6 (I)

Beginning at a point on the southerly side of Forest Avenue at the northeasterly corner of land owned by John Krysa, n/f,

Thence easterly by the southerly side of Forest Avenue to a point on the westerly side of Marlboro Street,

Thence southerly by the westerly side of Marlboro Street to a point on the northerly side of Reed Road,

Thence northerly and westerly by the northerly side of Reed Road to a point 700' northwesterly from Marlboro Street,

Thence westerly crossing Reed Road and by Residence District SA-8 to a point 1,700' distant from the easterly side of Washington Street,

Thence 1,700' from and parallel to the easterly side of Washington Street to the existing Residence District SB,

Thence southwesterly by the existing Residence District SB to the Marlborough-Hudson line,

Thence westerly by the Marlborough-Hudson line to the easterly side of Washington Street,

Thence westerly, crossing said Washington Street, by the Marlborough-Hudson line to the westerly side of Washington Street,

Thence westerly by the Marlborough-Hudson line 309' to land owned by the estate of Charles Jacobs,

Thence northerly 153' to a corner of land owned by the estate of Charles Jacobs,

Thence easterly 333' by land owned by the estate of Charles Jacobs to the westerly side of Washington Street,

Thence easterly, crossing said Washington Street, to the easterly side of Washington Street,

Thence northerly by the easterly side of Washington Street to the southerly side of Technology Drive,

Thence easterly and northerly by the southerly side of Technology Drive to a point opposite the southeasterly corner of Forestvale Cemetery,

Thence northerly crossing Technology Drive and along Forestvale Cemetery by Residence District SA-8 to a corner,

Thence westerly by Forestvale Cemetery to a point 350' easterly of the easterly side of Broad Street, Thence northerly 350' from and parallel to Broad Street to a point on the southerly side of Wheeler Road,

Thence in a general northeasterly direction by the southerly side of Wheeler Road to a point 350' south of the southerly side of Forest Avenue,

Thence easterly 350' from and parallel to the southerly side of Forest Avenue to a point on the extension of the easterly property line of John Krysa, n/f,

Thence northerly along said line to the point of beginning.

PROPOSER – 281 WASHINGTON
STREET LLC

Article 14: The Finance Committee will make its recommendation at Town Meeting.

And you are directed to serve this warrant by posting up copies attested by you in the following places: one at the Post Office, one at the Town House, one at the Office of the Town Clerk, and in six other public places in said Town, Fourteen days at least before the time of holding said meeting and by publication in a newspaper published in said Town.

Hereof fail not and make due return of this warrant with your doings thereon to the Town Clerk on or before time of holding said meeting.

Given under our hands this 18th day of September signed by the Selectmen in the year Two Thousand and Six.

Santino Parente, Chairman

Antonio S. Loura, Vice Chairman

Carl J. Leeber , Clerk

Joseph J. Durant

Fred P. Lucy II

INTRODUCTION TO TOWN MEETING

The Town Meeting is a deliberative assembly, charged with considering a number of questions of varying complexity in a reasonable period of time, and with full regard to the rights of the majority.

AUTHORITY

The three elements of authority at Town Meeting are a quorum of 150 registered voters or more, the Moderator and the Town Clerk. The Moderator presides at and regulates the proceedings, decides all questions of order, and makes declarations of all votes. No one may speak on an issue without being recognized by the Moderator. It is his responsibility to approve the distribution of materials, and persons wishing to do so must seek his permission. The Moderator appoints Tellers and alternates for the purpose of counting votes of the meeting.

THE WARRANT: All matters to be considered at Town Meeting must be published in the Town Meeting Warrant, which is the responsibility of the Board of Selectmen. The Finance Committee reviews the warrant, making recommendations on items of business to be presented. In accordance with the By-Laws, all articles in the Warrant are considered in the order in which they appear in the Warrant, unless the Town Meeting votes otherwise, after reasons have been stated. The Moderator has full discretion to decide whether or not the motion to change the order of articles will be entertained.

PARTICIPATION: All remarks should be limited to the subject then under discussion. It is improper to indulge in references to personalities. The Moderator may request any person to keep silent. If after warning from the Moderator, a person refuses to be silent or persists in other disorderly behavior, the Moderator may order a person to withdraw and if he fails to withdraw, may order a police officer to remove such person from the Meeting. Each individual who speaks to the Meeting should make an effort to be as brief as possible out of consideration for others attending the Meeting and the need to give adequate time to all matters coming before it.

CLASSIFIED MOTIONS: Pursuant to section 8 of article II of the By-Laws of the Town of Hudson, when a question comes before Town Meeting certain motions shall be received and have precedence in the following order:

PRIVILEGED MOTIONS: These are motions that have no connection with the main motion before the Town Meeting, but are motions of such importance that they are entitled to immediate consideration. These motions have the privilege of temporarily setting aside the main business before the Town Meeting.

TO ADJOURN (decided without debate); **TO FIX THE TIME FOR ADJOURNMENT**; **SUBSIDIARY MOTIONS:** These are motions that are used to modify or dispose of the main motion being considered. Their existence as motions depend on the main motion to which they are subordinate; **TO LAY ON THE TABLE** (decided without debate);

FOR THE PREVENTION QUESTION (decided without debate); **TO COMMIT**; **TO AMEND**; **TO POSTPONE INDEFINITELY**

All motions may be withdrawn by the maker if no objection is made.

INFORMATION ON MOTIONS: A motion is the means of bringing a proposal or question before the Meeting for consideration. When put forward it is a motion; after is seconded and acknowledged by the Moderator, it becomes the question or proposal; and if it is approved by the Meeting, it becomes a resolution. Generally, no motion shall be entertained unless the subject is contained within a warrant article. The Moderator shall determine whether a motion is within the "scope of the article," that is, whether the warrant gives adequate notice that the action proposed by the motion might be taken at the Meeting. Articles only give notice and do not initiate action; motions do. Motions may be withdrawn; articles may not be.

Some motions avoid a final determination by the Meeting. A motion to commit or refer sends the

matter to an existing board or committee or one to be established. The motion to postpone indefinitely disposes of the question without bringing it to a direct vote. The motion to postpone indefinitely should not be confused with the motion to lay on the table which only temporarily delays a vote.

Pursuant to article II, section 3 of the Town of Hudson By-Laws, no vote of Town Meeting shall be reconsidered except upon notice by an individual who voted with the majority thereon given within one hour of such vote at the same or succeeding session. If the individual who gives notice does not immediately make such motion, then a motion to reconsider may be made by another individual voter who voted with the majority.

Pursuant to section 4 of article II, no article in the Warrant shall be again taken into consideration after disposed of unless ordered by a vote of two-thirds of the voters present and voting. Pursuant to section 5 of article II, no voter shall speak more than twice upon any question without obtaining leave of Town Meeting except to correct an error or explain a point, nor until all other individuals who have not spoken and so desire have been given the opportunity to speak. Pursuant to section 6 of article II, all motions must be reduced to writing before being submitted to the Town Meeting if required by the Moderator.

Pursuant to section 9 of article II, a motion to receive the report of a committee shall put the report before Town Meeting but not discharge the committee. A vote to accept or adopt such report with or without amendment shall discharge the committee.

Pursuant to section 10 of article II, a 150-voter quorum is required to conduct business at Town Meeting. However, no quorum is needed for a motion to adjourn.

Pursuant to section 11 of article II, articles in a warrant shall be considered in order, except that the Moderator upon request and for reasons stated, may entertain a motion to consider an article out of regular order.

Pursuant to section 12 of article II and in addition to the authority already specified above, the Moderator may administer the oath of office to a town officer chosen at Town Meeting. If a vote declared by the Moderator is immediately questioned by seven or more voters, then the Moderator must verify the vote by polling voters or dividing the Town Meeting. If a two-thirds vote of Town Meeting is required by State Statute, the count shall be taken and the vote recorded by the Town Clerk. However, if the vote is declared to be unanimous, a count is not needed and the Town Clerk shall record the vote as unanimous unless immediately questioned by seven or more voters.

TOWN FINANCE TERMINOLOGY

The following terms are used from time to time in the Annual Report and Town Meeting. In order to provide everyone with a better understanding of the meaning, the following definitions are offered:

SURPLUS REVENUE: (Sometimes referred to as Excess and Deficiency Account). This fund is the amount by which the Cash, Accounts Receivable, and other assets exceed the liabilities and reserves.

AVAILABLE FUNDS: (Often called "Free Cash") This fund represents the amount of money remaining after deducting from the Surplus Revenue all uncollected taxes for prior years, taxes in litigation and court judgments. This fund is certified annually by the State Bureau of Accounts and may be used to defray town costs by a vote of the Town Meeting.

OVERLAY: The overlay is the amount raised by the Assessors in excess of appropriations and other charges for the purpose of creating a fund to cover tax abatements and exemptions granted and to avoid fractions in the tax rate.

RESERVE FUND: This is a fund established by the voters at the annual town meeting and may consist of direct appropriations or transfers. Transfers from the Reserve Fund are initiated by the Executive Assistant and require the approval of the Finance Committee. The use of the Reserve Fund is restricted to "extraordinary or unforeseen expenditures".