ANNUAL TOWN MEETING WARRANT

Town of Sheffield
Commonwealth of Massachusetts

Berkshire, ss

To the Constables of the Town of Sheffield in said County of Berkshire, *Greeting:*

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the Inhabitants of the Town of Sheffield, qualified to vote in Town affairs, to meet in the auditorium of the Mount Everett Regional High School, 491 Berkshire School Road in Sheffield on Monday, May 4, 2015 at 7:00 P.M. for the following purposes:

ARTICLE 1: To see if the Town will vote to raise and appropriate and/or transfer from available funds, such sums of money as listed below, and as may be amended, necessary to defray the expenses of the Town for Fiscal Year 2016, or take any other action relative thereto.

Moderator	$ 227	Energy	$140,000
Selectmen's Office	$197,413	Board of Health	$ 7,165
Board of Assessors	$ 92,932	Visiting Nurse Association	$ 3,635
Treasurer/Collector	$154,415	Council on Aging	$ 75,903
Town Clerk	$ 62,330	Veterans Benefits	$ 30,000
Elections & Registration	$ 8,950	Library	$164,707
Conservation Commission	$ 4,180	Historical Commission	$ 1,000
Planning Board	$ 5,400	Memorial Day	$ 750
Commission on Disabilities	$ 200	American Legion	$ 500
Zoning Board of Appeals	$ 2,030	Care of Soldier's Graves	$ 1,400
Town Buildings & Grounds	$ 81,050	Ashley Falls Historic Dist. Comm.	$ 50
Town Report & Communications	$ 6,000	Agricultural Commission	$ 1,000
Legal Services	$ 30,000	Interest on Loans	$ 1
Dispatch Services	$ 9,411	Berkshire County Retirement	$206,107
Police Department	$456,850	Worker's Compensation	$ 18,500
Fire Department	$ 41,102	Unemployment Comp. Fund	$ 1
Inspectional Services	$ 63,770	Group Health (32B) Insurance	$414,000
Fire Hydrants	$ 18,091	Employer Medicare	$ 22,000
Animal Control	$ 9,000	Financial Audit	$ 15,000
Highway Department	$570,952	Insurance & Bonding	$ 69,000

ARTICLE 2: To see if the Town will vote to fix the compensation of the following elected officers of the Town for Fiscal Year 2016, as required by Chapter 41, Section 108 of the General Laws; Moderator, $227, Selectmen, Chairman $2,464; Selectmen, two members at $2,132 each, Southern Berkshire Regional School District School Committee, 4 members at $500 each, or take any other action relative thereto.

ARTICLE 3: To see if the Town will vote to approve the Southern Berkshire Regional School District Operating and Transportation Budget for Fiscal Year 2016 and vote to raise and appropriate $6,117,978 to pay the Town's assessed share of that budget, or take any other action relative thereto.

ARTICLE 4: To see if the Town will vote to approve the Southern Berkshire Regional School District Capital Budget for Fiscal Year 2016 and vote to raise and appropriate $202,359 to pay the Town's assessed share of that budget, or take any other action relative thereto.

ARTICLE 5: To see if the Town will vote to raise and appropriate or transfer from available funds $93,936 to pay for vocational education tuition in Fiscal Year 2016, or take any other action relative thereto.

ARTICLE 6: To see if the Town will vote to amend the Zoning Bylaws as follows, or take any other action relative thereto.

1. Amend Section 3.1.3.D.14 to delete the strikethrough language and add language in bold, as follows:

Principal Use	District				Notes
	R	VC	C	GB	
D. Commercial Uses					
14. Major Commercial Development	N	N	PB	~~N~~ **PB**	Refer to Section 10, definitions. Refer to Section 9.4 for Special Permit requirements. Refer to Section ~~3.1.5.3~~ **3.1.5.2** for size conditions.

2. Amend Section 3.1.3.D.27 to delete the strikethrough language and add language in bold and underlined, as follows:

Principal Use	District				Notes
	R	VC	C	GB	
D. Commercial Uses					
27. Restaurant	Ref Sec. 3.1.4	Y	Y	~~N~~ **PB**	**Refer to Section 10, definitions.** ~~For the Rural District~~, Refer to Section 3.1.4 for determination if a by right use or by Special Permit. Refer to Sections 3.1.4 and 3.1.5 for size conditions. **For GB District, refer to Section 9.4 for Special Permit requirements.**

3. Add the following term to Section 10, Definitions:

Restaurant: An establishment serving food and drink to patrons seated in a dining area with service being provided by wait staff. Take-out orders may be permitted as an incidental and subordinate percentage of the business. A restaurant may not offer drive-thru or window service. For alcohol licensing – Refer to State Law.

ARTICLE 7: To see if the Town will vote to amend the Zoning By-laws as follows, or take any other action relative thereto:

1. Add the following as a new Section 7.7:

7.4 SOLAR PHOTOVOLTAIC INSTALLATIONS

7.4.1 Purpose

The purpose of this section is to provide a permitting process for solar photovoltaic installations so that they may be utilized in a cost-effective, efficient, and timely manner to integrate these installations into the community in a manner that minimizes their impacts on the character of neighborhoods, on property values, and on the scenic, historic, and environmental resources of the Town; and to protect health and safety, while allowing solar photovoltaic technologies to be utilized.

7.4.2 Applicability

This section applies to solar photovoltaic installations proposed to be constructed after the effective date of this bylaw. This section also applies to material modifications that alter the type, number, configuration or size of the solar photovoltaic installation.

Definitions

Large Scale Solar Photovoltaic Installation (LSSPI) – A ground mounted solar photovoltaic installation that occupies one eighth (1/8th) of an acre (5445 square feet) or more and the electricity generated is used primarily for off-site consumption.

Small Scale Solar Photovoltaic Installation (SSSPI) – Any size roof mounted or building mounted solar photovoltaic installation or a ground mounted solar photovoltaic installation that occupies less than one eighth (1/8th) of an acre of a lot.

Solar Photovoltaic Installation – A device or structure whose substantial purpose is to provide for the collection, storage and distribution of solar energy for the generation of electricity. This includes appurtenant equipment for the collection, storage and distribution of electricity to buildings or to the electric grid.

7.4.3 Small Scale Solar Photovoltaic Installations

1. A SSSPI shall be allowed only as an accessory use in all zoning districts.
2. A SSSPI shall only be constructed or materially modified after the issuance of a building permit by the Building Inspector.
3. A SSSPI proposed to be mounted on a building or rooftop shall protrude no higher than the highest point of the roofline.
4. A SSSPI proposed to be ground mounted shall not exceed a height of twenty feet (20′).

7.4.4 Large Scale Solar Photovoltaic Installations

1. **Use Regulations**

   A LSSPI may be constructed or materially modified upon the issuance of a special permit from the Planning Board in all zoning districts in accordance with § 9.4 of this bylaw.

2. **Compliance**

   The construction, maintenance, operation, modification and removal of a LSSPI shall comply with applicable local, state, and federal requirements.

3. **Site Control**

   The applicant shall demonstrate legal control over the proposed site sufficient to allow for the construction and operation of the LSSPI.

4. **Utility Provider Conditional Approval**

   The applicant shall demonstrate that it has received conditional approval to connect the LSSPI to the electric grid from the utility provider.

5. **Operation & Maintenance**

   The owner/operator of the LSSPI shall maintain the LSSPI and the site in good condition consistent with the special permit. This includes, but is not limited to the maintenance of access roads, storm water control measures, security measures and vegetation screening.

6. **Liability Insurance**

   Proof of liability insurance in an amount and form acceptable to the Planning Board shall be maintained until the LSSPI has been removed. All subsequent owners/operators shall continue to provide proof of liability insurance in the form and amount approved by the Planning Board to the Building Inspector on an annual basis; provided however, that the initial subsequent notice shall be filed within thirty days of sale or transfer of ownership/operation.

7. **Financial Surety**

   1. Applicants seeking to construct a LSSPI shall provide a form of surety to cover the cost of removal and restoration of the site in the event the site is abandoned. The amount and form of surety shall be determined by the Planning Board, and shall provide for adjustments at no less than two (2) year intervals to account for inflation, but in no event shall the amount exceed one-hundred twenty-five (125%) percent of the cost of removal. Applicants shall submit a fully inclusive cost estimate of the costs associated with the removal of the LSSPI and restoration of the site, prepared by a qualified individual.

   2. No less than ninety (90) days prior to the expiration of any financial surety required by this bylaw, the current operator of the LSSPI shall provide the Building Inspector with renewed, extended or replacement financial surety in an amount and form determined by the Planning Board in accordance with this bylaw.

8. **Design Requirements**

   1. **Height** – A LSSPI shall not exceed twenty feet (20′) in height.

   2. **Lighting** – No lighting of the solar photovoltaic installation is permitted, except for manually operated emergency lights for use only when operating personnel are on site.

   3. **Screening** – A LSSPI shall be screened year round with dense native vegetation from all adjoining properties and public and private ways as necessary.

   4. **Vegetation Clearing** – The clearing of vegetation shall be limited to that which is necessary for the construction, operation, maintenance, modification or removal of the LSSPI.

   5. **Habitat Fragmentation** – A LSSPI shall be clustered and located in or adjacent to areas of the site where the land has already been cleared to avoid habitat fragmentation, unless otherwise approved by the Planning Board.

   6. **Security Measures** – A LSSPI shall be secured with a seven (7) foot high fence constructed to prevent unauthorized persons from accessing the LSSPI.

   7. **Signs** – The owner/operator shall install signs at the LSSPI as determined by the Planning Board in order to protect public safety.

   8. **Emergency Access** – A LSSPI and access roads shall be constructed and maintained to allow for safe access by emergency vehicles.

   9. **Emergency Response Plan** – Upon the request of the fire chief or police chief, the owner/operator of a LSSPI shall cooperate with all local public safety officials to develop and occasionally update an emergency response plan.

   10. **Underground Utilities** – All on-site utilities shall be located underground except where the utilities connect into the electric grid at the property boundary.

9. **Filing Requirements**

   Applicants seeking to construct or modify a LSSPI shall submit the following information to the Planning Board. All maps to be submitted must be drawn at appropriate scales and be signed and stamped by a registered professional

engineer or licensed surveyor. The Planning Board may, in its discretion, waive any of the filing requirements

1. **Contact Information** – Provide the applicant's and property owner's name, address, phone number, email address, and signature.

2. **Site Identification** – Provide the address and the map, lot and block number of the proposed site.

3. **Site Plans** – Provide site plans showing the following:
    1. Property lines of the proposed site.
    2. Elevation contour lines at two-foot vertical intervals.
    3. Outlines of all existing and proposed buildings and structures on the proposed site, including distances from the proposed large scale solar photovoltaic installation.
    4. Existing and proposed access roads, driveways, public ways, private ways, and recreational trails on the proposed site.
    5. Detailed layout of the proposed large scale solar photovoltaic installation, including but not limited to panel mounts, foundations, appurtenant equipment and fencing.
    6. Detailed layout of the electric infrastructure to connect the large scale solar photovoltaic installation to the electric grid or net metering equipment.
    7. Delineation of all wetland resources and associated buffer areas.
    8. Locations of rare, threatened or endangered species existing on the site.
    9. Proposed changes to the site, including grading, cut and fill, landscaping, native vegetation for screening and vegetation to be removed or altered.
    10. Engineering controls at the site and on the access road to control erosion and sedimentation both during construction and after construction as a permanent measure. Such engineering controls shall conform to the Massachusetts Department of Environmental Protection's Storm water Policy.

4. **Technical Information** – Provide the following information:
    1. Blueprints or drawings of the large scale solar photovoltaic installation signed and stamped by a professional engineer licensed to practice in the Commonwealth of Massachusetts showing the proposed layout of the installation and any potential shading from nearby trees or structures.
    2. One or three line electrical diagram detailing the solar photovoltaic installation, appurtenant equipment and electrical interconnection methods with all National Electric Code compliant devices.
    3. Documentation of the major large scale solar photovoltaic installation components to be used, including but not limited to solar photovoltaic panels, panel mounts and inverter.

5. Information sufficient to show that the proposed LSSPI will conform to Sections 7.4.5 (3) through 7.4.5 (7) above of this bylaw.

10. Technical Review

Upon receipt of an application for a LSSPI, the Planning Board may engage professional and technical consultants, at the applicant's expense, in accordance with M.G.L. Chapter 44 § 53G, to assist the Planning Board with its review of application materials. The Planning Board may direct the applicant to deposit funds with the Planning Board for such review at the time the application is

accepted and to add additional funds as needed upon notice. Failure to comply with this section shall be good grounds for denying the special permit application. Upon the approval or denial of the application, any excess amounts in the account attributable to the application process, including any interest accrued shall be refunded to the applicant.

11. Discontinuance & Removal

1. A LSSPI shall be deemed discontinued when the LSSPI has not been in operation for a period of twelve (12) months, determined by the last day of generation to the grid.

2. After twelve (12) months of non-operation, the Building Inspector shall provide written notification to the owner/operator that such LSSPI is presumed to be discontinued. The owner/operator shall have thirty (30) days to rebut the presumption of discontinuance by submitting evidence to the Building Inspector that the LSSPI has been in operation during the relevant twelve (12) month period.

3. If the owner/operator does not respond within the thirty (30) day appeal period or does not submit evidence that, in the discretion of the Building Inspector, proves that the LSSPI has been in operation for the relevant twelve (12) month period, then the LSSPI shall be deemed discontinued. The Building Inspector shall provide written notification of discontinuance to the owner/operator.

4. The owner/operator of the LSSPI shall remove the LSSPI and restore the site within one-hundred eighty (180) days of the date of the written notification of discontinuance. If the owner/operator fails to remove the LSSPI within one-hundred eighty (180) days, the Town shall have the right, to the extent it is duly authorized by law, to enter onto the proposed site and physically remove the LSSPI and restore the site at the sole expense of the owner/operator.

2. Add Large Scale Solar Photovoltaic Installations to Section 3.1.3: Table of Use Regulations, as follows:

Principal Use	District				Notes
	R	VC	C	GB	
F. Other Uses					
3. Large Scale Solar Photovoltaic Installations	PB	PB	PB	PB	Refer to Section 10, Definitions. Refer to Section 9.4 for Special Permit requirements. Refer to Section 7.4.

3. Add Small Scale Solar Photovoltaic Installations to Section 3.1.3: Table of Use Regulations, as follows:

Principal Use	District				Notes
	R	VC	C	GB	
G. Accessory Use					
13. Small Scale Solar Photovoltaic Installations	Y	Y	Y	Y	Refer to Section 10, Definitions. Refer to Section 9.4 for Special Permit requirements. Refer to Section 7.4.

4. Insert the following new terms, in alphabetical order, in Section 10, Definitions:

Large Scale Solar Photovoltaic Installation – Refer to Section 7.4

Small Scale Solar Photovoltaic Installation – Refer to Section 7.4

Solar Photovoltaic Installation – Refer to Section 7.4

ARTICLE 8: To see if the Town will vote to amend the Zoning By-Laws as follows, or take any other action relative thereto:
1. Add to Section 2.2 Overlay Districts, the following:

RMDOD – Registered Marijuana Dispensary Overlay District

2. Replace the Town of Sheffield Zoning Map, dated May 1, 2006 with:

The Town of Sheffield Zoning Map dated May 5, 2014, which adds a Registered Marijuana Dispensary Overlay District, as set forth in the document on file in the Office of the Town Clerk.

3. Add to Section 2.6 Delineations of Zoning District Boundaries, the following new Section:

Section 2.6.8. Registered Marijuana Dispensary Overlay District. Beginning at a point on the Great Barrington town line 300 feet easterly of West Road; thence in a southerly direction parallel to said West Road to Lime Kiln Road; thence easterly on Lime Kiln Road to Route 7; thence easterly to the Housatonic River; thence northerly along the Housatonic River to the Great Barrington town line; thence westerly along said town line to the place of beginning.

4. Add to Section 8.0 Overlay Districts, the following new Section and update the Table of Contents:

Section 8.4 Registered Marijuana Dispensary Overlay District

8.4.1 Purpose. The voters of the Commonwealth of Massachusetts have affirmed the medical use of marijuana. The specific purposes of this Section are to permit compliance with state law in a manner consistent with the Town's community, local siting and land use concerns and ensure that an entity permitted to operate as a registered marijuana dispensary complies with all the provisions of Chapter 369 of the Acts of 2012 and 105 CMR 725.000.

8.4.2 Definitions. As used in this Section, the following terms shall have the meanings indicated:

> Medical Marijuana Treatment Center means a not-for-profit entity registered under 105 CMR 725.100, to be known as a registered marijuana dispensary (RMD), that acquires, cultivates, possesses, processes (including development of related products such as edible Marijuana-Infused Product (MIP's), tinctures, aerosols, oils, or ointments), transfers, transports, sells, distributes, dispenses, or administers marijuana, products containing marijuana, related supplies, or educational materials to registered qualifying patients or their personal caregivers. Unless otherwise specified, RMD refers to the site(s) of dispensing, cultivation, and preparation of marijuana.
>
> Registered Marijuana Dispensary (RMD) shall have the same definition as Medical Marijuana Treatment Center.

8.4.3 Location and Size Regulations for a Registered Marijuana Dispensary (RMD).

1. A Registered Marijuana Dispensary may be allowed by Special Permit from the Town of Sheffield Planning Board in the Registered Marijuana Dispensary Overlay District, provided it meets all the requirements of Sections 8, 9.4 and 9.5 of these By-Laws.

2. A Registered Marijuana Dispensary shall not be cited within 500 feet of a school, a daycare center, or any facility in which children commonly congregate or within 500 feet of any boundary line of any Town district whose use includes the defined purpose of

residential usage and so includes the Town's Rural District. The 500 feet distance under this Section shall be measured as specified in 105 CMR 725.110(A)(14).

3. A Registered Marijuana Dispensary shall not be located in a "Health Care Facility", as defined in Section 10, Definitions.

4. A Registered Marijuana Dispensary shall not have drive-through service or a gross floor area of greater than 5,000 square feet.

8.4.4 Special Permit Requirements for a Registered Marijuana Dispensary (RMD).

1. The Sheffield Planning Board is the designated Special Permit Granting Authority (SPGA) for purposes of Section 8.4.

2. An applicant must demonstrate compliance with the application requirements for the Registration of Registered Marijuana Dispensaries as set forth in the regulations promulgated by the Massachusetts Department of Public Health, 105 CMR 725.000.

3. Hours of operation may be set by the SPGA.

4. The SPGA shall require the applicant to post a removal bond at the time of construction, renovation or lease of the Registered Marijuana Dispensary for the removal of the Registered Marijuana Dispensary in the event the Town must remove items specified in Section 8.4.6. The value of the bond shall be based upon the ability to completely remove all the items noted in 8.4.6 and properly clean the facility at prevailing wages. The value of the bond shall be developed based upon the applicant providing the SPGA with two (2) written bids to meet the noted requirements. A factor of 1.5 shall be applied to the bond to ensure adequate funds for compliance with Section 8.4.6.

5. A Special Permit issued to a Registered Marijuana Dispensary is non-transferable and non-assignable.

6. In the event that the Department of Public Health revokes, fails or refuses to issue a license of registration of a Registered Marijuana Dispensary, the Special Permit issued for the Registered Marijuana Dispensary shall be deemed null and void.

7. In the event that the Department of Public Health suspends the license or registration of a Registered Marijuana Dispensary, the Special Permit shall be so suspended until the matter is resolved to the satisfaction of the Department of Public Health.

8. Unless set forth otherwise in Section 8, all Zoning By-Laws shall apply to a Registered Marijuana Dispensary.

8.4.5 Performance Standards

1. A Registered Marijuana Dispensary must comply with all Department of Public Health regulations as set forth in 105 CMR 725.000.

2. Medical marijuana, in any form, shall not be visible from the street or other public areas.

8.4.6 Abandonment or Discontinuance of Use

1. A Registered Marijuana Dispensary shall be required to remove all signage, records, materials, plants, MIPs, equipment and other paraphernalia prior to surrendering its

state issued certificates, licenses or permits, or upon expiration, revocation or voiding of its Certificate of Registration as per 105 CMR 725. 105(O)(1).

2. The Town shall exercise the removal bond required in Section 8.4.4.4 should the Registered Marijuana Dispensary not comply with Section 8.4.6.1, and the Mass Department of Public Health does not exercise its authority under 105 CMR 725. 105(O)(2).

8.4.7 Exemptions.

1. Where the Department of Public Health determines a patient is eligible and qualifies for a hardship registration that would allow the cultivation of medical marijuana at a location other than a Registered Marijuana Dispensary, the provisions of Section 8.4 shall not apply.

4. *Strike in its entirety Section 3.1.6 Temporary Moratorium on Medical Marijuana Treatment Centers, which expired on June 30, 2014.*

ARTICLE 9: (Citizen's Petition) To see if the Town will vote to amend Sheffield's General By-Laws / Town of Sheffield's Codification of By-Laws and Legislation with the following complete new addition or take any other action relative thereto.

Proposed New General By-Law:

DIVISION 2
TOWN MEETING ENACTMENTS

PART II
GENERAL LEGISLATION

Chapter 188
TARGET SHOOTING RANGES, PRIVATE

§ 188-1 Target shooting ranges, private, prohibited locations.

§ 188-2 Recreational and/or non-recreational use of target shooting ranges, private.

(HISTORY: Adopted by the Town of Sheffield 5-4-2015 Annual Town Meeting, Art. _____. Amendments noted where applicable.)

§ 188-1 Target shooting ranges, private, prohibited locations.

No target shooting range, private, shall be located within five hundred (500) feet of any dwelling or any other building in use.

§ 188-2 Recreational and/or non-recreational use of target shooting ranges, private.

No person shall engage in recreational and/or non-recreational discharge of any firearm, rifle, pistol, or shotgun within five hundred (500) feet of another person's dwelling or other building in use. For the purpose of this section, recreational use shall include target shooting, test shooting and any other discharge of a firearm while not engaged in duly-licensed hunting pursuant to Massachusetts and local hunting laws. For the purpose of this section, non-recreational use shall include test shooting and any other discharge of a firearm while not engaged in duly licenses hunting pursuant to Massachusetts and local hunting laws.

ARTICLE 10: (Citizen's Petition) To see if the Town will vote to amend the Town of Sheffield's Zoning Bylaws by deleting the present Section 3.1.3 (Table of Use Regulations) F ("Other Uses") in its entirety and inserting in place thereof, a new Section 3.1.3.F as set forth below, or take any other action relative thereto.

Present Section 3.1
.3.F

	District			
	R	VC	C	GB
F. Other Uses				
1. Conservation or open space area Recreation, common or park lands	Y	Y	Y	Y*
2. Excavation of soil, sand gravel Stones or other earth material.	Refer to Town of Sheffield By-Laws, Chapter 102			

New Section 3.1.3.F

	District			
	R	VC	C	GB
F. Other Uses				
1. Conservation or open space area, common or park lands, recreation except of the recreational use of a private shooting range with any firearm, such as a rifle or pistol, located within five hundred (500) feet of another person's dwelling or other building in use.	Y	Y	Y	Y*
2. Any recreation that consists of target shooting on a private range with any firearm, such as a rifle or pistol, located within five hundred (500) feet of another person's dwelling or other building in use.	N	N	N	N**
3. Excavation of soil, sand, gravel and stones or other earth material.	Y	Y	Y	Y*
	Refer to the Town of Sheffield By-Laws, Chapter 102			

* Y = Permitted right **N = Prohibited

ARTICLE 11: (Citizen's Petition) To see if the Town will vote to amend the General Bylaw Chapter 18 Finance Committee as follows, or take any other action relative thereto:

1. Amend Chapter 18, Finance Committee, and Section 18-1. Formation; membership; terms; duties; compensation to read as follows:

The Town adopts this chapter for the formation of a Finance Committee to consist of the Town Treasurer in an advisory capacity without voting power and five (5) other members to be elected by Town voters beginning with the annual town election in 2016, with two (2) members elected for a three-year term, two (2) members elected for a two-year term and one (1) member elected for a one year term, and thereafter when any of the members' terms expire, members shall be elected for three-year terms. If a vacancy occurs among such elected officials, the Board

of Selectmen and the remaining members of the Finance Committee, acting jointly, shall appoint a member to serve until the next annual town election at which election a successor shall be elected to serve the remainder of the unfilled term, if any.

The Finance Committee, in collaboration and partnership with the Board of Selectmen and Town Administrator, shall review quarterly updates on the overall financial status of the Town; establish formal financial policies for the Town, including budget, revenue, and reserve policies; formalize the capital planning process, including stabilization funds; and in joint sessions with the Board of Selectmen discuss and approve financial priorities throughout the budget process. Where the Finance Committee does not reach agreement on a budgetary warrant article with the Board of Selectmen, it may state its position as a recommendation to the warrant article. The Finance Committee shall approve transfers from the reserve fund when needed. Said Committee shall serve without compensation.

1.Delete Section 18-2 in its entirety.

ARTICLE 12: To see if the Town will vote to raise and appropriate and/or transfer from available funds $126,945 for the disposal and management of solid waste, and to authorize the Board of Selectmen to take any action to effectuate the purpose of the article, including but not limited to entering into agreements in excess of three years for such solid waste disposal and management, or take any other action relative thereto.

ARTICLE 13: To see if the Town will vote to accept funds being provided by the Commonwealth of Massachusetts under the provisions of Chapter 90 of the General Laws, to pay for such costs as allowed by appropriate legislation in connection with the maintenance, repair, and construction of Town ways and bridges, or take any other action relative thereto.

ARTICLE 14: To see if the Town will vote to authorize the appointment of members of the Board of Selectmen to any office or position under its supervision at no additional compensation in accordance with the provisions of Chapter 268A, Section 21A of the General Laws, or take any other action relative thereto.

ARTICLE 15: To see if the Town will vote to authorize the Board of Health to employ any of its members as Title 5 and Perc Test Witnesses for Septic System Inspections, and Sanitation Inspections under its supervision in accordance with G.L. c. 268A, Section 21A for Fiscal Year 2016 and to set the salary for those positions at $40 per Title V Inspections and $30 per hour for Perc Tests in accordance with the provisions of G.L.c.41, Section 4A, or take any other action relative thereto.

ARTICLE 16: To see if the Town will vote to authorize the Treasurer/Collector to sell, with the approval of the Board of Selectmen, any parcel or parcels of real estate which have been or may be acquired through the foreclosure of tax title, or take any other action relative thereto.

ARTICLE 17: To see if the Town will vote to raise and appropriate or transfer from available funds $23,053 to pay principal and interest on the bonded indebtedness authorized by Town Meeting vote of January 30, 1995, or take any other action relative thereto.

ARTICLE 18: To see if the Town will vote to raise and appropriate, or transfer from available funds, $76,000 to provide for extraordinary or unforeseen expenditures under the provisions of Chapter 40, Section 6 of the General Laws, known as the Reserve Fund, or take any other action relative thereto.

ARTICLE 19: To see if the Town will vote to raise and appropriate or transfer from available funds $750 to the Emergency Response Fund, or take any other action relative thereto.

ARTICLE 20: To see if the Town will vote to raise and appropriate or transfer from available funds $15,000 to compensate firefighters for training, or take any other action relative thereto.

ARTICLE 21: To see if the Town will vote to raise and appropriate or transfer from available funds $10,000 for Tax Recertification, or take any other action relative thereto.

ARTICLE 22: To see if the Town will vote to raise and appropriate or transfer from available funds $5,000 for processing Tax Takings and costs associated with Tax Title accounts, or take any other action relative thereto.

ARTICLE 23: To see if the Town will vote to raise and appropriate or transfer from available funds $10,000 to purchase information technology hardware, software, and services, or take any other action relative thereto.

ARTICLE 24: To see if the Town will vote to raise and appropriate or transfer from available funds $20,000 for Town building repairs, improvements, and furnishings to include but not be limited to the Town Hall, Library, and Police Station, or take any other action relative thereto.

ARTICLE 25: To see if the Town will vote to authorize the use of the following revolving funds for departmental operations which shall not exceed the noted sums for each fund, which shall be under the control of the Town Treasurer, which shall be accounted for separately, and to which shall be credited only the receipts received in connection with the departmental operations supported by the revolving fund; further to authorize the Town Treasurer to expend from such funds in accordance with Chapter 44, Section 53 E ½ of the General Laws, provided however that said expenditures for the revolving funds shall not exceed the receipts for said fund:

Plumbing Inspector	$20,000
Gas Inspector	$20,000
Electrical Inspector	$20,000
Fire Safety Inspector	$20,000
Board of Health	$25,000

, or take any other action relative thereto.

ARTICLE 26: To see if the Town will vote to authorize the Board of Selectmen to enter into a Tax Agreement pursuant to M.G.L. Chapter 59, Section 38H(b), and Chapter 164, Section 1, and/or any other enabling authority with SH MA Solar, LLC for personal property taxes associated with the 250 kw solar photovoltaic facility located on the property at 1399 and 1405 Lime Kiln Road in Sheffield, and described in a deed recorded with the Southern Berkshire Registry of Deeds in Book 1181, Page 53, for a term of up to twenty (20) years, on such terms and conditions as the Board of Selectmen deems to be in the best interest of the Town, and to take any and all actions as may be necessary or convenient to accomplish the purpose of this article; or take any other action relative thereto.

ARTICLE 27: To see if the Town will vote to authorize the Board of Selectmen to enter into a Tax Agreement pursuant to M.G.L. Chapter 59, Section 38H(b), and Chapter 164, Section 1, and/or any other enabling authority with SH MA Solar, LLC for personal property taxes associated with the 499 kw solar photovoltaic facility located on the property at 49 Lime Kiln Road in Sheffield, and described in a deed recorded with the Southern Berkshire Registry of Deeds in Book 289, Page 446, for a term of up to twenty (20) years, on such terms and conditions as the Board of Selectmen deems to be in the best interest of the Town, and to take any and all actions as may be necessary or convenient to accomplish the purpose of this article; or take any other action relative thereto.

ARTICLE 28: To see if the Town will vote to raise and appropriate or transfer from available funds $60,000 for its share of the cost to purchase and equip a new roadside mower for the Highway Departments of New Marlborough and Sheffield, said roadside mower to be shared by the two Towns in accordance with the terms of an intermunicipal agreement to be entered into between the Towns pursuant to the provisions of G.L. c. 40 se. 4A; or take any other action relative thereto.

ARTICLE 29: To see if the Town will vote to accept the provisions of G.L.59, section 5K to authorize the Board of Selectmen to establish a program to allow persons over the age of 60 to volunteer to provide services to the Town, in exchange for which the Town shall reduce the real property tax obligations of such person over the age of 60 on their tax bills, any reduction so provided to be in addition to any exemption or abatement to which any such persons are otherwise entitled, provided that no such person shall receive a rate of, or be credited with, more than the current minimum wage of the Commonwealth per hour for services provided pursuant to such reduction nor shall the reduction of the real property tax bill exceed $1000 in a given tax year; or take any other action relative thereto.

ARTICLE 30: To see if the Town will vote to authorize the Board of Selectmen to petition the General Court, under the provisions of Section 8, Article 89 of the Amendments to the Constitution (Home Rule), to enact the following special legislation; provided 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 that the Board of Selectmen be authorized to approve amendments which shall be within the scope of the general public objectives of the petition; or take any other action relative thereto: Notwithstanding the provisions of any general or special law to the contrary, the Board of Selectmen of the Town of Sheffield may appoint two associate members of the Conservation Commission for terms not to exceed one year. The Chairman of the Conservation Commission may designate any such associate member to sit on the Commission in the absence of a quorum for any reason, including a conflict of interest, or in the event of a vacancy on the Commission until said vacancy is filled in accordance with the provisions of Chapter 40, Section 8C of the General Laws

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You are also directed to notify and warn the inhabitants of the Town of Sheffield, qualified to vote in Town elections, to meet in the Senior Center on 25 Cook Road in Sheffield on Monday, May 11, 2015 at 7:00 AM then and there to bring in their votes for the election of the following Town officers:

One Moderator for one year
One Library Trustee for three years
One Planning Board Member for one year
One Selectmen for three years
Two Planning Board members for three years

All of said officers to be voted for on the official ballots furnished at the polls. The polls will be opened at 7:00 AM and closed at 7:00 PM.

You are directed to serve this Warrant by posting an attested copy in seven public places in the Town, not less than seven days before the date of said meeting.

Hereof Fail not, and make return of this Warrant to the Town Clerk, with your doings thereon, at or before the time of said meeting.

Given under our hands and the Seal of the Town of Sheffield this twenty first day of April in the year of our Lord Two Thousand and Fifteen.

BOARD OF SELECTMEN:

David A. Smith, Jr. | Nadine A. Hawver | Rene C. Wood

In obedience to the within Warrant, I have notified and warned the inhabitants of the Town of Sheffield qualified to vote in Town or State Elections and Primaries by posting seven attested copies of said warrant in seven public places at least seven days prior to said election.

ATTEST:

Felicia Joyce
TOWN CLERK

Bruce H. Pinson
CONSTABLE

April 22, 2015
DATE