

WARRANT

SPECIAL TOWN MEETING

Town of Sheffield

Commonwealth of Massachusetts

Berkshire, ss.

To the Constables of the Town of Sheffield in said County.

*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 on Berkshire School Road in Sheffield on Monday, January 11, 2010 at 7:00 P.M. then and there to act upon the following Articles:

**ARTICLE 1.** To see if the Town will vote to petition the legislature, under the provisions of Section 8, Article 89 of the Amendments to the Constitution (Home Rule), to enact the following, or take any other action relative thereto:

Notwithstanding any general or special law to the contrary, James M. McGarry, chief of the police department of the town of Sheffield, may continue in such position until June 30, 2015 or until the date of his retirement, whichever occurs first, if he is mentally and physically capable of performing the duties of such office. The Board of Selectmen may, at its own expense, require James M. McGarry to be examined by an impartial physician designated by them to determine such capability. No further deductions shall be made from the regular compensation of James M. McGarry under chapter 32 of the General Laws for service subsequent to January 4, 2011, and upon his retirement he shall receive a superannuation retirement allowance equal to that which he would have been entitled had he retired on said date.

**ARTICLE 2.** To see if the Town will vote to accept the grant to the Town of a permanent easement on a portion of land owned by the Sheffield Post Home, Inc., said land being described as Assessors Map 31, Block 3, Parcel 1, upon terms and conditions to be determined by the Board of Selectmen, said easement to be used for the installation of a septic system for the new Senior Center to be constructed on town-owned land on Cook Road, or take any other action relative thereto

**ARTICLE 3.** To see if the Town will vote to amend the Zoning By-laws as follows, or take any other action relative thereto:

1. Change Section 3.1.3.D.2 to read:

Principal Use	District				Notes
	R	VC	C	GB	
D. Commercial Uses					
2. Bank	N	Y	Y	PB	Refer to Section 9.4 for Special Permit requirements.

2. Change Section 3.1.3.D.4 to read:

Principal Use	District				Notes
	R	VC	C	GB	
D. Commercial Uses					
4. Business or professional office, individual	Ref. Sec.3.1.4	Y	Y	PB	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. Refer to Section 9.4 for Special Permit requirements.

3. Change Section 3.1.3.D.5 to read:

Principal Use	District				Notes
	R	VC	C	GB	
D. Commercial Uses					
5. Craftperson’s shop	PB	PB	PB	PB	Refer to Section 10, Definitions. Refer to Section 9.4 for Special Permit requirements.

4. Change Section 3.1.3.D.9 to read:

Principal Use	District				Notes
	R	VC	C	GB	
D. Commercial Uses					
9. Farm stand, non-exempt	Y	Y	N	PB	Refer to Section 10, Definitions. Refer to Section 9.4 for Special Permit requirements.

5. Change Section 3.1.3.D.10 to read:

Principal Use	District				Notes
	R	VC	C	GB	
D. Commercial Uses					
10. Farm supply store	Y	N	PB	PB	Refer to Section 10, Definitions. Refer to Section 9.4 for Special Permit requirements.

6. Change Section 3.1.3.D.13 to read:

Principal Use	District				Notes
	R	VC	C	GB	
D. Commercial Uses					
13. Kennel, commercial	PB	PB	PB	PB	Refer to Section 10, Definitions. Refer to Section 9.4 for Special Permit requirements.

7. Change Section 3.1.3.D.15 to read:

Principal Use	District				Notes
	R	VC	C	GB	
D. Commercial Uses					
15. Market	Ref. Sec.3.1.4	Y	Y	PB	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. Refer to Section 9.4 for Special Permit requirements.

8. Change Section 3.1.3.G.6 to read:

Principal Use	District				Notes
	R	VC	C	GB	
G. Accessory Uses					
6. Craftperson’s shop	PB	PB	PB	PB	Refer to Section 10, Definitions. Refer to Section 9.4 for Special Permit requirements. Refer to Section 3.2.2

You are directed to serve this Warrant by posting an attested copy in seven public places in the Town, not less than fourteen 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 December in the year of our Lord Two Thousand and Nine.

**BOARD OF SELECTMEN:**

\_\_\_\_\_  
David D. Macy

\_\_\_\_\_  
Julie M. Hannum

\_\_\_\_\_  
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 fourteen days prior to said election.  
*ATTEST:*

\_\_\_\_\_  
TOWN CLERK

\_\_\_\_\_  
CONSTABLE

\_\_\_\_\_  
DATE