



## TOWN OF HOPKINTON SELECT BOARD MEETING AGENDA

Tuesday, April 4, 2023 6:00 PM

Hopkinton Town Hall, 18 Main St, Hopkinton, MA - Room 215/216  
(Executive Session will be held in Room 211)

Please click the link below to join the meeting:

<https://us02web.zoom.us/j/81686370327?pwd=V0xwMVQ0ejNSTjh1NkFHdXc5dE9Kdz09>

Passcode: 832332

Or One tap mobile :

US: +13126266799,,81686370327# or +16468769923,,81686370327#

Or Telephone:

Dial(for higher quality, dial a number based on your current location):

US: +1 312 626 6799 or +1 646 876 9923 or +1 646 931 3860 or +1 301 715 8592 or +1 305 224 1968 or +1 309 205 3325 or +1 669 900 6833 or +1 689 278 1000 or +1 719 359 4580 or +1 253 205 0468 or +1 253 215 8782 or +1 346 248 7799 or +1 360 209 5623 or +1 386 347 5053 or +1 408 638 0968 or +1 507 473 4847 or +1 564 217 2000 or +1 669 444 9171

Webinar ID: 816 8637 0327

International numbers available: <https://us02web.zoom.us/j/81686370327?pwd=V0xwMVQ0ejNSTjh1NkFHdXc5dE9Kdz09>

**6:00 PM**

### **CALL TO ORDER**

**1.**

#### **EXECUTIVE SESSION**

- a. Pursuant to *M.G.L. c.30A, §21(a)* (purpose 2) to consider strategy with respect to negotiations with non-union personnel (Town Manager);
- b. Pursuant to *M.G.L. c.30A, §21(a)* (purpose 6) to consider the purchase, lease, sale or value of real estate in relation to properties in the vicinity of Town Hall, the Jenner Property (Map R12 Block 9 Lot 0), 0 Spring Street, Map R23 Block 100 Lot 0 West Main Street, Map R23 Block 73 Lot A and Block 73 Lot B Rear West Main Street, and 3 contiguous parcels on College Street totalling 20.74 acres because an open meeting may have a detrimental effect on the negotiating position of the Board; and
- c. Approve Executive Session Minutes (3/14/23)

**7:00 PM**

### **CALL TO ORDER - OPEN SESSION**

**2.**

#### **PLEDGE OF ALLEGIANCE**

**7:01 PM**

### **PUBLIC FORUM**

**3.**

Residents are invited to share ideas, opinions or ask questions regarding Town Government.

**7:10 PM**

### **CONSENT AGENDA**

**4.**

The Select Board will consider the following consent agenda:

- a. **RESIGNATION** - The Select Board will consider accepting the resignation of Kathy Yang from the Sustainable Green Committee.

**7:15 PM**

### **BOSTON MARATHON FINAL PREPARATION UPDATE**

5. The Select Board will receive an update from the Public Safety and Department of Public Works on the final preparations for the 127th Boston Marathon on April 17, 2023.  
Supporting Exhibit: Chief Bennett's memo on road closures
- 7:30 PM**
6. **APPRECIATION FOR ASHLAND**  
The Select Board will consider honoring and commemorating Ashland's historical relationship to the Boston Marathon.
- 7:40 PM**
7. **NEW EMPLOYEE APPOINTMENT**  
The Select Board will consider confirming the Town Manager's appointment of Aline Matos as a Public Safety Dispatcher.  
Supporting Exhibit: Application
- 7:40 PM**
8. **NEW COMMON VICTUALLER LICENSE - ORALE INC. - 24 MAIN STREET**  
The Select Board will consider issuing a Common Victualler license and an Entertainment license to Mauricio and Elizabeth Bremermann for Orale Mexican Cuisine, a new restaurant at 24 Main Street.  
Supporting Exhibits: Application and supporting documents
- 7:50 PM**
9. **SPECIAL EDUCATION RESERVE FUND SPENDING**  
The Select Board will hear the recommendation of the School Committee and consider voting to approve the expenditure of funds in the School Special Education Reserve Fund.  
Supporting Exhibits: Memo - Special Education Reserve Fund Spending
- 8:00 PM**
10. **MAY 1, 2023 ANNUAL TOWN MEETING**  
The Select Board will consider reviewing the Annual Town Meeting (ATM) Warrant. The Select Board will consider taking positions on Warrant articles. The Select Board will finalize ballot questions. The Select Board will consider reviewing draft Motions.  
Supporting Exhibits: Draft Annual Town Meeting Warrant; Draft Warrant & Motions Document; Town Meeting & Budget Timeline
- 8:20 PM**
11. **FY 24 BUDGET UPDATE**  
The Select Board will hear an update on the FY 24 Budget process. Per the FY 24 Budget Timeline, the Appropriation Committee is now conducting departmental budget reviews with Senior Leaders and has scheduled the FY 24 Budget Hearing in the Select Board meeting room at 6 pm on Monday, April 10, 2023.  
Supporting Exhibits: [Town Meeting & Budgets](#)
- 8:30 PM**
12. **TOWN MANAGER REPORT**  
Town Manager will report on the following:
- a. Main Street Corridor Project
  - b. Per- and Polyfluoroalkyl Substances (PFAS) treatment project
  - c. Massachusetts Water Resources Authority (MWRA) Southborough Interconnection project
- Supporting Exhibits: [Town Manager Report](#)

- 8:35 PM**            **LIAISON REPORTS/BOARD INVITES**  
13.                    Supporting Exhibit: FY 23 Liaison Assignments
- 8:40 PM**            **FUTURE BOARD AGENDA ITEMS**  
14.                    Board members will identify future agenda items.  
Supporting Exhibit: Board Member Future Agenda Items
- 8:45PM**            **ADJOURN**
- 

**Correspondence to Select Board**

1. Board of Appeals Public Hearing Notices - 151 Fruit St., 35 Parkwood Dr., 18 Falcon Ridge Rd.

**Upcoming Select Board Meetings**

1. April 11, 2023
2. April 25, 2023
3. May 1, 2023 (Annual Town Meeting)
4. May 9, 2023
5. May 23, 2023

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Town Hall is accessible; the public may attend in person or remotely. If accommodations/modifications are needed, please contact the Town Manager's office at 508-497-9701.

The listed matters on the agenda are those reasonably anticipated by the Chair to be discussed at the meeting. Not all items may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law. Unless an agenda item is a posted public hearing, the matter may be considered earlier than the indicated time if there are last minute cancellations or other unforeseen events which cause the Board to move more quickly through the agenda.



# TOWN OF HOPKINTON

## POLICE DEPARTMENT

74 MAIN STREET

HOPKINTON, MA 01748

(508) 497-3401

Joseph E. Bennett III

Chief of Police

3/21/2023

Chair Ritterbusch,

I want to provide the Select Board and the community with a brief summary of the road closures that will be in place on April 17th, 2023.

On race day all roads leading into the downtown area will be closed for general travel at 7:00am. This will be done to create a safe and efficient area for all who are involved in the 127th Boston Marathon. These closures will be consistent with recent years.

The major roads leading into the downtown area will be blocked at the following locations:

- West Main Street at Lumber Street
- Wood Street at Elm Street
- Hayden Rowe Street at Chestnut
- Ash Street at Blueberry Lane
- Cedar Street at Legacy Farms North
- East Main Street at every intersection
- In addition to these locations all roadways that intersect the roads where runners, spectators, volunteers and workers are located will be blocked.

Roads around the common will close at 6:30am:

- Park Street
- Hayden Rowe between Main Street and Park Street.
- Ash Street between Main Street and Park Street.

As we welcome people from around the world, we ask for everyone's support in ensuring a fun and safe 127th running of the Boston Marathon.

Respectfully,

Joseph E. Bennett III

Chief of Police

RECEIVED

JAN 30 2023

HUMAN RESOURCES

**Aline Matos**

**Objective:** Seeking for a Full-Time position as a Public Safety Dispatcher, in the Town of Hopkinton, to further help expand my knowledge and skills on telecommunications.

**Education:**

Bachelor of Arts in Criminology and Criminal Justice, BS in Psychology May 2024  
GPA: 3.359, Dean's List: Winter 2020

**Proficiencies and Skills**

Languages: Fluent in Portuguese • Proficient in Spanish  
Communication: Confident, articulate, and professional speaking abilities.  
Computers: Google Drive, Microsoft Office-Word & Excel, and Powerpoint.

**Employment History:**

*Donovan Services Inc. (Dunkin Donuts), Wellesley, MA 2018- August, 2022*  
*Shift Manager*

- Manage staff members with a strong focus on customer service, and helping the environment be less stressful, due to the high demand of the store.
- Hand financial tasks related to the stores' profit of the day.
- Train new employees, and making them feel comfortable and efficient at what they are being taught.

*Front Desk Receptionist, Title City Barbershop, Natick Mall, MA, January 2019-March 2019*

*Intern, Town of Hopkinton, Hopkinton Police Department, September 2021-June 2022*

*Public Safety Dispatcher (Part-Time), Town of Hopkinton, June 2022- Present*

**Volunteer Experience:**

*Foundation For MetroWest, Natick, Massachusetts September 2018-March 2019*

- This program talked about non-profit organizations within the MetroWest area and their purpose.
- Raised \$2,000, and donated to two different non-profit organizations.

*Framingham High School, tour guide for upcoming ESL students, August 2017- January 2020*

RECEIVED

JAN 30 2023

HUMAN RESOURCES

## Aline Matos

To whom it may concern,

I was motivated to contact you upon learning that the Town of Hopkinton is seeking a full-time Public Safety Dispatcher.

Throughout my academic pursuits on learning, I have been working on developing skills necessary to be great at what I want to achieve and be able to apply to my goals within the career path that I want to pursue. As a personal mission, I strive to empower and improve other's outlook and circumstances, while also making personal improvements. I believe that being patient, courageous, along with being professional and driven, is an essential combination for people in my field. Additionally, my abilities extend to leadership and communication with proficiency in teamwork. Working with people from diverse backgrounds has provided me with a deep understanding and awareness of differences in both individuals and organizations. These qualities will help support the department mission while reflecting positively on the professionalism and competencies in its employees.

I hope that with this opportunity I will be able to expand and gain better skills within the field of telecommunications. I believe that with the help of my coworkers I will be able to acquire great abilities and be able to improve my skill sets. This opportunity would not only be a dream come true, but it would also give me the opportunity to learn much more about the career path I want to pursue.

For further details of my qualifications, background, and contributions, please take a moment to review my enclosed resume. I believe that I can successfully be the perfect match you are seeking and I welcome the opportunity to speak with you at your earliest convenience.

Sincerely,

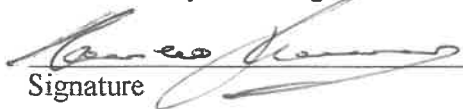
Aline Matos



In the space below, describe the activity/details of the license you're applying for:

Mexican Southwestern Restaurant

I certify under the pains of perjury that I, to the best knowledge and belief, have filed all state tax returns and paid all state taxes under law, and that all the information in this application are to the best of my knowledge true and correct.

  
Signature

02/17/2023  
Date

*Checklist of additional information to be included with General License Application (if applicable):*

- Application Fee (must accompany application; checks made payable to Town of Hopkinton)
- CORI Form
- Floor Plan/Seating Plan
- Certificate of Insurance Liability
- Workers Compensation Certificate
- TIPS Certification (Alcohol only)
- Entertainment License Application (if applicable)
- Parade Permit Application (if applicable)
- Safety Plan\*
- Litter Control Plan\*

\*must be included with all Special Temporary Alcohol License and Parade Permit applications

Dwight Stes 02/17/23





TOWN OF HOPKINTON  
SELECT BOARD

18 Main Street, Hopkinton, MA 01748  
508-497-9700 www.hopkintonma.gov

ENTERTAINMENT LICENSE APPLICATION

DATE: 1/30/23

Applicant Name: Mauricio Biemermann

Business Name: Orale LNC. Email: zzhopkinton@oralemexiconcuisine.com

Street Address/P.O. Box: 22-24 Main St Telephone: 508-590-1266

City/Town: Hopkinton State: MA Zip: 01748

Please check all that apply:

Application Type: Annual License [checked] Single Event [ ]

Will the Entertainment occur on Sundays? Yes [ ] No [checked]

Dancing: By Patrons [ ] By Entertainers [ ] No Dancing [checked]

Music: Recorded [checked] Juke Box [ ] Live Music [checked]

Public Shows: Theater [ ] Movies [ ] Floor Show [ ] Other [ ]

Amplification System: Yes [checked] No [ ]

Other: Video Games [ ] Pool/Billiard Tables [ ] Automatic Amusement Devices [ ]

Other: [ ]

Admission Fee: Yes [ ] How Much? [ ] No [checked]

Nudity (As described in M.G.L. c.140 §183A): Yes [ ] No [checked]

Please fully describe the proposed entertainment in the space below: (Type, dates, hours of operation, location, indoors/outdoors, maximum number of patrons/attendees, etc.)

LIVE MUSIC SHOW, KARAOKE, FRIDAY-SATURDAYS  
INDOORS (60) MAXIMUM # OF ALL = PATRONS, EMPLOYEES  
1 HOUR ALL SHOWS INDOORS

NO SUNDAYS

Fee Schedule:

<i>Application Type</i>	<i>Fee</i>
Annual Entertainment License – Occupancy or attendance less than 100 patrons	No fee
Annual Entertainment License – Occupancy or attendance 100 patrons or more	\$25.00
Single Event Entertainment License – Occupancy or attendance less than 100 patrons	No fee
Single Event Entertainment License – Occupancy or attendance 100 patrons or more	\$25.00
Billiard, Pool and Sippio License	\$25.00 per pool, billiard, or sippio table, or bowling alley lane
Automatic Amusement Device License	\$20.00 per device

Application Checklist:

- N/A  Application Fee (must accompany application; checks made payable to Town of Hopkinton)
- CORI Request Form
- Property Owner's Approval (if Applicant does not own the property at which the entertainment will be provided)
- N/A  For carnivals and events regulated by 520 CMR 5 et. seq. – Provide copy of License to Operate Amusement Devices issued by Commonwealth of Massachusetts
- X  For applications for events under the care, custody and control of the Town where employees of the event will have direct and unmonitored contact with children – Provide a list of all employees. *ELIZABETH AND MANAICIO OWNERS*
- N/A  Sunday Licenses – Provide permission from Division of Public Licensure

*[Handwritten Signature]*  
 \_\_\_\_\_  
 Signature of Applicant

*1/30/23*  
 \_\_\_\_\_  
 Date

*Applications shall be filed at least 60 days prior to the day on which the application proposes to offer the public amusement; provided, however, that the Select Board may waive requirement upon showing of good cause.*

Revised 10/5/2021



# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)  
01/13/2023

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

<b>PRODUCER</b> BIBERK P.O. Box 113247 Stamford, CT 06911	<b>CONTACT NAME:</b> PHONE (A/C No. Ext): 844-472-0967      FAX (A/C No): 203-654-3613 E-MAIL ADDRESS: customerservice@biBERK.com	
	<b>INSURER(S) AFFORDING COVERAGE</b>	
<b>INSURED</b> Orale, Inc.  2224 Main Street Hopkinton, MA 01748	<b>INSURER A:</b> Wellfleet Insurance Company	<b>NAIC #</b> 32280
	<b>INSURER B:</b>	
	<b>INSURER C:</b>	
	<b>INSURER D:</b>	
	<b>INSURER E:</b>	
	<b>INSURER F:</b>	

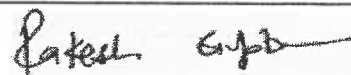
**COVERAGES**                      **CERTIFICATE NUMBER:**                      **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

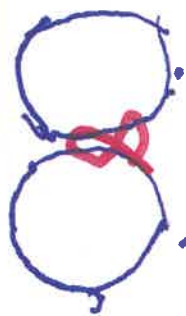
INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSD WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
	<b>COMMERCIAL GENERAL LIABILITY</b> <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> OCCUR  GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:					EACH OCCURRENCE \$ 0 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 0 MED EXP (Any one person) \$ 0 PERSONAL & ADV INJURY \$ 0 GENERAL AGGREGATE \$ 0 PRODUCTS - COMP/OP AGG \$ 0 \$
	<b>AUTOMOBILE LIABILITY</b> <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY <input type="checkbox"/> AUTOS ONLY					COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	<b>UMBRELLA LIAB</b> <input type="checkbox"/> OCCUR <b>EXCESS LIAB</b> <input type="checkbox"/> CLAIMS-MADE  DED    RETENTION \$					EACH OCCURRENCE \$ AGGREGATE \$ \$
A	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N <input checked="" type="checkbox"/> Y    N/A	N9WC989563	01/12/2023	01/12/2024	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$100,000 E.L. DISEASE - EA EMPLOYEE \$100,000 E.L. DISEASE - POLICY LIMIT \$500,000
	Professional Liability (Errors & Omissions): Claims-Made					Per Occurrence/ Aggregate

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

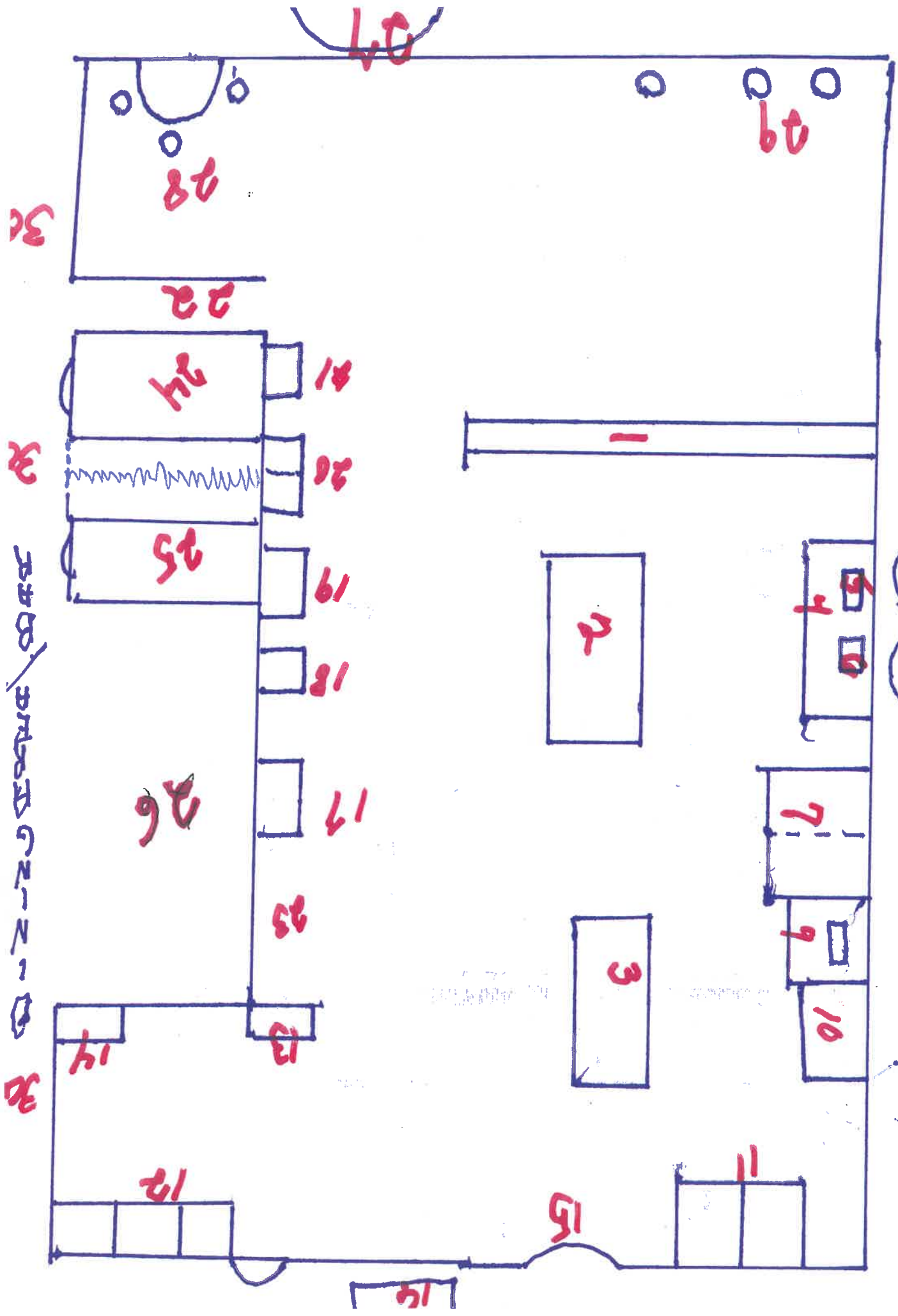
Exclusions:  
Mauricio Bremermann;

<b>CERTIFICATE HOLDER</b>  Town Hall Hopkinton Ma 18 Main St Hopkinton, MA 01748	<b>CANCELLATION</b>  SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.  AUTHORIZED REPRESENTATIVE 
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ORALE MEXICAN  
22-24 MAIN ST



KITCHEN LAYOUT  
BOARD OF HEALTH



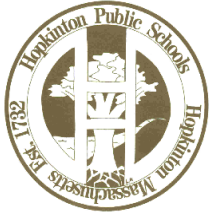
KEY FOR ORALE KITCHEN LAYOUT  
22 MAIN ST HOPKINTON MA01748

- 1, COUNTER FOR SLES /REGISTER
- 2,4 FT SANDWICH UNIT
- 3, 5 FT STAINLESS PREP TABLE
- 4,4ft STAINLESS TABLE
- 5, 2 /PANNINI PRESS
- 6, 2 FT FLAT GRIDDLE ELECTRIC
- 7, 2 DOOR BLODGET OVEN- PROPANE
- 8, PROPANE TANKS (EXTERIOR)
- 9, 4 FT PREP TABLE
- 10, 2 DOOR LOWBOY COLD STORAGE
- 11, 2 DOOR 4 RACK STAND UP REFRIDERATOR
- 12, 3 BAY SINK WITH DIRTY AND CLEAN RAILS
- 13, 4 FT METRO SHELF FOR DRYING
- 14, SERVICE SINK/ MOP SINK
- 15, REAR DOOR WITH SCREEN – FIRE RATED / RECEIVING
- 16, DUMPSTER/ WITH LOCK
- 17, DEDICATED FOOD SINK / WITH DECLARATION
- 18, HANDSINK
- 19, JACKSON LOW TEMP DISHWASHER
- 20, 2 DOOR STANDUP / PRODUCE RTE ONLY
- 21, 1 DOOR STANDUP / PREPARED FOOD
- 22, HANDICAP RAMP TO BATHROOMS /DINING/BAR
- 23, SHELVING STAINLESS STEEL FOR INVERTED PAN STORAGE
- 24, MENS/ HANDICAPPED BATHROOM
- 25, LADIES ROOM
- 26, DINING /BAR AREA 10 STOOLS
- 27, FRONT ENTRANCE
- 28, SEATING AREA / PROPOSED 40 ON THIS LEVEL
- 29, 3 STOOL DINING
- 30, SEATING DINING AREA

ALL EQUIPT MENT IS NSF AND OF COMMERCIAL GRADE  
THERE IS A COOLING RACK WITH 10 SHELVES AND CUTTING BOARD  
AFFIXED  
SEPERATION OF PREPERATION TO BE ACHIEVED WITH COLOR CODED  
BOARDS

GREASE TRAP IS UNDER 3 BAY TO BE MAINTANIED BY CLEANOUTS 2X  
MONTHLY OR AS NEEDED .

DRAINS TO BE TREATED WITH ENZYMES FOR BACTERIA , VECTORS,  
LYSTERIA , MASTER CLEANING SCHEDULE TO BE PRESENTED AT  
INSPECTION



## Hopkinton Public Schools

89 Hayden Rowe Street Hopkinton, MA. 01748

Susan Rothermich  
*Director of Finance & Operations*  
srothermich@Hopkinton.K12.ma.us

Telephone: 508-417-9360  
Fax: 508-497-9833

### MEMORANDUM

To: Norman Khumalo, Town Manager  
Dr. Cavanaugh, Superintendent of Schools

From: Susan Rothermich, Director of Finance & Operations

Date: 3/30/2023 (for Select Board meeting of 4/3/2023)

Subject: Special Education Reserve Fund Spending

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The Special Education Reserve Fund was created at the May 2022 town meeting for the FY2023 budget. The special education budget for out of district tuition estimate for FY2023 will fully expend the reserve fund in FY2023. To expend the appropriation, we need a majority vote of the School Committee and Select Board. If a student needs change, the general fund appropriation for the budget will be spent first in an attempt to preserve the reserve for future budget years.

The fund appropriation is \$1,094,024. The amount requested to be spent is \$1,094,024.

The School Committee approved this request on January 19, 2023.

**COMMONWEALTH OF MASSACHUSETTS  
TOWN OF HOPKINTON  
ANNUAL TOWN MEETING WARRANT  
MAY 1, 2023**

*(Voter Registration Deadline: April 11, 2023)*

MIDDLESEX, ss.

To any of the Constables of the Town of Hopkinton in said County,

**GREETINGS:**

In the name of the Commonwealth of Massachusetts you are hereby required to notify and warn all inhabitants of the Town of Hopkinton qualified to vote in elections and in Town affairs:

To bring in their ballots on May 15, 2023, to an adjourned session of the Annual Town Meeting to be held at the Hopkinton Middle School Gymnasium, for the election of the following Officers:

**Offices for the May 15, 2023 Election**

<b>Office</b>	<b># Positions</b>	<b>Length of Term</b>
Select Board	1	3 years
Board of Assessors	1	3 years
Board of Health	1	3 years
Board of Library Trustees	2	3 years
Commissioners of Trust Fund	1	3 years
Constable	1	3 years
Hopkinton Housing Authority**	1	1 year
Parks & Recreation Commission	2	3 years
Planning Board	2	5 years
Planning Board	1	3 years
Planning Board**	1	2 years
School Committee	2	3 years

**\*\*UNEXPIRED TERM**

AND also to vote "Yes" or "No" on the following questions appearing on the ballot:

## QUESTIONS

QUESTION 1: Shall the Town of Hopkinton be allowed to exempt from the provisions of proposition two and one-half, so-called, the amounts required to pay for the bond issued in order to pay for the design, engineering, permitting, and construction of a new sidewalk on Chestnut St. from Wild Road to Smith Road, including any and all costs, fees, and expenses related to the same?

QUESTION 2: Shall the Town of Hopkinton be allowed to exempt from the provisions of proposition two and one-half, so-called, the amounts required to pay for the bond issued in order to pay for the design, engineering, permitting, and construction of a new sidewalk between EMC Park and Fitch Avenue, connecting to Blueberry Lane, including any and all costs, fees, and expenses related to the same?

QUESTION 3: Shall the Town of Hopkinton be allowed to exempt from the provisions of proposition two and one-half, so-called, the amounts required to pay for the bond issued in order to pay architectural and engineering design for Fire Station 2?

QUESTION 4: Shall the Town of Hopkinton be allowed to exempt from the provisions of proposition two and one-half, so-called, the amounts required to pay for the bond issued in order to pay for Hopkinton Public School HVAC renewal work?

QUESTION 5: Shall the Town of Hopkinton be allowed to exempt from the provisions of proposition two and one-half, so-called, the amounts required to pay for the bond issued in order to pay for the Hopkins School Addition project?

QUESTION 6: Shall the Town of Hopkinton be allowed to exempt from the provisions of proposition two and one-half, so-called, the amounts required to pay for the bond issued in order to pay for reconstruction and paving of Pratt Way and the roadways within Evergreen and Mount Auburn Cemeteries?

For this purpose, the polls will be open from 7:00 a.m. to 8:00 p.m.

AND, further, to meet at the Hopkinton Middle School at 88 Hayden Rowe, on May 1, 2023, at 7:00 p.m., then and there to act upon the following Articles:

## REPORTS

### **ARTICLE: 1 Acceptance of Town Reports; Sponsor: Select Board**

To hear the Reports of Town Officers, Boards, and Committees.

Select Board Chair Amy Ritterbusch \_\_\_\_\_  
Initial



Pass any vote or take any act relative thereto.

### **FINANCIAL - FISCAL YEAR 2023**

#### **ARTICLE: 2 FY 2023 Supplemental Appropriations and Transfers; Sponsor: Town Manager**

To see if the Town will vote to transfer from available funds or otherwise provide a sum or sums of money to supplement operating budgets and various accounts for the fiscal year ending on June 30, 2023.

Pass any vote or take any act relative thereto.

#### **ARTICLE: 3 Unpaid Bills from Prior Fiscal Years; Sponsor: Town Manager**

To see if the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide a sum or sums of money to pay unpaid bills from prior fiscal years, in accordance with the provisions of General Laws chapter 44, §64.

Pass any vote or take any act relative thereto.

### **FINANCIAL - FISCAL YEAR 2024**

#### **ARTICLE: 4 Set the Salary of Elected Officials; Sponsor: Select Board**

To see if the Town will vote to fix the salary or compensation of all the elected officials of the Town in accordance with General Laws chapter 41, §108.

Pass any vote or take any act relative thereto.

#### **ARTICLE: 5 Fiscal Year 2024 Operating Budget; Sponsor: Town Manager**

To hear and act on reports and recommendations of the Appropriation Committee and to see if the Town will vote to raise and appropriate, transfer from available funds, borrow, or otherwise provide a sum or sums of money for the operation and maintenance of Town Departments for the fiscal year beginning on July 1, 2023, and that such sums be expended for such purposes under the direction of the respective Town Officers, Boards, and Committees.

Pass any vote or take any act relative thereto.

#### **ARTICLE: 6 FY 2024 Revolving Funds Spending Limits; Sponsor: Town Manager**

To see if the Town will vote to establish the limit on the total amount that may be expended from each revolving fund established by the General Bylaws, Chapter 13, Article VI, pursuant to General Laws chapter 44, §53E½, for the fiscal year beginning on July 1, 2023.

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Pass any vote or take any act relative thereto.

**ARTICLE: 7 PEG Access and Cable Related Fund Revolving Account Funding; Sponsor: Town Manager**

To see if the Town will vote to appropriate a sum or sums of money from the PEG Access and Cable Related Fund Revolving Account, established pursuant to General Laws chapter 44, §53F¾, to support public, educational, or governmental access cable television services.

Pass any vote or take any act relative thereto.

**ARTICLE: 8 Chapter 90 Highway Funds; Sponsor: Town Manager**

To see if the Town will vote to appropriate a sum or sums of money from the proceeds due to the Town pursuant to General Laws chapter 90 for the purposes of repair, construction, maintenance, and preservation of the Town's roads and bridges, the acquisition of easements and other interests in real property related to the laying out of ways, and other related costs, all which qualify under the State Aid Highway Guidelines adopted by the Massachusetts Department of Transportation; said sum to be spent under the direction of the Town Manager.

Pass any vote or take any act relative thereto.

**ARTICLE: 9 Transfer to Other Post-Employment Benefits Liability Trust Fund; Sponsor: Town Manager**

To see if the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide a sum or sums of money for the purpose of increasing the Other Post-Employment Benefits Liability Fund.

Pass any vote or take any act relative thereto.

**ARTICLE: 10 Transfer to the General Stabilization Fund; Sponsor: Town Manager**

To see if the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide a sum or sums of money for the purpose of increasing the General Stabilization Fund, to be used, upon further appropriation, for any lawful purpose.

Pass any vote or take any act relative thereto.

**ARTICLE: 11 Transfer to the School Special Education Reserve Fund; Sponsor: Town Manager**

To see if the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide a sum or sums of money for the purpose of increasing the School Special Education Reserve Fund, to be used, without further appropriation, for unanticipated or unbudgeted costs of special education and recovery high school programs, out-of-district tuition, or transportation.

Pass any vote or take any act relative thereto.

**ARTICLE: 12 Establish Capital Stabilization Account for South Middlesex Regional Vocational Technical School District; Sponsor: South Middlesex Regional Vocational Technical School District**

To see if the Town will vote to authorize the South Middlesex Regional Vocational Technical School (aka Keefe Regional Technical School) District Committee to establish a Capital Stabilization Account for the South Middlesex Regional Vocational Technical School (aka Keefe Regional Technical School) District, pursuant to General Laws chapter 71, §16G½.

Pass any vote or take any act relative thereto.

**ARTICLE: 13 PILOT Agreement, Wilson Street Solar Farm; Sponsor: Select Board**

To see if the Town will vote in accordance with Chapter 59, Section 5, Clause forty-fifth of the *Massachusetts General Laws*, to approve a Payment in Lieu of Taxes (PILOT) Agreement, as negotiated by the Select Board, with GHTJA04 LLC, for a period of twenty-five (25) years, whereby GHTJA04 LLC will pay the Town a sum of monies per year relative to a portion of land located at 17 Wilson Street, shown as Assessors' Maps U12 1 A, U12 2 A, U11 30 0 and U11 26 B, and which is related to the proposed construction and operation of a Large-Scale Ground Mounted Solar Photovoltaic Installation with an expected nameplate capacity of approximately 1.8 megawatts, said PILOT Agreement being on file in the Town Clerk's Office, and further to allow the Select Board or the Town Manager to negotiate any amendments necessary to said PILOT Agreement to reflect any changes in the size of the parcel of land or size of the system so long as the payments reflected in the PILOT Agreement rise or lower commensurately.

Pass any vote or take any act relative thereto.

**CAPITAL EXPENSES AND PROJECTS**

**ARTICLE: 14 Pay-As-You-Go Capital Expenses; Sponsor: Town Manager**

To see if the Town will vote to raise and appropriate, transfer from available funds, transfer from the Capital Stabilization Fund, or otherwise provide a sum or sums of money to fund the following Pay-As-You-Go capital purchases and projects:

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<i>Item</i>	<i>Purchase or Product</i>	<i>To be spent under the direction of</i>
1	End User Computer Hardware Renewal Refresh	Town Manager
2	Security Cameras at Police Department, Town Hall	Town Manager
3	Network Switching and WiFi Upgrades	Town Manager
4	Police Department Vehicle Replacement - Three Cruisers	Town Manager
5	Fire Department Vehicle Replacement for 2011 Chevy Tahoe	Town Manager
6	Fire Department Vehicle Replacement for 2011 F-250 Pickup with Plow	Town Manager
7	Fire Department Breathing Air Fill Station	Town Manager
8	School Systemwide Wireless Technology Upgrade	School Superintendent
9	EMC Park Drainage Remediation	Town Manager
10	Drainage Improvement - Wood Street	Town Manager
11	Drainage Improvement - Downey Place	Town Manager
12	Replace 2005 Caterpillar 928 Loader	Town Manager
13	Replace 2005 Caterpillar 420 Backhoe	Town Manager
14	Participatory Budget Item(s) TBD	Town Manager

Pass any vote or take any act relative thereto.

**ARTICLE: 15 Chestnut Street Sidewalk; Sponsor: Planning Board**

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To see if the Town will vote to raise and appropriate, transfer from available funds, borrow, appropriate from excess bond premiums, or otherwise provide a sum or sums of money for the design, engineering, permitting, and construction of a new sidewalk on Chestnut St. from Wild Road to Smith Road, including any and all costs, fees, and expenses related to the same; said sum to be spent under the direction of the Town Manager.

Pass any vote or take any act relative thereto.

**ARTICLE: 16 Sidewalk from EMC Park to Blueberry Lane; Sponsor: Planning Board**

To see if the Town will vote to raise and appropriate, transfer from available funds, borrow, appropriate from excess bond premiums, or otherwise provide a sum or sums of money for the design, engineering, permitting, and construction of a new sidewalk between EMC Park and Fitch Avenue, connecting to Blueberry Lane, including any and all costs, fees, and expenses related to the same; said sum to be spent under the direction of the Town Manager.

Pass any vote or take any act relative thereto.

**ARTICLE: 17 Fire Station 2 Architectural and Engineering Design; Sponsor: Fire Chief and Town Manager**

To see if the Town will vote to raise and appropriate, transfer from available funds, borrow, appropriate from excess bond premiums, or otherwise provide a sum or sums of money for architectural and engineering design for Fire Station 2, including any and all costs, fees, and expenses related to the same; said sum to be spent under the direction of the Town Manager.

Pass any vote or take any act relative thereto.

**ARTICLE: 18 Hopkinton Public School HVAC Renewal Work; Sponsor: School Committee**

To see if the Town will vote to raise and appropriate, transfer from available funds, borrow, appropriate from excess bond premiums, or otherwise provide a sum or sums of money for Hopkinton Public School HVAC renewal work, including any and all costs, fees, and expenses related to the same; said sum to be spent under the direction of the School Committee.

Pass any vote or take any act relative thereto.

**ARTICLE: 19 Hopkins School Addition; Sponsor: School Committee**

To see if the Town will vote to raise and appropriate, transfer from available funds including but not limited to the School Department Stabilization Fund, borrow, appropriate from excess bond premiums, or otherwise provide a sum or sums of money for Hopkins School Addition project, including any planning, design, engineering, construction, including any and all costs, fees, and

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expenses related to the same; said sum to be spent under the direction of the School Committee.

Pass any vote or take any act relative thereto.

**ARTICLE: 20 Roadway Paving - Pratt Way and Cemeteries; Sponsor: Director of Public Works and Town Manager**

To see if the Town will vote to raise and appropriate, transfer from available funds, borrow, appropriate from excess bond premiums, or otherwise provide a sum or sums of money for the reconstruction and paving of Pratt Way and the roadways within Evergreen and Mount Auburn Cemeteries, including any and all costs, fees, and expenses related to the same; said sum to be spent under the direction of the Town Manager.

Pass any vote or take any act relative thereto.

**ARTICLE: 21 Water Department Vehicle Replacement; Sponsor: Director of Public Works and Town Manager**

To see if the Town will vote to raise and appropriate, transfer from available funds, borrow, appropriate from excess bond premiums, or otherwise provide a sum or sums of money for the replacement of one superduty dump truck; said sum to be spent under the direction of the Town Manager.

Pass any vote or take any act relative thereto.

**ARTICLE: 22 School Curriculum, Equipment, and Services Contracts; Sponsor: School Committee**

To see if the Town will vote to authorize the Superintendent of Schools, or a designee thereof, to enter into a contract or contracts for Digital Curriculum (educational programs, educational courses, educational curricula in any media including online textbooks, educational software, newspapers, serials, periodicals, audiovisual materials or software maintenance), Technology Equipment and property Lease, and School Bus Transportation, for a term or terms in excess of three years but not to exceed six years, including any extension or renewal thereof or option under an existing contract, upon such terms and conditions determined by the Superintendent or designee to be in the best interests of the Town; provided, however, that, prior to executing a contract for a term in excess of three years, the Superintendent or designee shall certify in writing to the School Committee that such longer term will enable the Town to secure more favorable terms, considering price, expected useful life and any other relevant factors, that would otherwise be available under a contract with a three-year term.

Pass any vote or take any act relative thereto.

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## COMMUNITY PRESERVATION FUNDS

### **ARTICLE: 23 Community Preservation Funds; Sponsor: Community Preservation Committee**

To see if the Town will vote to appropriate or reserve from the Community Preservation annual revenues a sum or sums of money, in the amounts recommended by the Community Preservation Committee and not to exceed 5% of the estimated annual revenues for Fiscal Year 2024, for committee administrative expenses and other expenses in the fiscal year beginning on July 1, 2023, with each item to be considered a separate appropriation.

Pass any vote or take any act relative thereto.

### **ARTICLE: 24 Community Preservation Recommendations; Sponsor: Community Preservation Committee**

To see if the Town will vote to hear and act on the report of the Community Preservation Committee on the Community Preservation budget for Fiscal Year 2024; and further, to reserve for future appropriation a sum of money from the Community Preservation Fund for open space, historic resources, community housing, recreation and budgeted reserve purposes; and, further to appropriate from the Community Preservation Fund, a sum or sums of money for the following Community Preservation projects or purposes, including the acquisition of interests in land, all as recommended by the Community Preservation Committee, and to authorize the Town Manager, Town Clerk, TrailCoordination and Management Committee, Open Space Preservation Commission, Upper Charles Trail Committee, Hopkinton Housing Authority and the Parks and Recreation Commission to enter into all agreements and execute any and all instruments necessary to acquire, convey or accept, as the case may be, appropriate historic preservation for historic resources and conservation restrictions for open space, in accordance with General Laws chapter 184, to comply with the requirements of General Laws chapter 44B, §12 for the same:

- A. A sum or sums of money from funds reserved for Historical Preservation for Restoration of Historical Records, not including digitization of the same. Funded from the Historical Preservation Reserve with the following conditions: 1. That the grant expires on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Town Clerk and the Community Preservation Committee.
- B. A sum or sums of money from funds reserved for Open Space/Undesignated Reserve for the land purchase of the Jenner Property, parcel R12 9 0. Located between Saddle Hill and Cedar Street. Funded from Open Space/Undesignated Reserve with the following conditions: 1. That the grant expired on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Town Manager and the Community Preservation Committee. 3. Price includes all legal costs for the purchase of the land. 4. That a Conservation Restriction be placed

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on the land within five years and that allows trails to be designed and constructed.  
5. Land will be held by the Open Space Preservation Commission.

- C. A sum or sums of money from funds reserved for Open Space/Undesignated Reserve for the land purchase of Connelly Land (R34 26 B and U26 7 0). Funded from Open Space/Undesignated Reserve with the following conditions: 1. That the grant expired on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Town Manager and the Community Preservation Committee. 3. Price includes all legal costs for the purchase of the land. 4. That a Conservation Restriction be placed on the land within five years and that allows trails to be designed and constructed. 5. Land will be held by the Open Space Preservation Commission.
- D. A sum or sums of money from funds reserved from the Open Space Reserve for the Boundary Marking of 9 parcels. Funded from the Open Space Reserve with the following conditions: 1. That the grant expires on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Open Space Preservation Commission and the Community Preservation Committee.
- E. A sum or sums of money from funds reserved for Open Space Reserve for Trailhead Parking on Ash Street. Funded from the Open Space Reserve with the following conditions: 1. That the grant expires on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Trail Coordination and Management Committee and the Community Preservation Committee.
- F. A sum or sums of money for funds reserved for Open Space/Undesignated Reserve for the land purchase NSTAR Parcel R23 73 A (approximately 5.99 acres) and R23 73 B (approximately 1 acre). Funded from Open Space/Undesignated Reserve with the following conditions: 1. That the grant expired on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Town Manager and the Community Preservation Committee. 3. Price includes all legal costs for the purchase of the land. 4. That a Conservation Restriction be placed on the land within five years and that allows trails to be designed and constructed. 5. Land will be held by the Open Space Preservation Commission.
- G. A sum or sums of money for funds reserved for Open Space/Undesignated Reserve for the land purchase NSTAR Parcel R23 100 0 (approximately 9.9 acres). Funded from the Open Space/Undesignated Reserve with the following conditions: 1. That the grant expired on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Town Manager and the Community Preservation Committee. 3. Price includes all legal costs for the purchase of the land. 4. That a Conservation Restriction be placed on the land within five years



and that allows trails to be designed and constructed. 5. Land will be held by the Open Space Preservation Commission.

- H. A sum or sums of money from funds reserved for Recreation Funds for Trail Bridges and Boardwalks. Funded from the Recreation Reserve with the following conditions: 1. That the grant expires on July 1, 2025 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Trail Coordination and Management Committee and the Community Preservation Committee.
- I. A sum or sums of money from funds reserved for Recreation Funds for Additional Shade Structures and benches at the Dog Park. Funded from the Recreation Reserve with the following conditions: That the grant expires on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Parks and Recreation Commission and the Community Preservation Committee.
- J. A sum or sums of money from funds reserved from Undesignated Reserve for the Design, Construction bid documents, construction, and parking for a Cricket Pitch and Little League baseball field at Pyne Field. Funded from Undesignated Reserve with the following conditions: 1. That the grant expires on July 1, 2025 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Parks and Recreation Commission and the Community Preservation Committee.
- K. A sum or sums of money from funds reserved for Recreation Funds for Additional Security Cameras at Sandy Beach and Fruit Street Athletic Fields. Funded from the Recreation Reserve with the following conditions: 1. That the grant expires on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Parks and Recreation Commission and the Community Preservation Committee.
- L. A sum or sums of money from funds reserved for Community Housing Reserve for the creation of ADA compliant seating areas, which will include shading structures, a covered bus shelter and walkways at the Housing Authority. Funded from the Community Housing Reserve with the following conditions: 1. That the grant expires on July 1, 2025 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Hopkinton Housing Authority and the Community Preservation Committee.
- M. A sum or sums of money funded from Recreation Reserve for Preliminary Engineering including wetlands assessment, topographical evaluation, and trail mapping of the town-owned portions and abutting properties of the Western Route Trail. Funded from the Recreation Reserve with the following conditions: 1. That the grant expires on July 1, 2024 unless extended by the Community Preservation Committee. 2. The Trail Coordination and Management Committee gets written statement from private property owners for permission to walk the site, determine

wetlands, and survey the land for future trail locations and expressing willingness to enter into discussions on the town purchasing an easement or land for the future trail. 3. Grant be spent under the direction of the Trail Coordination and Management Committee and the Community Preservation Committee.

- N. A sum or sums of money funded from Recreation Reserve for Preliminary Engineering including wetlands assessment, topographical evaluation, and trail mapping of Segment One. Funded from Recreation Reserve with the following conditions: 1. That the grant expires on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Upper Charles Trail Committee and the Community Preservation Committee.
- O. A sum or sums of money from funds reserved for Open Space/Undesignated Reserve for the land purchase of the McDonough property, parcel R10 15 0. Funded from Open Space/Undesignated Reserve with the following conditions: 1. That the grant expired on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Town Manager and the Community Preservation Committee. 3. Price includes all legal costs for the purchase of the land. 4. That a Conservation Restriction be placed on the land within five years and that allows trails to be designed and constructed. 5. Land will be held by the Open Space Preservation Commission.

Pass any vote or take any act relative thereto.

## **ZONING BYLAW AMENDMENTS**

### **ARTICLE: 25 Inclusionary Development Bylaw; Sponsor: Planning Board**

To see if the Town will vote to amend Article XI, Flexible Community Development Bylaw, of the Zoning Bylaws, as follows:

1. By changing the name of the Bylaw to “Inclusionary Development Bylaw”;
2. By amending the Bylaw provisions as follows:

#### § 210-57. Purpose and Intent.

The purpose of this Article is to increase the inventory of affordable housing in Hopkinton. It is intended that the affordable housing units that result from this Article be considered as Local Initiative Program (LIP) units, in compliance with the requirements for the same as specified by the Department of Housing and Community Development (DHCD) and that said units shall count toward the Town’s requirements under G.L. c.40B sec. 20-23. Each affordable unit created in accordance with this Article shall have limitations governing its resale to preserve the

long-term affordability of the unit and to ensure its continued availability for affordable income households.

§ 210-58. Applicability.

A. In all zoning districts, the inclusionary housing provisions of this section shall apply to the following uses, hereafter called the “development”:

(1) Any project that results in a net increase of **five (5)**~~ten (10)~~ or more dwelling units, whether by new construction or by the alteration, expansion, reconstruction, or change of existing residential or non-residential space, with the exception of Article XIII A, Village Housing Development projects; and

(2) Any division and/or subdivision of land held in common ownership as of the effective date of this Article, or anytime thereafter, into **five (5)**~~ten (10)~~ or more dwelling units.

§ 210-59. Administration.

~~A development shall require the grant of a Special Permit from the Planning Board. A Special Permit shall be granted if the proposal meets the requirements of this Chapter. If a development requires a Special Permit pursuant to any other provision of this Chapter, a separate Special Permit shall not be required. The Planning Board shall prepare and, after a public hearing, adopt and file regulations with the Town Clerk, which shall include submission requirements, timelines, procedures and provisions necessary to implement this Article.~~

§ 210-60. Mandatory Provision of Affordable Units.

A. In each applicable development, **10% of the total units**~~one dwelling unit~~ shall be established as an affordable housing unit ~~for every ten (10) dwelling units in the development, in any one or combination of methods provided for below.~~ **Where fractional units are the result, the number of affordable units shall be rounded to the nearest whole number. For example, in developments of 12 units, one affordable unit shall be created (1.2 units rounded to 1 unit); in developments of 17 units, two affordable units shall be created (1.7 units rounded to 2 units); and so on.** ~~For example, in a development of 10 to 19 units, 1 unit shall be affordable; in developments of 20 to 29 units, 2 units shall be affordable; and so on. The use of a combination of methods shall be approved by the Planning Board.~~ **Affordable dwelling units shall be constructed or rehabilitated on the development locus.**

B. The Planning Board may grant a Special Permit to allow for the construction or rehabilitation of a dwelling unit on a locus different than the development, or allow for a payment-in-lieu of construction or rehabilitation of a dwelling unit. Such Special Permit may be issued only where the Planning Board makes a specific finding that there will be a significant net benefit to achieving the Town’s affordable housing objectives as a result of

**allowing the construction or rehabilitation of a dwelling unit on a different locus than the development, or a payment-in-lieu.**

~~(1) — Constructed or rehabilitated on the development locus; or~~

~~(2) — Constructed or rehabilitated on a locus different than the development; or~~

~~(3) — An equivalent fees in lieu of payment may be made.~~

~~B. — For every affordable unit required, one additional market rate dwelling unit may be added to the total number of dwelling units in the development. For example, in a development of 20 units, two affordable units are required and the number of market rate units may be increased by two, for a total of 22 units.~~

~~C. — The Planning Board may allow a reduction in the dimensional requirements, including minimum lot area, frontage or setback requirements, applicable to the proposed development in order to accommodate the additional units on the site and to locate them within the areas most suitable for development. Such authorization for reduction shall be included in the special permit.~~

§ 210-61. Provisions Applicable to Affordable Housing Units On- and Off-Site.

A. All affordable units created, constructed or rehabilitated under this Article shall be situated within the development so as not to be in less desirable locations than market rate units in the development and shall, on average, be no less accessible to public amenities, such as open space, as the market-rate units.

B. Affordable housing units shall be integrated with the rest of the development and shall be compatible in design, appearance, construction, and quality of materials with other units. Interior features and mechanical systems of affordable units shall conform to the same specifications as apply to market-rate units.

C. Affordable housing units shall be provided coincident to the development of market-rate units.

D. The deeds to the affordable housing units sold to income eligible buyers shall contain a restriction against renting or leasing of said unit(s) during the period for which the housing unit(s) contains a restriction on affordability, **unless explicitly allowed by consent of the Town and the Commonwealth.**

**E. All affordable units created, constructed or rehabilitated under this article shall hold a legal use restriction that runs with the land, is recorded at the Registry of Deeds, provides for affordability in perpetuity, identifies the Subsidizing Agency and monitoring agent, if**

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**applicable, and restricts occupancy to income-eligible households, as defined by the Department of Housing and Community Development.**

EF. The applicant shall comply with the mandatory set-asides and accompanying restrictions on affordability, including the execution of an acceptable deed rider.

**FG. If the Planning Board grants a Special Permit which allows for off-site units, t**The location of ~~the off-site units to be provided~~ shall be approved by the Planning Board, and shall be provided coincident to the development of the market-rate units or in accordance with an alternate schedule approved by the Planning Board. Exercise of this option shall not result in the destruction or demolition of existing structures, unless the Planning Board determines that: 1) such destruction or demolition is not detrimental to the neighborhood; and 2) where the proposed destruction or demolition of existing housing units is proposed, is consistent with the overall housing goals of the Town. When the Historic Preservation Bylaw (Chapter 125 of the Bylaws of the Town of Hopkinton) applies to the structure, the Planning Board shall consult with the Historical Commission before making a determination.

§ 210-62. Fees-in-Lieu-of Affordable Housing Unit Provision.

A. An applicant may contribute funds to the Town of Hopkinton Affordable Housing Trust Fund ~~or Hopkinton Community Housing Task Force, Inc. (CHTF)~~ to be used for the development of affordable housing in lieu of constructing and offering affordable units within the locus of the proposed development or at an off-site locus **only if allowed by the Planning Board through the grant of a Special Permit.**

(1) Calculation of fee-in-lieu-of units. For each affordable unit not constructed or provided through one or a combination of the methods specified in this Article, the fee shall be an amount equal to the purchase price of a three-bedroom home that is affordable to a qualified affordable housing unit purchaser, as contained in the LIP guidelines regardless of what type of dwelling units are proposed, approved or constructed in the development.

(2) Schedule of fees-in-lieu-of-units payments. Fees-in-lieu-of-units payments shall be made according to a schedule agreed upon by the Planning Board and the applicant.

§ 210-63. Conflict with Other Bylaws.

The provisions of this Article shall be considered supplemental of existing zoning bylaws. To the extent that a conflict exists between this bylaw and others, the more restrictive bylaw, or provisions therein, shall apply.

Pass any vote or take any act relative thereto.

**ARTICLE: 26 Electric Vehicle Parking Spaces; Sponsor: Planning Board**

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To see if the Town will vote to amend the text of Zoning Bylaw, Article XVIII, Supplementary Regulations, by inserting a new Section 210-124.1, Electric Vehicle Parking, as follows:

§ 210-124.1 Electric Vehicle Parking.

A. Purpose

The sale of electric vehicles continues to grow in Massachusetts and opportunities for charging of these electric vehicles needs to be widespread to accommodate this mode shift. The purpose of this bylaw is to support this mode shift to electric vehicles and encourage ongoing efforts to reduce the impact of fossil fuels on the environment and work towards carbon neutrality by introducing opportunities for EV charging on parking areas with 5 spots or more. It is not the intent of this bylaw to open a private parking area for public use.

B. Administration

The Planning Board shall prepare and, after a public hearing, adopt and file regulations with the Town Clerk, which may be amended from time to time, and shall include technical requirements of the EV-Ready and EVSE-installed infrastructure, procedures, and provisions necessary to implement this Article.

C. Definitions

**ELECTRIC VEHICLE (EV):** Any vehicle that is licensed and registered for operation on public and private highways, roads, and streets and that operates exclusively on electrical energy from an off-board source that is stored in the vehicle's batteries, producing zero tailpipe emissions or pollution when stationary or operating.

**PLUG-IN HYBRID ELECTRIC VEHICLE (PHEV):** A hybrid electric vehicle whose battery can be recharged by plugging it into an external source of electric power, as well as by its on-board engine and generator.

**ELECTRIC VEHICLE SUPPLY EQUIPMENT (EVSE):** Equipment for the purpose of transferring electric energy to a battery or other energy storage device in an electric vehicle.

**EV INLET:** The EV inlet is located on the EV and consists of an electrical connection port that, when combined with the connector, can provide conductive charging and information exchange.

**CONNECTOR:** A connector is a device that, by insertion into an EV inlet, establishes an electrical connection to the EV for the purpose of information exchange and charging.

**EV-READY:** EV-Ready shall mean providing conduit, infrastructure, and a viable pathway for adequate electric connection sufficient to support a charging level set forth by the Planning Board in its regulations.

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EVSE-INSTALLED: "EVSE-Installed" shall, at a minimum, mean an installed EVSE within a minimum charging level as set forth by the Planning Board in its regulations.

#### D. Applicability

Construction projects subject to Major Project Site Plan Review pursuant to Article XX, specifically §210-134.C (Major Project) for *construction or enlargement of a parking area containing 25 or more parking spaces* and development projects requiring Minor Project Site Plan Review pursuant to Article XX, specifically §210-134.B (Minor Project) for *construction or enlargement of a parking area containing five or more parking spaces* shall conform to the minimum requirements for EVSE-Installed and/or EV-Ready parking spaces as set forth in this Article; provided, however, that such construction projects for which there is no net increase in the number of parking spaces are not required to conform to the provisions of this Article.

The Planning Board may waive or reduce the requirements for EVSE-Installed or EV-Ready parking spaces only upon a finding that the provision of the required EVSE-Installed or EV-Ready parking spaces would be significantly detrimental to the project, or the layout or orientation of the parking area does not allow for efficient provision of EV-Installed or EV-Ready parking spaces and such layout or orientation cannot be reasonably modified to accommodate the EVSE-Installed or EV-Ready parking spaces.

#### E. EVSE-Installed and EV-Ready Requirements

- (1) Where EVSE-Installed or EV-Ready parking spaces are required by the Article, the Planning Board shall set forth a minimum acceptable standard for charging level in its regulations.
- (2) The number of EVSE-Installed and/or EV-Ready parking spaces shall be provided as follows:
  - (a) Parking areas with fewer than 5 spaces shall not be required to provide any EVSE-Installed or EV-Ready parking spaces.
  - (b) Parking areas with 5 - 10 spaces shall provide 1 EVSE-Installed parking space or 2 EV-Ready parking spaces.
  - (c) Parking areas with 11 or more parking spaces shall provide 10% of the total spaces as EVSE-Installed parking spaces or 20% of the total spaces as EV-Ready parking spaces.

In any case where the calculation of EVSE-Installed or EV-Ready parking spaces results in a fraction of a space, the number of spaces shall be rounded up to the next whole number. *For example, a result of 1.7 spaces shall be rounded up to 2 spaces, a result of 3.2 spaces shall be rounded up to 4 spaces, and so on.*

- (3) The EVSE-Installed and EV-Ready parking spaces shall be located within the parking area, and shall be counted toward the parking requirements for the use, in accordance with the requirements of the Zoning Bylaw for off-street parking spaces.

F. Other Requirements

- (1) All EVSE placed and proposed shall be compliant with applicable state and federal law benefitting persons with disabilities, including the Americans with Disabilities Act of 1990 (ADA). All installed EVSE must comply with all requirements specified by the Massachusetts Architectural Access Board.
- (2) EVSE may be installed in standard parking spaces or accessible parking spaces. The installation of an EVSE shall not reduce the size of the parking space to below minimum local zoning requirements for off-street parking spaces.
- (3) An EVSE shall have all relevant parts located within accessible reach, and in a barrier-free access aisle for the user to move freely between the EVSE and the electric vehicle.
- (4) Where EVSE is provided or proposed within an adjacent pedestrian circulation area, such as a sidewalk or accessible route to the building entrance, the charging equipment must be located so as not to interfere with accessibility requirements; it should not interfere with the minimum pedestrian clearance widths as required by applicable state and federal law benefitting persons with disabilities, including the ADA. Cords, cables, and connector equipment should not extend across the path of travel within the sidewalk or walkway.

Pass any vote or take any act relative thereto.

**ARTICLE: 27 Site Plan Review Rooftop Solar Exemption; Sponsor: Planning Board**

To see if the Town will vote to amend the text of Zoning Bylaw Article XX, Site Plan Review, by inserting a new sentence at the end of the last paragraph of Section 210-134, Definitions, as indicated by **bold** text as follows:

For the purposes of Site Plan Review, the term “gross floor area” shall mean the sum of the gross horizontal areas of the several floors of a building including all garages, basements and cellars. All dimensions shall be taken from the exterior faces of walls, including the exterior faces of enclosed porches. **For the purposes of this Article, solar panels, modules, and associated equipment that is located on the rooftop of a building shall not be considered “mechanical equipment” and shall be exempt from the provisions of this article.**

Pass any vote or take any action relative thereto.

**ARTICLE: 28 Zoning District Change - 2 West Elm Street and 0 West Elm Street; Sponsor: Citizens Petition**

To see if the Town will vote to amend the Zoning Map of the Town of Hopkinton by changing the zoning district of land at 2 West Elm St. shown on Assessors Map R23, Block 45, Lot 0 and 0

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West Elm St. shown on Assessors Map R23, Block 46 from Residential B District to Business District.

Pass any vote or take any act relative thereto.

**ARTICLE: 29 Zoning District Change - South Street and Hayward Street; Sponsor: Citizens Petition**

To see if the Town will vote to amend the Zoning Map of the Town of Hopkinton by changing the zoning district of land at:

66 South Street shown on Assessors Map L37, Block 97, Lot 0

68 South Street shown on Assessors Map L37, Block 96, Lot 0

70 South Street shown on Assessors Map L37, Block 95, Lot 0

28 Hayward Street shown on Assessors Map L37, Block 94, Lot 0

30 Hayward Street shown on Assessors Map L37, Block 93, Lot 0

Pine Grove Lane a private 25' wide way from Hayward Street north to 52 South Street shown on Assessors Map R23, Block 65, Lot 0 and Hayward Street south to 74-76 South Street shown on Assessors Map R29, Block 23, Lot A.

From Residential Lake Front District to Rural Business District.

Pass any vote or take any act relative thereto.

**GENERAL BYLAW AMENDMENTS**

**ARTICLE: 30 Housekeeping - Delete Definition; Sponsor: Town Clerk**

To see if the Town will vote to amend the General Bylaws, Chapter 1 by striking "Article V Definitions" in its entirety and changing Article VI, Administration of Fines for Certain Violations, to Article V, accordingly.

Pass any vote or take any other act relative thereto

**ARTICLE: 31 Amend Meeting Minutes Bylaw: Sponsor: Town Clerk**

To see if the Town will vote to amend the General Bylaws, Section 5-29, "Meeting Minutes," subsection A, by: (1) striking "boards, committees, and commissions" and in its place insert the phrase "multi-member public bodies", (2) striking the phrase "forty (40) calendar days" and inserting in its place "thirty (30) days", and (3) inserting after "later" the phrase "unless the

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public body finds good cause to exceed these timeframes”, so that the amended Section 5-29, subsection A will read as follows:

“Approval of Minutes. All multi-member public bodies of the Town shall approve the minutes of their open session or executive session meetings within thirty (30) days of the meeting, or at its next meeting, whichever is later, unless the public body finds good cause to exceed these timeframes.”

Pass any vote or take any act relative thereto.

**ARTICLE: 32 Amend Leash Law: Sponsor: Select Board**

To see if the Town will vote to amend Article III, Leashing of Dogs, in Chapter 62, Animals, of the General Bylaws as follows:

1. By deleting Section 62-3 “Leashing and curbing required certain hours; exception” in its entirety and inserting in its place, a new Section 62-3 “Leashing and curbing required; exceptions” to read as follows:

No person who owns or keeps a dog or dogs shall allow the same to run free unless said dog is on the owner's or keeper's premises. Any dog not on the premises of its owner or keeper shall be leashed and curbed, provided that the said leashing or curbing shall not apply to hunting, guide, and therapy dogs under direct command of its owner or keeper, or to dogs used in law enforcement.

2. By deleting the text of Section 62-4 in its entirety and replacing it with the text: “Whoever violates this article shall be subject to a fine in the amount of \$50 or the minimum amount permitted by Section 173A of Chapter 140 of the General Laws, whichever is higher.”
3. By deleting “\$15” in Section 62-5, Redemption fee, and inserting in its place “\$25”.

Pass any vote or take any act relative thereto.

**ARTICLE: 33 Short Term Rental Bylaw: Sponsor: Select Board**

To see if the Town will vote to amend the General Bylaws of the Town of Hopkinton by adopting a new Chapter 164, Short Term Rental of Residential Property, as follows:

CHAPTER 164

Short-Term Rental of Residential Property

§164-1 Purpose

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The purpose of this Chapter is to establish regulations and a licensing process for the administration and enforcement of the short-term rental of residential property in the Town of Hopkinton. The regulations and the licensing process are designed to protect the health, safety, and welfare of the short-term tenants, the property owner, the residents of the surrounding neighborhood, and the public, and to ensure compliance with applicable Massachusetts General Laws and regulations.

#### §164-2 Applicability

The rental of residential property to short-term paying guests shall be allowed only in accordance with the requirements of this Bylaw.

#### §164-3 Definitions

DWELLING UNIT – An owner-occupied, tenant-occupied or non-owner-occupied residential property including, but not limited to, a dwelling unit, single-family dwelling unit, condominium, apartment, multi-family dwelling, or a furnished accommodation that is not a: hotel; inn; bed and breakfast establishment; lodging house; or continuing care retirement facility, assisted living facility, nursing home facility, or similar facility.

LICENSE – A license issued by the Select Board for operation of a Short-Term Rental Unit.

OPERATOR – Any person or entity operating a Short-Term Rental Unit. An Operator may be the owner of a Short-Term Rental Unit, or a lessee of a Short-Term Rental Unit with express written permission from the unit's lessor.

SHORT-TERM RENTAL UNIT – Any Dwelling Unit where at least one room or unit is rented to an occupant or sub-occupant; and all accommodations are reserved in advance; provided, however, that a private owner-occupied property shall be considered a single unit if leased and rented as such.

#### §164-4 General Requirements

The following requirements shall apply to all short term rentals:

- A. No property other than a Dwelling Unit may be operated as a Short-Term Rental Unit.
- B. No non-residential property may be operated as a Short-Term Rental Unit.
- C. No Dwelling Unit may be operated as a Short-Term Rental Unit without a License.
- D. Notwithstanding the issuance of a License, no Dwelling Unit may be used as a Short-Term Rental Unit except in compliance with these General Requirements.

- E. No Dwelling Unit shall be operated as Short-Term Rental Unit if it is designated as affordable or otherwise income-restricted, which are subject to affordability covenants or are otherwise subject to housing or rental assistance under local, state, or federal programs or law.
- F. No Dwelling Unit shall be operated as Short-Term Rental Unit if it is in violation or noncompliance with any provisions of the Building Code, Fire Code, and Board of Health regulations.
- G. No Dwelling Unit shall be operated as Short-Term Rental Unit if the Operator, or owner of the property if different from the Operator, is in arrears for payment of the unit's Town taxes, water, or sewage charges.
- H. No Dwelling Unit shall be operated as Short-Term Rental Unit unless the number of off-street parking spaces for the property on which the unit is located is sufficient to accommodate all guest occupants.
- I. No Dwelling Unit shall be operated as Short-Term Rental Unit if said unit is subject to zoning or other restrictions that prohibit short-term rental use.
- J. Operators shall designate for each Short-Term Rental Unit a person to be the manager of said unit. Managers shall respond within 2 hours to any problem or complaint and within 30 minutes in an emergency.
- K. The maximum occupancy of any short-term rental unit shall be limited to two people per bedroom.
- L. No commercial trash receptacle, including but not limited to a dumpster, may be maintained on the property on which a Short-Term Rental Unit is located for use by the Short-Term Rental Unit occupants for trash disposal. All trash removal for occupants of a Short-Term Rental Unit shall be by regular residential trash removal services, and shall be collected weekly, at a minimum.
- M. Short-Term Rental Units shall be subject to inspection by the Board of Health, Fire Department and the Director of Municipal Inspections.
- N. All Operators shall maintain an up-to-date log of all occupants that occupy any Short-Term Rental Unit. Said log shall contain all occupants' names, ages, and dates of commencement and expiration of each short-term rental period. The log shall be available for inspection by the Board of Health, Fire Department, and the Director of Municipal Inspections.

- O. All Licenses shall be issued to Operators and shall not run with the Short-Term Rental Unit or the property on which the unit is located. All Licenses shall terminate immediately upon any sale or transfer of ownership of the Short-Term Rental Unit or property on which the Short-Term Rental Unit is located. All Licenses shall terminate if the Operator to whom the license is issued transfers or is no longer in control of said Short-Term Rental Unit or property on which the Short-Term Rental Unit is located; provided, however, that the Select Board may allow the transfer of a license at its sole discretion.
- P. Short-Term Rental Units may only be rented for a minimum of 2 consecutive days and a maximum of 30 consecutive days. No Operator may rent a Short-Term Rental Unit to the same person for more than 30 consecutive days in any 6-month period. Rental durations outside of these minimum and maximum time periods are prohibited.
- Q. Operators shall maintain the structure and property exterior in good condition, including the upkeep of lawns, shrubbery, and other landscape features.
- R. Operators shall furnish each short-term rental occupant with a community information card containing, at a minimum, (i) emergency telephone numbers for the Hopkinton Police Department, Fire Department, and manager designated by the Operator, (ii) a description of the regulations, if any, relative to on-street parking at the address and fines for parking violations, (iii) a description of the Town's trash and recycling requirements, including the date of trash and recycling collection at the address, and (iv) a copy of the Town's noise bylaw.
- S. Operators shall post a sign on the inside of the Short-Term Rental Unit providing information on the location of all fire extinguishers in the unit, and, if applicable, the location of all fire exits and pull fire alarms in the dwelling.
- T. Operators shall retain and make available to the Town, upon written request, records to demonstrate compliance with this Section. The Operator shall retain such records for as long as a Dwelling Unit is offered as a Short-Term Rental Unit.

#### §164-5 License

Operators shall apply annually to the Select Board for a License for all Short-Term Rental Units. All Licenses will expire on June 30 of each year. The Select Board may adopt regulations, an application form, or other procedures governing the issuance and regulation of Licenses and Operators. Short-Term Rental Units shall be annually recorded in a Short-Term Rental Registry for a fee or fees set by the Select Board.

#### §164-6 Violations and Penalties

- A. Failure to comply with the requirements of this Bylaw, regulations adopted by the Select Board, conditions of a License, or an order issued by the Board of Health, Fire Department, or Director of Municipal Inspections, shall be subject to the following penalties:

- First Violation: \$150
  - Second violation: \$250
  - Third and subsequent violations: \$350

Each day that such violation continues shall be deemed to be a separate violation and be subject to the above penalty.

- B. The Select Board may suspend or revoke any License for failure to comply with the requirements of this Bylaw, regulations adopted by the Select Board, conditions of a License, or an order issued by the Board of Health, Fire Department, or Director of Municipal Inspections.
- C. Any person or entity maintaining Short-Term Rental Unit without a License shall be punished by a fine of \$500. Each day that such violation continues shall be deemed to be a separate violation and be subject to the penalty.
- D. In lieu of the penalties set forth in this section, violations may be addressed in accordance with the provisions of M.G.L. c. 40, § 21D, and Ch. 1, Art. II, Noncriminal Disposition, of the General Bylaws of the Town of Hopkinton.

Pass any vote or take any action related thereto.

**ARTICLE: 34 Gun Club Indoor Shooting: Sponsor: Citizens Petition**

To see if the Town will vote to amend the General Bylaws of the Town of Hopkinton as follows:

Protect “we the people, babies, animals & birds”, from noise pollution. Gun clubs, should practice firing gun shots indoor and stop noise pollution and make the Town of Hopkinton, enjoyable to every citizen, babies, animals & birds.

Pass any vote or take any action relative thereto.

**LAND ACQUISITION AND DISPOSITION**

**ARTICLE: 35 Street Acceptance - Foxhollow Road; Sponsor: Planning Board and Select Board**

To hear the report of the Select Board relative to the laying out of the following named street, under the provisions of General Laws chapter 82, and to see if the Town will vote to accept such street as and for public ways and to authorize the Select Board to acquire by gift, purchase, or

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eminent domain any land or interest in land necessary for such laying out, and act on all matters relating thereto:

Foxhollow Road, from Pond Street to end.

Pass any vote or take any action relative thereto.

**ARTICLE: 36 Street Acceptance - Box Mill Road; Sponsor: Planning Board and Select Board**

To hear the report of the Select Board relative to the laying out of the following named street, under the provisions of General Laws chapter 82, and to see if the Town will vote to accept such street as and for public ways and to authorize the Select Board to acquire by gift, purchase, or eminent domain any land or interest in land necessary for such laying out, and act on all matters relating thereto:

Box Mill Road, from Leonard Street to end.

Pass any vote or take any action relative thereto.

**ARTICLE: 37 Accept Gift of Land - Turkey Ridge Subdivision; Sponsor: Planning Board**

To see if the Town will vote to authorize the Select Board to acquire, by gift, a fee interest in certain parcels of land consisting of 10.22 acres in Parcels B and C as shown on a plan entitled "Definitive Residential Subdivision Turkey Ridge" prepared by J.D. Marquedant & Associates, Inc. and dated June 11, 2021, revised November 12, 2021, a copy of which is available for inspection at the Office of the Town Clerk, said land being a portion of property located at 35 Lincoln Street and 52 Cedar Street Extension and as shown on Assessors Map as R3 Block 14 Lot 0 and R3 Block 8 Lot 0, and said land to be used for open space purposes.

Pass any vote or take any action relative thereto.

**ARTICLE: 38 Solar Canopy Leases, Middle School and High School; Sponsor: Town Manager**

To see if the Town will authorize the Select Board and the School Committee to take the following actions, with respect to parking lot solar canopy facility projects on parcels of land under their custody and control:

1. To authorize a lease of a portion of the parking lot located at 88 Hayden Rowe, for a maximum of thirty (30) years, upon such terms and conditions as are acceptable to the Select Board and School Committee, to a solar energy provider for the purposes of constructing, maintaining, and operating a parking lot solar canopy facility on the property.

2. To authorize a lease of a portion of the parking lot located at 90 Hayden Rowe, for a maximum of thirty (30) years, upon such terms and conditions as are acceptable to the Select Board and School Committee, to a solar energy provider for the purposes of constructing, maintaining, and operating a parking lot solar canopy facility on the property.

3. To authorize the Town to grant easements to Eversource to install, maintain, operate, repair, reinstall, or replace utility pole lines and a substation for three phase power for the parking lot solar canopy facility installations at 88 and 90 Hayden Rowe.

Pass any vote or take any action relative thereto.

**ARTICLE: 39 Fruit Street Lease; Sponsor: Citizens Petition**

To see if the Town will vote to authorize the Select Board to increase the portion of Parcel 8, as depicted on the Fruit Street Master Plan dated March 24, 2015, to be leased to a non-profit philanthropic organization for the benefit of Hopkinton youth and based in the Town of Hopkinton from 5 acres, as adopted by the Town under Article 56 of the 2015 Annual Town Meeting, to the remainder of Parcel 8 not already leased to Baypath Humane Society and to negotiate and enter into a lease agreement with Hopkinton Scout Leaders Association, Inc.

Pass any vote or take any action relative thereto.

**ARTICLE: 40 Drainage Easement, 14 Hazel Road; Sponsor: Town Engineer/Facilities Director and Town Manager**

To see if the Town will vote to authorize the Select Board to acquire by gift, purchase, eminent domain, or otherwise, an easement located at 14 Hazel Road as shown as "Proposed Drainage Easement" on a plan entitled "Easement Plan of Land in Hopkinton, Massachusetts", prepared by VHB, Inc. and dated May, 4, 2022, a copy of which is available for inspection at the Office of the Town Clerk, said land being a portion of property shown on Assessors' Map U22 46 0, and said easement to be used for installing drainage infrastructure from EMC Park to the existing municipal drainage infrastructure in Hazel Road.

Pass any vote or take any action relative thereto.

**ARTICLE: 41 Drainage Easement, 77 South Street; Sponsor: Director of Public Works and Town Manager**

To see if the Town will vote to authorize the Select Board to acquire by gift, purchase, eminent domain, or otherwise, an easement located at 77 South Street as shown on the Condominium Site Plan recorded with the Middlesex South District Registry of Deeds as Plan No. 657 of 2022, entitled "Condominium Site Plan - Beveleo Business Park Condominium," prepared by Control Point Associates, Inc., dated September 22, 2022, a copy of which is available for inspection at

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the Office of the Town Clerk, said land being a portion of property shown on Assessors' Map R27 7 B, and said easement to be used for the operation, maintenance, repair, inspection, and replacement of the Stormwater Basin with appurtenant utilities, including but not limited to piping, outlet(s), headwall and riprap collectively the "Drainage Structure").

Pass any vote or take any action relative thereto.

**ARTICLE: 42 Drainage Easement, 20 Downey Place; Sponsor: Director of Public Works and Town Manager**

To see if the Town will vote to authorize the Select Board to acquire by gift, purchase, eminent domain, or otherwise, an easement located at 20 Downey Place as shown as "\_\_\_\_\_ " on a plan entitled " \_\_\_\_\_ ", prepared by \_\_\_\_\_ and dated \_\_\_\_\_, a copy of which is available for inspection at the Office of the Town Clerk, said land being a portion of property shown on Assessors' Map L36 51 0, and said easement to be used for installing and maintaining drainage infrastructure.

Pass any vote or take any action relative thereto.

**ARTICLE: 43 Home Rule Petition for Special State Legislation to Authorize Taking of Easements in Milford for Lake Maspenock Dam Repairs; Sponsor: Director of Public Works and Town Manager**

To see if the Town will vote to authorize the Select Board to petition the Massachusetts General Court for special legislation, as set forth below, authorizing the Select Board to acquire by eminent domain such temporary and permanent easements on land in the Town of Milford as are required for the repair and maintenance of the Lake Maspenock Dam, which is owned and maintained by the Town of Hopkinton but is situated in the Town of Milford; provided, however, that the General Court may reasonably vary the form and substance of this requested legislation within the scope of the general public objectives of this petition:

An Act Authorizing the Town of Hopkinton to Take by Eminent Domain Certain Easements in the Town of Milford for the Repair and Maintenance of the Lake Maspenock Dam

*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 Town of Hopkinton may take and hold, by and subject to the provisions of Chapter 79 of the General Laws, certain easements on land situated in the Town of Milford, described with particularity in the following Section 2, that are necessary for the repair and maintenance of the Lake Maspenock Dam, acquired by the Town of Hopkinton from the Milford Water Company, a statutory corporation incorporated pursuant to Chapter 77 of the Acts of 1881.

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Section 2. The Town of Hopkinton may take and hold permanent and temporary easements on land in the Town of Milford, situated off Pine Island Road, and identified, at the time of this act's passage, as Milford Assessors' Parcels numbered 10-0-3, 10-0-4, and 10-0-5.

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

Pass any vote or take any action relative thereto.

**ARTICLE: 44 Easements for Lake Maspenock Dam Repairs; Sponsor: Director of Public Works and Town Manager**

To see if the Town will vote to authorize the Select Board to acquire by gift, purchase, eminent domain, or otherwise, easements located as follows:

1. 32 Pine Island Road as shown as "\_\_\_\_\_" on a plan entitled "\_\_\_\_\_", prepared by \_\_\_\_\_ and dated \_\_\_\_\_, a copy of which is available for inspection at the Office of the Town Clerk, said land being a portion of property shown on Milford Assessors' Map 10 Lot 3;
2. Rear North Pond Terrace as shown as "\_\_\_\_\_" on a plan entitled "\_\_\_\_\_", prepared by \_\_\_\_\_ and dated \_\_\_\_\_, a copy of which is available for inspection at the Office of the Town Clerk, said land being a portion of property shown on Milford Assessors' Map 10 Lot 4;
3. Rear North Pond Terrace as shown as "\_\_\_\_\_" on a plan entitled "\_\_\_\_\_", prepared by \_\_\_\_\_ and dated \_\_\_\_\_, a copy of which is available for inspection at the Office of the Town Clerk, said land being a portion of property shown on Milford Assessors' Map 10 Lot 5;

Said permanent access easements to be used for future dam repairs for the Lake Maspenock Dam.

Pass any vote or take any action relative thereto.

**ARTICLE: 45 Temporary Easement for Lake Maspenock Dam Repairs (Eminent Domain); Sponsor: Director of Public Works and Town Manager**

To see if the Town will take a temporary easement of 2,883 square feet on a piece of land by eminent domain identified on the Milford Assessors maps as Map 10 Lot 4, Rear North Pond Terrace, N/F Heirs of William H. Casey, Plan Book 2667 Page 557 on a plan entitled "\_\_\_\_\_", prepared by \_\_\_\_\_ and dated \_\_\_\_\_, a copy of which is available for inspection at the Office of the Town Clerk.

Pass any vote or take any action relative thereto.

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**ADMINISTRATIVE**

**ARTICLE: 46 Net Zero Resolution; Sponsor: Select Board and Sustainable Green Committee**

To see if the Town will vote to accept the following Resolution:

WHEREAS, the United Nations Intergovernmental Panel on Climate Change (IPCC) has reiterated its call for ambitious climate action on a global scale to limit warming to within 1.5°C (2.7°F) above pre-industrial temperatures to avoid the worst consequences of climate change, and indicated that such a threshold requires at minimum decreasing carbon pollution by 45% from 2010 levels by 2030 and reaching global net zero carbon emissions by 2050; and

WHEREAS, the goals of the National Climate Task Force include reducing U.S. greenhouse gas emissions 50-52% below 2005 levels by 2030, reaching 100% carbon pollution-free electricity by 2035, and achieving a net zero emissions economy by 2050, and the US Inflation Reduction Act of 2022 makes significant advances toward achieving these goals; and

WHEREAS the Commonwealth of Massachusetts has set a 2050 target date for achieving net zero emissions, and has enacted “An Act driving clean energy and offshore wind” (H.5060) to accelerate fossil fuel independence; and

WHEREAS the residents of Hopkinton have already experienced negative effects of climate change including rising overall temperatures, an increase in extreme weather conditions including flooding and winter storm events, adverse impact on our flora and fauna, an increase in algal blooms in our waterways, an increase in insect-borne illness, and increased exposure to ultraviolet radiation; and

WHEREAS the Town of Hopkinton’s Master Plan (2017) called for a strategic plan or policies "to achieve long term sustainability and efficiency in energy and other fields to improve public health and community resiliency”; and

WHEREAS the Town of Hopkinton was among the first Massachusetts municipalities designated as Green Communities and has already completed numerous sustainability projects through the use of Green Communities funding; and

WHEREAS the Town of Hopkinton enjoys numerous sustainability advantages including relatively few large industries, more new construction, and more green space than many other towns and therefore the Town has a responsibility and capability to establish a somewhat earlier net zero target date than 2050; and

WHEREAS the health and safety of all our residents are affected by rising temperatures and extreme weather emergencies but not on an equal basis, with our seniors, children,

fixed income residents, non-native speakers, and disabled residents being among the most vulnerable; and

WHEREAS the welfare of future generations depends upon actions taken now and with a sense of urgency;

BE IT THEREFORE RESOLVED [1] that the Town of Hopkinton commits to a net zero goal of 2045 to eliminate or offset all carbon emissions including municipal, commercial, and residential sources with intermediate milestones of 50% emissions reductions by 2030, and 75% emissions reductions by 2037, relative to 2017 baseline levels.

BE IT FURTHER RESOLVED [2] that the Sustainable Green Committee will present to the Select Board in 2023 a Climate Action Plan, including a Greenhouse Gas Inventory, describing the Town's current status and providing recommendations to reach the Town's net zero targets, and that in drafting the document the Committee will seek community input and prioritize social justice and equity.

BE IT FURTHER RESOLVED [3] that all Town boards, committees, and departments deemed appropriate by the Select Board will present to the Board by year end 2024 their plans to align with the Town's net zero targets.

BE IT FURTHER RESOLVED [4] that the Sustainable Green Committee shall present to the Select Board following each calendar year a report describing progress toward the Town's net zero targets, following the targets and methodology set forth in the Climate Action Plan and Greenhouse Gas Inventory, and including areas such as energy, buildings, transportation, environment, waste, and industry.

BE IT FURTHER RESOLVED [5] that Town boards, committees, and staff shall take the Town's net zero targets into consideration, to the extent allowed by law, when making budget requests or recommendations; making procurement decisions concerning design, construction, purchase, renovation, or maintenance of any municipal property; and conducting municipal operations or directing contracted services.

Pass any vote or take any act relative thereto.

**ARTICLE: 47 Abolish Upper Charles Trail Committee and Establish Subcommittee; Sponsor: Citizens Petition**

To see if the Town will, in accordance with Section 6.1 of the Town Charter, vote to direct the Town Manager to abolish the Upper Charles Trail Committee (UCTC) and establish a subcommittee termed the Upper Charles Trail Subcommittee under the direction of the Trails Coordination and Management Committee (TCMC; hereafter to be known as the Hopkinton Trails Committee). This subcommittee shall perform the function of the former UCTC, including 1) establishing at least two possible trail routes for review by the town and selection by the Select Board, and 2) developing this trail using all available funds. The subcommittee shall be

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comprised of seven (7) members chosen by the Trails Committee and will follow guidance for public communication as previously developed by the TCMC. Funds from this town meeting and from other sources allotted to the UCTC shall be spent under the direction of the Trails Committee and subcommittee for the tasks indicated above and as intended by town meeting. Pass any vote or take any action relative thereto.

Pass any vote or take any act relative thereto.

**ARTICLE: 48 Upper Charles Trail Committee Spending, Segment 7; Sponsor: Citizens Petition**

To see if the Town will vote that no further public funds will be expended by the Upper Charles Trail Committee (UCTC) for work related to establishing a Shared Use Path along that section of Hayden Rowe referred to as Segment 7 in the UCTC's plan entitled "Upper Charles Trail Overall Alignment Schematic 3/14/2022," a section that roughly encompasses the land along Hayden Rowe from 147 Hayden Rowe Street to 192 Hayden Rowe Street. Pass any vote or take any action relative thereto.

Pass any vote or take any act relative thereto.

HEREOF FAIL NOT, and make the due return of this warrant, with your doings thereon to the Clerk of said Town of Hopkinton, at the time and place aforesaid.

Given under our hands this \_\_\_\_\_<sup>th</sup> day of \_\_\_\_\_, 2023.

SELECT BOARD  
TOWN OF HOPKINTON

\_\_\_\_\_  
Amy Ritterbusch, Chair

\_\_\_\_\_  
Mary Jo LaFreniere, Vice-Chair

\_\_\_\_\_  
Irfan Nasrullah

\_\_\_\_\_  
Muriel Kramer

\_\_\_\_\_  
Shahidul Mannan

A TRUE COPY  
ATTEST:

Select Board Chair Amy Ritterbusch \_\_\_\_\_  
Initial

\_\_\_\_\_  
Connor Degan, Town Clerk

DATE: \_\_\_\_\_

I HEREBY CERTIFY THAT I HAVE SERVED THE FOREGOING WARRANT BY POSTING A TRUE AND ATTESTED COPY THEREOF IN (1) TOWN HALL, (2) ALL POST OFFICES, (3) THE PUBLIC LIBRARY, (4) THE SENIOR CENTER, AND (5) AT LEAST ONE PUBLIC SAFETY BUILDING, AT LEAST EIGHT (8) DAYS PRIOR TO THE TIME OF HOLDING SAID MEETING.

\_\_\_\_\_  
Constable of Hopkinton



# **Hopkinton Annual Town Meeting May 1, 2023**

## **WARRANT ARTICLES AND MOTIONS**

**REPORTS**

**ARTICLE: 1 Acceptance of Town Reports**

*Sponsor: Select Board*

To hear the Reports of Town Officers, Boards and Committees.

Pass any vote or take any act relative thereto.

**Required Recommendation:** Select Board recommends \_\_\_\_\_.

**Motion (Select Board):** *We move that the Town accept the Reports of Town Officers, Boards and Committees.*

**Vote Needed:** Simple Majority.

**FINANCIAL – FISCAL YEAR 2023**

**ARTICLE: 2 FY 2023 Supplemental Appropriations and Transfers**

*Sponsor: Town Manager*

To see if the Town will vote to transfer from available funds or otherwise provide a sum or sums of money to supplement operating budgets and various accounts for the fiscal year ending on June 30, 2022.

Pass any vote or take any act relative thereto.

**Required Recommendation:** Select Board recommends \_\_\_\_\_.  
Appropriation Committee recommends \_\_\_\_\_.

**Motion (Appropriation Committee):** *We move that the Town vote to (1) transfer the sum of \$\_\_\_\_\_ (\_\_\_\_\_ DOLLARS) from Certified Free Cash to the Fiscal Year 2023 \_\_\_\_\_ Budget.*

**Vote Needed:** Simple Majority.

**ARTICLE: 3 Unpaid Bills from Prior Fiscal Years**

*Sponsor: Town Manager*

To see if the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide a sum or sums of money to pay unpaid bills from prior fiscal years, in accordance with the provisions of Chapter 44, Section 64, of the *Massachusetts General Laws*.

Pass any vote or take any act relative thereto.

**Required Recommendation:** Select Board recommends \_\_\_\_\_.  
Appropriation Committee recommends \_\_\_\_\_.



**Motion (Appropriation Committee):** We move that the Town vote to transfer from \_\_\_\_\_ the sum of \$\_\_\_\_\_ ( \_\_\_\_\_ DOLLARS AND \_\_\_\_\_ CENTS) for the following bills incurred in a previous year, in accordance with the provisions of Chapter 44, Section 64 of the Massachusetts General Laws, as follows:

<b>Department #</b>	<b>Vendor</b>	<b>Amount</b>
123	Miyares & Harrington LLP	\$ 12,438.50
420	Hiller's Pizza	\$ 107.95
210	Waterlogic	\$ 382.20
188	Michael C. Boelsen	\$ 1,200.00
410	Scott's Landscaping, INC.	\$ 333.00
410	Hopkinton Business Center LLC	\$ 1,473.50
410	Radiant Cleaning	\$ 5,470.92
422, 411	Gatehouse Media	\$ 484.84
433	Chase/Harris Portable Toilets	\$ 267.00
161	Town of Hopkinton Police Department	\$ 588.00
422	Town of Hopkinton Police Department	\$ 784.00
	<b>TOTAL</b>	<b>\$</b>

**Vote Needed:** Four-Fifths Majority.

**FINANCIAL – FISCAL YEAR 2024**

**ARTICLE: 4 Set the Salary of Elected Officials**

*Sponsor: Select Board*

To see if the Town will vote to fix the salary or compensation of all the elected officials of the Town in accordance with Chapter 41, Section 108, of the *Massachusetts General Laws*.

Pass any vote or take any act relative thereto.

**Required Recommendations:** Select Board recommends \_\_\_\_\_.  
Appropriation Committee recommends \_\_\_\_\_.

**Motion (Appropriation Committee):** We move that the Town vote to fix the salary of the elected Town Clerk for the Fiscal Year beginning July 1, 2023, at \$\_\_\_\_\_ ( \_\_\_\_\_ DOLLARS).

**Vote Needed:** Simple Majority.

**ARTICLE: 5 Fiscal Year 2024 Operating Budget**

*Sponsor: Town Manager*

To hear and act on reports and recommendations of the Appropriation Committee and to see if the Town will vote to raise and appropriate, transfer from available funds, borrow or otherwise

provide a sum or sums of money for the operation and maintenance of Town Departments for the fiscal year beginning on July 1, 2023, and that such sums be expended for such purposes under the direction of the respective Town Officers, Boards and Committees.

Pass any vote or take any act relative thereto.

**Required Recommendations:** Select Board recommends \_\_\_\_\_.  
Appropriation Committee recommends \_\_\_\_\_.

**Motion (Appropriation Committee):** *We move that the Town vote to appropriate:*

- \$ to the General Fund; and
- \$ to the Community Preservation Fund; and
- \$ to the Sewer Enterprise Fund; and
- \$ to the Water Enterprise Fund

*for a total of \$\_\_\_\_\_ (\_\_\_\_\_ DOLLARS) for the purposes itemized and described in the Fiscal Year 2024 Operating Budget of the Town, in the amounts set forth in the Appropriation Committee Report with Recommendations Approved \_\_\_\_\_ the column titled "Appropriation Committee Recommendation" for the Fiscal Year beginning July 1, 2023, in the column titled "Appropriation Committee Recommendations," said sums to be spent under the direction of the respective Town officers, Boards, and Committees, and that amounts appropriated be raised as follows*

**GENERAL FUND**

*Transfers from available funds:*

*Ambulance Receipts Reserved \$*  
*Title V*  
*Bond Premiums*

*Transfers from available funds \$*

*Local Receipts, Intergovernmental Revenue and Tax Levy \$*

*GENERAL FUND \$*

**COMMUNITY PRESERVATION FUND**

*Transfers from available funds, as recommended by the Community Preservation Committee:*

*CPC Undesignated Fund Balance \$*  
*Recreation Reserve*

*COMMUNITY PRESERVATION FUND \$*

SEWER ENTERPRISE FUND  
 FY2023 Sewer Enterprise Fund Revenue  
 SEWER ENTERPRISE SOURCES OF FUNDS \$

Indirect Costs to be raised from the FY2023 Sewer Enterprise  
 Fund revenues, appropriated in the General Fund \$

SEWER ENTERPRISE BUDGET \$

WATER ENTERPRISE FUND  
 FY2023 Water Enterprise Revenue  
 WATER ENTERPRISE SOURCES OF FUNDS \$

Indirect costs to be raised from the FY2023 Water Enterprise  
 Fund revenues, appropriated in the General Fund \$

WATER ENTERPRISE BUDGET \$

**Vote Needed:** Simple Majority

<b>ARTICLE: 6</b>	<b>FY 2024 Revolving Funds Spending Limits</b>	<i>Sponsor: Town Manager</i>
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To see if the Town will vote to establish the limit on the total amount that may be expended from each revolving fund established by Article VI of Chapter 13 of the General Bylaws pursuant to Section 53E½ of Chapter 44 of the *Massachusetts General Laws* for the fiscal year beginning July 1, 2023.

Pass any vote or take any act relative thereto.

**Required Recommendation:** Select Board recommends \_\_\_\_\_.  
 Appropriation Committee recommends \_\_\_\_\_.

**Motion (Appropriation Committee):** *We move that the Town vote to establish the limit on the total amount that may be expended from each revolving fund established by Article VI of Chapter 13 of the General Bylaws pursuant to Section 53E½ of Chapter 44 of the Massachusetts General Laws for the Fiscal Year beginning July 1, 2023, as follows:*

<b>Revolving Fund</b>	<b>Spending Limit for the Fiscal Year 2024</b>
Building Department	\$500,000
Part-Time Wire Inspector	\$100,000

<b><u>Revolving Fund</u></b>	<b><u>Spending Limit for the Fiscal Year 2024</u></b>
Part-Time Plumbing Inspector	\$100,000
Hazardous Materials	\$20,000
Conservation Commission	\$200,000
Library	\$10,000
Public Safety	\$5,000
Planning Board	\$100,000
Open Space Preservation Commission	\$10,000
Youth and Family Services Department	\$4,000
Zoning Board of Appeals	\$50,000
Department of Public Works (Expenses of operation of the Highway Division.)	\$8,000
Department of Public Works (Expenses of operation of Recycling Center)	\$15,000
Department of Public Works (To purchase Overflow Trash bags and to meet expenses of Waste Collection and Disposal)	\$8,000
Cemetery Commission	\$3,500
Cemetery Lot Fund	\$10,000
School Department 1:1 Laptop Initiative	\$475,000
Fingerprinting Fund	\$500
Senior Center Programs Fund	\$75,000
Police Department	\$12,500
Parks and Recreation	\$130,000

<u>Revolving Fund</u>	<u>Spending Limit for the Fiscal Year 2024</u>
Shared Housing Services Office	\$125,000

**Vote Needed:** Simple Majority.

<b>ARTICLE: 7</b>	<b>PEG Access and Cable Related Fund Revolving Account Funding</b>	<i>Sponsor: Town Manager</i>
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To see if the Town will vote to appropriate a sum or sums of money from the PEG Access and Cable Related Fund Revolving Account, established pursuant to General Laws chapter 44, §53F¾, to support public, educational, or governmental access cable television services.

Pass any vote or take any act relative thereto.

**Required Recommendation:** Select Board recommends \_\_\_\_.  
Appropriation Committee recommends \_\_\_\_.

**Motion (Appropriation Committee):** *We move that the Town vote to transfer \$\_\_\_\_\_ (\_\_\_\_\_) from the PEG Access and Cable Related Fund Revolving Account for the purposes specified in Article 7 of the Warrant.*

**Vote Needed:** Simple Majority.

<b>ARTICLE: 8</b>	<b>Chapter 90 Highway Funds</b>	<i>Sponsor: Town Manager</i>
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To see if the Town will vote to appropriate a sum or sums of money from the proceeds due to the Town pursuant to Chapter 90 of the *Massachusetts General Laws* for the purposes of repair, construction, maintenance and preservation of the Town’s roads and bridges, the acquisition of easements and other interests in real property related to the laying out of ways, and other related costs, which qualify under the State Aid Highway Guidelines adopted by the Massachusetts Department of Transportation; said sum to be spent under the direction of the Town Manager.

Pass any vote or take any act relative thereto.

**Required Recommendation:** Select Board recommends \_\_\_\_.  
Appropriation Committee recommends \_\_\_\_.  
Capital Improvement Committee recommends \_\_\_\_.

**Motion: (Appropriation Committee)** *We move that the Town vote to appropriate \$\_\_\_\_\_ (\_\_\_\_\_) DOLLARS) from the proceeds due to the Town pursuant to Chapter 90 of the Massachusetts General Laws for the purposes of repair, construction, maintenance and preservation of the Town’s roads and bridges, the acquisition of*

*easements and other interests in real property related to the laying out of ways, and other related costs, which qualify under the State Aid Highway Guidelines adopted by the Massachusetts Department of Transportation; said sum to be spent under the direction of the Town Manager.*

**Vote Needed:** Simple Majority.

<b>ARTICLE: 9</b>	<b>Transfer to Other Post-Employment Benefits Liability Trust Fund</b>	<i>Sponsor: Town Manager</i>
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To see if the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide a sum or sums of money for the purpose of increasing the Other Post-Employment Benefits Liability Fund.

Pass any vote or take any act relative thereto.

**Required Recommendation:** Select Board recommends \_\_\_\_.  
Appropriation Committee recommends \_\_\_\_ l.

**Motion (Appropriation Committee):** *We move that the Town vote to appropriate \$\_\_\_\_\_ (\_\_\_\_\_ DOLLARS) from Certified Free Cash to be credited to the Other Post-Employment Benefits Liability Trust Fund.*

**Vote Needed:** Simple Majority.

<b>ARTICLE: 10</b>	<b>Transfer to the General Stabilization Fund</b>	<i>Sponsor: Town Manager</i>
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To see if the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide a sum or sums of money for the purpose of increasing the General Stabilization Fund, to be used, upon further appropriation, for any lawful purpose.

Pass any vote or take any act relative thereto.

**Required Recommendation:** Select Board recommends \_\_\_\_.  
Appropriation Committee recommends \_\_\_\_\_.

**Motion (Appropriation Committee):** *We move that the Town vote to transfer from \_\_\_\_\_ the sum of \$\_\_\_\_\_ (\_\_\_\_\_ DOLLARS) for the purpose of increasing the General Stabilization Fund, said sums to be used, upon further appropriation, for any lawful purpose.*

**Vote Needed:** Simple Majority.

<b>ARTICLE: 11</b>	<b>Transfer to the School Special Education Reserve Fund</b>	<i>Sponsor: Town Manager</i>
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To see if the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide a sum or sums of money for the purpose of increasing the School Special Education Reserve Fund, to be used, without further appropriation, for unanticipated or unbudgeted costs of special education and recovery high school programs, out-of-district tuition, or transportation.

Pass any vote or take any act relative thereto.

**Required Recommendation:** Select Board recommends \_\_\_\_.  
Appropriation Committee recommends \_\_\_\_.

**Motion (Appropriation Committee):** We move that the Town vote to transfer from \_\_\_\_\_ the sum of \$\_\_\_\_\_ (\_\_\_\_\_ DOLLARS) for the purpose of increasing the School Special Education Reserve Fund, said sums to be used, upon further appropriation, for any lawful purpose.

**Vote Needed:** Simple Majority.

<b>ARTICLE: 12</b>	<b>Establish Capital Stabilization Account for South Middlesex Regional Vocational Technical School District</b>	<i>Sponsor: South Middlesex Regional Vocational Technical School District</i>
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To see if the Town will vote to authorize the South Middlesex Regional Vocational Technical School (aka Keefe Regional Technical School) District Committee to establish a Capital Stabilization Account for the South Middlesex Regional Vocational Technical School (aka Keefe Regional Technical School) District, pursuant to General Laws chapter 71, §16G½.

Pass any vote or take any act relative thereto.

**Required Recommendation:** Select Board recommends \_\_\_\_.  
Appropriation Committee recommends \_\_\_\_.

**Motion (\_\_\_\_\_):** *We move that the Town vote to authorize the South Middlesex Regional Vocational Technical School (aka Keefe Regional Technical School) District Committee to establish a Capital Stabilization Account for the South Middlesex Regional Vocational Technical School (aka Keefe Regional Technical School) District, pursuant to General Laws Chapter 71, §16G½.*

**Vote Needed:** Simple Majority.

<b>ARTICLE: 13</b>	<b>PILOT Agreement, Wilson Street Solar Farm</b>	<i>Sponsor: Select Board</i>
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To see if the Town will vote in accordance with Chapter 59, Section 5, Clause forty-fifth of the *Massachusetts General Laws*, to approve a Payment in Lieu of Taxes (PILOT) Agreement, as negotiated by the Select Board, with GHTJA04 LLC, for a period of twenty-five (25) years, whereby GHTJA04 LLC will pay the Town a sum of monies per year relative to a portion of land located at 17 Wilson Street, shown as Assessors' Maps U12 1 A, U12 2 A, U11 30 0 and U11 26 B,

and which is related to the proposed construction and operation of a Large-Scale Ground Mounted Solar Photovoltaic Installation with an expected nameplate capacity of approximately 1.8 megawatts, said PILOT Agreement being on file in the Town Clerk's Office, and further to allow the Select Board or the Town Manager to negotiate any amendments necessary to said PILOT Agreement to reflect any changes in the size of the parcel of land or size of the system so long as the payments reflected in the PILOT Agreement rise or lower commensurately.

Pass any vote or take any act relative thereto.

**Required Recommendations:** Select Board recommends \_\_\_\_  
 Appropriation Committee recommends \_\_\_\_.

**Motion: (Select Board)** *We move that the Town vote in accordance with Chapter 59, Section 5, Clause forty-fifth of the Massachusetts General Laws, to approve a Payment in Lieu of Taxes (PILOT) Agreement, as negotiated by the Select Board, with GHTJA04 LLC, for a period of twenty-five (25) years, whereby GHTJA04 LLC will pay the Town a sum of monies per year relative to a portion of land located at 17 Wilson Street, shown as Assessors' Map Maps U12 1 A, U12 2 A, U11 30 0 and U11 26 B, and which is related to the proposed construction and operation of a Large-Scale Ground Mounted Solar Photovoltaic Installation with an expected nameplate capacity of approximately 1.8 megawatts, said PILOT Agreement being on file in the Town Clerk's Office, and further to allow the Select Board or the Town Manager to negotiate any amendments necessary to said PILOT Agreement to reflect any changes in the size of the parcel of land or size of the system so long as the payments reflected in the PILOT Agreement rise or lower commensurately.*

**Vote Needed:** Simple Majority.

**CAPITAL EXPENSES AND PROJECTS**

**ARTICLE: 14 Pay-As-You-Go Capital Expenses** *Sponsor: Town Manager*

To see if the Town will vote to raise and appropriate, transfer from available funds, transfer from the Capital Stabilization Fund, or otherwise provide a sum or sums of money to fund the following Pay-As-You-Go capital purchases and projects:

<b><u>Item</u></b>	<b><u>Purchase or Product</u></b>	<b><u>To be spent under the direction of</u></b>
1	End User Computer Hardware Renewal Refresh	Town Manager
2	Security Cameras at Police Department, Town Hall	Town Manager



<b><u>Item</u></b>	<b><u>Purchase or Product</u></b>	<b><u>To be spent under the direction of</u></b>
3	Network Switching and WiFi Upgrades	Town Manager
4	Police Department Vehicle Replacement - Three Cruisers	Town Manager
5	Fire Department Vehicle Replacement for 2011 Chevy Tahoe	Town Manager
6	Fire Department Vehicle Replacement for 2011 F-250 Pickup with Plow	Town Manager
7	Fire Department Breathing Air Fill Station	Town Manager
8	School Systemwide Wireless Technology Upgrade	School Superintendent
9	EMC Park Drainage Remediation	Town Manager
10	Drainage Improvement - Wood Street	Town Manager
11	Drainage Improvement - Downey Place	Town Manager
12	Replace 2005 Caterpillar 928 Loader	Town Manager
13	Replace 2005 Caterpillar 420 Backhoe	Town Manager
14	Participatory Budget Item(s) TBD	Town Manager

Pass any vote or take any act relative thereto.

**Required Recommendations:** Select Board recommends \_\_\_\_.  
Appropriation Committee recommends \_\_\_\_.  
Capital Improvements Committee recommends \_\_\_\_.

**Motion: (Appropriation Committee)** *We move that the Town vote to \_\_\_\_\_*

for the following capital purchases and projects, to be expended in the specified amounts and under the specified direction as set forth as follows:

<b><u>Item</u></b>	<b><u>Purchase or Product</u></b>	<b><u>Department</u></b>	<b><u>Amount</u></b>	<b><u>To be spent under the direction of</u></b>
1	End User Computer Hardware Renewal Refresh	Technology Department	\$92,851	Town Manager
2	Security Cameras at Police Department, Town Hall	Technology Department	\$54,350	Town Manager
3	Network Switching and WiFi Upgrades	Technology Department	\$38,170	Town Manager
4	Police Department Vehicle Replacement - Three Cruisers	Police Department	\$205,000	Town Manager
5	Fire Department Vehicle Replacement for 2011 Chevy Tahoe	Fire Department	\$70,000	Town Manager
6	Fire Department Vehicle Replacement for 2011 F-250 Pickup with Plow	Fire Department	\$90,000	Town Manager
7	Fire Department Breathing Air Fill Station	Fire Department	\$89,242	Town Manager
8	School Systemwide Wireless Technology Upgrade	School Department	\$75,000	School Superintendent
9	EMC Park Drainage Remediation	Facilities Department	\$225,000	Town Manager
10	Drainage Improvement - Wood Street	Department of Public Works	\$348,000	Town Manager
11	Drainage Improvement - Downey Place	Department of Public Works	\$75,000	Town Manager
12	Replace 2005 Caterpillar 928 Loader	Department of Public Works	\$240,000	Town Manager

<u>Item</u>	<u>Purchase or Product</u>	<u>Department</u>	<u>Amount</u>	<u>To be spent under the direction of</u>
13	Replace 2005 Caterpillar 420 Backhoe	Department of Public Works	\$195,000	Town Manager
14	Participatory Budget Item(s) TBD		\$_____	Town Manager

**Vote Needed:** Simple Majority.

<b>ARTICLE: 15 Chestnut Street Sidewalk</b>	<i>Sponsor: Planning Board</i>
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To see if the Town will vote to raise and appropriate, transfer from available funds, borrow, appropriate from excess bond premiums, or otherwise provide a sum or sums of money for the design, engineering, permitting, and construction of a new sidewalk on Chestnut St. from Wild Road to Smith Road, including any and all costs, fees, and expenses related to the same; said sum to be spent under the direction of the Town Manager.

Pass any vote or take any act relative thereto.

**Required Recommendations:** Select Board recommends \_\_\_\_.  
Appropriation Committee recommends \_\_\_\_.  
Capital Improvements Committee recommends \_\_\_\_.

**Motion: (Appropriation Committee)** *We move that the Town vote to appropriate the sum of \$514,250 (FIVE HUNDRED FOURTEEN THOUSAND TWO HUNDRED FIFTY DOLLARS) from \_\_\_\_\_ for the design, engineering, permitting, and construction of a new sidewalk on Chestnut St. from Wild Road to Smith Road, including any and all costs, fees, and expenses related to the same said sum to be spent under the direction of the Town Manager.*

**Vote Needed:** Two-Thirds Majority.

<b>ARTICLE: 16 Sidewalk from EMC Park to Blueberry Lane</b>	<i>Sponsor: Planning Board</i>
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To see if the Town will vote to raise and appropriate, transfer from available funds, borrow, appropriate from excess bond premiums, or otherwise provide a sum or sums of money for the design, engineering, permitting, and construction of a new sidewalk between EMC Park and Fitch Avenue, connecting to Blueberry Lane, including any and all costs, fees, and expenses related to the same; said sum to be spent under the direction of the Town Manager.

Pass any vote or take any act relative thereto.

**Required Recommendations:** Select Board recommends \_\_\_\_.

Appropriation Committee recommends \_\_\_\_.  
Capital Improvements Committee recommends \_\_\_\_.

**Motion: (Appropriation Committee)** *We move that the Town vote to appropriate the sum of \$187,000 (ONE HUNDRED EIGHTY SEVEN THOUSAND DOLLARS) from \_\_\_\_\_ for the design, engineering, permitting, and construction of a new sidewalk between EMC Park and Fitch Avenue, connecting to Blueberry Lane, including any and all costs, fees, and expenses related to the same said sum to be spent under the direction of the Town Manager.*

**Vote Needed:** Two-Thirds Majority.

<b>ARTICLE: 17</b>	<b>Fire Station 2 Architectural and Engineering Design</b>	<i>Sponsor: Fire Chief and Town Manager</i>
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To see if the Town will vote to raise and appropriate, transfer from available funds, borrow, appropriate from excess bond premiums, or otherwise provide a sum or sums of money for architectural and engineering design for Fire Station 2, including any and all costs, fees, and expenses related to the same; said sum to be spent under the direction of the Town Manager.

Pass any vote or take any act relative thereto.

**Required Recommendations:** Select Board recommends \_\_\_\_.  
Appropriation Committee recommends \_\_\_\_.  
Capital Improvements Committee recommends \_\_\_\_.

**Motion: (Appropriation Committee)** *We move that the Town vote to appropriate the sum of \$70,000 (SEVENTY THOUSAND DOLLARS) from \_\_\_\_\_ for architectural and engineering design for Fire Station 2, including any and all costs, fees, and expenses related to the same said sum to be spent under the direction of the Town Manager.*

**Vote Needed:** Two-Thirds Majority.

<b>ARTICLE: 18</b>	<b>Hopkinton Public School HVAC Renewal Work</b>	<i>Sponsor: School Committee</i>
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To see if the Town will vote to raise and appropriate, transfer from available funds, borrow, appropriate from excess bond premiums, or otherwise provide a sum or sums of money for Hopkinton Public School HVAC renewal work, including any and all costs, fees, and expenses related to the same; said sum to be spent under the direction of the School Committee.

Pass any vote or take any act relative thereto.

**Required Recommendations:** Select Board recommends \_\_\_\_.  
Appropriation Committee recommends \_\_\_\_.  
Capital Improvements Committee recommends \_\_\_\_.

**Motion: (Appropriation Committee)** We move that the Town vote to raise and appropriate the sum of \$1,506,259 (ONE MILLION FIVE HUNDRED SIX THOUSAND TWO HUNDRED FIFTY NINE DOLLARS) from \_\_\_\_\_ for Hopkinton Public School HVAC renewal work, including any and all costs, fees, and expenses related to the same; said sum to be spent under the direction of the School Committee.

**Vote Needed:** Two-Thirds Majority.

<b>ARTICLE: 19 Hopkins School Addition</b>	<i>Sponsor: School Committee</i>
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To see if the Town will vote to raise and appropriate, transfer from available funds including but not limited to the School Department Stabilization Fund, borrow, appropriate from excess bond premiums, or otherwise provide a sum or sums of money for Hopkins School Addition project, including any planning, design, engineering, construction, including any and all costs, fees, and expenses related to the same; said sum to be spent under the direction of the School Committee.

Pass any vote or take any act relative thereto.

**Required Recommendations:** Select Board recommends \_\_\_\_.  
Appropriation Committee recommends \_\_\_\_.  
Capital Improvements Committee recommends \_\_\_\_.

**Motion: (Appropriation Committee)** We move that the Town vote to raise and appropriate the sum of \$= (\_\_\_\_\_ DOLLARS) from \_\_\_\_\_ for Hopkins School Addition project, including any planning, design, engineering, construction, including any and all costs, fees, and expenses related to the same; said sum to be spent under the direction of the School Committee.

**Vote Needed:** Two-Thirds Majority.

<b>ARTICLE: 20 Roadway Paving - Pratt Way and Cemeteries</b>	<i>Sponsor: Director of Public Works; Town Manager</i>
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To see if the Town will vote to raise and appropriate, transfer from available funds, borrow, appropriate from excess bond premiums, or otherwise provide a sum or sums of money for the reconstruction and paving of Pratt Way and the roadways within Evergreen and Mount Auburn Cemeteries, including any and all costs, fees, and expenses related to the same; said sum to be spent under the direction of the Town Manager.

Pass any vote or take any act relative thereto.

**Required Recommendations:** Select Board recommends \_\_\_\_.  
Appropriation Committee recommends \_\_\_\_.  
Capital Improvements Committee recommends \_\_\_\_.

**Motion: (Appropriation Committee)** *We move that the Town vote to appropriate \$480,000 (FOUR HUNDRED EIGHTY THOUSAND DOLLARS) from \_\_\_\_\_ for the reconstruction and paving of Pratt Way and the roadways within Evergreen and Mount Auburn Cemeteries, including any and all costs, fees, and expenses related to the same; said sum to be spent under the direction of the Town Manager.*

**Vote Needed:** Two-Thirds Majority.

**ARTICLE: 21 Water Department Vehicle Replacement**

*Sponsor: Director of Public Works and Town Manager*

To see if the Town will vote to raise and appropriate, transfer from available funds, borrow, appropriate from excess bond premiums, or otherwise provide a sum or sums of money for the replacement of one superduty dump truck; said sum to be spent under the direction of the Town Manager.

Pass any vote or take any act relative thereto.

**Required Recommendations:** Select Board recommends \_\_\_\_\_.  
Appropriation Committee recommends \_\_\_\_\_.  
Capital Improvements Committee recommends \_\_\_\_\_

**Motion: (Appropriation Committee)** *We move that the Town vote to appropriate \$285,000 (TWO HUNDRED EIGHTY FIVE THOUSAND DOLLARS) from the Water Enterprise Fund Retained Earnings for the replacement of one superduty dump truck; said sum to be spent under the direction of the Town Manager.*

**Vote Needed:** Simple Majority.

**ARTICLE: 22 School Curriculum, Equipment, and Services Contracts**

*Sponsor: School Committee*

To see if the Town will vote to authorize the Superintendent of Schools, or a designee thereof, to enter into a contract or contracts for Digital Curriculum (educational programs, educational courses, educational curricula in any media including online textbooks, educational software, newspapers, serials, periodicals, audiovisual materials or software maintenance), Technology Equipment and property Lease, and School Bus Transportation, for a term or terms in excess of three years but not to exceed six years, including any extension or renewal thereof or option under an existing contract, upon such terms and conditions determined by the Superintendent or designee to be in the best interests of the Town; provided, however, that, prior to executing a contract for a term in excess of three years, the Superintendent or designee shall certify in writing to the School Committee that such longer term will enable the Town to secure more favorable terms, considering price, expected useful life and any other relevant factors, that would otherwise be available under a contract with a three-year term.

Pass any vote or take any act relative thereto.

**Required Recommendations:** School Committee recommends Approval.

**Motion: (School Committee)** *We move that \_\_\_\_\_*

**Vote Needed:** Simple Majority.

**COMMUNITY PRESERVATION FUNDS**

<b>ARTICLE: 23</b> <b>Community Preservation Funds</b>	<i>Sponsor: Community Preservation Committee</i>
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To see if the Town will vote to appropriate or reserve from the Community Preservation annual revenues a sum or sums of money, in the amounts recommended by the Community Preservation Committee and not to exceed 5% of the estimated annual revenues for Fiscal Year 2024, for committee administrative expenses and other expenses in the fiscal year beginning on July 1, 2023, with each item to be considered a separate appropriation.

Pass any vote or take any act relative thereto.

**Required Recommendations:** Select Board recommends \_\_\_\_\_.  
Appropriation Committee recommends \_\_\_\_\_.  
Community Preservation Committee recommends Approval.

**Motion (Appropriation Committee):** *We move that the Town vote to reserve from the Community Preservation annual revenues in the amounts recommended by the Community Preservation Committee for Committee sponsored projects and expenses in the Fiscal Year 2024, with each item to be considered a separate reservation:*

*From the Fiscal Year 2024 estimate revenues for Recreation Reserve*  
\$\_\_\_\_\_

*From the Fiscal Year 2024 estimated revenues for Historic Resources Reserve*  
\$\_\_\_\_\_

*From the Fiscal Year 2024 estimated revenues for Community Housing Reserve*  
\$\_\_\_\_\_

*From the Fiscal Year 2024 estimated revenues for Open Space Reserve*  
\$\_\_\_\_\_

*From the Fiscal Year 2024 estimated revenues for Budgeted Reserve*  
\$\_\_\_\_\_

**Vote Needed:** Simple Majority.

To see if the Town will vote to hear and act on the report of the Community Preservation Committee on the Community Preservation budget for Fiscal Year 2024; and further, to reserve for future appropriation a sum of money from the Community Preservation Fund for open space, historic resources, community housing, recreation and budgeted reserve purposes; and, further to appropriate from the Community Preservation Fund, a sum or sums of money for the following Community Preservation projects or purposes, including the acquisition of interests in land, all as recommended by the Community Preservation Committee, and to authorize the Town Manager, Town Clerk, Trail Coordination and Management Committee, Open Space Preservation Commission, Upper Charles Trail Committee, Hopkinton Housing Authority and the Parks and Recreation Commission to enter into all agreements and execute any and all instruments necessary to acquire, convey or accept, as the case may be, appropriate historic preservation for historic resources and conservation restrictions for open space, in accordance with General Laws chapter 184, to comply with the requirements of General Laws chapter 44B, §12 for the same:

- A. A sum or sums of money from funds reserved for Historical Preservation for Restoration of Historical Records, not including digitization of the same. Funded from the Historical Preservation Reserve with the following conditions: 1. That the grant expires on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Town Clerk and the Community Preservation Committee.
- B. A sum or sums of money from funds reserved for Open Space/Undesignated Reserve for the land purchase of the Jenner Property, parcel R12 9 0. Located between Saddle Hill and Cedar Street. Funded from Open Space/Undesignated Reserve with the following conditions: 1. That the grant expired on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Town Manager and the Community Preservation Committee. 3. Price includes all legal costs for the purchase of the land. 4. That a Conservation Restriction be placed on the land within five years and that allows trails to be designed and constructed. 5. Land will be held by the Open Space Preservation Commission.
- C. A sum or sums of money from funds reserved for Open Space/Undesignated Reserve for the land purchase of Connelly Land (R34 26 B and U26 7 0). Funded from Open Space/Undesignated Reserve with the following conditions: 1. That the grant expired on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Town Manager and the Community Preservation Committee. 3. Price includes all legal costs for the purchase of the land. 4. That a Conservation Restriction be placed on the land within five years and that allows trails to be designed and constructed. 5. Land will be held by the Open Space Preservation Commission.
- D. A sum or sums of money from funds reserved from the Open Space Reserve for the Boundary Marking of 9 parcels. Funded from the Open Space Reserve with the following conditions: 1. That the grant expires on July 1, 2024 unless extended by the Community



- Preservation Committee. 2. Grant be spent under the direction of the Open Space Preservation Commission and the Community Preservation Committee.
- E. A sum or sums of money from funds reserved for Open Space Reserve for Trailhead Parking on Ash Street. Funded from the Open Space Reserve with the following conditions: 1. That the grant expires on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Trail Coordination and Management Committee and the Community Preservation Committee.
  - F. A sum or sums of money for funds reserved for Open Space/Undesignated Reserve for the land purchase NSTAR Parcel R23 73 A (approximately 5.99 acres) and R23 73 B (approximately 1 acre). Funded from Open Space/Undesignated Reserve with the following conditions: 1. That the grant expired on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Town Manager and the Community Preservation Committee. 3. Price includes all legal costs for the purchase of the land. 4. That a Conservation Restriction be placed on the land within five years and that allows trails to be designed and constructed. 5. Land will be held by the Open Space Preservation Commission.
  - G. A sum or sums of money for funds reserved for Open Space/Undesignated Reserve for the land purchase NSTAR Parcel R23 100 0 (approximately 9.9 acres). Funded from the Open Space/Undesignated Reserve with the following conditions: 1. That the grant expired on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Town Manager and the Community Preservation Committee. 3. Price includes all legal costs for the purchase of the land. 4. That a Conservation Restriction be placed on the land within five years and that allows trails to be designed and constructed. 5. Land will be held by the Open Space Preservation Commission.
  - H. A sum or sums of money from funds reserved for Recreation Funds for Trail Bridges and Boardwalks. Funded from the Recreation Reserve with the following conditions: 1. That the grant expires on July 1, 2025 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Trail Coordination and Management Committee and the Community Preservation Committee.
  - I. A sum or sums of money from funds reserved for Recreation Funds for Additional Shade Structures and benches at the Dog Park. Funded from the Recreation Reserve with the following conditions: That the grant expires on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Parks and Recreation Commission and the Community Preservation Committee.
  - J. A sum or sums of money from funds reserved from Undesignated Reserve for the Design, Construction bid documents, construction, and parking for a Cricket Pitch and Little League baseball field at Pyne Field. Funded from Undesignated Reserve with the following conditions: 1. That the grant expires on July 1, 2025 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Parks and Recreation Commission and the Community Preservation Committee.

- K. A sum or sums of money from funds reserved for Recreation Funds for Additional Security Cameras at Sandy Beach and Fruit Street Athletic Fields. Funded from the Recreation Reserve with the following conditions: 1. That the grant expires on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Parks and Recreation Commission and the Community Preservation Committee.
- L. A sum or sums of money from funds reserved for Community Housing Reserve for the creation of ADA compliant seating areas, which will include shading structures, a covered bus shelter and walkways at the Housing Authority. Funded from the Community Housing Reserve with the following conditions: 1. That the grant expires on July 1, 2025 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Hopkinton Housing Authority and the Community Preservation Committee.
- M. A sum or sums of money funded from Recreation Reserve for Preliminary Engineering including wetlands assessment, topographical evaluation, and trail mapping of the town-owned portions and abutting properties of the Western Route Trail. Funded from the Recreation Reserve with the following conditions: 1. That the grant expires on July 1, 2024 unless extended by the Community Preservation Committee. 2. The Trail Coordination and Management Committee gets written statement from private property owners for permission to walk the site, determine wetlands, and survey the land for future trail locations and expressing willingness to enter into discussions on the town purchasing an easement or land for the future trail. 3. Grant be spent under the direction of the Trail Coordination and Management Committee and the Community Preservation Committee.
- N. A sum or sums of money funded from Recreation Reserve for Preliminary Engineering including wetlands assessment, topographical evaluation, and trail mapping of Segment One. Funded from Recreation Reserve with the following conditions: 1. That the grant expires on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Upper Charles Trail Committee and the Community Preservation Committee.
- O. A sum or sums of money from funds reserved for Open Space/Undesignated Reserve for the land purchase of the McDonough property, parcel R10 15 0. Funded from Open Space/Undesignated Reserve with the following conditions: 1. That the grant expired on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Town Manager and the Community Preservation Committee. 3. Price includes all legal costs for the purchase of the land. 4. That a Conservation Restriction be placed on the land within five years and that allows trails to be designed and constructed. 5. Land will be held by the Open Space Preservation Commission.

Pass any vote or take any act relative thereto.

**Required Recommendations:** Select Board recommends \_\_\_\_\_.  
 Appropriation Committee recommends \_\_\_\_\_.  
 Capital Improvements Committee recommends \_\_\_\_\_.  
 Community Preservation Committee recommends \_\_\_\_\_.  
 Approval.

**Motion #1 - Non-Land Purchase Articles (Community Preservation Committee):** *We move that the Town vote, pursuant to Chapter 44B of the Massachusetts General Laws, to accept the report and recommendations of the Community Preservation Committee on the Fiscal Year 2024 Community Preservation budget, and to appropriate the following sums from Community Preservation Fund available funds for the following projects:*

- A. *\$\_\_\_\_\_ (\_\_\_\_ DOLLARS) from funds reserved for Historical Preservation for Restoration of Historical Records, not including digitization of the same. Funded from the Historical Preservation Reserve with the following conditions: 1. That the grant expires on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Town Clerk and the Community Preservation Committee.*
  
- D. *\$\_\_\_\_\_ (\_\_\_\_ DOLLARS) from funds reserved from the Open Space Reserve for the Boundary Marking of 9 parcels. Funded from the Open Space Reserve with the following conditions: 1. That the grant expires on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Open Space Preservation Commission and the Community Preservation Committee.*
  
- E. *\$\_\_\_\_\_ (\_\_\_\_ DOLLARS) from funds reserved for Open Space Reserve for Trailhead Parking on Ash Street. Funded from the Open Space Reserve with the following conditions: 1. That the grant expires on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Trail Coordination and Management Committee and the Community Preservation Committee.*
  
- H. *\$\_\_\_\_\_ (\_\_\_\_ DOLLARS) from funds reserved for Recreation Funds for Trail Bridges and Boardwalks. Funded from the Recreation Reserve with the following conditions: 1. That the grant expires on July 1, 2025 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Trail Coordination and Management Committee and the Community Preservation Committee.*
  
- I. *\$\_\_\_\_\_ (\_\_\_\_ DOLLARS) from funds reserved for Recreation Funds for Additional Shade Structures and benches at the Dog Park. Funded from the Recreation Reserve with the following conditions: That the grant expires on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Parks and Recreation Commission and the Community Preservation Committee.*
  
- J. *\$\_\_\_\_\_ (\_\_\_\_ DOLLARS) from funds reserved from Undesignated Reserve for the Design, Construction bid documents, construction, and parking for a Cricket Pitch and Little League baseball field at Pyne Field. Funded from Undesignated Reserve with the following conditions: 1. That the grant expires on July 1, 2025 unless extended by the Community Preservation Committee. 2. Grant be spent under the*

*direction of the Parks and Recreation Commission and the Community Preservation Committee.*

- K. \$ \_\_\_\_\_ (\_\_\_\_ DOLLARS) from funds reserved for Recreation Funds for Additional Security Cameras at Sandy Beach and Fruit Street Athletic Fields. Funded from the Recreation Reserve with the following conditions: 1. That the grant expires on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Parks and Recreation Commission and the Community Preservation Committee.
  
- L. \$ \_\_\_\_\_ (\_\_\_\_ DOLLARS) from funds reserved for Community Housing Reserve for the creation of ADA compliant seating areas, which will include shading structures, a covered bus shelter and walkways at the Housing Authority. Funded from the Community Housing Reserve with the following conditions: 1. That the grant expires on July 1, 2025 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Hopkinton Housing Authority and the Community Preservation Committee.
  
- M. \$ \_\_\_\_\_ (\_\_\_\_ DOLLARS) from Recreation Reserve for Preliminary Engineering including wetlands assessment, topographical evaluation, and trail mapping of the town-owned portions and abutting properties of the Western Route Trail. Funded from the Recreation Reserve with the following conditions: 1. That the grant expires on July 1, 2024 unless extended by the Community Preservation Committee. 2. The Trail Coordination and Management Committee gets written statement from private property owners for permission to walk the site, determine wetlands, and survey the land for future trail locations and expressing willingness to enter into discussions on the town purchasing an easement or land for the future trail. 3. Grant be spent under the direction of the Trail Coordination and Management Committee and the Community Preservation Committee.
  
- N. \$ \_\_\_\_\_ (\_\_\_\_ DOLLARS) from Recreation Reserve for Preliminary Engineering including wetlands assessment, topographical evaluation, and trail mapping of Segment One. Funded from Recreation Reserve with the following conditions: 1. That the grant expires on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Upper Charles Trail Committee and the Community Preservation Committee.

**Vote Needed:** Simple Majority.

**Motion #2 - Land Purchase Articles (Community Preservation Committee):** *We move that the Town vote, pursuant to Chapter 44B of the Massachusetts General Laws, to accept the report and recommendations of the Community Preservation Committee on the Fiscal Year 2024 Community Preservation budget, and to appropriate the following sums from Community Preservation Fund available funds for the following projects:*

- B. \$\_\_\_\_\_ (\_\_\_\_ DOLLARS) from funds reserved for Open Space/Undesignated Reserve for the land purchase of the Jenner Property, parcel R12 9 0. Located between Saddle Hill and Cedar Street. Funded from Open Space/Undesignated Reserve with the following conditions: 1. That the grant expired on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Town Manager and the Community Preservation Committee. 3. Price includes all legal costs for the purchase of the land. 4. That a Conservation Restriction be placed on the land within five years and that allows trails to be designed and constructed. 5. Land will be held by the Open Space Preservation Commission.
- C. \$\_\_\_\_\_ (\_\_\_\_ DOLLARS) from funds reserved for Open Space/Undesignated Reserve for the land purchase of Connelly Land (R34 26 B and U26 7 0). Funded from Open Space/Undesignated Reserve with the following conditions: 1. That the grant expired on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Town Manager and the Community Preservation Committee. 3. Price includes all legal costs for the purchase of the land. 4. That a Conservation Restriction be placed on the land within five years and that allows trails to be designed and constructed. 5. Land will be held by the Open Space Preservation Commission.
- F. \$\_\_\_\_\_ (\_\_\_\_ DOLLARS) from funds reserved for Open Space/Undesignated Reserve for the land purchase NSTAR Parcel R23 73 A (approximately 5.99 acres) and R23 73 B (approximately 1 acre). Funded from Open Space/Undesignated Reserve with the following conditions: 1. That the grant expired on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Town Manager and the Community Preservation Committee. 3. Price includes all legal costs for the purchase of the land. 4. That a Conservation Restriction be placed on the land within five years and that allows trails to be designed and constructed. 5. Land will be held by the Open Space Preservation Commission.
- G. \$\_\_\_\_\_ (\_\_\_\_ DOLLARS) from funds reserved for Open Space/Undesignated Reserve for the land purchase NSTAR Parcel R23 100 0 (approximately 9.9 acres). Funded from the Open Space/Undesignated Reserve with the following conditions: 1. That the grant expired on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Town Manager and the Community Preservation Committee. 3. Price includes all legal costs for the purchase of the land. 4. That a Conservation Restriction be placed on the land within five years and that allows trails to be designed and constructed. 5. Land will be held by the Open Space Preservation Commission.
- O. \$\_\_\_\_\_ (\_\_\_\_ DOLLARS) from funds reserved for Open Space/Undesignated Reserve for the land purchase of the McDonough property, parcel R10 15 0. Funded from Open Space/Undesignated Reserve with the following conditions: 1. That the grant expired on July 1, 2024 unless extended by the Community Preservation Committee. 2. Grant be spent under the direction of the Town Manager and the Community

Preservation Committee. 3. Price includes all legal costs for the purchase of the land. 4. That a Conservation Restriction be placed on the land within five years and that allows trails to be designed and constructed. 5. Land will be held by the Open Space Preservation Commission.

**Vote Needed: Two-thirds Majority.**

**ZONING BYLAW AMENDMENTS**

**ARTICLE: 25 Inclusionary Development Bylaw**

*Sponsor: Planning Board*

To see if the Town will vote to amend Article XI, Flexible Community Development Bylaw, of the Zoning Bylaws, as follows:

1. By changing the name of the Bylaw to “Inclusionary Development Bylaw”;
2. By amending the Bylaw provisions as follows:

§ 210-57. Purpose and Intent.

The purpose of this Article is to increase the inventory of affordable housing in Hopkinton. It is intended that the affordable housing units that result from this Article be considered as Local Initiative Program (LIP) units, in compliance with the requirements for the same as specified by the Department of Housing and Community Development (DHCD) and that said units shall count toward the Town’s requirements under G.L. c.40B sec. 20-23. Each affordable unit created in accordance with this Article shall have limitations governing its resale to preserve the long-term affordability of the unit and to ensure its continued availability for affordable income households.

§ 210-58. Applicability.

A. In all zoning districts, the inclusionary housing provisions of this section shall apply to the following uses, hereafter called the “development”:

- (1) Any project that results in a net increase of **five (5)**~~ten (10)~~ or more dwelling units, whether by new construction or by the alteration, expansion, reconstruction, or change of existing residential or non-residential space, with the exception of Article XIII A, Village Housing Development projects; and
- (2) Any division and/or subdivision of land held in common ownership as of the effective date of this Article, or anytime thereafter, into **five (5)**~~ten (10)~~ or more dwelling units.

§ 210-59. Administration.

~~A development shall require the grant of a Special Permit from the Planning Board. A Special Permit shall be granted if the proposal meets the requirements of this Chapter. If a development~~

~~requires a Special Permit pursuant to any other provision of this Chapter, a separate Special Permit shall not be required. The Planning Board shall prepare and, after a public hearing, adopt and file regulations with the Town Clerk, which shall include submission requirements, timelines, procedures and provisions necessary to implement this Article.~~

§ 210-60. Mandatory Provision of Affordable Units.

A. In each applicable development, **10% of the total units**~~one dwelling unit~~ shall be established as an affordable housing unit ~~for every ten (10) dwelling units in the development, in any one or combination of methods provided for below.~~ **Where fractional units are the result, the number of affordable units shall be rounded to the nearest whole number. For example, in developments of 12 units, one affordable unit shall be created (1.2 units rounded to 1 unit); in developments of 17 units, two affordable units shall be created (1.7 units rounded to 2 units); and so on.** ~~For example, in a development of 10 to 19 units, 1 unit shall be affordable; in developments of 20 to 29 units, 2 units shall be affordable; and so on. The use of a combination of methods shall be approved by the Planning Board.~~ **Affordable dwelling units shall be constructed or rehabilitated on the development locus.**

B. **The Planning Board may grant a Special Permit to allow for the construction or rehabilitation of a dwelling unit on a locus different than the development, or allow for a payment-in-lieu of construction or rehabilitation of a dwelling unit. Such Special Permit may be issued only where the Planning Board makes a specific finding that there will be a significant net benefit to achieving the Town's affordable housing objectives as a result of allowing the construction or rehabilitation of a dwelling unit on a different locus than the development, or a payment-in-lieu.**

~~(1) — Constructed or rehabilitated on the development locus; or~~

~~(2) — Constructed or rehabilitated on a locus different than the development; or~~

~~(3) — An equivalent fees in lieu of payment may be made.~~

~~B. — For every affordable unit required, one additional market rate dwelling unit may be added to the total number of dwelling units in the development. For example, in a development of 20 units, two affordable units are required and the number of market rate units may be increased by two, for a total of 22 units.~~

~~C. — The Planning Board may allow a reduction in the dimensional requirements, including minimum lot area, frontage or setback requirements, applicable to the proposed development in order to accommodate the additional units on the site and to locate them within the areas most suitable for development. Such authorization for reduction shall be included in the special permit.~~

§ 210-61. Provisions Applicable to Affordable Housing Units On- and Off-Site.

A. All affordable units created, constructed or rehabilitated under this Article shall be situated within the development so as not to be in less desirable locations than market rate units in the development and shall, on average, be no less accessible to public amenities, such as open space, as the market-rate units.

B. Affordable housing units shall be integrated with the rest of the development and shall be compatible in design, appearance, construction, and quality of materials with other units. Interior features and mechanical systems of affordable units shall conform to the same specifications as apply to market-rate units.

C. Affordable housing units shall be provided coincident to the development of market-rate units.

D. The deeds to the affordable housing units sold to income eligible buyers shall contain a restriction against renting or leasing of said unit(s) during the period for which the housing unit(s) contains a restriction on affordability, **unless explicitly allowed by consent of the Town and the Commonwealth.**

**E. All affordable units created, constructed or rehabilitated under this article shall hold a legal use restriction that runs with the land, is recorded at the Registry of Deeds, provides for affordability in perpetuity, identifies the Subsidizing Agency and monitoring agent, if applicable, and restricts occupancy to income-eligible households, as defined by the Department of Housing and Community Development.**

~~EF.~~ The applicant shall comply with the mandatory set-asides and accompanying restrictions on affordability, including the execution of an acceptable deed rider.

~~FG.~~ **If the Planning Board grants a Special Permit which allows for off-site units,** ~~t~~The location of the off-site units ~~to be provided~~ shall be approved by the Planning Board, and shall be provided coincident to the development of the market-rate units or in accordance with an alternate schedule approved by the Planning Board. Exercise of this option shall not result in the destruction or demolition of existing structures, unless the Planning Board determines that: 1) such destruction or demolition is not detrimental to the neighborhood; and 2) where the proposed destruction or demolition of existing housing units is proposed, is consistent with the overall housing goals of the Town. When the Historic Preservation Bylaw (Chapter 125 of the Bylaws of the Town of Hopkinton) applies to the structure, the Planning Board shall consult with the Historical Commission before making a determination.

#### § 210-62. Fees-in-Lieu-of Affordable Housing Unit Provision.

A. An applicant may contribute funds to the Town of Hopkinton Affordable Housing Trust Fund ~~or Hopkinton Community Housing Task Force, Inc. (CHTF)~~ to be used for the development of affordable housing in lieu of constructing and offering affordable units within the locus of the proposed development or at an off-site locus **only if allowed by the Planning Board through the grant of a Special Permit.**



(1) Calculation of fee-in-lieu-of units. For each affordable unit not constructed or provided through one or a combination of the methods specified in this Article, the fee shall be an amount equal to the purchase price of a three-bedroom home that is affordable to a qualified affordable housing unit purchaser, as contained in the LIP guidelines regardless of what type of dwelling units are proposed, approved or constructed in the development.

(2) Schedule of fees-in-lieu-of-units payments. Fees-in-lieu-of-units payments shall be made according to a schedule agreed upon by the Planning Board and the applicant.

§ 210-63. Conflict with Other Bylaws.

The provisions of this Article shall be considered supplemental of existing zoning bylaws. To the extent that a conflict exists between this bylaw and others, the more restrictive bylaw, or provisions therein, shall apply.

Pass any vote or take any act relative thereto.

**Required Recommendation:** Planning Board recommends \_\_\_\_\_

**Motion (Planning Board):** *We move that the Town vote to amend the Zoning Bylaws of the Town of Hopkinton, as set forth in Article 24 of the 2023 Annual Town Meeting Warrant.*

**Vote Needed:** Two-Thirds Majority.

<b>ARTICLE: 26</b>	<b>Electric Vehicle Parking Spaces</b>
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<i>Sponsor: Planning Board</i>
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To see if the Town will vote to amend the text of Zoning Bylaw, Article XVIII, Supplementary Regulations, by inserting a new Section 210-124.1, Electric Vehicle Parking, as follows:

§ 210-124.1 Electric Vehicle Parking.

A. Purpose

The sale of electric vehicles continues to grow in Massachusetts and opportunities for charging of these electric vehicles needs to be widespread to accommodate this mode shift. The purpose of this bylaw is to support this mode shift to electric vehicles and encourage ongoing efforts to reduce the impact of fossil fuels on the environment and work towards carbon neutrality by introducing opportunities for EV charging on parking areas with 5 spots or more. It is not the intent of this bylaw to open a private parking area for public use.

B. Administration

The Planning Board shall prepare and, after a public hearing, adopt and file regulations with the Town Clerk, which may be amended from time to time, and shall include technical requirements

of the EV-Ready and EVSE-installed infrastructure, procedures, and provisions necessary to implement this Article.

#### Definitions

**ELECTRIC VEHICLE (EV):** Any vehicle that is licensed and registered for operation on public and private highways, roads, and streets and that operates exclusively on electrical energy from an off-board source that is stored in the vehicle's batteries, producing zero tailpipe emissions or pollution when stationary or operating.

**PLUG-IN HYBRID ELECTRIC VEHICLE (PHEV):** A hybrid electric vehicle whose battery can be recharged by plugging it into an external source of electric power, as well as by its on-board engine and generator.

**ELECTRIC VEHICLE SUPPLY EQUIPMENT (EVSE):** Equipment for the purpose of transferring electric energy to a battery or other energy storage device in an electric vehicle.

**EV INLET:** The EV inlet is located on the EV and consists of an electrical connection port that, when combined with the connector, can provide conductive charging and information exchange.

**CONNECTOR:** A connector is a device that, by insertion into an EV inlet, establishes an electrical connection to the EV for the purpose of information exchange and charging.

**EV-READY:** EV-Ready shall mean providing conduit, infrastructure, and a viable pathway for adequate electric connection sufficient to support a charging level set forth by the Planning Board in its regulations.

**EVSE-INSTALLED:** "EVSE-Installed" shall, at a minimum, mean an installed EVSE within a minimum charging level as set forth by the Planning Board in its regulations.

#### D. Applicability

Construction projects subject to Major Project Site Plan Review pursuant to Article XX, specifically §210-134.C (Major Project) for *construction or enlargement of a parking area containing 25 or more parking spaces* and development projects requiring Minor Project Site Plan Review pursuant to Article XX, specifically §210-134.B (Minor Project) for *construction or enlargement of a parking area containing five or more parking spaces* shall conform to the minimum requirements for EVSE-Installed and/or EV-Ready parking spaces as set forth in this Article; provided, however, that such construction projects for which there is no net increase in the number of parking spaces are not required to conform to the provisions of this Article.

The Planning Board may waive or reduce the requirements for EVSE-Installed or EV-Ready parking spaces only upon a finding that the provision of the required EVSE-Installed or EV-Ready parking spaces would be significantly detrimental to the project, or the layout or orientation of the parking area does not allow for efficient provision of EV-Installed or EV-Ready parking spaces and such layout or orientation cannot be reasonably modified to accommodate the EVSE-Installed or EV-Ready parking spaces.

#### E. EVSE-Installed and EV-Ready Requirements

- (1) Where EVSE-Installed or EV-Ready parking spaces are required by the Article, the Planning Board shall set forth a minimum acceptable standard for charging level in its regulations.
- (2) The number of EVSE-Installed and/or EV-Ready parking spaces shall be provided as follows:
  - (a) Parking areas with fewer than 5 spaces shall not be required to provide any EVSE-Installed or EV-Ready parking spaces.
  - (b) Parking areas with 5 - 10 spaces shall provide 1 EVSE-Installed parking space or 2 EV-Ready parking spaces.
  - (c) Parking areas with 11 or more parking spaces shall provide 10% of the total spaces as EVSE-Installed parking spaces or 20% of the total spaces as EV-Ready parking spaces.

In any case where the calculation of EVSE-Installed or EV-Ready parking spaces results in a fraction of a space, the number of spaces shall be rounded up to the next whole number. *For example, a result of 1.7 spaces shall be rounded up to 2 spaces, a result of 3.2 spaces shall be rounded up to 4 spaces, and so on.*

- (3) The EVSE-Installed and EV-Ready parking spaces shall be located within the parking area, and shall be counted toward the parking requirements for the use, in accordance with the requirements of the Zoning Bylaw for off-street parking spaces.

#### F. Other Requirements

- (1) All EVSE placed and proposed shall be compliant with applicable state and federal law benefitting persons with disabilities, including the Americans with Disabilities Act of 1990 (ADA). All installed EVSE must comply with all requirements specified by the Massachusetts Architectural Access Board.
- (2) EVSE may be installed in standard parking spaces or accessible parking spaces. The installation of an EVSE shall not reduce the size of the parking space to below minimum local zoning requirements for off-street parking spaces.
- (3) An EVSE shall have all relevant parts located within accessible reach, and in a barrier-free access aisle for the user to move freely between the EVSE and the electric vehicle.
- (4) Where EVSE is provided or proposed within an adjacent pedestrian circulation area, such as a sidewalk or accessible route to the building entrance, the charging equipment must be located so as not to interfere with accessibility requirements; it should not interfere with the minimum pedestrian clearance widths as required by applicable state and federal law benefitting persons with disabilities, including the ADA. Cords, cables, and connector equipment should not extend across the path of travel within the sidewalk or walkway.

**Required Recommendation:** Planning Board recommends Approval.

**Motion (Planning Board):** *We move that the Town vote to amend the Zoning Bylaws of the Town of Hopkinton, as set forth in Article 25 of the 2023 Annual Town Meeting Warrant.*

**Vote Needed:** Two-Thirds Majority.

<b>ARTICLE: 27</b>	<b>Site Plan Review Rooftop Solar Exemption</b>
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*Sponsor: Planning Board*

To see if the Town will vote to amend the text of Zoning Bylaw Article XX, Site Plan Review, by inserting a new sentence at the end of the last paragraph of Section 210-134, Definitions, as indicated by **bold** text as follows:

For the purposes of Site Plan Review, the term “gross floor area” shall mean the sum of the gross horizontal areas of the several floors of a building including all garages, basements and cellars. All dimensions shall be taken from the exterior faces of walls, including the exterior faces of enclosed porches. **For the purposes of this Article, solar panels, modules, and associated equipment that is located on the rooftop of a building shall not be considered “mechanical equipment” and shall be exempt from the provisions of this article.**

Pass any vote or take any act relative thereto.

**Required Recommendation:** Planning Board recommends Approval.

**Motion (Planning Board):** *We move that the Town vote to amend the Zoning Bylaws of the Town of Hopkinton, as set forth in Article 26 of the 2023 Annual Town Meeting Warrant.*

**Vote Needed:** Two-Thirds Majority.

<b>ARTICLE: 28</b>	<b>Zoning District Change - 2 West Elm Street and 0 West Elm Street</b>
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*Sponsor: Citizens Petition*

To see if the Town will vote to amend the Zoning Map of the Town of Hopkinton by changing the zoning district of land at 2 West Elm St. shown on Assessors Map R23, Block 45, Lot 0 and 0 West Elm St. shown on Assessors Map R23, Block 46 from Residential B District to Business District.

Pass any vote or take any act relative thereto.

**Required Recommendation:** Planning Board recommends Approval.

**Motion (Petitioner):** *I move that \_\_\_\_.*

**Vote Needed:** Two-Thirds Majority.

**ARTICLE: 29 Zoning District Change - South Street and Hayward Street**

*Sponsor: Citizens Petition*

To see if the Town will vote to amend the Zoning Map of the Town of Hopkinton by changing the zoning district of land at:

66 South Street shown on Assessors Map L37, Block 97, Lot 0

68 South Street shown on Assessors Map L37, Block 96, Lot 0

70 South Street shown on Assessors Map L37, Block 95, Lot 0

28 Hayward Street shown on Assessors Map L37, Block 94, Lot 0

30 Hayward Street shown on Assessors Map L37, Block 93, Lot 0

Pine Grove Lane a private 25' wide way from Hayward Street north to 52 South Street shown on Assessors Map R23, Block 65, Lot 0 and Hayward Street south to 74-76 South Street shown on Assessors Map R29, Block 23, Lot A.

From Residential Lake Front District to Rural Business District.

Pass any vote or take any act relative thereto.

**Required Recommendation:** Planning Board recommends \_\_\_\_\_

**Motion (Petitioner):** *I move that \_\_\_\_\_.*

**Vote Needed:** Two-Thirds Majority.

**GENERAL BYLAW AMENDMENTS**

**ARTICLE: 30 Housekeeping - Delete Definition**

*Sponsor: Town Clerk*

To see if the Town will vote to amend the General Bylaws, Chapter 1 by striking "Article V Definitions" in its entirety and changing Article VI, Administration of Fines for Certain Violations, to Article V, accordingly.

Pass any vote or take any act relative thereto.

**Motion (Town Clerk):** *I move that the Town vote to amend the General Bylaws of the Town of Hopkinton, as set forth in Article 29 of the 2023 Annual Town Meeting Warrant.*

**Vote Needed:** Simple Majority.

To see if the Town will vote to amend the General Bylaws, Section 5-29, "Meeting Minutes," subsection A, by: (1) striking "boards, committees, and commissions" and in its place insert the phrase "multi-member public bodies", (2) striking the phrase "forty (40) calendar days" and inserting in its place "thirty (30) days", and (3) inserting after "later" the phrase "unless the public body finds good cause to exceed these timeframes", so that the amended Section 5-29, subsection A will read as follows:

"Approval of Minutes. All multi-member public bodies of the Town shall approve the minutes of their open session or executive session meetings within thirty (30) days of the meeting, or at its next meeting, whichever is later, unless the public body finds good cause to exceed these timeframes."

Pass any vote or take any act relative thereto.

**Motion (Town Clerk):** *I move that the Town vote to amend the General Bylaws of the Town of Hopkinton, as set forth in Article 30 of the 2023 Annual Town Meeting Warrant.*

**Vote Needed:** Simple Majority.

To see if the Town will vote to amend Article III, Leashing of Dogs, in Chapter 62, Animals, of the General Bylaws as follows:

1. By deleting Section 62-3 "Leashing and curbing required certain hours; exception" in its entirety and inserting in its place, a new Section 62-3 "Leashing and curbing required; exceptions" to read as follows:

No person who owns or keeps a dog or dogs shall allow the same to run free unless said dog is on the owner's or keeper's premises. Any dog not on the premises of its owner or keeper shall be leashed and curbed, provided that the said leashing or curbing shall not apply to hunting, guide, and therapy dogs under direct command of its owner or keeper, or to dogs used in law enforcement.

2. By deleting the text of Section 62-4 in its entirety and replacing it with the text: "Whoever violates this article shall be subject to a fine in the amount of \$50 or the minimum amount permitted by Section 173A of Chapter 140 of the General Laws, whichever is higher."
3. By deleting "\$15" in Section 62-5, Redemption fee, and inserting in its place "\$25".

Pass any vote or take any act relative thereto.

**Motion (Select Board):** *I move that the Town vote to amend the General Bylaws of the Town of Hopkinton, as set forth in Article 31 of the 2023 Annual Town Meeting Warrant.*

**Vote Needed:** Simple Majority.

**ARTICLE: 33 Short Term Rental Bylaw**

*Sponsor: Select Board*

To see if the Town will vote to amend the General Bylaws of the Town of Hopkinton by adopting a new Chapter 164, Short Term Rental of Residential Property, as follows:

## CHAPTER 164

### Short-Term Rental of Residential Property

#### §164-1 Purpose

The purpose of this Chapter is to establish regulations and a licensing process for the administration and enforcement of the short-term rental of residential property in the Town of Hopkinton. The regulations and the licensing process are designed to protect the health, safety, and welfare of the short-term tenants, the property owner, the residents of the surrounding neighborhood, and the public, and to ensure compliance with applicable Massachusetts General Laws and regulations.

#### §164-2 Applicability

The rental of residential property to short-term paying guests shall be allowed only in accordance with the requirements of this Bylaw.

#### §164-3 Definitions

**DWELLING UNIT** – An owner-occupied, tenant-occupied or non-owner-occupied residential property including, but not limited to, a dwelling unit, single-family dwelling unit, condominium, apartment, multi-family dwelling, or a furnished accommodation that is not a: hotel; inn; bed and breakfast establishment; lodging house; or continuing care retirement facility, assisted living facility, nursing home facility, or similar facility.

**LICENSE** – A license issued by the Select Board for operation of a Short-Term Rental Unit.

**OPERATOR** – Any person or entity operating a Short-Term Rental Unit. An Operator may be the owner of a Short-Term Rental Unit, or a lessee of a Short-Term Rental Unit with express written permission from the unit's lessor.

**SHORT-TERM RENTAL UNIT** – Any Dwelling Unit where at least one room or unit is rented to an occupant or sub-occupant; and all accommodations are reserved in advance; provided, however, that a private owner-occupied property shall be considered a single unit if leased and rented as such.

#### §164-4 General Requirements

The following requirements shall apply to all short term rentals:

- A. No property other than a Dwelling Unit may be operated as a Short-Term Rental Unit.
- B. No non-residential property may be operated as a Short-Term Rental Unit.
- C. No Dwelling Unit may be operated as a Short-Term Rental Unit without a License.
- D. Notwithstanding the issuance of a License, no Dwelling Unit may be used as a Short-Term Rental Unit except in compliance with these General Requirements.
- E. No Dwelling Unit shall be operated as Short-Term Rental Unit if it is designated as affordable or otherwise income-restricted, which are subject to affordability covenants or are otherwise subject to housing or rental assistance under local, state, or federal programs or law.
- F. No Dwelling Unit shall be operated as Short-Term Rental Unit if it is in violation or noncompliance with any provisions of the Building Code, Fire Code, and Board of Health regulations.
- G. No Dwelling Unit shall be operated as Short-Term Rental Unit if the Operator, or owner of the property if different from the Operator, is in arrears for payment of the unit's Town taxes, water, or sewage charges.
- H. No Dwelling Unit shall be operated as Short-Term Rental Unit unless the number of off-street parking spaces for the property on which the unit is located is sufficient to accommodate all guest occupants.
- I. No Dwelling Unit shall be operated as Short-Term Rental Unit if said unit is subject to zoning or other restrictions that prohibit short-term rental use.
- J. Operators shall designate for each Short-Term Rental Unit a person to be the manager of said unit. Managers shall respond within 2 hours to any problem or complaint and within 30 minutes in an emergency.
- K. The maximum occupancy of any short-term rental unit shall be limited to two people per bedroom.
- L. No commercial trash receptacle, including but not limited to a dumpster, may be maintained on the property on which a Short-Term Rental Unit is located for use by the Short-Term Rental Unit occupants for trash disposal. All trash removal for occupants of a Short-Term Rental Unit shall be by regular residential trash removal services, and shall be collected weekly, at a minimum.



- M. Short-Term Rental Units shall be subject to inspection by the Board of Health, Fire Department and the Director of Municipal Inspections.
- N. All Operators shall maintain an up-to-date log of all occupants that occupy any Short-Term Rental Unit. Said log shall contain all occupants' names, ages, and dates of commencement and expiration of each short-term rental period. The log shall be available for inspection by the Board of Health, Fire Department, and the Director of Municipal Inspections.
- O. All Licenses shall be issued to Operators and shall not run with the Short-Term Rental Unit or the property on which the unit is located. All Licenses shall terminate immediately upon any sale or transfer of ownership of the Short-Term Rental Unit or property on which the Short-Term Rental Unit is located. All Licenses shall terminate if the Operator to whom the license is issued transfers or is no longer in control of said Short-Term Rental Unit or property on which the Short-Term Rental Unit is located; provided, however, that the Select Board may allow the transfer of a license at its sole discretion.
- P. Short-Term Rental Units may only be rented for a minimum of 2 consecutive days and a maximum of 30 consecutive days. No Operator may rent a Short-Term Rental Unit to the same person for more than 30 consecutive days in any 6-month period. Rental durations outside of these minimum and maximum time periods are prohibited.
- Q. Operators shall maintain the structure and property exterior in good condition, including the upkeep of lawns, shrubbery, and other landscape features.
- R. Operators shall furnish each short-term rental occupant with a community information card containing, at a minimum, (i) emergency telephone numbers for the Hopkinton Police Department, Fire Department, and manager designated by the Operator, (ii) a description of the regulations, if any, relative to on-street parking at the address and fines for parking violations, (iii) a description of the Town's trash and recycling requirements, including the date of trash and recycling collection at the address, and (iv) a copy of the Town's noise bylaw.
- S. Operators shall post a sign on the inside of the Short-Term Rental Unit providing information on the location of all fire extinguishers in the unit, and, if applicable, the location of all fire exits and pull fire alarms in the dwelling.
- T. Operators shall retain and make available to the Town, upon written request, records to demonstrate compliance with this Section. The Operator shall retain such records for as long as a Dwelling Unit is offered as a Short-Term Rental Unit.

#### §164-5 License

Operators shall apply annually to the Select Board for a License for all Short-Term Rental Units. All Licenses will expire on June 30 of each year. The Select Board may adopt regulations, an application form, or other procedures governing the issuance and regulation of Licenses and Operators. Short-Term Rental Units shall be annually recorded in a Short-Term Rental Registry for

a fee or fees set by the Select Board.

§164-6 Violations and Penalties

- A. Failure to comply with the requirements of this Bylaw, regulations adopted by the Select Board, conditions of a License, or an order issued by the Board of Health, Fire Department, or Director of Municipal Inspections, shall be subject to the following penalties:

First Violation: \$150  
Second violation: \$250  
Third and subsequent violations: \$350

Each day that such violation continues shall be deemed to be a separate violation and be subject to the above penalty.

- B. The Select Board may suspend or revoke any License for failure to comply with the requirements of this Bylaw, regulations adopted by the Select Board, conditions of a License, or an order issued by the Board of Health, Fire Department, or Director of Municipal Inspections.
- C. Any person or entity maintaining Short-Term Rental Unit without a License shall be punished by a fine of \$500. Each day that such violation continues shall be deemed to be a separate violation and be subject to the penalty.
- D. In lieu of the penalties set forth in this section, violations may be addressed in accordance with the provisions of M.G.L. c. 40, § 21D, and Ch. 1, Art. II, Noncriminal Disposition, of the General Bylaws of the Town of Hopkinton.

Pass any vote or take any action related thereto.

**Motion (Select Board):** *We move that the Town vote to amend the General Bylaws of the Town of Hopkinton, as set forth in Article 32 of the 2023 Annual Town Meeting Warrant.*

**Vote Needed:** Simple Majority.

<b>ARTICLE: 34</b>	<b>Gun Club Indoor Shooting</b>
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*Sponsor: Citizens Petition*

To see if the Town will vote to amend the General Bylaws of the Town of Hopkinton as follows:

Protect “we the people, babies, animals & birds”, from noise pollution. Gun clubs, should practice firing gun shots indoor and stop noise pollution and make the Town of Hopkinton, enjoyable to every citizen, babies, animals & birds.

Pass any vote or take any action relative thereto.

**Motion (Petitioner):** *I move that \_\_\_\_.*

**Vote Needed:** Simple Majority.

**LAND ACQUISITION AND DISPOSITION**

**ARTICLE: 35 Street Acceptance - Foxhollow Road**

*Sponsor: Planning Board and Select Board*

To hear the report of the Select Board relative to the laying out of the following named street, under the provisions of General Laws chapter 82, and to see if the Town will vote to accept such street as and for public ways and to authorize the Select Board to acquire by gift, purchase, or eminent domain any land or interest in land necessary for such laying out, and act on all matters relating thereto:

Foxhollow Road, from Pond Street to end.

Pass any vote or take any action relative thereto.

**Required Recommendations:** Select Board recommends \_\_\_\_\_.  
Planning Board recommends \_\_\_\_\_.  
Capital Improvements Committee recommends \_\_\_\_\_.

**Motion (Select Board):** *We move that the Town vote to accept the report of the Select Board relative to the laying out and the widening and relocating of Foxhollow Road and, pursuant to Chapter 82 of the Massachusetts General Laws, to accept that street as and for public ways and to authorize the Select Board to acquire by gift, purchase or eminent domain any land or interest in land necessary for the laying out of that street as public ways, conditioned upon the execution, if determined to be in the Town's interests by the Select Board in its sole discretion of an agreement, in a form acceptable to Town Counsel, indemnifying and holding the Town harmless against claims arising from pesticide contamination of land within that public way for a period of ten years from the completion of such acquisition.*

**Vote Needed:** Two-Thirds Majority.

**ARTICLE: 36 Street Acceptance - Box Mill Road**

*Sponsor: Planning Board and Select Board*

To hear the report of the Select Board relative to the laying out of the following named street, under the provisions of General Laws chapter 82, and to see if the Town will vote to accept such street as and for public ways and to authorize the Select Board to acquire by gift, purchase, or eminent domain any land or interest in land necessary for such laying out, and act on all matters relating thereto:

Box Mill Road, from Leonard Street to end.

Pass any vote or take any action relative thereto.

**Required Recommendations:** Select Board recommends \_\_\_\_\_.  
Planning Board recommends Approval.  
Capital Improvements Committee recommends \_\_\_\_\_.

**Motion (Select Board):** *We move that the Town vote to accept the report of the Select Board relative to the laying out and the widening and relocating of Box Mill Road and, pursuant to Chapter 82 of the Massachusetts General Laws, to accept that street as and for public ways and to authorize the Select Board to acquire by gift, purchase or eminent domain any land or interest in land necessary for the laying out of that street as public ways, conditioned upon the execution, if determined to be in the Town's interests by the Select Board in its sole discretion of an agreement, in a form acceptable to Town Counsel, indemnifying and holding the Town harmless against claims arising from pesticide contamination of land within that public way for a period of ten years from the completion of such acquisition.*

**Vote Needed:** Two-Thirds Majority.

<b>ARTICLE: 37</b>	<b>Accept Gift of Land – Turkey Ridge Subdivision</b>	<i>Sponsor: Planning Board</i>
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To see if the Town will vote to authorize the Select Board to acquire, by gift, a fee interest in certain parcels of land consisting of 10.22 acres in Parcels B and C as shown on a plan entitled "Definitive Residential Subdivision Turkey Ridge" prepared by J.D. Marquedant & Associates, Inc. and dated June 11, 2021, revised November 12, 2021, a copy of which is available for inspection at the Office of the Town Clerk, said land being a portion of property located at 35 Lincoln Street and 52 Cedar Street Extension and as shown on Assessors Map as R3 Block 14 Lot 0 and R3 Block 8 Lot 0, and said land to be used for open space purposes.

Pass any vote or take any action relative thereto.

**Required Recommendations:** Select Board recommends \_\_\_\_  
Appropriation Committee recommends \_\_\_\_  
Capital Improvements Committee recommends \_\_\_\_\_.

**Motion: (Planning Board)** *We move that the Town vote to authorize the Select Board to acquire, by gift, a fee interest in certain parcels of land, consisting of 10.22 acres of land as shown as "Parcel B" and "Parcel C" on a plan entitled "Definitive Residential Subdivision Turkey Ridge" prepared by J.D. Marquedant & Associates, Inc. and dated June 11, 2021, revised November 12, 2021, a copy of which is available for inspection at the Office of the Town Clerk. Said land to be under the jurisdiction of the Open Space Preservation Commission.*

**Vote Needed:** Simple Majority.

To see if the Town will authorize the Select Board and the School Committee to take the following actions, with respect to parking lot solar canopy facility projects on parcels of land under their custody and control:

1. To authorize a lease of a portion of the parking lot located at 88 Hayden Rowe, for a maximum of thirty (30) years, upon such terms and conditions as are acceptable to the Select Board and School Committee, to a solar energy provider for the purposes of constructing, maintaining, and operating a parking lot solar canopy facility on the property.
2. To authorize a lease of a portion of the parking lot located at 90 Hayden Rowe, for a maximum of thirty (30) years, upon such terms and conditions as are acceptable to the Select Board and School Committee, to a solar energy provider for the purposes of constructing, maintaining, and operating a parking lot solar canopy facility on the property.
3. To authorize the Town to grant easements to Eversource to install, maintain, operate, repair, reinstall, or replace utility pole lines and a substation for three phase power for the parking lot solar canopy facility installations at 88 and 90 Hayden Rowe.

Pass any vote or take any action relative thereto.

**Required Recommendations:** Select Board recommends \_\_\_\_  
Appropriation Committee recommends \_\_\_\_\_.  
Capital Improvements Committee recommends \_\_\_\_\_.

***Motion: (Select Board)*** We move to authorize the Select Board and the School Committee to: 1) authorize a lease of a portion of the parking lot located at 88 Hayden Rowe, for a maximum of thirty (30) years, upon such terms and conditions as are acceptable to the Select Board and School Committee, to a solar energy provider for the purposes of constructing, maintaining, and operating a parking lot solar canopy facility on the property; 2) authorize a lease of a portion of the parking lot located at 90 Hayden Rowe, for a maximum of thirty (30) years, upon such terms and conditions as are acceptable to the Select Board and School Committee, to a solar energy provider for the purposes of constructing, maintaining, and operating a parking lot solar canopy facility on the property; and 3) authorize the Town to grant easements to Eversource to install, maintain, operate, repair, reinstall, or replace utility pole lines and a substation for three phase power for the parking lot solar canopy facility installations at 88 and 90 Hayden Rowe.

**Vote Needed:** Simple Majority.

To see if the Town will vote to authorize the Select Board to increase the portion of Parcel 8, as depicted on the Fruit Street Master Plan dated March 24, 2015, to be leased to a non-profit philanthropic organization for the benefit of Hopkinton youth and based in the Town of Hopkinton from 5 acres, as adopted by the Town under Article 56 of the 2015 Annual Town Meeting, to the remainder of Parcel 8 not already leased to Baypath Humane Society and to negotiate and enter into a lease agreement with Hopkinton Scout Leaders Association, Inc.

Pass any vote or take any act relative thereto.

**Required Recommendations:** Select Board recommends \_\_\_\_.  
Appropriation Committee recommends \_\_\_\_.  
Capital Improvements Committee recommends \_\_\_\_.

**Motion: (Petitioner)** I move that \_\_\_\_\_

**Vote Needed:** Simple Majority.

**ARTICLE: 40 Drainage Easement, 14 Hazel Road**

*Sponsor: Town Engineer/Facilities  
Director and Town Manager*

To see if the Town will vote to authorize the Select Board to acquire by gift, purchase, eminent domain, or otherwise, an easement located at 14 Hazel Road as shown as "Proposed Drainage Easement" on a plan entitled "Easement Plan of Land in Hopkinton, Massachusetts", prepared by VHB, Inc. and dated May, 4, 2022, a copy of which is available for inspection at the Office of the Town Clerk, said land being a portion of property shown on Assessors' Map U22 46 0, and said easement to be used for installing drainage infrastructure from EMC Park to the existing municipal drainage infrastructure in Hazel Road.

Pass any vote or take any action relative thereto.

**Required Recommendations:** Select Board recommends Approval  
Capital Improvements Committee recommends \_\_\_\_.  
Appropriation Committee recommends \_\_\_\_.

**Motion: (Select Board)** We move that the Town vote to authorize the Select Board to acquire, by gift, an easement located at 14 Hazel Road as shown as "Proposed Drainage Easement" on a plan entitled "Easement Plan of Land in Hopkinton, Massachusetts", prepared by VHB, Inc. and dated May, 4, 2022, a copy of which is available for inspection at the Office of the Town Clerk, said land being a portion of property shown on Assessors' Map U22 46 0, and said easement to be used for installing drainage infrastructure from EMC Park to the existing municipal drainage infrastructure in Hazel Road.

**Vote Needed:** Simple Majority.

**ARTICLE: 41 Drainage Easement, 77 South Street**

*Sponsor: Director of Public Works  
and Town Manager*

To see if the Town will vote to authorize the Select Board to acquire by gift, purchase, eminent domain, or otherwise, an easement located at 77 South Street as shown on the Condominium Site Plan recorded with the Middlesex South District Registry of Deeds as Plan No. 657 of 2022, entitled "Condominium Site Plan - Bevele Business Park Condominium," prepared by Control Point Associates, Inc., dated September 22, 2022, a copy of which is available for inspection at the Office of the Town Clerk, said land being a portion of property shown on Assessors' Map R27 7 B, and said easement to be used for the operation, maintenance, repair, inspection, and replacement of the Stormwater Basin with appurtenant utilities, including but not limited to piping, outlet(s), headwall and riprap collectively the "Drainage Structure").

Pass any vote or take any action relative thereto.

**Required Recommendations:** Select Board recommends Approval.  
Capital Improvements Committee recommends \_\_\_\_.  
Appropriation Committee recommends \_\_\_\_.

**Motion: (Select Board)** *We move that the Town vote to authorize the Select Board to acquire, by gift, an easement located at 77 South Street as shown on the Condominium Site Plan recorded with the Middlesex South District Registry of Deeds as Plan No. 657 of 2022, entitled "Condominium Site Plan - Bevele Business Park Condominium," prepared by Control Point Associates, Inc., dated September 22, 2022, a copy of which is available for inspection at the Office of the Town Clerk, said land being a portion of property shown on Assessors' Map R27 7 B, and said easement to be used for the operation, maintenance, repair, inspection, and replacement of the Stormwater Basin with appurtenant utilities, including but not limited to piping, outlet(s), headwall and riprap collectively the "Drainage Structure").*

**Vote Needed:** Simple Majority.

**ARTICLE: 42 Drainage Easement, 20 Downey Place**

*Sponsor: Director of Public Works  
and Town Manager*

To see if the Town will vote to authorize the Select Board to acquire by gift, purchase, eminent domain, or otherwise, an easement located at 20 Downey Place as shown as "\_\_\_\_\_" on a plan entitled "\_\_\_\_\_", prepared by \_\_\_\_\_ and dated \_\_\_\_\_, a copy of which is available for inspection at the Office of the Town Clerk, said land being a portion of property shown on Assessors' Map L36 51 0, and said easement to be used for installing and maintaining drainage infrastructure.

Pass any vote or take any action relative thereto.

**Required Recommendations:** Select Board recommends Approval.  
Capital Improvements Committee recommends \_\_\_\_.

Appropriation Committee recommends \_\_\_\_.

**Motion: (Select Board)** We move that the Town vote to authorize the Select Board to acquire, by gift, an easement located at 20 Downey Place as shown as "\_\_\_\_\_" on a plan entitled "\_\_\_\_\_", prepared by \_\_\_\_\_ and dated \_\_\_\_\_, a copy of which is available for inspection at the Office of the Town Clerk, said land being a portion of property shown on Assessors' Map L36 51 0, and said easement to be used for installing and maintaining drainage infrastructure.

**Vote Needed:** Simple Majority.

<b>ARTICLE: 43</b>	<b>Home Rule Petition for Special State Legislation to Authorize Taking of Easements in Milford for Lake Maspenock Dam Repairs</b>	<i>Sponsor: Director of Public Works and Town Manager</i>
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To see if the Town will vote to authorize the Select Board to petition the Massachusetts General Court for special legislation, as set forth below, authorizing the Select Board to acquire by eminent domain such temporary and permanent easements on land in the Town of Milford as are required for the repair and maintenance of the Lake Maspenock Dam, which is owned and maintained by the Town of Hopkinton but is situated in the Town of Milford; provided, however, that the General Court may reasonably vary the form and substance of this requested legislation within the scope of the general public objectives of this petition:

An Act Authorizing the Town of Hopkinton to Take by Eminent Domain Certain Easements in the Town of Milford for the Repair and Maintenance of the Lake Maspenock Dam

*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 Town of Hopkinton may take and hold, by and subject to the provisions of Chapter 79 of the General Laws, certain easements on land situated in the Town of Milford, described with particularity in the following Section 2, that are necessary for the repair and maintenance of the Lake Maspenock Dam, acquired by the Town of Hopkinton from the Milford Water Company, a statutory corporation incorporated pursuant to Chapter 77 of the Acts of 1881.

Section 2. The Town of Hopkinton may take and hold permanent and temporary easements on land in the Town of Milford, situated off Pine Island Road, and identified, at the time of this act's passage, as Milford Assessors' Parcels numbered 10-0-3, 10-0-4, and 10-0-5.

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

Pass any vote or take any action relative thereto.

**Required Recommendations:** Select Board recommends \_\_\_\_



***Motion: (Select Board)*** We move that the Town vote to authorize and request the Select Board to petition the General Court of the Commonwealth, on behalf of the Town, for passage of special legislation substantially as provided below; provided, however, that the General Court may make clerical or editorial changes of form only to said legislation, unless the Select Board votes to approve amendments thereto; and provided further that the Select Board is hereby authorized to approve amendments that shall be within the scope of the general public objectives of said petition:

*An Act Authorizing the Town of Hopkinton to Take by Eminent Domain Certain Easements in the Town of Milford for the Repair and Maintenance of the Lake Maspenock Dam*

*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 Town of Hopkinton may take and hold, by and subject to the provisions of Chapter 79 of the General Laws, certain easements on land situated in the Town of Milford, described with particularity in the following Section 2, that are necessary for the repair and maintenance of the Lake Maspenock Dam, acquired by the Town of Hopkinton from the Milford Water Company, a statutory corporation incorporated pursuant to Chapter 77 of the Acts of 1881.*

*Section 2. The Town of Hopkinton may take and hold permanent and temporary easements on land in the Town of Milford, situated off Pine Island Road, and identified, at the time of this act's passage, as Milford Assessors' Parcels numbered 10-0-3, 10-0-4, and 10-0-5.*

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

**Vote Needed:** Simple Majority.

**ARTICLE: 44 Easements for Lake Maspenock Dam Repairs**

*Sponsor: Director of Public Works and Town Manager*

To see if the Town will vote to authorize the Select Board to acquire by gift, purchase, eminent domain, or otherwise, easements located as follows:

1. 32 Pine Island Road as shown as "\_\_\_\_\_" on a plan entitled "\_\_\_\_\_", prepared by \_\_\_\_\_ and dated \_\_\_\_\_, a copy of which is available for inspection at the Office of the Town Clerk, said land being a portion of property shown on Milford Assessors' Map 10 Lot 3;
2. Rear North Pond Terrace as shown as "\_\_\_\_\_" on a plan entitled "\_\_\_\_\_", prepared by \_\_\_\_\_ and dated \_\_\_\_\_, a copy of which is available for inspection at the Office of the Town Clerk, said land being a portion of property shown on Milford Assessors' Map 10 Lot 4;

3. Rear North Pond Terrace as shown as "\_\_\_\_\_ " on a plan entitled " \_\_\_\_\_ ", prepared by \_\_\_\_\_ and dated \_\_\_\_\_, a copy of which is available for inspection at the Office of the Town Clerk, said land being a portion of property shown on Milford Assessors' Map 10 Lot 5;

Said permanent access easements to be used for future dam repairs for the Lake Maspenock Dam.

Pass any vote or take any action relative thereto.

**Required Recommendations:** Select Board recommends Approval.  
Capital Improvements Committee recommends \_\_\_\_.  
Appropriation Committee recommends \_\_\_\_.

**Motion: (Select Board)** We move that the Town vote to authorize the Select Board to acquire, by gift, an easement located at \_\_\_\_\_ as shown as " \_\_\_\_\_ " on a plan entitled " \_\_\_\_\_ ", prepared by \_\_\_\_\_ and dated \_\_\_\_\_, at \_\_\_\_\_ as shown as " \_\_\_\_\_ " on a plan entitled " \_\_\_\_\_ ", prepared by \_\_\_\_\_ and dated \_\_\_\_\_, and at \_\_\_\_\_ as shown as " \_\_\_\_\_ " on a plan entitled " \_\_\_\_\_ ", prepared by \_\_\_\_\_ and dated \_\_\_\_\_, a copy of which is available for inspection at the Office of the Town Clerk, said land being a portion of property shown on Milford Assessors' Maps Map 10 Lot 3, Map 10 Lot 4, and Map 10 Lot 5, said easements to be used for future dam repairs for the Lake Maspenock Dam.

**Vote Needed:** Simple Majority (Two-Thirds if appropriation required).

<b>ARTICLE: 45</b>	<b>Temporary Easement for Lake Maspenock Dam Repairs</b>
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<i>Sponsor: Director of Public Works and Town Manager</i>
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To see if the Town will take a temporary easement of 2,883 square feet on a piece of land by eminent domain identified on the Milford Assessors maps as Map 10 Lot 4, Rear North Pond Terrace, N/F Heirs of William H. Casey, Plan Book 2667 Page 557 on a plan entitled " \_\_\_\_\_ ", prepared by \_\_\_\_\_ and dated \_\_\_\_\_, a copy of which is available for inspection at the Office of the Town Clerk.

Pass any vote or take any action relative thereto.

**Required Recommendations:** Select Board recommends Approval.  
Capital Improvements Committee recommends \_\_\_\_.  
Appropriation Committee recommends \_\_\_\_.

**Motion: (Select Board)** We move that the Town vote to authorize the Select Board to acquire, by gift, a temporary easement of 2,883 square feet on a piece of land by eminent domain as shown as " \_\_\_\_\_ " on a plan entitled " \_\_\_\_\_ ", prepared by \_\_\_\_\_ and dated \_\_\_\_\_, a copy of which is available for inspection at the Office of the Town Clerk, said land being a portion of property shown on Assessors' Map Map 10 Lot 4, Rear North Pond Road Terrace, N/F Heirs of William H. Casey, Plan Book 2667 Page 557, and

said easement to be used for future dam repairs for the Lake Maspenock Dam.

**Vote Needed:** Simple Majority.

**ADMINISTRATIVE**

**ARTICLE: 46 Net Zero Resolution**

*Sponsor: Select Board and Sustainable Green Committee*

To see if the Town will vote to accept the following Resolution:

WHEREAS, the United Nations Intergovernmental Panel on Climate Change (IPCC) has reiterated its call for ambitious climate action on a global scale to limit warming to within 1.5°C (2.7°F) above pre-industrial temperatures to avoid the worst consequences of climate change, and indicated that such a threshold requires at minimum decreasing carbon pollution by 45% from 2010 levels by 2030 and reaching global net zero carbon emissions by 2050; and

WHEREAS, the goals of the National Climate Task Force include reducing U.S. greenhouse gas emissions 50-52% below 2005 levels by 2030, reaching 100% carbon pollution-free electricity by 2035, and achieving a net zero emissions economy by 2050, and the US Inflation Reduction Act of 2022 makes significant advances toward achieving these goals; and

WHEREAS the Commonwealth of Massachusetts has set a 2050 target date for achieving net zero emissions, and has enacted “An Act driving clean energy and offshore wind” (H.5060) to accelerate fossil fuel independence; and

WHEREAS the residents of Hopkinton have already experienced negative effects of climate change including rising overall temperatures, an increase in extreme weather conditions including flooding and winter storm events, adverse impact on our flora and fauna, an increase in algal blooms in our waterways, an increase in insect-borne illness, and increased exposure to ultraviolet radiation; and

WHEREAS the Town of Hopkinton’s Master Plan (2017) called for a strategic plan or policies "to achieve long term sustainability and efficiency in energy and other fields to improve public health and community resiliency"; and

WHEREAS the Town of Hopkinton was among the first Massachusetts municipalities designated as Green Communities and has already completed numerous sustainability projects through the use of Green Communities funding; and

WHEREAS the Town of Hopkinton enjoys numerous sustainability advantages including relatively few large industries, more new construction, and more green space than many other towns and therefore the Town has a responsibility and capability to establish a somewhat earlier net zero target date than 2050; and

WHEREAS the health and safety of all our residents are affected by rising temperatures and extreme weather emergencies but not on an equal basis, with our seniors, children, fixed income residents, non-native speakers, and disabled residents being among the most vulnerable; and

WHEREAS the welfare of future generations depends upon actions taken now and with a sense of urgency;

BE IT THEREFORE RESOLVED [1] that the Town of Hopkinton commits to a net zero goal of 2045 to eliminate or offset all carbon emissions including municipal, commercial, and residential sources with intermediate milestones of 50% emissions reductions by 2030, and 75% emissions reductions by 2037, relative to 2017 baseline levels.

BE IT FURTHER RESOLVED [2] that the Sustainable Green Committee will present to the Select Board in 2023 a Climate Action Plan, including a Greenhouse Gas Inventory, describing the Town's current status and providing recommendations to reach the Town's net zero targets, and that in drafting the document the Committee will seek community input and prioritize social justice and equity.

BE IT FURTHER RESOLVED [3] that all Town boards, committees, and departments deemed appropriate by the Select Board will present to the Board by year end 2024 their plans to align with the Town's net zero targets.

BE IT FURTHER RESOLVED [4] that the Sustainable Green Committee shall present to the Select Board following each calendar year a report describing progress toward the Town's net zero targets, following the targets and methodology set forth in the Climate Action Plan and Greenhouse Gas Inventory, and including areas such as energy, buildings, transportation, environment, waste, and industry.

BE IT FURTHER RESOLVED [5] that Town boards, committees, and staff shall take the Town's net zero targets into consideration, to the extent allowed by law, when making budget requests or recommendations; making procurement decisions concerning design, construction, purchase, renovation, or maintenance of any municipal property; and conducting municipal operations or directing contracted services.

Pass any vote or take any act relative thereto.

**Motion: (Select Board)** *We move that the Town vote to accept the Net Zero Resolution as set forth in Article 45 of the 2023 Annual Town Meeting Warrant.*

**Vote Needed:** Simple Majority.

<b>ARTICLE: 47</b> <b>Abolish Upper Charles Trail Committee and Establish Subcommittee</b> <i>Sponsor: Citizens Petition</i>
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To see if the Town will, in accordance with Section 6.1 of the Town Charter, vote to direct the Town Manager to abolish the Upper Charles Trail Committee (UCTC) and establish a

subcommittee termed the Upper Charles Trail Subcommittee under the direction of the Trails Coordination and Management Committee (TCMC; hereafter to be known as the Hopkinton Trails Committee). This subcommittee shall perform the function of the former UCTC, including 1) establishing at least two possible trail routes for review by the town and selection by the Select Board, and 2) developing this trail using all available funds. The subcommittee shall be comprised of seven (7) members chosen by the Trails Committee and will follow guidance for public communication as previously developed by the TCMC. Funds from this town meeting and from other sources allotted to the UCTC shall be spent under the direction of the Trails Committee and subcommittee for the tasks indicated above and as intended by town meeting. Pass any vote or take any action relative thereto.

Pass any vote or take any act relative thereto.

**Motion (Petitioner):** *We move that the Town vote to \_\_\_\_\_.*

**Vote Needed:** Simple Majority.

<b>ARTICLE: 48</b> <b>Upper Charles Trail Committee Spending, Segment 7</b> <i>Sponsor: Citizens Petition</i>
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To see if the Town will vote that no further public funds will be expended by the Upper Charles Trail Committee (UCTC) for work related to establishing a Shared Use Path along that section of Hayden Rowe referred to as Segment 7 in the UCTC's plan entitled "Upper Charles Trail Overall Alignment Schematic 3/14/2022," a section that roughly encompasses the land along Hayden Rowe from 147 Hayden Rowe Street to 192 Hayden Rowe Street. Pass any vote or take any action relative thereto.

Pass any vote or take any act relative thereto.

**Motion (Petitioner):** *We move that the Town vote to \_\_\_\_\_.*

**Vote Needed:** Simple Majority.

## 2023 Annual Town Meeting & FY 24 Budget Timeline

Please note that some of the dates provided below are an estimation and may change. Please call the Town Manager’s office at 508-497-9701 with questions.

Any updates will be made to this document. For your convenience, references to relevant state laws, local bylaws, Town Charter and policies are also included.

<b>September 29, 2022</b>	<b>Town Manager gains consensus on budget timeline and budget message with Select Board, Appropriation Committee and School Committee. (Charter § 7-2(a))</b>  <b>Town Manager issues Budget Schedule.</b>
September 30, 2022	CFO distributes budget materials.
October 1, 2022	<i>Deadline for establishing and issuing budget schedule (Charter § 7-2(a))</i>
October 13, 2022	Deadline to submit CPC applications
<b>November 1, 2022</b>	<b>Municipal Services budgets due to Town Manager.</b>
November 1, 2022	Select Board discusses its potential articles, including any General Bylaw changes
November 14, 2022	Town Manager CIP review.
<b>November 14, 2022</b>	<b>CPC capital requests due to CIC</b>
<b>November 14, 2022</b>	<b>Long Term capital plans due to CIC.</b>
<b>November 15, 2022</b>	<b>Select Board Budget Listening Session</b>
December 1, 2022	<i>Town officials and multiple member bodies may submit draft warrant articles to Town Counsel for review and comment (S.B. policy).</i>
December 6, 2022	Select Board discusses its own potential articles, including any General Bylaw changes.
<b>December 8, 2022</b>	<b>Select Board, School Committee, Appropriation Committee Joint Meeting - Budget Update</b>
<b>December 15, 2022</b>	<b>School Superintendent presents budget</b>

<b>December 19, 2022</b>	<b>Town Manager completes Municipal Services budget review.</b>
<b>December 20, 2022</b>	<b>CIC &amp; CPC complete capital hearings and submit to Town Manager.</b>
December 20, 2022	<i>Select Board vote to open the ATM warrant on January 1, 2023 (or before). (120 days before ATM)</i>  Select Board discusses its own potential articles, including any General Bylaw changes.
January 1, 2023	ATM Warrant opens. Submission of proposed warrant articles begins.
<b>January 5, 2023</b>	<b>School Superintendent presents budget to School Committee</b>
January 10, 2023	Select Board discusses its own potential ATM articles.
January 12, 2023	School Committee Public Hearing/Board Discussion, with Select Board and Appropriation Committee
<b>January 19, 2023</b>	<b>School Committee Votes FY 23 Budget</b>
January 24, 2023	Select Board review its own ATM articles; vote to submit own articles into warrant.
<b>January 24, 2023</b>	<b><i>Town Manager submits a consolidated budget to the Select Board.</i></b>
January 31, 2023	<i>ATM Warrant closes (90 days before ATM, Charter § 2-3).</i> <ul style="list-style-type: none"> <li>● All petitions for warrant articles submitted to Town Clerk for signature confirmation.</li> <li>● Town Manager refers all appropriation articles to Appropriation Committee.</li> <li>● Select Board refers voter petitions to Board of Registrars (MGL c.39 § 10).</li> <li>● Select Board refers all zoning articles to Planning Bd. within 14 days of submission (MGL c.40A § 5).</li> </ul>
January 31, 2023	Select Board conducts budget and capital hearings.  Select Board reviews language of its own ATM articles.
February, 2023	Planning Board public hearing on zoning articles (date scheduled by Planning Board, Zoning Bylaw §210-153; MGL

	c.40A §5.
February 7, 2023	Draft ATM Warrant to Town Counsel
<i>Feb.20 - 24 School Vacation</i>	
February 7, 14, 28, 2023	Select Board budget and capital hearings.  Select Board finalize language of its own ATM articles.
March, 2023	Public Forum - General Bylaw articles submitted into Warrant, hosted by those proposing the General Bylaw articles. (optional)
March 14, 2023	Select Board budget and capital hearings.  Select Board finalize language of its own ATM articles.
<b>March 14, 2023</b>	<b><i>Select Board adopts budget and capital and submits to Appropriation Committee.</i></b>
March 14, 2023	Draft ATM Warrant to Select Board for review.  Working session with Department Heads - Non-financial Warrant articles, as needed.  Select Board take positions on Warrant articles
March 27, 2023	Last day to file nomination papers for town election (MGL c.53 § 7, 49 days prior to election).
March 28, 2023	Select Board Review ATM Warrant  Select Board take positions on Warrant articles
April 4, 2023	Select Board review ATM Warrant.  Select Board take positions on Warrant articles.  Select Board finalize ballot questions.  Select Board review draft Motions.
<b>April 6, 2023</b>	<b><i>Appropriation Committee holds hearing and votes on budget and delivers required report by April 17. (At least 14 days before ATM, Charter § 7-2(b))</i></b>




April 7, 2023	Warrant and Motions Document completed.
April 10, 2023	Deadline for submission of powerpoint presentations for ATM. Send to Moderator for approval.
April 10, 2023	<i>Deadline for final written notice of any ballot questions to be submitted to the Town Clerk (35 days before annual town election, MGL c.54 § 42C).</i>
April 11, 2023	Select Board review draft Motions.  Select Board take positions on Warrant articles.  Select Board sign ATM Warrant.  Select Board discuss its town meeting presentations.
April 11, 2023	<i>Last day to register to vote for the Annual Town Meeting and Annual Town Election (20 days before Town Meeting/Election M.G.L. c. 51 § 1F).</i>
April 12, 2023	Moderator's Meeting: Review of final motions and meeting process with Town Counsel, SB Chair, Moderator, Appropriation Committee Chair, Town Manager, Principal Planner/Planning Board Chair, School Committee Chair, School Superintendent, Finance Director, Town Clerk, Asst. Town Manager, Deputy Moderator.
<i>School Vacation April 17 - 21</i>	
April 17, 2023	Appropriation Committee Report Due <i>(At least 14 days before ATM, Charter § 7-2(b))</i>
April 17, 2023	<i>Town Report, Q&amp;As and other documents made available (Annual Town Report 14 days before ATM, Charter § 3-1(f)).</i>
April 17, 2023	<i>All Town Meeting Reports/handouts Are Published and Available to the Public</i>
April 18, 2023	Select Board review and assign town meeting duties/presentations.
April 21, 2023	<i>Combined Election and Warrant posted at least 8 days before ATM (Bylaws § 47-1; MGL c.39 §§ 9A, 10).</i>
May 1, 2023	Annual Town Meeting <i>(First Monday in May, Bylaws § 47-2)</i>

May 15, 2023

Annual Town Election (*3rd Monday in May, Bylaws § 47-2*)

**To:** Select Board

**From:** Norman Khumalo 

**Date:** March 31, 2023

**Ref:** Staff Report - Select Board April 4, 2023 Meeting

1. *Main Street Corridor Project:* Dave Daltorio (Town Engineer/Facilities Director) and Mitchell Murdock (Project Specialist) have provided the attached update (See Attachment 1).
2. *Per- and Polyfluoroalkyl Substances (PFAS) treatment project:* *Per- and Polyfluoroalkyl Substances (PFAS) treatment project:* The Town is now negotiating a contract with the apparent low and responsible bidder Bay State Regional Contractors. The filtration project will cost **\$1,198,737**. The Town appropriated **\$600,000** at the May 2022 Annual Town Meeting. As discussed before, the Town plans to use American Rescue Plan Act (ARPA) funds to fund the balance in the amount of **\$598,737**. While this is within the Town Manager's delegated authority and due to timing, I am proposing two additional steps in this decision process. First, I am seeking your support for using ARPA funds. The second step is scheduling a public hearing to engage the public in this decision. Further to a question raised at the last board meeting, information for owners of private wells is available [here](#). If residents have questions or concerns regarding PFAS in private wells, they may contact the Health Services Department at 508-497-9725. Because the Town's PFAS testing result in the last quarter exceeded Massachusetts Department of Environmental Protection's (DEP) MCL of 20 PPT, we are sending out the required Public Notification to all water customers next week. That Public Notification is available [here](#).
3. *Massachusetts Water Resources Authority (MWRA) Southborough Interconnection Project:* On March 25, 2023 Southborough's Town Meeting approved the article to "*transfer from Water Retained Earnings the sum of \$200,000 for the purposes of funding any costs incurred for a peer review of the engineering and design required for an indirect connection to MWRA through the Town of Southborough by the Town of Hopkinton, said funds to be reimbursed by the Town of Hopkinton; or do or act anything in relation thereto.*" The following key milestone for this project is finalizing the Intermunicipal Agreement. Pare Corporation, the town consulting engineer, is now developing a scope of work for the project design, including survey, design and permitting at DEP and Water Resources Commission.

Attachment 1

TO: Select Board

FROM: Michelle Murdock, Dave Daltorio *Michelle Murdock*  
VIA: Norman Khumalo, Town Manager *NK*  
DATE: March 29, 2023  
SUBJ: Select Board Update: Main Street Corridor Project Date: April 4, 2023

MassDOT's Original Completion Date for the Project is October 22, 2023. That date was set at the award of the contract. As of the most recent schedule, submitted by A.F. Amorello on November 8, 2022, the project is still on schedule for completion by that date.

Phase 1 and 2 of Main Street Reconstruction has been completed. This work focused on the area from West Main Street to the Fire Station and the 135/85 intersection. This work included the full-depth excavation of these sections of Main Street and the installation of two of the three final paving courses. The final course of pavement will be installed at the end of the project.

Eversource is onsite and is continuing underground infrastructure. Amorello may be onsite coordinating with Eversource on the underground infrastructure. Expect possible delays and detours if requested and approved by public safety.

Installation of poles for traffic and speed limit signs have been placed and signs are being added.

MassDOT accepted the Town's request to use single posts for street signs.

- Paving in preparation for the 2023 Boston Marathon is scheduled to begin on Wednesday, March 29.
- This work will be on the east side of the project only (from Grove Street to Ray Street).
- Milling will take place on Wednesday March 29 followed by paving on Thursday, March 30.
- Temporary line striping will be done on Monday, April 3. In the interim, temporary tape will be used to mark the road's center line and stop bars.
- The eastbound detour from Grove Street to Maple Street to Hayden Rowe will be used during the milling and paving work.

Anticipated Work for Spring 2023 includes the following:

- No work is planned for the two weeks prior to the Boston Marathon.
- The contractor will commence with full operations after the marathon.
- Initial work is anticipated to be the installation of underground conduit for street lighting and traffic signals.
- Sidewalk work on the west side of the project is scheduled for the end of April to finish all the incomplete sidewalk work.

- Full depth excavation/reconstruction from the Muffin House to the east end of the project (approximately Ray Street) is tentatively scheduled to start sometime after the marathon.
- Resetting curb/bike lane/sidewalk work on the east side of the project will follow the full-depth reconstruction.

**To Date Construction Cost and Quantities through 9/24/22**

<b>Paid By</b>	<b>Contract Bid Total (incl. contingencies)</b>	<b>As of Sept, 24, 2022</b>	<b>Percent Completed</b>
<b>MassDOT/TIP</b>	\$9,919,513.90	\$5,535,689	56%
<b>Paid By Town</b>	\$10,014,173.48	\$6,578,583	66%
<b>Total Cost</b>	\$19,933,687.38	\$12,114,272.90	61%

**Work Completed** - rounded (does not include every bid item)

	<b>As of 12/18/2021</b>	<b>As of 9/24/2022</b>	<b>Percent Complete</b>
Catch Basins	80	82	100%
Drain Manholes	40	40	100%
Reinforced Concrete Pipe	5,100 ft	5,100 ft	100%
Ductile Iron Pipe	727 ft	727 ft	100%
Hot Mix Asphalt (all types)	2,750 tons	10,268 tons	71%
Gravel (all types)	2,456 cy	9,873 cy	51%
Rock Excavation	1,037 cy	1,037 cy	Est. 100%
Grading and Compaction	n/a	18,000 sy	47%
Granite Curbing	n/a	3,0147 lf	30%
Underground Conduit	2,012 ft	11,459 ft	42%
Utility Vaults Installed	12	18	1. 100%
Excavation (all types)	968 cy	13,326 cy	56%
Concrete Sidewalk	n/a	565 sy	6%

### **Community Contact (3-23-23 thru 3-29-23)**

- A Construction Advisory to provide details for paving in preparation for the Boston Marathon was distributed via email on Friday, March 24, 2023.
- An onsite meeting with Nicole Bratsos, MassDOT and PMG, the property owner of the Shell Station at 60 Main Street, took place on March 23, 2023 to coordinate the placement of their sign. MassDOT approved the location. They will submit their plans through Land Use for a Building Permit. MassDOT and Amorello will then review the final location.
- A total of 3 issues/concerns from the general public and project abutters were received, reviewed and researched, and an email response was sent to the individual(s) who reported an issue or asked a question. Issues reported/questions asked included:
  1. Assisted property owner with filing a claim for property damage due to flooding.
  2. Email to property owner to advise that the speed limit sign in front of the property will be moved to the other side of Claflin Place.
  3. Email from resident to ask if the paving being done prior to the Boston Marathon will be dug up again before the end of the project; advised that full depth excavation and reconstruction is tentatively scheduled after the marathon.

### **Miscellaneous**

- The Project website will continue to be updated throughout the Project. Visit the website to sign up for Project Updates. A QR Code has been developed for quick access.
- Project photos and drone coverage of the 135/85 reconstruction have been added to the website <https://hopkintonmainstreet.com/construction-photos.htm>

SELECT BOARD LIAISON LIST FY 2023	Select Board Members					Norman	Elaine
	Amy	Mary Jo	Irfan	Muriel	Shahidul		
<b>FINANCE</b>							
Appropriation Committee					X	X	
Board of Assessors		X					
Town Manager's Budget Advisory Team					X		
Capital Improvement Committee						X	
Cable Advisory Committee						X	
<b>PUBLIC SAFETY</b>							
Animal Control							X
Fire Department	X						
Police Department	X						
<b>PERMITTING</b>							
Board of Appeals				X			
Conservation Commission			X				
Planning Board				X			
Board of Health					X		
Permanent Building Committee			X				
<b>EDUCATION</b>							
School Committee					X		
Regional Voc. Tech School Committee				X			
<b>PUBLIC SERVICES</b>							
Cemetery Commission		X					
Commission on Disability	X						
<b>HUMAN SERVICES</b>							
Town Clerk's Office						X	
Personnel Committee						X	
Council on Aging				X			
MetroWest Veterans Service District					X	X	
ADA Oversight Committee	X						
Veterans Celebration Committee				X			
Tax Relief Committee		X					

SELECT BOARD LIAISON LIST FY 2023	Select Board Members					Norman	Elaine
	Amy	Mary Jo	Irfan	Muriel	Shahidul		
<b>CULTURAL/RECREATIONAL</b>							
Hopkinton Cultural Council			X				
Marathon Committee		X					
Marathon Fund Committee					X		
Public Library					X		
Parks & Recreation Commission					X		
Youth Commission				X			
Community Preservation Committee				X			
<b>HISTORIC PRESERVATION</b>							
Woodville Historic District Commission	X						
Hopkinton Historic District Commission	X						
Historical Commission		X					
<b>OTHER</b>							
Sustainable Green Committee		X					
Trail Coordination and Management Committee				X			
Commissioners of Trust Funds						X	
Lake Maspenock Dam Advisory Group						X	
Fruit Street						X	
Hopkinton Schools Athletic Field Subcommittee			X				
Boston Athletic Association			X				
<b>APPOINTED BOARD/COMMITTEE MEMBERSHIPS</b>							
Elementary School Building Committee (Life of the Project)					X		
Irvine-Todaro Properties Advisory Group (Life of the Project)			X				
Pratt Farm Master Plan Team (Life of the Project)		X					
Upper Charles Trail Committee (3-year term expiring 6/30/25)			X				
Open Space Preservation Commission (5-year term expiring 6/30/26)			X				
Affordable Housing Trust Fund Board (2-year term expiring 6/30/24)			X				
Metropolitan Area Planning Council Representative, Select Board member (Town Manager Appointment)	X						X
MetroWest Regional Transit Authority (1-year term)		X					



	Select Board Members							
<b>SELECT BOARD LIAISON LIST FY 2023</b>	Amy	Mary Jo	Irfan	Muriel	Shahidul	Norman	Elaine	
<b>Number of X's:</b>	<b>7</b>	<b>8</b>	<b>9</b>	<b>8</b>	<b>9</b>	<b>9</b>	<b>2</b>	

## Pending Select Board Member Future Agenda Items

February 15, 2023

Items are listed in the order they were identified. Items identified and already discussed at meetings are not included on this list.

1. Social Justice issues - Nasrullah (8/4/20)
2. Master Plan action plan/implementation plan items for Select Board - Ritterbusch (12/1/20) (12/15/20)
3. Examination into municipal cable - Nasrullah (9/7/21)
4. The role of the Select Board in the trails/Upper Charles Trail process and what are the next steps for the Board - Kramer (1/25/22)
5. Consider support for Senate and House bills regarding a temporary moratorium on construction of new jails and prisons in Massachusetts - Kramer (1/25/22)
6. Affordable housing updates - Mannan (5/17/22)
7. Economic Development position - Mannan (5/17/22)
8. West Main St. left turns, Cumberland Farms area - Kramer (5/17/22, 10/18/22)
9. Cemetery Commission Rate Changes - Ritterbusch (6/21/22)
10. Parks & Rec. future plans - Mannan (7/12/22)
11. Status and plans for roads & sidewalks; pavement management plan - Mannan (8/2/22)
12. Board & Committee appointments - fostering volunteerism, outreach, and appreciation - Kramer (9/13/22)
13. Discuss ways to keep seniors in their homes - LaFreniere (10/18/22)
14. Policy on redaction of public survey comments - Ritterbusch (11/1/22)
15. Communications plan for the MWRA connection project - Kramer (11/15/22)
16. Ways to support boards/committees & their Chairs, including reviewing committee Charge, and asking how things are going - Kramer (12/6/22)
17. Discuss volunteer appreciation - Kramer (12/20/22); Mannan (2/14/22)
18. Boston Marathon Ashland Recognition - Ritterbusch (2/14/22)
19. Center School and Elmwood School - 2/14/22

TM/8B



# TOWN OF HOPKINTON BOARD OF APPEALS

Town Hall  
18 Main Street - 3rd Floor  
Hopkinton, MA 01748  
508-497-9745  
[www.hopkintonma.gov](http://www.hopkintonma.gov)

HOPKINTON TOWN CLERK  
2023 MAR 23 AM 9:01

John Coutinho, Chair & Clerk  
Michael Riley, Vice Chair

[zba@hopkintonma.gov](mailto:zba@hopkintonma.gov)

March 23, 2023

## PUBLIC HEARING NOTICE

The Town of Hopkinton Board of Appeals will hold a public hearing on **Wednesday, April 12, 2023 at 7:00 P.M.**, at the Town Hall, 18 Main Street, Hopkinton, MA, to hear all persons interested in the Application for Special Permit and/or Variance filed by **James Shomper, Jr. and Jennifer Burdman, 151 Fruit Street, Hopkinton, MA.** The Applicants seek relief from the Hopkinton Zoning Bylaws for an addition to an existing single family home at **151 Fruit Street, Hopkinton, MA** that does not meet the minimum setback requirements. The property is shown on Assessors Map R2 Block 7 Lot 0. For additional information, please email [zba@hopkintonma.gov](mailto:zba@hopkintonma.gov), call the Department of Land Use, Planning & Permitting at 508-497-9745, or check the online meeting calendar and Agenda for this meeting at [www.hopkintonma.gov](http://www.hopkintonma.gov). The Town Hall is handicapped accessible. This legal notice is also posted on the Massachusetts Newspaper Publishers Association (MNPA) website at <http://masspublicnotices.org>.

John Coutinho  
Chair & Clerk

Re: 23-019



**TOWN OF HOPKINTON**  
**BOARD OF APPEALS**

Town Hall  
18 Main Street - 3rd Floor  
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TM/SB  
HOPKINTON TOWN CLERK  
2023 MAR 23 AM 9:01

John Coutinho, Chair & Clerk  
Michael Riley, Vice Chair

[zba@hopkintonma.gov](mailto:zba@hopkintonma.gov)

March 23, 2023

**PUBLIC HEARING NOTICE**

The Town of Hopkinton Board of Appeals will hold a public hearing on **Wednesday, April 12, 2023 at 7:00 P.M.**, at the Town Hall, 18 Main Street, Hopkinton, MA, to hear all persons interested in the Application for Special Permit and/or Variance filed by **Phosphorex, LLC, 35 Parkwood Drive, Hopkinton, MA**. The Applicant seeks relief from the Hopkinton Zoning Bylaws to allow the placement of additional pad-mounted mechanical equipment and an emergency generator at **35 Parkwood Drive, Hopkinton, MA** that does not meet the minimum setback requirements. The property is shown on Assessors Map R17 Block 13 Lot 4, and is owned by 35 Parkwood Realty, LLC, 1881 Worcester Road, Suite 200, Framingham, MA 01701. For additional information, please email [zba@hopkintonma.gov](mailto:zba@hopkintonma.gov), call the Department of Land Use, Planning & Permitting at 508-497-9745, or check the online meeting calendar and Agenda for this meeting at [www.hopkintonma.gov](http://www.hopkintonma.gov). The Town Hall is handicapped accessible. This legal notice is also posted on the Massachusetts Newspaper Publishers Association (MNPA) website at <http://masspublicnotices.org>.

John Coutinho  
Chair & Clerk

Re: 23-020



TOWN OF HOPKINTON  
BOARD OF APPEALS

Town Hall  
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TM / SB  
HOPKINTON TOWN CLERK  
2023 MAR 23 AM 9:01

John Coutinho, Chair & Clerk  
Michael Riley, Vice Chair

[zba@hopkintonma.gov](mailto:zba@hopkintonma.gov)

March 23, 2023

**PUBLIC HEARING NOTICE**

The Town of Hopkinton Board of Appeals will hold a public hearing on **Wednesday, April 12, 2023 at 7:00 P.M.**, at the Town Hall, 18 Main Street, Hopkinton, MA, to hear all persons interested in the Application for Special Permit and/or Variance filed by **Matt Hodges, 18 Falcon Ridge Drive, Hopkinton, MA**. The Applicant seeks relief from the Hopkinton Zoning Bylaws to create an Accessory Dwelling Unit within an existing single family home at **18 Falcon Ridge Drive, MA**. The property is shown on Assessors Map R21 Block 3 Lot 18, and is owned by Matt Hodges and Maurija Dasraj, 18 Falcon Ridge Drive, Hopkinton, MA. For additional information, please email [zba@hopkintonma.gov](mailto:zba@hopkintonma.gov), call the Department of Land Use, Planning & Permitting at 508-497-9745, or check the online meeting calendar and Agenda for this meeting at [www.hopkintonma.gov](http://www.hopkintonma.gov). The Town Hall is handicapped accessible. This legal notice is also posted on the Massachusetts Newspaper Publishers Association (MNPA) website at <http://masspublicnotices.org>.

John Coutinho  
Chair & Clerk

Re: 23-021