

**TOWN OF EAST LONGMEADOW**  
**ANNUAL TOWN MEETING**  
**SPECIAL TOWN MEETING**  
**May 16, 2011**

In accordance with the Warrant of the Selectmen, the Annual Town Meeting was held in the Auditorium of the East Longmeadow High School on Monday evening, May 16, 2011, thus the fifth Town Meeting held on the third Monday of May following the by-law change from the Annual Town Meeting of 2006. Town Moderator, Mr. James Sheils, called the meeting to order at 7:04PM; there being 530 registered voters present. Mr. Sheils offered the opening prayer and led the assembly in the Pledge of Allegiance. He then congratulated the various elected town officials who were recently elected at the April 12<sup>th</sup> Annual Town Election.

Mr. Paul Federici of the Board of Selectmen, requested the Assembly to recognize those Town employees who had retired and anniversaries celebrated in FY 2011. Mr. Federici also recognized the various department heads and their staff for their hard work and dedication throughout the past year.

Mr. Carl Ohlin, Chairman of the East Longmeadow Independence Day Parade Committee, presented a plaque to Mr. Walter Lloyd Oakes in honor of Mr. Oakes being named Honorary Grand Marshall of the 2011 East Longmeadow Independence Day Parade. Mr. Oakes was honored for his many past and present contributions to the Town of East Longmeadow, especially his diligent work and dedication as a valuable member of several Town committees, his many contributions to the development of our recreation program and his service to the Lion's Club.

Fire Chief Richard Brady, along with the Board of Selectman recognized Ashley Dowd for her quick decision making and actions on December 30, 2010 for evacuating her family and pets from her home while staying calm and composed due to a kitchen fire. The SAFE program was recognized for the work they do in our schools to educate students about fire prevention.

The Moderator informed the crowd regarding the process of recessing of the Annual Town Meeting after Article 3, beginning the Special Town Meeting, and then reconvening the Annual Town Meeting once the Special Town Meeting Warrant is complete.

Mr. Sheils then proceeded with some housekeeping issues: Location of fire exits, red tags for non-voters and white tags for registered voters, warrant articles that can be moved within the warrant if approved by a 2/3<sup>rd</sup>'s majority vote, and the proper etiquette required of speakers. Mr. Sheils gave recognition to the Town's election workers for their hard work and dedication and he also recognized those who help set-up and make the Town meeting happen.

The Town Moderator is now allowed to determine, without a count, based on the by-law change adopted in May 2006, whether a 2/3<sup>rd</sup>'s quorum Town vote has been obtained, subject to the right of challenge by seven (7) voters as authorized the Town By-Law, Section 2.030 Chapter 13. If seven (7) or more voters challenge the vote, a teller count shall be required.

**Article 1**

**Reports of Officers and Committees**

The Moderator reported that reports of Town Officers and Committees are available online at the Town’s website: [www.eastlongmeadowma.gov](http://www.eastlongmeadowma.gov) , and that DVD and paper copies are available at the Town Clerk’s Office.

**Article 2**

**Appropriations Committee - Operating Budget**

Motioned that the Town raise, appropriate and/or transfer from available funds, the amount of \$51,912,750 for the purpose and charges in anticipation of revenue for the twelve month period beginning July 1, 2011 to support the Town’s operating budget as printed in the chart published with the warrant for this meeting as shown in Exhibit A entitled “Operating Budgets for Fiscal Year 2012” after the following budget revisions (or amendments):

- 1- An increase of \$4,221 to the Board of Assessors budget, department number 141
- 2- A decrease of \$28,866 to the Information Technology budget, department number 155
- 3- A decrease of \$10,956 to the Recreation budget, department number 630
- 4- A decrease of \$7,740 to the Cultural budget, department number 693

All in accordance with Massachusetts General Laws, Chapter 44, Section 4 and all Acts and amendments thereof and including thereto Chapter 849 of Acts 1969 and to also include transfers into the general fund-undesignated fund balance from the following fund reserves or any other available balances:

- \$220,000.00 from Fund #2606, Kindergarten Tuition Revolving Fund
- \$150,000.00 from Fund #2805, Solid Waste Revolving Fund
- \$133,333.00 from Fund #2615, Community Preservation Fund, Open Space Account
- \$52,148.00 from Fund #12, Water Fund
- \$51,274.00 from Fund #13, Sewer Fund
- \$30,000.00 from Fund #2802 Animal Control Fund

And

\$956,659.00 transfer from Free Cash.

And from any other available sources as may be required to balance the budget.

Exhibit A Operating Budgets for Fiscal Year 2012 July 1, 2011 thru June 30, 2012						
General Fund		Personal Services	Operating Expenses	FY 2012 Recommended	FY 2011 Budget	Change 12 vs 11
Town Wide						

**Article 2 continued**

		Personal Services	Operating Expenses	FY 2012 Recommended	FY 2011 Budget	Change 12 vs 11	
132	Reserve Fund		300,000	300,000	300,000	-	0.0%
151	Law Department		78,000	78,000	78,000	-	0.0%
430	Trash Collection		943,180	94,180	915,708	27,472	3.0%
752	Interest on ST Debt		10,000	10,000	10,000	-	0.0%
912	Workers' Compensation		140,000	140,000	135,705	4,295	3.2%
914	Health & Life Insurance		4,981,846	4,981,846	4,414,616	567,230	12.8%
919	Employee Benefits		360,000	360,000	331,001	28,999	8.8%
945	Liability Insurance		266,000	266,000	255,702	10,298	4.0%
946	Retirement Contribution		1,892,492	1,892,492	1,834,439	58,053	3.2%
947	PVP Assessment		2,500	2,500	2,500	-	0.0%
	<i>Sub total</i>	-	<b>8,974,018</b>	<b>8,974,018</b>	<b>8,277,671</b>	<b>696,347</b>	<b>8.4%</b>
<b>Long Term Principal (on existing projects)</b>							
710	General Fund		2,901,316	2,901,316	2,377,247	524,069	22.0%
710	Water Fund		403,000	403,000	471,000	(68,000)	-14.4%
710	Sewer Fund		472,608	472,608	406,558	66,050	16.2%
710	Community Preservation		83,333	83,333	-	83,333	
	<i>Sub total</i>	-	<b>3,860,257</b>	<b>3,860,257</b>	<b>3,254,805</b>	<b>605,452</b>	<b>18.6%</b>
<b>Long Term Interest (on existing projects)</b>							
751	General Fund		1,012,376	1,012,376	1,054,369	(41,993)	-4.0%
751	Water Fund		199,641	199,641	239,676	(40,035)	-16.7%
751	Sewer Fund		203,741	203,741	194,883	8,858	4.5%
751	Community Preservation		50,000	50,000	25,000	25,000	0.0%
	<i>Sub total</i>	-	<b>1,465,758</b>	<b>1,465,758</b>	<b>1,513,928</b>	<b>(48,170)</b>	<b>-3.2%</b>
<b>School Budget</b>							
300	Education	21,176,926	4,159,124	25,336,050	24,437,780	898,270	3.7%
399	School Committee	4,200	-	4,200	4,200	-	0.0%
	<i>Sub total</i>	<b>21,181,126</b>	<b>4,159,124</b>	<b>25,340,250</b>	<b>24,441,980</b>	<b>898,270</b>	<b>3.7%</b>
<b>Other Boards</b>							
114	Town Moderator	500	100	650	650	-	0.0%
131	Appropriations Committee	2,500	500	3,000	3,000	-	0.0%
141	Board of Assessors	163,135	71,450	234,585	234,585	-	0.0%
175	Planning Board	118,123	4,525	122,648	122,648	-	0.0%
610	Library	558,464	75,159	633,623	619,960	13,663	2.2%
	<i>Sub total</i>	<b>842,772</b>	<b>151,734</b>	<b>994,506</b>	<b>980,843</b>	<b>13,663</b>	<b>1.4%</b>
<b>Board of Public Works</b>							
421	Administration & Highway	1,080,337	468,799	1,549,136	1,538,790	10,346	0.7%
422	Bldg. Maintenance	441,308	336,366	777,674	768,016	9,658	1.3%
423	Snow & Ice		111,636	111,636	111,363	273	0.2%
429	Utilities		1,050,642	1,050,642	1,050,642	-	0.0%
433	Waste Collections	14,874	42,500	57,374	57,374	-	0.0%
	<i>Sub total</i>	<b>1,536,519</b>	<b>2,009,943</b>	<b>3,546,462</b>	<b>3,526,185</b>	<b>20,277</b>	<b>0.6%</b>
<b>Board of Selectmen</b>							
122	Board of Selectmen's Office	232,651	15,267	247,918	228,146	19,772	8.7%
135	Town Accountant	169,678	31,410	201,088	198,774	2,314	1.2%
145	Treasurer/Clerk/Collector	342,204	47,435	389,639	371,766	17,873	4.8%
155	Information Technology	297,384	276,473	574,307	431,702	142,605	33.0%
159	Operational Support		45,000	45,000	51,055	(6,055)	-11.9%
160	Elections & Registration	17,000	20,350	37,350	43,850	(6,500)	-14.8%
171	Conservation/Zoning		4,989	4,989	4,989	-	0.0%
199	Emergency Preparedness	2,000	10,000	12,000	12,789	(789)	-6.2%
210	Police	2,266,038	111,386	2,377,424	2,357,498	19,926	0.8%
220	Fire	604,858	61,686	666,544	662,280	4,264	0.6%
241	Inspectors	99,324	12,018	111,342	111,342	-	0.0%
519	Board of Health	18,000	63,351	81,351	81,351	-	0.0%
541	Council on Aging	228,070	10,041	238,111	209,175	28,936	13.8%
543	Veteran	9,520	34,626	44,146	44,146	-	0.0%
630	Recreation	135,062	41,895	176,957	163,410	13,547	8.3%
693	Cultural		17,740	17,740	17,740	-	0.0%
	<i>Sub total</i>	<b>4,422,239</b>	<b>803,667</b>	<b>5,225,906</b>	<b>4,990,013</b>	<b>235,893</b>	<b>4.7%</b>

**Article 2 continued**

		Personal Services	Operating Expenses	FY 2012 Recommended	FY 2011 Budget	Change 12 vs 11	
<b>General Fund Totals</b>		<b>27,982,656</b>	<b>21,424,501</b>	<b>49,407,157</b>	<b>46,985,425</b>	<b>2,421,732</b>	<b>5.2%</b>
<b>Water Fund</b>							
450	Operating Budget	377,754	1,047,436	1,425,190	1,422,397	2,793	0.2%
<b>Water Fund Totals</b>		<b>377,754</b>	<b>1,047,436</b>	<b>4,425,190</b>	<b>4,422,397</b>	<b>2,793</b>	<b>0.2%</b>
<b>Sewer Fund</b>							
440	Operating Budget	334,909	767,865	1,102,774	1,099,478	3,296	0.3%
<b>Sewer Fund Totals</b>		<b>334,909</b>	<b>767,865</b>	<b>1,102,774</b>	<b>1,099,478</b>	<b>3,296</b>	<b>0.3%</b>
<b>Animal Control</b>							
292	Operating Budget	17,970	3,000	20,970	20,970	-	0.0%
<b>Animal Control Totals</b>		<b>17,970</b>	<b>3,000</b>	<b>20,970</b>	<b>20,970</b>	<b>-</b>	<b>0.0%</b>
<b>GRAND TOTALS</b>		<b>28,713,289</b>	<b>23,242,802</b>	<b>51,956,091</b>	<b>49,528,270</b>	<b>2,427,821</b>	<b>4.9%</b>

Appropriations Committee Recommendation: Recommended  
Passed Unanimously as Declared by Town Moderator.

**Article 3**

**Fund F.Y. 2012 Capital Projects**

Motioned that the Town raise, appropriate, transfer and/or re-appropriate for new FY12 capital projects as contained in the chart handout entitled, "Revised Exhibit C".

\$60,000.00 to finance (2) Police Cruisers from the following fund account numbers, corresponding balances and any other available balances.	Fund #3128 for \$30,730.00 Fund #3127 for \$29,270.00
\$30,000.00 to finance Jaws of Life from the following fund account numbers, corresponding balances and any other available balances.	Fund #3165 for \$13,331.23 Fund #3172 for \$9,061.00 Fund #3154 for \$7,607.77
\$157,500.00 to finance Computer Replacements from the following fund account numbers and corresponding balances and any other available balances.	Fund #3127 for \$56,800 Fund #3118 for \$55,000.00 Fund #3111 for \$27,721.86 Fund #3073 for \$14,943.75 Fund #3114 for \$2,992.93 Fund #3098 for \$41.46
\$37,650.00 to finance Gym Windows from the following fund account numbers and corresponding balances and any other available balances.	Fund #3181 for \$37,650.00
\$150,000.00 to finance Renovation of High School Locker Rooms from the following fund account numbers, corresponding balances and any other available balances.	Fund #3181 for \$35,450.00 Fund #3057 for \$58,671.73 Fund #3077 for \$51,697.44 Fund #3113 for \$4,180.83
\$170,212.00 to finance Dump Truck #68 from the following fund account numbers, corresponding balances and any other available balances.	Fund #3127 for \$200.00 Fund #3185 for \$133,000.00 Fund #3177 for \$9,507.60 Fund #3001 for \$7,323.80 Fund #3155 for \$5,906.12 Fund #3191 for \$4,464.00 Fund #3072 for \$3,514.00 Fund #3190 for \$2,902.00 Fund #3107 for \$1,722.27 Fund #3090 for \$1,484.00 Fund #3069 for \$130.00 Fund #3164 for \$58.21

<p>\$14,699.87 to finance Truck #76 from the following fund account numbers, corresponding balances and any other available balances.</p>	<p>Fund #3112 for \$2,040.84 Fund #3102 for \$1,798.32 Fund #3183 for \$1,734.50 Fund #3099 for \$1,688.43 Fund #3192 for \$1,645.00 Fund #3101 for \$1,351.00 Fund #3174 for \$1,000.00 Fund #3047 for \$931.44 Fund #3195 for \$640.35 Fund #3170 for \$535.76 Fund #3126 for \$473.75 Fund #3164 for \$228.79 Fund #3113 for \$278.20 Fund #3172 for \$217.00 Fund #3098 for \$126.54 Fund #3181 for \$9.71 Fund #3154 for \$.24 cents and A General Fund Free Cash Transfer of \$26,848.13</p>
<p>\$122,500 to finance the Sanford Street Water Main Replacement from the following fund account numbers, corresponding balances and any other available balances.</p>	<p>Fund #3020 for \$43,963.20 and a transfer from the Water Fund-Unfunded balance for \$78,536.80</p>
<p>\$100,000.00 to finance replacing Sanitary Sewer Main from the following fund account numbers, corresponding balances and any other available balances.</p>	<p>Fund #3008 for \$35,000.00 Fund #3055 for \$5,466.13 Fund #3040 for \$1,752.05 Fund #3013 for \$1,329.99 Fund #3048 for \$5,270.00 and a transfer from the Sewer Fund-Unfunded Balance for \$51,181.83</p>
<p>\$50,000.00 to finance Sewer Station Upgrade from the following fund account numbers, corresponding balances and any other available balances.</p>	<p>A transfer from the Sewer Fund-Unfunded Balance for \$50,000.00</p>

Total of all proposed Capital Projects.....\$919,410.00

Appropriations Committee Recommendation: Recommended  
Passed Unanimously as Declared by Town Moderator.

A motion was made to recess the 7:04 Annual Town Meeting, to reconvene immediately upon the conclusion of the Special Town Meeting

Passed Unanimously

**Special Town Meeting opened at 8:04PM****Article 1****Board of Selectmen – Public Safety Radio Update**

Motioned that the Town appropriate \$1,366,154 for the payment of the costs of the Public Safety Radio update; that to meet this appropriation, the Treasurer with the approval of the Board of Selectmen is authorized to borrow such amount under Chapter 44, of the Massachusetts General Laws, or any other enabling authority; that the Board of Selectmen is authorized to contract for and expend any federal or state aid available for the project; and that the Board of Selectmen is authorized to take any other action necessary or convenient to carry out this vote; provided that this vote shall not take effect until the Town votes in favor, under a future ballot vote, to exempt from the limitation on total taxes imposed by Massachusetts General Laws, Chapter 59, Section 21C, otherwise known as Proposition 2½, amounts required to pay principal and interest on the borrowing authorized by this vote.

Appropriations Committee Recommendation: Recommended

2/3<sup>rd</sup>'s vote required.

Passes 2/3<sup>rd</sup>'s Majority as Declared by Town Moderator.

**Article 2****Board of Public Works & School Committee – Track and Field Equipment**

Motioned that the Town appropriate \$335,200 for the payment of the costs of the Track and Field Equipment as shown in the Special Town Meeting Warrant under Article 2 and specifically numbered 1 – 9 with descriptions and amounts of the nine individual projects; that to meet this appropriation, the Treasurer with the approval of the Board of Selectmen is authorized to borrow up to such amount under Chapter 44, of the Massachusetts General Laws, or any other enabling authority; that the Board of Selectmen is authorized to contract for and expend any federal or state aid available for the project; and that the Board of Selectmen is authorized to take any other action necessary or convenient to carry out this vote; provided that this vote shall not take effect until the Town votes in favor, under a future ballot vote, to exempt from the limitation on total taxes imposed by Massachusetts General Laws, Chapter 59, Section 21C, otherwise known as Proposition 2½, amounts required to pay principal and interest on the borrowing authorized by this vote.

1. Athletic lighting system retrofit	\$94,000.00
2. Two color midfield logo	\$8,700.00
3. 4' high black vinyl track fence	\$40,000.00
4. Striping for soccer and field hockey	\$9,700.00
5. ½" thick "Plexitrac Accelerator"	\$30,200.00
6. Installation of 3 water cannons	\$8,600.00
7. Track and Field Equipment	\$16,000.00
8. Surfacing both D-areas	\$41,500.00
9. 500 seat visitor bleachers	\$86,500.00

Appropriations Committee Recommendation: Recommended

2/3<sup>rd</sup>'s vote required.

Passes 2/3<sup>rd</sup>'s Majority as Declared by Town Moderator.

The Special Town Meeting was then adjourned at 8:35PM

**The 7:04 Annual Town Meeting was reconvened by the Town Moderator at 8:36PM**

### **Article 4**

#### **Department of Public Works – Chapter 90 Highway Construction**

Motioned that the Town raise and appropriate, \$590,504.00 for the construction, reconstruction and/or maintenance of public ways, to be expended under the jurisdiction of the Board of Public Works and said sum to be reimbursed by the Commonwealth.

Appropriations Committee Recommendation: Recommended  
Passed Unanimously as Declared by Town Moderator.

### **Article 5**

#### **Transfer of Funds**

No Motion Made  
No Action Taken

### **Article 6**

#### **Appropriate Funds for Prior Years Bills**

No Motion Made  
No Action Taken

### **Article 7**

#### **Revolving Fund – Local Cable Access**

Motioned that the Town re-establish a “Local Cable Access Revolving Fund” for Fiscal Year 2012, which fund shall be separate from the General Fund, pursuant to Massachusetts General Laws, Chapter 44, Section 53E ½, for the purpose of receiving and expending monies from public and private sources in order to fund the local cable access program activities, as administered by the committee established for such purpose, without further appropriation, said funds to be expended in an amount not to exceed \$132,000.00 during the fiscal year, as approved by the Board of Selectmen.

Passed Unanimously as Declared by Town Moderator.

**Article 8**

**Revolving Fund – Center School Park**

Motioned that the Town re-establish a “Center School Park Revolving Fund” for Fiscal Year 2012, which fund shall be separate from the General Fund, pursuant to Massachusetts General Laws, Chapter 44, Section 53E ½, for the purpose of receiving and expending monies from public and private sources in order to fund the Center Hill Park development activities, as administered by the East Longmeadow Cultural Affairs Council, without further appropriation, said funds to be expended in an amount not to exceed \$20,000.00 during the fiscal year, as approved by the Board of Selectmen.

Passed Unanimously as Declared by Town Moderator.

**Article 9**

**Revolving Fund – Solid Waste Disposal**

Motioned that the Town re-establish a “Solid Waste Disposal Revolving Fund” for Fiscal Year 2012, which fund shall be separate from the General Fund, pursuant to Massachusetts General Laws, Chapter 44, Section 53E ½, for the purpose of receiving and expending monies from public and private sources in order to fund the solid waste disposal program, without further appropriation, said funds to be expended in an amount not to exceed \$75,000.00 during the fiscal year, as approved by the Board of Selectmen.

Passed Unanimously as Declared by Town Moderator.

**Article 10**

**Revolving Fund – Council on Aging**

Motioned that the Town re-establish a “Council on Aging Revolving Fund” for Fiscal Year 2012, which fund shall be separate from the General Fund, pursuant to Massachusetts General Laws, Chapter 44, Section 53E ½, for the purpose of receiving and expending monies from public and private sources in order to fund the General Programming of the Council on Aging, without further appropriation, said funds to be expended in an amount not to exceed \$50,000.00 during the fiscal year, as approved by the Board of Selectmen.

Passed Unanimously as Declared by Town Moderator.

**Article 11**

**Revolving Fund – Library Fee**

Motioned that the Town establish a “East Longmeadow Public Library Revolving Fund” for Fiscal Year 2012, which fund shall be separate from the General Fund, pursuant to Massachusetts General Laws, Chapter 44, Section 53E ½, for the purpose of receiving and expending monies from public and private sources paid by borrowers for library overdue fines, without further appropriation, said funds to be expended in an amount not to exceed \$15,000.00 during the fiscal year, as approved by the Board of Selectmen.

Passed Majority as Declared by Town Moderator.

**Article 12**

**Human Resources Consulting Services**

Motioned that the Town raise and appropriate \$75,000.00 to fund Human Resources Consulting Services.

Failed by Majority as Declared by Town Moderator.

**Article 13**

**Treasurer Certification**

No Motion Made  
No Action Taken

**Article 14**

**Community Preservation Committee – Fund Allocation**

Motioned that the Town accept the recommendations of the Community Preservation Committee and appropriate from the Community Preservation Fund for Fiscal Year 2012 from revenues estimated to be \$200,000.00 allocated as follows:

Administrative Expenses	5.0%
Historic Resource Reserve	10.0%
Community Housing Reserve	10.0%
Open Space Reserve	10.0%
Undesignated General Reserve	65.0%

Appropriations Committee Recommendation: Recommended  
Passed Unanimously as Declared by Town Moderator.

### **Article 15**

#### **Community Preservation Committee – Site Work – Hampden Road Property**

Motioned that the Town accept the recommendations of the Community Preservation Committee and appropriate from the Open Space Account the amount of \$30,000.00 for the purpose of completing preliminary site work on the Hampden Road property acquired by the Town.

Appropriations Committee Recommendation: Recommended  
Passed Majority as Declared by Town Moderator.

### **Article 16**

#### **Community Preservation Committee - Covenants**

No Motion Made  
No Action Taken

### **Article 17**

#### **Citizens' Petition – Fire Truck Restoration**

No Recommendation from Community Preservation Committee, therefore no action taken.

### **Article 18**

#### **Board of Assessors – Personal Property Exemption**

Motioned that the Town accept the provisions of Massachusetts General Laws Chapter 59, Section 5, clause (54), added by Chapter 159 § 114 of the Acts 2000; to exempt from taxation personal property accounts under \$1,500.00 beginning in Fiscal Year 2012.

Passed Unanimously as Declared by Town Moderator.

### **Article 19**

#### **Board of Selectmen – Quarterly Tax Billing**

Motioned that the Town accept the provisions of Massachusetts General Laws Chapter 59 section 57c, to allow the Town to issue quarterly tax bills, said acceptance to be effective July 1, 2012, for Fiscal Year 2013.

Passed Majority, as Declared by Town Moderator.

**Article 20**

**Board of Selectmen – Public Safety Command Structure**

No Motion Made  
No Action Taken

**Article 21**

**Planning Board – Amend Zoning By-Law, 1991 Revision, Section VIII Definitions**

No Motion Made  
No Action Taken

**Article 22**

**Planning Board – Amend Zoning By-Law, 1991 Revision, Section 3.041**

No Motion Made  
No Action Taken

**Article 23**

**Planning Board – Amend Zoning By-Law, 1991 Revision, Section 7.41**

No Motion Made  
No Action Taken

**Article 24**

**Planning Board – Amend Zoning By-Law, 1991 Revision, Section VIII Definitions**

Motioned that the Town amend the East Longmeadow Zoning By-Law, 1991 Revision, pursuant to Massachusetts General Laws Chapter 40A by amending Section VIII Definitions:

“GAMING ESTABLISHMENT”: an establishment whose primary function is conducting sweepstakes, lotteries, or other games with cash prizes other than games conducted by the State Lottery Commission are not allowed in any district, with the exception of non-profit or religious organizations.

A 2/3<sup>rd</sup>s Vote is required for this Article to pass.  
Passed Unanimously, as declared by Town Moderator.

## Article 25

### **Planning Board – Amend Zoning By-Law, 1991 Revision, Section 3.079.1 Gaming Establishment**

Motioned that the Town amend the East Longmeadow Zoning By-Law, 1991 Revision, pursuant to Massachusetts General Laws Chapter 40A by adding a new section 3.079.1 to Table 3-1 of the East Longmeadow Schedule of Use Regulations, all as published in Article 25 of the Warrant with the exception of the following change from the warrant with added language to read as follows:

Section 3.0791

“Gaming Establishment” as shown in the table which is part of this article as Exhibit F.

A 2/3<sup>rd</sup>s Vote is required for this Article to pass.

Passed Unanimously, as declared by Town Moderator.

## Article 26

### **Planning Board – Amend Zoning By-Law, 1991 Revision, Section 3.311 Accessory Buildings**

Motioned that the Town amend the East Longmeadow Zoning By-Law, 1991 Revision, pursuant to Massachusetts General Laws Chapter 40A by amending Section 3.311 Accessory Buildings, all as set forth in Article 26 of the Warrant:

#### **§3.311 Accessory Buildings in Residential Areas**

Accessory buildings in residential areas are limited by right, with a building permit, to a maximum of 1,000 square feet or no larger than the primary structure, whichever is less. Any structure over 1,000 square feet shall obtain a Special Permit from the Planning Board prior to applying for a building permit.

Motion Fails.

A 2/3<sup>rd</sup>s Vote is required for this Article to pass.

A 2/3<sup>rd</sup>s Vote was not obtained as declared by Town Moderator.

## Article 27

### **Planning Board – Amend Zoning By-Law, 1991 Revision, Section 7.12 Filing Plot Plan**

Motioned that the Town amend the East Longmeadow Zoning By-Law, 1991 Revision, pursuant to Massachusetts General Laws Chapter 40A by deleting Section 7.12 Filing Plot Plan and replacing it as set forth in Article 27 of the Warrant as follows:

#### **7.12 Filing Plot Plan**

All applications for building permits under the provisions of the Building Code used in the Town of East Longmeadow that will alter or create new structures or increase or decrease the existing footprints on any site shall be accompanied by certified plans in duplicate. Such plans shall be drawn to scale and wet stamped by a Licensed Land Surveyor or a Registered Professional Engineer, shall show the actual dimensions, radii,

**Article 27 continued**

and angles of the lot to be built on, the exact size and location of the main building and accessory buildings to be erected on the lot with setbacks, and such other information as may be necessary to determine and provide for the enforcement of this Bylaw, and any amendments thereto. One copy of the certified plans filed by the applicant shall be returned to him when approved by the Building Inspector.

Motion Fails, as declared by Town Moderator  
A 2/3<sup>rd</sup>s Vote is required for this Article to pass.

**Article 28****Board of Selectmen – Amend General By-Laws, 1982 Revision, Section 10.012  
Conservation Commission Regulations**

Motioned that the Town amend the East Longmeadow General By-Laws, 1982 Revision, to make changes to Section 10.012 Conservation Commission Regulations, by deleting language in section (H) “Regulations” in its entirety; by deleting language in section (E) “Notice and Hearings” in its entirety and replacing language, all as set forth in Article 28 of the Warrant:

**(E) NOTICE AND HEARINGS**

Any person filing a Notice of Intent with the Commission shall complete the filing in accordance with 310 CMR 10.00. The Commission reserves the right to ask for any additional information it deems necessary to evaluate a project.

The Commission shall hold a public hearing on a Notice of Intent within twenty-one days of its receipt. The East Longmeadow Conservation Commission may request an extension of twenty-one days; such extension must be agreed upon by the applicant in writing. If the Commission deems necessary, copies of the application shall be sent by hand delivery, to the Board of Selectmen, the Planning Board, Superintendent of Public Works, the Building Inspector and the Board of Health. The Commission shall provide written notice of the hearing, at the expense of the applicant, five working days prior to the hearing in a newspaper of general circulation in the Community.

Any person filing a Notice of Intent with the Commission shall give written notice thereof, by certified mail (return receipt requested) or hand delivery, to abutters of the land to their mailing addresses shown on the most recent applicable tax list of the Assessors, including owners of land directly opposite on any public or private street or way, and abutters to the abutters within 300 feet of the property line, including any in another municipality or across a body of water. The notice to abutters shall enclose a copy of the Notice of Intent with the plans, or shall state where copies may be examined and obtained by abutters free of charge. An affidavit of the person providing such notice, with a copy of the notice mailed or delivered, shall be filed with the Commission.

The Commission shall issue its decision in writing within 21 days of the close of the public hearing thereon unless an extension is authorized in writing by the applicant.

**Article 28 cont.**

The Commission may combine its hearing under this by-law with a hearing conducted under The Wetlands Protection Act.

The Commission shall have the authority to continue the hearing to a date and time certain announced at the hearing, for reasons stated at the hearing, which may include receipt of additional information offered by the applicant or others, information and plans required by the applicant, deemed necessary by the Commission in its discretion, or comments and recommendations of boards and officials listed in the second paragraph of this Section E.

The Commission shall adopt by regulation a procedure providing for the coordination of its activities with those of other Town Boards, which also assert or may thereafter assert jurisdiction over the same parcel of land.

Passed Unanimously, as Declared by Town Moderator.

**Article 29**

**Planning Board – Street Taking – Ramona’s Way**

Motioned that the Town authorize the Board of Selectmen to take in fee simple, pursuant to the provisions of Massachusetts General Laws, Chapter 79, or otherwise acquire as a Town way as described in Article 29 of the Warrant and that no damages be awarded for said taking:

**Ramona’s Way**

A strip of land sixty (60) feet in width beginning at the westerly side of Parker Street and running southwesterly for a distance of approximately four hundred eighty-two (482) feet to its terminus at a cul-de-sac as shown on plans recorded in the Hampden County Registry of Deeds in Book of Plans 346 Pages 129 & 130 and Book of Plans 347, Page 1.

A 2/3<sup>rd</sup>s Vote is required for this Article to pass.

Passed Unanimously, as Declared by Town Moderator.

**Motion to Adjourn**

The Annual Town Meeting was adjourned at 9:52 p.m., the business of the Warrant having been completed.

••❧ Certificate of Quorum ❧••

This is to certify that more than 150 Registered Voters were present at the Annual Town Meeting held on May 16, 2011. Voter attendance was recorded as follows:

Precinct 1	131
Precinct 2	110
Precinct 3	140
Precinct 4	<u>149</u>
<b>Total</b>	<b>530</b>

True Record: Attest:

Thomas P. Florence  
Town Clerk