

NATICK BOARD OF SELECTMEN
AGENDA
Edward H. Dlott Meeting Room
Monday, September 16, 2019
6:00 PM

Agenda Posted Thursday, 9/12/19 at 3:34 p.m.

(Times listed are approximate. Agenda items will be addressed in an order determined by the Chair.)

1. 6:00 OPEN SESSION - Call to Order; Roll Call Vote to Enter Executive Session
2. EXECUTIVE SESSION

This portion of the meeting is not open to the public.

- A. Purpose 3 - To discuss strategy with respect to collective bargaining if an open meeting may have a detrimental effect on the bargaining position of the public body and the Chair so declares

Collective Bargaining Agreements:

- Supervisors' and Administrators' Association (DPW Supervisors)
- Public Employees Local Union 1116 (DPW Laborers)
- Public Employees Local Union 1116 (Clerical)
- Public Employees Local Union 1116 (Library)

LIUNA: Laborers' Internal Union of North America

- Supervisors' and Administrators' Association (DPW Supervisors)
- Public Employees Local Union 1116 (DPW Laborers)
- Public Employees Local Union 1116 (Clerical)
- Maintenance and Custodians Local 1116 (Facilities Maintenance)

- B. Executive Session Minutes - 9/3/19

3. RECONVENE OPEN SESSION
4. ANNOUNCEMENTS
 - A. EEE Update
5. RESPONSES TO CITIZENS' CONCERNS

- A. Town Administrator: Response Regarding Community Services Director Position and New Natick Common Guide (Fall 2019)

6. CITIZENS' CONCERNS

Any individual may raise an issue that is not included on the agenda and it will be taken under advisement by the Board. There will be no opportunity for debate during this portion of the meeting. Any individual addressing the Board during this section of the agenda shall be limited to five minutes.

7. BOARD OF SELECTMEN UPDATES

A. Town Administrator Updates:

- Downtown Fire
- East Playground
- Navy Yard Playground
- Lead RAO/RAO
- Concerns with 5GF Network Infrastructure

B. Town Engineer Update: South Main Street

8. DISCUSSION AND DECISION

A. "Yes! for Natick" Housing Forum (10/21/19): Vote to Co-Sponsor Forum and Authorize Organizers to Cite Town as a Co-Presenter

B. Approve Request for One-Day Beer and Wine License: Avenu at Natick

C. 2019 Fall Annual Town Meeting (NOTE: A list of Warrant Articles and text are available on the Town Website at Natickma.gov, in the Town Clerk's Office, the Selectmen's Office, the Post Office, the Bacon Free Library, and the Morse Institute Library, and at one location in each precinct)

i. Vote to Approve and/or Support Motions for BOS-Sponsored Articles

- Article 14: Increase Receipts/Property Tax Deferral Program
- Article 19: Stormwater Management/Erosion Control
- Article 21: WNFS Signal Control

ii. Citizen Petition Articles

- Article 29: Adjust Housing Density/Residential Parking Regulations in Downtown Mixed-Use District (Ganesh Ramachandran, et al.)

D. Fiscal Forecast for FY 2020-2024 and Capital for Fall Town Meeting

E. Consent Agenda Policy

F. Consider Change to Composition of West Natick Fire Station Building Committee

G. 2020 Licensing Fees - Discussion on Whether to Hold a Public Hearing to Modify Licensing Fees

9. SELECTMEN SUBCOMMITTEE/LIAISON UPDATES

10. CONSENT AGENDA

A. Approve Revised Fundraising Agreement Between the Town of Natick and the Friends of Natick Trails

B. Approve Request for Exemption from Town Bylaws Ch 41, S 4: Abigail Verdelli - JV Field Hockey Coach/Skyline Art Instructor

- C. Approve Block Party Request for Jefferson Street on 9/22/19
- D. Approve Block Party Request for Whittier Road on 10/5/19
- E. Approve Town Common Use for America Needs Fatima Public Rosary Rally on 10/12/19
Contingent Upon Vote of Approval from the Recreation and Parks Commission
- F. Accept Resignation of Shahreen H. Quazi-Dahodwala from the Natick Cultural Council
- G. Accept Resignation of William Alfano from the Economic Development Committee
- H. Remove Maureen Sullivan from the Historical Commission due to her Relocating out of Town
- I. Proclamation in Recognition of Eagle Scout Alex Boyajian (Court of Honor - 10/6/19)
- J. Approve Meeting Minutes - 9/3/19
- K. Confirm the Town Administrator's Appointment of Deb Sayre to the Personnel Board
- L. Confirm the Town Administrator's Re-Appointment of David Dorant to the Personnel Board

11. TOWN ADMINISTRATOR NOTES

12. SELECTMEN'S CONCERNS

13. CORRESPONDENCE

- A. Correspondence 9/16/19

14. ADJOURNMENT

NEXT MEETING DATES: Tues. 10/1/19; Mon. 10/7/19; Mon. 10/28/19

Agenda posted in accordance with Provisions of M.G.L. Chapter 30, Sections 18-25

Meeting recorded by Natick Pegasus

ITEM TITLE: EEE Update

ITEM SUMMARY:

ATTACHMENTS:

Description	Upload Date	Type
Aerial Spraying	9/12/2019	Cover Memo
EEE Info	9/12/2019	Cover Memo

EEE in Massachusetts

<https://www.mass.gov/guides/eee-in-massachusetts#-september-2019-aerial-spraying-information->

September 2019 aerial spraying information

The Massachusetts Department of Agricultural Resources (MDAR) will conduct aerial spraying in specific areas of Middlesex, Norfolk, and Worcester Counties beginning on the evening of Tuesday, September 10 and continuing for several evenings. Spraying is weather-dependent and schedules may change.

The list of communities entirely within the spray zone (except for exclusions):

Middlesex County: Ashland, Framingham, Holliston, Hopkinton, Hudson, Marlborough, Maynard, Natick, Sherborn, Stow, Sudbury, Wayland

EEE (Eastern Equine Encephalitis)

What is Eastern Equine Encephalitis?

Eastern equine encephalitis (EEE) is a rare but serious disease caused by a virus.

How is the EEE virus spread?

The virus that causes EEE is spread through the bite of an infected mosquito. In Massachusetts, the virus is most often identified in mosquitoes found in and around freshwater, hardwood swamps. More information about different types of mosquitoes that can spread the virus can be found on the MDPH website at www.mass.gov/dph/mosquito.

EEE virus particularly infects birds, often with no evidence of illness in the bird. Mosquitoes become infected when they bite infected birds. Although humans and several other types of mammals, particularly horses and llamas, can become infected, they do not spread disease.

How common is EEE in Massachusetts?

EEE is a very rare disease. Since the virus was first identified in Massachusetts in 1938, fewer than 100 cases have occurred. Over 60% of those cases have been from Plymouth and Norfolk counties.

Outbreaks of EEE usually occur in Massachusetts every 10-20 years. These outbreaks will typically last two to three years. The most recent outbreak of EEE in Massachusetts began in 2010 and included nine cases with four fatalities through 2012.

What are the symptoms of EEE?

The first symptoms of EEE are fever (often 103° to 106°F), stiff neck, headache, and lack of energy. These symptoms show up three to ten days after a bite from an infected mosquito. Inflammation and swelling of the brain, called encephalitis, is the most dangerous and frequent serious complication. The disease gets worse quickly and some patients may go into a coma within a week.

What is the treatment for EEE?

There is no treatment for EEE. In Massachusetts, about half of the people identified with EEE died from the infection. People who survive this disease will often be permanently disabled. Few people recover completely.

What can you do to protect yourself from EEE?

Since the virus that causes EEE is spread by mosquitoes, here are some things you can do to reduce your chances of being bitten:

- Schedule outdoor events to avoid the hours between dusk and dawn, when mosquitoes are most active.
- When you are outdoors, wear long pants, a long-sleeved shirt and socks. This may be difficult to do when the weather is hot, but it will help keep mosquitoes away from your skin.
- Use a repellent with **DEET** (N, N-diethyl-m-toluamide), **permethrin**, **picaridin** (KBR 3023), **IR3535** (3-[N-butyl-N-acetyl]-aminopropionic acid) or **oil of lemon eucalyptus** [p-menthane 3, 8-diol (PMD)] according to the instructions given on the product label. DEET products should not be used on infants under two months of age and should be used in



concentrations of 30% or less on older children. Oil of lemon eucalyptus should not be used on children under three years of age. Permethrin products are intended for use on items such as clothing, shoes, bed nets and camping gear and should not be applied to skin.

- Keep mosquitoes out of your house by repairing any holes in your screens and making sure they are tightly attached to all your doors and windows.
- Remove areas of standing water around your home. Here are some suggestions:
 - Look around outside your house for containers and other things that might collect water and turn them over, regularly empty them, or dispose of them.
 - Drill holes in the bottom of recycling containers that are left outdoors so that water can drain out.
 - Clean clogged roof gutters; remove leaves and debris that may prevent drainage of rainwater.
 - Turn over plastic wading pools and wheelbarrows when not in use.
 - Change the water in birdbaths every few days; aerate ornamental ponds or stock them with fish.
 - Keep swimming pools clean and properly chlorinated; remove standing water from pool covers.
 - Use landscaping to eliminate standing water that collects on your property.
- More information on choosing and using repellents safely is included in the MDPH Mosquito Repellents fact sheet which can be viewed online at www.mass.gov/dph/mosquito. If you can't go online, contact the MDPH at (617) 983-6800 for a hard copy.

Did you know?

Mosquitoes can begin to multiply in any puddle or standing water that lasts for more than four days! Mosquito breeding sites can be anywhere. **Take action** to reduce the number of mosquitoes around your home and neighborhood. Organize a neighborhood clean up day to pick up containers from vacant lots and parks and to encourage people to keep their yards free of standing water. Mosquitoes don't care about fences, so it's important to remove areas of standing water throughout the neighborhood.

Where can I get more information?

- Your doctor, nurse, or health care clinic, or your local board of health (listed in the telephone directory under local government).
- The Massachusetts Department of Public Health (MDPH), Division of Epidemiology and Immunization at (617) 983-6800 or on the MDPH Arbovirus website (www.mass.gov/dph/mosquito).
- **Health effects of pesticides**, MDPH, Bureau of Environmental Health at 617-624-5757.
- **Mosquito control in your city or town:** Mosquito control in Massachusetts is conducted through nine mosquito control districts. The State Reclamation and Mosquito Control Board (SRMCB) oversees all districts. Contact information for each district can be found online at <https://www.mass.gov/state-reclamation-and-mosquito-control-board-srmcb>. You may also contact the SRMCB within the Massachusetts Department of Agricultural Resources at 617-626-1777 or your local board of health.



WNV and EEE in Animals

Can West Nile virus (WNV) or eastern equine encephalitis (EEE) virus cause illness in dogs or cats?

Yes, but these infections are very rare. WNV infection has occasionally been identified in dogs and cats. Most cats or dogs infected with these viruses fully recover from the infection. A few cases of EEE have been found in very young dogs housed exclusively outdoors in the southeastern part of the United States.

What other domestic animals have been found to be infected with West Nile or EEE virus?

Horses, llamas and alpacas are all known to be susceptible to both WNV and EEE. In addition, emus, ostriches and some non-native species of game birds (such as pheasants and quail) are also susceptible to EEE. Since 2008, 17 horses, and three and alpacas have been found to have EEE, and six horses have been found to have WNV infection in Massachusetts.

How do animals become infected with WNV or EEE virus?

Animals become infected the same way humans become infected: by the bite of an infected mosquito.

What are the signs of WNV infection and EEE in animals?

In most susceptible animals, these viruses can cause encephalitis (inflammation of the brain tissue). Signs may include one or more of the following: fever, depression, loss of appetite, weakness, uncoordinated movement, head pressing, circling, convulsions, irritability, blindness, or coma. Animals with severe disease may die. However, not all animals with signs of encephalitis have WNV infection or EEE. A definitive diagnosis requires ruling out other important diseases – especially rabies.

Emus and other related bird species do not develop encephalitis; instead they develop severe bleeding in the stomach and intestines. Sudden death and bloody diarrhea are the most common signs.

Can humans contract WNV infection or EEE directly from animals?

No. These viruses are not passed from most animals to humans by contact with body fluids or in other ways. Furthermore, they are not spread from animal to animal either. Veterinarians should take normal infection control precautions when caring for an animal suspected of having these or any other viral infection.

Emus, which develop bloody diarrhea from EEE, may be able to spread the disease to other animals or humans that have direct contact with infected blood or feces. Owners and veterinarians should be particularly careful to protect themselves when dealing with an emu that might have EEE.

How can I confirm that an animal is infected with WNV or EEE virus?

Veterinarians can test for WNV and EEE by submitting blood or tissue from an animal. Testing is available at the Massachusetts Department of Public Health during the mosquito season. Testing is rarely required for dogs and cats; horses, llamas and alpacas are the most commonly tested animals

Should an animal infected with WNV or EEE virus be destroyed?

There is no reason to destroy an animal just because it has been infected with WNV or EEE virus. They do not increase the risk that anyone else will get sick. However, some animals, especially horses, llamas and alpacas, may become so severely ill that they cannot recover. Talk to your veterinarian to get medical advice for your particular animal.



How are WNV infection and EEE treated?

To date, no specific treatment for either WNV infection or EEE exists. Supportive treatment should be directed at the signs of illness, and focused on reducing the severity of the disease.

Is there a vaccine against WNV and EEE virus?

Yes, there is a vaccine that is approved for use in horses only. The vaccine has been used successfully in some other species, such as llamas and alpacas. Timing of vaccination is important and should be planned for April or May in Massachusetts. Contact your veterinarian for further information.

Can I use insect repellent on my pets?

Repellents recommended for humans are **not** approved for veterinary use. Talk with your veterinarian for advice about the appropriate product for use on your pet.

What can I do to keep my animal from becoming infected with WNV or EEE?

- Talk to your veterinarian about vaccination.
- Eliminate stagnant or standing water, for instance by avoiding water overflow from troughs, reducing run-off and pooling of irrigation water, eliminating accumulated water in flower pots, and removing old tires and other containers in which water can collect.
- Eliminate piles of decaying organic matter such as leaves, lawn clippings, and manure.
- Keep animals indoors during peak periods of mosquito activity (dusk and dawn).
- Keep screens repaired and free of holes.
- Avoid turning on lights inside barns during the evening and overnight. Mosquitoes are attracted to light.
- Apply mosquito repellents approved for use in animals. Read the product label before using, and follow all instructions carefully.

Where can I get more information?

- **For questions about your animal's health:** call your veterinarian.
- **For general questions about domestic animals:** Massachusetts Department of Agricultural Resources at www.mass.gov/agr or by calling 617-626-1795.
- **For information on mosquito control:** The State Reclamation and Mosquito Control Board (SRMCB) within the Massachusetts Department of Agricultural Resources oversees mosquito control in Massachusetts (<https://www.mass.gov/state-reclamation-and-mosquito-control-board-srmcb>). The SRMCB can be contacted at 617-626-1777. Information on established mosquito control district can be found at <https://www.mass.gov/service-details/srmcb-mosquito-control-projects-and-districts-information>.
- **For information on WNV and EEE:** The Massachusetts Department of Public Health (MDPH), Division of Epidemiology and Immunization at (617) 983-6800, the MDPH Mosquito-borne Disease website at www.mass.gov/dph/mosquito, or your local board of health (listed in the telephone directory under local government).

Developed by the Massachusetts Department of Public Health in conjunction with the Massachusetts Department of Agricultural Resources.



ITEM TITLE: Town Administrator: Response Regarding Community Services Director Position and New Natick Common Guide (Fall 2019)

ITEM SUMMARY:

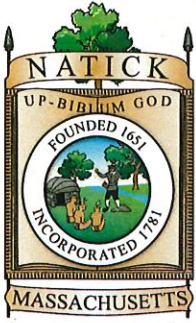
ITEM TITLE: Town Administrator Updates:

- ITEM SUMMARY:**
- Downtown Fire
 - East Playground
 - Navy Yard Playground
 - Lead RAO/RAO
 - Concerns with 5GF Network Infrastructure
-

ITEM TITLE: Town Engineer Update: South Main Street
ITEM SUMMARY:

ATTACHMENTS:

Description	Upload Date	Type
Memo from Bill McDowell	9/13/2019	Cover Memo
Cost Estimates	9/13/2019	Cover Memo
Proposed Roadway Improvements	9/13/2019	Cover Memo
Questions-R. Jennett	9/16/2019	Cover Memo

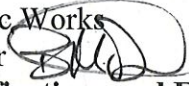


TOWN OF NATICK MASSACHUSETTS

JEREMY T. MARSETTE, P.E.
DIRECTOR

WILLIAM E. MCDOWELL, P.E.
TOWN ENGINEER

MEMORANDUM

To: Board of Selectmen
cc: Melissa Malone, Town Administrator
Bill Chenard, Deputy Town Administrator – Operations
Jeremy Marsette, P.E., Director of Public Works
From: Bill McDowell, P.E., Town Engineer 
Re: South Main Street Final plans, Specifications and Estimate
Date Sept 9, 2019

The Town's design consultant, Green International Associates, Inc., have delivered the finished design plans for the South Main Street project, including the engineer's estimate for construction (attached)

As noted in the attached estimate, the anticipated cost of construction for the base bid is \$ 3,490,382.90. With a 10% contingency, this estimate is raised to \$ **3,839,420.90**.

The test pits requested and performed by the consultant eliminated some proposed utility relocations, which resulted in a slightly reduced project estimate for the base bid.

The engineer also included the estimate for the proposed add/alternate, construction of a new sidewalk along the easterly side of South Main Street from the north side of Morgan Drive to the south side of Hunter's Lane. The add/alternate construction cost estimate, with 10% contingency is \$ **336,739.00**.

On large Capital Projects such as this roadway reconstruction, the Engineering Division recommends that the Town appropriate funding for a full-time resident engineer to ensure that construction is in full conformance with the design specifications and to verify quantities and contractor invoicing. The estimated cost for resident engineering inspectional services for South Main Street is not to exceed \$225,000. Allowing for these expenses and for costs of required police details, the anticipated cost of construction for the base bid and add/alternate is \$**4,612,160.00**.

The total anticipated cost for the project **without** the add/alternate is \$4,275,421.00.

The Engineering Division recommends that the Board of Selectmen vote to request an appropriation of \$4,650,000 for the reconstruction of South Main Street at the 2019 Fall Town Meeting. Following the opening of the public bids, anticipated in late October, the Board may, at that time, choose whether to construct the add/alternate based on actual construction bid costs.

**TOWN OF NATICK
DEPARTMENT OF PUBLIC WORKS
SOUTH MAIN STREET BASE BID
ENGINEER'S ESTIMATE - FINAL DESIGN**

Prepared by: **MB**



Date: 9/6/2019

Green Project No: 17008.

ITEM NO.	QUANTITY	UNIT	ITEM DESCRIPTION	UNIT PRICE	AMOUNT
101.	0.25	A	CLEARING AND GRUBBING	\$28,500.00	\$7,125.00
102.	0.25	A	SELECTIVE CLEARING AND THINNING	\$12,000.00	\$3,000.00
102.1	1250	FT	TREE TRIMMING	\$10.00	\$12,500.00
102.51	17	EA	INDIVIDUAL TREE PROTECTION	\$250.00	\$4,250.00
103.	2	EA	TREE REMOVED - DIAMETER UNDER 24 INCHES	\$1,050.00	\$2,100.00
104.	3	EA	TREE REMOVED - DIAMETER 24 INCHES AND OVER	\$2,100.00	\$6,300.00
105.	4	EA	STUMP REMOVED	\$400.00	\$1,600.00
120.	8550	CY	EARTH EXCAVATION	\$27.00	\$230,850.00
121.	125	CY	CLASS A ROCK EXCAVATION	\$70.00	\$8,750.00
141.1	75	CY	TEST PIT FOR EXPLORATION	\$90.00	\$6,750.00
144.	200	CY	CLASS B ROCK EXCAVATION	\$145.00	\$29,000.00
146.	50	EA	DRAINAGE STRUCTURE REMOVED	\$450.00	\$22,500.00
151.	3600	CY	GRAVEL BORROW	\$40.00	\$144,000.00
156.	420	TON	CRUSHED STONE	\$35.00	\$14,700.00
170.	10400	SY	FINE GRADING AND COMPACTING - SUBGRADE AREA	\$4.00	\$41,600.00
201.	39	EA	CATCH BASIN	\$3,400.00	\$132,600.00
201.7	5	EA	DOUBLE GRATE CATCH BASIN	\$4,000.00	\$20,000.00
202.	22	EA	MANHOLE	\$3,850.00	\$84,700.00
202.5	11	EA	MANHOLE (5 FOOT DIAMETER)	\$4,500.00	\$49,500.00
202.8	10	EA	MANHOLE WITH DEEP SUMP	\$3,400.00	\$34,000.00
204.	8	EA	GUTTER INLET	\$2,000.00	\$16,000.00
204.1	13	EA	DOUBLE GRATE GUTTER INLET	\$3,700.00	\$48,100.00
204.11	13	EA	GUTTER INLET - SPECIAL	\$2,500.00	\$32,500.00
220.	31	EA	DRAINAGE STRUCTURE ADJUSTED	\$390.00	\$12,090.00
220.3	11	EA	DRAINAGE STRUCTURE CHANGE IN TYPE	\$900.00	\$9,900.00
220.7	31	EA	SANITARY STRUCTURE ADJUSTED	\$350.00	\$10,850.00
221.2	3	EA	CURB COVER AND FRAME	\$2,000.00	\$6,000.00
222.3	132	EA	FRAME AND GRATE (OR COVER) MUNICIPAL STANDARD	\$800.00	\$105,600.00
222.5	13	EA	4 INCH FRAME AND GRATE- HEAVY DUTY	\$800.00	\$10,400.00
223.2	49	EA	FRAME AND GRATE (OR COVER) REMOVED AND DISCARDED	\$60.00	\$2,940.00
224.12	44	EA	12 INCH HOOD	\$400.00	\$17,600.00
238.12	770	FT	12 INCH DUCTILE IRON PIPE	\$120.00	\$92,400.00
238.16	50	FT	16 INCH DUCTILE IRON PIPE	\$140.00	\$7,000.00
238.24	20	FT	24 INCH DUCTILE IRON PIPE	\$160.00	\$3,200.00
241.12	1075	FT	12 INCH REINFORCED CONCRETE PIPE	\$70.00	\$75,250.00
241.18	850	FT	18 INCH REINFORCED CONCRETE PIPE	\$80.00	\$68,000.00
241.24	150	FT	24 INCH REINFORCED CONCRETE PIPE	\$115.00	\$17,250.00
241.3	10	FT	30 INCH REINFORCED CONCRETE PIPE	\$160.00	\$1,600.00
241.36	15	FT	36 INCH REINFORCED CONCRETE PIPE	\$150.00	\$2,250.00
243.12	200	FT	12 INCH REINFORCED CONCRETE PIPE CLASS IV	\$80.00	\$16,000.00
244.12	50	FT	12 INCH REINFORCED CONCRETE PIPE CLASS V	\$90.00	\$4,500.00
244.18	180	FT	18 INCH REINFORCED CONCRETE PIPE CLASS V	\$105.00	\$18,900.00
244.24	40	FT	24 INCH REINFORCED CONCRETE PIPE CLASS V	\$120.00	\$4,800.00
250.06	30	FT	6 INCH POLYVINYL CHLORIDE SANITARY SEWER PIPE	\$100.00	\$3,000.00
268.	2	EA	6 INCH SUBDRAIN CLEANOUT	\$480.00	\$960.00
269.06	340	FT	6 INCH SLOT-PERFORATED CORRUGATED PLASTIC PIPE (SUBDRAIN)	\$50.00	\$17,000.00
403.1	325	TON	CRUSHED STONE FOR BLENDING	\$20.00	\$6,500.00
403.2	18750	SY	FULL DEPTH RECLAMATION WITH EMULSIFIED ASPHALT STABILIZATION	\$6.00	\$112,500.00
415.	1680	SY	PAVEMENT MICROMILLING	\$8.00	\$13,440.00
443.	230	MGL	WATER FOR ROADWAY DUST CONTROL	\$50.00	\$11,500.00
452.	2500	GAL	ASPHALT EMULSION FOR TACK COAT	\$7.50	\$18,750.00
453.	1150	FT	HMA JOINT SEALANT	\$0.90	\$1,035.00

Proposed Roadway Improvements to
South Main Street

Final Design

Base Bid Construction Cost Estimate

ITEM NO.	QUANTITY	UNIT	ITEM DESCRIPTION	UNIT PRICE	AMOUNT
460.	8750	TON	HOT MIX ASPHALT	\$85.00	\$743,750.00
470.2	450	FT	HOT MIX ASPHALT BERM, TYPE A - MODIFIED	\$11.00	\$4,950.00
472.	190	TON	ASPHALT MIXTURES FOR TEMPORARY WORK	\$200.00	\$38,000.00
504.	350	FT	GRANITE CURB TYPE VA4 - STRAIGHT	\$45.00	\$15,750.00
504.1	460	FT	GRANITE CURB TYPE VA4 - CURVED	\$50.00	\$23,000.00
506.	300	FT	GRANITE CURB TYPE VB - STRAIGHT	\$40.00	\$12,000.00
506.1	80	FT	GRANITE CURB TYPE VB - CURVED	\$45.00	\$3,600.00
509.	1300	FT	GRANITE TRANSITION CURB FOR WHEELCHAIR RAMPS - STRAIGHT	\$47.00	\$61,100.00
509.1	180	FT	GRANITE TRANSITION CURB FOR WHEELCHAIR RAMPS - CURVED	\$54.00	\$9,720.00
514.	9	EA	GRANITE CURB INLET - STRAIGHT	\$380.00	\$3,420.00
514.1	5	EA	GRANITE CURB INLET DOUBLE WIDE - STRAIGHT	\$450.00	\$2,250.00
580.	7020	FT	CURB REMOVED AND RESET	\$20.00	\$140,400.00
581.	28	EA	CURB INLET REMOVED AND RESET	\$140.00	\$3,920.00
582.	1	EA	CURB CORNER REMOVED AND RESET	\$150.00	\$150.00
594.	2450	FT	CURB REMOVED AND DISCARDED	\$6.00	\$14,700.00
620.13	450	FT	GUARDRAIL, TL-3 (SINGLE FACED)	\$33.00	\$14,850.00
620.33	63	FT	GUARDRAIL - CURVED, TL-3 (SINGLE FACED)	\$40.00	\$2,500.00
627.1	2	EA	TRAILING ANCHORAGE	\$1,600.00	\$3,200.00
627.83	2	EA	GUARDRAIL TANGENT END TREATMENT, TL-3	\$4,000.00	\$8,000.00
628.21	3	EA	TRANSITION TO NCHRP 350 GUARDRAIL	\$3,000.00	\$9,000.00
630.	1800	FT	HIGHWAY GUARD REMOVED AND RESET	\$16.00	\$28,800.00
630.2	435	FT	HIGHWAY GUARD REMOVED AND DISCARDED	\$5.00	\$2,175.00
634.	10	EA	W BEAM GUARD PANEL	\$250.00	\$2,500.00
669.	25	FT	FENCE REMOVED AND STACKED	\$10.00	\$250.00
670.	570	FT	FENCE REMOVED AND RESET	\$40.00	\$22,800.00
685.	80	CY	STONE MASONRY WALL IN CEMENT MORTAR	\$700.00	\$56,000.00
697.11	120	EA	INLET SEDIMENT FILTER BAG	\$125.00	\$15,000.00
698.4	2400	SY	GEOTEXTILE FABRIC FOR PERMANENT EROSION CONTROL	\$5.00	\$12,000.00
701.	75	SY	CEMENT CONCRETE SIDEWALK	\$60.00	\$4,500.00
701.2	320	SY	CEMENT CONCRETE WHEELCHAIR RAMP	\$80.00	\$25,600.00
702.	550	TON	HOT MIX ASPHALT WALK SURFACE	\$175.00	\$96,250.00
703.	375	TON	HOT MIX ASPHALT DRIVEWAY	\$175.00	\$65,625.00
703.9	525	SF	IMPRINTED CROSSWALK	\$30.00	\$15,750.00
704.2	10	SY	GRAVEL FOR DRIVEWAYS	\$18.00	\$180.00
705.1	1	SY	FLAGSTONE WALK REMOVED AND RESET	\$120.00	\$120.00
706.1	10	SY	BRICK WALK REMOVED AND RELAID	\$180.00	\$1,800.00
710.4	3	EA	BOUND - PLAIN GRANITE	\$525.00	\$1,575.00
711.	11	EA	BOUND REMOVED AND RESET	\$450.00	\$4,950.00
715.	21	EA	RURAL MAIL BOX REMOVED AND RESET	\$150.00	\$3,150.00
751.	525	CY	LOAM BORROW	\$50.00	\$26,250.00
756.	1	LS	NPDES STORMWATER POLLUTION PREVENTION PLAN	\$5,000.00	\$5,000.00
765.	4700	SY	SEEDING	\$1.10	\$5,170.00
767.121	2450	LF	SEDIMENT CONTROL BARRIER	\$9.00	\$22,050.00
767.2	4700	SY	HAY MULCH	\$1.15	\$5,405.00
767.6	15	CY	AGED PINE BARK MULCH	\$80.00	\$1,200.00
769.	2250	FT	PAVEMENT MILLING MULCH UNDER GUARD RAIL	\$8.00	\$18,000.00
804.3	210	FT	3 INCH ELECTRICAL CONDUIT TYPE NM - PLASTIC -(UL)	\$40.00	\$8,400.00
811.31	6	EA	PULL BOX 12 X 12 INCHES - SD2.031	\$805.00	\$4,830.00
815.11	2	EA	FLASHING BEACON SCHOOL ZONE SIGN (SOLAR)	\$20,000.00	\$40,000.00
815.12	2	EA	RADAR SPEED FEEDBACK DISPLAY (SOLAR)	\$20,000.00	\$40,000.00
815.13	4	EA	LED ILLUMINATED SIGN AND POST (SOLAR)	\$4,500.00	\$18,000.00
815.15	3	EA	RECTANGULAR RAPID FLASHING BEACON SYSTEM (AC)	\$18,000.00	\$54,000.00
832.	262	SF	WARNING-REGULATORY AND ROUTE MARKER - ALUMINUM PANEL (TYPE A)	\$11.00	\$2,882.00
833.5	100	EA	DEMOUNTABLE REFLECTORIZED DELINEATOR - GUARD RAIL	\$6.00	\$600.00
833.7	6	EA	DELINEATION FOR GUARD RAIL TERMINI	\$35.00	\$210.00
851.2	1	LS	TRAFFIC CONTROLS FOR CONSTRUCTION	\$70,000.00	\$70,000.00
854.014	50000	FT	TEMPORARY PAVING MARKINGS - 4 INCH (PAINT)	\$0.20	\$10,000.00
854.018	760	FT	TEMPORARY PAVING MARKINGS - 8 INCH (PAINT)	\$0.22	\$167.20

Proposed Roadway Improvements to
South Main Street

Final Design

Base Bid Construction Cost Estimate

ITEM NO.	QUANTITY	UNIT	ITEM DESCRIPTION	UNIT PRICE	AMOUNT
854.112	7000	FT	TEMPORARY PAVING MARKINGS - 12 INCH (PAINT)	\$1.00	\$7,000.00
860.104	11800	FT	4 INCH REFLECTORIZED WHITE LINE (PAINTED)	\$1.10	\$12,980.00
860.108	52	FT	8 INCH REFLECTORIZED WHITE LINE (PAINTED)	\$2.10	\$109.20
860.112	3150	FT	12 INCH REFLECTORIZED WHITE LINE (PAINTED)	\$2.00	\$6,300.00
861.104	12400	FT	4 INCH REFLECTORIZED YELLOW LINE (PAINTED)	\$1.10	\$13,640.00
861.108	330	FT	8 INCH REFLECTORIZED YELLOW LINE (PAINTED)	\$1.50	\$495.00
864.	20	SF	PAVEMENT ARROW REFLECTORIZED WHITE (PAINTED)	\$3.00	\$60.00
864.12	2300	SF	GREEN ROADWAY SHOULDER PAVEMENT MARKING	\$6.84	\$15,732.00
874.	18	EA	STREET NAME SIGN	\$100.00	\$1,800.00
874.2	1	EA	TRAFFIC SIGN REMOVED AND RESET	\$100.00	\$100.00
874.4	78	EA	TRAFFIC SIGN REMOVED AND STACKED	\$25.00	\$1,950.00
877.2	41	EA	SIGN POST REMOVED AND STACKED	\$27.50	\$1,127.50

BASE BID SUBTOTAL: \$3,490,382.90
 10% Contingency & Inflation: \$349,038.00
BASE BID TOTAL: \$3,839,420.90

Additional Costs:
 Police Detail: \$211,200.00

**TOWN OF NATICK
DEPARTMENT OF PUBLIC WORKS
SOUTH MAIN STREET ADD ALTERNATE
ENGINEER'S ESTIMATE - ADD ALTERNATE**

Prepared by: **MB**



Date: 9/6/2019

Green Project No: 17008.

ITEM NO.	QUANTITY	UNIT	ITEM DESCRIPTION	UNIT PRICE	AMOUNT
101.	0.13	A	CLEARING AND GRUBBING	\$28,500.00	\$3,562.50
105.	29	EA	STUMP REMOVED	\$400.00	\$11,600.00
120.	1050	CY	EARTH EXCAVATION	\$27.00	\$28,350.00
121.	40	CY	CLASS A ROCK EXCAVATION	\$70.00	\$2,800.00
144.	25	CY	CLASS B ROCK EXCAVATION	\$145.00	\$3,625.00
151.	432	CY	GRAVEL BORROW	\$40.00	\$17,280.00
170.	1300	SY	FINE GRADING AND COMPACTING - SUBGRADE AREA	\$4.00	\$5,200.00
509.	270	FT	GRANITE TRANSITION CURB FOR WHEELCHAIR RAMPS - STRAIGHT	\$47.00	\$12,690.00
509.1	90	FT	GRANITE TRANSITION CURB FOR WHEELCHAIR RAMPS - CURVED	\$54.00	\$4,860.00
685.	155	CY	STONE MASONRY WALL IN CEMENT MORTAR	\$700.00	\$108,500.00
698.4	2850	SY	GEOTEXTILE FABRIC FOR PERMANENT EROSION CONTROL	\$5.00	\$14,250.00
701.2	180	SY	CEMENT CONCRETE WHEELCHAIR RAMP	\$80.00	\$14,400.00
702.	156	TON	HOT MIX ASPHALT WALK SURFACE	\$175.00	\$27,300.00
703.	42	TON	HOT MIX ASPHALT DRIVEWAY	\$175.00	\$7,350.00
703.9	295	SF	IMPRINTED CROSSWALK	\$30.00	\$8,850.00
751.	214	CY	LOAM BORROW	\$50.00	\$10,700.00
765.	1050	SY	SEEDING	\$1.10	\$1,155.00
767.2	1050	SY	HAY MULCH	\$1.15	\$1,207.50
815.14	2	EA	RECTANGULAR RAPID FLASHING BEACON SYSTEM (SOLAR)	\$10,000.00	\$20,000.00
832.	9	SF	WARNING-REGULATORY AND ROUTE MARKER - ALUMINUM PANEL (TYPE A)	\$11.00	\$99.00
847.1	1	EA	SIGN SUP (N/GUIDE)+RTE MKR W/1 BRKWAY POST ASSEMBLY - STEEL	\$115.00	\$115.00
860.112	1116	FT	12 INCH REFLECTORIZED WHITE LINE (PAINTED)	\$2.00	\$2,232.00

SUBTOTAL: \$306,126.00

10% Contingency & Inflation: \$30,613.00

TOTAL: \$336,739.00

TOWN OF NATICK, MASSACHUSETTS

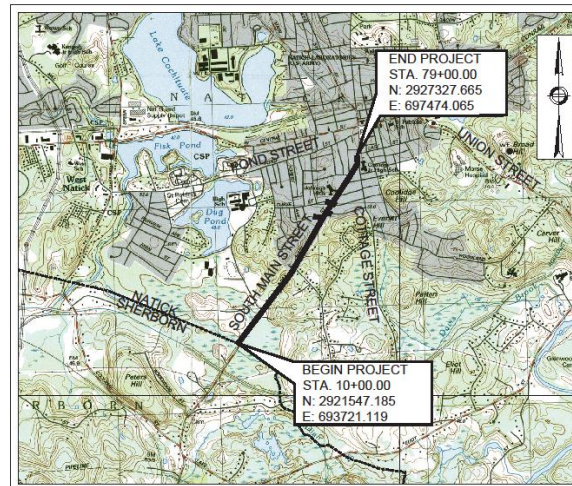
PROPOSED ROADWAY IMPROVEMENTS

TO

SOUTH MAIN STREET

INDEX

SHEET NO.	DESCRIPTION
1	TITLE SHEET & INDEX OF SHEETS
2	PLAN SYMBOLS
3	GENERAL NOTES
4	KEY PLAN
5 - 7	TYPICAL SECTIONS
8 - 21	CONSTRUCTION PLANS
22 - 39	CONSTRUCTION PROFILES
40 - 53	CURB TIE PLANS
54 - 57	SURVEY CONTROL TIES
58 - 71	DRAINAGE AND UTILITY PLANS
72 - 75	PAVEMENT MARKING & SIGNING PLANS
76	TRAFFIC SIGN SUMMARY
77 - 79	TRAFFIC MANAGEMENT PLAN
80	CONSTRUCTION SIGN SUMMARY SHEET
81 - 82	TRAFFIC DETAIL
83 - 87	CONSTRUCTION DETAILS
88	WALL DETAILS
89 - 91	WCR AND DRIVEWAY DETAILS
92 - 163	CROSS SECTIONS
164	ADD ALTERNATE TYPICAL SECTIONS
165 - 170	ADD ALTERNATE CONSTRUCTION PLANS
171	ADD ALTERNATE TRAFFIC SIGN SUMMARY
172 - 173	ADD ALTERNATE WALL DETAILS
174 - 175	ADD ALTERNATE WCR AND DRIVEWAY DETAILS



LOCATION PLAN



SCALE IN FEET

LENGTH OF PROJECT CORRIDOR= 6,900.00 FEET = 1.307 MILES

THE MASSACHUSETTS HIGHWAY DEPARTMENT STANDARD SPECIFICATIONS FOR HIGHWAYS AND BRIDGES DATED 1988, AS AMENDED, THE SUPPLEMENTAL SPECIFICATIONS DATED APRIL 1, 2019, THE OCTOBER 2017 CONSTRUCTION STANDARD DETAILS, THE 2015 OVERHEAD SIGNAL STRUCTURE AND FOUNDATION STANDARD DRAWINGS, MASSDOT TRAFFIC MANAGEMENT PLANS AND DETAIL DRAWINGS, THE LATEST MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES FOR STREETS AND HIGHWAYS WITH MASSACHUSETTS AMENDMENTS, THE 1990 STANDARD DRAWINGS FOR SIGNS AND SUPPORTS, THE 1988 STANDARD DRAWINGS FOR TRAFFIC SIGNALS AND HIGHWAY LIGHTING, AND THE LATEST EDITION OF THE AMERICAN STANDARD FOR NURSERY STOCK, WILL GOVERN.




BOARD OF SELECTMEN

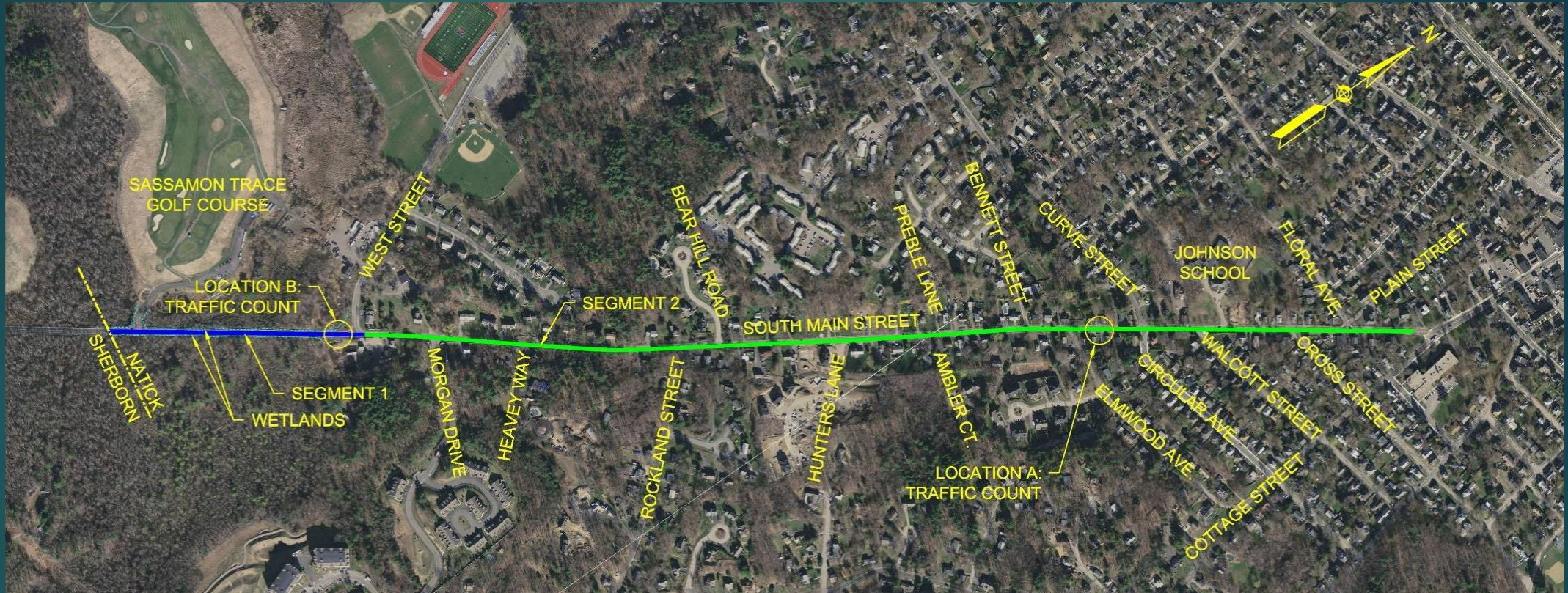
MICHAEL J. HICKEY JR., CHAIR
SUSAN G. SALAMOFF, VICE CHAIR
JONATHAN H. FREEDMAN, CLERK
KAREN ADELMAN-FOSTER
RICHARD P. JENNETT JR.

TOWN ADMINISTRATOR

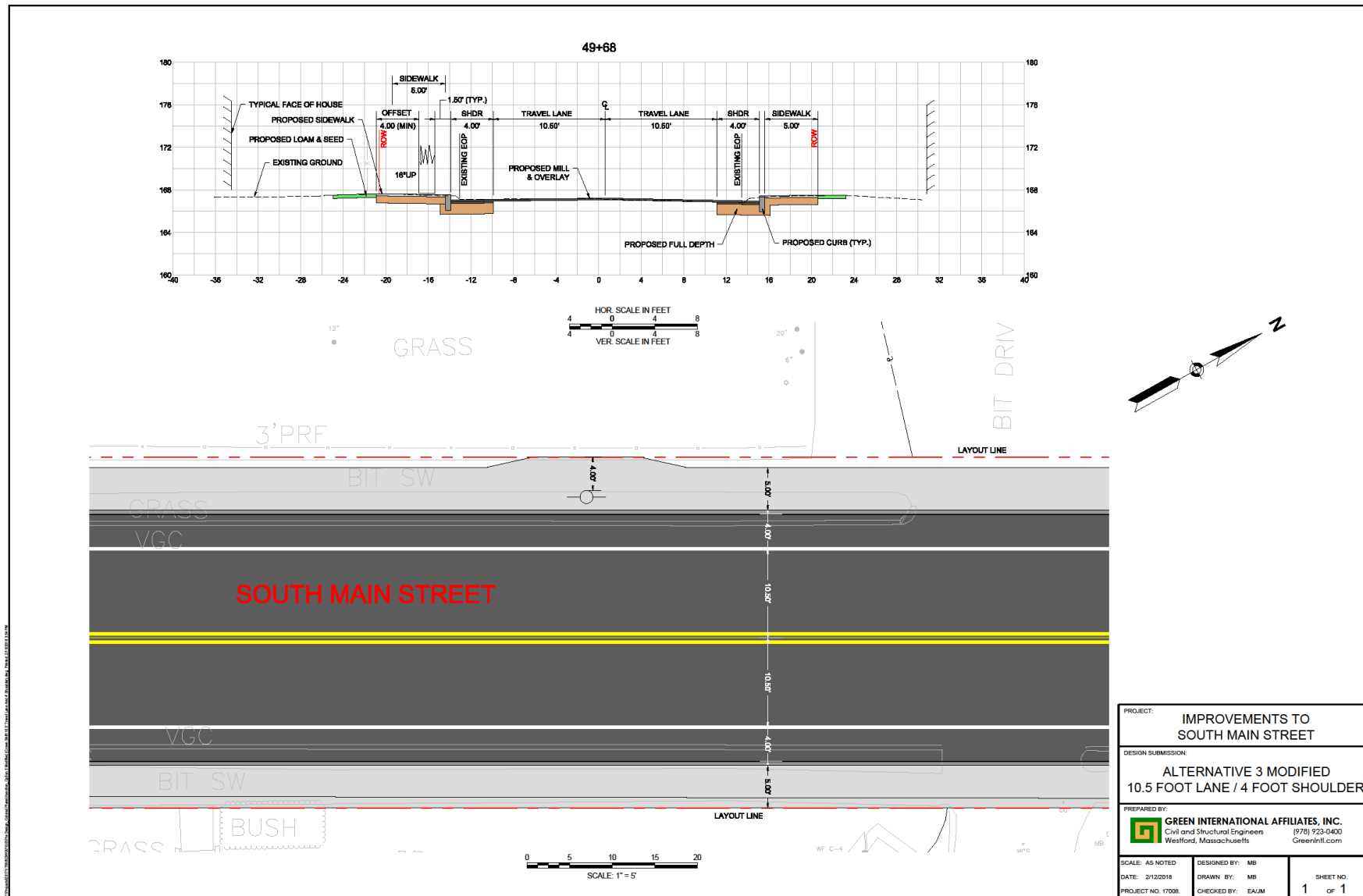
MELISSA A. MALONE
DEPARTMENT OF PUBLIC WORKS
JEREMY T. MARSETTE, P.E., DIRECTOR
WILLIAM MCDOWELL, P.E., TOWN ENGINEER

PROJECT:	IMPROVEMENTS TO SOUTH MAIN STREET	
DESIGN SUBMISSION:	FINAL DESIGN	
DRAWING TITLE:	TITLE SHEET & INDEX OF SHEETS	
PREPARED FOR:	TOWN OF NATICK DEPARTMENT OF PUBLIC WORKS 75 WEST STREET NATICK, MASSACHUSETTS	
PREPARED BY:	 GREEN INTERNATIONAL AFFILIATES, INC. Civil and Structural Engineers Westford, Massachusetts (978) 923-0400 GreenIntl.com	
SCALE: AS NOTED	DESIGNED BY: MB	SHEET NO. 1 OF 175
DATE: 09/05/2019	DRAWN BY: JL	
PROJECT NO. 17008.01X	CHECKED BY: EA	

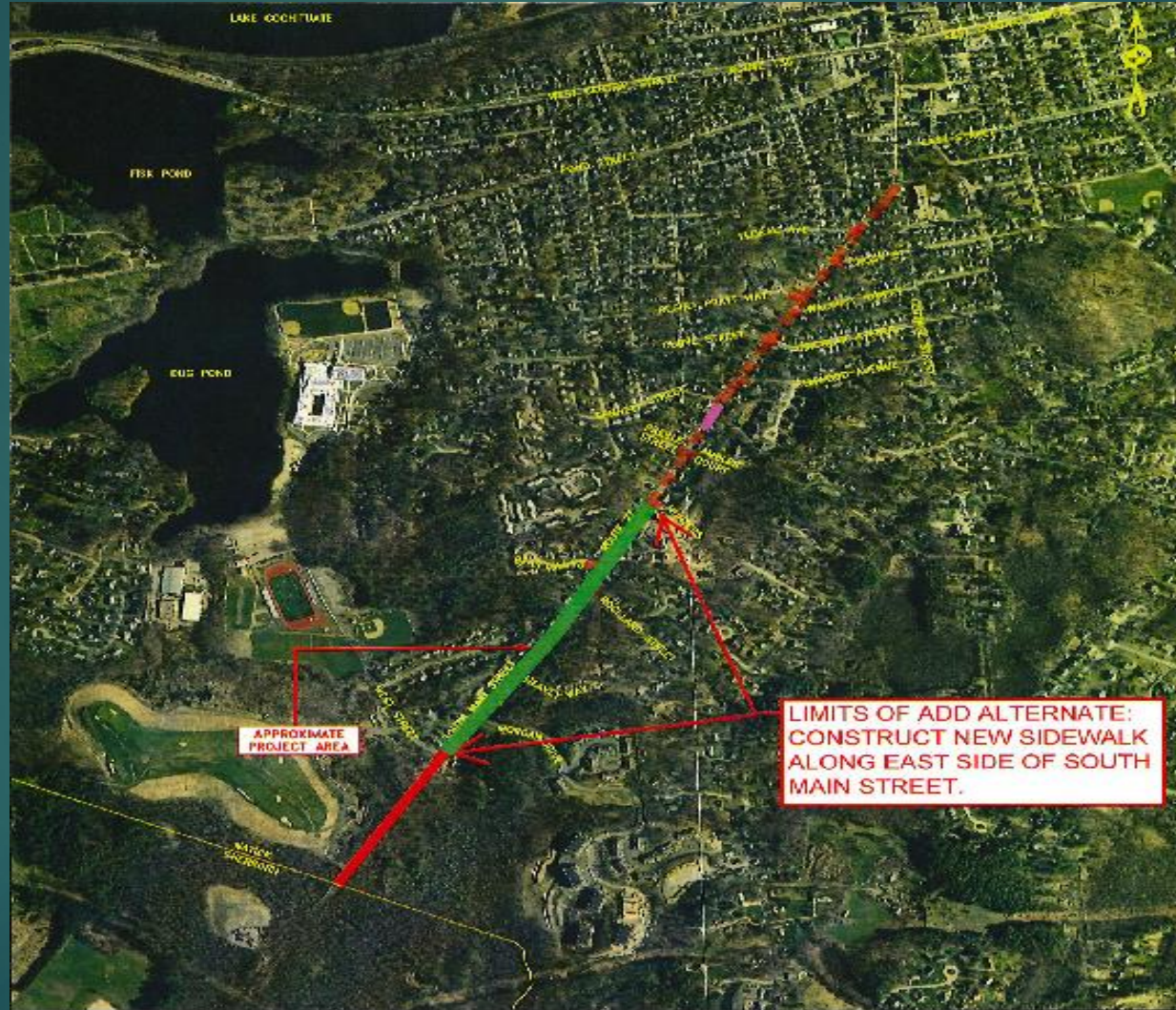
Improvements to South Main Street



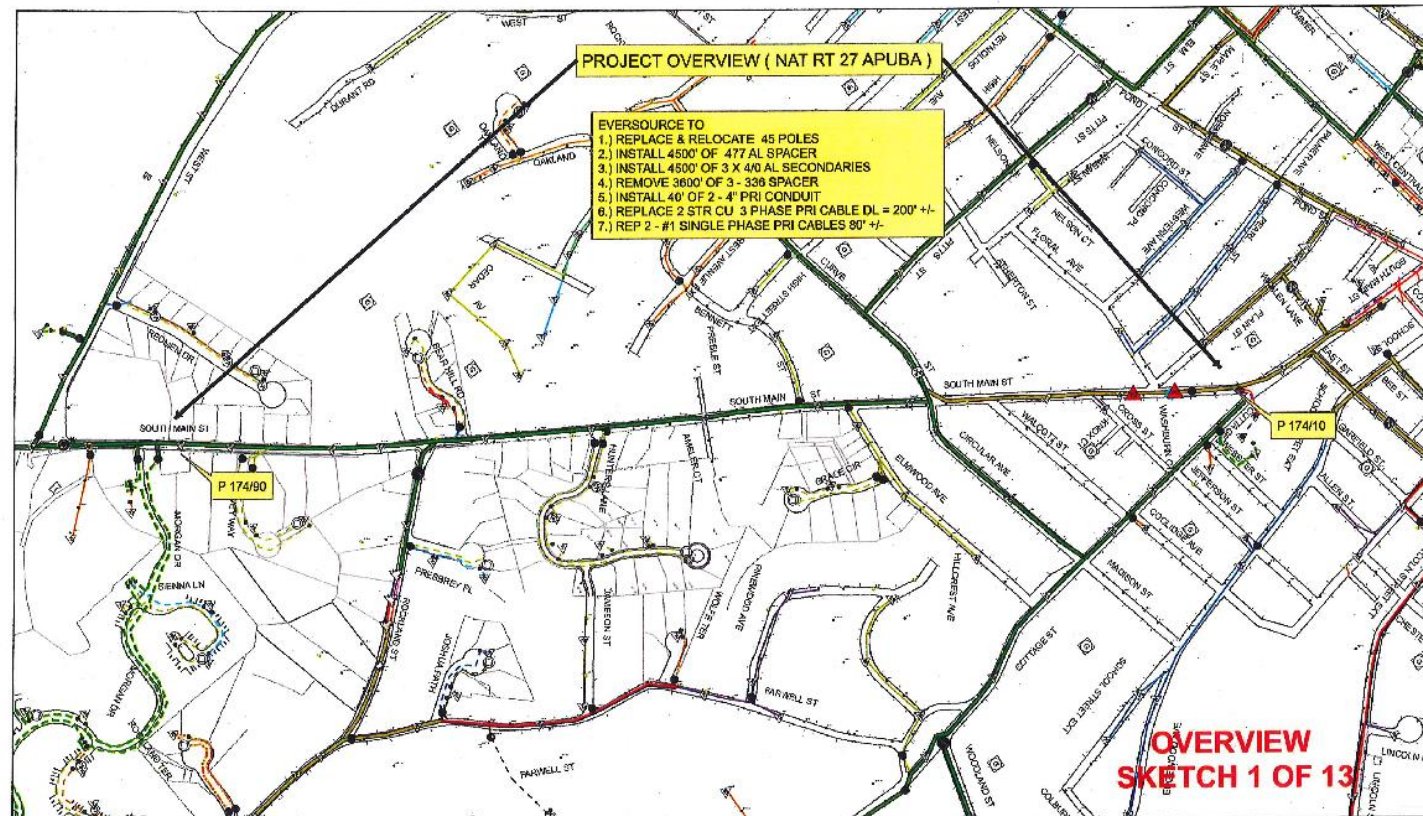
Improvements to South Main Street



Improvements to South Main Street



Improvements to South Main Street



NAT SOUTH MAIN ST WO# 2298423
WO# 2298742

SOUTH MAIN ST
APUBA

Parente
12/03/18

EVERSOURCE
23-05 / 240-H1



Improvements to South Main Street Advertisement/Bid Schedule

- REVIEW COMMENTS TO CONSULTANT – SEPT 17, 2019
- GREEN REVISE/RESPONSE – SEPT 27, 2019
- IFB TO CENTRAL REGISTER - OCT 3, 2019
- PROJECT APPEARANCE IN CENTRAL REGISTER OCT. 10, 2019
- BIDS DUE/PUBLIC OPENING 10/24/2019
- DATE OF AWARD DEC. 18, 2019

Improvements to South Main Street

Construction Cost Estimate – Base Bid	\$ 3,490,382.90
10 % Contingency	\$ 349,038.00
Base Bid Total	\$ 3,839,420.90

Construction Cost Estimate Add/Alternate	\$ 306,126.00
10 % Contingency	\$ 30,612.00
Add/Alternate Total	\$ 336,739.00

Base Bid + Add/Alternate Estimate	\$ 4,176,159.90
-----------------------------------	------------------------

Police Details \$211,200

Resident Inspection NTE \$225,000

Capitol Request \$4,650,000



Richard Jennett <rjennett@natickma.org>

RE: South Main Street Renovation Project

1 message

Richard Jennett <rjennett@natickma.org>

Mon, Sep 16, 2019 at 11:55 AM

To: Brian Lauzon <lauzon@natickpolice.com>

Cc: Selectmen <selectmen@natickma.org>, James Hicks <jhicks@natickma.org>, Melissa Malone <mmalone@natickma.org>

Hi Brian –

Thank you for taking the time to reply to my question.

I appreciate the insight into previous history concerning this area of South Main Street.

Have a very safe day!

Rick Jennett
Selectman
Town of Natick
(508) 397-9922

“A great leader’s courage to fulfill his vision comes from passion not position”
John Maxwell

Please note that the Massachusetts Secretary of State considers e-mail to be a public record, and therefore subject to the Massachusetts Public Records Law (M.G.L. c. 66 § 10).

From: Brian Lauzon <lauzon@natickpolice.com>**Sent:** Monday, September 16, 2019 11:37 AM**To:** Rick Jennett**Subject:** Re: South Main Street Renovation Project

Rick,

I was just waiting for the Chief to respond first. Over the years we have often been asked to weigh in on sidewalks. In the area that you are referencing, a number of years ago when South Natick Hills was built we suggested it but were told it was an insurmountable task given the volume of ledge in the area. We again looked at it when Rockland Street was repaved when those residents spoke about the dangerous conditions they met when trying to cross South Main Street to reach the pedestrian accommodations on the opposite side of the road. We ended up installing pedestrian crossing warning lights, which if you look at them they are higher than most given the engineering of the roadway. This was done by design so that we could have an effect on drivers as far away as possible.

If possible this last leg of sidewalk should be constructed. It will help secure safe pedestrian access from the southern neighborhoods along Rockland Street, Farwell Street, Heavey Way, South Natick Hills and others to Natick Center, Natick High School, and the number of recreational areas along West Street.

If completed we should then look at what a safe and efficient pedestrian crossing at West Street would look like.

Respectfully submitted,

Lt. Brian G. Lauzon

On Mon, Sep 16, 2019 at 10:14 AM Rick Jennett wrote:

Thank you Chief

Rick ;-}

Rick Jennett

Board of Selectman

Town of Natick

(508) 397-9922

"A great leader's courage to fulfill his vision comes from passion not position"
John Maxwell

From: James Hicks <hicks@natickpolice.com>
Sent: Sunday, September 15, 2019 8:32 PM
To: Selectman Jennett <rjennett@natickma.org>
Cc: Brian Lauzon <lauzon@natickpolice.com>; Selectmen <selectmen@natickma.org>; Melissa Malone <mmalone@natickma.org>
Subject: Re: South Main Street Renovation Project

Good evening Rick,

I am not aware of how all the discussions have gone around this process so my response will be limited to safety. Over the last several years the Safety Committee has heard many requests related to pedestrian and bicycle safety. In most of the cases the Committee would agree that sidewalks (the most requested item) would be appropriate however the cost of adding sidewalks have caused us to take no action. In my personal opinion any opportunity to add sidewalks to the community should be taken.

On Fri, Sep 13, 2019 at 1:17 PM Selectman Jennett <rjennett@natickma.org> wrote:

Good afternoon gentlemen –

I am reaching out to you concerning the South Main Street Renovation Project, that is currently in the engineering/bid stage of the project.

One of the pieces of this project, the sidewalk on the northbound side of South Main Street, running from West Street to Hunters Lane, was pulled out of the main bid as an add/alternate.

There had been a concern as to removing the ledge, and the costs associated with that process, along the add/alternate stretch. We had initially heard much higher estimated costs to be saved and currently it is in the ballpark of \$340,000 as the cost for the add/alternate.

I am reaching out to ask if you provide your input, as the Public Safety officers, as to the increased opportunity for safety by having the sidewalk along this stretch noted above, on the northbound side of South Main Street.

I have attached the last handout presented to the Board on August 5th.

The Board is going to receive another update during our meeting, on Monday the 16th, and I would appreciate it if you would also provide your opinion(s) for the Board to consider as well at that time.

Respectfully,

Rick Jennett

Selectman

(508) 397-9922

Please note that the Massachusetts Secretary of State considers e-mail to be a public record, and therefore subject to the Massachusetts Public Records Law (M.G.L. c. 66 § 10).

James G. Hicks

Chief of Police

Natick Police Department

20 East Central Street

Natick, MA 01760-4631

508-647-9511

508-647-9509 Fax

FBI LEEDS #59

Past President Massachusetts Chiefs of Police 2013

President Middlesex County Chiefs of Police

Massachusetts IACP SACOP Representative

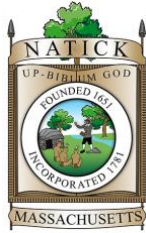
Vice Chairman IACP State Association of Chiefs of Police

ITEM TITLE: "Yes! for Natick" Housing Forum (10/21/19): Vote to Co-Sponsor Forum and Authorize Organizers to Cite Town as a Co-Presenter

ITEM SUMMARY:

ATTACHMENTS:

Description	Upload Date	Type
Housing Forum Flyer	9/12/2019	Cover Memo



The **Town of Natick** and **Yes! For Natick** present
Natick Housing Policy Forum
Navigating our Challenges and Choices

Monday, October 21, 2019, 7:00 PM
Morse Institute Library

This public event will explain regional trends that affect housing demand and supply, and solutions to the housing crunch that are being proposed and implemented on a state, regional and local level. Hear from regional experts; participate in Q&A.

**Morse Institute Library, 14 East Central Street,
Lebowitz Room, Lower Level.**

Program

Trends Affecting Housing Supply and Demand

Tim Reardon, Data Services Director
Metropolitan Area Planning Council

Housing Choice: Governor Baker's Legislation and Program

Chris Kluchman, Director of Housing Choice
Massachusetts Department of Housing and Community Development

Regional Housing Solutions: How are Communities Responding?

Dottie Fulginiti, Director of Local Leadership
Massachusetts Smart Growth Alliance

Q&A

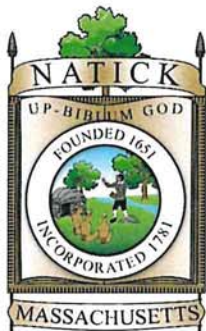
This event will be telecast on Natick Pegasus *Yes for Natick is a Political Action Committee*
Natickma.gov yesfornatick.org

DRAFT v.091219A

ITEM TITLE: Approve Request for One-Day Beer and Wine License: Avenu at Natick
ITEM SUMMARY:

ATTACHMENTS:

Description	Upload Date	Type
Application	9/11/2019	Cover Memo
Police Recommendation	9/12/2019	Cover Memo

**Office Use Only:**

Date Pmt Rec'd: _____ Fee Paid: \$ _____ Check No: _____

Police Department approval issued ☐ Notes: _____Board of Health approval issued ☐ _____

Board of Selectmen Decision Date _____

Approved ☐ Denied ☐

TOWN OF NATICK

ONE-DAY LIQUOR LICENSE APPLICATION (SECTION 14 LICENSE)

(Type or print clearly; illegible applications will not be accepted)

A nonprofit* organization may apply for either a one-day all-alcohol license or one-day beer and/or wine license. A for profit** organization may apply for a one-day beer and/or wine license ONLY. Special license-holders **CANNOT** purchase alcoholic beverages from a package store; alcoholic beverages must be purchased from a State licensed supplier: <https://www.mass.gov/service-details/apply-for-a-special-license-or-permit-abcc>.

Date Submitted: 9/4/2019Fee: \$100.00

The undersigned hereby applies for a One-Day Liquor License in accordance with the provisions of the Statutes relating thereto:

Applicant Information:Name Avenu at Natick

Organization _____

Address 3 Superior DrivePhone number 508-433-6143 Email address lrappaport-atlas@natdev.comType of Organization: ☐ Nonprofit* ☒ For profit**Type of alcohol to be served: ☐ All alcohol (nonprofit organizations only)☒ Beer and/or Wine (any organization)

If wine is being donated a charity wine fundraising license will be issued in conjunction with a one day license.

Wine Donors _____

Event Details: Grand Opening CelebrationType of event Ribbon Cutting/Grand Opening of apartment complexLocation where event will be held Avenu at NatickDate of event 10/23/2019 Hours of event 5:00 - 7:00 PMEstimated attendance 125

Alcohol Service Details:

Catering/Serving Company Baker's Best Catering
Address 150 Gould Street
Contact Person Haley Koshivas
Phone number 617-332-4588 Email address _____

Please add any additional information you think may be pertinent: _____

Invitees will include Natick town officials, Avenu at Natick residents and their family members, Avnue at Natick staff and National Development team. We will have valet parking service for all attendees.

Beer and wine will be served by Baker's Best catering team. Ribbon cutting ceremony.

Tours of the apartment complex.

Please print and submit completed application to the Board of Selectmen's Office (508-647-6410), Natick Town Hall, 13 East Central Street, Natick, MA 01760, or email to poneil@natickma.org or ddonovan@natickma.org. See additional important licensing information on the Town website at natickma.gov: click on Government, then on Board of Selectmen, then on Grants, Licenses & Permits. Contact the Board of Health (508-647-6460), located on the second floor of Town Hall, regarding any other permits you may need or requirements you should be aware of pertaining to your application for a one-day alcohol license.

PLEASE NOTE: If your application is approved, the Town of Natick will require:

1. Proof of current alcohol server training through either the TIPS or the AIM in-person training programs. Online server training certification, such as eTIPS, will NOT be accepted by the Town of Natick.
2. A certificate of liability insurance naming the Town of Natick as an additional insured.



Donna Donovan <ddonovan@natickma.org>

Re: One day alcohol license

1 message

Brian Lauzon <lauzon@natickpolice.com>

Fri, Sep 6, 2019 at 1:40 PM

To: Donna Donovan <ddonovan@natickma.org>

Donna,

After review we would recommend approval of this request for a one day "Beer & Wine" license with the condition, that since this is open to the public the applicant seek to hire a Natick Police Detail Officer to be on-site while alcohol service is being made. Please have the caterer forward to me in advance the servers training certificates so that I can review them.

Respectfully,

Lt. Brian G. Lauzon

On Wed, Sep 4, 2019 at 11:50 AM Donna Donovan <ddonovan@natickma.org> wrote:

Hi Brian,

Please see attached.

Thank you.

Donna Donovan
Senior Executive Assistant
Town of Natick
508-647-6410

ITEM TITLE: 2019 Fall Annual Town Meeting (NOTE: A list of Warrant Articles and text are available on the Town Website at Natickma.gov, in the Town Clerk's Office, the Selectmen's Office, the Post Office, the Bacon Free Library, and the Morse Institute Library, and at one location in each precinct)

- ITEM SUMMARY:**
- i. Vote to Approve and/or Support Motions for BOS-Sponsored Articles
 - Article 14: Increase Receipts/Property Tax Deferral Program
 - Article 19: Stormwater Management/Erosion Control
 - Article 21: WNFS Signal Control
 - ii. Citizen Petition Articles
 - Article 29: Adjust Housing Density/Residential Parking Regulations in Downtown Mixed-Use District (Ganesh Ramachandran, et al.)

ATTACHMENTS:

Description	Upload Date	Type
2019 Fall Annual Town Meeting Warrant	8/27/2019	Cover Memo
Article 19-FinCom Questionnaire	9/12/2019	Cover Memo
Article 19-Motion	9/16/2019	Cover Memo
Article 21-Motion	9/16/2019	Cover Memo
Article 21-Map	9/16/2019	Cover Memo

**WARRANT
FALL ANNUAL TOWN MEETING
OCTOBER 15, 2019**

THE COMMONWEALTH OF THE MASSACHUSETTS

Middlesex, ss

To Any Constable of the Town of Natick in said County:
Greeting:

In the name of the Commonwealth of Massachusetts you are required to notify the qualified Town Meeting Members of the said Town of Natick to meet in the Wilson Middle School, Natick on **Tuesday Evening October 15, 2019 at 7:30 PM**, then and there to act on the following Articles:

- | | |
|------------|--|
| Article 1 | Fiscal 2020 Omnibus Budget |
| Article 2 | Stabilization Fund |
| Article 3 | Operational/Rainy Day Stabilization Fund |
| Article 4 | Capital Stabilization Fund |
| Article 5 | Other Post-Employment Benefits (OPEB) Appropriation or Transfer of Funds |
| Article 6 | Collective Bargaining |
| Article 7 | Personnel Board Classification and Pay Plan |
| Article 8 | PEG Access and Cable Related Fund |
| Article 9 | Rescind Authorized, Unissued Debt |
| Article 10 | Unpaid Bills |
| Article 11 | Capital Equipment |
| Article 12 | Capital Improvement |
| Article 13 | Committee Article |
| Article 14 | Increase Gross Receipts for Eligibility for Property Tax Deferral Program |
| Article 15 | Street Acceptance – Eliot Hill Road, Merifield Lane, Woodcock Path |
| Article 16 | Street Acceptance – Michael Terrace |
| Article 17 | Street Acceptance – Clearview Terrace |
| Article 18 | Amend Article 70 of the Town of Natick By-Laws: Public Works Regulations |
| Article 19 | Amend Article 79A of the Town of Natick By-Laws: Stormwater Management and Erosion Control |
| Article 20 | Transfer of land to Conservation Commission: Portions of 165 Mill Street Parcel |
| Article 21 | West Natick Fire Station Signal Controls |
| Article 22 | Amend Article 20 of the Natick Town Bylaws |
| Article 23 | Alteration of Layout of North Main Street (Route 27) and Adjacent Streets |
| Article 24 | Transfer of Land and Grant of Easement to Natick Affordable Housing Trust:
299-301 Bacon Street |
| Article 25 | Access to Hunnewell Fields |
| Article 26 | 22 Pleasant Street |
| Article 27 | Real Estate Transfer Surcharge in Support of Affordable Housing |
| Article 28 | Land Area of the Town and its Makeup |
| Article 29 | Adjust Housing Density and Residential Parking Regulations in the Downtown
Mixed-Use District |
| Article 30 | Amend Zoning By-laws: Creative Production Use Zoning Amendment |
| Article 31 | Amend Zoning By-laws: Specialty Craft Fabrication Zoning Amendment |
| Article 32 | Amend Zoning By-laws: Downtown Business (DB) District Zoning Amendment |
| Article 33 | Amend Zoning By-laws: Non-conforming Uses, Large Residential Additions
Zoning Amendment |
| Article 34 | Amend Zoning By-laws: Alternate Uses In Residential Districts Zoning
Amendment |
| Article 35 | Amend Zoning By-laws: Retail Marijuana Overlay Districts |
| Article 36 | Amend Article 2 Section 10-c of the Charter |
| Article 37 | Report from Town Meeting Practices and Rules Committee |
| Article 38 | Amend the Town of Natick By-Laws: Create New Standing Committee |

- Article 39 Amend the Town of Natick General Bylaws and Zoning Bylaws to Change References to the Board of Selectmen to the Select Board, and to Change References to Chairman to Chair
- Article 40 Amend the Town of Natick Home Rule Charter to Change References to the Board of Selectmen to the Select Board, and to Change References to Chairman to Chair
- Article 41 Contact Information Requirement for Town Meeting Members and Elected Officials
- Article 42 Feasibility Study for Increasing Parking Spaces for Morse Institute Library
- Article 43 Annual Appropriation to Subsidize the Operation of the Lincoln Café at the Community-Senior Center
- Article 44 Rezone Properties Known as 1075 & 1085 Worcester Street from Industrial II to Highway Mixed Use I.

ARTICLE 1
Fiscal 2020 Omnibus Budget
(Town Administrator)

To see what sum of money the Town will vote to raise and appropriate, transfer from available funds or otherwise provide for the operation of the government of the Town of Natick, including debt and interest, during Fiscal Year 2020 (July 1, 2019 through June 30, 2020) and to provide for a reserve fund for Fiscal Year 2020, and to see what budgets for Fiscal 2020 will be reduced to offset said additional appropriations; or otherwise act thereon.

ARTICLE 2
Stabilization Fund
(Town Administrator)

To see what sum of money the Town will vote to raise and appropriate, transfer from available funds or otherwise provide for the purpose of supplementing the Stabilization Fund established under Article 22 of the warrant for Annual Town Meeting of 1961, as authorized by Chapter 40, Section 5B of the General Laws, as amended; or otherwise act thereon.

ARTICLE 3
Operational/Rainy Day Stabilization Fund
(Town Administrator)

To see what sum of money the Town will vote to raise and appropriate, transfer from available funds or otherwise provide for the purpose of supplementing the Operational Stabilization Fund established by vote of the 2011 Spring Annual Town Meeting under Article 4, as authorized by Chapter 40, Section 5B of the General Laws, as amended; or otherwise act thereon.

ARTICLE 4
Capital Stabilization Fund
(Town Administrator)

To see what sum of money the Town will vote to raise and appropriate, transfer from available funds or otherwise provide for the purpose of supplementing the Capital Stabilization Fund established under Article 2 of the warrant for Fall Annual Town Meeting of 2010, as authorized by Chapter 40, Section 5B of the General Laws, as amended; or otherwise act thereon.

ARTICLE 5
Other Post-Employment Benefits (OPEB) Appropriation or Transfer of Funds
(Town Administrator)

To see what sum of money the Town will vote to raise and appropriate, transfer from available funds or otherwise provide for, the Other Post-Employment Benefits Liability Trust Fund established pursuant to the provisions of Chapter 32B, Section 20 of the General Laws as amended by section 15 of Chapter 218 of the Acts of 2016; or otherwise act thereon.

ARTICLE 6
Collective Bargaining
(Town Administrator)

To see what sum of money the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide, to implement any Collective Bargaining Agreements between the Town Natick and any recognized bargaining units of the Town; or otherwise act thereon.

ARTICLE 7
Personnel Board Classification and Pay Plan
(Town Administrator)

To see if the Town, pursuant to the authority contained in Section 108A of Chapter 41 of the General Laws, will vote to amend Article 24 of the Natick Town By-Laws, specifically the Classification and Pay Plan referenced in Section 3, paragraph 3.10 therein, by adding, deleting or

amending position titles; re-classifying positions to a different Grade; and/or effecting changes in the salary ranges as presently established; or otherwise act thereon.

ARTICLE 8
PEG Access and Cable Related Fund
(Town Administrator)

To see what sum of money the Town will vote to appropriate from the PEG Access and Cable Related Fund, established by vote of 2019 Special Town Meeting #1 under Article 1, as authorized by Chapter 44, Section 53F ¾ of the General Laws, as amended, to fund PEG access programming, as well as certain other municipal cable related expenses; or otherwise act thereon.

ARTICLE 9
Rescind Authorized, Unissued Debt
(Town Administrator)

To see if the Town will vote to rescind the authorization for unissued debt that has been determined is no longer needed for the completion of various projects; or otherwise act thereon.

ARTICLE 10
Unpaid Bills
(Town Administrator)

To see what sum of money the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide for the payment of unpaid bills of previous years, incurred by the departments, boards and officers of the Town of Natick; or otherwise act thereon.

ARTICLE 11
Capital Equipment
(Town Administrator)

To see what sum of money the Town will vote to raise and appropriate, borrow, transfer from available funds or otherwise provide as may be required for capital equipment for the various departments of the Town of Natick; to determine whether this appropriation shall be raised by borrowing or otherwise; or otherwise act thereon.

ARTICLE 12
Capital Improvement
(Town Administrator)

To see what sum of money the Town will vote to raise and appropriate, borrow, transfer from available funds or otherwise provide to implement a Capital Improvement Program, to protect the physical infrastructure of the Town of Natick, to add new physical infrastructure, or to improve community assets; and, further, to determine whether this appropriation shall be raised by borrowing or otherwise; or to otherwise act thereon.

ARTICLE 13
Committee Article
(Board of Selectmen)

To see if the Town will vote to hear and discuss the reports of town officers, boards, and committees; or otherwise act thereon.

ARTICLE 14
Increase Gross Receipts For Eligibility for Property tax Deferral Program
(Board of Selectmen)

To see if the Town will vote to increase the maximum qualifying gross receipts from all sources which an eligible person may have as exempt from property taxes in the prior calendar year, to be eligible to defer property taxes under G.L. c. 59§ 5, Clause 41A; however such maximum qualifying gross receipts amount shall not exceed the amount of income determined by the commissioner of revenue for the purposes of subsection (k) of

Section 6 of Chapter 62 for a single person who is not a head of household. Such increase to be effective for deferrals granted for taxes assessed for any fiscal year beginning on or after July 1, 2019; or otherwise act thereon.

ARTICLE 15
Street Acceptance-Eliot Hill Road, Merifield Lane, Woodcock Path
(Board of Selectmen)

To see if the Town will vote to accept **Eliot Hill Road, Merifield Lane and Woodcock Path** as public ways, and any appurtenant easements thereto, as laid out as shown a plan entitled “Eliot Acres Section II, a Subdivision of land in Natick Mass. “ dated July 30 1966, Prepared by Schofield Brothers Registered Land Surveyors & Civil Engineers, recorded at the Middlesex (South) Registry of Deeds as plan Number 1122 of 1967, book 11401, Page 527; to see if the Town will vote to authorize the Board of Selectmen to acquire by gift, purchase, eminent domain or otherwise, easements in any land necessary for laying out and acceptance of Eliot Hill Road, and any appurtenant drainage, utility or other easements related to said Eliot Hill Road and/or to accept grants thereof; and further to authorize the Board of Selectmen and other Applicable Town of Natick Boards and personnel to take all related actions necessary or appropriate to accomplish the purposes of this article; Meaning and intending to accept the remainder of Eliot Hill Road, Merifield Lane and Woodcock Path, such that the entirety of these named roads are accepted by the Town as public ways., or otherwise act thereon.

ARTICLE 16
Street Acceptance – Michael Terrace
(Board of Selectmen)

To see if the Town will vote to accept **Michael Terrace** as a public way, and any appurtenant easements thereto, as laid out as shown a plan entitled “Countryside Acres, Subdivision of Land in Natick Mass. “ dated May 14, 1962, Prepared by McCarthy Engineering Service Inc., recorded at the Middlesex (South) Registry of Deeds as plan Number 1332 of 1963, book 10,363, Page 221; to see if the Town will vote to authorize the Board of Selectmen to acquire by gift, purchase, eminent domain or otherwise, easements in any land necessary for laying out and acceptance of Michael Terrace, and any appurtenant drainage, utility or other easements related to said Michael Terrace and/or to accept grants thereof; and further to authorize the Board of Selectmen and other Applicable Town of Natick Boards and personnel to take all related actions necessary or appropriate to accomplish the purposes of this article; Meaning and intending to accept the remainder of **Michael Terrace**, such that the entirety of this named road is accepted by the Town as a public way, or otherwise act thereon.

ARTICLE 17
Street Acceptance – Clearview Terrace
(Board of Selectmen)

To see if the Town will vote to accept **Clearview Drive** as a public way, and any appurtenant easements thereto, as laid out as shown a plan entitled “Revised plan of Eliot Acres Plan of Land in Natick Mass. “ dated September 26, 1966, Prepared by McCarthy Engineering Services, recorded at the Middlesex (South) Registry of Deeds as plan Number 1308(A of 2) of 1966, Book 11245, Last page; to see if the Town will vote to authorize the Board of Selectmen to acquire by gift, purchase, eminent domain or otherwise, easements in any land necessary for laying out and acceptance of Clearview Drive, and any appurtenant drainage, utility or other easements related to said Eliot Hill Road and/or to accept grants thereof; and further to authorize the Board of Selectmen and other Applicable Town of Natick Boards and personnel to take all related actions necessary or appropriate to accomplish the purposes of this article; Meaning and intending to accept the remainder of Clearview Drive, such that the entirety of this named road is accepted by the Town as a public way, or otherwise act thereon.

ARTICLE 18
Amend Article 70 of the Town of Natick By-Laws: Public Works Regulations
(Board of Selectmen)

To see whether the Town will vote to amend Article 70 of the Town of Natick By-Laws as follows:

1. Remove the second, third and fourth paragraph of Section 6
2. Insert new Section 8 with the wording:

“Section 8 Private Ways

Snow and Ice Removal. The Town may remove snow and ice from such private ways for emergency vehicle access in accordance with Massachusetts General Laws and Board of Selectmen regulations and policies.

Barriers. Barricades, obstacles, or vehicles on private ways that are a barrier to prompt and appropriate emergency access shall be removed on order of the Police or Fire Chief, at the expense of the owner or owners of the private way. However, if the barrier is a vehicle, it shall be removed on order of the Police or Fire Chief and at the expense of the owner of the vehicle.

Temporary Repairs. The Town may perform temporary repairs to private ways that have been open to the public for a period of at least six (6) years. The Town may only perform temporary repairs in accordance with regulations and policies issued by the Board of Selectmen and that are determined by the Director of Public Works to be required for public necessity.

Said temporary repairs shall be considered necessary if they abate an immediate hazard. They shall not be considered as maintenance of the private way nor shall the way be considered a public way. Cash deposits or payments shall not be required and betterment charges shall not be assessed for said temporary repairs.

The Town shall not be liable for any damage to private property caused by such repairs, except as otherwise provided by law. The Town shall not incur any liability whatsoever on account of action or inaction resulting pursuant to this By-Law.”

Article 70 Public Works Regulations

Section 6 Betterments

Whenever betterments are assessed in connection with a public way, the entire cost of the construction of streets on said ways shall be assessed to the abutters and one-half (1/2) of the costs of construction of sidewalks shall be assessed to the abutters, provided, however, that this section shall not apply to a subdivision of land under Section 81 of Chapter 41 of the General Laws as amended.

~~The Director of Public Works may make repairs to private ways providing that an Annual or Special Town Meeting determines that the repairs are required by public necessity and convenience and a majority of the abutters petition for such repairs to be made and that the way has been open to public use for a period of six (6) years. Such repairs shall include the installation and construction of drainage if necessary, and the filling of holes in the sub-surface of such ways and repairs to the surface materials thereof. Materials for such repairs shall, where practical, be the same as or similar to those used for existing surfaces of such ways but may include surfacing the ways with bituminous materials including but not limited to bituminous concrete.~~

~~The Town Administrator shall assess betterment's upon the owners of estates which derive particular advantage from the making of such repairs on any such private way. Such assessment~~

~~shall be a sum equal, in the aggregate, to the total cost of such repairs and, in the case of each such estate, in proportion to the frontage thereof on such way. Except as otherwise provided, the provisions of Chapter 80 of the General Laws, as amended, relating to public improvements and assessments thereof shall apply to repairs to private ways ordered to be made under this section; provided that no assessment amounting to less than five hundred dollars (\$500.00) shall be apportioned and no assessment may be apportioned into more than twenty (20) portions.~~

~~The Town shall not be liable on account of any damage caused by such repairs.~~

..... (Retain Section 7)

Section 8 Private Ways

Snow and Ice Removal. The Town may remove snow and ice from such private ways for emergency vehicle access in accordance with Massachusetts General Laws and Board of Selectmen regulations and policies.

Barriers. Barricades, obstacles, or vehicles on private ways that are a barrier to prompt and appropriate emergency access shall be removed on order of the Police or Fire Chief, at the expense of the owner or owners of the private way. However, if the barrier is a vehicle, it shall be removed on order of the Police or Fire Chief and at the expense of the owner of the vehicle.

Temporary Repairs. The Town may perform temporary repairs to private ways that have been open to the public for a period of at least six (6) years. The Town may only perform temporary repairs in accordance with regulations and policies issued by the Board of Selectmen and that are determined by the Director of Public Works to be required for public necessity.

Said temporary repairs shall be considered necessary if they abate an immediate hazard. They shall not be considered as maintenance of the private way nor shall the way be considered a public way. Cash deposits or payments shall not be required and betterment charges shall not be assessed for said temporary repairs.

The Town shall not be liable for any damage to private property caused by such repairs, except as otherwise provided by law. The Town shall not incur any liability whatsoever on account of action or inaction resulting pursuant to this By-Law, or otherwise act thereon.

ARTICLE 19

Amend Article 79A of the Town of Natick By-Laws: Stormwater Management and Erosion Control (Board of Selectmen)

To see if the Town will vote to amend the existing Stormwater and Erosion Control By-Law, as codified in Article 79A of the Natick Town Bylaws, to optimize the Town's regulation of land disturbance activity, for purposes that shall include, but shall not be limited to the following: (1) the protection of local drinking water supply; (2) the reduction of stormwater runoff; (3) compliance with new Municipal Separate Storm Sewer System (MS4) regulations; (4) the preservation of natural resources; and (5) the achievement of recommendations proposed in the 2019 Natick 2030+ Master Plan, 2018 Hazard Mitigation Plan and the 2018 Community Resilience Building Report; or otherwise act thereon.

ARTICLE 20

Transfer of land to Conservation Commission: Portions of 165 Mill Street Parcel (Board of Selectmen)

To see if the Town will vote to transfer from the School Committee and the Board of Selectmen to the Conservation Commission, the care, custody, management, and control of a portion of land

adjoining the Kennedy Middle School, identified as 5.28 acres, located at 165 Mill Street, as shown on a Plan entitled “Town of Natick Kennedy Middle School, 165 Mill Street, Natick, Massachusetts, Permitting Documents, Submitted to the Department of Environmental Protection” revision date February 6, 2019, portion identified on that Plan as “Potential Conservation Easement NAE-2019-01219 12-13-2018,” and available for inspection in the Board of Selectmen’s office, for the purposes of dedicating the land in perpetuity for conservation purposes and subject to the strictures and the protections of Article 97 of the Amendments to the Massachusetts Constitution, as required by the permit for File Number NAE-2019-01219, issued by the U.S. Army Corps of Engineers to the Natick School Department on April 16, 2019 ; or to take any other necessary action; or to act otherwise thereon.

ARTICLE 21
West Natick Fire Station Signal Controls
(Board of Selectmen)

To see if the Town will vote, subject and pursuant to General Laws Chapter 40, Section 3, Section 4, and Section 15, and any other enabling law, to authorize the Board of Selectmen to release and convey all right, title and interest held by the Town, to the Commonwealth of Massachusetts Department of Transportation, on such terms and conditions, which may be nominal consideration, as the Board of Selectmen deems appropriate, of a portion of certain Town property located at 268 Speen Street for a shared use walkway for pedestrian travel to be located within the state highway layout , or otherwise act thereon.

ARTICLE 22
Amend Article 20 of the Natick Town Bylaws
(Board of Selectmen)

To see if the Town will vote to amend the chart entitled “MULTIPLE MEMBER BODY APPOINTMENTS MADE BY THE TOWN ADMINISTRATOR” set forth in Article 20, section 5, of the Natick Town Bylaws, to be consistent with the Massachusetts General Laws, by striking the phrase “Commission on Disability”, or otherwise act thereon.

ARTICLE 23
Alteration of Layout of North Main Street (Route 27) and Adjacent Streets
(Board of Selectmen)

To see if the Town will vote to accept as a public way the altered layout of North Main Street (Route 27) and adjacent streets thereto, to include within the layout of North Main Street and adjacent streets certain fee interests and permanent easements as shown on a plan entitled “Layout Alteration Route 27 Roadway Improvements North Main Street Natick, Massachusetts,” dated April 2, 2019, prepared by Lighthouse Land Surveying, LLC, as said plan may be amended, said plan on file with the Town Clerk; or otherwise act thereon.

ARTICLE 24
Transfer of Land and Grant of Easement to Natick Affordable Housing Trust: 299-301
Bacon Street
(Board of Selectmen)

To see if the Town will vote to transfer from the Board of Selectmen to the Natick Affordable Housing Trust, the care, custody, management, and control of land identified as 0.28 acres, Assessor’s Parcel No. 26-0000164A, located at 299-301 Bacon Street, as shown on a Plan entitled “Subdivision Plan on Land in Natick, Midwest Engineering, Inc., Surveyors, dated June 23, 2003,” recorded as Plan Number 18326B with the Land Court Registration Office, deed into the Town of Natick recorded in the Middlesex South Registry of Deeds at Book 1470, Page 1; and further, to authorize the Board of Selectmen to grant to the Natick Affordable Housing Trust, an easement over the Town right-of-way, for the purposes of installation and maintenance of a sewer main, as show in the Plan entitled “Plan and Profile, Sewer Force Main, Plan of Land in

Natick, Mass.”, prepared by Sullivan Surveying Company, LLC, Sheet C2, revision date 7/2/19, on file in the Board of Selectmen’s office; or to take any other necessary action to effectuate the purposes of this Article; or to act otherwise thereon.

ARTICLE 25
Access to Hunnewell Fields
(Board of Selectmen)

To see if the Town will vote to authorize the Board of Selectmen to acquire by gift, purchase, taking by eminent domain, or otherwise, any interest or interests in all or part of the property located at 22 Pleasant Street, Natick MA, for access to the Hunnewell Fields; and further, to authorize the Board of Selectmen to transfer any portion of town-owned land acquired under the deed recorded in the Middlesex South Registry of Deeds at Book 2962, Page 41, on such terms and conditions, which may be nominal consideration, as the Board of Selectmen deems appropriate, as necessary to effectuate the purposes of this article; and further, to see what sum of money the Town will vote to raise and appropriate, borrow, transfer from available funds or otherwise provide for the purposes of this article; or to act otherwise thereon.

ARTICLE 26
22 Pleasant Street
(Recreation and Parks Commission and Seth Levine et al)

To see what actions the Town will take or vote to change, amend, modify, augment, or supplant its previous votes under Article 35 of 2015 Spring Annual Town Meeting, Article 29 of 2016 Spring Annual Town Meeting, Article 27 of 2017 Fall Annual Town Meeting, or any other Article of any Town Meeting which authorized negotiation, appropriation of funds, raising of funds, transfer from available funds and/or borrowing authorization for the acquisition of property known as 22 Pleasant Street; being shown as Assessors Map 64, Lot 44 in South Natick (the Site) by purchase, gift, eminent domain, or other means.

Provided however that no reduction of any previous appropriation or borrowing authorization may occur under this Warrant Article, except as expressly provided below regarding the substitution in whole or in part of other funds, and further provided that no previous authorization for negotiation, acquisition by gift, purchase, eminent domain or other means may be rescinded under this Warrant Article, but allowing that non monetary restrictions and non monetary conditions (the term ‘non monetary’ meaning other than appropriation or borrowing) in any previous votes may be modified or removed as provided later within this Article; and to allow

- a) That such changes, amendments, or modifications to authorize the Board of Selectmen to purchase, acquire, accept by gift, or take by eminent domain a comprehensive surface and air rights easement for open space, recreation, park, playground, access, parking, boating, and/or other purposes (“Comprehensive Easement”) for all, or substantially all, of the Site; and/or limited or total sub surface easements for all or portions of the Site and/or
- b) That any subsurface easement may vary in depth and/or in lateral scope within the Site in order to avoid areas of underground contamination including but not limited to any areas of contamination that rise or fall with periodic changes in the water table. (The purpose of this provision, including but not being limited to, that any subsurface easement does not need to extend down to or to include any layers of identified underground contamination or underground tanks); and/or
- c) That such Comprehensive Easement may alternatively be used for portions of the Site in conjunction with fee acquisition for other portions of the Site, provided that such combination result, at a minimum, in acquisition of all or substantially all the surface and air rights of the Site; and/or
- d) That a Comprehensive Easement for all or substantially all of the Site or in combination with fee acquisition include all beneficial surface and above ground rights, uses,

buildings, structures, trees, areas of now or former canals located east of Pleasant St. , and the like, and/or in conjunction with limited or total subsurface easements for improvements for utilities and drainage or other subsurface areas; and/or

- e) That the intent of the above clause and purpose of this Warrant Article and the term Comprehensive Easement being that the Town would become the holder of all or substantially all of such beneficial surface and air uses and rights for the benefit of the public and/or Town such that no private rights of surface and/or air rights or uses remain with the current owner of the Site (except as expressly allowed below), but that any underground area or volume of and/or subsurface area of environmental contamination and any contaminated area of the building may be excluded. (This provision being a precaution that easement rights are often narrowly construed allowing a fee owner to retain all rights of ownership and use unless expressly taken or acquired and being that the town would acquire all or substantially all the beneficial surface and above ground uses and rights of the Site.); and/or
- f) That subject to the required provisions and prohibitions stated elsewhere in this Article, Town Meeting may expand the purposes and or remove or modify non monetary conditions or non monetary restrictions in any previous vote of Town Meeting for any acquisition of the Site but only in order to accomplish the purposes of this Article which are at a minimum acquiring all or substantially all of the surface and air rights of the Site; and/or
- g) That the condition in Article 27 of 2017 Fall Annual Town Meeting may be removed or modified, but only to accomplish or to allow the purposes of this Article, which condition stated "provided that the Board of Selectmen is not authorized to acquire said property unless a Purchase and Sale Agreement, satisfactory to the Board of Selectmen, is entered into with the owner of said property" (it being noted, among other things, that said provision of 2017 Fall Annual Town Meeting might prevent any exercise of any eminent domain power); and/or
- h) That said land be subject to an Activity and Use Limitation to encompass and/or to encapsulate or otherwise restrict use of any areas of or over identified contamination; and/or
- i) That any portion of the Site acquired under this Article may be acquired subject to or provide for a subsequent Activity and Use Limitation especially, but not necessarily, limited to any surface areas above underground contamination; and/or
- j) That an Activity and Use Limitation may provide or require that such areas be paved over and encapsulated. (For example purposes only, as is required of and in the purchase of the contaminated rail trail land acquired by the Town but not restricting the town to the same paving or encapsulation methods or approaches.); and/or
- k) To allow access, whether by right, permission or otherwise, through designated portions of the Site once acquired under this Article for the use of the Wellesley Cooperative Nursery School (or any similar charitable trust successor) located on deed restricted land under the deed of Isabella Pratt Hunnewell Shaw at Merrill Road (a private way) abutting Hunnewell Park; and/or
- l) That other funds may be appropriated, raised or transferred from available funds including, without limitation, any stabilization fund, to substitute for all or part of the borrowing authorization under previous votes of Town Meeting in which case only then may the previous borrowing authorization be reduced under this Article and in which case any remaining borrowing authorization must be maintained in an amount such that the sum of such other funds and any remaining borrowing authorization shall be equal , at a minimum, at the total dollar amount appropriated in previous votes of Town Meeting; and/or
- m) That FAR Bonus Stabilization Funds may be appropriated and used, as part of the acquisition contemplated under this Article, for the portions of the site which are zoned RG and/or RSB and/or for any portion zoned I-1 which is open space; and/or
- n) To allow any fee acquisition, Comprehensive Easement, or combination thereof, either to permit or to require the owner of the Site or other party to:
 - i) remove all or part of the existing building,
 - ii) fill any basement or substructure areas that are removed with clean fill,
 - iii) excavate, remove and replace any contaminated soil with clean fill,

- iv) excavate and remove any underground tanks and replace same with clean fill,
- v) excavate and remove any underground wheels, machines, generators, water flow harnessing devices, and the like and replace same with clean fill,
- vi) the preference being that areas of now or former canals east of Pleasant St not be filled in such a way that such canal use cannot be revived
- vii) specify that such removal and replacement activities may occur either before or for a period of time after the closing on or eminent domain taking of the Town contemplated under this Article,
- viii) that access may be allowed for the owner or other party after the closing, or eminent domain taking for such period of time as the Selectmen may negotiate to accomplish the purposes of this Article, and/or
- ix) that such subsequent access may include monitoring of the Site
- x) that any such subsequent access shall be allowable under this Article notwithstanding any other provision of this Article; and/or
- o) To allow that the Comprehensive Easement may also be used in any combination with fee acquisition such as for example that the parts of the site which are clean and free of buildings may be acquired in fee and the other parts acquired by Comprehensive Easement and that the meaning of Comprehensive Easement may include any combination provided such combination is, at a minimum, for all or substantially all of the surface and air rights of the Site; and/or
- p) That any combination of fee acquisition and Comprehensive Easement may be authorized under this Article provided that any such combination, at a minimum, be for all or substantially all of the surface and air rights of the Site; and/or
- q) To allow that any Comprehensive Easement or fee under this Article to include:
 - i) the portions of the Charles River that are recorded as part of the 22 Pleasant Street lot; and
 - ii) any and/or all above ground, surface and/or subsurface utilities serving or accessible to 22 Pleasant Street; and
 - iii) any and/or all rights of 22 Pleasant St on, of and/or to lands, flow lands, dam access and repair, submerged lands and or all other real property interests and rights located to the west of Pleasant Street.

Further, to authorize the Board of Selectmen and other applicable boards, commissions, and personnel to apply for and receive grants or gifts for the purposes of this Article and to take all action necessary or appropriate to accomplish the purposes of this Article; and/or

And further provided that the Town may vote to increase the previous appropriation and/or borrowing authorization; and/or otherwise raise, and/or transfer from available funds, or appropriate from Stabilization Funds; for the acquisition by purchase or taking by eminent domain of fee, or Comprehensive Easement, or combination thereof, and/or to see what sums the Town will appropriate, raise or transfer from available funds for due diligence regarding the Site; and

And further provided that under this warrant article:

The term “substantially all” under this Article shall have a meaning of more than 80% of the total of surface rights (including associated air rights), and that surface rights include above ground improvements areas providing, for purposes of clarity, that where the Selectmen agree or the owner provides that the building may be removed, that then the footprint area of the building or any portion so removed will count as part of surface rights (including associated air rights); and

The term “substantially all” under this Article can exclude areas of contamination below the surface or below the bed in the Charles River bed and may exclude identified areas of surface or building contamination that are not remediated by the owner or other party; and

Any such surface areas or building areas so excluded shall first be deducted from 100% for the purposes of measuring 80%; and

Any further exclusions, which are not for reasons of environmental contamination, may not result in less than “more than 80%” of the total overall surface rights and building footprint areas being acquired; and

Any easement or fee acquisition or combination thereof for only driveways and/or streets to access the Hunnewell Park is not permitted under this Article; and

The term “substantially all” under this Article cannot be used to reduce the acquisition under this Article to the sum of driveway or street access to Hunnewell Park plus de minimis additional land area or rights;

Or otherwise act thereon.

ARTICLE 27
Real Estate Transfer Surcharge In Support of Affordable Housing
(Natick Affordable Housing Trust Fund)

To determine whether the Town will authorize the Board of Selectmen to petition the General Court for special legislation that would impose a real estate transfer fee to be used by the Natick Affordable Housing Trust for the purposes of acquiring, creating, preserving, rehabilitating, restoring and supporting affordable housing in the Town, or take any other action relative thereto.

ARTICLE 28
Land Area of the Town and its Makeup
(Julian Munnich et al)

To see whether the Town will vote to establish a study committee of Town Meeting, appointed by the Moderator, to address, research, study, analyze, and recommend action regarding: The true gross land area of the Town and its makeup by statutory, regulatory, and ownership components; including but not limited to the total land area zoned for residential, commercial or industrial use as pertains to MGL c.40B §§ 20-23, 760 CMR 56 and/or related guidelines issued by DHCD or any office of the Commonwealth or established in any legal proceeding; and, without limitation:

- 1) To establish the number and/or qualifications of committee members to be appointed;
- 2) To establish the charge of said committee including, but not limited to:
 - Identify any and all components of the calculation and all individual parcels or acreage owned by the United States; the Commonwealth; or any political subdivision thereof; the Department of Conservation and Recreation or any state public authority; or where all residential, commercial, and industrial development has been prohibited by deed, decree, zoning or restrictive order of the Department of Environmental Protection pursuant to M.G.L. c. 131, § 40A; or is dedicated to conservation or open space whether under control or ownership by trusts, corporations, partnerships, private parties, or otherwise; or is contained in the Subsidized Housing Inventory; and the size of all bodies of water located within Natick;
 - Gather any other information necessary to analyze, evaluate, and calculate the Town’s position relative to sites potentially comprising one and one half per cent or more of the total land area zoned for residential, commercial, or industrial use.
 - Identify and recommend any zoning changes or other actions that might strengthen or improve the Town’s position relative to meeting or exceeding any statutory or regulatory tests and criteria;

- Report its findings and recommendations to 2020 Spring Annual Town Meeting or such other date as Town Meeting shall establish provided, however, that this shall not preclude any preliminary or earlier report(s) to Town boards, committees, commissions, or to Town Meeting;
- 3) To authorize said committee to develop a database of properties to be included in and/or excluded from either the numerator or the denominator of any statutory calculation;
- 4) To provide that said committee shall have access to Town Counsel and to Town staff, including but not limited to the Community and Economic Development, DPW (GIS), and Finance (Assessors) divisions and may utilize the services of outside consultants;
- 5) To provide for a method to engage any such outside consultant or other vendor including, without limitation, a reserve fund transfer by the Finance Committee;
- 6) To see what sum of money the Town will appropriate to accomplish the purpose of said committee;
- 7) To set the term of said study committee to expire upon the dissolution of 2020 Spring Annual Town Meeting or such other date as Town Meeting shall establish unless otherwise extended by Town Meeting;
- 8) Said committee, being a multiple member body under the Town Charter, is authorized to sponsor warrant articles for any Annual or Special Town Meeting Warrant;

or otherwise act thereon.

ARTICLE 29

Adjust Housing Density and Residential Parking Regulations in the Downtown Mixed-Use District (Ganesh Ramachandran et al)

To see if the Town will vote to amend the Town of Natick Zoning Bylaws to adjust the density of housing permitted and residential parking required in the Downtown Mixed-Use District, to help achieve the following goals:

1. Encourage a mix of housing types and sizes, at a range of affordable price points;
2. Increase housing options for single-person households, empty-nester couples, veterans, people with disabilities, and long-term Natick residents who seek to downsize while remaining in Natick;
3. Encourage car-free, or minimal car ownership households proximate to the Natick Center Commuter Rail station, to reduce new demands on traffic and parking;
4. Support new businesses that enliven Natick Center and provide desirable restaurant and retail alternatives for residents and visitors.

Or otherwise act thereon.

ARTICLE 30

Amend Zoning By-laws: Creative Production Use Zoning Amendment (Planning Board)

To see if the Town will vote to amend the Zoning Bylaws to:

- 1) Add definitions for “Creative Production “to Article I, Section 200 of the Town of Natick Zoning Bylaw;
- 2) To determine which zoning district(s) such uses may be permitted By-Right or by Special Permit;

- 3) To determine intensity, dimensional and other regulations for such uses as may be permitted by right or by special permit and
- 4) To determine off-street parking standards and regulations for such uses as may be permitted By Right or by Special Permit;

or otherwise act thereon.

ARTICLE 31
Amend Zoning Bylaws: Specialty Craft Fabrication Zoning Amendment
(Planning Board)

To see if the Town will vote to amend the Zoning Bylaws to:

- 1) Add definitions for “Specialty Craft Fabrication”;
- 2) To determine which zoning district(s) such uses may be permitted By-Right or By Special Permit;
- 3) To determine intensity, dimensional and other regulations for such uses as may be permitted by right or by special permit and
- 4) To determine off-street parking standards and regulations for such uses as may be permitted By-Right or by Special Permit;

or otherwise act thereon.

ARTICLE 32
Amend Zoning By-Laws: Downtown Business (DB) District Zoning Amendment
(Planning Board)

To see if the Town will vote to amend the Town of Natick Zoning By-Laws by:

- A. Establishing, creating or defining a new Section III-EE Downtown Business District (DB) after Section III-E as follows, including but not limited to:

1. Purpose and intent;
2. Use regulations for DB districts;
3. Dimensional and density requirements;
4. Procedures;
5. Design review board;

- B. Amending Section V-D OFF STREET PARKING AND LOADING REQUIREMENTS to define off-street parking standards for DB districts;

or otherwise act thereon.

ARTICLE 33
Amend Zoning By-Laws: Non-Conforming Uses, Large Residential Additions Zoning Amendment
(Planning Board)

To see if the Town will vote to amend the Zoning By-laws to amend Section V-A (4), Nonconforming Uses, by:

1. Amending, modifying or adding, without limitation, to Section 200 Definitions for “Large Additions, Residential”;
 2. Adding, without limitation, provision(s) for regulating alteration, addition or demolition/reconstruction activity yielding “large additions” on nonconforming single and two-family dwellings;
 3. Amending, modifying, or adding to Section VI – E – Board of Appeals, Special Permits;
- or otherwise act thereon.

ARTICLE 34
Amend Zoning By-Laws: Alternate Uses In Residential Districts Zoning Amendment

(Planning Board)

To see whether the Town will amend Natick Zoning Bylaw Section V Special Requirements, to restrict non-residential uses in the setbacks of residential lots, or otherwise act thereon

ARTICLE 35

**Amend Zoning Bylaw – Retail Marijuana Overlay Districts
(Planning Board)**

To see if the Town will vote to amend the Town of Natick Zoning Bylaws as follows:
To correct and revise the properties previously designated for inclusion in Retail Marijuana Overlay Districts as voted by Town Meeting under 2018 Special Town Meeting #2, Article 2; or otherwise act thereon.

ARTICLE 36

**Amend Article 2 Section 10-c of the Charter
(Town Meeting Practices and Rules Committee)**

To see what action the Town will take to amend Article 2 Section 10-c of the Charter

- 1) To provide that residents or taxpayers who are not Town Meeting members have the right, subject to rules adopted from time to time, to speak but not to make motions or vote and /or
- 2) To otherwise make rights and restrictions in Article 2 Section 10-c consistent with Article 2 Section 10 b and/or
- 3) To provide a definition within the Charter and/or for the purposes of and/or within Article 2 Section 10 c of “taxpayers” for example but not limited to that taxpayers shall mean ‘taxpayers owning real property interests and/or personal property subject to valuation and assessment by the Town Assessor and payment to the Town Treasurer Collector’ or other definition and/or
- 4) otherwise act thereon.

ARTICLE 37

**Report from Town Meeting Practices and Rules Committees
(Town Meeting Practices and Rules Committee)**

To see what action the Town will take to hear and to discuss a report of the Town Meeting Practices and Rules Committee created by 2019 Spring Annual Town Meeting under Article 13 and /or

See what sums of money the town will appropriate, raise or transfer from available funds to provide for copies of a draft revised Town Meeting Member Handbook to be prepared for Spring Annual 2020 Town Meeting

or otherwise act thereon.

ARTICLE 38

**Amend the Town of Natick By-Laws: Create New Standing Committee
(Town Meeting Practices and Rules Committee)**

To see what action the Town will take to amend the Town of Natick By-Laws (“the By-Laws”), consistent with and pursuant to Article 2, Section 11(e) of the Town of Natick Home Rule Charter (“Committees”), the Massachusetts General Laws, Chapter 39 §16, or any other authority, to add a new and/or to amend any existing Article(s) or Section(s) of the By-Laws, including without limitation:

- i) to create a standing committee, appointed by the Moderator, for the primary purpose of considering and making recommendations on all zoning warrant articles, motions and related zoning matters and reporting thereon in print to all Town Meeting Members and to set the

- number of days in advance of Town Meeting action for such report except where compliance with this provision would defeat the purpose of a Special Town Meeting; and/or
- ii) to determine the name, size and composition of such standing committee and to specify the eligibility, term and/or qualifications of the committee and for an individual to be a member of such committee provided however that no person holding an elective town office except Town Meeting member or constable shall be eligible to serve on said committee and to determine whether those serving on appointed committees or boards that have responsibility for issuing permits, approving expenditure of funds or exercising final authority over any matter shall be eligible to serve on said committee; and/or
 - iii) to allow such standing committee, in connection with its work, to conduct studies and analyses of the Town for the purpose of providing information and reports to Town Meeting and the Town on zoning, land use and related matters; and/or
 - iv) to provide that such committee, in connection with its work, have access to Town Counsel whether such provision is made in a new by law article or section of the By-Laws or within Article 22 – Town Counsel, Section 5 (c) of the By-Laws; and/or
 - v) to specify any other powers, duties or responsibilities of such committee; and/or
 - vi) to modify the duties of the Finance Committee under By-Law Article 23, Section 4 regarding consideration, reporting and recommending on all matters of business within the articles of any warrant where a standing committee has been created by Town Meeting pursuant to Article 2, Section 11(e) of the Charter and said standing committee is given primary or required advisory committee responsibility to study, review, recommend and reporting advance of Town Meeting on certain or particular types or categories of subject matter of warrant articles that otherwise would have been the required responsibility of the Finance Committee, and/or
 - vii) to permit the Finance Committee to consider such categories or types of matters of business at its discretion and/or
 - viii) to require the Finance Committee to consider such categories or types of subject matter of business if directed to do so by the Moderator regarding a particular warrant article of any town meeting and/or
 - ix) to modify or to add other reporting requirements and elements to the report of the Finance Committee for the benefit of Town Meeting and the public and/or
- or otherwise act thereon.

ARTICLE 39

Amend the Town of Natick General Bylaws and Zoning Bylaws to change references to the Board of Selectmen to the Select Board, and to change references to Chairman to Chair (Jennifer Paige Adams et al)

To see if the Town will vote to amend the Town of Natick General Bylaws and Zoning Bylaws to change references to the Board of Selectmen to the Select Board, and to change references to Chairman to Chair, or otherwise act thereon

ARTICLE 40

Amend the Town of Natick Home Rule Charter to change references to the Board of Selectmen to the Select Board, and to change references to Chairman to Chair (Jennifer Paige Adams et al)

To see if the Town will vote to amend the Town of Natick Home Rule Charter to change references to the Board of Selectmen to the Select Board, and to change references to Chairman to Chair, or otherwise act thereon.

ARTICLE 41

Contact Information Requirement for Town Meeting Members and Elected Officials (Patricia Sciarra, et al)

To see if the Town will vote to request Town Meeting Members and Elected Town Officials to provide contact information to the Town Clerk that creates reasonable accessibility to its constituents, to members of Town Agencies, to appointed and elected officials. Reasonable access means ability to make contact in 48 hours or less.

ARTICLE 42
Feasibility Study for Increasing Parking Spaces for Morse Institute Library
(Saul Beaumont et al)

To see what sum of money the Town will vote to raise and appropriate, or otherwise provide, for a study to determine the feasibility of increasing the amount of Morse Institute Library parking places. The study of the area around the library including Clarendon Street is to determine the feasibility and cost for the following items, including but not limited to:

1. increase the safety of using library parking to avoid crossing a public street
2. bring the disabled parking spaces closer to the library to avoid crossing a public street
3. increase the quantity of parking spaces available to the public to better support the library usage of more than a thousand users per day

or any other criteria otherwise necessary to fulfill the objectives of the feasibility study. Or take any further action with respect thereto.

ARTICLE 43
Annual Appropriation to Subsidize the Operation of the Lincoln Café at the Community-Senior Center
(Jerry L. Pierce, Judy D’Antonio et al)

To see if the Town will vote to appropriate an annual amount of \$10,000 to help subsidize the cost to continue to operate the Lincoln Café at the Community-Senior Center enabling us to continue to provide a healthy lunch at affordable prices for Senior Citizens of Natick which also provides them the opportunity to enjoy socialization with other Seniors with like interests; or otherwise act thereon.

ARTICLE 44
Rezone Properties Known as 1075 & 1085 Worcester Street from Industrial II to Highway Mixed Use I
(Paul McKeon et al)

To see if the Town will vote to amend the Zoning Bylaws and Map with regards to:

- 1) replace the Industrial II (INII) zoning district with the Highway Mixed Use I (HMI) on certain lots;
- 2) Amend the Section III-B (3), (4), and (5) regarding Large Parcels – lower minimum parcel threshold for large parcels from 200,000 square feet;

The above articles are to be acted upon and determined exclusively by Town Meeting Members in accordance with Chapter 2 of the Acts of 1938 and Amendments thereto and the Town Charter and subject to the referendum provided thereby.

You are directed to serve this Warrant by causing an attested copy of said Warrant to be posted in the Post Office in said Natick; and at the following public places in said Natick, to wit: Precinct 1, Reliable Cleaners, 214 West Central Street; Precinct 2, Cole Recreation Center, 179 Boden Lane; Precinct 3, Kennedy Middle School, 165 Mill St.; Precinct 4, Lola’s, 9 Main Street; Precinct 5, Wilson Middle School, 22 Rutledge Road; Precinct 6, East Natick Fire Station, 2 Rhode Island Avenue; Precinct 7, Lilja Elementary School, 41 Bacon Street; Precinct 8, Natick High School, 15

West Street; Precinct 9, Community Senior Center, 117 East Central Street and Precinct 10, Memorial Elementary School, 107 Eliot Street.

Above locations being at least one public place in each Precinct, in the Town of Natick, and also posted in the Natick U.S. Post Office, Town Hall, Bacon Free Library and Morse Institute Library seven days at least before October 15, 2019 also by causing the titles of the articles on the Warrant for the 2019 Fall Annual Town Meeting to be published once in the Newspaper called "The MetroWest Daily News," with notice of availability of an attested copy of said Warrant, said Newspaper published in the Town of Natick and said publication to be August 23, 2019.

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

Given under our hands this, 19th Day of August 2019.

MICHAEL J. HICKEY, JR
Chair

SUSAN G. SALAMOFF
Vice Chair

JONATHAN H. FREEDMAN
Clerk

RICHARD P. JENNETT, JR
Member

KAREN ADELMAN-FOSTER
Member

Board of Selectmen for the Town of Natick

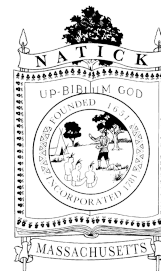
Certified copies of the Warrant are available at the Office of the Town Clerk, Natick Town Hall, 13 East Central St., Natick, MA between the hours of 8:00 a.m. – 5:00 p.m., Monday through Wednesday; 8:00 a.m.-7:00 p.m. on Thursday and 8:00 a.m.-12:30 p.m. Friday; the Warrant may also be accessed from the Town web site www.natickma.gov.

September 12, 2019

Prepared by:

Jillian Wilson Martin, Sustainability Coordinator

Marianne Iarossi, Conservation Agent



2019 Fall Town Meeting, Article 19 Responses to Finance Committee Questionnaire

1: Provide the article motion exactly as it will appear in the Finance Committee Recommendation Book and presented to Town Meeting for action.

Please see attached Appendix I for the motion. In summary, the motion proposes the following significant changes to Article 79A in the Town of Natick's General Bylaw: revisions to permit thresholds, clarifications and additions to exempt activities and the addition of a low impact development plan to the types of plans the Conservation Commission may require from applicants. Additional detail on each of these changes is provided below.

Minor edits are also proposed throughout the By-Law to resolve inaccuracies with existing language (e.g., reference the MA Stormwater Standards instead of the currently referenced MA Stormwater Policy, which is not the official name) and to capitalize defined terms.

While much of the language in the existing Article 79A would remain, codifying the proposed changes throughout the document require edits to every section, and Town Counsel recommends a "delete and replace" motion due to the complexity of the edits proposed.

Summary of Proposed Changes

1. Permit Thresholds

The current By-Law requires a Land Disturbance Permit only if 40,000 sq ft of land is disturbed. As such, the Conservation Commission only reviews a handful of Land Disturbance permits each year.

The proposed motion changes the thresholds required to apply for a permit and replaces the Land Disturbance Permit with two new permits:

- Minor Stormwater and Erosion Control Permit

This permit is for projects that meet one or more of the following criteria:

Result in a Land Disturbance greater than 3,000 square feet, but not exceeding 20,000 square feet.

The construction of a new drainage facility or the alteration of an existing drainage facility greater than 3,000 square feet, but not exceeding 20,000 square feet.

The addition, on-site redistribution or export of greater than or equal to 500 cubic yards, but not exceeding 750 cubic yards of earth materials including, but not limited to, sand, gravel, stone, soil, loam, clay, sod, fill and mineral products.

Minor permits would be reviewed and approved by the Conservation Commission's Designated Agent, and would not be subject to a public hearing. If the applicant disagreed with the Agent's decision, he/she would have the opportunity to appeal a permit denial to the Conservation Commission in a public hearing.

For perspective, 3,000 square feet of land disturbance is typical for the construction of a new house, but extremely unusual for an addition. As such, staff estimate the addition of this permit would result in approximately 30 Minor Stormwater and Erosion Control Permit applications each year.

- Major Stormwater and Erosion Control Permit

This permit is for projects that exceed the criteria defined for Minor Permits. Projects that are subject to a Major Permit would follow a similar process as projects subject to the current By-Law. The Conservation Commission would be responsible for reviewing the application and making a decision, in conjunction with a public hearing. Because the proposed changes to the By-Law exempt projects wholly within the jurisdiction of the Conservation Commission and requiring an Order of Conditions, the expectation is that this motion will result in very few additional Major Permits.

2. Clarity and Addition of Exempt Activities

The proposed By-Law would require best management practices (BMPs) are followed for all projects and add exemptions for:

- The reconstruction of a single family home within the current building footprint
- Logging in accordance with Dept of Conservation and Recreation Forest Cutting Plans
- Repair or replacement of damaged roofs
- The maintenance or reconstruction of any public way, in accordance with Town policy developed by the Natick Board of Selectmen and Conservation Commission.
- The temporary stockpiling of Soil by a landscaper, excavator, or similar commercial enterprise for reuse elsewhere, so long as BMPs are used.

3. Addition of Low Impact Development Plan

The motion proposes the addition of a Low Impact Development (LID) Plan to the list of plans the Conservation Commission may require from an applicant. This provides applicants the flexibility to incorporate LID techniques into their design and to use nature-based solutions to comply with the Commission's regulation of this By-Law.

2. At a summary level and very clearly, what is the proposed purpose and objective of this Warrant Article and the accompanying Motion?

While a more detailed list of the By-Law's purpose and objectives are provided in the motion (see Appendix I), our ultimate objectives are to protect local water resources and reduce flooding.

3. Has this article or one of a very similar scope and substance been on a previous Warrant Article and what has been the actions taken by the Finance Committee, other Boards or Committees and Town Meeting?

The Town has an existing Stormwater and Erosion Control By-Law (Article 79A of the General Bylaw) that we seek to revise. Article 79A was unanimously recommended by the Finance Committee to Town Meeting and was approved at the 2006 Spring Annual Town Meeting.

Other Boards, including the Conservation Commission, the Stormwater Advisory Committee and the Board of Selectmen, and Town staff with stormwater expertise, including the Director of Public Works, Town Engineer, the Conservation Agent, Senior Planner of Community and Economic Development, and the Director of Health have reviewed the proposed changes and recommend their adoption.

4. Why is it required for the Town of Natick and for the Town Agency sponsor(s)?

The cumulative impact of development in Natick, as currently regulated, is having a negative effect on local water bodies and our community's resilience.

Nearly every water body in Natick is categorized as impaired by the [Massachusetts Year 2016 Integrated List of Waters](#) (a publication prepared by MassDEP related to the Clean Water Act). The main source of pollution to these water bodies is stormwater, which flows directly into our lakes and rivers, untreated.

Without proper regulation, development will typically result in an increase in impervious surface, which results in an increase in stormwater runoff and higher stormwater peak flows. This can cause the transport of runoff containing phosphorus, pesticides, bacteria and chemicals from driveways into catch basins and straight into our waters. Coupled with rising levels of precipitation and the more frequent occurrence of high rainfall events, these higher stormwater peak flows can also increase area flooding.

At present, the Town of Natick, as led by the Conservation Commission, only regulates large development projects - those requiring more than 40,000 sq ft of land disturbance - for stormwater impacts. However, in a community that is largely built out, few projects meet that threshold, and, since Article 79A went into effect in 2006, less than 50 projects have required the Conservation Commission's review.

Indeed, as shown in Appendix II, only 10% of private parcels located in Natick are more than 40,000 sq ft in size, meaning 90% of parcels are not subject to the Conservation Commission's stormwater regulations. A more meaningful summary of this challenge becomes clear when parcels are categorized by their 'stormwater watershed' or the water body the nearest catch basin drains into (see Appendix III). An analysis of Dug Pond, home to the Town's only public beach, finds that only 3% of private properties

have the minimum space required to potentially meet Article 79A's threshold. The takeaway? Natick's current regulations do not effectively protect Dug Pond, Lake Cochituate, the Charles River and our other local water bodies and lower thresholds are needed.

Updating our stormwater regulations to include a threshold that is more in line with our level of development is also consistent with the approach other communities are taking. A review of area stormwater bylaws found that every community treats stormwater differently. However, a correlation exists between land disturbance thresholds and a community's level of development, as illustrated in the below table.

Community	Level of Development	Land Disturbance Threshold
Charlton	Low	43,560 sq ft
Franklin	Low	40,000 sq ft
Holliston	Low/Medium	10,000 sq ft
Hopkinton	Low	10,000 sq ft
Burlington	Medium	10,000 sq ft
Acton	Low/Medium	5,000 sq ft
Dedham	Medium	500 sq ft
Newton	High	400 sq ft

Given Natick's highly developed nature, it makes sense for the Town to adopt regulations that optimize the Conservation Commission's ability to regulate projects that result in a significant disturbance of land (e.g., the clearing of land for the construction of a new home) and take a more comprehensive and thoughtful approach to managing stormwater impacts. This is in line with communities that are similar to Natick in size and level of development.

The proposed changes will also update Natick's regulations to reflect changing Federal regulations, such as the new Municipal Separate Storm Sewer System (MS4) permit, and will encourage the adoption of Low Impact Development (LID) techniques by providing a pathway to increase infiltration via nature-based solutions.

5. Does this article require funding, how much, from what source of funds and under whose authority will the appropriation be managed and spent?

The article does not require funding and it is not expected to result in a need for additional staff.

6. Does this article act in any way in concert with, in support of, or to extend any prior action of Natick Town Meeting, Massachusetts General Laws or CMR's or other such legislation or actions? Does this article seek to amend, rescind or otherwise change any prior action of Natick Town Meeting?

Yes, this article would extend prior action of Town Meeting in that it would amend an existing Town of Natick General By-Law, Article 79A, adopted in 2006.

7. How does the proposed motion (and implementation) fit with the relevant Town Bylaws, financial and capital plan, comprehensive Master Plan, and community values as well as relevant state laws and regulations?

The proposed changes are in response to recommendations identified in the 2019 Natick 2030+ Master Plan, 2018 Hazard Mitigation Plan and the 2018 Community Resilience Building Report. The changes also address the requirements of the new Municipal Separate Storm Sewer System (MS4) permit.

The proposed changes are not expected to have a significant impact on Natick's financials, however, they will result in additional permits and their associated fees. The Conservation Commission will establish the fee for relevant permits via the regulations it adopts to effectuate the purpose of this By-Law.

8. Who are the critical participants in executing the effort envisioned by the article motion?

Ultimately, the Conservation Commission and Conservation Agent are the most critical participants in executing the effort envisioned, and they are in favor of this article.

9. What steps and communication has the sponsor attempted to assure that:

- **Interested parties were notified in a timely way and had a chance to participate in the process**
- **Appropriate Town Boards & Committees were consulted**
- **Required public hearings were held**

Each of the below Boards/individuals has reviewed and expressed their support for the proposed changes. Many have been active participants in the crafting of this motion. Other external stakeholders, including Mass Audubon's Shaping the Future of Your Community program, MassDEP, and the Environmental Partners, Natick's MS4 consultant were provided with a draft of proposed changes and their feedback was incorporated.

- Conservation Commission
- Board of Selectmen
- Conservation Agent, Marianne Iarossi and former Conservation Agent, Victoria Parsons
- Senior Planner, Community & Economic Development, Ted Fields

- Building Commissioner, David Gusimini
- Director of Public Health, James White
- Director of Public Works, Jeremy Marsette, P.E.
- Town Engineer, William McDowell, P.E.

Members of the public were made aware of the Town's intent to pursue changes to the existing Stormwater By-Law, Article 79A, at the Planning Board's meeting on May 22, 2019 and at the Board of Selectmen's August 5, 2019 meeting. Following that meeting, Town staff were contacted by a local developer to discuss proposed changes, which were viewed as favorable by the developer.

10. Since submitting the article have you identified issues that weren't initially considered in the development of the proposal?

No.

11. If this Warrant Article is not approved by Town Meeting what are the consequences to the Town and to the sponsor(s)? Please be specific on both financial and other consequences?

Natick will be at risk of further polluting local water bodies and flooding.

APPENDIX I

2019 FALL ANNUAL TOWN MEETING

Article 19

Amend Article 79A of the Town of Natick By-Laws:
Stormwater Management and Erosion Control

WARRANT

To see if the Town will vote to amend the existing Stormwater and Erosion Control By-Law, as codified in Article 79A of the Natick Town Bylaws, to optimize the Town's regulation of land disturbance activity, for purposes that shall include, but shall not be limited to the following: (1) the protection of local drinking water supply; (2) the reduction of stormwater runoff; (3) compliance with new Municipal Separate Storm Sewer System (MS4) regulations; (4) the preservation of natural resources; and (5) the achievement of recommendations proposed in the 2019 Natick 2030+ Master Plan, 2018 Hazard Mitigation Plan and the 2018 Community Resilience Building Report; or otherwise act thereon.

MOTION:

Move that the Town vote to amend the Natick Town ByLaws, Article 79A "Stormwater Management and Erosion Control By-Law," as follows:

- (1) Delete Sections 1 through Section 16, as follows, in their entirety:

“Section 1 Purpose

A. Increased volumes of stormwater, contaminated stormwater runoff from impervious surfaces, and soil erosion and sedimentation are major causes of:

1. impairment of water quality and flow in lakes, ponds, streams, rivers, wetlands and groundwater;
2. contamination of drinking water supplies;
3. erosion of stream channels;
4. alteration or destruction of aquatic and wildlife habitat;
5. flooding; and,
6. overloading or clogging of municipal catch basins and storm drainage systems.

The United States Environmental Protection Agency has identified sedimentation from land disturbance activities and polluted stormwater runoff from land development and redevelopment as major sources of water pollution, impacting drinking water supplies, natural habitats, and recreational resources.

Regulation of activities that result in the disturbance of land and the creation of stormwater runoff is necessary for the protection of the water bodies and groundwater resources within the Town of Natick, to safeguard the health, safety, and welfare of the general public and protect the natural resources of the Town.

B. The objectives of this By-Law are to:

1. protect water resources;
2. require practices that eliminate soil erosion and sedimentation;
3. control the volume and rate of stormwater runoff resulting from land disturbance activities in order to minimize potential impacts of flooding;
4. require practices to manage and treat stormwater runoff generated from new development and redevelopment;
5. protect groundwater and surface water from degradation;
6. promote infiltration and the recharge of groundwater;
7. maximize recharge of groundwater in the Natick Aquifer Protection District as defined by Section III-A.5 of the Natick Zoning By-Law;
8. prevent pollutants from entering the municipal storm drain system;
9. ensure that soil erosion and sedimentation control measures and stormwater runoff management practices are incorporated into the site planning and design process and are implemented and maintained;

10. ensure adequate long-term operation and maintenance of structural stormwater best management practices;
11. require practices to control waste such as discarded building materials, concrete truck washout, chemicals, litter, and sanitary waste at construction sites that may cause adverse impacts to water quality;
12. comply with state and federal statutes and regulations relating to stormwater discharges; and
13. establish the Town of Natick's legal authority to ensure compliance with the provisions of this By-Law through inspection, monitoring and enforcement.

Section 2 Definitions

For the purposes of this By-Law, the following shall mean:

ABUTTER: The owner(s) of land abutting the activity.

AGRICULTURE: The normal maintenance or improvement of land in agricultural or aquacultural use, as defined by the Massachusetts Wetlands Protection Act and its implementing regulations.

ALTERATION OF DRAINAGE CHARACTERISTICS: Any activity on an area of land that changes the water quality, or the force, quantity, direction, timing or location of runoff flowing from the area. Such changes include: change from distributed runoff to confined, discrete discharge; change in the volume of runoff from the area; change in the peak rate of runoff from the area; and change in the recharge to groundwater on the area.

APPLICANT: Any "person" as defined below requesting a soil erosion and sediment control permit for proposed land-disturbance activity.

AUTHORIZED ENFORCEMENT AGENCY: Conservation Commission and its employees or agents designated to enforce this By-Law.

BEST MANAGEMENT PRACTICE (BMP): An activity, procedure, restraint, or structural improvement that helps to reduce the quantity of or improve the quality of stormwater runoff.

CONSTRUCTION AND WASTE MATERIALS: Excess or discarded building or site materials, including but not limited to concrete truck washout, chemicals, litter and sanitary waste at a construction site that may adversely impact water quality.

CLEARING: Any activity that removes the vegetative surface cover. Clearing activities generally include grubbing activity as defined below.

DEVELOPMENT: The modification of land to accommodate a new use or expansion of use, usually involving construction.

DISTURBANCE OF LAND: Any action, including clearing and grubbing, that causes a change in the position, location, or arrangement of soil, sand, rock, gravel, or similar earth material.

ENVIRONMENTAL SITE MONITOR: A Registered Professional Engineer or other trained professional selected by the Conservation Commission and retained by the holder of a Minor Land Disturbance Permit or a Full Land Disturbance Permit to periodically inspect the work and report to the Conservation Commission.

EROSION: The wearing away of the land surface by natural or artificial forces such as wind, water, ice, gravity, or vehicle traffic and the subsequent detachment and transportation of soil particles.

EROSION AND SEDIMENTATION CONTROL PLAN: A document containing narrative, drawings and details developed by a registered professional engineer (PE) or a registered professional land surveyor (PLS), which includes best management practices, or equivalent measures designed to control surface runoff, erosion and sedimentation during pre-construction and construction related land disturbance activities.

ESTIMATED HABITAT OF RARE WILDLIFE AND CERTIFIED VERNAL POOLS: Habitats delineated for state-protected rare wildlife and certified vernal pools for use with the Wetlands Protection Act Regulations (310 CMR 10.00) and the Forest Cutting Practices Act Regulations (304 CMR 11.00).

GRADING: Changing the level or shape of the ground surface.

GRUBBING: The act of clearing land surface by digging or grinding up roots and stumps.

IMPERVIOUS SURFACE: Any material or structure on or above the ground that prevents water infiltrating the underlying soil. Impervious surface includes without limitation roads, paved parking lots, sidewalks, and roof tops. Impervious surface also includes soils, gravel driveways, and similar surfaces with a runoff coefficient (Rational Method) greater than 85.

LAND-DISTURBING ACTIVITY or LAND DISTURBANCE: Any activity, including without limitation: clearing, grubbing, grading, digging, cutting, excavation of soil, placement of fill, and construction that causes a change in the position or location of soil, sand, rock, gravel, or similar earth material.

LOT: A single parcel of land held in identical ownership throughout and defined by metes, bounds, or boundary lines in a recorded deed on a recorded plan.

MASSACHUSETTS ENDANGERED SPECIES ACT: (M.G.L. c. 131A) and its implementing regulations at (321 CMR 10.00) which prohibit the "taking" of any rare plant or animal species listed as Endangered, Threatened, or of Special Concern.

MASSACHUSETTS STORMWATER MANAGEMENT POLICY: The Policy issued by the Department of Environmental Protection, as amended, that coordinates the requirements prescribed by state regulations promulgated under the authority of the Massachusetts Wetlands Protection Act MGL c. 131 s. 40 and the Massachusetts Clean Waters Act MGL c. 21, ss. 23-56. The Policy addresses stormwater impacts through implementation of performance standards to reduce or prevent pollutants from reaching water bodies and control the quantity of runoff from a site.

MUNICIPAL STORM DRAIN SYSTEM or MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4): The system of conveyances designed or used for collecting or conveying

stormwater, including any road with a drainage system, street, gutter, curb, inlet, piped storm drain, pumping facility, retention or detention basin, natural or man-made or altered drainage channel, reservoir, and other drainage structure that together comprise the storm drainage system owned or operated by the Town of Natick.

OPERATION AND MAINTENANCE PLAN: A plan describing the functional, financial and organizational mechanisms for the ongoing operation and maintenance of a stormwater management system to ensure that it continues to function as designed.

OUTFALL: The point at which stormwater flows out from a discernible, confined point source or discrete conveyance into waters of the Commonwealth.

OUTSTANDING RESOURCE WATERS (ORWs): Waters designated by the Massachusetts Department of Environmental Protection as ORWs. These waters have exceptional sociologic, recreational, ecological and/or aesthetic values and are subject to more stringent requirements under both the Massachusetts Water Quality Standards (314 CMR 4.00) and the Massachusetts Stormwater Management Standards set forth in the Massachusetts Stormwater Management Policy. ORWs include vernal pools certified by the Natural Heritage Program of the Massachusetts Department of Fisheries and Wildlife and Environmental Law Enforcement, all Class A designated public water supplies with their bordering vegetated wetlands, and other waters specifically designated.

OWNER: A person with a legal or equitable interest in property.

PERMITTEE: The person who holds a land disturbance permit and therefore bears the responsibilities and enjoys the privileges conferred thereby.

PERSON: An individual, partnership, association, firm, company, trust, corporation, agency, authority, department or political subdivision of the Commonwealth or the federal government, to the extent permitted by law, and any officer, employee, or agent of such person.

POINT SOURCE: Any discernible, confined, and discrete means of conveyance, including but not limited to, any pipe, ditch, channel, tunnel, conduit, well, discrete fissure, or container from which pollutants are or may be discharged.

POLLUTANT: Any element or property of sewage, agricultural, industrial or commercial waste, runoff, leachate, heated effluent, or other matter whether originating at a point or nonpoint source that is considered toxic or detrimental to humans or the environment and may be introduced into the municipal storm drain system or into any water, watercourse or waters of the Commonwealth.

PRE-CONSTRUCTION: All activity in preparation for construction.

PRIORITY HABITAT OF RARE SPECIES: Habitats delineated for rare plant and animal populations protected pursuant to the Massachusetts Endangered Species Act and its regulations.

REDEVELOPMENT: Development, rehabilitation, expansion, demolition or phased projects that disturb the ground surface or increase the impervious area on previously developed sites.

RESPONSIBLE PARTIES: owner(s), persons with financial responsibility, persons with operational responsibility, and persons with administrative responsibility.

RUNOFF: Rainfall, snowmelt, or irrigation water flowing over the ground surface.

SEDIMENT: Mineral or organic soil material that is transported by wind or water, from its origin to another location; the product of erosion processes.

SEDIMENTATION: The process or act of deposition of sediment.

SITE: Any lot or parcel of land or area of property where land-disturbing activities are, were, or will be performed.

SLOPE: The incline of a ground surface expressed as a ratio of horizontal distance to vertical distance.

SOIL: Any earth, sand, rock, gravel, or similar material.

STABILIZATION: The use, singly or in combination, of mechanical, structural, or vegetative methods, to prevent or retard erosion.

STORMWATER: Stormwater runoff, snow melt runoff, and surface water runoff and drainage.

STORMWATER MANAGEMENT PLAN: A document containing narrative, drawings and details prepared by a registered professional engineer (PE) or a registered professional land surveyor (PLS), which includes structural and non-structural best management practices to manage and treat stormwater runoff generated from regulated development activity. A stormwater management plan also includes an Operation and Maintenance Plan describing the maintenance requirements for structural best management practices.

STRIP: Any activity which removes the vegetative ground surface cover, including tree removal, clearing, grubbing, and storage or removal of topsoil.

TSS: Total Suspended Solids. Material, including but not limited to trash, debris, and sand suspended in stormwater runoff.

VERNAL POOLS: Temporary bodies of freshwater which provide critical habitat for a number of vertebrate and invertebrate wildlife species.

WATERCOURSE: A natural or man-made channel through which water flows, including a river, brook, stream, underground stream, pond or lake.

WETLAND RESOURCE AREA: Area specified in the Massachusetts Wetlands Protection Act M.G.L. c. 131, s.40 and in the Town of Natick Wetland Protection By-law.

WETLANDS: Freshwater wetland, marsh, bog, wet meadow and swamp are defined in M.G.L. Chapter 131, Section 40, and are collectively known as vegetated wetlands. Credible evidence as to wetland affinities of other vegetation in an area shall be considered in making wetland determinations.

Section 3 Authority

This By-Law is adopted under authority granted by the Home Rule Amendment of the Massachusetts Constitution, the Home Rule statutes, and pursuant to the regulations of the Federal Clean Water Act found at 40 CFR 122.34 published in the Federal Register on December 8, 1999, as amended.

Section 4 Applicability

This By-Law shall apply to all land-disturbing activities within the jurisdiction of the Town of Natick. Except as permitted by the Conservation Commission, or as otherwise provided in this By-Law, no person shall perform any activity that results in land disturbance of 40,000 square feet or more.

A. Regulated Activities - Regulated activities shall include, but not be limited to:

1. Land disturbance of greater than 40,000 square feet, associated with construction or reconstruction of structures.
2. Development or redevelopment involving multiple separate activities in discontinuous locations or on different schedules if the activities are part of a larger common plan of development that all together disturbs 40,000 square feet or more of land,
3. Paving or other change in surface material over an area of 40,000 square feet or more causing a significant reduction of permeability or increase in runoff,
4. Construction of a new drainage system or alteration of an existing drainage system or conveyance serving a drainage area of more than 40,000 square feet,
5. Any other activity altering the surface of an area exceeding 40,000 square feet that will, or may, result in increased stormwater runoff flowing from the property into a public way or the municipal storm drain system, OR
6. Construction or reconstruction of structures where more than 40,000 square feet of roof drainage is altered.

B. Erosion and Sedimentation Control Requirement - A project which includes land disturbance of less than 40,000 s.f. shall be considered to be in conformance with this By-Law if soils or other eroded matter have been or will be prevented from being deposited onto adjacent properties, rights-of-ways, public storm drainage system, or wetland or watercourse. The design, installation, and maintenance of erosion and sediment control operations and facilities shall adhere to the standards specified in the Regulation to the By-Law.

C. Exempt Activities - The following activities are exempt from the requirements of this By-Law:

1. Normal maintenance and improvement of land in agricultural use as defined by the Wetland Protection Act.
2. Repair of septic systems when required by the Board of Health for the protection of public health and compliance with Section 4, Paragraph B.
3. Normal maintenance of existing landscaping, gardens or lawn areas associated with a single family dwelling provided such maintenance does not include the addition of more than 50 cubic yards of soil material, construction of any walls, alteration of existing grades by more than one foot in elevation, or alteration of drainage patterns.

4. The construction of fencing that will not alter existing terrain or drainage patterns.
5. Construction of utilities other than drainage (gas, water, electric, telephone, etc.) that will not alter terrain or drainage patterns.
6. Projects wholly within the jurisdiction of the Conservation Commission and requiring an Order of Conditions.

Section 5 Administration

The Conservation Commission shall administer, implement and enforce this By-Law. Any powers granted to or duties imposed upon the Conservation Commission through this By-Law may be delegated in writing by the Conservation Commission to its employees or agents.

Section 6 Regulations

The Conservation Commission may adopt, and periodically amend rules and regulations to effectuate the purposes of this By-Law. Failure by the Conservation Commission to promulgate such rules and regulations shall not have the effect of suspending or invalidating this By-Law.

Section 7 Permits

Permit issuance is required prior to any activity disturbing 40,000 or more square feet of land. The site owner or his agent shall apply for the permit with the Conservation Commission. While application may be made by a representative, the permittee must be the owner of the site.

A. **Applications** - An application shall be made to the Conservation Commission in a form and containing information as specified in this By-Law and in the Regulations adopted by the Conservation Commission and shall be accompanied by payment of the appropriate application and review fees.

B. **Fees** - Fees shall be established by Conservation Commission to cover expenses connected with public notice, application review, and monitoring permit compliance. The fee shall be sufficient to also cover professional review. The Conservation Commission is authorized to retain a Registered Professional Engineer or other professional consultant to advise the Commission on any or all aspects of these plans. Applicants must pay review fees before the review process may begin. The applicant for a Land Disturbance Permit may be required to cover the costs of said consultant through an account established pursuant to GL. c. 44§53G.

C. **Information Requests** - The Conservation Commission may request such additional information as is necessary to enable the Conservation Commission to determine whether the proposed land disturbance activity will protect water resources and comply with the requirements of this By-Law.

D. **Determination of Completeness** - The Conservation Commission shall make a determination as to the completeness of the application and adequacy of the materials submitted. No review shall take place until the application has been found to be complete.

E. **Coordination with Other Boards** - On receipt of a complete application for a Land Disturbance Permit the Conservation Commission shall distribute one copy each to the Planning Board, Department of Public Works, Board of Health, and the Building Inspector for review and comment. Said agencies shall, in their discretion, investigate the case and report their recommendations to the Conservation

Commission. The Conservation Commission shall not hold a hearing on the Land Disturbance Permit until it has received reports from said agencies or until said agencies have allowed twenty (20) days to elapse after receipt of the application materials without submission of a report thereon.

F. **Entry** - Filing an application for a land disturbance permit grants the Conservation Commission or its agent, permission to enter the site to verify the information in the application and to inspect for compliance with permit conditions, to the extent permitted by law.

G. **Hearing** - Within thirty (30) days of receipt of a complete application for a Land Disturbance Permit, the Conservation Commission shall hold a public hearing and shall take final action within thirty (30) days from the close of the hearing unless such time is extended by agreement between the applicant and the Conservation Commission. Notice of the public hearing shall, at least seven (7) days prior to said hearing, be given by publication in a local paper of general circulation, and by posting. The Conservation Commission shall be responsible for publishing the notice in the local newspaper and posting the notice at the Town Hall. The Conservation Commission shall make the application available for inspection by the public during business hours at the Town of Natick Conservation Office.

H. **Action** - The Conservation Commission may:

1. **Approve** the Application and issue a permit if it finds that the proposed plan will protect water resources and complies with the requirements of this By-Law;
2. **Approve the Application and issue a permit with conditions**, modifications or restrictions that the Conservation Commission determines are required to ensure that the project will protect water resources and complies with the requirements of this By-Law; or
3. **Disapprove** the application and deny a permit if it finds that the proposed plan will not protect water resources or fails to meet the objectives of and to comply with the requirements of this By-Law. If the Conservation Commission finds that the applicant has submitted insufficient information to describe the site, the work, or the effect of the work on water quality and runoff volume, the Conservation Commission may disapprove the application, denying a permit.

I. **Project Changes** - The permittee, or his or her agent, must notify the agent of the Conservation Commission in writing of any change or alteration of a land-disturbing activity before the change or alteration occurs. If the agent of the Conservation Commission determines that the change or alteration is significant, based on the design requirements listed in Part II or Part III of the Regulations adopted by the Conservation Commission under this by-law, the agent of the Conservation Commission may require that an amended application or a full application be filed in accordance with this Section. If any change or alteration from the Land Disturbance Permit occurs during land disturbing activities, the agent of the Conservation Commission may require the installation of interim erosion and sedimentation control measures before approving the change or alteration.

Section 8 Erosion and Sedimentation Control Plan

The Erosion and Sedimentation Control Plan shall contain sufficient information to describe the nature and purpose of the proposed development, pertinent conditions of the site and the adjacent areas, and proposed erosion and sedimentation controls. The applicant shall submit such material as is necessary to show that the proposed development will comply with the design standards and contain the information listed in the Regulations adopted by the Conservation Commission for administration of this By-Law.

Section 9 Stormwater Management Plan

The **Stormwater Management Plan** shall contain sufficient information to describe the nature and purpose of the proposed development, pertinent conditions of the site and the adjacent areas, and proposed best management practices for the permanent management and treatment of stormwater. The Stormwater Management Plan shall contain sufficient information for the Conservation Commission to evaluate the environmental impact, effectiveness, and acceptability of the measures proposed by the applicant for reducing adverse impacts from stormwater. The Plan shall be designed to meet the Massachusetts Stormwater Management Standards set forth in the Massachusetts Stormwater Management Policy and DEP Stormwater Management Handbook Volumes I and II. The Stormwater Management Plan shall fully describe the project in drawings, and narrative. The applicant shall submit such material as is required by the Regulations adopted by the Conservation Commission for the administration of this By-Law.

Section 10 Operation and Maintenance Plans

A. **An Operation and Maintenance Plan** - (O&M Plan) for the permanent storm water management system is required at the time of application for all projects. The maintenance plan shall be designed to ensure compliance with this By-Law and that the Massachusetts Surface Water Quality Standards contained in 314 CMR 4.00 are met in all seasons and throughout the life of the system. The Operation and Maintenance plan shall include any requirements deemed necessary by the Conservation Commission to insure compliance with said plan, including without limitation a covenant. The Conservation Commission shall make the final decision of what maintenance option is appropriate in a given situation. The Conservation Commission will consider natural features, proximity of site to water bodies and wetlands, extent of impervious surfaces, size of the site, the types of stormwater management structures, and potential need for ongoing maintenance activities when making this decision. Once approved by the Conservation Commission the Operation and Maintenance Plan shall be recorded at the South Middlesex Registry of Deeds by the permittee, shall run with the land, shall remain on file with the Conservation Commission and shall be an ongoing requirement. The Operation and Maintenance Plan shall conform to the requirements listed in the Regulations adopted by the Conservation Commission for the administration of this By-Law. Stormwater management easements shall be provided by the property owner(s) in areas and as necessary to carry out the required maintenance.

B. Changes to Operation and Maintenance Plans

1. The owner(s) of the stormwater management system must notify the Conservation Commission or its agent of changes in ownership or assignment of financial responsibility.
2. The maintenance schedule in the Maintenance Agreement may be amended to achieve the purposes of this By-Law by mutual agreement of the Conservation Commission and the Responsible Parties. Amendments must be in writing and signed by all Responsible Parties. Responsible Parties shall include owner(s), persons with financial responsibility, persons with operational responsibility, and persons with administrative responsibility. Once the amended Plan is signed the Conservation Commission shall file it at the Registry of Deeds at the expense of the current owner(s).

Section 11 Inspection and Site Supervision

A. **Preconstruction Meeting** - Prior to clearing, excavation, construction, or any land disturbing activity requiring a permit, the applicant, the applicant's technical representative, the general contractor, pertinent subcontractors, and any person with authority to make changes to the project, shall meet with the Conservation Commission or its designated agent to review the permitted plans and proposed implementation.

B. **Commission Inspection** - The Conservation Commission or its designated agent shall make inspections as hereinafter required and shall either approve that portion of the work completed or shall notify the permittee wherein the work fails to comply with the approved plans and any conditions of approval. One copy of the approved plans and conditions of approval, signed by the Conservation Commission shall be maintained at the site during the progress of the work. In order to obtain inspections, the permittee shall notify the Agent of the Conservation Commission at least three (3) working days before each of the following events:

1. Erosion and sediment control measures are in place and stabilized;
2. Rough Grading has been substantially completed;
3. Final Grading has been substantially completed;
4. Bury Inspection: prior to backfilling of any underground drainage or stormwater conveyance structures.
5. Close of the Construction Season; and
6. Final landscaping (permanent stabilization) and project final completion.

C. **Permittee Inspections** - The permittee or his/her agent shall conduct and document inspections of all control measures no less than weekly or as specified in the permit, and prior to and following anticipated storm events. The purpose of such inspections will be to determine the overall effectiveness of the control plan, and the need for maintenance or additional control measures. The permittee or his/her agent shall submit monthly reports to the Conservation Commission or designated agent in a format approved by the Conservation Commission. The Conservation Commission may require, as a condition of approval, that an Environmental Site Monitor, approved by the Conservation Commission, be retained by the applicant to conduct such inspections and prepare and submit such reports to the Conservation Commission or its designated agent.

D. **Access Permission** - To the extent permitted by law, or if authorized by the owner or other party in control of the property, the Conservation Commission, its agents, officers, and employees may enter upon privately owned property for the purpose of performing their duties under this By-Law and may make or cause to be made such examinations, surveys or sampling as the Conservation Commission deems reasonably necessary to determine compliance with the permit.

Section 12 Surety

The Conservation Commission may require the permittee to post before the start of land disturbance activity, a surety bond, irrevocable letter of credit, cash, or other acceptable security. The form of the bond shall be approved by town counsel, and be in an amount deemed sufficient by the Conservation Commission to insure that the work will be completed in accordance with the permit. If the project is phased, the Conservation Commission may release part of the bond as each phase is completed

in compliance with the permit but the bond may not be fully released until the Conservation Commission has received the final report as required by Section 13 and issued a certificate of completion.

Section 13 Final Reports

Upon completion of the work, the permittee shall submit a report (including certified as-built construction plans) from a Registered Professional Engineer (P.E.) or Registered Professional Land Surveyor certifying that all erosion and sedimentation control devices, and approved changes and modifications, have been completed in accordance with the conditions of the approved permit. Any discrepancies should be noted in the cover letter.

Section 14 Enforcement

A. The Conservation Commission or an authorized agent of the Conservation Commission shall enforce this By-Law, regulations, orders, violation notices, and enforcement orders, and may pursue all civil and criminal remedies for such violations.

B. Orders

1. The Conservation Commission or an authorized agent of the Conservation Commission may issue a written order to enforce the provisions of this By-Law or the regulations thereunder, which may include:

- a. a requirement to cease and desist from the land-disturbing activity until there is compliance with the By-Law and provisions of the land-disturbance permit;
- b. maintenance, installation or performance of additional erosion and sedimentation control measures;
- c. monitoring, analyses, and reporting;
- d. remediation of erosion and sedimentation resulting directly or indirectly from the land-disturbing activity

2. If the enforcing person determines that abatement or remediation of erosion and sedimentation is required, the order shall set forth a deadline by which such abatement or remediation must be completed. Said order shall further advise that, should the violator or property owner fail to abate or perform remediation within the specified deadline, the Town of Natick may, at its option, undertake such work, and the property owner shall reimburse the Town's expenses.

3. Within thirty (30) days after completing all measures necessary to abate the violation or to perform remediation, the violator and the property owner shall be notified of the costs incurred by the Town of Natick, including administrative costs. The violator or property owner may file a written protest objecting to the amount or basis of costs with the Conservation Commission within thirty (30) days of receipt of the notification of the costs incurred. If the amount due is not received by the expiration of the time in which to file a protest or within thirty (30) days following a decision of the Conservation Commission affirming or reducing the costs, or from a final decision of a court of competent jurisdiction, the costs shall become a special assessment against the property owner and shall constitute a lien on the owner's property for the amount of

said costs. Interest shall begin to accrue on any unpaid costs at the statutory rate, as provided in G.L. Ch. 59, § 57, after the thirty-first day following the day on which the costs were due.

C. **Criminal Penalty** - Any person who violates any provision of this By-Law, regulation, order or permit issued thereunder, shall be punished by a fine of not more than \$ 300.00 for each offense. Each day or part thereof that such violation occurs or continues shall constitute a separate offense.

D. **Non-Criminal Disposition** - As an alternative to criminal prosecution or civil action, the Town of Natick may elect to utilize the non-criminal disposition procedure set forth in G.L. Ch.. 40, §21D in which case the Conservation Commission or authorized agent shall be the enforcing person. The penalty for each violation shall be \$300.00. Each day or part thereof that such violation occurs or continues shall constitute a separate offense.

E. **Appeals** - All decisions or orders of the Conservation Commission shall be final. Further relief shall be to a court of competent jurisdiction.

F. **Remedies Not Exclusive** - The remedies listed in this By-Law are not exclusive of any other remedies available under any applicable federal, state or local law.

Section 15 Certificate of Completion

The Conservation Commission will issue a Certificate of Completion upon receipt and approval of the final reports and/or upon otherwise determining that all work of the permit has been satisfactorily completed in conformance with this By-Law. The Certificate of Completion shall be recorded at the Registry of Deeds by the Owner(s).

Section 16 Severability

If any provision, paragraph, sentence, or clause of this By-Law or the application thereof to any person, establishment or circumstance shall be held invalid for any reason, all other provisions shall continue in full force and effect to the extent permitted by law.”

(2) Insert the following text in its entirety:

“Section 1 Purpose

A. Increased volumes of Stormwater, contaminated Runoff from Impervious Surfaces, and Soil Erosion and Sedimentation are major causes of:

- 1) impairment of water quality and flow in lakes, ponds, streams, rivers, wetlands and groundwater;
- 2) contamination of drinking water supplies;
- 3) Erosion of stream channels;
- 4) alteration or destruction of aquatic and wildlife habitat;
- 5) flooding; and,
- 6) overloading or clogging of municipal catch basins and storm drainage systems.

The United States Environmental Protection Agency has identified Sedimentation from Land Disturbance activities and polluted Runoff from land development and redevelopment as major sources of water pollution, impacting drinking water supplies, natural habitats, and recreational resources. Regulation of activities that result in the Disturbance of Land and the creation of Runoff is necessary for the protection of the water bodies and groundwater resources within the Town of Natick, to safeguard the health, safety, and welfare of the general public and protect the natural resources of the Town.

B. The objectives of this By-Law are to:

- 1) protect water resources;
- 2) require practices that minimize or eliminate Erosion and Sedimentation and maintain Sediment on construction sites;
- 3) control the volume and rate of Stormwater resulting from Land Disturbance Activities in order to minimize potential impacts of flooding;
- 4) require practices to manage and treat Runoff generated from new development and redevelopment, with a preference for Low Impact Development techniques;
- 5) promote infiltration and the recharge of groundwater;
- 6) maximize recharge of groundwater in the Natick Aquifer Protection District as defined by Section III-A.5 of the Natick Zoning By-Law;
- 7) ensure that Erosion, Sedimentation, and Runoff are minimized through Site planning, design and implementation;
- 8) ensure adequate long-term operation and maintenance of Best Management Practices;
- 9) require practices to control Construction and Waste Materials that may cause adverse impacts to water quality;
- 10) comply with state and federal statutes and regulations, including the Municipal Separate Storm Sewer System (MS4) Permit, relating to Stormwater discharges; and
- 11) establish the Town of Natick's legal authority to ensure compliance with the provisions of this By-Law through inspection, monitoring and enforcement.

Section 2 Definitions

For the purposes of this By-Law, the following shall mean:

ALTERATION OF DRAINAGE CHARACTERISTICS: Any activity on an area of land that changes the water quality, or the force, quantity, direction, timing or location of Runoff flowing from the area. Such changes include: change from distributed Runoff to confined, discrete discharge;

change in the volume of Runoff from the area; change in the peak rate of Runoff from the area; and change in the recharge to groundwater on the area.

APPLICANT: Any Person requesting a Stormwater and Erosion Control Permit.

APPLICATION: A standard form for application as issued by the Conservation Commission and any other documentation, which shall include, but shall not be limited to, plans, charts, drawings, specifications, narratives, or any other documents or pieces of information required by applicable federal, state or local laws, rules and/or regulations, submitted in connection with a Stormwater and Erosion Control Permit, as applicable, and as defined in the regulations promulgated by the Conservation Commission in support of this By-Law.

AUTHORIZED ENFORCEMENT AGENCY: Conservation Commission and its employees or Designated Agent.

BEST MANAGEMENT PRACTICE (BMP): Structural, non-structural and managerial techniques that are recognized to be the most effective and practical means to prevent or reduce the quantity of, or improve the quality of Runoff.

CONSTRUCTION AND WASTE MATERIALS: Excess or discarded building or Site materials, including but not limited to concrete truck washout, chemicals, litter and sanitary waste at a construction Site.

CLEARING: Any activity that removes the vegetative surface cover.

DESIGNATED AGENT: The Conservation Agent or any person or entity designated by the Conservation Commission to assist in the administration, implementation and enforcement of this By-Law and its regulations. The designation of a person or entity other than the Conservation Agent shall be made in writing upon a majority vote of the Conservation Commission.

DRAINAGE FACILITY: Any constructed or engineered feature that collects, conveys, stores, treats, or otherwise manages Stormwater or surface water, or any land and improvements thereon, if altered for the purpose of conveyance, storage or infiltration.

ENVIRONMENTAL SITE MONITOR: A registered and professional engineer (P.E.) or other trained professional selected by the Conservation Commission and retained by the holder of a Stormwater and Erosion Control Permit to periodically inspect the work and report to the Conservation Commission or Designated Agent, as applicable.

EROSION: The wearing away of the ground surface by natural or artificial forces and the subsequent detachment and transportation of Soil.

GRADING: Changing the level or shape of the ground surface.

GRUBBING: The act of Clearing ground surface by digging or grinding up roots and stumps.

IMPERVIOUS SURFACE: Any material or structure on or above the ground that prevents water infiltrating the underlying ground. Impervious Surface includes, without limitation, roads, paved parking lots, sidewalks, and rooftops. Impervious Surface also includes Soils, gravel driveways, and similar surfaces with a Runoff coefficient (Rational Method) greater than 85.

LAND-DISTURBING ACTIVITY or LAND DISTURBANCE: Any activity, including, without limitation, Clearing, Grubbing, Grading, digging, cutting, removal of vegetation, excavation, placement of fill, resurfacing and construction that causes a change in the position or location of Soil or a change in the patterns of drainage and/or infiltration of water.

LOW IMPACT DEVELOPMENT (LID): A comprehensive land planning and engineering design strategy that seeks to maintain a Site's pre-development ecological and hydrological function through the protection, enhancement, or mimicry of natural processes. LID systems and practices emphasize reduction of effective imperviousness and conservation and use of existing natural Site features integrated with distributed small-scale Stormwater controls to result in the treatment, infiltration, evapotranspiration, and/or use of Stormwater close to its source.

LOT: A single parcel of land held in identical ownership throughout and defined by metes, bounds, or boundary lines in a recorded deed on a recorded plan.

MASSACHUSETTS STORMWATER MANAGEMENT STANDARDS: The Standards issued by the Department of Environmental Protection, as amended, that coordinates the requirements prescribed by state regulations promulgated under the authority of the Massachusetts Wetlands Protection Act M.G.L. c. 131 §40 and the Massachusetts Clean Waters Act M.G.L. c. 21, §§ 23-56, and any successor statutory provision.

MUNICIPAL STORM DRAIN SYSTEM or MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4): The system of conveyances designed or used for collecting or conveying Stormwater, including, without limitation, any road with a drainage system, street, gutter, curb, inlet, piped storm drain, pumping facility, retention or detention basin, natural or man-made or altered drainage channel, reservoir, and other drainage structure that together comprise the storm drainage system owned or operated by the Town.

OWNER: A Person with a legal or equitable interest in property.

PERMITTEE: The Person who holds a Stormwater and Erosion Control Permit.

PERSON: An individual, partnership, association, firm, company, trust, corporation, agency, authority, department or political subdivision of the Commonwealth or the federal government, to the extent permitted by law, and any officer, employee, or agent of such person.

POINT SOURCE: Any discernible, confined, and discrete means of conveyance, including but not limited to, any pipe, ditch, channel, tunnel, conduit, well, discrete fissure, or container from which pollutants are or may be discharged.

PRE-CONSTRUCTION: All activity in preparation for construction.

RESPONSIBLE PARTIES: Owner(s), Persons with financial responsibility, Persons with operational responsibility, or Persons with administrative responsibility.

RUNOFF: Rainfall, snowmelt or irrigation water flowing over the ground surface.

SEDIMENT: Mineral or organic Soil material that is transported by wind or water, from its origin to another location; the product of Erosion processes.

SEDIMENTATION: The process or act of deposition of Sediment.

SITE: Any lot or parcel of land or area of property where Land-Disturbing Activities are, were, or will be performed.

SOIL: Any earth, sand, rock, stone, gravel, loam, clay, sod, fill, mineral products, eroded matter or similar material.

STABILIZATION: The use, singly or in combination, of mechanical, structural, or vegetative methods, to prevent or slow down Erosion.

STORMWATER: Runoff from precipitation, snowmelt or drainage.

STORMWATER AND EROSION CONTROL PERMIT: A Major Stormwater and Erosion Control Permit or a Minor Stormwater and Erosion Control Permit issued by the Authorized Enforcement Agency, after review and approval of an Application, which is designed to protect the environment of the Town from the effects of uncontrolled and untreated Runoff, as defined in Section 4 herein.

WETLANDS: Freshwater wetland, marsh, bog, wet meadow and swamp as defined in M.G.L. c. 131, §40, the Town of Natick Wetland Protection By-Law, or any successor statutory provision.

Section 3 Authority

This By-Law is adopted under authority granted by the Home Rule Amendment of the Massachusetts Constitution, the Home Rule statutes, and the regulations of the Federal Clean Water Act (found at 40 CFR 122.34 published in the Federal Register on December 8, 1999, as amended). No change to the aforementioned regulations should affect the validity of this By-Law.

Section 4 Applicability

A. This By-Law shall apply to any Land-Disturbing Activity within the jurisdiction of the Town, including, but not limited to, any activities that require a permit. The Conservation Commission retains the right to oversee and review all matters relating to Land-Disturbing Activities within the Town of Natick, and may promulgate and enforce guidelines, regulations and standards relevant thereto.

B. This By-Law shall apply to land or parcels of land held in common ownership (including, but not limited to, ownership by related or jointly-controlled Persons or entities), if the total Land-Disturbing Activities on said land or parcels, considered as a whole, would presently or ultimately exceed the minimum thresholds in Section 4.C and are not exempted by Section 4.D, and no such activity shall commence until a Stormwater and Erosion Control Permit under this By-Law has been issued. Land Disturbing Activities shall not be segmented or phased in a manner to avoid compliance with this By-Law.

C. **Permit Thresholds** - A Stormwater and Erosion Control Permit shall be required for any of the following, except for an activity exempt per Section 4.D:

1) Minor Stormwater and Erosion Control Permit

(a) Any Land Disturbance greater than 3,000 square feet, but not exceeding 20,000 square feet.

- (b) The construction of a new Drainage Facility or alteration of an existing Drainage Facility greater than 3,000 square feet, but not exceeding 20,000 square feet.
 - (c) The addition, on-Site redistribution or export of greater than or equal to 500 cubic yards, but not exceeding 750 cubic yards, of Soil.
- 2) Major Stormwater and Erosion Control Permit
- (a) Any Land Disturbance greater than 20,000 square feet.
 - (b) The construction of a new Drainage Facility or alteration of an existing Drainage Facility greater than 20,000 square feet.
 - (c) The addition, on-Site redistribution, or export of more than 750 cubic yards of Soil.

D. Exempt Activities - The following activities are exempt from the requirements of this By-Law, provided that appropriate Best Management Practices are used:

- 1) Normal maintenance and improvement of land in agricultural use as defined by the Wetland Protection Act 310 CMR 10.00 and G.L.c. 40A, §3, and any successor regulatory or statutory provision.
- 2) Reasonable and ordinary maintenance of existing lawn, landscaping, or gardens areas, provided such maintenance does not include the addition of more than 50 cubic yards of soil material, construction of any walls, alteration of existing grades by more than one foot in elevation, or alteration of drainage patterns.
- 3) Repair or replacement of damaged roofs
- 4) Renovation of a single-family dwelling that does not expand beyond the dwelling's existing footprint.
- 5) Repair of septic systems when required by the Board of Health.
- 6) Construction of fencing that will not alter existing terrain or drainage patterns.
- 7) Construction of utilities other than drainage (gas, water, electric, telephone, etc.) that will not alter terrain, ground cover or drainage patterns.
- 8) Projects wholly within the jurisdiction of the Conservation Commission and requiring an Order of Conditions.
- 9) Any logging that is consistent with a Forest Cutting Plan approved under the Forest Cutting Practices Act by the Massachusetts Department of Conservation and Recreation.
- 10) The maintenance or reconstruction of any public way, in accordance with Town policy developed by the Natick Board of Selectmen and Conservation Commission.
- 11) The temporary stockpiling of Soil by a landscaper, excavator, or similar commercial enterprise for reuse elsewhere, so long as BMPs are used.

Section 5 Administration

A. The Conservation Commission shall administer, implement and enforce this By-Law. Any powers granted to or duties imposed upon the Conservation Commission through this By-Law, to the extent allowed by law, may be delegated in writing to its Designated Agent.

B. Stormwater and Erosion Control Permits shall be issued as follows:

- 1) Minor Stormwater and Erosion Control Permits shall be issued by the Designated Agent of the Conservation Commission. Review by the Conservation Commission is not required.

- (a) The Applicant shall submit an Application, fees, and any other permit submission requirements, as specified in this By-Law or the regulations of this By-Law, and shall also comply with any requirements of the Designated Agent.
 - (b) The Designated Agent shall review the submittal for compliance with this By-Law and the By-Law's regulations. The Designated Agent shall take an Action as specified in Section 7.H. of this By-Law.
 - (c) Additional permit procedures and requirements shall be defined and included as part of any rules and regulations promulgated under Section 6 of this By-Law.
- 2) Major Stormwater and Erosion Control Permits shall be reviewed and issued by the Conservation Commission.
- (a) The Applicant shall submit an Application, fees, and any permit submission requirements, specified in this By-Law or the regulations for this By-Law, and shall also comply with any requirements of the Conservation Commission.
 - (b) The Conservation Commission shall review the submittal for compliance with this By-Law and the By-Law's regulations as part of the Conservation Commission's public hearing process on the proposed project. The Conservation Commission shall take an Action as specified in Section 7.H. of this By-Law.
 - (c) Additional permit procedures and requirements shall be defined and included as part of any rules and regulations promulgated under Section 6 of this By-Law.

Section 6 Regulations

The Conservation Commission may adopt, and periodically amend rules and regulations to effectuate the purposes of this By-Law. Failure by the Conservation Commission to promulgate such rules and regulations shall not have the effect of suspending or invalidating this By-Law.

Section 7 Permits

Permit issuance is required prior to any activity disturbing 3,000 or more square feet of land, or as otherwise specified in this By-Law. The Site Owner or his agent shall apply for the permit with the Conservation Commission. While an Application may be submitted by a representative, the Permittee must be the Owner of the Site.

A. Applications - An Application shall be made to the Conservation Commission in a form and containing information as specified in this By-Law and in the regulations adopted by the Conservation Commission. Applications for Major Stormwater and Erosion Control permits also require distribution to the Department of Public Works, and the Board of Health for review and comment, and shall be accompanied by certification of delivery to these Town entities when submitted to the Conservation Commission.

B. Fees - Fees shall be established by the Conservation Commission to cover expenses connected with public notice, Application review, and monitoring permit compliance. The fee shall be sufficient to also cover professional review. The Conservation Commission or Designated Agent is authorized to retain a registered professional engineer or other professional consultant to advise the Commission on any or all aspects of these plans. Applicants must pay review fees before the review process may begin. The Applicant for a Stormwater and Erosion Control Permit may be required to cover the costs of the consultant through an account established pursuant to M.G.L. c. 44, §53G, and any successor statutory provision..

C. **Information Requests** - The Conservation Commission or Designated Agent may request such additional information as is necessary to determine whether the proposed Land-Disturbing Activity will protect water resources and comply with the requirements of this By-Law.

D. **Determination of Completeness** - The Conservation Commission or Designated Agent shall make a determination as to the completeness of the Application and adequacy of the materials submitted. No review shall take place until the Application has been found to be complete.

E. **Coordination with Other Town Entities** – The applicant shall distribute one copy each to the Department of Public Works and the Board of Health for review and comment. These Town entities shall, in their discretion, investigate the case and report their recommendations to the Conservation Commission. The Conservation Commission shall not hold a hearing on the Major Stormwater and Erosion Control Permit until 1) receipt of reports from Town entities or 2) twenty (20) calendar days after the distribution of the Major Stormwater and Erosion Control Permit Application, whichever occurs first.

F. **Entry** - Filing an Application for a Stormwater and Erosion Control Permit grants the Conservation Commission or Designated Agent permission to enter the Site to verify the information in the Application and to inspect for compliance with permit conditions, to the extent permitted by law.

G. **Hearing** - Within thirty (30) calendar days of receipt of a complete Application for a Major Stormwater and Erosion Control Permit, the Conservation Commission shall hold a public hearing. Notice of the public hearing shall, at least seven (7) calendar days prior to said hearing, be given by publication in a paper of general circulation serving the Town of Natick, and by posting the notice at the Town Hall. The Conservation Commission shall be responsible for such public notice as described above. The Conservation Commission shall make the Application available for inspection by the public during business hours at the Town of Natick's Conservation Office.

H. **Action and Appeal Process**

1) **Minor Stormwater and Erosion Control Permit**

(a) **Action** – The Application for a Minor Stormwater and Erosion Control Permit shall be acted upon within ten (10) business days (Saturdays, Sundays and legal holidays excluded) of the date the Designated Agent determines the Application is complete, unless such Application has been withdrawn from consideration. The Designated Agent may:

- i. **Approve the Application and issue a permit** if it finds the proposed plan meets the objectives of and complies with the requirements of this By-Law;
- ii. **Approve the Application and issue a permit with conditions, modifications and/or restrictions** that the Designated Agent determines are required to ensure the project will meet the objectives of and comply with the requirements of this By-Law;
- iii. **Disapprove the Application and deny a permit** if the Designated Agent finds that the proposed plan fails to meet the objectives of or to comply with the requirements of this By-Law or if the Designated Agent finds that the Applicant has submitted insufficient information to confirm the proposed plan meets the objectives of and complies with the requirements of this By-Law; or
- iv. **Determine that a Minor Stormwater and Erosion Control Permit is inappropriate and require a different permit or no permit** in accordance with the permit thresholds listed in Section 4.C.

(b) Appeal of Disapproved Applications

- i. The Applicant may modify the Application to meet the objectives of and comply with the requirements of this By-Law and resubmit it to the Designated Agent.
- ii. The Applicant may appeal a permit denial by the Designated Agent by requesting the Conservation Commission review the Application. Such review shall take place with a public hearing as described in Section 7.G. and shall be subject to any review fees or additional submittal requirements as specified in the regulations for this By-Law.

2) Major Stormwater and Erosion Control Permit

- (a) **Action** – The Conservation Commission shall take action on a Major Stormwater and Erosion Control Permit within thirty (30) calendar days from the close of a public hearing as described in Section 7.G, unless such time is extended by agreement between the Applicant and the Conservation Commission. The Conservation Commission shall take one of the following actions:

- i. **Approve the Application and issue a permit** if it finds that the proposed plan will meet the objectives of and complies with the requirements of this By-Law;
- ii. **Approve the Application and issue a permit with conditions, modifications and/or restrictions** that the Conservation Commission determines are required to ensure that the project will meet the objectives of and comply with the requirements of this By-Law;
- iii. **Disapprove the Application and deny a permit** if it finds that the proposed plan fails to meet the objectives of or to comply with the requirements of this By-Law or that the Applicant has submitted insufficient information to confirm the proposed Application meets the objectives of and complies with the requirements of this By-Law; or
- iv. **Determine that a Major Stormwater and Erosion Control Permit is inappropriate and require a different permit or no permit** in accordance with the permit thresholds listed in Section 4.C.

Permittee, or his or her agent, must notify the Conservation Commission or Designated Agent in writing of any change or alteration of a Land-Disturbing Activity before the change or alteration occurs. If the Conservation Commission or Designated Agent determines that the change or alteration is significant, based on the design requirements listed in the regulations adopted by the Conservation Commission under this By-Law, the Conservation Commission or Designated Agent may require that an amended Application or a full Application be filed in accordance with Section 7. If any change or alteration from the Stormwater and Erosion Control Permit occurs during Land-Disturbing Activities, the Conservation Commission or Designated Agent may require the installation of interim Erosion and Sedimentation control measures before approving the change or alteration. This shall not affect any other obligations the Applicant shall have under M.G.L. c. 121, §40, the Natick Wetlands Protection By-Law, or any other regulation pertinent, or any successor statutory or regulatory provision.

Section 8 Plans

Regulations promulgated by the Conservation Commission shall set forth the types of plans required by a Minor Stormwater and Erosion Control Permit and a Major Stormwater and Erosion Control Permit, including, but not limited to, the provisions of Sections 8A - 8D below. Further requirements may be

specified by the Conservation Commission or Designated Agent and this By-Law; the provisions herein are not intended to be an exhausted clarification on the specific details of plan requirements.

A. The **Erosion and Sedimentation Control Plan** shall contain sufficient information to describe the nature and purpose of the proposed Land Disturbing Activity, pertinent conditions of the Site and the adjacent areas, and proposed Erosion and Sedimentation controls to be used during pre construction and construction. The Erosion and Sedimentation Control Plan shall fully describe the project in drawings, and narrative and be prepared by a registered professional engineer (P.E.) or a registered professional land surveyor (PLS). The Applicant shall submit such material as is necessary to show that the proposed Land Disturbing Activity will comply with the design standards and contain the information listed in the regulations adopted by the Conservation Commission for administration of this By-Law.

B. The **Low Impact Development (LID) Plan** shall contain sufficient information for the Conservation Commission or Designated Agent to evaluate the acceptability of: the Site planning process; the anticipated impacts of the proposed Land Disturbing Activity on the ecological and hydrological functions of the Site; any measures proposed by the Applicant to maintain ecological and hydrological functions of the Site. The LID Plan shall fully describe the project in drawings, narrative, and calculations, if applicable. The Applicant shall submit such material as is required by the regulations adopted by the Conservation Commission for the administration of this By-Law. The LID plan shall be designed to comply, to the maximum extent practicable, with all standards for LID set forth by the regulations adopted by the Conservation Commission for the administration of this By-Law.

C. The **Stormwater Management Plan** shall contain sufficient information to describe the nature and purpose of the proposed Land Disturbing Activity, pertinent conditions of the Site and the adjacent areas, and proposed BMPs for the permanent management and treatment of Stormwater. The Stormwater Management Plan shall contain sufficient information for the Conservation Commission or Designated Agent to evaluate the environmental impact, effectiveness, and acceptability of the measures proposed by the Applicant for reducing adverse impacts from Stormwater. The Plan shall be designed to meet the Massachusetts Stormwater Management Standards set forth in the Massachusetts Stormwater Management Standards and DEP Stormwater Management Handbook Volumes I and II, and any other Stormwater standards set forth in the regulations adopted by the Conservation Commission for the administration of this By-Law. The Stormwater Management Plan shall fully describe the project in drawings, and narrative and be prepared by a registered professional engineer (P.E.) or a registered professional land surveyor (PLS). The Applicant shall submit such material as is required by the regulations adopted by the Conservation Commission for the administration of this By-Law.

D. **An Operation and Maintenance Plan - (O&M Plan)** for the permanent Stormwater management system is required at the time of application for all Stormwater and Erosion Control Permits. The maintenance plan shall be designed to ensure compliance with this By-Law and that the Massachusetts Surface Water Quality Standards contained in 314 CMR 4.00 or any successor regulations are met in all seasons and throughout the life of the system. The O&M Plan shall include any requirements deemed necessary by the Conservation Commission or Designated Agent. The Conservation Commission or Designated Agent shall determine what maintenance option is appropriate in a given situation. The Conservation Commission or Designated Agent will consider natural features, proximity of Site to water bodies and Wetlands, extent of Impervious Surfaces, the size of the Site, the types of Stormwater management structures, BMPs, and the potential need for ongoing maintenance when making this decision. Once approved by the Conservation Commission or Designated Agent, the O&M Plan shall be recorded at the Commonwealth of Massachusetts Middlesex South Registry of Deeds by the Permittee, shall run with the land, shall remain on file with the Conservation Commission, and shall be an ongoing requirement. The O&M Plan shall conform to the requirements listed in the regulations adopted by the Conservation Commission for the administration of this By-Law. Stormwater management easements

shall be provided by the property Owner(s) in areas and as necessary to carry out the required maintenance.

1) Changes to Operation and Maintenance Plans

- (a) The Owner(s) of the Stormwater management system must notify the Conservation Commission or Designated Agent of changes in ownership or assignment of financial responsibility.
- (b) The maintenance schedule in the O&M Plan may be amended to achieve the purposes of this By-Law by mutual agreement of the Conservation Commission and the Responsible Parties. Amendments must be in writing and signed by all Responsible Parties. Once the amended Plan is signed, the Conservation Commission shall file it at the Commonwealth of Massachusetts Middlesex South Registry of Deeds at the expense of the current Owner(s).

Section 9 Inspection and Site Supervision for Stormwater and Erosion Control Permits

A. **Pre-Construction Meeting** - Prior to the commencement of any Land Disturbing Activity requiring a Stormwater and Erosion Control Permit, the Applicant, the Applicant's technical representative, the general contractor, pertinent subcontractors, and any Person with authority to make changes to the project, shall meet with the Conservation Commission or Designated Agent to review the permitted plans and proposed implementation.

B. **Inspection** – For all projects requiring a Stormwater and Erosion Control Permit, the Conservation Commission or Designated Agent shall make inspections as hereinafter required and shall either approve that portion of the work completed or shall notify the Permittee if the work fails to comply with the approved plans and any conditions of approval. One copy of the approved plans and conditions of approval, signed by the Conservation Commission or Designated Agent, as applicable, shall be maintained at the Site during the progress of the work. In order to obtain inspections, the Permittee shall notify the Conservation Commission or Designated Agent at least three (3) business days (Saturdays, Sundays and legal holidays excluded) before each of the following events:

- 1) Erosion and Sedimentation control and tree protection measures are in place and stabilized;
- 2) Site Clearing and rough Grading have been substantially completed;
- 3) Final Grading has been substantially completed;
- 4) Bury Inspection: prior to backfilling of any underground drainage or Stormwater conveyance structures;
- 5) Close of the Construction Season; and
- 6) Final landscaping (permanent Stabilization) and project final completion.

C. **Permittee Inspections** - The Permittee or the Permittee's agent shall conduct and document inspections of all control measures no less than weekly or as specified in the permit, and prior to and following anticipated storm events. The purpose of inspections will be to determine the overall effectiveness of the Erosion and Sedimentation Control plan, and the need for maintenance or additional control measures. The Permittee or the Permittee's agent shall submit monthly reports to the Conservation Commission or Designated Agent in a format approved by the Conservation Commission. The Conservation Commission or Designated Agent may require, as a condition of approval, that an Environmental Site Monitor, approved by the Conservation Commission or Designated Agent, be retained by the Applicant to conduct such inspections and prepare and submit such reports to the Conservation Commission or Designated Agent.

D. **Access Permission** - To the extent permitted by law, or if authorized by the Owner or other party in control of the property, the Conservation Commission, its agents, officers, and employees may enter upon privately owned property for the purpose of performing their duties under this By-Law and may make or cause to be made such examinations, surveys or sampling as the Conservation Commission deems reasonably necessary to determine compliance with the permit.

Section 10 Surety for Stormwater and Erosion Control Permits

The Conservation Commission or Designated Agent may require the Permittee to post before the start of the Land-Disturbing Activity subject to a Stormwater and Erosion Control Permit, a surety bond, irrevocable letter of credit, cash, or other acceptable security. The form of the bond shall be approved by town counsel, and be in an amount deemed sufficient by the Conservation Commission to ensure that the work will be completed in accordance with the permit. If the project is phased, the Conservation Commission may release part of the bond, as a proportion of the completed phase(s), but the bond may not be fully released until the Conservation Commission has received the final report as required by Section 11 and issued a certificate of compliance pursuant to Section 13.

Section 11 Final Reports for Stormwater and Erosion Control Permits

Upon completion of the work under a Stormwater and Erosion Control Permit, the Permittee shall submit a report certifying that all Erosion and Sedimentation control devices, elements of the Application, and approved changes and modifications, have been completed in accordance with the conditions of the approved permit. Any discrepancies should be noted in the cover letter. In addition, the final report for a Major Stormwater and Erosion Control permit shall include certified as-built construction plans from a registered professional engineer (P.E.) or registered professional land surveyor. As a condition of plan approval for a Minor Stormwater and Erosion Control project, the Conservation Commission's Designated Agent may require that the final report include certified as-built construction plans from a registered professional engineer (P.E.) or registered professional land surveyor.

Section 12 Enforcement

A. The Conservation Commission retains the right to oversee and review all matters relating to Land-Disturbing Activities within the Town of Natick. The Conservation Commission or Designated Agent shall enforce this By-Law, regulations, orders, violation notices, and enforcement orders, and may pursue all civil and criminal remedies for such violations.

B. Orders

- 1) The Conservation Commission or Designated Agent may issue a written order to enforce the provisions of this By-Law or the regulations thereunder, which may include, but are not limited to, the following:
 - (a) a requirement to cease and desist from the Land-Disturbing Activity until there is compliance with the By-Law and/or the provisions of the Stormwater and Erosion Control Permit;
 - (b) maintenance, installation or performance of additional Erosion and Sedimentation control measures;
 - (c) monitoring, analyses, and reporting; and/or
 - (d) remediation of Erosion and Sedimentation resulting directly or indirectly from the Land-Disturbing Activity.

- 2) If the Conservation Commission or Designated Agent determines that abatement or remediation of Erosion and Sedimentation is required, the order shall set forth a deadline by which such abatement or remediation must be completed. Said order shall further advise that, should the violator or Owner fail to abate or perform remediation within the specified deadline, the Town of Natick may, at its option, undertake such work, and the Owner shall reimburse the Town for its expenses.
- 3) Within thirty (30) calendar days after completing all measures necessary to abate the violation or to perform remediation, the violator and the Owner shall be notified of the costs incurred by the Town of Natick, including administrative costs. The violator or Owner may file an appeal objecting to the amount or basis of costs with the Conservation Commission within thirty (30) calendar days of receipt of the notification of the costs incurred. If the amount due is not received by the expiration of the time in which to file an appeal within thirty (30) calendar days following a decision of the Conservation Commission affirming or reducing the costs, or from a final decision of a court of competent jurisdiction, the costs shall become a special assessment against the Owner and shall constitute a lien on the Owner's property for the amount of such costs. Interest shall begin to accrue on any unpaid costs at the statutory rate, as provided in M.G.L. c. 59, §57, or any other successor statute, after the thirty-first calendar day following the calendar day on which the costs were due.

C. **Criminal Penalty** - Any Person who violates any provision of this By-Law, regulation, order or permit issued thereunder, shall be punished by a fine of not more than \$300.00 for each offense. Each calendar day that such violation occurs or continues shall constitute a separate offense.

D. **Non-Criminal Disposition** - As an alternative to criminal prosecution or civil action, the Town of Natick may elect to utilize the non-criminal disposition procedure set forth in G.L. Ch.. 40, §21D in which case the Conservation Commission or Designated Agent shall be the Authorized Enforcement Agency. The penalty for each violation shall be \$300.00. Each calendar day that such violation occurs or continues shall constitute a separate offense.

E. **Appeals** - All decisions or orders of the Conservation Commission shall be final. Further relief shall be to a court of competent jurisdiction.

F. **Remedies Not Exclusive** - The remedies listed in this By-Law are not exclusive of any other remedies available under any applicable federal, state or local law.

Section 13 Certificate of Stormwater and Erosion Control Permit Compliance

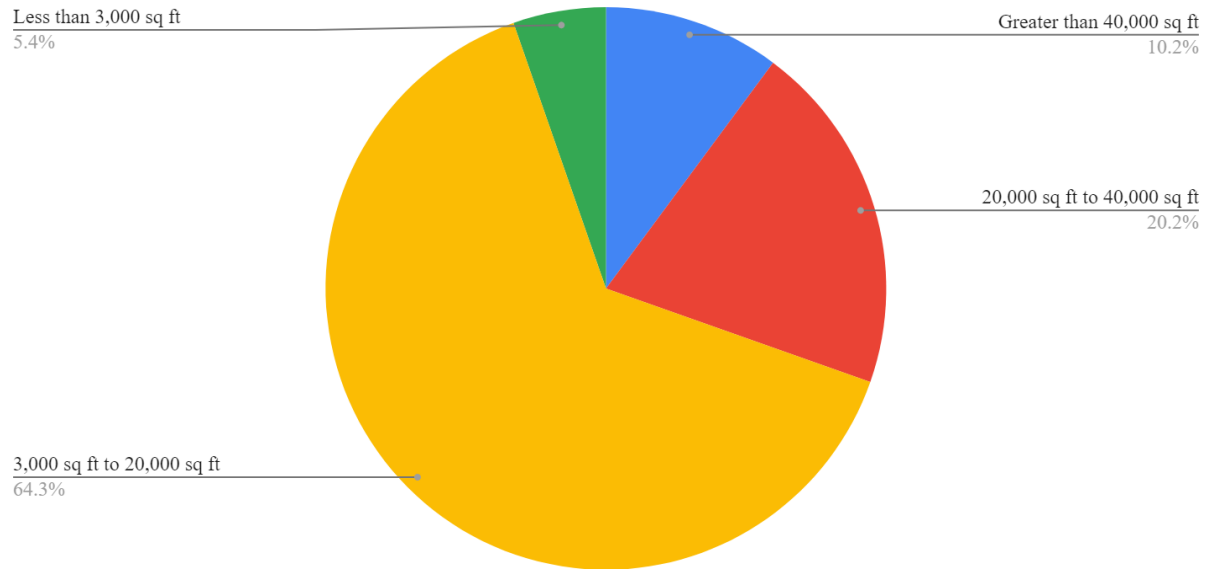
Since a Stormwater and Erosion Control Permit runs with the title of a property, the Permittee shall request the Conservation Commission to issue a Stormwater and Erosion Permit Certificate of Compliance upon receipt and approval of the final reports and/or upon otherwise determining that all work of the permit has been satisfactorily completed in conformance with this By-Law. The Certificate of Compliance shall be recorded at the Commonwealth of Massachusetts Middlesex South Registry of Deeds by the Owner(s).

Section 14 Severability

If any provision, paragraph, sentence, or clause of this By-Law or the application thereof to any Person, establishment or circumstance shall be held invalid for any reason, all other provisions, to the maximum extent permitted by law, shall continue in full force and effect.”

APPENDIX II

Analysis of Private Parcels in Natick, by Size



APPENDIX III

Analysis of Private Parcels in Natick by Receiving Waterbody

Receiving Waterbody	Total Parcels	Parcels > 40KSq Ft	Parcels 20- 40K sq ft	Parcels 3- 20K sq ft	Parcels <3K sq ft
Beaverdam Brook	1398	52	118	1146	81
Charles River (southeast corner of Town)	678	361	108	183	25
Course Brook	408	18	62	313	15
Davis Brook	738	440	153	131	14
Dug Pond	1039	29	89	848	72
Fiske Pond	113	12	21	74	5
Indian Brook	179	110	32	33	3
Jennings Pond	237	3	8	214	10
Lake Cochituate	2670	130	348	1970	221
Morses Pond	464	20	93	336	15
Nonesuch Pond	458	99	173	150	35
Unnamed Branch to the Charles River	275	45	132	89	7
Unnamed Tributary to Jennings Pond	1614	87	268	1206	28
Unnamed Tributary to the Sudbury River	204	49	26	123	6

2019 FALL ANNUAL TOWN MEETING

Article 19

Amend Article 79A of the Town of Natick By-Laws: Stormwater Management and Erosion Control

WARRANT

To see if the Town will vote to amend the existing Stormwater and Erosion Control By-Law, as codified in Article 79A of the Natick Town Bylaws, to optimize the Town's regulation of land disturbance activity, for purposes that shall include, but shall not be limited to the following: (1) the protection of local drinking water supply; (2) the reduction of stormwater runoff; (3) compliance with new Municipal Separate Storm Sewer System (MS4) regulations; (4) the preservation of natural resources; and (5) the achievement of recommendations proposed in the 2019 Natick 2030+ Master Plan, 2018 Hazard Mitigation Plan and the 2018 Community Resilience Building Report; or otherwise act thereon.

MOTION:

Move that the Town vote to amend the Natick Town ByLaws, Article 79A "Stormwater Management and Erosion Control By-Law," as follows:

Delete Sections 1 through Section 16, as follows, in their entirety and replace with the following text in its entirety:

"Section 1 Purpose

A. Increased volumes of Stormwater, contaminated Runoff from Impervious Surfaces, and Soil Erosion and Sedimentation are major causes of:

- 1) impairment of water quality and flow in lakes, ponds, streams, rivers, wetlands and groundwater;
- 2) contamination of drinking water supplies;
- 3) Erosion of stream channels;
- 4) alteration or destruction of aquatic and wildlife habitat;
- 5) flooding; and,
- 6) overloading or clogging of municipal catch basins and storm drainage systems.

The United States Environmental Protection Agency has identified Sedimentation from Land Disturbance activities and polluted Runoff from land development and redevelopment as major sources of water pollution, impacting drinking water supplies, natural habitats, and recreational resources. Regulation of activities that result in the Disturbance of Land and the creation of Runoff is necessary for the protection of the water bodies and groundwater resources within the Town of Natick, to safeguard the health, safety, and welfare of the general public and protect the natural resources of the Town.

B. The objectives of this By-Law are to:

- 1) protect water resources;
- 2) require practices that minimize or eliminate Erosion and Sedimentation and maintain Sediment on construction sites;
- 3) control the volume and rate of Stormwater resulting from Land Disturbance Activities in order to minimize potential impacts of flooding;

- 4) require practices to manage and treat Runoff generated from new development and redevelopment, with a preference for Low Impact Development techniques;
- 5) promote infiltration and the recharge of groundwater;
- 6) maximize recharge of groundwater in the Natick Aquifer Protection District as defined by Section III-A.5 of the Natick Zoning By-Law;
- 7) ensure that Erosion, Sedimentation, and Runoff are minimized through Site planning, design and implementation;
- 8) ensure adequate long-term operation and maintenance of Best Management Practices;
- 9) require practices to control Construction and Waste Materials that may cause adverse impacts to water quality;
- 10) comply with state and federal statutes and regulations, including the Municipal Separate Storm Sewer System (MS4) Permit, relating to Stormwater discharges; and
- 11) establish the Town of Natick's legal authority to ensure compliance with the provisions of this By-Law through inspection, monitoring and enforcement.

Section 2 Definitions

For the purposes of this By-Law, the following shall mean:

ALTERATION OF DRAINAGE CHARACTERISTICS: Any activity on an area of land that changes the water quality, or the force, quantity, direction, timing or location of Runoff flowing from the area. Such changes include: change from distributed Runoff to confined, discrete discharge; change in the volume of Runoff from the area; change in the peak rate of Runoff from the area; and change in the recharge to groundwater on the area.

APPLICANT: Any Person requesting a Stormwater and Erosion Control Permit.

APPLICATION: A standard form for application as issued by the Conservation Commission and any other documentation, which shall include, but shall not be limited to, plans, charts, drawings, specifications, narratives, or any other documents or pieces of information required by applicable federal, state or local laws, rules and/or regulations, submitted in connection with a Stormwater and Erosion Control Permit, as applicable, and as defined in the regulations promulgated by the Conservation Commission in support of this By-Law.

AUTHORIZED ENFORCEMENT AGENCY: Conservation Commission and its employees or Designated Agent.

BEST MANAGEMENT PRACTICE (BMP): Structural, non-structural and managerial techniques that are recognized to be the most effective and practical means to prevent or reduce the quantity of, or improve the quality of Runoff.

CONSTRUCTION AND WASTE MATERIALS: Excess or discarded building or Site materials, including but not limited to concrete truck washout, chemicals, litter and sanitary waste at a construction Site.

CLEARING: Any activity that removes the vegetative surface cover.

DESIGNATED AGENT: The Conservation Agent or any person or entity designated by the Conservation Commission to assist in the administration, implementation and enforcement of this By-Law and

its regulations. The designation of a person or entity other than the Conservation Agent shall be made in writing upon a majority vote of the Conservation Commission.

DRAINAGE FACILITY: Any constructed or engineered feature that collects, conveys, stores, treats, or otherwise manages Stormwater or surface water, or any land and improvements thereon, if altered for the purpose of conveyance, storage or infiltration.

ENVIRONMENTAL SITE MONITOR: A registered and professional engineer (P.E.) or other trained professional selected by the Conservation Commission and retained by the holder of a Stormwater and Erosion Control Permit to periodically inspect the work and report to the Conservation Commission or Designated Agent, as applicable.

EROSION: The wearing away of the ground surface by natural or artificial forces and the subsequent detachment and transportation of Soil.

GRADING: Changing the level or shape of the ground surface.

GRUBBING: The act of Clearing ground surface by digging or grinding up roots and stumps.

IMPERVIOUS SURFACE: Any material or structure on or above the ground that prevents water infiltrating the underlying ground. Impervious Surface includes, without limitation, roads, paved parking lots, sidewalks, and rooftops. Impervious Surface also includes Soils, gravel driveways, and similar surfaces with a Runoff coefficient (Rational Method) greater than 85.

LAND-DISTURBING ACTIVITY or LAND DISTURBANCE: Any activity, including, without limitation, Clearing, Grubbing, Grading, digging, cutting, removal of vegetation, excavation, placement of fill, resurfacing and construction that causes a change in the position or location of Soil or a change in the patterns of drainage and/or infiltration of water.

LOW IMPACT DEVELOPMENT (LID): A comprehensive land planning and engineering design strategy that seeks to maintain a Site's pre-development ecological and hydrological function through the protection, enhancement, or mimicry of natural processes. LID systems and practices emphasize reduction of effective imperviousness and conservation and use of existing natural Site features integrated with distributed small-scale Stormwater controls to result in the treatment, infiltration, evapotranspiration, and/or use of Stormwater close to its source.

LOT: A single parcel of land held in identical ownership throughout and defined by metes, bounds, or boundary lines in a recorded deed on a recorded plan.

MASSACHUSETTS STORMWATER MANAGEMENT STANDARDS: The Standards issued by the Department of Environmental Protection, as amended, that coordinates the requirements prescribed by state regulations promulgated under the authority of the Massachusetts Wetlands Protection Act M.G.L. c. 131 §40 and the Massachusetts Clean Waters Act M.G.L. c. 21, §§ 23-56, and any successor statutory provision.

MUNICIPAL STORM DRAIN SYSTEM or MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4): The system of conveyances designed or used for collecting or conveying Stormwater, including, without limitation, any road with a drainage system, street, gutter, curb, inlet, piped storm drain, pumping facility, retention or detention basin, natural or man-made or altered drainage channel, reservoir, and other drainage structure that together comprise the storm drainage system owned or operated by the Town.

OWNER: A Person with a legal or equitable interest in property.

PERMITTEE: The Person who holds a Stormwater and Erosion Control Permit.

PERSON: An individual, partnership, association, firm, company, trust, corporation, agency, authority, department or political subdivision of the Commonwealth or the federal government, to the extent permitted by law, and any officer, employee, or agent of such person.

POINT SOURCE: Any discernible, confined, and discrete means of conveyance, including but not limited to, any pipe, ditch, channel, tunnel, conduit, well, discrete fissure, or container from which pollutants are or may be discharged.

PRE-CONSTRUCTION: All activity in preparation for construction.

RESPONSIBLE PARTIES: Owner(s), Persons with financial responsibility, Persons with operational responsibility, or Persons with administrative responsibility.

RUNOFF: Rainfall, snowmelt or irrigation water flowing over the ground surface.

SEDIMENT: Mineral or organic Soil material that is transported by wind or water, from its origin to another location; the product of Erosion processes.

SEDIMENTATION: The process or act of deposition of Sediment.

SITE: Any lot or parcel of land or area of property where Land-Disturbing Activities are, were, or will be performed.

SOIL: Any earth, sand, rock, stone, gravel, loam, clay, sod, fill, mineral products, eroded matter or similar material.

STABILIZATION: The use, singly or in combination, of mechanical, structural, or vegetative methods, to prevent or slow down Erosion.

STORMWATER: Runoff from precipitation, snowmelt or drainage.

STORMWATER AND EROSION CONTROL PERMIT: A Major Stormwater and Erosion Control Permit or a Minor Stormwater and Erosion Control Permit issued by the Authorized Enforcement Agency, after review and approval of an Application, which is designed to protect the environment of the Town from the effects of uncontrolled and untreated Runoff, as defined in Section 4 herein.

WETLANDS: Freshwater wetland, marsh, bog, wet meadow and swamp as defined in M.G.L. c. 131, §40, the Town of Natick Wetland Protection By-Law, or any successor statutory provision.

Section 3 Authority

This By-Law is adopted under authority granted by the Home Rule Amendment of the Massachusetts Constitution, the Home Rule statutes, and the regulations of the Federal Clean Water Act

(found at 40 CFR 122.34 published in the Federal Register on December 8, 1999, as amended). No change to the aforementioned regulations should affect the validity of this By-Law.

Section 4 Applicability

A. This By-Law shall apply to any Land-Disturbing Activity within the jurisdiction of the Town, including, but not limited to, any activities that require a permit. The Conservation Commission retains the right to oversee and review all matters relating to Land-Disturbing Activities within the Town of Natick, and may promulgate and enforce guidelines, regulations and standards relevant thereto.

B. This By-Law shall apply to land or parcels of land held in common ownership (including, but not limited to, ownership by related or jointly-controlled Persons or entities), if the total Land-Disturbing Activities on said land or parcels, considered as a whole, would presently or ultimately exceed the minimum thresholds in Section 4.C and are not exempted by Section 4.D, and no such activity shall commence until a Stormwater and Erosion Control Permit under this By-Law has been issued. Land Disturbing Activities shall not be segmented or phased in a manner to avoid compliance with this By-Law.

C. **Permit Thresholds** - A Stormwater and Erosion Control Permit shall be required for any of the following, except for an activity exempt per Section 4.D:

1) Minor Stormwater and Erosion Control Permit

- (a) Any Land Disturbance greater than 3,000 square feet, but not exceeding 20,000 square feet.
- (b) The construction of a new Drainage Facility or alteration of an existing Drainage Facility greater than 3,000 square feet, but not exceeding 20,000 square feet.
- (c) The addition, on-Site redistribution or export of greater than or equal to 500 cubic yards, but not exceeding 750 cubic yards, of Soil.

2) Major Stormwater and Erosion Control Permit

- (a) Any Land Disturbance greater than 20,000 square feet.
- (b) The construction of a new Drainage Facility or alteration of an existing Drainage Facility greater than 20,000 square feet.
- (c) The addition, on-Site redistribution, or export of more than 750 cubic yards of Soil.

D. **Exempt Activities** - The following activities are exempt from the requirements of this By-Law, provided that appropriate Best Management Practices are used:

- 1) Normal maintenance and improvement of land in agricultural use as defined by the Wetland Protection Act 310 CMR 10.00 and G.L.c. 40A, §3, and any successor regulatory or statutory provision.
- 2) Reasonable and ordinary maintenance of existing lawn, landscaping, or gardens areas, provided such maintenance does not include the addition of more than 50 cubic yards of soil material, construction of any walls, alteration of existing grades by more than one foot in elevation, or alteration of drainage patterns.
- 3) Repair or replacement of damaged roofs
- 4) Renovation of a single-family dwelling that does not expand beyond the dwelling's existing footprint.

- 5) Repair of septic systems when required by the Board of Health.
- 6) Construction of fencing that will not alter existing terrain or drainage patterns.
- 7) Construction of utilities other than drainage (gas, water, electric, telephone, etc.) that will not alter terrain, ground cover or drainage patterns.
- 8) Projects wholly within the jurisdiction of the Conservation Commission and requiring an Order of Conditions.
- 9) Any logging that is consistent with a Forest Cutting Plan approved under the Forest Cutting Practices Act by the Massachusetts Department of Conservation and Recreation.
- 10) The maintenance or reconstruction of any public way, in accordance with Town policy developed by the Natick Board of Selectmen and Conservation Commission.
- 11) The temporary stockpiling of Soil by a landscaper, excavator, or similar commercial enterprise for reuse elsewhere, so long as BMPs are used.

Section 5 Administration

A. The Conservation Commission shall administer, implement and enforce this By-Law. Any powers granted to or duties imposed upon the Conservation Commission through this By-Law, to the extent allowed by law, may be delegated in writing to its Designated Agent.

B. Stormwater and Erosion Control Permits shall be issued as follows:

- 1) Minor Stormwater and Erosion Control Permits shall be issued by the Designated Agent of the Conservation Commission. Review by the Conservation Commission is not required.
 - (a) The Applicant shall submit an Application, fees, and any other permit submission requirements, as specified in this By-Law or the regulations of this By-Law, and shall also comply with any requirements of the Designated Agent.
 - (b) The Designated Agent shall review the submittal for compliance with this By-Law and the By-Law's regulations. The Designated Agent shall take an Action as specified in Section 7.H. of this By-Law.
 - (c) Additional permit procedures and requirements shall be defined and included as part of any rules and regulations promulgated under Section 6 of this By-Law.
- 2) Major Stormwater and Erosion Control Permits shall be reviewed and issued by the Conservation Commission.
 - (a) The Applicant shall submit an Application, fees, and any permit submission requirements, specified in this By-Law or the regulations for this By-Law, and shall also comply with any requirements of the Conservation Commission.
 - (b) The Conservation Commission shall review the submittal for compliance with this By-Law and the By-Law's regulations as part of the Conservation Commission's public hearing process on the proposed project. The Conservation Commission shall take an Action as specified in Section 7.H. of this By-Law.
 - (c) Additional permit procedures and requirements shall be defined and included as part of any rules and regulations promulgated under Section 6 of this By-Law.

Section 6 Regulations

The Conservation Commission may adopt, and periodically amend rules and regulations to effectuate the purposes of this By-Law. Failure by the Conservation Commission to promulgate such rules and regulations shall not have the effect of suspending or invalidating this By-Law.

Section 7 Permits

Permit issuance is required prior to any activity disturbing 3,000 or more square feet of land, or as otherwise specified in this By-Law. The Site Owner or his agent shall apply for the permit with the Conservation Commission. While an Application may be submitted by a representative, the Permittee must be the Owner of the Site.

A. **Applications** - An Application shall be made to the Conservation Commission in a form and containing information as specified in this By-Law and in the regulations adopted by the Conservation Commission. Applications for Major Stormwater and Erosion Control permits also require distribution to the Department of Public Works, and the Board of Health for review and comment, and shall be accompanied by certification of delivery to these Town entities when submitted to the Conservation Commission.

B. **Fees** - Fees shall be established by the Conservation Commission to cover expenses connected with public notice, Application review, and monitoring permit compliance. The fee shall be sufficient to also cover professional review. The Conservation Commission or Designated Agent is authorized to retain a registered professional engineer or other professional consultant to advise the Commission on any or all aspects of these plans. Applicants must pay review fees before the review process may begin. The Applicant for a Stormwater and Erosion Control Permit may be required to cover the costs of the consultant through an account established pursuant to M.G.L. c. 44, §53G, and any successor statutory provision..

C. **Information Requests** - The Conservation Commission or Designated Agent may request such additional information as is necessary to determine whether the proposed Land-Disturbing Activity will protect water resources and comply with the requirements of this By-Law.

D. **Determination of Completeness** - The Conservation Commission or Designated Agent shall make a determination as to the completeness of the Application and adequacy of the materials submitted. No review shall take place until the Application has been found to be complete.

E. **Coordination with Other Town Entities** – The applicant shall distribute one copy each to the Department of Public Works and the Board of Health for review and comment. These Town entities shall, in their discretion, investigate the case and report their recommendations to the Conservation Commission. The Conservation Commission shall not hold a hearing on the Major Stormwater and Erosion Control Permit until 1) receipt of reports from Town entities or 2) twenty (20) calendar days after the distribution of the Major Stormwater and Erosion Control Permit Application, whichever occurs first.

F. **Entry** - Filing an Application for a Stormwater and Erosion Control Permit grants the Conservation Commission or Designated Agent permission to enter the Site to verify the information in the Application and to inspect for compliance with permit conditions, to the extent permitted by law.

G. **Hearing** - Within thirty (30) calendar days of receipt of a complete Application for a Major Stormwater and Erosion Control Permit, the Conservation Commission shall hold a public hearing. Notice of the public hearing shall, at least seven (7) calendar days prior to said hearing, be given by publication in a paper of general circulation serving the Town of Natick, and by posting the notice at the Town Hall. The Conservation Commission shall be responsible for such public notice as described above. The Conservation Commission shall make the Application available for inspection by the public during business hours at the Town of Natick's Conservation Office.

H. Action and Appeal Process

1) Minor Stormwater and Erosion Control Permit

- (a) **Action** – The Application for a Minor Stormwater and Erosion Control Permit shall be acted upon within ten (10) business days (Saturdays, Sundays and legal holidays excluded) of the date the Designated Agent determines the Application is complete, unless such Application has been withdrawn from consideration. The Designated Agent may:
- i. **Approve the Application and issue a permit** if it finds the proposed plan meets the objectives of and complies with the requirements of this By-Law;
 - ii. **Approve the Application and issue a permit with conditions, modifications and/or restrictions** that the Designated Agent determines are required to ensure the project will meet the objectives of and comply with the requirements of this By-Law;
 - iii. **Disapprove the Application and deny a permit** if the Designated Agent finds that the proposed plan fails to meet the objectives of or to comply with the requirements of this By-Law or if the Designated Agent finds that the Applicant has submitted insufficient information to confirm the proposed plan meets the objectives of and complies with the requirements of this By-Law; or
 - iv. **Determine that a Minor Stormwater and Erosion Control Permit is inappropriate and require a different permit or no permit** in accordance with the permit thresholds listed in Section 4.C.

(b) Appeal of Disapproved Applications

- i. The Applicant may modify the Application to meet the objectives of and comply with the requirements of this By-Law and resubmit it to the Designated Agent.
- ii. The Applicant may appeal a permit denial by the Designated Agent by requesting the Conservation Commission review the Application. Such review shall take place with a public hearing as described in Section 7.G. and shall be subject to any review fees or additional submittal requirements as specified in the regulations for this By-Law.

2) Major Stormwater and Erosion Control Permit

- (a) **Action** – The Conservation Commission shall take action on a Major Stormwater and Erosion Control Permit within thirty (30) calendar days from the close of a public hearing as described in Section 7.G, unless such time is extended by agreement between the Applicant and the Conservation Commission. The Conservation Commission shall take one of the following actions:
- i. **Approve the Application and issue a permit** if it finds that the proposed plan will meet the objectives of and complies with the requirements of this By-Law;
 - ii. **Approve the Application and issue a permit with conditions, modifications and/or restrictions** that the Conservation Commission determines are required to ensure that the project will meet the objectives of and comply with the requirements of this By-Law;
 - iii. **Disapprove the Application and deny a permit** if it finds that the proposed plan fails to meet the objectives of or to comply with the requirements of this By-Law or

that the Applicant has submitted insufficient information to confirm the proposed Application meets the objectives of and complies with the requirements of this By-Law; or

- iv. **Determine that a Major Stormwater and Erosion Control Permit is inappropriate and require a different permit or no permit** in accordance with the permit thresholds listed in Section 4.C.

Permittee, or his or her agent, must notify the Conservation Commission or Designated Agent in writing of any change or alteration of a Land-Disturbing Activity before the change or alteration occurs. If the Conservation Commission or Designated Agent determines that the change or alteration is significant, based on the design requirements listed in the regulations adopted by the Conservation Commission under this By-Law, the Conservation Commission or Designated Agent may require that an amended Application or a full Application be filed in accordance with Section 7. If any change or alteration from the Stormwater and Erosion Control Permit occurs during Land-Disturbing Activities, the Conservation Commission or Designated Agent may require the installation of interim Erosion and Sedimentation control measures before approving the change or alteration. This shall not affect any other obligations the Applicant shall have under M.G.L. c. 121, §40, the Natick Wetlands Protection By-Law, or any other regulation pertinent, or any successor statutory or regulatory provision.

Section 8 Plans

Regulations promulgated by the Conservation Commission shall set forth the types of plans required by a Minor Stormwater and Erosion Control Permit and a Major Stormwater and Erosion Control Permit, including, but not limited to, the provisions of Sections 8A - 8D below. Further requirements may be specified by the Conservation Commission or Designated Agent and this By-Law; the provisions herein are not intended to be an exhausted clarification on the specific details of plan requirements.

A. The **Erosion and Sedimentation Control Plan** shall contain sufficient information to describe the nature and purpose of the proposed Land Disturbing Activity, pertinent conditions of the Site and the adjacent areas, and proposed Erosion and Sedimentation controls to be used during pre construction and construction. The Erosion and Sedimentation Control Plan shall fully describe the project in drawings, and narrative and be prepared by a registered professional engineer (P.E.) or a registered professional land surveyor (PLS). The Applicant shall submit such material as is necessary to show that the proposed Land Disturbing Activity will comply with the design standards and contain the information listed in the regulations adopted by the Conservation Commission for administration of this By-Law.

B. The **Low Impact Development (LID) Plan** shall contain sufficient information for the Conservation Commission or Designated Agent to evaluate the acceptability of: the Site planning process; the anticipated impacts of the proposed Land Disturbing Activity on the ecological and hydrological functions of the Site; any measures proposed by the Applicant to maintain ecological and hydrological functions of the Site. The LID Plan shall fully describe the project in drawings, narrative, and calculations, if applicable. The Applicant shall submit such material as is required by the regulations adopted by the Conservation Commission for the administration of this By-Law. The LID plan shall be designed to comply, to the maximum extent practicable, with all standards for LID set forth by the regulations adopted by the Conservation Commission for the administration of this By-Law.

C. The **Stormwater Management Plan** shall contain sufficient information to describe the nature and purpose of the proposed Land Disturbing Activity, pertinent conditions of the Site and the adjacent areas, and proposed BMPs for the permanent management and treatment of Stormwater. The Stormwater Management Plan shall contain sufficient information for the Conservation Commission or Designated Agent to evaluate the environmental impact, effectiveness, and acceptability of the measures proposed by

the Applicant for reducing adverse impacts from Stormwater. The Plan shall be designed to meet the Massachusetts Stormwater Management Standards set forth in the Massachusetts Stormwater Management Standards and DEP Stormwater Management Handbook Volumes I and II, and any other Stormwater standards set forth in the regulations adopted by the Conservation Commission for the administration of this By-Law. The Stormwater Management Plan shall fully describe the project in drawings, and narrative and be prepared by a registered professional engineer (P.E.) or a registered professional land surveyor (PLS). The Applicant shall submit such material as is required by the regulations adopted by the Conservation Commission for the administration of this By-Law.

D. **An Operation and Maintenance Plan - (O&M Plan)** for the permanent Stormwater management system is required at the time of application for all Stormwater and Erosion Control Permits. The maintenance plan shall be designed to ensure compliance with this By-Law and that the Massachusetts Surface Water Quality Standards contained in 314 CMR 4.00 or any successor regulations are met in all seasons and throughout the life of the system. The O&M Plan shall include any requirements deemed necessary by the Conservation Commission or Designated Agent. The Conservation Commission or Designated Agent shall determine what maintenance option is appropriate in a given situation. The Conservation Commission or Designated Agent will consider natural features, proximity of Site to water bodies and Wetlands, extent of Impervious Surfaces, the size of the Site, the types of Stormwater management structures, BMPs, and the potential need for ongoing maintenance when making this decision. Once approved by the Conservation Commission or Designated Agent, the O&M Plan shall be recorded at the Commonwealth of Massachusetts Middlesex South Registry of Deeds by the Permittee, shall run with the land, shall remain on file with the Conservation Commission, and shall be an ongoing requirement. The O&M Plan shall conform to the requirements listed in the regulations adopted by the Conservation Commission for the administration of this By-Law. Stormwater management easements shall be provided by the property Owner(s) in areas and as necessary to carry out the required maintenance.

1) **Changes to Operation and Maintenance Plans**

- (a) The Owner(s) of the Stormwater management system must notify the Conservation Commission or Designated Agent of changes in ownership or assignment of financial responsibility.
- (b) The maintenance schedule in the O&M Plan may be amended to achieve the purposes of this By-Law by mutual agreement of the Conservation Commission and the Responsible Parties. Amendments must be in writing and signed by all Responsible Parties. Once the amended Plan is signed, the Conservation Commission shall file it at the Commonwealth of Massachusetts Middlesex South Registry of Deeds at the expense of the current Owner(s).

Section 9 Inspection and Site Supervision for Stormwater and Erosion Control Permits

A. **Pre-Construction Meeting** - Prior to the commencement of any Land Disturbing Activity requiring a Stormwater and Erosion Control Permit, the Applicant, the Applicant's technical representative, the general contractor, pertinent subcontractors, and any Person with authority to make changes to the project, shall meet with the Conservation Commission or Designated Agent to review the permitted plans and proposed implementation.

B. **Inspection** – For all projects requiring a Stormwater and Erosion Control Permit, the Conservation Commission or Designated Agent shall make inspections as hereinafter required and shall either approve that portion of the work completed or shall notify the Permittee if the work fails to comply with the approved plans and any conditions of approval. One copy of the approved plans and conditions

of approval, signed by the Conservation Commission or Designated Agent, as applicable, shall be maintained at the Site during the progress of the work. In order to obtain inspections, the Permittee shall notify the Conservation Commission or Designated Agent at least three (3) business days (Saturdays, Sundays and legal holidays excluded) before each of the following events:

- 1) Erosion and Sedimentation control and tree protection measures are in place and stabilized;
- 2) Site Clearing and rough Grading have been substantially completed;
- 3) Final Grading has been substantially completed;
- 4) Bury Inspection: prior to backfilling of any underground drainage or Stormwater conveyance structures;
- 5) Close of the Construction Season; and
- 6) Final landscaping (permanent Stabilization) and project final completion.

C. Permittee Inspections - The Permittee or the Permittee's agent shall conduct and document inspections of all control measures no less than weekly or as specified in the permit, and prior to and following anticipated storm events. The purpose of inspections will be to determine the overall effectiveness of the Erosion and Sedimentation Control plan, and the need for maintenance or additional control measures. The Permittee or the Permittee's agent shall submit monthly reports to the Conservation Commission or Designated Agent in a format approved by the Conservation Commission. The Conservation Commission or Designated Agent may require, as a condition of approval, that an Environmental Site Monitor, approved by the Conservation Commission or Designated Agent, be retained by the Applicant to conduct such inspections and prepare and submit such reports to the Conservation Commission or Designated Agent.

D. Access Permission - To the extent permitted by law, or if authorized by the Owner or other party in control of the property, the Conservation Commission, its agents, officers, and employees may enter upon privately owned property for the purpose of performing their duties under this By-Law and may make or cause to be made such examinations, surveys or sampling as the Conservation Commission deems reasonably necessary to determine compliance with the permit.

Section 10 Surety for Stormwater and Erosion Control Permits

The Conservation Commission or Designated Agent may require the Permittee to post before the start of the Land-Disturbing Activity subject to a Stormwater and Erosion Control Permit, a surety bond, irrevocable letter of credit, cash, or other acceptable security. The form of the bond shall be approved by town counsel, and be in an amount deemed sufficient by the Conservation Commission to ensure that the work will be completed in accordance with the permit. If the project is phased, the Conservation Commission may release part of the bond, as a proportion of the completed phase(s), but the bond may not be fully released until the Conservation Commission has received the final report as required by Section 11 and issued a certificate of compliance pursuant to Section 13.

Section 11 Final Reports for Stormwater and Erosion Control Permits

Upon completion of the work under a Stormwater and Erosion Control Permit, the Permittee shall submit a report certifying that all Erosion and Sedimentation control devices, elements of the Application, and approved changes and modifications, have been completed in accordance with the conditions of the approved permit. Any discrepancies should be noted in the cover letter. In addition, the final report for a Major Stormwater and Erosion Control permit shall include certified as-built construction plans from a registered professional engineer (P.E.) or registered professional land surveyor. As a condition of plan approval for a Minor Stormwater and Erosion Control project, the Conservation

Commission's Designated Agent may require that the final report include certified as-built construction plans from a registered professional engineer (P.E.) or registered professional land surveyor.

Section 12 Enforcement

A. The Conservation Commission retains the right to oversee and review all matters relating to Land-Disturbing Activities within the Town of Natick. The Conservation Commission or Designated Agent shall enforce this By-Law, regulations, orders, violation notices, and enforcement orders, and may pursue all civil and criminal remedies for such violations.

B. Orders

- 1) The Conservation Commission or Designated Agent may issue a written order to enforce the provisions of this By-Law or the regulations thereunder, which may include, but are not limited to, the following:
 - (a) a requirement to cease and desist from the Land-Disturbing Activity until there is compliance with the By-Law and/or the provisions of the Stormwater and Erosion Control Permit;
 - (b) maintenance, installation or performance of additional Erosion and Sedimentation control measures;
 - (c) monitoring, analyses, and reporting; and/or
 - (d) remediation of Erosion and Sedimentation resulting directly or indirectly from the Land-Disturbing Activity.
- 2) If the Conservation Commission or Designated Agent determines that abatement or remediation of Erosion and Sedimentation is required, the order shall set forth a deadline by which such abatement or remediation must be completed. Said order shall further advise that, should the violator or Owner fail to abate or perform remediation within the specified deadline, the Town of Natick may, at its option, undertake such work, and the Owner shall reimburse the Town for its expenses.
- 3) Within thirty (30) calendar days after completing all measures necessary to abate the violation or to perform remediation, the violator and the Owner shall be notified of the costs incurred by the Town of Natick, including administrative costs. The violator or Owner may file an appeal objecting to the amount or basis of costs with the Conservation Commission within thirty (30) calendar days of receipt of the notification of the costs incurred. If the amount due is not received by the expiration of the time in which to file an appeal within thirty (30) calendar days following a decision of the Conservation Commission affirming or reducing the costs, or from a final decision of a court of competent jurisdiction, the costs shall become a special assessment against the Owner and shall constitute a lien on the Owner's property for the amount of such costs. Interest shall begin to accrue on any unpaid costs at the statutory rate, as provided in M.G.L. c. 59, §57, or any other successor statute, after the thirty-first calendar day following the calendar day on which the costs were due.

C. **Criminal Penalty** - Any Person who violates any provision of this By-Law, regulation, order or permit issued thereunder, shall be punished by a fine of not more than \$300.00 for each offense. Each calendar day that such violation occurs or continues shall constitute a separate offense.

D. **Non-Criminal Disposition** - As an alternative to criminal prosecution or civil action, the Town of Natick may elect to utilize the non-criminal disposition procedure set forth in G.L. Ch.. 40, §21D in

which case the Conservation Commission or Designated Agent shall be the Authorized Enforcement Agency. The penalty for each violation shall be \$300.00. Each calendar day that such violation occurs or continues shall constitute a separate offense.

E. **Appeals** - All decisions or orders of the Conservation Commission shall be final. Further relief shall be to a court of competent jurisdiction.

F. **Remedies Not Exclusive** - The remedies listed in this By-Law are not exclusive of any other remedies available under any applicable federal, state or local law.

Section 13 Certificate of Stormwater and Erosion Control Permit Compliance

Since a Stormwater and Erosion Control Permit runs with the title of a property, the Permittee shall request the Conservation Commission to issue a Stormwater and Erosion Permit Certificate of Compliance upon receipt and approval of the final reports and/or upon otherwise determining that all work of the permit has been satisfactorily completed in conformance with this By-Law. The Certificate of Compliance shall be recorded at the Commonwealth of Massachusetts Middlesex South Registry of Deeds by the Owner(s).

Section 14 Severability

If any provision, paragraph, sentence, or clause of this By-Law or the application thereof to any Person, establishment or circumstance shall be held invalid for any reason, all other provisions, to the maximum extent permitted by law, shall continue in full force and effect.”

ARTICLE 21
West Natick Fire Station Signal Controls
(Board of Selectmen)

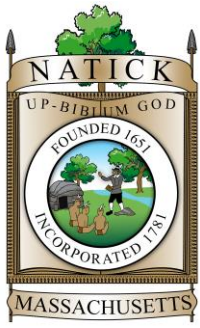
MOTION:

Move that the Town vote, subject and pursuant to General Laws Chapter 40, Section 3, Section 4, and Section 15, and any other enabling law, to authorize the Board of Selectmen to release and convey all right, title and interest held by the Town, to the Commonwealth of Massachusetts Department of Transportation, on such terms and conditions, which may be nominal consideration, as the Board of Selectmen deems appropriate, of a portion of certain Town property located at 268 Speen Street for a shared use walkway for pedestrian travel to be located within the state highway layout; the portion to be discharged will not exceed 0.35 s.f. and is to be located one (1) foot from the innermost side of the shared use walkway that travels along the Route 9 off-ramp; and to take all action necessary or appropriate to accomplish the purposes of this article.

ITEM TITLE: Fiscal Forecast for FY 2020-2024 and Capital for Fall Town Meeting
ITEM SUMMARY:

ATTACHMENTS:

Description	Upload Date	Type
Memo-M. Malone	9/16/2019	Cover Memo
Four-Year Financial Forecast FY 20-24	9/16/2019	Cover Memo
Capital Improvements	9/15/2019	Cover Memo
Capital Equipment	9/15/2019	Cover Memo
Article 11 Proposed Motion	9/15/2019	Cover Memo
Article 12 Proposed Motion	9/15/2019	Cover Memo



TOWN OF NATICK MASSACHUSETTS

MELISSA A. MALONE
TOWN ADMINISTRATOR

MEMO

To: Board of Selectmen
From: M. Malone, Town Administrator
Cc: Town Administration, J.Townsend, B.Chenard, & S.O'Brien
Date: September 13, 2019
Re: Financial Indicators & Four-Year Projections

Executive Summary

The Four-Year Financial Projections provide a comprehensive overview of potential revenues and expenditures for the upcoming fiscal years. The intent of providing the forecasts is to have a realistic outlook that will highlight town-wide operating trends and facilitate productive financial planning. Based on the financial indicators at this time, Natick is in a stable financial position, which helps to ensure strong credit ratings and short-term financial flexibility.

Under Proposition 2^{1/2}, the levy increases are dependent on New Growth to increase the tax base to support budget increases. While local receipts and state aid help, they provide a smaller percentage of the revenues and have greater variances as compared to property taxes. It is imperative that we build and follow a strategic budgeting plan. This means balancing the immediate needs of the Town with our long-term values and visions for our community. With budget constraints, prioritization and compromise are required to ensure every Town department has the tools it needs to succeed.

Further, as we prudently plan we must take into account the very real possibility of a slowing economy. Based on our analysis if there is a recession similar to 2007-2009, the Town would be able to sustain its budget for an additional 18 months.

Forecasts

With a continued effort to educate our community as a whole, and in the effort of full transparency, we have created two forecasts – actual and budget. While there are some differences in methodology, both demonstrate that in the coming few years expenses exceed revenues.

- The “Actual Forecast” is exclusively based upon actual historical spend along with projections of CBAS and personal costs. The actual forecast also takes into account a vacancy rate of around 4% that is then discounted from estimates of personnel appropriations.
- The “Budget Forecast” outlines potential appropriation increases based on projected CBAs, personnel costs, and operating expense inflationary increases, with the view to the past but rolling forward the FY 20 budget.

Revenues

At this time, our revenue projections are preliminary and there will be modifications (increases and decreases) as we move forward with the budget process. That said we must use informed assumptions to help plan and guide discussions. The following assumptions provide context for the initial revenue forecast.

- Tax Levy – Prior year tax levy, plus 2.5%, plus debt exclusions (offset with part of debt service expense), with New Growth estimated between \$1.2M - \$950k.
- State Aid – Projected growth of 2%-3% annually with a 1% increase to charges.
- Local Receipts & Other Local Receipts – An initial decrease from the FY20 budget based on anticipated reduced investment income and other revenues, such as ambulance revenue and motor vehicle excise, that are not materializing to the same degree.

Expenses

Given the difference between the actual and budgeted forecasts, the expense assumptions for each are different.

Actual Forecast Expenses

Personnel Costs

- Collective Bargaining Agreements COLA projected at 2%, 3%, 1% through FY21, and 2% COLA increase for FY22 – FY24
- Step increases have been forecasted by bargaining unit
- Personnel Board employees 2% merit
- Vacancy rates calculated based on average of FY17-FY19 approximately 4% which has been reduced from projected personnel expense

Operating Expenses

- These expenses assumptions are derived from a combination of sources: expenses from FY 19, historical averages, regressive modeling, and inflationary index of 1.7%.

Budget Forecast Expenses

Personnel Costs

- Collective Bargaining Agreements COLA projected at 2%, 3%, 1% through FY21, and 2% COLA increase for FY22 – FY24
- Step increases have been forecasted by bargaining unit
- Personnel Board employees 2% merit

Operating Expenses

- Using current expense appropriations with inflationary indexes to project out the next few years.

Outstanding issues and items of note

While the forecasts provide informed estimates there remain some budgetary line items that are difficult to predict at this time.

- There are remaining outstanding collective bargaining agreements.
- While the FY 19 local receipts came in over budget, they were erratic with a significant downturn in ambulance revenue, motor vehicle excise, and parking. Mitigating those decreases were increases in investment income, and supplemental taxes but are those unreliable for future years.
- Neither forecast includes new programming or initiatives going forward.
- Free Cash use as well as Stabilization/OPEB funding remains level in the forecasts.
- We need to better understand the Natick Public School Department's historical and future enrollment trends, and refine the personnel cost projections.
- Benefit costs are highly variable in the regression model utilized and had the costs at about 0.8% annually. Of the benefit appropriation, health insurance has had turn backs of 805k in FY17, 466k in FY18, and 759k in FY19. The uncertainty of this large expense year over year, and reduction of options available to reduce premiums makes this budget driver difficult to extrapolate into the future.

Conclusion

I recognize that the forecasts may cause alarm and worry for some, while some others may claim they saw this all coming and times changes and everything has to increase. The forecasts should help inform discussions, so that we can analyze the past and chart a predictable path forward for our community.

It is my recommendation that the Board of Selectmen, as the chief policy making board of the Town of the Natick utilize these indicators and forecasts to help make critical financial planning determinations for our community in the months and year ahead. Town Administration remains committed to working with the entire community to understand their concerns and provide viable solutions.

Financial Indicators & Trend Analysis 4 Year Financial Forecasts Fy 20-24



Board of Selectmen
September 16, 2019



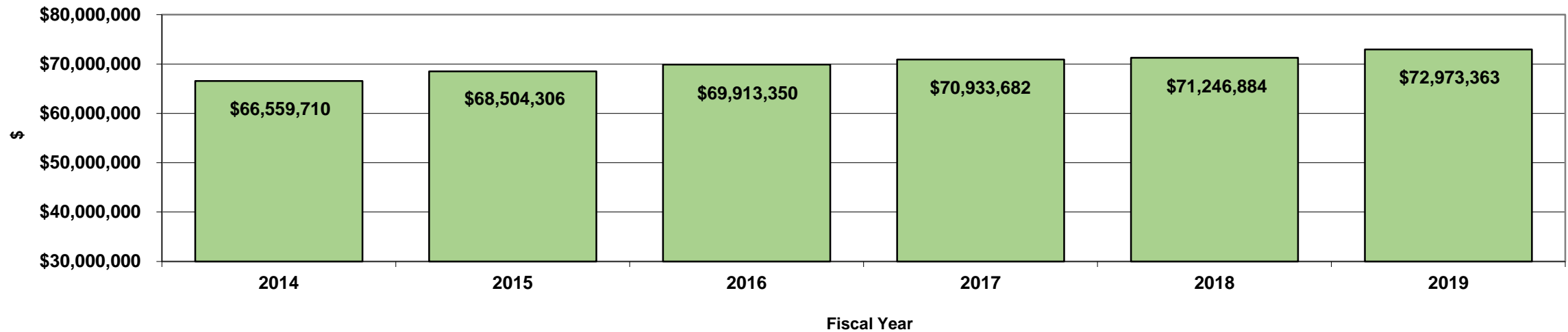
- **Financial Indicators:**

The purpose of the financial indicators is to provide recognizable and impactful measures that help define the Town's financial well-being. Overall Natick remains in a stable fiscal condition

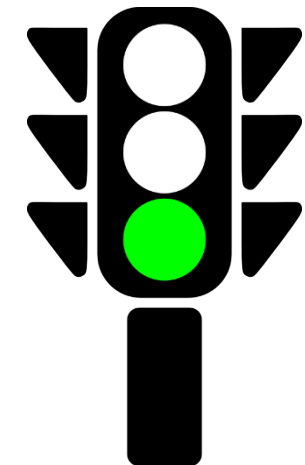
The following slides contain 15 measures plus supplementary information to provide context to the Town's financial health. Each slide has a graph, a trend guideline, analysis, and a traffic light for measures (green – favorable, yellow – marginal, red – unfavorable).



Property Tax Revenues less debt exclusions (constant dollars)

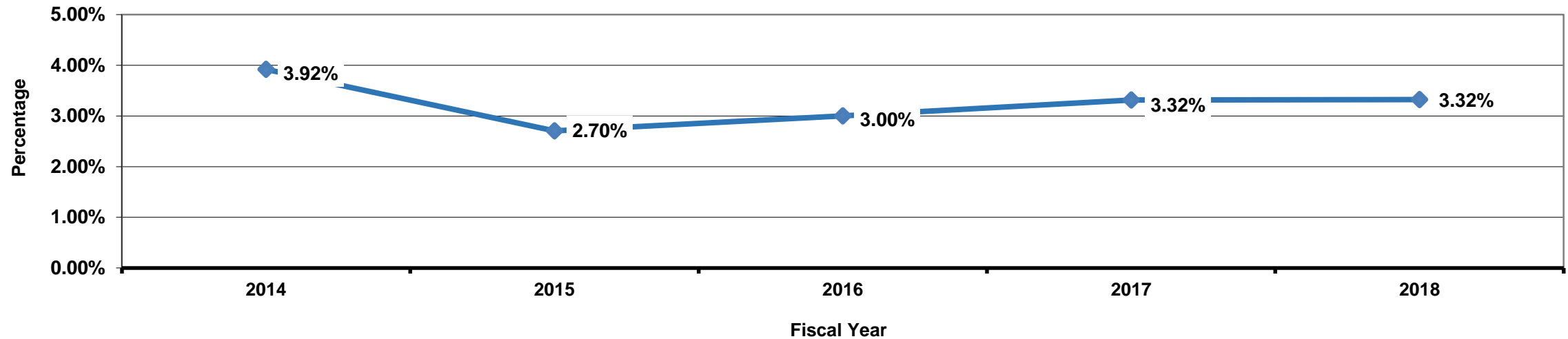


- **Trend Guideline**: A decline in property tax revenues (constant dollars) is considered a warning indicator.
- **Analysis**: Property tax revenues are analyzed separately because it is the Town's primary revenue source for both operating and capital spending. Increases due to overrides, while enhancing the Town's ability to deliver services, must be weighed against the impact on taxpayers ability to pay. Significant increases to property tax revenues are derived from New Growth and overrides.





Uncollected Taxes as a Percentage of Net Property Tax Levy

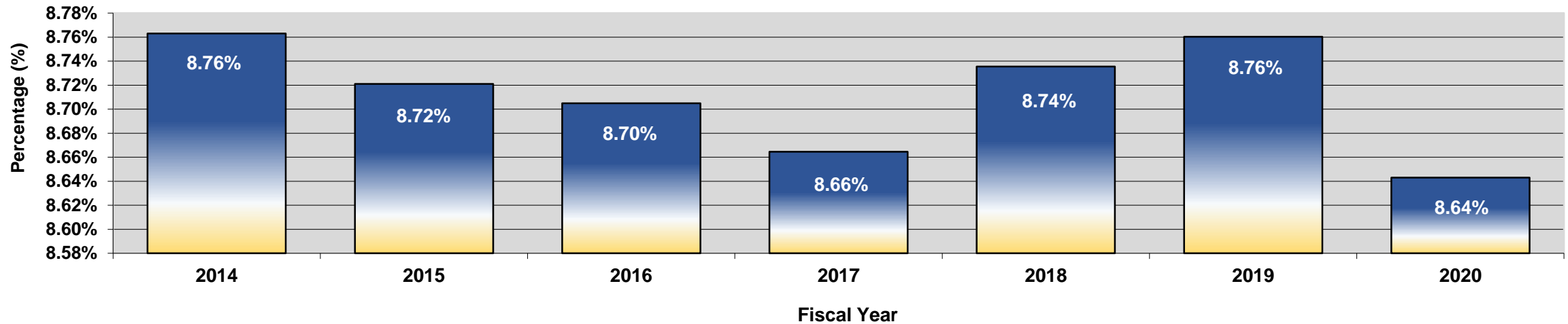


- **Trend Guideline:** Uncollected property taxes (as a percent of the tax levy) of 5 – 8% is considered a warning indicator by bond rating agencies.
- **Analysis:** If uncollected taxes remain between 5-8% of a community's net tax levy (tax levy less overlay) or the trend shows uncollected taxes increasing, a town is in a weak financial position in terms of tax collection. This may be a consequence of a weakness in the local economy or a result of inadequate tax collection procedures. An increasing percent of uncollected taxes would lead to long-term cash flow problems for the community. If left unchecked, inadequate cash flow would impact a community's ability to pay its obligations (debt or otherwise) on time, or force it to defer necessary purchases. Natick has a continued strong trend of excellent tax collection.





State Aid as a % of operating revenues

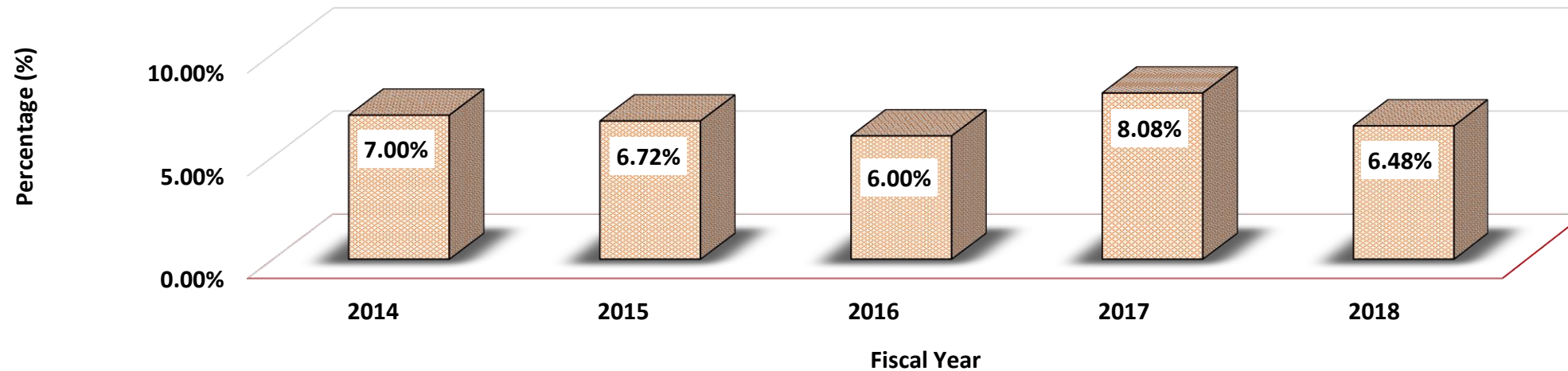


- **Trend Guideline:** Reductions in State Aid as a percentage of operating revenues is considered a warning indicator particularly if the Town does not have adequate reserves to offset reductions.
- **Analysis:** Designed to fund a variety of local services (education, veterans, and general operations), State Aid is an important component of the overall revenue picture. Any decline in State Aid is troublesome as towns have become somewhat reliant on such revenue, which is not guaranteed. In recent years Natick has experienced moderate increases to Net State Aid (Revenues – Charges & Offsets) with Net State Aid revenues comprising over 8.5% of the operating budget.





Economic Growth Revenues as a % of Operating Revenues

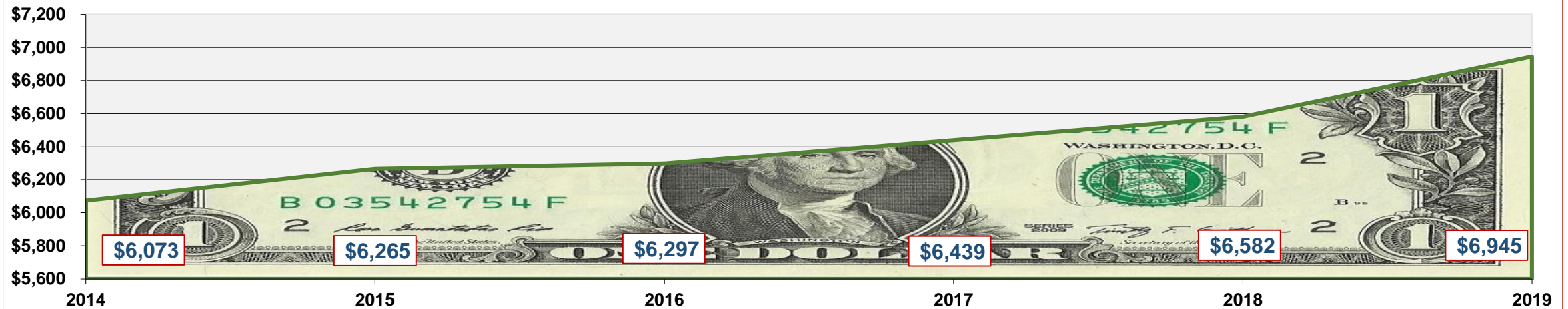


- **Trend Guideline:** Decreasing economic growth revenues as a percentage of net operating revenues is considered a warning indicator.
- **Analysis:** Revenue related to economic growth include classifications such as: permit fees, new tax levy growth resulting from new construction, and items such as motor vehicle excise taxes. A decrease in building permit fees may be a leading indicator of smaller future increases in the tax levy. Despite the inherent nature of this indicator to fluctuate with the economy, inflation and other influences, Natick has been fortunate to have consistently maintained approximately 7%. In recent years economic growth revenues have been substantial (MathWorks, and residential remodels), but it's difficult to bank on historical numbers due to the volatility of the construction market.





Operating Expenditures Per Household (constant dollars)

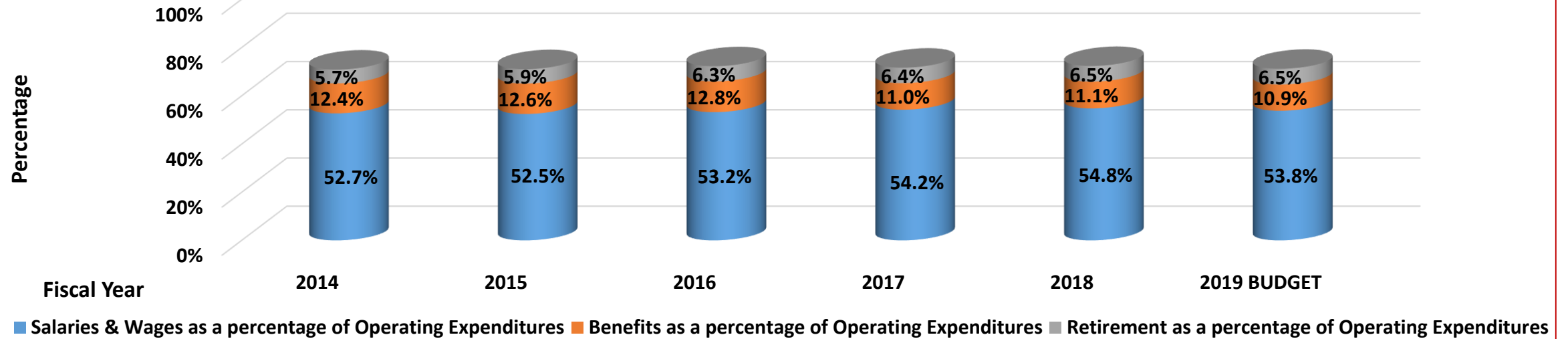


- **Trend Guideline:** Increasing net operating expenditures per household, in constant dollar, may be considered a warning indicator
- **Analysis:** Increasing operating expenditures per household can indicate that the cost of providing services is potentially outpacing taxpayer's ability to pay, especially if spending is increasing faster than household income. Increasing expenditures may also indicate that the demographics of the Town are changing, requiring increased spending in related services. In the aggregate from FY15 – FY19 the operating expenses per household has increased an average of 2.73% annually.

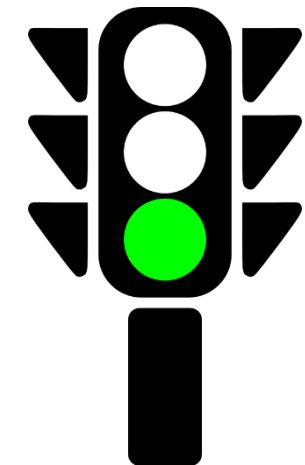




Salaries & Benefits as % of Operating Expenses

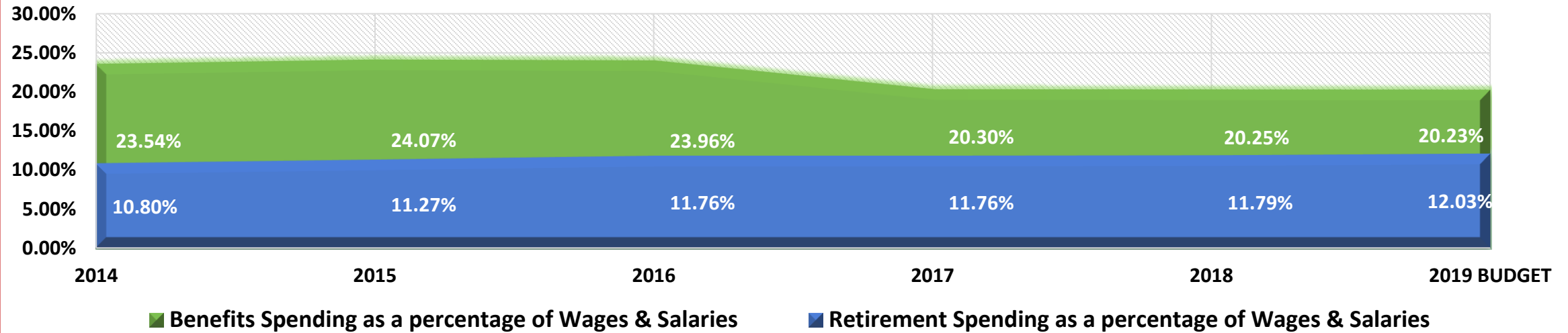


- **Trend Guideline:** Increasing personnel costs as a percentage of total spending is considered a warning factor. This graph represents municipal and school departments combined.
- **Analysis:** Increasing salaries and wages as a percent of operating expenditures may be an indicator of two trends: 1) It may point to future pension and health insurance costs since both of these items are related to the number and compensation level of employees. 2) If salaries and wages as a percent of operating expenditures are increasing, it may be an indicator that the Town is not adequately funding its capital needs or of deferred maintenance of the Town's infrastructure. As a percent of operating expenses, municipal and school departments have been consistent in using approximately 72% of the operating budget for these expenses. Staffing increases (especially benefit eligible) could impact these ratios significantly.





Benefits Spending as a Percentage of Wages & Salaries

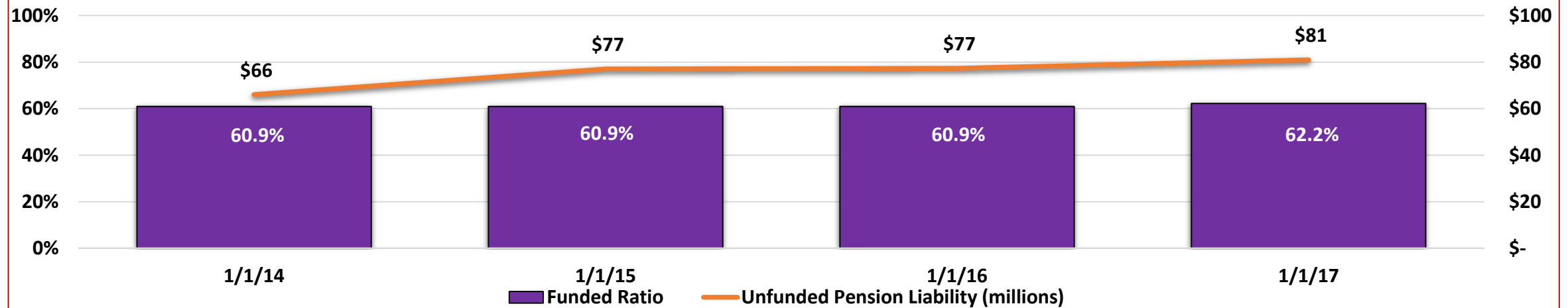


- **Trend Guideline:** Increasing benefit costs as a percentage of wages and salaries is considered a warning indicator
- **Analysis:** This indicator demonstrates significant growth in health care costs. Natick has been able to find savings in recent years by restructuring health plans from Rate Savers to Benchmark as well as High-Deductible plans. Even with those changes, premiums increased by 5 - 9.5% from FY19 to FY20. The increase in health care costs means funds for other purposes are being spent to maintain an existing benefit.





Pension Liability (% funded) & Unfunded Pension Liability

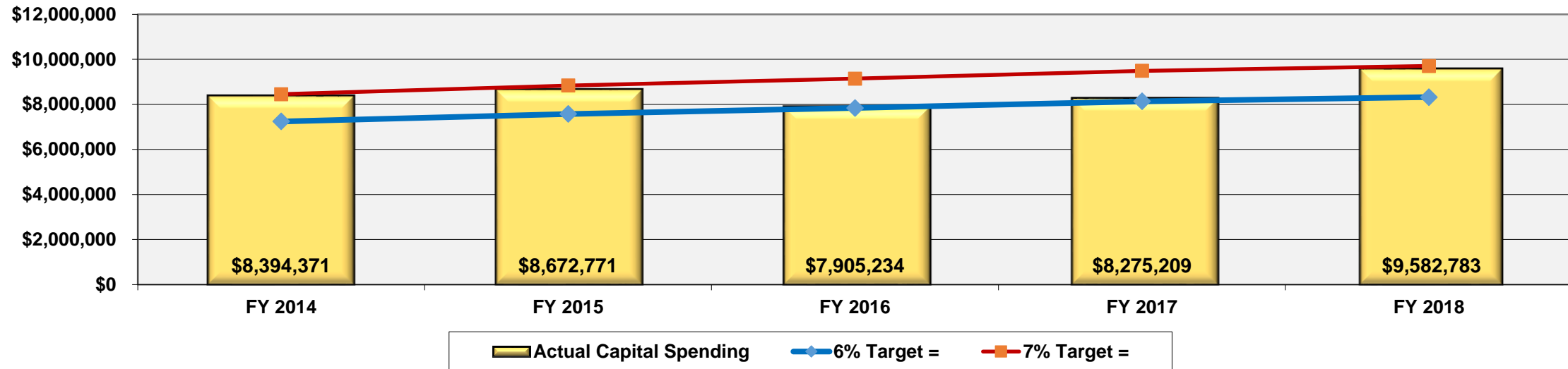


- **Trend Guideline:** An unfunded pension liability or increase in the unfunded liability is considered a warning indicator.
- **Analysis:** As of January 1, 2017, there were 1,179 participants in the Natick Retirement System - 644 active, 138 inactive and 397 retired participants and beneficiaries. Town Meeting appropriates an annual contribution to the system as determined by an actuarial study.

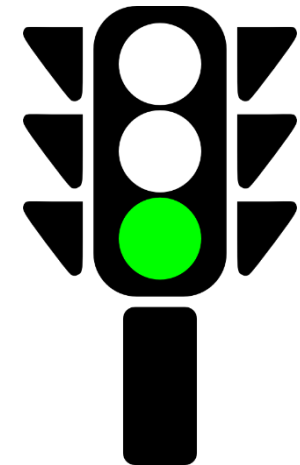




Capital Replacement & Renewal: Actual vs. Targets, FY 2014-2018

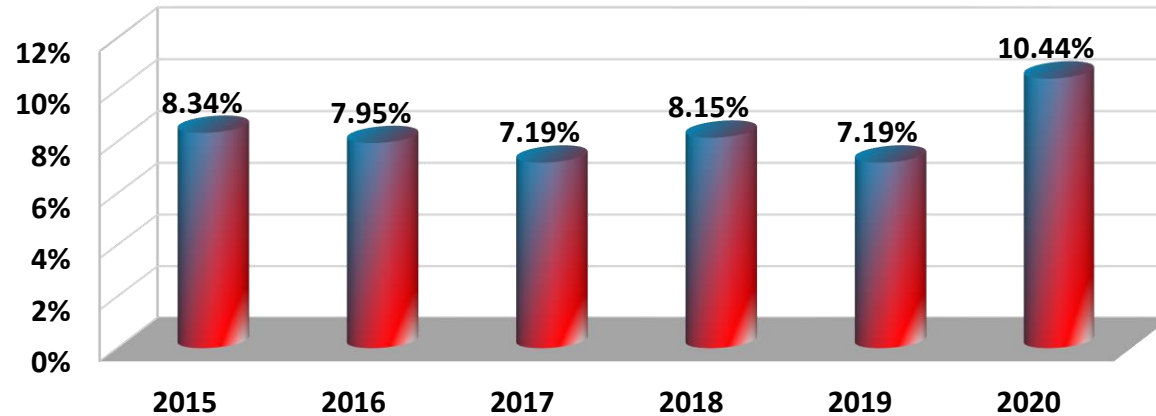


- **Trend Guideline:** A three or more year decline in capital spending from operating funds as a percentage of gross operating revenues is considered a warning indicator.
- **Analysis:** Timely replacement of capital equipment and infrastructure benefits the community in the long-run as it increases efficiency and keeps maintenance costs lower while providing better facilities to the general public. A decline of spending on capital over a three-year period is considered a warning sign by industry standards.

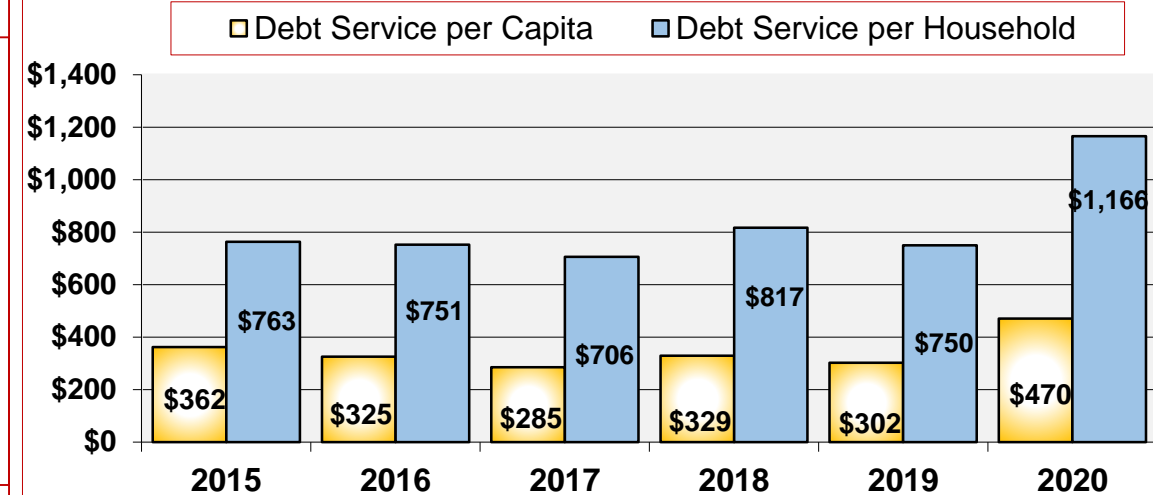




Debt Service as a % of General Fund Revenue



Debt Service per Capita/per Household

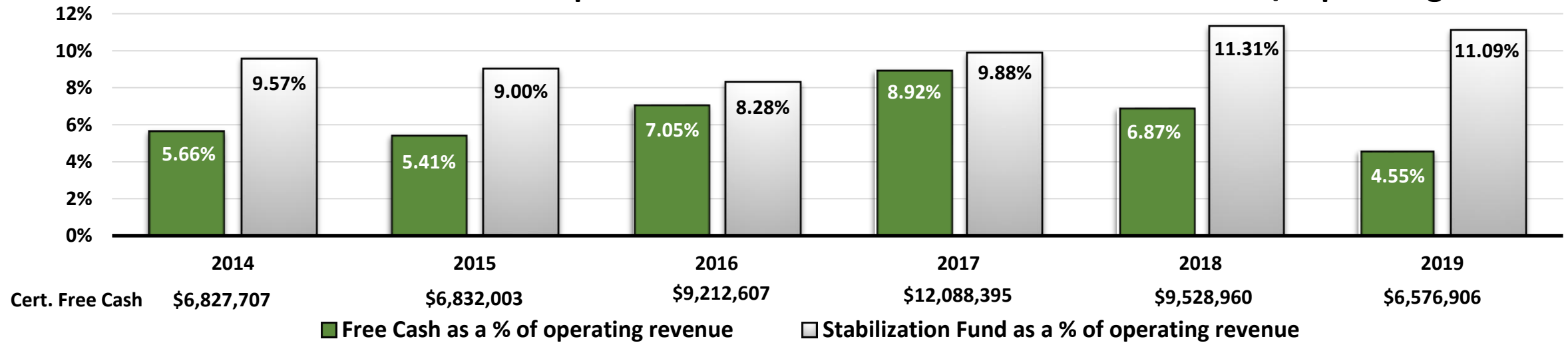


- **Trend Guideline:** Debt Service exceeding 20% of operating revenues is considered a significant warning indicator by credit rating agencies.
- **Analysis:** Debt is the chief financing tool utilized by municipalities to continually replace and maintain its capital infrastructure. It is important to monitor how much debt the Town has and determine what impact the amount of debt service has on the operating budget and the taxpayers.

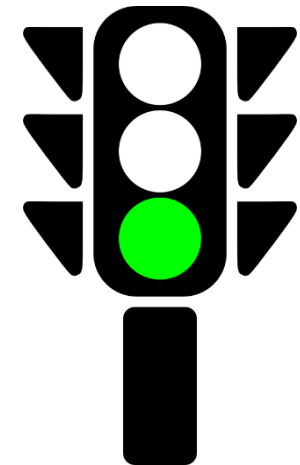




General & Operational Stabilization and Free Cash Balances / Operating Revenue

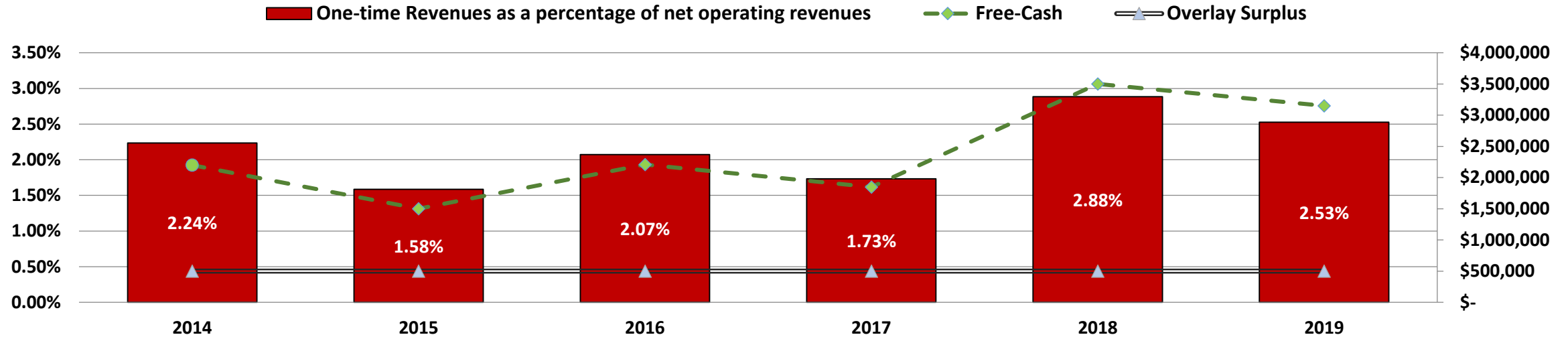


- **Trend Guideline:** Declining reserves as a percentage of operating revenues is considered a warning indicator. GFOA recommends undesignated fund balance be 5-15% of operating revenues.
- **Analysis:** Reserves can be used for many different purposes. Primarily, reserves are used to buffer against service reductions due to economic downturns or major emergencies. AAA communities are expected to maintain reserve positions between 8-15% of net operating revenues.

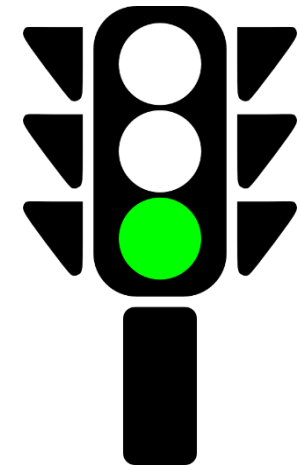




One-Time Operating Revenues / Net Operating Revenues & One-Time Trends

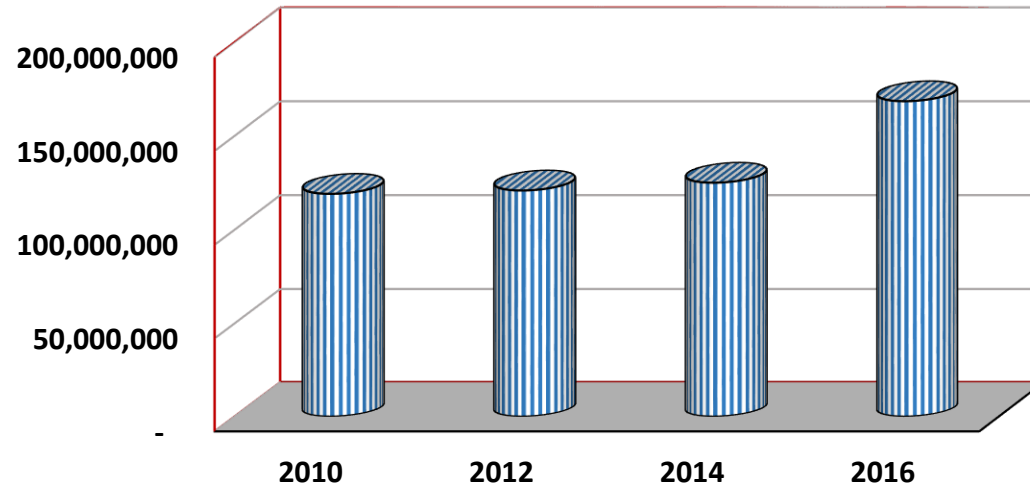


- **Trend Guideline:** Increasing use of one-time revenues as a percentage of operating revenues is considered a warning indicator.
- **Analysis:** Municipalities may utilize reserves and one-time revenues to balance annual operating budgets, sustain programs in times of economic downturn, or fund one-time expenses. As a general rule, however, one-time revenues should not be used to sustain ongoing operations because they exist only once and then they are depleted.

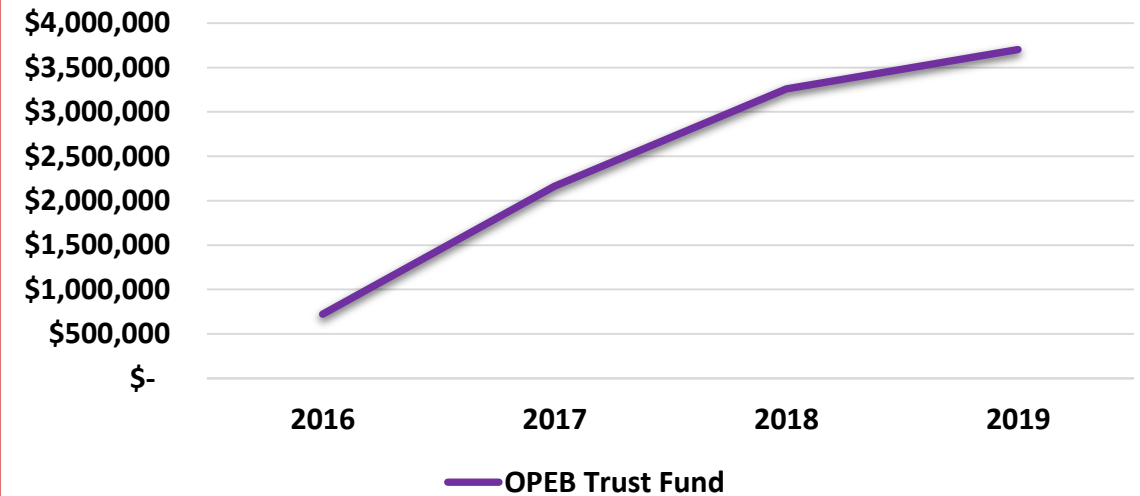




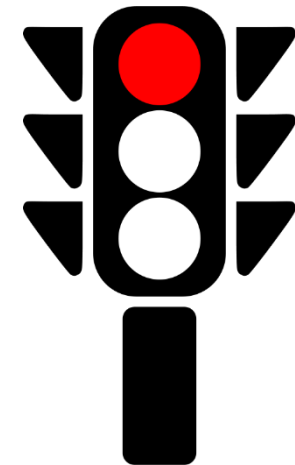
OPEB UAAL



OPEB Trust Fund

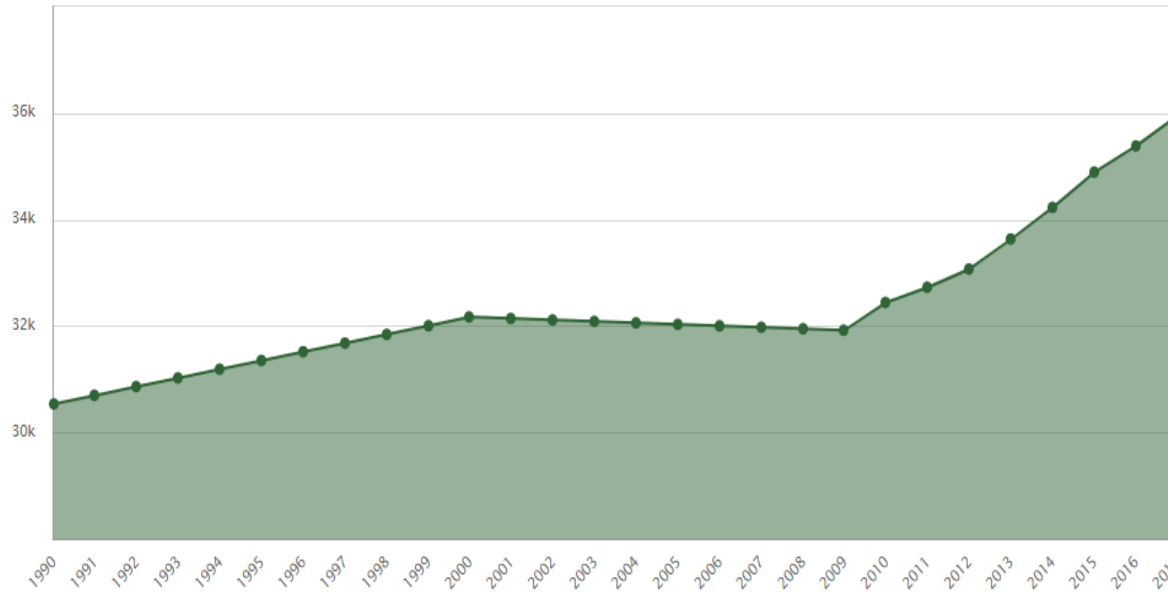


- **Trend Guideline:** An unfunded OPEB liability or increase in the unfunded liability is considered a warning indicator.
- **Analysis:** OPEB (Other Post-Employment Benefits) are healthcare and life insurance benefits provided by the Town for retirees (including schools). As of July 1, 2016, the unfunded actuarial accrued liability (UAAL) was approximately \$168M.



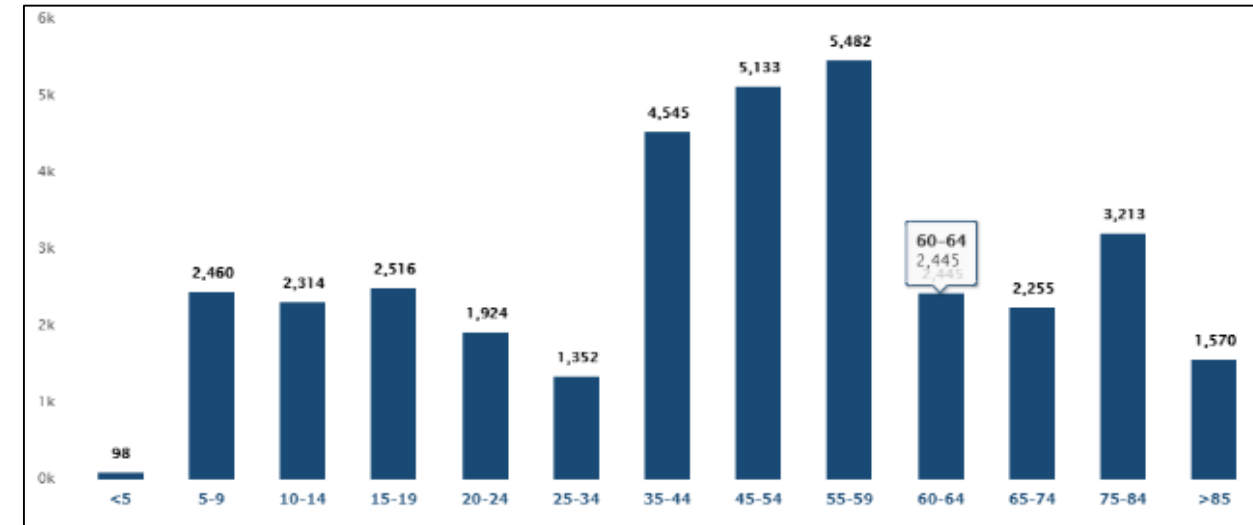


Population



* Data Source: American Community Survey, 2010 Census, 2000 US Census and 1990 US Census

Population by Age Group

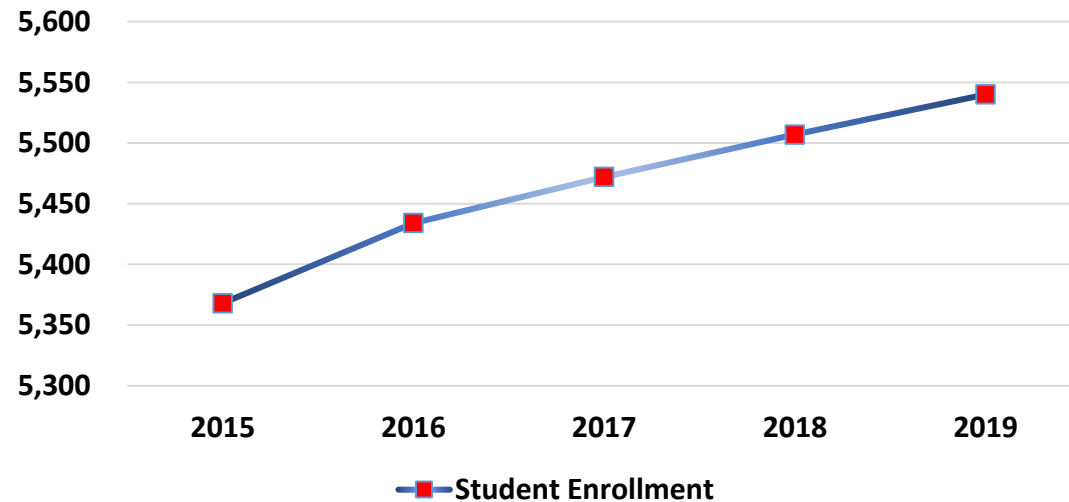


- **Trend Guideline:** Rapid changes in population which may affect service levels may be considered a warning indicator
- **Analysis:** Population has steadily increased in recent years and remains fairly balanced across age groups.

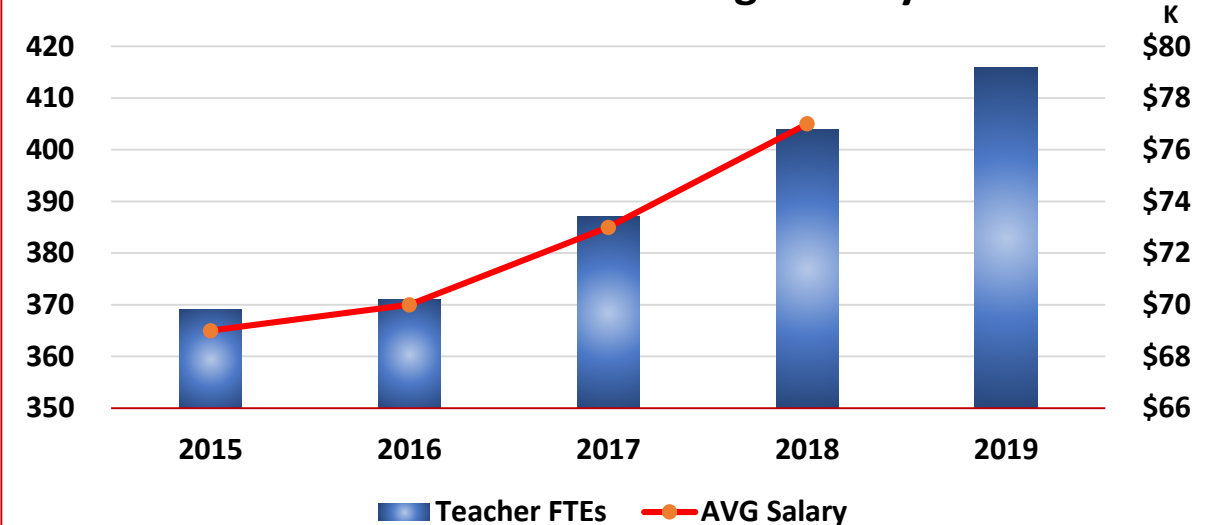




Student Enrollment



Teacher FTEs & Average Salary



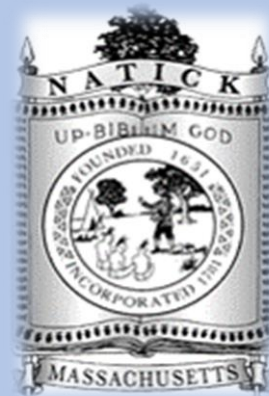
- **Trend Guideline:** Rapid changes in school enrollment may affect service levels may be considered a warning indicator. (Above graphs Student Enrollment and Teacher FTE & Average Salary pulled from Resource Allocation and District Action Reports RADAR)
- **Analysis:** Similar to municipal services with increases in population, increases in student enrollment put pressure on operating budgets to provide quality education.





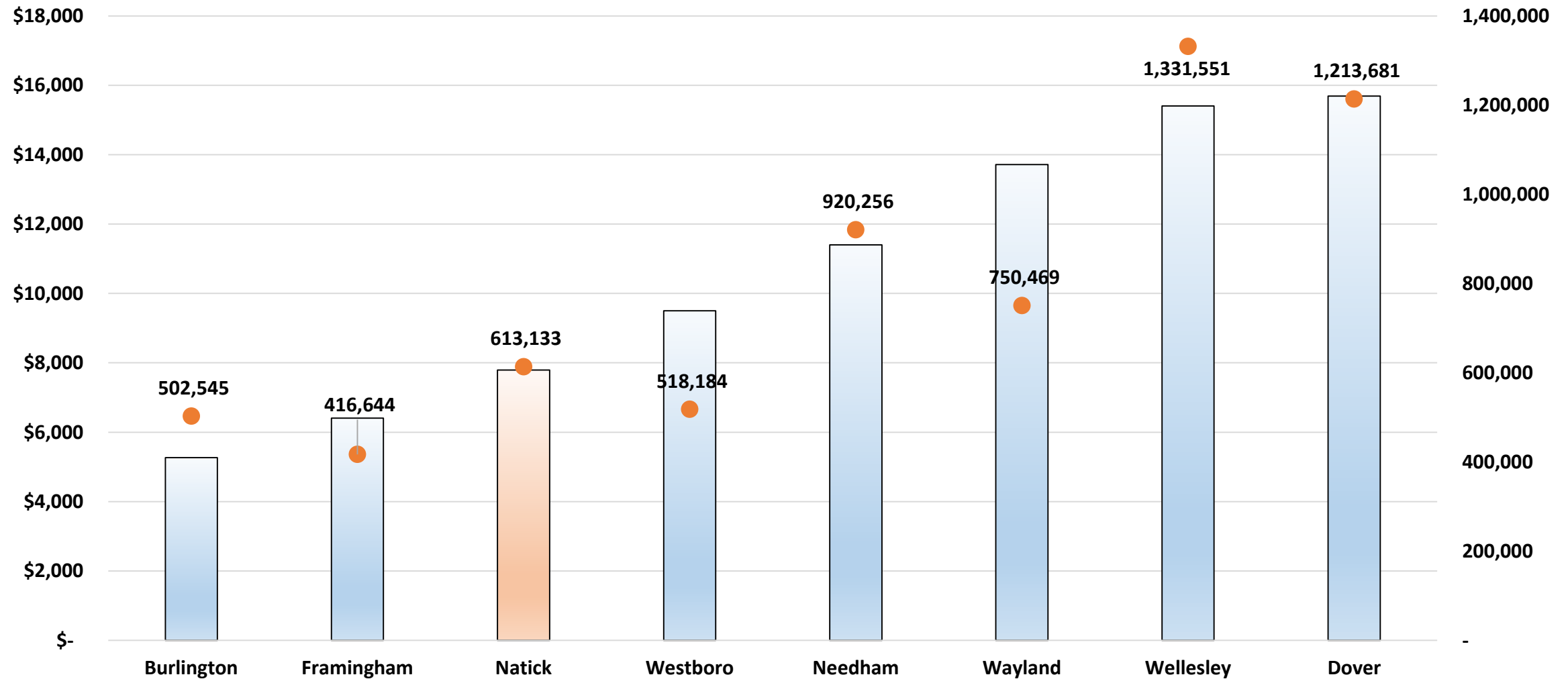
Natick Financial Indicators Dashboard		
Financial Indicator	Trend	Highlights
Property Tax Revenue	Favorable	Adjusted for inflation, property tax collections have experienced modest growth
Uncollected Property Taxes	Favorable	Uncollected property taxes have remained close to 3%
State Aid	Marginal	State Aid receipts has increased along with assessments and other charges
Economic Growth Revenue	Marginal	Economic Growth Revenue has been positive lately but in the past has been volatile
Expenditures per Household	Marginal	Expenses per household have increased by an avg. of 2.7% annually from FY15-19
Personnel Costs	Favorable	Total Natick personnel costs have remained proportional with the budget over time
Employee Benefits	Marginal	Health plans have been restructured to achieve savings but still experience increases
Pension Liability	Marginal	Funded ratio of 62% and the current plan includes 7% increases 2030 funding schedule
Capital Assets & Renewal	Favorable	Strong capital planning and allocation of resources to avoid costly deferred mtnce.
Debt Service	Marginal	Future large scale projects will need to be balanced with the ability to pay
Reserves & Fund Balance	Favorable	Natick remains in the range of expected reserves
One-time Revenues for Operations	Favorable	One-time revenues are spent for operations sustainably
OPEB Liability	Unfavorable	Significant unfunded liability; plan in place to fund after pension is fully funded
Population	Marginal	Moderate population growth has increased the need for services
School Enrollment & Teachers	Marginal	Moderate enrollment growth has increased the need for services

Additional Information



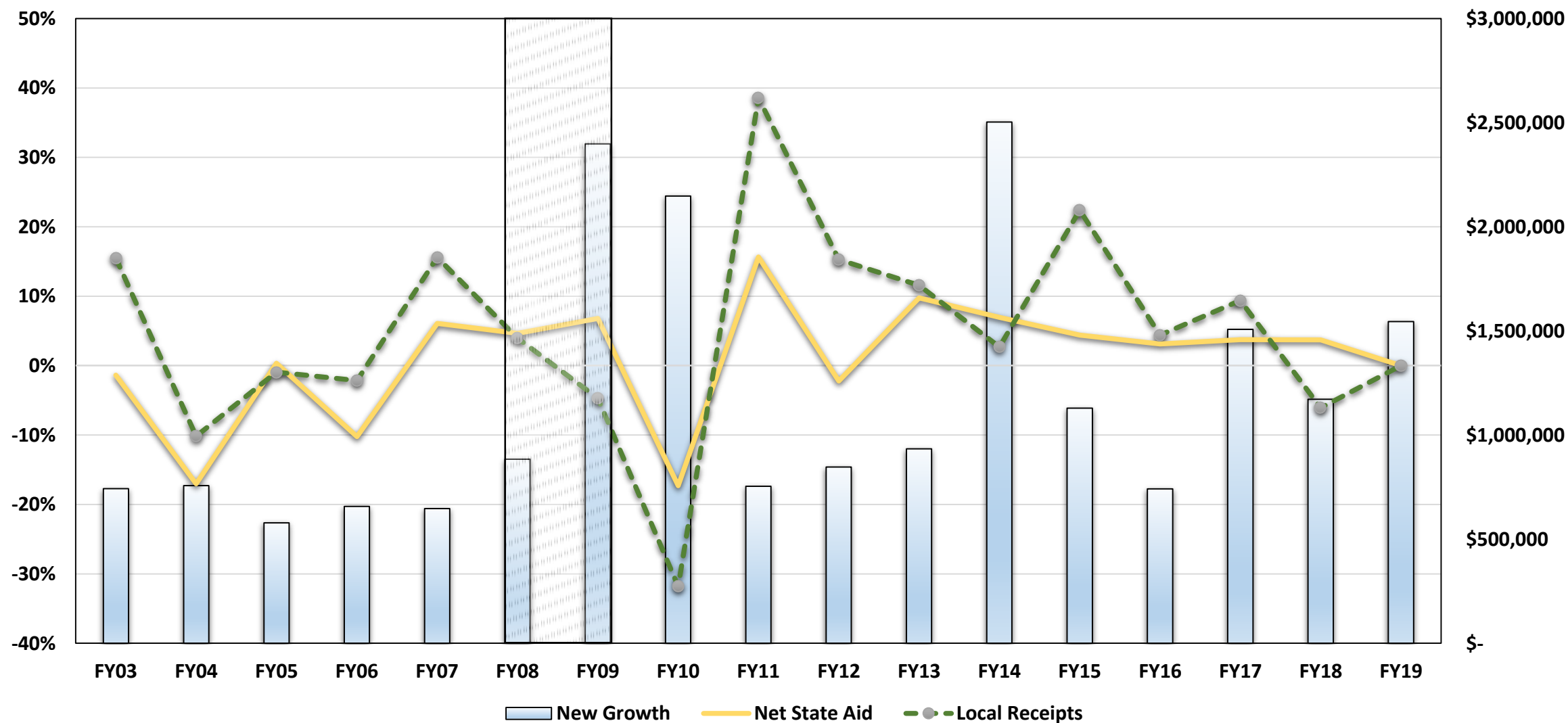


FY19 Avg. Single Family Tax Bill & Assessed Value



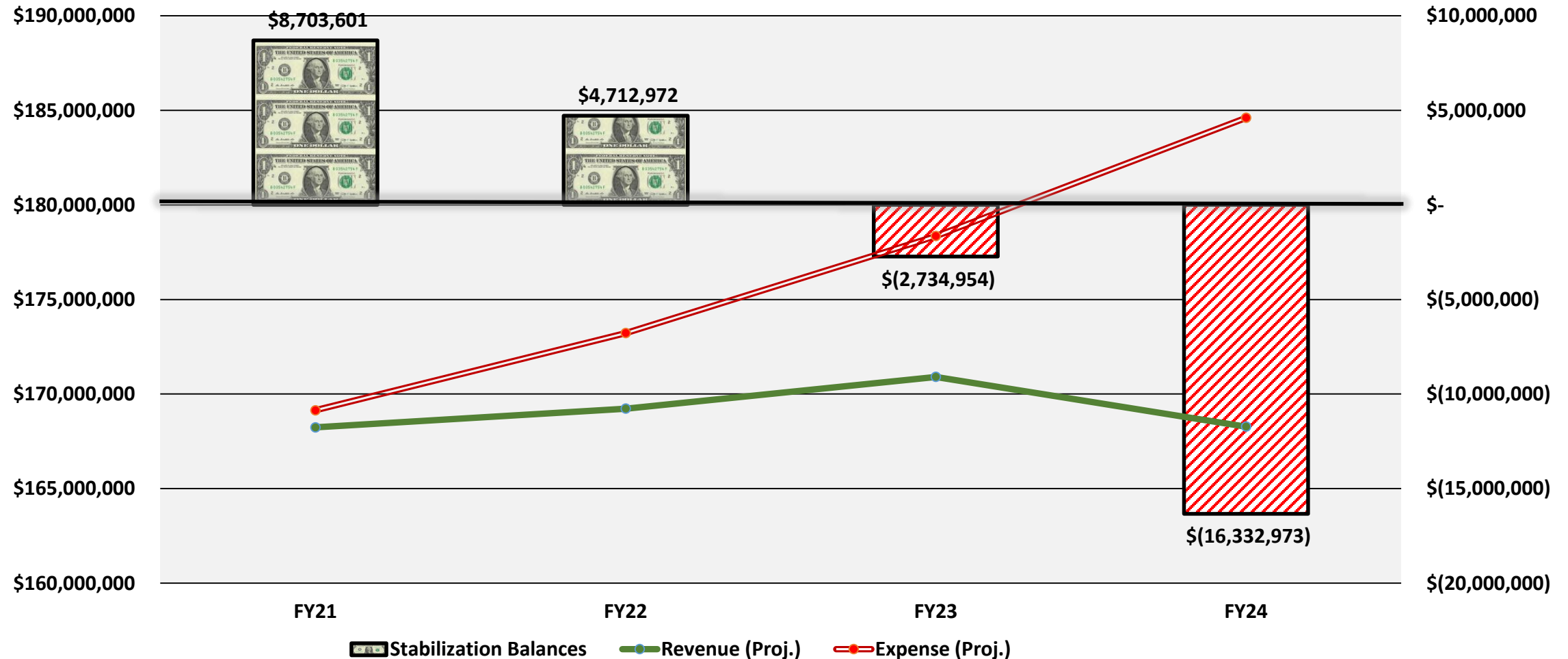


New Growth \$ & Changes in Local Receipts and Net State Aid





Economic Downturn Scenario



With a 2% downturn in State Aid & a 9% reduction in Local Receipts, Stabilization funds (General & Operational) should last 1.8 years with stable operations

4 Year Financial Forecasts





- **Forecast Goals:**

The Four-Year Financial Projection provides an overview of potential revenues and expenditures for the upcoming fiscal years. The intent of the forecast is to have a realistic outlook that will highlight town-wide operating trends and facilitate productive financial planning.





- **“Actual” Forecast:**

The “actual” forecast takes into account expense trends by account as well as the projected CBAs and personnel costs. The actual forecast also takes into account a vacancy rate of close to 4% which is discounted from the personnel appropriations.

- **“Budget” Forecast:**

The budget forecast outlines potential appropriation increases based on CBAs, personnel costs, and operating expense inflationary increases.

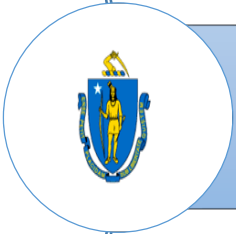




- **Revenue Assumptions:**



Tax Levy – 2.5% Levy, \$1.2M - \$950k New Growth, plus debt exclusions



State Aid – 2% to 3% growth annually (1% increase in charges)



Local Receipts – Decrease in FY21 with 2% growth annually



REVENUE FORECAST FY21 – FY24

	2020 Budget	2021 Forecast	2022 Forecast	2023 Forecast	2024 Forecast	Comments
General Fund Revenues						
1 Tax Levy	121,251,682	125,194,491	129,082,091	132,915,312	131,497,142	2.5% Levy, \$1.2M - \$950k New Growth, plus debt exclusions
2 State Aid	14,938,819	15,379,797	15,802,741	16,197,810	16,521,766	Assumes 2-3% growth annually
3 Local Receipts	17,901,540	16,887,035	17,224,775	17,569,271	17,920,656	Assumes 2% growth annually
4 Other Local Receipts						
5 Indirects	2,585,229	2,624,007	2,663,368	2,703,318	2,743,868	Dependent on GF operating budget assuming 1.5%
6 Free Cash	4,150,000	4,150,000	4,150,000	4,150,000	4,150,000	Assuming level for projection
7 Stabilization Fund	3,617,000	3,216,200	2,117,700	1,611,200	1,923,200	Based on Capital Plan
8 Overlay Surplus	500,000	500,000	500,000	500,000	500,000	Can change based on ATB liabilities
9 Other Available Funds	291,309	282,740	273,992	266,614	257,110	Parking Meter Receipts, Other State Remb., Bond Premiums for HS/CSC
Total General Fund Revenues	165,235,579	168,234,270	171,814,667	175,913,524	175,513,742	



Town of Natick: Financial Indicators

Expense Forecast – “Budget Forecast”

	2020 Budget	2021 Forecast	2022 Forecast	2023 Forecast	2024 Forecast	Comments
General Fund Expenses						
Education & Learning						
10 Natick Public Schools	67,810,346	70,861,812	74,050,593	77,382,870	80,865,099	Assumes 4.5% increase
12 Keefe Tech	1,554,748	1,601,390	1,649,432	1,695,121	1,743,602	Assumes 2.7 - 3% increases
13 Morse Institute Library	2,275,499	2,389,502	2,433,764	2,478,793	2,516,153	Assumes Avg increase of 2.6%
14 Bacon Free Library	190,792	194,068	197,659	201,304	205,542	Assumes Avg increase of 1.9%
15 Public Safety	16,568,716	17,253,437	17,614,432	17,973,184	18,262,486	Assumes Avg increase of 2.5%
16 Public Works	8,858,627	9,355,323	9,494,857	9,667,071	9,826,823	Assumes Avg increase of 2.6%
17 Health & Human Services	2,611,475	2,492,057	2,542,040	2,592,587	2,633,530	Assumes Avg increase of 1.9% (post restructure)
18 Administrative Support Services	7,502,649	6,606,369	6,731,797	6,858,796	6,965,620	Assumes Avg increase of 1.8% (CBA line has been distributed)
19 Committees	120,550	120,550	120,550	120,550	120,550	Assumes level funding
20 Shared Expenses						
21 Fringe Benefits	16,743,422	17,078,290	17,419,856	17,768,253	18,123,618	Assumes 2% increase
22 Prop & Liab. Insurance	807,150	849,275	892,679	934,325	978,548	Assumes Avg increase of 4.9%
23 Retirement	10,070,552	10,752,491	11,505,165	12,310,527	13,172,263	Assumes 7% increases less Non-Contributory Retirement
24 Debt Services	16,626,732	16,456,666	16,445,766	16,810,809	17,302,114	Based on capital plan debt service schedule
25 Reserve Fund	250,000	250,000	250,000	250,000	250,000	Level-Funded
26 Facilities Management	3,426,619	3,592,203	3,656,264	3,723,342	3,774,073	Assumes 2.5% increase
General Fund Oper. Expenses	155,417,877	159,853,434	165,004,855	170,767,532	176,740,022	
26 Capital Improvements	3,617,000	3,216,200	2,117,700	1,611,200	1,923,200	Capital Stab. Fund provides cash funding moving forward.
27 School Bus Transportation	410,137	421,416	433,005	444,912	457,147	Assumes 2.75% annual increase
28 State & County Assessments	1,504,841	1,519,889	1,535,088	1,550,439	1,565,944	Assumes 1% annual increase
29 Cherry Sheet Offsets	359,312	362,905	366,534	370,200	373,902	Assumes 1% annual increase
31 Snow Removal Supplement	350,000	465,000	465,000	465,000	465,000	Assumes Snow & Ice costs of \$1M
32 Overlay	1,015,000	1,000,000	1,000,000	1,000,000	1,000,000	Varies dependent upon valuations, revaluation years
33 Golf Course Deficit	240,000	250,000	245,000	90,000	30,000	Per STGC 5-Year Projection
34 General Stabilization Fund	100,000	100,000	100,000	100,000	100,000	Assumes level funding
35 Operational Stabilization Fund	100,000	100,000	100,000	100,000	100,000	Assumes level funding
36 Capital Stabilization Fund	1,450,000	1,450,000	1,450,000	1,450,000	1,450,000	Assumes level funding
37 OPEB Trust	300,000	300,000	300,000	300,000	300,000	Assumes level funding
38 Misc. Articles	100,000	100,000	100,000	100,000	100,000	Assumes level funding
Total General Fund Expenses	164,964,167	169,138,845	173,217,182	178,349,283	184,605,214	
Net Excess / (Deficit)	271,412	-904,575	-1,402,515	-2,435,759	-9,091,472	



Town of Natick: Financial Indicators

Expense Forecast – “Actual Forecast”

	2020 Budget	2021 Forecast	2022 Forecast	2023 Forecast	2024 Forecast	Comments
General Fund Expenses						
Education & Learning						
10 Natick Public Schools	67,810,346	72,201,014	76,424,774	80,895,623	85,628,017	Assumes 5.85% annual increase based on last 5 year increases
12 Keefe Tech	1,554,748	1,601,390	1,649,432	1,695,121	1,743,602	Assumes 2.7 - 3% increases
13 Morse Institute Library	2,275,499	2,373,100	2,411,309	2,462,066	2,500,072	Assumes Avg increase of 2.4%
14 Bacon Free Library	190,792	194,068	197,659	201,304	205,542	Assumes Avg increase of 1.9%
15 Public Safety	16,568,716	16,921,529	17,275,527	17,627,332	17,911,079	Assumes Avg increase of 2.0%
16 Public Works	8,858,627	9,191,561	9,327,070	9,495,207	9,651,663	Assumes Avg increase of 2.2%
17 Health & Human Services	2,611,475	2,414,342	2,462,693	2,511,585	2,551,257	Assumes Avg increase of 2.3% (post restructure)
18 Administrative Support Services	7,502,649	6,110,007	6,227,177	6,346,506	6,447,129	Assumes Avg increase of 1.8% (CBA line has been distributed)
19 Committees	120,550	105,000	106,785	108,600	110,447	Assumes 1.7% increases
20 Shared Expenses						
21 Fringe Benefits	16,743,422	16,871,597	17,004,361	17,129,232	17,263,522	Assumes 0.8% increases (will vary dependent upon plan changes)
22 Prop & Liab. Insurance	807,150	849,275	892,679	934,325	978,548	Assumes Avg increase of 4.9%
23 Retirement	10,070,552	10,752,491	11,505,165	12,310,527	13,172,263	Assumes 7% increases less Non-Contributory Retirement
24 Debt Services	16,626,732	16,456,666	16,445,766	16,810,809	17,302,114	Based on capital plan debt service schedule
25 Reserve Fund	250,000	250,000	250,000	250,000	250,000	Level-Funded
26 Facilities Management	3,426,619	3,336,096	3,395,866	3,458,686	3,505,968	Assumes 1.4% increase
General Fund Oper. Expenses	155,417,877	159,628,136	165,576,264	172,236,923	179,221,223	
26 Capital Improvements	3,617,000	3,216,200	2,117,700	1,611,200	1,923,200	Capital Stab. Fund provides cash funding moving forward.
27 School Bus Transportation	410,137	421,416	433,005	444,912	457,147	Assumes 2.75% annual increase
28 State & County Assessments	1,504,841	1,519,889	1,535,088	1,550,439	1,565,944	Assumes 1% annual increase
29 Cherry Sheet Offsets	359,312	362,905	366,534	370,200	373,902	Assumes 1% annual increase
31 Snow Removal Supplement	350,000	465,000	465,000	465,000	465,000	Assumes Snow & Ice costs of \$1M
32 Overlay	1,015,000	1,000,000	1,000,000	1,000,000	1,000,000	Varies dependent upon valuations, revaluation years
33 Golf Course Deficit	240,000	250,000	245,000	90,000	30,000	Per STGC 5-Year Projection
34 General Stablization Fund	100,000	100,000	100,000	100,000	100,000	Assumes level funding
35 Operational Stabilization Fund	100,000	100,000	100,000	100,000	100,000	Assumes level funding
36 Capital Stabilization Fund	1,450,000	1,450,000	1,450,000	1,450,000	1,450,000	Assumes level funding
37 OPEB Trust	300,000	300,000	300,000	300,000	300,000	Assumes level funding
38 Misc. Articles	100,000	100,000	100,000	100,000	100,000	Assumes level funding
Total General Fund Expenses	164,964,167	168,913,546	173,788,591	179,818,674	187,086,415	
Net Excess / (Deficit)	271,412	-679,277	-1,973,923	-3,905,150	-11,572,673	



Revenue Side Forecast Issues:

- New Growth is an estimate for FY21
- State Aid is assuming the trend of 2-3% increases. If the state economy faces a downturn, local aid may as well.
- Local Receipts is projected conservatively given the FY19 experience. Overall FY19 numbers were consistent with expectations, however some key revenue sources dipped unexpectedly (ambulance, motor vehicle excise). These were offset by increased investment income as well as supplemental tax bills; both of which are difficult to predict.



Expense Side Forecast Issues:

- Outstanding CBAs & LIUNA
- Projections don't include new initiatives (new programs/positions)
- NPS expenses are exclusively based off of historical appropriations
- Uncertainty with Fringe Benefits (health insurance volatility)
- Debt service schedule is based on current plan and excludes any additional large-scale infrastructure
- Funding of stabilization funds & miscellaneous articles is a placeholder currently



Planning: A first step in designing a prudent fiscal plan.



Sustainability: Balancing immediate needs v. long term goals



Potential Outcomes

FY 2020 2019 FATM Capital Improvements
9/12/2019

Department	projTitle	Funding Source	Request
Facilities	Wilson Middle School Bathroom Partitions	Capital Stabilization	\$40,000
Facilities	Johnson School - Retile Cafeteria Floor	Capital Stabilization	\$15,000
Facilities	Johnson School - Replace Interior Stairways	Capital Stabilization	\$30,000
Facilities	Wilson Middle School Paint 12 Classrooms	Capital Stabilization	\$50,000
Facilities	Wilson Middle School AC Office and Support Area	Capital Stabilization	\$12,500
Facilities	Ben Hem Engineering To Replace The DDC System	Capital Stabilization	\$25,000
Facilities	Engineering Study For 2nd Floor Ac At Wilson And Ben Hem	Capital Stabilization	\$50,000
Facilities	Police Station - Add Additional Heat To The Garage	Capital Stabilization	\$15,000
DPW - Highway, Sanitation, and Recycling	Guardrail (Various Locations)	Capital Stabilization	\$12,000
DPW - Land Facilities and Natural Resources	Park And Field Renovations	Capital Stabilization	\$175,000
DPW - Land Facilities and Natural Resources	Tree Replacement	Capital Stabilization	\$30,000
DPW - Land Facilities and Natural Resources	Tree Inventory	Capital Stabilization	\$10,000
Sustainability	Energy Efficiency Programs	Capital Stabilization	\$100,000
Police	Firearms Range Renovation	Capital Stabilization	\$110,000
Town Administration	Downtown Clock Repairs	Capital Stabilization	\$18,000
Golf Course	Fairway Reconstruction	GC Retained Earnings	\$6,500
Water Sewer	Sewer Collection System Repairs & Maint	I & I Stabilization Fund	\$150,000
DPW - Engineering	Construction - Roadway Improvements South Main St.	Tax Levy Borrowing	\$4,650,000
DPW - Engineering	Construction - Roadway Improvements	Tax Levy Borrowing	\$1,000,000
Water Sewer	Ground Water Wells Replacement	W/S Borrowing	\$500,000
Water Sewer	Water Distribution System Enhancements	W/S Retained Earnings	\$150,000
Water Sewer	Water Meter Replacement Study	W/S Retained Earnings	\$8,500
		Sub Total	\$7,157,500
DPW - Engineering	Ch90 Road Improvements	Ch 90	\$970,789
		Total	\$8,128,289

<u>Funding Sources</u>	<u>Fall Request</u>
Capital Stabilization	\$692,500
Tax Levy Borrowing	\$5,650,000
Ch 90	\$970,789
W/S Borrowing	\$500,000
W/S Retained Earnings	\$158,500
I & I Stabilization Fund	\$150,000
GC Retained Earnings	\$6,500
	\$8,128,289

FY 2020 2019 FATM Capital Equipment
9/12/2019

Department	projTitle	Funding Source	Request
DPW - Highway, Sanitation, and Recycling	Replace Dumpsters	Capital Stabilization	\$17,500
Police	Cruiser Replacement	Capital Stabilization	\$130,000
DPW - Engineering	Replace Vehicle 3 (E-2) Engineering Survey Vehicle	Capital Stabilization	\$52,000
Facilities	Natick Public School - Security Cameras/ Door Controls	Capital Stabilization	\$80,000
Information Technology	Town Hall Projector Installation/Replacement	Capital Stabilization	\$16,000
Police	Meter Pole Replacement	Capital Stabilization	\$35,000
Fire	Nomex Fire Hoods	Capital Stabilization	\$8,500
Fire	Rescue Boat	Capital Stabilization	\$30,000
Natick Public Schools	Repair/Replace Stage Curtains/Rigging At Johnson Elementary, Natick High School, Wilson Middle School	Capital Stabilization	\$45,000
Facilities	Brown Elementary School - White Board Replacement (9)	Capital Stabilization	\$25,000
Natick Public Schools	School Projector Installation/Replacement	Capital Stabilization	\$83,000
Sustainability	Electrification Feasibility Study	Capital Stabilization	\$13,000
Natick Public Schools	Auditorium Sound And Microphone Upgrade Study FCC Band	Capital Stabilization	\$15,000
Town Administration	Capital Emergencies	Capital Stabilization	\$34,800
DPW - Highway, Sanitation, and Recycling	Replace Vehicle 511 (S-101) Recycling Truck	Tax Levy Borrowing	\$330,000
Golf Course	Topdresser	GC Retained Earnings	\$15,000
Golf Course	Sod Cutter	GC Retained Earnings	\$5,000
Water Sewer	Replace Vehicle 619 (W-30) Vactor Truck	W/S Borrowing	\$600,000
Water Sewer	Springvale/Elm Bank Chemical Feed Upgrades	W/S Borrowing	\$310,000
Water Sewer	Scada Equipment Upgrade	W/S Retained Earnings	\$80,000

\$1,924,800
Fall Request

Capital Stabilization	\$584,800
Tax Levy Borrowing	\$330,000
W/S Borrowing	\$910,000
W/S Retained Earnings	\$80,000
GC Retained Earnings	\$20,000
	<u>\$1,924,800</u>

Article 11 - Capital Equipment - 2019 Fall Annual Town Meeting

9/12/2019

MOTION A: (two-thirds vote required)

Move that the Town vote to appropriate the sum of \$584,800 to be expended under the direction of the Department of Public Works for the purpose of replacing vehicle #3 Engineering Survey Vehicle, and replacing dumpsters, under the direction of the Natick Public Schools for upgrading security cameras and door controls, repairing and replacing curtains and rigging at the Johnson Elementary School, the Wilson Middle School, and the Natick High School, replacing projectors in the Natick Public Schools, and an auditorium sound and microphone upgrade study, under the direction of the Facilities Department for the purpose of replacing white boards at the Brown Elementary School, under the direction of the Fire Department for the purpose of purchasing Nomex Fire Hoods, and replacing a rescue boat, under the direction of the Information Technology Department for the purpose of replacing projectors at Town Hall, under the direction of the Police Department for the purpose of replacing police cruisers, and replacing meter poles, under the direction of the Sustainability Coordinator for an electrification feasibility study, and under the direction of Town Administration for capital emergencies, individually shown as items 1 through 14 in Table A below, and that to meet this appropriation the sum of \$584,800 be raised from the Capital Stabilization Fund.

TABLE A - MOTION A: Article 11 - Capital Equipment - 2019 Fall Annual Town Meeting

Item #	Department	Item	Funding Source	Amount
1	DPW - Engineering	Replace Vehicle 3 (E-2) Engineering Survey Vehicle	Capital Stabilization	\$52,000
2	DPW - Highway, Sanitation, and Recycling	Replace Dumpsters	Capital Stabilization	\$17,500
3	Natick Public Schools	Natick Public School - Security Cameras/ Door Controls	Capital Stabilization	\$80,000
4	Natick Public Schools	Repair/Replace Stage Curtains/Rigging At Johnson Elementary, Natick High School, Wilson Middle School	Capital Stabilization	\$45,000
5	Natick Public Schools	School Projector Installation/Replacement	Capital Stabilization	\$83,000
6	Natick Public Schools	Auditorium Sound And Microphone Upgrade Study FCC Band	Capital Stabilization	\$15,000
7	Facilities	Brown Elementary School - White Board Replacement (9)	Capital Stabilization	\$25,000
8	Fire	Nomex Fire Hoods	Capital Stabilization	\$8,500
9	Fire	Rescue Boat	Capital Stabilization	\$30,000
10	Information Technology	Town Hall Projector Installation/Replacement	Capital Stabilization	\$16,000
11	Police	Cruiser Replacement	Capital Stabilization	\$130,000
12	Police	Meter Pole Replacement	Capital Stabilization	\$35,000
13	Sustainability	Electrification Feasibility Study	Capital Stabilization	\$13,000
14	Town Administration	Capital Emergencies	Capital Stabilization	\$34,800

Appropriation under Article 11: MOTION A

\$ 584,800

MOTION B: (two-thirds vote required)

Move that the Town vote to appropriate the sum of \$330,000 to be expended under the direction of the Department of Public Works for the purpose of replacing vehicle 511 Recycling Truck, individually shown as item 1 in Table B below, and that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$330,000 under Massachusetts General Laws Chapter 44, Section 7, as amended, or any other enabling authority and to issue bonds or notes of the Town therefore aggregating not more than \$330,000 in principal amount and that the Town Administrator with the approval of the Board of Selectmen is authorized to take any action necessary to carry out this program, and further, that any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

TABLE B, MOTION B: Article 11 - Capital Equipment - 2019 Fall Annual Town Meeting

<u>Item #</u>	<u>Department</u>	<u>Item</u>	<u>Funding Source</u>	<u>Amount</u>
1	DPW - Highway, Sanitation, and Recycling	Replace Vehicle 511 (S-101) Recycling Truck	Tax Levy Borrowing	\$330,000

Appropriation under Article 11: MOTION B**\$ 330,000****MOTION C: (majority vote required)**

Move that the Town vote to appropriate the sum of \$20,000 to be expended under the direction of the Golf Course Enterprise Fund for the purpose of purchasing a topdresser, and replacing a sod cutter individually shown as items 1 and 2 in Table C below, and that to meet this appropriation the sum of \$20,000 be raised from the Golf Course Retained Earnings.

TABLE C, MOTION C: Article 11 - Capital Equipment - 2019 Fall Annual Town Meeting

<u>Item #</u>	<u>Department</u>	<u>Item</u>	<u>Funding Source</u>	<u>Amount</u>
1	Golf Course	Topdresser	GC Retained Earnings	\$15,000
2	Golf Course	Sod Cutter	GC Retained Earnings	\$5,000

Appropriation under Article 11: MOTION C**\$ 20,000****MOTION D: (two-thirds vote required)**

Move that the Town vote to appropriate the sum of \$910,000 to be expended under the direction of the Department of Public Works for the purpose of replacing vehicle 619 Vactor Truck, and Springvale/Elm Bank Chemical Feed Upgrades individually shown as items 1 and 2, in Table D below, and that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$910,000 under Massachusetts General Laws Chapter 44, Section 8, as amended, or any other enabling authority and to issue bonds or notes of the Town therefore aggregating not more than \$910,000 in principal amount and that the Town Administrator with the approval of the Board of Selectmen is authorized to take any action necessary to carry out this program, and further, that any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

TABLE D, MOTION D: Article 11 - Capital Equipment - 2019 Fall Annual Town Meeting

<u>Item #</u>	<u>Department</u>	<u>Item</u>	<u>Funding Source</u>	<u>Amount</u>
1	Water Sewer Enterprise	Replace Vehicle 619 (W-30) Vactor Truck	W/S Borrowing	\$600,000
2	Water Sewer Enterprise	Springvale/Elm Bank Chemical Feed Upgrades	W/S Borrowing	\$310,000
Appropriation under Article 11: MOTION D				\$ 910,000

MOTION E: (majority vote required)

Move that the Town vote to appropriate the sum of \$80,000 to be expended under the direction of the Department of Public Works for the purpose of SCADA Equipment Upgrades, individually shown as item 1 in the Table E below, and that to meet this appropriation the sum of \$80,000 be raised from the from Water Sewer retained earnings.

TABLE E, MOTION E: Article 11 - Capital Equipment- 2019 Fall Annual Town Meeting

<u>Item #</u>	<u>Department</u>	<u>Item</u>	<u>Funding Source</u>	<u>Amount</u>
1	Water Sewer Enterprise	SCADA Equipment Upgrade	W/S Retained Earnings	\$80,000
Appropriation under Article 11: MOTION E				\$ 80,000

Article 12 - Capital Improvement - 2019 Fall Annual Town Meeting

3/13/2019

MOTION A: (Two-thirds vote required)

Move that the Town vote to appropriate the sum of \$692,500 to be expended under the direction of the Facilities Management Department for the purpose of replacing Wilson Middle School Bathroom Partitions, Retiling Cafeteria Floor at the Johnson Elementary School, Replacing Interior Stairways at the Johnson Elementary School, painting 12 classrooms at the Wilson Middle School, adding AC in the office and support areas at the Wilson Middle School, engineering to replace the Digital Data Control System at the Bennett Hemenway Elementary School, engineering study for air conditioning the second floor at the Wilson Middle School and the Bennett Hemenway Elementary School, adding additional heat to the garage at the Police Station, under the direction of the Department of Public Works for installing or repairing guardrail, park and field renovations, tree replacement, tree inventory, under the direction of the Sustainability Coordinator for energy efficiency programs, engineering the roof replacement at the Town Hall, retiling the second floor hallway at the Johnson School, painting classroom walls and ceilings at Bennett Hemenway School, under the direction of the Police Department to renovate the firing range, and under the direction of Town Administration for clock repair, individually shown as items 1 through 15 in the Table A below, and that to meet this appropriation the sum of \$692,500 be raised from the Capital Stabilization Fund.

TABLE A, MOTION A: Article 12 - Capital Improvement - 2019 Fall Annual Town Meeting

<u>Item #</u>	<u>Department</u>	<u>Item</u>	<u>Funding Source</u>	<u>Amount</u>
1	Facilities	Wilson Middle School Bathroom Partitions	Capital Stabilization	\$40,000
2	Facilities	Johnson School - Retile Cafeteria Floor	Capital Stabilization	\$15,000
3	Facilities	Johnson School - Replace Interior Stairways	Capital Stabilization	\$30,000
4	Facilities	Wilson Middle School - Paint 12 Classrooms	Capital Stabilization	\$50,000
5	Facilities	Wilson Middle School - adding AC Office and Support Area	Capital Stabilization	\$12,500
6	Facilities	Bennett Hemenway School Engineering To Replace The DDC System	Capital Stabilization	\$25,000
7	Facilities	Engineering Study For 2nd Floor AC At Wilson And Ben Hem	Capital Stabilization	\$50,000
8	Facilities	Police Station - Add Additional Heat To The Garage	Capital Stabilization	\$15,000
9	DPW - Highway, Sanitation, and Recycling	Guardrail (Various Locations)	Capital Stabilization	\$12,000
10	DPW - Land Facilities and Natural Resources	Park And Field Renovations	Capital Stabilization	\$175,000
11	DPW - Land Facilities and Natural Resources	Tree Replacement	Capital Stabilization	\$30,000
12	DPW - Land Facilities and Natural Resources	Tree Inventory	Capital Stabilization	\$10,000
13	Sustainability	Energy Efficiency Programs	Capital Stabilization	\$100,000
14	Police	Firearms Range Renovation	Capital Stabilization	\$110,000
15	Town Administration	Downtown Clock Repairs	Capital Stabilization	\$18,000

Appropriation under Article 12: MOTION A

\$ 692,500

MOTION B: (Two-thirds vote required)

Move that the Town vote to appropriate the sum of \$5,650,000 to be expended under the direction of the Department of Public Works for the purpose of roadway improvements to South Main Street, Roadway & Sidewalks Improvements, individually shown as items 1 through 2 in Table B below, and that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$5,650,000 under Massachusetts General Laws Chapter 44, Section 7, as amended, or any other enabling authority and to issue bonds or notes of the Town therefore aggregating not more than \$5,650,000 in principal amount and that the Town Administrator with the approval of the Board of Selectmen is authorized to take any action necessary to carry out this program, and further, that any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

TABLE B, MOTION B: Article 12 - Capital Improvement - 2019 Fall Annual Town Meeting

<u>Item #</u>	<u>Department</u>	<u>Item</u>	<u>Funding Source</u>	<u>Amount</u>
1	DPW - Engineering	Construction - Roadway Improvements South Main St.	Tax Levy Borrowing	\$4,650,000
2	DPW - Engineering	Construction - Roadway and Sidewalk Improvements	Tax Levy Borrowing	\$1,000,000

Appropriation under Article 12: MOTION B**\$ 5,650,000****MOTION C: (majority vote required)**

Move that the Town vote to appropriate the sum of \$6,500 to be expended under the direction of the Golf Course Enterprise Fund for the purpose of fairway reconstruction at the Sassamon Trace Golf Course, individually shown as item 1 in the Table C below, and that to meet this appropriation the sum of \$6,500 be raised from the from golf course retained earnings.

TABLE C, MOTION C: Article 12 - Capital Improvement- 2019 Fall Annual Town Meeting

<u>Item #</u>	<u>Department</u>	<u>Item</u>	<u>Funding Source</u>	<u>Amount</u>
1	Golf Course	Fairway Reconstruction	GC Retained Earnings	\$6,500

Appropriation under Article 12: MOTION C**\$ 6,500**

MOTION D: (two-thirds vote required)

Move that the Town vote to appropriate the sum of \$500,000 to be expended under the direction of the Department of Public Works for the purpose of ground water well replacement, individually shown as item 1, in Table D below, and that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$500,000 under Massachusetts General Laws Chapter 44, Section 8, as amended, or any other enabling authority and to issue bonds or notes of the Town therefore aggregating not more than \$500,000 in principal amount and that the Town Administrator with the approval of the Board of Selectmen is authorized to take any action necessary to carry out this program, and further, that any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

TABLE D, MOTION D: Article 12 - Capital Improvement - 2019 Fall Annual Town Meeting

<u>Item #</u>	<u>Department</u>	<u>Item</u>	<u>Funding Source</u>	<u>Amount</u>
1	Water and Sewer Enterprise	Ground Water Well Replacement	Water Sewer Borrowing	\$ 500,000
Appropriation under Article 12: MOTION D				\$ 500,000

MOTION E: (requires a majority vote)

Move that the Town vote to appropriate the sum of \$158,500 to be expended under the direction of the Department of Public Works for the purpose of water distribution system enhancements and water meter replacement study, individually shown as items 1 and 2, in Table E below, and that to meet this appropriation the sum of \$158,500 be raised from Water Sewer Retained Earnings.

TABLE E, MOTION E: Article 12 - Capital Improvement - 2019 Fall Annual Town Meeting

<u>Item #</u>	<u>Department</u>	<u>Item</u>	<u>Funding Source</u>	<u>Amount</u>
1	Water Sewer	Water Distribution System Enhancements	W/S Retained Earnings	\$150,000
2	Water Sewer	Water Meter Replacement Study	W/S Retained Earnings	\$8,500
Appropriation under Article 12: MOTION E				\$ 158,500

MOTION F: (two-thirds vote required)

Move that the Town vote to appropriate the sum of \$150,000 to be expended under the direction of the Department of Public Works for the purpose of sewer collection system repairs and maintenance, individually shown as items 1, in Table F below, and that to meet this appropriation the sum of \$150,000 be raised from the I & I Stabilization Fund.

TABLE F, MOTION F: Article 12 - Capital Improvement - 2019 Fall Annual Town Meeting

<u>Item #</u>	<u>Department</u>	<u>Item</u>	<u>Funding Source</u>	<u>Amount</u>
1	Water and Sewer Enterprise	Sewer Collection System Repairs & Maintenance	I & I Stabilization Fund	\$150,000
Appropriation under Article 12: MOTION F				\$ 150,000

ITEM TITLE: Consent Agenda Policy

ITEM SUMMARY:

ATTACHMENTS:

Description

Policy

Upload Date

8/27/2019

Type

Cover Memo

Natick Board of Selectmen

Consent Agenda Policy

1. Introduction

A consent agenda is a meeting practice which compiles routine and non-controversial items of business into a single agenda item not requiring discussion or independent action. The effective utilization of a consent agenda may therefore allow the board or committee to save time and focus its attention on items requiring more attention and discussion.

2. Applicability and Scope

This policy shall apply to the creation and use of a Consent Agenda at Board of Selectmen ("BOS" or "Board") meetings.

3. Policy Statement

The Natick Board of Selectman is committed to open discussion, where applicable, of all items of business that come before the Board, and also to the effective and efficient performance of its responsibilities. To that end, the Board will utilize a Consent Agenda to facilitate the approval process of certain types of business that come before it.

4. Policy Details/Discussion

The following types of business shall be considered for the consent portion of the meeting agenda:

- Meeting minutes
- Requests to hang banners
- Requests to use the Common which have been approved by the Recreation and Parks Commissioners
- Authorization for the Chair to sign letters on behalf of the Board
- Authorization for parade permits, road closures, and occupancies of a public way for which all relevant town departments and/or agencies have provided full or conditional approval
- Routine renewals of licenses for which there are no known or alleged violations in the previous licensing period
- Other routine and non-controversial matters of business as may be agreed upon from time to time by members of the Board
- Matters relating to alcohol licensing shall not be considered routine matters and shall not be included on the consent portion of the agenda

Board Members shall use the following steps relating to consent items:

- a) Prior to Board meetings, Board Members shall review items of business appearing in the consent portion of the agenda to determine if any of the items so designated require any discussion.

- b) Upon taking up the consent portion of the agenda, the Chair shall ask if members of the public would like to discuss any item on the consent agenda. Any such item identified by a member of the public shall be removed from the consent agenda.
- c) Board members may request that items be removed from the consent portion of the agenda for any reason; such reasons may include asking questions, entering into discussion, or intending to vote against any item(s) of business in the consent portion of the agenda.
- d) A request to remove items of business from the consent portion of the agenda shall be granted by the Chair without debate or discussion.
- e) Any item(s) of business removed from the consent portion of the agenda shall be placed on the regular portion of the meeting agenda by the Chair.
- f) The Chair shall then ask for a motion and a second to approve the consent agenda; if applicable, the motion should specify items which have been removed from the consent portion of the agenda, and should further specify that all approvals are conditional upon the fulfillment of recommendations from Town agencies and/or departments.
- g) Because all items requiring any discussion have been removed from the consent portion of the agenda, there shall be no discussion of the motion.

5. Roles and Responsibilities

BOS Chair: in conjunction with the Town Administrator, the BOS Chair shall be responsible for setting the BOS agenda and designating certain types of business as suitable for the consent agenda.

BOS Members: shall be responsible for reviewing all items of business, including items in the consent portion, on the agenda as well as the associated documentation in advance of Board meetings; if there are any questions regarding items designated for consent, members shall make every reasonable effort to make timely inquiries of the Town Administrator and/or the applicable department heads so as to resolve any questions prior to the meeting for which the item is designated.

Town Administrator's Office: shall create the BOS meeting agenda in accordance with established administrative procedures as well as the direction of the BOS Chair and Town Administrator, and shall make every effort to ensure that the agenda and accompanying documents are made available to Board members no later than 5:00 pm of the second business day preceding the scheduled meeting. The Town Administrator's Office shall also, when preparing meeting minutes, include the full description of consent items as they appear on the agenda.

6. Questions

Questions regarding this policy should be directed to the Chair of the Board of Selectmen at Selectmen@natickma.org.

7. **Ownership**

This policy is owned by the Natick Board of Selectmen.

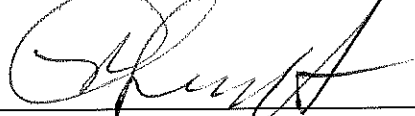
8. **Revision History**

5/02/2016	v0.1	Draft v.1 for Board review
5/22/2016	v1.0	Revised to reflect Board comments and updated for final review

9. **Approval**

June 13, 2016 Approved by Board of Selectmen

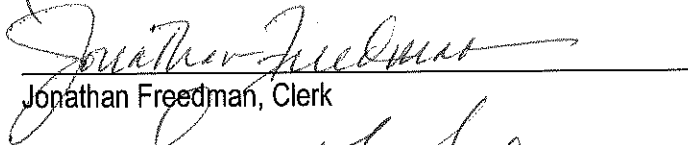
NATICK BOARD OF SELECTMEN



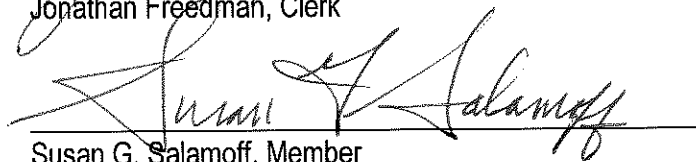
Richard P. Jennett, Jr., Chair



Nicholas S. Mabardy, Vice Chair



Jonathan Freedman, Clerk



Susan G. Salamoff, Member

John J. Connolly, Member

ITEM TITLE: Consider Change to Composition of West Natick Fire Station Building Committee
ITEM SUMMARY:

ATTACHMENTS:

Description	Upload Date	Type
Resignation as Citizen-At-Large Member-P. Hayes	9/16/2019	Cover Memo
Appointment of Fincom Rep-P. Hayes	9/16/2019	Cover Memo
Committee Packet	8/29/2019	Cover Memo
Email-P. Hayes	9/3/2019	Cover Memo

September 15, 2019

Mr. Michael Hickey
Chair, Board of Selectmen
Town of Natick
13 E. Central St.
Natick, MA 01760

Dear Mr. Hickey,

Please accept my resignation from the West Natick Fire Station Building Committee, as a Citizen-At-Large member, effectively upon the Board of Selectmen accepting the new appointment of the Finance Committee's representative to fill it's appointee to the same committee.

Thank you,

Patrick Hayes
8 Sassamon Road
Natick, MA 01760

TOWN OF NATICK
Finance Committee

September 16, 2019

Mr. Michael Hickey
Chair, Board of Selectmen
Town of Natick
13 East Central Street
Natick, MA 01760

In re: Appointment to the West Natick Fire Station Building Committee

Mr. Hickey,

I am hereby appointing Patrick Hayes, as the Finance Committee's representative on the West Natick Fire Station Building Committee. Mr. Hayes will replace John Ciccariello.

This appointment will become effective, upon the Board of Selectmen accepting the resignation of Mr. Hayes, as a Citizen-At-Large member of the same committee.

Thank you for your attention to this matter.

SUBMITTED BY
A. Patrick Hayes
Chair of the Finance Committee

Copy to: Town Moderator
Diane Packer, Town Clerk



WEST NATICK FIRE STATION BUILDING COMMITTEE

BOARD DETAILS



OVERVIEW



SIZE 10 Seats



TERM LENGTH N/A



TERM LIMIT

History

In November, 2007, the Board of Selectmen voted to establish the West Natick Fire Station Study Committee (the "Study Committee"). The Study Committee was charged with reviewing prior relevant studies, evaluating the status and condition of the West Natick Station facilities and site, evaluating programmatic needs, and assessing the feasibility of renovating the current station vs. building a new station.

The Study Committee engaged the Maguire Group to conduct a Space Needs Program; this study was completed February 1, 2008. The resulting Study Committee Report, submitted to the Natick Board of Selectmen on March 6, 2008 concluded that Station 4 as currently constructed and sited would not accommodate the growing fire, rescue and medical response demands resulting from recent and anticipated growth within the West Natick area.

The Study Committee concluded that a new Station 4 should be built but a conceptual site plan demonstrated that the existing site was inadequately sized to accommodate a new facility. Subsequently, the Town acquired adjoining state-owned land such that the site is now sufficient to accommodate a new and expanded facility adequately sized to meet the service needs of the busy West Natick area.

Formation Of West Natick Fire Station Building Committee

The Board of Selectmen has voted to establish the West Natick Fire Station Building Committee (the "Building Committee") to advance the work of the West Natick Fire Station Study Committee with the objective of designing and developing a new West Natick Fire Station.

Committee Composition

- 1 member of the Board of Selectmen or designee (to be appointed by the Board of Selectmen)
- Town Administrator or designee
- Fire Chief
- 1 member of the Finance Committee or designee (to be appointed by the Finance Committee)
- 1 member from the Deputy Chiefs' union (to be appointed by the Union)
- 2 members from the Firefighters' union with, preferably, one of said members being assigned to Station 4 (to be appointed by the union)

Up to 3 citizens-at-large (to be appointed by the Board of Selectmen)

In addition, the Building Committee shall have access to and is encouraged to rely on the expertise of Town Department heads and other staff.

The Building Committee's work shall be divided into two distinct but related phases (Design Development & Construction).

Design Development Phase

- Review of the February 2008 Maguire Group's Space Needs Program
- Assessment of current fire, rescue and medical response demands served by the West Natick Station, and evaluation of projected growth in the West Natick area and associated increase in said response demands.
- Determination of apparatus needed to appropriately respond to existing and projected demands, as well as personnel needed to fully staff such apparatus.
- Communicating with the Planning Board and Zoning Board of

Appeals regarding growing West Natick emergency response demands and the associated need for development of a new Station #4, with the objective of ensuring that, as appropriate, these Boards negotiate mitigation contributions from future developments in the area served by the West Natick Fire Station.

- Development of an RFP for design services (and likely Project Management services as well) for a new West Natick Fire Station; said RFP shall be submitted to and approved by the Board of Selectmen prior to being issued. The Building Committee shall evaluate responses to said RFP and recommend to the Board of Selectmen the preferred design firm/team.
- Working with the selected design firm/team, development of preliminary and final design plans, specifications, cost estimates and bid documents for a new West Natick Fire Station sized, located and designed to serve the existing and projected needs of the West Natick area and the community; determine means of providing service to the West Natick area during construction of a new West Natick Fire Station.
- At appropriate stages of the design development process, presentation to Boards and Committees whose approval is needed for project development. Through the design firm/team, submission of required permits and applications for approval of the project.
- In addition, at appropriate stages of the design development process, public presentation(s) of the proposal, with particular attention to the neighborhood in which Station 4 is situated.

Construction Phase

- Working with the selected design firm/team, and subject to the availability of funds, solicitation of bids for construction of Station 4. The Building Committee shall evaluate bids and recommend to the Board of Selectmen the preferred construction firm/team.
- Simultaneous with contractor selection, the Building Committee shall develop an RFP for a Clerk of the Works (and Project Manager if not part of the design firm/team contract); said RFP(s) shall be submitted to and approved by the Board of Selectmen prior to being issued. The Building Committee shall evaluate responses to said RFP and recommend to the Board of Selectmen the preferred Clerk of the Works (and Project Manager if applicable).
- During construction, the Building Committee shall meet regularly with the Project Manager to monitor the timely and cost-effective completion of the project



DETAILS

ENACTING RESOLUTION

ENACTING RESOLUTION
WEBSITE



Town of Natick

WEST NATICK FIRE STATION BUILDING COMMITTEE

BOARD ROSTER



CAPTAIN AUSTIN

No Term

Appointing Authority Board of Selectmen
Position Firefighter's Union Representative



JOHN CICCARIELLO

No Term

Appointing Authority Board of Selectmen
Position Finance Committee Representative/Chair



DEPUTY DOW

No Term

Appointing Authority Board of Selectmen
Position Deputy Fire Chief's Union Representative



FIREFIGHTER HARTWELL

No Term

Appointing Authority Board of Selectmen
Position Firefighter's Union Representative



PATRICK HAYES

No Term

Appointing Authority Board of Selectmen
Position Member-at-large



MICHAEL J. HICKEY, JR.

No Term

Position Board of Selectmen Representative



MICHAEL LENTINI

No Term

Position Fire Chief



ANDREW LONDON

No Term

Appointing Authority Board of Selectmen
Position Member-at-large



MELISSA MALONE

No Term

Appointing Authority Board of Selectmen
Position Town Administrator



WILLIAM SCHOENIG

No Term

Appointing Authority Board of Selectmen
Position Member-at-large



Patricia O'Neil <poneil@natickma.org>

Fwd: Composition of the West Natick Fire Station Building Committee

1 message

Michael Hickey <mhickey@natickma.org>

Tue, Sep 3, 2019 at 1:42 PM

To: Patricia O'Neil <poneil@natickma.org>, Selectmen <selectmen@natickma.org>

Board Members, FYI.

Trish, please upload this to Novus with the WNFS Building Committee agenda item.

Thanks,
Mike

----- Forwarded message -----

From: **Patrick Hayes** <phayes.fincom@natickma.org>

Date: Tue, Sep 3, 2019 at 1:34 PM

Subject: Composition of the West Natick Fire Station Building Committee

To: Michael Hickey <mhickey@natickma.org>

Dear Mike,

I'm submitting this letter to you in your role as the Chair of the BoS, and I'm doing so as the Vice-Chair of the WNFSBC. I have been acting in the role as Chair for much of the past six months. It is in the role as the acting Chair that I'm memorializing a few different conversations and providing a recommendation to the BoS who voted the initial committee charge and composition.

For background: The WNFSBC initially started with 10 members with one being the BoS appointee, one appointed by the Finance Committee, the Town Administrator, the NFD Chief, 3 NFD representatives from different groups, and three citizens at large positions. After the old chief retired and the new chief took on the committee assignment the total committee size was increased to eleven to allow the old chief to continue on the committee. Subsequently, the old chief resigned and the total composition returned to the original size and distribution. This is the committee composition still.

Issues: The committee has had some difficulty over the past six months in achieving a quorum for meetings. And at times when we do have enough for the meeting the headcount in attendance seems to be around 6 members. Recently, John Ciccariello has moved and has found it is difficult to make the trip back to Natick for weekday evening meetings. As the building project moves into the construction phase the committee is only meeting once each month, but those meetings are extremely important and time-sensitive. The committee can't afford to lose a month due to lack of quorum. I've spoken with John C and he is agreeable to stepping down in order to assist the committee in the quorum challenge.

Recommendations: As acting Chair, it's my recommendation that the BoS make adjustments to the committee composition by reducing the total voting members to nine from ten. Of those nine members, it's my recommendation that the BoS and Finance Committee still have one appointee each, the TA and NFD Chief remain on the committee, three additional NFD continue and we reduce to two from three for the citizens at large positions. With this new composition, the committee will have a higher likelihood of meeting its quorum headcount needs and we still will benefit from the various subject-matter expertise the project requires. Lastly, the committee should also have as an ex-officio (non-voting) member the former committee Chair, who is willing to provide his expertise and knowledge of these types of building projects. He would be available by phone for consultation with the committee, the architects and the Town Administrator for budgetary advice. Adding this position to the committee structure also requires action by the BoS

In closing, I thank the BoS for their time and attention to this important matter. Under normal circumstances, I would have appeared before your board to make this request directly and in-person. However, I'm chairing the Finance Committee meeting which runs simultaneously to your meeting. I'm hoping that this change will benefit the project and all parties involved in seeing this effort through to its successful completion.

--

Patrick Hayes
(508)-333-4994 (m)

Finance Committee Chairman
-Planning Governance Sub-Committee Chair

Financial Planning Committee Member

West Natick Fire Station Building Committee Member

Town Meeting Member

ITEM TITLE: 2020 Licensing Fees - Discussion on Whether to Hold a Public Hearing to Modify Licensing Fees

ITEM SUMMARY:

ATTACHMENTS:

Description	Upload Date	Type
2019 License Fee Schedule	9/12/2019	Cover Memo

BOARD OF SELECTMEN

2019 LICENSE FEE SCHEDULE

	<u>FEE PER YEAR</u>
<u>LIQUOR LICENSES</u>	
<u>New Application Fee</u>	<u>300</u>
<u>Fee for Change in Condition (Change in Mgr, Stock Pledge, etc.)</u>	<u>200</u>
<u>Common Victualer All Alcohol</u>	
<u>Seating Capacity</u>	
• <u>100-150</u>	<u>3,700</u>
• <u>151-250</u>	<u>4,200</u>
• <u>251-400</u>	<u>4,700</u>
• <u>401 and up</u>	<u>5,200</u>
<u>Common Victualer All Alcohol with Lounge</u>	
<u>Seating Capacity</u>	
• <u>100-150</u>	<u>4,200</u>
• <u>151-250</u>	<u>4,700</u>
• <u>251-400</u>	<u>5,200</u>
• <u>401 and up</u>	<u>5,700</u>
<u>Common Victualer Wine & Beer</u>	<u>2,250</u>
<u>Common Victualer Wine & Beer w/Cordials</u>	<u>2,750</u>
<u>Common Victualer Wine & Beer w/Lounge</u>	<u>3,000</u>
<u>General On Premises</u>	<u>2,000</u>
<u>Innholder Alcohol</u>	<u>6,000</u>
<u>Club</u>	<u>1,000</u>
<u>Package Store All Alcohol</u>	
<u>Square Footage</u>	
• <u>Up to 3,000</u>	<u>2,500</u>
• <u>3,001-6,000</u>	<u>3,000</u>
• <u>6,001-15,000</u>	<u>3,500</u>
• <u>15,000 and up</u>	<u>4,000</u>
<u>Package Store Wine & Malt</u>	<u>1,000</u>
<u>Winery Pouring Permit</u>	<u>500</u>
<u>One-Day Alcohol</u>	<u>100</u>
<u>Special License (Farmer's Market)</u>	<u>50</u>

OTHER LICENSES

<u>COMMON VICTUALER</u>	100
<u>INNHOLDER COMMON VICTUALER</u>	100
<u>LODGING HOUSE</u>	100
<u>AUTOMATIC AMUSEMENT DEVICES</u>	
• <u>First Machine</u>	100
• <u>Each Additional Machine</u>	100
• <u>Renewal Fee Per Machine</u>	100
<u>DAILY/SUNDAY ENTERTAINMENT</u>	
• <u>Theater-Per Movie Theater</u>	350
• <u>Entertainment – Non-Movie</u>	150
• <u>Juke Box</u>	25
• <u>Innholder/Common Victualer, Dancing & Music</u>	No Fee
• <u>Sunday - Per License</u>	125
• <u>Entertainment - One Day</u>	75
<u>CLASS I, II</u>	200
<u>CLASS III</u>	150
<u>GASOLINE STORAGE *</u>	
• <u>Not Over 2,000 Gallons</u>	35
• <u>Each Additional 1,000 Gallons or Parts Thereof</u>	5
	Maximum Fee of \$150)
• <u>Annual registration</u>	(One-Half the License Fee)
<u>BOWLING - Per Alley</u>	8
<u>TAXI CAB OR LIVERY SERVICE</u>	
• <u>Per Vehicle</u>	10
• <u>Per Vehicle Driver Permit</u>	5
<u>BILLIARDS (Per Table)</u>	20
<u>JUNK COLLECTORS/DEALERS</u>	125
<u>HAWKERS & PEDDLERS/TRANSIENT VENDOR</u>	125
<u>FORTUNE TELLER **</u>	2

* Fee set in Town's By-Laws

** Fee set by Town Meeting

Fees Approved by the Board of Selectmen on October 15, 2018

ITEM TITLE: Approve Revised Fundraising Agreement Between the Town of Natick and the Friends of Natick Trails

ITEM SUMMARY:

ATTACHMENTS:

Description	Upload Date	Type
Email RE Revisions-J. Ostroff	9/16/2019	Cover Memo
FoNT Fundraising Agreement - 11/26/17	8/28/2019	Cover Memo
FoNT Fundraising Agreement - REVISED	8/28/2019	Cover Memo



Patricia O'Neil <poneil@natickma.org>

Revised Fundraising Agreement with Friends of Natick Trails

3 messages

Josh Ostroff <jostroff@natickma.org>

Mon, Sep 16, 2019 at 7:55 AM

To: Selectmen <selectmen@natickma.org>

Cc: Gary Pease <gpease07@gmail.com>, John Gregory <ashburyjohn@charter.net>, Randall Elkin <Randall@elkinworks.com>, Jessica Greenblatt <Jessgreenblatt@gmail.com>

BOS members and staff, cc to the Officers of the Friends of Natick Trails (FoNT):

This is intended as backup to an item on the Board's consent agenda for September 16 regarding the revised agreement between the Town and FoNT.

Thanks to the Chair and to Town Counsel for their input.

The original 2017 agreement has been revised in a few ways:

- References to Framingham have been removed, since bridge naming rights are not currently on the table and that was the reason that Framingham was involved. If that comes back, it can be addressed separately as needed.
- The revision deletes the reference to the Friend's mission (since that mission may be amended over the course of time).
- The revision clarifies that FoNT will forward funds to Natick within 90 days (timing was not specified before).
- The revision notes that FoNT will report annually on activities under this agreement (reporting was not mentioned before).
- At Town Counsel's suggestion, there is a sentence at the top that this agreement supersedes any previous agreement between the parties.

Assuming this is voted, the Friends will approve it at their Annual Meeting on September 17. The process of designing various assets for sponsorship will continue. There has been increased public interest in naming benches, etc. There are other check-ins to come, for example, anything erected or installed on Town property will require an approval process.

Thank you for your consideration, and if there are any questions, please reach out.

Josh

Josh Ostroff

Chair, Cochituate Rail Trail Advisory Committee; Vice Chair, Transportation Advisory Committee

Town of Natick

508 654-3330

jostroff@natickma.org



**Fundraising Agreement between the
Town of Natick
and
Friends of Natick Trails, Inc.**

Agreement is made this 26th day of November, 2017 between the Town of Natick ("Town") and the Friends of Natick Trails, Inc. ("Friends") relative to fundraising for the Cochituate Rail Trail ("CRT") and other Town assets.

1. The Friends are a non-profit corporation registered in the Commonwealth of Massachusetts organized to support trails in the Town of Natick, including the Cochituate Rail Trail (CRT), and whose mission as stated in Exhibit A includes fundraising for the CRT.
2. The Friends may receive restricted funds, which are any funds received for sponsorships and/or naming rights for portions of the CRT.
 - a. The Friends agree to provide said restricted funds as gifts to the Town of Natick and/or to the Municipality of Framingham, according to the location of land or structures for which said funds are received.
 - b. These funds will be provided subject to the terms of applicable legislation and agreements.
 - c. In providing restricted funds, the Friends may retain any reasonable administrative and related expenses.
 - d. The Friends may cause payment for sponsorships and/or naming rights to be made directly to the Town of Natick and/or to the Municipality of Framingham, subject to separate agreements with the parties.
3. The Friends may receive additional unrestricted funds, or funds designated for non-sponsorship activities, which may include but are not limited to maintenance, memberships, programming and expenses related to its mission.
4. The Friends may cause to be erected, in cooperation with the Town and subject to Town approvals, signage and improvements on public land consistent with the intention of this agreement.
5. The Friends may provide maintenance and improvements to Town property, subject to the approval of authorized Town agencies.
6. The Friends may publicly represent that they may receive or direct funds for the purposes described in this agreement.

The Friends of Natick Trails, Inc.

by:

Gary F. Pease

Signature

GARY F. PEASE

Printed Name

Printed Title

Michael Balcom

Signature

Michael Balcom

Printed Name

Randall Elkin

Printed Title

Randall Elkin

Signature

Sophanny McAdie

Printed Name

Printed Title

11/26/17

Date

The Town of Natick

by the Natick Board of Selectmen

Jonathan H. Freedman

Jonathan H. Freedman, Chairman

Susan G. Salamoff

Susan G. Salamoff, Vice Chairman

Richard P. Jennett, Jr.

Richard P. Jennett, Jr., Clerk

Michael J. Hickey, Jr.

Amy K. Mistrot

11/13/17

Date

Exhibit A

Friends of Natick Trails Mission

The purpose of the corporation is to engage in the following activities:

- A) To support the creation and maintenance of the Cochituate Rail Trail ("CRT") within Natick, Massachusetts, by promoting private donations for land acquisition and trail maintenance and encouraging public participation in the development and maintenance of the CRT.
- B) To promote outdoor recreation and alternative transportation within our community and to encourage and support collaboration within and between communities to ensure the safe enjoyment of the trail network for all users and neighbors.

**Fundraising Agreement between the
Town of Natick
and
Friends of Natick Trails, Inc.**

Agreement is made this ____ day of ____, 2019 between the Town of Natick ("Town") and Friends of Natick Trails, Inc. ("the Friends") relative to fundraising for the Cochituate Rail Trail ("CRT") and other Town assets. This agreement supersedes any previous agreement between the parties.

1. The Friends are a non-profit corporation registered in the Commonwealth of Massachusetts organized to support trails in the Town of Natick, including the CRT.
2. The Friends may receive restricted funds, which are any funds received for sponsorships and/or naming rights for portions of the CRT or other trails, such as amenities, sections of trails, or structures ("assets"), or similar consideration.
 - a. The Friends agree to provide said restricted funds as gifts to the Town of Natick for sponsorships of assets located within the Town, no later than 90 days after they are received.
 - b. These funds will be provided subject to the terms of applicable agreements with sponsors.
 - c. In providing restricted funds, the Friends may retain documented expenses associated with the provision of said assets.
 - d. The Friends may cause payments for sponsorship of assets to be provided directly to the Town.
3. The Friends may receive additional unrestricted funds, or funds designated for non-sponsorship activities, which may include but are not limited to maintenance, memberships, programming and expenses related to its mission.
4. The Friends may cause to be erected, in cooperation with the Town and subject to Town approvals, signage and improvements on public land consistent with the intention of this agreement.
5. The Friends may provide maintenance and improvements to Town property, subject to the approval of authorized Town agencies.
6. The Friends may publicly represent that they may receive or direct funds for the purposes described in this agreement.
7. The Friends will provide an annual report to the Board of Selectmen of its activities in connection with this agreement.

Accepted by:

The Friends of Natick Trails, Inc.
by:

The Town of Natick
by its Board of Selectmen

Signature

Michael J. Hickey, Jr., Chairman

Printed Name

Susan G. Salamoff, Vice Chairman

Printed Title

Jonathan H. Freedman, Clerk

Signature

Richard P. Jennett, Jr.

Printed Name

Karen Adelman-Foster

Printed Title

Date

Signature

Printed Name

Printed Title

Date

DRAFT

ITEM TITLE: Approve Request for Exemption from Town Bylaws Ch 41, S 4: Abigail Verdelli - JV Field Hockey Coach/Skyline Art Instructor

ITEM SUMMARY:

ATTACHMENTS:

Description	Upload Date	Type
Abigail Verdelli	9/11/2019	Cover Memo



Natick Recreation and Parks

People Driven. Service Focused.

Karen Partanen
Recreation & Parks
Director

To: Bill Chenard, Deputy Town Administrator
From: Karen Partanen, Recreation & Parks Director
Re: Municipal Employee Exemption
Date: September 10, 2019

I request the following employee be granted an exception from the provision of Article 41, Section 4 of the Town of Natick By-Laws in order that the Recreation & Parks Department, can hire the current town employees under the provisions of MGL Ch. 268A s1.

Name: Abigail Verdelli
Current Position: Natick JV Field Hockey Coach
2nd Position: Art Instructor (Skyline)

**DISCLOSURE OF FINANGIAL INTEREST BY MUNICIPAL EMPLOYEE,
CERTIFICATION BY HEAD OF CONTRACTING.AGENCY AND APPROVAL
AS REQUIRED BY G.L.C.268A §20(b)**

Note: You are eligible for this exemption only if you meet all of the following requirement:

- Your regular agency is not the contracting agency or an agency that regulates the activities of the contracting agency;
- You do not participate in or have official responsibility for any of the activities of the contracting agency;
- The contract was made after public notice or competitive bidding;
- You complete, sign, and file with the town or city clerk this disclosure form;


And, if the contract is for your personal services:

- The services will be provided outside your normal municipal working hours;
- The services are not required as part of your regular duties as a municipal employee;
- You are compensated for the services for not more than 500 hours during a calendar year;
- The head of the contracting agency completes and signs the certificate below,
- The City or Town Council, Board of Aldermen or Board of Selectmen approve this exemption from '20 below.

Name:	Abigail Verdelli
Title or Position:	Natick JV Field Hockey Coach
Agency/Department:	Natick Schools / Athletics
Office Phone:	
Contracting Municipal Agency:	Recreation + Parks
Contract is for:	Saturday Art Instruction
Financial Interest of Employee and immediate family:	Less Than \$5,000
Employee Signature:	Abigail Verdelli
Date:	8/23/19

**CERTIFICATE BY HEAD OF CONTRACTING AGENCY
(If contract is for municipal employee's personal services)**

I certify that no employee of my agency's available to perform the contract services described above as part of his or her regular duties.

Name:	Karen Partanen
Agency:	Town of Natick Recreation + Parks
Office Phone:	508-647-6532
Signature:	
Date:	9/10/19

**APPROVAL OF EXEMPTION
(If contract is for municipal employee's personal services)**

The City or Town Council, Board of Aldermen or Board of Selectmen approve this exemption from §20.

Signature:	
Date:	

After disclosure (and certification and approval, if needed) are completed and signed,
File this form with the city or town clerk.
Attach additional pages if necessary

ITEM TITLE: Approve Block Party Request for Jefferson Street on 9/22/19
ITEM SUMMARY:

ATTACHMENTS:

Description	Upload Date	Type
Request & Police Recommendation for Approval	9/11/2019	Cover Memo



Patricia O'Neil <poneil@natickma.org>

Block Party Request

3 messages

Amy McDonald <amy.c.mcdonald@gmail.com>
To: Patricia O'Neil <poneil@natickma.org>

Fri, Aug 30, 2019 at 9:29 AM

Hi Trish,

I write to request approval for our 7th annual Jefferson Street block party. I'll list the details below but please let me know if you need additional information.

Date: Sunday September 22

Time: noon to 8pm

Location: One block of Jefferson street, between Cottage and School Street Extension

Rain date: Sunday September 29th

Thanks so much for your help.

Best,
Amy
816-806-8357

Patricia O'Neil <poneil@natickma.org>
To: Brian Lauzon <lauzon@natickpolice.com>

Fri, Aug 30, 2019 at 9:30 AM

Brian, recommendations?

[Quoted text hidden]

--

Trish O'Neil
Executive Assistant
Town of Natick
13 East Central Street
Natick, MA 01760
P: 508-647-6410
F: 508-647-6401
poneil@natickma.gov
www.natickma.gov

Brian Lauzon <lauzon@natickpolice.com>
To: Patricia O'Neil <poneil@natickma.org>

Sun, Sep 1, 2019 at 11:29 AM

Trish,

After review we would recommend approval with the following stipulations:

- Public Safety Dispatch (508-647-9500) to be notified when the roadway is going to be closed, and again when it is re-opened. All roadways shall be opened no later than 8pm.
- Nothing be erected or placed in the roadway that cannot be easily removed in the event an emergency response is needed
- Residents in the affected area to be notified in writing prior to the event date
- Nothing be placed on, or around a fire hydrant that cannot be easily moved. Fire hydrants shall not be blocked.
- Jefferson Street to be closed at School Street Ext. and again at Cottage Street.

Additionally:

- Traffic cones and/or barricades may be checked out from Police Headquarters the morning of the event, and returned immediately following.

Reminder:

- All laws relative to alcoholic beverages including the possession/carrying of same remain in effect.

Respectfully,

Lt. Brian G. Lauzon

[Quoted text hidden]

ITEM TITLE: Approve Block Party Request for Whittier Road on 10/5/19
ITEM SUMMARY:

ATTACHMENTS:

Description	Upload Date	Type
Request & Police Recommendation for Approval	9/11/2019	Cover Memo
Updated Request	9/16/2019	Cover Memo



Patricia O'Neil <poneil@natickma.org>

road closure

3 messages

Jennifer Hall <jjerhall@gmail.com>
To: Patricia O'Neil <poneil@natickma.org>

Wed, Sep 4, 2019 at 2:01 PM

Hello Patricia -

I am writing to request the closure of one block of Whittier Road between Oxford and Orchard for a neighborhood block party. The requested date is Saturday, October 5th between 4-9pm. Our rain date would be October 6th from 1-5pm. Please let me know if this is possible. Thank you for your consideration.

Jennifer Hall

[36 Whittier Road](#)

Patricia O'Neil <poneil@natickma.org>
To: Brian Lauzon <lauzon@natickpolice.com>

Wed, Sep 4, 2019 at 2:58 PM

Hi Brian. Recommendations?

[Quoted text hidden]

--

Trish O'Neil
Executive Assistant
Town of Natick
13 East Central Street
Natick, MA 01760
P: 508-647-6410
F: 508-647-6401
poneil@natickma.gov
www.natickma.gov

Brian Lauzon <lauzon@natickpolice.com>
To: Patricia O'Neil <poneil@natickma.org>

Fri, Sep 6, 2019 at 12:11 PM

Trish,

After review we would recommend approval with the following stipulations:

- Public Safety Dispatch (508-647-9500) to be notified when the roadway is going to be closed, and again when it is re-opened. All roadways shall be opened no later than 8pm.
- Nothing be erected or placed in the roadway that cannot be easily removed in the event an emergency response is needed
- Residents in the affected area to be notified in writing prior to the event date
- Nothing be placed on, or around a fire hydrant that cannot be easily moved. Fire hydrants shall not be blocked.
- Whittier Road to be closed at Oxford Street, and again at Orchard Road.

Additionally:

- Traffic cones and/or barricades may be checked out from Police Headquarters the morning of the event, and returned immediately following.

Reminder:

- All laws relative to alcoholic beverages including the possession/carrying of same remain in effect.

Respectfully,

Lt. Brian G. Lauzon

[Quoted text hidden]

- All laws relative to alcoholic beverages including the possession/carrying of same remain in effect.

Respectfully,

Lt. Brian G. Lauzon

[Quoted text hidden]

Jennifer Hall <jjerhall@gmail.com>
To: Patricia O'Neil <poneil@natickma.org>

Sat, Sep 14, 2019 at 5:54 PM

Hi Patricia - I wanted to let you know that we are going to change our block party date to the proposed rain date of Sunday October 6th from 1-5. We decided that with the number of children and the EEE threat that an afternoon time would be a better choice. Please let me know if that presents any problems. Thanks - Jen Hall

[Quoted text hidden]

Patricia O'Neil <poneil@natickma.org>
To: Brian Lauzon <lauzon@natickpolice.com>

Mon, Sep 16, 2019 at 9:48 AM

This okay with you Brian?

----- Forwarded message -----
From: **Jennifer Hall** <jjerhall@gmail.com>
Date: Sat, Sep 14, 2019 at 5:54 PM
Subject: Re: road closure
To: Patricia O'Neil <poneil@natickma.org>

[Quoted text hidden]

[Quoted text hidden]

Brian Lauzon <lauzon@natickpolice.com>
To: Patricia O'Neil <poneil@natickma.org>

Mon, Sep 16, 2019 at 11:04 AM

Trish,

Yes, we are all set with this and I have updated our calendar.

Brian

[Quoted text hidden]

ITEM TITLE: Approve Town Common Use for America Needs Fatima Public Rosary Rally on 10/12/19 Contingent Upon Vote of Approval from the Recreation and Parks Commission

ITEM SUMMARY:

ATTACHMENTS:

Description	Upload Date	Type
Request	9/11/2019	Cover Memo
Request for BOS Vote from L. Pinault, Recreation and Parks	9/11/2019	Cover Memo

Joanne T. O'Brien
20 West Central St
Natick MA 01760

August 21, 2019

Recreation and Parks
Director of Recreation
Attn: Linda Pinault
179 Boden Lane
Natick, MA 01760

Dear Ms. Linda Pinault:

America Needs Fatima, a religious organization, situated in Hanover, PA is sponsoring 22, 000 Public Rosary Rallies throughout the U.S. on Saturday October 12 2019 at noon.

I am requesting permission to hold this Public Rosary Rally on Saturday October 12, 2019, 11:30 - 2:30 on our Natick Common.

The Rally should last between 2 - 3 hours.

Power (generator) will be needed.

I can be reached at the above address and/or by telephone - 508-653-5475.

Thank you.

Sincerely,


Joanne T. O'Brien



Patricia O'Neil <poneil@natickma.org>

Common Request

2 messages

Linda Pinault <lpinault@natickma.org>
To: Patricia O'Neil <poneil@natickma.org>

Wed, Sep 11, 2019 at 8:55 AM

Good Morning Trish,
The Recreation and Parks Commission did not have a quorum Monday night so we couldn't vote on Common requests. One of the requests is for America Needs Fatima (Public Rosary). I was wondering if you could put them on the next BoS Agenda cotingent upon NRPC approval which we've never denied!!!!
Thank you Trish.
Linda

--
Linda Pinault, Office Manager
Natick Recreation and Parks Department
Town of Natick
office: [508-647-6534](tel:508-647-6534)
website: www.natickma.gov

"Create Community through People, Parks and Programs"

 **America Needs Fatima 2019.pdf**
191K

Patricia O'Neil <poneil@natickma.org>
To: Linda Pinault <lpinault@natickma.org>

Wed, Sep 11, 2019 at 3:11 PM

Hi Linda. Will do. Thanks!
[Quoted text hidden]

--
Trish O'Neil
Executive Assistant
Town of Natick
13 East Central Street
Natick, MA 01760
P: 508-647-6410
F: 508-647-6401
poneil@natickma.gov
www.natickma.gov

ITEM TITLE: Accept Resignation of Shahreen H. Quazi-Dahodwala from the Natick Cultural Council

ITEM SUMMARY:

ATTACHMENTS:

Description	Upload Date	Type
Resignation	9/11/2019	Cover Memo



Donna Donovan <ddonovan@natickma.org>

Resignation notice

1 message

shahreen quazi-dahodwala <squazi.ncc@gmail.com>
To: Ddonovan@natickma.org

Mon, Sep 9, 2019 at 11:23 AM

Dear Donna,

Good morning. This is Shahreen H. Quazi-Dahodwala.

Please accept this email as my resignation notice from the Natick Cultural Council.

Thank you kindly,

Shahreen Quazi-Dahodwala

ITEM TITLE: Accept Resignation of William Alfano from the Economic Development Committee
ITEM SUMMARY:

ATTACHMENTS:

Description	Upload Date	Type
Resignation	9/12/2019	Cover Memo

June 17, 2019

Dear Scott,

It has been my pleasure to serve with you on the Natick Economic Development Committee. You have given us a strong leadership, and I've enjoyed working with you over the years. I am confident that the goals we have set will be attained by the dedicated and talented members of this committee.

That said, I feel that it is time for me to resign my position based on the communications we have been having over the past months, regarding my family and current schedule. Please consider my resignation effective immediately. Perhaps in the future my schedule will again allow me to re-join this group and my hope would be all would be open to it.

You may have some prospects in mind to consider for the open seat that I am vacating, if you would like me to meet with anyone, please don't hesitate to ask.

Best wishes,

Bill Alfano

ITEM TITLE: Remove Maureen Sullivan from the Historical Commission due to her Relocating out of Town

ITEM SUMMARY:

ATTACHMENTS:

Description	Upload Date	Type
Email-Relocation	9/12/2019	Cover Memo



Donna Donovan <ddonovan@natickma.org>

Re: Maureen Sullivan

1 message

Diane Packer <dpacker@natickma.org>
To: Donna Donovan <ddonovan@natickma.org>

Thu, Sep 5, 2019 at 1:45 PM

thanks. You can tell the BOS that she has registered to vote in Ashland and therefore is no longer a Natick resident.

d

Diane

Diane Packer
Town Clerk
dpacker@natickma.org
(508) 647-6432

The Town Clerk's office is open Monday-Wednesday 8 AM-5 PM; Thursday 8 AM-7 PM; Friday 8 AM-12:30 PM.

Please remember when responding or writing that the Secretary of the State's Office has determined that e-mail is a public record.

On Thu, Sep 5, 2019 at 1:42 PM Donna Donovan <ddonovan@natickma.org> wrote:

Donna Donovan
Senior Executive Assistant
Town of Natick
508-647-6410

----- Forwarded message -----

From: **Steve Evers** <severs726@gmail.com>
Date: Thu, Sep 5, 2019 at 1:30 PM
Subject: Maureen Sullivan
To: <ddonovan@natickma.org>

Donna,

Last we talked you mentioned that we had 7 full time members of the Historical Commission. Maureen Sullivan resigned over the summer, and I am sure she sent a letter to the Selectmen as she moved to Ashland. That leaves a vacancy since only 6 members now exist. The town website still shows her as a member.

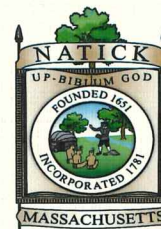
Steve Evers, Chair
Natick Historical Commission

ITEM TITLE: Proclamation in Recognition of Eagle Scout Alex Boyajian (Court of Honor - 10/6/19)
ITEM SUMMARY:

ATTACHMENTS:

Description	Upload Date	Type
Letter of Recognition	9/16/2019	Cover Memo

Town of Natick
Massachusetts 01760
Home of Champions



A LETTER OF RECOGNITION
PRESENTED TO

ALEX BOYAJIAN

- WHEREAS, The Town of Natick is honored and well served by the dedication, enthusiasm, and energy of its young citizens; and
- WHEREAS, To become an Eagle Scout requires a young man to demonstrate leadership, citizenship, organizational skills, and the diligence to work towards a worthy goal; and
- WHEREAS, Alex Boyajian, an active member of Natick Boy Scout Troop 1775 since the fifth grade, is a hard-working and conscientious young man of many accomplishments who has achieved the rank of Eagle Scout; and
- WHEREAS, Alex Boyajian's Eagle Scout Project involved the expansion of the Johnson Elementary School Playground with the building of an ADA-compliant "GaGa Pit" by developing the plan, estimating the budget, coordinating with the school, purchasing the materials, and, with the assistance of his fellow Boy Scouts and Leaders, constructing the pit; and
- WHEREAS, Alex Boyajian has demonstrated leadership skills by holding the positions of Senior Patrol Leader, Assistant Senior Patrol Leader, Troop Guide, and Den Chief; and
- WHEREAS, Alex Boyajian has exhibited Scout spirit by participating in a one-week overnight National Youth Leadership training course, conducting 100 hours of community service, and earning 31 merit badges, including ones for Citizenship in the Community, Personal Management, and Emergency Preparedness; and
- WHEREAS, Alex Boyajian has proven himself a well-deserving recipient of the rank of Eagle Scout, an honor bestowed upon a worthy few;
- NOW, THEREFORE, WE, THE NATICK BOARD OF SELECTMEN, hereby congratulate and commend Alex Boyajian for his outstanding achievement and present this Letter of Recognition on Sunday, October 6, 2019.

Michael J. Hickey, Jr., Chair

Karen Adelman-Foster

Susan G. Salamoff, Vice Chair

Richard P. Jennett, Jr.

Jonathan H. Freedman, Clerk

ITEM TITLE: Approve Meeting Minutes - 9/3/19

ITEM SUMMARY:

ATTACHMENTS:

Description

9/3/19 OS

Upload Date

9/12/2019

Type

Cover Memo

BOARD OF SELECTMEN – TOWN OF NATICK

MEETING MINUTES

EDWARD H. DLOTT MEETING ROOM – NATICK TOWN HALL

Tuesday, September 3, 2019

6:00 PM

PRESENT: Chair Michael J. Hickey, Jr., Vice Chair Susan G. Salamoff, Clerk Jonathan H. Freedman, Karen Adelman-Foster, and Richard P. Jennett, Jr.

ALSO PRESENT: Town Administrator Melissa A. Malone and Executive Assistant Trish O'Neil

The Chair called the public meeting to order at 6:01 p.m., noting that a quorum was present and that the meeting had been duly posted and was being filmed by Natick Pegasus. On a motion by Sue Salamoff, seconded by Jonathan Freedman, the Board voted 5-0-0, confirmed by a roll call vote (Mr. Hickey-Yes; Ms. Salamoff-Yes; Mr. Freedman-Yes; Ms. Adelman-Foster-Yes; Mr. Jennett-Yes), to enter Executive Session to discuss:

- Purpose 3: strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the Chair so declares:
 - A. Public Employees Local Union 1116 (Library)
 - B. New England Police Benevolent Association, Inc., Local 82 (Police Superiors)
- Purpose 3: strategy with respect to litigation if an open meeting may have a detrimental effect on the litigating position of the public body: E.L. Harvey
- Executive Session Meeting Minutes - 8/19/19

The Chair announced that the meeting would return to Open Session at approximately 7:00 p.m. The Board entered into Executive Session at 6:05 p.m.

Open Session reconvened at 7:20 p.m. The Pledge of Allegiance was recited and a moment of silence was observed for those protecting our country. Veterans Services Officer Paul Carew recognized Blue Star Families (immediate family members of a service member during a time of conflict) and Gold Star Families (immediate family members of a service member who died while serving during a time of conflict).

1. ANNOUNCEMENTS

- Recognition of Colonel Brett Conaway-18 Months Service as Commander of the 26th Yankee Division: In June of 2019, Col. Brett Conaway, a Sergeant in the Natick Police Department, concluded 18 months as Commander of the 26th Yankee Division. The Board of Selectmen acknowledged this accomplishment with a Letter of Recognition in the presence of Col. Conaway's family, friends, and colleagues.
- FY 2020 Commonwealth Support for Town of Natick: Ms. Malone expressed thanks to the State Delegation for an additional \$100,000 in programming monies for FY 2020 which will be used for the benefit of veterans, opioid abuse, and public health, noting that discussions would be held with department directors and other community partners about expanding options at Camp Arrowhead and doing instructive things that will help students and families grapple with a very dynamic and changing place. Mr. Hickey lauded Ms. Malone for establishing good, first name relationships with state delegates.
- Natick Housing Policy Forum: Navigating our Challenges and Choices - Hosted by "YES! for Natick:" Mr. Ostroff, an Executive Committee member of "Yes! for Natick," announced a Housing Policy Forum to be held on Monday, 10/21/19, at 7:00 p.m. at the Morse Institute Library.
- Natick Center Porch Fest: Mr. Hickey announced that the inaugural Natick Center Porch Fest will be held on Saturday, 9/14/19, from 2:00-6:00 p.m. on Diamond, Pearl, and Plain Streets as well as Floral and Western Avenues. Fifteen-plus bands will play on porches of private homes

throughout the area. No alcohol will be allowed on public property. Parking will be available in the Pond Street lot and on Pond and Main Streets.

- E. Natick Days: Mr. Hickey announced that Natick Days is scheduled to take place on the Town Common on Saturday, 9/7/19, from 10:00 a.m.-3:00 p.m.

2. CITIZENS' CONCERNS:

None.

3. REQUESTED ACTION

- A. Veterans' Services Officer: Request to Make Natick a "Purple Heart Community:" Veteran Services Officer Paul Carew presented with John Crisafulli, a recipient of the Purple Heart and the Bronze Heart Medals following his military service in Korea. Mr. Carew explained that the Purple Heart is awarded to those who are wounded or killed in action. Introduced during the Revolutionary War, the Purple Heart was presented to its first modern day recipient, Army General Douglas MacArthur, in honor of his service during World War II. Mr. Carew's request of the Board is to recognize Natick as a Purple Heart Community via a Resolution. Once that resolution is received by the National Purple Heart Association, the Town will be presented with an official Purple Heart Flag to be flown on a town flagpole at an official flag-raising ceremony. Mr. Crisafulli thanked the Board for its consideration and talked a bit about his experience in Korea. On a motion by Richard Jennett, seconded by Sue Salamoff, the Board voted 5-0-0 to sign and make official a Town of Natick Resolution recognizing the Town as a Purple Heart Community and September 3rd as Purple Heart Day in the Town of Natick.
- B. Police Chief:
- Safety Committee Recommendations:
 - i. On a motion by Karen Adelman-Foster, seconded by Sue Salamoff, the Board voted 5-0-0 to clarify the Police Department's Parking Rules and Regulations to say that the passenger side of a vehicle must be within 12 inches of the curb on a two-way street. The driver's, or left side, of a vehicle can be parked along a curb only on a one-way street.
 - ii. On a motion by Jonathan Freedman, seconded by Karen Adelman-Foster, the Board voted 5-0-0 to hold a public hearing relative to a request for a change of address from 34A West Central Street to 34R West Central Street.
 - iii. On a motion by Sue Salamoff, seconded by Karen Adelman-Foster, the Board voted 5-0-0 to approve a "HIDDEN DRIVEWAY" sign in the vicinity of 78 Winter Street; to add a Pedestrian Safety sign (CHILDREN) on Keene Road; and to approve a STOP sign, STOP Line, and stenciled STOP on Westlake Road at Waring Road.
 - Appointment of Permanent Full-Time Police Officers: Jackson Dwyer, Steven Gould, Benjamin Shea: Chief Hicks introduced Jackson Dwyer and Steven Gould. The third candidate, Benjamin Shea, could not be present today as he is currently a full-time police officer in Charlotte, NC. Chief Hicks gave considerable background information on each candidate and spoke highly of all. The Chief explained that appointing the three candidates would require a bypass of two candidates higher on the Civil Service List, which also requires a vote of the Board.
 - i. On a motion by Jonathan Freedman, seconded by Richard Jennett, the Board voted 5-0-0 to appoint Jackson Dwyer, Steven Gould, and Benjamin Shea as permanent, full-time police officers contingent upon successful completion of a medical examination, psychological examination, physical abilities test, completion of the Police Academy, and any other requirements necessary for successful certification with the Commonwealth of Massachusetts Human Resources Division.
 - ii. On a motion by Richard Jennett, seconded by Jonathan Freedman, the Board voted 5-0-0 to bypass two candidates who appeared higher on the Civil Service list: Sean Ahern and Ethan Glass.
- C. Approve Concept and Key Terms of Agreement to be Entered Into Between the Board of Selectmen and the Affordable Housing Trust RE: 299-301 Bacon Street: Mr. Hickey stated that in 2008, the Board of Selectmen voted to transfer title of the property at 299-301 Bacon Street to the Affordable Housing Trust but the formality of actually transferring the title at the Registry of Deeds was never accomplished. There will be an Article before the 2019 Fall Annual Town

Meeting seeking to accomplish this. An MOA to be crafted by Town Counsel will allow the Natick Affordable Housing Trust access to the property in order to move forward with awarding a contract for construction of a force main. Both Jay Ball and Randy Johnson of the NAHT were present. When queried by Mr. Johnson about the path forward, Mr. Hickey responded that the MOA will be drafted and finalized by Town Counsel and that the NAHT could move forward based on this evening's vote of the Board of Selectmen. On a motion by Richard Jennett, seconded by Karen Adelman-Foster, the Board voted 5-0-0 to approve an MOA between the Town and the NAHT that would allow access to 299-301 Bacon Street and the Town right of way, as necessary for the construction of the force main.

- D. Recreation and Parks Director: Contract Award for Playground Repairs at Various Natick Playgrounds: On a motion by Richard Jennett, seconded by Sue Salamoff, the Board voted 5-0-0 to award a contract for playground repairs at various playgrounds in Natick to Reale Associates, Inc. in the amount of \$41,500.
- E. Request to Close Irving Street for Bakka2thesource, Inc. Fundraising Event on 9/21/19 (RD: 10/5/19): The Town's Safety Officer, Lt. Lauzon, asked for guidance from the Selectmen in that he felt the petitioner's request did not really fall into the category of a block party, but seemed more akin to a fundraising event that would more appropriately be held on private property. The original request had been for a block party during which a 501(c)3 called Bakka2thesource Inc., a provider of services to Ugandan children and families, would solicit donations. There was mention of inviting neighbors, classmates, coworkers, and church members from outside the neighborhood as well as the potential need for a port-a-potty. Lt. Lauzon thought that parking might be an issue. The petitioner, Beth Zwecher, was asked to attend the meeting for further discussion. At the podium, Ms. Zwecher stated that she and her co-organizers had thought better of their request and decided it would be best to have a simple block party during which they could introduce themselves to their immediate neighbors prior to making any effort to fundraise for their charity. On a motion by Karen Adelman-Foster, seconded by Richard Jennett, the Board voted 5-0-0 to close Irving Street between Bradford and Richard Roads on September 21st for a neighborhood block party with the understanding that this approval is subject to any conditions suggested by Lt. Lauzon.
- F. Approve Eversource Grant of Location Requests: Christine Cosby presented on behalf of Eversource.
 - 165 Mill Street - Kennedy School: This request for a grant of location at 165 Mill Street (Kennedy School) was withdrawn.
 - Superior Drive: On a motion by Richard Jennett, seconded by Karen Adelman-Foster, the Board voted 5-0-0 to approve the grant of location on Superior Drive to relocate a pole to accommodate a new driveway and garage entrance for MathWorks.
- G. Wegman's: Applications for Change of Officers and Change of Manager for S12 and S15 All Alcohol Licenses: Attorney Joe Devlin, representing Wegman's, presented with Jason Rowell, the new proposed manager of record. Attorney Devlin stated that two requests are being made – 1) a change in corporate officers, which will have no effect on the Town, and 2) a change in manager – for both their S12 (common victualer's alcohol) and S15 (package store) licenses.
 - On a motion by Jonathan Freedman, seconded by Richard Jennett, the Board voted 5-0-0 to approve the change in corporate officers for the S12 license.
 - On a motion by Jonathan Freedman, seconded by Richard Jennett, the Board voted 5-0-0 to approve the change in corporate officers for the S15 license.
 - On a motion by Jonathan Freedman, seconded by Richard Jennett, the Board voted 5-0-0 to approve the change in manager of record for the S12 license.
 - On a motion by Jonathan Freedman, seconded by Richard Jennett, the Board voted 5-0-0 to approve the change in manager of record for the S15 license.
- H. Route 27 Layout Alteration Plans (Article 23, 2019 Fall Annual Town Meeting): The Town's Projects Engineer, Mark Coviello, submitted a memo noting that the following votes must be taken by the Board of Selectmen prior to the vote by Town Meeting on Article 23:
 - On a motion by Richard Jennett, seconded by Sue Salamoff, the Board voted 5-0-0 their intention to alter the layout of North Main Street (Route 27) and the adjacent streets as shown on a set of plans entitled "Layout Alteration Route 27 Roadway Improvements North Main Street Natick, Massachusetts," dated April 2, 2019, prepared by Lighthouse Surveying, LLC.
 - On a motion by Richard Jennett, seconded by Sue Salamoff, the Board voted 5-0-0 to request the recommendation of the Planning Board regarding the proposed alteration plans.
- I. Authorize Chair to Sign Letter to MassDOT RE: Modification to Cochituate Rail Trail Construction Project: On a motion by Richard Jennett, seconded by Sue Salamoff, the Board voted 5-0-0 to

authorize the Chair to sign and send a letter to MassDOT regarding modifications to the Cochituate Rail Trail construction project, including such things as benches, hardware for historic interpretive signs, pavers, etc.

J. Deputy Town Administrator for Operations:

- Construction Updates: West Natick Fire Station and Kennedy Middle School: The Deputy Town Administrator/Operations provided updates on the West Natick Fire Station and Kennedy Middle School projects. A review process has been completed of the asbestos contamination found at the West Natick Fire Station site and the removal process is set to begin as soon as possible. The estimate for hauling the asbestos off site is approximately \$9,000 per day but the full magnitude of the project and cost will not be determined until removal is complete. The Kennedy Middle School project is progressing very well and is, in fact, ahead of schedule.
- East School Lighting Change Order: Mr. Chenard stated that a Change Order is necessary for the additional work required to add lights that will accommodate the size of the bases at the East School. On a motion by Jonathan Freedman, seconded by Richard Jennett, the Board voted 5-0-0 to approve the requested change order in the amount of \$110,000.
- East Central Street Water Main Cleaning/Relining Change Order: During the course of the Routes 9 and 135 water main cleaning/lining project (for which 1.1 million dollars were appropriated at the 2017 Fall Annual Town Meeting), it was determined that several portions of pipe actually require placement (as opposed to simple cleaning and relining) at an additional cost of \$424,700, requiring a Change Order in that amount, bringing the total contract amount to \$2,548,390. The Board is asked to approve the Change Order and to approve an internal transfer of funds to allow the improvements to be completed. On a motion by Richard Jennett, seconded by Sue Salamoff, the Board voted 5-0-0 to approve the Change Order prepared by Haley & Ward for \$424,700 as presented to the Town of Natick in August 2019 related to the Routes 9 and 135 projects, and to approve an advance of funds in lieu of borrowing for a total of \$1,100,000.

4. DISCUSSION AND DECISION

A. 2019 Fall Annual Town Meeting:

- Vote to Approve Motions for BOS-Sponsored Articles: The Board discussed motions for Board-sponsored Articles 15 (street acceptance of Eliot Hill Road, Merifield Lane, and Woodcock Path), 16 (street acceptance of Michael Terrace), 17 (street acceptance of Clearview Drive), 18 (Article 70 of Bylaws-DPW Regulations), 20 (transfer of portions of 165 Mill Street parcel to the Conservation Commission), 22 (amendment of Article 20 of the Natick Bylaws regarding appointments to the Commission on Disability), 23 (alteration of layout on North Main Street/Rt. 27 and adjacent streets), and 24 (transfer of land and grant of easement to the Natick Affordable Housing Trust – 299-301 Bacon Street), with all but one (Article 18-DPW regulations) prepared by Town Counsel. Mr. Hickey informed the Board that the Finance Committee has asked to receive final motions five days prior to the meeting at which they will be discussed. Mr. Freedman saw that Articles 15 and 16 mention appropriating a sum of \$1,000 from Free Cash and suggested adding the same provision to Article 17 (all three are street acceptance articles). On a motion by Jonathan Freedman, seconded by Richard Jennett, the Board voted 5-0-0 to approve motions for Articles 15, 16, 17, 18, 20, 22, and 23 as presented with the general condition that minor administrative changes may be made by the Town Administration and Town Counsel, and with the inclusion of the Free Cash provision in Article 17 as discussed above.
 - Citizen Petition Articles: Mr. Hickey stated that the Board would not engage in any discussion this evening relevant to Citizen Petition Articles but is asked to weigh in on what Articles to hear more about. Further discussion resulted in a consensus to hear Articles 26, 27, 28, 29, 36, 38, 39, 40, 41, 42, and 43. Article sponsors will be invited to an upcoming meeting. Ms. Adelman-Foster and Ms. Salamoff disagreed about the Board's position relevant to providing Town Meeting with recommendations on such Articles, Ms. Adelman-Foster stating that this is not really within the purview of the Board.
- B. Consider Change to Composition of West Natick Fire Station Building Committee: Mr. Hickey stated there has been a problem with achieving a quorum of the committee and this has resulted in cancellation of meetings, inconveniencing outside consultants who have traveled a long distance to Natick only to be sent home. Revisiting the composition of the committee (currently

10 members) has been informally discussed. Patrick Hayes suggested to John Ciccariello, the current Chair and FinCom appointment, that he modify his role and become an ex officio member/advisor to the committee due to the fact that he has difficulty attending meetings since he has moved out of Natick. Patrick Hayes would then assume the FinCom appointment. This would reduce the committee from 10 to 9, which would require a quorum of 5 rather than 6. There has also been discussion about reducing the number of firefighters on the committee. The thought for now is to reinforce the necessity for attendance at the meetings. However, it is possible that the change discussed above could be formalized at the next Selectmen's Meeting on 9/16. Ms. Adelman-Foster requested that Mr. Ciccariello be recognized at an upcoming meeting.

C. Consent Agenda Policy: Postponed to the next meeting.

5. SELECTMEN SUBCOMMITTEE/LIAISON UPDATES

Ms. Salamoff stated she and Mr. Jennett attended a recent Natick Center Associates meeting where they learned that the Planning Board will soon be hearing a proposal for redevelopment of the Kentucky Spirits building. Proposed is a six-story building containing retail spaces and 24 living units, four of which would be affordable.

Ms. Malone stated that the recent downtown fire is still under investigation. Adjusters are scheduled to be on site September 10th and 11th. Concerns about having the site cleaned up have been noted but there is a legal process that must be observed. Mr. Hickey asked what the Town can do to deal with some of the more prevalent issues on the site, such as the unpleasant odor emanating from it, and asked Ms. Malone to be prepared to discuss this at the next meeting. Mr. Freedman also requested that an update be posted on the website and asked that a response be prepared that the Selectmen's Office can share with complainants.

Mr. Jennett stated that the staff parking committee met recently and a parking app used to pay fees electronically was shared with the committee. The committee voted in favor of looking into it and asked if any information has been shared with the Administration. Ms. Malone noted that there are a few different options available and said she would get back to the Board with specifics.

6. CONSENT AGENDA

Mr. Freedman read the Consent Agenda aloud. None of the Board Members requested removal of any of the items and there were no audience members remaining in the meeting room to request any discussion. On a motion by Richard Jennett, seconded by Sue Salamoff, the Board voted 5-0-0 to approve the Consent Agenda as follows:

- A. Appointment of Louis Marcoccio and Bonnie Punch as Parking Enforcement Officers and Alexander Morentin, Jonathan King, and Lucas Wise as Auxiliary Officers
- B. Re-appointments to the Conservation Commission (Terms Ending 6/30/2022): Matt Gardner and Doug Shephard
- C. Re-appointment to the Open Space Advisory Committee (Term Ending 6/30/2022): Doug Shephard
- D. Re-appointment of Metropolitan Area Planning Council Alternate Representative - Josh Ostroff (Term Ending 6/30/2022)
- E. Acceptance of PAYT Distribution Report and Approval of Updated MOU Between the Town and the Natick Service Council
- F. No Objection to KENO to Go at South Natick Foreign Motors
- G. Block Party Request for Lois Street on 9/14/19 (RD: 9/15/19)
- H. Block Party Request for Winnemay Street on 9/21/19 (RD: 9/22/19)
- I. Meeting Minutes - 8/19/19

7. TOWN ADMINISTRATOR NOTES

None.

8. SELECTMEN'S CONCERNS

Mr. Freedman encouraged the Town Administrator to do whatever can be done to ensure materials are made available in a timely manner to the Board and to the public.

9. ADJOURNMENT

On a motion by Richard Jennett, seconded by Jonathan Freedman, the Board voted 5-0-0 to adjourn the meeting at 10:35 p.m.

Jonathan H. Freedman, Clerk

Submitted by Trish O'Neil, Executive Assistant

September 3, 2019 Board of Selectmen Meeting Minutes Approved by the Board of Selectmen on _____, 2017

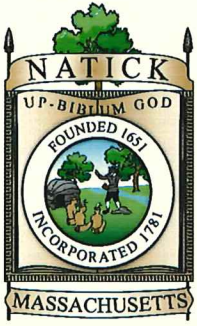
All documents used at this Board of Selectmen meeting are available at:

<https://naticktown.novusagenda.com/agendapublic/MeetingView.aspx?MeetingID=671&MinutesMeetingID=84&doctype=Agenda>

ITEM TITLE: Confirm the Town Administrator's Appointment of Deb Sayre to the Personnel Board
ITEM SUMMARY:

ATTACHMENTS:

Description	Upload Date	Type
Appointment Letter	9/12/2019	Cover Memo
Personnel Board Packet	9/12/2019	Cover Memo
Deb Sayre Resume	9/12/2019	Cover Memo



TOWN OF NATICK MASSACHUSETTS

MELISSA A. MALONE
TOWN ADMINISTRATOR

September 12, 2019

Debra Sayre
24 Western Avenue
Natick, MA 01760

Re: Personnel Board

Dear Ms. Sayre:

This is to advise you of my intent to appoint you as a member of the Personnel Board. Consideration of your appointment will be presented to the Board of Selectmen on September 16, 2019. If the Board accepts my recommendation, the appointment shall become effective on October 1, 2019. Your appointment to the Personnel Board will expire on May 30, 2022.

Please contact Town Clerk Diane Packer at 508 647-6430 or dpacker@natickma.org at your earliest convenience to make arrangements for your swearing in. Also, please have this letter with you when you are sworn in by the Town Clerk.

Thank you for your continued time and commitment to the Personnel Board.

Sincerely,

Melissa A. Malone
Town Administrator

CC: Diane Packer, Town Clerk



PERSONNEL BOARD

BOARD DETAILS



OVERVIEW



SIZE 5 Seats



TERM LENGTH 36 Months



TERM LIMIT

The personnel board shall serve as the policy making authority of the Town in personnel matters and shall perform the following functions;

- Approve and recommend classification and pay plan to finance committee and town meeting.
- Review and recommend employee benefit programs and conditions of employment
- Advise and review personnel procedures and administrative practices as carried out under Article 4-2, Sections 4 and 14 of the Natick Town Charter.



DETAILS

ENACTING RESOLUTION

ENACTING RESOLUTION
WEBSITE



Town of Natick
PERSONNEL BOARD

BOARD ROSTER



DAVID F DORANT
1st Term Jun 15, 2016 - May 31, 2019

Appointing Authority Town Administrator
Position Member



STEVE LEVINSKY
6th Term Jun 01, 2018 - Jun 01, 2021

Appointing Authority Town Administrator
Position Member



ALAN L ROSENMAN
6th Term Jun 01, 2017 - May 31, 2020

Appointing Authority Town Administrator
Position Member



SUE SHEA
1st Term Jul 11, 2017 - May 31, 2020

Appointing Authority Town Administrator
Position member



VACANCY

Profile

David

First Name

F

Middle Initial

Dorant

Last Name

ddorant@laborsoft.com

Email Address

1 Mark Street

Street Address

Suite or Apt

Natick

City

MA

State

01760

Postal Code

What Precinct do you live in? *☒ Precinct 5

Mobile: (671) 699-7512

Primary Phone

Business: (781) 380-8800

Alternate Phone

LaborSoft

Employer

Managing Member

Job Title

Applicants are encouraged to attend or read the minutes of several meetings of the body to which they are applying, if possible.

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Town Meeting Member 2012 Personnel Board 2016 - 2019

Interests & Experiences

Why are you interested in serving on a board or commission? Are there any changes you would like to see to these boards, committees and/or commissions?

Community involvement

Are you a graduate of the Natick Community Services Citizen's Leadership Academy?

☐ Yes ☒ No

Please list any skills or specialized knowledge you can bring to these boards, committees and/or commissions.

See attached

Please list any professional affiliations.

See attached

Let us know what other specialized interests or hobbies you might have.

Applicants are encouraged to upload a resume, accepted file types are listed below.

[DavidD_Resume.doc](#)

Upload a Resume

Profile

Debra

First Name

Sayre

Last Name

debrasayre@gmail.com

Email Address

24 Western Avenue

Street Address

Suite or Apt

Natick

City

MA

State

01760

Postal Code

What Precinct do you live in? *☒ Precinct 8

Mobile: (508) 259-9118

Primary Phone

Home:

Alternate Phone

Kids Connect, Inc.

Employer

Director

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Council on Aging

Interests & Experiences

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Let us know what other specialized interests or hobbies you might have.

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Upload a Resume

DAVID F. DORANT
1 Mark Street
Natick, MA 01760
(617) 699-7512
Email: DDorant@comcast.net

SUMMARY

Senior-level manager with 20 years of Human Resources and Operations experience. Proven record in achieving significant operational business results that support strategic goals. Continually reviews and designates performance standards and criteria for the ongoing improvement of HR programs, policies, processes, compliance and strategy. Strong negotiator of innovative labor strategies to achieve maximum resource utilization while focusing on reducing operational costs.

Areas of expertise include:

- **Employee/Labor Relations** – Provided consultation and support to the Senior Management Team on leadership development, change management, talent management, succession planning and performance management. Served as Chief Company Negotiator in several successful labor contract negotiations.
- **Compliance** - Managed and updated Human Resource Compliance Programs consistent with federal and state requirements including annual policy review and policy development.
- **Organizational Development and Restructuring** – Partnered with senior management to guide organizational design and effectiveness, including organization structure, spans of control, resource allocation and culture change.
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Managing Member

2009 – Present

Oversee and direct daily business operations

- LaborSoft is a SaaS based software solution that offers centralized case management tracking and collaboration, document storage, workforce reporting and analytics. www.LaborSoft.com

NSTAR Electric & Gas Corporation, Boston, MA

Director of Employee and Labor Relations

2001 – 2009

Directed day-to-day and strategic focus for corporate Human Resources functions in the areas of Staffing, Employee Relations, EEO/Affirmative Action programs, Diversity, HR Policy Development and Labor Relations. Served as Chief Company Negotiator in contract negotiations.

- Restructured the Employee Relations and Labor Relations groups resulting in a stronger strategic and project-focused model.
- Successfully negotiated without incident a complex, nationally visible, labor contract with significant organizational results.
- Designed a Workforce planning process designed to identify and solve key business and labor challenges over the next five years.
- Created a Diversity Task Force charged with improving the workplace climate; developed a community partnership to source, recruit and retain diverse talent.
- Designed and implemented a comprehensive corporate-wide mechanism to identify and track all contingent workers, independent consultants and contractors working within NSTAR.

- Consulted with senior management on a variety of employee relations issues (e.g., promotions, demotions, disciplinary actions, terminations) to ensure a balance of employee morale, employee productivity, and business needs.
- Guided organizational design and effectiveness, including organization structure, spans of control, resource allocation and culture change.
- Led and implemented Human Resource Initiative: Improve Management through Employee Engagement.
- Established training programs to minimize legal risk of employment cases.

DAVID F. DORANT

Page 2

Director of Labor Relations

2000 – 2001

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- Coached and consulted with all levels of line management (including Labor Relations Staff) on the administration, application and interpretation of the Company's labor contracts and personnel policies.
- Successfully negotiated three multi- year agreements.
- Negotiated and implemented major benefit changes including health care, pension and part-time benefits with significant cost savings.

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- Led company's management team to successfully avoid a professional employee organization attempt in 1999.
- Participated on the Human Resource Transition Team during the merger of BEC Energy and Commonwealth Energy.
- As chief spokesperson, successfully negotiated six labor agreements.
- Prepared the company's cases for all grievances submitted for arbitration with an 80% success rate.
- Implemented Safety guidelines and negotiated benefits programs and administration for employees integrated into new consolidation agreement.

Sr. Corporate Labor Relations Consultant

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Responsible for the day-to-day interpretation and implementation of the collective bargaining agreement, developing collaborative labor/ management relations, management of arbitration case process, research and contract negotiations. Wrote amendments to collective bargaining agreements, conducted supervisory training programs and periodically wrote company's post-hearing arbitration briefs.

- Designed and implemented transition programs for divestiture of the Company's generation assets.
- Negotiated divestiture agreements with the U.W.U.A.

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Labor Studies Program, University of Massachusetts

CERTIFICATIONS

Professional in Human Resources (PHR)


PROFESSIONAL ASSOCIATIONS

Executive Board Member, Labor and Employee Relations Association
Member, Society for Human Resources Management
Member, American Arbitration Association
Board of Directors, USO New England
Labor Relations Committee Member, American Gas Association

PROFESSIONAL EXPERIENCE

Lecturer – 2000, Northeastern University, Boston, Executive MBA Program

Debra Lee Greenberg Sayre
204 Eliot Street
Natick, Ma 01760



Education: 1964-B.A. Northeastern University
1970-M.Ed. Northeastern University
2000-Coaching Certificate-Newfield Network
2001-Graduate Coaching Certification-Newfield Network

Other Courses include Social Work at Antioch, Hunter College, Boston University and specific trainings and workshops in the fields of adolescence, Outreach (YMCA) & Community Work, Alcoholism and Drug Awareness.

Current Position: Founder and Program Director-Kids Connect, Inc.

Experience in profession: Developed a drug group at Concord Prison, started a group home for adolescents in Medfield, Director of Marathon House (residential drug treatment facility), Area Drug Coordinator responsible for 11 towns in mental health area (DMH), Assist, then Director of drug program in MCI Walpole training and supervising inmate staff, provided training in emotional issues for Police Academy in Quincy, taught psychology as substitute teacher, night school at Northeastern University, substitute teacher for City of Boston, teacher and housemother for Salvation Army home for unwed mothers, Child Welfare Worker in New York City, Probation Officer in New York City and Clinical Director of Bristol Areas School (766), ran women's groups and provided individual counseling as Life Coach.

Other Experience: Department Manager, Alexander's Dept. Store in New York City, Sales Representative for 23 manufacturers, new product developer for juvenile products companies, Administrative Assistant/Office Manager for Quip Systems, a division of Exxon, group worker for Jewish Community Center in Framingham responsible for three different age groups.

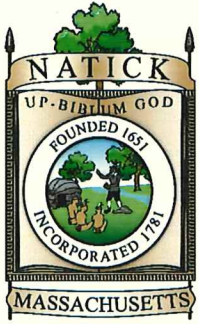
Volunteer Experience: dance instructor in New York City (Police Athletic League, worked with youth in Roxbury thru YMCA, member of the evaluation board of First, Inc. (residential drug program in Roxbury), Treasurer of Harding House, headed the July 4th Committee, 350th Committee, member of Armory Re-use Committee, member of Board of Directors, Pegasus, Natick, member of Natick Days Committee and currently involved with creating awareness of need for community center.

ITEM TITLE: Confirm the Town Administrator's Re-Appointment of David Dorant to the Personnel Board

ITEM SUMMARY:

ATTACHMENTS:

Description	Upload Date	Type
Appointment Letter	9/12/2019	Cover Memo
Packet	9/12/2019	Cover Memo



TOWN OF NATICK MASSACHUSETTS

MELISSA A. MALONE
TOWN ADMINISTRATOR

September 12, 2019

David Dorant
1 Mark Street
Natick, MA 01760

RE: Personnel Board

Dear Mr. Durant:

This is to advise you of my intent to re-appoint you as a member of the Personnel Board. Consideration of your appointment will be presented to the Board of Selectmen on September 16, 2019. If the Board accepts my recommendation, the appointment will expire on May 31, 2022.

Please contact Town Clerk Diane Packer at 508 647-6430 or dpacker@natickma.org at your earliest convenience to make arrangements for your swearing in. Also, please have this letter with you when you are sworn in by the Town Clerk.

Thank you for your continued time and commitment to the Personnel Board.

Sincerely,


Melissa A. Malone
Town Administrator

CC: Town Clerk




PERSONNEL BOARD


BOARD DETAILS




OVERVIEW



SIZE 5 Seats



TERM LENGTH 36 Months



TERM LIMIT

The personnel board shall serve as the policy making authority of the Town in personnel matters and shall perform the following functions;

- Approve and recommend classification and pay plan to finance committee and town meeting.
- Review and recommend employee benefit programs and conditions of employment
- Advise and review personnel procedures and administrative practices as carried out under Article 4-2, Sections 4 and 14 of the Natick Town Charter.



DETAILS

ENACTING RESOLUTION

ENACTING RESOLUTION
WEBSITE



PERSONNEL BOARD

BOARD ROSTER

	<div>DAVID F DORANT 1st Term Jun 15, 2016 - May 31, 2019</div>	<div>Appointing Authority Town Administrator Position Member</div>
	<div>STEVE LEVINSKY 6th Term Jun 01, 2018 - Jun 01, 2021</div>	<div>Appointing Authority Town Administrator Position Member</div>
	<div>ALAN L ROSENMAN 6th Term Jun 01, 2017 - May 31, 2020</div>	<div>Appointing Authority Town Administrator Position Member</div>
	<div>SUE SHEA 1st Term Jul 11, 2017 - May 31, 2020</div>	<div>Appointing Authority Town Administrator Position member</div>
	<div>VACANCY</div>	

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Member, American Arbitration Association
Board of Directors, USO New England
Labor Relations Committee Member, American Gas Association

PROFESSIONAL EXPERIENCE

Lecturer – 2000, Northeastern University, Boston, Executive MBA Program

ITEM TITLE: Correspondence 9/16/19

ITEM SUMMARY:

ATTACHMENTS:

Description	Upload Date	Type
Cochituate Rail Trail Update-Fall 2019	9/11/2019	Cover Memo

Cochituate Rail Trail Natick Update

Issue #15

Fall 2019

A community newsletter about the pending Cochituate Rail Trail. See natickma.gov/crt

Cochituate Rail Trail: Under Construction!

The Natick CRT is now under construction, and is scheduled to open no later than June 2021. The path will then extend from Saxonville in Framingham to Natick Center, with a future connection planned to the Natick Center MBTA Station. The Framingham section is open, except for temporary closures for bridge construction at Route 30. The Natick section is closed to the public during construction, or until further notice. See natickma.gov/crt for updates.

The official project groundbreaking on July 19 was well attended, and also included the official release of the State [Bicycle](#) and [Pedestrian](#) Transportation Plans. MassDOT is championing bike/ped projects that help people make short, everyday trips safely and sustainably – just like the CRT. The groundbreaking was recorded by Natick Pegasus, and is online at natickpegasus.org. ■■■

The CRT Project at a Glance

- The CRT in Natick is now closed to the public during construction. This is for safety, and also ensures that construction can proceed as quickly as possible.
- The CRT is scheduled to open by June 2021.
- Construction is funded through federal and state transportation dollars.
- The right-of-way leading to the Natick Center MBTA Station is closed to the public.
- Stay up to date at natickma.gov/crt or facebook.com/crtrail. ■■■

Thank You!

Thanks to the volunteers, committees, staff, state/local leaders, supporters, MassDOT, BETA, contractors, and all who have helped to bring this project forward. The CRT will benefit our region and community for generations to come. ■■■

Construction Overview

MAS Building and Bridge is the primary contractor for the project, working with several specialized Subcontractors. MAS works closely with MassDOT District 3 on day-to-day activities, coordinating with the Town of Natick and City of Framingham.

The first phase of clearing vegetation along the path is now complete. In some cases, clearing has been significant to allow for re-grading for access ramps or to remove invasive plants. Where trees have been removed, new planting and landscaping is planned.

The next phase, now in process, involves utility relocations, primarily along Routes 30 and 9, to accommodate the new bridges. Utility work will extend into Fall 2019; if it is delayed, this may change the sequence of other work. Please note that all dates are approximate.

Route 30 improvements are now underway, as the roadway is being widened from Speen Street to the TJX entrance to the east of the CRT.

In Fall 2019, the railroad bridge across Route 9 will be demolished, and the stone abutments removed to be replaced by cast abutments set further back from the roadway. A new bridge will be installed by the Spring of 2020. Overnight detours are planned during demolition and installation.



New Route 9 bridge at Springvale Water Plant

Many long-time residents have memories of freight trains using this bridge and the railroad tracks to serve the Wonderbread plant, among others.

Also starting in 2019, the bridge across Route 30 will be erected, including bridge approaches on either side of the roadway. This work scope will take about a year for substantial completion.

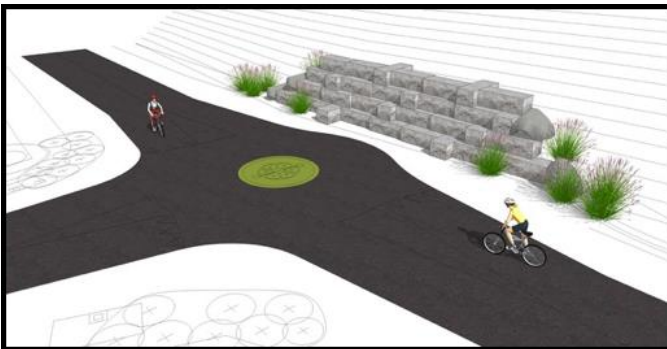


Route 30 bridge connecting Framingham/Natick

Pathway construction will begin by mid-2020, including grading, installation of the subbase and paving, a new culvert, landscaping and signage.

Several scenic overlooks along Lake Cochituate are part of the project: facing east, near the State Park; facing west, near the historic stone arch culvert that connects the Middle and South Ponds; and facing east, overlooking the South Pond.

Another element is a seating wall near a roundabout where the main path meets the Wonderbread Spur. This wall will use granite blocks repurposed from the Route 9 bridge abutments.



Roundabout with seating wall

The Wonderbread Spur extends ¼ mile to Speen Street, crossing at a signal, where it will connect to a multipurpose path that extends to the west.

The target finish date for the CRT is June 2021, but may be sooner; see natickma.gov/crt for updates, and links to plans and other documents. ■■■

Connecting to the CRT

Several abutters have built, or are planning to build connections to the CRT, including The MathWorks,

the State Park, Camp Arrowhead, Natick Modera, and Natick Avalon. If you are abutting the CRT and want more information, email crt@natickma.org.

The CRT is one of many trails planned or underway in the region. See natickma.gov/crt for more. ■■■

All Aboard The Saxonville!

From the mid-19th century to 1936, daily passenger trains from Framingham ran on the Saxonville Industrial Track. Freight service continued until 2005. The last freight customers were the Whipple Company on Main Street, making Grandmother's Mince Meat Pies; the Wonderbread plant, now the site of the Natick Mall, and Metro Freezer and Storage, the site of Natick Avalon. ■■■

Future MBTA Station and CRT Connection

The MBTA Commuter Rail Station in Natick Center is undergoing a complete redesign for accessibility, and was advertised for construction in late August 2019. That project is likely to start in early 2020, and take about 2½ years.



Natick Center MBTA Station Outbound Platform

Once the station is complete, the Town anticipates working with MassDOT to connect the outbound platform, and Main Street in Natick Center, to the temporary CRT terminus near Willow Street. ■■■

The Friends of Natick Trails

The Friends are organized to support Natick trails, including the CRT. They will help with trail maintenance, and will offer opportunities to sponsor benches and other amenities in partnership with the Town. See FriendsOfNatickTrails.org, or find them on Facebook. ■■■