

**ANNUAL TOWN MEETING
MAY 6, 2002**

Attendance
Precinct A: 62
Precinct B: 103
Precinct C: 102
Precinct D: 95
Total ----- 362

In accordance with the Warrant, as posted, the inhabitants of the Town of Wilbraham, qualified to vote in Town affairs, met in Minnechaugh Regional High School. At 7:00PM the Moderator, Arthur F. Dionne, noted a quorum was present and called the meeting to order. The Pledge of Allegiance was then recited followed by Town Clerk Beverly J. Litchfield reading the call of the meeting.

The Moderator welcomed all and commenced with an explanation of the process concerning the "Consent Agenda." The articles included in the consent agenda were then read, one at a time by the members of the Board of Selectmen. After each article the Moderator asked if there were any questions. If there were none, they proceeded with the next article.

A motion was made and seconded to approve the consent agenda articles. This motion passed by a majority vote. Articles passed by consent agenda were 1, 2, 5, 6, 7, 14, 15, 17, 28, 30, 31, 32, 33, 39, 40 and 41.

At this time a motion to recess to the Special Town Meeting was made and seconded. The motion passed by unanimous vote. Meeting recessed at 7:25PM.

At 7:32PM the Annual Town Meeting reopened. The Moderator introduced Lois Scibelli who was in the audience this evening. She is the aide to Senator Brian Lees. He then proceeded with the reading of the "In Memoriam" from the 2001 Annual Report for the Town of Wilbraham. Those names read were Stephen W. Scharl, Eileen M. Connor, Stanley N. Gore and Anne Marie Fabian. A moment of silence was held in their honor.

The Moderator then took time to explain a change in his procedure concerning the balance of the articles. The change would be that the Moderator would not read the motion for a second time before voting if no questions or comments were raised. He would proceed directly to the vote. If there were questions, he would proceed in the traditional manner of reading the motion a second time.

ARTICLE 1. Choosing Miscellaneous Officials: (Consent Agenda) Passing by a majority vote that the following persons be elected to the indicated offices for the ensuing year:

Poundkeeper	Gilles E. Turcotte
Surveyors of Lumber	Edward P. Lindsay Jr. & William H. Garvey
Measurers of Wood and Charcoal	William H. Garvey
Field Drivers	Dorrance T. Green & John Garvey
Weighers of Grain	Alton McDonald & Jesse L. Rice (Majority Vote)

ARTICLE 2. Parliamentary Procedures (Consent Agenda): Finance Committee Recommends. Passing by a majority vote that the Town adopt special parliamentary procedures for the purpose of implementing the provisions of Chapter 580 of the Acts of 1980 (Proposition 2 1/2), as amended, and as set forth in a document entitled "Article 2, Exhibit A," on file with the Town Clerk.

ARTICLE 3. Reserve Fund: Finance Committee Recommends. Passing by unanimous vote that the Town raise or appropriate from Free Cash (\$118,000) and overlay funds certified as excess by the Board of Assessors pursuant to Section 25 of Chapter 59 of the Massachusetts General Laws (\$32,000), the sum of \$150,000 for a Fiscal Year 2003 Reserve Fund.

ARTICLE 4. Water Division Reserve Fund: Finance Committee Recommends. Passing by a unanimous vote that the Town raise or appropriate from water receipts the sum of \$50,000 for a Fiscal Year 2003 Reserve Fund.

ARTICLE 5. Receipts Reserved for Appropriation for Ambulance: (Consent Agenda) Finance Committee Recommends. Passing by a majority vote that the Town appropriate \$342,340 from Receipts Reserved for Appropriation for Ambulance to Ambulance personal services and operating costs, pursuant to Section 5 of Chapter 40 of the Massachusetts General Laws.

ARTICLE 6. Receipts Reserved for Appropriation for Ambulance: (Consent Agenda) Finance Committee Recommends. Passing by a majority vote that the Town appropriate \$35,000 from Receipts Reserved for Appropriation for Ambulance to be held in a depreciation account for vehicle and equipment replacement pursuant to Section 5 of Chapter 40 of the Massachusetts General Laws.

ARTICLE 7. Receipts Reserved for Appropriation for Cemeteries: (Consent Agenda) Finance Committee Recommends. Passing by a majority vote that the Town appropriate \$4,400 from Receipts Reserved for Appropriation for Cemeteries to Cemetery operating costs, pursuant to Section 5 of Chapter 40 and Section 16 of Chapter 114 of the Massachusetts General Laws.

ARTICLE 8. Community Preservation Committee: After a manual count by the tellers the motion was passed (y-164, n-109) by a majority vote that the Town amend Article V of the Town By-Laws, "Committees Appointed by the Board of Selectmen," by adding Section 519, as on file with the Town Clerk as "Article 8, Exhibit A" creating a Community Preservation Committee.

Steve Lawson gave an explanation of this article. He explained he duties and responsibilities of the Committee. This was followed by a discussion period.

ARTICLE 9. Conservation Fund: Finance Committee Recommends. Passing by a majority vote that the Town raise and appropriate the sum of \$7,000 to the Conservation Fund for open space acquisition, in accordance with Section 8C of Chapter 40 of the Massachusetts General Laws.

ARTICLE 10. Assessment of New Construction: Finance Committee Recommends. Passing by a majority vote that the Town accept the provisions of Section 2A(a) of Chapter 59 of the Massachusetts General Laws providing that to determine real property for the purpose of taxation in FY 2003, buildings and other things erected on or affixed to land during the period beginning on January second and ending on June thirtieth of the fiscal year preceding that to which the tax relates shall be deemed part of such real property as of January first.

Passing by a majority vote that the Town postpones action on Articles 11, 12 and 13 to Monday, June 10, with the continuation of Town Meeting to begin at 7:00 p.m. in the auditorium of Minnechaug Regional High School.

ARTICLE 14. Waste Water Enterprise Fund Retained Earnings: (Consent Agenda) Finance Committee Recommends. Passing by a majority vote that the Town appropriate \$90,913 from available funds in the Waste Water Enterprise Fund retained earnings account for the purpose of purchasing and installing sewage treatment equipment.

ARTICLE 15. Solid Waste Enterprise Fund Retained Earnings: (Consent Agenda) Finance Committee Recommends. Passing by a majority vote that the Town appropriate \$128,138 from available funds in the Solid Waste Enterprise Fund retained earnings account for the purpose of funding solid waste disposal operating expenses.

ARTICLE 16. Authorization to Borrow for Capital Outlays: Finance Committee Recommends. Requiring a 2/3rd vote, declared passed by 2/3rds by the Moderator that the Town borrows a sum of money for the following purposes:

-- in accordance with Section 7(9) of Chapter 44 of the Massachusetts General Laws for the cost of departmental equipment, \$208,500.

Capital Planning Committee Chairman Robert Quintin gave a presentation. He gave special thanks to Tom Sullivan, Nancy Johnson and Lance Trevallion for all of their help.

The Moderator then welcomed State Rep. Gale Candaras and asked her to stand to be recognized.

ARTICLE 17. Acceptance of Public Ways: (Consent Agenda) Passing by a majority vote that the Town accept as public ways, pursuant to a layout filed by the Board of Selectmen with the Town Clerk, all or portions of Chatham Trace, Fernwood Drive and Sunnyside Terrace.

ARTICLE 18. Zoning By-Law Amendment - Revised Zoning Map: Planning Board Recommends. Requiring a 2/3rd vote, declared passed by 2/3rds by the Moderator that the Town amends the Wilbraham Zoning By-Law in the following manner:

- A. To revise the zoning map in a comprehensive fashion by revoking the existing map entitled "Building Zone Map" in its entirety and adopting in its place a new map entitled "Zoning Map Town of Wilbraham, Massachusetts" on file with the Town Clerk;
- B. To revise Section 2.3.1 by deleting the words "Building Zone Map" and substituting therefor the words "Zoning Map" and by deleting the words "January 1974" and substituting therefor "May 2002"; and
- C. To revise Sections 2.3.2, 2.4.2, 2.4.3, 2.4.4 and 9.1.3.3 by deleting the words "Building Zone Map" and substituting therefor the words "Zoning Map".

ARTICLE 19. Zoning By-Law Amendment -Technical corrections: Planning Board Recommends. Requiring a 2/3rd vote, declared passed by 2/3rds by the Moderator that the Town amends the Wilbraham Zoning By-Law in the following manner:

- A. To amend section 3.3.4 by deleting the reference to "section 12.6" and substituting therefor the correct reference to "section 12.12";
- B. To amend section 7.5.7.1 by deleting the reference to "section 12.5.2" and substituting therefor the correct reference to "section 12.7"; and
- C. To amend section 7.5.7.2 by deleting the reference to "section 12.5.3" and substituting therefor the correct reference to "section 12.7".

ARTICLE 20. Zoning By-Law Amendment - Nursing Home Signs in Residential Zoning Districts: Planning Board Recommends. Requiring a 2/3rd vote, passing by unanimous vote that the Town amend section 12.5.1 of the Wilbraham Zoning By-Law by inserting the phrase "nursing homes," after the existing words "six (6) square feet in area necessary to".

ARTICLE 21. Zoning By-Law Amendment - Notice to Non-resident Owners: Planning Board Recommends. Requiring a 2/3rd vote, passing by unanimous vote that the Town amend the Wilbraham Zoning By-Law by deleting section 15.11 in its entirety.

ARTICLE 22. Zoning By-Law Amendment - Usable Land Area Definition: Planning Board Recommends. Requiring a 2/3rd vote, declared passed by 2/3rds by the Moderator that the Town amend the Wilbraham Zoning By-Law by adding the words "and which does not consist of slopes having a grade of fifteen percent (15%) or greater." to the end of the existing definition of "Usable Land Area" in section 1.3.

ARTICLE 23. Zoning By-Law Amendment - Body Art Establishments: Planning Board Recommends. Requiring a 2/3rd vote, passing by unanimous vote that the Town amend the Wilbraham Zoning By-Law in the following manner:

- A. To amend Section 1.3 by inserting in proper alphabetical order a new definition of "Body Art Establishment" to read as follows:

Body Art Establishment. A facility, whether public or private, that has been granted a permit from the Board of Health of the Town of Wilbraham, where the practice of physical body adornment is performed, in accordance with “Regulations for Body Art Establishments and Practitioners” as promulgated by the Wilbraham Board of Health and as amended from time to time.

B. To amend Section 3.4.5 by inserting a new section 3.4.5.13 into the Table of Use Regulations to read as follows:

By-Law Number	Land Use Classification	R-15	R-26	R-34	R-40	R-60	RM D	NO	NS	AC F	GB	IP G
3.4.5.13	Body Art Establishment	N	N	N	N	N	N	N	N	N	ZB A	ZB A

ARTICLE 24. Zoning By-Law Amendment - Rezoning 7-8-9 Red Bridge Road: Planning Board Recommends. Requiring a 2/3rd vote, declared passed by 2/3rds by the Moderator that the Town amend the Wilbraham Zoning By-Law by rezoning from Industrial-Professional Office Park-General Business (I-POP-G.B.) to Residential-60 (R-60) a parcel of land containing approximately 16.2 acres including all or a portion of land located at 7, 8 and 9 Red Bridge Road, as more particularly described on a plan on file with the Town Clerk entitled "Article 24 Exhibit A".

ARTICLE 25. Zoning By-Law Amendment - Rezoning 360-380 Main Street: Planning Board Recommends. Requiring a 2/3rd vote, declared passed by 2/3rds by the Moderator that the Town amend the Wilbraham Zoning By-Law by rezoning from Residential-26 (R-26) to Neighborhood Office (N.O.) a parcel of land containing approximately 92,488 square feet located at 360 & 380 Main Street, as more particularly described on a plan on file with the Town Clerk entitled "Article 25, Exhibit A".

ARTICLE 26. Zoning By-Law Amendment - Woodland Dell Fire Station Property Rezoning: Planning Board Recommends. Requiring a 2/3rd vote, failing to pass (y-152, n-83) by 2/3rds that the Town amend the Wilbraham Zoning By-Law by rezoning from Residential-40 (R-40) to Neighborhood Office (N.O.) a parcel of land containing approximately 22,000 square feet located at 6 Woodland Dell Road, as more particularly described on a plan on file with the Town Clerk entitled "Article 26, Exhibit A".

ARTICLE 27. Zoning By-Law Amendment - Police Station Property Rezoning: Planning Board Recommends. Requiring a 2/3rd vote, declared failed by the Moderator that the Town amend the Wilbraham Zoning By-Law by rezoning from Residential-26 (R-26) to General Business (G.B.) a parcel of land containing approximately 32,683 square feet located at 16 Main

Street, as more particularly described on a plan on file with the Town Clerk entitled "Article 27, Exhibit A".

ARTICLE 28. Hearing Reports: (Consent Agenda) Passing by a majority vote that the Town accept the reports of all officers and committees as printed in the Annual Town Report.

ARTICLE 29. Compensation for Elected Town Officials: Finance Committee Recommends. Passing by a majority vote (3 opposed) that the Town fixes the compensation for all elected Town Officers for the fiscal year beginning July 1, 2002 and ending June 30, 2003.

RECOMMENDED that the compensation for elected Town Officers for fiscal year July 1, 2002 to June 30, 2003, be fixed as follows: Assessors, Chairman, \$2,771, Members, \$2,511 each, per year; Town Clerk, \$42,623 per year (all fees revert to the Town treasury); Moderator, \$200 Annual Town Meeting, \$50 Special Town Meeting; Selectmen, \$3,688 per year, Chairman \$4,304 per year; Tree Warden, \$7,354 per year; Water Commissioners, \$150 per year; Cemetery Commissioners, no salary; Library Trustees, no salary; Planning Board Members, no salary; Poundkeeper, Field Drivers, Weighers of Grain, Surveyors of Lumber, Measurers of Wood and Charcoal (all Town officers elected other than by official ballot), fees only, fixed by General Laws.

ARTICLE 30. Chapter 90 Appropriation: (Consent Agenda) Finance Committee Recommends. Passing by a majority vote that the Town appropriate from available funds \$130,179 under Chapter 53 of the Acts of 1999 and apportioned under the provisions of Section 34(2)(a) of Chapter 90 the Massachusetts General Laws.

ARTICLE 31. Council on Aging Revolving Fund: (Consent Agenda) Finance Committee Recommends. Passing by a majority vote that the Town reauthorize a revolving fund under the Council on Aging and transfer the balance from the FY 2002 revolving fund to the FY 2003 revolving fund in accordance with Section 53 E½ of Chapter 44 of the Massachusetts General Laws. Receipts shall be credited into said fund from the following sources: (1) Donations from individuals, organizations and events. (2) Allowance from the Senior Network. (3) Memorial donations. (4) Fees for classes, trips and programs. Expenditures authorized by the Director of Elder Affairs, not exceeding a total of \$10,000 in FY 2003, may be made for the following purposes: (1) Payment of costs connected with programs and events. (2) Repair and maintenance of equipment and furnishings. (3) Purchase of memorials and volunteer recognition. (4) Fees for instructors and classes. The balance in the revolving fund shall not exceed \$10,000.

ARTICLE 32. Compost Bin Revolving Fund: (Consent Agenda) Finance Committee Recommends. Passing by a majority vote that the Town reauthorize a revolving Home Composting Bin Account in accordance with Section 53 E½ of Chapter 44 of the Massachusetts General Laws in order to place revenue collected from the sale of compost bins which shall be used to purchase additional compost bins, and transfer the balance of the FY 2002 revolving fund to the FY 2003 revolving fund. Expenditures authorized by the Recycling Coordinator, not exceeding a total of \$5,000 in FY 2003, may be made for the purchase of additional composting bins for resale to town residents. The balance in the revolving account shall not exceed \$5,000.

ARTICLE 33. Cemetery Revolving Fund: (Consent Agenda) Finance Committee Recommends. Passing by a majority vote that the Town reauthorize a revolving Cemetery Account in accordance with Section 53 E½ of Chapter 44 of the Massachusetts General Laws in order to place revenue collected from the sale of boundary markers, foundations, numbered lot markers, and for opening and closing graves, which shall be used to purchase boundary markers, foundations, numbered lot markers, and to open and close graves, and transfer the balance from the FY 2002 revolving fund to the FY 2003 revolving fund. Expenditures authorized by the Cemetery commission, not exceeding a total of \$20,000 in FY 2003, may be made to purchase boundary markers, foundations, numbered lot markers, and to open and close graves. The balance in the revolving account shall not exceed \$20,000.

ARTICLE 34. Historic District: Requiring a 2/3rd vote, failing to pass by 2/3rds vote (y-94, n-115) that the Town amend Article VI of the Town By-Laws, "Regulation of Public Conduct," by adding Section 628, "Local Historic District," as on file with the Town Clerk as "Article 34, Exhibit A."

An amendment was presented and placed on file with the Town Clerk. A motion was made and seconded to amend the main motion as worded in the amendment. This motion passed by a majority vote. The vote on the amended main motion failed to pass by the required 2/3rd vote.

ARTICLE 35. Unreasonable Noise: Passing by a majority vote (y-149, n-63) that the Town amends Article VI of the Town By-Laws, "Regulation of Public Conduct," by adding Section 630, "Unreasonable Noise," as amended and on file with the Town Clerk as "Article 35, Exhibit A."

ARTICLE 36. Change Bylaws to Permit Automatic Amusement Devices: Passing by a majority vote (y-78, n-68) that the Town amend Section 627, Regulation of Automatic Amusement Devices, of the By-laws of the Town of Wilbraham as follows:

1. Section 627 (f) is hereby redesignated as Section 627(g).
2. A new Section 627 (f) is hereby added to the By-laws, as follows:

“(f) Notwithstanding anything contained herein to the contrary, the limitation upon the maximum number of automatic amusement devices allowed on any single business premises of six set forth in Subparagraph (b) above shall not be applicable to the operation of a business that constitutes public recreation operated as a business, including facilities for assembly, billiards, bowling, soccer, roller skating and similar activities, provided that the following conditions are satisfied as determined by the Planning Board:

1. The operation of automatic amusement devices shall be accessory to the principal use of public recreation operated as a business; and
2. More than six amusement devices shall only be operated within the business premises that have as their principal use public recreation operated as a business in conjunction

with and as accessory to the public recreation activities carried out within any such business premises.

Upon receipt by the Board of Selectmen of a certification from the Planning Board that an establishment satisfies both of the foregoing conditions and constitutes public recreation operated as a business where the operation of automatic amusement device is accessory to such principal use, the Board of Selectmen shall be entitled to issue a license permitting the operation of more than six automatic amusement devices at the business premises where public recreation operated as a business constitutes the principal use, with no limitation imposed upon the number of automatic amusement devices that may be permitted by the Board of Selectmen pursuant to any such license. Nothing contained in this Subparagraph (f) shall modify or otherwise affect the prohibition set forth in Subparagraph (a) that no license shall be granted for any automatic amusement device which presents a risk of misuse as a gaming device and no person shall operate or allow the operation of an automatic amusement device which presents a risk of misuse as a gaming device.”

This article was discussed in great length by Counsel for the Petitioner and Town Counsel. Town Counsel Mike Hassett spoke against the petitioned article because it would cause conflict between the town by-laws and zoning by-laws. Counsel for the Petitioner disagreed with this.

After Article 36 a motion was made and seconded to continue the annual town meeting Tuesday, May 7th, beginning at 7:00PM. Motion carried by unanimous vote at 12:17AM.

MAY 7, 2002

PART TWO OF THE ANNUAL TOWN MEETING

Attendance:
Precinct A: 25
Precinct B: 70
Precinct C: 39
Precinct D: 36
Total -----170

At 7:00PM, noting a quorum was present; the Moderator called the meeting to order and reminded all in attendance that this was a continuance of the Annual Town Meeting, which began on May 6th, 2002. He then thanked Antonio Pagan, the Town’s MIS person, for all of his help with displaying articles on the overhead viewer.

ARTICLE 37. Discharge of Firearms: Failing to pass (y-76, n-87) by a majority that the Town amends Section 600 of the General By-Laws of the Town of Wilbraham by:

1. Deleting the words “or discharge a firearm” from the second sentence of section 600; and
2. Replacing the period at the end of the second sentence of section 600 with the following “,provided that no hunting shall be permitted on any private property in a Single Dwelling Residence District unless such property is at least 15 acres in size.”, and

3. Adding the following language as a new paragraph after the last paragraph of said section 600:

“Except as provided above, no personal shall discharge any firearms within any Single Dwelling Residence District in town. For the purposes of this section, ‘firearms’ includes any pistol, rifle, shotgun or handgun used the propulsion of shot, bullets, shell or ball by the use of gunpowder.”

An amendment was received from the Petitioners of this article and placed on file with the Town Clerk. After a lengthy discussion about the article, a motion was made and seconded concerning the amendment to the original article. This motion passed by a majority vote. The vote on the amended main motion (1st count) failed to pass by a majority (y-78, n-84). Seven voters requested a recount, which was completed and showed that the amended main motion still failed to pass by a majority (y-76, no-87).

ARTICLE 38. Authorization to Dispose of Municipal Property: Requiring a 2/3rd vote, declared passed by 2/3rds by the Moderator that the Town authorize the Board of Selectmen to dispose of the house and enough land to constitute a legal building lot in conformity with the Zoning By-Law of the Town of Wilbraham, located at 143 Crane Hill Road at such time as the board declares said property as surplus, **with the proceeds to be used to defray the cost of a combined police/fire public safety complex.**

The main motion was amended on the floor, which deleted the section in **bold print** from the original motion. The vote on the amendment passed by a majority vote. The Moderator declared the vote on the amended main motion passed by 2/3rds.

ARTICLE 39. Authorization to Dispose of Surplus Equipment: (Consent Agenda) Finance Committee Recommends. Passing by a majority vote that the Town authorize and empower the Board of Selectmen on behalf of the Town to sell, transfer, or otherwise dispose of damaged, obsolete, or unneeded tangible personal property or equipment owned by the Town.

ARTICLE 40. Authorization to Enter Into Lease/Purchase Agreements: (Consent Agenda) Finance Committee Recommends. Passing by a majority vote that the Town authorizes the Board of Selectmen to make contracts for the lease, with option to purchase, of various municipal equipment, subject to annual appropriation, if in the opinion of the Board it is in the best interests of the Town. The Board of Selectmen shall identify within its budget submission to the Finance Committee, any contract for the lease with an option to purchase.

ARTICLE 41. Acceptance of Deeds: (Consent Agenda) Passing by a majority vote that the Town accept such deeds of land to the Town recorded at the Hampden County Registry of Deeds or the Hampden County Land Registration Office since the date of the last Annual Town Meeting as filed by the Board of Selectmen with the Town Clerk as “Article 41, Exhibit A.”

ARTICLE 42. Intermunicipal Agreement on Ambulance Service: Finance Committee Recommends. Requiring a 2/3rd vote, declared passed by 2/3rds by the Moderator that the Town authorize the Board of Selectmen to enter into an intermunicipal agreement with the Towns of East Longmeadow, Hampden and Longmeadow providing for temporary emergency ambulance

service following the withdrawal of private service from the Towns of East Longmeadow and Hampden.

Two amendments were proposed by Mr. Lovejoy and placed on file with the Town Clerk. These amendments to the main motion failed to pass.

ARTICLE 43. Intermunicipal Agreement on Household Hazardous Waste Disposal: Requiring a 2/3rd vote, passing by a unanimous vote that the Town approve an intermunicipal agreement with the City of Springfield providing for the storage and disposal of household hazardous waste, said agreement on file with the Town Clerk as “Article 43, Exhibit A.”

ARTICLE 44. Public Safety Complex: A motion to “**move no action**” passed by unanimous vote.

ARTICLE 45. Adjournment of Annual Town Meeting: Passing by unanimous vote that the Town adjourn the Annual Town Meeting until 8:30 A.M., Saturday, May 11, 2002, at the Wilbraham Community Center, Precinct A; Stony Hill School, Precinct B; Memorial School, Precinct C; or Soule Road School, Precinct D; when the Annual Town Election will be held, polls closing at 6:30 P.M., and to further adjourn the Annual Town Meeting until 7:00 P.M. on Monday, June 10, at Minnechaug Regional High School, at which time final action will be taken on Articles 11, 12 and 13. Meeting adjourned at 9:50PM.

JUNE 10, 2002

PART THREE OF THE ANNUAL TOWN MEETING

Attendance
Precinct A: 35
Precinct B: 40
Precinct C: 68
Precinct D: 81
Total -----224

The following three (3) articles (11,12,13) were all voted at the continuation of the Annual Town Meeting held on June 10th, 2002.

ARTICLE 11. Budget Appropriations: Finance Committee Recommends. Passing, as amended, by a majority vote that the Town accept the report of the Finance Committee and to appropriate the sum of \$24,318,373 to cover the necessary capital expenditures and operating expenses of the Town for Fiscal Year 2003 (July 1, 2002 to June 30, 2003) per appropriations listed separately and incorporate herein by reference, and to provide said appropriations as follows:

Transfer	from: Water Receipts	\$1,100,499
	to: Water Enterprise Fund	
	from: Solid Waste Receipts	\$354,325
	to: Solid Waste Enterprise Fund	
	from: Sewer Receipts	\$464,251

to: Sewer Enterprise Fund
from: Offset Receipts \$ 21,000
to: Dog Officer Expenses

Amount of Certified Free Cash Required for FY 2002 Municipal Appropriations: \$122,183

The amendment came about from the Board of Assessors certified overlay surplus funding at a level \$7,000 higher than the estimate used in preparing the FY 2003 budget. This \$7,000 was applied to Budget 194, Group Health Insurance. This \$7,000 increased budget 194 from \$634,637 to \$641,637.

ARTICLE 12. Stabilization Fund: Finance Committee Does Not Recommend. Requiring a 2/3rd vote, passing by a declared 2/3rd vote by the Moderator, that the Town appropriate \$296,987 from the Stabilization Fund to partially fund the FY 2003 Hampden-Wilbraham Regional School District assessment pursuant to MGL Chapter 40, Section 5B. (Approximately 5 or so opposed.)

ARTICLE 13. Appropriation Contingent on Levy Limit Override: Finance Committee Recommends. Passing, as amended, that the Town appropriate \$512,237 from real estate and personal property taxes for the purpose of funding a portion of the Hampden-Wilbraham Regional School assessment contingent on passage of a levy limit override as provided in Section 21C(g) of Chapter 59 of the Massachusetts General Laws.(See next page for reason)

The amendment came about from the Hampden-Wilbraham Regional School Districts change in request from \$664,804 to \$512,237 due to their being able to use surplus funds from FY 2002, adjusting workers compensation costs and cutting professional development funding.

Attest: Beverly J. Litchfield
Town Clerk

September 19, 2002

TOWN BULLETIN

Boston, Massachusetts

The foregoing amendments to the town by-laws adopted under Articles 8, 18, 19,20, 21, 22, 23, 24, 25, 35, and 36 of the warrant for the Wilbraham town meeting that convened on May 6, 2002, and the maps pertaining to Articles 18, 24, and 25 are hereby approved.

Thomas F. Reilly
Attorney General

September 18, 2002

Kelli E. Lawrence
Assistant Attorney General