

**SPECIAL TOWN MEETING**  
**MAY 10, 1996 7:30 P.M.**

**ARTICLE 1.** To see if the town will vote to transfer a sum of money from the Recreation Revolving Fund to the South Pond Salary Account, or take any action relative thereto. (Sponsored by the Recreation Commission).

The town voted unanimously to transfer the sum of \$28.00 from the Recreation Revolving Fund to the South Pond Salary Account.

**ARTICLE 2.** To see if the town will vote to raise and appropriate, transfer or borrow a sum of money for the Emergency Squad Salary Account, or take any action relative thereto. (Sponsored by the Emergency Squad)

The town voted unanimously to raise and appropriate the sum of \$3,000.00 for the Emergency Squad Salary Account.

**ARTICLE 3.** To see if the town will vote to raise and appropriate, transfer or borrow a sum of money to construct a sidewalk at the Brookfield elementary school, or take any action relative thereto. (Sponsored by the Brookfield School Committee)

The town voted to pass over this article.

**ARTICLE 4.** To see if the town will vote to raise and appropriate, transfer or borrow a sum of money for the Unemployment Insurance Account, or take any action relative thereto. (Sponsored by the Treasurer)

The town voted unanimously to raise and appropriate the sum of \$900.00 for the Unemployment Insurance Account.

**ARTICLE 5.** To see if the town will vote to raise and appropriate, transfer or borrow a sum of money to tie in the town's water supply with the town of West Brookfield, or take any action relative thereto. (Sponsored by the Water Commissioners).

The town voted unanimously to raise and appropriate the sum of \$9,821.00 to tie in the town's water supply with the town of West Brookfield.

**ARTICLE 6.** To see if the town will vote to transfer a sum of money from the Board of Health Salary Account to the Recycling Center Construction Account, or take any action relative thereto. (Sponsored by the Board of Health).

The town voted by majority to transfer the sum of \$500.00 from the Board of Health Salary Account to the Recycling Center Construction Account.

**ARTICLE 7.** To see if the town will vote to transfer a sum of money from the Landfill Well Test Account to the Landfill Engineering Services Account, or take any action relative thereto. (Sponsored by the Board of Health).

The town voted unanimously to transfer \$6,500.00 from the Landfill Well Test Account to the Landfill Engineering Services Account.

**ARTICLE 8.** To see if the town will vote to transfer a sum of money from the Landfill Cover Account to the Highway Dept. Used Truck Account, or take any action relative thereto. (Sponsored by the Highway Department).

The town voted by majority to transfer \$4,575.00 from the Landfill Cover Account to the Highway Dept. Used Truck Account.

**ARTICLE 9.** To see if the town will vote to transfer a sum of money from the Shade Tree Account to the Highway Expenses Account, or take any action relative thereto. (Sponsored by the Highway Department).

The town voted by majority to transfer the sum of \$390.00 from the Shade Tree Account to the Highway Expenses Account.

**ARTICLE 10.** To see if the town will vote to transfer a sum of money from the Insect & Pest Control Account to the Highway Expenses Account, or take any action relative thereto. (Sponsored by the Highway Department).

The town voted by majority to transfer the sum of \$500.00 from the Insect & Pest Control Account to the Highway Expenses Account.

**ARTICLE 11.** To see if the town will vote to transfer a sum of money from the Tree Warden Account to the Highway Expenses Account, or take any action relative thereto. (Sponsored by the Highway Department).

The town voted by majority to transfer the sum of \$948.00 from the Tree Warden Account to the Highway Expenses Account.

**ARTICLE 12.** To see if the town will vote to transfer a sum of money from the Bridges/Railings/Signs Account to the Highway Expenses Account, or take any action relative thereto. (Sponsored by the Highway Department).

The town voted by majority to transfer the sum of \$1,470.00 from the Bridges/Railings/Signs Account to the Highway Expenses Account.

**ARTICLE 13.** To see if the town will vote to raise and appropriate, transfer or borrow a sum of money for the Highway Department Salary Account, or take any action relative thereto. (Sponsored by the Highway Department).

The town voted by majority to raise and appropriate the sum of \$9,000.00 for the Highway Department Salary Account.

The meeting was adjourned at 7:45 p.m. Fifty-eight (58) people attended the meeting.

And you are directed to serve this Warrant, by posting up attested copies thereof at the Town Hall and Post Office in said Town, fourteen days at least before the time of holding said meeting.

HEREOF FAIL NOT, and make due return of this Warrant, with your doings thereon, to the Town Clerk, at the time and place of meeting, as aforesaid.

Given under our hands this twenty-third day of April in the year of our Lord one thousand nine hundred and ninety-six.

S/Donald Faugno  
Richard A. Chaffee  
Robert R. Ayers, Sr.

SELECTMEN OF BROOKFIELD

A true copy. Attest:  
S/Harvey H. Bennett, Constable

WORCESTER . . . . . SS

A true copy. Attest:

Linda M. Lincoln, Town Clerk

Elected as follows:

**Moderator, 1 Year**

James W. Allen 347  
Blanks 40

**Assessor, 3 Years**

Donna Wentzell 325  
Blanks 62

**School Committee, 2 Years**

James Aaron Cooke 245  
Edson S. Davis 108  
Blanks 34

**Board of Health, 3 Years**

David T. Caron 311  
Blanks 76

**Planning Board, 5 Years**

Robert S. Phillips 297  
Sarah Heller 1  
Blanks 89

**Trustee for Shade Tree and  
Cemetery Funds**

Peter Terry 329  
Blanks 58

**Trustee for Merrick Public  
Library, 3 Years (vote for two)**

Elizabeth Bansfield 313  
Jean Dahler 306  
Blanks 155

**Selectman, 3 Years**

Floyd Moores 186  
Philip H. Peirce 196  
Donald Faugno 1  
Blanks 4

**School Committee, 3 Years**

Gerald Kay 300  
Donald Faugno 1  
Blanks 86

**Water Commissioner, 3 Years**

Joseph Murray 313  
Donald Faugno 2  
David Terry 1  
Peter Masuzzo 1  
Blanks 70

**Board of Health, 2 Years**

Ronald Nicoll 296  
Gary Lincoln 1  
Blanks 90

**Cemetery Commissioner, 3 Years**

Peter Terry 333  
Blanks 54

**ANNUAL TOWN MEETING  
MAY 10, 1996 - 8:00 P.M.**

**ARTICLE 1.** To elect all on one ballot the following officers: One Moderator for one year; One Selectman for three years; One Assessor for three years; One member of the Elementary School Committee for three years; One member of the Elementary School Committee for two years; One Water Commissioner for three years; One member of the Board of Health for three years; One member of the Board of Health for two years; One member of the Planning Board for five years; One Cemetery Commissioner for three years; One Trustee for Shade Tree & Cemetery Funds for three years and Two Trustees for Merrick Public Library for three years.

**ARTICLE 2.** To see if the Town will vote to raise and appropriate such sums of money as may be necessary to defray the expenses of the Town for the ensuing year, or take any action relative thereto.

The Town voted unanimously to raise and appropriate the sum of \$4,356,524.00 to defray the expenses of the Town for the ensuing year.

**ARTICLE 3.** To see if the Town will vote to raise and appropriate, transfer or borrow a sum of money to pay to the town of Abington, Mass. the town of Brookfield's share of benefits paid to Mary Palopoli, widow of Leonard Palopoli, due as a result of services rendered to the Town of Brookfield in the years 1931- 40, or take any action relative thereto. (Sponsored by the Treasurer).

The Town voted unanimously to raise and appropriate the sum of \$2,267.20 to pay to the town of Abington, Mass. the town of Brookfield's share of benefits paid to Mary Palopoli, widow of Leonard Palopoli, due as a result of services rendered to the Town of Brookfield in the years 1931- 40.

**ARTICLE 4.** To see if the Town will vote to raise and appropriate, transfer or borrow a sum of money to be used with or without funds allotted by the Commonwealth for the construction, reconstruction and improvement of town roads, or take any action relative thereto. (Sponsored by the Board of Selectmen).

The Town voted unanimously to raise and appropriate the sum of \$37,000.00 to be used with or without funds allotted by the Commonwealth for the construction, reconstruction and improvement of town roads.

**ARTICLE 5.** To see if the Town will vote to raise and appropriate, transfer or borrow a sum of money to construct and equip a new dog kennel, or take any action relative thereto. (Sponsored by the Dog Officer).

The Town voted by majority to raise and appropriate the sum of \$6,000.00 to construct and equip a new dog kennel.

**ARTICLE 6.** To see if the Town will vote to raise and appropriate, transfer or borrow a sum of money for the New Ambulance Account, or take any action relative thereto. (Sponsored by the Emergency Squad).

The Town voted unanimously to raise and appropriate the sum of \$20,000.00 for the New Ambulance Account.

**ARTICLE 7.** To see if the Town will vote to raise and appropriate, transfer or borrow a sum of money for the purchase of a new one ton truck for the Highway Department, or take any action relative thereto. (Sponsored by the Highway Department).

The Town voted unanimously to raise and appropriate the sum of \$28,500.00 for the purchase of a new one ton truck for the Highway Department.

**ARTICLE 8.** To see if the Town will vote to raise and appropriate, transfer or borrow a sum of money to construct a sidewalk on Lincoln Street Extension, or take any action relative thereto. (Sponsored by the Highway Department).

The Town voted unanimously to raise and appropriate the sum of \$3,000.00 to construct a sidewalk on Lincoln Street Extension.

**ARTICLE 9.** To see if the Town will vote to raise and appropriate, transfer or borrow a sum of money for the Landfill Closure Account, or take any action relative thereto. (Sponsored by the Board of Health).

The Town voted unanimously to raise and appropriate the sum of \$45,000.00 for the Stabilization Account.

**ARTICLE 10.** To see if the Town will vote to establish a Fire Truck Replacement Account, or take any action relative thereto. (Sponsored by the Fire Department).

The Town voted unanimously to pass over this article.

**ARTICLE 11.** To see if the Town will vote to raise and appropriate, transfer or borrow a sum of money for the Fire Truck Replacement Account, or take any action relative thereto. (Sponsored by the Fire Department).

The Town voted unanimously to raise and appropriate the sum of \$18,000.00 for the Stabilization Account.

**ARTICLE 12.** To see if the Town will vote to raise and appropriate, transfer or borrow a sum of money to purchase computer software for excise tax billing and collection, or take any action relative thereto. (Sponsored by the Tax Collector).

The Town voted to pass over this article.

**ARTICLE 13.** To see if the Town will vote to raise and appropriate, transfer or borrow a sum of money to purchase a laser printer for the Town Hall, or take any action relative thereto. (Sponsored by the Treasurer).

The Town voted by majority to raise and appropriate the sum of \$600.00 to purchase a laser printer for the Town Hall.

**ARTICLE 14.** To see if the Town will vote to raise and appropriate, transfer or borrow a sum of money to microfilm old payroll records, or take any action relative thereto. (Sponsored by the Treasurer).

The Town voted to raise and appropriate the sum of \$2500.00 to copy old payroll records.

**ARTICLE 15.** To see if the Town will vote to raise and appropriate, transfer or borrow a sum of money to purchase two new radar units and one new radio for the 1993 Ford cruiser, or take any action relative thereto. (Sponsored by the Police Department).

The Town voted to pass over this article.

**ARTICLE 16.** To see if the Town will vote to raise and appropriate, transfer or borrow a sum of money to repair and restore the library roof, or take any action relative thereto. (Sponsored by the Library Trustees).

The Town voted by majority to raise and appropriate the sum of \$9,750.00 to repair and restore the library roof.

**ARTICLE 17.** To see if the Town will vote to raise and appropriate, transfer or borrow a sum of money for the Town Hall Improvement Account, or take any action relative thereto. (Sponsored by the Selectmen).

The Town voted unanimously to raise and appropriate \$10,000.00 for the Town Hall Improvement Account.

**ARTICLE 18.** To see if the Town will vote to authorize the Town Treasurer, with the approval of the Selectmen, to borrow money from time to time in anticipation of the revenue of the fiscal year beginning July 1, 1996 in accordance with the provisions of Massachusetts General Laws, Chapter 44, section 4 and to issue a note or notes as may be given for a period of less than one year in accordance with Massachusetts General Laws, Chapter 44, section 17, or take any action relative thereto. (Sponsored by the Treasurer).

The Town voted unanimously to authorize the Town Treasurer, with the approval of the Selectmen, to borrow money from time to time in anticipation of the revenue of the fiscal year beginning July 1, 1996 in accordance with the provisions of Massachusetts General Laws, Chapter 44, section 4 and to issue a note or notes as may be given for a period of less than one year in accordance with Massachusetts General Laws, Chapter 44, section 17.

**ARTICLE 19.** To see if the Town will vote to authorize the Town Treasurer, with the approval of the Selectmen, to foreclose on certain Tax Titles held by the Treasurer, or take any action relative thereto. (Sponsored by the Treasurer).

The Town voted unanimously to authorize the Town Treasurer, with the approval of the Selectmen, to foreclose on certain Tax Titles held by the Treasurer.

**ARTICLE 20.** To see if the Town will vote to instruct the Selectmen of their agent to sell for the town any land or building acquired by the town by Tax Title foreclosure after first giving notice of said sale by posting a notice at the Town Hall and Post Office 14 days at least before said sale stating what parcels are to be sold, or offered for sale and the time and place of holding said sale, or take any action relative thereto. (Sponsored by the Tax Collector).

The Town voted unanimously to instruct the Selectmen of their agent to sell for the town any land or building acquired by the town by Tax Title foreclosure after first giving notice of said sale by posting a notice at the Town Hall and Post Office 14 days at least before said sale stating what parcels are to be sold, or offered for sale and the time and place of holding said sale.

**ARTICLE 21.** To see if the Town will vote to transfer from the Cemetery Sale of Lots Fund to the Cemetery Improvement Fund all the money received from the sale of lots up to December 31, 1995, or take any action relative thereto. (Sponsored by the Cemetery Commissioners).

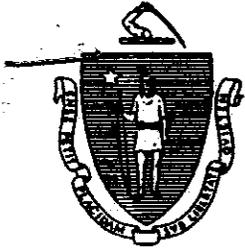
The Town voted to pass over this article.

**ARTICLE 22.** To see if the Town will vote to transfer a sum of money from the interest accrued from the Cemetery Trust Funds to the Cemetery Salary Account, or take any action relative thereto. (Sponsored by the Cemetery Commissioners).

The Town voted unanimously to transfer the sum \$7,000.00 from the interest accrued from the Cemetery Trust Funds to the Cemetery Salary Account.

**ARTICLE 23.** To see if the Town will vote to transfer a sum of money from the interest accrued from the Cemetery Trust Funds to the Cemetery Expenses Account, or take any action relative thereto. (Sponsored by the Cemetery Commissioners).

The Town voted unanimously to transfer the sum of \$3,000.00 the interest accrued from the Cemetery Trust Funds to the Cemetery Expenses Account.



SCOTT HARSHBARGER  
ATTORNEY GENERAL

(617) 727-2200

*The Commonwealth of Massachusetts*  
*Office of the Attorney General*  
*One Ashburton Place,*  
*Boston, MA 02108-1698*

June 4, 1996

Linda M. Lincoln  
Town Clerk  
P.O. Box 147  
Brookfield, MA 01506

Dear Ms. Lincoln:

I return the amendment to the general by-laws adopted under article 25 of the warrant for the May 10, 1996, Brookfield annual town meeting, with the enclosed approval of this Office.

Sincerely,

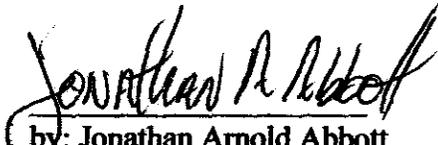
*Jonathan A. Abbott*  
Jonathan A. Abbott  
Assistant Attorney General

Enc.

Boston, Massachusetts

The foregoing amendment to the general by-laws adopted under article 25 of the warrant for the May 10, 1996, Brookfield annual town meeting, is approved.

SCOTT HARSHBARGER  
ATTORNEY GENERAL



by: Jonathan Arnold Abbott  
Assistant Attorney General

June 4, 1996



OFFICE OF THE

# TOWN CLERK

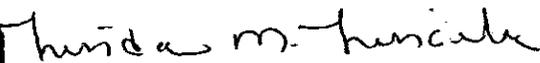
BROOKFIELD, MASSACHUSETTS 01506

*This is to certify that the following article and motion were approved at the Annual Town Meeting on May 10, 1996 by a unanimous vote:*

**ARTICLE 25.** To see if the Town will vote to amend Section 1 of Chapter II of the Town of Brookfield's By-Laws concerning the date of the annual town election and annual town meeting, or take any action relative thereto. (Sponsored by the Board of Selectmen).

**MOTION:** The town voted to amend Section 1 of Chapter II of the Town of Brookfield's By-Laws by changing the Annual Town Election to the first Saturday of May each year and the Annual Town Meeting to the first Friday following the town election.

A true copy, attest:



Linda M. Lincoln  
Town Clerk

**ARTICLE 24.** To see if the Town will vote to amend Section 2 of the town's Personnel By-Law by adding the following position: Financial Clerk, Grade 4, or take any action relative thereto. (Sponsored by the Personnel Board).

The Town voted unanimously to amend Section 2 of the town's Personnel By-Law by adding the following position: Financial Clerk, Grade 4.

**ARTICLE 25.** To see if the Town will vote to amend Section 1 of Chapter II of the Town of Brookfield's By-Laws concerning the date of the Annual Town Election and Annual Town Meeting, or take any action relative thereto. (Sponsored by the Board of Selectmen).

The Town voted unanimously to amend Section 1 of Chapter II of the Town of Brookfield's By-Laws by changing the Annual Town Election to the first Saturday of May each year and the Annual Town Meeting to the first Friday following the Annual Town Election.

**ARTICLE 26.** To see if the Town will vote to establish a revolving fund for Brookfield Local Public Access under M.G.L. Chapter 44, section 53 1/2 and to authorize the license fee paid by Pegasus Cable and all monies raised through advertising and fundraising to be deposited in said revolving fund, or take any action relative thereto. (Sponsored by the Local Public Access Committee).

The Town voted unanimously to continue a revolving fund for Brookfield Local Public Access under M.G.L. Chapter 44, section 53E 1/2 and to authorize the license fee paid by Pegasus Cable and all monies raised through advertising and fundraising to be deposited in said revolving fund, provided that no monies shall be expended in excess of \$15,000.00.

**ARTICLE 27.** To see if the Town will vote to establish a revolving fund for the Board of Health under M.G.L. Chapter 44, section 53 1/2 and to receive monies derived from permits issued by the Board of Health for construction and demolition debris at the landfill and to expend these monies to pay all costs associated with covering construction and demolition debris at the landfill provided that no monies shall be expended in excess of \$15,000.00, or take any action relative thereto. (Sponsored by the Board of Health).

The Town voted unanimously to continue a revolving fund for the Board of Health under M.G.L. Chapter 44, section 53E 1/2 and to receive monies derived from permits issued by the Board of Health for construction and demolition debris at the landfill and to expend these monies to pay all costs associated with covering construction and demolition debris at the landfill provided that no monies shall be expended in excess of \$15,000.00.

**ARTICLE 28.** To see if the Town will vote to amend the **Zoning By-law** to make the Planning Board the Special Permit Granting Authority for special permits described in the following sections of the by-law:

"**4.B.1.c.:** more than one principal non-residential use on a lot

**5.B.2.:** supplemental apartment accessory to the use of a one-family dwelling

**5.B.4.:** the raising of livestock in the Village, Business A & Business B Districts

**5.B.5.b.:** the use of a mobile home for a dwelling (while a residence destroyed by fire or other natural disaster is being rebuilt) for longer than 60 days

**5.F.:** uses accessory to scientific research, development and related production activities

**6.C.:** changes to non-conforming structures or uses

**8.B.2.:** campgrounds

**10.B.3.:** exceeding 15-foot sign height limit

**10.D.1.:** changes in existing signs for nonconforming uses

**10.D.2.:** directional signs", or take any action relative thereto. (Sponsored by the Planning Board).

The Town voted to defeat this article. 29 No / 11 Yes

**ARTICLE 29.** To see if the Town will vote to amend the **Zoning By-law** to reorganize, expand and reword the regulations concerning the Flood Plain District as printed in a document entitled "**Proposed Revisions to the Town of Brookfield Zoning By-Law, April 1996**", or take any action relative thereto. (Sponsored by the Planning Board).

The Town voted to defeat this article. 37 No / 28 Yes

**ARTICLE 30.** To see if the Town will vote to amend the **Zoning By-law** by rescinding **Section 4.B.1.c.**, or take any action relative thereto. (Sponsored by the Zoning Board of Appeals).

The Town voted to pass over this article.

**ARTICLE 31.** To see if the Town will vote to allow a member of the Board of Health, as special municipal employee, to hold the position of Health Agent, or take any action relative thereto. (Sponsored by the Board of Health).

The Town voted by majority to authorize the Board of Health to appoint one of its members to serve as Health Agent and to provide compensation at the rate of \$25.00 per inspection to be paid from the Board of Health Inspectors Account.

**ARTICLE 32.** To see if the Town will vote to authorize the Board of Health to appoint one of its members to be the Title V administrator and to provide compensation therefore, or take any action relative thereto. (Sponsored by the Board of Health).

The Town voted unanimously to authorize the Board of Health to appoint one of its members to be the Title V administrator and to provide compensation at the rate of \$10.00 per hour to be paid from the Board of Health Title V Administration Account.

**ARTICLE 33.** To see if the Town will vote to raise and appropriate, transfer or borrow a sum of money for the Stabilization Account, or take any action relative thereto. (Sponsored by the Advisory Board).

The Town voted to pass over this article.

**ARTICLE 34.** To see if the Town will vote to authorize the Assessors to use a sum of money from available funds in the Treasury for the reduction of the Tax Levy for the period from July 1, 1996 to June 30, 1997, or take any action relative thereto. (Sponsored by the Board of Assessors).

The Town voted unanimously to transfer the sum of \$207,500.00 from Free Cash and \$43,000.00 from the Stabilization Fund for the reduction of the Tax Levy for the period from July 1, 1996 to June 30, 1997.

The meeting was adjourned at 10:35 p.m.

89 people attended the meeting.

**And you are directed to serve this Warrant, by posting up attested copies thereof, at the Town Hall and Post Office in said Town, seven days at least before the time of the holding of said meeting.**

**HEREOF, FAIL NOT, and make due return of this Warrant, with your doings thereon, to the Town Clerk, at the time and place of the meeting, as aforesaid. Given under our hands this 23rd day of April in the year of our Lord, one thousand nine hundred and ninety-six.**

S/Donald Faugno

Richard A. Chaffee

Robert R. Ayers, Sr.

SELECTMEN OF BROOKFIELD

A True Copy, Attest:

Harvey Bennett, Constable

WORCESTER . . . . . SS

A True Copy, Attest:

Linda M. Lincoln, Town Clerk