

COMMONWEALTH OF MASSACHUSETTS
HAMPDEN, SS

To Ms. Laurie Gibbons, Town Clerk of the Town of Ludlow, Massachusetts

GREETINGS:

In the name of the Commonwealth of Massachusetts you are hereby directed to notify and warn the inhabitants of said Town qualified to vote on Town affairs to meet at the **Exit 7 Theater**, Chestnut Street, Ludlow, Massachusetts on **Monday, May 12, 2014 at 7:30 p.m.** for the purpose of acting on the following articles in the warrant.

You are further directed to notify and warn the inhabitants of Precinct 1, Precinct 2, Precinct 3, Precinct 4, Precinct 5 and Precinct 6 of said Town qualified to vote in the elections to meet at the place designated in each precinct, viz: The voters of Precinct 1 shall vote at Chapin Elementary School on Chapin Street, voters of Precinct 2 shall vote at Christ the King Social Center on Warsaw Avenue, voters of Precinct 3 shall vote at the Ludlow High School, Chapin Street, voters of Precinct 4 shall vote at East Street School, East Street, voters of Precinct 5 shall vote at First Church of Ludlow, Center/Church Streets, and voters of Precinct 6 shall vote at Veteran's Park School, Chapin Street, March 24, 2014 at 10:00 o'clock in the forenoon to bring in their votes for **ONE MEMBER OF THE BOARD OF SELECTMEN** for a three year term; **ONE TOWN CLERK** for a three year term; **ONE TAX COLLECTOR** for a three year term; **ONE TOWN MODERATOR** for a three year term; **ONE MEMBER OF THE BOARD OF ASSESSORS** for a three year term; **ONE MEMBER OF THE BOARD OF HEALTH** for a three year term; **ONE MEMBER OF THE HOUSING AUTHORITY** for a five year term; **ONE LIBRARY TRUSTEE** for a three year term; **TWO MEMBERS OF THE SCHOOL COMMITTEE** for three year terms; **TWO MEMBERS OF THE BOARD OF PUBLIC WORKS** for three year terms; **ONE RECREATION COMMISSIONER** for a three year term; **ONE MEMBER OF THE PLANNING BOARD** for a five year term; **LIMITED TOWN MEETING MEMBERS** each from Precinct 1, Precinct 2, Precinct 3, Precinct 4, Precinct 5, and Precinct 6 as follows: **PRECINCT 1:** Five for three year terms; **PRECINCT 1:** One for two year unexpired term; **PRECINCT 2:** Five for three year terms; **PRECINCT 2:** One for two year unexpired term; **PRECINCT 2:** Two for one year unexpired terms; **PRECINCT 3:** Five for three year terms; **PRECINCT 3:** One for two year unexpired term; **PRECINCT 3:** One for one year unexpired term; **PRECINCT 4:** Five for three year terms; **PRECINCT 5:** Five for three year terms; **PRECINCT 5:** One for two year unexpired term; **PRECINCT 6:** Five for three year terms;

QUESTION 1:

“SHALL THE TOWN OF LUDLOW ACCEPT SECTIONS 3 TO 7, INCLUSIVE OF CHAPTER 44B OF THE GENERAL LAWS, AS APPROVED BY ITS LEGISLATIVE BODY, A SUMMARY OF WHICH APPEARS BELOW”?

YES

NO

To see if the Town will vote to accept Sections 3 to 7, inclusive, of Chapter 44B of the Massachusetts General Laws, also known as the Massachusetts Community Preservation Act, by approving a surcharge on real property for the purposes permitted by said Act, including the acquisition, creation, preservation and rehabilitation of land for recreational use, the acquisition, preservation, and rehabilitation of historic resources, the acquisition, creation and preservation of open space, the acquisition, creation, preservation and support of community housing, and the rehabilitation of such open space and community housing that is acquired or created as provided under said Act. In Ludlow the funding source for these community preservation purposes will be a surcharge of 1% on the annual property tax assessed on real property commencing in fiscal year 2015, additional municipal funds that may be committed by town meeting as provided in Section 3(b½) of Chapter 44B, and annual distributions made by the State from a trust fund created by the Act. The following will be exempt from the surcharge:

- (1) property owned and occupied as a domicile by any person who qualifies for low income housing or low or moderate income senior housing in Ludlow as defined in Section 2 of the Act;
- (2) \$100,000 of the value of each taxable parcel of residential real property;
and
- (3) \$100,000 of the value of each taxable parcel of class three, commercial property and class four, industrial property as defined in Section 2A of Chapter 59.

A taxpayer receiving a regular property tax abatement or exemption will also receive a full or partial reduction in the surcharge.

ARTICLE 1: To hear and act on the reports of the Town Officers; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

ARTICLE 2: To hear and act on the reports of the outstanding committees appointed pursuant to prior warrants and continued at each succeeding meeting and to continue said committees further, unless discharged by vote of this body; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

ARTICLE 3: To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money for the printing of the **ANNUAL TOWN REPORT** for the calendar year 2014 and **TOWN MEETING WARRANTS** and **RECOMMENDATIONS**; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

ARTICLE 4: To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money for the **ANNUAL TOWN AUDIT** for the Fiscal Year ending June 30, 2014; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

ARTICLE 5: To see if the Town will vote to raise and appropriate and/or otherwise provide such sums of money as may be necessary for Town purposes and charges during Fiscal Year 2015 and to fix the salary of all elected officials of the Town for the Fiscal Year beginning July 1, 2014; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

ARTICLE 6: To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money for the removal of dangerous and abandoned buildings in accordance with **780 Commonwealth of Massachusetts Regulations, § 121.0 UNSAFE STRUCTURES**; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

ARTICLE 7: To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money, not to exceed \$5,000.00, to be expended by the Celebrate Ludlow Committee, with the approval of the Board of Selectmen, for fireworks and general expenses related to the annual Town-wide celebration and to further allow gifts and donations to be deposited in a previously established Special Revenue Fund to cover expenses related to this celebration; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

ARTICLE 8: To see if the Town will vote to amend the Compensation Plan of the Personnel Policy By-Law of the Town of Ludlow as authorized under Chapter 41, Sections 108A and 108C of the Massachusetts General Laws, by deleting the current minimums and maximums and increment steps for Non-union Personnel, including Custodians, Schedule V, Inspectors, Schedule XVI, Cable Television, Schedule XIV, Information Technology, Special Police, Finger Printer, Crossing Guards and Matrons, Schedule IV and Management, Schedule XIII, and replacing them with the following minimums and maximums and increment steps, and that those persons whose compensation is governed by the prior classification and compensation plan will receive an increase of two (2) percent for Fiscal Year 2015; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

by deleting;

| | MIN. | 1 | 2 | 3 | 4 | 5 |
|------------------------------|-------|-------|-------|-------|-------|-------|
| Custodian effective 7/1/2013 | | | | | | |
| C-1 | 10.70 | 11.36 | 12.05 | 12.82 | | |
| C-2 | 11.53 | 12.07 | 12.43 | 13.13 | 13.76 | |
| C-3 | 12.43 | 12.97 | 13.47 | 14.01 | 14.50 | 15.07 |
| C-4 | 13.27 | 13.86 | 14.40 | 14.97 | 15.52 | 16.09 |
| | | | | | | |

| | MIN. | 1 | 2 | 3 | 4 | 5 | 6 |
|---|-------|-------|-------|-------|-------|-------|-------|
| Inspectors- Schedule XIV effective 7/1/2013 | | | | | | | |
| I-1 | 20.97 | 21.81 | 22.68 | 23.59 | 24.51 | 25.51 | 26.54 |

| | MIN. | 1 | 2 | 3 | 4 | 5 |
|--|-------|-------|-------|-------|-------|-------|
| Cable Television - Schedule XIV effective 7/1/2013 | | | | | | |
| TV-1 | 13.80 | 14.33 | 14.86 | 15.39 | 15.92 | 16.45 |

| | MIN. | 1 | 2 | 3 | 4 | 5 |
|------------------------|-------|-------|-------|-------|-------|-------|
| Information Technology | | | | | | |
| CS - 1 | 15.00 | 16.00 | 17.00 | 18.00 | 19.00 | 20.00 |

Police Department - Schedule IV effective 7/1/2013

| | | |
|------|--------|----------|
| SP-2 | 11.64 | per hour |
| FP-1 | 798.73 | per year |
| SG-1 | 17.11 | per hour |
| PM-1 | 11.64 | per hour |

| | MIN. | 1 | 2 | 3 | 4 | 5 | 6 |
|--------------------------------------|--------|--------|--------|--------|--------|--------|--------|
| Management effective 7/1/2013 | | | | | | | |
| GL II | 35,831 | 38,816 | 41,804 | 44,790 | 47,775 | 50,761 | 53,747 |
| GL III | 47,775 | 50,761 | 53,747 | 56,733 | 59,718 | 62,704 | 65,691 |
| GL IV | 53,747 | 56,733 | 59,718 | 62,704 | 65,691 | 68,677 | 71,663 |
| GL V | 71,663 | 75,643 | 79,624 | 83,605 | 87,586 | 91,566 | 95,549 |
| Elected | 47,775 | 50,761 | 53,747 | 56,733 | 59,718 | 62,704 | 65,691 |

and by adding:

| | MIN. | 1 | 2 | 3 | 4 | 5 |
|-----------------------------------|--------------|--------------|--------------|--------------|--------------|--------------|
| Custodian effective 7/1/14 | | | | | | |
| C-1 | 10.91 | 11.58 | 12.29 | 13.08 | | |
| C-2 | 11.76 | 12.31 | 12.68 | 13.39 | 14.04 | |
| C-3 | 12.68 | 13.23 | 13.74 | 14.29 | 14.79 | 15.37 |
| C-4 | 13.53 | 14.14 | 14.68 | 15.27 | 15.83 | 16.41 |
| | | | | | | |

| | MIN. | 1 | 2 | 3 | 4 | 5 | 6 |
|--|--------------|--------------|--------------|--------------|--------------|--------------|--------------|
| Inspectors- Schedule XIV effective 7/1/2014 | | | | | | | |
| I-1 | 21.39 | 22.24 | 23.13 | 24.06 | 25.00 | 26.02 | 27.07 |

| | MIN. | 1 | 2 | 3 | 4 | 5 |
|---|--------------|--------------|--------------|--------------|--------------|--------------|
| Cable Television - Schedule XIV effective 7/1/2014 | | | | | | |
| TV-1 | 14.07 | 14.61 | 15.15 | 15.69 | 16.24 | 16.78 |

| | MIN. | 1 | 2 | 3 | 4 | 5 |
|--|--------------|--------------|--------------|--------------|--------------|--------------|
| Information Technology effective 7/1/2014 | | | | | | |
| CS - 1 | 15.30 | 16.32 | 17.34 | 18.36 | 19.38 | 20.40 |

**Police Department - Schedule IV
effective 7/1/2014**

| | | |
|-------------|---------------|-----------------|
| SP-2 | 11.87 | per hour |
| FP-1 | 814.70 | per year |
| SG-1 | 17.46 | per hour |
| PM-1 | 11.87 | per hour |

| | MIN. | 1 | 2 | 3 | 4 | 5 | 6 |
|--------------------------------------|---------------|---------------|---------------|---------------|---------------|---------------|---------------|
| Management effective 7/1/2014 | | | | | | | |
| GL II | 36,548 | 39,593 | 42,640 | 45,685 | 48,730 | 51,776 | 54,822 |
| GL III | 48,730 | 51,776 | 54,822 | 57,868 | 60,912 | 63,958 | 67,005 |
| GL IV | 54,822 | 57,868 | 60,912 | 63,958 | 67,005 | 70,050 | 73,096 |
| GL V | 73,096 | 77,156 | 81,217 | 85,277 | 89,337 | 93,398 | 97,460 |
| Elected | 48,730 | 51,776 | 54,822 | 57,868 | 60,912 | 63,958 | 67,005 |

ARTICLE 9: To see if the Town will vote to amend the Classification and Compensation Plan of the Personnel Policy By-Law of the Town of Ludlow as authorized under Chapter 41, Sections 108A and 108C of the Massachusetts General Laws, effective July 1, 2014 as follows:

CLASSIFICATION PLAN – SCHEDULE A

TOWN CLERK’S OFFICE

| | <u>Hours Per Week</u> | <u>Grade Number</u> | <u>Number Assigned</u> |
|--|----------------------------------|--------------------------------|-----------------------------------|
|--|----------------------------------|--------------------------------|-----------------------------------|

By deleting:

| | | | |
|--------------|----|-----------|---|
| Senior Clerk | 35 | LATOS III | 1 |
|--------------|----|-----------|---|

By adding:

| | | | |
|---------------------|----|----------|---|
| Administrative Asst | 35 | LATOS IV | 1 |
|---------------------|----|----------|---|

Pass any vote or take any action relative thereto. Submitted by the Town Clerk.

ARTICLE 10: To see if the Town will vote to amend the Classification and Compensation Plan of the Personnel Policy By-Law of the Town of Ludlow as authorized under Chapter 41, Sections 108A and 108C of the Massachusetts General Laws by deleting a portion of the current schedule for the Treasurer's office and replacing it with a revised portion which will read as follows:

CLASSIFICATION PLAN – SCHEDULE A

TOWN TREASURER'S OFFICE

| | <u>Hours Per Week</u> | <u>Grade Number</u> | <u>Number Assigned</u> |
|--|----------------------------------|--------------------------------|-----------------------------------|
|--|----------------------------------|--------------------------------|-----------------------------------|

By deleting:

| | | | |
|-------|----|----------|---|
| Clerk | 35 | LATOS II | 1 |
|-------|----|----------|---|

By adding:

| | | | |
|--------------|----|-----------|---|
| Senior Clerk | 35 | LATOS III | 2 |
|--------------|----|-----------|---|

Pass any vote or take any action relative thereto. Submitted by the Town Treasurer.

ARTICLE 11: To see if the Town will vote to amend the Classification and Compensation Plan, Schedule A and Schedule B of the Personnel Policy Bylaw of the Town of Ludlow as authorized under Chapter 41, Sections 108A and 108C of the Massachusetts General Laws by adding a new section HUMAN RESOURCES which will read as follows:

By adding:

| HUMAN RESOURCES | HOURS PER WEEK | GRADE NUMBER | NUMBER ASSIGNED |
|------------------------|---------------------------|-------------------------|----------------------------|
| Manager | N/A | Level IV | 1 |

Pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

ARTICLE 12: To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money to be added to the Human Resources Department Fiscal Year 2015 Personal Services Account to fund the preceding article, if approved; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

ARTICLE 13: To see if the Town will vote to amend the Classification and Compensation Plan, Schedule A of the Personnel Policy Bylaw of the Town of Ludlow as authorized under Chapter 41, Sections 108A and 108C of the Massachusetts General Laws by adding a new section LONG RANGE PLANNING which will read as follows:

By adding:

| LONG RANGE PLANNING | HOURS PER WEEK | GRADE NUMBER | NUMBER ASSIGNED |
|----------------------------|-----------------------|---------------------|------------------------|
| Department Asst. 1 | N/A | Stipend | 1 |

Pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

ARTICLE 14: To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of two thousand dollars (\$2,000.00) to be added to the Personal Services Account for Long Range Planning for Fiscal Year 2015 to fund the position as set forth in the preceding article; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

ARTICLE 15: To see if the Town will vote to amend the Classification and Compensation Plan of the Personnel Policy By-Law of the Town of Ludlow as authorized under Chapter 41, Section 108A and 108C of the Massachusetts General Laws, effective July 1, 2014 as follows:

CLASSIFICATION PLAN-SCHEDULE A

Department of Public Works

| | | |
|-------------------|-----------------|--------------------|
| Hours Per week | Grade Number | Number Assigned |
|-------------------|-----------------|--------------------|

By deleting:

| | | | |
|---------------------------|-----|---------|---|
| Director PW/Town Engineer | N/A | Level V | 1 |
|---------------------------|-----|---------|---|

By adding:

| | | | |
|------------------------------|------------|----------------|----------|
| Director Public Works | N/A | Level V | 1 |
|------------------------------|------------|----------------|----------|

| | | | |
|----------------------|------------|-----------------|----------|
| Town Engineer | N/A | Level IV | 1 |
|----------------------|------------|-----------------|----------|

Pass any vote or take any action relative thereto. Submitted by the Board of Public Works.

ARTICLE 16: To see if the Town will vote to raise and appropriate and or transfer from available funds a sum of money to the Fiscal Year 2015 Public Works Budget, Personal Services to fund the previous article if approved; pass any vote or take any action relative thereto. Submitted by the Board of Public Works.

ARTICLE 17: To see if the Town will vote to amend the Compensation Plan of the Personnel Policy By-Law of the Town of Ludlow as authorized under Chapter 41, Sections 108A and 108C of the Massachusetts General Laws, by deleting the current minimums and maximums and increment steps for Clerical/Council on Aging, Schedule II, and replacing them with a new Schedule II, to fund a negotiated settlement with the Ludlow Association of Town Office Secretaries (LATOS), on terms to be provided at Town Meeting; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

ARTICLE 18: To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money to be added to the Personal Services Accounts for LATOS for Fiscal Year 2015 to fund the negotiated pay increases as set forth in the preceding article including the Town's contribution to employee benefits; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

ARTICLE 19: To see if the Town will vote to amend the Compensation Plan of the Personnel Policy By-Law of the Town of Ludlow as authorized under Chapter 41, Sections 108A and 108C of the Massachusetts General Laws, by deleting the current minimums and maximums and increment steps for Laborer, Schedule I and Golf Course, Schedule VIII, and replacing them with a new Schedule I and Schedule VIII, to fund a negotiated settlement with the Ludlow DPW and Westover Golf Course, Local 98, International Union of Operating Engineers, AFL-CIO on terms to be provided at Town Meeting; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

ARTICLE 20: To see if the Town will vote to raise and appropriate and/or transfer from available funds, and from the Golf Course Enterprise Fund, a sum of money to be added to the Department of Public Works and Golf Course Budgets for Personal Services for Fiscal Year 2015 to fund the negotiated pay increases for the positions listed in the previous Article, including the Town's contribution to employee benefits; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

ARTICLE 21: To see if the Town will vote to amend the Compensation Plan of the Personnel Policy By-Law of the Town of Ludlow as authorized under Chapter 41, Sections 108A and 108C of the Massachusetts General Laws, by deleting the current minimums and maximums and increment steps for Police Department Dispatchers, Schedule IV, and replacing them with a new Schedule IV, Dispatchers, to fund a negotiated settlement with the Ludlow Police Dispatchers, Local 703-International Brotherhood of Police Officers on terms to be provided at Town Meeting; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen. .

ARTICLE 22: To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money to be added to the Personal Services Accounts for the Ludlow Police Dispatchers for Fiscal Year 2015 to fund the negotiated pay increases as set forth in the preceding article including the Town's contribution to employee benefits; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

ARTICLE 23: To see if the Town will vote to transfer from available funds a sum of money to be used to purchase a new automatic chest compression system including necessary accessories and training for use on the Fire Department ambulances; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

ARTICLE 24: To see if the Town will vote to raise and appropriate and /or transfer from available funds a sum of money to meet the required 10% match of a *Federal Assistance to Firefighters Grant* and fund any remaining balance needed to replace the Fire Department's Self Contained Breathing Apparatus, upgrade the department's breathing air compressor and purchase a fit test instrument; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

ARTICLE 25: To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money not to exceed fifteen thousand dollars (\$15,000) for the purchase of Town Hall and Street Outdoor Holiday decorations; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

ARTICLE 26: To see if the Town will vote to re-establish a revolving fund for the Board of Health, pursuant to Massachusetts General Laws Chapter 44, §53E ½, said fund to receive on-site sewage disposal fees, said fund to be deposited with the Town Treasurer and with payments from the fund to be expended by the Board of Health, up to the limit to be established by the Town to pay the sewage system inspectors and to pay other expenses of the inspection program; pass any vote or take any action relative thereto. Submitted by the Board of Health.

ARTICLE 27: To see if the Town will vote to re-establish a revolving fund for the Board of Health, pursuant to Massachusetts General Laws Chapter 44, §53E ½, said fund to receive vaccine fees, said fund to be deposited with the Town Treasurer and with payments from the fund to be expended by the Board of Health, up to the limit to be established by the Town to pay vaccine providers; pass any vote or take any action relative thereto. Submitted by the Board of Health.

ARTICLE 28: To see if the Town will vote to re-establish a revolving fund for the Conservation Commission, pursuant to Massachusetts General Laws Chapter 44, § 53E 1/2, said fund to receive Wetland Fees collected by the Ludlow Conservation Commission per Chapter XV, § 6, of the Town of Ludlow Bylaws. Said fees to be submitted to the Town Treasurer for deposit and expended by the Conservation Commission, up to the limit to be established by the Town only for expenses attributable to the administration and enforcement of the Wetlands Protection Act, Ludlow Conservation Commission Bylaws and maintenance and improvements of Ludlow's natural resource areas; pass any vote or take any action relative thereto. Submitted by the Conservation Commission.

ARTICLE 29: To see if the Town will vote to re-establish a revolving fund for the Conservation Commission, pursuant to Massachusetts General Laws Chapter 44, § 53E 1/2, said fund to receive Consultant Fees collected by the Ludlow Conservation Commission per Chapter XV, § 6, of the Town of Ludlow Bylaws. Said fees to be submitted to the Town Treasurer for deposit and expended by the Conservation Commission, up to the limit to be established by the Town, only to pay independent consultants for services related to the specific project for which they were collected; pass any vote or take any action relative thereto. Submitted by the Conservation Commission.

ARTICLE 30: To see if the Town will vote to re-establish a revolving fund for the School Department, pursuant to Massachusetts General Laws Chapter 44, §53E ½, said fund to receive payments from the Massachusetts Math and Science Initiative Advanced Placement Grant, said fund to be deposited with the Town Treasurer and with payments from the fund to be expended by the School Department, up to the limit to be established by the Town to pay expenses for Advanced Placement teachers at Ludlow High School according to the terms of the grant; pass any vote or take any action relative thereto. Submitted by the School Department.

ARTICLE 31: To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money to be deposited into the trust fund established by the May 13, 2013 Annual Town Meeting, these funds to be held, invested, reinvested and used in keeping with said Chapter 32B, Section 20 and that said funds be deposited on an annual basis through a line item added to the Employee Benefits budget; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

ARTICLE 32: To see if the Town will vote to amend the Zoning Bylaws of the Town of Ludlow, **Section VI. SPECIAL LAND USE REGULATIONS**, by adding a new section, **6.11 Medical Marijuana Treatment Center/Dispensary, as follows:**

Medical Marijuana Treatment Center/Dispensary: A non-profit facility or location that has been registered by the Department of Public Health where medical marijuana is grown, processed and/or made available to a qualifying patient or a personal caregiver, provided that:

- 6.11.1 A medical marijuana treatment center/dispensary shall not be located within 1,000 feet of an elementary school, middle school, high school, church, public library, day care, public park or where children commonly congregate in existence at the time of enactment of the zoning bylaw amendment establishing this use.
- 6.11.2 All medical marijuana treatment centers/dispensaries need to provide a letter from the police and fire department that the centers/dispensaries meet all standards of security, fire code and public safety.

6.11.3 Medical marijuana treatment centers/dispensaries are allowed through site plan approval and a special permit from the Planning Board in the Industrial A and Industrial C zoning district.

6.11.4 A traffic study will be required.

Pass any vote take any other action relative thereto. Submitted by the Planning Board.

ARTICLE 33: To see if the Town will vote to amend the Zoning Bylaws of the Town of Ludlow **SECTION VI: Special Land Use Regulations. Section 6.4 Parking Requirements, Section 6.4.2 Parking Guidelines, by adding the following:**

Medical Marijuana Treatment Center/Dispensary: 1 space per 200 S.F. of gross floor area exclusive of basements and garages used solely for utility and storage purposes.

Pass any vote take any other action relative thereto. Submitted by the Planning Board.

ARTICLE 34: To see if the Town will vote to amend the Zoning Bylaws of the Town of Ludlow, **Section 3.2.2 TABLE 1 LUDLOW TABLE OF PRINCIPAL USES**, by adding **Medical Marijuana Treatment Center/Dispensary**, under **LAND USE CLASSIFICATION/GOVERNMENT, INSTITUTIONAL, & PUBLIC SERVICE**, allowing this use through **Site Plan Approval (SPA) and Special Permit from the Planning Board (SPPB) in the following districts, Industrial A and Industrial C and to amend Table 1 to reflect these changes, as follows:**

| LAND USE CLASSIFICATION | STANDARDS & CONDITIONS | RA-1 | RA | RB | BA | BB | A | AMD | IA | IB | IC | MRD |
|--|------------------------|------|----|----|----|----|---|-----|--------------|----|--------------|-----|
| GOVERNMENT, INSTITUTIONAL, & PUBLIC SERVICE | | | | | | | | | | | | |
| Medical Marijuana Treatment Center/Dispensary | | N | N | N | N | N | N | N | SPA/ SPPB | N | SPA/ SPPB | N |

Pass any vote take any other action relative thereto. Submitted by the Planning Board.

ARTICLE 35: To see if the Town will vote to amend the Zoning Bylaws of the Town of Ludlow, **Section X DEFINITIONS**, by adding the following definition:

Medical Marijuana Treatment Center/Dispensary: shall mean a not-for-profit entity, as defined by Massachusetts law only, registered by the Department of Public Health as a Registered Marijuana Dispensary, that acquires, cultivates, possesses, processes (including development of related products such as food, tinctures, aerosols, oils or ointments), transfers, transports, sells, distributes, dispenses, or administers marijuana, products containing marijuana, related supplies, or educational materials to qualifying patients or their personal caregivers.

Pass any vote take any other action relative thereto. Submitted by the Planning Board.

ARTICLE 36: To see if the Town will vote to amend the Zoning By-Laws of the Town of Ludlow by changing from **Agriculture** to **Business B**, a parcel of land owned by Armando M. Nunes, Nx2, LLC., located at 656 & 658 Center Street (Assessors Map # 16B & 16C Parcel 13-1) and described as follows:

Parcel I: Beginning at an iron pin at the intersection of the Southeasterly line of Center Street and land now or formerly of Raymond S. Ashwell and Natalie T. Ashwell; thence running N.89° 30' 20"E. two hundred ninety-one and 75/100 (291.75) feet to an iron pin; thence running S.86° 38' 40"E. Seven hundred sixty-four and 88/100 (764.88) feet to an iron pin; thence running S.86° 31' 10"E. three hundred eighty and 12/100 (380.12) feet to an iron pin; thence running N.6° 38' 50"E. by the remains of a stone wall, one hundred ninety and 00/100 (190.00) feet to an iron pin at land now or formerly of Ludwik Haluch, the last mentioned four (4) courses being by land of said Ashwell; thence running N.86° 31' 10" W. by a stone wall and by said Haluch land, three hundred ninety and 82/100 (390.82) feet to an iron pin; thence running N.86° 38' 40" W. by said Haluch Land and by land now or formerly of one Hendricks and land now or formerly of one Watson, six hundred seventeen and 97/100 (617.97) feet to an iron pin; thence running N.3° 21' 20"E. by land now or formerly of Stanley F. Gurka, one hundred twenty-seven and 00/100 (127.00) feet to an iron pin; thence running S.86° 38' 40"E. ninety-four and 00/100 (94.00) feet by land now or formerly of Stanley F. Gurka to an iron pin; thence S.58° 34' 00"E. one hundred sixty and 33/100 (160.33) feet to a concrete bound in the southeasterly line of Center Street and thence running by said Center Street northwesterly on a curve having a radius of six hundred (600) feet, two hundred fifty-eight and 89/100 (258.89) feet to an iron pin and the place of beginning. Containing 5.24 acres.

Being the premise conveyed to the grantor herein by deed of Allen Stanley Gurka recorded in the Hampden County Registry of Deeds in Book 10793, Page 461.

PARCEL 2: That certain tract or parcel of land situate on the Southeasterly line of Center Street, Ludlow, Hampden County Massachusetts, shown and designated as Parcel I on a plan of land entitled "Land in Ludlow, Massachusetts, owned by Stanley and Edwina J. Gurka" dated January 17, 1972 and prepared by Richard H. Stowe, Reg. L.S. as recorded

in the Hampden County Registry of Deeds in Plan Book 132, Page 110. Containing 21,784 square feet.

The above premise is subject to the following:

Easement and Indemnification agreement regarding sidewalks along Center Street, by and between the Town of Ludlow and Allen Stanley Gurka, dated July 5, 1995 and recorded in Book 9326, Page 468.

Reservation of a right of way as set forth in instrument dated March 28, 1904 and recorded in Book 674, Page 141, if still in force and applicable.

Water pipe rights of the City of Springfield, “on file dated April 26, 1893” as referenced in various documents in the chain of title, if still in force and applicable.

Being the same premises conveyed to the grantor herein by deed dated June 3, 1999 and recorded in the Hampden County Registry of Deeds in Book 10793, Page 458.

Pass any vote or take any action relative thereto. Submitted by the Planning Board.

ARTICLE 37: To see if the Town will vote to appropriate State Chapter 90 Highway Aid Funds for engineering, construction, reconstruction and/or repairs to Town roads and bridges; pass any vote or take any action relative thereto. Submitted by the Board of Public Works.

ARTICLE 38: To see if the Town will vote to authorize the Board of Public Works to enter into a contract with the Massachusetts Department of Transportation for the construction and maintenance of public roads for the ensuing years; pass any vote or take any action relative thereto. Submitted by the Board of Public Works.

ARTICLE 39: To see if the Town will vote to appropriate or transfer a sum of money to establish a Fiscal Year 2015 budget for the Department of Public Works Enterprise Fund for the Closure of the Landfill; pass any vote or take any action relative thereto. Submitted by the Board of Public Works.

ARTICLE 40: To see if the Town would vote to accept conveyance to the Town for no monetary consideration, the fee simple interest, free of liens and encumbrances, in the following parcel of land known as 0 Rood Street Ludlow, MA, Assessor Map#17, Parcel #85, owned by MUNSING LAND CORPORATION.

The land in Ludlow, Hampden County, Massachusetts, and more specifically bounded and described as follows:

Parcel 1: A certain lot of land with the buildings thereon situated on said Ludlow, bounded and described as follows: viz:- Beginning at a stake and stone at a corner of land owned by Munroe Keith and running Northerly on land formerly owned by George Clark about forty-two and one-half (42 ½) rods; thence Easterly on land of said Clark about sixty-six (66) rods to a white oak tree; thence Southerly about forty-two and one-half (42 ½) rods to land of L. Simonds, and thence Westerly on land of L. Simonds and Munroe Keith about sixty-six (66) rods to the first mentioned bound. Containing approximately 18 acres.

Being the same premises to Henry A. Munsing by deed dated January 16, 1924 and recorded in Hampden County Registry of Deeds, Book 1208, Page 248.

Parcel 2: A certain lot of land situated in said Ludlow, on Northerly side of the highway from Ludlow Center to Granby, bounded and described as follows: Beginning at the Southeasterly corner of the described premises at land now or formerly of Albert Masto, and running thence Northerly on land of said Masto to land now or formerly of the heirs of Henry S. Jones; thence Westerly on land now or formerly of said Jones' heirs to land now or formerly of E. J. Streeter; thence Southerly on said Street's land to said highway; and thence Easterly on said highway to the point of beginning. Containing four acres, more or less.

Being the same premises conveyed to Henry A. Munsing by deed dated November 22, 1920 and recorded in Hampden County Registry of Deeds Book 1073, Page 230.

Parcel 3: A certain lot of land situated in said Ludlow, bounded and described as follows: viz:- All that tract of land lying in said Ludlow and bounded on the road leading from Ludlow Center to Granby known as the Granby Road described in a deed under foreclosure sale from George H. Parsons et al to Henry A. Munsing dated November 18, 1914 and recorded in Hampden County Registry of Deeds, Book 893, Page 143 and 144, except so much of the same as said Henry A. Munsing has heretofore, conveyed in two deeds, one to Michael Shabowski et al dated April 11, 1917 and recorded in Hampden County Registry of Deeds, Book 971, Page 231 and one to Helen Woldarczyk dated April 12, 1917 and recorded in Hampden County Registry of Deeds, Book 971, Page 263.

Being the same premises conveyed to Robert H. Munsing by deed dated February 15, 1918 and recorded in Hampden County Registry of Deeds Book 1775, Page 312.

See Estate of Henry A. Munsing Hampden Probate #80878, Estate of Robert H. Munsing Hampden Probate #112114 and Estate of Pearl E. Munsing Hampden Probate #150042.

Pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

ARTICLE 41: To see if the Town will vote to raise and appropriate and/or transfer from available funds and/or borrow by the issuance of bonds or notes such sums of money as may be necessary for Town Capital Improvements during the fiscal year beginning July 1, 2014; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

ARTICLE 42: To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money to fund the Building Infrastructure Article which was established at the October 1, 2012 Special Town Meeting, Article 17 and authorize the Board of Selectmen to expend such funds for the purpose of assessing and addressing the repairs, maintenance and construction of municipal buildings; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

ARTICLE 43: To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money for the Fiscal Year 2015 Reserve Fund; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

ARTICLE 44: To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money for deposit into the Stabilization Fund; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

ARTICLE 45: To see if the Town will vote to transfer a sum of money from the Unreserved Fund Balance to be used by the Board of Assessors in determining the Fiscal 2015 tax levy; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

And you are directed to serve this warrant by posting attested copies of the same in seven (7) public places in the Town seven (7) days at least before the time of holding said meeting.

A true copy,

ATTEST:

MANUEL D. SILVA_____

CHAIRMAN

CARMINA D. FERNANDES_____

AARON L. SAUNDERS_____

WILLIAM E. ROONEY_____

BRIAN M. MANNIX_____

BOARD OF SELECTMEN

LUDLOW, MASSACHUSETTS

April 1, 2014

I hereby certify that I have posted the above warrant in seven (7) places in the Town of Ludlow.

_____**TOWN CLERK**

_____**2014**