

COMMONWEALTH OF MASSACHUSETTS
HAMPDEN, SS

To Ms. Kim Batista, Town Clerk of the Town of Ludlow, Massachusetts in said County:

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 **Ludlow High School Auditorium**, 500 Chapin Street, Ludlow, Massachusetts on **Monday, May 14, 2018 at 7:30 p.m.**, if the Auditorium of the LUDLOW HIGH SCHOOL, shall not, in the opinion of the Moderator, be adequate to contain such inhabitants who shall meet, then to meet also in and such other locations in the LUDLOW HIGH SCHOOL as the Moderator deems appropriate, at such time and place then and there 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 15 Warsaw Avenue, voters of Precinct 3 shall vote at the Ludlow High School on Chapin Street, voters of Precinct 4 shall vote at East Street Elementary School on East Street, voters of Precinct 5 shall vote at First Church of Ludlow on Center/Church Streets, and voters of Precinct 6 shall vote at Veteran's Park Elementary School on Chapin Street, March 26, 2018 at 10:00 o'clock in the forenoon to bring in their votes for **TWO MEMBERS OF THE BOARD OF SELECTMEN** for three year terms; **ONE TOWN TREASURER** 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 LIBRARY TRUSTEE** for a three year term; **ONE MEMBER OF THE BOARD OF PUBLIC WORKS** for a three year term; **ONE MEMBER OF THE RECREATION COMMISSION** for a three year term; **ONE MEMBER OF THE SCHOOL COMMITTEE** for a three year term; **ONE MEMBER OF THE PLANNING BOARD** for a five year term; **ONE MEMBER OF THE PLANNING BOARD** for a two year unexpired 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 openings for three year terms; **PRECINCT 1:** One opening for a one year unexpired term; **PRECINCT 2:** Five openings for three year terms; **PRECINCT 2:** Three openings for a two year unexpired terms; **PRECINCT 3:** Five openings for three year terms; **PRECINCT 3:** One opening for a two year unexpired term; **PRECINCT 4:** Five openings for three year terms; **PRECINCT 4:** Three openings for a two year unexpired terms; **PRECINCT 5:** Five openings for three year terms; **PRECINCT 5:** Three openings for a two year unexpired terms; **PRECINCT 6:** Five openings for three year terms;

QUESTION 1:

Shall the Town of Ludlow be allowed to exempt from the provisions of Proposition two and one-half, so called, the amount required to pay for the bonds issued for the design and construction and acquisition of land for a Senior Center, including all costs incidental or related thereto?

YES

NO

QUESTION 2:

Shall the Town of Ludlow be allowed to exempt from the provisions of Proposition two and one-half, so called, the amounts required to pay for the bonds issued in order to design and construct the new Chapin Street Elementary School, including all costs incidental and related thereto, with 630 student capacity, accommodating grades 2 – 5, at the 13.8 acre site located at 766 Chapin Street, Ludlow, MA?

YES

NO

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, 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 4: 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 2019 and to fix the salary of all elected officials of the Town for the same Fiscal Year, beginning July 1, 2018; 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 establish the annual expenditure limits for each of the following already established revolving funds for the use by certain town departments, boards, committees, agencies or officers pursuant to Massachusetts General Laws Chapter 44, § 53E ½ as outlined in the Town of Ludlow General Bylaws, **Chapter 2, Section 42: DEPARTMENTAL REVOLVING FUNDS** and printed below; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

CPR Training	\$5,000
On-site Sewage System	\$24,000
Vaccine	\$20,000
Consultants	\$50,000
Wetlands	\$80,000
Purple Bags	\$26,000
Dog Park	\$5,000

ARTICLE 6: To see if the Town will vote to amend the Town of Ludlow General Bylaws **Chapter 2, Section 42: DEPARTMENTAL REVOLVING FUNDS** by adding language to Section F which will establish a fund balance limit and allows for the excess funds to revert to the general fund, to the already established table of revolving funds for the use by certain town departments, boards, committees, agencies or officers under Massachusetts General Laws Chapter 44, § 53E ½ as printed below; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

Table: Revolving Funds

A Revolving Fund	B Department, Board, Committee, Agency Or Officer Authorized to Spend from Fund	C Fees, Charges or Other Receipts Credited to Fund	D Program or Activity Expenses Payable from Fund	E Restrictions or Conditions On Expenses, Payable from Fund	F Other Requirements/ Reports	G Fiscal Years
CPR Training	Board of Health	Fees charged for CPR, Hands-only CPR and First Aid Training	Purchase of certification cards, manuals and supplies that will be needed for each participant.		The balance in the revolving account shall not exceed the approved expenditure limit set at the Annual Town Meeting or subsequently approved by the Board of Selectmen in accordance with M.G.Laws Transfer end of year balance to subsequent fiscal year.	Fiscal Year 2018 and subsequent years
On-site Sewage System	Board of Health	Fees collected for percolation tests, reviewing of septic plans and final inspection of septic systems	Pay the salary of the sewage system inspectors and to pay other expenses of the inspection program.	Payment to the On-site Sewage Disposal System Inspectors who witnesses percolation tests, reviews septic system plans and performs final inspections of septic systems .	The balance in the revolving account shall not exceed the approved expenditure limit set at the Annual Town Meeting or subsequently approved by the Board of Selectmen in accordance with M.G. Laws Transfer end of year balance to subsequent fiscal year.	Fiscal Year 2018 and subsequent years
Vaccine	Board of Health	Fees collected for vaccines provided to residents	Payment to vaccine providers to purchase vaccines to replenish supply		The balance in the revolving account shall not exceed the approved expenditure limit set at the Annual Town Meeting or subsequently approved by the Board of Selectmen in accordance with M.G. Laws Transfer end of year balance to subsequent fiscal year.	Fiscal Year 2018 and subsequent years

Consultants	Conservation Commission	Consultant fees collected by Con Com per Chapter XV, § 6, of the Town of Ludlow Bylaws	Commission may require an applicant to pay for the cost of enlisting the services of an independent consultant in an amount estimated to be sufficient to cover the fee for any given project	Only to pay Independent consultants for services related to the specific project for which they were collected	The balance in the revolving account shall not exceed the approved expenditure limit set at the Annual Town Meeting or subsequently approved by the Board of Selectmen in accordance with M.G..Laws Transfer end of year balance to subsequent fiscal year.	Fiscal Year 2018 and subsequent years.
Wetlands	Conservation Commission	Fees collected per Chapter XV, § 6 of the Town of Ludlow Bylaws	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.	MA Dept of Revenue require that Wetland fees imposed through a Town Bylaw must be kept separate from wetland fees imposed by the State Regulation	The balance in the revolving account shall not exceed the approved expenditure limit set at the Annual Town Meeting or subsequently approved by the Board of Selectmen in accordance with M. G. Laws Transfer end of year balance to subsequent fiscal year.	Fiscal Year 2018 and subsequent years.
Purple Bags	Board of Public Works	Receive revenues From the sale of "Purple" Bags under the Sustainable Materials Recovery Program	Purchase purple bags, recycling bins and recycling decals.		The balance in the revolving account shall not exceed the approved expenditure limit set at the Annual Town Meeting or subsequently approved by the Board of Selectmen in accordance with M.G.Laws Transfer end of year balance to subsequent fiscal year.	Fiscal Year 2018 and subsequent years.
Dog Park	Conservation Commission	Receive Additional \$5.00 for dog licensure that was increased pursuant to A.5, STM, May 9, 2016	Care and maintenance of dog park		The balance in the revolving account shall not exceed the approved expenditure limit set at the Annual Town Meeting or subsequently approved by the Board of Selectmen in accordance with M.G. Laws Transfer end of year balance to subsequent fiscal year.	Fiscal Year 2018 and subsequent years.

(Dog Park added 10/2/17 STM, Art 5)

ARTICLE 7: To see if the Town will vote to amend the Town of Ludlow General Bylaws, Chapter VIII, Regulating Unregistered Cars by deleting it in its entirety and replacing with a new Chapter VIII, Regulating Unregistered Cars which allows for better descriptions of how to abide by the Bylaw, what actions constitute a violation and stricter enforcement regulations; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

by deleting;

CHAPTER VIII REGULATING UNREGISTERED CARS

This article shall not apply to off-road recreational vehicles. This Bylaw shall not apply to vehicles used for farming purposes.

1. No person not licensed to do so, shall keep, store or park any unregistered, junked or dilapidated motor vehicle, as defined in the General Laws, which are required to be registered in order to be operated upon the ways of the Commonwealth.
2. For the purposes of this Bylaw a "junked or dilapidated motor vehicle" shall also include a motor vehicle which is registered for which no current Massachusetts Inspection Sticker has been issued.
3. Motor vehicles that are unregistered, whether assembled or disassembled.
 - a. Shall not be kept on any premises within the Town unless such vehicle(s) are either:
 - i. Stored within a totally enclosed and lawfully permitted building with sidewalls and a roof.
 - ii. Stored out of sight (including covered with an appropriate "car cover") from abutting properties and public ways.
 - b. Any open air storage of more than two (2) unregistered or inoperable vehicles is prohibited on any lot where the principal use of such lot is residential in nature.
 - c. For the purposes of this Bylaw, all contiguous parcels of land in common ownership will be considered one lot.
4. No motor vehicle may be offered for sale on any premises except in accordance with a license granted under M.G.L. Ch. 140 s.57. A motor vehicle may be offered for sale by owner if:
 - a. The motor vehicle is legally owned by the owner or tenant of the premises.
 - b. The owner of the motor vehicle and property has sought and received permission from the Police Department
 - c. Permission may be issued by the Police Department at its discretion for a period not to exceed thirty (30) days.
 - d. No more than two (2) vehicles will be permitted to be posted for sale on the same premises within a calendar year.
 - e. No more than one (1) vehicle will be permitted to be posted for sale at one time.
5. Enforcement:
 - a. Any person that continues to violate any sections of this Bylaw after seven (7) calendar days following receipt of written notice of violation for each offense shall be liable for a fine of not more than one-hundred (\$100.00) dollars for each offense.
 - b. Each day that a violation continues after said seven (7) calendar day period shall be treated as a separate offense.
 - c. Any violation that is corrected and then recurs within one year following the written notice of the original violation shall be considered a repeat violation subject to an immediate penalty not more than two hundred (\$200.00) dollars for each offense and each day the repeat violation continues shall constitute a separate offense.

6. The notice of violation may be issued by any Police Officer or Zoning Enforcement Official, and such violations shall be subject to non-criminal disposition pursuant to Article XIII of the Ludlow General Bylaws. **(added 10/05/2015)**

and replacing with:

CHAPTER VIII REGULATING UNREGISTERED CARS

This article shall not apply to off-road recreational vehicles. This Bylaw shall not apply to vehicles used for farming purposes.

1. No person not licensed to do so, shall keep, store or park any unregistered, junked or dilapidated motor vehicle, as defined in the General Laws, which are required to be registered in order to be operated upon the ways of the Commonwealth.

For the purposes of this Bylaw a “*junked or dilapidated motor vehicle*” shall mean a motor vehicle(s) that is/are unregistered, disassembled in any way, and/or is being used as a habitat by animals.

- a. Shall not be kept on any premises within the Town unless such vehicle(s) are either:
 - i. Stored within a totally enclosed and lawfully permitted building with sidewalls and a roof.
 - ii. Stored out of sight (including covered with an appropriate car cover) from abutting properties and public ways.

A “*car cover*” shall mean an appropriate custom car cover that is designed to fit the motor vehicle which it is covering. It should be of a breathable, or other custom material(s), that are designed to protect a motor vehicle from the elements. *Plastic tarps are not appropriate car covers.*

- b. Any open air storage of more than two (2) unregistered or inoperable vehicles is prohibited on any lot where the principal use of such lot is residential in nature.
 - c. For the purposes of this Bylaw, all contiguous parcels of land in common ownership will be considered one lot.
2. No unregistered motor vehicle may be offered for sale on any premises except in accordance with a license granted under M.G.L. Ch. 140 s.57. A motor vehicle may be offered for sale by owner if:
 - a. The motor vehicle is legally owned by the owner or tenant of the premises.
 - b. The owner of the motor vehicle and property has sought and received permission from the Police Department.
 - c. Permission may be issued by the Police Department at its discretion for a period not to exceed thirty (30) days.
 - d. No more than two (2) vehicles will be permitted to be posted for sale on the same premises within a calendar year.

e. No more than one (1) vehicle will be permitted to be posted for sale at one time.

3. **Enforcement:**

- a. Any person that continues to violate any sections of this Bylaw after seven (7) calendar days following receipt of written notice of violation for each offense shall be liable for a fine of not more than one-hundred (\$100.00) dollars for each offense.
 - b. Each day that a violation continues after said seven (7) calendar day period shall be treated as a separate offense.
 - c. Any violation that is corrected and then recurs within one year following the written notice of the original violation shall be considered a repeat violation subject to an immediate penalty of not more than two hundred (\$200.00) dollars for each offense and each day the repeat violation continues shall constitute a separate offense.
4. The notice of violation may be issued by any Police Officer or any Zoning Enforcement Official, and such violations shall be subject to non-criminal disposition pursuant to Article XIII of the Ludlow General Bylaws.

ARTICLE 8: To see if the Town will vote, pursuant to M.G.L. c.59, sec. 38H, to authorize the Board of Selectmen to negotiate and enter into a personal property tax agreement with the owner, currently known as Center St Solar 1, LLC, for the solar photovoltaic energy generating facility located at 1077 Center St., Ludlow, Massachusetts upon such terms and conditions as the Board of Selectmen shall deem to be in the best interest of the Town and to authorize the Board of Selectmen to take all actions necessary or appropriate to administer and implement such agreement; including but not limited to passing any vote or taking any action relative thereto. Submitted by the Board of Selectmen.

ARTICLE 9: To see if the Town will vote to acquire by purchase or otherwise, the fee simple interest, and to raise and appropriate a sum of money therefor, and accept the following described land as a Public Way:

Insert description;

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

ARTICLE 10: To see if the Town will vote to raise and appropriate and/or transfer from Sewer Enterprise Account Retained Earnings and/or borrow by the issuance of bonds or notes such money as may be necessary for the Sewer Enterprise Division Capital Improvements during the fiscal year beginning July 1, 2018; pass any vote or take any action relative thereto. Submitted by the Board of Public Works.

2/3rds vote required.

ARTICLE 11: 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 12: 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 13: To see if the Town will vote to appropriate or transfer a sum of money to establish a Fiscal Year 2019 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 14: 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, 2018 (Fiscal Year 2019); pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

2/3rds vote required.

ARTICLE 15: 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 16: 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 2019 Reserve Fund; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

ARTICLE 17: 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 18: To see if the Town will vote to transfer a sum of money from the Unreserved Fund Balance (free cash) to be used by the Board of Assessors in determining the Fiscal 2019 tax levy; 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 transfer a sum of money from the Stabilization Fund to be used by the Board of Assessors in determining the Fiscal Year 2019 tax levy; pass any vote or take any action relative thereto. Submitted by the Board of Selectmen.

2/3rds vote required.

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

DEREK G. DEBARGE

BRIAN M. MANNIX

CARMINA D. FERNANDES

WILLIAM E. ROONEY

BOARD OF SELECTMEN

LUDLOW, MASSACHUSETTS

April 3, 2018

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

_____ **TOWN CLERK**

_____ **2018**