

**DEDHAM  
FINANCE AND WARRANT COMMITTEE**



**REPORT & RECOMMENDATIONS FOR THE  
FALL SPECIAL AND ANNUAL TOWN MEETINGS  
MONDAY, NOVEMBER 14, 2022 AT 6:45 P.M.**

**DEDHAM HIGH SCHOOL AUDITORIUM  
140 WHITING AVENUE**

**FY 2022-2023 DEDHAM FINANCE AND WARRANT COMMITTEE**

<b>MEMBERS</b>	<b>PRECINCT</b>	<b>TERM ENDS</b>
DAVE ROBERTS, CHAIR	3	2023
MICHELLE PERSSON REILLY, VICE CHAIR	7	2024
MICHAEL PATRIARCA	1	2024
SARAH SMEGAL	4	2025
KEVIN PRESTON	2	2025
JOHN HEFFERNAN	6	2023
LIZ O'DONNELL	5	2024
MIKE EMERY	AT-LARGE	2024
MICHAEL LEAHY	AT-LARGE	2025

**MODERATOR - DANIEL J. DRISCOLL (1993-PRESENT)**

**PAST MODERATOR - H. HOLTON WOOD (1964-1993)**

**PAST FINANCE COMMITTEE CHAIRS**

<b>YEAR(S)</b>	<b>NAME</b>
2021-PRESENT	DAVE ROBERTS
2018-2020	KEVIN PRESTON
2014-2017	JOHN HEFFERNAN
2012-2014	RUSSELL C. STAMM
2007-2012	DAVID N. MARTIN
2006-2007	MARK DRISCOLL
2002-2006	CHRISTOPHER E. MELLEN
2001-2002	WILLIAM A. PODOLSKI
2000-2001	VALERIE T. IRVING
1998-2000	CONSTANTINE P. CALLIONTZIS
1996-1998	PAUL G. JOYCE
1995-1996	FRANCIS T. KEALLY
1993-1995	RICHARD C. BREMER
1992-1993	DAVID E. KRUSZ
1991-1992	KEVIN E. YOUNG
1990-1991	JAMES A. MACDONALD
1989-1990	SANDRA A. LYNCH
1988-1989	JAMES V. HARRIGAN
1987-1988	STEPHEN P. RAHAVY
1986-1987	MARGOT C. PYLE
1985-1986	JAMES S. MCDONALD
1984-1985	FRANCIS J. SALLY
1983-1984	DAVID THIBODEAU
1981-1983	JOHN I. STANTON, JR.
1980-1981	ANTHONY THACHER

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**MODERATOR'S LETTER TO TOWN MEETING REPRESENTATIVES AND  
THE CITIZENS OF DEDHAM**



**TOWN OF DEDHAM**  
Town Moderator, Dan Driscoll

Town Meeting Representative,

Our Fall Annual Town Meeting is around the corner and there is one added responsibility for all of us: the Select Board has called for a Special Town Meeting on the same evening. The Special Town Meeting is scheduled for **6:45 PM on Monday, November 14<sup>th</sup>**, just before the regularly scheduled Annual Town Meeting at 7:00 PM. The Special Town Meeting will address two late-breaking issues that were not able to be included on the Warrant for the Annual Town Meeting. Please make every effort to arrive early so that we can keep the evening on schedule.

This year's Fall Annual Town Meeting has a smaller Warrant than many other Meetings. There are 18 articles including three zoning articles proposed by the Planning Board. In response to suggestions made at last spring's Town Meeting Forum, the Planning Board articles have been moved up in the Warrant so that they can be considered earlier in the evening. I'd like to express my thanks to the Select Board and the Planning Board for accepting this recommendation. Planning Board articles can be difficult to interpret. Debating those articles late in the evening made it even more difficult.

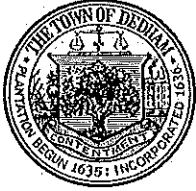
Another suggestion from the Town Meeting Forum called for the distribution of information as soon as feasible. This year, the Warrant was sent to Town Meeting Representatives many weeks before the Town Meeting and before the Finance and Warrant Committee held hearings. This gave representatives the opportunity to know what was going to be discussed and to make their opinions known to the Finance and Warrant Committee. This practice will continue for future Town Meetings.

Please review this Warrant Book, make note of your areas of interest and have your questions ready. Please note that the Warrant Review Meeting, also known as the Mini Town Meeting, will be held on November 7. Check the Town website for details.

As always, please feel free to contact me with any questions at [djdriscoll29@gmail.com](mailto:djdriscoll29@gmail.com) or 617-510-1797.

Dan Driscoll  
Moderator

**FINANCE AND WARRANT COMMITTEE CHAIR'S LETTER TO TOWN MEETING REPRESENTATIVES AND THE CITIZENS OF DEDHAM**



**TOWN OF DEDHAM**

Finance and Committee Chair, Dave Roberts

Dear Town Meeting Members and the Citizens of Dedham,

The 2022 Fall Special Town Meeting contains two articles, both within the jurisdiction of the Finance and Warrant Committee (FWC). Both articles were supported unanimously by the FWC members present at the hearing and deliberations.

The 2022 Fall Annual Town Meeting contains eighteen articles for consideration. Fifteen are within the jurisdiction of the Finance and Warrant Committee (FWC). Articles Six, Seven and Eight are presented by the Planning Board.

The FWC conducted hybrid public hearings with the sponsors of each article as well as public meetings to deliberate and vote. As is past practice, following each article is the recommendation of the FWC for your consideration and action. I would like to take this opportunity to bring to your attention the following information and recommendations.

Article Ten seeks funding for the replacement of the high school turf field and track. The FWC, by a vote of 8-1, is recommending the expenditure of up to \$2,000,000 for this project.

Article Nine concerns the expenditure of funds for the installation of an elevator at the Mother Brook Arts and Community Center to make the second and third floors of the facility accessible. The FWC recommendation will be made prior to the Warrant Review Meeting on November 7<sup>th</sup>.

Article One seeks to rescind previously authorized but unissued debt in prior fiscal years in the amount of \$310,000.00. The FWC voted unanimously to recommend this article.

The FWC wishes to thank Town Manager Leon Goodwin, Assistant Town Manager Nancy Baker and Director of Finance John Arnett for their assistance and guidance during the hearing process. In particular, the FWC would like to recognize members of the High School Field Hockey team who spoke in support of Article Ten.

If you have any questions concerning any of the FWC recommendations, please feel free to contact me at [bostate72@gmail.com](mailto:bostate72@gmail.com)

Regards,  
David Roberts, Chair  
Finance and Warrant Committee

## FALL SPECIAL AND ANNUAL TOWN MEETING ARTICLES AND RECOMMENDATIONS

**Note:** All recommendations of the Finance and Warrant Committee are by unanimous vote except where noted.

### FALL SPECIAL TOWN MEETING RECOMMENDATIONS

#### ARTICLE ONE: AMENDMENT TO LANGUAGE PREVIOUSLY APPROVED IN ARTICLE 13 OF MAY 16, 2022 TOWN MEETING

*By the Select Board.* To see if the Town will vote to amend the vote taken under Article 13 of the May 16, 2022 Annual Town Meeting to conform to the requirements of the program under which the Town applied for and was allocated a grant subsequent to such vote, with language to be deleted shown in ~~strike through~~ and language to be inserted shown in **bold underline**, along with any necessary revisions required to meet state PARC grant requirements, or take any other action relative thereto.

The Finance and Warrant Committee voted 8-1 that the Town vote to appropriate the sum of Two Million Five Hundred and Fifty Thousand Dollars (\$2,550,000.00) for the total cost of the design, engineering, construction, and outfitting of a Town Green on or about 600 High Street, the property on which the Police Station now sits, shown as Assessors Map 92 Parcel 78, including but not limited to costs of demolition and removal of any structures or features thereon, site preparation and any other incidental and related expenses, including but not limited to study and design of pedestrian and traffic safety improvements, and possible future conversion of on-street parking spaces to additional park and playground purposes, and, further, to transfer such property from the Select Board for those purposes for which it is presently held, to the care, custody and control of the Select Board for park and playground purposes, and to dedicate such property to those purposes under the provisions of G.L. Chapter 45, Section 3, and further, that the Select Board and Town Manager be authorized to submit on behalf of the Town any and all applications deemed necessary for grants and/or reimbursements from the Commonwealth of Massachusetts, or the United States, under the ~~federal Land and Water Conservation Fund Act (P.L. 88-578, 78 Stat 897),~~ **Parkland Acquisitions and Renovations for Communities (PARC) grant program (301 CMR 5.00)** or any other state or federal programs in any way connected with the scope of this article; and further to authorize said board, commission and manager, as appropriate, to enter into all agreements and execute any and all instruments as may be necessary to effectuate and implement the vote taken hereunder; and, as funding therefor, to authorize the Treasurer, with the approval of the Select Board, to borrow said sum pursuant to G.L. c.44, §§7 or 8 or any other enabling authority and issue bonds and notes

**FALL SPECIAL AND ANNUAL TOWN MEETING ARTICLES AND  
RECOMMENDATIONS**

of the Town therefor; and further, that there be a Town Green Working Group (“TGWG”), consisting of six (6) members, with five (5) members to be appointed by the Select Board and one (1) member from, and nominated by, the Dedham Square Planning Committee (“DSPC”), to be confirmed by the Select Board; the TGWG will be responsible for advising the Town Manager on the Request for Qualifications (RFQ) for a designer, participating in designer selection, and working with the Town to ensure that the core priorities of the DSPC proposal for the Town Green be included in the final design,

or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:**

Voted (7-0; 2 members were absent) that it be so voted.

Article 1 would provide required language to allow the Town to accept a grant from the Division of Conservation Services for the Town Green.

**Reference Information:**

- MGL Chapter 45, Section 3 – Appendix Page A-5

**ARTICLE TWO: AUTHORIZATION FOR ONE YEAR CONTRACT  
EXTENSION FOR EMERGENCY AMBULANCE SERVICES**

*By the Town Manager.* To see if the Town will vote, in accordance with Chapter 73 of the Town Bylaws, “Purchasing,” and specifically, Section 73-5 “Contracts not to extend more than three (3) years unless authorized,” to authorize the following contracts for terms in excess of three (3) years:

a one-year contract extension with Fallon Ambulance to provide Emergency Ambulance Services for the period January 1, 2023 to December 31, 2023.

or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:**

Voted (7-0; 2 members were absent) that it be so voted.

Article 2 would authorize a one-year extension with Fallon Ambulance to provide Emergency Ambulance Services to the Town of Dedham.

**Reference Information:**

- Town Bylaw - Section 73-5 (Purchasing) - Appendix Page A-5

**FALL SPECIAL AND ANNUAL TOWN MEETING ARTICLES AND  
RECOMMENDATIONS**

**FALL ANNUAL TOWN MEETING RECOMMENDATIONS**

**ARTICLE ONE: REQUEST TO RESCIND AUTHORIZED BUT UNISSUED DEBT**

*By the Director of Finance. To see if the Town will vote to rescind previously authorized but unissued debt for projects from prior fiscal years, or take any other action relative thereto. Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:**

Vote to rescind previously authorized but unissued debt for the following projects from prior fiscal years:

<b>Project</b>	<b>Town Meeting</b>	<b>Authorized</b>	<b>Issued</b>	<b>Unissued</b>
HS & Greenlodge Ceilings	5/19/2014	\$300,000.00	\$200,000.00	\$100,000.00
Striar Property	5/2/2003	\$300,000.00	\$90,000.00	\$210,000.00
			TOTAL	
				\$310,000.00

Article 1 seeks approval to rescind the balances as shown above for authorized but unissued debt.

**ARTICLE TWO: REQUEST TO CLOSE OUT BALANCES IN VARIOUS PROJECTS TO VARIOUS FUNDS**

*By the Director of Finance. To see if the Town will vote to close out to the General Fund or respective Enterprise Fund, as appropriate, the balances in various projects and accounts for which no liability remains, or take any other action relative thereto. Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:**

That the accounts listed below close as follows: on Schedule 4A to the General Fund, Schedule 4B to the Sewer Reserve, and Schedule 4C to such funds as specified:

Article 2 seeks approval to close out to the General Fund or stated Enterprise Funds the balance in various projects and accounts for which no liability remains

**Note:** Account schedule begins on the next page.



## FALL SPECIAL AND ANNUAL TOWN MEETING ARTICLES AND RECOMMENDATIONS

Article 2 -Schedule 4A - Closing to General Fund						
PROJECT	PROJECT TITLE	TASK DESCRIPTION	FUNDED	AVAILABLE	SOURCE	DEPT.
18420ROAD	FY18 DPW Road Cap Improv	Roads	5/15/2017	1.00	Bond	DPW
18420SDWLK	FY18 DPW Sidewalk Cap Improv	Sidewalks	5/15/2017	1.00	Bond	DPW
20420B	FY20 DPW Bonded Projects	Roads	5/20/2019	1.00	Bond	DPW
20420	FY20 DPW Capital	Village Cemetery	5/20/2019	1.00	Free Cash	DPW
18420	FY18 DPW Major Cap Improvements	Vehicle	5/15/2017	11.00	Free Cash	DPW
17420MOTOR	FY17 DPW Motor Equip Cap Improv	Vehicle	5/16/2016	291.29	Bond	DPW
				306.29		
20410	FY20 Engineering	GIS System Enhance	5/20/2019	700.00	Free Cash	Engin.
				700.00		
17130MUN	FY17 MUNIS Implementation Cap Impr	Software	5/16/2016	1.29	Free Cash	Finance
				1.29		
19220	FY19 Fire Capital Improvements	Rescue Equipment	5/21/2018	0.96	Free Cash	Fire
16220	FY16 Fire Oper Cap	Truck Equipment	5/18/2015	334.08	Taxation	Fire
18220	FY18 Fire Major Capital Improvement	Rescue Equipment	5/15/2017	433.13	Free Cash	Fire
18220	FY18 Fire Major Capital Improvement	Rescue Equipment	5/15/2017	672.00	Free Cash	Fire
19220	FY19 Fire Capital Improvements	Truck Equipment	5/21/2018	787.00	Bond	Fire
19220ENGIN	FY19 Fire Engine Truck Cap Improv	Vehicle	5/21/2018	825.92	Bond	Fire
19220	FY19 Fire Capital Improvements	Computer Equipment	5/21/2018	1,289.00	Free Cash	Fire
19220	FY19 Fire Capital Improvements	Rescue Equipment	5/21/2018	6,410.00	Free Cash	Fire
				10,752.09		
13630REC	FY13 Park & Recreation Various	Wells & Irrigation	5/21/2012	1,684.30	Free Cash	Parks/Rec
15630	FY15 Parks & Rec Operating Cap	Master Plan	5/19/2014	942.99	Free Cash	Parks/Rec
18630	FY18 Parks & Rec Major Cap Improv	Bldg Improve&Repairs	5/15/2017	1,860.25	Free Cash	Parks/Rec
19630	FY19 Culture & Rec Cap Improvement	Motor Equipment	5/21/2018	2,168.80	Free Cash	Parks/Rec
16630	FY16 Parks&Rec Oper Cap	Miscellaneous	5/18/2015	2,376.19	Taxation	Parks/Rec
17630	FY17 Parks&Rec Oper Cap	Fence	5/16/2016	2,647.00	Taxation	Parks/Rec
19630	FY19 Culture & Rec Cap Improvements	Maintenance Equip	5/21/2018	4,031.36	Free Cash	Parks/Rec
17630GTURF	FY17 Park&Rec Gonzalez Turf Cap Imp	Gonzalez Artificial Turf	5/16/2016	14,392.12	Bond	Parks/Rec
				30,103.01		
17175	FY17 Planning Oper Cap	Dedham Square	5/16/2016	7,120.00	Taxation	Planning
13120SELE	FY13 Selectmen Special Articles*	Dedham Square	5/21/2012	12,000.00	Free Cash	Planning
13120SELE	FY13 Selectmen Special Articles*	Corridor/Providence Hwy	5/21/2012	12,000.00	Free Cash	Planning
				31,120.00		
17182	FY17 EcoDev Oper Cap	Dedham Corp. Center	5/16/2016	22,824.36	Taxation	Planning
19410	FY19 Engineering Capital Improvemen	MacDonald Square	5/21/2018	50,228.00	Free Cash	Planning
17210	FY17 Police Oper Cap	Force Optlons	5/16/2016	525.00	Taxation	Police
19210	FY19 Police Capital Improvements	Computer Equipment	5/21/2018	2,067.16	Free Cash	Police
16130	FY16 IT Oper Cap	Software	5/18/2015	2,590.00	Taxation	Police
17210	FY17 Police Oper Cap	Computer Equipment	5/16/2016	2,633.36	Free Cash	Police
18210	FY18 Police Major Cap Improv	Force Optlons	5/15/2017	2,637.17	Free Cash	Police
18210	FY18 Police Major Cap Improv	Computer Equipment	5/15/2017	3,678.75	Free Cash	Police
18210	FY18 Police Major Cap Improv	Vehicle	5/15/2017	5,134.90	Free Cash	Police
20210	FY20 Police Vehicles	Vehicle	5/20/2019	9,112.45	Free Cash	Police
20300	FY20 School Computer Refresh	Computer Equipment	5/20/2019	4.01	Free Cash	School Fac.
17466	FY17 School Facilities Oper Cap	HVAC	5/16/2016	292.00	Taxation	School Fac.
19466	FY19 School Facilities Cap Improve	Misc Building Repairs	5/21/2018	356.78	Free Cash	School Fac.
19301	FY19 School Circulation Study	High School	5/21/2018	360.82	Free Cash	School Fac.
15466	FY15 School Facilties Operating Cap	Misc Building Repairs	5/19/2014	429.02	Taxation	School Fac.
17466SECUR	FY17 School Security Cap Improv	School Security	5/16/2016	432.28	Free Cash	School Fac.



**FALL SPECIAL AND ANNUAL TOWN MEETING ARTICLES AND  
RECOMMENDATIONS**

**ARTICLE THREE: PRIOR YEARS BILLS**

*By the Director of Finance:* To see what sum of money the Town will vote to raise and appropriate, or transfer from available funds for payment of outstanding bills of prior fiscal years, or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:**

That the total sum of \$4,226.06 be appropriated from Free Cash to pay outstanding bills of prior fiscal years as follows: Cummins Sales and Services (\$2191.12) and TruGreen (\$2,034.94)

Article 3 appropriates funds which enables the Town to pay for prior year bills.

**ARTICLE FOUR: LINE ITEM TRANSFERS FOR CURRENT FISCAL YEAR**

*By the Finance Committee:* To see what sum of money the Town will vote to raise and appropriate, or transfer from available funds to meet additional expenses of the current fiscal year not adequately funded under Article Three of the 2022 Spring Annual Town Meeting (FY'23 operating budget) or any other article thereof, or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:**

That the following sums of money, totaling \$2,224,340.77 be transferred from current appropriations as scheduled on the following chart to meet additional expenses for the current fiscal year:

Article 4 transfers money from one municipal account to another for the payment of additional expenses in the current fiscal year ending June 30, 2023.

**Note:** Line item transfer table included on the next page.

## FALL SPECIAL AND ANNUAL TOWN MEETING ARTICLES AND RECOMMENDATIONS

Funding Source (Decrease)				TO (Increase)			
LIT #	Department Name	Code Description	Amount	LIT #	Department Name	Code Description	Amount
1	Economic Development	Personal Services	\$ 4,500.00	1	Town Clerk	Town Meeting Services	\$ 4,500.00
2	Economic Development	Personal Services	\$ 5,000.00	2	Health Department	DOSA	\$ 5,000.00
3	Economic Development	Personal Services	\$ 2,000.00	3	Health Department	Purchased Service	\$ 2,000.00
4	Economic Development	Personal Services	\$ 3,000.00	4	Town Manager	Dues/Membership/Conferences	\$ 3,000.00
5	Finance	Free Cash	\$ 373,282.07	5	Town Manager	Salary Reserve	\$ 373,282.07
6	Finance	Free Cash	\$ 51,750.00	6	Planning	Technical Services	\$ 51,750.00
7	Finance	30-year reserve	\$ 1,000,000.00	7	Schools	Oakdale Feasibility	\$ 1,000,000.00
8	Finance	30-year reserve	\$ 784,808.70	8	Town Manager	Town Green Project	\$ 784,808.70
			<b>Total</b>				<b>Total</b>
			\$ 2,224,340.77				\$ 2,224,340.77
			Surplus / Deficit				Surplus / Deficit
			\$ -				\$ -

LIT #	Descriptions
1	Additional voting systems support for spring town meeting - One time expenditure
2	Drug & Alcohol Awareness funding line. Missed funding in Spring ATM. Recurring expenditure
3	Hazardous Waste Day. New vendor and growth of price. Ensure enough to cover costs. Recurring expenditure
4	Underfunded training line from spring ATM. Recurring expenditure.
5	Exact final Salary Reserve amount transferred to free cash at FY22 year end. Legal completion of Spring Article 2. No future tax impact.
6	Residual remaining in FY22 Planning budget intended for carryforward expense for Wiggam Pond (26,750) and MBTA Communities (24,933) Studies. One time expense. No future tax impact.
7	Transfer generated from closed ECEC project. Transfer to Oakdale feasibility study. Reduces future borrowing
8	Transfer generated from closed ECEC project. Transfer to Town Green project. Reduces future borrowing

**FALL SPECIAL AND ANNUAL TOWN MEETING ARTICLES AND  
RECOMMENDATIONS**

**ARTICLE FIVE: SPECIAL PURPOSE STABILIZATION FUNDS,  
APPROPRIATION**

*By the Director of Finance.* To see what sum of money the Town will vote to appropriate from any special purpose fund or from one or more special purpose stabilization funds, to one or more of the stated purposes for such funds to be expended at the direction of a specified officer or multiple member body of the Town, or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:**

That the sum of \$256,753.26 be appropriated from the Public, Education and Government (“PEG”) Cable Fund as a grant to the Dedham Visionary Access Corp. for PEG purposes.

Article 5 authorizes an expenditure from the Special Revenue Fund for Cable for the quarterly payment to Dedham Visionary Access Corp from cable subscriber revenues paid to the Town.

**ARTICLE SIX: ZONING AMENDMENT, USE CATEGORY E.8**

*By the Planning Board.* To see if the Town will vote to amend the Dedham Zoning By-Laws as follows:

1. Amend Use Category E.8. (“Common Victualler License”) as follows [text to be inserted shown in ***bold, italicized text***, deleted in ~~strikethrough~~], and deleting footnotes #15 and #16, and renumbering the remaining footnotes accordingly, as shown:

PRINCIPAL USE	Districts											
	SRA SRB	GR	PR	PC <sup>19</sup>	RDO	AP	LMA	LMB	HB	LB <sup>18</sup>	GB	CB
E. COMMERCIAL USES												
8. Any use requiring a common victualler license, but not an inn holder license, under section 2 of	NO	NO	NO	SP <b>YES</b>	SP <b>YES</b>	NO	SP	SP	SP <sup>15</sup> <b>YES</b>	SP <sup>15</sup>	SP <sup>16</sup>	SP <sup>16</sup> <b>YES</b>

**FALL SPECIAL AND ANNUAL TOWN MEETING ARTICLES AND  
RECOMMENDATIONS**

Chapter 140 of the General Bylaws <i>Restaurant</i>													
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~~15. Provided that the area used by the public does not exceed 1,500 square feet and that no dancing, live, or mechanical entertainment is regularly provided and subject to such other conditions as the Zoning Board of Appeals may impose regarding hours of operation, traffic, take out service, etc.~~

~~16. Provided that the area used by the public does not exceed 2,000 square feet and that no dancing, live, or mechanical entertainment is regularly provided and subject to such other conditions as the Board of Appeals may impose regarding hours of operation, traffic, take-out service, etc.~~

or take any other action relative thereto. *Referred to Planning Board for study and report.*

**RECOMMENDATION OF THE PLANNING BOARD:** Recommended that it be so voted and that all footnotes appearing in Use Category E.8. be deleted

Article 6 The purpose of Article 6 is to change the name of a “Victualler License” to “Restaurant” and allow a restaurant use as of right in the HB, RDO and CB Zoning Districts and in Planned Commercial (PC) Developments.

**Reference Information:**

- Letter of Support from Zoning Board of Appeals – Appendix Page A-18

**ARTICLE SEVEN: ZONING AMENDMENT, DEFINITIONS, LABORATORY, RESEARCH AND DEVELOPMENT**

*By the Planning Board.* To see if the Town will vote to amend the Dedham Zoning By-Laws by making the following changes related to increasing the Life Science industry within Dedham, as follows:

1. Amend the Zoning By-Laws, Section 10, Definitions, by deleting the definition “Research and Development Facilities” in its entirety and inserting the following new definitions:

## FALL SPECIAL AND ANNUAL TOWN MEETING ARTICLES AND RECOMMENDATIONS

LABORATORY, RESEARCH AND DEVELOPMENT - Technical facility consisting of laboratory space, office space, storage space, and space for assembly of materials for study, research and development, experimentation, and prototype development in one or more scientific fields including, but not limited to, life sciences, biotechnology, biomedical research, robotics, renewable technology, sustainable technology, computer science, electronic technology, or medicine.

Manufacturing activity shall be considered an allowed accessory use to a technical facility provided that such manufacturing activity is related to the research and development being conducted in such a facility and occurs inside of buildings.

LABORATORY, RESEARCH AND DEVELOPMENT (MANUFACTURING) - A life science or biotechnology laboratory engaged in the manufacturing of life science technologies and medicines for commercial production to the market.

2. Amend Use Category H in the Table of Uses, by revising Category H(3) and inserting a new Use Category H(4), Laboratory, Research and Development (Manufacturing), all as shown below in the amendments to Table 1 (Principal Use Table), including any related footnotes, with text to be inserted shown in **bold, italicized text**, and text to be deleted shown with ~~strikethrough~~, and renumbering the remaining uses in Category H. accordingly:

<b>See Footnote explanations at the end of this Table.</b>												
Principal Use	Districts											
	SRA SRB	GR	PR	PC <sup>19</sup>	RDO	AP	LMA	LMB	HB	LB <sup>18</sup>	GB	CB
H. MANUFACTURING AND PROCESSING USES												
1. Manufacturing	NO	NO	NO	NO	NO	NO	SP	YES	NO	NO	NO	NO
2. Limited manufacturing	NO	NO	NO	SP	SP	NO	SP	YES	SP	NO	NO	NO
I. Research, experimental, or testing laboratory	NO <b>YES<sup>1</sup></b>	NO	NO	YES	YES	NO	YES	YES	SP	NO	SP	SP
<b>Laboratory, Research and</b>												

**FALL SPECIAL AND ANNUAL TOWN MEETING ARTICLES AND  
RECOMMENDATIONS**

<i>Development</i>												
<b>1.Laboratory, Research and Development (Manufacturing)</b>	<b>YES<sup>9</sup></b>	<b>NO</b>	<b>NO</b>	<b>YES</b>	<b>YES</b>	<b>NO</b>	<b>YES</b>	<b>YES</b>	<b>SP</b>	<b>NO</b>	<b>SP</b>	<b>SP</b>

3. Amend Footnote #19 to Principal Use Regulations Table 1 by inserting text shown in ***bold, italicized text***, and text to be deleted shown in ~~strikethrough~~, as follows:

PC - Planned Commercial development may be allowed on a lot or lots consisting of a minimum of five acres ***or any development project with the principal use meeting the definition of “Laboratory, Research and Development”, and “Laboratory, Research and Development (Manufacturing)” as stated in Section 10 (Definitions)***, located in the LMA, LMB, HB, GB, CB, or RDO Districts in accordance with ~~§6.3 Article VI~~, upon approval of a Major Nonresidential Project Special Permit. ***Planned Commercial development may be allowed on a lot or lots for any development project with the principal use meeting the definition of “Laboratory, Research and Development”, and “Laboratory, Research and Development (Manufacturing)” as stated in Section 10 (Definitions), and that meet all the following criteria: 1.) are within a SRA Zoning District; 2.) abut Route 128/95; and 3.) consist of a minimum of ten (10) acres.***

or take any other action relative thereto. *Referred to the Planning Board for study and report.*

**RECOMMENDATION OF THE PLANNING BOARD:** That it be so voted with the following changes:

<b>See Footnote explanations at the end of this Table.</b>												
Principal Use	<b>Districts</b>											
	SRA SRB	GR	PR	PC <sup>19</sup>	RDO	AP	LMA	LMB	HB	LB <sup>18</sup>	GB	CB
<b>H. MANUFACTURING AND PROCESSING USES</b>												
1. Manufacturing	NO	NO	NO	NO	NO	NO	SP	YES	NO	NO	NO	NO
2. Limited manufacturing	NO	NO	NO	SP	SP	NO	SP	YES	SP	NO	NO	NO
1. research, experimental, or testing laboratory	NO	NO	NO	YES	YES	NO	YES	YES	SP	NO	SP	SP
<b>3.Laboratory, Research</b>												



**FALL SPECIAL AND ANNUAL TOWN MEETING ARTICLES AND  
RECOMMENDATIONS**

<i>and Development</i>												
<b>4.Laboratory, Research and Development (Manufacturing)</b>	NO	NO	NO	YES	YES	NO	YES	YES	SP	NO	SP	SP

And, with Footnote #19 to Principal Use Regulations Table 1 to be amended by inserting ***bold, italicized text*** and deleting ~~strike-through-text~~ as follows:

PC - Planned Commercial development may be allowed on a lot or lots consisting of a minimum of five acres ***or any development project where at least 60 % of the net floor area is occupied by a use meeting the definition of “Laboratory, Research and Development”, and “Laboratory, Research and Development (Manufacturing)” as stated in Section 10 (Definitions), located in the LMA, LMB, HB, GB, CB, or RDO Districts in accordance with §6.3 Article VI, upon approval of a Major Nonresidential Project Special Permit. Planned Commercial development may be allowed on a lot or lots for any development project where at least 60% of the net floor area is occupied by a use meeting the definition of “Laboratory, Research and Development”, and “Laboratory, Research and Development (Manufacturing)” as stated in Section 10 (Definitions), and that meet all the following criteria: 1.) are within a SRA Zoning District; 2.) abut Route 128/95; and 3.) consist of a minimum of ten (10) acres.***

Article 7 The purpose of Article 7 is to further encourage Life Science related development projects in the Town of Dedham.

**ARTICLE EIGHT: ZONING AMENDMENT, SITE PLAN REVIEW, PROCEDURES**

*By the Planning Board.* To see if the Town will vote to amend the Dedham Zoning By-Laws, by inserting after Section 280-9.5(F)(1), Site Plan Review, Procedures, the following new subsection:

- (a) Scoping Session. Prior to the filing of a complete application pursuant to 280-95.(D.), an applicant may request a Scoping Session to request waivers from the site plan review application requirements pursuant to 280-9.5.(D.), peer review, and abutter notification. The Planning Board may waive the requirements at its discretion.

or take any other action relative thereto. *Referred to the Planning Board for study and report.*

**FALL SPECIAL AND ANNUAL TOWN MEETING ARTICLES AND  
RECOMMENDATIONS**

**RECOMMENDATION OF THE PLANNING BOARD:** That it be so voted with internal citations referencing Section 280-9.5(D.) of the Zoning Bylaws.

Article 8 The purpose of Article 8 is to provide the ability of a site plan review applicant to request a “Scoping Session” to request waivers from application requirements, peer review, or abutter notification prior to submission of an application to the Planning Board.

**ARTICLE NINE: APPROPRIATION TO INSTALL ELEVATOR AT MOTHER BROOK ARTS AND COMMUNITY CENTER**

*By Precinct One Town Meeting Representative Fred Wofford, Precinct Three Town Meeting Representative Kevin Scollan, Precinct Four Town Meeting Representatives Kevin Hampe and Mary Gilbert, Precinct Five Town Meeting Representative Kerry Hawkins, and Precinct Six Town Meeting Representatives Paul Reynolds and Dan Hart.* To see if the Town will vote to raise and appropriate, borrow or transfer from available funds, a sum of money for the purpose of purchasing and installing an elevator including any related design and other incidental and related costs, at the Mother Brooks Arts and Community Center, 123 High Street, and, further, to authorize the Treasurer, with the approval of the Select Board, to borrow said sum in accordance with Section 7(1) and 7(1A) of Chapter 44 of the General Laws, or any other enabling authority and issue bonds and notes of the Town therefor, and provided further that any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payments of costs approved by this vote in accordance with G.L. c.44 §20, thereby reducing by a like amount the amount authorized to be borrowed to pay such costs, and to authorize the Select Board to apply for, accept, and expend any grants or loans in connection herewith, to enter into all agreements, execute any and all documents including contracts for more than three years, and take all action necessary to carry out this project, or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:**  
Recommendation at Town Meeting.

Article 9 seeks authorization to borrow a sum of money to install an elevator at the Mother Brook Arts and Community Center, 123 High Street

**Reference Information:**

- MGL Chapter 44, Section 7(1), 7(1A) - Appendix Page A-5
- MGL Chapter 44, Section 20 – Appendix Page A-9

**FALL SPECIAL AND ANNUAL TOWN MEETING ARTICLES AND  
RECOMMENDATIONS**

**ARTICLE TEN: APPROPRIATION FOR A MULTI-PURPOSE SYNTHETIC  
TURF ATHLETIC FIELD & TRACK AT DEDHAM HIGH SCHOOL**

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*By the School Committee.* To see if the Town will vote to appropriate a sum of money to be expended under the direction of the School Committee for designing, permitting, engineering and constructing a multi-purpose synthetic turf athletic playing field and track at the Dedham High School including site preparation, playing surfaces, lighting, drainage, landscaping, recreational amenities, access and parking areas; and any and all other incidental or related costs; and as funding therefor, to raise and appropriate, transfer from available funds, or borrow said sum; if a borrowing is authorized hereunder, to authorize the Town Treasurer, with the approval of the Select Board, to borrow said sum in accordance with Massachusetts General Laws Chapter 44, sections 7 or 8, or any other enabling authority, and issue bonds or notes of the Town therefor, or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:**  
Voted 8-1 that the sum of \$2,000,000.00 be appropriated, to be expended under the direction of the School Committee, for designing, permitting, engineering and constructing a multi-purpose synthetic turf athletic playing field and track at the Dedham High School including site preparation, playing surfaces, lighting, drainage, landscaping, recreational amenities, access and parking areas, and any and all other incidental or related costs; and to authorize the Town Treasurer, with the approval of the Select Board, to borrow said sum in accordance with G.L. c.44, Sections 7 or 8, or any other enabling authority, and issue bonds or notes of the Town therefor.

Article 10 seeks authorization to borrow \$2,000,000 for the design, permitting, engineering and constructing of a new multi-purpose synthetic turf athletic playing field and track at Dedham High School.
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**Reference Information:**

- MGL Chapter 44, Section 8 – Appendix Page A-10

**ARTICLE ELEVEN: ESTABLISH COMMUNICATION PLAN BETWEEN  
TOWN MANAGER AND ELECTED AND APPOINTED BOARDS**

---

*By Precinct Five Town Meeting Representative James Maher.* To see if the Town will vote to provide the Select Board and Town Manager with a sense of the meeting as to whether it supports the development by Town Administration of a communication plan designed to facilitate the exchange of information with appointed and elected boards with the goal of enhancing relationships between these different elements of Town government; or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**FALL SPECIAL AND ANNUAL TOWN MEETING ARTICLES AND  
RECOMMENDATIONS**

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:**

That it be indefinitely postponed.

Article 11 seeks to establish a communication plan to facilitate the exchange of information with elected and appointed boards with the goal of enhancing relationships for the same.

**ARTICLE TWELVE: APPROPRIATION FOR APPOINTED BOARDS,  
COMMITTEES OR COMMISSIONS**

*By Precinct Five Town Meeting Representative James Maher.* To see that a sum of money, yearly up to \$25k per appointed Boards, Committees or Commissions, the Town will vote to appropriate for appointed Boards, Committees or Commissions with no current Town Budget, will meet with the Town Manager and Finance Director to present one or more of the stated purposes for such funds to be expended at the direction of a specified officer or multiple member body of the Town, or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:**

That it be indefinitely postponed.

Article 12 seeks funding for appointed boards, committees or commissions who currently do not have a Town Budget; said funds to be expended at the direction of a specified officer or multiple member body of the Town.

**ARTICLE THIRTEEN: APPROPRIATION FOR THE COST OF  
GREENLODGE AND RIVERDALE SCHOOLS RECREATIONAL FIELDS**

*By Precinct One Town Meeting Representative Sean Kelleher, Precinct 2 Town Meeting Representatives Matthew Brophy and Amy O'Brien, Precinct Four Town Meeting Representative Jason Maher, Precinct 5 Town Meeting Representatives Keith Hampe, James Maher, Christopher Decker, Shaina Decker, Paul J. McGowan, Joshua Langmead, and Robert LoPorto, Precinct Six Town Meeting Representatives Juliette Byrnes and Precinct Seven Town Meeting Representatives Ryan McDermott, Diana Rock, Stephen Gasbarro, and Andrew Pepoli.* To request the Town vote to appropriate a sum of money for the total cost of the design, engineering, construction, and outfitting of the Greenlodge School and Riverdale School recreational fields, including but not limited to costs of removal of any structures or features thereon, site preparation and any other incidental and related expenses,

## FALL SPECIAL AND ANNUAL TOWN MEETING ARTICLES AND RECOMMENDATIONS

and, further, that the Select Board, School Committee and Town Manager be authorized to submit on behalf of the Town any and all applications deemed necessary for grants and/or reimbursements from the Commonwealth of Massachusetts, or the United States, or any other state or federal programs including those in aid of creation or acquisition of School property or park and playground land and/or any others in any way connected with the scope of this article; and further to authorize said Boards and Town Manager, as appropriate, to enter into all agreements and execute any and all instruments as may be necessary to effectuate and implement the vote taken hereunder, or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:**  
That it be indefinitely postponed.

Article 13 seeks funding for the design, engineering, constructing and outfitting of new recreational fields at Greenlodge and Riverdale Schools.

**Reference Information:**

- MGL Chapter 44, Section 8 – Appendix Page A-10

### **ARTICLE FOURTEEN: SOLAR ENERGY PROGRAM FOR EARLY CHILDHOOD CENTER**

*By the Director of Facilities Denise Moroney.* To see if the Town will vote to transfer the care, custody, management and control of a portion or portions of the property known as the Early Childhood Education Center, located at 1100 High Street, Dedham, and identified as Assessor Map 103 Parcel 18, from the School Committee for school purposes to the School Committee for such purposes and for the purpose of leasing such property to a solar energy developer for the installation, operation and maintenance of a solar energy facilities, and to authorize the School Committee and Select Board [hereinafter the "Town"] to enter into lease agreement(s) for such property for a term of years in excess of 3 years and to enter into a power purchase agreement(s) for the purchase of electricity and/or solar credits generated by such facilities, all on such terms and conditions, and for such consideration, as the Town deems appropriate and to grant of such access, utility, and other easements in, on, above and under said property as may be necessary or convenient to construct, operate and maintain such facilities; and to authorize the Town to take all actions necessary in connection therewith; and further to authorize the Select Board, pursuant to the provisions of Massachusetts General Laws Chapter 59, Section 5 (Clause Forty-Fifth), or any other enabling authority, to enter into an agreement for payment in lieu of taxes (PILOT Agreement) on account of such facilities for a term of years in excess of 3 years and upon such terms and conditions as the Select Board

**FALL SPECIAL AND ANNUAL TOWN MEETING ARTICLES AND  
RECOMMENDATIONS**

shall deem to be in the best interest of the Town and further, to authorize the Select Board to take such actions as may be necessary to implement all the foregoing agreements; or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:**  
That it be indefinitely postponed.

Article 14 would allow the Town to enter into a 20-year lease to install solar panels on the ECEC and purchase electricity from the same.

**Reference Information:**

- MGL Chapter 59, Section 5 (Clause Forty-fifth) – Appendix Page A-16

**ARTICLE FIFTEEN: SOLAR ENERGY PROGRAM AT ST. SUSANNA'S CHURCH**

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*By the Town Manager.* To see if the Town will vote to authorize the Select Board to enter into a power purchase agreement(s) for the purchase of electricity and/or solar credits generated by solar energy facilities installed or to be installed on property owned or controlled by the organization generally known as St. Susanna Church in Dedham, MA, for a term of years in excess of three years, and on such terms and conditions as the Select Board deems to be in the best interest of the Town, and to take such actions as may be necessary to implement such agreement(s), or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:**  
That it be so voted.

Article 15 would allow the Town to enter into a long-term power purchase for electricity and solar credits with St. Susanna's Church.

**ARTICLE SIXTEEN: PETITION THE GENERAL COURT TO IMPOSE PENALTIES ON UTILITY COMPANIES FOR DOUBLE POLES**

---

*By Board of Library Trustee Brian M.B. Keaney.* To see if the Town will vote to instruct its Senator and Representative in General Court to

1) Introduce legislation at the beginning of each biennial session to amend Massachusetts General Law chapter 164 section 34B to impose meaningful penalties upon any distribution company or a telephone company who has an illegal double utility pole standing for more than 90 days.

**FALL SPECIAL AND ANNUAL TOWN MEETING ARTICLES AND  
RECOMMENDATIONS**

2) Report on the progress of this legislation to the Select Board, in person or in writing, at the end of each annual session until such penalties are enacted into law. or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:**  
That it be so voted.

Article 16 would authorize the Town to petition the General Court to impose penalties on any distribution or telephone company who has illegal double utility poles in Town standing for more than 90 days.

**Reference Information:**

- MGL Chapter 164, Section 34B – Appendix Page A-16

**ARTICLE SEVENTEEN: AUTHORIZATION FOR CONTRACT  
EXTENSIONS BEYOND FIVE YEARS**

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*By the Town Manager.* To see if the Town will vote, in accordance with Chapter 73 of the Town Bylaws, “Purchasing,” and specifically, Section 73-5 “Contracts not to extend more than three (3) years unless authorized,” to authorize the following contracts for terms in excess of three (3) years:

a five-year contract beginning on July 1, 2022 with Boston Carting to provide curbside collection services for solid waste and recycling;

a five-year contract beginning on July 1, 2022 with Michael J. Connolly Bus to provide transportation services for Dedham Public Schools;

or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:**  
That it be so voted.

Article 17 seeks approval for contract extensions for a total of five years with Boston Carting to provide curbside collection services for solid waste and recycling, and Michael J. Connolly Bus Company to provide transportation services for the Dedham Public Schools.

**Reference Information:**

- Town Bylaw - Section 73-5 (Purchasing) - Appendix Page A-5

**FALL SPECIAL AND ANNUAL TOWN MEETING ARTICLES AND  
RECOMMENDATIONS**

**ARTICLE EIGHTEEN: ROADWAY ACCEPTANCE PLAN FOR WIGGIN  
AVENUE**

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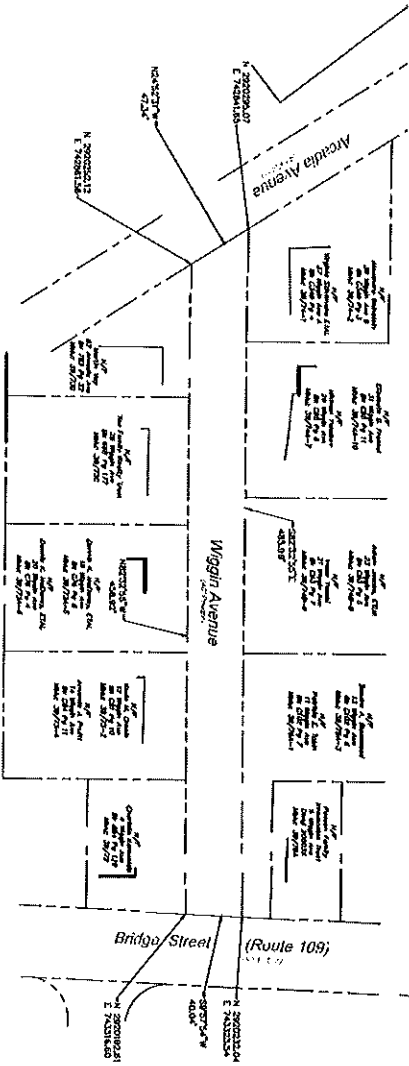
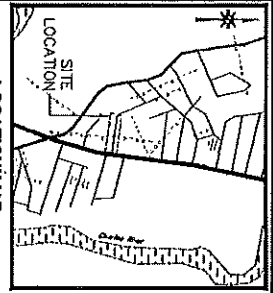
*By the Director of Engineering.* To see if the Town will vote to accept as a Town public way Wiggin Avenue as laid out by the Select Board in the location shown on the plan entitled: "Roadway Acceptance Plan" as prepared by BL Companies, dated November 3, 2021, as on file with the Town Clerk; and further to authorize the Select Board to acquire, by gift, purchase or eminent domain, such interests in land as are necessary to provide for the use and maintenance of said way for all purposes for which public ways are used in the Town of Dedham, or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:**  
That it be so voted.

Article 18 would allow for the acceptance of Wiggin Avenue as a public way.
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The roadway acceptance plan for Wiggin Avenue is included on the next page:





FOR RESERVATION USE

LEGEND

Proposed Lane



**GENERAL NOTES**

1. OWNER, ENGINEER AND RECORD DRAWING TO BE IN FULL AND ACCORD TO MASSACHUSETTS GENERAL LAWS AND REGULATIONS.

**PLAN REFERENCES**

- 1. "PROPOSED RECONSTRUCTION OF WIGGIN AVENUE, TOWN OF DEDHAM, NORFOLK COUNTY, MASSACHUSETTS" (SEE PLAN SHEET EX-1).
- 2. "PROPOSED RECONSTRUCTION OF BRIDGE STREET (ROUTE 109), TOWN OF DEDHAM, NORFOLK COUNTY, MASSACHUSETTS" (SEE PLAN SHEET EX-2).
- 3. "PROPOSED RECONSTRUCTION OF ARCADIA AVENUE, TOWN OF DEDHAM, NORFOLK COUNTY, MASSACHUSETTS" (SEE PLAN SHEET EX-3).
- 4. "PROPOSED RECONSTRUCTION OF WIGGIN AVENUE, TOWN OF DEDHAM, NORFOLK COUNTY, MASSACHUSETTS" (SEE PLAN SHEET EX-4).
- 5. "PROPOSED RECONSTRUCTION OF WIGGIN AVENUE, TOWN OF DEDHAM, NORFOLK COUNTY, MASSACHUSETTS" (SEE PLAN SHEET EX-5).
- 6. "PROPOSED RECONSTRUCTION OF WIGGIN AVENUE, TOWN OF DEDHAM, NORFOLK COUNTY, MASSACHUSETTS" (SEE PLAN SHEET EX-6).
- 7. "PROPOSED RECONSTRUCTION OF WIGGIN AVENUE, TOWN OF DEDHAM, NORFOLK COUNTY, MASSACHUSETTS" (SEE PLAN SHEET EX-7).
- 8. "PROPOSED RECONSTRUCTION OF WIGGIN AVENUE, TOWN OF DEDHAM, NORFOLK COUNTY, MASSACHUSETTS" (SEE PLAN SHEET EX-8).
- 9. "PROPOSED RECONSTRUCTION OF WIGGIN AVENUE, TOWN OF DEDHAM, NORFOLK COUNTY, MASSACHUSETTS" (SEE PLAN SHEET EX-9).
- 10. "PROPOSED RECONSTRUCTION OF WIGGIN AVENUE, TOWN OF DEDHAM, NORFOLK COUNTY, MASSACHUSETTS" (SEE PLAN SHEET EX-10).



I CERTIFY THAT THE DESIGN, CALCULATIONS, AND THE DATA AND INFORMATION SUBMITTED HEREON ARE THE WORK OF ME OR UNDER MY CLOSE PERSONAL SUPERVISION AND THAT I AM A LICENSED PROFESSIONAL ENGINEER IN THE STATE OF MASSACHUSETTS. I AM NOT PROVIDING ENGINEERING SERVICES TO ANY OTHER PARTY AT THE SAME TIME AND PLACE AS THESE SERVICES. I AM NOT PROVIDING ENGINEERING SERVICES TO ANY OTHER PARTY AT THE SAME TIME AND PLACE AS THESE SERVICES.

Signature: *Scott Mink*

DATE: 12/24/2024

PROJECT NO.	2024-001
DATE	12/24/2024
SCALE	AS SHOWN
PROJECT NAME	WIGGIN AVENUE RECONSTRUCTION
PROJECT LOCATION	TOWN OF DEDHAM, MASSACHUSETTS
PROJECT NUMBER	EX-1

**ROADWAY ACCEPTANCE PLAN**  
**WIGGIN AVENUE RECONSTRUCTION PROJECT**  
 WIGGIN AVENUE  
 TOWN OF DEDHAM, NORFOLK COUNTY, MASSACHUSETTS



## APPENDICES

### LIST OF APPENDICES AND ADDITIONAL INFORMATION

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General Bylaws Section 73-5 – Purchasing	
MGL Chapter 44, Section 7(1), 7(1A) – Cities and Towns; purposes for borrowing money within debt limits	A-5
MGL Chapter 44, Section 20 – Proceeds from sale of bonds; restrictions on use; disposition of premiums	A-9
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## APPENDICES

### MUNICIPAL FINANCE TERMINOLOGY

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The following terms are frequently used in the Annual Town Report and at Town Meeting. Definitions are provided in order to provide an understanding of their meaning:

**FREE CASH:** The amount certified annually by the State Bureau of Accounts by deducting from Surplus Revenue (formally the “Unreserved Fund Balance” or “Excess and Deficiency”) all uncollected taxes of prior years. Surplus Revenue is the amount by which the cash accounts receivable and other assets of the Town exceed the liabilities and reserves. Surplus revenues build up mainly from unexpended balances of general appropriations and from excess receipts from non-tax sources (Local Receipts) over estimated receipts. Free Cash may be appropriated by vote of the Town Meeting.

**OTHER AVAILABLE FUNDS:** Certain receipts, when received by the Town, must be set aside and reserved for particular appropriation. These include the Endicott Estate Receipts, Sale of Cemetery Lots and Graves, and Parking Meter Receipts. In addition, funds from the Overlay Surplus (the accumulated amount of the overlay for various years not used or required to be held in the overlay account) may be used by a town to offset budget requests for the next year. Also, all unused balances from prior years’ Special Article Appropriations may be transferred to meet a new appropriation.

**CHERRY SHEET:** Named for the cherry colored paper on which the Massachusetts Department of Revenue traditionally has printed it, listing the amounts of state and county assessments, as well as the estimated state distribution (State Aid).

**RESERVE FUND:** This fund is established by the Town Meeting and may be composed of (a) an appropriation (not exceeding 5% of last year’s levy), (b) money transferred from existing accounts or funds, or (c) both. The Reserve Fund amounts to an omnibus appropriation, to be transferred by vote of the Finance Committee for extraordinary or unforeseen expenditures where the Committee decides such expenditures would be approved by Town Meeting. “Extraordinary” covers items, which are not in the usual line, or are great or exceptional. “Unforeseen” includes items, which were unforeseen at the time of the Town Meeting, when appropriations were voted.

**GENERAL STABILIZATION FUND:** This fund serves as a general financial reserve for the Town. Money may be appropriated to the Fund up to ten percent of the preceding year’s tax levy, but the Fund may not exceed ten percent of the total tax valuation of the Town. The Fund may be used for any legal purpose by a two-thirds vote of the Town Meeting. Interest earned remains in the Fund.

**OVERLAY SURPLUS:** The Overlay is the amount from the property tax levy in excess of appropriations and other charges. It is used to cover abatements and

## APPENDICES

exemptions granted locally or on appeal. The Overlay Surplus is the unused portion of previous years' overlays.

**MITIGATION STABILIZATION:** These are special purpose reserves created by vote of Town Meeting. Like the General Stabilization Fund, expenditures from these funds require a two-thirds vote of Town Meeting.

**MAJOR CAPITAL FACILITIES STABILIZATION:** This is another special purpose reserve created by vote of Town Meeting. Expenditures may be made from the fund only on a two-thirds vote of Town Meeting. It is a management policy of the Town that this fund be used for major construction or renovation of buildings estimated to cost \$4 million or more.

**MWRA:** The Massachusetts Water Resources Authority was established in 1985 to provide water supply services and sewer collection, treatment and disposal services to the region. To fund its operations and debt the MWRA sets user rates and assesses each town in the area according to the metered flow of water through the sewers. Dedham funds its sewer assessment from billings based upon a metered water use rate set by the Selectmen. The Town is not assessed water use charges.

**PROPERTY TAX LEVY:** The total revenue a community raises through property taxes. Often just called the "levy," it is the largest source of revenue for most Massachusetts cities and towns. This is different from the tax rate, which is the tax amount charged individual properties per \$1,000 of property valuation. The tax rate is set each year by the town.

**LEVY LIMIT:** The maximum amount a community may levy in a year. The levy limit can increase only by 2 ½ percent each year, plus adjustment for new growth and the addition of the debt service for previously voted tax overrides, such as debt exclusions.

**LEVY CEILING:** The maximum amount a community may levy under all conditions. A community's levy ceiling is 2 ½ percent of the aggregated valuation of all taxable properties.

**EXCESS LEVY CAPACITY:** If a community sets its levy below its levy limit, the difference between them is called excess levy capacity. The levy limit is not affected by excess capacity, however, meaning that in future years a town can tax up to that limit regardless of the previous levy. For example, a one percent levy increase one year allows the town to raise the levy by 4 percent the next year - the normal 2 ½ percent, plus the 1 ½ percent not taxed the year before.

**NEW GROWTH:** A community can increase its levy limit annually based on new development and other growth in the tax base. Property that has increased in value because of new construction, new subdivision parcels and condominium conversions,

## APPENDICES

and new properties are all considered new growth. An increase in property value assessed during triennial reevaluation (appreciation) is not considered new growth.

**GENERAL OVERRIDE:** Residents can vote to increase tax levies beyond the levy limit, as long as the community is below the levy ceiling. The increase is included in the levy for that year and added to the base used to calculate future levy limits. An override requires a majority vote of the town at a special town election.

**DEBT EXCLUSION:** A debt exclusion allows towns to raise funds to pay for debt incurred by the town. The amount of the payment is added to the levy for the life of the debt, and is not included in calculations of the new levy limit for future years. A debt exclusion requires a two-thirds majority vote to borrow at town meeting and requires a majority vote at a special town election.

**CAPITAL OUTLAY EXPENDITURE EXCLUSION:** A type of tax override that allows towns to raise funds for capital projects. Its rules are similar to those for debt exclusions, except the cost is only added to the levy for the year in which the project is undertaken.

## **SELECTED STATUTES, BYLAWS, AND LETTERS REFERENCED**

Below are a list of statutes and bylaws referenced in the warrant articles, in the order they are referenced:

### **MGL Ch. 45, Section 3 – Acquisition of property for parks**

Section 3. Any such board may locate public parks within its city or town and for that purpose may take in fee by eminent domain under chapter seventy-nine or by purchase, gift, devise or otherwise, land which it considers desirable therefor, or may take bonds for the conveyance thereof to its city or town, but any such taking by eminent domain or by purchase shall be subject to the provisions of section fourteen of chapter forty. A city or town may take and hold in trust or otherwise any grant, gift, bequest or devise, made for the purpose of laying out or improving any parks therein.

### **Chapter 73 of the General Bylaws (Purchasing)**

#### **Section 73-5. Contracts not to exceed more than three years unless authorized.**

No board or officer shall make any contract on behalf of the Town, including any renewal, extension or option, the execution of which shall necessarily extend beyond three years from the date of execution, unless specific authority to do so has been given by vote of the Town or as otherwise provided by law.

### **MGL Ch. 44, Section 7(1) and Section 7(1A) - Cities and Towns, Purposes for Borrowing Money Within Debt Limits**

Section 7 Cities and towns may incur debt, within the limit of indebtedness prescribed in section ten, for the purposes hereinafter set forth, and payable within the periods hereinafter specified or, except for clauses (3C), (11), (16), (18), (19), (21) and (22), within such longer period not to exceed 30 years based upon the maximum useful life of the public work, improvement or asset being financed, as determined in accordance with guidelines established by the division of local services within the department of revenue:

(1) For the construction or reconstruction of surface drains, sewers, sewerage systems and sewage treatment and disposal facilities, thirty years

(1A) For the lining by cement or metal of sewers constructed for sanitary and surface drainage purposes and for sewage disposal, ten years

(2) For acquiring land for public parks or playgrounds or public domain under chapter forty-five, thirty years; but no indebtedness incurred for public domain shall exceed one half of one per cent of the equalized valuation of the city or town

(2A) For the construction of an artificial ice-skating rink for which refrigeration equipment is required on land owned by the city or town, fifteen years

(2B) For the construction of an outdoor swimming pool on land owned by the city or town, fifteen years

(3) For acquiring land, or interests in land, for any purpose for which a city or town is or may hereafter be authorized to acquire land or interests therein, not otherwise specifically provided for; for the construction of buildings which cities or towns are or may hereafter be authorized to construct, or for additions to such buildings where such additions increase the floor space of said buildings, including the cost of original equipment and furnishings of said buildings or additions, twenty years

(3A) For remodeling, reconstructing or making extraordinary repairs to public buildings owned by the city or town, including original equipment and landscaping, paving and other site improvements incidental or directly related to such remodeling, reconstruction or repair, for a term not exceeding 20 years

(3B) For energy conservation, alternative energy or renewable energy improvements to public buildings or facilities owned or leased by the city or town, or on property owned or leased by the city or town, 20 years

(3C) For a revolving loan fund established under section 53E3/4; to assist in the development of renewable energy and energy conservation projects on privately-held buildings, property or facilities within the city or town, 20 years

(4) For the construction or reconstruction of bridges of stone or concrete or of iron superstructure, twenty years

(5) For the original construction of public ways or the extension or widening thereof, including land damages and the cost of pavement and sidewalks laid at the time of said construction, or for the construction of stone, block, brick, cement concrete, bituminous concrete, bituminous macadam or other permanent pavement of similar lasting character, or for the original construction and surfacing or the resurfacing with such pavement of municipally owned and operated off-street parking areas, under specifications approved by the department of highways, ten years

(6) For macadam pavement or other road material, or for the resurfacing with such pavement or other road material of municipally owned or operated off-street parking areas, under specifications approved by the department of highways, or for the construction of sidewalks of brick, bituminous concrete, stone or concrete, five years

(7) For the construction of walls or dikes for the protection of highways or property, ten years

(8) For the purchase of land for cemetery purposes, ten years

(9) For the cost of equipment, 5 years

(9A) For the remodeling, reconstruction or rehabilitation of existing firefighting apparatus and heavy equipment including, but not limited to, front-end loaders, road graders, sidewalk plows and motorized sweepers; five years

(10) For connecting dwellings or other buildings with common sewers, when the cost is to be assessed in whole or in part on the abutting property owners, five years

(11) For the payment of final judgments, one year  
[There is no clause (12)]

(13) In Boston, for acquiring fire or police boats, fifteen years

(14) For traffic signal, or public lighting installations, fire alarm or police communication installations and for the purpose of extending and improving such installations, ten years

(15) In Boston, for the original construction, or the extension or widening, with permanent pavement of lasting character conforming to specifications approved by the state department of highways and under the direction of the board of park commissioners of the city of Boston, of ways, other than public ways, within or bounding on or connecting with any public park in said city, including land damages and the cost of pavement and sidewalks laid at the time of said construction, or for the construction of such ways with stone, block, brick, cement concrete, bituminous concrete, bituminous macadam or other permanent pavement of similar lasting character under specifications approved by said department of highways, ten years

(16) For the payment of premiums for fire insurance contracts or policies covering a period of five years, four years

(17) For improvements made under section twenty-nine of chapter ninety-one and for the construction or reconstruction of public wharves, ten years

(17A) For dredging of tidal and non-tidal rivers and streams, harbors, channels and tidewaters, 10 years

(18) For the payment of charges incurred under contracts authorized by section four of chapter forty for the expert appraisal of taxable property or for the preparation of assessors maps, including charges for aerial mapping in connection with the preparation of such maps, ten years



(19) For the payment of charges incurred under contracts authorized by section four D of chapter forty, but only for such contracts as are for purposes comparable to the purposes for which loans may be authorized under the provisions of this section Each authorized issue shall constitute a separate loan, and such loans shall be subject to the conditions of the applicable clauses of this section

(20) For developing land for burial purposes and for constructing paths and avenues and embellishing the grounds in said developed areas in a cemetery owned by the city or town, five years The proceeds from the sale of the exclusive rights of burials in any of the lots in such cemetery shall be kept separate from other funds and be appropriated for the payment of any indebtedness incurred for such developments, notwithstanding the provisions of section fifteen of chapter one hundred and fourteen

(21) For the cost of architectural services for plans and specifications for any proposed building for which a city, town or district is authorized to borrow, or for the cost of architectural services for plans and specifications for additions to buildings owned by a city, town, or district where such additions increase the floor space of said buildings, five years if issued before any other debt relating to said buildings or additions is authorized, otherwise the period fixed by law for such other debt relating to said building or additions; provided, however, that at the time the loan is issued the city, town or district owns the land on which the proposed building or additions would be constructed

(22) For the cost of engineering or architectural services for plans and specifications for any project not defined in clause (21) for which a city, town or district is authorized to borrow, five years if issued before any other debt relating to said project is authorized, otherwise the period fixed by law for such other debt relating to said project

(23) For the construction of municipal tennis courts, including platform tennis courts and the acquisition of land and the construction of buildings therefor, including the original equipment and furnishing of said buildings, fifteen years

[There is no clause (24)]

(25) For the construction of municipal outdoor recreational and athletic facilities, including the acquisition and development of land and the construction and reconstruction of facilities; fifteen years

(26) For energy audits as defined in section three of chapter twenty-five A, if authorized separately from debt for energy conservation or alternative energy projects; five years

(27) For the undertaking of projects for the preservation and restoration of publicly-owned freshwater lakes and great ponds in accordance with the provisions of section thirty-seven A of chapter twenty-one

(28) For the development, design, purchase and installation of computer hardware, other data processing equipment and computer assisted integrated financial management and accounting systems; ten years

(29) For the development, design, purchase of computer software incident to the purchase, installation and operation of computer hardware and other data processing equipment and computer assisted integrated financial management and accounting systems; five years

(30) For installation, repair or replacement of exposed structural or miscellaneous steel, which has been treated with the hot-dip galvanizing process; three years

(31) For the purpose of removing asbestos from municipally owned buildings; ten years

(32) For the cost of cleaning up or preventing pollution caused by existing or closed municipal facilities not referenced in clause (21) of section 8, including cleanup or prevention activities taken pursuant to chapter 21E or chapter 21H, 10 years; provided, however, that no indebtedness shall be incurred hereunder until plans relating to the project shall have been submitted to and approved by the department of environmental protection

(33) For the construction or reconstruction of seawalls, riprap, revetments, breakwaters, bulkheads, jetties and groins, stairways, ramps and other related structures, 20 years

(34) For any other public work, improvement or asset not specified in this section, with a maximum useful life of at least 5 years, determined as provided in this paragraph, 5 years

Debts may be authorized under this section only by a two-thirds vote.

**MGL Ch. 44, Section 20 Proceeds from sale of bonds; restrictions on use; disposition of premiums** [ *Text of section as amended by 2021, 102, Sec. 20 effective December 13, 2021. For text effective until December 13, 2021, see above.* ]

Section 20. The proceeds of any sale of bonds or notes shall be used only for the purposes specified in the authorization of the loan; provided, however, that such proceeds may also be used for costs of preparing, issuing and marketing the bonds or notes, except as otherwise authorized by this section. If a balance remains after the

completion of the project for which the loan was authorized, the balance may at any time be appropriated by a city, town or district for any purposes for which a loan may be incurred for an equal or longer period of time than that for which the original loan, including temporary debt, was issued. Any balance not in excess of \$50,000 may be applied, with the approval of the chief executive officer, for the payment of indebtedness. If a loan has been issued for a specified purpose but the project for which the loan was authorized has not been completed and no liability remains outstanding and unpaid on account thereof, a city, by a two-thirds vote of all of the members of the city council, or a town or district, by a two-thirds vote of the voters present and voting thereon at an annual town or district meeting, may vote to abandon or discontinue the project and the unexpended proceeds of the loan may be appropriated for any purpose for which a loan may be authorized for an equal or longer period of time than that for which the original loan, including temporary debt, was issued. Any premium received upon the sale of notes, less the cost of preparing, issuing and marketing the notes, and any accrued interest received upon the delivery of the notes, shall be applied to the first payment of interest on the note. Any premium received upon the sale of bonds, less the cost of preparing, issuing and marketing the bonds, and any accrued interest received upon the delivery of bonds shall be: (i) in the case of bonds sold by a city or town that have been excluded under section 21C of chapter 59, or bonds sold by a regional school district for which 1 or more member cities or towns have so excluded their share of the bond, applied by the treasurer to pay costs of the project being financed by the bonds and to reduce the amount authorized to be borrowed for the project by like amount; or (ii) in the case of any other bonds, applied by the treasurer to pay costs of the project being financed by the bonds and to reduce the amount authorized to be borrowed for the project by like amount; provided, however, that in the case of a bond under clause (ii), if any such premium or accrued interest is not so applied, any such premium or accrued interest shall be appropriated to pay costs of a project for which the city, town or district has authorized a borrowing or may authorize a borrowing. Notwithstanding this section, any premium and accrued interest received on account of an issue of bonds, less the cost of preparing, issuing and marketing the bonds, not in excess of \$50,000 may be applied, with the approval of the chief executive officer in a city or town, for the payment of indebtedness. Notwithstanding this section, no appropriation from a loan or balance thereof shall be made that would increase the amount available from borrowed money for any purpose to an amount in excess of any limit imposed by general law or special act for that purpose. Additions to the levy limit for a debt exclusion are restricted to the true interest cost incurred to finance the excluded project.

#### **MGL Ch. 44, Section 8 - Cities and Towns, Purposes for Borrowing Money Outside Debt Limits**

Section 8. Cities and towns may incur debt, outside the limit of indebtedness prescribed in section ten, for the following purposes and payable within the periods hereinafter specified or except with respect to clauses (1), (2), (3A), (5), (6), (7), (9) and

(19), within such longer period not to exceed 30 years based upon the maximum useful life of the public work, improvement or asset being financed, as determined in accordance with guidelines established by the division of local services within the department of revenue:

(1) For temporary loans under sections four, six, six A, seventeen and seventeen A, the periods authorized by those sections.

(2) For maintaining, distributing and providing food, other common necessities of life and temporary shelter for their inhabitants upon the occasions and in the manner set forth in section nineteen of chapter forty, two years.

(3) For establishing or purchasing a system for supplying a city, town, or district and its inhabitants with water, for taking or purchasing water sources, either from public land or private sources, or water or flowage rights, for the purpose of a public water supply, or for taking or purchasing land for the protection of a water system, thirty years.

(3A) For conducting groundwater inventory and analysis of the community water supply, including pump tests and quality tests relating to the development of using said groundwater as an additional source or a new source of water supply for any city, town or district, ten years.

(4) For the construction or enlargement of reservoirs, and the construction of filter beds, standpipes, buildings for pumping stations including original pumping station equipment, and buildings for water treatment, including original equipment therefor, and the acquisition of land or any interest in land necessary in connection with any of the foregoing, thirty years.

(4A) For remodeling, reconstructing or making extraordinary repairs to reservoirs and filter beds, thirty years; provided, however, that no indebtedness shall be incurred hereunder until plans relating to the project shall have been submitted to the department of environmental protection, and the approval of said department has been granted therefor.

(5) For the laying and relaying of water mains of not less than six inches but less than sixteen inches in diameter, and for lining and relining such mains with linings of not less than one-sixteenth of an inch, for the development of additional well fields, for wells and for pumping station equipment, forty years.

(6) For constructing and reconstructing and laying and relaying aqueducts and water mains of sixteen inches or more in diameter, and for lining such mains with linings of not less than one-sixteenth of an inch, forty years.

(7) For the extension of water mains, forty years.

(7A) For the purchase and installation of water meters, ten years.

(7B) For the payment of the town's share of the cost to increase the storage capacity of any reservoir, including land acquisition, constructed by the water resources commission for flood prevention or water resources utilization, twenty years.

(7C) For the purchase, replacement or rehabilitation of water departmental equipment, ten years.

(8) For establishing, purchasing, extending, or enlarging a gas or electric lighting plant, a community antenna television system, whether or not operated by a gas or electric lighting plant, or a telecommunications system operated by a municipal lighting plant, 20 years; but the outstanding indebtedness so incurred shall not exceed in a town 5 per cent and in a city 2.5 per cent of the equalized valuation of such town or city; provided, however, that the majority of the members of the municipal finance oversight board, may authorize a city to incur indebtedness under this clause in excess of 2.5 per cent but not in excess of 5 per cent of the equalized valuation of such city, and may authorize a town to incur indebtedness under this clause in excess of 5 per cent but not in excess of 10 per cent of the equalized valuation of such town.

(8A) For remodeling, reconstructing, or making extraordinary repairs to a gas or electric lighting plant, a community antenna television system, or a telecommunications system operated by a municipal lighting plant, when approved by the majority of the members of the municipal finance oversight board, for such number of years not exceeding ten, as said board shall fix; provided, however, that the indebtedness incurred under this clause shall be included in the limit of indebtedness for gas and electric lighting plants, community antenna television systems or telecommunications systems that are operated by municipal lighting plants, as set forth in clause

(8). Each city or town seeking approval by said board of a loan under this clause shall submit to it all plans and other information considered by the board to be necessary for a determination of the probable extended use of such plant, community television antenna system or telecommunications system likely to result from such remodeling, reconstruction, or repair, and in considering approval under this clause of a requested loan and the terms thereof, special consideration shall be given to such determination.

(9) For emergency appropriations that are approved by the director, not more than 2 years or such longer period not to exceed 10 years as determined by the director after taking into consideration the ability of the city, town or district to provide other essential public services and pay, when due, the principal and interest on its debts,

the amount of federal and state payments likely to be received for the purpose of the appropriations and such other factors as the director may deem necessary or advisable; provided, however that for the purposes of this clause, "emergency" shall mean a sudden, unavoidable event or series of events which could not reasonably have been foreseen or anticipated at the time of submission of the annual budget for approval; provided further, that emergency shall not include the funding of collective bargaining agreements or items that were previously disapproved by the appropriating authority for the fiscal year in which the borrowing is sought; and provided further, that for the purposes of this clause, debt may be authorized by the treasurer of the city, town or district, with the approval of the chief executive officer in a city or town, or the prudential committee, if any, or by the commissioners in a district.

(9A) For emergency appropriations approved by a majority of the members of the municipal finance oversight board, up to the period fixed by law for such debt as determined by the board; provided, however, that this clause shall apply only to appropriations for capital purposes including, but not limited to, the acquisition, construction, reconstruction or repair of any public building, work, improvement or asset and upon a demonstration by the city, town or district that the process for authorizing debt in the manner otherwise provided by law imposes an undue hardship in its ability to respond to the emergency; provided further, that for purposes of this clause, "emergency" shall mean a sudden, unavoidable event or series of events which could not reasonably have been foreseen or anticipated at the time of submission of the annual budget for approval; and provided further, that for the purposes of this clause, debt may be authorized by the treasurer of the city, town or district, with the approval of the chief executive officer in a city or town, or the prudential committee, if any, or by the commissioners in a district.

(10) For acquiring land or constructing buildings or other structures, including the cost of original equipment, as memorials to members of the army, navy, marine corps, coast guard, or air force, twenty years; but the indebtedness so incurred shall not exceed one half of one per cent of the equalized valuation of the city or town.

The designation of any such memorial shall not be changed except after a public hearing by the board of selectmen or by the city council of the municipality wherein said memorial is located, notice of the time and place of which shall be given, at the expense of the proponents, by the town or city clerk as the case may be, by publication not less than thirty days prior thereto in a newspaper, if any, published in such town or city; otherwise, in the county in which such town or city lies; and notice of which shall also have been given by the proponents, by registered mail, not less than thirty days prior to such hearing, to all veterans' organizations of such town or city.

[There is no clause (11).]

(12) For acquiring street railway property under sections one hundred and forty-three to one hundred and fifty-eight, inclusive, of chapter one hundred and sixty-one, operating the same, or contributing toward the sums expended or to be expended by a transportation area for capital purposes, ten years; but the indebtedness so incurred shall not exceed two per cent of the equalized valuation of the city or town.

(13) For the acquisition, construction, establishment, enlargement, improvement or protection of public airports, including the acquisition of land, ten years; but the outstanding indebtedness so incurred shall not exceed one per cent of the equalized valuation of the city or town. The proceeds of indebtedness incurred hereunder may be expended for the acquisition, construction, establishment, enlargement, improvement or protection of such an airport, including the acquisition of land, jointly by two or more municipalities.

(14) For the financing of a program of eradication of Dutch elm disease, including all disbursements on account of which reimbursement is authorized or may be authorized by the commonwealth, county, any city or town, or by any manner of assessment or charges, pursuant to and consistent with the provisions of chapter one hundred and thirty-two, five years.

(15) For the construction of sewers, sewerage systems and sewage treatment and disposal facilities, or for the lump sum payment of the cost of tie-in to such services in a contiguous city or town, for a period not exceeding 30 years; provided, however, that either (i) the city or town has an enterprise or special revenue fund for sewer services and that the accountant or auditor or other officer having similar duties in the city or town shall have certified to the treasurer that rates and charges have been set at a sufficient level to cover the estimated operating expenses and debt service related to the fund, or (ii) the issuance of the debt is approved by a majority of the members of the municipal finance oversight board.

(16) For the construction of municipal golf courses, including the acquisition of land, the construction of buildings, and the cost of original equipment and furnishings, twenty years.

(17) For the payment of charges incurred under contracts authorized by section four D of chapter forty, but only for such contracts as are for purposes comparable to the purposes for which loans may be authorized under the provisions of this section. Each authorized issue shall constitute a separate loan, and such loans shall be subject to the conditions of the applicable clauses of this section.

(18) For the construction of a regional incinerator for the purpose of disposing solid waste, refuse and garbage by two or more communities, twenty years, but the indebtedness so incurred shall not exceed three per cent of the last preceding equalized valuation of the city or town.

(19) For the lending or granting of money to industrial development financing authorities and economic development and industrial corporations, with the approval of the Massachusetts office of business development and the director of housing and community development. For the purpose of this clause the city or town may borrow outside its debt limit to an amount not to exceed one hundred thousand dollars or two and one half per cent of its equalized valuation, whichever is the lesser.

(20) For the purposes of implementing project financed in whole or in part by the Farmers Home Administration of the United States Department of Agriculture, pursuant to the provisions of 7 USC 1921, et seq., up to forty years. Regional school districts established pursuant to the provisions of any general or special law shall be authorized to incur debt for the purposes and within the limitations described in this clause.

(21) For the cost of cleaning up or preventing pollution caused by existing or closed landfills or other solid waste disposal facilities, including clean up or prevention activities taken pursuant to chapter twenty-one E or chapter twenty-one H, thirty years; provided, however, that no indebtedness shall be incurred hereunder until plans relating to the project shall have been submitted to the department of environmental protection and the approval of said department has been granted therefor.

(22) For the construction of incinerators, refuse transfer facilities, recycling facilities, composting facilities, resource recovery facilities or other solid waste disposal facilities, other than landfills, for the purpose of disposing of waste, refuse and garbage, twenty-five years; provided, however, that no indebtedness shall be incurred hereunder until plans relating to the project shall have been submitted to the department of environmental protection and the approval of said department has been granted therefor.

(23) For remodeling, reconstructing or making extraordinary repairs to incinerators, refuse transfer facilities, recycling facilities, resource recovery facilities or other solid waste disposal facilities, other than landfills, owned by the city, town or district, and used for the purpose of disposing of waste, refuse and garbage, for such maximum term not exceeding 10 years; provided, however, that no indebtedness shall be incurred hereunder until plans relating to the project shall have been submitted to the department of environmental protection and the approval of said department has been granted therefor.

(24) For the purpose of closing out a landfill area, opening a new landfill area, or making improvements to an existing landfill area, twenty-five years; provided, however, that no indebtedness shall be incurred hereunder until plans relating to the project shall have been submitted to the department of environmental protection and the approval of said department has been granted therefor.



(25) For the acquisition of a dam or the removal, repair, reconstruction and improvements to a dam owned by a municipality, as may be necessary to maintain, repair or improve such dam, 40 years; provided, however, that this clause shall include dams as defined in section 44 of chapter 253 acquired by gift, purchase, eminent domain under chapter 79 or otherwise and located within a municipality, including any real property appurtenant thereto, if such dam and any appurtenant real property is not at the time of such acquisition owned or held in trust by the commonwealth.

Debts, except for temporary loans, may be authorized under this section only by two thirds vote.

Debts for purposes mentioned in clauses (3), (4), (4A), (5), (6), (7), (7A) and (7B) of this section shall not be authorized to an amount exceeding ten per cent of the equalized valuation of the city or town.

**MGL Ch. 59, Section 5 (Clause Forty-Fifth)**

Forty-fifth, An owned or leased solar powered system, wind powered system or a solar or wind powered system that is co-located with an energy storage system, as defined in section 1 of chapter 164, that is: (i) capable of producing not more than 125 per cent of the annual electricity needs of the real property upon which it is located; provided, however, that the real property shall include both contiguous or non- contiguous real property within the same municipality in which there is a common ownership interest; (ii) a solar or wind powered system or a solar or wind powered system that is co-located with energy storage that is equal to or less than 25 kilowatts or less in capacity, provided that the capacity of the system is verified by department of energy resources incentive program documentation or electric distribution company permission to operate documentation; or (iii) a solar or wind powered system or energy storage system, or a combination therein, that has entered into an agreement for payment in lieu of taxes associated with the system with the municipality where the system is located. The exemption under this clause shall be allowed for a period of 20 years; provided, however, that upon a written agreement between the owner of the solar or wind powered system and the municipality where the system is located, an exemption with a period greater than 20 years may be allowed.

**MGL Ch. 164, Section 34B**

A distribution company or a telephone company engaging in the removal of an existing pole and the installation of a new pole in place thereof shall complete the transfer of wires, all repairs, and the removal of the existing pole from the site within 90 days from the date of installation of the new pole; provided, however, that for any approved commercial or industrial construction project, the completion of which is expected to take longer than one year, said company shall be required to remove such

pole within six months from the date of installation of the new pole. The owner of such pole shall notify all other users of the starting date of such removal and installation work at least 48 hours prior to the commencement of such work and said owner shall require all other users to remove their wiring and other attachments from the poles in a timely manner.

**TOWN OF DEDHAM**  
**COMMONWEALTH OF MASSACHUSETTS**

Members

Scott M. Steeves, Chair  
Sara Rosenthal, AIA, LEED AP, NCARB, Vice Chair  
J. Gregory Jacobsen  
Jason L. Mammone, PE  
Thomas Ryan, Esq.  
Norman Vigil, Esq., Associate  
Allen MacDuffie, Associate



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Planning Director  
Jeremy Rosenberger

**ZONING BOARD OF APPEALS**

September 21, 2022

Town Meeting  
Town of Dedham  
450 Washington Street  
Dedham, MA 02026

**Re: Proposed Fall Town Meeting 2022 Restaurant Zoning Amendment**

Dear Honorable Town Meeting Members:

At the meeting of the Zoning Board of Appeals (ZBA) on September 21, 2022, Planning Director Jeremy Rosenberger discussed with the Board a proposed zoning amendment allowing restaurants "by-right" in the Highway Business, Research, Development & Office, Central Business, and Planned Commercial Zoning Districts would be presented as a Warrant Article at Fall 2022 Town Meeting.

After careful review of the proposed zoning amendment, and close coordination with the Planning and Zoning Department, the ZBA voted unanimously (7-0) to support this amendment for Fall 2022 Town Meeting.

We appreciate your consideration in joining us to support this worthwhile endeavor.

Sincerely,

Scott Steeves, Chair  
Zoning Board of Appeals