

To either of the Constables of the Town of Dedham in said County: You are hereby required in the name of the Commonwealth aforesaid to notify and warn the inhabitants of said Town of Dedham qualified to vote in town affairs to meet at the polling places designated for several districts in said town; District One-Town Hall (Ames Building), 450 Washington Street; District Two-Riverdale School, 143 Needham Street; District Three-Mother Brook Arts & Community Center, 123 High Street; Districts Four & Six-Dedham Middle School, 70 Whiting Avenue; and Districts Five & Seven Greenlodge School, 191 Greenlodge Street, on the second Saturday in April (it being the eighth day of said month) AD 2023, at seven o'clock in the forenoon until eight o'clock in the evening, then and there to act on the following article namely:

ARTICLE ONE: To choose all necessary Town Officers. The following are to be chosen by the Ballot.

- Two members of the Select Board for terms of three years
- One member of the Board of Assessors for a term of three years
- One member of the Board of Assessors for a term of one year
- Town Moderator for a term of three years
- Two members of the School Committee for terms of three years
- One member of the Board of Health for a term of three years
- One member of the Planning Board for a term of five years
- Two members of the Trustees of the Public Library for terms of three years
- One member of the Commissioner of Trust Funds for a term of three years
- Two members of the Park and Recreation Commission for terms of three years

Town Meeting Representatives as follows:

- Precinct One Vote for not more than thirteen for terms of three years
- Precinct Two Vote for not more than thirteen for terms of three years
- Precinct Three Vote for not more than thirteen for terms of three years
- Precinct Four Vote for not more than thirteen for terms of three years
- Precinct Five Vote for not more than thirteen for terms of three years
- Precinct Six Vote for not more than thirteen for terms of three years
- Precinct Six Vote for not more than one for a term of two years
- Precinct Seven Vote for not more than thirteen for terms of three years

and to return to meet at the place so designated, Dedham High School Auditorium, 140 Whiting Avenue, Dedham, for the 2023 Spring Annual Town Meeting in said town on the third Monday in May (it being the fifteenth day of said month) AD 2023 at 7:00 o'clock in the evening and, if needed, Monday, May 22, 2023, then and there to act on the following articles, namely:

ARTICLE TWO: *By the Select Board:* To see if the Town will vote to adopt changes in Schedule A (Classification Schedule), or Schedule B (Compensation Schedule), or Schedule C (Fringe Benefits) of the Personnel Wage and Salary Administration Plan; to act upon the recommendations of the Town Manager as to actions he deems advisable and necessary in order to maintain a fair and equitable pay level and compensation policy; to implement collective bargaining agreements listed below, the funding for which is included in the appropriate departmental budgets under Article Three:

1. AFSCME, Local #362 (Library Staff Unit)
2. Dedham Police Patrolman's Association, Massachusetts Coalition of Police, Local #448, AFL-CIO
3. Dedham Police Association (Lieutenants & Sergeants)
4. Dedham Firefighter's Association, Local 1735
5. AFSCME, Local #362 (DPW- Unit A)
6. AFSCME, Local #362 (DPW-Unit B)
7. AFSCME, Local #362 (Town Hall)
8. AFSCME, Local #362 (Parks)
9. AFSCME, Local #362 (Civilian Dispatchers)

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

ARTICLE THREE: To see what sum of money the Town will vote to raise and appropriate or transfer from available funds such sums of money needed to defray departmental and incidental expenses of the Town for the fiscal year commencing July 1, 2023, not otherwise provided for, or take any other action relative thereto. ***Referred to Finance and Warrant Committee for study and report.***

ARTICLE FOUR: To see what sum of money the Town will vote to raise and appropriate, transfer from available funds or borrow to implement capital improvements and capital projects, or take any other action relative thereto. ***Referred to Finance and Warrant Committee for study and report.***

ARTICLE FIVE: *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.***

ARTICLE SIX: *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) or any other article thereof, or take any other action relative thereto. ***Referred to Finance and Warrant Committee for study and report.***

ARTICLE SEVEN: *By the Director of Finance.* To see what sum or sums of money the Town will vote to raise and appropriate or transfer from available funds to one or more

Note 31. Restricted to private use only, except as may be otherwise authorized by Special Permit for Mixed-Use.

B . Add new Use Category II.6. (“Electric Vehicle Charging Station – Levels, 1, 2, and 3”) to Table 1 as follows [text to be inserted shown in bold, italicized text]:

Principal Use	Districts											
	SRA SRB	GR	PR	PC ²³	RD O	AP	LMA	LMB	HB	LB ²⁰	GB	CB
II. Table Of Accessory Uses - Nonresidential												
6. <i>Electric Vehicle Charging Station – Levels 1, 2, and 3</i>	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES	YES

C. Insert new definition in Section 10.1 following the definition of “ Dwelling Unit”:

ELECTRIC VEHICLE CHARGING STATION - An electric component assembly or cluster of component assemblies designed specifically to charge batteries within electric vehicles by permitting the transfer of electric energy to a battery or other storage device in an electric vehicle. There are three levels of electric vehicle charging stations:

- Level 1 charges through a 120-volt (V), alternating-current (AC) plug.
- Level 2 charges through a 240V, AC plug.
- Level 3 charges through a 480V, direct-current (DC) plug.

No additional parking spaces shall be required for electric vehicle charging stations and parking spaces associated with electric vehicle charging stations shall be counted as parking spaces for purposes of determining compliance with the minimum parking requirements under the Zoning Bylaw.

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

ARTICLE THIRTEEN: *By the Planning Board.* To see if the Town will vote to amend Section 10.1 of the Dedham Zoning By-Laws by inserting the following definition:

Human Occupancy - Use of a building by people sleeping, cooking, bathing, using sanitary facilities, and similar dwelling purposes; for carrying out trade, profession, industry, or business but not including the portion of the building with more than one-half its height measured from finished floor to finished ceiling below the grade of the adjoining building and not considered a story when used exclusively for personal or commercial storage, mechanical, equipment and utilities, or where there is no common human presence.

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

ARTICLE FOURTEEN: *By the Planning Board.* To see if the Town will vote to amend the Dedham Zoning Map to add a new overlay district entitled Multi-Family Housing Overlay District (MFHOD), consisting of sub-districts MFHOD-1 (Low Density) and MFHOD-2 (High Density), as depicted on a plan on file with the Town Clerk, and further to amend the Dedham Zoning By-Laws, Chapter 280, to establish requirements for such District for the purpose of complying with the Commonwealth's Multi-Family Housing Requirement for MBTA Communities, as set forth in G.L. Chapter 40A, Section 3A, as follows:

A. Insert in Section 2.1(b) a new overlay district as follows:

(8) Multi-Family Housing Overlay District (MFHOD) superimposed over the other zoning districts or part thereof so that the provisions of this By-Law pertaining to such underlying districts remain in effect, except where the MFHOD regulations impose different or additional, greater or more restrictive requirements.

B. Insert a new Article XIV, as follows:

Article XIV Multi-Family Housing Overlay District (MFHOD)

§ 280-14.1 Purpose.

The Multi-Family Housing Overlay District (MFHOD) is established to allow for and encourage the development of multi-family housing by right, and to comply with the requirements for MBTA Communities as set forth in G.L. c.40A, §3A. The requirements set forth herein shall be applied so as to encourage the development of multi-family housing projects of a scale, density and aesthetic that are compatible with existing surrounding uses and minimize impacts to sensitive land. To the extent possible, multi-family housing shall allow for safe, accessible, and convenient access to transit stations for pedestrians and bicyclists.

§ 280-14.2 MFHOD Boundaries; Sub-Districts.

The boundaries of the MFHOD are depicted on the Zoning Map on file with the Town Clerk. The MFHOD is further divided into two subdistricts: MFHOD-1 and MFHOD-2, as depicted on the Zoning Map and described herein.

§ 280-14.3 Applicability.

The provisions of the Multi-Family Housing Overlay District (MFHOD) shall apply to all land within the MFHOD, and shall apply uniformly to subdistricts MFHOD-1 and MFHOD-2 except as expressly distinguished in this Article. Any matter not addressed herein shall be governed by the provisions of the Zoning Bylaw applicable to underlying zoning districts. In the event of any inconsistency between the provisions of the MFHOD and any other provisions of the Zoning Bylaw, the provisions of the MFHOD shall govern. The provisions of this Zoning Bylaw pertaining to those zoning districts

underlying this overlay district shall remain in effect.

§ 280-14.4 Definitions.

The definitions set forth herein shall apply solely within the MFHOD, and shall control in any instance where they may be inconsistent or conflict with other definitions in the Zoning Bylaw.

Multi-Family Housing Overlay District (MFHOD) Affordable Unit

A multi-family housing unit that is subject to a restriction in its chain of title limiting the sale price or rent, or limiting occupancy to an individual or household of a specified income, or both. Affordable units may be, but are not required to be, eligible for inclusion on DHCD's Subsidized Housing Inventory.

Multi-Family Housing

Shall have the meaning set forth in G.L. c.40A, §1A, as it may be amended. As presently defined, "Multi-family housing" means a building with 3 or more residential dwelling units or 2 or more buildings on the same lot with more than 1 residential dwelling unit in each building.

Residential Dwelling Unit

A single unit providing complete, independent living facilities for one or more persons, including permanent provisions for living, sleeping, eating, cooking and sanitation.

§ 280-14.5 Use regulation.

A. Allowed Use. Land within the MFHOD may be used for either:

- 1) Multi-Family Housing, as of right, subject to the requirements set forth herein and such further requirements of the underlying zoning district that are not inconsistent with the requirements of this MFHOD; or
- 2) A use allowed in the underlying district by right or by special permit, to which the requirements of the underlying district shall apply.

Multi-Family Housing in the MFHOD shall be not subject to the requirements for a Planned Residential Development, Planned Commercial Development, or a Major Nonresidential Development of this Zoning Bylaw.

B. Site Plan Review. Site plan review shall apply to all uses in the MFHOD in accordance with § 280-9.5 Site Plan Review of the Dedham Zoning Bylaw. Where site plan review applies to Multi-Family Housing use in the MFHOD, the following further requirements shall apply in addition to those in § 280-9.5.

- 1) The Planning Board may enlist a peer review architect during the site plan review process to ensure the building design of a MFHOD project is compatible with existing community characteristics and representative of building design best practices.

§ 280-14.6 Dimensional requirements.

The following dimensional requirements shall govern Multi-Family Housing within the MFHOD. These requirements shall supersede any contrary or inconsistent requirements in the Zoning Bylaw including, but not limited to, the requirements set forth in Article IV. The requirements of § 280-4.4 and § 280-4.7 shall not apply to Multi-Family Housing in the MFHOD.

Table 11 - Multi-Family Housing Dimensional Requirements

Minimum Lot Area	MFHOD-1: 43,560 sq. ft. MFHOD-2: 43,560 sq. ft.
Minimum Lot Frontage	MFHOD-1: 150 ft. MFHOD-2: 150 ft.
Minimum Lot Width	MFHOD-1: 105 ft. MFHOD-2: 105 ft.
Maximum Lot Coverage	MFHOD-1: 50% MFHOD-2: 80%
Maximum Floor Area Ratio	MFHOD-1: .4 MFHOD-2: 1.0
Minimum Front, Side, and Rear Yard Requirements	MFHOD-1: 30 ft., 15 ft., 25 ft. MFHOD-2: 30 ft., 15 ft., 25 ft.
Maximum Height	MFHOD-1: 45 ft. MFHOD-2: 45 ft.
Space Between Buildings	MFHOD-1: 15 ft. MFHOD-2: 15 ft.

§ 280-14.7 Off-Street Parking Requirements. Within the MFHOD, Multi-Family Housing shall provide one off-street (1) parking space per dwelling unit.

§ 280-14.8 Parking & Loading Requirements. Within the MFHOD, Multi-Family Housing shall reasonably comply with the Parking & Loading Requirements of §280-4.1 of the Zoning Bylaw.

§ 280-14.9 Landscaping and Screening Requirements. Within the MFHOD, Multi-Family Housing shall reasonably comply with the Landscaping and Screening Requirements of § 280-5.2 of the Zoning Bylaw.

§ 280-14.11 Multi-Family Housing Overlay District (MFHOD) Inclusionary Housing. Within the MFHOD, Multi-Family Housing shall be subject to the following definitions, requirements, and preferences.

A. Definitions. The following definitions shall apply in this § 280-14.11:

MULTI-FAMILY HOUSING OVERLAY DISTRICT (MFHOD) AFFORDABLE HOUSING

Shall mean housing affordable to moderate income households, as defined below.

AFFORDABLE TO PERSONS OR FAMILIES QUALIFYING AS MODERATE INCOME or MODERATE-INCOME HOUSEHOLDS

Shall mean affordable to persons in the Dedham area under the applicable guidelines of the Commonwealth's Department of Housing and Community Development not earning more than 80% of the AMI, adjusted for household size.

MULTI-FAMILY HOUSING OVERLAY DISTRICT (MFHOD) PROJECT

A Multi-Family Housing Project developed under § 280-14.

B. Requirements. The following requirements shall apply in this **§ 280-14.11**:

- 1) All MFHOD Projects with rental dwelling units shall provide 10% of their units as Affordable Units for Affordable Housing.
- 2) The Affordable Units shall be constructed on the same site as market rate units and indistinguishably interspersed throughout the MFHOD Project. The Affordable Units shall be equal in quality, materials and character to the base level market rate units in a development.
- 3) In determining the number of moderate-income units to be provided, a fractional share of 0.4 or more shall be regarded as a whole unit and a fractional share of 0.3 or less shall require no contribution to satisfy the fractional share.

C. Preference.

- 1) The Affordable Units may be Local Action Units developed in compliance with and approved pursuant to the requirements for the same as specified by Commonwealth of Massachusetts Department of Housing and Community Development (DHCD), or successor agency, or (if approved by the Planning Board) affordable dwelling units developed under such additional programs adopted by the Commonwealth of Massachusetts or its agencies. All such affordable dwelling units shall count toward the Town of Dedham's requirements under Sections 20-23 of Chapter 40B of the General Laws of Massachusetts, and shall be listed on the Subsidized Housing Inventory (SHI) maintained by DHCD. The developer shall assist the Town in the preparation of any forms required.
- 2) To the extent permitted by applicable law, and after approval by DHCD, otherwise qualified Dedham residents shall have a first opportunity and

preference for the affordable dwelling units in an Inclusionary Project. For purposes of this requirement, "Dedham residents" shall be defined as a current Town of Dedham resident (as established through certification by the Dedham Town Clerk based on census, voting registration, or other acceptable evidence), or a current employee of the Town of Dedham or business establishment located in Dedham, or households with children attending the Dedham Public Schools.

§ 280-14.12 Modification of dimensional, landscaping and parking requirements.

Where soil conditions, lot shape, topography, architectural or structural conditions make literal compliance with the dimensional, landscaping and/or parking of this Zoning Bylaw as they concern Multi-Family Housing in the MFHOD impracticable or infeasible, the Planning Board may approve a site plan showing alternative means of complying with the objectives of the Zoning Bylaw, and may allow the use of alternative land-scaping, buffers, or parking, provided it determines that such alternatives to be in the public interest and not inconsistent with the intent and purpose of the Zoning Bylaw. For any modification, the Planning Board shall make detailed written findings of:

- A. Specific conditions that render literal compliance with the terms of this Bylaw impracticable or infeasible.
- B. The specific alternative means of complying with the terms of this Bylaw.
- C. An analysis of the manner in which the modification is in the public interest and not inconsistent with the intent and purposes of this Bylaw.

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

ARTICLE FIFTEEN: *By Citizens Petition of Richard Irving, et al.* To see if the Town will vote the following language, as submitted by petitioner; the Dedham Protected Aquifer Buffer for the Bridge Street Well Field should be restored to the boundaries documented by Weston & Sampson Engineers, Inc. on page 24 Figure III-H in the 1991 Dedham Open Space and Recreation Plan, or take any other action relative thereto. ***Referred to Planning Board for study and report.***

ARTICLE SIXTEEN: *By Citizens Petition of Richard Irving, et al.* To see if the Town will vote the following language, as submitted by petitioner; 280-3.1 F. Residential special permit requirement: Development projects in residential areas that meet the threshold for a Major Site Plan Review (280-9.5) shall require the applicant to present conceptual plans to Town Meeting prior to either the application for, or issuance of, a special permit, or take any other action relative thereto. ***Referred to Planning Board for study and report.***

ARTICLE SEVENTEEN: *By Citizens Petition of Richard Irving, et al.* To see if the Town will vote the following language, as submitted by petition; 280-3.1 G. Residential special permit requirement: Upon receipt of an application for a Special Permit that meets the threshold for a Major Site Plan Review (280-9.5), the Planning Department will

immediately notify all residents within a 1 mile radius of the proposed project through both the Town Website and US Mail. All expenses related to such notifications shall be the responsibility of the Special Permit applicant, or take any other action relative thereto. **Referred to Planning Board for study and report.**

ARTICLE EIGHTEEN: *By Citizens Petition of Richard Irving, et al.* To see if the Town will vote the following language, as submitted by petition; 280-3.1 H. When Zoning Bylaw legislation is to be proposed that changes the existing Zoning Bylaws of specifically identified Zoning Districts (280-2.1) the Planning Department shall have the responsibility of proactively notifying residents/occupants of the specifically identified Zoning Districts of the proposed changes at least 1 month prior to submission of such for approval by Town Meeting, or take any other action relative thereto. **Referred to Planning Board for study and report.**

ARTICLE NINETEEN: *By District Three Town Meeting Representatives Jason Brogan and Nancy Knight and District Seven Town Meeting Representative Steve Gasbarro.* To see if the Town will vote to amend the Dedham Zoning Bylaws, Chapter 280, modifying the definition of "MOTEL OR HOTEL", by deleting the text shown in ~~strikethrough~~ and text to be inserted showed in **bold, italic text**, as follows:

SECTION 280-10.1 TERMS DEFINED: MOTEL OR HOTEL

A building or buildings intended and designed for transient, overnight or extended occupancy, divided into separate units within the same building with or without a public dining facility. ~~If such hotel or motel has independent cooking facilities, such u~~ **Units** shall not be occupied by any guest for more than four continuous months, nor may the guest reoccupy any unit within 30 days of a continuous four-month stay, nor may the guest stay more than six months in any calendar year. No occupant of such hotel or motel may claim residency at such location. **Each violation of this by-law shall be subject to a penalty of \$300 per violation, per day, and shall otherwise be enforced in accord with Section 1-6 of the General By-laws.**

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

ARTICLE TWENTY: *By District One Town Meeting Representative William Shaw McDermott.* To see if the Town will vote to impose a Moratorium that is limited in duration, scope and purposes as follows:

In view of the report of the Planning Board in 1980, reflected in the Town Report of 1989; the Open Space Plan of 1991; the build out study prepared by the Metropolitan Area Planning Council ("MAPC") in 2001; the analysis prepared in the 2009 Master Plan of areas of Potential Development on vacant Residential Lane (Table 3.3); the analysis of potential development on vacant land being refined by the MAPC for the "Designing Dedham 2030" Master Plan, in light of the 26 house Planned Residential Development on Lowder Street in the SRA zoning district;

In consideration of the 43 years history since 1980 of the reduction of undeveloped land from the then calculated 2000 acres and the reduction of potentially developable residential acres in 2001 from over 880 acres to under 200 acres today, with today's remaining undeveloped acreage more evenly distributed as between zoning district Single Resident A on one hand and zoning districts Single Resident B and General Resident on the other;

In light of population trends for the town for 2020 to 2050, as reflected in the foregoing town reports and studies and, the 2014 housing study entitled "The Town of Dedham: Yesterday, Today and Tomorrow" prepared by the Northeastern University School of Public Policy & Urban Affairs, and data from the United States Census Bureau;

And in further consideration of the need to study the effects of land development on the increased burden of traffic and constraints on water usage in the Town;

And in further consideration of the availability of federal and local sources of funding to study these critical issues of traffic and water;

Be it resolved that the Town imposes a limited Moratorium of one year in duration from the enactment of this Article on the issuance of special permits for new development projects on undeveloped residential land exceeding five acres in size, for the purpose of evaluating the impacts of land development in the town on traffic and water, or take any other action relative thereto. ***Referred to Planning Board for study and report.***

ARTICLE TWENTY-ONE: *By the Director of Finance.* To see if the Town will vote, pursuant to G.L. c.40, §5B to create a new special purpose stabilization fund, to be known as the Opioid Settlement Stabilization Fund, which may be expended for all of the purposes allowed by law, including those outlined in applicable opioid-litigation settlement documents, a document prepared by the Substance Abuse Bureau of the state Office of Health and Human Services Department, found at <https://www.mass.gov/doc/massachusetts-abatement-terms/download> entitled "Abatement Strategies", and consistent with any state guidelines or regulations further clarifying allowable uses of opioid litigation settlement funds, and, further, to adopt the last paragraph of said §5B and dedicate to such fund, without further appropriation, 100% of the opioid litigation settlement funds received by the Town, or take any other action relative thereto. ***Referred to Finance and Warrant Committee for study and report.***

ARTICLE TWENTY-TWO: *By the Director of Finance.* To see if the Town will vote to amend the funding sources for certain capital projects for which borrowing has been authorized, but not yet issued, and, in turn, to rescind such borrowing authorization, or take any other action relative thereto. ***Referred to Finance and Warrant Committee for study and report.***

ARTICLE TWENTY-THREE: *By the Director of Engineering.* To see if the Town will vote to raise and appropriate or transfer from available funds, or borrow the sum of ONE MILLION ONE HUNDRED EIGHTY THOUSAND (\$1,180,000.00) DOLLARS, for the purpose of participating in the Massachusetts Water Resources Authority (MWRA) Inflow/Infiltration Local Financial Assistance Program – Phase 14, and to meet such appropriation to authorize the Treasurer, with approval of the Select Board, to borrow said sum in accordance with Sections 7 and 8 of Chapter 44 of the General Laws, or any other enabling authority and issue bonds and notes therefor, and to authorize the Town to apply for any grants or loans available for the project, or take any other action relative thereto. ***Referred to Finance and Warrant Committee for study and report.***

ARTICLE TWENTY-FOUR: *By the Historic District Commission.* To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow the sum of \$30,000.00 for the purpose of funding and hiring a Preservation Consultant to perform a survey of the historical buildings, residences, sites, churches and historical markers in the existing historic districts and completing or updating the Massachusetts Historical Commission Cultural Resources inventory forms for, including other incidental and related costs, and provided further that any unexpended funds appropriated by the Town Meeting under this vote shall be reduced by any grants or funds received by the Town from any source that may be applied to the payment of costs approved by this vote, thereby reducing by a like amount the amount to be authorized to pay such costs, and to authorize the Select Board to apply for, accept, and expend any monies, grants or loans in connection herewith, to enter into all agreements, execute any and all documents including contracts for more than three years, and to 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.***

ARTICLE TWENTY-FIVE: *By the Chief of Police.* To see if the Town will vote to authorize the Select Board to file with the General Court a petition for special legislation as set forth below to make persons who have not reached the age of 40 by the date of the entrance exam under G.L. c.31 eligible for original appointment as police officers; provided, however, that the General Court may make changes of form only to such bill without approval of the Select Board, and, further, to authorize the Select Board to approve such revisions requested by the General Court as are consistent with the public purposes of the petition, or take any other action relative thereto.

AN ACT RELATIVE TO THE MAXIMUM AGE REQUIREMENT FOR ORIGINAL APPOINTMENT AS A POLICE OFFICER FOR THE TOWN OF DEDHAM.

SECTION 1. Notwithstanding sections 58 and 58A of the General Laws, or any other general or special law to the contrary, no person shall be eligible to have their name certified for original appointment to the position of police officer in the town of Dedham if such person has reached their fortieth birthday on the date of the entrance examination under chapter 31 of the General Laws. Any veteran shall be allowed to exceed the maximum age provision set forth herein by the number of

years served on active military duty, but in no case shall said candidate for appointment be credited more than four years of active military duty.

SECTION 2. This act shall take effect upon its passage.

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

ARTICLE TWENTY-SIX: *By the Town Manager.* To see if the Town will vote to authorize the Select Board, or the Town Manager as its designee, to enter into agreements for the purchase of electricity and/or solar credits generated by solar energy facilities for terms of years up to or in excess of three years, and on such terms and conditions as the Select Board deems to be in the best interests of the Town, and to take such actions as may be necessary to implement such agreements, or take any other action relative thereto. ***Referred to Finance and Warrant Committee for study and report.***

ARTICLE TWENTY-SEVEN: *By District Three Town Meeting Representatives Jason Brogan and Nancy Knight and District Seven Town Meeting Representatives David Corsi and Steve Gasbarro.*

To see if the Town will vote to rescind the vote taken under Article 13 of the May 13, 2022 Annual Town Meeting approving a borrowing of \$2,550,000 and authorizing the use of such funds for the design, engineering, construction and outfitting of a Town Green on or about 600 High Street, the property on which the Police Station sits, also shown as Assessors Map 92, Parcel 78, or take any other action relative thereto. ***Referred to Finance and Warrant Committee for study and report.***

ARTICLE TWENTY-EIGHT: *By District Six Town Meeting Representatives Roberta Lawlor, Andrew Lawlor, Nancy Carroll, Jean Zeiler, and Paul Reynolds.* To see if the Town will vote to amend the General Bylaws by adding a new section, Chapter 55 Leaf Blower Regulations.

§55-1 Purpose

The reduction of noise and emissions of particulate matter resulting from the use of leaf blowers, as well as reducing the use of gasoline and oil fuels and reducing carbon emissions into the environment, are public purposes of the Town. This Bylaw limits and regulates the use of leaf blowers to protect the health, welfare and environment of the Town, phasing out the use of gas-powered leaf blowers over several years.

§55-2 Definition

“Leaf blower” means any motorized device whose primary function is to use blowing air to move leaves, dirt, dust, sand, grass clippings, or any other type of litter or debris.

§55-3. Usage Based on Time of Year

1. Electric and battery-powered leaf blowers may be used all year, subject to the use limitations specified in §55-4.
2. Gas-powered leaf blowers may be used only from October 1 through December 20 and from March 20 through May 31, subject to the use limitations specified in §55-4, and except as otherwise provided in §55-6.

§55-4 Usage Based on Time of Day

During the times of year leaf blowers may be used in accordance with §55-3, use of leaf blowers shall be restricted to the following hours:

1. Mondays through Fridays from 7AM to 6PM;
2. Saturdays from 8AM to 5PM; and
3. Sundays and legal holidays from 9AM to 5PM.

§55-5 Number of Leaf Blowers Permitted

During the times of year leaf blowers may be used in accordance with §55-3, the number of leaf blowers allowed to be used simultaneously on a single parcel are as follows:

1. Properties up to ¼ acre, or 10,890 square feet, only 1 leaf blower may be used;
2. Properties of ¼ acre and up to ½ acre, or 21,780 square feet, up to 2 leaf blowers;
3. Properties of ½ acre and up to 1 acre, or 43,560 square feet, up to 4 leaf blowers; and
4. Properties exceeding 1 acre, the number of leaf blowers shall be at the discretion of the user.

§55-6 Phase Out of Gas-Powered Leaf Blowers

Below sets forth the process for a phase out of gas-powered leaf blowers; provided, however, that §§55-4 and 55-5 shall continue to be applicable to the use of electric and battery powered leaf blowers.

1. Effective March 15, 2026, the use of all gas-powered leaf blowers by commercial landscapers in the Town of Dedham shall be prohibited;
2. Effective March 15, 2027, the use of all gas-powered leaf blowers by residents on their own property in the Town of Dedham shall be prohibited;
3. Notwithstanding paragraphs 1) and 2) of this section, the use of wheeled leaf blowers powered by four-stroke engines on properties larger than one acre shall be permitted.

§55-7 Exclusions and Exemptions

1. Gas-powered leaf blowers may be used in any season and at any time for public safety and emergency situations.
2. The Building Commissioner, upon application, may grant one-day exemptions from this Bylaw for the use of gas-powered leaf blowers for special situations, but not for ongoing routine maintenance.

§55-8 Enforcement and Fines

1. The Building Commissioner is authorized to promulgate regulations to implement the provisions of this Bylaw, and to issue regulations as may be necessary and appropriate, subject to the provisions of sections 1-6 and 150 of the General Bylaws.
2. Violations of this Bylaw shall be enforced through the provisions of section 1-6 of the General Bylaws.

§55-9 Effective Date

This Bylaw shall be effective starting on the date it is approved by the Attorney General or October 1, 2023, whichever is later, provided however that §55-6(1) and (2) shall take effect at the times so indicated.

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

ARTICLE TWENTY-NINE: *By the Town Manager.* To see if the Town will vote to amend the General Bylaws, Chapter 12 (Boards, Commissions and Committees), Article III (Council on Aging), by inserting the text shown below in **bold** and deleting the text shown in ~~strikethrough~~:

Article III. Council on Aging **Board**

§ 12-7 Council on Aging **Board** established; terms set.

There shall be a Council on Aging **Board** as established under G.L. c.40, § 8B. The **Council Board** shall consist of the chairman of the Recreation Commission, the chairman of the Board of Health, the superintendent of schools, or their respective representatives and not less than four nor more than eight additional members who must be residents of the Town and who will be appointed by the Town Manager for terms of ~~one~~ **three (3) years**. The ~~council~~ **Board** shall annually choose from among its members a chair, a vice-chair and such other officers as it deems necessary or expedient. Appointees shall hold office until successors are designated.

§ 12-8 Duties of Council **on Aging Board**.

- A. Except as may otherwise be provided by charter, by by-law or by vote of Town meeting, the ~~Council on Aging Board~~ shall have the powers and duties conferred upon councils on aging ~~boards~~ by state statute and shall be responsible to the Town Manager for coordinating or carrying out programs designated to meet concerns of the aging in coordination with programs of ~~at the Council on Aging~~ **Senior Center**.
- B. The ~~Council~~ **Board** shall keep accurate records of its meetings and actions and shall file an annual report as required under § 78-3 of these By-Laws.
- C. The ~~Council~~ **Board** may receive gifts of property, both real and personal, in the name of the Town of Dedham. Gifts of personal property shall be managed and controlled by the Council for the purposes of this chapter. Gifts of real property shall be used for the purposes of this chapter or as directed by the terms of the gift and shall be

under the care, custody and superintendence of the Town Manager as provided in Chapters 5 and 88 of these By-Laws. [Amended 11-17-2014 ATM by Art. 18]

§ 12-9 Appointment of staff.

The Town Manager shall appoint a Director, and the Director, with the approval of the Town Manager, shall appoint all clerks and other employees as the ~~Council~~ **Department** may from time to time require.

§ 12-10 Administration.

A. The ~~Council on Aging~~ **Board** shall, with the approval of the Town Manager, establish policy and overall operating guidelines and for that purpose shall, with or through the Council on Aging Director, regularly meet with the Town Manager to submit reports, to consult on budgetary and administrative issues, and generally to coordinate activities to best carry out the purposes of this chapter. [Amended 11-17-2014 ATM by Art. 18]

B. The Council on Aging Director shall be responsible to the ~~Council~~ **Board** for implementing such policy as well as for the daily direction of staff and operations.

§ 12-11 Confidentiality of records.

The names, addresses, telephone numbers, or other identifying information about elderly persons in the possession of the council shall not be public records, but the use of these records shall comply with G.L. c.19A, §§ 14 to 24, as a condition of receiving a government contract, program grant or other benefit, or as otherwise required by law.

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

ARTICLE THIRTY: *By the Town Manager.* To see if the Town will vote to amend the General Bylaws, Chapter 73 (Purchasing), by deleting the ~~strikethrough-text~~ and inserting the ***bold, italic text***, as follows:

Section 73-5. Contracts not to extend more than ~~three~~ **five** 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~~ **five** years from the date of execution, unless specific authority to do so has been given by a vote of the Town or as otherwise provided by law, or take any other action relative thereto. ***Referred to Bylaw Review Committee and Finance and Warrant Committee for study and report.***

ARTICLE THIRTY-ONE: *By the Council on Aging Director and Director of Assessing.* To see if the Town will vote to increase the hourly rate for the Senior Tax Work Off Program from \$10/hour to \$15/hour, and, further, to increase eligible income limits for a qualified individual from \$45,000 to \$55,000 and a qualifying couple from \$55,000 to \$70,000, or take any other action relative thereto. ***Referred to Finance and Warrant Committee for***

study and report.

ARTICLE THIRTY-TWO: *By District One Town Meeting Representative William Shaw McDermott.* To see if the Town will vote to require elected Town Meeting Representatives to transmit to the Town Moderator and the Town Manager an e-mail address, or cell phone number, of choice, in order for Town Boards and Committees to transmit notices of meetings, agendas, minutes and votes, as they respectively may choose by Board or Committee policy to do, thereby enabling Town Meeting Representatives to be more fully informed, on a current and timely basis, of important Board and Committee events, or take any other action relative thereto. ***Referred to Finance and Warrant Committee for study and report.***

Given under our hands and seal of the Town of Dedham this 24th day of February AD 2023.

SELECT BOARD

James A. MacDonald, Chair
Kevin R. Coughlin, Vice Chair
Dennis J. Teehan, Jr.
Dimitria Sullivan
Erin Boles Welsh

A true copy, attest:

Anthony F. Zollo, Jr.
Constable, Town of Dedham

TOWN OF DEDHAM - NORFOLK, SS.

By virtue of this Warrant, I have notified and warned the inhabitants of the Town of Dedham aforesaid to meet at the time and place and for the purposes specified in said Warrant by posting true and attested copies thereof in one or more public places not less than fourteen days at least before the date of the said meeting, and by causing a true and attested copy thereof to be published once, not less than fourteen days before the said meeting in the Dedham Times, a newspaper having a general circulation in said Town of Dedham.

Anthony F. Zollo, Jr.
Constable, Town of Dedham

Dated at Dedham, Massachusetts, the 24th day of February, AD 2023