

**ADJOURNED TOWN MEETING
MONDAY, JANUARY 26, 2009
FOGELBERG AUDITORIUM – BHS**

A quorum being present, the meeting was called to order at 7:40 P.M. with a salute to the flag. The National Anthem and a song from the upcoming production of the Wizard of Oz were sung by BHS student Eva Costanza accompanied on piano by Mr. Middleton-Cox.

A motion to adjourn to Monday, February 2 (due to a forecasted snow storm) to complete the business of the Warrant, if necessary, was moved, seconded and so voted.

The Moderator and all those in attendance acknowledged the upcoming retirement of Don Roberts, the Town's Recreation Director for the past 38 years. He also announced the passing of Joseph Arena who was serving as a long standing member of the Burlington Housing Authority and former Town Meeting Member.

ARTICLE 1 RE: Reports of Town Officers & Committees

To hear and act on the reports of the Town Officers and Committees, or to act in any other manner in relation thereto.

The Town Administrator and Ways and Means Committee gave a financial overview and update on the dire economic forecast. The Town Administrator provided an update on the bids for the Grandview Farm restoration. Library Director, Lori Hodgson announced the Burlington Reads program being kicked off by the Library. Dr. Conti, Supt of Schools, spoke on the town's collaborative Technology Initiative being proposed in May.

ARTICLE 2 RE: Simonds Trust

To see if the Town will vote to accept, from the Trustees under the Will of Marshall Simonds, the sum of \$25,000 or any other sum for the maintenance and improvements of Simonds Park, same to be spent under the direction of the Recreation Commission, or to act in any other manner in relation thereto.

MAIN MOTION: As printed in the Warrant

Recommendations: Ways and Means voted 14-0-0 in favor.

ACTION: MAJORITY APPROVED MAIN MOTION

ARTICLE 3 RE: Recreation Planner/Wildwood Site

To see if the Town will vote to raise and appropriate, transfer from available funds, borrow or otherwise provide a sum of money for the purpose of hiring a recreation planner to design plans and prepare cost estimates for the development of athletic fields and other outdoor recreation facilities at the Wildwood School site, same to be spent under the direction of the Recreation Commission, or to act in any other manner in relation thereto.

MAIN MOTION: To see if the Town will vote to transfer from available Free Cash the sum of \$20,000 for the purpose of hiring a recreation planner to design plans and prepare cost estimates for the development of athletic fields and other outdoor recreation facilities at the Wildwood School site, same to be spent under the direction of the Recreation Commission; contingent upon Board of Selectmen approval that the site will be used for recreation use.

Recommendations: Ways & Means voted 10-4-0 in favor. Capital Budget voted 6-0 in favor. Land Use voted 7-0 in favor. Selectmen voted in favor.

ACTION: MAJORITY APPROVED MAIN MOTION

ARTICLE 4 RE: Contract Agreement/In-District School Bus Transportation

To see if the Town will vote to authorize the School Committee to enter into an agreement for a term or terms not to exceed five (5) years in total, or such other terms and conditions as the School Committee may determine, for the purpose of providing School Bus Transportation Services for in-district students, or to act in any other manner in relation thereto.

MAIN MOTION: As printed in the Warrant

Recommendations: Ways & Means voted 10-3-0 in favor.

ACTION: MAJORITY APPROVED MAIN MOTION

ARTICLE 5 RE: Contract Agreement/Revaluation and Data Collection

To see if the Town will vote to authorize the Board of Assessors to enter into a nine (9) year agreement for the purpose of property revaluation and data collection of Commercial, Industrial, Residential and Personal Property.

MAIN MOTION: As printed in the Warrant

Recommendations: Ways & Means voted 14-0-0 in favor.

ACTION: MAJORITY APPROVED MAIN MOTION

ARTICLE 6 RE: Funding for Burlington Police Patrolmen's Association Contract

To see if the Town will vote to transfer from the Negotiated Settlement Account a sum of money for the purpose of funding the approved Collective Bargaining Agreement between the Town of Burlington and Burlington Police Patrolmen's Association for Fiscal Year 2008 and 2009, same to be spent under the appropriate authority, or to act in any other manner in relation thereto.

MAIN MOTION: Withdrawn

ARTICLE 7 RE: Tax Demand Fee/MGL, Chapter 60, Section 15

To see if the Town will vote to authorize the Collector of taxes to set a demand fee of \$15.00 to be added to and collected as part of the tax, as authorized by Massachusetts General Law, Chapter 60, Section 15 to be effective as of March 1, 2009, or to act in any other manner in relation thereto.

MAIN MOTION: As printed in the Warrant

Recommendations: Ways & Means voted 13-1-0 in favor.

ACTION: MAJORITY APPROVED MAIN MOTION

ARTICLE 8 RE: Home Rule Petition/Fire Station Construction

To see if the Town will vote to authorize the Board of Selectmen to file the following Home Rule petition with the General Court, provided, however, that the General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General Court which are within the scope of the general public objectives of the petition:

AN ACT AUTHORIZING THE TOWN OF BURLINGTON TO ENTER INTO A LEASE FOR THE CONSTRUCTION OF A FIRE STATION.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Notwithstanding the provisions of any general or special law to the contrary, the Town of Burlington may enter into a lease of land for a new fire station. Said lease may be a ground lease of the land only, or the lease may provide for the financing, design and construction of a new fire station by a party or the parties, or a combination thereof. The construction of a new fire station under a lease awarded pursuant to this section shall not be subject to the competitive bid requirements set forth in sections 38A½ to 38O, inclusive, of [chapter 7, section 39M of chapter 30](#) or sections 44A to 44M, inclusive, of [chapter 149 of the General Laws](#), but each such lease shall be awarded pursuant to section 16 of [chapter 30B of the General Laws](#). The Town is hereby authorized to borrow for the construction of a new fire station pursuant to section 7 of chapter 44 of the General Laws on land that is subject to said lease pursuant to this act; provided said lease has a term of at least 20 years.

SECTION 2. The request for proposals for such lease shall specify the method for comparing proposals to determine the proposal offering the lowest overall cost to the town including, but not limited to, all capital financing. If the Town awards a contract to an offeror who did not submit the proposal offering the lowest overall cost, the Town shall explain the reason for the award in writing. Prior to the award of a lease that includes the construction of a fire station under section 1, the Town shall conduct an independent evaluation for the purpose of comparing the overall cost of the lease, including the private financing of construction, to the cost of procuring the new fire station pursuant to the applicable Massachusetts General Laws.

SECTION 3. Notwithstanding the provisions of any general or special law to the contrary, the lease awarded pursuant to section 1 may provide for a term not exceeding 50 years, and may include an option and/or a right of first refusal for the Town to acquire the land and the new fire station at the termination of the lease. Any option and/or right of first refusal shall be at the sole discretion of the Town of Burlington in accordance with the original terms and conditions set forth in the request for proposals or terms and conditions more favorable to and acceptable to the Town. A lease entered into pursuant to this act may provide that the Town shall not be exempt from liability for payment over the term of the lease of the costs to finance, design and construct the fire station.

SECTION 4. Subject to this act, any lease awarded hereunder shall be subject to such additional terms and conditions as the Town Administrator and the Board of Selectmen of the Town shall determine to be in the best interests of the Town and shall be authorized by a majority vote of the Board of Selectmen, and a majority vote of Town Meeting.

SECTION 5. All contracts for the construction of the fire station may be awarded by the selected offeror only to persons or entities whose bids or proposals are subject to such persons or entities being signatory to a project labor agreement with the appropriate labor organizations which shall include an obligation for such labor organizations and its constituent members not to strike with respect to the work on such construction project and which shall also establish uniform work rules and schedules for the project. Such project agreement shall be entered into in order to facilitate the timely and efficient completion of the construction of the fire station and to make available a ready and adequate supply of highly trained, skilled craft workers who shall provide a negotiated commitment to assure labor stability and labor peace over the life of this project. The applicable entity responsible for any construction of the fire station shall designate a general contractor, project administrator or similar construction firm which is familiar in the negotiation and administration of project labor agreements to manage and oversee the construction of the project, including the development and implementation of labor relations policies for the project, and to instruct such general contractor, project administrator or other construction firm to negotiate a mutually agreeable project labor agreement covering the above described work, unless the Town determines that the selected offeror responsible for constructing the fire station has sufficient experience and qualifications, in which case the selected offeror may discharge the duties respecting the project labor agreement.

SECTION 6. This act shall take effect upon its passage, or to act in any other manner in relation thereto.

MAIN MOTION: To see if the Town will vote to authorize the Board of Selectmen to file the following Home Rule Petition with the General Court, provided, however, that the General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General Court which are within the scope of the general public objectives of the petition:

AN ACT AUTHORIZING THE TOWN OF BURLINGTON TO ENTER INTO A LEASE FOR THE CONSTRUCTION OF A PUBLIC SAFETY FACILITY.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Notwithstanding the provisions of any general or special law to the contrary, the Town of Burlington may enter into a lease of land for a new Public Safety Facility. Said lease may be a ground lease of the land only, or the lease may provide for the financing, design and construction of a new Public Safety Facility by a party or the parties, or a combination thereof. The construction of a new Public Safety Facility under a lease awarded pursuant to this section shall not be subject to the competitive bid requirements set forth in sections 38A½ to 38O, inclusive, of

[chapter 7, section 39M of chapter 30](#) or sections 44A to 44M, inclusive, of [chapter 149 of the General Laws](#), but each such lease shall be awarded pursuant to section 16 of [chapter 30B of the General Laws](#). The Town is hereby authorized to borrow for the construction of a new Public Safety Facility pursuant to section 7 of chapter 44 of the General Laws on land that is subject to said lease pursuant to this act; provided said lease has a term of at least 20 years.

SECTION 2. The request for proposals for such lease shall specify the method for comparing proposals to determine the proposal offering the lowest overall cost to the town including, but not limited to, all capital financing. If the Town awards a contract to an offeror who did not submit the proposal offering the lowest overall cost, the Town shall explain the reason for the award in writing. Prior to the award of a lease that includes the construction of a Public Safety Facility under section 1, the Town shall conduct an independent evaluation for the purpose of comparing the overall cost of the lease, including the private financing of construction, to the cost of procuring the new Public Safety Facility pursuant to the applicable Massachusetts General Laws.

SECTION 3. Notwithstanding the provisions of any general or special law to the contrary, the lease awarded pursuant to section 1 may provide for a term not exceeding 50 years, and may include an option and/or a right of first refusal for the Town to acquire the land and the new Public Safety Facility at the termination of the lease. Any option and/or right of first refusal shall be at the sole discretion of the Town of Burlington in accordance with the original terms and conditions set forth in the request for proposals or terms and conditions more favorable to and acceptable to the Town. A lease entered into pursuant to this act may provide that the Town shall not be exempt from liability for payment over the term of the lease of the costs to finance, design and construct the Public Safety Facility.

SECTION 4. Subject to this act, any lease awarded hereunder shall be subject to such additional terms and conditions as the Town Administrator and the Board of Selectmen of the Town shall determine to be in the best interests of the Town and shall be authorized by a majority vote of the Board of Selectmen, and a majority vote of Town Meeting.

SECTION 5. All contracts for the construction of the Public Safety Facility may be awarded by the selected offeror only to persons or entities whose bids or proposals are subject to such persons or entities being signatory to a project labor agreement with the appropriate labor organizations which shall include an obligation for such labor organizations and its constituent members not to strike with respect to the work on such construction project and which shall also establish uniform work rules and schedules for the project. Such project agreement shall be entered into in order to facilitate the timely and efficient completion of the construction of the Public Safety Facility and to make available a ready and adequate supply of highly trained, skilled craft workers who shall provide a negotiated commitment to assure labor stability and labor peace over the life of this project. The applicable entity responsible for any construction of the Public Safety Facility shall designate a general contractor, project administrator or similar construction firm which is familiar in the negotiation and administration of project labor agreements to manage and oversee the construction of the project, including the development and implementation of labor relations policies for the project, and to instruct such general contractor, project administrator or other construction firm to negotiate a mutually agreeable project labor agreement covering the above described work, unless the Town determines that the selected offeror responsible for constructing the Public Safety Facility has sufficient experience and qualifications, in which case the selected offeror may discharge the duties respecting the project labor agreement.

SECTION 6. This act shall take effect upon its passage, or to act in any other manner in relation thereto.

Recommendations: Ways & Means voted 12-1-1 in favor. Capital Budget voted 4-0 in favor. Land Use voted 0-7 in opposition.

ACTION: MAJORITY APPROVED MAIN MOTION

ARTICLE 9 RE: Collaborative Disposal Five-Year Municipal Solid Waste Contract

To see if the Town will vote to authorize the Board of Selectmen to enter into a contract agreement of up to five years (subject to

annual appropriation) for the disposal of municipal solid waste for the Town of Burlington.

MAIN MOTION: As printed in the Warrant

Recommendations: Ways & Means voted 12-1-1 in favor.

ACTION: MAJORITY APPROVED MAIN MOTION

ARTICLE 10 RE: Transfer of Funds/Water Treatment Facilities Chemicals

To see if the Town will vote to transfer from available funds the sum of \$250,000 for the purpose of paying for expenses related to the operation of the Water Treatment Facilities; or to act in any other manner in relation thereto.

MAIN MOTION: To see if the Town will vote to transfer from MTBE Court Settlement Funds, the sum of \$175,000 for the purpose of paying for expenses related to the operation of the Water Treatment Facilities.

Recommendations: Ways & Means voted 14-0-0 in favor. Land Use voted 7-0-0 in favor.

ACTION: UNANIMOUSLY APPROVED MAIN MOTION

ARTICLE 11 RE: Transfer of Funds/Ice Palace Doors and Frames

To see if the Town will vote to transfer from the Ice Palace Enterprise Fund the sum of \$ 27,000 for the purpose of removal and installation of nine (9) doors and frames, same to be spent under the appropriate authority, or to act in any other manner in relation thereto.

MAIN MOTION: As printed in the Warrant

Recommendations: Ways & Means voted 14-0-0 in favor. Capital Budget voted 4-0 in favor.

ACTION: MAJORITY APPROVED THE MAIN MOTION

ARTICLE 12 RE: Purchase of Mini-Bus

To see if the Town will vote to raise and appropriate, transfer from available funds, borrow or otherwise provide a sum of money for the purpose of purchasing a mini-bus and any other incidentals for the Council on Aging, or to act in any other manner in relation thereto.

MAIN MOTION: To see if the Town will vote to transfer from Free Cash the sum of \$55,000 for the purpose of purchasing a mini-bus and any other incidentals for the Council on Aging.

Recommendations: Ways & Means voted 12-2-0 in favor. Capital Budget voted 4-0 in favor.

ACTION: MAJORITY APPROVED THE MAIN MOTION

ARTICLE 13 RE: Amend Oracle TIF agreement

To see if the Town will vote to amend the existing TIF (Tax Increment Financing) Agreement between the Town of Burlington and the Oracle Corporation by extending the time frame for completion of the Phase III component of the Oracle campus from 2008 to 2013 (five years) as identified in Section 7 of the original document and to act in any other manner in relation thereto.

MAIN MOTION: As printed in the Warrant

Recommendations: Ways & Means voted 14-0-0 in favor.

ACTION: MAJORITY APPROVED THE MAIN MOTION

ARTICLE 14 RE: Transfer of Free Cash to Reserve Fund

To see if the Town will vote to raise and appropriate, transfer from available funds, borrow or otherwise provide the sum of \$100,000 or any other amount to place in the FY 2009 Reserve Fund budget, or to act in any other manner in relation thereto.

MAIN MOTION: To see if the Town will vote to transfer from Free Cash, the sum of \$100,000 to the Town's Reserve Fund.

Recommendations: Ways and Means voted 14-0-0 in favor.

ACTION: MAJORITY APPROVED THE MAIN MOTION

ARTICLE 15 RE: Transfer of Free Cash to Stabilization Fund

To see if the Town will vote to raise and appropriate, transfer from available funds, borrow or otherwise provide the sum of \$750,000 or any other amount to place in the Town's Stabilization Account, or to act in any other manner in relation thereto.

MAIN MOTION: To see if the Town will vote to transfer from Free Cash, the sum of \$750,000 to the Town's Stabilization Account.

Recommendations: Ways & Means voted 14-0-0 in favor.

ACTION: UNANIMOUSLY VOTED MAIN MOTION

ARTICLE 16 RE: Rezone/New England Executive Park

To see if the Town of Burlington will vote to amend the Zoning Map of the Town of Burlington, as most recently amended, by rezoning certain parcels of land from a General Industrial (IG) District and High Rise Industrial (IH) District to a Business Park (BP) District. Said parcels of land are generally identified as being located within New England Executive Park and as further identified on the Town of Burlington Assessors Map as follows: Map 46, Parcels 43, 44, 45, 47, 48, 50, 51, 52, 53 and Map 52, Parcels 13, 14 and 15 together with any fee interest in any adjacent private ways or passageways possessed by all of these parcels more commonly referred to as New England Executive Park Drive and Park Place, or to act in any other manner in relation thereto.

MAIN MOTION: Withdrawn

A motion to take articles 17-20 in reverse order was moved, seconded and so voted.

ARTICLE 20 RE: General Bylaw Amendment/Article XIV Environment/Add Section 8.0 Demolition Permit Delay

To see if the Town will vote to amend Article XIV "Environment" of the General Bylaw to add a new Section 8.0 "Demolition Permit Delay", as follows:

Section 8.0 Demolition Permit Delay

8.1 Intent and Purpose

It is the intent and purpose of this bylaw to preserve and protect from demolition, whenever possible, historically significant buildings or structures which reflect distinctive features of the architectural, cultural, political, economic, and/or social history of the town; to encourage owners of such buildings or structures to explore and develop alternatives to such demolition; to seek out persons or entities who might be willing to purchase, preserve, rehabilitate or restore such buildings or structures rather than demolish them; and thereby to preserve the historic resources of the Town, and to make the Town a more attractive and desirable place in which to live, and so promote the general welfare.

8.2 Procedure

8.2.1 Notice of Intent to Demolish

No demolition permit shall be issued for any building or structure which was constructed one hundred (100) or more years prior to the year of application, other than in conformity with the provisions of this Bylaw. An application for a demolition permit shall first be filed by the applicant and/or property owner with the Inspector of Buildings, and a copy of such application shall be forwarded within one (1) week by the Inspector of Buildings to the Historical Commission, the Board of Selectmen, and the Planning Board. Such application shall be in the form provided and established by the Inspector of Buildings and shall include a copy of the demolition plan, a description of the building or structure to be demolished, the reasons for the demolition and the proposed reuse of the property. If the applicant and/or property owner is unable to specify the exact age of the building or structure, the

application shall so state and shall set forth the most approximate age known and the basis for such approximation.

8.2.2 Determination

The Historical Commission shall, within fifteen (15) days after receipt of the application for a demolition permit, make a determination whether the building is historically significant.

Non-Applicability

Upon determination by the Historical Commission that the building is not historically significant, the Historical Commission shall submit a negative finding to the applicant and/or property owner, and a copy thereof shall be furnished to the Inspector of Buildings. Upon receipt of such notification, or after the expiration of fifteen (15) days from the date of submission of the demolition permit to the Historical Commission, the Inspector of Buildings may issue the demolition permit.

Determination of Significance

Upon determination by the Historical Commission that the building is historically significant, the Historical Commission shall submit a positive finding to the applicant and/or property owner, and a copy thereof shall be furnished to the Inspector of Buildings who shall not issue a demolition permit. The Historical Commission shall then hold a public hearing on the matter according to Section 8.2.3.

8.2.3 Public Hearing

The Historical Commission shall hold a public hearing within twenty (20) days after a positive Determination of Significance to determine whether the building should be preferably preserved. The Public Hearing shall be held pursuant to applicable statutory requirements. The newspaper publication and abutter notification shall be completed by the Historical Commission at the expense of the applicant. The Historical Commission shall complete the following:

a) Hold a public hearing to determine the following:

- (i) if the proposed demolition of the historically significant building or structure would be detrimental to the historical or architectural heritage or resources of the Town, and therefore, such building or structure shall be considered preferably preserved;
- (ii) if less than a complete demolition is proposed, whether the work to be done will materially diminish its historical significance, and
- (iii) to explore alternatives to demolition.

b) Submit such determination according to Section (a) in writing to the Inspector of Buildings and the applicant and/or property owner.

8.2.4 Determination of Non-Applicability

If after the Public Hearing the Historical Commission determines that the building or structure is not historically significant, or where less than a complete demolition is being proposed that the work to be done will not materially diminish its historical significance, then the Historical Commission shall within seven (7) days after the Public Hearing notify the Inspector of Buildings of its determination. The Inspector of Buildings may thereafter proceed with the proposed demolition in accordance with applicable law. The failure of the Historical Commission to issue its written determination within seven (7) days after such hearing shall be deemed to constitute a determination that the building or structure is not considered preferably preserved.

8.2.5 Determination of Applicability and Delay of Demolition

If after the Public Hearing the Historical Commission determines that the building or structure is preferably preserved and that the proposed work would materially diminish its historical significance, then the Historical Commission shall notify the Inspector of Buildings with seven (7) days after the Public Hearing of its determination. The Historical Commission is hereby empowered to impose a demolition delay of up to six (6) months from the date of such determination. Written notice of its determination and the period of delay imposed shall be mailed promptly to the applicant and/or property owner, and a copy thereof shall be furnished to the Inspector of Buildings who shall not issue a demolition permit during the period specified therein; provided, however, that such permit may be issued prior to the end of such period if the Historical Commission notifies the Inspector

of Buildings that the applicant and/or owner (i) has made a bona fide, reasonable and unsuccessful effort to locate a purchaser for the building or structure who has agreed to, preserve, rehabilitate, restore or relocate same, or (ii) has agreed to alternatives to demolition as set forth in [Section 8.3](#).

8.3 Alternatives to Demolition

If the Historical Commission imposes a demolition delay as set forth in [Section 8.2.5](#) and/or if alternatives to demolition are developed in the public hearing which are acceptable to the applicant and/or owner, then the Historical Commission is hereby empowered, in its discretion, to enter into an agreement with such applicant and/or property owner providing for such alternatives and a time period for implementation of same. A copy of said agreement shall be filed with the Inspector of Buildings and any other applicable Town agency, and thereafter no work shall be done on the building or structure except in accordance with the terms of said agreement unless and until a new application for a demolition permit is filed and processed hereunder.

8.4 Expiration of Demolition Delay

At the end of any period of demolition delay as set forth in this bylaw, including any alternatives agreed upon pursuant to [Section 8.3](#), the Historical Commission shall notify the Inspector of Buildings that the period of delay has expired, and the applicant and/or property owner shall be entitled to apply for all necessary demolition permits to allow the work to go forward as set forth in the Demolition Permit, and pursuant to applicable law.

8.5 Emergency Demolition

Nothing in this bylaw shall restrict or prevent the Inspector of Buildings from ordering the immediate demolition of any building or structure which is determined to be imminently dangerous or unsafe to the public. The Inspector of Buildings shall file a copy of any such order of emergency demolition with the Historical Commission.

8.6 Enforcement and Remedies

8.6.1 Enforcement

The Inspector of Buildings shall have the authority to enforce this Bylaw.

8.6.2 Non-Compliance

Anyone who undertakes demolition of any building or structure without complying with the provisions of this bylaw shall be subject to a fine of three hundred dollars (\$300.00). Each day such violation continues following such demolition shall constitute a separate offense.

8.6.3 Issuance of Building Permit

No building permit shall be issued or be valid for any parcel or premises upon which a historically significant building or structure, or property listed in the Cultural Resources Inventory, has been demolished by an intentional or grossly negligent violation of this bylaw for a period of up to two (2) years after completion of such demolition.

8.6.4 Multiple Remedies

The remedies and enforcement procedures set forth in this Section may be applied separately or in conjunction with one another, or to act in any other manner in relation thereto.

MAIN MOTION: As printed in the Warrant

Recommendations: Land Use voted 7-0 in favor. Bylaw Review voted 4-0 in favor.

ACTION: MAJORITY APPROVED MAIN MOTION

App'd. A.G. . Posted .

**ARTICLE 19 RE: Zoning Bylaw Amendment
Reorganize and Restructure Zoning Bylaws**

To see if the Town will vote to reorganize and restructure the Zoning By-laws of the Town of Burlington as described in the document on file with the Town Clerk, Planning Board and the Library (disk also), or to act in any other manner in relation

thereto. (Due to the complexity of this 163 page document, it is also available on the Town's website on the Planning Board's homepage at www.burlington.org)

MAIN MOTION: As printed in the Warrant

Recommendations: Land Use voted 6-1 in favor. Planning Board voted 7-0-0 in favor.

ACTION: UNANIMOUSLY APPROVED MAIN MOTION

App'd. A.G. . Posted .

ARTICLE 18 RE: Zoning Bylaw Amendment/Delete Article IX, Section 9.1.3 Demolition Permit Delay from Zoning Bylaws Add to General Bylaws

To see if the Town will vote to amend the Zoning Bylaw, by deleting Article IX, Section 9.1.3 "Demolition Permit Delay" in its entirety, and adopting same as a General Bylaw, or to act in any other manner in relation thereto.

MAIN MOTION: As printed in the Warrant

Recommendations: Planning Board voted 7-0-0 in favor.

ACTION: UNANIMOUSLY APPROVED MAIN MOTION

App'd. A.G. . Posted .

ARTICLE 17 RE: Zoning Amendment/Article IX, Section 9.2.2/Special Permit Fees

To see if the Town will vote to amend the Zoning Bylaw, by amending Article IX, Section 9.2.2 "Special Permit Fees" by deleting the existing subsection in its entirety, and substituting therefore the following: "Where Special Permits are required for uses pursuant to this Bylaw, filing fees shall be as established in the Planning Board Rules and Regulations for Special Permits, as may be amended from time to time to offset the cost of interdepartmental review.", or to act in any other manner in relation thereto.

MAIN MOTION: As printed in the Warrant

Recommendations: Planning Board voted 7-0-0 in favor. Land Use voted 7-0 in favor.

ACTION: UNANIMOUSLY APPROVED MAIN MOTION

App'd. A.G. . Posted .

At 11:00 p.m., a motion to adjourn was moved, seconded and so voted.

Attest:
Jane L. Chew
Town Clerk