

WARRANT FOR THE SPECIAL TOWN MEETING OF THE TOWN OF HARVARD

COMMONWEALTH OF MASSACHUSETTS
WORCESTER, ss.

To the Constable of the Town of Harvard:

Greetings:

In the name of the Commonwealth, you are hereby required to notify and warn the inhabitants of the said Town, who are qualified to vote in Town affairs, to meet in Bromfield School's Cronin Auditorium on Monday, the 13th day of February, 2023 at 7:00 p.m. by the clock to act on the following articles:

ARTICLE 1: PAY BILL(S) OF PRIOR FISCAL YEAR(S)

To see if the Town will vote to transfer from available funds a sum of money to pay bills from prior fiscal years, or pass any vote or votes in relation thereto.

(Inserted by Select Board)

ARTICLE 2: COMMUNITY PRESERVATION FUND

To see if the Town will vote to amend its acceptance of Sections 3 to 7, inclusive, of Massachusetts General Laws Chapter 44B, known as the Massachusetts Community Preservation Act, by increasing the surcharge on real property taxes to be placed in a special "Community Preservation Fund" that may be appropriated and spent for the purposes permitted by said Act, including open space, historic resources, and affordable housing purposes from one and one-tenth (1.1) percent to three (3) per cent of the taxes assessed annually on real property which shall be dedicated to said fund, such increased surcharge to be imposed on taxes assessed for fiscal years beginning on or after July 1, 2023, and to exempt from such increased surcharge any or all of the following: (1) property owned and occupied as a domicile by a person who would qualify for low income housing or low or moderate income senior housing in the community; or (2) \$100,000 of the assessed valuation of Residential, Commercial, and Industrial parcels, or pass any vote or votes in relation thereto.

(Inserted by Select Board)

ARTICLE 3: PERMANENT WATER CONNECTION WITH DEVENS

To see if the Town will appropriate \$4,850,000, or any other amount, to pay costs of designing and constructing a water main and booster station to provide a permanent water connection with Devens to supply water to the Town, and for the payment of all costs incidental and related thereto, to determine whether this amount shall be raised by borrowing or otherwise, provided, however, that this appropriation and debt authorization shall be contingent upon passage of a Proposition 2½ debt exclusion referendum under Massachusetts General Laws Chapter 59, Section 21C(k), or to take any other action relative thereto.

(Inserted by Select Board)

ARTICLE 4: AMEND THE PROTECTIVE BYLAW TO ALLOW ACCESSORY ENTERTAINMENT IN TOWN CENTER ENTERTAINMENT OVERLAY DISTRICT.

To see if the Town will vote to amend Chapter 125 of the Code of the Town of Harvard, the Town's Protective Bylaw, by adding thereto the following new Section 125-59 relative to the Town Center Entertainment Overlay District, or take any vote or votes in relation thereto.

A. Purpose. The purpose of the Town Center Entertainment Overlay District (TCEOD) is to allow entertainment as an accessory use on certain properties which are primarily used for business, institutional or cultural purposes.

B. Establishment of overlay district. The TCEOD is established as an overlay district. The TCEOD consists of certain parcels of land on Ayer Road, Elm Street, Fairbanks Street, Massachusetts Avenue and Still River Road as shown on the Town Center Entertainment Overlay District Map on file with the Town Clerk. Within the TCEOD, all regulations of the underlying district remain in effect.

C. Permitted Accessory Uses in the Town Center Entertainment Overlay District.

(1) All uses that are clearly subordinate to, and customarily incidental to, and located on the same premises with the main use or structure to which it is accessory.

(2) Accessory entertainment, provided that a license for such entertainment is obtained from the Select Board, except on properties in the TCEOD which are used primarily for residential purposes.

(Inserted by Planning Board)

Given under our hands this 17th day of January, Two Thousand and Twenty-Three.

Harvard Board of Selectmen:

Richard Maiore, Chairman

Donald Ludwig

Erin McBee

Kara McGuire Minar

Charles Oliver