

**WARRANT FOR THE ANNUAL TOWN MEETING AND ELECTION
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 The Bromfield School on Saturday, the thirty-first day of March, 2001 at 9:00 a.m. by the clock to act on the following articles:

ARTICLE 1: ANNUAL REPORTS

To hear the reports of the Selectmen, School Committee, and any other officers or committees that may be ready to make a report and act thereon.

(Inserted by Selectmen)

ARTICLE 2: SUPPLEMENTAL APPROPRIATIONS - FISCAL YEAR 2001

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to be added to certain line items appropriated under Article 5 of the 2000 Annual Town Meeting of March 25, 2000 or pass any vote or votes in relation thereto.

(Inserted by Finance Committee)

ARTICLE 3: FUND TRANSFERS

To see if the Town will make certain transfers of money, or pass any vote or votes in relation thereto.

(Inserted by Finance Committee)

ARTICLE 4: REVOLVING FUNDS

To see if the Town will vote to continue the Revolving Fund Account for Elm Commission Activities established at the Special Town Meeting of June 27, 1991 pursuant to Massachusetts General Laws Chapter 44 Section 53E 1/2, or pass any vote or votes in relation thereto.

(Inserted by Selectmen)

ARTICLE 5: OMNIBUS BUDGET

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds, such sums of money as may be necessary to defray expenses for the ensuing fiscal year, or pass any vote or votes in relation thereto.

(Inserted by Finance Committee)

ARTICLE 6: RESERVE FUND

To see if the Town will vote to raise and appropriate or transfer from available funds, a sum of money to be placed in the Reserve Fund Account for unforeseen and extraordinary expenses for the ensuing fiscal year, or pass any vote or votes in relation thereto.

(Inserted by Finance Committee)

ARTICLE 7: DEBT EXCLUSION - SCHOOL BUILDING

To see if the Town will vote to appropriate, and authorize the Town Treasurer, with the approval of the Selectmen, to borrow pursuant to Chapter 44, Section 7 of the Massachusetts General Laws, or any other enabling authority, a sum not to exceed \$16,689,000 for the renovation and expansion of The Bromfield School, contingent upon the passage of a proposition two and one-half debt exclusion ballot question at the Annual Election on April 3, 2001, or pass any vote or votes in relation thereto.

(Inserted by School Committee)

(2/3 vote required)

ARTICLE 8: DEBT EXCLUSION - FIRE ENGINE

To see if the Town will vote to appropriate, and authorize the Town Treasurer, with the approval of the Selectmen, to borrow pursuant to Chapter 44, Section 7 of the Massachusetts General Laws, or any other enabling authority, a sum not to exceed \$200,000 in order to purchase a fire engine, and to authorize the sale or trade of existing equipment, contingent upon the passage of a proposition two and one-half debt exclusion ballot question at the Annual Election on April 3, 2001, or pass any vote or votes in relation thereto.

(Inserted by Selectmen)

(2/3 vote required)

ARTICLE 9: GRANT APPROVAL - LIBRARY

To see if the Town will vote to accept the preliminary design for the Harvard Public Library and to authorize the Library Trustees of the Harvard Public Library to apply for any state grants which may be available for the project or pass any vote or votes in relation thereto.

(Inserted by Library Trustees)

ARTICLE 10: PROFESSIONAL CONSULTING SERVICES

To see if the Town will vote to raise and appropriate or transfer from available funds, a sum of money for the purpose of providing professional consulting services for various projects, with unexpended funds as of June 30, 2003, being returned to their funding source, or pass any vote or votes in relation thereto.

(Inserted by Selectmen)

ARTICLE 11: FIRE DEPARTMENT CHIEF'S VEHICLE

To see if the Town will vote to raise and appropriate or transfer from available funds, a sum of money for the purpose of purchasing a vehicle for the fire chief, with unexpended funds as of June 30, 2002, being returned to their funding source, and to authorize the sale or trade of existing equipment, or pass any vote or votes in relation thereto.

(Inserted by Selectmen)

ARTICLE 12: PUBLIC SAFETY BUILDING FIRE ALARM SYSTEM

To see if the Town will vote to raise and appropriate or transfer from available funds, a sum of money for the purpose of relocating the fire alarm system to the new public safety building, with unexpended funds as of June 30, 2003, being returned to their funding source, or pass any vote or votes in relation thereto.

(Inserted by Selectmen)

ARTICLE 13: TOWN HALL COPIER AND PHONE SYSTEM

To see if the Town will vote to raise and appropriate or transfer from available funds, a sum of money for the purpose of purchasing a copier and phone system for Town Hall, with unexpended funds as of June 30, 2002, being returned to their funding source, and to authorize the sale or trade of existing equipment, or pass any vote or votes in relation thereto.

(Inserted by Selectmen)

ARTICLE 14: NEASC ACCREDITATION

To see if the Town will vote to raise and appropriate or transfer from available funds, a sum of money for professional consulting services and expenses related to the NEASC Accreditation process, with unexpended funds as of June 30, 2004, being returned to their funding source, or pass any vote or votes in relation thereto.

(Inserted by School Committee)

ARTICLE 15: HES AIR CONDITIONING

To see if the Town will vote to raise and appropriate or transfer from available funds, a sum of money for the purpose of providing air conditioning for portions of the Harvard Elementary School, with unexpended funds as of June 30, 2003, being returned to their funding source, or pass any vote or votes in relation thereto.

(Inserted by School Committee)

ARTICLE 16: MASTER PLAN

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money not to exceed \$50,000 for completion of the update of the Master Plan, or pass any vote or votes in relation thereto.

(Inserted by 10 or More Citizens)

ARTICLE 17: WEED BARGE

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$49,500 for making minor improvements to the existing harvester and for acquiring a weed barge,

with unexpended funds as of June 30, 2002, being returned to the funding source, or pass any vote or votes in relation thereto.
(Inserted by 10 or More Citizens)

ARTICLE 18: CONTRACT - POLICE WAGES

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to be added to line #20, Police Personnel of Article 5 of this Warrant in order to fund the collective bargaining agreement negotiated with the Police Union, or pass any vote or votes in relation thereto.
(Inserted by Selectmen)

ARTICLE 19: POLICE INCENTIVE CAREER PAY

To see if the Town will vote to accept Chapter 41, Section 108L of the General Laws of Massachusetts establishing a police career incentive pay program, or pass any vote or votes in relation thereto.
(Inserted by Selectmen)

ARTICLE 20: ANIMAL CONTROL OFFICER

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to be added to line #31, Dog Officer of Article 5 of this Warrant in order to expand the responsibilities of the dog officer to an animal control officer, or pass any vote or votes in relation thereto.
(Inserted by Selectmen)

ARTICLE 21: SCHOOL CHEMICAL DISPOSAL

To see if the Town will vote to raise and appropriate or transfer from available funds, a sum of money for chemical disposal at The Bromfield School, or pass any vote or votes in relation thereto.
(Inserted by School Committee)

ARTICLE 22: STABILIZATION FUND

To see if the Town will vote to raise and appropriate or transfer from available funds, a sum of money to be placed in the Stabilization Fund, or pass any vote or votes in relation thereto.
(Inserted by Finance Committee)

ARTICLE 23: ACCEPTANCE OF HIGHWAY FUNDS

To see if the Town will vote to accept State funds to be used for reconstruction and improvements of public ways, or pass any vote or votes in relation thereto.
(Inserted by Selectmen)

ARTICLE 24: ACCEPTANCE OF GIFTS OF PROPERTY - CONSERVATION LAND

To see if the Town will vote to accept the gifts of land or interests in land for conservation or other land preservation related purposes, previously accepted by the Conservation Commission and approved by the Board of Selectmen, or pass any vote or votes in relation thereto.
(Inserted by Selectmen)

ARTICLE 25: PERSONAL PROPERTY EXEMPTION

To see if the Town will vote to accept Chapter 59, Section 5 Clause 54 of the General Laws of Massachusetts establishing a minimum fair cash value of \$1,000 for personal property accounts to be taxed, or pass any vote or votes in relation thereto.
(Inserted by Selectmen)

ARTICLE 26: PROPERTY TAX DEFERRALS FOR SENIORS 65 AND OLDER

To see if the Town will vote to accept Chapter 59, Section 5 Clause 41A of the General Laws of Massachusetts establishing a maximum qualifying gross receipts amount of \$40,000 for seniors 65 and older property tax deferrals, or pass any vote or votes in relation thereto.
(Inserted by Selectmen)

ARTICLE 27: ACCEPTANCE OF SEPTIC SYSTEM LOT - FORMER WATT LAND

To see if the Town will vote to: a) accept the parcel of land on Still River Depot Road, Harvard, Worcester County, Massachusetts, containing approximately 4.0 acres, shown as "SDS Parcel-1" on a plan entitled "Plan of Land (Area to be dedicated to Subsurface Disposal) Located on the: NORTH SIDE OF STILL RIVER DEPOT ROAD, HARVARD, MA." dated January 26, 2001, prepared by DeFalco Engineering, Inc. for D.M. Watt & Sons, a copy of which plan is on file in the Office of the Town Clerk and in the Office of the Planning Board; b) authorize the Board of Selectmen to grant, transfer, convey or otherwise dispose of to the United States of America, acting by and through the Secretary of the Interior through the United States Fish and Wildlife Service, a conservation easement on said parcel of land; and c) authorize the Board of Selectmen to execute and deliver any and all documents necessary for the acceptance of said parcel of land and for the grant, transfer, conveyance or other disposition of a conservation easement thereon, or pass any vote or votes in relation thereto.
(Inserted by Selectmen)

ARTICLE 28: SALE OF FORMER WATT LAND

To see if the Town will vote to: a) authorize the Board of Selectmen to acquire by purchase, gift, eminent domain or otherwise the parcel of land on Still River Depot Road, Harvard, Massachusetts, Worcester County, Massachusetts, containing 4.7 acres, shown as Lot No.3 on a plan entitled "Plan of Land Located on Still River Depot Road" prepared for the Watt Brothers, Inc. dated August, 1988, and recorded with the Worcester District Registry of Deeds in Plan Book 640, Plan 82; b) appropriate a sum of money for the acquisition of said parcel of land; c) provide for said appropriation, authorize the Town treasurer, with the approval of the Board of Selectmen, to borrow a sum of money pursuant to Massachusetts General Laws Chapter 44, Section 7, or any other enabling authority, for the acquisition of said parcel of land; and d) authorize the Board of Selectmen

to sell, transfer, convey or otherwise dispose of said parcel of land to the United States Fish and Wildlife Service, for consideration and other land preservation purposes, for consideration of not less than the consideration or compensation paid by the Town for the acquisition of said parcel of land, or pass any vote or votes in relation thereto.

(Inserted by Selectmen)

ARTICLE 29: ZONING

To see if the Town will vote to amend the Protective (Zoning) By-law of the Town of Harvard as follows:

1) Amend Section 7.3.2.6 (i) by deleting it entirely and inserting in lieu thereof the following:

- (i) A driveway which serves as access to parking or garaging for trucks shall be constructed to be at least two lanes wide for its entire length, and shall meet the following materials and construction standards, which materials and construction standards shall be shown on the driveway design plans. (Also refer to the accompanying sketch labeled *Typical Driveway Cross- Section* for visual reference):
 - a) Ordinary borrow material shall be used as sub-base material in areas where fill is required to bring the site up to sub-grade. The ordinary borrow material shall meet the requirements of Massachusetts Highway Department's Standard Specifications for Highways and Bridges (SSHB) section 150, Embankment and M1.01.0, Ordinary Borrow.
 - b) All organic and compressible sub-grade materials shall be removed prior to the placement of borrow material.
 - c) Gravel base material having a minimum depth of 12 inches shall be placed on the sub-base or existing sub-grade. The gravel base material shall meet the requirements of SSHB section 405, Gravel Base Course and M1.03.0 Type b, Gravel Borrow.
 - d) The finish surface shall be:
 - 1. A bituminous concrete pavement surface (min. 2 inch compacted binder course and min. 1-1/2 inch compacted finish course) meeting the requirements of SSHB section 460, Class I Bituminous Concrete Pavement Type I-1 and M3.11.00, Class I Bituminous Concrete.
 - e) All materials listed in items a through (d) shall be compacted as specified in SSHB.
 - f) Driveway construction standards shall be in accordance with the Massachusetts Highway Department's Standard Specification for Highways and Bridges.

If such a driveway, which serves as access to parking or garaging for trucks, is more than 150 feet long it shall be constructed as a roadway serving the same intensity of use as specified in the Rules and Regulations of the Harvard Planning Board relative to Sub-Division Control as amended through March XX, 2001; this sentence applies to new driveway construction or extension undertaken after March XX, 2001.

2) Amend Section 7.3.2.6 (iii) by deleting the entire first paragraph of this sub-section, beginning

with the words "Except as otherwise provided" through the final words ".....for the particular situation." and inserting in lieu thereof the following:

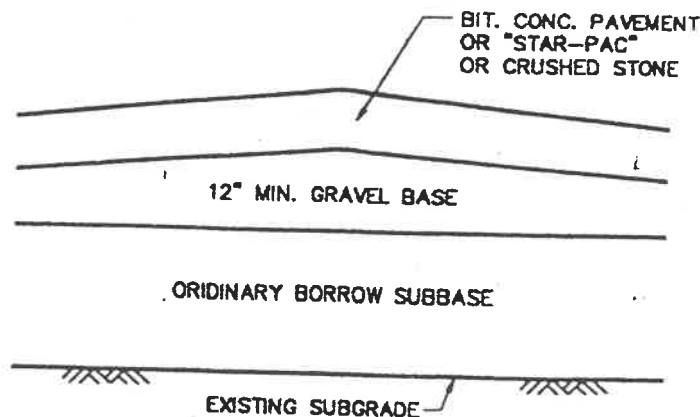
(iii) Except as otherwise provided, driveways regulated under this sub-section shall meet the following materials and construction standards, which materials and construction standards shall be shown on the driveway design plans. (Also refer to the accompanying sketch labeled *Typical Driveway Cross-Section* for visual reference):

- a) Ordinary borrow material shall be used as sub-base material in areas where fill is required to bring the site up to sub-grade. The ordinary borrow material shall meet the requirements of Massachusetts Highway Department's Standard Specifications for Highways and Bridges (SSHB) section 150, Embankment and M1.01.0, Ordinary Borrow.
- b) All organic and compressible sub-grade materials shall be removed prior to the placement of borrow material.
- c) Gravel base material having a minimum depth of 12 inches shall be placed on the sub-base or existing sub-grade. The gravel base material shall meet the requirements of SSHB section 405, Gravel Base Course and M1.03.0 Type b, Gravel Borrow.
- d) The finish surface shall be one of the following:
 1. A bituminous concrete pavement surface (min. 2 inch compacted binder course and min. 1-1/2 inch compacted finish course) meeting the requirements of SSHB section 460, Class I Bituminous Concrete Pavement Type I-1 and M3.11.00, Class I Bituminous Concrete, or
 2. A "Star-Pac" material (min. 4 inch compacted depth), or
 3. A 3/4 inch to 1-1/2 inch sized crushed stone material to a minimum 4 inch compacted depth.
- e) All materials listed in items a through (d) shall be compacted as specified in SSHB.
- f) Driveway construction standards shall be in accordance with the Massachusetts Highway Department's Standard Specification for Highways and Bridges.

or pass any vote or votes in relation thereto.

(Inserted by Planning Board)

(2/3 vote required)



TYPICAL DRIVEWAY CROSS-SECTION
NOT TO SCALE

ARTICLE 30: REPORT OF COMMITTEE - DEVENS REUSE

To see if the Town will hear a report from the Devens Reuse Committee.
(Inserted by Devens Reuse Committee)

* * * * *

And furthermore, 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 at The Bromfield School on Tuesday, the third day of April, 2001, to cast their ballots for the following officers and questions:

Moderator, one for one year; Selectmen, two for three years; Cemetery Commissioner, one for three years; Harvard Board of Health, one for three years; Harvard Board of Health, one for two years; Housing Authority, one for five years; Library Trustee, two for three years; Park and Recreation Commissioner, one for three years; Planning Board, one for three years; School Committee, one for three years; School Committee, one for one year; Tree Warden, one for one year; Warner Free Lecture Society Trustee, two for three years; and Water Commissioner, one for three years.

QUESTION #1 - Debt Exclusion

Shall the Town of Harvard be allowed to exempt from the provisions of proposition 2 ½, so-called, the amounts required to pay for the bond issued in order to fund the renovation and expansion of The Bromfield School?

YES _____ NO _____

(Requires a majority vote for passage.)

QUESTION #2 - Debt Exclusion

Shall the Town of Harvard be allowed to exempt from the provisions of proposition 2 ½, so-called, the amounts required to pay for the bond issued in order to purchase a fire engine?

YES _____ NO _____

(Requires a majority vote for passage.)

QUESTION #3 - Community Preservation Act

Shall the Town of Harvard accept the provisions of sections 3 to 7, inclusive of Chapter 44B of the General Laws, as approved by its legislative body, a summary of which appears below?

YES _____ NO _____

(Requires a majority vote for passage.)

SUMMARY OF QUESTION #3 - Sections 3 to 7 of Chapter 44B of the General Laws of Massachusetts, also known as the Community Preservation Act (Act), establishes a dedicated

fund to enable cities and towns to (1) acquire open space, which includes land for park and recreational uses and the protection of public drinking water well fields, aquifers and recharge areas, wetlands, farm land, forests, marshes, beaches, scenic areas, wildlife preserves and other conservation areas, (2) acquire and restore historic buildings and sites, and (3) create affordable housing.

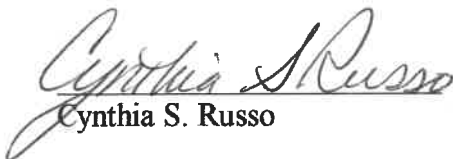
In the Town of Harvard, the funding source for these community preservation purposes will be a surcharge of one and one tenth percent (1.1%) on the annual property tax assessed on real property and annual distributions made by the state by a trust fund created by the Act. If approved, a taxpayer receiving a regular property tax abatement or exemption will receive a pro rata reduction in surcharge. Real property which is exempt from taxation under Chapter 59 of the General Laws of Massachusetts will be exempt from the Act.

A nine member Community Preservation Committee will be established to study community preservation resources, possibilities and needs and to make annual recommendations to the town meeting on spending the funds. At least ten percent (10%) of the funds for each fiscal year will be spent or reserved for later spending on each of the Act's three community preservation purposes: (1) open space; (2) historic resources; and (3) affordable housing.

All of the above officers and questions to be on one ballot. The polls will be open from 7:00 a.m. to 8:00 p.m.

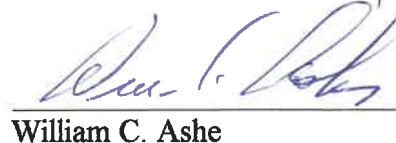
And you are directed to serve this Warrant by posting attested copies thereof, one at the Town Hall, one at the Post Office in Harvard, and one at the Post Office in Still River, as directed by vote of the Town, seven days at least before the time of holding said meeting. Hereof fail not, and make due return of this Warrant with your doings thereon to the Town Clerk at the time and place of said meeting.

Given under our hands this seventh day of March, in the year of Our Lord Two Thousand and One.


Cynthia S. Russo


Kerry L. Curley


Lucy B. Wallace


William C. Ashe

William J. Marinelli

Board of Selectmen

I hereby certify that I have posted three attested copies of the Warrant for the Annual Town Meeting, one at the Town Hall, one at the Post Office in Harvard, and one at the Post Office in Still River, as directed by vote of the Town, seven days at least before the time of holding said meeting.

S. Brule,

Sylvio J. Brule, Constable

Date: 23 March 2001