

# TOWN OF LEXINGTON

## WARRANT



2021 ANNUAL TOWN ELECTION  
**March 1, 2021**

2021 ANNUAL TOWN MEETING  
**March 22, 2021**

*Detailed information on Town Meeting Warrant Articles can be found  
at*

<http://lexingtonma.gov/2021atm>

Saturday, March 6, 2021, 10am-12pm, *Moderator's Workshop for New Town Meeting Members* (via Zoom)

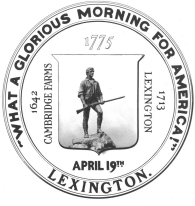
Tuesday, March 9, 2021, 7pm-9pm, *Moderator's Planning Meeting with Article Sponsors, Boards & Committees* (via Zoom)

**WARRANT**  
**2021 ANNUAL TOWN MEETING**  
**Detailed information on these Town Meeting Warrant Articles can be found at**  
<https://lexingtonma.gov/2021atm>

**TABLE OF CONTENTS**

SELECT BOARD MESSAGE.....	3
CONSTABLES LETTER.....	4
ARTICLE 1 NOTICE OF ELECTION .....	5
ARTICLE 2 ELECTION OF DEPUTY MODERATOR AND REPORTS OF TOWN BOARDS, OFFICERS AND COMMITTEES.....	6
ARTICLE 3 APPOINTMENTS TO CARY LECTURE SERIES.....	6
<u>FINANCIAL ARTICLES</u> .....	6
ARTICLE 4 APPROPRIATE FY2022 OPERATING BUDGET .....	6
ARTICLE 5 APPROPRIATE FY2022 ENTERPRISE FUNDS BUDGETS.....	6
ARTICLE 6 APPROPRIATE FOR SENIOR SERVICES PROGRAM.....	7
ARTICLE 7 APPROPRIATE FOR MUNICIPAL ORGANIZATIONAL ASSESSMENT.....	7
ARTICLE 8 APPROPRIATE FOR 20/20 VISION SURVEY.....	8
ARTICLE 9 ESTABLISH AND CONTINUE DEPARTMENTAL REVOLVING FUNDS.....	8
ARTICLE 10 APPROPRIATE THE FY2022 COMMUNITY PRESERVATION COMMITTEE OPERATING BUDGET AND CPA PROJECTS.....	9
ARTICLE 11 APPROPRIATE FOR RECREATION CAPITAL PROJECTS.....	9
ARTICLE 12 APPROPRIATE FOR MUNICIPAL CAPITAL PROJECTS AND EQUIPMENT.....	9
ARTICLE 13 APPROPRIATE FOR WATER SYSTEM IMPROVEMENTS.....	10
ARTICLE 14 APPROPRIATE FOR WASTEWATER SYSTEM IMPROVEMENTS.....	11
ARTICLE 15 APPROPRIATE FOR SCHOOL CAPITAL PROJECTS AND EQUIPMENT.....	11
ARTICLE 16 APPROPRIATE FOR PUBLIC FACILITIES CAPITAL PROJECTS.....	11
ARTICLE 17 APPROPRIATE TO POST EMPLOYMENT INSURANCE LIABILITY FUND .....	12
ARTICLE 18 RESCIND PRIOR BORROWING AUTHORIZATIONS.....	12
ARTICLE 19 ESTABLISH, AMEND, DISSOLVE AND APPROPRIATE TO AND FROM SPECIFIED STABILIZATION FUNDS.....	12
ARTICLE 20 APPROPRIATE FOR PRIOR YEARS' UNPAID BILLS.....	13
ARTICLE 21 AMEND FY2021 OPERATING, ENTERPRISE AND CPA BUDGETS.....	13
ARTICLE 22 APPROPRIATE FOR AUTHORIZED CAPITAL IMPROVEMENTS.....	13

ARTICLE 23	APPROPRIATE FROM DEBT SERVICE STABILIZATION FUND.....	13
ARTICLE 24	APPROPRIATE FOR LEXINGTON HIGH SCHOOL FEASIBILITY STUDY.....	14
ARTICLE 25	AMEND BORROWING AUTHORIZATION CONSERVATION LAND ACQUISITION....	14
	<u>GENERAL ARTICLES</u> .....	14
ARTICLE 26	PETITION GENERAL COURT TO AMEND LEGISLATION REGARDING PERMANENT TRANSPORTATION FUNDING.....	14
ARTICLE 27	INCREASE IN RECREATION COMMITTEE MEMBERSHIP.....	15
ARTICLE 28	REDUCING NOISE FROM LANDSCAPING EQUIPMENT.....	15
ARTICLE 29	CLEAN HEAT-AUTHORIZE SPECIAL LEGISLATION TO REGULATE FOSSIL FUEL INFRASTRUCTURE AND ADOPT BYLAW AMENDMENT ENABLING LEGISLATION .....	15
ARTICLE 30	FULL INCLUSION RESOLUTION.....	16
ARTICLE 31	STREET ACCEPTANCE: PENNY LANE, WINDING ROAD AND LUONGO FARM LANE.....	16
ARTICLE 32	AMEND GENERAL BYLAWS-RECEIVE APPRAISED VALUE FOR REMOVED TREES	16
ARTICLE 33	AMEND GENERAL BYLAWS- TREE BYLAW: DATA COLLECTION AND EDUCATION.....	16
ARTICLE 34	AMEND GENERAL BYLAWS-TREE BYLAW FEES AND MITIGATION PAYMENTS...	17
ARTICLE 35	AMEND SCENIC ROADS BYLAW (CITIZEN PETITION).....	17
ARTICLE 36	AUTHORIZE SPECIAL LEGISLATION-DEVELOPMENT SURCHARGE FOR AFFORDABLE HOUSING (CITIZEN PETITION).....	17
ARTICLE 37	AMEND GENERAL BYLAWS-STORMWATER MANAGEMENT (CHAPTER 114)	18
ARTICLE 38	AMEND GENERAL BYLAWS-TREES (CHAPTER 120).....	18
	<u>ZONING ARTICLES</u> .....	18
ARTICLE 39	AMEND ZONING BYLAW-HISTORIC PRESERVATION INCENTIVES.....	18
ARTICLE 40	AMEND ZONING BYLAW-RETAINING WALLS.....	18
ARTICLE 41	AMEND ZONING BYLAW-STRUCTURES IN SETBACKS.....	19
ARTICLE 42	AMEND ZONING BYLAW-FLOODPLAIN MANAGEMENT.....	19
ARTICLE 43	AMEND ZONING BYLAW- TECHNICAL CORRECTIONS .....	19
ARTICLE 44	AMEND ZONING BYLAW-USE AND GENERAL REGULATIONS.....	19
ARTICLE 45	AMEND ZONING BYLAW & ZONING MAP -HARTWELL INNOVATION PARK.....	19
	TOWN FINANCE TERMINOLOGY (inside back cover)	



*Town of Lexington, Massachusetts*  
Select Board

DOUGLAS M. LUCENTE, CHAIR  
JOSEPH N. PATO  
SUZANNE E. BARRY  
JILL I. HAI  
MARK D. SANDEEN

TEL: (781) 698-4580  
FAX: (781) 863-9468

January 25, 2021

To the Residents of Lexington:

This warrant document provides notification of the 2021 Annual Town Meeting and advises residents of the various issues being considered at the meetings. Only Articles listed in this warrant may be discussed. The purpose of the Warrant is to inform citizens of the issues to be discussed and does not provide for detailed information about the Articles.

Articles for the Annual Town Meeting are grouped in three categories: Financial, General and Zoning. Descriptions are provided in an attempt to make the Warrant useful and understandable.

The most important votes that take place at the Annual Town Meeting are related to the budget. We urge citizens to read the budget, understand it, and help us find a way to foster excellence within the community. The Town website, <http://lexingtonma.gov/2021atm>, includes the most recent version of the FY2022 Budget and other financial Articles as well as other relevant information for each Article.

Between now and Town Meeting there will be multiple meetings to develop a comprehensive recommended budget for fiscal year 2022. That budget will be delivered to all Town Meeting Members prior to the consideration of any financial articles by Town Meeting.

SELECT BOARD

Douglas M. Lucente, Chair  
Joseph N. Pato  
Suzanne E. Barry  
Jill I. Hai  
Mark D. Sandeen



**TOWN OF LEXINGTON WARRANT  
2021 ANNUAL TOWN MEETING**

Commonwealth of Massachusetts

Middlesex, ss.

To either of the Constables of the Town of Lexington, in said County,

Greetings:

In the name of the Commonwealth of Massachusetts, you are directed to notify the inhabitants of the Town of Lexington qualified to vote in elections to meet in their respective voting places in said Town.

PRECINCT ONE, School Administration Building; PRECINCT TWO, Bowman School; PRECINCT THREE, Lexington Community Center; PRECINCT FOUR, Cary Memorial Building; PRECINCT FIVE, School Administration Building; PRECINCT SIX, Cary Memorial Building; PRECINCT SEVEN, Keilty Hall, St. Brigid's Church, PRECINCT EIGHT, Samuel Hadley Public Services Building; PRECINCT NINE, Keilty Hall, St. Brigid's Church, on

**Monday, the first day of March 2021**

from 7:00am to 8:00pm, then and there to act on Article 1 of the following Warrant;

In addition, you are also directed to notify the inhabitants of the Town of Lexington qualified to vote in elections and in Town affairs to meet by means of the audio/video conferencing platform described more particularly below on **Monday, the twenty-second day of March 2021** at 7:30pm, at which time and place the remaining articles in this Warrant are to be acted upon and determined exclusively by the Town Meeting Members in accordance with Chapter 215 of the Acts of 1929, as amended, and subject to the referendum provided for by Section eight of said Chapter, as amended.

Pursuant to Chapter 92 of the Acts of 2020, the Town Meeting shall be held remotely by the means requested by the Moderator as follows:

Town Meeting members will attend and vote by logging into: (1) the Zoom videoconferencing platform, (2) the online VVoter module provided by our electronic voting vendor, Option Technologies OR a comparable online voting tool developed by Select Board member Joe Pato, and (3) an online queuing function developed by Select Board member Joe Pato to facilitate the process of debate. Other Town residents who wish to follow the proceedings may do so via LexMedia at <https://www.youtube.com/user/LexMediaMATV>. Residents who wish to participate in the Meeting may contact the Town Clerk's Office at [clerk@lexingtonma.gov](mailto:clerk@lexingtonma.gov) and complete the online form at <https://lexingtonma.gov/2021atm>.

For more information, please see the Moderator's January 11, 2021 letter to the Select Board attached to this warrant as Appendix A.

**ARTICLE 1**

**NOTICE OF ELECTION**

One Select Board Member for a term of three years;

One Moderator for a term of one year;

Two School Committee members for a term of three years.

Two Planning Board members for a term of three years;

One Lexington Housing Authority member for a term of five years.

Seven Town Meeting Members in Precinct One, the seven receiving the highest number of votes to serve for terms of three years;

Seven Town Meeting Members in Precinct Two, the seven receiving the highest number of votes to serve for terms of three years;

Nine Town Meeting Members in Precinct Three, the seven receiving the highest number of votes to serve for terms of three years; the one receiving the next highest number of votes to fill an unexpired term for a seat ending in 2023; the one receiving the next highest number of votes to fill an unexpired term for a seat ending in 2022;

Seven Town Meeting Members in Precinct Four, the seven receiving the highest number of votes to serve for terms of three years;

Seven Town Meeting Members in Precinct Five, the seven receiving the highest number of votes to serve for terms of three years;

Eight Town Meeting Members in Precinct Six, the seven receiving the highest number of votes to serve for terms of three years; the one receiving the next highest number of votes to fill an unexpired terms for a seat ending in March 2023;

Eight Town Meeting Members in Precinct Seven, the seven receiving the highest number of votes to serve for terms of three years; the one receiving the next highest number of votes to fill an unexpired term ending in March 2023;

Seven Town Meeting Members in Precinct Eight, the seven receiving the highest number of votes to serve for terms of three years;

Seven Town Meeting Members in Precinct Nine, the seven receiving the highest number of votes to serve for terms of three years.

You are also to notify the inhabitants aforesaid to meet remotely pursuant to Chapter 92 of the Acts of 2020 as set forth on the first page of this Warrant

**on Monday, the twenty-second day of March 2021 at 7:30 p.m.,**

at which time and place the following articles are to be acted upon and determined exclusively by the Town Meeting Members in accordance with Chapter 215 of the Acts of 1929, as amended, and subject to the referendum provided for by Section eight of said Chapter, as amended.

**ARTICLE 2** **ELECTION OF DEPUTY MODERATOR AND REPORTS OF TOWN BOARDS, OFFICERS AND COMMITTEES**

To see if the Town will vote to approve the Deputy Moderator nominated by the Moderator; receive the reports of any Board or Town Officer or of any Committee of the Town; or act in any other manner in relation thereto.

*(Inserted by the Select Board)*

DESCRIPTION: This article remains open throughout Town Meeting and reports may be presented at any Town Meeting session by boards, officers, or committees. In addition, the Town will consider the approval of the nomination of a Deputy Moderator as authorized under Section 118-11 of the Code of the Town of Lexington.

**ARTICLE 3** **APPOINTMENTS TO CARY LECTURE SERIES**

To see if the Town will authorize the appointment of the committee on lectures under the wills of Eliza Cary Farnham and Susanna E. Cary; or act in any other manner in relation thereto.

*(Inserted by the Select Board)*

DESCRIPTION: This is an annual article that provides for the appointment of citizens to the Cary Lecture Series by the Moderator.

**FINANCIAL ARTICLES**

**ARTICLE 4** **APPROPRIATE FY2022 OPERATING BUDGET**

To see if the Town will vote to make appropriations for expenditures by departments, officers, boards and committees of the Town for the ensuing fiscal year and determine whether the money shall be provided by the tax levy, by transfer from available funds, by transfer from enterprise funds, or by any combination of these methods; or act in any other manner in relation thereto.

*(Inserted by the Select Board)*

FUNDS REQUESTED: See the most recent version of the FY2022 budget proposals posted at <http://lexingtonma.gov/budget>.

DESCRIPTION: This article requests funds for the FY2022 (July 1, 2021 - June 30, 2022) operating budget. The operating budget includes the school and municipal budgets. The operating budget includes requests for funds to provide prospective salary increases for employees, including salaries to be negotiated through collective bargaining negotiations. The budget also includes certain shared expenses.

**ARTICLE 5** **APPROPRIATE FY2022 ENTERPRISE FUNDS BUDGETS**

To see if the Town will vote to appropriate a sum of money to fund the operations of the DPW Water and Wastewater Divisions and the Department of Recreation and Community Programs; determine whether the money shall be provided by the estimated income to be derived in FY2022 from the operations of the related enterprise, by the tax levy, by transfer from available funds, including the retained earnings of the relevant enterprise fund, or by any combination of these methods; or act in any other manner in relation thereto.

*(Inserted by the Select Board)*

FUNDS REQUESTED:

Enterprise Fund	FY2020 Appropriated	FY2021 Appropriated	FY2022 Requested
<b>a) Water</b>			
Personal Services	\$660,929	\$804,234	\$903,535
Expenses	\$420,436	\$502,925	\$514,300
Debt Service	\$1,192,000	\$1,278,770	\$1,318,329
MWRA Assessment	\$7,413,364	\$8,006,399	\$8,807,039
<b>Total Water Enterprise Fund</b>	<b>\$9,686,729</b>	<b>\$10,592,328</b>	<b>\$11,543,203</b>
<b>b) Wastewater</b>			
Personal Services	\$226,162	\$366,568	\$401,775
Expenses	\$284,781	\$444,150	\$454,650
Debt Service	\$1,200,863	\$1,388,579	\$1,569,588
MWRA Assessment	\$7,837,139	\$7,922,359	\$8,714,595
<b>Total Water Enterprise Fund</b>	<b>\$9,548,945</b>	<b>\$10,121,656</b>	<b>\$11,140,608</b>
<b>c) Recreation and Community Programs</b>			
Personal Services	\$1,246,075	\$962,170	\$1,342,201
Expenses	\$1,048,149	\$1,041,951	\$1,247,735
<b>Total Recreation and Community Programs Enterprise Fund</b>	<b>\$2,294,224</b>	<b>\$2,004,121</b>	<b>\$2,589,936</b>

DESCRIPTION: Under Massachusetts General Laws Chapter 44, Section 53F½, towns may establish Enterprise Funds for a utility, health care, recreation or transportation operation, with the operation to receive related revenue and receipts and pay expenses of such operation. This article provides for the appropriation to and expenditure from three enterprise funds previously established by the Town. The Recreation and Community Programs Fund includes the operations and programs for the Community Center.

**ARTICLE 6**

**APPROPRIATE FOR SENIOR SERVICES PROGRAM**

To see if the Town will vote to appropriate a sum of money for the purpose of conducting a Senior Services Program, to be spent under the direction of the Town Manager; to authorize the Select Board to establish and amend rules and regulations for the conduct of the program, and determine whether the money shall be provided by the tax levy, by transfer from available funds or by any combination of these methods; or act in any other manner in relation thereto.

*(Inserted by the Select Board)*

FUNDS REQUESTED: \$15,000

DESCRIPTION: In FY2007, the Town established a Senior Services Program that provides more flexibility than the State program in assisting low-income seniors and disabled residents in reducing their property tax bills. This article requests funds to continue the program.

**ARTICLE 7**

**APPROPRIATE FOR MUNICIPAL ORGANIZATIONAL ASSESSMENT**

To see if the Town will vote to appropriate a sum of money for the purpose of conducting an assessment of the Town's organizational structure and adherence to industry best practices and determine whether the money shall be provided by the tax levy, by transfer from available funds, or by any combination of these methods; or act in any other manner in relation thereto.

*(Inserted by the Select Board)*

FUNDS REQUESTED: \$100,000



DESCRIPTION: This article will allow the Town Manager to hire a contractor to conduct a Town-wide organizational assessment and provide recommendations for efficiencies.

**ARTICLE 8**

**APPROPRIATE FOR 20/20 VISION SURVEY**

To see if the Town will vote to appropriate a sum of money for the purpose of conducting a Town-wide 20/20 vision survey and related expenses and determine whether the money shall be provided by the tax levy, by transfer from available funds, or by any combination of these methods; or act in any other manner in relation thereto.

*(Inserted by the Select Board)*

FUNDS REQUESTED: \$50,000

DESCRIPTION: This article will allow the 2020 Vision committee to conduct a survey is be part of a longitudinal study to assess community perspectives and progress toward meeting stated preferences of community members and to inform planning and decision-making by the three elected boards.

**ARTICLE 9**

**ESTABLISH AND CONTINUE DEPARTMENTAL REVOLVING FUNDS**

To see if the Town will vote, pursuant to the Massachusetts General Laws Chapter 44, Section 53E½ and Chapter 110 of the Code of the Town of Lexington, to continue existing revolving funds; to amend said Chapter 110 to establish new revolving funds; to determine whether the maximum amounts that may be expended from such new and existing revolving fund accounts in FY2022 shall be the following amounts or any other amounts; or act in any other manner in relation thereto.

*(Inserted by the Select Board)*

FUNDS REQUESTED:

<b>Program or Purpose for Revolving Funds</b>	<b>FY2022 Authorization</b>
School Bus Transportation	\$1,150,000
Building Rental Revolving Fund	\$570,000
Regional Cache - Hartwell Avenue	\$50,000
Lexington Tree Fund	\$70,000
DPW Burial Containers	\$50,000
DPW Compost Operations	\$790,000
Minuteman Household Hazardous Waste Program	\$260,000
Senior Services Program	\$75,000
Residential Engineering Review	\$57,600
Health Programs	\$45,000
Lab Animal Permits	\$40,000
Tourism/Liberty Ride	\$194,000
Visitors Center	\$247,000

DESCRIPTION: The amount that may be spent from a revolving fund established under Massachusetts General Laws Chapter 44, Section 53E½ must be approved annually by Town Meeting. The Funds are credited with the receipts received in connection with the programs supported by such funds, and expenditures may be made from the revolving fund without further appropriation.

**ARTICLE 10**

**APPROPRIATE THE FY2022 COMMUNITY PRESERVATION COMMITTEE  
OPERATING BUDGET AND CPA PROJECTS**

To see if the Town will vote to hear and act on the report of the Community Preservation Committee on the FY2022 Community Preservation budget and, pursuant to the recommendations of the Community Preservation Committee, to appropriate from the Community Preservation Fund, or to reserve amounts in the Community Preservation Fund for future appropriations; for the debt service on previously authorized financing; for the administrative expenses of the Community Preservation Committee for FY2022; for the acquisition, creation and preservation of open space; for the acquisition, preservation, rehabilitation and restoration of historic resources; for the acquisition, creation, preservation, rehabilitation and restoration of land for recreational use; for the acquisition, creation, preservation and support of community housing; and for the rehabilitation or restoration of open space and community housing that is acquired or created with moneys from the Community Preservation Fund; to appropriate funds for such projects and determine whether the money shall be provided by the tax levy, or from estimated Community Preservation Act surcharges and the state match for the upcoming fiscal year, by transfer from available funds, including enterprise funds, by borrowing, or by any combination of these methods; or act in any other manner in relation thereto.

*(Inserted by the Select Board at the request of the Community Preservation Committee)*

**FUNDS REQUESTED:**

- a) Park and Playground Improvements- South Rindge Avenue - \$170,000
- b) Park Improvements- Athletic Fields- Muzzey Field - \$155,000
- c) Community Center Mansion Sidewalk & Patio - \$110,000
- d) Playground Enhancements - Pour-in-Place Surfaces - \$150,000
- e) CPA Debt Service - \$TBD
- f) Administrative Budget - \$150,000

**DESCRIPTION:** This article requests that Community Preservation funds and other funds, as necessary, be appropriated for the projects recommended by the Community Preservation Committee and for administrative costs.

**ARTICLE 11**

**APPROPRIATE FOR RECREATION CAPITAL PROJECTS**

To see if the Town will vote to appropriate a sum of money for recreation-related capital projects and equipment; and determine whether the money shall be provided by the tax levy, by transfer from available funds, including the Recreation and Community Programs Enterprise Fund, by borrowing, or by any combination of these methods; or act in any other manner in relation thereto.

*(Inserted by the Select Board at the request of the Recreation Committee)*

**FUNDS REQUESTED: \$87,000**

**DESCRIPTION:** For a description of the proposed projects, see Section XI: Capital Investment section of the FY2022 budget. The most recent version of the capital section can be found at <https://lexingtonma.gov/fy22capital>.

**ARTICLE 12**

**APPROPRIATE FOR MUNICIPAL CAPITAL PROJECTS AND EQUIPMENT**

To see if the Town will vote to appropriate a sum of money for the following capital projects and equipment:

- a) Transportation Mitigation;
- b) Self-Contained Breathing Apparatus Replacement;

- c) Townwide Culvert Replacement;
- d) Equipment Replacement;
- e) Sidewalk Improvements;
- f) Storm Drainage Improvements and NPDES compliance;
- g) Comprehensive Watershed Stormwater Management;
- h) Street Improvements;
- i) Hydrant Replacement Program;
- j) Public Parking Lot Improvement Program;
- k) New Sidewalk Installations;
- l) Staging for Special Events;
- m) Cary Library Network Upgrade;
- n) Electric Vehicle Charging Stations;
- o) Parking System;

and authorize the Select Board to take by eminent domain, purchase or otherwise acquire any fee, easement or other interests in land necessary therefor; determine whether the money shall be provided by the tax levy, by transfer from available funds, including enterprise funds, by borrowing, or by any combination of these methods; determine if the Town will authorize the Select Board to apply for, accept, expend and borrow in anticipation of state aid for such capital improvements; or act in any other manner in relation thereto.

*(Inserted by the Select Board)*

FUNDS REQUESTED: Unknown at press time

DESCRIPTION: For a description of the proposed projects, see Section XI: Capital Investment section of the FY2022 budget. The most recent version of the capital section can be found at <http://www.lexingtonma.gov/fy22capital>.

**ARTICLE 13**

**APPROPRIATE FOR WATER SYSTEM IMPROVEMENTS**

To see if the Town will vote to make water distribution system improvements, including the installation of new water mains and replacement or cleaning and lining of existing water mains and standpipes, the replacement or rehabilitation of water towers, engineering studies and the purchase and installation of equipment in connection therewith, in such accepted or unaccepted streets or other land as the Select Board may determine, subject to the assessment of betterments or otherwise; and to take by eminent domain, purchase or otherwise acquire any fee, easement or other interest in land necessary therefor; appropriate money for such improvements and land acquisition and determine whether the money shall be provided by the tax levy, water enterprise fund, by transfer from available funds, including any special water funds, or by borrowing, or by any combination of these methods; to determine whether the Town will authorize the Select Board to apply for, accept, expend and borrow in anticipation of federal and state aid for such projects; or act in any other manner in relation thereto.

*(Inserted by the Select Board)*

FUNDS REQUESTED: \$1,410,000

DESCRIPTION: For a description of the proposed projects, see Section XI: Capital Investment section of the FY2022 budget. The most recent version of the capital section can be found at <http://www.lexingtonma.gov/fy22capital>.

**ARTICLE 14**

**APPROPRIATE FOR WASTEWATER SYSTEM IMPROVEMENTS**

To see if the Town will vote to install and line sanitary sewer mains and sewerage systems and replacements and upgrades to pump stations thereof, including engineering studies and the purchase of equipment in connection therewith; in such accepted or unaccepted streets or other land as the Select Board may determine, subject to the assessment of betterments or otherwise, in accordance with Chapter 504 of the Acts of 1897, and acts in addition thereto and in amendment thereof, or otherwise; and to take by eminent domain, purchase or otherwise acquire any fee, easement or other interest in land necessary therefor; appropriate money for such installation and land acquisition and determine whether the money shall be provided by the tax levy, the wastewater enterprise fund, by transfer from available funds, including any special wastewater funds, by borrowing, or by any combination of these methods; to determine whether the Town will authorize the Select Board to apply for, accept, expend and borrow in anticipation of federal and state aid for such wastewater projects; or act in any other manner in relation thereto.

*(Inserted by the Select Board)*

FUNDS REQUESTED: \$1,520,000

DESCRIPTION: For a description of the proposed projects, see Section XI: Capital Investment section of the FY2022 budget. The most recent version of the capital section can be found at <http://www.lexingtonma.gov/fy22capital>.

**ARTICLE 15**

**APPROPRIATE FOR SCHOOL CAPITAL PROJECTS AND EQUIPMENT**

To see if the Town will vote to appropriate a sum of money to maintain and upgrade the schools’ technology systems and equipment; determine whether the money shall be provided by the tax levy, by transfer from available funds, by borrowing, or by any combination of these methods; or act in any other manner in relation thereto.

*(Inserted by the Select Board at the request of the School Committee)*

FUNDS REQUESTED: \$1,186,236

DESCRIPTION: For a description of the proposed projects, see Section XI: Capital Investment section of the FY2022 budget. The most recent version of the capital section can be found at <http://www.lexingtonma.gov/fy22capital>.

**ARTICLE 16**

**APPROPRIATE FOR PUBLIC FACILITIES CAPITAL PROJECTS**

To see if the Town will vote to appropriate a sum of money for capital improvements and renovations, including new construction to public facilities for:

- a) Public Facilities Bid Documents;
- b) Facility and Site Improvements:
  - Building Flooring Program;
  - School Paving & Sidewalks Program;
- c) Public Facilities Mechanical/Electrical System Replacements;
- d) Municipal Building Envelopes and Associated Systems;
- e) Townwide Roofing Program;
- f) School Building Envelopes and Associated Systems;
- g) Center Recreation Complex Bathrooms & Maintenance Building Renovation;
- h) Space Needs for School Year 2021-22;
- i) HVAC Improvements;

and determine whether the money shall be provided by the tax levy, by transfer from available funds, including enterprise funds, by borrowing, or by any combination of these methods; to determine if the Town will authorize the Select Board to apply for, accept, expend and borrow in anticipation of state aid for such capital improvements; or act in any other manner in relation thereto.

*(Inserted by the Select Board)*

FUNDS REQUESTED: \$4,480,385

DESCRIPTION: For a description of the proposed projects, see Section XI: Capital Investment section of the FY2022 budget. The most recent version of the capital section can be found at <http://www.lexingtonma.gov/fy22capital>.

## **ARTICLE 17**

### **APPROPRIATE TO POST EMPLOYMENT INSURANCE LIABILITY FUND**

To see if the Town will vote to appropriate a sum of money to the Town of Lexington Post Retirement Insurance Liability Fund, as established by Chapter 317 of the Acts of 2002; determine whether the money shall be provided by the tax levy, by transfer from available funds, including enterprise funds, or by any combination of these methods; or act in any other manner in relation thereto.

*(Inserted by the Select Board)*

FUNDS REQUESTED: \$1,885,486

DESCRIPTION: This article will allow the Town to continue to fund its liability for post-employment benefits for Town of Lexington retirees. Beginning with the FY2007 audit, the Town has been required to disclose this liability. Special legislation establishing a trust fund for this purpose was enacted in 2002.

## **ARTICLE 18**

### **RESCIND PRIOR BORROWING AUTHORIZATIONS**

To see if the Town will vote to rescind the unused borrowing authority voted under previous Town Meeting articles; or act in any other manner in relation thereto.

*(Inserted by the Select Board)*

DESCRIPTION: State law requires that Town Meeting vote to rescind authorized and unissued debt that is no longer required for its intended purpose.

## **ARTICLE 19**

### **ESTABLISH, AMEND, DISSOLVE AND APPROPRIATE TO AND FROM SPECIFIED STABILIZATION FUNDS**

To see if the Town will vote to create, amend, dissolve, rename and/or appropriate sums of money to and from Stabilization Funds in accordance with Massachusetts General Laws, Section 5B of Chapter 40 for the purposes of: (a) Section 135 Zoning By-Law; (b) Traffic Mitigation; (c) Transportation Demand Management/Public Transportation; (d) Special Education; (e) Center Improvement District; (f) Debt Service; (g) Transportation Management Overlay District; (h) Capital; (i) Payment in Lieu of Parking; (j) Visitor Center Capital Stabilization Fund; (k) Affordable Housing Capital Stabilization Fund; (l) Water System Capital Stabilization Fund; and (m) Ambulance Stabilization Fund; determine whether such sums shall be provided by the tax levy, by transfer from available funds, from fees, charges or gifts or by any combination of these methods; or act in any other manner in relation thereto.

*(Inserted by the Select Board)*

FUNDS REQUESTED: Unknown at press time

DESCRIPTION: This article proposes to establish, dissolve, and fund Stabilization Funds for specific purposes and to appropriate funds therefrom. Money in those funds may be invested and the interest may then become a part of

the particular fund. These funds may later be appropriated for a specific designated purpose by a two-thirds vote of an Annual or Special Town Meeting, for any other lawful purpose.

**ARTICLE 20**

**APPROPRIATE FOR PRIOR YEARS' UNPAID BILLS**

To see if the Town will vote to raise and appropriate money to pay any unpaid bills rendered to the Town for prior years; to determine whether the money shall be provided by the tax levy, by transfer from available funds, or by any combination of these methods; or act in any other manner in relation thereto.

*(Inserted by the Select Board)*

FUNDS REQUESTED: Unknown at press time

DESCRIPTION: This is an annual article to request funds to pay bills after the close of the fiscal year in which the goods were received or the services performed and for which no money was encumbered.

**ARTICLE 21**

**AMEND FY2021 OPERATING, ENTERPRISE AND CPA BUDGETS**

To see if the Town will vote to make supplementary appropriations, to be used in conjunction with money appropriated under Articles 4, 5 9, and 10 of the warrant for the 2020 Annual Town Meeting, and Article 5 of the warrant for Special Town Meeting 2020-3 to be used during the current fiscal year, or make any other adjustments to the current fiscal year budgets and appropriations that may be necessary; to determine whether the money shall be provided by transfer from available funds including the Community Preservation Fund; or act in any other manner in relation thereto.

*(Inserted by the Select Board)*

FUNDS REQUESTED: Unknown at press time

DESCRIPTION: This is an annual article to permit adjustments to current fiscal year (FY2021) appropriations.

**ARTICLE 22**

**APPROPRIATE FOR AUTHORIZED CAPITAL IMPROVEMENTS**

To see if the Town will vote to make supplementary appropriations to be used in conjunction with money appropriated in prior years for the installation or construction of water mains, sewers and sewerage systems, drains, streets, buildings, recreational facilities or other capital improvements and equipment that have heretofore been authorized; determine whether the money shall be provided by the tax levy, by transfer from the balances in other articles, by transfer from available funds, including enterprise funds and the Community Preservation Fund, by borrowing, or by any combination of these methods; or act in any other manner in relation thereto.

*(Inserted by the Select Board)*

FUNDS REQUESTED: Unknown at press time

DESCRIPTION: This is an annual article to request funds to supplement existing appropriations for certain capital projects in light of revised cost estimates that exceed such appropriations.

**ARTICLE 23**

**APPROPRIATE FROM DEBT SERVICE STABILIZATION FUND**

To see if the Town will vote to appropriate a sum of money from the Debt Service Stabilization Fund to offset the FY2022 debt service of the bond dated February 1, 2003, issued for additions and renovations to the Lexington High School, Clarke Middle School, and Diamond Middle School, as refunded with bonds dated December 8, 2011; or act in any other manner in relation thereto.

*(Inserted by the Select Board)*

FUNDS REQUESTED: \$124,057

DESCRIPTION: This article would allow the Town to pay a portion of the debt service on the 2003 School Bonds from the Debt Service Stabilization Fund set up for that specific purpose.

**ARTICLE 24**

**APPROPRIATE FOR LEXINGTON HIGH SCHOOL FEASIBILITY STUDY**

To see if the Town will vote to appropriate a sum of money to be expended under the direction of the Permanent Building Committee, for the costs of a feasibility study relating to the Lexington High School located at 251 Waltham St, Lexington, MA 02421, for which feasibility study the Town may be eligible for a grant from the Massachusetts School Building Authority (“MSBA”). The MSBA’s grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any costs the Town incurs in connection with the feasibility study in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the Town, and to determine whether the money shall be provided by the tax levy, by transfer from available funds, by borrowing, or by any combination of these methods; or act in any other manner in relation thereto.or act in any other manner in relation thereto.

*(Inserted by the Select Board at the request of the School Committee)*

FUNDS REQUESTED: \$1,825,000

DESCRIPTION: In spring of 2021, the Massachusetts School Building Authority is expected to vote on Lexington’s application to accept the Lexington High School into the MSBA reimbursement program. If the Town’s application is approved at that time, this article would fund the first phase of the process, conducting a feasibility study.

**ARTICLE 25**

**AMEND BORROWING AUTHORIZATION CONSERVATION LAND ACQUISITION**

To see if the Town will vote to amend the source of funding and borrowing authorization for the acquisition of the Highland Ave Conservation land approved under Article 7 of Special Town Meeting 2020-3; or to act in any other manner in relation thereto.

*(Inserted by the Select Board at the request of the Community Preservation Committee)*

FUNDS REQUESTED: None

DESCRIPTION: The purpose of this article is to eliminate the borrowing component authorized for purchasing this property in favor of cash given the small amount of CPA-funded projects that have come forward for the FY22 budget and availability of funds. To accomplish this, the town will vote to appropriate an additional \$1,000,000 from the Undesignated Fund Balance of the Community Preservation Fund and rescind the \$1,000,000 of CPA borrowing. This will not have an impact on the timing of the closing or on the sellers. This is an internal accounting change and is expected to save approximately \$20K in interest expenses.

**GENERAL ARTICLES**

**ARTICLE 26**

**PETITION GENERAL COURT TO AMEND LEGISLATION REGARDING PERMANENT TRANSPORTATION FUNDING**

To see if the Town will vote to petition the General Court to allow the Town to create a transportation funding mechanism known as a “Transit Improvement District”; or to act in any other manner in relation thereto.

*(Inserted by the Select Board)*

DESCRIPTION: The purpose of this Article is to seek special legislation allowing the Town to establish a Transit Improvement District to provide a dependable funding source for the REV Shuttle and future transit routes the

Town may want to establish within a public/private funding framework. The Special Legislation will likely be modeled after legislation proposed by the Town's State Representative in the 2019 legislative Session, H.B. 2983.

**ARTICLE 27** **INCREASE IN RECREATION COMMITTEE MEMBERSHIP**

To see if the Town will vote to increase the membership of the Recreation Committee to seven members; or act in any other manner in relation thereto.

*(Inserted by the Select Board at the request of the Recreation Committee)*

DESCRIPTION: This article would increase the membership of the Recreation Committee from 5 to 7 members due to the increased responsibilities of the Committee, including the creation of liaison positions on other boards and committees, active capital projects and implementation of a community needs assessment.

**ARTICLE 28** **REDUCING NOISE FROM LANDSCAPING EQUIPMENT**

To see if the Town will vote to amend Chapter 80 of the Code of the Town of Lexington, Noise Control, to regulate noise generated by the use of motorized landscaping equipment; or act in any other manner in relation thereto.

*(Inserted by the Select Board at the request of the Noise Advisory Committee)*

DESCRIPTION: This article proposes revisions to the Noise Bylaw to better protect residents from noise pollution caused by motorized landscaping equipment.

**ARTICLE 29** **CLEAN HEAT-AUTHORIZE SPECIAL LEGISLATION TO REGULATE FOSSIL FUEL INFRASTRUCTURE AND ADOPT BYLAW AMENDMENT ENABLING LEGISLATION**

To see if the Town will

1. vote to authorize the Select Board to petition the Massachusetts General Court for special legislation to:
  - a. Allow the Town of Lexington to regulate fossil fuel infrastructure in new buildings and major renovations for the purposes of improving health and safety, reducing greenhouse gas emissions, and encouraging renewable energy production and use, notwithstanding the State Building Code, the Gas Code, M.G.L. c. 164 or any other law of the Commonwealth regulating natural gas as a residential utility;
  - b. Allow the Town to adopt and further amend general or zoning bylaws that regulate fossil fuel infrastructure; and
  - c. Allow the Town to administer such bylaws, including through the withholding of building permits by the Building Commissioner; and
2. vote to add a new Chapter to the Town's Code of Bylaws prohibiting or otherwise regulating or restricting the installation of fossil fuel infrastructure in new construction projects or major renovation and rehabilitation projects in Lexington, and to set forth the terms and scope of such regulations or restrictions, including exemptions or waivers to same, provided that said Chapter will take effect only if permitted pursuant to General or Special Legislation enacted by the Massachusetts General Court; or take any action related thereto.

*(Inserted by the Select Board at the request of the Sustainable Lexington Committee)*



DESCRIPTION: This article would authorize the Town 1) to file a home-rule petition with the Massachusetts General Court for Special Legislation that would enable the Town to enact local bylaws that would regulate fossil fuel infrastructure in buildings and 2) to enact such a bylaw that would restrict fossil fuel infrastructure in new construction and major renovations. The bylaw would limit the installation of new fossil fuel (natural gas, propane, fuel oil) infrastructure so as to require new or significantly renovated buildings to use clean energy sources (electricity) with exemptions for certain appliances and building types and with a waiver process.

**ARTICLE 30**

**FULL INCLUSION RESOLUTION**

To see if the Town will vote to adopt a non-binding resolution to consider the rights and needs of those with disabilities in all town decision and planning processes, in order to strive for full inclusivity and equity, while encouraging collective and coordinated action to address issues of exclusion and ableism; or act in any other manner in relation thereto.

*(Inserted by the Select Board at the request of the Commission on Disability)*

DESCRIPTION: To further the goal of full inclusion for the Town of Lexington.

**ARTICLE 31**

**STREET ACCEPTANCE: PENNY LANE, WINDING ROAD  
AND LUONGO FARM LANE**

To see if the Town will vote to accept as a Town way Penny Lane, Winding Road, and Luongo Farm Lane, all as shown on two plans dated December 15, 2020, both of which are on file with the Town Clerk and to take by eminent domain, donation or otherwise acquire any fee, easement, or other interest in land necessary therefore; or act in any other manner in relation thereto.

*(Inserted by the Select Board)*

DESCRIPTION: This article will accept the identified streets as public ways, and will authorize the Town to take title to Penny Lane, Winding Road and Luongo Farm Lane.

**ARTICLE 32**

**AMEND GENERAL BYLAWS-RECEIVE APPRAISED  
VALUE FOR REMOVED TREES**

To see if the town will vote to amend Chapter 120 of the Code of the Town of Lexington, Trees, to require that when an applicant applies for permission from the Town to remove a Town-owned tree or Public Shade Tree, the applicant be required to provide an appraisal of the tree's value and, if permission to remove the tree is granted, pay an amount up to the appraised value of the tree to the Lexington Tree Fund; or act in any other manner in relation thereto.

*(Inserted by the Select Board at the request of the Tree Committee)*

DESCRIPTION: This article will ensure that the Town receives a fair value for a removed Town tree.

**ARTICLE 33**

**AMEND GENERAL BYLAWS- TREE BYLAW: DATA  
COLLECTION AND EDUCATION**

To see if the town will vote to amend Chapter 120 of the Code of the Town of Lexington, Trees, to:

- a. require the owner of a property at which major construction or demolition is planned to submit itemized detailed information
  - initially with submission of the building permit, for all trees 6 inches DBH or larger on the property; and
  - at the completion of work at the property, for all remaining trees 6 inches DBH or larger on the property and for trees planted as mitigation

- b. require prior notification to the Town before removal of any tree 6 inches DBH or larger on private property at which neither major construction nor demolition is planned;
- or act in any other manner in relation thereto.

*(Inserted by the Select Board at the request of the Tree Committee)*

DESCRIPTION: This article provides for the collection of additional information on sites where the tree bylaw applies and also for sites on which it does not. This additional information will be used to better understand the effectiveness of the bylaw and inform decisions about future changes to the bylaw. Additionally, the requirement for notification on sites where the bylaw does not currently apply, and provides an opportunity for education of the applicant on the benefits of trees and on options other than removal. For these sites where the bylaw does not currently apply, the Tree Committee is recommending that there be no fee associated with this notification, no requirement for an onsite inspection, and no penalty for failing to provide notice.

**ARTICLE 34**

**AMEND GENERAL BYLAWS-TREE BYLAW FEES  
AND MITIGATION PAYMENTS**

To see if the town will vote to amend Chapter 120 of the Code of the Town of Lexington, Trees, to increase the fees and mitigation payments for removal of trees protected under the Bylaw, and to adjust these items to reflect inflation; or act in any other manner in relation thereto.

*(Inserted by the Select Board at the request of the Tree Committee)*

DESCRIPTION: This article will increase the fees and mitigation payments under the Tree Bylaw to better reflect the cost associated with administering the Bylaw and the cost of planting trees with mitigation funds, and will make it more attractive for applicants to replant versus making payments to the Lexington Tree Fund, and will better protect large trees.

**ARTICLE 35**

**AMEND SCENIC ROADS BYLAW (CITIZEN PETITION)**

Establish a permanent Scenic Roads committee which will meet periodically to review and approve matters relating to preserving scenic roads and historic landscapes located throughout the town. Specifically, the Scenic Roads committee would be charged with the review and approval of roads, paths and landscapes within the jurisdiction of the committee, which would include all lands, public and private, which merit recognition and preservation for their scenic or historic value. The committee will include a Town Fence viewer or designee, a member of the Tree Committee or designee, one individual who meets the Secretary of Interior's Qualifications as an Historian or Archaeologist (36 CFR 61), and two other individuals from the community-at-large who have a demonstrated interest in historic landscapes. Included among Massachusetts legislation for which the committee will be charged with enforcing will include MGL Part IV, Title 1, Chapter 266, Section 105 — Stone walls or fences and MGL Part IV, Title 266, Chapter 266, Section 94 — Boundary Monuments and miscellaneous markers.

*(Inserted by Jeff Howry and 9 or more registered voters)*

DESCRIPTION: The purpose of the Scenic Roads committee will be to assure that the remaining features of Lexington's historic landscape are protected and maintained. To accomplish this, the Scenic Roads Committee will endeavor to expand the town's existing cultural resources survey to include features of the historic landscape including stone walls, boundary markers, roads and paths bounded by trees and landscaping, historic archaeological features including those involving water features, as well as historic landscape features associated with human occupation within the town. Making additions to the already designated Scenic Roads in Lexington would be part of the committee's charge.

**ARTICLE 36**

**AUTHORIZE SPECIAL LEGISLATION-DEVELOPMENT  
SURCHARGE FOR AFFORDABLE HOUSING (CITIZEN PETITION)**

To see if the Town will vote to establish a surcharge on specific commercial development activities for the purpose of funding affordable and community housing construction, renovation, associated land acquisition or easements;

and further to authorize the Select Board to petition the Massachusetts General Court to enact legislation to enable this surcharge in the Town of Lexington, and further to authorize the Select Board to approve amendments to said act before its enactment by the General Court that are within the scope of the general objectives of the petition; or act in any other manner in relation thereto.

*(Inserted by Matt Daggett and 9 or more registered voters)*

DESCRIPTION: The purpose of this article is to address the impacts of new commercial development projects on the demand for community housing by creating a targeted and measured surcharge on specific commercial development activities.

#### **ARTICLE 37**

#### **AMEND GENERAL BYLAWS-STORMWATER MANAGEMENT (CHAPTER 114)**

To see if the Town will vote to amend Chapter 114 of the Code of the Town of Lexington (Stormwater Management) to allow for additional regulation of stormwater management installations and associated mitigation requirements; or act in any other manner in relation thereto.

*(Inserted by the Select Board at the request of the Planning Board)*

DESCRIPTION: This article would amend the Stormwater Management Bylaw to allow the additional regulation of stormwater management to allow the additional regulation of stormwater management.

#### **ARTICLE 38**

#### **AMEND GENERAL BYLAWS-TREES (CHAPTER 120)**

To see if the Town will vote to amend Chapter 120 of the Code of the Town of Lexington (Trees) to include additional regulations regarding tree preservation and planting; or act in any other manner in relation thereto.

*(Inserted by the Select Board at the request of the Planning Board)*

DESCRIPTION: This article would amend the Tree Bylaw relative to the Hartwell Innovation Park (C-HIP) landscaping and development requirements, if necessary.

### **ZONING ARTICLES**

#### **ARTICLE 39**

#### **AMEND ZONING BYLAW-HISTORIC PRESERVATION INCENTIVES**

To see if the Town will vote to amend the Zoning Bylaw to allow additional flexibility in permitting for historic preservation; or act in any other manner in relation thereto.

*(Inserted by the Select Board at the request of the Planning Board)*

DESCRIPTION: This article would allow special permits for historical preservation under § 135-6.2, Historic Preservation Incentives, to permit additional uses where necessary to preserve historical elements.

#### **ARTICLE 40**

#### **AMEND ZONING BYLAW-RETAINING WALLS**

To see if the Town will vote to amend the Zoning Bylaw to regulate the construction of retaining walls over four (4) feet in height; or act in any other manner in relation thereto.

*(Inserted by the Select Board at the request of the Planning Board)*

DESCRIPTION: This article would update the Zoning Bylaw to regulate the installation of retaining walls over four (4) feet in height.

**ARTICLE 41**

**AMEND ZONING BYLAW-STRUCTURES IN SETBACKS**

To see if the Town will vote to amend the Zoning Bylaw to allow for accessory structures of limited size and height (including sheds) to have a separate setback requirement; or act in any other manner in relation thereto.

*(Inserted by the Select Board at the request of the Planning Board)*

DESCRIPTION: This article would establish regulations for accessory structures (including sheds) to have a separate setback requirement.

**ARTICLE 42**

**AMEND ZONING BYLAW-FLOODPLAIN MANAGEMENT**

To see if the Town will vote to amend the Zoning Bylaw to identify a designated Community Floodplain Administrator (FPA); or act in any other manner in relation to.

*(Inserted by the Select Board at the request of the Planning Board)*

DESCRIPTION: This article would identify and designate a Community Floodplain Administrator (FPA) in accordance with regulations of the Federal Emergency Management Agency.

**ARTICLE 43**

**AMEND ZONING BYLAW- TECHNICAL CORRECTIONS**

To see if the Town will vote to amend the Zoning Bylaw to allow for the correction of internal references, remove unreferenced definitions, reformat sections, updates to modernize language; or act in any other manner in relation thereto.

*(Inserted by the Select Board at the request of the Planning Board)*

DESCRIPTION: These changes are clerical in nature and are not intended to change interpretation of the Zoning bylaw in any substantive way.

**ARTICLE 44**

**AMEND ZONING BYLAW-USE AND GENERAL REGULATIONS**

To see if the Town will vote to amend the Zoning Bylaw (including Table 1, Permitted Uses and Development Standards; § 5.1 Off-street Parking and Loading; §9.5, Site Plan Review; and §10, Definitions) to allow for beneficial changes identified in the Hartwell Innovation Park drafting process and updates from the 2020 Special Town Meeting (such as Short-Term Rentals and requirements from the Attorney General review); or act any other manner in relation thereto.

*(Inserted by the Select Board at the request of the Planning Board)*

DESCRIPTION: This article would amend any issues in the zoning bylaw or table of uses identified during other amendments of the Zoning Bylaw, which may include adding Short Term Rentals.

**ARTICLE 45**

**AMEND ZONING BYLAW & ZONING MAP -HARTWELL INNOVATION PARK**

To see if the Town will vote to amend the Zoning Bylaw and Zoning Map to create a new Hartwell Innovation Park (C-HIP) Zoning District comprising the CM - Manufacturing Zoning District and portions of the GC - Government Civic Zoning District, add new Special District Regulations, and amend related zoning sections of the Zoning Bylaw, including the Table of Uses; Dimensional Controls, and General Regulations; or act in any other manner in relation thereto.

*(Inserted by the Select Board at the request of the Planning Board)*

DESCRIPTION: This article would amend the Zoning Bylaw and Zoning Map to create a new Hartwell Innovation Park (C-HIP) Zoning District, which will include a new Bylaw section and amendments to the existing zoning.

And you are directed to serve this warrant seven days at least before the time of said meeting as provided in the Bylaws of the Town.

Hereof fail not, and make due return on this warrant, with your doings thereon, to the Town Clerk, on or before the time of said meeting.

Given under our hands at Lexington this 25<sup>th</sup> day of January 2021.

Douglas M. Lucente, Chair	Select Board
Joseph N. Pato	
Suzanne E. Barry	of
Jill I. Hai	
Mark D. Sandeen	Lexington

A true copy, Attest:  
Constable of Lexington



APPENDIX A

*Town of Lexington*

**MODERATOR DEBORAH BROWN**

January 11, 2021

DELIVERED BY EMAIL

Dear Select Board Members,

In view of the ongoing COVID-19 pandemic and the ongoing federal, state and local advisories to practice social distancing and avoid the congregation of crowds, I request approval to conduct the proposed 2021 Annual Town Meeting, scheduled to commence Monday, March 22, 2021 through remote participation. I propose to use a combination of: (1) the Zoom videoconferencing platform, (2) the online VVoter module provided by our electronic voting vendor, Option Technologies OR comparable online voting tool developed by Select Board member Joe Pato, and (3) an online queuing function developed by Select Board member Joe Pato to facilitate the process of debate.

I certify that, with the assistance of Select Board Chair Doug Lucente, Select Board member Joe Pato, Town Meeting Members' Association Chair Ben Moroze, and members of Town staff, I have tested all components of the system described above and am satisfied that this system will enable our meetings to be conducted in substantially the same manner as if they had occurred in person at a physical location. I certify that the system (i) allows the moderator, town meeting members, town officials and any other interested members of the public to identify and hear the moderator and each town meeting member who attends and participates in the remote meeting, as well as any other individuals who participate in the meeting; (ii) provides the ability to determine whether a quorum is present; (iii) allows participants to request recognition by the moderator and makes such requests visible to the meeting participants and the public; (iv) allows the moderator to determine when a town meeting member wishes to be recognized to speak, make a motion, or raise a point of order or personal privilege; (v) enables the moderator to recognize a town meeting member, town official or other individual and enable that person to speak; (vi) provides the ability to conduct a roll call or electronically recorded vote; (vii) allows any interested members of the public to access the meeting remotely through LexMedia for purposes of witnessing the deliberations and actions taken at the town meeting; (viii) allows members of the public to participate in debate through the submission of statements for or against a motion; and (ix) provides for the town meeting to be recorded and available for future viewing. I further confirm that I have consulted with Lexington's Commission on Disability regarding system accessibility.

Sincerely,  
Deborah Brown  
Town Moderator

1625 MASSACHUSETTS AVENUE • LEXINGTON, MASSACHUSETTS 02420

## **TOWN FINANCE TERMINOLOGY**

The following terms are frequently used in the annual town report and at the town meeting. In order to provide everyone with a better understanding of the meaning, the following definitions are provided.

### **AVAILABLE FUNDS - "FREE CASH"**

The amount certified annually by the Bureau of Accounts, Department of Revenue. The certified amount is the Unreserved Fund Balance less all outstanding taxes. This fund may be used by a vote of the town meeting as available funds for appropriation.

### **AVAILABLE FUNDS - OTHER**

Usually refers to balances in special funds or to balances remaining in specific articles previously appropriated. These balances become available for re-appropriation by Town Meeting (or are returned to the town's general fund balance).

### **"CHERRY SHEET"**

A financial statement issued by the State, at one time on cherry-colored paper, that itemizes state aid due to the town, and charges payable by the town to the state and county.

### **GENERAL FUND**

The municipal fund accounts for most financial expenses and revenues approved by town meeting. The tax levy is the principal source of revenue in the general fund.

### **ENTERPRISE FUND**

A self-supporting account for a specific service or program that the town operates as a separate "business." Enterprise funds do not depend on taxes for operating revenue. For example, water operations are funded through the water enterprise fund, which receives funds from a consumption based fee system. Ideally, enterprise resources and expenditures should balance over time. Funds in enterprise accounts do not revert to the general fund at the end of the fiscal year.

### **OVERLAY**

The overlay is the amount raised by the Assessors in excess of appropriations and other charges for the purpose of creating a fund to cover property tax abatements and exemptions granted by the Board of Assessors.

### **RESERVE FUND**

This appropriation is voted at the annual town meeting in an amount not to exceed 5% of the tax levy of the preceding year. Transfers from the reserve fund are approved by the Appropriation Committee and may only be used for "extraordinary or unforeseen expenditures."

### **REVOLVING FUND**

Revolving funds are used for a particular service. An overall limit on spending is set by Town Meeting but may be subsequently amended by vote of the Board of Selectmen and Appropriation Committee. The funds can be used for the service without appropriation up to the approved limit.

Town of Lexington, MA 02420

**PRESORTED  
STANDARD  
U.S. Postage  
PAID  
Boston, MA  
Permit No. 3011**

\*\*\*\*\*ECRWSEDDM\*\*\*\*\*

Residential Customer  
LEXINGTON, MA

*Detailed information on Town Meeting Warrant Articles as well as information on current Town Meeting Members can be found at <http://lexingtonma.gov/2021atm>*

**Note:** Town residents who wish to follow the proceedings may do so via LexMedia at <https://www.youtube.com/user/LexMediaMATV>. Residents who wish to participate in the Meeting may contact the Town Clerk's Office at [clerk@lexingtonma.gov](mailto:clerk@lexingtonma.gov) and complete the online form at <https://lexingtonma.gov/2021atm>.