

TOWN OF HAMPDEN
Commonwealth of Massachusetts

County of Hampden

Town of Hampden

TO: Either of the Constables of the said Town of Hampden in said County:

Greeting: In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the Town of Hampden qualified to vote in Town Affairs, to meet at Thornton W. Burgess Middle School, Wilbraham Road, Hampden, on Monday, April 26, 2004 at seven o'clock in the evening, then and there to act on the following articles:

REPORTS Article 1. To hear the Annual Town Reports of all officers of the Town and any committee whose duty it may be to report at said meeting, and act thereon, or take any other action relative thereto.

BUDGET Article 2. To see if the Town will vote to fix the salary and compensation of all elective officers of the Town as provided for by Section 108 of Chapter 41, General Laws and to raise and appropriate the necessary sums to cover same, and to raise money and make appropriations to defray the expenses of the Town for the period July 1, 2004 to June 30, 2005, or take any other action relative thereto.

PREVIOUS
BILLS Article 3. To see if the Town will vote to authorize the payment of any bills departmental bills of the year FY-03 or previous years, and will vote to raise and appropriate a sum of money therefor, or take any other action relative thereto.

STABILIZATION Article 4. To see if the Town will vote to transfer a sum of money from the Stabilization Fund, said funds to be made available in calculating the Fiscal Year 2005 tax levy, or take any other action relative thereto.

REVOLVING
ACCOUNTS Article 5. To see if the Town will establish a Revolving Fund on behalf of the
 Board of Assessors—
 Council on Aging—
 Hampden Public Library—
 Building Department--
 Board of Health—
 Police—
Revenues collected by such Departments shall be deposited regularly with the Town Treasurer. Expenditures from such Funds to be made in accordance with MA General Laws, Chapter 44, Section 53 E1/2 and subject to an FY 2005 limit, or take any other action relative thereto.

HIGHWAYS
STATE AID

Article 6. To see if the Town will vote to accept a sum of money from the Commonwealth of Massachusetts under the provisions of local aid fund distribution, General Laws Chapter 53, Acts of 1999, and be allowed to borrow in anticipation of reimbursement, or take any other action relative thereto.

HIGHWAY

Article 7. To see if the Town will vote to raise and appropriate a sum of money to fund the replacement of the Highway dump truck, or take any other action relative thereto.

HIGHWAY

Article 8. To see if the Town will vote to raise and appropriate a sum of money to fund the repair of Town drainage and road paving, or take any other action relative thereto.

CONSERVATION
COMMISSION
RESTRICTED
FUND

Article 9. To see if the Town will vote to approve the Conservation Commission's use and expenditure of fees received from the filing of Notices of Intent in order to defray the expenses for the performance of the Conservation Commission duties as allowed under Section 54 of Chapter 287 of the Acts of 1989 amending Chapter 131, Section 40, or take any other action relative thereto.

CONSERVATION
FUND

Article 10. To see if the Town will vote to raise and appropriate a sum of money for the Conservation Fund, said fund to be used for the purpose of acquiring available land for the Town for conservation purposes, if said purchase is voted upon and approved at Annual or Special Town Meeting prior to such purchase, or take any other action relative thereto.

TWB SCHOOL
GYM FLOOR

Article 11. To see if the Town will vote to raise and appropriate a sum of money to fund the replacement of the gym floor at Thornton W. Burgess School, or take any other action relative thereto.

LIBRARY
ADDITIONAL
STATE AID

Article 12. To see if the Town will vote that in Fiscal Year 2005, if state aid for the Library is received, this money will be made available for Library Trustees to use at their discretion, or take any other action relative thereto.

LIBRARY NETWORK
SERVER

Article 13. To see if the Town will vote to raise and appropriate a sum of money for the purchase of a new network server for the Library, or take any action relative thereto.

ASSESSOR

Article 14. To see if the Town will vote to increase the income and asset requirements for the exemptions purposes as authorized by General Laws, Chapter 59, Section 5, Clause 41C (as amended by Chapter 184, Section 51 of the Acts of 2002) effective FY 2005, as follows, or take any other action relative thereto:

The maximum income limit for a single resident over the age of seventy shall be no greater than \$15,000, and no greater than \$20,000 for a married couple over the age of seventy.

The maximum asset limit shall be no greater than \$30,000 for a single resident and no greater than \$35,000 for a married couple over the age of seventy.

ZONING
BYLAW

Article 15. To see if the Town will vote to amend the Zoning Bylaw in Section 10.103 by changing the words *within one year* to *within two years*, so that it reads:

"A special permit granted under this Bylaw shall lapse within *two* years of the date of approval if a substantial use thereof has not sooner commenced except for a good cause or in the case of a permit for construction if construction has not begun by such date except for a good cause," or take any other action relative thereto.

ZONING
BYLAW

Article 16. To see if the Town will vote to amend the Zoning Bylaw by inserting the following definition in Section 2, or take any other action relative thereto:

2.91 Non-conforming structure

A non-conforming structure is a building or structure lawfully in existence or lawfully begun at the time of adoption of this bylaw but which does not conform to the dimensional requirements of this bylaw which apply to the district in which such building or structure is located.

And by renumbering the definitions in Section 2 as required.

ZONING
BYLAW

Article 17. To see if the Town will vote to amend the Zoning Bylaw by renumbering Section 9 in its entirety to Section 8.5 and adding to Section 8 Administration, the following, or take any other action relative thereto:

Section 8.4 Planning Board

- 8.4.1 There shall be a Planning Board consisting of five (5) members, one of whom shall be elected each year for a term of five (5) years.
- 8.4.2 There may also be appointed one (1) associate member authorized to serve as an alternate voting member on special permit applications.
- 8.4.2.1 The associate member shall be appointed by the Planning Board and the Board of Selectmen in accordance with the provisions of Chapter 41, Section 81-A of the General Laws of the Commonwealth.
- 8.4.2.2 The Associate member shall be appointed for a one (1) year term, or, in the case of an unexpired term, for the balance of said term. The associate member shall be reappointed or replaced as provided for in Section 8.4.2.1.
- 8.4.2.3 The associate member shall serve on the Board only as alternate voting member on special permit applications in the case of absence, inability to act, conflict of interest on the part of any regular member of the Board, and/or in the event of a vacancy.
- 8.4.2.4 The Planning Board Chair shall authorize the associate member to sit on the board when necessary and in accordance with the above circumstances.

COMMUNITY
PRESERVATION
COMMITTEE

Article 18. To see if the Town will vote to accept the recommendations of the Community Preservation Committee for the 3rd year's appropriation of \$20,000 for the purchase of Minnechaug Mountain as initially voted on October 21, 2002, or take any other action relative thereto.

COMMUNITY
PRESERVATION
COMMITTEE

Article 19. To see if the Town will hear the report and recommendations of the Community Preservation Committee, or take any or action relative thereto.

RESERVE
FUND

Article 20. To see if the Town will vote to raise and appropriate and/or transfer from available funds, a sum of money for the Reserve Fund, or take any other action relative thereto.

STABILIZATION
FUND

Article 21. To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money to the Stabilization Fund, or take any other action relative thereto.

REDUCING
TAX RATE

Article 22. To see if the Town will vote to transfer from unappropriated available funds in the treasury a sum of money for the purpose of reducing that tax rate for Fiscal Year 2005, or take any other action relative thereto.

And you are further required to notify and warn the inhabitants of the Town of Hampden qualified to vote in elections of Town Officers to meet at the Hampden Town House, 625 Main Street, Hampden, on Monday the 3rd day of May, 2004 AD at eight o' clock in the forenoon, then and there to give in their votes on one ballot to the election officers of said Town for the following officers, to wit:

To choose for the term of one year the following: 1 Moderator

To choose for the term of three years the following: 1 Board of Selectmen
1 Town Clerk
1 Treasurer
1 Tax Collector
1 Board of Assessor
1 Library Trustee
1 Cemetery Commissioner
1 Park Commissioner
3 Constables

To choose for the term of five years the following: 1 Planning Board member
1 Housing Authority member

Also, to choose all other necessary Town Officers.

And you are directed to serve this Warrant by posting and attested copy thereof at each of the five places designated by the Town. Hereof fail not, and make due return of this Warrant with your doings thereon, to the Town Clerk at or before the time of meeting aforesaid. Given under our hands this ____ day of _____ 2004.

Duane E. Mosier, Chairman
Mark R. Barba
James D. Smith

Board of Selectmen