

**ANNUAL TOWN MEETING
TOWN OF DRACUT
JUNE 1, 2009**

TO: Any Constable in the Town of Dracut

Greetings:

In the name of the Commonwealth of Massachusetts you are hereby required to notify and warn the inhabitants of said Town who are qualified to vote in elections and in Town affairs to meet at the Lester G. Richardson Auditorium, Dracut High School, 1540 Lakeview Avenue, on Monday, June 1, 2009 at 7:30 PM, then and there to act on the following articles:

ARTICLE #1:

To see if the Town will waive the reading of the Town Meeting articles as printed in the warrant; or act in any other way relative thereto.

Submitted by Kathleen M. Graham, Town Clerk
Recommendations:

ARTICLE #2:

To see if the Town will vote to hear the report of the Town Accountant, the Board of Selectmen, and any other committee having a direction from previous Town Meetings; or act in any other way relative thereto.

Submitted by Kathleen M. Graham, Town Clerk
Recommendations:

Article #2-1:

To see if the Town will vote to hear the Report of the Agricultural Commission on Article #24 of the June 2, 2008 Town Meeting as voted; or act in any other way relative thereto.

Submitted by Kathleen M. Graham, Town Clerk
Recommendations:

Article #2-2:

To see if the Town will vote to hear the report of the Finance Committee and Public Employees Committee on Article 9 of the June 2, 2008 Town Meeting as voted; or act in any other way relative thereto.

Submitted by Kathleen M. Graham, Town Clerk
Recommendations:

ARTICLE #3:

To see if the Town will vote to authorize the Town Treasurer to enter into compensating balance agreements during the fiscal year beginning July 1, 2009, as permitted by General Laws, Chapter 44, Section 5F; or act in any other way relative thereto.

Submitted by Dennis E. Piendak, Town Manager
Recommendations:

ARTICLE #4:

To see if the Town will vote to fix the salaries and compensation of all elective officers of the Town, as provided by General Laws 41, Section 108, as amended, to be effective July 1, 2009, and to raise and appropriate such sums of money under the various departments shown below; or act in any other way relative thereto.

Moderator:	\$ 550.00
Board of Selectmen:	\$2,000.00
School Committee:	\$2,000.00

Submitted by Dennis E. Piendak, Town Manager
Recommendations:

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ARTICLE #5:

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds, such sums of money as may be necessary to defray Town charges and expenses for the fiscal year beginning July 1, 2009, and to make appropriations for the same; or act in any other way relative thereto.

Submitted by Dennis E. Piendak, Town Manager

Recommendations:

ARTICLE #6

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to operate the Sewer Department for the fiscal year beginning July 1, 2009; or act in any other way relative thereto.

Submitted by Dennis E. Piendak, Town Manger

Recommendations:

ARTICLE #7:

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to operate the Kenwood Water Department for the fiscal year beginning July 1, 2009; or act in any other way relative thereto.

Submitted by Dennis E. Piendak, Town Manager

Recommendations:

ARTICLE #8:

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds, a sum of money with said sum to be used for the Town's Chapter 90 Program, reconstruction and improvement of Town roads and/or sidewalks, said sum to be reimbursed on a 100 percent basis by the Commonwealth of Massachusetts; or act in any other way relative thereto.

Submitted by Dennis E. Piendak, Town Manager

Recommendations:

ARTICLE #9:

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds, a sum of money to be used for the repayment of medical bills that have been incurred pursuant to General Laws, Chapter 41, Section 100, and are outstanding from previous years, or act in any way relative thereto.

Submitted by Dennis E. Piendak, Town Manager

Recommendations:

ARTICLE #10:

To see if the Town will vote to appropriate from the Wetland Protection Fund a sum of money to be used in the fiscal year beginning July 1, 2009 to defray costs incurred by the Conservation Commission in the performance of its duties, or act in any way relative thereto.

Submitted by Dennis E. Piendak, Town Manager

Recommendations:

ARTICLE #11:

To see if the Town will vote to appropriate a sum of money from available "offset receipts" in accordance with the provisions of General Laws, Chapter 44, Section 53E; or act in any other way relative thereto.

Submitted by Dennis E. Piendak, Town Manager

Recommendations:

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ARTICLE #12:

To see if the Town will vote to appropriate a sum of money in accordance with the provisions of General Laws, Chapter 78, Section 19A, as further amended by Chapter 636 of the Acts of 1970 (an act providing for state aid to free and public libraries) and to authorize the Board of Library Trustees, with the approval of the Town Manager, to expend same; or act in any other way relative thereto.

Submitted by Dennis E. Piendak, Town Manager
Recommendations:

ARTICLE #13:

To see if the Town will vote to act on the report of the Community Preservation Committee on the fiscal year 2009 Community Preservation Budget and to appropriate or reserve for later appropriations monies from Community Preservation Fund annual revenues or available funds as set fourth in accordance with Community Preservation Act, M.G.L. 44B; or act in any other way relative thereto.

Submitted by Community Preservation Committee
Recommendations:

ARTICLE #14:

To see if the Town will vote to raise and appropriate a sum of money to be added to the prior authorization of June 2, 2008 for the purchase of a Wireless Fix Network and Computer System for the Kenwood Water Department, said funds to be expended by Kenwood Water Department, and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow this sum and to issue notes and bonds under Chapter 44, Section 1 of the General Laws; or act in any other way relative thereto.

Submitted by Capital Planning Committee
Recommendations:

ARTICLE #15:

To see if the Town will vote to appropriate from the Englesby Debt Account a sum of money to be used in the fiscal year beginning July 1, 2009 to defray Town charges and expenses for the fiscal year beginning July 1, 2008, and to make appropriations for the same; or act in any other way relative thereto.

Submitted by Dennis E. Piendak, Town Manager
Recommendations:

ARTICLE #16:

To see is the Town will vote to adopt Chapter 40, Section 21E, Municipal charges and bills; due dates; interest, the effect of which would require that all municipal charges and bills, which remain unpaid for more than Thirty (30) days shall be charged a 14% interest charge; or act in any way relative thereto.

Submitted by Dennis E. Piendak, Town Manager
Recommendations:

ARTICLE #17:

To see if the Town will vote to accept Section 18A of Chapter 32B of the General Laws, the effect of which would require that all Town retirees, their spouses and dependents insured or eligible to be insured under this chapter, if enrolled in Medicare Part A at no cost to the retiree, spouse or dependents, shall be required to transfer to a Medicare extension plan offered by the Town of Dracut under Section 11C or Section 16, provided, that the benefits under the plan and Medicare Part A and Part B together shall be of comparable actuarial value to those under the retirees existing coverage; provided, however that a retiree or spouse who has a dependent who is not enrolled or eligible to be enrolled in Medicare Part A at no cost shall not be required to transfer to a Medicare extension plan if a transfer requires the retiree or spouse to continue the existing family

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ARTICLE #17 (Cont'd):

coverage for the dependent in a plan other than a Medicare extension plan offered by the Town of Dracut.... A retiree who retires prior to the acceptance of this section, his spouse and dependent shall continue to be eligible for benefits provided under this chapter, but may opt to transfer to a Medicare extension plan offered by the Town of Dracut under Section 11C or Section 16, thereby becoming ineligible to participate in any other group health insurance benefits available to active employees under this chapter; or to act in any other relative way thereto.

Submitted by Public Employee Committee
Recommendations:

ARTICLE #18

To see if the Town will vote to appropriate, borrow and/or transfer from available funds in the Community Preservation Fund a sum of money for the purpose of design, development and necessary site work for Canney Farm located at 2166 & 2178 Lakeview Avenue, Assessors Map 31, Lot 43 and Map 31, Lot 129 respectively; such development to include recreational fields, tennis and basketball courts, a tot lot, a utility building, parking, fencing, lighting, environmental education features, safety and security equipment, walking trails and other recreational attributes; to determine whether to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow this sum and to issue notes and bonds under Chapter 44, Section 7 and Chapter 44B, Section 11 of the General Laws, or other enabling authority; or act in any other way relative thereto.

Submitted by Community Preservation Committee
Recommendations:

ARTICLE #19

To see if the Town will vote to amend the current fee schedule for the Sealer of Weights and Measures Program, as permitted under MGL Chapter 98, Section 56, as follows; or act in any way relative thereto.

Scales

Over 10,000 lbs.	\$200.00
5,000 to 10,000 lbs.	100.00
1,000 to 5,000 lbs.	100.00
100 to 1,000 lbs.	75.00
10 to 100 lbs.	40.00
10 Pounds or Less	35.00
Avoirdupois (each)	10.00

Fuel Meters

Gas Pumps	\$30.00
Oil Trucks	45.00
Taxi Meters	\$30.00
Linear Measurements	20.00

Price Verifications

1 – 3	\$ 75.00
4 – 11	150.00
12+	250.00
Other	5.00

Submitted by Dennis E. Piendak, Town Manager
Recommendations:

ARTICLE #20:

To see if the Town will vote to authorize the Board of Selectmen to submit a Home Rule Petition to the State Legislature for a Special Act authorizing the appointment of retired Dracut Police Officers as Special Police Officers in the Town of Dracut.

Section 1

The Town Manager of the Town of Dracut may appoint at the recommendation of the Police Chief and as he deems necessary, retired Dracut Police Officers as Special Police Officers for the purpose of performing police details or any other duties arising there

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ARTICLE #20 (Cont'd):

Section 1 (cont'd)

from or during the course of Police detail work, whether or not related to detail work; provided, however that the Officers shall have been regular Dracut Police Officers and retired based on superannuation. The Special Police Officers shall be subject to the same maximum age restriction as applied to regular Police Officers under Chapter 32 of the General Laws. Prior to appointment under this Act, a retired Police Officer shall pass a medical examination conducted by a physician or other certified professional chosen by the Town to determine whether he or she is capable of performing the essential duties of a Special Police Officer and the cost thereof shall be borne by the Special Police Officer.

Section 2

Special Police Officers appointed under this act shall not be subject to Chapter 31 of the General Laws or to Section 99A of Chapter 41 of the General Laws.

Section 3

Special Police Officers shall, when performing duties under Section 1, have the same power to make arrests and perform other functions as do regular Police Officers of the Town of Dracut.

Section 4

A Special Police Officer shall be appointed for an indefinite term, subject to removal by the Town Manager at any time with 14 days written notice. Upon request, the Town Manager shall provide the reasons for removal in writing.

Section 5

Special Police Officers shall also be subject to the rules and regulations, policies and procedures and requirements of the Town Manager and the Chief of Police of the Town of Dracut, including restrictions on the type of detail assignments, requirements regarding medical examinations to determine continuing capability to perform the duties of a Special Police Officer, requirements for training, requirements for firearms licensing and qualifications and requirements regarding uniforms and equipment. Special Police Officers shall not be subject to Section 96B of Chapter 41 of the General Laws. The cost of all training, uniforms, and equipment shall be borne by the Special Police Officer.

Section 6

Special Police Officers shall be sworn before the Town Clerk of the Town of Dracut, who shall keep a record of all such appointments.

Section 7

Special Police Officers appointed under this act shall be subject to Sections 100 and 111F of Chapter 41 of the General Laws. The amount payable under said Section 111F of said Chapter 41 shall be calculated by averaging the amount earned over the prior 52 weeks as a Special Police Officer working police details, or averaged over such lesser period of time for any officer designated as a Special Police Officer less than 52 weeks prior to the incapacity. The payment under said Section 111F of said Chapter 41 shall not exceed, in a calendar year, the limitation of earning in subsection (b) of Section 91 of Chapter 32 of the General Laws. Payment under said Section 111F of said Chapter 41 shall terminate when a Police Officer reaches the age of 65. In the event the age limitation applicable to regular Police Officers serving a Town is increased from the current 65 years of age, the termination of benefits under said Section 111F of said Chapter 41, as provided herein to Special Police Officers, shall terminate at such higher age limit but shall not extend beyond the age of 70 for any Special Police Officer. Special Police Officers appointed under this act shall not be subject to Section 85H of said Chapter 32 nor shall they be eligible for any benefits pursuant thereto.

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ARTICLE #20 (Cont'd):

Section 8

An appointment as a Special Police Officer shall not entitle that person to assignment of any detail.

Section 9

Special Police Officers appointed pursuant to this act shall be subject to the limitation on hours worked as provided in subsection (b) of Section 91 of Chapter 32 of the General Laws.

Section 10

This act shall take effect upon its passage.

The General Court may only make clerical or editorial changes of form to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General Court.

The Board of Selectmen is hereby authorized to approve amendments, which shall be within the scope of the general objectives of this petition; or act in any way relative thereto.

Submitted by Robert O. Cox, Chairman, Board of Selectmen

Recommendations:

ARTICLE #21

To see if the Town will vote to add Chapter 21 outlined below, to the Town By-Law:

Chapter 21

Regulation of Pawnbrokers, Second Hand Dealers of Precious Metals, Second Hand Dealers of Articles of Tools, or Second Hand Dealers of Electronic Equipment, and or any type of Electric Media to include Compact Discs, Digital Video Discs, and/or Electronic Games.

Section 1: License Required; Application Procedure

The Board of Selectmen, acting in its capacity as the Licensing Authority for the Town of Dracut may, upon petition, license such persons as it deems suitable to be pawnbrokers or second-hand dealers of the above-referenced articles and materials and to be keepers of shops for the purchase, sale or barter of such articles pursuant to law within the Town of Dracut. Such licenses shall not be valid to protect the holders thereon in a building or place other than that designated in the license. All licenses thus granted shall contain a clause that the person thus licensed agrees to abide by and be subject to all the provisions of this By-Law or any ordinance which may be adopted by the approval of Town Meeting, not contrary to Massachusetts General Laws, relating to dealers in or keepers of shops licensed for the above purposes;

Subsection 1A: Applications for such licenses shall be examined and reported upon by the Chief of Police or his designee(s). The Chief of Police shall be informed as to whether or not the applicant wishes to engage in business as a pawnbroker or second-hand dealer of any of the above-stated articles. The applicant will be required to provide information as to whether or not they have previously held a similar license in another jurisdiction, and if such license was ever revoked, suspended or surrendered, and the reason therefore;

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ARTICLE #21

Subsection 1B: Applications for new licenses under this By-Law may be filed at any time with the Licensing Authority. Applications for the re-issuance of licenses already existing should be filed at least thirty (30) days before the expiration of such license. All licenses issued under this rule shall expire annually on the first day of June. Persons whose licenses have expired and have not been re-issued will be liable to prosecution for engaging in any business for which the license is required;

Subsection 1C: Whenever a licensee has failed to use his license for a period of 30 days in the business at the place for which he was licensed, the Chief of Police, through his designee, will report such to the Licensing Authority, who may then deem the license null and void.

Section 2: Records, Inspections, Signs, Hours of Operation

Every such shopkeeper shall keep a book in which shall be written, at the time of every purchase of any such article, a particular description thereof and the name, date of birth and residence of the person from whom, and the day and hour when, such purchase was made. The shopkeeper shall also require positive (picture) identification to confirm that the above information is correct. The shop of such shopkeeper, and all articles of merchandise therein, and such book shall at times, during business hours, be open to inspection by members of the Dracut Police Department or any persons authorized by the Licensing Authority. Such book shall be legibly written in the English language. No entry in such book shall be erased, obliterated or defaced;

Subsection 2A: Every shopkeeper shall require a person from whom he makes a purchase to provide positive identification (positive identification shall mean any picture identification card issued by a governmental agency) and to sign his name on a transaction form approved by the Chief of Police or his designee. In those transactions where precious metals and/or gems, regardless of form, weight or appearance are purchased, said positive identification, together with the items of previous metal and/or gems and each transaction form shall be photocopied;

Subsection 2B: Such transaction form shall be delivered in hand to the police department within seven (7) days of the time of the transaction. A copy of the transaction form shall be retained permanently by the licensed dealer/shopkeeper and kept in alphabetical order as to the name of the seller. Every such shopkeeper shall at the time of making purchases, attach a number to each article bought, traded or bartered and shall make entry of such number in the book described in Section 2;

Subsection 2C: Any Police Officer of the Town of Dracut, or any designee of the Licensing Authority, may during business hours, enter upon any premises listed by a licensee under this By-Law as the location of second-hand dealing or pawn broker. Said Police Officer or designee may ascertain how the shopkeeper conducts business and examine any and all articles taken in trade or kept or stored in or upon said property and all books and inventories relating thereto, and all such articles, books and inventories shall be exhibited to any such Officer whenever a demand shall be made for such exhibition. Refusal to permit said viewing shall constitute a violation of this By-Law. The Officer's actions shall at all times conform to the established policy and procedures of the Dracut Police Department;

Subsection 2D: Every shopkeeper shall post in a conspicuous place in his shop a copy of this By-law to which he shall affix his printed name and signature. Every shopkeeper shall also post in a conspicuous place their license to conduct business issued under this By-Law. No shopkeeper shall place or maintain any signs upon or in connection with his licensed premises indicating or tending to indicate that any form of business is being conducted therein that they are not licensed to do or is contrary to any established law or ordinance.

Subsection 2E: Any shopkeeper conducting business pursuant to this By-Law shall have his shop open for the transaction of business only during the hours of 7:00 AM until 9:00 PM.

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Section 3: Purchases from Minors; Time limit on Resale; Retention of Articles

No person licensed under this By-Law shall, directly or indirectly, either purchase or receive by way of barter or exchange, or receive any article in pawn, from any person who has not attained the age of eighteen (18) years old;

Subsection 3A: No such person shopkeeper holding a license pursuant to this By-Law shall permit any article purchased or received by him in barter to be sold, modified or removed from the licensed premises until at least a period of thirty (30) days has elapsed from the day he took possession of said article;

Subsection 3B: Articles deposited in pawn with a licensed pawnbroker shall, unless redeemed, be retained by him on the premises occupied by him for his business for at least (4) months after the date of deposit. After the expiration of the applicable period of time, he may sell the articles by public auction, apply the proceeds thereof in satisfaction of the debt or demand and the expense of the notice and sale, and pay any surplus to the person entitled thereto on demand; provided that no such sale shall be made unless, not less than ten (10) days prior to the sale, a written notice of the intended sale shall have been sent by registered mail to the person entitled to the payment of any surplus as aforesaid, addressed to his residence, as appearing in the records of such shopkeeper. No article taken in pawn by such pawnbroker exceeding Twenty-Five and 00/100 Dollars (\$25.00) in value shall be disposed of otherwise than as above provided;

Subsection 3C: Any time that the Chief of Police or his designee has determined that reasonable suspicion exists that a particular item, in the possession of the license pursuant to this By-Law, has been reported lost or stolen, a stop order shall be issued to the shopkeeper or dealer. This stop order shall prohibit the resale, return or modification of said article. If the particular article, pursuant to a valid stop order, is positively identified by the rightful owner, it shall be returned to the Police, according to existing policies and procedures of the Dracut Police Department. If, through further investigation, it is discovered that the particular item is not in fact lost or stolen, the stop order shall be lifted forthwith.

Section 4: License Fee

For every license granted under this By-Law, there shall be a fee paid to the Licensing Authority. The Licensing Authority shall set the fee on an annual basis.

Section 5: Terms of License

All the provisions of this By-Law shall be incorporated into each license which shall be granted pursuant to said By-Law. The Licensing Authority shall have the power at all times to revoke any license granted under this By-Law.

Section 6: Penalty for Violations

The penalty for violations of this By-Law shall be enforced in accordance with the provisions of Chapter 19 of the Town of Dracut By-Laws, as well as Massachusetts General Laws, Chapter 40, Section 21D. The penalty for a first offense violation of this By-Law shall be set at One Hundred and 00/100 Dollars (\$100.00), and any second or subsequent offense violation shall be set at Two Hundred and 00/100 dollars (\$200.00).

Section 7: Massachusetts General Law

Nothing in this Article shall be construed as conflicting with any law or license duly issued under the Laws of the Commonwealth; or act in any way relative thereto.

Submitted by Kevin M. Richardson, Chief of police
Recommendations:

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ARTICLE #22:

To see if the Town will vote to take over the Summer Hill Home Owners Association Sewer Lift Stations 1 & 2 System presently owned and maintained by the Summer Hill Home Owners Association; or to act in any other way relative thereto.

Submitted by Voter Petition

Recommendations:

ARTICLE #23:

To see if the Town will vote to authorize to accept, by release deed or such other form that may be acceptable to the Town, all right, title and interest in certain "Common Equipment" of the Summer Hill Homeowners Trust, including but not limited to a sewerage station(s), gas, water, electric and telephone connections, mechanical equipment and utilities, including but not limited to generator, pumps, valves, switches, control panels, and alarms, and all force mains ejecting into or out of the stations(s).

Upon such acceptance, responsibility for the cost of operation, maintenance, repair, replacement and improvement of the Common Equipment shall be borne by the Town with all debt and maintenance responsibility prior to such acceptance resting with the homeowners of the Summer Hill Homeowners Trust.

Said Trust is recorded in the MNRD Book 202, Page 82; or act in any other way relative thereto.

Submitted by Voter Petition

Recommendations:

ARTICLE #24:

To see if the Town will vote to allow for the current Town of Dracut Zoning Map due to a Scribner's error for a property located at 1655-1675 Lakeview Avenue shown on the Town of Dracut Assessor's Map 33, Lots 38, 39, 40 owned by H&K Realty Trust, 20 Wintergreen Drive, North Andover, MA from a combination of Zone R-1 and Zone B-3 to all Zone B-3; or act in any other way relative thereto.

Submitted by Voter Petition

Recommendations:

ARTICLE 25:

To see if the Town will vote to accept that all appointed members of Town Committees be subject to Criminal Offender Registry (CORI) Checks by the Town Clerk or designee upon being sworn into office. Any person who has a felony conviction dating back seven (7) years or less shall not be allowed to serve on any appointed Town Committee; or act in any other way relative thereto.

Submitted by Committee on Government Rules & Regulations

Recommendations:

ARTICLE #26:

To see if the Town will vote to authorize the Board of Selectmen to enter into a grant of easement amending the original easement granted by the November 13, 1995 Town Meeting with respect to the property situated at 343 Peters Pond Drive, Dracut, MA, wherein a portion of the dwelling encroaches upon the street line of Peters Pond Drive; or act in any other way relative thereto.

Submitted by Voter Petition

Recommendations:

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ARTICLE #27:

To see if the Town will vote to accept Genest Street Extension, described as follows:

A certain parcel of land located in Dracut, Middlesex County, Massachusetts shown on a plan of land entitled: "Street Acceptance Plan of Genest Street "Extension" in Dracut, Massachusetts, Scale 1" = 20' dated February 19, 2009".

Which parcel is bounded and described as follows:

A certain parcel of land located in Dracut, Massachusetts as shown on a plan of land entitled "Street Acceptance Plan of Genest Street "Extension" in Dracut, Massachusetts, Scale 1" = 20', dated February 19, 2009". Beginning at a drill hole in a base stone (original property point) on the Easterly line of Genest Street, 117.80 feet Southerly from the Southerly line of Pillsbury Avenue; thence, at a bearing of S00°52'30"W, 150.00 feet to a stone bound drill hole set in the ground; thence at a bearing of N89°07' 30"W, 40.00 feet to a stone bound drill hole set in the ground; thence, at a bearing of N00°52' 30"E, 150.34 feet to a stone bound set in the ground; thence at a bearing of S88°38' 30"E, 40.00 feet to a drill hole in a base stone and the point of beginning.

Genest Street Extension is also shown on a plan entitled: "Definitive Genest Street (Extension) Subdivision Plan of Land in Dracut, MA, prepared for Skaff Enterprises, prepared by Robert W. Gill Associates, Inc., Civil Engineers and Land Surveyors, Scale 1" = 40', dated December 6, 2005" which plan is recorded with Middlesex North District Registry of Deeds at Plan Book 221, Plan 118.

For title see Deeds recorded with Middlesex North District Registry of Deeds at Book 15923 and Page 280, and Book 20273, Page 203, and Book 20599, Page 287; or act in any other way relative thereto.

Submitted by Voter Petition
Recommendations:

ARTICLE#28:

To see if the Town will vote to accept Autumn Road described as follows:

A certain parcel of land located in Dracut, Massachusetts as shown on a plan of land entitled "Street Acceptance – Plan and Profile Autumn Road, Dracut Massachusetts, Scale: 1" = 40', dated: June 16, 2005.

Beginning at a stone bound located on the westerly side of Salem Road and then proceeding along a bearing of S13~54'33"E a distance of 1.81' to a point; thence, along a curve to the right, having a radius of 30.00' and a length of 42.36' to a stone bound; thence, along a bearing of S66~59'32"W a distance of 332.25' to a stone bound; thence, along a curve to the right having a radius of 175.00' and a length of 124.43' to a stone bound; thence, along a bearing of N72~16'08"W and a length of 1672.75' to a stone bound; thence along a curve to the left, having a radius of 175.00' and a length of 199.62' to a stone bound; thence , along a bearing of S42~22'28"W and a length of 398.79' to a stone bound; thence, along a curve to the left, having a radius of 150.00' and a length of 187.19' to a stone bound; thence, along a bearing of S29~07'32"E and a length of 560.06' to a stone bound; thence, along a curve to the left, having a radius of 150.00' and a length of 97.18' to a point; thence, along a bearing of N11~51'54E and a distance of 51.68' to a point; thence, along a curve to the right, having a radius of 100.00' and a length of 54.11' to a stone bound; thence, along a bearing of N29~07'32"W and a distance of 560.06' to a stone bound; thence, along a curve to the right, having a radius of 100.00' and a distance of 124.79' to a stone bound; thence along a bearing of N42~22'28"E and a distance of 398.79' to a stone bound; thence along a curve to the right, having a radius of 125.00' and a length of 142.59' to a stone bound; thence, along a bearing of S72~16'08"E and a distance of 909.21' to a stone bound; thence, across Clough Drive and along a bearing of S72~16'08"E and a distance of 111.70' to a stone bound; thence, further along same bearing of S72~16'08"E a distance of 651.85' to a

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ARTICLE #28 (Cont'd):

stone bound; thence, along a curve to the left, having a radius of 225.00' and a length of 159.98' to a stone bound; thence, along a bearing of N66°59'39"E and a distance of 331.73' to a stone bound; thence, along a curve to the right having a radius of 25.00' and a length of 39.27' to a stone bound; thence, along a bearing of N20°11'07"W and a distance of 98.59' to the point of beginning.

Submitted by Department of Public Works, and Planning & Engineering Departments
Recommendations:

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 aforesaid.

Given under our hands this 28th day of April, 2009:

DRACUT BOARD OF SELECTMEN

Robert O. Cox, Chairman

Joseph DiRocco, Jr., Vice-Chairman

George A. Malliaros, Clerk

James M. O'Loughlin, Member

John J. Zimini, Member

May 29, 2009, I have this date posted up attested copies of the above Warrant at the following places as designated in the By-Law of the Town.

Precincts 1 & 6A - Senior Center, 951 Mammoth Rd.
Precincts 2 & 6 - Lakeview Junior High School, 1570 Lakeview Ave.
Precincts 3 & 8 - Moses Greeley Parker Library, 28 Arlington St.
Precincts 4 & 7 - Campbell School, 1021 Methuen St.
Precincts 5 & 9 - Lakeview Junior High School, 1570 Lakeview Ave.

Also, at Town Hall and Town Hall Annex, inside and outside.

A TRUE COPY ATTEST: _____
Virginia Courtney, Constable