

**SPECIAL TOWN MEETING
TOWN OF WHATELY
November 6, 2021**

Pursuant to the recorded warrant a Special Town Meeting of the Town of Whately held outside at the Whately Town Offices, 4 Sandy Lane was called to order Saturday, November 6, 2021 at 1:00 p.m. by Moderator Nathanael Fortune. 13 voters were checked in. Because of the COVID-19 outbreak, social distancing was adhered to and the meeting was recorded by FCAT.

ARTICLE 1: Upon motion made and seconded, it was

Voted, pursuant to G.L. c. 44B, to appropriate and transfer the sum of \$6,500 from the Community Preservation Fund – Unreserved Fund Balance for the expansion of the existing ice rink, installation of a smaller ice rink and for lighting of both rinks.

Moderator declared the article passed unanimously

ARTICLE 2. Upon motion made and seconded, it was

Voted that the Town transfer the sum of \$4,509 from available funds (FY'21 FREE CASH) to the Public Hearing Revolving Fund (251-176-4540) to pay for unreimbursed expenses chargeable to that account.

Moderator declared the article passed unanimously

ARTICLE 3. Upon motion made and seconded, it was

Voted that the Town appropriate the sum of \$107,911 from available funds (FY'21 FREE CASH), for the purpose of making certain accessibility improvements at Herlihy Park, including but not limited to paving and striping of the driveway/parking lot and renovation of the toilet facilities; to dedicate Herlihy Park to park and active recreation purposes as authorized in G.L. c. 45, § 3; that the Selectboard be authorized to file on behalf of the Town of Whately any and all applications deemed necessary for grants and /or reimbursements from the Commonwealth of Massachusetts deemed necessary under the Parkland Acquisitions and Renovations for Communities Grant Program and/or any others in any way connected with the scope of this Article; and that the Selectboard be authorized to enter into all agreements and execute any and all instruments as may be necessary on behalf of the Town of Whately to carry out such improvements.

Moderator declared the article passed unanimously

ARTICLE 4. Upon motion made and seconded, it was

Voted to transfer the sum of \$7,500 from available funds (FY'21 FREE CASH) to pay for the engineering and design costs of sidewalks to be constructed on Chestnut Plain Road and at the Whately Elementary School, and for other safety improvements on Town roads.

Moderator declared the article passed unanimously

ARTICLE 5: Upon motion made and seconded, it was

Voted to amend the vote under Article 3 of the warrant for the December 1, 2016 Special Town Meeting, which appropriated funds for engineering and design costs to connect the Whately Water Department's water distribution system to the Whately Water District's water distribution system, to include the additional purpose of design and construction of a pumping station to be located off Chestnut Plain Road and associated pipes and infrastructure for the purpose of such connection, and to authorize expenditure of \$9,618.75 of the unexpended appropriated funds for such pumping station and for all costs incidental and related thereto.

Moderator declared the article passed unanimously

ARTICLE 6: Upon motion made and seconded, it was

Voted to amend the vote under Article 21 of the warrant for the April 29, 2014 Annual Town Meeting, which appropriated funds for installation of dugouts at Herlihy Park, to include the additional purpose of making improvements to the athletic fields at Herlihy Park, including but not limited to dugout improvements at the small baseball diamond, and to authorize expenditure of \$4,700 of the unexpended appropriated funds for such improvements.

Clerk's Note: There was a brief discussion in regards to repurposing of Town funds, location of dug outs, and Herlihy Field improvements.

Moderator declared the article passed unanimously

ARTICLE 7: Upon motion made and seconded, it was

Moved to amend the Town of Whately Zoning Bylaw and Zoning Map, established under § 171-4, to rezone the following parcel of land from the Agricultural/Residential District 1 to the Commercial District, in order to allow for more commercial uses to be carried out on this parcel: Parcel # 1 – Assessors Map ID # 12-0-24-2 (State Road)

Clerk's Note: There was a brief discussion on this article in regards to the Planning Board's public hearing notice defect, Attorney General's submission, abutter notification, and potential commercial uses. The Planning Board omitted the map's viewing location in their public hearing notice. This omission would result in the Attorney General's office rejecting the Town's submission.

Motion was made and seconded to lay the article on the table,
Voted to lay the article on the table.

2/3 rd's vote required.

Article was not addressed again before adjournment.

Motion was made to adjourn without date at 1:13 p.m. – Vote was unanimous.

A true copy,

Attest:

Amy M. Schrader
Town Clerk of Whately