

**COMMONWEALTH OF MASSACHUSETTS
TOWN OF HOPKINTON
SPECIAL TOWN MEETING
TUESDAY, MAY 6, 2008**

MIDDLESEX, ss.

To any of the Constables of the Town of Hopkinton in said County

GREETINGS:

In the name of the Commonwealth of Massachusetts you are hereby required to notify and warn the inhabitants of said Town of Hopkinton, qualified to vote in elections and in Town affairs, to meet at the High School Gymnasium in said Hopkinton on Tuesday, the 6th day of May 2008 at seven o'clock in the evening, then and there to act on the following articles:

ARTICLE 1: To see if the Town will vote to accept the report and recommendation of the Community Preservation Committee to supplement the Fiscal Year 2009 Community Preservation Budget and to appropriate from Community Preservation Fund Annual Revenues or available funds a sum or sums for the purpose of obtaining plans, designs, cost estimates and bid documents, as well as to provide for the acquisition of all materials, equipment, engineering, needs analyses and services necessary or appropriate for the repair, maintenance, renovation or improvement of the Town Hall to comply with the Americans with Disabilities Act of 1990. Said sum to be spent under the direction of the Board of Selectmen.

Pass any vote or take any action relative thereto.
Sponsor: Board of Selectmen

ARTICLE 2: To see if the Town will vote to rescind all or part of the authorization granted, under Article 19 of the May 2005 Annual Town Meeting, to borrow funds for the purpose of obtaining final architectural plans and designs, bid documents, site development plans and cost estimates for the construction of a new elementary school and all related site development, for the development of an early childhood center, and for improvements to the Elmwood School.

Pass any vote or take any action relative thereto.
Sponsor: School Committee

ARTICLE 3: To see if the Town will vote to authorize the Board of Selectmen to lease approximately 175,000 square feet, plus or minus, of Town land located off of Fruit Street, as shown on the plan entitled "Fruit Street Soccer Fields" on file with the Town Clerk, for the purpose of developing athletic playing fields thereon, and to petition the General Court for a Special Act authorizing such lease, if necessary.

Pass any vote or take any action relative thereto.
Sponsor: Parks & Recreation commission

ARTICLE 4: To see if the Town will vote to amend the General Laws of the Town of Hopkinton, Chapter 78, Buildings, Numbering Of, by inserting at the end of Section 78-2, the following:

Such numbers shall be affixed:

A. On all new buildings once exterior walls are standing;

- B. On all new buildings prior to the issuance of a Certificate of Occupancy;
- C. On all buildings undergoing renovations or work requiring a Building Permit and/or an Inspection from the Building Department or Fire Department;
- D. On all buildings upon the resale of the underlying property prior to the issuance of a Smoke Detector and or Carbon Monoxide Certificate by the Fire Department, pursuant to M.G.L. c.48, §§26F and 26F ½.

Pass any vote or take any action relative thereto.
 Sponsor: Fire Chief

ARTICLE 5: To see if the Town will vote, pursuant to General Laws Chapter 40, Section 5F, to establish a Receipts Reserve for Future Appropriations account for the purchase of capital items for the EMS services of the Town of Hopkinton.

Pass any vote or take any action relative thereto.
 Sponsor: Fire Chief

ARTICLE 6: To see if the Town will vote to transfer a sum or sums of money appropriated but not spent on the Senior Center, as voted under Article 29 of the May 2002 Annual Town Meeting, and increased under Article 17 of the May 2005 Annual Town Meeting, to increase Article 62 of the May 2006 Annual Town Meeting, to offset unanticipated costs associated with completion of the Fire Station Renovations.

Pass any vote or take any action relative thereto.
 Sponsor: Board of Selectmen

ARTICLE 7: To see if the Town will vote to amend the Zoning Bylaws of the Town of Hopkinton, Article XV, Adult Uses, as follows:

1. By renumbering subsections A through I in Section 210-89 as subsections A through J, in order to eliminate the duplicate subsections E.
2. By deleting from subsection H – formerly G – of Section 210-89, Preamble and purpose, the phrase “and videos” and inserting in its place “, videos, adult entertainment and live nudity”;
3. By inserting in Section 210-90, Definitions, a definition of “Establishment Which Displays Live Nudity”, as follows:

ESTABLISHMENT WHICH DISPLAYS LIVE NUDITY – Any establishment which provides live entertainment for its patrons, which includes the display of nudity, as that term is defined in M.G.L. c.272, §31.

4. By inserting in Section 210-91, Uses allowed by special permit, subsection A, a new item (5) as follows:
 - (5) Establishment which displays live nudity for its patrons.
5. By inserting in Section 210-94, Application information, item (1), the phrase “, social security numbers” immediately following “business address” in the first sentence.
6. By inserting in Section 210-94, Application information, item (2), the phrase “, social security numbers” immediately following “business address” in the first sentence.

Pass any vote or take any other action relative thereto.
 Sponsor: Board of Selectmen

ARTICLE 8: To see if the Town will vote to transfer a sum or sums of money appropriated but not spent from Budget Line Item No.1074, Waste Collection/Disposal, in Department 433, of the Town Budget as voted under Article 5 of the May 2007 Annual Town Meeting, to increase Budget Line Item No.1082, Asphalt, in Department 421, Highway Road Maintenance, of the Town Budget as voted under Article 5 of the May 2007 Annual Town Meeting, to pay for needed road maintenance and repairs. Said sum to be spent under the direction of the Director of Public Works.

Pass any vote to take any other action relative thereto.
Sponsor: Department of Public Works

ARTICLE 9: To see if the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide a sum or sums of money for the payment of unpaid bills for the Department of Public Works, said bills having been incurred in a prior fiscal year. Said sum to be spent under the direction of the Director of Public Works.

Pass any vote to take any other action relative thereto.
Sponsor: Department of Public Works

ARTICLE 10: To see if the Town will vote to petition the General Court to stagger the terms of the elected Board of Public Works to one, two and three years, through the passage of a Special Act reading substantially as follows:

At the next annual town election at which the three members of the Board of Public Works are to be elected, the members of the Board of Public Works shall be elected, one to serve one year, one to serve two years, and one to serve three years, from the date of the annual town election at which they are elected, and thereafter when the term of any member expires, his or her successor shall be elected to serve for three years.

Pass any vote to take any other action relative thereto.
Sponsor: Department of Public Works

ARTICLE 11: To see if the Town will vote, pursuant to General Laws Chapter 82A, Section 2, to designate the Director of Public Works as the town's officer to issue permits for the purpose of creating a "trench," as that term is defined by General Laws Chapter 82A, Section 4, and 520 CMR 14.00.

Pass any vote to take any other action relative thereto.
Sponsor: Department of Public Works

HEREOF FAIL NOT, and make due return of this warrant with your doings thereon, to the Clerk of said Town of Hopkinton at the time and place aforesaid.

Given under our hands this 8th day of April 2008:

BOARD OF SELECTMEN
TOWN OF HOPKINTON

Muriel E. Kramer

Mary C. Pratt

Michael W. Shepard

Brian J. Herr

Matthew E. Zettek

A true copy attest:

Ann M. Click, Town Clerk

Hopkinton, Massachusetts , 2008

Pursuant to the within Warrant, I have notified the inhabitants of the Town of Hopkinton to meet at the time and place and for the purposes within mentioned by posting up a certified copy of this warrant in the Town House, in each of the churches, in each of the post offices, and in each of the engine houses of the Town, fourteen (14) days at least before the time set for said meeting.

Constable of Hopkinton

A true copy attest

Ann M. Click, Town Clerk