

# Special Town Meeting

February 24, 2026 @ 7pm

43:37 - 43:54

## **R. H. Conwell School**

The intent of this evening is to get through the usual business ones, move on to the moratorium and the special permit ones, but that is all we're going to be discussing, and I'm going to be very tight on that.

43:54 - 44:02

## **R. H. Conwell School**

This is clearly about what's in the warrant, and it is not an open meeting, it's not a meeting of the planning board.

44:02 - 44:12

## **R. H. Conwell School**

It's purely a legislative session, and that means you're voting to pass motions that are in the warrant period.

44:12 - 44:20

## **R. H. Conwell School**

So I have been at all but one of the planning board meetings about the topic of solar.

44:21 - 44:24

## **R. H. Conwell School**

And many, many of you have been to many, many of them too.

44:25 - 44:32

## **R. H. Conwell School**

That is where discussions of the pros and cons of any of the current applications happen in those meetings.

44:32 - 44:37

## **R. H. Conwell School**

And I think everyone's used to the concept right now, it's going to go on for months.

44:38 - 44:47

**R. H. Conwell School**

So this evening we are talking about what's in the content of the warrant as it becomes motions, period.

44:48 - 44:59

**R. H. Conwell School**

And in the interest of time, this is an unusual special town meeting, some of them have been 20 minutes and we're hoping to have an early bedtime, shall I say.

45:01 - 45:12

**R. H. Conwell School**

So, one procedural thing, Article 9, I'm allowed to adjust the scheduling of the articles.

45:12 - 45:20

**R. H. Conwell School**

Article 9 will go to the end, allowing the ones about solar to be grouped together.

45:23 - 45:27

**R. H. Conwell School**

Article 6 has come to us as a petition.

45:28 - 45:32

**R. H. Conwell School**

There's a different way of handling those.

45:33 - 45:44

**R. H. Conwell School**

The petitioner will present, will make the motion, will have discussion on that article right after that, and we'll move to a vote on that.

45:45 - 45:53

**R. H. Conwell School**

Those of you here before heard Bart describe the procedure in general for these articles.

45:53 - 46:01

**R. H. Conwell School**

It is not a rolling vote, and that is simple to understand and complicated to understand.

46:01 - 46:05

**R. H. Conwell School**

It is possible to vote for any and all of them.

46:06 - 46:21

**R. H. Conwell School**

So those of you here before heard Bart very explicitly describe the ones that they're in the planning board in terms of voting for more than one.

46:21 - 46:26

**R. H. Conwell School**

And obviously the one for best and the one for solar, seven and eight, makes sense.

46:26 - 46:28

**R. H. Conwell School**

You can also vote for six.

46:29 - 46:34

**R. H. Conwell School**

Article 10 comes to us through a very unusual course.

46:35 - 46:48

**R. H. Conwell School**

There was a meeting about another civic facility, and afterwards the discussion got into the dilemma, small towns and the hill towns are facing about solar.

46:48 - 46:58

**R. H. Conwell School**

And article 10 has been inspired by our state senator, Paul Mark, and our state rep, Lindsay Sabadosa.

46:59 - 47:02

**R. H. Conwell School**

Its wording comes from them.

47:03 - 47:05

**R. H. Conwell School**

The select board will be presenting that one.

47:06 - 47:07

**R. H. Conwell School**

Read that one carefully.

47:07 - 47:17

**R. H. Conwell School**

Um, and when we get to discussion on it, um, we may need the, uh, the, uh, to rely on our town council.

47:17 - 47:31

**R. H. Conwell School**

Uh, I'm not going to be calling for a vote to allow our town council to speak because he's been here before and, and we'll just move to let him clarify article 10 should we need it.

47:33 - 47:33

**R. H. Conwell School**

Okay.

47:33 - 47:37

**R. H. Conwell School**

So back to Article 1.

47:41 - 47:47

**R. H. Conwell School**

Article 1, when we get into it, select board will deliver.

47:47 - 47:54

**R. H. Conwell School**

It allows the moderator to judge a voice vote, 2 thirds, 1 thirds.

47:55 - 47:58

**R. H. Conwell School**

And the bylaws are all 2 thirds votes.

47:59 - 48:02

**R. H. Conwell School**

Our old business is 9 tenths.

48:02 - 48:14

**R. H. Conwell School**

So we are, I am charged by Massachusetts General Law to be careful about just listening for a voice vote.

48:15 - 48:26

**R. H. Conwell School**

But if a voice vote is clearly two thirds, twice as many yeas as nays, the moderator, me, can declare that passed.

48:27 - 48:35

**R. H. Conwell School**

We've had several votes in the past that unanimous in a two-thirds vote also passes, obviously.

48:37 - 48:38

**R. H. Conwell School**

So, a little bit of water.

48:42 - 48:44

**R. H. Conwell School**

Bart also did a great job of explaining the process.

48:44 - 48:47

**R. H. Conwell School**

I'm not going to go through it again, approach the mic.

48:49 - 48:49

**R. H. Conwell School**

Wait your turn.

48:51 - 48:57

**R. H. Conwell School**

If everybody hasn't spoken, you come to the end of the line and so on, but I'll make that clear.

49:01 - 49:09

**Worthington planning**

We are local, we're here, we're raising our kids here, Jerry, if you're a local business owner, someone who looks to you for legal help, you gotta do the same thing.

49:10 - 49:11

**Worthington planning**

That's the local choice here.

49:12 - 49:13

**R. H. Conwell School**

Not much.

50:09 - 50:10

**Worthington planning**

On sale now.

50:10 - 50:11

**R. H. Conwell School**

Bart.

50:15 - 50:18

**R. H. Conwell School**

Is your computer mic on?

50:19 - 50:19

**R. H. Conwell School**

Or speaker?

50:20 - 50:21

**R. H. Conwell School**

I think yours is off.

50:21 - 50:22

**R. H. Conwell School**

Okay, now we're good.

50:26 - 50:29

**[speaker unknown]**

There we go.

50:30 - 50:36

**R. H. Conwell School**

So I'm just curious about what the practical effect would be of leaving it alone.

50:36 - 50:37

**R. H. Conwell School**

I assume this is to expedite meetings.

50:38 - 50:44

**R. H. Conwell School**

But on top of that, who makes the decision that it's clearly two-thirds?

50:45 - 50:46

**R. H. Conwell School**

I do.

50:46 - 50:54

**R. H. Conwell School**

So it actually seeds more, my understanding would be it seeds to you more authority than you currently have to make decisions about votes?

50:55 - 51:08

**R. H. Conwell School**

The requirement in the Massachusetts general law is for specifically by-law, zoning by-law changes and other proportional votes.

51:10 - 51:16

**R. H. Conwell School**

So whether it expands my responsibility, I guess it does, but it also throws more responsibility at me.

51:16 - 51:35

**R. H. Conwell School**

So, we have discussed another part of it along with the yeas or the nays, I'm going to ask that you raise your yellow card, which will also verify that you're a registered voter and give us a visual on two-thirds, one-third.

51:35 - 51:44

**R. H. Conwell School**

If anyone, any seven people in the audience feel I have called it ineptly, then we can go to an actual count.

51:44 - 51:48

**R. H. Conwell School**

And that people still always have that right to correct a call for that correct.

51:48 - 51:49

**R. H. Conwell School**

Okay.

51:49 - 51:50

**R. H. Conwell School**

Thank you.

51:54 - 52:00

**R. H. Conwell School**

More discussion John McDonald River Road Thank you.

52:00 - 52:01

**R. H. Conwell School**

Thanks for that clarification.

52:01 - 52:48

**R. H. Conwell School**

I do oppose this change I understand it's useful to expedite meetings, but it is The things that require a proportionate vote are actually pretty important to the town And it's not a reflection on the current moderator or any previous moderators that I've been in town for but it's these votes are are actually things that allow us to borrow money or have some pretty significant implications for the town business and giving that a discretion to one person I understand that there's the ability for seven people to challenge seems a little bit too much authority for any one person for me I recall when we voted on whether or not to have cable right two of the three voting options required a two-thirds vote one of them lost by maybe three votes.

52:49 - 52:52

**R. H. Conwell School**

Which I think was the option I preferred, but we lost.

52:52 - 52:55

**R. H. Conwell School**

And we have Comcast now, for better or worse.

52:56 - 53:07

**R. H. Conwell School**

I think it might have been clear to me that the yeas on that other vote had carried the day and not the nays, and I wouldn't have wanted to be in the position of making that decision for the town if it was me.

53:08 - 53:11

**R. H. Conwell School**

So I'd ask that we vote against this Warren article.

53:12 - 53:12

**R. H. Conwell School**

Yeah, two things.

53:12 - 53:14

**R. H. Conwell School**

This is only for this evening.

53:14 - 53:42

**R. H. Conwell School**

So the discussion about doing this was because the articles for this meeting are extremely long in how they're written and that alone may lead to a lot of discussion and that a vote count of a large room like this will take up some significant time.

53:42 - 53:48

**R. H. Conwell School**

So it's only for this evening and I'll entertain more discussion.

53:54 - 54:15

**R. H. Conwell School**

And hearing no discussion maybe we'll test this out it is it is a majority vote but let's raise our our yellow cards and and all those in favor do so by saying aye and raising your yellow cards all those Opposed?

54:15 - 54:18

**R. H. Conwell School**

Yeah, it carried.

54:21 - 54:24

**R. H. Conwell School**

Okay, Article 2, do I have a motion?

54:25 - 54:38

**R. H. Conwell School**

Mr. Moderator, I move that the town will vote to appropriate and transfer the sum of \$7 ,110 and 10 cents from the police part-time wages account to police department expenses account.

54:40 - 54:41

**R. H. Conwell School**

Second, second.

54:43 - 54:44

**R. H. Conwell School**

We have discussion.

54:47 - 54:48

**R. H. Conwell School**

Evan Johnson, Harvey Road.

54:49 - 54:56

**R. H. Conwell School**

I'm just wondering if someone on the select board can explain to me what this \$7,000 is going to be used for.

54:57 - 55:03

**R. H. Conwell School**

Actually, the best explanation might be from the chief of police who is present here, John Scobie.

55:03 - 55:06

**R. H. Conwell School**

John, if you could come up to the mic and explain it.

55:06 - 55:07

**R. H. Conwell School**

Thank you.

55:26 - 55:31

**R. H. Conwell School**

So as you guys know, if anyone doesn't know, I wrote a grant to get a K-9.

55:31 - 55:33

**R. H. Conwell School**

So we'll have a K-9.

55:33 - 55:36

**R. H. Conwell School**

The K-9 will both be used for tracking and patrol.

55:37 - 55:39

**R. H. Conwell School**

It's also gonna be a narcotics and firearms K9.

55:40 - 55:42

**R. H. Conwell School**

So it's also gonna be my backup.

55:42 - 55:43

**R. H. Conwell School**

It's gonna be my partner.

55:44 - 55:46

**R. H. Conwell School**

So here in the near future we're not hiring anybody.

55:47 - 55:48

**R. H. Conwell School**

It's gonna be me and a dog.

55:48 - 55:52

**R. H. Conwell School**

That's what you're gonna have and trust me it's gonna be a great dog.

55:53 - 55:56

**R. H. Conwell School**

But one of the things that you know this is first time me first time you.

55:56 - 55:58

**R. H. Conwell School**

I've never wrote a grant for a K9.

55:58 - 55:59

**R. H. Conwell School**

Never had a K9.

55:59 - 56:03

**R. H. Conwell School**

Worked with them in the military but the other people do your paperwork when in the military.

56:05 - 56:11

**R. H. Conwell School**

So doing it, when I looked at the model budget, the model budget is undercut a lot compared to what the actual prices of things are.

56:12 - 56:15

**R. H. Conwell School**

So some of the money is going to help to offset that.

56:15 - 56:23

**R. H. Conwell School**

So it's going to set us up to where the dog, the canine grant gave \$9 ,800, I think, for the dog.

56:24 - 56:25

**R. H. Conwell School**

The dog is actually \$10.50.

56:27 - 56:28

**R. H. Conwell School**

So I have to make up that difference.

56:29 - 56:30

**R. H. Conwell School**

So that's going to be some of that.

56:30 - 56:33

**R. H. Conwell School**

The other part of it is that training.

56:33 - 56:36

**R. H. Conwell School**

So there's only so many approved training spots in Massachusetts.

56:37 - 56:38

**R. H. Conwell School**

One's the Mass State Police.

56:39 - 56:45

**R. H. Conwell School**

Well, the Mass State Police are not gonna take any municipalities and teach them anything until they get their canines up to order.

56:45 - 56:46

**R. H. Conwell School**

So they're out.

56:46 - 56:48

**R. H. Conwell School**

The other one was Berkshire County.

56:48 - 56:50

**R. H. Conwell School**

Berkshire County is not doing it.

56:50 - 56:51

**R. H. Conwell School**

Other one's East Hartford.

56:51 - 56:53

**R. H. Conwell School**

East Hartford, Connecticut is not doing it.

56:54 - 56:56

**R. H. Conwell School**

Connecticut State Police is only taking Connecticut State Police.

56:56 - 56:59

**R. H. Conwell School**

So the only people I can go with is the Boston Police Academy.

57:00 - 57:02

**R. H. Conwell School**

So I have to drive there every day.

57:02 - 57:05

**R. H. Conwell School**

So it's also gonna be used for tolls and fuel.

57:06 - 57:08

**R. H. Conwell School**

You know, none of this is coming to me.

57:08 - 57:09

**R. H. Conwell School**

None of this is for my benefit.

57:10 - 57:11

**R. H. Conwell School**

None of this is for my payment.

57:12 - 57:17

**R. H. Conwell School**

I'm going from a 40 hour work week to a 60 hour work week with travel for 14 weeks.

57:20 - 57:21

**R. H. Conwell School**

This is all for the town.

57:21 - 57:22

**R. H. Conwell School**

I'm not trying to spend any extra money.

57:23 - 57:40

**R. H. Conwell School**

One of the things I didn't want to happen is that if I'm in the 60 hour work week and I'm in a training cycle, I don't wanna have to run into a problem where I didn't have money for something and then we have to really scramble because I'm not gonna have a whole lot of free time for sleeping or eating or taking care of the dog.

57:42 - 57:43

**R. H. Conwell School**

So that's kind of what it's for.

57:44 - 57:48

**R. H. Conwell School**

I'd appreciate if you guys would support us and trust me, in the long run, the dog will help.

57:51 - 58:01

**R. H. Conwell School**

You know, if someone came up missing, if a child came up missing or an elderly came up missing, it would be at least an hour before we could get a dog here and that would be on a good day.

58:02 - 58:04

**R. H. Conwell School**

You guys will have it in minutes.

58:06 - 58:09

**R. H. Conwell School**

Other towns will be lucky that I will be here to help them.

58:10 - 58:13

**R. H. Conwell School**

But you guys, I will be able to deploy the dog within seconds.

58:14 - 58:17

**R. H. Conwell School**

And the faster you get a dog out, the faster we'll find people.

58:18 - 58:20

**R. H. Conwell School**

And you guys will all meet the dog.

58:21 - 58:24

**R. H. Conwell School**

Hopefully all in a good way, but you'll all meet the dog.

58:25 - 58:30

**R. H. Conwell School**

So I really would appreciate if you guys would just support me on this and then we can move on.

58:30 - 58:31

**R. H. Conwell School**

So thank you.

58:31 - 58:32

**R. H. Conwell School**

If you guys have any other questions.

58:34 - 58:39

**R. H. Conwell School**

Yeah, I'll ask Chief Scobie to stay for any response or discussion.

58:39 - 58:40

**R. H. Conwell School**

Any discussion at the mic?

58:43 - 58:45

**R. H. Conwell School**

Ok, move on to a vote.

58:45 - 58:47

**R. H. Conwell School**

This is a simple majority.

58:48 - 58:51

**R. H. Conwell School**

All those in favor of Article 2, do so by saying aye.

58:52 - 58:52

**R. H. Conwell School**

Aye.

58:52 - 58:55

**R. H. Conwell School**

All those opposed, passes.

58:56 - 58:57

**R. H. Conwell School**

Thank you.

58:58 - 58:59

**R. H. Conwell School**

Article 3, do I have a motion?

59:01 - 59:20

**R. H. Conwell School**

Mr. Moderator, I move that the town will vote to appropriate and transfer the sum of \$701.75 from the recording secretary wages to the account to the election expense account to cover the cost of special town election held on November 8, 2025.

59:22 - 59:25

**R. H. Conwell School**

Okay, I have a second discussion on Article 3.

59:27 - 59:29

**R. H. Conwell School**

Hearing no discussion, we'll go to a vote on Article 3.

59:29 - 59:33

**R. H. Conwell School**

All those in favor of article three do so by saying aye.

59:33 - 59:34

**R. H. Conwell School**

Aye.

59:34 - 59:36

**R. H. Conwell School**

All those opposed passes.

59:38 - 59:39

**R. H. Conwell School**

Okay.

59:40 - 59:42

**R. H. Conwell School**

Article four, do I have a motion?

59:47 - 59:59

**R. H. Conwell School**

Mr. Moderator, I move that the town will vote to appropriate and transfer the sum of \$572.57 from the tent account to the accounting and treasury software accounts to pay outstanding balances due.

59:59 - 01:00:05

**R. H. Conwell School**

I have a second discussion on Article 4.

01:00:14 - 01:00:16

**R. H. Conwell School**

Are you going to speak?

01:00:17 - 01:00:17

**R. H. Conwell School**

Okay.

01:00:18 - 01:00:21

**R. H. Conwell School**

Hearing no discussion, we'll go to a vote on Article 4.

01:00:22 - 01:00:25

**R. H. Conwell School**

All those in favor of Article 4, do so by saying aye.

01:00:25 - 01:00:25

**R. H. Conwell School**

Aye.

01:00:26 - 01:00:27

**R. H. Conwell School**

All those opposed?

01:00:28 - 01:00:29

**R. H. Conwell School**

And it passes also.

01:00:30 - 01:00:30

**R. H. Conwell School**

Okay.

01:00:31 - 01:00:33

**R. H. Conwell School**

Do I have a motion on Article 5?

01:00:34 - 01:00:47

**R. H. Conwell School**

Mr. Moderator, I move that the town will vote to appropriate and transfer the sum of \$54.70 from the fire department operating expense account to pay a fiscal year 25 Rockwood A.G.

01:00:48 - 01:00:50

**R. H. Conwell School**

Grid cow power net metering bill.

01:00:52 - 01:00:53

**R. H. Conwell School**

We have a second.

01:00:54 - 01:00:57

**R. H. Conwell School**

Do we have discussion on Article 5?

01:01:02 - 01:01:03

**R. H. Conwell School**

You want to know?

01:01:04 - 01:01:04

**R. H. Conwell School**

Yes.

01:01:04 - 01:01:05

**R. H. Conwell School**

Well, that wasn't official.

01:01:05 - 01:01:14

**R. H. Conwell School**

Town gets 15 percent of its power from a farm in Granville that generates electricity from Commodore.

01:01:15 - 01:01:19

**R. H. Conwell School**

You know, that turns into methane and they have a digester.

01:01:20 - 01:01:24

**R. H. Conwell School**

Okay, back to voting methodology.

01:01:24 - 01:01:28

**R. H. Conwell School**

As old business, this requires a nine-tenths vote.

01:01:30 - 01:01:46

**R. H. Conwell School**

Yeah, so that will be very difficult to to read in and I'm only going to say unless so with that said all those in favor of Article 5 do so by saying aye.

01:01:46 - 01:01:47

**Claire McDonnell**

Aye.

01:01:47 - 01:01:55

**R. H. Conwell School**

All those opposed hearing no opposed it passes unanimously we can move on.

01:01:58 - 01:02:27

**R. H. Conwell School**

Okay Article 6 comes to us as a citizen petition and as such there's a little bit of a different process the the petitioner will present make the motion and then there will be follow-up discussion by the petitioner and we will go from there to a vote on article 6 and we'll explain seven through 10 later.

01:02:30 - 01:02:32

**R. H. Conwell School**

Article six, do I have a motion?

01:02:34 - 01:02:52

**R. H. Conwell School**

Mr. Moderator, I move that the town will vote to amend the Worthington zoning bylaw by adding a new section to place a temporary moratorium on large scale ground mounted solar photovoltaic installations as detailed in article six of the warrant.

01:02:53 - 01:02:54

**R. H. Conwell School**

Do I have a second?

01:02:55 - 01:03:03

**R. H. Conwell School**

Discussion on Article 6, I believe they themselves will have some discussion.

01:03:05 - 01:03:09

**R. H. Conwell School**

We would like to go ahead and change the wording too.

01:03:09 - 01:03:16

**R. H. Conwell School**

Section 20, temporary moratorium on large capacity battery energy storage system.

01:03:17 - 01:03:19

**R. H. Conwell School**

20.1, purpose.

01:03:19 - 01:03:41

**R. H. Conwell School**

In order to allow the adequate time for the Planning Board with the input from the other town boards, including the Fire Department, Board of Health, and Emergency Response Committee, and the public to study, hold public forum and purpose of permanently.

01:03:42 - 01:04:03

**R. H. Conwell School**

Permanent zoning amendments regarding the siting design, construction, operation, environmental safeguards, emergency response coordination, and decommissioning of large capacity battery energy storage systems best.

01:04:04 - 01:04:08

**R. H. Conwell School**

A temporary moratorium is hereby established.

01:04:09 - 01:04:36

**R. H. Conwell School**

The Planning Board finds that the scale and technical characteristics of such facility warrant comprehensive regulatory review, particularly in light of pending Massachusetts legislation addressing best citing safeguard standards buffer zones and the local approval authority.

01:04:36 - 01:05:05

**R. H. Conwell School**

Including House Bill 4685 4689 and 4690 ongoing state regulatory development, the need to evaluate emergency response coordination, fire protection planning, infrastructure, and access to consideration and acoustic performance standards

appropriate to the rural conditions.

01:05:06 - 01:05:14

**R. H. Conwell School**

And the need to establish clear and consistent local performance standards prior to additional application.

01:05:15 - 01:06:02

**R. H. Conwell School**

This memorandum this moratorium is temporary and is adopted to protect the public health safety and welfare while comprehensive local regulations are developed in alignment with state law and policy 20.2 the scope for the period of this bylaw no board commission or official town of Worthington shall accept process or approve any application for special permit site plan review building permit or any other discretionary approval related to the construction.

01:06:03 - 01:06:12

**R. H. Conwell School**

Installation, or operation of a battery emergency storage system, whether standalone or co-located.

01:06:13 - 01:06:22

**R. H. Conwell School**

This moratorium shall apply only to the application submitted after its effective date.

01:06:23 - 01:06:38

**R. H. Conwell School**

Applications formally submitted and deemed complete prior to this effective date of this shall continue to be reviewed under the regulation in effect at the time of the submission.

01:06:40 - 01:06:42

**[speaker unknown]**

20.3.

01:06:43 - 01:06:45

**R. H. Conwell School**

Planning work during the moratorium.

01:06:46 - 01:07:05

**R. H. Conwell School**

During the moratorium period, the planning board shall develop site and set back standards, establish performance-based safety and environmental protection standards, is review emergency response coordination requirements.

01:07:17 - 01:07:20

**R. H. Conwell School**

Okay, gonna continue with this.

01:07:21 - 01:07:34

**R. H. Conwell School**

It's established decommissioning and financial assurance standards and present proposed permanent zoning amendments for the town meeting consideration.

01:07:34 - 01:07:37

**R. H. Conwell School**

20.4, the term.

01:07:38 - 01:07:48

**R. H. Conwell School**

This moratorium shall expire on June 30, 2027, unless ended early by a vote of town meeting.

01:07:49 - 01:07:52

**R. H. Conwell School**

20.5, servability.

01:07:53 - 01:08:01

**R. H. Conwell School**

If any portion of this bylaw is declared invalid, the remainder shall continue in full force and effect.

01:08:01 - 01:08:19

**R. H. Conwell School**

20.6 effective date this bylaw shall take effect upon approval by the attorney general pursuant to the mass general law 4032 and filing with the town clerk.

01:08:30 - 01:09:18

**R. H. Conwell School**

So as I said this is by citizens petition and a couple of procedural things first of We need you to identify yourself Peter martindale harvey road at the mic Peter martindale harvey road, okay, and the discussion we had ahead of time was that What you presented was an amendment to the original motion and the original motion was represented in the article Became a motion when helen introduced it as a summary so You can see there's been discussion behind me here between the planning board and town council in terms of the availability of this extensive rewriting of the article.

01:09:18 - 01:09:25

**R. H. Conwell School**

The motion with very limited time to really assess it.

01:09:25 - 01:09:41

**R. H. Conwell School**

The intent of your original petition was clear, And it was described and discussed in the previous meeting, the hour before we started this.

01:09:42 - 01:09:48

**R. H. Conwell School**

A lot of the people in the room were not here for that, but it is as presented in the warrant.

01:09:49 - 01:10:03

**R. H. Conwell School**

So in terms of this amendment and its intent, it is much more in detail and many more references than were in the original article.

01:10:04 - 01:10:10

**R. H. Conwell School**

So I'm in a very, very tough position to say two things.

01:10:10 - 01:10:14

**R. H. Conwell School**

Do we vote on this as an amendment and then go back to the original motion?

01:10:15 - 01:10:16

**R. H. Conwell School**

And that's where I'm headed.

01:10:17 - 01:10:27

**R. H. Conwell School**

So without the people here really being aware of the differences between the two, it's really tough for them to evaluate what you just read.

01:10:28 - 01:10:44

**R. H. Conwell School**

So, second part of it is as a planning as a zoning amendment, we will need the planning board to to once we voted in or voted if it gets voted in to also approve of this.

01:10:44 - 01:11:07

**R. H. Conwell School**

So, with that said, I think we go to discussion first on this as an amendment and you guys will be able to answer why this is an amendment and in detail why you're changing the original article.

01:11:07 - 01:11:08

**R. H. Conwell School**

So.

01:11:15 - 01:11:33

**R. H. Conwell School**

Yeah, I think the suggestion here, as you can see, we kind of had a chat back here that the original article has been reviewed many times by the planning board.

01:11:34 - 01:11:53

**R. H. Conwell School**

So with them, I think we need all of them, okay, just the chair, to voice his opinion on the validity, shall we say, of the original motion, which was the article, as proposed.

01:11:58 - 01:12:20

**R. H. Conwell School**

So for those of you who weren't here in the previous hour, the planning board is required to issue a report on any bylaw amendment that's put forward, particularly if the, specifically if the hearing is within 21 days of the town meeting, which obviously today is, we had the We presented the original.

01:12:22 - 01:12:26

**R. H. Conwell School**

More generally as it presented on the warrant, so that original article.

01:12:26 - 01:12:30

**R. H. Conwell School**

And so our report is related to that version, not the amended version.

01:12:31 - 01:12:36

**R. H. Conwell School**

And town council would like us to issue our report before you all consider the amended version.

01:12:39 - 01:13:00

**R. H. Conwell School**

So the planning board voted, I'm just trying to find my place, voted to recommend the passage of the original article in support of citizens concern on safety and health for the town the vote was unanimous.

01:13:02 - 01:13:06

**R. H. Conwell School**

Part nice longer chair of the Planning Board Kenny Brook wrote.

01:13:08 - 01:13:28

**R. H. Conwell School**

Okay so we're back to a point where as an amendment we're going to open discussion on what that just was proposed yes oh correct do I have a second on that original motion.

01:13:32 - 01:13:34

**R. H. Conwell School**

Motion to amend correct.

01:13:36 - 01:13:53

**R. H. Conwell School**

Let's start all over again so you're making a motion to amend yes do we have a second on that okay we do have a second so now we're open discussion on the amendment first.

01:13:58 - 01:14:00

**R. H. Conwell School**

Let's have it as discussion.

01:14:05 - 01:14:06

**R. H. Conwell School**

Thank you.

01:14:06 - 01:14:07

**R. H. Conwell School**

Apologies for any confusion.

01:14:08 - 01:14:19

**R. H. Conwell School**

When we talked about this with the Planning Board, it was with the thought that we could make amendments on the floor and so that's what our mindset was when we updated this.

01:14:20 - 01:14:49

**R. H. Conwell School**

While it may seem very different it isn't particularly the the point here we had feedback from the planning board and from the attorney that the article as written and that 258 of us signed wouldn't pass Attorney General standards because we didn't have enough information on safety health and well-being and so that it would get rejected.

01:14:49 - 01:15:01

**R. H. Conwell School**

We're very concerned about having additional applications coming into the town because just this one alone has strange resources considerably.

01:15:01 - 01:15:06

**R. H. Conwell School**

People are working very hard to try to get in front of it and try to understand it.

01:15:06 - 01:15:08

**R. H. Conwell School**

Hence the changed language.

01:15:08 - 01:15:26

**R. H. Conwell School**

I had spoken to the Attorney General's office to see if I could get any information on how we might get this moratorium passed through and the attorney general's office would not or could not give any additional information.

01:15:26 - 01:15:39

**R. H. Conwell School**

So this was our best bet to take the spirit of what we were all signing and to try to make it that much more viable before the state attorney general's office.

01:15:47 - 01:15:49

**R. H. Conwell School**

Okay, I see more discussion.

01:15:51 - 01:15:53

**R. H. Conwell School**

Ruth, did you want to speak?

01:15:53 - 01:15:56

**R. H. Conwell School**

I'm ready to.

01:15:58 - 01:15:59

**[speaker unknown]**

Go.

01:16:03 - 01:16:05

**R. H. Conwell School**

Ruth Lehrer, Parish Road.

01:16:06 - 01:16:09

**R. H. Conwell School**

I'm a little hazy on what the changes exactly were.

01:16:09 - 01:16:13

**R. H. Conwell School**

We don't have a piece of paper, we don't have it up on the screen, you know.

01:16:13 - 01:16:16

**R. H. Conwell School**

Maybe they can go through it line by line or something.

01:16:17 - 01:16:20

**R. H. Conwell School**

I just feel like I don't have a grasp of it.

01:16:20 - 01:16:20

**R. H. Conwell School**

Okay.

01:16:21 - 01:16:21

**R. H. Conwell School**

Richard?

01:16:23 - 01:16:25

**R. H. Conwell School**

Yeah, Richard Mansfield from West Street.

01:16:25 - 01:16:31

**R. H. Conwell School**

If I understand the planning board is not recommending this amendment.

01:16:34 - 01:16:36

**R. H. Conwell School**

They have not expressed an opinion on that.

01:16:37 - 01:16:40

**R. H. Conwell School**

Well we need an opinion on it.

01:16:40 - 01:16:55

**R. H. Conwell School**

Let's hear more discussion and we'll see if they are every the planning board and our town council are right now their heads are spinning on on the nature of this and whether it's within the four corners of the original original article.

01:16:55 - 01:17:01

**R. H. Conwell School**

So I myself am so I'll listen to discussion in terms of who thinks this is.

01:17:05 - 01:17:08

**R. H. Conwell School**

Deborah cook Deborah cook a coming to road.

01:17:09 - 01:17:35

**R. H. Conwell School**

I Had the same question about whether or not we could get a little bit more detail about the differences I know one difference that I picked up that I would especially like some feedback on is that the amendment has Had clearly indicates that this would be not retroactive but only going forward So, I'd like to get some clarification on what that would mean between the original and the amended motion.

01:17:38 - 01:17:38

**R. H. Conwell School**

Okay.

01:17:38 - 01:17:53

**R. H. Conwell School**

I think that that's the way it would be regardless.

01:17:53 - 01:17:55

**R. H. Conwell School**

It was just putting it in writing.

01:17:56 - 01:18:04

**R. H. Conwell School**

Yeah, I think many heads are spinning in terms of how many parts of this were revised.

01:18:04 - 01:18:09

**R. H. Conwell School**

I do not have the time right now to sit and look at one and look at the other.

01:18:11 - 01:18:15

**R. H. Conwell School**

So let's hear more discussion and then we'll move on.

01:18:20 - 01:18:24

**R. H. Conwell School**

It's apparently going to be up on the screen, but I've got to tell you, it's two pages and it's tiny.

01:18:26 - 01:18:34

**R. H. Conwell School**

I'm just curious if, like, the amendment doesn't pass, do we go back to Article 6?

01:18:34 - 01:18:34

**R. H. Conwell School**

Yes.

01:18:34 - 01:18:36

**R. H. Conwell School**

And that's possible to pass?

01:18:36 - 01:18:37

**R. H. Conwell School**

Thank you.

01:18:50 - 01:18:52

**R. H. Conwell School**

Emily Larrivee, 138 Whithill.

01:18:54 - 01:18:58

**R. H. Conwell School**

So essentially, I actually have a copy on my phone, too, and I read it.

01:18:58 - 01:19:03

**R. H. Conwell School**

And to me, it seems like it is the same purpose as the original.

01:19:03 - 01:19:25

**R. H. Conwell School**

The only difference that I see is that it cites, as you'll see there with the points, but other than that, it would be a full moratorium on the battery storage system and nothing else into the town, and then the same dates would apply.

01:19:25 - 01:19:32

**R. H. Conwell School**

And I'm curious if anyone saw any difference from the first to the second.

01:19:35 - 01:19:36

**R. H. Conwell School**

That's the question on the table.

01:19:37 - 01:19:40

**R. H. Conwell School**

So, Dick, you wanted to speak?

01:19:42 - 01:19:54

**R. H. Conwell School**

Dick Wagner-Wichow wrote, and I heard the moderator mention earlier that he was trying to determine whether or not this fit within the four corners of the original petition that was brought forward.

01:19:54 - 01:20:07

**R. H. Conwell School**

And what I heard is the difference between the two versions is that, as they said,

they're trying to put more information into the amendment related to health and safety, which brings more town boards and more town entities into the language.

01:20:08 - 01:20:17

**R. H. Conwell School**

So my question is a procedural one, given the fact that the planning board hasn't approved the amendment, can the town still vote on the amendment as it is?

01:20:17 - 01:20:21

**R. H. Conwell School**

And then what's the procedure after that?

01:20:23 - 01:20:25

**R. H. Conwell School**

Yeah, so two things.

01:20:25 - 01:20:42

**R. H. Conwell School**

I'll ask anybody on the planning board who wants to speak to give an opinion on the amendment and then back to the question, we will still vote on the amendment and then revert to article six as it was.

01:20:43 - 01:20:48

**R. H. Conwell School**

So I'm seeing perhaps an opinion from the planning board.

01:20:51 - 01:20:53

**R. H. Conwell School**

I'm just the chair.

01:20:53 - 01:21:03

**R. H. Conwell School**

I'm not, I can't have an opinion of the planning board, but the question I have is really for town council, whether I don't, I mean, We haven't held a hearing on this, but it was an amendment of it.

01:21:04 - 01:21:05

**R. H. Conwell School**

Thank you.

01:21:05 - 01:21:07

**R. H. Conwell School**

Again, my name is Jeffrey Blake.

01:21:07 - 01:21:17

**R. H. Conwell School**

For those that weren't here when I spoke earlier, typically when you have a citizen's position or any zoning bylaw, the Planning Board holds a hearing on the bylaw that's presented to you.

01:21:18 - 01:21:20

**R. H. Conwell School**

There are amendments made.

01:21:20 - 01:21:28

**R. H. Conwell School**

That doesn't mean that we get into this dog chasing its tail that every amendment's made has to be approved by the Planning Board.

01:21:29 - 01:21:32

**R. H. Conwell School**

The planning board doesn't have to approve this amendment.

01:21:33 - 01:21:37

**R. H. Conwell School**

It approved the earlier version and town meeting needs to know that.

01:21:37 - 01:21:40

**R. H. Conwell School**

The amendments as they come along, they come along.

01:21:44 - 01:21:44

**R. H. Conwell School**

Yep, next.

01:21:48 - 01:21:50

**R. H. Conwell School**

George Coling, Buffington Hill Road.

01:21:51 - 01:22:32

**R. H. Conwell School**

Just a question of, I heard clarifying language presented there and I can't read it to here, but the one difference I have for those presenting the amendment I thought the presenter said that the new language if that's adopted would only apply to applications after tonight if it's adopted and not the one that's already pending is that is that the case yeah I believe planning board has a So just speaking generally.

01:22:33 - 01:22:51

**R. H. Conwell School**

Bylaw amendments apply, yes, so the process is the planning board holds a hearing, town meeting has a vote, whatever comes out of town meeting is submitted to the attorney general's office for review, and the attorney general either approves it or doesn't.

01:22:51 - 01:23:02

**R. H. Conwell School**

If the attorney general approves it, it takes effect as of the town meeting vote, so that's awkward because it's a six-month difference in time, but it takes effect as a town meeting vote.

01:23:03 - 01:23:09

**R. H. Conwell School**

Any projects or anything that's been submitted to the Planning Board prior to that town meeting vote is not governed by the change.

01:23:10 - 01:23:19

**R. H. Conwell School**

So regardless, this amendment makes it explicit that whatever projects are in the pipeline, it won't apply to.

01:23:19 - 01:23:28

**R. H. Conwell School**

But whatever moratorium, any bylaw change that gets voted on tonight and

approved by the AG's office won't apply to the projects that have been submitted.

01:23:32 - 01:23:32

**[speaker unknown]**

Next.

01:23:36 - 01:23:37

**R. H. Conwell School**

Hi Thomas Powers of West Street.

01:23:38 - 01:23:43

**R. H. Conwell School**

So I was just a little concerned discussing with the other members of my household here.

01:23:44 - 01:23:46

**R. H. Conwell School**

We read all this stuff online ahead of time.

01:23:46 - 01:23:49

**R. H. Conwell School**

I think most people in this room are here because of these articles affecting solar.

01:23:50 - 01:24:04

**R. H. Conwell School**

It seems kind of extreme to accept an amendment that none of us have in writing from able to go over that seems to have a dozen or more lines of alterations that we haven't had the time look over so we could feel comfortable voting for or against it.

01:24:04 - 01:24:08

**R. H. Conwell School**

I'd just like to voice our opinion that that seems a little out of line.

01:24:09 - 01:24:15

**R. H. Conwell School**

Yeah, everybody keep in mind you have the ability when we come to a vote on the amendment to vote it down.

01:24:16 - 01:24:16

**R. H. Conwell School**

Next.

01:24:21 - 01:24:23

**R. H. Conwell School**

Gene Hall, Dingle Road.

01:24:26 - 01:25:01

**R. H. Conwell School**

I'm asking about section 20 right at beginning there when you read the amendment I didn't hear the word ground-mounted Salter vote take installations has that been struck from your amendment it has been struck just just the batteries okay so that collecting some some opinions here so that is that's a pretty big change Yeah.

01:25:01 - 01:25:02

**R. H. Conwell School**

Really.

01:25:03 - 01:25:04

**R. H. Conwell School**

So clarify that.

01:25:05 - 01:25:18

**R. H. Conwell School**

So in section 20, the gentleman just said that you dropped the solar photoic installation part of it, and it's purely on battery storage.

01:25:22 - 01:25:23

**R. H. Conwell School**

Mike, please.

01:25:24 - 01:25:29

**R. H. Conwell School**

We believe that this will go ahead and slow this up considerable, because it won't.

01:25:29 - 01:25:34

**R. H. Conwell School**

Let's go back to it to just reiterate for the meeting.

01:25:34 - 01:25:39

**R. H. Conwell School**

You've dropped the solar panel part of it and it's purely about battery storage.

01:25:39 - 01:25:39

**R. H. Conwell School**

Yes, sir.

01:25:41 - 01:25:42

**R. H. Conwell School**

More discussion.

01:25:45 - 01:25:48

**R. H. Conwell School**

I think I'm gonna rely on the wisdom of the room.

01:25:49 - 01:25:56

**R. H. Conwell School**

In my opinion, according to what Dick Wagner brought up and others brought up about the four corners, we're outside the four corners.

01:25:57 - 01:26:00

**R. H. Conwell School**

I'll entertain a little bit more discussion, particularly on that.

01:26:00 - 01:26:03

**R. H. Conwell School**

I think I'm making maybe making the same up to the mic.

01:26:03 - 01:26:05

**R. H. Conwell School**

Who are you Jim Downey?

01:26:05 - 01:26:06

**R. H. Conwell School**

Cumington Road?

01:26:06 - 01:26:07

**R. H. Conwell School**

Everybody in this room.

01:26:07 - 01:26:28

**R. H. Conwell School**

You're not close enough to the mic Jim Downey Cumington Road everybody in this room is of above-average Intelligence, but this is a very significant change and I think it's a lot to ask people That are present to vote on something that is not presented to them in writing Especially when year after year after year.

01:26:28 - 01:26:38

**R. H. Conwell School**

We've all been schooled in this idea that we have to confine discussion to the four corners of the document which contains the matters that we are voting on.

01:26:38 - 01:27:02

**R. H. Conwell School**

To come into a meeting the day that we are about to take the vote and suggest that something be entirely rewritten and it is an entire revision is a lot to ask and I think it's it goes way beyond what would be acceptable or to ask the voters to go through without prepping them and giving them a chance to comment on it.

01:27:02 - 01:27:05

**R. H. Conwell School**

Seems like a real, a big push.

01:27:07 - 01:27:08

**R. H. Conwell School**

More discussion?

01:27:12 - 01:27:15

**R. H. Conwell School**

Jesse Macero, Pleasant Street.

01:27:17 - 01:27:26

**R. H. Conwell School**

So, I don't doubt that the amendment is with the intent of the original document, though it does seem like a substantial change.

01:27:26 - 01:27:34

**R. H. Conwell School**

Does that mean that the amendment was intended to allow the original document to be passed?

01:27:34 - 01:27:43

**R. H. Conwell School**

And if it's not going to pass without that amendment or without a similar amendment, should we in fact not vote to pass the original?

01:27:44 - 01:27:47

**R. H. Conwell School**

I suppose that is to our folks.

01:27:50 - 01:28:13

**R. H. Conwell School**

Yeah, so again, back to the wisdom of the room, I've got to tell you, I've got the right to say that this is beyond the four corners of the original article, the original motion, and I'm hearing a lot from the mic there from discussion that that's the case.

01:28:13 - 01:28:36

**R. H. Conwell School**

So in discussion with town council, I do have the right to say that this amendment and I think the room agrees considering the number of hours that have gone into the meetings beforehand, including the hour just before this, that very thorough discussion has been made about every aspect of these articles to get to this point.

01:28:37 - 01:29:08

**R. H. Conwell School**

And this may be a very simple change, a very well thought out change, very respectful of health and welfare but it is beyond and the room is telling me that it is beyond the scope of the original article so we're going to not vote on the amendment we're going to go back to the original article six and I believe we had a

motion and a second on article six so we will now go to a vote on article six.

01:29:08 - 01:29:09

**R. H. Conwell School**

Hang on.

01:29:12 - 01:29:17

**R. H. Conwell School**

Bart Nineswonger, Guinea Brook Road and Chair of the Planning Board, unfortunately, I would like to amend the original Article 6.

01:29:19 - 01:29:20

**R. H. Conwell School**

I'm sorry.

01:29:21 - 01:29:41

**R. H. Conwell School**

The issue is numbering, that there is no, years ago we had, our bylaws were numbered with Roman numerals, but we changed that a few years ago, and so adding this section XX or 20 is not going to fit so great, plus the, since we're now looking at the language that's in your warrant.

01:29:42 - 01:29:46

**R. H. Conwell School**

They make a reference to section XII-12, which doesn't exist anymore.

01:29:47 - 01:30:05

**R. H. Conwell School**

So I would like just to, my amendment is to renumber and change wherever it says XX to, we're gonna add a new section, which is section 8.9, let me make sure I'm, and then where, so I think I did it right.

01:30:05 - 01:30:12

**R. H. Conwell School**

I'm making a motion to amend, change XX to 8.9 and where it says XII.

01:30:14 - 01:30:16

**R. H. Conwell School**

Change that to say 8.5.

01:30:18 - 01:30:35

**R. H. Conwell School**

Okay, we have a second on that, but we have to take a second for our clerk who needs to present this to the AG's office to make sure that as the results of this evening are filed with the AG that the wording is correct.

01:30:35 - 01:30:55

**R. H. Conwell School**

So, with that, I will ask a sidebar discussion between the planning board and our clerk to make sure that these simple clerical changes are made and our town council is going to intercede.

01:30:56 - 01:30:59

**R. H. Conwell School**

Um, Kevin, could I just let's hang on till this is done.

01:30:59 - 01:31:01

**R. H. Conwell School**

Well, this has to do with that.

01:31:01 - 01:31:05

**R. H. Conwell School**

And a conversation that I had had with Jeff Blake prior to this.

01:31:23 - 01:31:31

**R. H. Conwell School**

Okay, okay This is a housekeeping amendment I was going to make.

01:31:34 - 01:31:56

**R. H. Conwell School**

Sure, okay the comment I was going to make was a result of a conversation that I had with Jeff Blake Long before this and I said they don't have the correct numbers They have X X as in unknown unknown dot one unknown unknown dot two and so on and he had said Because I said, does that mean it wouldn't pass because it doesn't follow our numbering system?

01:31:56 - 01:31:57

**R. H. Conwell School**

And he said, no.

01:31:57 - 01:32:06

**R. H. Conwell School**

If it did pass, we would have to fit it into our bylaw with the correct numbering, which would then be 8.5.1 or whatever it is.

01:32:07 - 01:32:10

**R. H. Conwell School**

I mean, that's not correct, but 8 point something point something.

01:32:10 - 01:32:18

**R. H. Conwell School**

So the XX is, I always assume, unknown, unknown, dot one, unknown, unknown, unknown, dot two, and so on.

01:32:19 - 01:32:29

**R. H. Conwell School**

But Jeff said this would make it correct and would eliminate that step if it got approved.

01:32:31 - 01:32:32

**[speaker unknown]**

Okay.

01:32:33 - 01:32:46

**R. H. Conwell School**

A while ago, we had the Pioneer Valley Planning Commission do an edit of our overall bylaws to do what Bart referenced before with the Roman numerals and so on and so on.

01:32:47 - 01:32:51

**R. H. Conwell School**

That said, we did not, at the time, read the entire zoning bylaw.

01:32:52 - 01:33:01

**R. H. Conwell School**

I'm not going to ask the clerk to read all of these changes again, just in simple numbering, and again, consider it a housekeeping issue.

01:33:02 - 01:33:03

**R. H. Conwell School**

So there's someone at the mic.

01:33:03 - 01:33:05

**R. H. Conwell School**

Is this related to the numbering?

01:33:05 - 01:33:07

**R. H. Conwell School**

No, it's article six.

01:33:07 - 01:33:09

**R. H. Conwell School**

Then we're not ready for that yet.

01:33:11 - 01:33:41

**R. H. Conwell School**

With that said we have an amendment which will edit the numbers in this motion to reflect the numbering in our overall zoning bylaws and we have a second on that and I want to hear discussion on that or not okay that is an amendment takes a majority vote it's going to be yellow cards again and eyes and nays.

01:33:42 - 01:33:47

**R. H. Conwell School**

All those in favor of the housekeeping amendment, do so by saying aye and raising your cards.

01:33:47 - 01:33:49

**R. H. Conwell School**

Thank you very much.

01:33:49 - 01:33:50

**R. H. Conwell School**

Seemed very unanimous.

01:33:50 - 01:33:51

**R. H. Conwell School**

Any nays?

01:33:52 - 01:33:53

**R. H. Conwell School**

Okay, we'll move on.

01:33:54 - 01:34:01

**R. H. Conwell School**

So, take a little breath here and we're going to have comments on Article 6 itself.

01:34:02 - 01:34:06

**R. H. Conwell School**

The first comment is at the mic as we speak.

01:34:08 - 01:34:10

**R. H. Conwell School**

Lucia, 115 West Lucia de Rico.

01:34:10 - 01:34:21

**R. H. Conwell School**

I just wanted to ask the printout that we have in our hands pertaining to Article 6, that is the original Article 6, not the amendment that we decided not to vote on.

01:34:21 - 01:34:22

**R. H. Conwell School**

Is that correct?

01:34:22 - 01:34:22

**R. H. Conwell School**

Correct.

01:34:23 - 01:34:23

**R. H. Conwell School**

All right.

01:34:23 - 01:34:24

**R. H. Conwell School**

Thank you so much.

01:34:28 - 01:34:30

**R. H. Conwell School**

Dick Wagner with Whole Road.

01:34:30 - 01:35:10

**R. H. Conwell School**

And I would agree with the point of the amendments as proposed, given the fact that they were to work in more safety and health concerns and my question therefore is without that language if we pass to me it seems like if we pass the proposal as it was originally brought forward it runs an extremely high risk of just immediately being kicked back by the attorney general under mass general law 40 section three it's not much different than the types of things that have been proposed in other towns which have come back like in Carver for example so my question really is I'm not sure what the intent of moratorium is.

01:35:10 - 01:35:21

**R. H. Conwell School**

Is it really to try to get a moratorium through or is it to send a message to the state about our interest in having these pipes of projects stop until there's more study?

01:35:21 - 01:35:25

**R. H. Conwell School**

And the reason I'm saying that is because if we pass it the way it is, it's gonna go into the attorney general.

01:35:26 - 01:35:28

**R. H. Conwell School**

And I do believe it's gonna get kicked back.

01:35:28 - 01:35:32

**R. H. Conwell School**

And then we're gonna be in the same position we were in to begin with.

01:35:32 - 01:35:34

**R. H. Conwell School**

So if that's okay, that's okay.

01:35:34 - 01:35:46

**R. H. Conwell School**

But otherwise it seems to me like it'd be better to not worry so much about the original proposal and to come back with the amended language, which seemed to me to stand a better chance of getting accepted by the attorney general.

01:35:48 - 01:35:54

**R. H. Conwell School**

I think that's a request to go backwards on what I just said before, not gonna go there.

01:35:55 - 01:36:09

**R. H. Conwell School**

So again, we've had many people come to the mic with doubts about what the amendment means and out of time to absorb that, It was only received by the planning board yesterday.

01:36:09 - 01:36:11

**R. H. Conwell School**

I only saw it 10 minutes ago.

01:36:12 - 01:36:17

**R. H. Conwell School**

So it's very tough to make that determination when there are many moving parts to it.

01:36:18 - 01:36:24

**R. H. Conwell School**

If it was a simple change, everybody would not have been so cautious.

01:36:25 - 01:36:29

**R. H. Conwell School**

You're coming back to the mic after there's somebody ready to speak.

01:36:29 - 01:36:31

**R. H. Conwell School**

I think my point was misunderstood.

01:36:31 - 01:36:35

**R. H. Conwell School**

My point was, if we pass the original language, I wasn't trying to go backwards.

01:36:35 - 01:36:40

**R. H. Conwell School**

But if we pass the original language, I think it's likely we will not end up with a moratorium.

01:36:41 - 01:36:42

**R. H. Conwell School**

And that's my point.

01:36:42 - 01:36:51

**R. H. Conwell School**

The discussion beforehand, and I don't know if you heard the meeting before, and I summarize it before, this is not a rolling vote.

01:36:52 - 01:37:02

**R. H. Conwell School**

So there are four articles concerning a moratorium, and the meeting has the ability to vote on each of them separately.

01:37:02 - 01:37:27

**R. H. Conwell School**

I can't say that any more explicitly so the the getting to this point the development of 7 8 The appearance of 10 all have to do with the like likelihood that it will pass this meeting and pass AG review So there are four four votes or different folks Yep Emily layer be 138 close to the mic.

01:37:27 - 01:37:44

**R. H. Conwell School**

Please Emily layer be 138 Whithill Road I think like has been stated the amendment that was proposed intention was to make it be able to pass the AG.

01:37:45 - 01:37:59

**R. H. Conwell School**

Are we able to amend this to make it more likely to change amended on the floor, add things about health and safety, just make it a little bit more explicit.

01:37:59 - 01:38:16

**R. H. Conwell School**

I also noticed like stated the amendment proposed for was takes away the large-scale ground mounted solar installations and only keeps it for the best.

01:38:17 - 01:38:22

**R. H. Conwell School**

That alone takes it out of the scope of the original article.

01:38:22 - 01:38:23

**R. H. Conwell School**

That alone.

01:38:23 - 01:38:24

**R. H. Conwell School**

It's a big deal.

01:38:24 - 01:38:25

**R. H. Conwell School**

Yeah.

01:38:25 - 01:38:28

**R. H. Conwell School**

That's why there are two proposed by the Planning Board.

01:38:29 - 01:38:43

**R. H. Conwell School**

Okay, would you be open to adding more language regarding health, health, self safety and you want to make an amendment, you have to say Mr. Moderator, I'd like to make an amendment that is very clear.

01:38:43 - 01:38:47

**R. H. Conwell School**

Okay, I'm not ready to do that at this moment, but maybe someone else.

01:38:48 - 01:38:51

**R. H. Conwell School**

Someone else speak and we're going to run out of time on on this issue.

01:38:51 - 01:38:53

**R. H. Conwell School**

This is Article 6.

01:38:53 - 01:38:56

**R. H. Conwell School**

We have 7, 8, and 10 about the same topic.

01:38:57 - 01:38:59

**R. H. Conwell School**

Yep, Bart would like to respond.

01:39:00 - 01:39:01

**R. H. Conwell School**

Thank you.

01:39:04 - 01:39:11

**R. H. Conwell School**

I think that I only actually saw this this morning, and I didn't read it all that carefully.

01:39:12 - 01:39:34

**R. H. Conwell School**

But I think from my perspective, and I'm sorry if I'm speaking about the amendment, which is out of line, But getting to Dick's point that I think the problem with, well, what I'm trying to say is, I don't think that amended version had any chance of

passing AG's review either.

01:39:35 - 01:39:40

**R. H. Conwell School**

The issue is that it prohibits some aspect of solar throughout the town.

01:39:40 - 01:39:43

**R. H. Conwell School**

And it's that throughout the town part that's the issue.

01:39:44 - 01:39:47

**R. H. Conwell School**

Health and safety is important, and that is something that allows regulation.

01:39:47 - 01:40:21

**R. H. Conwell School**

But if it if it prohibits throughout the town that's that's the issue so there's other case law that says the batteries are part of solar that that case that we cite tracer lane is actually about a road an access road it doesn't even involve the solar the solar is in a separate town so the supreme judicial court is very aware of the fact that solar isn't just solar it's other bits and pieces and it was really that blanket prohibition that's the issue so personally i think that the amended version is really going to have a better chance.

01:40:24 - 01:40:25

**R. H. Conwell School**

Yeah, at the mic.

01:40:27 - 01:40:29

**R. H. Conwell School**

Steve Strom, Old Post Road.

01:40:33 - 01:40:35

**R. H. Conwell School**

Steve Strom, Old Post Road.

01:40:36 - 01:40:41

**R. H. Conwell School**

There are a number of moratoriums voting to be voted on tonight.

01:40:42 - 01:40:58

**R. H. Conwell School**

If the wording of one of those moratoriums does not pass the AG's this decision doesn't negate the other moratoriums that are also in place.

01:40:58 - 01:41:11

**R. H. Conwell School**

The planning board has gone to great extent to make sure that if one of these moratoriums fails, the others are still viable and still may go forward.

01:41:12 - 01:41:20

**R. H. Conwell School**

So all of this discussion about amendments to the citizens petition is really just that discussion.

01:41:22 - 01:41:39

**R. H. Conwell School**

I think there are likely one or more of those moratoriums that have been presented by the planning board that has a chance to pass the AG's review, thank you.

01:41:40 - 01:41:43

**R. H. Conwell School**

Okay, a little bit more discussion and then we really have to get onto a vote.

01:41:45 - 01:42:17

**R. H. Conwell School**

Again Lucia de Rico 115 West Street sorry Lucia de Rico 115 West Street I just wanted a question and then a statement after the answer to the question so as I understand it article 6 as was available online and as I'm looking at it now is the original the amendment was something that was not put down in writing so that's correct this is the original yes so my statement and my perspective as a town member is that I came here to vote on this one I think that everyone in the room probably came here to vote on this one.

01:42:17 - 01:42:18

**R. H. Conwell School**

Within reason.

01:42:19 - 01:42:23

**R. H. Conwell School**

I think, like many people have said, there's a good chance that the state will strike it down and we'll have to do this again.

01:42:24 - 01:42:38

**R. H. Conwell School**

But either way, if we came here to vote on this amendment, I think that it is against our better interests to get confused by the amendment that is not being passed and just refer back to what we walked in the store to do with Article 6.

01:42:38 - 01:42:39

**R. H. Conwell School**

So that's just what I wanted to say.

01:42:39 - 01:42:41

**R. H. Conwell School**

We've already abandoned the amendment.

01:42:41 - 01:42:47

**R. H. Conwell School**

So with that said, I'll listen one more time, but we're going to a vote.

01:42:51 - 01:42:53

**R. H. Conwell School**

All great points being brought up tonight.

01:42:53 - 01:43:16

**R. H. Conwell School**

The one thing I wanted to bring up is that the difference between what the planning board has proposed and other moratoriums tonight have to do with creating districts so that there are places within Worthington where we could entertain an application.

01:43:16 - 01:43:18

**R. H. Conwell School**

And that concerns me.

01:43:18 - 01:43:26

**R. H. Conwell School**

So I think that this is citizens petition and it would be great to have a better process for citizens petitions to go through.

01:43:27 - 01:43:28

**R. H. Conwell School**

So I take that one.

01:43:29 - 01:43:37

**R. H. Conwell School**

But if I may, since we're the whole point here or what we thought we could do tonight was to make a amendment on the floor.

01:43:38 - 01:44:09

**R. H. Conwell School**

And so I'd like to put in here an amendment and you can vote on whether or not you accept the amendment but this is the the more restrictive language that we thought was important to um i'm gonna no i'm gonna i'm gonna we've we've you made it i'm sorry this was a citizen's position kevin i know so so people people stood in line to make your point make your point if you make are you making an amendment yes okay say mr moderator i'd Mr. Moderator.

01:44:09 - 01:44:14

**R. H. Conwell School**

I'd like to make an amendment to Article 6.

01:44:15 - 01:44:35

**R. H. Conwell School**

The Planning Board finds at the scale, this is in the purpose section, the Planning Board finds that the scale and technical characteristics of such facilities warrant comprehensive regulatory review, particularly in light of pending Massachusetts legislation addressing best-siting safety standards.

01:44:35 - 01:44:43

**R. H. Conwell School**

Buffer zones, and local approval authority, including house bills H4685, 4689, and 4690.

01:44:45 - 01:45:03

**R. H. Conwell School**

Ongoing state regulatory development, the need to evaluate emergency response coordination, fire protection planning, infrastructure and access considerations, and acoustic performance standards appropriate and current conditions.

01:45:03 - 01:45:03

**R. H. Conwell School**

Conditions.

01:45:05 - 01:45:06

**R. H. Conwell School**

No, no.

01:45:06 - 01:45:18

**R. H. Conwell School**

So again, what you just went through is more than a paragraph and the previous speaker was extremely clear in what the intent of everybody who came to this meeting was was to vote on Article 6.

01:45:19 - 01:45:24

**R. H. Conwell School**

So in terms of that amendment, it falls into the category of the previous one.

01:45:24 - 01:45:31

**R. H. Conwell School**

There's not enough time, not enough education these people can absorb to pass that as an amendment.

01:45:33 - 01:45:37

**R. H. Conwell School**

Again, I'm going to argue with you on it, and you can make your final little thing.

01:45:37 - 01:45:44

**R. H. Conwell School**

It's a clarifying language here of why we want the moratorium, and again, it was...

01:45:44 - 01:45:52

**R. H. Conwell School**

That's part of discussion, so if you want to discuss again why we want the moratorium, that is the point of this article 7, 8, and 10.

01:45:52 - 01:45:56

**R. H. Conwell School**

That is the point, why this moratorium briefly.

01:46:00 - 01:46:01

**R. H. Conwell School**

Mike's yours.

01:46:02 - 01:46:05

**R. H. Conwell School**

I guess I'm not understanding what you're saying.

01:46:05 - 01:46:11

**R. H. Conwell School**

You said you wanted to make the point of why this moratorium is necessary, not a clarification in the amendment.

01:46:12 - 01:46:13

**R. H. Conwell School**

I think you did that before.

01:46:13 - 01:46:20

**R. H. Conwell School**

I made the clarification, and then I made a motion to amend, and you're denying me  
Yes, I am.

01:46:20 - 01:46:32

**R. H. Conwell School**

For the same reasons that have been brought up now, I think the third time, that there's not enough time, the complexity of what you just read through for this room

to understand it and vote on it.

01:46:32 - 01:46:37

**R. H. Conwell School**

So I think I'm gonna stop discussion and move to a vote on article six.

01:46:37 - 01:46:40

**R. H. Conwell School**

All right, so from the floor, thank you.

01:46:43 - 01:46:48

**R. H. Conwell School**

So we had a motion on article six, we had a second.

01:46:48 - 01:46:55

**R. H. Conwell School**

We had discussion, we had two planned amendments, but now it is time to vote on article six.

01:46:56 - 01:47:03

**R. H. Conwell School**

It also as amended for the housekeeping clerical thing.

01:47:03 - 01:47:21

**R. H. Conwell School**

So, this also is a two-thirds vote, could be tight, but we're going to go with the methodology we've been using, yellow cards up, all those in favor of Article 6, do so by yellow card and saying aye.

01:47:24 - 01:47:25

**R. H. Conwell School**

Thank you.

01:47:25 - 01:47:26

**R. H. Conwell School**

All those opposed?

01:47:28 - 01:47:29

**R. H. Conwell School**

It passes.

01:47:30 - 01:47:47

**R. H. Conwell School**

Okay, Article 7 and 8, in prior discussion with the planning board, I'm going to allow them to go over again the nature of Article 7 and the nature of Article 8 as one.

01:47:48 - 01:47:59

**R. H. Conwell School**

And I think I said before, Article 9 is going to move to the end, Article 10, another moratorium Article will follow up Article 7 and 8.

01:48:00 - 01:48:07

**R. H. Conwell School**

With that, I will ask the planning board to do what they do in talking about Article 7 and 8.

01:48:07 - 01:48:16

**R. H. Conwell School**

We will then go to discussion on Article 7, then to discussion to vote on Article 7, and then repeat that for Article 8.

01:48:17 - 01:48:29

**R. H. Conwell School**

But the original presentation will be not the motion, but just a discussion on the nature of articles seven and eight, correct?

01:48:32 - 01:48:37

**R. H. Conwell School**

So many of you are here for the hearing six.

01:48:38 - 01:48:46

**R. H. Conwell School**

I'm not quite sure what to add, but the planning board received the citizen petition.

01:48:47 - 01:48:51

**R. H. Conwell School**

We had concern that it may not pass AG's review.

01:48:52 - 01:49:04

**R. H. Conwell School**

If it does, great, but if it weren't, we felt like it was a, if it didn't, we felt like it would be worth putting something forward that we felt had greater chance of passing AG's review.

01:49:05 - 01:49:10

**R. H. Conwell School**

As I just said, the AG's office is mostly concerned about, well.

01:49:13 - 01:49:23

**R. H. Conwell School**

All of the moratoriums that have been passed and have been put forward in the last two years that have passed town meeting votes in the last two years and been rejected by the AG's office were blanket prohibitions.

01:49:23 - 01:49:38

**R. H. Conwell School**

Throughout the town, and in each of those the AG's office refers to a Supreme Judicial Court case, Tracer Lane from 2022, and it's all about how much of the town is.

01:49:40 - 01:49:55

**R. H. Conwell School**

How much of the town can't, am I trying to say, the prohibition, yeah, how much of the town is Board perspective, it was that percentage.

01:49:55 - 01:50:09

**R. H. Conwell School**

We don't know what percentage is reasonable, but we know that 98% of the town, having solar prohibited in 98% of the town, was too much according to the Supreme Judicial Court.

01:50:10 - 01:50:14

**R. H. Conwell School**

So our approach was to take the question and split it into two.

01:50:15 - 01:50:22

**R. H. Conwell School**

So Article 7 is relating to large-scale ground-mounted solar, photovoltaic, will take.

01:50:23 - 01:50:30

**R. H. Conwell School**

Article 8 is related to large capacity energy storage systems, so the batteries.

01:50:31 - 01:50:39

**R. H. Conwell School**

They have different risk profiles and so it made sense to us to allow them or prohibit them from different parts of town.

01:50:39 - 01:50:58

**R. H. Conwell School**

Our basic focus was on water, protecting water and protecting sensitive environmental areas that the state itself had identified and disincentivized developers from putting solar in.

01:50:58 - 01:51:09

**R. H. Conwell School**

So it felt like those are two reasonably well-defined ways of defining areas in town.

01:51:10 - 01:51:57

**R. H. Conwell School**

You'll see maps on the wall over there that illustrate where solar would be allowed or prohibited under the under these bylaws these amendments um i don't know i i feel like i don't want to go into too much depth here given because i just spent an hour doing it but um but feel free to ask questions do you want me to make a motion or do you want to yeah we can go to a motion on uh on oracle seven okay uh mr moderator i move that the town will vote to amend the whirlington zoning bylaw by adding a new section to place a temporary moratorium on large-scale ground-mounted solar photovoltaic installations as detailed in Article 7 on the warrant.

01:51:57 - 01:51:58

**R. H. Conwell School**

Do we have a second?

01:51:59 - 01:52:00

**R. H. Conwell School**

We have a second.

01:52:01 - 01:52:02

**R. H. Conwell School**

So before we get discussion.

01:52:05 - 01:52:16

**R. H. Conwell School**

The decision was made, as I said before the discussion was about, you can see the ad section 8.5.7 as follows is quite in detail.

01:52:16 - 01:52:20

**R. H. Conwell School**

So I did not have, did not insist on that in red.

01:52:21 - 01:52:26

**R. H. Conwell School**

So I know it's time, it has been on the warrant as has been mentioned.

01:52:26 - 01:52:29

**R. H. Conwell School**

So this has been out there now for two weeks.

01:52:30 - 01:52:41

**R. H. Conwell School**

So the planning board, select board will be available available to answer questions about Article 7 and subsequently Article 8.

01:52:41 - 01:52:45

**R. H. Conwell School**

But let's go to discussion and move on.

01:52:46 - 01:52:49

**R. H. Conwell School**

So discussion first is coming from the Planning Board.

01:52:50 - 01:52:54

**R. H. Conwell School**

Sorry, the Planning Board is required by law to make a report.

01:52:54 - 01:52:55

**R. H. Conwell School**

It's an oral report.

01:52:55 - 01:52:56

**R. H. Conwell School**

We did this for Article 6.

01:52:56 - 01:53:13

**R. H. Conwell School**

For Article 7, we voted at our hearing to recommend this passage of Article 7 in order to better protect our water and natural resources, and to give us more time to develop maps and have discussion on passing more protective zoning.

01:53:14 - 01:53:15

**R. H. Conwell School**

It passed unanimously.

01:53:16 - 01:53:16

**R. H. Conwell School**

Okay.

01:53:17 - 01:53:18

**R. H. Conwell School**

Discussion?

01:53:19 - 01:53:27

**R. H. Conwell School**

Yeah, Richard Mansfield, and I think generally speaking, I'm kind of, I'm speaking against all of them.

01:53:27 - 01:53:30

**R. H. Conwell School**

So I'll just get it all in one fell swoop, if I could.

01:53:30 - 01:53:31

**R. H. Conwell School**

Okay.

01:53:31 - 01:53:47

**R. H. Conwell School**

Okay, so Closer to the mic If you remember last year the the Red Wing blackbirds were here the sugar Crop was almost totally in Look at it this year.

01:53:48 - 01:54:06

**R. H. Conwell School**

We have a big climate problem I don't hear a \*\*\*\* word from the town about it and it's really got me very anxious because because there's been a lot of hyperbole about the dangers of these solar systems.

01:54:07 - 01:54:16

**R. H. Conwell School**

And it's how many times do we have to say... So, Richard, again, you're opposed to the moratorium, not to solar, correct?

01:54:17 - 01:54:18

**R. H. Conwell School**

So please just make that point.

01:54:19 - 01:54:19

**R. H. Conwell School**

Okay.

01:54:20 - 01:54:26

**R. H. Conwell School**

But the moratorium is a moratorium on the solar, so consequently I have to speak for the solar.

01:54:27 - 01:54:27

**R. H. Conwell School**

Okay?

01:54:27 - 01:54:32

**R. H. Conwell School**

And the one thing I want to say is the panels are benign.

01:54:33 - 01:54:40

**R. H. Conwell School**

And we saw on that chart there a couple of sessions ago, there's no heavy metals in them.

01:54:41 - 01:54:43

**R. H. Conwell School**

There's nothing wrong with the panels.

01:54:43 - 01:54:46

**R. H. Conwell School**

There's millions of them all over the place, okay?

01:54:46 - 01:54:50

**R. H. Conwell School**

So let's just put to rest that the panels are dangerous.

01:54:51 - 01:54:56

**R. H. Conwell School**

Again, we have to put to rest that this is about the moratorium, not the pros and cons of solar.

01:54:56 - 01:55:00

**R. H. Conwell School**

So if you've made your point, we've got people lining up.

01:55:00 - 01:55:09

**R. H. Conwell School**

Ok, I've got just one more thing to say, that the main problem that I think the town has is they don't like the look of them.

01:55:09 - 01:55:11

**R. H. Conwell School**

And I hope we can be honest about that.

01:55:11 - 01:55:13

**R. H. Conwell School**

Thank you.

01:55:13 - 01:55:15

**R. H. Conwell School**

Again, I caution future speakers.

01:55:15 - 01:55:21

**R. H. Conwell School**

This is about the merits or the demerits of the moratorium alone.

01:55:21 - 01:55:29

**R. H. Conwell School**

We've heard before, the hour before this, And since November, the discussions of the pros and cons of solar in general.

01:55:29 - 01:55:30

**R. H. Conwell School**

So next.

01:55:43 - 01:55:44

**R. H. Conwell School**

No, no, just closer to the mic.

01:55:45 - 01:55:45

**R. H. Conwell School**

I'm not putting.

01:55:46 - 01:55:46

**R. H. Conwell School**

So like this?

01:55:46 - 01:55:47

**R. H. Conwell School**

Yeah.

01:55:47 - 01:55:48

**R. H. Conwell School**

Well, be reasonable.

01:55:49 - 01:55:50

**R. H. Conwell School**

Okay.

01:55:51 - 01:56:04

**R. H. Conwell School**

So for the benefit of those who were not at the previous meeting, the three maps that are presented, the final map has about 13% of the land that's going to be able to be built on without the moratorium.

01:56:04 - 01:56:05

**R. H. Conwell School**

Is that correct?

01:56:05 - 01:56:06

**R. H. Conwell School**

Or with the moratorium?

01:56:06 - 01:56:09

**R. H. Conwell School**

I'm going to ask planning board to respond.

01:56:09 - 01:56:15

**R. H. Conwell School**

So for Article 7, which is just about solar, you want to look at Map 1.

01:56:16 - 01:56:23

**R. H. Conwell School**

And approximately 53% of the town would not allow solar, if that makes sense.

01:56:23 - 01:56:23

**R. H. Conwell School**

It does.

01:56:23 - 01:56:23

**R. H. Conwell School**

Thank you.

01:56:24 - 01:56:37

**R. H. Conwell School**

And I just want to, because you're right, there are a bunch of people who weren't there, that doesn't account for land that's protected in other ways, specifically APR land or conservation restriction land which may not allow solar as well.

01:56:38 - 01:56:42

**R. H. Conwell School**

And we have a significant amount of APR land and CR land in Worthington.

01:56:43 - 01:56:46

**R. H. Conwell School**

So those values aren't calculated in that percentage.

01:56:47 - 01:56:56

**R. H. Conwell School**

So in other words, the 47% which of the town which allows solar under this moratorium proposal includes APR and CR land.

01:56:56 - 01:56:57

**R. H. Conwell School**

So it's actually less than that.

01:56:58 - 01:56:58

**R. H. Conwell School**

Understood.

01:56:59 - 01:57:01

**R. H. Conwell School**

Article eight, which is on batteries, is that correct?

01:57:01 - 01:57:02

**R. H. Conwell School**

What was the number on that?

01:57:02 - 01:57:13

**R. H. Conwell School**

So Article 8, there are two maps because one of them is sort of landscape features, and the other is a setback around in the moratorium language.

01:57:14 - 01:57:19

**R. H. Conwell School**

It's all residents and structures where people congregate.

01:57:19 - 01:57:27

**R. H. Conwell School**

Because of our GIS, it's just all structures in Worthington, which hopefully isn't that different than residents and places where people congregate.

01:57:27 - 01:57:35

**R. H. Conwell School**

Um, but so looking just at landscape uses, uh, I think the percentage is that, and so this is just batteries.

01:57:35 - 01:57:40

**R. H. Conwell School**

Batteries would be excluded from, uh, I think it's 78% of the town.

01:57:40 - 01:57:47

**R. H. Conwell School**

And once you include the 300 foot setback, it batteries would be excluded from all but 13.

01:57:47 - 01:57:56

**R. H. Conwell School**

So 87% of the town, again, APR and CR and wetlands and waterways aren't, are not included in those percentages, but just, it's just where those lines are.

01:57:56 - 01:57:57

**R. H. Conwell School**

Understood.

01:57:57 - 01:57:58

**R. H. Conwell School**

Thank you.

01:58:02 - 01:58:04

**R. H. Conwell School**

Lucia there we go 115 West Street.

01:58:04 - 01:58:27

**R. H. Conwell School**

I just wanted to clarify So these smaller memoratoriums are sorry these smaller articles and bands on section smaller sections of Worthington would not in any way in Interact with any future plans for a larger ban on in these types of erections and installations.

01:58:27 - 01:58:35

**R. H. Conwell School**

So we can pass these two and then go forward with attempting to pass a larger ban and those two would not affect a future possible larger ban.

01:58:36 - 01:58:36

**R. H. Conwell School**

Is that correct?

01:58:36 - 01:58:38

**R. H. Conwell School**

Sorry, tell me if I'm not making sense.

01:58:38 - 01:58:40

**R. H. Conwell School**

Yeah, I see the planning board ready to respond.

01:58:42 - 01:58:53

**R. H. Conwell School**

Yeah, the point of the moratorium is it's temporary, roughly 18 months and the goal would be to buy some time for the planning board to figure out what to do.

01:58:53 - 01:58:56

**R. H. Conwell School**

And so they wouldn't interact with each other negatively at all if they all happened to pass.

01:58:57 - 01:59:04

**R. H. Conwell School**

So I don't know whether it's so there are there are three maybe four moratorium like things.

01:59:05 - 01:59:19

**R. H. Conwell School**

The the citizens petition did pass that if these two pass and they all go to AG's office for review whatever comes out of the AG's office the the most restrictive thing that the AG's office allows will take effect.

01:59:19 - 01:59:23

**R. H. Conwell School**

So if the citizens petition goes through AG's review and that's what takes effect.

01:59:24 - 01:59:25

**R. H. Conwell School**

Awesome, thank you so much.

01:59:29 - 01:59:30

**R. H. Conwell School**

Gabriel Langer, Thayer Hill Road.

01:59:30 - 01:59:32

**R. H. Conwell School**

This might be a question for town council.

01:59:33 - 01:59:39

**R. H. Conwell School**

I noticed in article eight, you define what a large capacity or energy storage system is in terms of how many wattage.

01:59:39 - 01:59:45

**R. H. Conwell School**

There is no definition of what a large scale ground mounted solar is, the word large.

01:59:45 - 01:59:51

**R. H. Conwell School**

And I'm not a lawyer, but I'm wondering if that would kind of undermines this entire thing.

01:59:51 - 02:00:02

**R. H. Conwell School**

And can we write, is there an amendment the planning board could propose right now that would give that just some definition that's similar to I think the care and consideration you gave to article eight to do so.

02:00:03 - 02:00:07

**R. H. Conwell School**

So some discussion between planning board and town council.

02:00:08 - 02:00:15

**R. H. Conwell School**

I believe that our bylaws already define large scale ground mounted sort of solar photovoltaic installation, but I'll check.

02:00:16 - 02:00:20

**R. H. Conwell School**

Just, I just want to make it, Amy, could you say that through the mic?

02:00:23 - 02:00:27

**R. H. Conwell School**

As the chair of the planning board at the time that this original bylaw was passed?

02:00:27 - 02:00:34

**R. H. Conwell School**

Yes, the definition of the LSG MSPI is in the bylaw.

02:00:34 - 02:00:35

**R. H. Conwell School**

Thank you.

02:00:37 - 02:00:43

**R. H. Conwell School**

Just follow, is that definition seems suitable to the planning board now when it comes to this thing we're going through?

02:00:44 - 02:00:49

**R. H. Conwell School**

I think we can only talk about this amendment now.

02:00:49 - 02:00:55

**R. H. Conwell School**

So future discussions in that year during the study, we can bring that up again.

02:00:55 - 02:00:56

**R. H. Conwell School**

Next.

02:00:58 - 02:01:11

**R. H. Conwell School**

So I just wanted to reiterate that the moratorium is just temporary and this allows the townspeople to help vote on your zoning bylaws.

02:01:11 - 02:01:12

**R. H. Conwell School**

Is that correct?

02:01:12 - 02:01:13

**R. H. Conwell School**

Correct.

02:01:13 - 02:01:22

**R. H. Conwell School**

And it's not just the Planning Board, it's the townspeople will have another meeting such as this one to vote on language changes in the future.

02:01:23 - 02:01:26

**R. H. Conwell School**

Yeah, I see Planning Board ready to, But I can answer that.

02:01:26 - 02:01:31

**R. H. Conwell School**

So the ongoing meetings by the Planning Board will be that forum.

02:01:32 - 02:01:33

**R. H. Conwell School**

Okay.

02:01:33 - 02:01:35

**R. H. Conwell School**

So it used to be the Zoning Board.

02:01:35 - 02:01:36

**R. H. Conwell School**

Eventually, yes.

02:01:36 - 02:01:44

**R. H. Conwell School**

Eventually, out of that process may come changes, permanent changes to the correct, to the zoning bylaws.

02:01:44 - 02:01:45

**R. H. Conwell School**

That I do.

02:01:47 - 02:01:48

**R. H. Conwell School**

Do you want to add to that?

02:01:48 - 02:01:50

**R. H. Conwell School**

With townspeople input, correct?

02:01:50 - 02:01:50

**R. H. Conwell School**

Correct.

02:01:50 - 02:01:54

**R. H. Conwell School**

At a special town meeting or hopefully at an annual town meeting.

02:01:54 - 02:02:11

**R. H. Conwell School**

So we can vote these all in right now and it's only temporary and then we actually go down the road in permanently put in Zoning Restrictions that make sense for additions that make sense at that time, correct?

02:02:11 - 02:02:41

**R. H. Conwell School**

And this is only for Approximately a year what we get together Yes Thank you Bart wants to add Just going back to the previous question about the definition of large-scale, our bylaws do define it, Section 8.5.1, the large-scale ground-mounted solar photovoltaic minimum nameplate capacity of 250 kilowatt DC.

02:02:42 - 02:02:49

**R. H. Conwell School**

So anything bigger than 250 kW is considered large-scale, which does seem totally reasonable.

02:02:49 - 02:02:51

**R. H. Conwell School**

It's an awfully big residential.

02:02:56 - 02:02:59

**R. H. Conwell School**

More discussion on Article 7.

02:03:00 - 02:03:01

**R. H. Conwell School**

I'm going to repeat again.

02:03:01 - 02:03:05

**R. H. Conwell School**

Article 7, if we go to a vote, it is a two-thirds vote.

02:03:06 - 02:03:09

**R. H. Conwell School**

We'll use that same methodology as described before.

02:03:11 - 02:03:12

**R. H. Conwell School**

So let's go to a vote.

02:03:13 - 02:03:18

**R. H. Conwell School**

All those in favor of Article 7, do so by raising your card and saying aye.

02:03:20 - 02:03:23

**R. H. Conwell School**

All those opposed, it passes.

02:03:24 - 02:03:28

**R. H. Conwell School**

So, we had some discussion on Article 8.

02:03:29 - 02:03:31

**R. H. Conwell School**

We need a motion on Article 8.

02:03:34 - 02:03:45

**R. H. Conwell School**

Mr. Moderator, I move that the town will vote to amend the Worthington Zoning Bylaw by adding a new section to place a temporary moratorium on large capacity energy storage systems as detailed in Article 8 of the warrant.

02:03:46 - 02:03:47

**R. H. Conwell School**

Do I have a second?

02:03:48 - 02:03:50

**R. H. Conwell School**

Discussion on Article 8.

02:03:51 - 02:03:52

**R. H. Conwell School**

May I make a report?

02:03:52 - 02:03:54

**R. H. Conwell School**

Yes, you have to make a report.

02:03:54 - 02:03:54

**R. H. Conwell School**

Yep.

02:03:55 - 02:03:56

**R. H. Conwell School**

Thank you.

02:03:56 - 02:04:13

**R. H. Conwell School**

The planning board voted unanimously to recommend the passage of article eight in

order to protect our vulnerable water resources and public safety until we can pass more restrictive bylaws.

02:04:15 - 02:04:18

**R. H. Conwell School**

Okay, discussion on article eight.

02:04:21 - 02:04:23

**R. H. Conwell School**

Mike Dundiego, Lindsay Hill Road.

02:04:23 - 02:04:26

**R. H. Conwell School**

Just a question of clarification potentially.

02:04:26 - 02:04:27

**R. H. Conwell School**

Closer to the mic, please.

02:04:27 - 02:05:00

**R. H. Conwell School**

Mike Don Diego, Lindsay Hill wrote just a point of clarification, I guess in the terminology of energy storage systems I'm curious if that's just focused on battery based energy storage systems or other types of energy storage systems in General and as a little bit of background in the research I've been doing NFPA 855 defines There's nearly two dozen forms of battery energy storage.

02:05:00 - 02:05:03

**R. H. Conwell School**

But there are other energy storage mechanisms available.

02:05:03 - 02:05:07

**R. H. Conwell School**

Yeah, so I can see planning board and I think there is a clarification on that.

02:05:07 - 02:05:10

**R. H. Conwell School**

So Article 8 includes two portions.

02:05:10 - 02:05:13

**R. H. Conwell School**

One is to add Section 8.8, which is the moratorium language.

02:05:14 - 02:05:18

**R. H. Conwell School**

The second portion is to amend Section 10 of the bylaws, which is our definition section.

02:05:19 - 02:05:24

**R. H. Conwell School**

And it adds a definition of energy storage systems, as well as small capacity versus large capacity.

02:05:24 - 02:05:33

**R. H. Conwell School**

And the definition is a device utilized to store electrical energy by converting electrical energy into chemical energy or vice versa.

02:05:34 - 02:05:36

**R. H. Conwell School**

So more about batteries than flywheels.

02:05:39 - 02:05:43

**R. H. Conwell School**

But hopefully generic enough to cover a wide range of things.

02:05:48 - 02:05:48

**R. H. Conwell School**

Thank you.

02:05:48 - 02:05:48

**R. H. Conwell School**

Okay.

02:05:48 - 02:05:49

**R. H. Conwell School**

Thanks.

02:05:49 - 02:05:50

**R. H. Conwell School**

Next.

02:05:52 - 02:05:54

**R. H. Conwell School**

Sam Matika, 61 Cold Street.

02:05:54 - 02:06:00

**R. H. Conwell School**

I was just curious about clarification on the third picture.

02:06:00 - 02:06:02

**R. H. Conwell School**

It has one with a 300 feet setback.

02:06:03 - 02:06:07

**R. H. Conwell School**

So if this article passes, the third picture is what it would apply to.

02:06:08 - 02:06:08

**R. H. Conwell School**

Yes.

02:06:08 - 02:06:10

**R. H. Conwell School**

Ok, thank you.

02:06:13 - 02:06:14

**R. H. Conwell School**

Ok.

02:06:15 - 02:06:17

**R. H. Conwell School**

Mike has one more question.

02:06:20 - 02:06:22

**R. H. Conwell School**

Mike Don Diego, Lindsay O 'Rourke.

02:06:22 - 02:06:24

**R. H. Conwell School**

So just another point of clarification.

02:06:25 - 02:06:30

**R. H. Conwell School**

I got small energy storage systems less than 150 kWh.

02:06:30 - 02:06:34

**R. H. Conwell School**

I'm also getting large capacity between 150 kWh.

02:06:35 - 02:06:39

**R. H. Conwell School**

I'm curious why we're limiting it to 5 megawatt hours at the top end.

02:06:40 - 02:06:49

**R. H. Conwell School**

There are installations that can be bigger than 5 megawatt hours and associated energy storage systems greater than 5 megawatt hours.

02:06:49 - 02:06:52

**R. H. Conwell School**

So I'm curious about the upper limit here.

02:06:53 - 02:07:05

**R. H. Conwell School**

So when the planning board was looking around trying to find sort of examples of

towns that had successfully regulated solar, and particularly in this case, batteries.

02:07:06 - 02:07:14

**R. H. Conwell School**

Hadley was our example, because they successfully did amend their bylaws specifically around battery storage, well, energy storage.

02:07:15 - 02:07:26

**R. H. Conwell School**

And they, in 2024 and past AG's review in 25, so it's current, they limited their batteries to 5 megawatts.

02:07:26 - 02:07:31

**R. H. Conwell School**

I don't know why they chose 5, but it like the AG's office signed off on it.

02:07:31 - 02:07:33

**R. H. Conwell School**

So it seemed like a good number.

02:07:34 - 02:07:35

**R. H. Conwell School**

So just to follow up.

02:07:35 - 02:07:37

**R. H. Conwell School**

So we still have the opportunity, right?

02:07:37 - 02:07:39

**R. H. Conwell School**

This is a temporary proposed moratorium.

02:07:40 - 02:07:50

**R. H. Conwell School**

We also have the opportunity with a more permanent version of this sometime in the future to update the upper limit level for energy storage.

02:07:50 - 02:07:52

**R. H. Conwell School**

That's something that can be considered.

02:07:53 - 02:07:57

**R. H. Conwell School**

Yeah, the Hadley bylaw change was just an It wasn't temporary in any way.

02:07:57 - 02:07:58

**R. H. Conwell School**

It's what what stands.

02:07:58 - 02:08:03

**R. H. Conwell School**

So if if five megawatts feels wrong, then Feel free to make a case.

02:08:03 - 02:08:05

**R. H. Conwell School**

I don't know what the number should be.

02:08:05 - 02:08:08

**R. H. Conwell School**

It just we were looking for things that we knew would Pass AG's review.

02:08:09 - 02:08:09

**R. H. Conwell School**

Okay, understood.

02:08:09 - 02:08:10

**R. H. Conwell School**

Thank you.

02:08:13 - 02:08:17

**R. H. Conwell School**

More discussion Hearing no discussion.

02:08:17 - 02:08:29

**R. H. Conwell School**

We'll go to a vote same process All those in favor of article 8 do so by raising your card and saying aye All those opposed it passes.

02:08:30 - 02:08:33

**R. H. Conwell School**

So now we're going to do another little switcheroo.

02:08:33 - 02:08:38

**R. H. Conwell School**

We're going to go to article 10 because it also is about a moratorium.

02:08:39 - 02:08:49

**R. H. Conwell School**

We'll have a presentation by the select board who will make the motion and then help with the discussion.

02:08:49 - 02:08:52

**R. H. Conwell School**

So do I have a motion on article 10?

02:08:52 - 02:09:15

**R. H. Conwell School**

Yes, Mr. Moderator, I move that the town will vote to authorize the select board to petition the general court for special legislation to provide as set forth below, provided, however, that the general court may make clerical or editorial changes of form only to the bill so submitted, unless the select board approves amendments to the bill before enactment by the general court.

02:09:15 - 02:09:23

**R. H. Conwell School**

And further that the select board is hereby authorized to approve amendments, which shall be within the scope of the general public objectives of this petition.

02:09:24 - 02:09:26

**R. H. Conwell School**

So we have a second.

02:09:26 - 02:09:36

**R. H. Conwell School**

I'm gonna open discussion myself, just in clarifying that, again, this is a much longer motion and feel free to read through it.

02:09:36 - 02:09:42

**R. H. Conwell School**

But I think in discussion, the details and the whys and wherefores will come out, so.

02:09:42 - 02:09:44

**R. H. Conwell School**

Can I just give a little quick explanation?

02:09:44 - 02:09:47

**R. H. Conwell School**

Yeah, so I was just about to turn it over to you.

02:09:47 - 02:09:51

**R. H. Conwell School**

So, Charlie, go for it.

02:09:51 - 02:10:06

**R. H. Conwell School**

All right, so I did have the opportunity to speak with our representative and Senator Lindsay and Paul, and was actually at Paul Marks offer a suggestion to put forth a home rule.

02:10:07 - 02:10:14

**R. H. Conwell School**

And they walked me through the process and we worked with town council to refine the language, essentially what would happen.

02:10:14 - 02:10:22

**R. H. Conwell School**

And this, unlike the other moratoriums, would in fact put a stop to everything again

temporarily, if it passed.

02:10:22 - 02:10:28

**R. H. Conwell School**

Now, if we vote to pass this today, it then goes to the House.

02:10:28 - 02:10:30

**R. H. Conwell School**

Lindsay would present it.

02:10:30 - 02:10:36

**R. H. Conwell School**

It kind of bypasses a lot of House business because it's home rule, but it still goes through a committee.

02:10:37 - 02:10:39

**R. H. Conwell School**

So there'll be at least two committee hearings.

02:10:40 - 02:10:49

**R. H. Conwell School**

The first one we'll get notified of and people can speak in favor or against And then it will go through ways and means and most likely that's it.

02:10:49 - 02:10:51

**R. H. Conwell School**

And then it goes to the House floor.

02:10:51 - 02:10:53

**R. H. Conwell School**

If the House passes it, it goes straight to the Senate.

02:10:54 - 02:10:57

**R. H. Conwell School**

If the Senate passes, then the governor has to sign it.

02:10:57 - 02:11:06

**R. H. Conwell School**

So assuming all that happens and that would be within the fiscal year, which means it could take as long as next January.

02:11:07 - 02:11:10

**R. H. Conwell School**

Most likely it would either happen or not happen sooner than that.

02:11:11 - 02:11:17

**R. H. Conwell School**

But again, unlike the previous moratorium, that we've been voting on.

02:11:17 - 02:11:25

**R. H. Conwell School**

This one would actually be a complete moratorium including the current projects on Ridge and old post road, at least temporarily.

02:11:29 - 02:11:31

**R. H. Conwell School**

So it would stop everything basically.

02:11:33 - 02:11:34

**R. H. Conwell School**

So we have discussion.

02:11:37 - 02:11:39

**R. H. Conwell School**

Mr. Moderator, Evan Johnson, Harvey Road.

02:11:40 - 02:11:41

**R. H. Conwell School**

Oh, that difference discussion?

02:11:42 - 02:11:42

**R. H. Conwell School**

Oh, okay.

02:11:44 - 02:12:01

**R. H. Conwell School**

I'm just wondering if the select board can tell us whether or not this particular type of language has been tried or tested in the legislature before or is this a first stab by our Senator and Representative?

02:12:02 - 02:12:04

**R. H. Conwell School**

I'm not aware.

02:12:05 - 02:12:06

**R. H. Conwell School**

We can defer to Time Council.

02:12:07 - 02:12:10

**R. H. Conwell School**

I got the impression and Jeff hasn't seen it either.

02:12:11 - 02:12:13

**R. H. Conwell School**

So I think it's a first attempt.

02:12:15 - 02:12:23

**R. H. Conwell School**

Yeah, so citizen me is going to just talk more about what Charlie said.

02:12:23 - 02:12:36

**R. H. Conwell School**

So it was a meeting where the fact that many Hill towns are dealing with this issue, and that's why it would become more of interest, shall we say, to Boston.

02:12:37 - 02:12:42

**R. H. Conwell School**

So that Plainfield, the Chesterfield, all the towns around us are dealing with the same issues.

02:12:42 - 02:12:54

**R. H. Conwell School**

So this as an inspiration, shall we say, by our Senator and our rep is the opening salvo.

02:12:55 - 02:13:01

**R. H. Conwell School**

Yeah, and I would just add that, I mean, I went to the meeting to talk to them in general about getting some help here.

02:13:01 - 02:13:07

**R. H. Conwell School**

And they are working on other fronts, but they just proposed this as an option as well.

02:13:07 - 02:13:11

**R. H. Conwell School**

But this is not the only thing they're doing to try to help us with this problem.

02:13:12 - 02:13:15

**R. H. Conwell School**

Okay, I'm back to moderator me next planning board.

02:13:16 - 02:13:17

**R. H. Conwell School**

Thank you.

02:13:17 - 02:13:45

**R. H. Conwell School**

I just want to Clarify or push back against Charlie a little bit and when he says this would apply to current projects it it If it passed and got all the way and signed by the governor that might be the case But it is not going to affect the planning board process in the short term because we can't pause and wait So the planning board will continue at the advice of council to do our job.

02:13:45 - 02:13:55

**R. H. Conwell School**

And if this makes it, then we'll understand what that means then, but it is not the case that this pauses all projects under current review.

02:13:57 - 02:13:58

**R. H. Conwell School**

It isn't.

02:13:58 - 02:14:00

**R. H. Conwell School**

No, this is only the first step.

02:14:00 - 02:14:03

**R. H. Conwell School**

It's gotta get all the way through a signature from the governor.

02:14:04 - 02:14:08

**R. H. Conwell School**

And frankly, it's not super likely this is gonna make it, but it's worth a shot.

02:14:10 - 02:14:10

**R. H. Conwell School**

Worth a shot.

02:14:11 - 02:14:14

**R. H. Conwell School**

Next And the Mons Old North Road, I'm just curious.

02:14:14 - 02:14:16

**R. H. Conwell School**

It says temporary moratorium.

02:14:16 - 02:14:17

**R. H. Conwell School**

What's the timeline?

02:14:17 - 02:14:19

**R. H. Conwell School**

Do we have a sense of what that would be?

02:14:19 - 02:14:20

**R. H. Conwell School**

It's a year.

02:14:20 - 02:14:21

**R. H. Conwell School**

It would be a year.

02:14:21 - 02:14:21

**R. H. Conwell School**

Thank.

02:14:25 - 02:14:25

**[speaker unknown]**

You.

02:14:25 - 02:14:27

**R. H. Conwell School**

Okay more discussion.

02:14:29 - 02:14:46

**R. H. Conwell School**

Article 10 we'll move on to a vote same process This is this is only majority so it's simple simple, but we're gonna do the same process anyway So, all in favor of Article 10, do so by saying aye and raising your cards.

02:14:47 - 02:14:50

**R. H. Conwell School**

All those opposed, it passes.

02:14:53 - 02:14:56

**R. H. Conwell School**

So back to Article 9.

02:14:59 - 02:15:06

**R. H. Conwell School**

And again, I believe this time I will allow the Flannery Ward to do the report first and

then make the motion.

02:15:08 - 02:15:09

**R. H. Conwell School**

You want me to do the report first?

02:15:09 - 02:15:23

**R. H. Conwell School**

Okay, so the Planning Board did our hearing, we considered Article 9, we voted unanimously to recommend this article to clarify and reform the site plan review process.

02:15:24 - 02:15:34

**R. H. Conwell School**

So Mr. Moderator, I move that the town will vote to amend the Worthington Zoning By-law by revising the site plan review procedure and procedure as detailed in the warrant.

02:15:34 - 02:15:36

**R. H. Conwell School**

There appears to be a typo at least in my scope.

02:15:36 - 02:15:37

**R. H. Conwell School**

Sorry about that.

02:15:38 - 02:15:40

**R. H. Conwell School**

Do I have a second on the clarification?

02:15:42 - 02:15:47

**R. H. Conwell School**

We have a second discussion on Article 9.

02:15:52 - 02:15:52

**R. H. Conwell School**

Yes?

02:16:01 - 02:16:04

**R. H. Conwell School**

Hello, I'm Judy Babcock from Patterson Road.

02:16:05 - 02:16:10

**R. H. Conwell School**

And I didn't expect to jump up so fast, because where is this?

02:16:11 - 02:16:15

**R. H. Conwell School**

There is a section of Article 9.

02:16:15 - 02:16:17

**R. H. Conwell School**

I think it was the last section.

02:16:17 - 02:16:44

**R. H. Conwell School**

Now, I can't find it, but it was, oh, here it is, Section C, talking about the site plan reviewing authority shall post information about the application and where it can be reviewed, et cetera, and then it gives the public 14 days for written comment.

02:16:44 - 02:16:53

**R. H. Conwell School**

But, in other parts of this article, there are specific time frames for various things to be done.

02:16:54 - 02:17:08

**R. H. Conwell School**

So my question is, by which number of days post application does the site plan reviewing authority have to post that application?

02:17:08 - 02:17:21

**R. H. Conwell School**

So, the public has their 14 days to give written comment before other steps in the process have to be done so that their comments can be considered.

02:17:25 - 02:17:28

**R. H. Conwell School**

So, it's a good question.

02:17:30 - 02:17:38

**R. H. Conwell School**

This effort is to change site plan review to more closely match the process used for special permits.

02:17:38 - 02:17:48

**R. H. Conwell School**

The idea is in this proposal that once the planning board receives an application, they have 65 days to open a hearing.

02:17:49 - 02:17:57

**R. H. Conwell School**

That hearing needs to be noticed, meaning that we have to post it, post the hearing.

02:17:57 - 02:18:06

**R. H. Conwell School**

We also have to mail a butters and those reading it's at least seven days before.

02:18:07 - 02:18:14

**R. H. Conwell School**

The only difference between this process and special permits is that we're not going to publish in the newspaper, and there are a couple reasons for that.

02:18:15 - 02:18:24

**R. H. Conwell School**

The way I read your question on C is that, so the hearing is opened within 65 days of receiving the application.

02:18:24 - 02:18:30

**R. H. Conwell School**

That hearing may be over in an hour, or it may be like the current hearing for solar where it's months.

02:18:31 - 02:18:33

**R. H. Conwell School**

At some point, we'll close that hearing.

02:18:33 - 02:18:37

**R. H. Conwell School**

And then, after it's closed, you have 90 days to reach a decision.

02:18:37 - 02:18:49

**R. H. Conwell School**

And so your question is about, at least how I'm reading it, is that the Site Plan Reviewing Authority allows 14 days after, well, I don't.

02:18:51 - 02:18:53

**R. H. Conwell School**

After they post the application.

02:18:53 - 02:18:55

**R. H. Conwell School**

After they post the application.

02:18:55 - 02:18:56

**R. H. Conwell School**

But when do they have to post it?

02:18:56 - 02:19:03

**R. H. Conwell School**

Well, it was the before making its decision part that got me because there's a long, like there could be 90 days there.

02:19:03 - 02:19:13

**R. H. Conwell School**

So, yeah, maybe that needs to be clarified or a specific timeframe put in there for that.

02:19:15 - 02:19:33

**R. H. Conwell School**

Yeah, I think it didn't concern me too much because you've got the posting requirements on the opening of the hearing already, but we could change it to be, you know, if the, If the, well, I don't know town council you have a, do you have thoughts on this.

02:19:33 - 02:19:36

**R. H. Conwell School**

What is that 14 days post.

02:19:39 - 02:19:59

**R. H. Conwell School**

Information about the application right there is nothing in there, but you aren't going to make a decision, you're going to have to wait at least 14 days for public comment to come in, I guess the way of reading it is to say we have to open a hearing within 65 days, but this is saying it's got to be more than 14 but less than 65.

02:20:05 - 02:20:08

**R. H. Conwell School**

Well, 14 of the 65 is just waiting.

02:20:09 - 02:20:19

**R. H. Conwell School**

So you could post it prior to holding the hearing, or I guess that means you do it after, but it doesn't make sense.

02:20:19 - 02:20:22

**R. H. Conwell School**

You post it, and then people...

02:20:22 - 02:20:32

**R. H. Conwell School**

Under this, you would post the information under section C, and then allow the citizens 14 days to make their comments.

02:20:35 - 02:20:39

**R. H. Conwell School**

It would have to be posted 14 days before making the Planning Board's decision.

02:20:46 - 02:20:46

**R. H. Conwell School**

It could be both.

02:20:46 - 02:20:47

**R. H. Conwell School**

It could be either.

02:20:48 - 02:20:54

**R. H. Conwell School**

Except you can't do it at the hearing if you haven't given the general public 14 days to comment.

02:20:57 - 02:20:59

**R. H. Conwell School**

You're not getting picked up on the mic.

02:21:08 - 02:21:09

**R. H. Conwell School**

So.

02:21:14 - 02:21:52

**R. H. Conwell School**

Within that 90-day period, there's a 14-day window where the board can review the application and write their written comments that either they turn in at that time or bring to the and read them but within a three month period that little 14-day window we don't know when that occurs so the public and it won't be in the paper because you're not required to put it in there right when are we gonna see it we run to the town hall and look at the bulletin board every day probably be on website.

02:21:57 - 02:21:58

**R. H. Conwell School**

I think your batteries are dead.

02:22:00 - 02:22:06

**R. H. Conwell School**

The way I interpret this is that we're trying to do two different things at once.

02:22:07 - 02:22:20

**R. H. Conwell School**

One is that we want to give the planning board sort of guidance on how quickly they, well, we're trying to set both the lower bound and the bound, right?

02:22:20 - 02:22:33

**R. H. Conwell School**

So the 14-day question is, if the planning board received an application, they can't immediately open a hearing the next day, issue a decision that day and be done with it.

02:22:33 - 02:22:36

**R. H. Conwell School**

They have to give the public 14 days to think about it.

02:22:37 - 02:22:38

**R. H. Conwell School**

They have to put it out there.

02:22:38 - 02:22:40

**R. H. Conwell School**

They have to make it make notice.

02:22:42 - 02:22:46

**R. H. Conwell School**

It doesn't have to happen on day 14, right?

02:22:46 - 02:22:48

**R. H. Conwell School**

We just have to have given at least 14 days.

02:22:49 - 02:22:55

**R. H. Conwell School**

It's much more likely for given scheduling that it's gonna be more than 14 days because.

02:22:55 - 02:23:05

**R. H. Conwell School**

Yeah, I'm just saying it would be very nice to have a general idea when the information would be available to the public.

02:23:06 - 02:23:09

**R. H. Conwell School**

That's my only point, but thank you.

02:23:14 - 02:23:15

**R. H. Conwell School**

Okay, I think more discussion.

02:23:25 - 02:23:28

**R. H. Conwell School**

Helen Sharon Pollard, 343 Huntington Road.

02:23:28 - 02:23:41

**R. H. Conwell School**

In the site plan review application, section A, we had talked about before that a butters get seven days before the date of a public hearing.

02:23:42 - 02:23:52

**R. H. Conwell School**

Just as an abutter for the solar project, that seven days just is not enough time to get your arms around the project.

02:23:52 - 02:23:58

**R. H. Conwell School**

It might be for an ADU, but for something large coming across the desk, it's not enough.

02:23:59 - 02:24:08

**R. H. Conwell School**

I think a butters should be notified as soon as the town clerk has received the application.

02:24:11 - 02:24:12

**R. H. Conwell School**

That's my comment.

02:24:12 - 02:24:13

**R. H. Conwell School**

Thank you.

02:24:13 - 02:24:15

**R. H. Conwell School**

Planning board response.

02:24:17 - 02:24:21

**R. H. Conwell School**

I think we'd be happy to entertain a amendment.

02:24:22 - 02:24:30

**R. H. Conwell School**

I'm not sure I would do the notification as soon I mean, the problem is, what does that mean?

02:24:30 - 02:24:33

**R. H. Conwell School**

As soon as the clerk gets it, do they have to get it in the mail that day?

02:24:33 - 02:24:37

**R. H. Conwell School**

I would go with the 14 days, instead of seven days, make it 14 days.

02:24:37 - 02:24:39

**R. H. Conwell School**

I don't know what the right number is, but.

02:24:41 - 02:24:55

**R. H. Conwell School**

In the interest of time, are you making an amendment to Article 9 such to change part of Section A that seven days would go to 14 days?

02:24:56 - 02:25:01

**R. H. Conwell School**

I wasn't, but I can if it was more, I don't know what people think.

02:25:01 - 02:25:04

**R. H. Conwell School**

I, you know, if somebody wants to make a motion, feel free.

02:25:04 - 02:25:05

**R. H. Conwell School**

I seven works for me.

02:25:08 - 02:25:11

**R. H. Conwell School**

Hi, Annie Legoy, 140, buffington Hill road.

02:25:11 - 02:25:13

**R. H. Conwell School**

I thought Helen made an amendment.

02:25:14 - 02:25:16

**R. H. Conwell School**

Change made a recommendation.

02:25:16 - 02:25:30

**R. H. Conwell School**

You have to actually say, Mr. Moderator, I would like to make an amendment such and such, Mr. Moderator, I would like to make an amendment to the language that was given By the previous person speaking that doesn't work.

02:25:30 - 02:25:37

**R. H. Conwell School**

So back to the article and the question was days so.

02:25:44 - 02:26:04

**R. H. Conwell School**

I would like to make an amendment to article 9 site a that Butters get notification Put in the mail once they have an accepted application in the office or receive an

application.

02:26:04 - 02:26:17

**R. H. Conwell School**

So we're gonna ask more discussion on that because the planning board's opinion was such and they may wanna speak up again that the tying it down to an immediate mailing may not be appropriate.

02:26:17 - 02:26:23

**R. H. Conwell School**

So the recommendations seem to be from the planning board that it'd be 14 days rather than seven.

02:26:24 - 02:26:26

**R. H. Conwell School**

So something more specific than putting it in the mail.

02:26:29 - 02:26:36

**R. H. Conwell School**

After receiving the application 14 days to put out the mailing to the abutters within 300 feet.

02:26:36 - 02:26:39

**R. H. Conwell School**

I think that the 14 days is enough.

02:26:40 - 02:26:42

**R. H. Conwell School**

So enough for who?

02:26:43 - 02:26:45

**R. H. Conwell School**

That for the amendment.

02:26:46 - 02:26:54

**R. H. Conwell School**

So the no less than 14 days would replace no less than seven days.

02:26:54 - 02:26:56

**R. H. Conwell School**

That's not what I said.

02:26:58 - 02:26:59

**R. H. Conwell School**

Again, then repeat.

02:27:02 - 02:27:04

**R. H. Conwell School**

Once the application.

02:27:04 - 02:27:05

**R. H. Conwell School**

Back into that sentence.

02:27:05 - 02:27:13

**R. H. Conwell School**

So the applicant, as they appear, the most recent applicable tax list, then you add your amendment.

02:27:29 - 02:27:29

**R. H. Conwell School**

Ok.

02:27:32 - 02:27:34

**R. H. Conwell School**

So mailing to a butters.

02:27:35 - 02:27:38

**R. H. Conwell School**

Start with applicable tax list.

02:27:50 - 02:27:51

**R. H. Conwell School**

So just what?

02:27:51 - 02:27:53

**R. H. Conwell School**

I don't see where that is.

02:27:54 - 02:27:58

**R. H. Conwell School**

So this is another example of how the system works.

02:27:58 - 02:27:59

**R. H. Conwell School**

All right, I'll come back.

02:28:00 - 02:28:01

**R. H. Conwell School**

We're running out of time.

02:28:01 - 02:28:02

**R. H. Conwell School**

You're the last one to speak.

02:28:02 - 02:28:04

**R. H. Conwell School**

So come back quickly.

02:28:06 - 02:28:17

**R. H. Conwell School**

So as been mentioned before, this has been available for 14 days now, and these kinds of amendments should come to us beforehand.

02:28:18 - 02:28:22

**R. H. Conwell School**

So there'd be no confusion right now as we wait for something to be drafted.

02:28:23 - 02:28:27

**R. H. Conwell School**

This has to go to the AG's office, the language has to be concise.

02:28:27 - 02:28:32

**R. H. Conwell School**

So, I think we have another discussion to make the amendment.

02:28:36 - 02:28:42

**R. H. Conwell School**

I did actually make this change or suggest this change and you suggested a change in the planning board meeting.

02:28:42 - 02:28:43

**R. H. Conwell School**

It doesn't matter.

02:28:43 - 02:28:46

**R. H. Conwell School**

So, if you're making an amendment, let's go.

02:28:46 - 02:28:47

**R. H. Conwell School**

I'm making an amendment.

02:28:47 - 02:28:56

**R. H. Conwell School**

The site plan review application shall be acted upon upon by the filing of a decision with the town clerk within 90 I'm sorry.

02:29:01 - 02:29:23

**R. H. Conwell School**

Notice of said public hearing shall be provided regular mail to butters and to the butters within 300 feet of a property line of the application as they appear on the most recent applicable tax list upon receipt by the town clerk.

02:29:24 - 02:29:27

**R. H. Conwell School**

So does the town clerk have that?

02:29:27 - 02:29:29

**R. H. Conwell School**

We're and go to a vote on that amendment.

02:29:31 - 02:29:42

**R. H. Conwell School**

And the point of that being is so that abutters have time to research, get lawyers, whatever they need to do, confer.

02:29:49 - 02:29:51

**R. H. Conwell School**

So from the mic, so.

02:30:00 - 02:30:04

**R. H. Conwell School**

Ok, Patty Kimura, Kenny Brook Road, still unknown.

02:30:06 - 02:30:20

**R. H. Conwell School**

How about if, sure, if the language, since I'm not making the amendment, but rather than no less than, no more than seven days.

02:30:24 - 02:30:26

**[speaker unknown]**

It did only have seven days to review something that you made.

02:30:26 - 02:30:28

**R. H. Conwell School**

It says they would send it.

02:30:28 - 02:30:33

**R. H. Conwell School**

It seems like the intent of this is pretty fuzzy, so let's get specific really quickly.

02:30:33 - 02:30:35

**R. H. Conwell School**

Is it the last vote we've got to take?

02:30:35 - 02:30:40

**R. H. Conwell School**

Their amendment to article 9.

02:30:54 - 02:30:59

**R. H. Conwell School**

Sure we're going to get assistance of town council okay.

02:31:03 - 02:31:04

**[speaker unknown]**

Let's go.

02:31:23 - 02:31:24

**[speaker unknown]**

Okay.

02:31:35 - 02:31:39

**R. H. Conwell School**

We're ready no less than seven days after the receipt.

02:31:44 - 02:31:55

**[speaker unknown]**

By.

02:32:05 - 02:32:06

**R. H. Conwell School**

The.

02:33:20 - 02:33:46

**R. H. Conwell School**

For clarity and with the grace of our person at the mic I will read that sentence notice of said public hearing shall be provided by regular mail to a butters and a butters to a butters within 300 feet of the property line of the applicant as they appear on the most recent applicable tactless no more than seven days after receipt by.

02:33:51 - 02:34:25

**R. H. Conwell School**

The we had a second oh wait yeah so we had an amendment we had it seconded we had discussion we're gonna go to vote first on the amendment changing the mailing and this is a majority vote we're gonna do the same methodology for the aye votes everybody who all those in favor of the amendment raise your cards and say aye.

02:34:26 - 02:34:27

**R. H. Conwell School**

All those opposed.

02:34:28 - 02:34:28

**R. H. Conwell School**

Thank you very much.

02:34:30 - 02:34:33

**R. H. Conwell School**

Now we go on to a vote on Article 9.

02:34:34 - 02:34:35

**R. H. Conwell School**

Same methodology.

02:34:35 - 02:34:40

**R. H. Conwell School**

All those in favor of Article 9, do so as amended.

02:34:40 - 02:34:43

**R. H. Conwell School**

Do so by raising your card and saying aye.

02:34:44 - 02:34:46

**R. H. Conwell School**

All those opposed.

02:34:47 - 02:34:48

**R. H. Conwell School**

We have one vote.

02:34:48 - 02:34:49

**R. H. Conwell School**

Okay.

02:34:49 - 02:34:57

**R. H. Conwell School**

So now we are ready to I need a motion to dissolve the meeting and please don't immediately get up after we dissolve the meeting.

02:34:57 - 02:34:59

**R. H. Conwell School**

Do I have a motion to dissolve?

02:35:04 - 02:35:07

**R. H. Conwell School**

No, no, you have to say dissolve.

02:35:08 - 02:35:09

**R. H. Conwell School**

We have a motion.

02:35:09 - 02:35:10

**R. H. Conwell School**

Do we have a second?

02:35:11 - 02:35:15

**R. H. Conwell School**

All those in favor of dissolving say aye.

02:35:15 - 02:35:16

**R. H. Conwell School**

All those opposed.

02:35:16 - 02:35:21

**R. H. Conwell School**

We need help with the chairs and a little bit of help with the tables that have got to

come back in.

02:35:22 - 02:35:26

**R. H. Conwell School**

So anybody able-bodied people willing to help, please do so by saying aye.

02:35:27 - 02:35:28

**R. H. Conwell School**

Thank you.