

TOWN OF BILLERICA

FINAL WARRANT



ANNUAL FALL TOWN MEETING

**Annual Fall Town Meeting
Tuesday, October 7, 2025 at 7:00 PM**

Billerica Town Hall Auditorium

Article Number	Purpose	Value	Funding Source	Submitted by:	Finance Committee Recommendation
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Committee Articles

1	To Appoint One Member to the Bowers Fund Committee			Select Board	Recommends
2	To Hear Reports of Town Departments, Committees and Officers			Town Manager; authorized by Select Board	Recommends

Financial Articles

3	Fiscal Year 2026 Budget Amendment	This Article has been Withdrawn			
4	To Vote a Sum of Money from General Fund Free Cash to the Debt Stabilization Fund	\$1,800,000	Transfer and Appropriate from General Fund Free Cash to the Debt Stabilization Fund	Town Manager; authorized by Select Board	Reserves Recommendation
5	To Transfer and Appropriate a Sum of Money from the Town Debt Stabilization Fund to Fund the Debt Service Budget	\$1,350,000	Transfer and Appropriate from the Town Debt Stabilization Fund to Fund the Debt Service Budget	Town Manager; authorized by Select Board	Reserves Recommendation
6	To Vote from General Fund Free Cash to the Land Bank Account	\$50,000	Transfer from General Fund Free Cash to the Land Bank Account	Select Board	Reserves Recommendation
7	Community Preservation Committee Appropriation Recommendations	\$63,245	Transfer from Community Preservation Fund	Community Preservation Committee	Recommends
8	To Fund Fiscal Year 2026 Billerica Public Schools Budget Supplemental Appropriation	\$1,488,988	Raise and Appropriate or Transfer from Available Funds	Superintendent; authorized by School Committee	Reserves Recommendation
9	To Fund Collective Bargaining Agreement – School Paraprofessionals	This Article has been Withdrawn			

Article Number	Purpose	Value	Funding Source	Submitted by:	Finance Committee Recommendation
10	To Fund Collective Bargaining Agreement – School Administrators	This Article has been Withdrawn			
11	To Fund Collective Bargaining Agreement – School Custodial	This Article has been Withdrawn			
12	To Fund Collective Bargaining Agreement – School Clerical	This Article has been Withdrawn			
13	To Fund Collective Bargaining Agreement – School Cafeteria	This Article has been Withdrawn			
14	To Fund Collective Bargaining Agreement for IAEP Police EMT's and Paramedics		Raise and Appropriate or Transfer from Available Funds	Town Manager; authorized by Select Board	Reserves Recommendation
15	To Fund Fiscal Year 2026 Town Capital Budget	\$450,000	Transfer and Appropriate from General Fund Free Cash and Wastewater Retained Earnings	Town Manager; authorized by Select Board	Reserves Recommendation
16	To Fund Fiscal Year 2026 Billerica Public Schools Capital Budget	\$985,000	Transfer and Appropriate from General Fund Free Cash	Superintendent; authorized by School Committee	Reserves Recommendation
17	To Fund the Design Work of the Billerica Police Headquarters Renovation	\$640,000	Transfer and Appropriate from General Fund Free Cash	Town Manager; authorized by Select Board	Reserves Recommendation
18	To Fund the 250th Celebration from General Fund Free Cash	\$25,000	Transfer and Appropriate from General Fund Free Cash	250 th Committee	Reserves Recommendation
19	To Fund the Requirements for Street Acceptance from General Fund Free Cash	\$50,000	Transfer and Appropriate from General Fund Free Cash	Town Manager; authorized by Select Board	Recommends
20	To Fund Construction of 2-inch Water Main Replacements and Looping of Dead-End Water Mains	\$3,000,000	Borrow	Town Manager; authorized by Select Board	Recommends

Article Number	Purpose	Value	Funding Source	Submitted by:	Finance Committee Recommendation
21	To Fund Cost Over-Runs on the Entry, Cleaning and Lining of the Diesel Fuel Tanks for the Town Fleet	\$75,000	Transfer from General Fund Free Cash	Town Manager; authorized by Select Board	Recommends
22	To Provide Additional Funds for the Restoration of the Crosby Hill and Boston Road Water Storage Tanks	\$2,500,000	Borrow	Town Manager; authorized by Select Board	Recommends
23	To Fund Roof Replacement for the Administration and Sludge Buildings at the Wastewater Treatment Plant	\$690,000	Transfer and Appropriate from Wastewater Retained Earnings	Town Manager; authorized by Select Board	Recommends
24	To Fund the Design of the Darby Street and Waterview Avenue Sewer Pump Station Rehabilitation Projects	\$500,000	Transfer and Appropriate from Wastewater Retained Earnings	Town Manager; authorized by Select Board	Recommends
25	To Fund Hydrant and Valve Replacements	\$100,000	Transfer and Appropriate from Water Enterprise Fund Retained Earnings	Town Manager; authorized by Select Board	Recommends
26	To Vote from Free Cash to the Debt Stabilization Fund	\$6,000,000	Raise and Appropriate or Transfer from General Fund Free Cash, Water Enterprise Fund Retained Earnings and/or Sewer Enterprise Fund Retained Earnings	Finance Committee	Reserves Recommendation
27	To Vote from Free Cash to the Stabilization Fund	\$6,000,000	Raise and Appropriate or Transfer from General Fund Free Cash, Water Enterprise Fund Retained Earnings and/or Sewer Enterprise Fund Retained Earnings	Finance Committee	Reserves Recommendation

Article Number	Purpose	Value	Funding Source	Submitted by:	Finance Committee Recommendation
28	To Vote from Free Cash to the Land Bank Account	\$6,000,000	Raise and Appropriate or Transfer from General Fund Free Cash and Enterprise Fund Retained Earnings to the Land Bank Account	Finance Committee	Reserves Recommendation
29	To Vote from Free Cash A Sum of Money to be Applied or Expended for the Purpose of Reducing the Fiscal Year 2026 Tax Levy		Transfer from General Fund Free Cash and Enterprise Fund Retained Earnings	Finance Committee	Reserves Recommendation

Land Use and Easements Articles

30	To Grant an Easement to National Grid for Electric Distribution			Town Manager; authorized by Select Board	Recommends
31	To Vote to Deed Certain Town-Owned Parcels to the Conservation Commission			Open Space and Recreation Committee	Recommends

Charter Amendment

32	Charter Amendment to Ensure all Referendum Elections are Decided by a Majority Vote			Select Board Member Daniel Darris- O'Connor	Reserves Recommendation
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General By-Law Articles

33	To Vote to Amend the Zoning By-Law Section 7.6 (B)			Planning Board	Recommends
34	To Vote on a Home Rule Petition to the General Court Authorizing the Town of Billerica to Establish an Age Limit for Original Appointment to the Position of Police Officer			Town Manager; authorized by Select Board	Recommends

Article Number	Purpose	Value	Funding Source	Submitted by:	Finance Committee Recommendation
35	To Vote to Amend the Zoning By-Law Table of Use Regulations, Section 6.3, Appendix A			Planning Board & Select Board Member Michael Rosa	Recommends
36	Amend Article IV, Section 1, Snow Removal Subsection 1.1(B) of the General By-Laws			Select Board Member Daniel Darris-O'Connor	Reserves Recommendation

Acceptance of State Statutes

37	To Vote to Accept Chapter 60, Section 3F of the Massachusetts General Laws			Veterans Director Donnie Jarvis	Reserves Recommendation
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Petitioner Articles

38	Petitioner Article (To Amend Zoning By-Laws and Zoning Map)				Does Not Recommend
39	Petitioner Article (To Amend Zoning By-Laws and Zoning Map)				Recommends

FINAL WARRANT
OCTOBER 7, 2025
ANNUAL FALL TOWN MEETING

Middlesex, ss.

To Any Constable in the Town of Billerica

Greetings,

You are hereby authorized and requested to notify and warn the inhabitants of said Town of Billerica qualified by law to vote in Elections and Town Affairs, to meet at the Maurice A. Buck Memorial Auditorium, Town Hall, 365 Boston Road, Billerica, MA on Tuesday, October 7, 2025 at 7:00 PM and subsequent Thursdays and Tuesdays until all of the business in the Warrant shall have been acted upon, then and there to vote on the following articles:

ARTICLE 1 - TO APPOINT ONE MEMBER TO THE BOWERS FUND COMMITTEE

To see if the Town will vote to appoint one (1) member to the Bowers Fund Committee. This appointment is for a term of five (5) years; or act in relation thereto.

Submitted by the Select Board

Finance Committee recommends approval.

Article 1 Explanation: The Bowers Fund Committee was established in the late 1800's when the Bower sisters left their entire estate to the Town of Billerica, approximately \$11,000, with the express intent of assisting the poor of Billerica. The current expendable balance in the fund is \$7,573.07 and the principal balance is \$161,285.59. The Town Meeting appoints members to the Bowers Fund Committee. Committee member Marie O'Rourke's term is expiring in October of 2025, and she is requesting that she be reappointed for another 5-year term.

**ARTICLE 2 - TO HEAR REPORTS OF TOWN DEPARTMENTS,
COMMITTEES AND OFFICERS**

To see if the Town will vote to hear and act upon the reports of Town
Departments, Committees and Officers; or act in relation thereto.

Submitted by the Town Manager; authorized by the Select Board

Finance Committee recommends approval.

Article 2 Explanation: This article provides an opportunity to hear and act upon reports of
Town Departments, Committees and Officers.

ARTICLE 3 - THIS ARTICLE HAS BEEN WITHDRAWN**ARTICLE 4 - TO VOTE A SUM OF MONEY FROM GENERAL FUND FREE CASH TO THE DEBT STABILIZATION FUND**

To see if the Town will vote to transfer and appropriate the sum of \$1,800,000 from General Fund Free Cash to the Debt Stabilization Fund; or act in relation thereto.

Submitted by the Town Manager; authorized by the Select Board

Finance Committee has not yet made final recommendation.

Article 4 Explanation: The Town, through the Select Board, has re-established a Debt Stabilization Policy that sets the appropriation from both Free Cash and the tax levy year to year due to increased Capital demands.

**ARTICLE 5 - TO TRANSFER AND APPROPRIATE A SUM OF MONEY FROM
THE TOWN DEBT STABILIZATION FUND TO FUND THE DEBT SERVICE
BUDGET**

To see if the Town will vote to transfer and appropriate the sum of \$1,350,000 from the Town Debt Stabilization Fund to fund the Debt Service Budget; or act in relation thereto.

Submitted by the Town Manager; authorized by the Select Board

Finance Committee has not yet made final recommendation.

Article 5 Explanation: This article is intended to address the Debt Stabilization Policy.

ARTICLE 6 - TO VOTE FROM GENERAL FUND FREE CASH TO THE LAND BANK ACCOUNT

To see if the Town will vote to transfer from General Fund Free Cash the sum of \$50,000 to the Land Bank Account; or act in relation thereto.

Submitted by the Select Board

Finance Committee has not yet made final recommendation.

Article 6 Explanation: The Land Bank Account was established by special legislation. The balance as of June 30, 2025, of the Town Land Fund is \$422,164.49.

**ARTICLE 7 - COMMUNITY PRESERVATION COMMITTEE
APPROPRIATION RECOMMENDATIONS**

To determine whether the Town will vote to act favorably on the recommendations of the Community Preservation Committee and to transfer from the Community Preservation Fund Undesignated Fund Balance, or otherwise fund for community preservation purposes the sum of \$63,245 shown below for the referenced projects; and in connection therewith to authorize the Select Board to acquire any interests in land that may be necessary to effectuate the purposes of this vote, or to grant any interests in land as may be necessary to comply with M.G.L. c.44B; and further, to authorize the Select Board to execute any documents or instruments necessary to effectuate the purpose of this article; all in accordance with Massachusetts General Laws c. 44B or other applicable law; with sums appropriated hereunder to be expended under the direction of the Town Manager; or act in relation thereto.

Recreation		
Project	Funding Source	Amount
Kids Konnection Playground	Undesignated Fund Balance	\$19,495
Historic Resources Inventory Phase 1	Undesignated Fund Balance	\$43,750

Submitted by the Community Preservation Committee

Finance Committee recommends approval.

Article 7 Explanation: The Community Preservation Committee has recommended that the Town spend Community Preservation Funds on the Kids Konnection Playground and conducting Phase 1 of the Historic Resources Inventory.

**ARTICLE 8 - TO FUND FISCAL YEAR 2026 BILLERICA PUBLIC SCHOOLS
BUDGET SUPPLEMENTAL APPROPRIATION**

To see if the Town will vote to raise and appropriate or transfer from available funds the additional sum of \$1,488,988 to the Town of Billerica School Committee for its Operating Budget for fiscal year beginning July 1, 2025, and ending June 30, 2026; or act in relation thereto.

Submitted by the School Superintendent; authorized by the School Committee

Finance Committee has not yet made final recommendation.

Article 8 Explanation: This article seeks a supplemental FY26 appropriation to fund the first year (FY26) cost items, less the cost of step progression which was already included in the Billerica School Committee's Spring 2025 FY26 budget request, contained in successor Collective Bargaining Agreements between the Town of Billerica School Committee and the following bargaining units:

Collective Bargaining Agreement	Term	FY26 Amount (less the Cost of step progression)
School Administrators	July 1, 2025 to June 30, 2028	\$48,777
School Custodial	July 1, 2025 to June 30, 2028	\$75,737
School Clerical	July 1, 2025 to June 30, 2028	\$30,216
School Cafeteria	July 1, 2025 to June 30, 2028	\$0
School Teachers	August 26, 2025 to August 25, 2028	\$1,044,832
School Paraprofessionals	August 26, 2025 to August 25, 2028	\$289,426
TOTAL		\$1,488,988

The School Committee reached an additional one-year agreement with the Teachers and Paraprofessionals (August 26, 2028 to August 25, 2029) for an additional 3% wage increase.

ARTICLE 9 - THIS ARTICLE HAS BEEN WITHDRAWN

ARTICLE 10 - THIS ARTICLE HAS BEEN WITHDRAWN

ARTICLE 11 - THIS ARTICLE HAS BEEN WITHDRAWN

ARTICLE 12 - THIS ARTICLE HAS BEEN WITHDRAWN

ARTICLE 13 - THIS ARTICLE HAS BEEN WITHDRAWN

**ARTICLE 14 - TO FUND COLLECTIVE BARGAINING AGREEMENT - IAEP
POLICE EMT'S AND PARAMEDICS**

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund the Collective Bargaining Agreement between the Town of Billerica and the IAEP (International Association of EMT's and Paramedics); or act in relation thereto.

Submitted by the Town Manager; authorized by the Select Board

Finance Committee has not yet made final recommendation.

Article 14 Explanation: At the time of printing, there was no Collective Bargaining Agreement.

ARTICLE 15 - TO FUND FISCAL YEAR 2026 TOWN CAPITAL BUDGET

To see if the Town will vote to transfer and appropriate from General Fund Free Cash the sum of \$420,000 and Wastewater Retained Earnings the sum of \$30,000 to fund the Town Capital Budget as follows; or act in relation thereto:

To transfer and appropriate from General Fund Free Cash the sum of \$420,000 for the purchase and equipping of the following department vehicle:

Emergency Management

Ambulance	\$420,000
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To transfer and appropriate from Wastewater Retained Earnings the sum of \$30,000 for the purchase and equipping of the following department vehicle:

DPW Wastewater

Kubota RTV	\$30,000
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Submitted by the Town Manager; authorized by the Select Board

Finance Committee has not yet made final recommendation.

Article 15 Explanation: The Billerica EMS Division is looking to purchase a replacement truck for their current “B” truck. The current B truck has 64,000 miles on it and 4,226 hours on the engine. Due to supply challenges we need a delivery lead time of 24-26 months for the new ambulance (fall/winter of 2027 or winter spring of 2028). We are estimating B truck to have between 130,000 – 150,000 miles at that time.

The Wastewater Department is looking to replace their current 2014 UTV which is at end of life. This vehicle is used around the plant for operations and provides the ability to get tools and equipment around the campus and down the powerlines to the plant’s effluent outfall on the Concord River.

**ARTICLE 16 - TO FUND FISCAL YEAR 2026 BILLERICA PUBLIC SCHOOLS
CAPITAL BUDGET**

To see if the Town will vote to transfer and appropriate from General Fund Free Cash the sum of \$985,000 to the Town of Billerica School Committee to fund the Fiscal Year 2026 School Capital Budget; or act in relation thereto.

Submitted by the Superintendent; authorized by the School Committee

Finance Committee has not yet made final recommendation.

Article 16 Explanation: This article seeks to utilize **\$985,000** from available funds to fund Capital Projects for the Billerica Public Schools. In particular, this article is designed to address the projects listed below:

Item/Service	Location	Cost
Replacing/Repairing Pavement	Dutile, Kennedy, Hajjar, Ditson	\$90,000
Fire Panel Replacement	Ditson	\$125,000
Replacing Ceiling Tiles & Lighting	Dutile, Kennedy, Hajjar	\$100,000
Abatement & Flooring Replacement	Dutile, Kennedy, Hajjar, Marshall, Locke	\$350,000
Gymnasium Floor Refinish	Ditson & Locke	\$60,000
Exterior Door Replacement	District	\$50,000
Technology: Intercom Systems, Cameras, Card Access Upgrades	District	\$100,000
Playgrounds - Adding Turf Areas	Ditson, Parker	\$60,000
Front Stairs & Concrete Repairs	Marshall	\$50,000
TOTAL		\$985,000

ARTICLE 17 - TO FUND THE DESIGN WORK OF THE BILLERICA POLICE HEADQUARTERS RENOVATION

To see if the Town will vote to transfer and appropriate from General Fund Free Cash the sum of \$640,000 to pay for the design and engineering of the Billerica Police Headquarters, including the payment of all costs incidental and related thereto; or act in relation thereto.

Submitted by the Town Manager; authorized by the Select Board

Finance Committee has not yet made final recommendation.

Article 17 Explanation: In the Fall of 2024, the Town conducted a feasibility study of the Billerica Police Headquarters to identify the needs of the department and designed a renovation to address those needs. This article will fund the design of renovating the Billerica Police Headquarters.

Currently, the Police Department has large areas of underutilized space while other areas have grown and are unable to accommodate demand. Women's locker rooms are undersized, Shift Commanders have very little space, the briefing room is oversized, paramedic sleeping quarters about the prisoners, dispatch has vacated the first floor and records are dispersed throughout the building.

ARTICLE 18 - TO FUND THE 250TH CELEBRATION FROM GENERAL FUND FREE CASH

To see if the Town will vote to transfer and appropriate from General Fund Free Cash the sum of \$25,000 for the 250th Committee for the celebration next July including planning, vendor costs, fireworks, or act in relation thereto.

Submitted by the 250th Committee

Finance Committee has not yet made final recommendation.

Article 18 Explanation: This article proposes to appropriate money from General Fund Free Cash for the 250th Anniversary Celebration in July 2026.

**ARTICLE 19 - TO FUND THE REQUIREMENTS FOR STREET ACCEPTANCE
FROM GENERAL FUND FREE CASH**

To see if the Town will vote to transfer and appropriate from General Fund Free Cash the sum of \$50,000 to expend for the development of Street Acceptance Plans, including survey and associated work for unaccepted roads to prepare such roads for possible acceptance by the Town; or act in relation thereto.

Submitted by the Town Manager; authorized by the Select Board

Finance Committee recommends approval.

Article 19 Explanation: This article proposes to appropriate money from this source to fund the development of Street Acceptance Plans to support accepting additional streets. This was done previously in an Article in Spring 2018.

ARTICLE 20 - TO FUND CONSTRUCTION OF 2-INCH WATER MAIN REPLACEMENTS AND LOOPING OF DEAD-END WATER MAINS

To see if the Town will vote to appropriate the sum of \$3,000,000 to fund the construction of 2-inch water main replacements and looping of dead-end water mains; and to meet this appropriation, the Treasurer, with approval of the Select Board, be authorized to borrow the sum of \$3,000,000 under and pursuant to the provisions of M.G.L. Chapter 44, Section 7, and or any other enabling authority; and to issue bonds and notes of the town therefore, it being the intent that these bonds and notes shall be general obligations of the town but in the first instance are to be repaid from Water Enterprise Fund Revenues, and further, to authorize the Select Board to execute such documents and enter into such agreements as it deems in the best interest of the Town in the furtherance of the objectives of this article; or act in relation thereto.

Submitted by the Town Manager; authorized by the Select Board

Finance Committee recommends approval.

Article 20 Explanation: This article proposes to borrow money to fund the construction of 2-inch water main replacements and looping of dead-end water mains. Locations have been developed from an update of the water distribution model and analysis of 2 inch and dead-end mains. A plan showing the locations for these proposed improvements is on file with the Office of the Town Clerk and on the Town of Billerica website.

**ARTICLE 21 - TO FUND COST OVER-RUNS ON THE ENTRY, CLEANING
AND LINING OF THE DIESEL FUEL TANKS FOR THE TOWN FLEET**

To see if the Town will vote to transfer the sum of \$75,000 from General Fund Free Cash, to fund the cost over-runs for the entry, cleaning, lining, engineering services, and any other services related to the completion of the Diesel Fuel Storage Tank Project for the Town Fleet and to be spent under the direction of the Town Manager and in conjunction with the DPW Director; or act in relation thereto.

Submitted by the Town Manager; authorized by the Select Board

Finance Committee recommends approval.

Article 21 Explanation: In FY25 - the Town appropriated \$80,000 for this work, however after receiving the bids for the work the cost was far greater than what had been anticipated. Therefore, the Town needs these additional funds to complete the work.

ARTICLE 22 - TO PROVIDE ADDITIONAL FUNDS FOR THE RESTORATION OF THE CROSBY HILL AND BOSTON ROAD WATER STORAGE TANKS

To see if the Town will vote to appropriate the sum of \$2,500,000 for bidding and construction for the complete restoration of the Boston Road Water Storage Tank and partial restoration of the Crosby Hill Water Storage Tank, including any costs incidental or related thereto, and that to meet this appropriation the Treasurer, with approval of the Select Board, be authorized to borrow the sum of \$2,500,000 under and pursuant to the provisions of G.L. Chapter 44,. Section 7, or any other enabling authority, and to issue bonds and notes of the Town, it being the intent that such bonds and notes are to be general obligations of the Town but in the first instance the principal and interest thereon are to be repaid from Water Enterprise Fund revenues; and further, to authorize the Select Board to execute such documents and enter into such agreements as it deems in the best interest of the Town in furtherance of the objectives of this article; or act in relation thereto.

Submitted by the Town Manager; authorized by the Select Board

Finance Committee recommends approval.

Article 22 Explanation: This article proposes to appropriate money from this source to fund complete restoration of the Boston Road Water Storage Tank and partial restoration of the Crosby Hill Water Storage Tank to improve water quality in accordance with American Water Works Association best practices. Previous funding was in an Article in Spring 2023.

**ARTICLE 23 - TO FUND ROOF REPLACEMENT FOR THE
ADMINISTRATION AND SLUDGE BUILDINGS AT THE WASTEWATER
TREATMENT PLANT**

To see if the Town will vote to transfer and appropriate from Wastewater Retained Earnings the sum of \$690,000 to fund the replacement of the Administration Building and Sludge Building roofs including any costs incidental or related thereto; or act in relation thereto.

Submitted by the Town Manager; authorized by the Select Board

Finance Committee recommends approval.

Article 23 Explanation: This article proposes to approve funding for the roof replacement of the Administration and Sludge Buildings in accordance with the Assessment Report prepared by the Garland Companies in 2024.

**ARTICLE 24 - TO FUND THE DESIGN OF THE DARBY STREET AND
WATERVIEW AVENUE SEWER PUMP STATION REHABILITATION
PROJECTS**

To see if the Town will vote to transfer and appropriate the sum of \$500,000 from Wastewater Retained Earnings to fund the design of the Darby Street and Waterview Avenue Sewer Pump Station Rehabilitation Projects; or act in relation thereto.

Submitted by the Town Manager; authorized by the Select Board

Finance Committee recommends approval.

Article 24 Explanation: Funding under this article will convert Waterview Avenue pump station into a duplex submersible station, as recommended in the Comprehensive Wastewater Management Plan, and include a stand-by pump and backup power. Darby Avenue pump station improvements/upgrades include pump equipment replacement, SCADA upgrades, electrical and instrumentation upgrades (including generator and VFDs), upgrades to the existing building, rehabilitation of the existing wet and dry wells, and HVAC upgrades to fix the corrosion in the dry well.

ARTICLE 25 - TO FUND HYDRANT AND VALVE REPLACEMENTS

To see if the Town will vote to transfer and appropriate the sum of \$100,000 from the Water Enterprise Fund Retained Earnings for the purchase and installation of replacement hydrants and valves in the Water Distribution System, including the payment of all costs incidental and related thereto; or act in relation thereto.

Submitted by the Town Manager; authorized by the Select Board

Finance Committee recommends approval.

Article 25 Explanation: Under this article existing fire hydrants and water main valves will be replaced throughout the Water Distribution System as required.

ARTICLE 26 - TO VOTE FROM FREE CASH TO THE DEBT STABILIZATION FUND

To see if the Town will vote to raise and appropriate or transfer from General Fund Free Cash, Water Enterprise Fund Retained Earnings and/or Sewer Enterprise Fund Retained Earnings the sum of \$6,000,000 to the Debt Stabilization Fund; or act in relation thereto.

Submitted by the Finance Committee

Finance Committee has not yet made final recommendation.

Article 26 Explanation: The purpose of this fund is to set aside money to be used to fund the Town's Debt Policies. The balance as of June 30, 2025 of the Debt Stabilization Fund is \$26,025,201.91.

ARTICLE 27 - TO VOTE FROM FREE CASH TO THE STABILIZATION FUND

To see if the Town will vote to raise and appropriate or transfer from General Fund Free Cash, the Water Enterprise Fund Retained Earnings, and/or the Sewer Enterprise Fund Retained Earnings the sum of \$6,000,000 to the Stabilization Fund; or act in relation thereto.

Submitted by the Finance Committee

Finance Committee has not yet made final recommendation.

Article 27 Explanation: The purpose of this fund is to set money aside to be used at a later time for unforeseen or unanticipated circumstances. The balance as of June 30, 2025 of the Stabilization Fund is \$6,175,033.96 for the Town and \$964,456.24 for the School Department.

ARTICLE 28 - TO VOTE FROM FREE CASH TO THE LAND BANK ACCOUNT

To see if the Town will vote to raise and appropriate or transfer from General Fund Free Cash and Enterprise Fund Retained Earnings the sum of \$6,000,000 to the Land Bank Account; or act in relation thereto.

Submitted by the Finance Committee

Finance Committee has not yet made final recommendation.

Article 28 Explanation: The Land Bank Account was established by special legislation. The balance as of June 30, 2025 of the Town Land Fund is \$422,164.49.

**ARTICLE 29 - TO VOTE FROM FREE CASH A SUM OF MONEY TO BE
APPLIED OR EXPENDED FOR THE PURPOSE OF REDUCING THE FISCAL
YEAR 2026 TAX LEVY**

To see if the Town will vote to transfer from General Fund Free Cash and Enterprise Fund Retained Earnings a sum of money to be applied or expended for the purpose of reducing the Fiscal Year 2026 Tax Levy; or act in relation thereto.

Submitted by the Finance Committee

Finance Committee has not yet made final recommendation.

Article 29 Explanation: To be presented at Town Meeting.

ARTICLE 30 - TO GRANT AN EASEMENT TO NATIONAL GRID FOR ELECTRIC DISTRIBUTION

To see if the Town will vote to authorize the Select Board to grant an easement to National Grid for 250 Treble Cove Road (DPW Facility) and 270 Treble Cove Road (Water Treatment Plant); or act in relation thereto.

Submitted by the Town Manager; authorized by the Select Board

Finance Committee recommends approval.

Article 30 Explanation: The Town has granted a license agreement to National Grid for this location. This article authorizes the Select Board to establish a permanent easement for Electric Service to the Water Treatment Plant and DPW Facility.

ARTICLE 31 - TO VOTE TO DEED CERTAIN TOWN-OWNED PARCELS TO THE CONSERVATION COMMISSION

To see if the Town will vote to transfer the care, custody, management and control of the parcels listed below from the Select Board to the Conservation Commission, for conservation purposes, to support the goals of the Open Space and Recreation Plan Committee; or act in relation thereto.

Parcels for Conservation Status Are:

Map 93, Parcels 30-0, 32-0 and 41-0
Map 85, Parcels 50-0, 51-0, 54-0, 55-0, 58-1, 60-0, 62-0, 154-0, 155-0, 215-0, 248-0 and 255-0
Map 76, Parcels 37-0, 38-0, 39-0, 42-0, 44-0, 65-0, 66-0, 67-0, 58-0 and 215-0
Map 59, Parcel 76-0
Map 60, Parcels 102-0, 111-0, 113-1, 113-2, 114-0 and 115-1
Map 31, Parcels 82-0, 102-0, 104-0, 106-0, 109-0, 243-0, 142-0, 129-0 and 128-0
Map 40, Parcels 65-0 and 66-0
Map 98, Parcels 41-0, 42-0, 43-0, 44-0, 45-0, 46-0, 47-0, 50-0, 57-0, 58-1, 58-2, 59-0, 62-0, 63-0, 65-0 and 66-2
Map 94, Parcels 55-0 and 56-0
Map 102, Parcel 22-0

Submitted by the Open Space and Recreation Committee

Finance Committee recommends approval.

Article 31 Explanation: In the Spring of 2025, a team of Tufts University's Urban and Environmental Policy and Planning graduate students reviewed the town-owned parcels in town (approximately 800 properties) and how they align with conservation characteristics (wildlife, wetlands, soil attributes, etc). The result is a report which recommends which properties are more suitable for conservation than others. The most suitable properties should be placed into conservation and protection with the "most suitable" meaning that the soil attributes and proximity for wildlife and vernal pool connections without other development existing scored highest of all town-owned parcels. There were a total of 27 parcels with such perfect scores. All 27 properties are similar: riverfront access with a high presence of wetlands. Additional town-owned properties surround those lots and should also be included.

ARTICLE 32 - CHARTER AMENDMENT TO ENSURE ALL REFERENDUM ELECTIONS ARE DECIDED BY A MAJORITY VOTE

To see if the Town will vote, pursuant to M.G.L. Chapter 43B, Subsection 10, to amend the Town Charter, Section 2-13 Referendum Procedures, Subsection (e) Election, by inserting the following underlined text and deleting the strike through text as follows; or act in relation thereto:

- (e) Election – All votes upon any question so submitted shall be taken by ballot, and the conduct of such election shall be in accordance with the provisions of law relating to elections, generally. ~~The questions so submitted shall be determined by a vote of the same proportion of the voters voting thereon as would have been required for the matter to be adopted by the Representative Town Meeting.~~ **The questions so submitted shall be determined by a majority vote.** Provided, however that no vote the effect of which is the reverse of the vote taken at the Representative Town Meeting shall be operative unless at least twenty percent of the total number of persons registered to vote as of the date of the preceding Town Election shall have participated in the Special Election.

Submitted by Select Board Member Daniel Darris-O'Connor

Finance Committee has not yet made final recommendation.

Article 32 Explanation: Section 2-13 Subsection (e) Election of the Billerica Town Charter establishes certain election procedures for referendum elections.

Under the current version of this subsection, any referendum of an action by Representative Town Meeting must be passed by the “Same proportion of the voters voting thereon as would have been required for the matter to be adopted by the Representative Town Meeting”.

This means that if an action by Representative Town Meeting requires a two-thirds vote to pass is taken to a referendum, a two-thirds vote of the voters-at-large would also be required for the action to pass. This has the potential to lead to situations where an article could be “rejected”, even if over 65% of voters support it.

This article proposes a charter amendment that would ensure that all referendums are decided by a simple majority vote. If a majority of voters vote “No”, the article would fail. If a majority of voters vote “Yes”, the article would pass.

Note: An action to approve this article will not directly amend the Charter. It will only initiate the Charter amendment process. Ultimately, it is up to the voters-at-large to decide whether or not to adopt a charter amendment at the next Annual Town Election.

ARTICLE 33 - TO VOTE TO AMEND THE ZONING BY-LAW SECTION 7.6(B)

To see if the Town will vote to amend Section 7.6(B), Dog Daycare or Dog Training, Required Findings, of the (Proposed) Billerica Zoning By-Laws (May) Annual Town Meeting 2025 by deleting the strike through text and inserting the bold text as follows; or act in relation thereto:

7.6 Business and Commercial Uses; Services**B. Dog Daycare or Dog Training. Required Findings:**

1. The activity is not injurious, noxious, or offensive to the senses of the neighborhood residents, not limited to client traffic and parking effects.
2. ~~There is a maximum of 15 dogs at any one time on the premises in the General Business District, nor more than 20 dogs at a time on the premises in the Industrial District.~~
A Kennel License for the premises must be maintained in good standing, pursuant to Massachusetts General Law, c140, §137A.
3. There is a minimum of 1,000 square feet of interior gross floor area in the General Business District and a minimum of 1,500 square feet in the Industrial District.
4. There is a minimum of 1,000 square feet of exterior space in the General Business District and a minimum of 1,500 square feet of exterior space in the Industrial District, enclosed by an eight-foot non-chain link fence with the finished surface facing in and a similar gate for the dogs to exercise.
5. An attendant is on the premises at all times when there are dogs at the site.
6. There are no dogs on the site before ~~7:00~~ **6:30** a.m. or after 9:00 p.m. in the General Business District or before 6:00 a.m. or after 10:00 p.m. in the Industrial District.
7. ~~For Dog Training, there shall be no outside on-premises training.~~

Submitted by the Planning Board

Finance Committee recommends approval.

Article 33 Explanation: Dog daycare businesses are currently limited to a set maximum number of dogs on site, regardless of the size of property or any operational considerations. Kennel licensing is required for these businesses per State Law, Chapter 140, Section 137A. Such licensing is filed with Town Clerk's Office and reviewed and inspected by Animal Control Office. These licenses are renewed annually and include a determination for the maximum number of dogs allowed at the site. The licensing may be a better indicator of how many dogs should be allowed on site instead of zoning. Zoning control remains in effect for perceived noise or nuisance under Required Finding #1.

ARTICLE 34 - TO VOTE ON A HOME RULE PETITION TO THE GENERAL COURT AUTHORIZING THE TOWN OF BILLERICA TO ESTABLISH AN AGE LIMIT FOR ORIGINAL APPOINTMENT TO THE POSITION OF POLICE OFFICER

To see if the Town will vote to authorize the Select Board to petition the General Court for special legislation substantially in the form set forth below, to establish an age limit for original appointment to the position of police officer in the Town of Billerica; provided, however, that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of this petition; or act in relation thereto.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Notwithstanding section 58A of chapter 31 of the General Laws or any other general or special law to the contrary, no person shall be eligible to have their name certified for original appointment to the position of police officer in the Town of Billerica if such person has reached their 40th birthday on the date of the entrance examination. Any Veteran shall be allowed to exceed the maximum age provision of this section by the number of years served on active military duty, but in no case shall said candidate for appointment be credited more than four years of active military duty, or to a maximum of 43 years and 364 days for Veterans of active military duty.

SECTION 2. This act shall take effect upon its passage.

Submitted by the Town Manager; authorized by the Select Board

Finance Committee recommends approval.

Article 34 Explanation: This article authorizes the Select Board to seek special legislation raising the maximum hiring age for original appointment to the position of police officer in Billerica from 31 to 40.

COMMONWEALTH OF MASSACHUSETTS - TOWN OF BILLERICA

I hereby certify that the foregoing Home Rule Petition was adopted by vote of the Town Meeting of Billerica, duly held on _____, 2025.

In witness whereof, I have hereunto set my hand and affixed the seal of the Town of Billerica this ____ day of _____, 2025.

Donna McCoy, Town Clerk
Town of Billerica (SEAL)

ARTICLE 35 - TO VOTE TO AMEND THE ZONING BY-LAW TABLE OF USE REGULATIONS, SECTION 6.3, APPENDIX A

To vote to amend the Table of Uses in Section 6.3 (Appendix A) of the May 2025 Zoning By-Laws as follows; or act in relation thereto:

6.3 Table of Use Regulations

A. See Appendix A, Table 1.

B. Symbols in the Table of Use Regulations shall mean the following:

Y – A permitted use

N – A prohibited use

SZ – A use requiring a special permit from the Zoning Board

SP – A use requiring a special permit from the Planning Board

SA – A use requiring a special permit and site plan approval from Planning Board

Appendix A
Table of Use Regulations (Section 6.3)

	VR	NR	RR	MF	NB	GB	C	I	Ref.
CONSERVATION, RECREATION, AGRICULTURE									
Conservation and Agriculture									
Agriculture	Y	Y	Y	Y	Y	Y	Y	Y	
Conservation	Y	Y	Y	Y	Y	Y	Y	Y	
Facility for Sale of Produce, Wine, and Dairy Products	Y	Y	Y	Y	Y	Y	Y	Y	
Public or Non-Profit Recreation									
Driving Range	Y	Y	Y	Y	Y	Y	Y	Y	
Fairs and Bazaars	Y	Y	Y	Y	Y	Y	Y	Y	
Non-Municipal Athletics	Y	Y	Y	Y	Y	Y	Y	Y	
Other Recreational Events	Y	Y	Y	Y	Y	Y	Y	Y	
Outdoor Recreation	SZ	SZ	SZ	SZ	SZ	SZ	SZ	SZ	7.1(A)
PUBLIC, INSTITUTIONAL									
Municipal	Y	Y	Y	Y	Y	Y	Y	Y	
Non-Profit Educational Use	Y	Y	Y	Y	Y	Y	Y	Y	
Cemetery	SZ	SZ	SZ	SZ	SZ	SZ	SZ	SZ	7.2(A)
Nursing Home	SZ	SZ	SZ	SZ	SZ	SZ	SZY	SZY	7.2(B)
Adult Day Care	N	N	N	N	N	Y	Y	Y	
NON-PROFIT PHILANTHROPIC USES									
Club	SZ	SZ	SZ	SZ	SZ	SZ	SZ	NY	7.3(A)
Lodge	SZ	SZ	SZ	SZ	SZ	SZ	SZ	NY	7.3(A)
Other Philanthropic	SZ	SZ	SZ	SZ	SZ	SZ	SZ	NY	7.3(A)

	VR	NR	RR	MF	NB	GB	C	I	Ref.
RESIDENTIAL USES									
Affordable Housing on an Undersized Lot	SZ	SZ	SZ	SZ	Y	N	N	N	7.4(A)
Assisted Living Residence	SZ	SZ	SZ	SZ	SZ	SZ	SZ	SZ	7.4(B)
Dwelling, Multifamily	N	N	N	SA	N	N	N	N	6.4
Dwelling, Single-Family	Y	Y	Y	Y	Y	Y	N	N	
Dwelling, Two-Family	N	N	N	SZ	N	N	N	N	7.4(B)
BUSINESS & COMMERCIAL USES									
Retail Sales									
Antique Shows	N	N	N	N	Y	Y	Y	Y	
Christmas Tree Sales	N	N	N	N	N	Y	N Y	N Y	
Garden Shop	N	N	N	N	N	SZ	N Y	N Y	7.5(A)
Greenhouse (Non-Agricultural)	SZ	SZ	SZ	N	N	N	Y	Y	7.5(B)
Open Air Sales	N	N	N	N	N	SZ	Y	N Y	7.5(C)
Pet Shop	N	N	N	N	N	Y	Y	N Y	
Retail Store	N	N	N	N	Y	Y	N Y	SZ Y	7.5(D)
Supermarket	N	N	N	N	N	SA	N Y	N Y	7.5(E)
Services									
Dog Kennel	N	N	N	N	N	SZ	N SZ	SZ	7.6(A)
Dog Daycare	N	N	N	N	N	SZ	N SZ	SZ	7.6(B)
Dog Training	N	N	N	N	N	SZ	N SZ	SZ	7.6(B)
For-Profit Educational Use	Y	Y	Y	Y	Y	Y	Y	Y	
Funeral Home	N	N	N	N	SZ	SZ	N	N	7.6(C)
Personal Services	N	N	N	N	Y	Y	Y	Y	
Repair Shop	N	N	N	N	Y	Y	N SZ	SZ	7.6(D)
Veterinarian	N	N	N	N	N	Y	N Y	N Y	
Accommodations and Food Services									
Drive-Up/Through Restaurant	N	N	N	N	N	SZ	SZ	N SZ	7.7(A)
Fast-Order Food Establishment	N	N	N	N	SZ	SZ	SZ	SZ	7.7(B)
Motel or Hotel	N	N	N	N	SZ	SZ	N	SZ	7.7(C)
Restaurant	N	N	N	N	SZ	SZ	N SZ	SZ Y	7.7(D)
Financial, Offices									
Bank	N	N	N	N	Y	Y	N Y	SZ Y	7.8(A)
Loan Agency	N	N	N	N	Y	Y	Y	Y	
Offices	N	N	N	N	Y	Y	Y	Y	
Amusement, Recreation Businesses									
Bowling Alley	N	N	N	N	Y	Y	Y	Y	
Golf Course	SZ	SZ	SZ	SZ	SZ	SZ	SZ	SZ	7.9(A)
Indoor Amusement	N	N	N	N	Y	Y	Y	N Y	
Riding Stable	SZ	SZ	SZ	SZ	SZ	SZ	SZ	SZ	7.9(B)
Swimming Pool, Non-Accessory	SZ	SZ	SZ	SZ	Y	Y	Y	Y	7.9(C)
Unclassified; Other Business & Commercial									
Fully Automated Business	N	N	N	N	N	SZ	SZ Y	SZ Y	7.10(A)

	VR	NR	RR	MF	NB	GB	C	I	Ref.
Research Facility	N	N	N	N	SA	SA	SA	Y	7.10(B)
Tradesman's Shop	N	N	N	N	Y	Y	Y	Y	
Vehicle-Related Uses									
Auto sales	N	N	N	N	N	SZ	SZ	SZ	7.11(B)
Auto services	N	N	N	N	N	N	N	SZ	7.11(A)
Auto repair	N	N	N	N	N	SZ	SZ	N SZ	7.11(A)
Auto service	N	N	N	N	N	SZ	SZ	N SZ	7.11(A)
Auto washing	N	N	N	N	N	SZ	SZ	N SZ	7.11(A)
Truck body shop	N	N	N	N	N	N	SZ	N SZ	7.11(C)
Truck leasing	N	N	N	N	N	N	SZ	N SZ	7.11(C)
Truck repair	N	N	N	N	N	N	SZ	N SZ	7.11(C)
Truck sales	N	N	N	N	N	N	SZ	N SZ	7.11(C)
Truck service	N	N	N	N	N	N	SZ	N SZ	7.11(C)
Truck washing	N	N	N	N	N	N	Y	Y	7.11(C)
INDUSTRIAL USES									
Manufacturing, Distribution									
Light Manufacturing	N	N	N	N	N	SZ	N SZ	Y	7.12(A)
Wholesale	N	N	N	N	N	SZ	N	SZ Y	7.12(B)
Utility Uses									
Above-ground utilities, non- municipal	SZ	SZ	SZ	SZ	SZ	SZ	SZ	SZ	7.13(A)
Above-ground utilities, Municipal	Y	Y	Y	Y	Y	Y	Y	Y	
Earth migration of less than 500 cubic yards for:	Y	Y	Y	Y	Y	Y	Y	Y	
Earth migration over 500 cubic yards	SZ	SZ	SZ	SZ	SZ	SZ	SZ	SZ	7.13(B)
(SECS) Non-freestanding	Y	Y	Y	Y	Y	Y	Y	Y	
(SECS) Freestanding	SP	SP	SP	SP	SP	SP	SP	SP	6.5
Underground utilities	Y	Y	Y	Y	Y	Y	Y	Y	
Wireless communications facility	SP	SP	SP	SP	SP	SP	SP	SP	6.6
Waste Disposal									
Recyclable Materials Transfer Center	N	N	N	N	N	N	N	SA	
Temporary Construction Trailer	N	N	N	Y	Y	Y	Y	Y	
Other Industrial									
Contractor's Yard	N	N	N	N	N	N	SP	SP	7.14(A)
ACCESSORY USES									
Residential Accessory Uses									
Accessory Residential Uses	Y	Y	Y	Y	Y	Y	N	N	
Home Occupation ¹	Y	Y	Y	Y	N	N	N	N	7.15(A)
Accessory Dwelling Unit	Y	Y	Y	Y	Y	Y	N	N	
In-Law Apartment	SZ	SZ	SZ	SZ	SZ	SZ	N	N	7.15(B)
Keeping of Horses ²	Y	Y	Y	N	N	N	N	N	

¹ Except a special permit shall be required for Home Occupation employing one or more nonresidents of the premises.

² Minimum land requirement per horse: <10,000 S.F., no horses; 10,000 – 19,999 S.F., 1 horse; 20,000 – 29,999 S.F., 2 horses; and 30,000 or more S.F., 3 horses.

	VR	NR	RR	MF	NB	GB	C	I	Ref.
Keeping of Hens	Y	Y	Y	N	N	N	N	N	
Room Rental (5 Or Less)	Y	Y	Y	Y	Y	Y	N	N	
Room Rental (More Than 5)	SZ	SZ	SZ	SZ	SZ	SZ	N	N	7.15(C)
Storage of One Vehicle or Trailer	Y	Y	Y	Y	Y	Y	N	N	
Storage of More than One Vehicle or Trailer	SZ	SZ	SZ	SZ	SZ	SZ	N	N	7.15(D)
Nonresidential Accessory Uses									
Accessory Retail and Automotive Services	N	N	N	N	N	N	N	SZ	7.16(A)
Accessory uses to scientific research or development	N	N	N	N	SZ	SZ	SZ Y	Y	7.16(B)
Accessory service and repair	N	N	N	N	N	N	N	SZ	7.16(C)
For professional office or R&D Buildings over 50,000 net SF, uses that are wholly within the same building as the principal permitted use and occupy not less than 20% of the net square footage can be allowed by right. These can include retail, restaurant, personal services, and other amenity uses.	N	N	N	N	N	Y	Y	Y	
Miscellaneous Accessory Uses									
Auto parking	N	N	N	N	N	SZ	SZ	N	7.17(A)
Garaging or parking of one heavy commercial vehicle	SZ	SZ	SZ	SZ	SZ	Y	Y	Y	7.17(B)
Garaging or parking of one light commercial vehicle	Y	Y	Y	Y	Y	Y	Y	Y	7.17(B)
Garaging or parking of two light commercial vehicles	SZ	SZ	SZ	SZ	Y	Y	Y	Y	7.17(B)
Garaging or parking of two or more heavy commercial vehicles	N	N	N	N	N	SZ	Y	Y	7.17(B)
Truck parking	N	N	N	N	N	N SZ	SZ Y	N Y	7.17(B)

And to further amend Section 2 Definitions and Section 7 Required Findings for Special Permit Uses as necessary to account for the changes in the Table of Uses.

Section 2: Definition of Adult Day Care:

~~“Daytime services, such as skilled care and supervision, group activities, provisions of meals, transportation, trips, and light exercise, provided to elderly adults and the physically challenged who require assistance with daily needs of living.~~

A facility offering daytime programs for adults providing health care and assessment, personal care, social programs, recreational activities, meals and transportation, but not providing overnight or residential accommodations.

Section 7: Required Findings for Special Permit Uses

7.5.D Retail Store Required Findings.

DELETE Section 7.5.D and subbullets 7.5.D(1-6).

7.6.A Dog Kennel Required Findings

AMEND references of “Industrial District” to “Industrial **and Commercial Districts**”.

7.6.B Dog Daycare or Dog Training Required Findings

AMEND references of “Industrial District” to “Industrial **and Commercial Districts**”.

7.7.D Restaurant Required Findings

AMEND reference to “Industrial District” (7.7.D.7) to “**Commercial District**”

7.8.A Bank Required findings

DELETE SECTION 7.8.A and subbullets 7.8.A(1-2)

7.12.B Wholesale Required findings

DELETE SUBSECTION 7.12.B.5

Submitted by the Planning Board and Select Board Member Michael Rosa

Finance Committee recommends approval.

Article 35 Explanation: The allowance of additional use categories may encourage and attract new businesses, specifically into the vacant and underutilized Industrial District areas where vacancy rates are having a direct impact on the town’s commercial tax revenue. New businesses and filled vacancies would also create job growth and provide more amenities in the area.

By editing the Table of Uses, there would now requirements for Special Permits where uses were previously prohibited. Other uses would now be permitted by right where previously requiring Special Permits or previously prohibited. Any use permitted by right is still subject to technical review standards such as Site Plan, Wetlands, and Stormwater. Section 7 lists the required findings for a use when a special permit is required. Text changes were necessary to match which zones would require or not require special permits.

**ARTICLE 36 - TO AMEND ARTICLE IV, SECTION 1, SNOW REMOVAL
SUBSECTION 1.1(B) OF THE GENERAL BY-LAWS**

To see if the Town will vote to amend Article IV, Section 1, Snow Removal, Subsection 1.1(B) of the General By-Laws, by inserting the bold underlined text and deleting the strike through text as follows; or act in relation thereto.

Any property owner who fails to remove the snow from a sidewalk abutting property shall pay a sum of ~~Ten Dollars \$10.00~~ Seventy-Five Dollars **\$75.00** for each offense.

Submitted by Select Board Member Daniel Darris-O'Connor

Finance Committee has not yet made final recommendation.

Article 36 Explanation: This article increases the fine for failing to remove the snow from a sidewalk abutting property from \$10.00 to \$75.00. The purpose of the article is to improve sidewalk accessibility during winter months by adjusting the fine to a reasonable amount.

ARTICLE 37 - TO VOTE TO ACCEPT CHAPTER 60, SECTION 3F OF THE MASSACHUSETTS GENERAL LAWS

To see if the town will accept the provisions of M.G.L., c.60, §3F, (inserted by c.141 of the Acts of 2016 known as an Act Relative to Housing, Operations, Military Service, and Enrichment (“HOME Act”)), signed into law July 14, 2016, which provides that a city, town or district that accepts this section may designate a place on its municipal property tax bills or motor vehicle excise bills or mail with such bills a separate form whereby taxpayers of the city, town or district may voluntarily check off, donate and pledge an amount of money which shall increase the amount already due to establish and fund a municipal veterans assistance fund which shall be under the supervision of the local veterans agent or the town collector of taxes.

Any amounts donated to the fund shall be deposited into a special account in the general treasury and shall be in the custody of the treasurer. Money in the fund shall be used to provide support for veterans and their dependents in need of immediate assistance with food, transportation, heat and oil expenses. The Veterans' Services Department shall be responsible for reviewing each applicant and fairly applying the eligibility and level-of-need standards.

Or act in relation thereto.

Submitted by the Veterans Director

Finance Committee has not yet made final recommendation.

Article 37 Explanation: This law, with local adoption, allows citizens to add a donation to the amount paid for property and motor vehicle excise tax bills in order to support local Veterans, their widows and dependents, and for various Veterans’ services, supplies, activities, and those in need of assistance. Such donations would go into the already established Veterans’ Gift Fund of the town.

ARTICLE 38 - PETITIONER ARTICLE (TO AMEND ZONING BY-LAWS AND ZONING MAP)

To see if the Town will vote to amend the Zoning Bylaws and Zoning Map of the Town of Billerica by overlaying and applying the Elderly Housing Overlay District on the Rural Residence zoned land owned by Kyle L. Proehl and Michelle K. Proehl identified as Billerica Assessor's Map 38, Parcel 6-1, having a present address of 222 Rangeway Road, Billerica, and shown as "Lot 1" on the attached perimeter plan entitled, "Rezoning Plan in Billerica, Mass.", dated August 11, 2025, by Dresser, Williams and Way, Inc. and also on the Rural Residence zoned land owned by Swanson Meadows Golf Course, Inc, identified as Billerica Assessor's Map 38, Parcel 5-10, having a present addresses of 216 1/2 Rangeway Road, Billerica, and shown as "Lot 3" on said attached perimeter plan dated August 11, 2025 and also on the Neighborhood Residence zoned land owned by Bedford Woods Development, LLC, identified as Billerica Assessor's Map 58, Parcel 2-4, having a present address of Parcel B off Republic Road, Billerica, and shown as "Parcel B" on said attached perimeter plan dated August 11, 2025, bounded and described as follows:

Date: August 11, 2025

The Land in Billerica, Middlesex County, Commonwealth of Massachusetts, being Lot 1, Lot 3, and Parcel B, as shown on "Rezoning Plan in Billerica, Mass." dated August 11, 2025 by Dresser, Williams and Way, Inc and further bounded and described as follows:

Lots 1 and 3 on said plan bounded and described as follows:

beginning at a point at the northwesterly corner of said property at Rangeway Road;

thence N 57°11'10" E a distance of 196.50'; along Rangeway Road;
thence N 56°03'58" E a distance of 86.86';
thence S 32°15'59" E a distance of 308.69';
thence N 58°14'16" E a distance of 253.33';
thence S 07°12'39" W a distance of 313.40';
thence S 05°32'00" W a distance of 355.39';
thence S 00°54'54" W a distance of 115.60';
thence S 39°56'57" E a distance of 98.43';
thence N 81°29'18" E a distance of 321.80';
thence S 07°01'12" W a distance of 672.72';
thence by a curved line with a radius of 12,150.00' an arc length of 547.56';
thence S 87°52'40" W a distance of 3.97';
thence N 29°30'05" W a distance of 116.11';
thence N 29°42'48" W a distance of 261.30';
thence S 57°21'26" W a distance of 130.81';
thence S 79°54'23" W a distance of 204.20';

thence S 81°23'26" W a distance of 181.72';
thence S 84°08'38" W a distance of 193.33';
thence S 85°56'58" W a distance of 153.47';
thence S 83°22'08" W a distance of 146.27';
thence S 84°58'15" W a distance of 287.77';
thence S 10°07'49" W a distance of 142.76';
thence N 62°45'13" W a distance of 97.43';
thence N 53°35'26" W a distance of 63.01';
thence N 59°55'31" W a distance of 37.14';
thence N 55°37'04" W a distance of 181.44';
thence N 29°30'22" W a distance of 91.50';
thence S 80°17'13" W a distance of 11.70';
thence N 77°21'19" W a distance of 75.55';
thence N 58°10'21" W a distance of 96.75';
thence N 39°36'03" W a distance of 34.09';
thence N 14°49'09" W a distance of 43.56';
thence N 05°44'27" W a distance of 105.61';
thence N 03°03'03" W a distance of 100.60';
thence N 08°53'39" E a distance of 138.96';
thence N 08°26'20" E a distance of 109.59';
thence N 05°37'31" W a distance of 77.19';
thence N 66°32'23" E a distance of 318.00';
thence N 04°50'53" W a distance of 78.68';
thence N 69°26'53" E a distance of 279.64';
thence N 09°38'08" W a distance of 66.75';
thence N 07°42'39" W a distance of 241.50';
thence N 70°50'50" E a distance of 52.36';
thence N 66°36'30" E a distance of 66.22';
thence N 62°21'46" W a distance of 74.63';
thence N 56°58'50" E a distance of 13.69';
thence S 40°55'03" E a distance of 416.08';
thence N 68°24'38" E a distance of 43.00';
thence S 17°43'58" E a distance of 657.33';
thence S 87°11'54" E a distance of 219.99';
thence N 09°40'58" E a distance of 132.90';
thence N 13°04'45" W a distance of 108.63';
thence N 05°18'18" E a distance of 173.43';
thence N 16°13'27" E a distance of 162.88';
thence N 05°43'20" W a distance of 183.02';
thence N 17°01'38" W a distance of 244.19';
thence N 57°17'26" E a distance of 310.32';
thence N 34°26'37" W a distance of 313.79';

which is the point of beginning, having an area of 2,405,378 square feet, 55.2+/- acres

Parcel B on said plan bounded and described as follows:

beginning at a point at the southeasterly corner of said property near Republic Road;

thence S 40°58'22" W a distance of 295.10';
thence S 23°37'16" W a distance of 250.64';
thence N 87°01'11" W a distance of 1023.01';
thence N 22°18'15" E a distance of 1099.50';
thence N 66°01'18" E a distance of 321.06';
thence N 27°40'36" W a distance of 113.08';
thence N 62°13'08" W a distance of 11.77';
thence N 41°26'11" W a distance of 69.04';
thence N 23°47'40" W a distance of 38.16';
thence N 05°46'15" W a distance of 77.29';
thence N 63°47'47" W a distance of 98.92';
thence N 10°07'49" E a distance of 142.76';
thence N 84°58'15" E a distance of 287.77';
thence N 83°22'08" E a distance of 146.27';
thence N 85°56'58" E a distance of 153.47';
thence N 84°08'38" E a distance of 193.33';
thence N 81°23'26" E a distance of 181.72';
thence N 79°54'23" E a distance of 204.20';
thence N 57°21'26" E a distance of 130.81';
thence S 29°42'48" E a distance of 261.30';
thence N 29°30'05" W a distance of 116.11';
thence N 87°49'57" W a distance of 29.70';
thence S 05°57'22" E a distance of 439.36';
thence S 13°20'34" E a distance of 377.11';
thence S 14°05'29" E a distance of 201.27';
thence S 12°09'42" W a distance of 107.34';

which is the point of beginning, having an area of 2,183,464 square feet, 50.125 acres

Submitted by Ralph Deldon and Messrs. Goldman, Rosario, Piantes, Tassone, Frechette, LeBlanc, Mason and Madames Deldon, Goldman, Contreras, Laramée, Piantes, Frechette, Tassone, Colon and Mason.

Finance Committee does not recommend approval.

ARTICLE 39 - PETITIONER ARTICLE (TO AMEND ZONING BY-LAWS AND ZONING MAP)

To see if the Town will vote to amend the Zoning By-Laws and Official Zoning Map by re-zoning from a **NEIGHBORHOOD RESIDENCE ZONE** to a **NEIGHBORHOOD BUSINESS ZONE**, the land owned by Jason B. Tholander, identified as Billerica Assessor's Map 69, Parcel 77-1, having a present street address of 164 Concord Road, Billerica and as shown on the attached perimeter plan entitled, "Rezoning Plan, 164 Concord Road, Billerica, MA, dated August 6, 2025," bounded and described as follows:

Beginning at the northeasterly corner of Lot 1;
thence S 16°44' 57" E a distance of 129.07' ;
thence S 64°17' 30" W a distance of 25.66' ;
thence S 64°16' 52" W a distance of 162.64' ;
thence N 26°21' 30" W a distance of 30.02' ;
thence N 24°04' 00" W a distance of 74.85' ;
thence with a curve turning to the right with an arc length of 80.83' , with a radius of 46.13' , ;
thence with a curve turning to the left with an arc length 152.46' , with a radius of 1072.93' , ;
to the point of beginning, having an area of 27,291 square feet

Said land is also shown as Lot 1 on a plan entitled, "Plan of Land in Billerica, MA, owned by Doris L. Casey" dated June 17, 1995, by Raymond Engineering Service, 574 Boston Road, Billerica, and recorded with Middlesex North District Deeds in Plan Book 188, Plan 132.....**OR ACT IN RELATION THERETO.**

Submitted by Brian Goguen and Messrs. Fitzpatrick, Fredrickson, Flynn, Berrett, Berrett, Fitzpatrick, Fitzpatrick, Sardina, Malone, Gravel, Dangora and Madames Goguen, Finn, Sardina, Sardina and Dangora.

Finance Committee recommends approval.

And you are hereby directed to serve this Final Warrant by posting true and attested copies thereof, one copy at Augusta Market, 599 Boston Road, one copy at Belly Buster Restaurant, 306 Boston Road, one copy at the Billerica Center Police Station, 6 Good Street, one copy at the Billerica Center Post Office, 460 Boston Road, one copy at the Billerica Public Library, 15 Concord Road, one copy at the Billerica Town Hall, 365 Boston Road, one copy at the East Billerica Fire Station, 295 Salem Road, one copy at Market Basket, Towne Plaza, 700 Boston Road, one copy at the Ninety-Nine Restaurant, 160 Lexington Road, one copy at the North Billerica Fire Station, 21 Lowell Street, one copy at the North Billerica Post Office, 95 Boston Road, one copy at the Nutting Lake Post Office, 612 Middlesex Turnpike, one copy at the Pinehurst Fire Station, 832 Boston Road, one copy at the Pinehurst Post Office, 880 Boston Road, one copy at Sal's Pizza, 328 Boston Road, one copy at Stelio's Family Restaurant, 293 Boston Road and one copy at the West Billerica Fire Station, 359 Treble Cove Road.

Given under our hands this 30th day of September 2025.

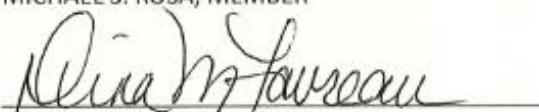
SELECT BOARD OF BILLERICA


JILLIAN K. PAVIDIS, CHAIRMAN

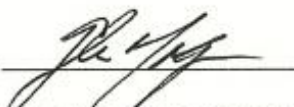

JOHN J. BURROWS, VICE CHAIRMAN


DANIEL R. DARRIS-O'CONNOR, SECRETARY


MICHAEL S. ROSA, MEMBER


DINA M. FAVREAU, MEMBER

A true copy attest


Constable, Town of Billerica