

**2023 Special Town Meeting Warrant  
Town of Shutesbury  
Commonwealth of Massachusetts  
January 19, 2023**

To one of the Constables of the Town of Shutesbury in the County of Franklin,  
Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of said town, qualified to vote in elections and town affairs, to meet at **6:00 p.m.** on Thursday the **nineteenth** day of January, at the Shutesbury Elementary School at 23 West Pelham Road in said Shutesbury, in the year Two Thousand and Twenty-Three, then and there to act on the following articles:

**Article 1.** To see if the Town will vote to authorize the Select Board to purchase, take by eminent domain or otherwise acquire from the Kestrel Land Trust, Inc. 0 Pelham Hill Road, Shutesbury, Franklin County, MA to be held by the Conservation Commission for conservation and passive recreation purposes and further subject to a Conservation Restriction to the Kestrel Land Trust, Inc., and to appropriate \$265,000 for said acquisition, said funds for this acquisition to be funded by an estimated \$197,716.13 from the federally funded Forest Legacy Program through the Commonwealth of Mass, Department of Conservation & Recreation; \$45,000 from the Community Preservation Fund (already approved and appropriated at the 2022 annual town meeting, Article 19); \$20,000 from the Shutesbury Conservation Commission Reserve Fund; and, \$2,283.87 from private donations to the Kestrel Land Trust, Inc. or take any vote or votes in relation thereto.

**(Sponsor: Select Board) Finance Committee Recommends  
Requires 2/3 vote**

**Article 2.** To see if the Town will vote to authorize the Select Board to convey for no consideration a Conservation Restriction to the Kestrel Land Trust, Inc. for the purpose of restricting for conservation and passive recreation purposes the, to be acquired property, located at 0 Pelham Hill Road, Shutesbury, Franklin County, MA, or take any vote or votes in relation thereto.

**(Sponsor: Selectboard)  
Requires 2/3 vote**

**Article 3.** To see if the Town will vote to strike section 8.10 of the Town of Shutesbury Zoning Bylaw and replace it with the following new section 8.10, to amend section 3.1-1 Use Table of the Zoning Bylaw **by adding the following language**, and to amend section 13.2 Definitions in the Zoning Bylaw **by adding the following language**, or take any other action related thereto.

**3.1-1 ADD NEW USE** under "ENERGY AND UTILITY":

Use	RR	FC	TC	LW	Section
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**3.1-1 ADD NEW USE** under "ENERGY AND UTILITY":

Use	RR	FC	TC	LW	Section Reference
Energy Storage System* (ESS) as a principal use	N	N	N	N	8.10

**13.2 AMEND DEFINITIONS TO INCLUDE ENERGY STORAGE SYSTEMS (ESS)**

Energy Storage System (ESS) shall mean any mechanical, thermal, electrical, chemical, electrochemical or other device that is operated in conjunction with an Energy and Utility Use facility (as listed in the Use Table) to store energy for use by the utility grid or a backup system.

**(Sponsor: Planning Board) Finance Committees  
Requires 2/3 vote**

**Article 4.** To see if the Town will vote to transfer from free cash \$136,948 (\$42,000 for Tighe and Bond and \$94,948 for Direct Costs, LAB and Point of Entry Treatment System (POETS) for funding Tighe and Bond's proposal to address PFAS contamination in Shutesbury with the source point of the fire station through 6/30/23, or take any other action relative thereto.

**(Sponsor: Selectboard) Finance Committees recommends (6-0)  
Requires majority vote**

**Article 5.** To see if the Town will vote to transfer from free cash \$18,602.50 for VADAR Financial Software for the Town Collector, or take any other action relative thereto.


**(Sponsor: Selectboard) Finance Committee recommends (6-0)  
Requires majority vote**

Hereof fail not, and make due return of this warrant, with your doings thereon, at the time and place of the meeting. Given under our hands this 19th day of January two thousand and Twenty-Three.

**Shutesbury Selectboard**

  
Rita Farrell, Chair

Melissa Makepeace-O'Neil, Vice Chair

  
Eric Stocker

I, the undersigned Constable for the Town of Shutesbury, certify that I posted attested copies of the Warrant for the above mentioned meeting at the Locks Pond Bulletin Board, the Shutesbury Post Office, and the Town Hall in said town seven (7) days at least before the time of holding said meeting.

(TOWN SEAL)

Constable Carl

Date 1-4-23