TOWN OF TYNGSBOROUGH

SPECIAL TOWN MEETING WARRANT
October 8, 2014
7:00 P.M.

Middlesex, SS.

To either of the Constables of the Town of Tyngsborough, Massachusetts, in the County of Middlesex:

GREETINGS:
In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of said Town of Tyngsborough, qualified to vote in elections and Town affairs, to meet at the Tyngsborough Elementary School Cafetorium, 205 Westford Road in said Tyngsborough on the eighth day of October, in the year two thousand fourteen at 7:00 o'clock in the evening then and there to act on the following articles:

Article 1. To see if the Town will vote to (i) appropriate a sum of money for construction and land acquisition costs of the Phase I West Sewer System infrastructure project (the "Project"), identified as Needs Area 1, Phase 1 West of the 2009 Comprehensive Wastewater Management Plan as shown on Figure 1 attached to this Article, and filed with the Office of the Town Clerk, including without limitation all costs incidental or related thereto; to determine whether this appropriation shall be raised by borrowing from the Massachusetts Clean Water Trust or otherwise; and (ii) authorize the Board of Selectmen to take by eminent domain, by purchase, by gift, or otherwise acquire easements and other interests in land as necessary or convenient for public sewer purposes related to the Project in accordance with M.G.L. c. 40, § 14, and M.G.L. c. 79, and M.G.L.. c. 82, or by any and every other power and authority in any way enabling, including, but not limited to, land and/or easements situated on the following parcels of land:

135 Middlesex Road, Assessors Map 21, Lot 14,
48 Kendall Road, Assessors Map 20A, Lot 18,
36 Kendall Road, Assessors Map 20A, Lot 17,
122 Middlesex Road, Assessors Map 21, Lot 18, and
37 Old Tyng Road, Assessors Map 21, Lot18A;

or to take any other action relative thereto.

Submitted by: Sewer Commissioners

Article 2. To see if the Town will vote to adopt the following non-binding resolution opposing the Northeast Expansion of the Tennessee Gas Pipeline in Massachusetts (or to take any other action in relation thereto):

Resolution Opposing the Northeast Expansion of Tennessee Gas Pipeline in Massachusetts

WHEREAS Kinder Morgan/ Tennessee Gas Pipeline Company, L.L.C. is preparing to construct a High-Pressure Transmission Pipeline carrying fracked natural gas through Tyngsborough and our neighboring communities, en route to Dracut, Massachusetts; and

WHEREAS said pipeline would impact forest, wetlands, conservation land and farmland, and would pass beneath the Merrimack River, and require maintenance in perpetuity of a 50 foot right-of-way through the possible use of herbicides; and

WHEREAS a high-pressure gas pipeline, by its nature, carries the potential for leaks, ruptures or devastating explosions causing untold damage to property, lives, and natural resources; and

WHEREAS said pipeline goes against current Massachusetts commitments to renewable energies and combating global climate change; and

WHEREAS the cost of said pipeline could require Massachusetts citizens to pay a utility bill tariff as well as environmental costs not required by law to be paid for by Tennessee Gas Pipeline Company, L.L.C. or Kinder Morgan Energy Partners, L.P., making ratepayers bear financial risk for the endeavors of a private corporation; and

WHEREAS, said pipeline may adversely affect property values, adversely affect residents' livelihood and otherwise may negatively impact the integrity of the town's character; and

WHEREAS, federal eminent domain powers would be used to forcibly take pipeline easements from unwilling landowners; and

WHEREAS, our energy challenges are better addressed through investments in energy conservation measures as well as green and renewable energy solutions,

NOW THEREFORE BE IT RESOLVED THAT the people of Tyngsborough, Massachusetts

1. Hereby call on our Selectmen to stand in opposition to Tennessee Gas Pipeline Company, L.L.C.'s Northeast Expansion pipeline and not allow it within town borders;

2. Hereby instruct our state and federal legislators and executive branch officials to enact legislation and take any such other actions as are necessary to disallow such projects that go against our commitments to life, the environment, our economic well-being and our bodily safety, and, instead, to legislate more stringent energy efficiency and further exploration of and subsidies for renewable energy sources.

Submitted by: Citizen's Petition

And you are hereby directed to serve this Warrant, by posting attested copies thereof at the Town Hall, Kendall Road Fire Station No.1, Flint's Convenient Store, Lakeview Avenue Community Center, Lakeview Avenue Fire Station No.2, in said Town, fourteen (14) days at least before the time of holding said meeting.

HEREOF FAIL NOT, and make due return the Warrant, with your doings thereon to the Town Clerk at the time and place of meeting, aforesaid.

Given under our hands and seals this 22nd day of September, in the year two thousand fourteen.

Board of Selectmen

Pursuant to the foregoing Warrant, I have notified and warned the inhabitants of the Town of Tyngsborough by posting attested copies of same at the Town Hall, Kendall Road Fire Station No. 1, Flint's Convenience Store, Lakeview Avenue Community Center, and Lakeview Avenue Fire Station No. 2, and at least fourteen (14) days before the date thereof, as within directed.

Constable

9/24/2014 — Date

3:21pm — Time