

TOWN OF LENOX  
SPECIAL TOWN MEETING  
November 30, 2023

Article 2  
updated --  
destroy the  
previous version.

At 7:05 PM a Special Town Meeting held at the Lenox Memorial Middle High School's Duffin Theater was called to order by Moderator John McNinch. A quorum for the meeting was met with over 25 present at the opening.

ARTICLE 1: It was moved, seconded and unanimously approved to waive the reading of the warrant and return of service thereof and to authorize the moderator, pursuant to MGL Chapter 39, Section 15, to declare a 2/3rds vote on voice votes if he deems it so.

ARTICLE 2: It was moved, seconded and unanimously approved to authorize the Town Manager to borrow \$3,000,000 to pay costs of paving town streets, construction of sidewalks, and reconstruction of sidewalks, including the payment of all costs incidental and related thereto. That to meet this appropriation the Treasurer, with the approval of the Select Board, is authorized to borrow \$3,000,000 under G.L. c.44, s.7 or any other enabling authority; that Town Manager is authorized to contract for and expend any federal or state aid that may be available for the projects; and that the Town Manager is authorized to take any other action necessary or convenient to carry out these projects.

ARTICLE 3: It was moved, seconded and unanimously approved to create a debt service stabilization fund; And further, to transfer to said fund the sum of \$1,750,000 from Free Cash as certified on July 1, 2023.

ARTICLE 4: It was moved and seconded to raise and appropriate the sum of \$100,000 to the Town Manager for engineering and related services to support the ongoing review of the Housatonic Rest of River cleanup. Roberta F. Bianco, 39 Golden Hill Rd. made a motion to include the following: The contracted engineering firm will provide timely public reports to the citizens of Lenox via the Select Board. The reports to the citizens of Lenox should be prior to the end of the February 1, 2024 public comment period. After discussion, it was moved, seconded and approved to include the amendment as presented and the motion was again made and seconded to raise and appropriate the sum of \$100,000 to the Town Manager for engineering and related services to support the ongoing review of the Housatonic Rest of River cleanup which passed unanimously.

ARTICLE 5: It was moved, seconded and approved unanimously to transfer the sum of \$95,055 to the Affordable Housing Trust from Free Cash as certified on July 1, 2023.

ARTICLE 6: It was moved, seconded and approved by a 2/3 vote to amend the Zoning Bylaw so as to replace existing Section 8.12, "Large-Scale Ground Mounted Solar Photovoltaic Installations" with a new section 8.12, "Ground-Mounted Solar Installations", as set out in a handout at Special Town Meeting and in substantially the same form as discussed at the Planning Board public hearing held on November 14, 2023. And further, to amend Section 6.1.8, "Maximum Height/Number of Stories Restrictions" by adding roof mounted solar panels to the exemption as set out in a handout at Special Town Meeting and in substantially the same form as discussed at the Planning Board public hearing held on November 14, 2023.

ARTICLE 7: It was moved, seconded and approved by a 2/3 vote to amend the Zoning Bylaw by amending language related to Hotels/Motels/Inns in Section 8.1 of the Zoning Bylaw, as set out in a handout at Special Town Meeting and in substantially the same form as discussed at the Planning Board public hearing held on November 14, 2023; or take any action in relation thereto.

It was voted unanimously to dissolve the meeting at 8:23 PM.

*Kerry L. Sullivan*  
Attest: Kerry L. Sullivan, CMMC  
Town Clerk