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**TOWN OF BERKLEY
MASSACHUSETTS**

**BOARD OF
SELECTMEN**

MEETING POSTING

Wednesday, May 21st, 2025 @ 6:30 p.m.
Moitoza-Petty Hearing Room, 1 North Main Street

SELECTMEN'S AGENDA

I. Call to Order:

II. Personnel Board:

III. Public Hearing:

1. Pursuant to Article 1, Section 2, of the General Bylaws of the Town of Berkley, the Board of Selectmen will hold a public hearing on **Wednesday, May 21, 2025, at 6:35 p.m.** in the Moitoza-Petty Hearing Room at Town Hall, One North Main Street, Berkley, Massachusetts, regarding proposed amendments to the General and Zoning Bylaws as follows:

ARTICLE 13:

To amend Article 27 of the General Bylaws, "Capital Improvement Planning Committee," by:

2. Removing the prohibition on members holding other Town positions;
3. Raising the project threshold for capital consideration from \$5,000 to \$10,000;
4. Eliminating the requirement that a capital project be referenced in the Committee's report before appropriation;
5. Clarifying language by relocating a sentence on quorum requirements.

ARTICLE 15:

To amend the Zoning Bylaw by:

1. Updating the Table of Use Regulations (Section 3.2, Item A.2) to allow two-family dwellings in all residential and business districts by Special Permit from the Board of Selectmen;
2. Revising Section 4.2.2 to apply minimum lot area requirements (65,340 sq. ft. per unit) to all two-family and multifamily dwellings.

ARTICLE 16:

To amend the Zoning Map by rezoning the following parcels to General Business:

- i. 33 Padelford St. (Map 10 Lot 36-01)
- ii. 35 Padelford St. (Map 10 Lot 60)
- iii. 35R Padelford St. (Map 10 Lot 61)

ARTICLE 19:

To amend Article 1, Section 2, of the General Bylaws, "Validity of Bylaws," by deleting the requirement that a public hearing be held by the Board of Selectmen at least ten days prior to presentation of bylaw changes at Town Meeting.

2. Pursuant to Article 1, Section 2, of the General Bylaws of the Town of Berkley, the Board of Selectmen will hold a public hearing on **Wednesday, May 21, 2025, at 6:55 p.m.** in the Moitoza-Petty Hearing Room at Town Hall, One North Main Street, Berkley, Massachusetts, regarding proposed amendments to the General Bylaws as follows:

A new proposed bylaw, titled “**Berkley Noise Law**,” was submitted in writing by ten or more registered voters of the Town. The petition seeks to adopt the proposed “Berkley Noise Law,” which establishes limits on excessive, continuous, or plainly audible noise originating from both stationary and mobile sources within the Town. The bylaw outlines specific prohibited acts, including sustained noise from amplified sound systems and certain motor vehicles, and provides for exemptions (e.g., agriculture, construction, municipal events). Violations are subject to enforcement by the Select Board or Police Department and may incur escalating fines. The complete text of the proposed bylaw is on file and available for public review at the office of the Town Clerk.

IV. New Business:

1. Board to conduct annual reorganization, including selection of Chair and Clerk. Board to review the matter; votes may be taken.
2. Board to discuss the formation of a Screening Committee for the Principal Assessor position, including membership and charge. Board to review the matter; votes may be taken.
3. Board to review the request of the Agricultural Commission to hang a commemorative plaque in honor of deceased members of the local farming community. Board to review the matter; votes may be taken.

V. Old Business:

1. Board to review the recommendation of the Library Building Committee regarding Owner’s Project Manager (OPM) services for the planning and design of a new Berkley Public Library, and potential vote to award contract for said services. Board to review the matter; votes may be taken

VI. Meeting Mail:

1. 2025 Climate Compliance Plan of Eversource Gas Company of Massachusetts d/b/a Eversource Energy and NSTAR Gas Company d/b/a Eversource Energy, D.P.U. 25-44/25-45 - Notice of Filing, Public Hearings, and Request for Comments
2. Letter from Executive Office of Housing and Livable Communities, Re: Berkley Meadows, Berkley, Massachusetts Determination of Project Eligibility under the Local Initiative Program (LIP)
3. Bristol County Agricultural High School Graduation Invitation

VII. Meeting Minutes:

1. Board to approve Meeting Minutes of April 3rd, 2025; review of matter; votes may be taken
2. Board to approve Meeting Minutes of May 8th, 2025; review of matter; votes may be taken
3. Board to approve Executive Session Minutes of May 8th, 2025; review of matter; votes may be taken

VIII. Town Administrator Report:

IX. Finance Committee Update:

1. Finance Committee to present finalized recommendation for the FY2026 Annual Town Meeting budget; review of matter; votes may be taken

X. Public Input:

XII. Executive Session:

1. Board to enter into Executive Session pursuant to M.G.L. c. 30A, § 21(a)(3) to discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares; review of matter; votes may be taken.
2. Board to enter into Executive Session pursuant to M.G.L. c. 30A, § 21(a)(2) to conduct strategy sessions in preparation for negotiations with nonunion personnel or to conduct collective bargaining sessions or contract negotiations with nonunion personnel; review of matter; votes may be taken.

XIII. Adjournment:

Next Scheduled Meeting is Thursday, May 22nd, 2025 at 6:00 p.m.