

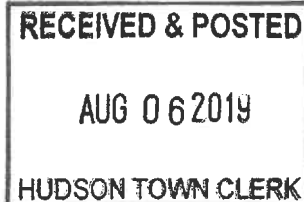
THE COMMONWEALTH OF MASSACHUSETTS
OFFICE OF THE ATTORNEY GENERAL

CENTRAL MASSACHUSETTS DIVISION
10 MECHANIC STREET, SUITE 301
WORCESTER, MA 01608

MAURA HEALEY
ATTORNEY GENERAL

(508) 792-7600
(508) 795-1991 fax
www.mass.gov/ago

July 19, 2019



Joan M. Wordell, Town Clerk
Town of Hudson
78 Main Street
Hudson, MA 01749

**Re: Hudson Annual Town Meeting of May 6, 2019 -- Case # 9414
Warrant Articles # 34, 40 and 41 (General)**

Dear Ms. Wordell:

Articles 34 and 41 - We approve Articles 34¹ and 41 from the May 6, 2019 Hudson Annual Town Meeting.

Article 40 - We take no action on Article 40, amending Article IV, Section 6D of the Town's Personnel By-laws, pertaining to the Town's compensation plan. Pursuant to G.L. c. 41, §§ 108A and 108C, personnel by-laws and amendments thereto are not subject to the approval of the Attorney General.

Note: Pursuant to G.L. c. 40, § 32, neither general nor zoning by-laws take effect unless the Town has first satisfied the posting/publishing requirements of that statute. Once this statutory duty is fulfilled, (1) general by-laws and amendments take effect on the date these posting and publishing requirements are satisfied unless a later effective date is prescribed in the by-law, and (2) zoning by-laws and amendments are deemed to have taken effect from the date they were approved by the Town Meeting, unless a later effective date is prescribed in the by-law.

¹ We take no action on the portion of Article 34 that voted to accept the provisions of G.L. c. 40, § 8J. Votes to accept statutes are not by-law amendments and are not subject to review and approval by the Attorney General pursuant to G.L. c. 40, § 32. However, we note that such votes to accept statutes need to be filed with the Secretary of State pursuant to G.L. c. 4, § 5.

"A True Copy Attest"
Michael Schenck
Process Server / Disinterested Person
8-6-19

Very truly yours,

MAURA HEALEY
ATTORNEY GENERAL

Nicole B. Caprioli

By: Nicole B. Caprioli
Assistant Attorney General
Municipal Law Unit
10 Mechanic Street, Suite 301
Worcester, MA 01608
(508) 792-7600 ext. 4418
nicole.caprioli@mass.gov

cc: Town Counsel Aldo Cipriano



TOWN OF HUDSON, MASSACHUSETTS

Office of the Town Clerk

Town Hall, Hudson, Massachusetts 01749

978-568-9615

Joan M. Wordell

Town Clerk

Dawn K. Jacobs

Assistant Town Clerk

At the Annual Town Meeting of the legal voters of the Town of Hudson, duly called and warned, and held **Monday, May 6, 2019** with a quorum present, under **Article 34** of the Warrant calling said meeting, which was

ARTICLE 34 Accept Provisions to Establish Commission on Disability

To see if the Town will vote to accept the provisions of M.G.L. c. 40, Section 8J, that allows the creation of the Commission of Disability and further to see if the Town will vote to amend the general bylaws of the Town by adding to Article I entitled "Administrative Code", a new Section 10.12 as follows:

10.12 Disability Commission

(a) **Term of Office.** Pursuant to M.G.L. c.40, Section 8(J), there shall be a Disability Commission composed of five (5) members appointed by the Board of Selectmen. A majority of the members of which shall consist of people with disabilities, one member shall be a member of the immediate family of a person with a disability and one member shall be either an elected or appointed member of the Town as determined by the Board of Selectmen as appointing authority. The terms of the first members of said commission shall be for one, two or three years, and so arranged that the term of one-third of the members expires each year, and their successor shall be appointed for terms of three years each.

(b) Any member of said Commission may, after a public hearing, if so requested, be removed for cause by the appointing authority. A vacancy occurring otherwise than by expiration of a term shall be filled for the unexpired term in the same manner as an original appointment. The chairperson and other officers shall be chosen by a majority vote of said commission members.

(c) **Powers and Duties.** The Disability Commission shall research local problems of people with disabilities. The Commission shall also advise and assist municipal officials and employees in ensuring compliance with state and federal compliance laws and regulations that affect people with disabilities and coordinate or carry out programs designated to meet the problems of people with disabilities in coordination with programs of the Massachusetts office of Disability; review and make

recommendation about policies, procedures, services, activities and facilities of departments, boards and agencies of the Town as they affect people with disabilities; provide information, referrals, guidance and technical assistance to individuals, public agencies, businesses and organizations in all matters pertaining to disabilities and coordinate activities with other groups as may be organized for similar purposes.


The Commission shall keep records of its meeting actions and affairs and shall file an annual report to be printed into the Town's Annual Report. The Commission shall conduct at least ten (10) meetings annually.

THE FOLLOWING ACTION WAS TAKEN:

VOTED BY A MAJORITY to adopt the subject matter of this article.

A True Copy

ATTEST: _____ May 9, 2019



Town Clerk



TOWN OF HUDSON, MASSACHUSETTS

Office of the Town Clerk

Town Hall, Hudson, Massachusetts 01749

978-568-9615

Joan M. Wordell

Town Clerk

Dawn K. Jacobs

Assistant Town Clerk

At the Annual Town Meeting of the legal voters of the Town of Hudson, duly called and warned, and held **Monday, May 6, 2019** with a quorum present, under **Article 40** of the Warrant calling said meeting, which was

ARTICLE 40 Amend Town of Hudson Personnel By-Laws

To see if the Town will vote to amend the Town of Hudson Bylaws Article IV, section 6.D. by striking therefrom the following text:

An employee receiving a promotion to a vacant position or to a new position shall, upon assignment resulting from such promotion, receive the rate in the compensation grade of the vacant or new position next above his existing rate. If the resulting adjustment does not equal \$100 annually or \$.05 if paid hourly, the adjustment shall be to the second rate above the existing rate within the compensation grade of the vacant or new position.

And insert in place thereof the following text:

An employee receiving a promotion to a vacant position or to a new position shall, upon assignment resulting from such promotion, receive the rate in the compensation grade of the vacant or new position next above his or her existing rate. If the resulting adjustment does not equal \$2,000 annually or \$1.00 if paid hourly, the adjustment shall be to the second rate above the existing rate within the compensation grade of the vacant or new position.

Or take any other action relative thereto

THE FOLLOWING ACTION WAS TAKEN:

VOTED BY A MAJORITY to adopt the subject matter of this article.

A True Copy

ATTEST: _____ May 9, 2019

Town Clerk



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At the Annual Town Meeting of the legal voters of the Town of Hudson, duly called and warned, and held **Monday, May 6, 2019** with a quorum present, under **Article 41** of the Warrant calling said meeting, which was

ARTICLE 41 Amend General By-Laws: Stretch Energy Code

To see if the Town will vote to amend the General Bylaws of the Town of Hudson by inserting the following bylaw provisions entitled "Stretch Energy Code" as a new Article X of the General By-laws and changing the present Article X entitled "Applications and Penalties" to a new Article XI. The purpose of this new By-law is to regulate the design and construction of buildings for the effective use of energy pursuant to Appendix 115.AA of the Massachusetts Building Code 780 Code of Mass. Regulations, the Stretch Energy Code, including all future additions, amendments or modifications thereto with an effective date of January 1, 2020, a copy of which is on file with the Town Clerk's office.

ARTICLE X STRETCH ENERGY CODE

Section 1. Definitions

International Energy Conservation Code (IECC) - The International Energy Conservation Code (IECC) is a building energy code created by the International Code Council. It is a model code adopted by many state and municipal governments in the United States for the establishment of minimum design and construction requirements for energy efficiency, and is updated on a three-year cycle. The baseline energy conservation requirements of the MA State Building Code are the IECC with Massachusetts amendments, as approved by the Board of Building Regulations and Standards.

Stretch Energy Code - Codified by the Board of Building Regulations and Standards as 780 CMR Appendix 115.AA of the Massachusetts building code, the Stretch Energy Code is an appendix to the Massachusetts building code, based on further amendments to the International Energy Conservation Code (IECC) to improve the energy efficiency of buildings built to this code.

Section 2. Purpose

The purpose of 780 CMR 115.AA is to provide a more energy efficient alternative to the Base Energy Code applicable to the relevant sections of the building code for new buildings.

Section 3. Applicability

This code applies to residential and commercial buildings. Buildings not included in this scope shall comply with 780 CMR 115.AA, as indicated.

Section 4. Stretch Code

The Stretch Code, as codified by the Board of Building Regulations and Standards as 780 CMR Appendix 115.AA, including any future editions, amendments or modifications, is herein incorporated by reference into the Town of Hudson General Bylaws, Article X.

The Stretch Code is enforceable by the Building Commissioner and is effective as of January 1, 2020. Or take any other action relative thereto.

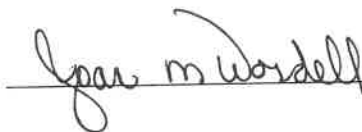
THE FOLLOWING ACTION WAS TAKEN:

VOTED BY A MAJORITY to adopt the subject matter of this article.

A True Copy

ATTEST: _____

May 9, 2019



Town Clerk