



OFFICE OF THE TOWN CLERK

Town of West Brookfield

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Klarissa Rose

Town Clerk

I, Klarissa Rose (Klarissa Rose), Town Clerk, hereby certify that at the Annual Town Meeting of the inhabitants of the Town of West Brookfield, held on Tuesday, June 7, 2022 with a quorum present at all times, that the following Article was voted and approved to amend the Town of West Brookfield's General By Laws, by adopting a new Section 3 to Chapter IX Highway and Water Regulations.

Attached is the article that was passed by the Attorney General's office as of January 7, 2025.

Below is a copy of the **Article as written in the warrant**.

Article 14

To see if the town will vote to amend the Town of West Brookfield's General By-laws, by adopting a new Section 3 to Chapter IX, Highway and Water Regulations, to read as follows.

Section 3. Lake Wickaboag Management Committee

A. Establishment purpose

1. This bylaw is adopted by the Town of West Brookfield pursuant to the powers provided or reserved to it by the Massachusetts Home Rule Amendment, any applicable Massachusetts General Laws and regulations, and any other applicable legal authority.
2. Lake Wickaboag (the "Lake"), a Great Pond, with water surface are of 10 acres or more in its natural (historic) state, as defined by M.G.L. c. 131.5.45, lies entirely within the Town in order to manage operation of the Lake, the Town shall have a Lake Wickaboag Management Committee (the Committee) consisting of stakeholder representatives from the Lake Wickaboag Preservation Association, Inc. (LWPA) appointed by the Board or Selectmen.
3. The members of the Lake Wickaboag Management Committee will be considered agents of the town and, as such, will be covered by the Town's liability indemnification insurance.

B. Membership

1. The Board of Selectmen will appoint five members to the Committee. Any vacancies during the term will be promptly appointed by the Board of Selectmen.
2. Term. The members shall hold office for three year terms, each starting July 1 of each year.

C. Responsibilities

1. Responsibilities include:

- a. Installation of navigational aids, hazard markers, and lake closure flags.
- b. Manage lake closure and drawdown by opening and closing the flashboards and or sluice gate as necessary to maintain a safe water level.
- c. Coordinate oversee dam maintenance and inspections with funding for maintenance provided by the town.

D. Conduct of Meetings

1. The Committee shall elect a Chair on an annual basis. The Committee shall act by majority vote.
2. The Committee may make rules for the conduct of its meetings which shall take effect upon adoption by the Committee at a duly noticed meeting at which a quorum of three persons is seated and shall remain in full force and effect until duly altered amended or repealed by majority vote.
3. The Committee will hold a minimum of one meeting per year.
4. Members of the Lake Committee shall comply with the provisions of M.G.L. c. 268A, as amended by Chapter 194 of the Acts of 2011 ("the Massachusetts Conflict of Interest Law") and shall act in good faith and with the care that a person in a like position would reasonably exercise under similar circumstances and in the best interest of the Town.
5. The Lake Committee shall comply with M.G.L c.30A. 55 18-25 ("the Massachusetts Open Meeting Law") and the Attorney General's regulations promulgated thereunder as 940 CMR 29.00 – 29.11, as may be amended from time to time or take any action relative thereto
(Sponsored by the Board of Selectmen)

Article as read on the Floor:

I move that the town vote to amend the Town of West Brookfield's General By-laws, by adopting a new Section 3 to Chapter IX, Highway and Water Regulations, as printed in the Warrant, or take any action relative thereto (Sponsored by the Board of Selectmen)

Simple majority for General Bylaw amendment.

Action on the Article:

Article 14

Voted unanimous approval to amend the Town of West Brookfield's General By-laws, by adopting a new Section 3 to Chapter IX, Highway and Water Regulations, as printed in the Warrant, or take any action relative thereto.

A true copy attest:

Melissa Rose
June 2, 2025