



# TOWN OF GROVELAND

## ANNUAL TOWN MEETING WARRANT

### *COMMONWEALTH OF MASSACHUSETTS*

*Essex,ss:*

To Ronald C. Weeks, Chief of Police of the Town of Groveland, in the County of Essex

### **GREETINGS:**

In the name of the Commonwealth you are hereby required to notify and warn the inhabitants of said Town who are qualified to vote in the Annual Town Meeting to meet at the **Dr. Elmer S. Bagnall School, on Monday, April 30th, 2001 and May 21st, 2001 both @ 7:30 P.M.** to vote on the following Articles:

Moderator Maya Olson, introduced all dignitaries. Led the Pledge of Allegiance to the flag, and went over the ground rules for the meeting. She also expressed the honor, which she has had in serving as the Town Moderator. This was her last town meeting as moderator.

A moment of silence was rendered in honor of Frederic Sheldon, who passed away this last month.

The Town Clerk, Richard T. Sciacca, announced a 100-count quorum and read the Greetings of the warrant.

**ARTICLE 1:** To see if the Town will vote to authorize the Treasurer to enter into compensating balance agreements during Fiscal Year 2001, as permitted by Massachusetts General Laws, Chapter 44, Section 53F; or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**ACTION TAKEN:** Moved for favorable action and seconded. Voted Unanimous favorable action.

**ARTICLE 2:** To see if the Town will vote to authorize the Selectmen to petition the State for any sum available under provisions of Chapter 90, said funds to be apportioned and expended by and under the direction of the State Department of Public Works (Massachusetts Highway Department) in accordance with said statutes; or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**ACTION TAKEN:** Moved for favorable action and seconded. Voted majority favorable action.

**ARTICLE 3:** To see if the Town will vote to raise and appropriate the sum of ONE HUNDRED NINETY THOUSAND DOLLARS (\$190,000.00) for the purpose of continuing the Groveland Road Management Program funding for its sixth year for Fiscal Year 2002 road improvement projects on the roads listed below, beginning July 1, 2001; said vote contingent upon approval by the voters at the Annual Town Election on May 7, 2001 of a Capital Outlay Exclusion Ballot Question to increase the levy limit in the amount of the aforementioned appropriation FOR THE 2002 FISCAL YEAR ONLY; or take any other action relative thereto.

Main Street (Gardner Street to Bradford line):	overlay
Wharf Drive:	reclamation and overlay
Wharf Lane:	reclamation and overlay
Chestnut Street:	overlay
Washington Street (Center Street to Boxford line):	overlay
Center Street (Salem Street to Boxford line):	engineering
Rt. 97 (Salem Street and School Street):	crack seal and manhole repair

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**ACTION TAKEN:** Moved and seconded for favorable action.

**Discussion:** Did the town pay for Main Street last year? Answer: Only for Engineering Study.

**Voted:** Majority favorable action.

**ARTICLE 4:** To see if the Town of Groveland will vote to raise and appropriate the amount of NINETY-FOUR THOUSAND THREE HUNDRED DOLLARS (\$94,300.00) for the Pentucket Regional School District as its share of a Technology Implementation Plan in the amount of \$250,000.00; said vote contingent upon approval by the voters at the Annual Town Election on Monday, May 7, 2001 of an Exclusion Ballot Question to increase the levy limit in the amount of the aforementioned appropriation for the 2002 Fiscal Year only; or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND UNFAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS UNFAVORABLE ACTION**

**ACTION TAKEN:** Moved and seconded for favorable action. Motion to amend was made by School Board member, George Marvoides to reduce said amount from \$94,300 to \$93,850. (This was to match the amount in the Override Question which will be on the ballot.)

**Discussion:** Mr. Marvoides spoke as to the need to replace the computers. He stated that much time is spent repairing the old computers. Jean Houghton, 1 Valley Farm Road spoke of the benefit of new computers to the adult education program. Finance board stated that the town could not afford the funding of this article. Mr. Soucy asked what was the impact to the tax rate? Answer was 20 cents on the dollar.

Amendment was voted on and passed. The main article was voted on with majority favorable action. See Fact sheets .

**ARTICLE 5:** To see if the Town will vote to approve that portion of the 2001 Fiscal Year Supplemental Operating Budget of the Pentucket Regional School District, as defined in the budget document dated February 7, 1995, requiring an override; and to raise and appropriate the sum of TWO HUNDRED EIGHTY-TWO THOUSAND DOLLARS (\$282,000.00) for the purpose of paying the town's share of the Supplemental Operating Budget assessment, contingent upon approval by voters of a Proposition 2-1/2 Override Ballot Question to allow the town to levy an additional \$282,000.00 in real estate and personal property taxes; or take any other action relative thereto.

**NOTE:** The Supplemental Budget is the total increase in the District's operational budget over last year.

History:	<u>FY 2000</u>	<u>FY 2001</u>	<u>FY 2002</u>
Base Budget	\$3,164,582	\$3,420,326	\$3,767,824
Supplemental Budget	263,488	333,285	424,567
Capital Budget	213,488	173,303	173,631
Stabilization Budget	<u>18,951</u>	<u>0</u>	<u>0</u>
Total Assessment	\$3,660,509	\$3,926,914	\$4,366,022
Percentage Increase	n/a	7.3%	11.2%

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS UNFAVORABLE ACTION**

**ACTION TAKEN:** Moved and seconded for favorable action.

School superintendent spoke in support of the budget. (see fact sheets he presented). Finance board stated that while the town was supportive of a 4% increase while the School Committee was asking for an 11% increase. Question was asked as to the cost on the tax rate. Bases on a 200 thousand dollar home the amount would be \$261.00. Doreen Blades spoke and said that many items in the budget dealt with safety item issues.

Voted: Majority for favorable action.

**ARTICLE 6:** To see if the Town will vote to raise and appropriate the sum of TWENTY-FOUR THOUSAND DOLLARS (\$24,000.00) for the purpose of repairing and/or cleaning the air conditioning/ventilation ductwork in Town Hall, the Safety Building and the Library, said vote to be contingent on approval by the voters at the annual Town Election on May 7, 2001 of a Capital Outlay Exclusion Ballot Question to increase the levy limit in the amount of the aforementioned appropriation FOR THE 2002 FISCAL YEAR ONLY; or to take any other action relative thereto.

**Note:** This is the cash-funded portion of the Capital Improvement Plan. The capital exclusion to fund this will be for one year only.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS UNFAVORABLE ACTION**

**ACTION TAKEN:** Moved and seconded for favorable action.

**Discussion:** John Osborne, member of the Capital Committee spoke and stated that the Duct work had not been cleaned in years. Chief of Police, Ronald Week and Fire Chief, John Clement both spoke in favor of the cleaning. Three other Supported the cleaning.

Voted: Majority for favorable action.

**ARTICLE 7:** To see if the Town will vote to raise and appropriate the sum of ONE MILLION FIVE THOUSAND FIVE HUNDRED DOLLARS (\$1,005,500.00) for the purposes listed below, and to meet such appropriation, to authorize the Treasurer, with the approval of the Selectmen, to borrow such amounts and to issue bonds and/or notes of the Town therefor, payable in accordance with the provisions of the applicable sections of the General Laws, or any other enabling authority, said vote to be contingent upon approval by the voters at the Annual Town Election on May 7, 2001 of a Debt Exclusion Ballot Question that, if successful, would exempt the debt service of said bonds and notes from provisions of Proposition 2 ½, so called, or to take any other action relative thereto.

Animal Control Vehicle - \$7,000 (Chapter 44, section 7(9))

Appraisal Software (Assessors) - \$20,000 (Chapter 44, section 7(29))  
1-Ton Dump Truck (Cemetery) - \$20,000 (Chapter 44, section 7(9))  
Voting Booths (Town Clerk) - \$6,500 (Chapter 44, section 7(9))  
Thermal Imager (Fire) - \$25,000 (Chapter 44, section 7(9))  
Defibrillator (Fire) - \$5,000 (Chapter 44, section 7(9))  
Jaws of Life (Fire) - \$28,000 (Chapter 44, section 7(9))  
Turnout Gear (Fire) - \$30,000 (Chapter 44, section 7(9))  
Refueling Station (Fire) - \$20,000 (Chapter 44, section 7(9))  
Garage (Highway) - \$350,000 (Chapter 44, section 7(3))  
Salt Shed (Highway) - \$150,000 (Chapter 44, section 7(3))  
Sander (Highway) - \$10,000 (Chapter 44, section 7(9))  
1-Ton Dump Truck (Highway) - \$50,000 (Chapter 44, section 7(9))  
Town Complex Engineering Study - \$6,000 (Chapter 44, section 7(22))  
Water Tower Emergency Generator - \$10,000 (Chapter 44, section 8(7C))  
Town Complex Roofs - \$100,000 (Chapter 44, section 7(3A))  
Police Station Overhead Doors - \$3,000 (Chapter 44, section 7(3A))  
So. Fire Station Replacement Windows - \$5,000 (Chapter 44, section (3A))  
Cellar Well Cover for Town Hall - \$5,000 (Chapter 44, section 7(3A))  
Bagnall School Emergency Generator - \$75,000 (Chapter 44, section 7(9))  
Police/Fire Emergency Communications System - \$65,000 (Chapter 44, section 7(9))  
Issuing Costs - \$15,000 (Chapter 44, section 7)

Note: This is the debt-funded portion of the Capital Improvement Plan. The debt exclusion will last only as long as there are notes or bonds outstanding.

#### **BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

#### **FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**ACTION TAKEN:** Moved and seconded to suspend with the reading. Voted to suspend with reading. Capital Planning Committee made their report. Finance Director, Thomas Moses reported the financial report, while Chairman of the Committee, Donald Beaton explained the areas which have been earmarked for funding. (see report submitted by Capital Planning Committee.)

Moved and seconded for favorable action: Voted 2/3 majority favorable action.

**ARTICLE 8:** To see if the Town will vote to raise and appropriate the sum of THIRTY-FIVE THOUSAND FIVE HUNDRED DOLLARS (\$35,500.00) for the purpose of increasing the fire department training line item (Fire Salary Drills #01-5-220-110-11) to a total of \$40,000.00 beginning July 1, 2001; said vote contingent upon approval by the voters at the Annual Town Election on May 7, 2001 of a Proposition two and one-half Override Ballot Question; or take any other action relative thereto.

EXPLANATION: This increase would provide the Department with the necessary funds to compensate all personnel for the time they spend training. This translates to approximately 100 hours per firefighter per year, or 8 hours per month. An annual training curriculum would be created, plus all necessary administrative procedures would be created to manage this budget item.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**ACTION TAKEN:** Moved and Seconded for favorable action. Voted majority favorable action.

**ARTICLE 9:** To see if the Town will vote to raise and appropriate the sum of TWENTY THOUSAND DOLLARS (\$20,000.00) for the purpose of increasing the fire department firefighters salary line item #01-5-220-110 to a total of \$58,361.00 beginning July 1, 2001; said vote contingent upon approval by the voters at the Annual Town Election on May 7, 2001 of a Proposition two and one-half Override Ballot Question; or take any other action relative thereto.

EXPLANATION: This proposal will to provide the Fire Department with the funds necessary to compensate firefighters for shift differential. Manpower shortages exist weekdays between 11PM and 5PM. These funds will assist the department in attracting and retaining fire personnel. This plan will enable the department to continue with a low cost fire/ems solution.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**ACTION TAKEN:** Moved and seconded for favorable action. Voted majority favorable action.

**ARTICLE 10:** To see if the town will vote to keep the Elm Park Basketball Court in its current location at the southerly end of and facing Elm Park and that this vote will constitute a condition for the Elm Park Preservation and Restoration Project to proceed as proposed by the Groveland Historical Commission; or take any other action relative thereto.

Explanation: When Articles 11 and 12 were submitted by the Groveland Historical Commission and voted and approved by the Town as the Special Town Meeting on February 28, 2000, the Groveland Historical Commission did not specifically state that the Elm Park Basketball Court needed to be relocated to a new site in Town.

Article #10 was submitted by petition of registered voters.

**BOARD OF SELECTMEN RECOMMEND UNFAVORABLE ACTION**

**ACTION TAKEN:** Moved and seconded for favorable action. Mitch Kroner who introduced this article spoke: He stated that many volunteers had worked hard to erect this facility. He stated that a movement of it to the Pines area, which is an unsupervised area would not be in the best interest for the safety of the children using it. He stated that he felt that the Historic Commission is on record stating that the court did not have to be moved in order to renovate the park.

Jennifer Munson, Chair of the Historic Committee stated that the Policeman's Association which helped to raise the funds for this court favor the movement of it. Kathy Meltakos, and Debbie Stephen both stated that the court should stay in Elm Park. Munson went on to point out that monies have been approved in the grant to move and erect in another location a double court. Other citizens spoke in favor of moving the court.

Motion made to move the question. Voted to move the question. Voted In favor of moving 80 voted, while those voting to keep in same location was 67.

Motion to Adjourn meeting to May 21, 2001. Voted in favor.

Town Meeting was called back into session when Moderator Valerie Osborne was informed of a quorum of 101 Voters were present.

Chairman of the Board of Selectman, Barbara A. Sheehan made a plaque presentation to the Groveland Police department. Presented to Chief Ronald Weeks in appreciation to his department for its law enforcement and the service his department has rendered to the town of Groveland.

Note : The town then proceeded to the articles presented as a special town meeting , see Minutes of Special Town Meeting dated May 21, 2001.

At the conclusion of the special town meeting the moderator resumed action on the Annual town meeting with action on Article 11.

**ARTICLE 11:** To see if the Town will vote to accept the following Non-Contractual Employees Compensation Plan as required under the town's new Personnel Bylaw approved at the 2000 Annual Town Meeting; or take any other action relative thereto.

#### **PERSONNEL BOARD RECOMMENDS FAVORABLE ACTION**

#### **ACTION TAKEN: MOVED FOR FAVORABLE ACTION AND SECONDED.**

Discussion: George Marvoides, asked? " What does the Min and Max Mean?" This was explained To mean that the salary range was based on a current salary as of 6/30/01 with a projected 4% increase for each of five years (with the cost of inflation taken into account) to the maximum salary amount.

Debra Webster asked why do we need this scale since all salaries are voted each year in the Omin-Bus article. Greaney stated that the town meeting last year made this a provision of the Personnel By-law and that the board complied with this mandate. John Bevelacqua stated the the Board of Health personnel must be excluded from this salary schedule. He stated that the Board of Health has a letter from Town Counsel stating same. With Town Counsel affirming this fact an amendment was submitted by Donald Greaney to withdraw the Board of Health nurse, agent and assistant. This article was tabled for a short time and then brought back on the table for action. The amendment was carried with a favorable vote and the article was moved and seconded as amended. The vote was taken with favorable action resulting.

## **GROVELAND PERSONNEL BOARD**

# NON-CONTRACTUAL EMPLOYEES COMPENSATION PLAN

CURRENT			
RECOMMENDED POSITION ANNUAL PAY SCALE	WKLY HRS	SALARY  thru 6/30/01	MINIMUM
MAXIMUM			
Town Accountant \$ <u>45,624.00</u>	37	\$ <u>37,500.00</u>	\$ <u>32,625.00</u>
Administrative Assistant/ \$ <u>51,460.00</u> Personnel Director	37	\$ <u>38,187.00</u>	\$ <u>38,223.00</u>
Asst. Treas/Collector \$ <u>32,629.00</u>	37	\$ <u>30,826.00</u>	\$ <u>26,819.00</u>
Supt. Water/Sewer \$ <u>57,120.00</u>	40	\$ <u>46,949.00</u>	\$ <u>46,949.00</u>
Office Mgr. Water/Sewer \$ <u>36,655.00</u>	37	\$ <u>30,128.00</u>	\$ <u>30,128.00</u>
Laborer-Water/Sewer (3) \$ <u>37,876.00</u>	40	\$ <u>31,132.00</u>	\$ <u>31,132.00</u>
Assessor's Manager \$ <u>35,510.00</u>	32	\$ <u>29,187.00</u>	\$ <u>25,393.00</u>
COA Director <u>28,324.00</u> \$ <u>34,460.00</u>	37	\$ <u>28,324.00</u>	\$ _
Collector's Clerk \$ <u>15.27 hr.</u>	30	\$ <u>12.52 hr.</u>	\$ <u>12.52 hr.</u>
Health Agent \$ <u>44,742.00</u>	35	\$ <u>36,775.00</u>	\$ <u>36,775.00</u>
Health Nurse \$ <u>6,342.00</u>	on call	\$ <u>5,213.00</u>	\$ <u>5,213.00</u>



Health Admin. Assistant \$ <u>15.56 hr.</u>	19.5	\$ <u>12.32 hr.</u>	\$ <u>13.00 hr.</u>
COA Aide (2) \$ <u>12.00 hr.</u>	19.5 each	\$ <u>8.84 hr.</u>	\$ <u>8.84 hr.</u>
COA Van Driver \$ <u>13.00 hr.</u>	20	\$ <u>6.75 hr.</u>	\$ <u>10.00 hr.</u>
Asst. Library Director \$ <u>14.45 hr.</u>	31	\$ <u>11.90 hr.</u>	\$ <u>12.00 hr.</u>
Children's Librarian \$ <u>13.45 hr.</u>	31	\$ <u>10.82 hr.</u>	\$ <u>11.00 hr.</u>
Library Technician \$ <u>10.51 hr.</u>	20	\$ <u>8.66 hr.</u>	\$ <u>8.50 hr.</u>
Library Page \$ <u>6.75 hr.</u>	20	\$ <u>6.75 hr.</u>	\$ <u>6.75 hr.</u>
Cemetery Superintendent \$ <u>15.80 hr.</u>	Seasonal	\$ <u>13.00 hr.</u>	\$ <u>12.00 hr.</u>
Cemetery Laborer \$ <u>10.42 hr.</u>	Seasonal	\$ <u>8.58 hr.</u>	\$ <u>8.50 hr.</u>
Police Chief's Secretary \$ <u>16.88 hr.</u>	25	\$ <u>13.90 hr.</u>	\$ <u>14.50 hr.</u>
PT Reserve Police Officer \$ <u>14.22 hr.</u>	PT	\$ <u>11.72 hr.</u>	\$ <u>12.19 hr.</u>
PT Dispatcher \$ <u>13.67 hr.</u>	PT	\$ <u>11.26 hr.</u>	\$ <u>11.72 hr.</u>
Supt. Buildings & Grounds \$ <u>7,623.00</u>	PT	\$ <u>6,266.00</u>	\$ <u>5,451.00</u>
Animal Control Officer \$ <u>7,623.00</u>	On Call	\$ <u>6,266.00</u>	\$ <u>5,451.00</u>
Fire Chief \$ <u>12,463.00</u>	On Call	\$ <u>10,244.00</u>	\$ <u>8,912.00</u>

Deputy Chief \$ <u>18.44 hr.</u>	On Call	\$ <u>15.14. hr.</u>	\$ <u>15.75 hr.</u>
Fire Captain \$ <u>17.27 hr.</u>	On Call	\$ <u>12.97 hr.</u>	\$ <u>14.75 hr.</u>
Fire Lieutenant \$ <u>16.10 hr.</u>	On Call	\$ <u>11.70 hr.</u>	\$ <u>13.75 hr.</u>
Call Firefighters \$ <u>14.85 hr.</u>	On Call	\$ <u>10.07 hr.</u>	\$ <u>12.19 hr.</u>

**ARTICLE 12:** To see if the Town will vote to amend the Pentucket Regional School District Agreement in Section XIII A thereof by striking the first sentence and inserting in place thereof the following: Amendments to the agreement must receive a majority vote of approval by each member town at an annual town meeting; provided, that changes in grade configuration, which require an amendment to the agreement, may be approved by a majority vote of each member town at a special town meeting together with a vote of approval on a specific building project; or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS NO ACTION**

**ACTION TAKEN:** Moved and seconded for favorable action: Discussion; Darrell Rowe asked what did the first sentence refer to? George Marviodes stated that it referred to changes in the agreement only at Annual Town Meeting. This article will allow grade configuration to change at Special Town Meetings when it will be tied to a Building Project.

**Voted Majority for Favorable Action.**

**ARTICLE 13:** To see if the Town will vote to amend the Pentucket Regional School District Agreement in Section II thereof by adding the following paragraph: E. Any amendment(s) to this Agreement regarding changes to grade configuration shall be deemed approved upon the affirmative vote of three out of four members from each town of the Pentucket Regional District School Committee; or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**  
**FINANCE BOARD RECOMMENDS FAVORABLE/UNFAVORABLE ACTION**

**ACTION TAKEN: SCHOOL BOARD HAS WITHDRAWN THIS ARTICLE DUE TO THE FACT THAT IT HAS ALREADY BEEN DEFEATED AT WEST NEWBURY'S TOWN MEETING. THE SCHOOL BOARD ASKED IF A STRAW VOTE COULD BE TAKEN AS TO THE PEOPLES FEELINGS ON THIS ARTICLE. VOTE WAS TAKEN. RESULTS WERE AGAINST THE PASSAGE OF THIS ARTICLE.**

**ARTICLE 14:** To see if the Town will vote to adopt the following zoning bylaw:

## **SECTION 1200. WIRELESS COMMUNICATIONS FACILITIES**

### **1201. Purpose**

1201.1. The purpose of this subsection is to (1) minimize the visual and environmental impacts of personal wireless service facilities (hereinafter "WCF"); (2) minimize the overall number and height of such facilities to only what is essential; (3) promote shared use of existing facilities to reduce the need for new ones; (4) and encourage the most appropriate use of the land and to guide sound development while promoting the health, safety and general welfare of the Town.

### **1202. Wireless Communication District**

1202.1. To achieve the above purpose, this subsection establishes the following Wireless Communication regulations:

1202.1.1. The overlay district consists of all land located in the Town of Groveland as shown on the official Zoning Map for the Town. Within the district all of the requirements continue to apply, with the exception of the maximum height allowance, which is established in paragraph 3 of this section. The following additional uses shall be allowed:

1202.1.1.1. Indoor WCF's, allowed as-of-right subject to the dimensional requirements, performance and design standards of this subsection;

1202.1.1.2. Building-mounted and existing free-standing WCF'S, allowed subject to Site Plan Review from the Planning Board and the dimensional requirements, performance and design standards of this subsection;

1202.1.1.3. New free standing WCF'S, allowed subject to a special permit from the Zoning Board of Appeals and site plan review from the Planning Board and subject to the dimensional requirements, performance and design standards of this subsection.

### **1203. Dimensional Requirements for WCF's**

1203.1. Free-standing and building-mounted WCF's shall comply with the following dimensional requirements:

1203.1.1. Free-standing WCF's shall:

1203.1.1.1. not exceed one hundred twenty (120) feet in height, measured from the base of the tower to the highest point of the tower or its projections;

1203.1.1.2. be set back from the property lines of the lot on which it is located by at least one hundred (100) feet measured from the center of the structure of the WCF base;

1203.1.1.3. be located a minimum of three hundred (300) feet from the nearest residential building within a residentially zoned district; and

1203.1.1.4. be separated from each other by a minimum of two miles.

1203.2. Based on a clear display that additional height of the tower or reduced setbacks of the tower from buildings or property lines will not adversely affect any purpose of this bylaw and will in fact help to promote the objectives set forth herein, particularly as it relates to co-location, the Zoning Board of Appeals may, by Special Permit, allow the height of the tower to be increased, or the required setbacks or separation reduced, up to a maximum of twenty-five (25%) percent.

1203.2.1. Building-mounted WCF's shall not:

1203.2.1.1. exceed fifteen (15) feet above the roof top of a supporting building, including any penthouse, parapet or other similar structure extending above the roof top; and

1203.2.1.2. exceed fifteen (15) feet above the highest point of a water tower.

### **1204. Performance Standards/General Requirements**

1204.1. The following performance standards and general requirements shall apply to all WCF's:

1204.1.1. Compliance with Federal and State Regulations. All WCF's shall be erected, installed, maintained and used in compliance with all applicable federal and state laws, rules and regulations, including radio frequency emission regulations as set forth in Section 704 of the 1996 Federal Telecommunications Acts.

1204.1.2. Co-location of WCFs. WCF's shall be designed to accommodate the maximum number of users technologically practical. Shared use of free-standing, building mounted, or indoor WCFs by commercial carriers is required unless such shared use is shown to be not technologically practical. The intent of this requirement is to reduce the number of separate facilities which will require location within the community.

1204.1.2.1. All owners and operators of land used in whole or in part for a WCF and all owners and operators of such WCF shall, as a continuing condition of installing, constructing, erecting and using a WCF, permit other public utilities or FCC licensed commercial entities seeking to operate a WCF to install, erect, mount and use compatible WCF equipment and fixtures on the equipment mounting structure on reasonable commercial terms; provided, however, that such co-location does not materially interfere with the transmission and/or reception of communication signals to or from the existing WCF, and provided that there are no structural or other physical limitations that make it impractical to accommodate the proposed additional WCF or fixtures.

1204.1.3. Removal of Abandoned WCF. Any WCF that is not operational for a continuous period of twelve (12) months shall be considered abandoned, and the WCF shall be removed by the owner of the WCF, and the site restored to its original condition, with the exception of any landscaping that has been provided due to installation of said WCF, within ninety (90) days of receipt of notice from the Building Inspector notifying the owner of such abandonment.

1204.1.3.1. If such WCF is not removed within ninety (90) days, such WCF shall be deemed to be in violation of this Zoning Bylaw and the appropriate enforcement authority may begin proceedings to enforce and/or cause removal. If there are two or more users of a single WCF, then this provision shall not become effective until all users cease using the WCF.

## **1205. Design Standards**

1205.1. The following design standards shall apply to all free-standing WCFs, except for paragraph a., which shall apply for all exterior WCFs:

1205.1.1. All exterior WCF equipment and fixtures shall be painted or otherwise screened or colored to minimize their visibility to occupants or residents of

surrounding buildings, streets and properties. WCF equipment and fixtures visible against a building or structure shall be colored to blend with such building or structure. WCF equipment and fixtures visible against the sky or other background shall be colored to minimize visibility against such background. The maximum amount of vegetation shall be preserved during construction of any WCF.

1205.1.2. All free-standing WCFs shall be designed to be constructed at the minimum height necessary to accommodate the anticipated and future use.

1205.1.3. The only type of free-standing WCFs allowed shall be monopoles, with associated antenna and/or panels. Whenever technologically feasible, antennas shall be mounted flush against a pole, provided that such mounting does not compromise the potential for co-location. Lattice style towers and similar facilities requiring three or more legs and/or guy wires for support are not allowed.

1205.1.4. To the extent feasible all network interconnections from any WCF shall be installed underground, or inside an existing structure.

1205.1.5. A Security Barrier shall be provided to control access to wireless communications facilities and shall be compatible with the scenic character of the Town. Fencing shall not be of razor wire.

1205.1.6. There shall be no signs, except for announcement signs, no trespassing signs and a required sign giving a phone number where the owner can be reached on a twenty-four (24) hour basis. All signs shall conform with Section 1300 of the Zoning Bylaws.

1205.1.7. Night lighting of free-standing WCFs shall be prohibited unless required by the Federal Aviation Administration. Lighting shall be limited to that needed for emergencies and/or as required by the FAA.

1205.1.8. There shall be a maximum of one (1) parking space for each free standing WCF, to be used in connection with the maintenance of the site, and not to be used for the permanent storage of vehicles or other equipment.

1205.1.9. Accessory buildings and/or storage sheds shall be limited to one building per use per tower. If more than one (1) use, the accessory buildings shall be connected by a common wall. Each building shall not exceed three hundred (300) square feet in size and ten (10) feet in height, and shall be of the same design and color.

## **1206. Special Permit**

### **1206.1. Application Process**

1206.1.1. All special permit applications for WCFs shall be made and filed on the appropriate application form. For an application to be considered complete, it shall comply with the rules and regulations governing granting of Special Permits, and shall also provide five copies of the following information:

1206.1.1.1. A color photograph or rendition of the proposed monopole with its antenna and/or panels. A rendition shall also be prepared providing eight (8) view lines in a one (1) mile radius from the site, and any other view points deemed necessary by the permit granting authority; shown beginning at true north and continuing clockwise at forty-five degree intervals.

1206.1.1.2. A description of the monopole and the technical, economic and other reasons for the proposed location, height and design.

1206.1.1.3. Confirmation that the monopole complies with all applicable Federal and State standards, including, but not limited to, the Federal Aviation Administration, Federal Communications Commission, Massachusetts Aeronautics Commission and the Massachusetts Department of Public Health.

1206.1.1.4. A description of the capacity of the monopole including the number and type of panels, antenna and/or transmitter receivers that it can accommodate and the basis for these calculations.

1206.1.1.5. If the permit granting authority determines it necessary, an amount of money shall be placed in an Engineering Review Escrow Account for use by the permit granting authority to retain a technical expert in the field of RF Engineering.

1206.1.1.6. The Special Permit Granting Authority may waive one or more of the application filing requirements of this section if it finds that such information is not needed for a thorough review of a proposed personal wireless service facility.

1206.1.1.7. Within fourteen (14) days prior to the public hearing, the applicant shall arrange to locate a crane, or an alternative temporary structure approved by the Special Permit Granting Authority, at the site in a manner that replicates the exact height and location of the proposed monopole. The crane or structure shall remain in position for no less than three (3) consecutive days, for at least twelve (12) hours per day unless the zoning board agrees that fewer hours per day may be allowed.

## **1207. Review Criteria**

1207.1. In addition to applying any Special Permit general conditions described in this zoning bylaw, and the standards, requirements, or conditions set forth herein above, the Board shall review the special permit application in accordance with the following criteria:

1207.1.1. An applicant proposing a free-standing WCF shall prove to the satisfaction of the Board that the visual, economic and aesthetic impacts of the facility on the community will be minimal. The applicant must also demonstrate that the facility needs to be located at the proposed site due to technical, topographical or other unique circumstances. In determining whether to issue a special permit, the Board shall consider the following factors: height of the proposed WCF; the nature of uses adjacent and nearby properties; surrounding topography; surrounding tree coverage and foliage; the visual impact of the facility on the abutting neighborhoods and streets; and the impact on existing vistas and natural resources.

1207.1.2. No free standing WCF shall be erected or installed except in compliance with the provisions of this Section. Any proposed extension in the height, or construction of a new or replacement of a facility, shall be subject to a new application for a special permit. The addition of cells, antenna or panels to an existing facility does not require the issuance of a special permit but is subject to site plan review.

## **1208. Conditions of Approval**

1208.1. The following conditions of approval shall apply to all grants of applications for WCFs that require a Special Permit as indicated by the above Table of Uses in paragraph 3 herein:

1208.1.1. Annual certification must be provided to the Town's Director of Code Enforcement which demonstrates continuing compliance with the standards, rules and regulations of the Federal Communications Commission, Federal Aviation Administration, National Institute of Standards and Technology, Massachusetts Aeronautics Commission, Massachusetts Department of Public Health, and other applicable federal, state and local laws.

1208.1.2. If a free-standing, exterior WCF is to be placed on municipal property the following conditions must be satisfied:

1208.1.2.1. Certificate of Insurance for liability coverage in the amounts of \$1,000,000.00 must be provided naming the Town as an additional insured.

1208.1.2.2. An agreement whereby the user indemnifies and holds the Town harmless against any claims for injury or damage resulting from or arising out of the use or occupancy of the Town owned property by the user.



1208.1.2.3. A cash bond in a reasonable amount determined and approved by the Board shall be in force to cover removal of WCF and restoration of site to the condition that the premises were in at the onset of the lease, when use of said WCF becomes discontinued or obsolete. The amount is to be payable to the Town in the event that the user breaches the agreement in Section 5, paragraph c. above.

1208.3. A maintenance bond shall be posted for the access road, site and monopole in amounts approved by the Board.

1208.4. In addition to the above, the Board may impose additional conditions as needed to minimize any adverse impacts of the proposed WCF.

## **1209. Exemptions**

1209.1. The following types of WCFs are exempt from this Section G:

1209.1.1. Amateur radio towers used in accordance with the terms of any amateur radio service license issued by the Federal Communications Commission, provided that (1) the tower is not used or licensed for any commercial purpose; (2) the tower must have a cost or replacement value of less than \$10,000.00; and (3) the tower must be removed if the use is discontinued for one year.

1209.1.2. Facilities used for the purposes set forth in M.G.L., c. 40A, section 3.

1209.1.3. Facilities used by the municipality for the purpose of public safety.

## **1210. Definitions**

**Antenna.** The surface from which wireless radio signals are sent and received by a personal wireless service facility.

**Co-location.** The use of a single mount on the ground by more than one carrier (vertical co-location) and/or several mounts on an existing building or structure by more than one carrier.

**Accessory buildings.** An enclosed structure, cabinet, shed or box at the base of the mount within which are housed batteries and electrical equipment.

**Guyed Tower.** A monopole or lattice tower that is tied to the ground or other surface by diagonal cables.

**Lattice Tower.** A type of mount that is self-supporting with multiple legs and cross-bracing of structural steel.

**Monopole.** The type of mount that is self-supporting with a single shaft of wood, steel or concrete and a platform (or racks) for panel antennas arrayed at the top.

**Mount.** The structure or surface upon which antennas are mounted, including the following four types of mounts:

1. Roof-mounted. Mounted on the roof of a building.
2. Side-mounted. Mounted on the side of a building.
3. Ground-mounted. Mounted on the ground.
4. Structure-mounted. Mounted on a structure other than a building.

**Panel Antenna..** A flat surface antenna usually developed in multiples.

**Radio frequency Engineer.** An engineer specializing in electrical or microwave engineering, especially the study of radio frequencies.

**Security Barrier.** A locked, secure wall, fence or berm that completely seals an area from unauthorized entry or trespass.

**Special Permit Granting Authority** shall be the Zoning Board of Appeals for the purpose of this bylaw.

**Wireless Service Facility.** Facility for the provision of personal wireless services, as defined by the Telecommunications Act.

or take any other action relative thereto.

**I, BARBARA SHEEHAN MOVE THAT THE TOWN VOTE TO AMEND THE TOWN'S ZONING BYLAWS BY ADOPTING THE FOLLOWING "SECTION 1200. WIRELESS COMMUNICATIONS FACILITIES" IN PLACE OF THE SECTION 1200 PRINTED IN ARTICLE #14 DIRECTLY ABOVE THIS MOTION:**

## **SECTION 1200. WIRELESS COMMUNICATIONS FACILITIES**

### **1201. Purpose**

1201.1. The purpose of this subsection is to (1) minimize the visual and environmental impacts of personal wireless communications facilities (hereinafter "WCF"); (2) minimize the overall number and height of such facilities to only what is essential; (3) promote shared use of existing facilities to reduce the need for new ones; (4) and

encourage the most appropriate use of the land and to guide sound development while promoting the health, safety and general welfare of the Town.

## **1202. Wireless Communication District**

1202.1. To achieve the above purpose, this subsection establishes the following Wireless Communication regulations:

1202.1.1. The overlay district consists of all industrial land as shown on the official Zoning Map for the Town and the following town owned real property located in the RB residential district as shown on the official Zoning Map for the Town and on Assessors' Map #6, Lot 1C (Municipal Complex site), Map 11, Lot 112 (5.6 acres of land located to the rear of Gardner Street adjacent to town water tank) and Map 17, Lot 69 (1 acre site located to the rear of Gardner Street and the present location of the town's water tank). Within the overlay district all of the requirements continue to apply, with the exception of the maximum height allowance, which is established in paragraph 3 of this section. The following additional uses shall be allowed:

1202.1.1.1. Indoor WCFs, allowed as-of-right subject to the dimensional requirements, performance and design standards of this subsection. Indoor WCFs shall be fully enclosed within a building or structure. No part of an indoor WCF may be visible from the exterior of the building or structure:

1202.1.1.2. Building-mounted and modifications to existing free-standing WCFs, allowed anywhere in the Town subject to Site Plan Review from the Planning Board and the dimensional requirements, performance and design standards of this subsection;

1202.1.1.3. New free standing WCFs, allowed only in the Wireless Communication Overlay District subject to a special permit from the Zoning Board of Appeals and site plan review from the Planning Board and subject to the dimensional requirements, performance and design standards of this section.

## **1203. Dimensional Requirements for WCFs**

1203.1. Free-standing and building-mounted WCFs shall comply with the following dimensional requirements:

1203.1.1. Free-standing WCFs shall:

1203.1.1.1. not exceed one hundred twenty (120) feet in height, measured from the ground to the highest point of the tower or its projections;

1203.1.1.2. be set back from the property lines of the lot on which it is located by at least one hundred (100) feet measured from the center of the structure of the WCF base;

1203.1.1.3. be located a minimum of three hundred (300) feet from the nearest residential building within a residentially zoned district; and

1203.1.1.4. be separated from each other by a minimum of two (2) miles, provided that the Zoning Board of Appeals may waive this separation to a lesser distance if the applicant can demonstrate that the two-mile requirement will have the effect of prohibiting service from a significant portion of the community.

1203.2. Based on a clear display that additional height of the tower or reduced setbacks of the tower from buildings or property lines will not adversely affect any purpose of this bylaw and will in fact help to promote the objectives set forth herein, particularly as it relates to co-location, the Zoning Board of Appeals may, by Special Permit, allow the height of the tower to be increased, or the required setbacks or separation reduced, up to a maximum of twenty-five (25%) percent.

1203.2.1. Building-mounted WCFs shall not:

1203.2.1.1. exceed fifteen (15) feet above the roof top of a supporting building, including any penthouse, parapet or other similar structure extending above the roof top; and

1203.2.1.2. exceed fifteen (15) feet above the highest point of a water tower.

#### **1204. Performance Standards/General Requirements**

1204.1. The following performance standards and general requirements shall apply to all WCFS:

1204.1.1. Compliance with Federal and State Regulations. All WCFs shall be erected, installed, maintained and used in compliance with all applicable federal and state laws, rules and regulations, including radio frequency emission regulations as set forth in Section 704 of the 1996 Federal Telecommunications Acts.

1204.1.2. Co-location of WCFS. WCFs shall be designed to accommodate the maximum number of users technologically practical. Shared use of free-standing, building mounted, or indoor WCFs by commercial carriers is required

unless such shared use is shown to be not technologically practical. The intent of this requirement is to reduce the number of separate facilities which will require location within the community.

1204.1.2.1. All owners and operators of land used in whole or in part for a WCF and all owners and operators of such WCF shall, as a continuing condition of installing, constructing, erecting and using a WCF, permit other public utilities or FCC licensed commercial entities seeking to operate a WCF to install, erect, mount and use compatible WCF equipment and fixtures on the equipment mounting structure on reasonable commercial terms; provided, however, that such co-location does not materially interfere with the transmission and/or reception of communication signals to or from the existing WCF, and provided that there are no structural or other physical limitations that make it impractical to accommodate the proposed additional WCF or fixtures.

1204.1.3. Removal of Abandoned WCF. Any WCF that is not operational for a continuous period of twelve (12) months shall be considered abandoned, and the WCF shall be removed by the owner of the WCF or the owner of the property, and the site restored to its original condition, with the exception of any landscaping that has been provided due to installation of said WCF, within ninety (90) days of receipt of notice from the Building Inspector notifying the owner of such abandonment.

1204.1.3.1. If such WCF is not removed within ninety (90) days, such WCF shall be deemed to be in violation of this Zoning Bylaw and the appropriate enforcement authority may begin proceedings to enforce and/or cause removal. If there are two or more users of a single WCF, then this provision shall not become effective until all users cease using the WCF.

## **1205. Design Standards**

1205.1. The following design standards shall apply to all exterior free-standing WCFs, as appropriate:

1205.1.1. All exterior WCF equipment and fixtures shall be painted or otherwise screened or colored to minimize their visibility to occupants or residents of surrounding buildings, streets and properties. WCF equipment and fixtures visible against a building or structure shall be colored to blend with such building or structure. WCF equipment and fixtures visible against the sky or other background shall be colored to minimize visibility against such background. The maximum amount of vegetation shall be preserved during construction of any WCF.

1205.1.2. All free-standing WCFs shall be designed to be constructed at the minimum height necessary to accommodate the anticipated and future use.

1205.1.3. The only type of free-standing WCFs allowed shall be monopoles, with associated antenna and/or panels. Whenever technologically feasible, antennas shall be mounted flush against a pole, provided that such mounting does not compromise the potential for co-location. Lattice style towers and similar facilities requiring three or more legs and/or guy wires for support are not allowed.

1205.1.4. To the extent feasible all network interconnections from any WCF shall be installed underground, or inside an existing structure.

1205.1.5. A Security Barrier shall be provided to control access to wireless communications facilities and shall be compatible with the scenic character of the Town. Fencing shall not be of razor wire.

1205.1.6. There shall be no signs, except for announcement signs, no trespassing signs and a required sign giving a phone number where the owner can be reached on a twenty-four (24) hour basis. All signs shall conform with Section 1300 of the Zoning Bylaws.

1205.1.7. Night lighting of free-standing WCFs shall be prohibited unless required by the Federal Aviation Administration. Lighting shall be limited to that needed for emergencies and/or as required by the FAA.

1205.1.8. There shall be a maximum of one (1) parking space for each freestanding WCF, to be used in connection with the maintenance of the site, and not to be used for the permanent storage of vehicles or other equipment.

1205.1.9. Accessory buildings and/or storage sheds shall be limited to one building per use per tower. If more than one (1) use, the accessory buildings shall be connected by a common wall. Each building shall not exceed three hundred (300) square feet in size and ten (10) feet in height, and shall be of the same design and color.

## **1206. Special Permit**

### **1206.1. Application Process**

1206.1.1. All special permit applications for WCFs shall be made and filed on the appropriate application form. For an application to be considered complete, it shall comply with the rules and regulations governing granting of Special Permits, and shall also provide five copies of the following information:

1206.1.1.1. A color photograph or rendition of the proposed monopole with its antenna and/or panels. A rendition shall also be prepared providing eight (8)

view lines in a one (1) mile radius from the site, and any other view points deemed necessary by the permit granting authority; shown beginning at true north and continuing clockwise at forty-five degree intervals.

1206.1.1.2. A description of the monopole and the technical, economic and other reasons for the proposed location, height and design.

1206.1.1.3. Confirmation that the monopole complies with all applicable Federal and State standards, including, but not limited to, the Federal Aviation Administration, Federal Communications Commission, Massachusetts Aeronautics Commission and the Massachusetts Department of Public Health.

1206.1.1.4. A description of the capacity of the monopole including the number and type of panels, antenna and/or transmitter receivers that it can accommodate and the basis for these calculations.

1206.1.1.5. If the permit granting authority determines it necessary, an amount of money shall be placed in an Engineering Review Revolving Account for use by the permit granting authority to retain a technical expert in the field of RF Engineering.

1206.1.1.6. The Special Permit Granting Authority may waive one or more of the application filing requirements of this section if it finds that such information is not needed for a thorough review of a proposed personal wireless service facility.

1206.1.1.7. Within fourteen (14) days prior to the public hearing, the applicant shall arrange to locate a crane, or an alternative temporary structure approved by the Special Permit Granting Authority, at the site in a manner that replicates the exact height and location of the proposed monopole. The crane or structure shall remain in position for no less than three (3) consecutive days, for at least twelve (12) hours per day unless the zoning board agrees that fewer hours per day may be allowed.

## **1207. Review Criteria**

1207.1. In addition to applying any Special Permit general conditions described in this zoning bylaw, and the standards, requirements, or conditions set forth herein above, the Board shall review the special permit application in accordance with the following criteria:

1207.1.1. An applicant proposing a free-standing WCF shall prove to the satisfaction of the Board that the visual, noise level, economic and aesthetic impacts of the facility on the community will be minimal. The applicant must also demonstrate that the facility needs to be located at the proposed site due to

technical, topographical or other unique circumstances. In determining whether to issue a special permit, the Board shall consider the following factors: height of the proposed WCF; the nature of uses adjacent and nearby properties; surrounding topography; surrounding tree coverage and foliage; the visual and noise impact of the facility on the abutting neighborhoods and streets; and the impact on existing vistas and natural resources.

1207.1.2. No free standing WCF shall be erected or installed except in compliance with the provisions of this Section. Any proposed extension in the height, or construction of a new or replacement of a facility, shall be subject to a new application for a special permit. The addition of cells, antenna or panels to an existing facility does not require the issuance of a special permit but is subject to site plan review.

## **1208. Conditions of Approval**

1208.1. The following conditions of approval shall apply to all grants of applications for WCFs that require a Special Permit as indicated by the above Table of Uses in paragraph 3 herein:

1208.1.1. Annual certification must be provided to the Town's Director of Code Enforcement which demonstrates continuing compliance with the standards, rules and regulations of the Federal Communications Commission, Federal Aviation Administration, National Institute of Standards and Technology, Massachusetts Aeronautics Commission, Massachusetts Department of Public Health, and other applicable federal, state and local laws.

1208.1.2. If a free-standing, exterior WCF is to be placed on municipal property the following conditions must be satisfied:

1208.1.2.1. Certificate of Insurance for liability coverage in the amounts of \$1,000,000.00 must be provided naming the Town as an additional insured.

1208.1.2.2. An agreement whereby the user indemnifies and holds the Town harmless against any claims for injury or damage resulting from or arising out of the use or occupancy of the Town owned property by the user.

1208.1.2.3. A cash bond in a reasonable amount determined and approved by the Board shall be in force to cover removal of WCF and restoration of site to the condition that the premises were in at the onset of the lease, when use of said WCF becomes discontinued or obsolete. The amount is to be payable to the Town in the event that the user breaches the agreement in Section 1205.1.3. above.

1208.3. A maintenance bond shall be posted for the access road, site and



monopole in amounts approved by the Board.

1208.4. In addition to the above, the Board may impose additional conditions as needed to minimize any adverse impacts of the proposed WCF.

## **1209. Exemptions**

1209.1. The following types of WCFs are exempt from this Section 1200:

1209.1.1. Amateur radio towers used in accordance with the terms of any amateur radio service license issued by the Federal Communications Commission, provided that the tower is not used or licensed for any commercial purpose.

1209.1.2. Facilities used for the purposes set forth in M.G.L., c. 40A, section 3.

1209.1.3. Facilities used solely by the municipality for the purpose of public safety.

## **1210. Definitions**

**Antenna.** The surface from which wireless radio signals are sent and received by a personal wireless service facility.

**Co-location.** The use of a single mount on the ground by more than one carrier (vertical co-location) and/or several mounts on an existing building or structure by more than one carrier.

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**Mount.** The structure or surface upon which antennas are mounted, including the following four types of mounts:

1. Roof-mounted. Mounted on the roof of a building.
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**Radio frequency Engineer.** An engineer specializing in electrical or microwave engineering, especially the study of radio frequencies.

**Security Barrier.** A locked, secure wall, fence or berm that completely seals an area from unauthorized entry or trespass.

**Special Permit Granting Authority** shall be the Zoning Board of Appeals for the purpose of this bylaw.

**Wireless Communication Facility.** Facility for the provision of personal wireless services, as defined by the Telecommunications Act.  
or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**PLANNING BOARD RECOMMENDS FAVORABLE ACTION**

**ACTION TAKEN: MOTION TO AMEND AND SECONDED. DISCUSSION: KATHLEEN KASTRINELLIS SPOKE ABOUT PROCESS FOR THE BY-LAW. THAT ACCORDING TO ADVICE OF TOWN COUNSEL THAT THE CHANGES MADE TO THIS PROPOSED BY-LAW RELATE TO: 1. IT MUST BE PLACED ON COMMERCIALY ZONED LAND, AND OR TOWN OWNED LAND.**

**VOTED: 2/3/ FAVORABLE ACTION.**

**ARTICLE 15:** To see if the town will vote to amend its Zoning Bylaws by deleting Section 303.5 which reads: "No lot shall have a lot width measured between side lot lines of less than fifty (50) feet", and adding the following in its place: "In all Zones, R-A, R-B & R-C, the minimum lot width from the front property line to the rear setback line shall be no less than eighty percent (80%) of the frontage required for the zoning district"; or take any other action relative thereto.

**PLANNING BOARD RECOMMENDS FAVORABLE ACTION**

**ACTION TAKEN: Moved for favorable action and seconded. Walter Sorenson, chairman of planning board spoke about this article. He stated the reason for this article was to stop house lots from being shaped in the form of a pie shaped lot. This type of lot does not allow the owner full use of the full lot. Jim Freer, planning board member stated that lots which might have been left to children from parents which might have this type of lot will have the zoning board of appeals to go through for remedial measures. Resident James Dole stated that property owners should not be penalized for lot which they might have which have this type of condition. Robert Carr asked if this would have any effect on pre-existing lots? Answer was no.**

**Motion made and seconded to move the question. Voted favorable to move the question. Voted favorable by hand count Yes: 65 No: 47 Passed favorable by 2/3 vote.**

**ARTICLE 16:** To see if the Town of Groveland will vote to accept the town Zoning Map, as zoning exists today; or take any other action relative thereto.

Purpose: The last zoning map update was in 1975. Since then many additional streets and ways have been constructed in town. This new map will bring the Town of Groveland into compliance with State regulations.

**PLANNING BOARD RECOMMENDS WITHDRAWAL OF THIS ARTICLE**

**ACTION TAKEN: WITHDRAWN**

**ARTICLE 17:** To see if the Town will vote to extend Section 109 of the Town's Zoning Bylaws "Growth Management" for two (2) years from June 30, 2001 to June 30, 2003 by amending section 109.2 as follows:

109.2 Applicability. This Bylaw shall apply to the issuance of all building permits for construction of new single family and two-family structures, with exemptions as set forth in Section 109.6 herein. This Bylaw shall be effective on July 1, 1996. The Bylaw may be extended without lapse of its provisions, conditions and limitations, by vote of a town meeting of the town prior to June 30, 2003.

**PLANNING BOARD RECOMMENDS FAVORABLE ACTION**

**ACTION TAKEN: MOVED AND SECONDED FOR FAVORABLE ACTION. DISCUSSION: WALTER SORENSON SPOKE THAT THIS ARTICLE WAS SUBMITTED SO THAT BUILDING PERMITS WOULD BE IN COMPLIANCE WITH THE MASTER PLAN AND THE GROWTH MANAGEMENT PLAN OF THE TOWN.**

**VOTED 2/3 FAVORABLE ACTION.**

**ARTICLE 18:** To see if the Town will vote to amend the Groveland Zoning Bylaws as follows:

Delete section 703.1.3. in its entirety and replace with the following - "703.1.3. The number of dwelling units per building shall not exceed four (4)."

Add new section - "703.1.24. All buildings/dwelling units shall be connected to the Groveland Sewer System."

Add new section - "703.1.25. For the purpose of traffic control each new PUD shall be located a minimum distance of one (1) mile (5,280 feet) from an existing PUD."

Add new section - "703.1.26. The area (square footage) of all wetlands and steep slopes in excess of 20% within the parcel shall be excluded from the total area (square footage) of the entire parcel for the purpose of calculating the total number of units/dwellings that could be developed."

or take any other action relative thereto.

**PLANNING BOARD RECOMMENDS FAVORABLE ACTION**

**ACTION TAKEN: MOVED FOR FAVORABLE ACTION AND SEONDED. DISCUSSION, CAROLE GIST, PLANNING BOARD MEMBER, OFFERED THE FOLLOWING AMENDEMENT:**

**THE THIRD PARAGRAPH**

**ADD NEW SECTION: 703.1.25**

**FOR THE PURPOSE OF TRAFFIC CONTROL EACH NEW PUD (PLANNED UNIT DEVELOPMENT) SHALL BE LOCATED A MINIMUM DISTANCE OF ONE (1) mile (5,280 feet) from an existing PUD." Note the planning board voted to remove this article paragraph from this article.**

**VOTED FAVORABLE ACTION ON AMENDMENT. VOTED ON MAIN MOTION WITH HAND COUNT. FOR 65 , AGAINST 41 VOTED FAVORABLEY 2/3 IN FAVOR.**

**ARTICLE 19:** To see if the Town will vote to amend paragraph "C.3.2 Appendix C" "Definition of Zoning Districts", of The Town of Groveland Zoning Bylaws to add the following area to the "Industrial C" district, and to delete said area from the "Residential A" district paragraph C.3.9.1, and further to make the appropriate revisions to the "Zoning Map of the Town of Groveland, Massachusetts". The area being described as a portion of Lots 5, 5E and 5D as shown on Assessors map 49, for a depth of 200 feet from and parallel to the Groveland, Georgetown Town line and for the full extent of said lots bordering the Town line. The area is further shown on a plan Entitled "Sketch of Proposed Zoning District Change, Lots C, D, E & F, Federal Way Groveland" dated January 29, 2001, Scale 1" = 50', Prepared by Professional Land Services L.C., said plan is on file in the office of the Board of Selectmen, or take any other action in relation thereto.

Explanation: A discrepancy has been discovered between the written descriptions in the Groveland Zoning Bylaw and the Groveland Zoning Map. The map has historically been used to determine the zoning of a particular district however, the written word takes precedence. In particular, the map shows the southerly portion of Groveland adjacent to Georgetown as zoned Industrial C. The written word has a 200 foot strip 6,260 feet long along the town line in Groveland zoned residential. A portion of this strip encompasses the Groveland Business Park Subdivision and the Union Machine Building. It also includes the majority of the land in two other lots within the park, all of which have been previously approved by Town Boards as intended for industrial use. There are other buildings and parcels in the Business Park being used for industrial purposes. It would be inappropriate to use the parcels in question for single family residential use, therefore, we respectfully request the parcels be re-zoned Industrial C to match the surrounding area.

**Article 4 was submitted by Mrs. Beth E. Harper, Mr. Eric Harper, Trustee and Mr. James G. Bussing, Trustee**

**PLANNING BOARD RECOMMENDS WITHDRAWING THIS ARTICLE**

**ACTION TAKEN: ARTICLE WITHDRAWN**

**ARTICLE 20:** To see if the town will vote to amend Sec. 2-1. Evening Office Hours of its General Bylaws by deleting the hours "7:00 to 9:00 p.m." and adding in their place "6:00 p.m. to 8:00 p.m." so that Sec. 2-1 shall read as follows:

Whosoever shall accept the offices of town clerk, tax collector and town treasurer shall, as a public service to the townspeople, open their offices for town business one (1) evening each week, said evening to be Monday from 6:00 P.M. to 8:00 P.M., except holidays or unforeseen difficulties, at which time one other evening may be designated. or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**ACTION TAKEN: MOVED AND SECONDED FOR FAVORABLE ACTION. NO DISCUSSION TOOK PLACE. VOTED 2/3 FAVORABLE ACTION.**

**ARTICLE 21 :** To see if the Town will vote to adopt the following General Bylaw:

"Chapter 11, Article II, Section 11: **Water Use Restriction Bylaw**

**Sec. 11-21.**

**Authority**

This Bylaw is adopted by the Town of Groveland under its police powers to protect public health and welfare and its powers under M.G.L. c. 40, §21 et seq. and implements the Town's authority to regulate water use pursuant to M.G.L. c.41, §69B. This bylaw also implements the Town's authority under M.G.L. c. 40, §41A, conditioned upon a declaration of water supply emergency as determined by the Massachusetts Department of Environmental Protection.

**Sec. 11-22.**

**Purpose**

The purpose of this bylaw is to protect, preserve and maintain the public health, safety and welfare whenever there is in force a State of Water Supply Conservation or State of Water Supply Emergency by providing for enforcement of any duly imposed restrictions, requirements, provisions or conditions imposed by the Town or by the Department of Environmental Protection.

**Sec. 11-23.**

**Definitions**

Person shall mean any individual, corporation, trust, partnership or association, or other entity.

State of Water Supply Emergency shall mean a State of Water Supply Emergency declared by the Department of Environmental Protection under M.G.L c.21G, §15-17.

State of Water Supply Conservation shall mean a State of Water Supply Conservation declared by the Town pursuant to section 11-24 of this bylaw.

Water Users or Water Consumers shall mean all public and private users of the Town's public water system, irrespective of any person's responsibility for billing purposes for water used at any particular facility.

**Sec. 11-24.**

**Declaration of a State of Water Supply Conservation**

The Town, through its Board of Water Commissioners may declare a State of Water Supply Conservation upon a determination by a majority vote of the Board that a shortage of water exists and conservation measures are appropriate to ensure an adequate supply of water to all water consumers. Public notice of a State of Water Conservation shall be given under section 11-26 of this bylaw before it may be enforced.

**Sec. 11-25.**

**Restricted Water Uses**

A declaration of a State of Water Supply Conservation shall include one or more of the following restrictions, conditions, or requirements to protect the water supply. The applicable restrictions, conditions, or requirements shall be included in the public notice required under Sec. 11-26 of this bylaw.

- a) **Odd/Even Day Outdoor Watering.** Outdoor watering by water users with odd numbered addresses is restricted to odd numbered days. Outdoor watering by water users with even numbered addresses is restricted to even numbered days.

- b) **Alternate Day Outdoor Watering.** Outdoor watering by all water users is restricted to alternate days of the week. No outdoor watering on the other days as specified in the declaration of a State of Water Supply Conservation and the public notice thereof.
- c) **Outdoor Watering Ban.** Outdoor watering is prohibited.
- d) **Outdoor Watering Hours.** Outdoor watering is permitted only during daily periods of low demand, to be specified in the declaration of a State of Water Supply Conservation and the public notice thereof.
- e) **Filling Swimming Pools.** Filling of swimming pools is restricted or prohibited.
- f) **Automatic Sprinkler Use.** The use of automatic sprinkler systems is restricted or prohibited.

**Sec. 11-26.**

**Public Notification of a State of Water Supply Conservation: Notification of DEP**

Notification of any provision, restriction, requirement or condition imposed by the Town of Groveland as part of a State of Water Supply Conservation shall be published in a newspaper of general circulation within the Town, or by such other means reasonably calculated to reach and inform all users of water of the State of Water Supply Conservation. Any restriction imposed under Sec. 11-25 of this bylaw shall not be effective until such notification is provided. Notification of the State of Water Supply Conservation shall also be simultaneously provided to the Massachusetts Department of Environmental Protection.

**Sec. 11-27.**

**Termination of a State of Water Supply Conservation: Notice**

A State of Water Supply Conservation may be terminated by a majority vote of the Board of Water Commissioners, upon a determination that the water supply shortage no longer exists. Public notification of the termination of a State of Water Supply Conservation shall be given in the same manner required in section 11-26 of this bylaw.

**Sec. 11-28.**

**State of Water Supply Emergency: Compliance With DEP Orders**

Upon Notification to the public that a State of Water Supply Emergency has been issued by the Department of Environmental Protection, no person shall violate any provision, restriction, requirement or condition of any order approved or issued by the Department of Environmental Protection intended to bring about an end to the State of Emergency.

**Sec. 11-29.**

**Penalties**

Any person, tenant, trustee or agent with control of water use, violating this bylaw shall have a copy of the notice of the declared State of Water Supply Conservation or State of Water Supply Emergency, including any provisions, restrictions, requirements or conditions and the penalties pertaining to such violation, personally delivered to the offending address by Water Department personnel. Any person continuing to violate this bylaw shall be notified by registered letter that this being their second violation, they are liable to the Town of Groveland in the amount of \$50.00 for this violation. Under a declared State of Water Supply Conservation a \$50.00 fine shall be assessed for the third and

each subsequent day a violation occurs. Under a declared State of Water Supply Emergency the third violation shall result in the termination of water service. There will be a \$50.00 fee payable to the Water Department prior to the restoration of water service. Fines shall be recovered by indictment, or on complaint before the District Court, or by non-criminal disposition in accordance with section 21D of chapter 40 of the Massachusetts General Laws. Each day that a violation exists shall constitute a separate offense.

**Sec. 11-30.**

**Severability**

The invalidity of any portion or provision of this bylaw shall not invalidate any other portion or provision thereof.

or take any other action relative thereto.

**WATER/SEWER COMMISSIONERS RECOMMEND FAVORABLE/UNFAVORABLE ACTION**

**ACTION TAKEN: MOTION MADE AND SECONDED TO DISPENSE WITH READING. MOTION CARRIED FAVORABLY. DISCUSSION: BRUCE ADAMS, CHAIRMAN OF WATER/SEWER DEPT. SPOKE OF THE NEED TO HAVE THIS ARTICLE AS PART OF THE MANAGEMENT OF THE WATER DEPARTMENT. IN THE EVEN OF SERIOUS WATER SHORTAGE THE RESRICTION COULD BE PUT INTO PLACE.**

**QUESTION WAS RAISED AS TO WHAT WOULD HAPPEN TO BUISNESSES WHO DEPENDED ON WATER TO RUN THEIR BUISNESS, SUCH AS GREENHOUSES? EACH**



**OWNER AND BUISNESS WOULD BE DEALT WITH ON THEIR OWN MERRITS. QUESTION WAS RAISED AS TO WETHER THE POLICE COULD IMPOSE A FINE ON A RESIDENT. CHIEF WEEKS STATED NO!**

**VOTED FAVORABLE ACTION.**

**ARTICLE 22:** To see if the Town will vote to adopt the following General Bylaw:

**“Chapter 2 - Article III - Sec. 2-41. Senior Citizen Property Tax Work-Off Program.**

Participating taxpayers must be Groveland residents, 60 years of age or older and living in the residence to which the property tax abatement will be applied. Only one tax work-off abatement per household shall be allowed.

Work exchange: 100 hours will cover a \$500 tax abatement

The program will start July 1, 2001.

There are no income limitations on eligibility.

All candidates are interviewed by the Council on Aging and then placed appropriately throughout the municipal department where they will perform their assigned services.

Participants must be physically and mentally capable of doing the job.

Procedures:

Council on Aging will canvas departments - request departments to fill out application stating needs for assistance for jobs within their department.

Council on Aging will recruit candidates to participate in programs through newsletter and local media and press.

Client will fill out an employment application and be interviewed by the Director, Coordinator of the program, or Social Worker.

Application will be screened and assigned a position that most benefits department as well as client abilities.

Client must pass the Criminal Offender Record Information Check (CORI).

Council on Aging will send seniors to the requested department for an interview.

Upon agreement of department as well as client, position will be filled.

Client may request from Council on Aging change in job assignment if incapability arises.

Department heads will report hours to Assessor's Office with a copy to the COA and to the senior. This will be done on a monthly basis.

Both Assessor's Office and COA will keep records of hours.

Assessor's Office will make the reduction on the client's tax bill on the third and fourth quarter.

Copy of certification will be given to the taxpayer and Assessor's Office by the job provider before December 15<sup>th</sup>.

or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS UNFAVORABLE ACTION**

**MOTION MADE TO SUSPEND WITH THE READING, MOVED AND SECONDED. VOTED FAVORABLY. DISCUSSION:**

**MR. DOLE STATED THAT MINIMUM WAGES SHOULD BE PAID. IRENE O'BRIEN, DIRECTOR OF COUNCIL ON AGING AGREED WITH MR. DOLE BUT STATED THAT THIS ARTICLE WAS MODELED AFTER OTHER TOWNS WAGE SCALES. DEBRA WEBSTER, MANAGER OF THE BOARD OF ASSESSORS FELT THAT THE MONITORING OF THIS PROGRAM SHOULD BE DONE BY THE COUNCIL ON AGING, RATHER THEN THE BOARD OF ASSESSORS OFFICE. FORMER SELECTMAN KATHY KASTRINELLIS SPOKE IN FAVOR OF THIS PROGRAM. JOHN OSBORNE ASKED HOW THE APPLICANTS WOULD BE CHOSEN. WOULD THEY BE CHOSEN ON QUALIFICATIONS AND CAPABILITIES? ANSWER WAS YES.**

**AMENDMENT WAS INTRODUCED BY DEBRA WEBSTER: DEPARTMENT HEADS WILL REPORT TO COA, THIS WILL BE DONE ON A MONTHLY BASIS. COA WILL KEEP A RECORD OF HOURS. ASSESSORS OFFICE WILL MAKE THE REDUCTION TO THE TAXPAYERS ACTUAL TAX BILL. MOTION WAS MADE AND SECONDED FOR FAVORABLE ACTION ON THIS AMENDMENT. VOTED FAVORABLE ACTION.**

**ACTION TAKEN: VOTED ON ARTICLE WITH AMENDMENT FAVORABLE ACTION.**

**ARTICLE 23:** To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of FIVE THOUSAND DOLLARS (\$5,000.00) for the purpose of providing Senior Citizens Real Estate Tax Payment Vouchers for services rendered on behalf of various town departments, pursuant to an agreement to be formulated by the Council on Aging and approved by the Board of Selectmen; or take any other action relative thereto.

**Note:** Taxpayers may receive abatements under the work off program in addition to any property tax exemptions they may be eligible for under other statutes, such as personal exemptions under G.L. Ch. 59, §5C. They may also defer the balance of their taxes under G.L. Ch. 59 §5 (41A) if they are eligible to do so. In the case of parcels with multiple owners, all of the assessed owners of a parcel may receive abatements under the program if they otherwise qualify.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS UNFAVORABLE ACTION**

**ACTION TAKEN: MOTION MADE AND SECONDED TO SUSPEND WITH THE READING. VOTED FAVORABLY. ROBERT CARR, MEMBER OF COUNCIL ON AGING BOARD OF DIRECTOR MADE THE FOLLOWING AMENDMENT:**

**ADD THE FOLLOWING TO ARTICLE 23. TAXPAYERS MAY RECEIVE ONE ABATEMENT PER HOUSEHOLD UNDER THE WORK PROGRAM IN ADDITION TO ANY PROPERTY TAX EXEMPTIONS UNDER G.L. 59, SECTION C. THEY MAY ALSO DEFER THE BALANCE OF THE TAXES UNDER GL CHAPTER 59, SECTION C (41A) IF THEY ARE ELIGIBLE TO.**

**MOTION MADE AND SECONDED FOR FAVORABLE ACTION AS AMENDED. VOTED FAVORABLE ACTION.**

**ARTICLE 24:** To raise the following sums to defray Town charges for the

ensuing year ending June 30, 2002 and make appropriations therefor, or take any other action relative thereto:

	Appropriated FY'01	Requested FY'02	FinComm Recommends
<b>GENERAL GOVERNMENT</b>			
<b>1 SELECTMEN</b>			
Selectmen's Stipend	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00
Admin. Asst. Salary	\$ 38,187.00	\$ 39,715.00	\$ 39,715.00
Town Audit Expenses	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00
	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
<b>SUBTOTAL</b>	<b>\$ 59,687.00</b>	<b>\$ 61,215.00</b>	<b>\$ 61,215.00</b>
<b>2 MODERATOR</b>			
Moderator's Stipend	\$ 100.00	\$ 100.00	\$ 100.00
<b>SUBTOTAL</b>	<b>\$ 100.00</b>	<b>\$ 100.00</b>	<b>\$ 100.00</b>
<b>3 TOWN ACCOUNTANT</b>			
Accountant's Salary	\$ 35,790.00	\$ 39,000.00	\$ 39,000.00
Expenses	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00
Computer Training (from Stabilization)	\$ 4,000.00	\$ -	\$ -
<b>SUBTOTAL</b>	<b>\$ 41,290.00</b>	<b>\$ 40,500.00</b>	<b>\$ 40,500.00</b>
<b>4 DEPARTMENT OF BUDGET &amp; FINANCE</b>			
Finance Director's Salary	\$ 75,920.00	\$ 77,438.00	\$ 77,438.00
Asst. Treasurer/Collector's Salary	\$ 30,826.00	\$ 32,059.00	\$ 32,059.00
Treasury/Collection Clerk	\$ 19,544.00	\$ 20,326.00	\$ 20,326.00
Tax Title-Treasury/Collection	\$ 8,000.00	\$ 8,000.00	\$ 8,000.00
Expense	\$ 13,500.00	\$ 14,500.00	\$ 13,500.00
<b>SUBTOTAL</b>	<b>\$ 147,790.00</b>	<b>\$ 152,323.00</b>	<b>\$ 151,323.00</b>
<b>5 TOWN CLERK</b>			
Town Clerk's Salary	\$ 34,858.00	\$ 36,252.32	\$ 36,252.00
Elections & Registrations	\$ 10,675.00	\$ 12,810.00	\$ 10,675.00
Expenses	\$ 2,500.00	\$ 5,390.00	\$ 2,500.00
<b>SUBTOTAL</b>	<b>\$ 48,033.00</b>	<b>\$ 54,452.32</b>	<b>\$ 49,427.00</b>

6	<b>TOWN COUNSEL</b>			
	Legal Expense	\$ 21,000.00	\$ 21,000.00	\$ 21,000.00
	<b>SUBTOTAL</b>	<u>\$ 21,000.00</u>	<u>\$ 21,000.00</u>	<u>\$ 21,000.00</u>
7	<b>BOARD OF ASSESSORS</b>			
	Assessors' Stipends	\$ 900.00	\$ 900.00	\$ 900.00
	Assessors Manager's Salary	\$ 29,187.00	\$ 30,354.48	\$ 30,354.00
	Expenses	\$ 1,100.00	\$ 1,122.00	\$ 1,100.00
	Revaluation Maintenance	\$ 26,000.00	\$ 15,000.00	\$ 15,000.00
	Maps - Updating	\$ 1,700.00	\$ 1,800.00	\$ 1,700.00
	<b>SUBTOTAL</b>	<u>\$ 58,887.00</u>	<u>\$ 49,176.48</u>	<u>\$ 49,054.00</u>
8	<b>PLANNING BOARD</b>			
	Board Members' Stipends	\$ 1,500.00	\$ 1,500.00	\$1,200.00
				*1
	Expenses	\$ 4,000.00	\$ 16,358.00	\$4,300.00
				*2
	<b>SUBTOTAL</b>	<u>\$ 5,500.00</u>	<u>\$ 17,858.00</u>	<u>\$ 5,500.00</u>
	Note: One stipend amended ATM and given to to expense account. Voted fav. At ATM			
9	<b>ZONING BOARD OF APPEALS</b>			
	Board Members' Stipends	\$ 500.00	\$ -	\$ -
	Contracted Services & Expenses	\$ 1,669.00	\$ -	\$ 2,169.00
	<b>SUBTOTAL</b>	<u>\$ 2,169.00</u>	<u>\$ -</u>	<u>\$ 2,169.00</u>
10	<b>CONSERVATION COMMISSION</b>			
	Board Members' Stipends	\$ 1,400.00	\$ -	\$ 1,400.00
	<b>SUBTOTAL</b>	<u>\$ 1,400.00</u>	<u>\$ -</u>	<u>\$ 1,400.00</u>
11	<b>MERRIMACK VALLEY PLANNING COMMISSION</b>			
	Assessment	\$ 1,704.85	\$ 1,749.69	\$ 1,749.69
	<b>SUBTOTAL</b>	<u>\$ 1,704.85</u>	<u>\$ 1,749.69</u>	<u>\$ 1,749.69</u>
12	<b>UNEMPLOYMENT COMPENSATION</b>			
	Expense	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00
	<b>SUBTOTAL</b>	<u>\$ 4,000.00</u>	<u>\$ 4,000.00</u>	<u>\$ 4,000.00</u>
13	<b>MUNICIPAL FIELDS &amp; WATER</b>			
	Expense	\$ 2,000.00	\$ 6,000.00	\$ 4,000.00
	<b>SUBTOTAL</b>	<u>\$ 2,000.00</u>	<u>\$ 6,000.00</u>	<u>\$ 4,000.00</u>
14	<b>PARKING CLERK</b>			
	Expense	\$ 500.00	\$ 500.00	\$ 500.00
	<b>SUBTOTAL</b>	<u>\$ 500.00</u>	<u>\$ 500.00</u>	<u>\$ 500.00</u>
15	<b>MUNICIPAL BUILDING COMPLEX</b>			
	Supt. of Buildings - Wages	\$ 6,266.00	\$ 6,516.00	\$ 6,516.00
	Expenses	\$ 79,856.00	\$ 95,656.00	\$ 79,856.00
	Computer -Hardware Mtce & Lic. Fees	\$ 13,319.00	\$ 11,537.00	\$ 15,072.00
	<b>SUBTOTAL</b>	<u>\$ 99,441.00</u>	<u>\$ 113,709.00</u>	<u>\$ 101,444.00</u>

<b>TOTAL GENERAL GOVERNMENT</b>	<b>\$ 493,501.85</b>	<b>\$ 522,583.49</b>	<b>\$ 493,381.69</b>
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**PROTECTION OF PERSONS & PROPERTY  
PROPERTY**

**16 POLICE DEPARTMENT**

Chief's Salary	\$ 58,240.00	\$ 60,569.60	\$ 60,569.60
Lieutenants' Salary (2)	\$ 95,503.98	\$ 98,359.00	\$ 98,359.00
Patrolmen's Salary	\$ 200,613.26	\$ 211,505.68	\$ 211,505.68
Secretary's Salary	\$ 18,129.00	\$ 18,857.25	\$ 18,857.25
Other Wages	\$ 81,393.00	\$ 84,735.00	\$ 84,735.00
Incentive Wages	\$ 55,964.06	\$ 66,408.00	\$ 66,408.00
Cruiser	\$ 25,750.00	\$ 26,780.00	\$ 25,750.00
Harbormaster	\$ 100.00	\$ 100.00	\$ 100.00
Stipend			
Harbormaster Expenses	\$ 1,000.00	\$ 1,000.00	\$ 1,000.00
Other Expenses	\$ 38,335.00	\$ 39,605.00	\$ 38,335.00
Universal Cops Grant	\$ 7,514.00	\$ -	\$ -
<b>SUBTOTAL</b>	<b>\$ 582,542.30</b>	<b>\$ 607,919.53</b>	<b>\$ 605,619.53</b>

**17 COMMUNICATIONS**

Wages	\$ 146,200.00	\$ 147,692.00 *	\$ 147,692.00
Expenses	\$ 6,000.00	\$ 6,120.00	\$ 6,000.00
<b>SUBTOTAL</b>	<b>\$ 152,200.00</b>	<b>\$ 153,812.00</b>	<b>\$ 153,692.00</b>

\*Subject to contract negotiations

**18 ANIMAL CONTROL OFFICER**

Contract Wages	\$ 6,266.00	\$ 6,516.64	\$ 6,516.64
Expenses	\$ 2,600.00	\$ 2,652.00	\$ 2,600.00
<b>SUBTOTAL</b>	<b>\$ 8,866.00</b>	<b>\$ 9,168.64</b>	<b>\$ 9,116.64</b>

**19 FIRE DEPARTMENT**

Fire Engineers' Stipends	\$ 500.00	\$ 500.00	\$ 500.00
Chief's Salary	\$ 10,244.00	\$ 10,654.00	\$ 10,654.00
Clerk's Salary	\$ 1,227.00	\$ 1,276.00	\$ 1,276.00
Firefighter Wages	\$ 36,886.00	\$ 38,361.00	\$ 38,361.00
Inspector's Wages	\$ 1,565.00	\$ 1,628.00	\$ 1,628.00
Drill Wages	\$ 4,327.00	\$ 4,500.00	\$ 4,500.00
Expenses	\$ 53,700.00	\$ 54,754.00	\$ 53,700.00
<b>SUBTOTAL</b>	<b>\$ 108,449.00</b>	<b>\$ 111,673.00</b>	<b>\$ 110,619.00</b>

**20 AMBULANCE SERVICE**

Contracted Expense	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00
<b>SUBTOTAL</b>	<b>\$ 15,000.00</b>	<b>\$ 15,000.00</b>	<b>\$ 15,000.00</b>

**21 INSPECTORS**

Wiring Inspector	\$ 4,500.00	\$ -	\$ 4,680.00
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Plumbing & Gas Inspector	\$ 6,500.00	\$ 6,500.00	\$ 6,760.00
Sealer of Weights & Measures	\$ -	\$ 500.00	\$ -
Building Inspector	\$ 30,000.00	\$ -	\$ 31,200.00
SUBTOTAL	\$ 41,000.00	\$ 7,000.00	\$ 42,640.00

<b>TOTAL PROTECTION OF PERSONS &amp; PROPERTY</b>	<b>\$ 908,057.30</b>	<b>\$ 904,573.17</b>	<b>\$ 936,687.17</b>
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## HEALTH & SANITATION

### 22 BOARD OF HEALTH

Board Members' Stipends	\$ 900.00	\$ 900.00	\$ 900.00
Health Nurse Wages	\$ 5,213.00	\$ 5,421.50	\$ 5,421.50
Health /Sanitation Agent Wages	\$ 36,775.00	\$ 38,246.00	\$ 38,246.00
Part-time Clerk Wages	\$ 6,025.00	\$ 6,266.00	\$ 6,266.00
Expenses	\$ 4,500.00	\$ 4,500.00	\$ 4,500.00
Part-time Clerk Wages			
SUBTOTAL	\$ 53,413.00	\$ 55,333.50	\$ 55,333.50

### 23 RUBBISH COLLECTION

Contract Administrator	\$ 6,516.00	\$ 6,776.64	\$ 6,776.64
Contract Expense	\$ 330,655.00	\$ 339,913.00	\$ 339,913.00
SUBTOTAL	\$ 337,171.00	\$ 346,689.64	\$ 346,689.64

<b>TOTAL HEALTH &amp; SANITATION</b>	<b>\$ 390,584.00</b>	<b>\$ 402,023.14</b>	<b>\$ 402,023.14</b>
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## WATER AND SEWER

### 24 WATER

Commissioners Stipend	\$ 900.00	\$ 900.00	\$ 900.00
Superintendent	\$ 39,907.00	\$ 41,503.00	\$ 41,503.00
Office Manager	\$ 24,206.00	\$ 25,538.00	\$ 25,538.00
Equip. Oper. & Laborer	\$ 79,461.00	\$ 90,653.00	\$ 90,653.00
Overtime & On Call	\$ 14,817.00	\$ 19,934.00	\$ 19,934.00
Expenses	\$ 187,212.00	\$ 165,384.00	\$135,283.00
Health Insurance	\$ -	\$ 30,606.00	\$ 30,606.00
Bonded Debt. Prin. & Int.	\$ 114,746.00	\$ 106,583.00	\$ 106,583.00
SUBTOTAL	\$ 461,249.00	\$ 481,101.00	\$ 451,000.00

\*3 amended at ATM voted favorably (figure changed from \$121,283.00)  
voted favorably

### 25 SEWER

Commissioners Stipend	\$ 300.00	\$ 300.00	\$ 300.00
Superintendent	\$ 7,042.00	\$ 7,324.00	\$ 7,324.00
Office Manager	\$ 4,208.00	\$ 5,797.00	\$ 5,797.00
Equip. Oper. & Laborer	\$ 14,023.00	\$ 15,291.00	\$ 15,291.00
Overtime & On Call	\$ 4,161.00	\$ 4,730.00	\$ 4,730.00

Expenses	\$ 47,761.00	\$ 40,606.00	\$ 29,517.00
Health Insurance	\$ -	\$ 5,401.00	\$ 5,401.00
Bonded Debt. Prin. & Int.	\$ 2,760.00	\$ 2,640.00	\$ 2,640.00
Haverhill Wastewater Plant	\$ 76,956.00	\$ 80,000.00	\$ 80,000.00
Haverhill Capital Bond	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
<b>SUBTOTAL</b>	<b>\$ 162,211.00</b>	<b>\$ 167,089.00</b>	<b>\$ 156,000.00</b>

<b>TOTAL WATER &amp; SEWER</b>	<b>\$ 623,460.00</b>	<b>\$ 648,190.00</b>	<b>\$ 607,000.00</b>
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#### ALL OTHERS

<b>26 TREE WARDEN</b>			
Tree Warden Stipend	\$ 300.00	\$ 300.00	\$ 300.00
Expenses	\$ 7,000.00	\$ 7,000.00	\$ 7,000.00
<b>SUBTOTAL</b>	<b>\$ 7,300.00</b>	<b>\$ 7,300.00</b>	<b>\$ 7,300.00</b>
<b>27 HIGHWAYS</b>			
Road Commissioner's Salary	\$ 48,894.00	\$ 50,850.00	\$ 50,850.00
Laborer/Operator/Driver	\$ 125,280.00	\$ 130,291.00	\$ 130,291.00
Part Time Help - Wages Laborer	\$ 20,000.00	\$ 20,800.00	\$ 20,800.00
Emergency Overtime	\$ 10,000.00	\$ 10,400.00	\$ 10,400.00
Highway Expense	\$ 6,000.00	\$ 6,000.00	\$ 6,000.00
Front End Loader (Lease)	\$ 17,005.00	\$ 17,005.00	\$ 17,005.00
Snow & Ice Removal	\$ 50,000.00	\$ 50,000.00	\$ 50,000.00
Road Machinery Expense	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00
Road Maintenance Expense	\$ 110,720.00	\$ 110,720.00	\$ 110,720.00
<b>SUBTOTAL</b>	<b>\$ 407,899.00</b>	<b>\$ 416,066.00</b>	<b>\$ 416,066.00</b>
<b>28 VETERANS</b>			
Veteran's Benefits	\$ 500.00	\$ 500.00	\$ 500.00
Veteran's Agent	\$ 3,368.00	\$ 3,436.00	\$ 3,436.00
<b>SUBTOTAL</b>	<b>\$ 3,868.00</b>	<b>\$ 3,936.00</b>	<b>\$ 3,936.00</b>
<b>29 LIBRARY</b>			
Library Director's Salary	\$ 34,689.00	\$ 37,110.00	\$ 37,110.00
Library Staff Wages	\$ 47,842.00	\$ 49,757.00	\$ 49,757.00
Summer Help - Page Wages	\$ 5,616.00	\$ 6,318.00	\$ 6,318.00
Expenses	\$ 30,900.00	\$ 35,000.00	\$ 35,000.00
<b>SUBTOTAL</b>	<b>\$ 119,047.00</b>	<b>\$ 128,185.00</b>	<b>\$ 128,185.00</b>
<b>30 COUNCIL ON AGING</b>			
Director's Salary	\$ 28,324.00	\$ 28,324.00	\$ 29,457.00
Senior Aides Salaries (2)	\$ 17,928.00	\$ 17,928.00	\$ 18,645.00
Part Time Van Driver	\$ 3,462.00	\$ 3,328.00	\$ 3,600.00
Expenses	\$ 8,700.00	\$ 9,000.00	\$ 8,700.00

	SUBTOTAL	\$ 58,414.00	\$ 58,580.00	\$ 60,402.00
31	<b>CEMETERY</b>			
	Commissioners' Stipends	\$ 300.00	\$ 300.00	\$ 300.00
	Part Time Wages	\$ 16,224.00	\$ 22,750.00	\$ 16,873.00
	Expenses	\$ 3,500.00	\$ 3,500.00	\$ 3,500.00
	SUBTOTAL	\$ 20,024.00	\$ 26,550.00	\$ 20,673.00
32	<b>RECREATION DEPARTMENT</b>			
	Expenses	\$ 7,000.00	\$ 7,100.00	\$ 7,000.00
	SUBTOTAL	\$ 7,000.00	\$ 7,100.00	\$ 7,000.00
33	<b>ELDER SERVICES OF MERRIMACK VALLEY</b>			
	Assessment	\$ 392.00	\$ 392.00	\$ 392.00
	SUBTOTAL	\$ 392.00	\$ 392.00	\$ 392.00
34	<b>MEMORIAL DAY SERVICES</b>			
	Expenses	\$ 550.00	\$ 550.00	\$ 550.00
	SUBTOTAL	\$ 550.00	\$ 550.00	\$ 550.00
35	<b>AD-HOC COMMITTEES</b>			
	Expenses	\$ 500.00	\$ 500.00	\$ 500.00
	SUBTOTAL	\$ 500.00	\$ 500.00	\$ 500.00
36	<b>TOWN REPORTS</b>			
	Expenses	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00
	SUBTOTAL	\$ 4,000.00	\$ 4,000.00	\$ 4,000.00
37	<b>INSURANCE</b>			
	Expenses	\$ 55,000.00	\$ 59,000.00	\$ 59,000.00
	SUBTOTAL	\$ 55,000.00	\$ 59,000.00	\$ 59,000.00
38	<b>EMPLOYEES' HEALTH INSURANCE</b>			
	Expenses	\$ 186,000.00	\$ 219,000.00	\$ 219,000.00
	SUBTOTAL	\$ 186,000.00	\$ 219,000.00	\$ 219,000.00
39	<b>EMPLOYEES' LIFE INSURANCE</b>			
	Expenses	\$ 2,600.00	\$ 2,600.00	\$ 2,600.00
	SUBTOTAL	\$ 2,600.00	\$ 2,600.00	\$ 2,600.00
40	<b>ESSEX COUNTY RETIREMENT FUND</b>			
	Assessment	\$ 207,130.00	\$ 223,013.00	\$ 223,013.00
	SUBTOTAL	\$ 207,130.00	\$ 223,013.00	\$ 223,013.00
41	<b>HAVERHILL RETIREMENT BOARD</b>			
	Assessment	\$ 807.00	\$ 807.00	\$ 807.00
	SUBTOTAL	\$ 807.00	\$ 807.00	\$ 807.00
42	<b>MEDICARE TAX</b>			
	Expenses	\$ 17,050.00	\$ 20,000.00	\$ 20,000.00



	SUBTOTAL	\$ 17,050.00	\$ 20,000.00	\$ 20,000.00
43	<b>STREET LIGHTING</b>			
	Expenses	\$ 24,500.00	\$ 24,500.00	\$ 24,500.00
	SUBTOTAL	\$ 24,500.00	\$ 24,500.00	\$ 24,500.00
44	<b>CIVIL DEFENSE</b>			
	Director's Stipend	\$ 100.00	\$ 100.00	\$ 100.00
	Expenses	\$ 500.00	\$ 500.00	\$ 500.00
	SUBTOTAL	\$ 600.00	\$ 600.00	\$ 600.00
45	<b>COMPUTER SYSTEM CONSULTANT</b>			
	Contracted Expense	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00
	SUBTOTAL	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00
46	<b>HISTORIC COMMISSION</b>			
	Expenses	\$ 1,000.00	\$ -	\$ 1,000.00
	SUBTOTAL	\$ 1,000.00	\$ -	\$ 1,000.00
47	<b>DEBT INTEREST</b>			
	Used Fire Truck (98)	\$ 4,660.00	\$ 2,069.00	\$ 2,069.00
	Fire Truck (96)	\$ 1,000.00	\$ -	\$ -
	Breathing Equipment (00)	\$ 4,167.00	\$ 3,832.00	\$ 3,832.00
	Veasey Park (97)	\$ 4,815.00	\$ -	\$ -
	Bagnall School (91)	\$ 133,750.00	\$ 118,000.00	\$ 118,000.00
	Dump Truck (99)	\$ 1,180.00	\$ 977.00	\$ 977.00
	Main St. Storm Drainage (99)	\$ 6,439.00	\$ 5,430.00	\$ 5,430.00
	Elm Park SANN (00)	\$ 2,500.00	\$ 2,395.00	\$ 2,395.00
	Fire Pumper (00)	\$ -	\$ 7,500.00	\$ 7,500.00
	Short Term Borrowing	\$ (7,026.00)		
	SUBTOTAL	\$ 151,485.00	\$ 140,203.00	\$ 140,203.00
48	<b>DEBT PRINCIPAL</b>			
	Used Fire Truck (98)	\$ 50,000.00	\$ 43,200.00	\$ 43,200.00
	Fire Truck (96)	\$ 20,000.00	\$ -	\$ -
	Breathing Equipment (00)	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00
	Veasey Park (97)	\$ 96,300.00	\$ -	\$ -
	Bagnall School (91)	\$ 250,000.00	\$ 250,000.00	\$ 250,000.00
	Dump Truck (99)	\$ 6,800.00	\$ 3,800.00	\$ 3,800.00
	Main St. Storm Drainage (99)	\$ 35,000.00	\$ 35,000.00	\$ 35,000.00
	Fire Pumper (00)	\$ -	\$ 60,000.00	\$ 60,000.00
	SUBTOTAL	\$ 478,100.00	\$ 412,000.00	\$ 412,000.00

	<b>TOTAL ALL OTHERS</b>	<b>\$1,756,266.00</b>	<b>\$1,757,882.00</b>	<b>\$1,754,727.00</b>
49	<b>EDUCATION</b>			
	Pentucket Base Assessment	\$3,420,326.00	\$3,767,824.00	\$3,767,824.00

Pentucket Supplemental Assessment (partial fy '02)	\$ 333,285.00	\$ 142,567.00	\$ 142,567.00
Pentucket Capital Assessment	\$ 173,303.00	\$ 173,631.00	\$ 173,631.00
Whittier VoTech Assessment	\$ 228,393.00	\$ 286,071.00	\$ 286,071.00
SUBTOTAL	\$4,155,307.00	\$4,370,093.00	\$4,370,093.00

<b>TOTAL EDUCATION COSTS</b>	<b>\$4,155,307.00</b>	<b>\$4,370,093.00</b>	<b>\$4,370,093.00</b>
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**TOTALS BY CATAGORY**

GENERAL GOVERNMENT	\$ 493,501.85	\$ 522,583.49	\$ 493,381.69
PROTECTION OF PERSONS & PROPER	\$ 908,057.30	\$ 904,573.17	\$ 936,687.17
HEALTH & SANITATION	\$ 390,584.00	\$ 402,023.14	\$ 402,023.14
WATER & SEWER	\$ 623,460.00	\$ 648,190.00	\$ 607,000.00
ALL OTHERS	\$1,756,266.00	\$1,757,882.00	\$1,754,727.00
EDUCATION	\$4,155,307.00	\$4,370,093.00	\$4,370,093.00

<b>GRAND TOTAL</b>	<b>\$8,327,176.15</b>	<b>\$8,605,344.80</b>	<b>\$8,563,912.00</b>
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Notes of Amendments: Section 8 Planning Board:

Jim Freer amended this article and gave his \$300.00 stipend to expense line

Voted favorably by town meeting

Section 24, Water Expense line

James Sheehan amended expense account and changed the amount from \$121,283.00 to \$135,283.00 Motion was favorably acted on.

Section 30 Was amended by Mark Provost, member of Council on Aging:

Amended Dir Salary \$33,000.00, 2 senior aides (moved to 25 hrs week) \$26,150, as follows:

Van Driver 1 at \$4,300.00, and Van driver 2 at \$4,300. Senior Aide \$5,200.

For total of \$82, 500.00

This amendment was defeated by town action vote and budget stayed as finance recommended.( 44 in favor 57 against)

**The third session of the annual town meeting was convened on Monday June 4<sup>th</sup> when the Moderator, Valerie Osborne declare a quorum. , and the following business was conducted:**

**ARTICLE 25:** To see if the Town will vote to increase the hourly wage of the Council on Aging Van driver from \$6.75 an hour to \$10.00 an hour for 20 hours per week for 26 weeks, and raise and appropriate the sum of ONE THOUSAND EIGHT HUNDRED SEVENTY-TWO DOLLARS (\$1,872.00) for fiscal year 2002; or take any other action relative thereto.

**Note:** This position is shared with the Town of Merrimac ten hours each week in each town. The van driver is here Monday, Wednesday, Friday or Tuesday, Thursday on alternate weeks. Six months is paid by each town. Highly supported by the Board of Directors of the Council On Aging.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS ACTION**

**ACTION TAKEN:** Moved and seconded for favorable action. No Discussion took place. Voted majority favorable action.

**ARTICLE 26:** To see if the Town will vote to fix the salary and compensation of all elective and appointive officers of the Town for twelve months ending June 30, 2002. Fixing of salaries according to Articles 24 - 25 above.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**ACTION TAKEN :**Moved and seconded for favorable action. No discussion took place. Voted Unanimous favorable action.

**ARTICLE 27:** To see if the Town will vote to approve the Board of Selectmen leasing for five years, with three 5-year renewal options, and for other such terms and conditions as the Board of Selectmen deem to be for the best interest of the town, approximately 3,600 square feet of certain town-owned real property located in the RB residential district and shown on Assessors' Map 11, Lot 112 (5.6 acres of land off Gardner Street) and on Assessors' Map 17, Lot 69 (1 acre site current location of town's water tank) for the purpose of constructing a Wireless Communications Facility; or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**ACTION TAKEN:** Moved and seconded for favorable action.

**Discussion:** Resident John Soucy asked two questions:

1. Article 14 stated three lots were approved, why are only two noted on this article?

The other lot is the one at the Town Complex. This lot was not thought to be the best for an antenna due to the surroundings.

2. Soucy stated that there were restriction on this parcel outlined in the deed.

Bruce Adams, Chair of Water Board spoke in favor of this site.

Jean Houghton, stated that if there are restriction, then perhaps we should not be considering this site.

Town Counsel stated that this article gave the selectmen the ability to pursue all negations.

A citizen from King street asked why was the Town Complex site ruled out yet, it was alright to place in the King street residential area.

Selectman Chairman, Barbara Sheehan stated that a balloon test was done and it could not be seen.

Carol Grazio stated that the town could incur many legal bills to do this.

Question was moved and seconded. Hand count was taken with 53 in favor and 36 against. Article did not pass with a 2/3 favorable vote.

**ARTICLE 28:** To see if the Town will vote to accept Mulberry Street as a public way in accordance with the report of the Road Commissioner as laid out in plans and reports on file with the Town Clerk and recorded with the Essex County Registry of Deeds, Plan Book 314, Plans 70 and 71, and further to authorize the Selectmen to accept all necessary easements on such street; or take any other action relative thereto.

**ROAD COMMISSIONER RECOMMENDS FAVORABLE ACTION**

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**ACTION TAKEN:** Moved and seconded for favorable action. Voted unanimous favorable action.

**ARTICLE 29:** To see if the Town will vote to transfer the care, custody, management and control of the following tax foreclosure properties to the Conservation Commission:

Assessors		Location	Acres
Map	Lot		
46	42B	Center Street	1.25

The Conservation Commission will manage these properties for conservation and passive recreation in accordance with the Conservation Commission Act (G.L. Chapter 40, §8C); or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD HAS NO RECOMMENDATION**

**ACTION TAKEN:** Moved and seconded for favorable action.

**Discussion:** Resident asked where is this property? Dorna Caskie, member of the Conservation Commission stated she did not know. She explained that the Open Space Committee was securing tax title land if it was not suitable for building and could be used as open space/wildlife area. It was clarified that the area was in the vicinity of Johnson Pond.

**Voted Majority for favorable action. Note this article had to be re-considered due to the fact that it needed a 2/3/ favorable vote. The article was voted favorably for re-considering and then voted favorable by 2/3 vote.**

**ARTICLE 30:** To see if the Town will vote to appropriate the sum of TWENTY THOUSAND DOLLARS (\$20,000.00) for the Reserve Fund, said amount to be transferred from the Overlay Surplus Account; or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**ACTION TAKEN:** Moved and seconded for favorable action. Voted Unanimous favorable action.

**ARTICLE 31:** To see if the Town will vote to accept the sum of THIRTY THOUSAND DOLLARS (\$30,000.00) from the Groveland Municipal Electric Department Operation Account to Town Estimated Receipts to reduce the Tax Rate for the twelve months ending June 30, 2002; or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**ACTION TAKEN:** Moved and seconded for favorable action. No discussion took place. Voted Unanimous favorable action.

**ARTICLE 32:** To see if the Town will vote to appropriate the sum of TEN THOUSAND DOLLARS (\$10,000.00) to Cable TV Public Access Expenditure Account,

Line Item #01-5-199-299, by transferring said amount from the Cable Technology Fund, Account #24-3590-48, or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**ACTION TAKEN:** Moved and seconded for favorable action. No discussion took place. Voted majority favorable action.

**ARTICLE 33:** To see if the Town will vote to appropriate the sum of FIVE THOUSAND SEVEN HUNDRED TEN DOLLARS (\$5,710.00) to the Conservation Commission Expenditure Account, Line Item #01-5-171-200, for Fiscal Year 2002 by transferring said amount from the Conservation Commission Receipts Reserved for Appropriation; or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**ACTION TAKEN:** Moved and seconded for favorable action. Report was given by Dorna Caskie. (see report in official Town Clerk Copy)  
Voted Unanimous favorable action.

**ARTICLE 34:** To see if the Town will vote to raise and appropriate the sum of FIVE THOUSAND NINE HUNDRED NINETY-ONE DOLLARS AND SIXTY-FIVE CENTS (\$5,991.65) for the purpose of paying one-tenth of the town's allocated portion of the response costs and other damages in connection with the remediation of the Charles George Land Reclamation Trust Landfill located in Tyngsborough, MA., as required in the consent decree entered in the case of United States v. Charles George Trucking Co., et al; or take any other action relative thereto.

NOTE: Eighth of ten payments due. Final payment due 9/15/2003.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**ACTION TAKEN:** Moved and seconded for favorable action. No discussion took place. Unanimous favorable action.

**ARTICLE 35:** To see if the Town will vote to raise and appropriate the sum of NINE HUNDRED DOLLARS (\$900.00) for the purpose of providing this amount to the William R. Dewhirst, Jr. Post 7366, Veterans of the Foreign Wars of the United States, Groveland, MA to pay for heat, electricity, and maintaining its meeting place and any expenses to support this request in fiscal 2002; or take any other action relative thereto. (Note: Authorization for this appropriation is provided in MGL, C 40, S 9).

Article submitted by VFW members.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**ACTION TAKEN:** Moved and seconded for favorable action. No discussion took place. Voted unanimous favorable action.

**ARTICLE 36:** To see if the Town will vote to reauthorize the Groveland Police Revolving Fund as established at Annual Town Meeting held June 30, 1992 and authorized by Chapter 44, Section 53E ½ of Massachusetts General Laws. The purpose of this fund is to allow receipts received from the General Court and Registry of Motor Vehicles pertaining to motor vehicle fines to be expended without further appropriation for the operation and maintenance of the Highway Safety Patrol Car. The Police Chief may, upon approval of the Board of Selectmen, expend from this account an amount not to exceed FORTY-FIVE THOUSAND DOLLARS (\$45,000.00) for Fiscal 2002. All monies received in excess of Forty-Five Thousand Dollars to be deposited in the Town's General Fund Account. The operation and maintenance of the Safety Car Program to be at no cost to the taxpayer.

The Police Chief shall give a report to the FY 2003 Annual Town Meeting detailing the total receipts and expenditures of this fund for Fiscal 2002.

Article submitted by Police Chief.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**ACTION TAKEN:** Motion made and seconded to dispense with the reading. Voted favorable to do so. Moved and seconded for favorable action. Discussion: Police Chief Ronald C. Weeks spoke in favor of the article. Voted majority favorable action.

**ARTICLE 37:** To see if the Town will vote to reauthorize the Pines Recreation Boat Ramp Revolving Fund as established at Special Town Meeting held October 13, 1992 and authorized by Chapter 44, Section 53E ½ of Massachusetts General Laws. The purpose of this fund is to allow receipts received from the sale of Pines Boat Ramp and Mooring Permits to be expended without further appropriation for the purchase of floats, safety equipment, walk ramp, necessary hardware for installation, and maintenance and repair of Pines Boat Ramp. The Pines Recreation Development Committee may, upon approval of

the Board of Selectmen, expend from this account an amount not to exceed THREE THOUSAND DOLLARS (\$3,000.00) during Fiscal 2002.

A representative of the Pines Recreation Development Committee shall give a report to the FY 2003 Annual Town Meeting detailing the total receipts and expenditures of this fund for Fiscal 2002.

Article submitted by Harbormaster.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**ACTION TAKEN:** moved and seconded to dispense with the reading. Voted favorable to do so. Moved and seconded for favorable action. Voted unanimous favorable action.

**ARTICLE 38:** To see if the Town will vote to reauthorize the Recycling Revolving Fund as established at Special Town Meeting held March 4, 1991 and authorized by Chapter 44, Section 53E ½ of Massachusetts General Laws. The purpose of this fund is to allow receipts received from fees paid at appliance and tire drop off days, hazardous waste disposal days, and donations made to the recycling fund to be expended without further appropriation for the maintenance and operation of the town's white goods and tire programs, and the household hazardous waste disposal day. The Board of Health may, upon approval of the Board of Selectmen, expend from this account an amount not to exceed SEVEN THOUSAND DOLLARS (\$7,000.00) for Fiscal 2002; or take any other action relative thereto.

The Board of Health shall give a report to the FY 2003 Annual Town Meeting detailing the total receipts and expenditures of this fund for Fiscal 2002.

Article submitted by Board of Health.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**ACTION TAKEN:** Moved and seconded to dispense with the reading. So voted favorable to do so. Moved and seconded for favorable action. No discussion took place. Voted Majority favorable action.

**ARTICLE 39:** To see if the Town will vote to reauthorize the Veasey Memorial Park Revolving Fund, as established at the Special Town Meeting held December 2, 1996 and authorized by Chapter 44, Section 53E-1/2 of Massachusetts General Laws. The purpose of this fund is for the Conservation Commission to pay the operating costs of Veasey Memorial Park. The Conservation Commission may expend from this account an amount



not to exceed TWENTY THOUSAND DOLLARS (\$20,000.00) for Fiscal Year 2002; or take any other action relative thereto.

The Conservation Commission shall give a report to the FY2003 Annual Town Meeting detailing the total receipts and expenditures of this fund for FY2002.

Article submitted by Conservation Commission.

#### **BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

#### **FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**ACTION TAKEN:** Moved and seconded to dispense with the reading of the article. Voted favorably to do so. Moved and seconded for favorable action.

**Discussion:** Dorna Caskie gave a brief report. A more detail report is part of the official Town Clerk's Record.

Voted Unanimous favorable action.

The Town Clerk, Richard T. Sciacca , gave a report of the 150 Committee.

#### **Annual Report of the Groveland 150<sup>th</sup> Committee, June 4, 2001**

The 150<sup>th</sup> Anniversary Committee was formed by a group of dedicated townspeople to help celebrate Groveland's first 150 years.

The Committee started the celebration with a replica of the first annual town meeting held at the Groveland Congregational Church on March 18, 2000, where the original town meeting was held, with townspeople in costume of the 1850's, great refreshments, and a great time was held for all that attended.

June 24, the Committee organized a grand parade that Groveland has not seen for years.

The parade was lined with bands, floats and marching units, the parade route was decorated with flags, refreshments were served to all that marched ending an exciting day with the celebration of Groveland Days at the town hall complex for all to enjoy.

A town picnic was held June 24, at the Pines Recreation area including air balloon rides, again following an old tradition of an air balloon can e seen in the town hall in the old photos lining the walls.

On December 10, the Committee organized a holiday party for all townspeople, young, seniors and in between at Veasey Park. All who attended filled the day with entertainment, refreshment and participation

The Committee throughout the year designed, planned, ordered and sold souvenirs of the 150<sup>th</sup> year: sweat shirts, polo shirts and tee shirts, mugs, decals, and a beautifully designed throw showing some of Groveland's great history. Most all can still be purchased until the supply runs out.

The Committee is now working on a souvenir booklet and hopefully one last function to remember the 150<sup>th</sup> year in Groveland.

Members of the Committee have discussed at length remaining as a Committee to continue with special projects in town in the future to show

Groveland's civic pride.

Committee members include Richard T. Sciacca vice chairman, Claire Walsh, treasurer, Pam Blaquiere, secretary, James Andrews, Sandt Daniels, Tracy Gilford, Carol Shellnut, Valerie Osborne, and many others who helped pitch in on particular projects.

The Committee welcomes new people and new ideas.

A very sincere thank you to all,  
Penny Sheldon, chairman.

Moderator Valerie Osborne spoke of the spirit of the Chairman, even though she has been sick with cancer, and lost her husband Fred Sheldon. How she was a real driving force to get the committee to stay on task.

**ARTICLE 40:** To see if the Town will vote to transfer from the Conservation Commission for conservation, open space and passive recreation purposes to the Conservation Commission for such purposes and also for the purpose of leasing; and authorize the Conservation Commission to enter into lease agreements and renewals thereof for the leasing of Lucille Cottage, the Main Building, Shepherd's Cottage and the single family home numbered 199 Washington Street, and their immediately surrounding yard areas and access thereto, located at Veasey Park, for a use that the Director of the Massachusetts Division of Conservation Management deems to be a permitted use under the Conservation Restriction and Recreational Easement granted by the Town to the Commonwealth of Massachusetts with respect to Veasey Park and deems to be consistent with state and federal grant programs affecting the permitted use of Veasey Park, such lease to be on such terms and conditions as the Conservation Commission deems in the best interest of the Town and the preservation of Veasey Park and to be for such term of years, which, together with renewals, may be longer than ten years, as the Conservation Commission shall determine, provided that such leasing is conducted in compliance with G.L. c. 30B (the Uniform Procurement Act) and that the lessor under such lease is required to comply fully with requirements of law applicable to remodeling, reconstructing or repairing public buildings; and further to authorize the Conservation Commission to grant such non-exclusive easements as may be required by public utility companies to provide services to Lucille's Cottage, the Main Building, Shepherd's Cottage and the single family home numbered 199 Washington Street, such easements to be of such terms and conditions as the Conservation Commission deems in the best interest of the Town and the preservation of Veasey Park; and further to authorize the Board of Selectmen to petition the Massachusetts Legislature for approval of such transfer, change of use, lease and easements under Article 97 of the Amendments to the Massachusetts Constitution, if such approval is determined to be necessary; or take any other action relative thereto.

Article submitted by Conservation Commission

**CONSERVATION COMMISSION RECOMMENDS FAVORABLE/UNFAVORABLE ACTION**

**ACTION TAKEN:** Article was withdrawn.

Meeting was moved and seconded to dissolve at 8:25 P.M. So voted favorable. This is a true attest of the minutes of the Annual Town Meeting which made up of three session which comprise the Annual Town Meeting.

\_\_\_\_\_  
Richard T. Sciacca, Town Clerk

And you are directed to serve this Warrant by posting attested copies thereof in said Town, one copy in each of the three parts of Town known as Savaryville, the Village, and South Groveland, fourteen (14) days at least before the time of holding said meeting.

Hereof fail not and make due return of this Warrant, with your doings thereon to the Precinct Clerk, at the time and place of said meeting.

Given under our hands this 9<sup>th</sup> day of April in the year of our Lord two thousand one.

\_\_\_\_\_  
Kathleen S. Kastrinelis, Chairman

\_\_\_\_\_  
Barbara A. Sheehan

\_\_\_\_\_  
Elizabeth A. Gorski

A true copy, attest:

\_\_\_\_\_  
Richard T. Sciacca, Town Clerk

\_\_\_\_\_  
Ronald C. Weeks, Police Chief

**OFFICER'S RETURN**

I have notified and warned the inhabitants of the Town of Groveland who are qualified to vote in Town Affairs by posting true and attested copies of this Warrant at the Town Hall, Savaryville and South Groveland. Said copies not having been posted less than **fourteen days** before the time of said meeting.

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Richard T. Sciacca, Town Clerk

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Ronald C. Weeks, Police Chief