



# 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, 253 School Street, Groveland, MA on Monday, April 26, 2004 @ 7:30 P.M.** to vote on the following Articles:

**ARTICLE 1:** 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**

**DATE AND ACTION TAKEN:** April 26, 2004: Moved and seconded for favorable action. No discussion took place, Voted favorable action.

**ARTICLE 2:** To see if the Town will vote to raise and appropriate the sum of ONE HUNDRED AND NINETY THOUSAND DOLLARS (\$190,000.00) for the purpose of continuing the Groveland Road Management Program funding for its eighth year, for Fiscal Year 2005, which, when combined with state Chapter 90 funds and town approved Highway Department funds, will enable the road improvement projects on the roads listed below beginning July 1, 2004; said vote contingent upon approval by the voters at the Annual Town Election on May 3, 2004 of a Capital Outlay Exclusion Ballot Question to increase the levy limit in the amount of the aforementioned appropriation FOR THE 2005 FISCAL YEAR ONLY; or take any action relative thereto.

Submitted by the Road Study Committee.

Center Street (Salem Street to House number 55)  
Main Street (overlay, from School Street to intersection with Gardner Street)  
King Street (from Georgetown line to King's Way)

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**DATE AND ACTION TAKEN:** April 26, 2004. Motion was made and seconded for favorable action. No discussion took place. Voted favorable action.

**ARTICLE 3:** To see if the Town will vote to raise and appropriate the sum of EIGHTY THOUSAND DOLLARS (\$80,000.00) for the purpose listed below, said vote to be contingent upon approval by the voters at the Annual Town Election on May 3, 2004 of a Capital Outlay Exclusion Ballot Question to increase the levy limit in the amount of the aforementioned appropriation FOR THE 2005 FISCAL YEAR ONLY; or take any other action relative thereto.

Replacement of Firefighter Turnout Gear – [Chapter 44, Section 7(a) or any other enabling act]

Article submitted by the Capital Improvement Committee.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**DATE AND ACTION TAKEN:** April 26, 2004: Moved and seconded for favorable action. Discussion: Question was asked, "How often is the turn out gear replaced"? Fire chief responded that the gear is thirteen years old. He stated that it could no longer be repaired. The fire chief stressed that this a volunteer fire staff. He asked that voters see that these men have the protective gear the need, to protect their safety. No other discussion took place. Voted Favorable action.

**ARTICLE 4:** To see if the Town will vote to raise and appropriate the sum of SEVENTEEN THOUSAND FIVE HUNDRED DOLLARS (\$17,500.00) for the purposes listed below, said vote to be contingent upon approval by the voters at the Annual Town Election on May 3, 2004 of a Capital Outlay Exclusion Ballot Question to increase the levy limit in the amount of the aforementioned appropriation FOR THE 2005 FISCAL YEAR ONLY; or take any other action relative thereto.

Replacement of the South Groveland Fire Station Doors and accompanying electrical work - [Chapter 44, Section 7(3A) or any other enabling act]

Purchase of a Mower for the Cemetery Department – [Chapter 44, Section 7(9) or any other enabling act]

Article submitted by the Capital Improvement Committee.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**DATE AND ACTION TAKEN:** April 26, 2004 Moved and seconded for favorable action. Discussion: Pat Willett asked, "Why are these two items listed together?" She also asked, "What is the cost of each?" Jeff Pappas, Chairman of the Capital Committee, stated that his committee has listed items both separately as well as together in the past. This year the committee felt it best to combine the two item into one request. The issue of the doors was brought up and it was asked why were they so expensive? Kermit Cross, Fire Engineer, explained that these were remote control doors. He also pointed out that they would also be insulated.

As to the Lawn Mower, it was asked, "What does the Cemetery department use now for mowing." Dick Sciacca, Cemetery Commissioner, stated that we have used the mower from the highway department this past year. He stressed that we need one of our own. No further discussion took place. Voted favorable action

**ARTICLE 5:** To see if the Town will vote to approve that portion of the 2005 Fiscal Year Supplemental Operating Budget of the Pentucket Regional School District that requires an override; and to raise and appropriate the sum of FIVE HUNDRED NINETEEN THOUSAND NINE HUNDRED SIXTY-EIGHT DOLLARS (\$519,968.00) 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 \$519,968.00 in real estate and personal property taxes; or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**DATE AND ACTION TAKEN:** April 26, 2004: Moved and seconded for favorable action. No discussion took place. Voted favorable action.

**ARTICLE 6:** To see if the Town will vote to raise and appropriate a sum not to exceed One Million Dollars (\$1,000,000.00) to be used by the Electric Light Department for extending or enlarging the electric lighting plant by constructing an addition to the sub-station located on Main Street, and for costs incidental and related thereto, and that to raise this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow this amount under and pursuant to Chapter 44, Section 8 (8) of the General Laws, as amended and supplemented, or any other enabling authority or act, and to Issue Bonds or Notes of the Town therefore; and to direct that electric rates and charges be so established from time to time as to provide sufficient Electric Department revenue to pay principal and interest and other debt charges payable on account of the general obligation bond or notes issued hereunder; or take any other action relative thereto.

**ELECTRIC LIGHT COMMISSIONERS RECOMMEND FAVORABLE/UNFAVORABLE ACTION**

**DATE AND ACTION TAKEN:** April 26, 2004 Moved and seconded for favorable action. Discussion: "Will the rates increase to each household.?" Answer was no from the Light Manager. The manager stated that payment of this bond would be from the surplus monies from the electric budget, Question, "Have monies have been generated from your electric rates?", Diane Guptill asked, Yes was her answer. "Why then was the light department returning thirty thousand dollars to the town. The manager stated that this is lieu of payment of taxes to the town. Voted favorable action with the moderator declaring 2/3 favorable action.

**ARTICLE 7:** To see if the Town will vote to appropriate the sum of TWO HUNDRED FORTY THOUSAND DOLLARS (\$240,000.00) for the purpose of financing the engineering and construction sewers, sewer services and related sewer system improvements for Center Street sewer project including without limitation all costs thereof; that to meet this appropriation the Finance Director with the approval of the Selectmen is authorized to borrow Two Hundred Forty Thousand Dollars (\$240,000.00) and issue bonds or notes therefore under G.L. c.44, §7 or any other enabling act or authority; that such bond or notes shall be general obligations of the Town unless the Finance Director with the approval of the Selectmen determines that they should be issued as limited obligations and may be secured by local system revenues; and to take any other action necessary to carry out the project. Said amount to be offset by sewer betterment assessments.

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

**DATE AND ACTION TAKEN:** April 26, 2004: Moved and seconded for favorable action. Discussion: A question was asked as to what section of Center Street would get sewerage? It was stated that from resident number 173-212. First phase would be out of Whitestone to the Bagnall School. Eventually it would go to Pandora Drive, up to the Tea Garden (on route 97). Finally. to Harvard, Yale and Murray Ave. It was also

pointed out the cost of this extension of sewerage would be in the form of betterment to those who are linking up to the sewerage line as it passes by their homes.

Richard Beaumont, Center Street, expressed that the homeowner must pay for the distance by their home even if they did not want to tie into the sewer system. He also stated that there are the additional costs to the homeowner if they have to re-route their system from the back of their home to the front. He stressed that he did not think it was fair that homeowners who did not want the service would be forced to pay for the line going by their home.

John Maguire, Center Street agreed with the previous statement. Jack Bevelaqua, Board of Health stated that there were no health issues, which would demand this project to be done. He stated that this was being done for the betterment of the developers. A question was asked how this payment would be paid. It would be through a betterment charge over twenty years at a cost of five per cent. This payment must be paid off when the house is sold. Rich Hackett asked if Center Place could be tied into Apple Blossom. Answer was yes it could. However only these projects would be able to tie into the sewerage line. With no other discussion it was voted favorably. The moderator declared 2/3 unfavorable action.

**ARTICLE 8:** To see if the Town will vote to appropriate the sum of TWO HUNDRED TWENTY-FIVE THOUSAND DOLLARS (\$225,000.00) for the purpose of financing the engineering and construction sewers, sewer services and related sewer system improvements for Balch Avenue sewer project including without limitation all costs thereof; that to meet this appropriation the Finance Director with the approval of the Selectmen is authorized to borrow Two Hundred Twenty-Five Thousand Dollars (\$225,000.00) and issue bonds or notes therefore under G.L. c.44, §7 or any other enabling act or authority; that such bond or notes shall be general obligations of the Town unless the Finance Director with the approval of the Selectmen determines that they should be issued as limited obligations and may be secured by local system revenues; and to take any other action necessary to carry out the project. Said amount to be offset by sewer betterment assessments.

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

**DATE AND ACTION TAKEN:** April 26, 2004: Motion was made and seconded for favorable action.

**Discussion:** Bruce Adams, Water Department stated that this article was place on the warrant through a petition from the residents of Balch Ave. Bruce went on to state that now there seems to be lack of support by the majority of Balch Street residents for this article. Thus it was moved to Table this article. Voted 2/3/favorable action to table.

**ARTICLE 9:** 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 2005; or take any other action relative thereto.  
Note: Authorization for this appropriation is provided in MGL, C. 40, S. 9.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**DATE AND ACTION TAKEN:** April 26, 2004; Moved and seconded for favorable action. Voted favorable action.

**ARTICLE 10:** To see if the Town will vote to raise and appropriate the sum of TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00) for the purpose of completing the fourth and final phase of the town's Master Plan; or take any other action relative thereto.

**PURPOSE:** The purpose of this final phase funding for the Master Plan is to complete the Land Use Plan, Housing and other departments completion of their section. Once compiled the complete Master Plan will be published and updated on a regular basis. Many items assembled have already been put into action and are under way for completion. The Master Plan is directly tied to the Growth Management Bylaw and must be completed and implemented on a scheduled basis.  
Article submitted by the Planning Board

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**PLANNING BOARD RECOMMENDS FAVORABLE ACTION**

**DATE AND ACTION TAKEN:** April 26, 2004: Moved and seconded for favorable action; Discussion: Walter Sorenson spoke as to the fact the town has already funded three phases of this plan. The final plan in this article will implement the Master Plan. It will also keep the Growth Management plan in progress.. Richard Lombard asked will the first three phases also be updated. Answer was yes. Voted favorable action.

**ARTICLE 11:** To see if the Town will vote to raise and appropriate the sum of TWO THOUSAND DOLLARS (\$2,000.00) for the purpose of reimbursing Chairman of the Planning Board for an out of pocket legal payment made under the penalty of lawsuit; or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**DATE AND ACTION TAKEN:** April 26, 2004 Moved and seconded for favorable action. Discussion Peggy McDermott, Center Street asked, "Wasn't this voted down at another town meeting." Answer was yes. Bill Darke , Selectman spoke and stated that this bill should be paid . He stated that this error was caused through an administrative error. Voted favorable action.

**ARTICLE 12:** 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, 2005; or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**DATE AND ACTION TAKEN:** April 26, 2004 Moved and seconded for favorable action. No discussion took place. Voted favorable action.

**ARTICLE 13:** 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**

**DATE AND ACTION TAKEN** April 26, 2004 Moved and seconded for favorable action. No discussion took place. Voted Favorable action.

**ARTICLE 14:** 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 ½ of Massachusetts General Laws. The purpose of this fund is for the Conservation Commission to pay operating costs of Veasey Memorial Park. The Conservation Commission may expend from this account an amount not to exceed THIRTY THOUSAND DOLLARS (\$30,000.00) for Fiscal 2005; or take any other action relative thereto.

The Conservation Commission shall give a report to the FY 2006 Annual Town Meeting detailing the total receipts and expenditures of this fund for Fiscal 2005.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**DATE AND ACTION TAKEN:** April 26, 2004: Moved and seconded for favorable action. Discussion: Michael Dempsey, Chairman of Conservation Commission, read his report, which is attached to this document. No discussion took place. Voted favorable action

**ARTICLE 15:** 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 FIFTY THOUSAND DOLLARS (\$50,000.00) for Fiscal 2005. All monies received in excess of Fifty 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 2006 Annual Town Meeting detailing the total receipts and expenditures of this fund for Fiscal 2005.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION** April 26, 2004: Moved and seconded for favorable action. Police Chief gave report, Ronald C. Weeks . See attached document. Voted Favorable action.

**DATE AND ACTION TAKEN:**

**ARTICLE 16:** 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 FIVE THOUSAND DOLLARS (\$5,000.00) during Fiscal 2005.

A representative of the Pines Recreation Development Committee shall give a report to the FY 2006 Annual Town Meeting detailing the total receipts and expenditures of this fund for Fiscal 2005.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

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

Favorable action.

**ARTICLE 17:** 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 2005; or take any other action relative thereto.

The Board of Health shall give a report to the FY 2006 Annual Town Meeting detailing the total receipts and expenditures of this fund for Fiscal 2005.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**DATE AND ACTION TAKEN: April 26, 2004: Moved and seconded for favorable action. Discussion: John P. Bevelacqua, Chairman of the Board of Health stated that the recycle account can have up to \$2000.00 in their account. These monies were generated due to appliances, which were dropped off, and residents paid the fee to do so. He stated that it was the intent of the Health Department to conduct a Hazardous Waste drops off. day this year. Debra Webster stated that last year we authorized this fund, yet we did not have any days for drop off. Will we have then in the new fiscal year? Jack stated that the waste contract has built into it appliance drop off days. Debra Webster asked that for the record, that the Board of Health does have these drop off days, and that if they should fail to do so, that the monies not be appropriated next year. No further discussion took place and this article was voted favorable.**

Onmibus Budget - Town Meeting Format

		FY 2005	FY 2005	Finance	FY 2005
		Requested	Fin Director	Board	Adopted
	Line Item		Recommends	Recommends	
<b>GENERAL GOVERNMENT</b>					
<b>1</b>	<b>MODERATOR</b>				
	Stipend	100.00	200.00	100.00	100.00
	<b>SUBTOTAL</b>	100.00	200.00	100.00	100.00
<b>2</b>	<b>SELECTMEN</b>				
	Selectmen's Stipend	1,500.00	4,500.00	1,500.00	1,500.00
	Admin. Asst. Salary	41,279.00	43,343.00	43,343.00	43,343.00
	Town Audit	18,900.00	18,900.00	18,900.00	18,900.00
	Expenses	5,343.00	5,343.00	5,343.00	5,343.00
	<b>SUBTOTAL</b>	67,022.00	72,086.00	69,086.00	69,086.00
<b>3</b>	<b>AD-HOC COMMITTEES</b>				
	Expenses	400.00	400.00	400.00	400.00
	<b>SUBTOTAL</b>	400.00	400.00	400.00	400.00
<b>4</b>	<b>DEPARTMENT OF BUDGET &amp; FINANCE</b>				
	Finance Director's Salary (inc. T/C)	65,790.00	65,790.00	65,790.00	65,790.00
	Asst. Treasurer/Collector's Salary	33,321.00	34,988.00	34,988.00	34,988.00
	Treasury/Collection Clerk	21,126.00	22,183.00	22,183.00	22,183.00
	Tax Title Treasury/Collection	6,000.00	6,000.00	6,000.00	6,000.00
	Expense	15,500.00	15,500.00	15,500.00	15,500.00
	<b>SUBTOTAL</b>	141,737.00	144,461.00	144,461.00	144,461.00
<b>5</b>	<b>TOWN ACCOUNTANT</b>				
	Accountant's Salary	40,536.00	42,563.00	42,563.00	42,563.00
	Computer Training				
	Expenses	1,500.00	1,500.00	1,500.00	1,500.00
	<b>SUBTOTAL</b>	42,036.00	44,063.00	44,063.00	44,063.00
<b>6</b>	<b>BOARD OF ASSESSORS</b>				
	Assessor's Stipends	900.00	1,800.00	900.00	900.00
	Assessors' Manager's Salary	31,550.00	33,128.00	33,128.00	33,128.00
	Expenses	4,500.00	4,500.00	4,500.00	4,500.00
	Revaluation Maintenance	24,500.00	24,500.00	24,500.00	24,500.00
	Maps - Updating	3,000.00	3,000.00	3,000.00	3,000.00
	<b>SUBTOTAL</b>	64,450.00	66,928.00	66,028.00	66,028.00
<b>7</b>	<b>TOWN COUNSEL</b>				
	Legal Expense	50,000.00	50,000.00	50,000.00	50,000.00
	<b>SUBTOTAL</b>	50,000.00	50,000.00	50,000.00	50,000.00
<b>8</b>	<b>COMPUTER SYSTEM CONSULTANT</b>				
	Expense	2,500.00	2,500.00	2,500.00	2,500.00
	<b>SUBTOTAL</b>	2,500.00	2,500.00	2,500.00	2,500.00
<b>9</b>	<b>TOWN CLERK</b>				
	Town Clerk's Salary	37,680.00	39,564.00	39,564.00	39,564.00
	Elections & Registrations	14,461.00	14,461.00	14,461.00	14,461.00
	Expenses	2,450.00	2,450.00	2,450.00	2,450.00
	<b>SUBTOTAL</b>	54,591.00	56,475.00	56,475.00	56,475.00
<b>10</b>	<b>CONSERVATION COMMISSION</b>				
	Stipends	1,400.00	1,400.00	1,400.00	1,400.00
	Expenses	6,050.00			
	<b>SUBTOTAL</b>	7,450.00	1,400.00	1,400.00	1,400.00
<b>11</b>	<b>PLANNING BOARD</b>				
	Planning Members' Stipends	1,500.00	3,000.00	1,500.00	1,500.00
	Expenses	16,338.00	4,500.00	6,000.00	6,000.00
	<b>SUBTOTAL</b>	17,838.00	7,500.00	7,500.00	7,500.00
<b>12</b>	<b>MERRIMACK VALLEY PLANNING COMMISSION</b>				
	Assessment	1,895.00	1,895.00	1,895.00	1,895.00

Onmbus Budget - Town Meeting Format

		FY 2005	FY 2005	Finance	FY 2005
	Line Item	Requested	Fin Director	Board	Adopted
	SUBTOTAL	1,895.00	1,895.00	1,895.00	1,895.00
<b>13</b>	<b>ZONING BOARD OF APPEALS</b>				
	Zoning Members' Stipends	-	-	-	-
	Contracted Services & Expenses	8,600.00	2,169.00	3,169.00	3,169.00
	SUBTOTAL	8,600.00	2,169.00	3,169.00	3,169.00
<b>14</b>	<b>MUNICIPAL FIELDS &amp; WATER</b>				
	Expense	3,500.00	3,500.00	3,500.00	3,500.00
	SUBTOTAL	3,500.00	3,500.00	3,500.00	3,500.00
<b>15</b>	<b>MUNICIPAL BUILDINGS</b>				
	Supt. Of Buildings Wages	6,839.00	7,181.00	7,181.00	7,181.00
	Expenses	88,520.00	88,520.00	88,520.00	88,520.00
	Repairs & Maintenance	30,000.00	30,000.00	30,000.00	30,000.00
	Computer Hardware Maint & Lic Fees	21,360.00	21,360.00	21,360.00	21,360.00
	SUBTOTAL	146,719.00	147,061.00	147,061.00	147,061.00
<b>16</b>	<b>INSURANCE</b>				
	Expenses	93,000.00	93,000.00	93,000.00	93,000.00
	SUBTOTAL	93,000.00	93,000.00	93,000.00	93,000.00
<b>17</b>	<b>TOWN REPORTS</b>				
	Expenses	3,920.00	3,920.00	3,920.00	3,920.00
	SUBTOTAL	3,920.00	3,920.00	3,920.00	3,920.00
<b>TOTAL GENERAL GOVERNMENT</b>		<b>705,758.00</b>	<b>697,558.00</b>	<b>694,558.00</b>	<b>694,558.00</b>
<b>PUBLIC SAFETY</b>					
<b>18</b>	<b>POLICE DEPARTMENT</b>				
	Chief's Salary	73,061.00	73,061.00	73,061.00	73,061.00
	Lieutenant's Salary (Sarg)	113,146.00	113,146.00	113,146.00	113,146.00
	Patrolmen's Salary	234,137.00	234,137.00	234,137.00	234,137.00
	Secretary's Salary	19,600.00	20,580.00	20,580.00	20,580.00
	Other Wages	102,330.00	102,330.00	102,330.00	102,330.00
	Incentive Wages	85,489.00	85,489.00	85,489.00	85,489.00
	Cruiser (Article)	24,500.00	24,500.00	24,500.00	24,500.00
	Harbormaster Stipend	100.00	100.00	100.00	100.00
	Harbormaster Expenses	1,000.00	1,000.00	1,000.00	1,000.00
	Other Expenses	41,325.00	41,325.00	41,325.00	41,325.00
	SUBTOTAL	694,688.00	695,668.00	695,668.00	695,668.00
<b>19</b>	<b>PARKING CLERK</b>				
	Expense	250.00	250.00	250.00	250.00
	SUBTOTAL	250.00	250.00	250.00	250.00
<b>20</b>	<b>COMMUNICATIONS</b>		Amended	\$169,277.00	\$169,277.00
	Wages	164,346.00	164,346.00	164,346.00	169,277.00
	Expenses	5,880.00	5,880.00	5,880.00	5,880.00
	SUBTOTAL	170,226.00	170,226.00	170,226.00	175,157.00
<b>21</b>	<b>FIRE DEPARTMENT</b>				
	Fire Engineers' Stipends	500.00	500.00	500.00	500.00
	Chief's Salary	13,111.00	13,767.00	13,767.00	13,767.00
	Clerk's Salary	5,304.00	5,570.00	5,570.00	5,570.00
	Firefighter Wages	70,170.00	68,670.00	70,170.00	70,170.00
	Inspector's Wages	2,192.00	1,777.00	2,192.00	2,192.00
	Drill Wages	30,000.00	31,500.00	30,000.00	30,000.00
	Expenses	54,003.00	54,003.00	54,003.00	54,003.00
	SUBTOTAL	175,280.00	175,787.00	176,202.00	176,202.00
<b>22</b>	<b>AMBULANCE SERVICE</b>				
	Contracted Expense	15,000.00	15,000.00	15,000.00	15,000.00

Omnibus Budget - Town Meeting Format

		FY 2005	FY 2005	Finance	FY 2005
	Line Item	Requested	Fin Director	Board	Adopted
	SUBTOTAL	15,000.00	15,000.00	15,000.00	15,000.00
<b>23</b>	<b>INSPECTORS</b>				
	Wiring Inspector	6,000.00	6,000.00	6,000.00	6,000.00
	Wiring Inspector Expenses	500.00	500.00	500.00	500.00
	Plumbing & Gas Inspector	7,000.00	7,000.00	7,000.00	7,000.00
	Plumbing & Gas Inspector Expenses	500.00	500.00	500.00	500.00
	Sealer of Weights & Measures	750.00	750.00	750.00	750.00
	Building Inspector	33,939.00	35,636.00	35,636.00	35,636.00
	Building Inspector Expenses	9,007.00	3,089.00	3,807.00	3,807.00
	SUBTOTAL	57,696.00	53,475.00	54,193.00	54,193.00
<b>24</b>	<b>CIVIL DEFENSE</b>				
	Director's Stipend	100.00	100.00	100.00	100.00
	Expenses	1,000.00	1,000.00	1,000.00	1,000.00
	SUBTOTAL	1,100.00	1,100.00	1,100.00	1,100.00
<b>25</b>	<b>ANIMAL CONTROL OFFICER</b>				
	Contract Wages	14,300.00	7,112.00	7,112.00	7,112.00
	Expenses	3,000.00	3,000.00	3,000.00	3,000.00
	SUBTOTAL	17,300.00	10,112.00	10,112.00	10,112.00
<b>TOTAL PUBLIC SAFETY</b>		<b>1,131,540.00</b>	<b>1,121,618.00</b>	<b>1,122,751.00</b>	<b>1,127,882.00</b>
<b>EDUCATION</b>					
<b>26</b>	<b>EDUCATION</b>				
	Pentucket Base Assessment	4,293,340.00	4,293,340.00	4,293,340.00	4,293,340.00
	Pentucket Supplemental Assessment	641,044.00	141,044.00	121,076.00	121,076.00
	Pentucket Capital Assessment	137,140.00	137,140.00	137,140.00	137,140.00
	Pentucket Capital Assessment Supplemental	25,012.00	25,012.00	25,012.00	25,012.00
	Whittier Vocational/Technical Assessment	332,459.00	332,459.00	332,459.00	332,459.00
	SUBTOTAL	5,428,995.00	4,928,995.00	4,909,027.00	4,909,027.00
<b>TOTAL EDUCATION</b>		<b>5,428,995.00</b>	<b>4,928,995.00</b>	<b>4,909,027.00</b>	<b>4,909,027.00</b>
<b>PUBLIC WORKS</b>					
<b>27</b>	<b>TREE WARDEN</b>				
	Tree Warden Stipend	300.00	600.00	300.00	300.00
	Expenses	6,860.00	6,860.00	6,860.00	6,860.00
	SUBTOTAL	7,160.00	7,460.00	7,160.00	7,160.00
<b>28</b>	<b>HIGHWAYS</b>				
	Road Commissioner's Salary	52,852.00	55,495.00	55,495.00	55,495.00
	Highway Salary	102,676.00	102,676.00	102,676.00	102,676.00
	Highway Salary - Part Time	15,000.00	15,000.00	15,000.00	15,000.00
	Emergency Overtime	7,600.00	7,600.00	7,600.00	7,600.00
	Highway Expense	6,000.00	6,000.00	6,000.00	6,000.00
	Front End Loader (Lease)	17,000.00	17,000.00	17,000.00	17,000.00
	Snow & Ice Removal	80,000.00	80,000.00	80,000.00	80,000.00
	Road Machinery Expense	27,600.00	27,600.00	27,600.00	27,600.00
	Road Maintenance Expense	142,323.00	142,323.00	142,323.00	142,323.00
	SUBTOTAL	451,051.00	453,694.00	453,694.00	453,694.00
<b>29</b>	<b>STREET LIGHTING</b>				
	Expenses	20,500.00	22,000.00	20,500.00	20,500.00
	SUBTOTAL	20,500.00	22,000.00	20,500.00	20,500.00
<b>30</b>	<b>RUBBISH COLLECTION</b>				
	Contract Administrator	7,044.00	7,396.00	7,396.00	7,396.00
	Contract Expense	495,985.00	495,985.00	495,985.00	495,985.00
	SUBTOTAL	503,029.00	503,381.00	503,381.00	503,381.00
<b>31</b>	<b>CEMETERY</b>				

Omnibus Budget - Town Meeting Format

		FY 2005	FY 2005	Finance	FY 2005
		Requested	Fin Director	Board	Adopted
	Line Item		Recommends	Recommends	
	Commissioner's Stipend	300.00	600.00	300.00	300.00
	Full Time Wages	28,600.00			
	Part Time Wages	17,606.00	18,308.00	18,308.00	18,308.00
	Expenses	5,775.00	4,000.00	4,000.00	4,000.00
	SUBTOTAL	52,281.00	22,908.00	22,608.00	22,608.00
<b>TOTAL PUBLIC WORKS</b>		<b>1,034,021.00</b>	<b>1,009,443.00</b>	<b>1,007,343.00</b>	<b>1,007,343.00</b>
<b>HUMAN SERVICES</b>					
	<b>32 BOARD OF HEALTH</b>				
	Health Members' Stipends	900.00	1,800.00	900.00	900.00
	Health Nurse Wages	5,203.00	5,464.00	5,464.00	5,464.00
	Health/Sanitation Agent Wages	34,330.00	36,047.00	36,047.00	36,047.00
	Part-time Clerk Wages	10,327.00	10,844.00	10,844.00	10,844.00
	Part-time Wages	-	-	-	-
	Expenses	6,000.00	6,000.00	6,000.00	6,000.00
	SUBTOTAL	56,760.00	60,155.00	59,255.00	59,255.00
	<b>33 COUNCIL ON AGING</b>				
	Director's Salary	34,300.00	36,015.00	36,015.00	36,015.00
	Senior Aide (1) Salary	25,350.00	26,106.00	26,106.00	26,106.00
	Outreach Worker	5,200.00	4,928.00	4,928.00	4,928.00
	Part Time Van Driver	12,350.00	12,967.00	12,967.00	12,967.00
	Expenses	6,336.00	6,336.00	6,336.00	6,336.00
	SUBTOTAL	83,536.00	86,352.00	86,352.00	86,352.00
	<b>34 ELDER SERVICE OF MERRIMACK VALLEY</b>				
	Assessment	392.00	392.00	392.00	392.00
	SUBTOTAL	392.00	392.00	392.00	392.00
	<b>35 VETERANS</b>				
	Veterans' Agent	8,138.00	8,138.00	8,138.00	8,138.00
	Veterans' Benefits	20,000.00	20,000.00	20,000.00	20,000.00
	SUBTOTAL	28,138.00	28,138.00	28,138.00	28,138.00
<b>TOTAL HUMAN SERVICES</b>		<b>168,826.00</b>	<b>175,037.00</b>	<b>174,137.00</b>	<b>174,137.00</b>
<b>CULTURE &amp; RECREATION</b>					
	<b>36 LIBRARY</b>				
	Library Director's Salary	42,959.00	42,959.00	42,959.00	42,959.00
	Library Staff Wages	51,716.00	54,302.00	54,302.00	54,302.00
	Part Time Wages	5,610.00	5,891.00	5,891.00	5,891.00
			Amended	\$42,800.00	\$42,800.00
	Expenses	42,800.00	35,000.00	35,000.00	42,800.00
	SUBTOTAL	143,085.00	138,152.00	180,952.00	188,752.00
	<b>37 RECREATION DEPARTMENT</b>				
	Expenses	8,150.00	6,860.00	7,860.00	7,860.00
	SUBTOTAL	8,150.00	6,860.00	7,860.00	7,860.00
	<b>38 HISTORIC COMMISSION</b>				
	Expenses	980.00	980.00	980.00	980.00
	SUBTOTAL	980.00	980.00	980.00	980.00
	<b>39 MEMORIAL DAY SERVICES</b>				
	Expenses	550.00	550.00	550.00	550.00
	SUBTOTAL	550.00	550.00	550.00	550.00
<b>TOTAL CULTURE &amp; RECREATION</b>		<b>152,765.00</b>	<b>146,542.00</b>	<b>190,342.00</b>	<b>198,142.00</b>
<b>DEBT SERVICE</b>					
	<b>40 DEBT INTEREST</b>				

Onmbus Budget - Town Meeting Format

		FY 2005	FY 2005	Finance	FY 2005
		Requested	Fin Director	Board	Adopted
	Line Item		Recommends	Recommends	
	Used Fire Truck (98)				
	Bagnall School (91, Refunded 02)	33,223.00	33,223.00	33,223.00	33,223.00
	Dump Truck (99)				
	Main Street Storm Drainage (99, Bonded 02)	2,688.00	2,688.00	2,688.00	2,688.00
	Breathing Equipment (00, Bonded 02)	620.00	620.00	620.00	620.00
	Elm Park SAAN (04)	10,150.00	10,150.00	10,150.00	10,150.00
	Fire Pumper (00, Bonded 02)	3,780.00	3,780.00	3,780.00	3,780.00
	Short Term Borrowing	-	-	-	-
	Capital Plan (02)	3,516.00	3,516.00	3,516.00	3,516.00
	Capital Plan (03)	974.00	974.00	974.00	974.00
	Meadow Pond (02)	2,227.00	2,227.00	2,227.00	2,227.00
	Town Hall / Library Roof (03)	1,218.00	1,218.00	1,218.00	1,218.00
	SUBTOTAL	58,396.00	58,396.00	58,396.00	58,396.00
	<b>41 DEBT PRINCIPAL</b>				
	Used Fire Truck (98)				
	Short-Term Borrowing	-	-	-	-
	Bagnall School (91, Refunded 02)	265,000.00	265,000.00	265,000.00	265,000.00
	Dump Truck (99)				
	Main Street Storm Drainage (99, Bonded 02)	10,000.00	10,000.00	10,000.00	10,000.00
	Fire Pumper (00, Bonded 02)	60,000.00	60,000.00	60,000.00	60,000.00
	Breathing Equipment (00, Bonded 02)	20,000.00	20,000.00	20,000.00	20,000.00
	Capital Plan (02)	80,838.00	80,838.00	80,838.00	80,838.00
	Capital Plan (03)	16,800.00	16,800.00	16,800.00	16,800.00
	Meadow Pond (02)	38,400.00	38,400.00	38,400.00	38,400.00
	Town Hall / Library Roofs (03)	16,800.00	16,800.00	16,800.00	16,800.00
	SUBTOTAL	507,838.00	507,838.00	507,838.00	507,838.00
	<b>TOTAL DEBT SERVICE</b>	<b>566,234.00</b>	<b>566,234.00</b>	<b>566,234.00</b>	<b>566,234.00</b>
	<b>UNCLASSIFIED</b>				
	<b>42 ESSEX COUNTY RETIREMENT FUND</b>				
	Assessment	198,806.00	198,806.00	198,806.00	198,806.00
	SUBTOTAL	198,806.00	198,806.00	198,806.00	198,806.00
	<b>43 HAVERHILL RETIREMENT BOARD</b>				
	Assessment	807.00	807.00	807.00	807.00
	SUBTOTAL	807.00	807.00	807.00	807.00
	<b>44 UNEMPLOYMENT COMPENSATION</b>				
	Expense	4,000.00	4,000.00	4,000.00	4,000.00
	SUBTOTAL	4,000.00	4,000.00	4,000.00	4,000.00
	<b>45 EMPLOYEES' HEALTH INSURANCE</b>				
	Expenses	268,000.00	268,000.00	268,000.00	268,000.00
	SUBTOTAL	268,000.00	268,000.00	268,000.00	268,000.00
	<b>46 EMPLOYEES' LIFE INSURANCE</b>				
	Expenses	3,750.00	3,750.00	3,750.00	3,750.00
	SUBTOTAL	3,750.00	3,750.00	3,750.00	3,750.00
	<b>47 MEDICARE TAX</b>				
	Expenses	32,280.00	32,280.00	32,280.00	32,280.00
	SUBTOTAL	32,280.00	32,280.00	32,280.00	32,280.00
	<b>TOTAL UNCLASSIFIED</b>	<b>507,643.00</b>	<b>507,643.00</b>	<b>507,643.00</b>	<b>507,643.00</b>
	<b>GRAND TOTAL</b>	<b>9,695,782.00</b>	<b>9,153,070.00</b>	<b>9,172,035.00</b>	<b>9,184,766.00</b>

**ARTICLE 19:** To see if the Town will vote to raise and appropriate the sum of FIVE HUNDRED EIGHTY-FOUR THOUSAND NINE HUNDRED THIRTY-ONE DOLLARS AND TWENTY-TWO CENTS (\$584,931.22) for use of the Water Department, said sum to be offset by Water Department Revenue; or take any other action relative thereto.

Submitted by Water/Sewer Commissioners

Commissioners' stipend	\$ 900.00
Superintendent's salary	\$ 47,850.83
Office Manager	\$ 28,143.87
Equip. Operators/Laborers	\$ 90,784.07
Overtime & On Call	\$ 21,032.02
Expense	\$196,489.41
Health Insurance	\$ 33,810.15
Retirement	\$ 20,587.87
Bond Debt Prin. & Int.	<u>\$145,333.00</u>
TOTAL	\$584,931.22

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**DATE AND ACTION TAKEN:** April 26, 2004 Moved and seconded for favorable action No discussion took place, Voted Favorable action.

**ARTICLE 20:** To see if the Town will vote to raise and appropriate the sum of TWO HUNDRED TWELVE THOUSAND EIGHT HUNDRED FIFTY DOLLARS (\$212,850.00) for use of the Sewer Department, said sum to be offset by Sewer Department Revenue; or take any other action relative thereto.

Submitted by Water/Sewer Commissioners

Commissioners' stipend	\$ 900.00
Superintendent's salary	\$ 8,455.57
Office Manager	\$ 6,388.42
Equip. Operators/Laborers	\$ 15,932.48
Overtime & On Call	\$ 4,964.60
Expense	\$ 52,007.75
Health Insurance	\$ 5,996.49
Retirement	\$ 3,633.69
Bond Debt Prin. & Int.	\$ 21,701.00
Haverhill Wastewater Plant	\$ 88,000.00
Haverhill Capital Bond	<u>\$ 5,500.00</u>
TOTAL	\$212,850.00

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**DATE AND ACTION TAKEN:**

**ARTICLE 21:** To see if the Town will vote to fix the salary and compensation of all elective and appointive officers of the Town for the twelve months ending June 30, 2005. Fixing of salaries according to Articles #18 - #20 above.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**DATE AND ACTION TAKEN:** April 26, 2004. Moved and seconded for favorable action. No discussion took place.

**Voted Favorable Action.**

**ARTICLE 22:** To see if the Town will vote to accept the provisions of Massachusetts General Laws, Chapter 59, Section 5, Clause 41c and authorize the Board of Assessors to increase the eligibility requirements for both income and asset limits for real estate tax exemptions for senior citizens as follows:

Income Limit: \$15,000.00 for single persons; \$20,000.00 for married persons.

Total Whole Estate: \$40,000.00 for single persons; \$55,000.00 for married persons.  
(excluding residence)

Age requirement: Must be age 70 or over; or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**DATE AND ACTION TAKEN:** April 26, 2004 Moved and seconded for favorable action, No discussion took place, Voted favorable action.

**ARTICLE 23:** To see if the Town will vote to amend its General Bylaws by deleting Section 10-7. Snow & Ice in its entirety, and replacing it with the following:

“Section 10-7. Snow & Ice.

No person other than an employee of the Town of Groveland Highway Department or its designated sub-contractor operating under the direction of the Highway Department shall lay, throw, place or push any snow or ice into or across any street or public way within the Town in a manner which may obstruct the public way or constitute a safety hazard. Enforcement of this bylaw shall be in accordance with Section 1-1 of the General Bylaws and subject to the following fines: 1<sup>st</sup> offense – Warning; 2<sup>nd</sup> offense - \$50.00; 3<sup>rd</sup> offense - \$150.00; and all subsequent offenses - \$300.00”; or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

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

**ARTICLE 24:** To see if the Town will vote to amend Section 1200 of the Town's Zoning Bylaws by adding the words "Lot 1" to the fourth sentence of subsection 1202.1.1 after the word "Map #6" so that the sentence shall read as follows: "There is hereby created a Wireless Communication Overlay District consisting of all Industrial land as shown on the official Zoning Map for the Town and the following parcels located in the RB residential district as shown on the official Zoning Map for the Town and on Assessors' Map #6, Lot 1, 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)."; or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**PLANNING BOARD RECOMMENDS FAVORABLE/UNFAVORABLE ACTION**

**DATE AND ACTION TAKEN:** April 26, 2004. Moved and seconded for favorable action. Discussion:

Explanation given by planning board was that this verb rage would be added on the map for the cell tower. No further discussion took place. Voted 2/3/ Favorable action. Declared 2/3 favorable action declared by the moderator.

**ARTICLE 25:** To see if the Town will vote to amend the Section 300 of the Town's Zoning Bylaws by deleting the number 600 in the third sentence of subsection 301.8.3. Apartment Size and adding in its place the number 900 so that the sentence reads as follows: "The maximum floor size for an accessory apartment within a principle dwelling shall not exceed twenty-five (25%) percent of the habitable area of the dwelling in which it is located, or 900 square feet, whichever is greater."; or take any other action relative thereto.

**PURPOSE:** The purpose of this bylaw amendment is to increase the in-law apartment size to a maximum of 900 square feet from the current 600 square feet. This will prevent the need for those who apply to request a variance from the current bylaw. The old bylaw square foot size is outdated and currently the 900 square foot size is being granted by the ZBA. The ZBA has requested this change to the bylaw.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**PLANNING BOARD RECOMMENDS FAVORABLE ACTION**

**DATE AND ACTION TAKEN:** 26, 2004 Moved and seconded for favorable action. Discussion: Walter

Sorenson, Chairman of Planning Board explained this change would help give more room to property owner. which will make apartments better suited for the handicapped as well as elderly..

Voted 2/3/favorable vote. Declared 2/3 favorable vote declared by the Moderator.

**ARTICLE 26:** To see if the Town will vote to amend the Section 300 of the Town's Zoning Bylaws by adding the words "and not include the setback requirements (area)" to the end of the first sentence of subsection 303.4. so that the first sentence reads as follows: "Each lot, in any district, shall contain a minimum one hundred foot inscribed circle and not include the setback requirements (area)."; or take any other action relative thereto.

**PURPOSE:** The purpose of this bylaw amendment is to make the intent clear of what the bylaw's purpose is, to keep the circle in the contiguous buildable area. Different interpretations could be suggested; after a legal opinion by Town Counsel on the subject, this amendment was deemed necessary for clarity.

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

**PLANNING BOARD RECOMMENDS FAVORABLE/UNFAVORABLE ACTION**

**DATE AND ACTION TAKEN:** April 26, 2004; Moved and seconded to dispense with the reading. No discussion took place. Voted 2/3 favorably. Declared 2/3 favorable vote by the moderator.

**ARTICLE 27:** To see if the Town will vote to amend the Zoning Map as follows:  
To amend the Zoning District on Parcel 21, Map 40 from Residential District R-B to Industrial District C as described as follows:

Beginning at a point 270 feet, more or less, west of the centerline of Harvard Road on the northerly side of Center Street; thence proceeding in a westerly direction along the northerly right-of-way line of Center Street 200 feet more or less; thence in a northerly direction 150 feet along the current R-B/C district boundary; thence proceeding in an easterly direction 190 feet more or less, along the current R-B/C district boundary; thence in a southerly direction 150 feet to the point of beginning;  
or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**PLANNING BOARD RECOMMENDS FAVORABLE/UNFAVORABLE ACTION**

**DATE AND ACTION TAKEN:** April 26, 2004 Motion was made to amend the article as follows: to change Line one from Residential district R-B to Industrial C to read instead from Industrial C to Residential District R-B.

Moved and seconded to amend as stated. Voted favorably to amend.. Discussion: Many voters and board members expressed their concerns about our aquifer and need for protection. Members of the Zoning Board of Appeals felt that if the zoning were left alone their board could better protect the area through their regulations. Don Beaton, spoke of the issues, which were raised, legally when the contamination issues of our well were being dealt with. Vote was taken on the article as amended. Voted unfavorably by 2/3<sup>rd</sup>'s vote.  
Declared unfavorable by 2/3 rd vote by the moderator.

**ARTICLE 28:** To see if the Town will vote to amend the Zoning Map as follows:  
To amend the Zoning District from Industrial District C to Residential District R-B as described as follows:

Beginning at a point on the northerly side of Center Street, 1400 feet east of the intersection of Center Street and Washington Street; thence in a northerly direction about 2100 feet on a line 150 feet east of the thread of the stream known as Grindle Brook, which point is about 1075 feet from the intersection of Main Street and Washington Street; thence in an easterly direction about 2800 feet to a point on the westerly side line of Mass Electric Company easement; thence in a southeasterly direction along the westerly side line of Mass Electric Company easement, about 1600 feet to a point; thence in a southerly direction about 450 feet to a point; thence in a westerly direction about 210 feet to a point at the northwest corner of parcel 2, map 34; thence in a southerly direction about 50 feet to the current R-B/C district line; thence westerly about 650 feet to a point; thence northerly about 440 feet along the easterly boundary of parcel 77B, map 34 to a point; thence westerly about 320 feet along the northerly boundary of parcel 77B, map 34 to a point; thence northerly about 100 feet to a point; thence westerly about 190 feet to a point at the northwest corner of parcel 77B, map 34; thence in a southerly direction about 370 feet to a point about 400 feet north of Center Street; thence in a westerly direction about 740 feet to a point about 125 feet north of Center Street; thence in a southerly direction about 125 feet to the northerly line of Center Street; thence in a westerly direction along the northerly line of Center Street about 1450 feet to the point of beginning;  
or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**PLANNING BOARD RECOMMENDS FAVORABLE ACTION**

**DATE AND ACTION TAKEN:** April 26, 2004. Motion was made and seconded to waive the reading. No discussion took place. Voted favorably to waive the reading. Planning Board Chair stressed the need for passage of this article. No other discussion took place. Moved and seconded to table this article. Voted favorably to table

**ARTICLE 29:** To see if the Town will vote to amend the town's General Bylaws by adopting a Community Preservation Act Bylaw as outlined below; or take any other action relative thereto:

### **Chapter 13**

#### **Community Preservation Committee Bylaw**

##### **Sec. 13-1. Establishment**

There is hereby established a Community Preservation Committee, consisting of seven (7) voting members pursuant to MGL Chapter 44B. The composition of the committee, the appointment authority and the term of office for the committee members shall be as follows:

There is hereby established a Community Preservation Committee, consisting of seven (9) voting members pursuant to MGL Chapter 44B. The composition of the committee, the appointment authority and the term of office for the committee members shall be as follows. (Amendment)

One member of the Board of Selectmen as designated by the Board of Selectmen for a term of three years. (Amendment)

One member of the Finance Committee as designated by the Finance Committee for a term of three years. (Amendment)

One member of the Conservation Commission as designated by the Conservation Commission for a term of three years.

One member of the Planning Board as designated by the Planning Board for a term of three years.

One member of the Historical Commission as designated by the Historical Commission for an initial term of one year and thereafter for a term of three years.

One member of the Recreation Committee as designated by the Recreation Committee for an initial term of one year and thereafter for a term of three years.

One member of the Housing Authority as designated by the Housing Authority for an initial term of one year and thereafter for a term of three years.

One member of the Open Space & Trails Committee as designated by the Open Space & Trails Committee for an initial term of two years and thereafter for a term of three years.

One member of the Affordable Housing Task Force as designated by the Affordable Housing Task Force for an initial term of two years and thereafter for a term of three years.

Each member of the Committee shall serve for the term as set forth above, or until the person no longer serves in the position or on the board or committee as set forth above, whichever is earlier.

Should any of the Commissions, Boards, Councils or Committees who have appointment authority under this Section be no longer in existence for what ever reason, the appointment authority for that Commission, Board, Council, or Committee shall become the responsibility of the Board of Selectmen.

Any member of the Committee may be removed for cause by their respective authority after hearing.

### **Sec. 13-2. Duties**

- (a) The Community Preservation Committee shall study the needs, possibilities and resources of the town regarding community preservation. The committee shall consult with existing municipal boards, including the Conservation Commission, the Historical Commission, the Planning Board, the Recreation Committee, the Housing Authority, the Open Space & Trails Committee, and the Affordable Housing Task Force or persons acting in those capacities or performing like duties, in conducting such studies. As part of its study, the committee shall hold one or more public informational hearings on the needs, possibilities and resources of the town regarding community preservation possibilities and resources. Notice of the meetings shall be posted publicly and published for each of two weeks preceding a hearing in a newspaper of general circulation in the town.
- (b) The Community Preservation Committee shall make one or more recommendations at the Town Meeting for the acquisition, creation and preservation of open space; for the acquisition and preservation of historic resources; for the acquisition, creation and preservation of land for recreational use; for the acquisition, creation and preservation of land for natural resources and conservation purposes; for the creation, preservation and support of affordable housing and for rehabilitation or restoration of such open space, historic resources, land for recreational use and affordable housing that is required or created as provided in this section. With respect to community housing, the Community Preservation Committee shall recommend, wherever possible, the reuse of existing buildings or construction of new buildings on previously developed sites.
- (c) The Community Preservation Committee may include a recommendation at Town Meeting to set aside for later spending funds for specific purposes that are consistent with community preservation but for which sufficient revenues are not then available in the Community Preservation Fund to accomplish those specific purposes or to set aside for later spending funds for general purposes that are consistent with community preservation.

- (d) In every fiscal year, the Community Preservation Committee must recommend either that the legislative body spend, or set aside for later spending, not less than 10% of the annual revenues in the Community Preservation Fund consistent with the provisions in M.G.L. Chapter 44B.

**Sec. 13-3. Requirement for a quorum and cost estimates**

The Community Preservation Committee shall comply with the provisions of the Open Meeting Law, M.G.L. c. 39, §23B. The committee shall not meet or conduct business without the presence of a majority of the members of the Community Preservation Committee, which shall constitute a quorum. The Community Preservation Committee shall approve its actions by majority vote. Recommendations to the Town Meeting shall include the committee's anticipated costs.

**Sec. 13-4. Amendments**

This bylaw may be amended from time to time by a majority vote of the Town Meeting consistent with the provisions of M.G.L. c. 44B.

**Sec. 13-5. Severability**

In case any section, paragraph or part of this bylaw is, for any reason, declared invalid or unconstitutional by any court, every other section, paragraph or part shall continue in full force and effect.

**Sec. 13-6. Effective Date**

Following Town Meeting approval, this bylaw shall take effect immediately upon approval by the Attorney General of the Commonwealth, and after all requirements of M.G.L. c.40, §32 have been met. Each appointing authority shall have thirty days after approval by the Attorney General to make their initial appointments. Should any appointing authority fail to make their appointment within that allotted time, the current acting Chairman on each of the seven groups listed under the Establishment section, will sit on the Community Preservation Committee until another representative is appointed.

Article was presented by Conservation Commission & Open Space Committee

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS UNFAVORABLE ACTION**

**DATE AND ACTION TAKEN:** Finance board stated that the reason they voted unfavorably was 1. Committee make up. 2. That the town will have difficulty in using this fund.

**DATE AND ACTION TAKEN:** Motion to amend Article 29 was submitted and moved and seconded for favorable action.: (Amendment changes are part of the above article so labeled)  
Discussion: Michael Dempsey, Conservation Chairman, spoke in favor of this article. Debra Webster, Wood St. state that 40B is a threat to Groveland. Developers are only interested in development. She spoke in favor of passage of this article. She pointed out that any monies generated by the town will be matched by the state. James Freer, Elm Park, stated that we who live here must pay.

Voted to favorably to amend this article. Moved and seconded for favorable action. Voted favorable action.  
See: Fact sheet presented by the Preservation Committee to the public attached to this report.

**ARTICLE 30:** To see if the Town will vote to designate King Street and Center Street as scenic roads under the Town of Groveland Scenic Roads Bylaw; or take any other action relative thereto.

Article submitted by the Conservation Commission

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS ACTION**

**DATE AND ACTION TAKEN:** April 26, 2004. Motion made and seconded to amend this article by Michael Dempsey, 33 Uptack Road as follows:

To see if the Town will vote to designate King Street and “ Excluding Center Street (Salem Street to house number 55) as scenic roads under the Town of Groveland Scenic Roads Bylaw; or take any other action relative thereto

Discussion: Question was asked, “What does this article do for the town?” Response was that it protects the character of the street. Robert Arakelian, Road Commissioner stated that all roads under this bylaw will go before the Road Study Committee for designation and concerns. Robert spoke against it, stating that it will add more costs in engineering fees for the town. He stated that the people can decide on this issue. Voted favorable action on the amendment. Voted favorably on the article as amended.

**ARTICLE 31:** To see if the Town will vote to authorize the Board of Selectmen to acquire by voluntary conveyance, gift, purchase, by eminent domain or otherwise and to accept a grant of, a utility easement for the installation, operation, maintenance, repair and replacement of utilities in, along, under, over or upon all or a portion of a parcel extending from the public layout of Center Street to the location of the existing sewer interceptor near Diane Circle, said easement to be on the property now or formerly of Sevinor Nominee Realty Trust (Assessors’ Map 25, Parcel 12 and Map 41, Parcel 41) as shown on a plan entitled “Plan of Utility Easements off of Center Street, Groveland, Massachusetts”, or take any other action relative thereto, upon such terms as the Board of Selectmen shall determine to be appropriate.

Article submitted by Water/Sewer Commissioners

**WATER&SEWER COMMISSIONERS RECOMMEND FAVORABLE ACTION**

**Date and Action Taken:** On a motion made to amend this article by Michael Dempsey, he moved” We amend article 30 to submit the words “ excluding Center St (Salem Street to house Number 55) and Kings St (from Georgetown Line to King Street)” after the words “Center Street” and before “as” This amendment was seconded . Voted on amendment was favorable. Mr. Dempsey expressed that favorable action would protect the character of the street. Robert Arakelian, Road Commissioner spoke against this article citing additional cost to do roadwork. He stated, “Let the people decide!” Article was voted favorably as amended.

**DATE AND ACTION TAKEN:** April 26, 2004 Moved and seconded for favorable action. Discussion: Water Board suggested that if we accept this article it would allow the Town of Groveland to use this easement when it was in need of it. Voted 2/3 favorable action in favor of this article. Declared 2/3 favorable action by the moderator.

**ARTICLE 31:** To see if the Town will vote to authorize the Board of Selectmen to acquire by voluntary conveyance, gift, purchase, by eminent domain or otherwise and to accept a grant of, a utility easement for the installation, operation, maintenance, repair and replacement of utilities in, along, under, over or upon all or a portion of a parcel extending from the public layout of Center Street to the location of the existing sewer interceptor near Diane Circle, said easement to be on the property now or formerly of Sevinor Nominee Realty Trust (Assessors' Map 25, Parcel 12 and Map 41, Parcel 41) as shown on a plan entitled "Plan of Utility Easements off of Center Street, Groveland, Massachusetts", or take any other action relative thereto, upon such terms as the Board of Selectmen shall determine to be appropriate.

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**Discussion:** Question was asked, "What does this article do for the town?" Response was that it protects the character of the street. Robert Arakelian, Road Commissioner stated that all roads under this bylaw would go before the Road Study Committee for designation and concerns. Robert spoke against it, stating that it will add more costs in engineering fees for the town. He stated that the people can decide on this issue. Voted favorable action on the amendment. Voted favorably on the article as amended.

With no further action before the body , a motion and seconded was rendered for adjournment. Voted favorable action to adjourn at 10:35 PM.

As Town Clerk of Groveland, I attest that the record is a true and accurate recording of this event.