

**ARTICLE 1. Compensation of Elected Officials**

**WARRANT**

To see if the Town will vote to establish the salaries and compensation of all elected Town officials as follows for a sum totaling \$69,707.00, or a greater or lesser sum, or take any other action relative thereto:

SELECTMEN:	Chairman & Legitimate Expenses	\$ 1,500.00
SELECTMEN:	Members & Legitimate Expenses	\$ 2,000.00
	(4 @ \$500)	
ASSESSORS:	Chairman & Legitimate Expenses	\$ 1,200.00
ASSESSORS:	Members & Legitimate Expenses	\$ 800.00
	(2 @ \$400)	
TOWN CLERK:	Personal Services	\$64,207.00

*Sponsored by: Board of Selectmen*

**MOTION**

**ARTICLE 1. Compensation of Elected Officials**

Mr. Moderator,

Mr. Harris

I move that the Town establish the salaries and compensation of all elected Town officials as follows for a sum totaling \$72,967.00 as follows:

SELECTMEN:	Chairman & Legitimate Expenses	\$ 1,500.00
SELECTMEN:	Members & Legitimate Expenses	\$ 2,000.00
	(4 @ \$500)	
ASSESSORS:	Chairman & Legitimate Expenses	\$ 1,200.00
ASSESSORS:	Members & Legitimate Expenses	\$ 800.00
	(2 @ \$400)	
TOWN CLERK:	Personal Services	\$67,467.00

*Advisory Board Maura Curran*

**Quantum of vote: Majority**

**VOTED** that the Town establish the salaries and compensation of all elected Town officials as follows for a sum totaling \$72,967.00 as follows:

SELECTMEN:	Chairman & Legitimate Expenses	\$ 1,500.00
SELECTMEN:	Members & Legitimate Expenses	\$ 2,000.00
	(4 @ \$500)	
ASSESSORS:	Chairman & Legitimate Expenses	\$ 1,200.00
ASSESSORS:	Members & Legitimate Expenses	\$ 800.00
	(2 @ \$400)	
TOWN CLERK:	Personal Services	\$67,467.00

**VOTE-UNANIMOUS**

**ARTICLE 2. Reauthorization of Revolving Funds**

**WARRANT**

To see if the Town will vote to reauthorize the following revolving accounts pursuant to Massachusetts General Laws, Chapter 44, Section 53E ½, which shall be kept separate and apart from other monies by the Treasurer, and in which shall be deposited receipts received that may be spent only from those sources identified below under “Source of Funds” without further appropriation during Fiscal Year 2015 and as identified below under “Use of Funds,” and shall be expended under the direction of those so indicated. Said annual amount expended from each revolving account shall not exceed the amount indicated below under “Annual Expenditure.”

Source of Funds	Use of Funds	Expended Under Direction of:	Annual Expenditure
Senior Center Programming Fees	Senior programs and trips	Director, COA	\$ 35,000
Planning Board Application Fees	Postage, advertising and other administrative expenses	Planning Director	\$ 50,000
Food Establishment Inspection Fees	Inspection of food establishments	Director of the Board of Health	\$ 18,000
School Bus Transportation Fees	Transportation of Students	School Superintendent	\$ 300,000
Beach Sticker Fees	Beach operations maintenance & capital	Recreation Director	\$ 344,000
Flu Clinic Fees	Flu Vaccine	Town Nurse	\$ 1,000
Wind Turbine Revenues	Subsidizing of Town electricity costs	DPW Supt.	\$ 400,000
Maintenance of Private Ways	Private Way Maintenance	Highway/Grounds Superintendent	\$ 15,000
Solar Array Revenues	Subsidizing of Town electricity costs	Town Administrator	\$ 250,000

or take any other action relative thereto.

*Sponsored by: Board of Selectmen*

**MOTION**

**ARTICLE 2. Reauthorization of Revolving Funds**

Mr. Moderator,

Mr. Harris

I move that the Town reauthorize the revolving accounts pursuant to Massachusetts General Laws, Chapter 44, Section 53E ½, as printed in the warrant, and to further close any balance in the Planning Board Revolving Fund reauthorized above that exceeds \$10,000.00 at the end of the fiscal year to the General Fund.

*Advisory Board Robert Nelson*

**Quantum of vote: Majority**

**VOTED** that the Town reauthorize the revolving accounts pursuant to Massachusetts General Laws, Chapter 44, Section 53E ½, as printed in the warrant, and to further close any balance in the Planning Board Revolving Fund reauthorized above that exceeds \$10,000.00 at the end of the fiscal year to the General Fund.

**VOTE-UNANIMOUS**

**ARTICLE 3. Establishment of Revolving Fund – Scituate Harbor Community Center**

**WARRANT**

To see if the Town will vote to authorize the establishment of a Scituate Harbor Community Center Revolving Fund, pursuant to Massachusetts General Laws, Chapter 44, Section 53E 1/2 , which shall be kept separate and apart from other monies by the Treasurer, and which shall be deposited revenues received that may be spent only from those sources identified below under “Source of Funds” without further appropriation during Fiscal Year 2015 and as identified below under “Use of Funds”, and shall be expended under the direction of those so indicate. Said annual amount expended from such revolving account shall not exceed the amount indicated below under FY 15 limit, or take any other action relative thereto.

Source of Funds	Use of Funds	Expended Under Direction of:	Annual Expenditure
Rental Income Community Center	Operation and maintenance of Community Center	Director of Facilities	\$ 15,000

*Sponsored by: Board of Selectmen*

**MOTION**

**ARTICLE 3. Establishment of Revolving Fund – Scituate Harbor Community Center**

Mr. Moderator,

Mr. Harris

I move that the Town establish a Revolving Fund for Scituate Harbor Community Center Rental Fees, pursuant to Massachusetts General Laws, Chapter 44, Section 53E ½, which shall be kept separate and apart from other monies by the Treasurer, and into which shall be deposited revenues received that may be spent only from those sources identified below under “Source of Funds” without further appropriation during Fiscal Year 2015 and as identified under “Use of Funds” and shall be expended under the Direction of the Director of Facilities with said annual amount expended from said revolving account not to exceed the Fiscal Year 2015 limit of \$15,000.

*Advisory Board Karen Connolly*

**Quantum of vote: Majority**

**VOTED** that the Town establish a Revolving Fund for Scituate Harbor Community Center Rental Fees, pursuant to Massachusetts General Laws, Chapter 44, Section 53E ½, which shall be kept separate and apart from other monies by the Treasurer, and into which shall be deposited revenues received that may be spent only from those sources identified below under “Source of Funds” without further appropriation during Fiscal Year 2015 and as identified under “Use of Funds” and shall be expended under the Direction of the Director of Facilities with said annual amount expended from said revolving account not to exceed the Fiscal Year 2015 limit of \$15,000.

**VOTE-UNANIMOUS**

**ARTICLE 4. Establishment of Stabilization Fund - South Shore Regional School District**

**WARRANT**

To see if the Town will vote to approve the establishment of a Stabilization Fund pursuant to Massachusetts General Laws Chapter 71, Section 16 G ½ for the South Shore Regional School District for the purpose of addressing District capital needs, or take any other action relative thereto.

*Sponsored by Board of Selectmen*

**MOTION**

**ARTICLE 4. Establishment of Stabilization Fund - South Shore Regional School District**

Mr. Moderator,

Mr. Harris

I move that the Town authorize the South Shore Regional School District to establish a Stabilization Fund pursuant to Massachusetts General Laws Chapter 71, Section 16-G ½ for the for the purpose of addressing District capital needs.

*Advisory Board Mark Sandham*

**Quantum of vote: 2/3**

**VOTED** that the Town authorize the South Shore Regional School District to establish a Stabilization Fund pursuant to Massachusetts General Laws Chapter 71, Section 16-G ½ for the for the purpose of addressing District capital needs.

**VOTE-DECLARED 2/3**

**ARTICLE 5. Capital Improvement Plan**

**WARRANT**

To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds in the Treasury, the following sums of money totaling \$3,506,026.00, or any greater or lesser sums as may be necessary, for the purpose of funding the costs of the Fiscal Year 2015 Capital Improvement Plan submitted in accordance with Section 6-6 of the Scituate Town Charter and outlined as follows, or take any other action relative thereto:

<u>Item</u>	<u>Department</u>	<u>Amount</u>
A. Integrated Financial Software	Finance	\$400,000
B. Radio Communications Replacement	Police/Fire	\$288,000
C. Roadway Improvements	DPW-Highway	\$200,000
D. Acquire Handicapped Access. Van	School	\$ 40,000
E. Foreshore Protection	DPW-Engineering	\$300,000
F. Voting machines	Town Clerk	\$ 49,500
G. GIS Permitting Software-Phase II	Information Technology	\$ 35,750
H. Zoll Monitor/Defibrillator	Fire	\$ 40,000
I. Upgrade SHS Generator	School	\$ 25,000
J. Replace #106, 1983 Dump Truck	DPW-Highway	\$135,000
K. Building Ventilation-Town Hall	Facilities	\$ 35,000
L. John Deere Loader Replacement	DPW-Public Grounds	\$ 80,000
M. MS4 Compliance	DPW-Engineering	\$ 50,000
N. 2-ton Roller	DPW-Highway	\$ 44,000
O. Relocation of Early Childhood Center	School	\$200,000
P. Playground Stairs-Jenkins School	School	\$ 33,000
Q. Command Vehicle-Deputy	Fire	\$ 40,000
R. School Technology-Phase I of three	School	\$200,000
S. Cudworth Cemetery Expansion	DPW-Public Grounds	\$ 50,000
T. Carpeting- various schools	School	\$ 65,000
U. Capital Stabilization (Future Debt)	Capital Stabilization	\$163,776
V. Replace 1981 Whaler	Waterways	\$ 60,000

W. Standpipe Repair & Maintenance	Water	\$ 75,000
X. Meter Replacement Program	Water	\$162,000
Y. Replace #31, 2002 Chevy	Water	\$ 30,000
Z. Generator at Wells	Water	\$ 50,000
AA. Acquire Refuse Truck	Transfer Station	\$ 55,000
BB. Inflow & Infiltration	Sewer	\$200,000
CC. Engineering- Sewer Phase IV	Sewer	\$400,000

*Sponsored by: Board of Selectmen  
Capital Planning Committee*

## **MOTION**

### **ARTICLE 5. Capital Improvement Plan**

Mr. Moderator,

Mr. Harris

I move that the Town appropriate and borrow, or transfer from available funds in the Treasury, in accordance with Massachusetts General Laws Chapter 44, Section 7 and 8 and any other enabling authority, the following sums of money totaling \$3,606,026.00 for the purpose of funding the costs of the Fiscal Year 2015 Capital Improvement Plan submitted in accordance with Section 6-6 of the Scituate Home Rule Charter as follows:

- A. I move to transfer from Free Cash the sum of \$200,000.00 and to borrow the sum of \$200,000.00 for the purpose of acquiring an integrated financial system for town and school departments, and to further authorize the Treasurer, with the approval of the Selectmen, to borrow said sum.
- B. I move to transfer from Free Cash the sum of \$80,000.00 and to borrow the sum of \$208,000.00 for the purpose of replacing the radio communications system for the police and fire departments and to further authorize the Treasurer, with the approval of the Selectmen, to borrow said sum.
- C. I move to borrow the sum of \$200,000.00 for the purpose of undertaking roadway improvements for Fiscal Year 2015, and to further authorize the Treasurer, with the approval of the Selectmen, to borrow said sum.
- D. I move to transfer from Free Cash the sum of \$40,000.00 to acquire a Handicapped Access Van for the School Department.
- E. I move to borrow the sum of \$300,000.00 for the purpose of continued investment in the Town's Foreshore Protection Program and to further authorize the Treasurer, with the approval of the Selectmen, to borrow said sum.
- F. I move to transfer from Free Cash the sum of \$14,500.00 and to transfer from the Capital Stabilization Fund the sum of \$35,000.00 for the purpose of fully funding the acquisition of voting machines.

- G. I move to transfer from Free Cash the sum of \$35,750.00 for Phase II of a two-phase program to replace the Geographic Information System and permitting program for town departments.
- H. I move to transfer from Free Cash the sum of \$40,000.00 for the purpose of purchasing a Defibrillator for the Fire Department.
- I. I move to transfer from Free Cash the sum of \$25,000.00 for the purpose of upgrading the Generator at Scituate High School.
- J. I move to borrow the sum of \$135,000.00 for the purpose of purchasing a new dump truck for the Highway Department and to further authorize the Treasurer, with the approval of the Selectmen, to borrow said sum.
- K. I move to transfer from Free Cash the sum of \$35,000.00 for the purpose of building ventilation repairs at Town Hall.
- L. I move to transfer from Free Cash the sum of \$80,000.00 for the purpose of acquiring a Loader for the Public Grounds Department.
- M. I move to transfer from Free Cash the sum of \$50,000.00 for the purpose of complying with an EPA unfunded mandate required of municipalities to map and sample discharge points throughout Town as part of its compliance with our National Pollution Discharge Elimination System permit (MS4 Compliance).
- N. I move to transfer from Free Cash the sum of \$44,000.00 to purchase a two-ton roller for the Highway Department.
- O. I move to transfer from Free Cash the sum of \$200,000.00 for the purpose of relocating the Early Childhood Center in the School Department.
- P. I move to transfer from Free Cash the sum of \$30,926.00 and the sum of \$2,074.00 of interest from the Stabilization Fund for the purpose of rebuilding the playground stairs at Jenkins School.
- Q. I move to transfer from Free Cash the sum of \$40,000.00 for the purpose of replacing the Deputy Fire Chief's Command Vehicle in the Scituate Fire Department.
- R. I move to raise and appropriate the sum of \$100,000.00 and to borrow the sum of \$200,000.00 for the purpose of funding Phase I of a three-phase program to expand school technology in the School Department and to further authorize the Treasurer, with the approval of the Selectmen, to borrow said sum.
- S. I move to transfer from Free Cash the sum of \$50,000.00 for the purpose of conducting initial work to expand Cudworth Cemetery.
- T. I move to transfer from Free Cash the sum of \$65,000.00 for the purpose of replacing carpeting at various schools for the Scituate School Department.

- U. I move to raise and appropriate the sum of \$163,776.00 to the Capital Stabilization Fund to offset future debt.
- V. I move to transfer the sum of \$60,000.00 from Waterways Retained Earnings for the purpose of acquiring a maritime vessel to replace the 1981 Whaler for the Harbormaster's Department.
- W. I move to transfer from Water Retained Earnings the sum of \$75,000.00 for repair and maintenance of standpipes in the Water Department.
- X. I move to transfer from Water Retained Earnings the sum of \$162,000.00 to maintain the Town's water meter replacement program.
- Y. I move to transfer from Water Retained Earnings the sum of \$30,000.00 for the purpose of acquiring a vehicle to replace vehicle #31 in the Water Department.
- Z. I move to transfer from Water Retained Earnings the sum of \$50,000.00 for the purpose of replacing generators at Town wells.
- AA. I move to transfer from Transfer Station Retained Earnings the sum of \$55,000.00 for the purpose of acquiring a refuse truck for trash removal and debris.
- BB. I move to transfer from Sewer Retained Earnings the sum of \$200,000.00 to maintain the Town's Infiltration/Inflow program.
- CC. I move to borrow the sum of \$400,000.00 for the purpose of undertaking engineering and design services for Sewer Phase IV and to further authorize the Treasurer, with the approval of the Selectmen, to borrow said sum.

*Advisory Board Frank Judge*

**Quantum of vote: 2/3 unless held items**

**Letters in BOLD indicate held items for discussion. All others were voted as a group.**

**VOTED** that the Town appropriate and borrow, or transfer from available funds in the Treasury, in accordance with Massachusetts General Laws Chapter 44, Section 7 and 8 and any other enabling authority, the following sums of money totaling \$3,606,026.00 for the purpose of funding the costs of the Fiscal Year 2015 Capital Improvement Plan submitted in accordance with Section 6-6 of the Scituate Home Rule Charter as follows:

- A. I move to transfer from Free Cash the sum of \$200,000.00 and to borrow the sum of \$200,000.00 for the purpose of acquiring an integrated financial system for town and school departments, and to further authorize the Treasurer, with the approval of the Selectmen, to borrow said sum.  
**VOTE-DECLARED UNANIMOUS**
- B. I move to transfer from Free Cash the sum of \$80,000.00 and to borrow the sum of \$208,000.00 for the purpose of replacing the radio communications system for the police and fire departments and to further authorize the Treasurer, with the approval of the Selectmen, to borrow said sum.  
**VOTE-UNANIMOUS**

- C. I move to borrow the sum of \$200,000.00 for the purpose of undertaking roadway improvements for Fiscal Year 2015, and to further authorize the Treasurer, with the approval of the Selectmen, to borrow said sum.  
**VOTE- UNANIMOUS**
- D. I move to transfer from Free Cash the sum of \$40,000.00 to acquire a Handicapped Access Van for the School Department.  
**VOTE- UNANIMOUS**
- E. I move to borrow the sum of \$300,000.00 for the purpose of continued investment in the Town's Foreshore Protection Program and to further authorize the Treasurer, with the approval of the Selectmen, to borrow said sum.  
**VOTE- DECLARED UNANIMOUS**
- F. I move to transfer from Free Cash the sum of \$14,500.00 and to transfer from the Capital Stabilization Fund the sum of \$35,000.00 for the purpose of fully funding the acquisition of voting machines.  
**VOTE-DECLARED UNANIMOUS**
- G. I move to transfer from Free Cash the sum of \$35,750.00 for Phase II of a two-phase program to replace the Geographic Information System and permitting program for town departments.  
**VOTE- UNANIMOUS**
- H. I move to transfer from Free Cash the sum of \$40,000.00 for the purpose of purchasing a Defibrillator for the Fire Department.  
**VOTE- UNANIMOUS**
- I. I move to transfer from Free Cash the sum of \$25,000.00 for the purpose of upgrading the Generator at Scituate High School.  
**VOTE- UNANIMOUS**
- J. I move to borrow the sum of \$135,000.00 for the purpose of purchasing a new dump truck for the Highway Department and to further authorize the Treasurer, with the approval of the Selectmen, to borrow said sum.  
**VOTE- UNANIMOUS**
- K. I move to transfer from Free Cash the sum of \$35,000.00 for the purpose of building ventilation repairs at Town Hall.  
**VOTE- DECLARED MAJORITY**
- L. I move to transfer from Free Cash the sum of \$80,000.00 for the purpose of acquiring a Loader for the Public Grounds Department.  
**VOTE- DECLARED UNANIMOUS**
- M. I move to transfer from Free Cash the sum of \$50,000.00 for the purpose of complying with an EPA unfunded mandate required of municipalities to map and sample discharge points throughout Town as part of its compliance with our National Pollution Discharge Elimination System permit (MS4 Compliance).  
**VOTE- UNANIMOUS**

- N. I move to transfer from Free Cash the sum of \$44,000.00 to purchase a two-ton roller for the Highway Department.  
**VOTE- UNANIMOUS**
- O. I move to transfer from Free Cash the sum of \$200,000.00 for the purpose of relocating the Early Childhood Center in the School Department.  
**VOTE- DECLARED UNANIMOUS**
- P. I move to transfer from Free Cash the sum of \$30,926.00 and the sum of \$2,074.00 of interest from the Stabilization Fund for the purpose of rebuilding the playground stairs at Jenkins School.  
**VOTE- UNANIMOUS**
- Q. I move to transfer from Free Cash the sum of \$40,000.00 for the purpose of replacing the Deputy Fire Chief's Command Vehicle in the Scituate Fire Department.  
**VOTE- UNANIMOUS**
- R. I move to raise and appropriate the sum of \$100,000.00 and to borrow the sum of \$200,000.00 for the purpose of funding Phase I of a three-phase program to expand school technology in the School Department and to further authorize the Treasurer, with the approval of the Selectmen, to borrow said sum.  
**VOTE-DECLARED 2/3**
- S. I move to transfer from Free Cash the sum of \$50,000.00 for the purpose of conducting initial work to expand Cudworth Cemetery.  
**VOTE-UNANIMOUS**
- T. I move to transfer from Free Cash the sum of \$65,000.00 for the purpose of replacing carpeting at various schools for the Scituate School Department.  
**VOTE-DECLARED UNANIMOUS**
- U. I move to raise and appropriate the sum of \$163,776.00 to the Capital Stabilization Fund to offset future debt.  
**VOTE- DECLARED UNANIMOUS**
- V. I move to transfer the sum of \$60,000.00 from Waterways Retained Earnings for the purpose of acquiring a maritime vessel to replace the 1981 Whaler for the Harbormaster's Department.  
**VOTE- UNANIMOUS**
- W. I move to transfer from Water Retained Earnings the sum of \$75,000.00 for repair and maintenance of standpipes in the Water Department.  
**VOTE- UNANIMOUS**
- X. I move to transfer from Water Retained Earnings the sum of \$162,000.00 to maintain the Town's water meter replacement program.  
**VOTE- UNANIMOUS**

- Y. I move to transfer from Water Retained Earnings the sum of \$30,000.00 for the purpose of acquiring a vehicle to replace vehicle #31 in the Water Department.  
**VOTE- UNANIMOUS**
  
- Z. I move to transfer from Water Retained Earnings the sum of \$50,000.00 for the purpose of replacing generators at Town wells.  
**VOTE- UNANIMOUS**
  
- AA. I move to transfer from Transfer Station Retained Earnings the sum of \$55,000.00 for the purpose of acquiring a refuse truck for trash removal and debris.  
**VOTE- UNANIMOUS**
  
- BB. I move to transfer from Sewer Retained Earnings the sum of \$200,000.00 to maintain the Town's Infiltration/Inflow program.  
**VOTE- UNANIMOUS**
  
- CC. I move to borrow the sum of \$400,000.00 for the purpose of undertaking engineering and design services for Sewer Phase IV and to further authorize the Treasurer, with the approval of the Selectmen, to borrow said sum.  
**VOTE- DECLARED UNANIMOUS**

**ARTICLE 6. Fiscal Year 2015 Operating Budget**

**WARRANT**

To see if the Town will vote to raise and appropriate, and/or transfer from available funds in the Treasury, the sum of \$62,685,455, or a greater or lesser sum, for the purpose of funding personal services and expenses for Town operations as may be necessary for the ensuing Fiscal Year commencing July 1, 2014, or take any other action relative thereto.

**Article 6  
 Fiscal Year 2015 Operating Budget**

Account	FY 2014 Appropriated	FY2015 Selectmen	FY2015 Advisory	% to Total
<b>Board of Selectmen</b>				
<b>123 Town Administrator</b>				
510 Personal Services	\$298,080	\$296,393	\$296,393	
520 Purchase of Services	\$63,811	\$57,847	\$57,847	
530 Town Counsel	\$147,000	\$136,945	\$136,945	
532 Labor Counsel	\$172,500	\$172,500	\$172,500	
540 Materials & Supplies	\$2,575	\$2,625	\$2,625	
599 Salary Adjustments	\$10,000	\$10,000	\$10,000	
	<b>\$693,966</b>	<b>\$676,310</b>	<b>\$676,310</b>	<b>1.08%</b>

Annual Town Meeting  
 April 14, 2014

<b>131</b>	<b>Advisory Committee</b>				
510	Personal Services	\$1,925	\$1,925	\$1,925	
520	Purchase of Services	\$250	\$250	\$250	
540	Materials & Supplies	\$4,700	\$5,700	\$5,700	
		<b>\$6,875</b>	<b>\$7,875</b>	<b>\$7,875</b>	<b>0.01%</b>
<b>132</b>	<b>Reserve Fund</b>				
570	Transfers	<b>\$90,000</b>	<b>\$90,000</b>	<b>\$90,000</b>	<b>0.14%</b>
	<b>Finance Director/Town</b>				
<b>135</b>	<b>Accountant</b>				
510	Personal Services	\$172,304	\$197,352	\$197,352	
520	Purchase of Services	\$83,215	\$53,445	\$53,445	
540	Materials & Supplies	\$1,600	\$1,400	\$1,400	
		<b>\$257,119</b>	<b>\$252,197</b>	<b>\$252,197</b>	<b>0.40%</b>
<b>141</b>	<b>Assessors</b>				
510	Personal Services	\$183,416	\$190,255	\$190,255	
520	Purchase of Services	\$2,955	\$73,155	\$73,155	
540	Materials & Supplies	\$600	\$600	\$600	
		<b>\$186,971</b>	<b>\$264,010</b>	<b>\$264,010</b>	<b>0.42%</b>
<b>145</b>	<b>Treasurer/Collector</b>				
510	Personal Services	\$244,614	\$253,270	\$253,270	
520	Purchase of Services	\$38,175	\$77,985	\$77,985	
540	Materials & Supplies	\$2,300	\$2,000	\$2,000	
580	Capital Outlay	\$2,000	\$0	\$0	
		<b>\$287,089</b>	<b>\$333,255</b>	<b>\$333,255</b>	<b>0.53%</b>
<b>149</b>	<b>Administration</b>				
510	Personal Services	\$5,833	\$31,933	\$31,933	
520	Purchase of Services	\$90,500	\$67,500	\$67,500	
540	Materials & Supplies	\$4,000	\$3,800	\$3,800	
		<b>\$100,333</b>	<b>\$103,233</b>	<b>\$103,233</b>	<b>0.16%</b>
<b>155</b>	<b>Information Technology</b>				
510	Personal Services	\$86,561	\$90,230	\$90,230	
520	Purchase of Services	\$169,545	\$148,595	\$148,595	
540	Materials & Supplies	\$800	\$1,000	\$1,000	
510	Capital Outlay	\$11,300	\$14,000	\$14,000	
		<b>\$268,206</b>	<b>\$253,825</b>	<b>\$253,825</b>	<b>0.40%</b>
<b>158</b>	<b>Tax Foreclosures</b>				
521	Tax Foreclosures	<b>\$39,000</b>	<b>\$39,000</b>	<b>\$39,000</b>	<b>0.06%</b>
<b>159</b>	<b>Cable TV</b>				
510	Personal Services	\$89,080	\$82,583	\$82,583	
520	Purchase of Services	\$2,300	\$2,300	\$2,300	
540	Materials & Supplies	\$7,900	\$1,900	\$1,900	
580	Capital Outlay	\$9,500	\$21,600	\$21,600	
		<b>\$108,780</b>	<b>\$108,383</b>	<b>\$108,383</b>	<b>0.17%</b>
<b>161</b>	<b>Town Clerk</b>				
510	Personal Services	\$136,700	\$149,618	\$149,618	
520	Purchase of Services	\$25,650	\$39,400	\$39,400	
540	Materials & Supplies	\$3,100	\$4,300	\$4,300	

Annual Town Meeting  
 April 14, 2014

		<b>\$165,450</b>	<b>\$193,318</b>	<b>\$193,318</b>	<b>0.31%</b>
<b>171</b>	<b>Conservation</b>				
510	Personal Services	\$103,252	\$110,554	\$110,554	
520	Purchase of Services	\$12,010	\$10,900	\$10,900	
540	Materials & Supplies	\$950	\$1,075	\$1,075	
		<b>\$116,212</b>	<b>\$122,529</b>	<b>\$122,529</b>	<b>0.20%</b>
<b>175</b>	<b>Planning Board</b>				
510	Personal Services	\$114,938	\$159,583	\$159,583	
520	Purchase of Services	\$7,630	\$8,550	\$8,550	
540	Materials & Supplies	\$700	\$700	\$700	
		<b>\$123,268</b>	<b>\$168,833</b>	<b>\$168,833</b>	<b>0.28%</b>
<b>176</b>	<b>Zoning Board of Appeals</b>				
510	Personal Services	\$24,712	\$25,607	\$25,607	
520	Purchase of Services	\$1,500	\$2,850	\$2,850	
540	Materials & Supplies	\$500	\$300	\$300	
		<b>\$26,712</b>	<b>\$28,757</b>	<b>\$28,757</b>	<b>0.05%</b>
<b>182</b>	<b>Board of Selectmen/Economic Development</b>				
520	Purchase of Services	\$20,750	\$78,000	\$78,000	
570	Transfers	\$0	\$13,500	\$13,500	
		<b>\$20,750</b>	<b>\$91,500</b>	<b>\$91,500</b>	<b>0.15%</b>
<b>192</b>	<b>Property/Liability Insurance</b>				
570	Other Charges & Expenses	<b>\$430,000</b>	<b>\$430,000</b>	<b>\$430,000</b>	<b>0.69%</b>
	<b>Total General Government</b>	<b>\$2,920,731</b>	<b>\$3,163,025</b>	<b>\$3,163,025</b>	<b>5.05%</b>
<b>210</b>	<b>Police</b>				
510	Personal Services	\$3,140,287	\$3,320,446	\$3,320,446	
520	Purchase of Services	\$115,140	\$153,160	\$153,160	
540	Materials & Supplies	\$138,025	\$142,610	\$142,610	
580	Capital Outlay	\$120,000	\$122,000	\$122,000	
		<b>\$3,513,452</b>	<b>\$3,738,216</b>	<b>\$3,738,216</b>	<b>5.96%</b>
<b>220</b>	<b>Fire</b>				
510	Personal Services	\$3,955,966	\$4,023,016	\$4,023,016	
520	Purchase of Services	\$96,400	\$90,345	\$90,345	
540	Materials & Supplies	\$215,750	\$219,250	\$219,250	
580	Capital Outlay	\$5,000	\$0	\$0	
		<b>\$4,273,116</b>	<b>\$4,332,611</b>	<b>\$4,332,611</b>	<b>6.91%</b>
<b>241</b>	<b>Inspections</b>				
510	Personal Services	\$216,689	\$288,133	\$288,133	
520	Purchase of Services	\$9,550	\$10,150	\$10,150	
540	Materials & Supplies	\$3,120	\$3,100	\$3,100	
		<b>\$229,359</b>	<b>\$301,383</b>	<b>\$301,383</b>	<b>0.48%</b>
<b>295</b>	<b>Shellfish</b>				
510	Personal Services	\$10,500	\$10,569	\$10,569	
520	Purchase of Services	\$705	\$705	\$705	
540	Materials & Supplies	\$400	\$400	\$400	
580	Capital Outlay	\$450	\$200	\$200	

Annual Town Meeting  
 April 14, 2014

		\$12,055	\$11,874	\$11,874	0.02%
	<b>Total Public Safety</b>	<b>\$8,027,982</b>	<b>\$8,384,084</b>	<b>\$8,384,084</b>	<b>13.38%</b>
<b>300</b>	<b>School Committee</b>				
505	Expenses	\$31,419,352	\$32,812,582	\$32,812,582	52.35%
<b>310</b>	<b>South Shore Regional School</b>				
560	Intergovernmental	\$468,127	\$463,751	\$463,751	0.74%
	<b>Total Schools</b>	<b>\$31,887,479</b>	<b>\$33,276,333</b>	<b>\$33,276,333</b>	<b>53.09%</b>
<b>400</b>	<b>Public Works</b>				
510	Personal Services	\$1,365,243	\$1,448,877	\$1,448,877	
520	Purchase of Services	\$465,015	\$482,065	\$482,065	
540	Materials & Supplies	\$294,961	\$294,425	\$294,425	
580	Capital Outlay	\$474,600	\$429,500	\$429,500	
		<b>\$2,599,819</b>	<b>\$2,654,867</b>	<b>\$2,654,867</b>	<b>4.24%</b>
<b>410</b>	<b>Facilities</b>				
510	Personal Services	\$170,422	\$216,351	\$216,351	
520	Purchase of Services	\$103,200	\$123,740	\$123,740	
540	Materials & Supplies	\$6,500	\$17,050	\$17,050	
580	Capital Outlay	\$100,000	\$101,110	\$101,110	
		<b>\$380,122</b>	<b>\$458,251</b>	<b>\$458,251</b>	<b>0.73%</b>
<b>423</b>	<b>Snow &amp; Ice</b>				
510	Personal Services	\$75,000	\$85,399	\$85,399	
520	Purchase of Services	\$202,750	\$192,000	\$192,000	
540	Materials & Supplies	\$190,250	\$218,002	\$218,002	
580	Capital Outlay	\$22,000	\$0	\$0	
		<b>\$490,000</b>	<b>\$495,401</b>	<b>\$495,401</b>	<b>0.79%</b>
<b>424</b>	<b>Street Lights &amp; Beacons</b>				
520	Purchase of Services	\$190,000	\$190,000	\$190,000	0.30%
	<b>Total Public Works</b>	<b>\$3,659,941</b>	<b>\$3,798,519</b>	<b>\$3,798,519</b>	<b>6.06%</b>
<b>510</b>	<b>Board of Health</b>				
510	Personal Services	\$138,533	\$129,542	\$129,542	
520	Purchase of Services	\$6,030	\$7,530	\$7,530	
540	Materials & Supplies	\$2,100	\$1,550	\$1,550	
580	Capital Outlay	\$1,000	\$400	\$400	
		<b>\$147,663</b>	<b>\$139,022</b>	<b>\$139,022</b>	<b>0.22%</b>
<b>541</b>	<b>Council on Aging</b>				
510	Personal Services	\$228,922	\$254,178	\$254,178	
520	Purchase of Services	\$40,200	\$54,900	\$54,900	
540	Materials & Supplies	\$9,100	\$8,850	\$8,850	
		<b>\$278,222</b>	<b>\$317,928</b>	<b>\$317,928</b>	<b>0.51%</b>
<b>543</b>	<b>Veterans' Benefits/Services</b>				
510	Personal Services	\$65,690	\$69,467	\$69,467	

Annual Town Meeting  
 April 14, 2014

520	Purchase of Services	\$127,100	\$147,910	\$147,910	
540	Materials & Supplies	\$1,300	\$1,225	\$1,225	
		<b>\$194,090</b>	<b>\$218,602</b>	<b>\$218,602</b>	<b>0.35%</b>
<b>549</b>	<b>Commission on Disabilities</b>				
520	Purchase of Services	\$4,750	\$4,750	\$4,750	
540	Materials & Supplies	\$250	\$250	\$250	
		<b>\$5,000</b>	<b>\$5,000</b>	<b>\$5,000</b>	<b>0.01%</b>
<b>Total Human Services</b>		<b>\$624,975</b>	<b>\$676,306</b>	<b>\$680,552</b>	<b>1.09%</b>
<b>610</b>	<b>Library</b>				
510	Personal Services	\$724,590	\$742,994	\$742,994	
520	Purchase of Services	\$91,266	\$61,135	\$61,135	
540	Materials & Supplies	\$135,600	\$121,175	\$121,175	
580	Capital Outlay	\$5,000	\$18,100	\$18,100	
		<b>\$956,456</b>	<b>\$943,404</b>	<b>\$943,404</b>	<b>1.51%</b>
<b>630</b>	<b>Recreation</b>				
510	Personal Services	\$123,571	\$127,829	\$127,829	
520	Purchase of Services	\$1,425	\$1,250	\$1,250	
540	Materials & Supplies	\$650	\$650	\$650	
580	Capital Outlay	\$-	\$1,050	\$1,050	
		<b>\$125,646</b>	<b>\$130,779</b>	<b>\$130,779</b>	<b>0.21%</b>
<b>650</b>	<b>Beautification</b>				
520	Purchase of Services	\$0	\$0	\$0	
540	Materials & Supplies	\$19,500	\$19,500	\$19,500	
		<b>\$19,500</b>	<b>\$19,500</b>	<b>\$19,500</b>	<b>0.03%</b>
<b>691</b>	<b>Historical Buildings</b>				
520	Purchase of Services	\$10,350	\$11,350	\$11,350	<b>0.02%</b>
<b>Total Recreation &amp; Resources</b>		<b>\$1,111,952</b>	<b>\$1,105,033</b>	<b>\$1,105,033</b>	<b>1.76%</b>
<b>720</b>	<b>Debt &amp; Interest</b>				
590	Debt Service	\$2,362,632	\$2,365,652	\$2,365,652	3.77%
<b>Total Debt Services</b>		<b>\$2,362,632</b>	<b>\$2,365,652</b>	<b>\$2,365,652</b>	<b>3.77%</b>
<b>910</b>	<b>Non-Contributory Pensions</b>				
512	Other Personal Services	\$62,979	\$65,319	\$65,319	<b>0.10%</b>
<b>911</b>	<b>Plymouth County Retirement</b>				
512	Other Personal Services	\$3,656,599	\$3,912,852	\$3,912,852	<b>6.24%</b>
<b>912</b>	<b>Workers' Compensation</b>				
515	Employee Benefits	\$257,000	\$257,000	\$257,000	<b>0.41%</b>
<b>913</b>	<b>Unemployment Insurance</b>				
515	Employee Benefits	\$64,000	\$75,000	\$75,000	<b>0.12%</b>

<b>914</b>	<b>Contributory Group Insurance</b>				
515	Employee Benefits	<b>\$4,900,000</b>	<b>\$4,975,632</b>	<b>\$4,975,632</b>	<b>7.94%</b>
<b>916</b>	<b>Federal Taxes</b>				
515	Employee Benefits	<b>\$574,729</b>	<b>\$626,454</b>	<b>\$626,454</b>	<b>1.00%</b>
<b>Total Employee Benefits</b>		<b>\$9,515,307</b>	<b>\$9,912,257</b>	<b>\$9,912,257</b>	<b>15.81%</b>
<b>Total General Fund</b>		<b>\$60,110,999</b>	<b>\$62,685,455</b>	<b>\$62,685,455</b>	

*Sponsored By: Board of Selectmen*

**MOTION**

**ARTICLE 6. Fiscal Year 2015 Operating Budget**

Mr. Moderator,

Mr. Harris

I move that the Town raise and appropriate \$61,752,667.00, and transfer from the Golf Enterprise Fund the sum of \$59,391.00, from Wastewater Enterprise the sum of \$187,777.00, from Water Department Enterprise the sum of \$257,529.00, from Transfer Station Enterprise the sum of \$132,362.00, from Waterways Enterprise the sum of \$55,981.00, from Title V Assessments the sum of \$6,858.00, from Debt Premium Reserve the sum of \$10,576.00, from the PEG Access Cable Grant the sum of \$108,383.00 and \$60,000.00 from Overlay Surplus to the General Fund, and the sum of \$53,931.00 from the Massachusetts School Building Assistance Reserve, totaling \$932,788.00 for the purpose of funding personal services and expenses for town operations as may be necessary for the Fiscal Year commencing July 1, 2014 as follows:

**Article 6  
 Fiscal Year 2015 Operating Budget**

		<b>FY 2014 Appropriated</b>	<b>FY2015 Selectmen</b>	<b>FY2015 Advisory</b>	<b>% to Total</b>
<b>123</b>	<b>Board of Selectmen/ Town Administrator</b>				
510	Personal Services	\$298,080	\$296,393	\$296,393	
520	Purchase of Services	\$63,811	\$57,847	\$57,847	
530	Town Counsel	\$147,000	\$136,945	\$136,945	
532	Labor Counsel	\$172,500	\$172,500	\$172,500	
540	Materials & Supplies	\$2,575	\$2,625	\$2,625	
599	Salary Adjustments	\$10,000	\$10,000	\$10,000	
		<b>\$693,966</b>	<b>\$676,310</b>	<b>\$676,310</b>	<b>1.08%</b>
<b>131</b>	<b>Advisory Committee</b>				
510	Personal Services	\$1,925	\$1,925	\$1,925	
520	Purchase of Services	\$250	\$250	\$250	
540	Materials & Supplies	\$4,700	\$5,700	\$5,700	

Annual Town Meeting  
 April 14, 2014

		\$6,875	\$7,875	\$7,875	0.01%
<b>132</b>	<b>Reserve Fund</b>				
570	Transfers	\$90,000	\$90,000	\$90,000	0.14%
	<b>Finance Director/Town</b>				
<b>135</b>	<b>Accountant</b>				
510	Personal Services	\$172,304	\$197,352	\$197,352	
520	Purchase of Services	\$83,215	\$53,445	\$53,445	
540	Materials & Supplies	\$1,600	\$1,400	\$1,400	
		<b>\$257,119</b>	<b>\$252,197</b>	<b>\$252,197</b>	<b>0.40%</b>
<b>141</b>	<b>Assessors</b>				
510	Personal Services	\$183,416	\$190,255	\$190,255	
520	Purchase of Services	\$2,955	\$73,155	\$73,155	
540	Materials & Supplies	\$600	\$600	\$600	
		<b>\$186,971</b>	<b>\$264,010</b>	<b>\$264,010</b>	<b>0.42%</b>
<b>145</b>	<b>Treasurer/Collector</b>				
510	Personal Services	\$244,614	\$253,270	\$253,270	
520	Purchase of Services	\$38,175	\$77,985	\$77,985	
540	Materials & Supplies	\$2,300	\$2,000	\$2,000	
580	Capital Outlay	\$2,000	\$0	\$0	
		<b>\$287,089</b>	<b>\$333,255</b>	<b>\$333,255</b>	<b>0.53%</b>
<b>149</b>	<b>Administration</b>				
510	Personal Services	\$5,833	\$31,933	\$31,933	
520	Purchase of Services	\$90,500	\$67,500	\$67,500	
540	Materials & Supplies	\$4,000	\$3,800	\$3,800	
		<b>\$100,333</b>	<b>\$103,233</b>	<b>\$103,233</b>	<b>0.16%</b>
<b>155</b>	<b>Information Technology</b>				
510	Personal Services	\$86,561	\$90,230	\$90,230	
520	Purchase of Services	\$169,545	\$148,595	\$148,595	
540	Materials & Supplies	\$800	\$1,000	\$1,000	
510	Capital Outlay	\$11,300	\$14,000	\$14,000	
		<b>\$268,206</b>	<b>\$253,825</b>	<b>\$253,825</b>	<b>0.40%</b>
<b>158</b>	<b>Tax Foreclosures</b>				
521	Tax Foreclosures	\$39,000	\$39,000	\$39,000	0.06%
<b>159</b>	<b>Cable TV</b>				
510	Personal Services	\$89,080	\$82,583	\$82,583	
520	Purchase of Services	\$2,300	\$2,300	\$2,300	
540	Materials & Supplies	\$7,900	\$1,900	\$1,900	
580	Capital Outlay	\$9,500	\$21,600	\$21,600	
		<b>\$108,780</b>	<b>\$108,383</b>	<b>\$108,383</b>	<b>0.17%</b>
<b>161</b>	<b>Town Clerk</b>				
510	Personal Services	\$136,700	\$149,618	\$149,618	
520	Purchase of Services	\$25,650	\$39,400	\$39,400	
540	Materials & Supplies	\$3,100	\$4,300	\$4,300	
		<b>\$165,450</b>	<b>\$193,318</b>	<b>\$193,318</b>	<b>0.31%</b>
<b>171</b>	<b>Conservation</b>				
510	Personal Services	\$103,252	\$110,554	\$110,554	
520	Purchase of Services	\$12,010	\$10,900	\$10,900	
540	Materials & Supplies	\$950	\$1,075	\$1,075	

Annual Town Meeting  
 April 14, 2014

		<b>\$116,212</b>	<b>\$122,529</b>	<b>\$122,529</b>	<b>0.20%</b>
<b>175</b>	<b>Planning Board</b>				
510	Personal Services	\$114,938	\$159,583	\$159,583	
520	Purchase of Services	\$7,630	\$8,550	\$8,550	
540	Materials & Supplies	\$700	\$700	\$700	
		<b>\$123,268</b>	<b>\$168,833</b>	<b>\$168,833</b>	<b>0.27%</b>
<b>176</b>	<b>Zoning Board of Appeals</b>				
510	Personal Services	\$24,712	\$25,607	\$25,607	
520	Purchase of Services	\$1,500	\$2,850	\$2,850	
540	Materials & Supplies	\$500	\$300	\$300	
		<b>\$26,712</b>	<b>\$28,757</b>	<b>\$28,757</b>	<b>0.05%</b>
<b>182</b>	<b>Board of Selectmen/Economic Development</b>				
520	Purchase of Services	\$20,750	\$78,000	\$78,000	
570	Transfers to E D Stabilization	\$0	\$13,500	\$13,500	
		<b>\$20,750</b>	<b>\$91,500</b>	<b>\$91,500</b>	<b>0.15%</b>
<b>192</b>	<b>Property/Liability Insurance</b>				
570	Other Charges & Expenses	<b>\$430,000</b>	<b>\$430,000</b>	<b>\$430,000</b>	<b>0.69%</b>
	<b>Total General Government</b>	<b>\$2,920,731</b>	<b>\$3,160,006</b>	<b>\$3,160,006</b>	<b>5.04%</b>
<b>210</b>	<b>Police</b>				
510	Personal Services	\$3,140,287	\$3,320,446	\$3,320,446	
520	Purchase of Services	\$115,140	\$153,160	\$153,160	
540	Materials & Supplies	\$138,025	\$142,610	\$142,610	
580	Capital Outlay	\$120,000	\$122,000	\$122,000	
		<b>\$3,513,452</b>	<b>\$3,738,216</b>	<b>\$3,738,216</b>	<b>5.96%</b>
<b>220</b>	<b>Fire</b>				
510	Personal Services	\$3,955,966	\$4,023,016	\$4,023,016	
520	Purchase of Services	\$96,400	\$90,345	\$90,345	
540	Materials & Supplies	\$215,750	\$219,250	\$219,250	
580	Capital Outlay	\$5,000	\$0	\$0	
		<b>\$4,273,116</b>	<b>\$4,332,611</b>	<b>\$4,332,611</b>	<b>6.91%</b>
<b>241</b>	<b>Inspections</b>				
510	Personal Services	\$216,689	\$288,133	\$288,133	
520	Purchase of Services	\$9,550	\$10,150	\$10,150	
540	Materials & Supplies	\$3,120	\$3,100	\$3,100	
		<b>\$229,359</b>	<b>\$301,383</b>	<b>\$301,383</b>	<b>0.48%</b>
<b>295</b>	<b>Shellfish</b>				
510	Personal Services	\$10,500	\$10,569	\$10,569	
520	Purchase of Services	\$705	\$705	\$705	
540	Materials & Supplies	\$400	\$400	\$400	
580	Capital Outlay	\$450	\$200	\$200	
		<b>\$12,055</b>	<b>\$11,874</b>	<b>\$11,874</b>	<b>0.02%</b>
	<b>Total Public Safety</b>	<b>\$8,027,982</b>	<b>\$8,384,084</b>	<b>\$8,384,084</b>	<b>13.38%</b>
<b>300</b>	<b>School Committee</b>				
505	Expenses	<b>\$31,419,352</b>	<b>\$32,812,582</b>	<b>\$32,812,582</b>	<b>52.35%</b>

Annual Town Meeting  
 April 14, 2014

<b>310 South Shore Regional School</b>					
560 Intergovernmental		\$468,127	\$463,751	\$463,751	0.74%
<b>Total Schools</b>		<b>\$31,887,479</b>	<b>\$33,276,333</b>	<b>\$33,276,333</b>	<b>53.09%</b>
<b>400 Public Works</b>					
510 Personal Services		\$1,365,243	\$1,448,877	\$1,448,877	
520 Purchase of Services		\$465,015	\$482,065	\$482,065	
540 Materials & Supplies		\$294,961	\$294,425	\$294,425	
580 Capital Outlay		\$474,600	\$429,500	\$429,500	
		<b>\$2,599,819</b>	<b>\$2,654,867</b>	<b>\$2,654,867</b>	<b>4.24%</b>
<b>410 Facilities</b>					
510 Personal Services		\$170,422	\$216,351	\$216,351	
520 Purchase of Services		\$103,200	\$123,740	\$123,740	
540 Materials & Supplies		\$6,500	\$17,050	\$17,050	
580 Capital Outlay		\$100,000	\$101,110	\$101,110	
		<b>\$380,122</b>	<b>\$458,251</b>	<b>\$458,251</b>	<b>0.73%</b>
<b>423 Snow &amp; Ice</b>					
510 Personal Services		\$75,000	\$85,399	\$85,399	
520 Purchase of Services		\$202,750	\$192,000	\$192,000	
540 Materials & Supplies		\$190,250	\$218,002	\$218,002	
580 Capital Outlay		\$22,000	\$0	\$0	
		<b>\$490,000</b>	<b>\$495,401</b>	<b>\$495,401</b>	<b>0.79%</b>
<b>424 Street Lights &amp; Beacons</b>					
520 Purchase of Services		\$190,000	\$190,000	\$190,000	0.30%
<b>Total Public Works</b>		<b>\$3,659,941</b>	<b>\$3,798,519</b>	<b>\$3,798,519</b>	<b>6.06%</b>
<b>510 Board of Health</b>					
510 Personal Services		\$138,533	\$129,542	\$129,542	
520 Purchase of Services		\$6,030	\$7,530	\$7,530	
540 Materials & Supplies		\$2,100	\$1,550	\$1,550	
580 Capital Outlay		\$1,000	\$400	\$400	
		<b>\$147,663</b>	<b>\$139,022</b>	<b>\$139,022</b>	<b>0.22%</b>
<b>541 Council on Aging</b>					
510 Personal Services		\$228,922	\$254,178	\$254,178	
520 Purchase of Services		\$40,200	\$54,900	\$54,900	
540 Materials & Supplies		\$9,100	\$8,850	\$8,850	
		<b>\$278,222</b>	<b>\$317,928</b>	<b>\$317,928</b>	<b>0.51%</b>
<b>543 Veterans' Benefits/Services</b>					
510 Personal Services		\$65,690	\$69,467	\$69,467	
520 Purchase of Services		\$127,100	\$147,910	\$147,910	
540 Materials & Supplies		\$1,300	\$1,225	\$1,225	
		<b>\$194,090</b>	<b>\$218,602</b>	<b>\$218,602</b>	<b>0.35%</b>
<b>549 Commission on Disabilities</b>					
520 Purchase of Services		\$4,750	\$4,750	\$4,750	
540 Materials & Supplies		\$250	\$250	\$250	

Annual Town Meeting  
 April 14, 2014

		\$5,000	\$5,000	\$5,000	0.01%
<b>Total Human Services</b>		<b>\$624,975</b>	<b>\$676,306</b>	<b>\$680,552</b>	<b>1.09%</b>
<b>610</b>	<b>Library</b>				
510	Personal Services	\$724,590	\$742,994	\$742,994	
520	Purchase of Services	\$91,266	\$61,135	\$61,135	
540	Materials & Supplies	\$135,600	\$121,175	\$121,175	
580	Capital Outlay	\$5,000	\$18,100	\$18,100	
		<b>\$956,456</b>	<b>\$943,404</b>	<b>\$943,404</b>	<b>1.51%</b>
<b>630</b>	<b>Recreation</b>				
510	Personal Services	\$123,571	\$127,829	\$127,829	
520	Purchase of Services	\$1,425	\$1,250	\$1,250	
540	Materials & Supplies	\$650	\$650	\$650	
580	Capital Outlay	\$-	\$1,050	\$1,050	
		<b>\$125,646</b>	<b>\$130,779</b>	<b>\$130,779</b>	<b>0.21%</b>
<b>650</b>	<b>Beautification</b>				
520	Purchase of Services	\$0	\$0	\$0	
540	Materials & Supplies	\$19,500	\$19,500	\$19,500	
		<b>\$19,500</b>	<b>\$19,500</b>	<b>\$19,500</b>	<b>0.03%</b>
<b>691</b>	<b>Historical Buildings</b>				
520	Purchase of Services	\$10,350	\$11,350	\$11,350	0.02%
<b>Total Recreation &amp; Resources</b>		<b>\$1,111,952</b>	<b>\$1,105,033</b>	<b>\$1,105,033</b>	<b>1.76%</b>
<b>720</b>	<b>Debt &amp; Interest</b>				
590	Debt Service	\$2,362,632	\$2,365,652	\$2,365,652	3.77%
<b>Total Debt Services</b>		<b>\$2,362,632</b>	<b>\$2,365,652</b>	<b>\$2,365,652</b>	<b>3.77%</b>
<b>910</b>	<b>Non-Contributory Pensions</b>				
512	Other Personal Services	\$62,979	\$65,319	\$65,319	0.10%
<b>911</b>	<b>Plymouth County Retirement</b>				
512	Other Personal Services	\$3,656,599	\$3,912,852	\$3,912,852	6.24%
<b>912</b>	<b>Workers' Compensation</b>				
515	Employee Benefits	\$257,000	\$257,000	\$257,000	0.41%
<b>913</b>	<b>Unemployment Insurance</b>				
515	Employee Benefits	\$64,000	\$75,000	\$75,000	0.12%
<b>914</b>	<b>Contributory Group Insurance</b>				
515	Employee Benefits	\$4,900,000	\$4,975,632	\$4,975,632	7.94%
<b>916</b>	<b>Federal Taxes</b>				
515	Employee Benefits	\$574,729	\$626,454	\$626,454	1.00%

<b>Total Employee Benefits</b>	<b>\$9,515,307</b>	<b>\$9,912,257</b>	<b>\$9,912,257</b>	<b>15.81%</b>
<b>Total General Fund</b>	<b>\$60,110,999</b>	<b>\$62,685,455</b>	<b>\$62,685,455</b>	

*Advisory Board Maura Curran  
 BOS Anthony Vignani  
 Supt. of Schools John McCarthy*

**Quantum of vote: Majority (except 182/570-2/3 vote needed)**

**Held Items 182, 300 and 400 for discussion.**

**Motion made to vote on unheld items. Seconded, voted Unanimous.**

**VOTED** that the Town raise and appropriate \$61,752,667.00, and transfer from the Golf Enterprise Fund the sum of \$59,391.00, from Wastewater Enterprise the sum of \$187,777.00, from Water Department Enterprise the sum of \$257,529.00, from Transfer Station Enterprise the sum of \$132,362.00, from Waterways Enterprise the sum of \$55,981.00, from Title V Assessments the sum of \$6,858.00, from Debt Premium Reserve the sum of \$10,576.00, from the PEG Access Cable Grant the sum of \$108,383.00 and \$60,000.00 from Overlay Surplus to the General Fund, and the sum of \$53,931.00 from the Massachusetts School Building Assistance Reserve, totaling \$932,788.00 for the purpose of funding personal services and expenses for town operations as may be necessary for the Fiscal Year commencing July 1, 2014 as follows:

**Article 6  
 Fiscal Year 2015 Operating Budget**

<b>Account</b>	<b>FY 2014 Appropriated</b>	<b>FY2015 Selectmen</b>	<b>FY2015 Advisory</b>	<b>% to Total</b>
<b>123 Board of Selectmen/ Town Administrator</b>				
510 Personal Services	\$298,080	\$296,393	\$296,393	
520 Purchase of Services	\$63,811	\$57,847	\$57,847	
530 Town Counsel	\$147,000	\$136,945	\$136,945	
532 Labor Counsel	\$172,500	\$172,500	\$172,500	
540 Materials & Supplies	\$2,575	\$2,625	\$2,625	
599 Salary Adjustments	\$10,000	\$10,000	\$10,000	
	<b>\$693,966</b>	<b>\$676,310</b>	<b>\$676,310</b>	<b>1.08%</b>
<b>131 Advisory Committee</b>				
510 Personal Services	\$1,925	\$1,925	\$1,925	
520 Purchase of Services	\$250	\$250	\$250	
540 Materials & Supplies	\$4,700	\$5,700	\$5,700	
	<b>\$6,875</b>	<b>\$7,875</b>	<b>\$7,875</b>	<b>0.01%</b>
<b>132 Reserve Fund</b>				
570 Transfers	<b>\$90,000</b>	<b>\$90,000</b>	<b>\$90,000</b>	<b>0.14%</b>

Annual Town Meeting  
 April 14, 2014

<b>Finance Director/Town</b>					
<b>135</b>	<b>Accountant</b>				
510	Personal Services	\$172,304	\$197,352	\$197,352	
520	Purchase of Services	\$83,215	\$53,445	\$53,445	
540	Materials & Supplies	\$1,600	\$1,400	\$1,400	
		<b>\$257,119</b>	<b>\$252,197</b>	<b>\$252,197</b>	<b>0.40%</b>
<b>141</b>	<b>Assessors</b>				
510	Personal Services	\$183,416	\$190,255	\$190,255	
520	Purchase of Services	\$2,955	\$73,155	\$73,155	
540	Materials & Supplies	\$600	\$600	\$600	
		<b>\$186,971</b>	<b>\$264,010</b>	<b>\$264,010</b>	<b>0.42%</b>
<b>145</b>	<b>Treasurer/Collector</b>				
510	Personal Services	\$244,614	\$253,270	\$253,270	
520	Purchase of Services	\$38,175	\$77,985	\$77,985	
540	Materials & Supplies	\$2,300	\$2,000	\$2,000	
580	Capital Outlay	\$2,000	\$0	\$0	
		<b>\$287,089</b>	<b>\$333,255</b>	<b>\$333,255</b>	<b>0.53%</b>
<b>149</b>	<b>Administration</b>				
510	Personal Services	\$5,833	\$31,933	\$31,933	
520	Purchase of Services	\$90,500	\$67,500	\$67,500	
540	Materials & Supplies	\$4,000	\$3,800	\$3,800	
		<b>\$100,333</b>	<b>\$103,233</b>	<b>\$103,233</b>	<b>0.16%</b>
<b>155</b>	<b>Information Technology</b>				
510	Personal Services	\$86,561	\$90,230	\$90,230	
520	Purchase of Services	\$169,545	\$148,595	\$148,595	
540	Materials & Supplies	\$800	\$1,000	\$1,000	
510	Capital Outlay	\$11,300	\$14,000	\$14,000	
		<b>\$268,206</b>	<b>\$253,825</b>	<b>\$253,825</b>	<b>0.40%</b>
<b>158</b>	<b>Tax Foreclosures</b>				
521	Tax Foreclosures	<b>\$39,000</b>	<b>\$39,000</b>	<b>\$39,000</b>	<b>0.06%</b>
<b>159</b>	<b>Cable TV</b>				
510	Personal Services	\$89,080	\$82,583	\$82,583	
520	Purchase of Services	\$2,300	\$2,300	\$2,300	
540	Materials & Supplies	\$7,900	\$1,900	\$1,900	
580	Capital Outlay	\$9,500	\$21,600	\$21,600	
		<b>\$108,780</b>	<b>\$108,383</b>	<b>\$108,383</b>	<b>0.17%</b>
<b>161</b>	<b>Town Clerk</b>				
510	Personal Services	\$136,700	\$149,618	\$149,618	
520	Purchase of Services	\$25,650	\$39,400	\$39,400	
540	Materials & Supplies	\$3,100	\$4,300	\$4,300	
		<b>\$165,450</b>	<b>\$193,318</b>	<b>\$193,318</b>	<b>0.31%</b>
<b>171</b>	<b>Conservation</b>				
510	Personal Services	\$103,252	\$110,554	\$110,554	
520	Purchase of Services	\$12,010	\$10,900	\$10,900	
540	Materials & Supplies	\$950	\$1,075	\$1,075	
		<b>\$116,212</b>	<b>\$122,529</b>	<b>\$122,529</b>	<b>0.20%</b>
<b>175</b>	<b>Planning Board</b>				
510	Personal Services	\$114,938	\$159,583	\$159,583	

Annual Town Meeting  
April 14, 2014

520	Purchase of Services	\$7,630	\$8,550	\$8,550	
540	Materials & Supplies	\$700	\$700	\$700	
		<b>\$123,268</b>	<b>\$168,833</b>	<b>\$168,833</b>	<b>0.27%</b>
<b>176</b>	<b>Zoning Board of Appeals</b>				
510	Personal Services	\$24,712	\$25,607	\$25,607	
520	Purchase of Services	\$1,500	\$2,850	\$2,850	
540	Materials & Supplies	\$500	\$300	\$300	
		<b>\$26,712</b>	<b>\$28,757</b>	<b>\$28,757</b>	<b>0.05%</b>
<b>182</b>	<b>Board of Selectmen/Economic Development</b>				
520	Purchase of Services	\$20,750	\$78,000	\$78,000	
570	Transfers to E D Stabilization	\$0	\$13,500	\$13,500	
		<b>\$20,750</b>	<b>\$91,500</b>	<b>\$91,500</b>	<b>0.15%</b>
<b>192</b>	<b>Property/Liability Insurance</b>				
570	Other Charges & Expenses	<b>\$430,000</b>	<b>\$430,000</b>	<b>\$430,000</b>	<b>0.69%</b>
	<b>Total General Government</b>	<b>\$2,920,731</b>	<b>\$3,160,006</b>	<b>\$3,160,006</b>	<b>5.04%</b>
<b>210</b>	<b>Police</b>				
510	Personal Services	\$3,140,287	\$3,320,446	\$3,320,446	
520	Purchase of Services	\$115,140	\$153,160	\$153,160	
540	Materials & Supplies	\$138,025	\$142,610	\$142,610	
580	Capital Outlay	\$120,000	\$122,000	\$122,000	
		<b>\$3,513,452</b>	<b>\$3,738,216</b>	<b>\$3,738,216</b>	<b>5.96%</b>
<b>220</b>	<b>Fire</b>				
510	Personal Services	\$3,955,966	\$4,023,016	\$4,023,016	
520	Purchase of Services	\$96,400	\$90,345	\$90,345	
540	Materials & Supplies	\$215,750	\$219,250	\$219,250	
580	Capital Outlay	\$5,000	\$0	\$0	
		<b>\$4,273,116</b>	<b>\$4,332,611</b>	<b>\$4,332,611</b>	<b>6.91%</b>
<b>241</b>	<b>Inspections</b>				
510	Personal Services	\$216,689	\$288,133	\$288,133	
520	Purchase of Services	\$9,550	\$10,150	\$10,150	
540	Materials & Supplies	\$3,120	\$3,100	\$3,100	
		<b>\$229,359</b>	<b>\$301,383</b>	<b>\$301,383</b>	<b>0.48%</b>
<b>295</b>	<b>Shellfish</b>				
510	Personal Services	\$10,500	\$10,569	\$10,569	
520	Purchase of Services	\$705	\$705	\$705	
540	Materials & Supplies	\$400	\$400	\$400	
580	Capital Outlay	\$450	\$200	\$200	
		<b>\$12,055</b>	<b>\$11,874</b>	<b>\$11,874</b>	<b>0.02%</b>
	<b>Total Public Safety</b>	<b>\$8,027,982</b>	<b>\$8,384,084</b>	<b>\$8,384,084</b>	<b>13.38%</b>
<b>300</b>	<b>School Committee</b>				
505	Expenses	<b>\$31,419,352</b>	<b>\$32,812,582</b>	<b>\$32,812,582</b>	<b>52.35%</b>
<b>310</b>	<b>South Shore Regional School</b>				
560	Intergovernmental	<b>\$468,127</b>	<b>\$463,751</b>	<b>\$463,751</b>	<b>0.74%</b>

Annual Town Meeting  
 April 14, 2014

<b>Total Schools</b>		<b>\$31,887,479</b>	<b>\$33,276,333</b>	<b>\$33,276,333</b>	<b>53.09%</b>
<b>400</b>	<b>Public Works</b>				
510	Personal Services	\$1,365,243	\$1,448,877	\$1,448,877	
520	Purchase of Services	\$465,015	\$482,065	\$482,065	
540	Materials & Supplies	\$294,961	\$294,425	\$294,425	
580	Capital Outlay	\$474,600	\$429,500	\$429,500	
		<b>\$2,599,819</b>	<b>\$2,654,867</b>	<b>\$2,654,867</b>	<b>4.24%</b>
<b>410</b>	<b>Facilities</b>				
510	Personal Services	\$170,422	\$216,351	\$216,351	
520	Purchase of Services	\$103,200	\$123,740	\$123,740	
540	Materials & Supplies	\$6,500	\$17,050	\$17,050	
580	Capital Outlay	\$100,000	\$101,110	\$101,110	
		<b>\$380,122</b>	<b>\$458,251</b>	<b>\$458,251</b>	<b>0.73%</b>
<b>423</b>	<b>Snow &amp; Ice</b>				
510	Personal Services	\$75,000	\$85,399	\$85,399	
520	Purchase of Services	\$202,750	\$192,000	\$192,000	
540	Materials & Supplies	\$190,250	\$218,002	\$218,002	
580	Capital Outlay	\$22,000	\$0	\$0	
		<b>\$490,000</b>	<b>\$495,401</b>	<b>\$495,401</b>	<b>0.79%</b>
<b>424</b>	<b>Street Lights &amp; Beacons</b>				
520	Purchase of Services	\$190,000	\$190,000	\$190,000	0.30%
<b>Total Public Works</b>		<b>\$3,659,941</b>	<b>\$3,798,519</b>	<b>\$3,798,519</b>	<b>6.06%</b>
<b>510</b>	<b>Board of Health</b>				
510	Personal Services	\$138,533	\$129,542	\$129,542	
520	Purchase of Services	\$6,030	\$7,530	\$7,530	
540	Materials & Supplies	\$2,100	\$1,550	\$1,550	
580	Capital Outlay	\$1,000	\$400	\$400	
		<b>\$147,663</b>	<b>\$139,022</b>	<b>\$139,022</b>	<b>0.22%</b>
<b>541</b>	<b>Council on Aging</b>				
510	Personal Services	\$228,922	\$254,178	\$254,178	
520	Purchase of Services	\$40,200	\$54,900	\$54,900	
540	Materials & Supplies	\$9,100	\$8,850	\$8,850	
		<b>\$278,222</b>	<b>\$317,928</b>	<b>\$317,928</b>	<b>0.51%</b>
<b>543</b>	<b>Veterans' Benefits/Services</b>				
510	Personal Services	\$65,690	\$69,467	\$69,467	
520	Purchase of Services	\$127,100	\$147,910	\$147,910	
540	Materials & Supplies	\$1,300	\$1,225	\$1,225	
		<b>\$194,090</b>	<b>\$218,602</b>	<b>\$218,602</b>	<b>0.35%</b>
<b>549</b>	<b>Commission on Disabilities</b>				
520	Purchase of Services	\$4,750	\$4,750	\$4,750	
540	Materials & Supplies	\$250	\$250	\$250	
		<b>\$5,000</b>	<b>\$5,000</b>	<b>\$5,000</b>	<b>0.01%</b>
<b>Total Human Services</b>		<b>\$624,975</b>	<b>\$676,306</b>	<b>\$680,552</b>	<b>1.09%</b>

Annual Town Meeting  
 April 14, 2014

<b>610</b>	<b>Library</b>				
510	Personal Services	\$724,590	\$742,994	\$742,994	
520	Purchase of Services	\$91,266	\$61,135	\$61,135	
540	Materials & Supplies	\$135,600	\$121,175	\$121,175	
580	Capital Outlay	\$5,000	\$18,100	\$18,100	
		<b>\$956,456</b>	<b>\$943,404</b>	<b>\$943,404</b>	<b>1.51%</b>
<b>630</b>	<b>Recreation</b>				
510	Personal Services	\$123,571	\$127,829	\$127,829	
520	Purchase of Services	\$1,425	\$1,250	\$1,250	
540	Materials & Supplies	\$650	\$650	\$650	
580	Capital Outlay	\$-	\$1,050	\$1,050	
		<b>\$125,646</b>	<b>\$130,779</b>	<b>\$130,779</b>	<b>0.21%</b>
<b>650</b>	<b>Beautification</b>				
520	Purchase of Services	\$0	\$0	\$0	
540	Materials & Supplies	\$19,500	\$19,500	\$19,500	
		<b>\$19,500</b>	<b>\$19,500</b>	<b>\$19,500</b>	<b>0.03%</b>
<b>691</b>	<b>Historical Buildings</b>				
520	Purchase of Services	\$10,350	\$11,350	\$11,350	0.02%
	<b>Total Recreation &amp; Resources</b>	<b>\$1,111,952</b>	<b>\$1,105,033</b>	<b>\$1,105,033</b>	<b>1.76%</b>
<b>720</b>	<b>Debt &amp; Interest</b>				
590	Debt Service	\$2,362,632	\$2,365,652	\$2,365,652	3.77%
	<b>Total Debt Services</b>	<b>\$2,362,632</b>	<b>\$2,365,652</b>	<b>\$2,365,652</b>	<b>3.77%</b>
<b>910</b>	<b>Non-Contributory Pensions</b>				
512	Other Personal Services	\$62,979	\$65,319	\$65,319	0.10%
<b>911</b>	<b>Plymouth County Retirement</b>				
512	Other Personal Services	\$3,656,599	\$3,912,852	\$3,912,852	6.24%
<b>912</b>	<b>Workers' Compensation</b>				
515	Employee Benefits	\$257,000	\$257,000	\$257,000	0.41%
<b>913</b>	<b>Unemployment Insurance</b>				
515	Employee Benefits	\$64,000	\$75,000	\$75,000	0.12%
<b>914</b>	<b>Contributory Group Insurance</b>				
515	Employee Benefits	\$4,900,000	\$4,975,632	\$4,975,632	7.94%
<b>916</b>	<b>Federal Taxes</b>				
515	Employee Benefits	\$574,729	\$626,454	\$626,454	1.00%
	<b>Total Employee Benefits</b>	<b>\$9,515,307</b>	<b>\$9,912,257</b>	<b>\$9,912,257</b>	<b>15.81%</b>
	<b>Total General Fund</b>	<b>\$60,110,999</b>	<b>\$62,685,455</b>	<b>\$62,685,455</b>	

Annual Town Meeting  
April 14, 2014

**VOTE-DECLARED UNANIMOUS  
OVERALL ON UNHELD AND HELD ITEMS**

**ARTICLE 7. Waterways Enterprise Fund**

**WARRANT**

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds in the Treasury, the sum of \$922,918.00, or a greater or lesser sum, for the purpose of funding the Waterways Enterprise Fund for the ensuing fiscal year commencing July 1, 2014, or take any other action relative thereto.

*Sponsored By:* Board of Selectmen

**MOTION**

**ARTICLE 7. Waterways Enterprise Fund**

Mr. Moderator,

Mr. Murray

I move that the Town transfer from available funds in Waterways Enterprise Receipts the sum of \$922,918.00 and for the purpose of funding the Waterways Enterprise Fund for the ensuing fiscal year commencing July 1, 2014 as follows:

Personal Services	\$ 318,564.00
Other Expenses	\$ 604,354.00

*Advisory Board Michael Westort*

**Quantum of vote: Majority**

**VOTED** that the Town transfer from available funds in Waterways Enterprise Receipts the sum of \$922,918.00 and for the purpose of funding the Waterways Enterprise Fund for the ensuing fiscal year commencing July 1, 2014 as follows:

Personal Services	\$ 318,564.00
Other Expenses	\$ 604,354.00

**VOTE-UNANIMOUS**

**ARTICLE 8. Golf Course Enterprise Fund**

**WARRANT**

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds in the Treasury the sum of \$1,242,179.00 or a greater or lesser sum, for the purpose of funding the Widow's Walk Golf Course for the ensuing fiscal year commencing July 1, 2014, or take any other action relative thereto.

*Sponsored By: Board of Selectmen*

**MOTION**

**ARTICLE 8. Golf Course Enterprise Fund**

Mr. Moderator,

Mr. Vegnani

I move that the Town transfer from available funds in Golf Course Enterprise Fund Receipts the sum of \$1,242,179.00, for the purpose of funding the Widow's Walk Golf Course for the ensuing fiscal year commencing July 1, 2014 as follows:

Personal Services	\$ 177,830.00
Other Expenses	\$ 1,064,349.00

*Advisory Board Michael Westort*

**Quantum of vote: Majority**

**VOTED** that the Town transfer from available funds in Golf Course Enterprise Fund Receipts the sum of \$1,242,179.00, for the purpose of funding the Widow's Walk Golf Course for the ensuing fiscal year commencing July 1, 2014 as follows:

Personal Services	\$ 177,830.00
Other Expenses	\$ 1,064,349.00

**VOTE- UNANIMOUS**

**ARTICLE 9. Wastewater Enterprise Fund**

**WARRANT**

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds in the Treasury the sum of \$3,311,633.00, or a greater or lesser sum, for the purpose of funding Wastewater Treatment Plant operations and expenses, for the ensuing fiscal year commencing July 1, 2014, or take any other action relative thereto.

*Sponsored By: Board of Selectmen*

**MOTION**

**ARTICLE 9. Wastewater Enterprise Fund**

Mr. Moderator,

Mr. Vegnani

I move that the Town transfer from available funds in Wastewater Enterprise Fund Receipts the sum of \$2,462,223.00, and \$188,436.00 from Wastewater Retained Earnings and \$660,974.00 from raise and appropriate for the purpose of funding the Wastewater Treatment Plant operations and expenses, for the ensuing fiscal year commencing July 1, 2014 as follows:

Personal Services	\$	450,574.00
Other Expenses	\$	2,861,059.00

*Advisory Board Michael Westort*

**Quantum of vote: Majority**

**VOTED** that the Town transfer from available funds in Wastewater Enterprise Fund Receipts the sum of \$2,462,223.00, and \$188,436.00 from Wastewater Retained Earnings and \$660,974.00 from raise and appropriate for the purpose of funding the Wastewater Treatment Plant operations and expenses, for the ensuing fiscal year commencing July 1, 2014 as follows:

Personal Services	\$	450,574.00
Other Expenses	\$	2,861,059.00

**VOTE- UNANIMOUS**

**ARTICLE 10. Transfer Station Enterprise Fund**

**WARRANT**

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds in the Treasury the sum of \$1,186,244.00, or a greater or lesser sum, for the purpose of

funding the Landfill and Transfer Station operations and expenses for the ensuing fiscal year commencing July 1, 2014, or take any other action relative thereto.

*Sponsored By: Board of Selectmen*

**MOTION**

**ARTICLE 10. Transfer Station Enterprise Fund**

Mr. Moderator,

Mr. Vegnani

I move that the Town raise and appropriate the sum of \$ 100,000.00 and transfer from Transfer Station Enterprise Receipts the sum of \$ 1,086,244.00 for the purpose of funding the Landfill and Transfer Station operations and expenses for the ensuing fiscal year commencing July 1, 2014 as follows:

Personal Services	\$ 223,232.00
Other Expenses	\$ 963,012.00

*Advisory Board Michael Westort*

**Quantum of vote: Majority**

**VOTED** that the Town raise and appropriate the sum of \$ 100,000.00 and transfer from Transfer Station Enterprise Receipts the sum of \$ 1,086,244.00 for the purpose of funding the Landfill and Transfer Station operations and expenses for the ensuing fiscal year commencing July 1, 2014 as follows:

Personal Services	\$ 223,232.00
Other Expenses	\$ 963,012.00

**VOTE- DECLARED UNANIMOUS**

**ARTICLE 11. Water Enterprise Fund**

**WARRANT**

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds in the Treasury, the sum of \$2,658,001.00, or a greater or lesser sum, for the purpose of funding Water Division operations and expenses for the ensuing fiscal year commencing July 1, 2014, or take any other action relative thereto.

*Sponsored By: Board of Selectmen*

**MOTION**

**ARTICLE 11. Water Enterprise Fund**

Mr. Moderator,

Mr. Danehey

I move that the Town transfer from available funds in the Water Enterprise Receipts the sum of \$2,658,001.00 for the purpose of funding Water Division operations and expenses for the ensuing fiscal year commencing July 1, 2014 as follows:

Personal Services	\$ 808,763.00
Expenses	\$ 1,849,238.00

*Advisory Michael Westort  
BOS Martin O'Toole*

**Quantum of vote: Majority**

**VOTED** that the Town transfer from available funds in the Water Enterprise Receipts the sum of \$2,658,001.00 for the purpose of funding Water Division operations and expenses for the ensuing fiscal year commencing July 1, 2014 as follows:

Personal Services	\$ 808,763.00
Expenses	\$ 1,849,238.00

**VOTE-UNANIMOUS**

**ARTICLE 12. Stabilization Fund Excess Levy**

**WARRANT**

To see if the Town will vote to raise and appropriate the difference between the levy net and the levy limit to the Stabilization Fund, in accordance with Massachusetts General Laws, Chapter 40, Section 5B, or take any other action relative thereto.

*Sponsored By: Board of Selectmen*

**MOTION**

**ARTICLE 12. Stabilization Fund Excess Levy**

Mr. Moderator,

Mr. Danehey

I move that the Town raise and appropriate the difference between the levy net and the levy limit to the Stabilization Fund, in accordance with Massachusetts General Laws, Chapter 40, Section 5B.

*Advisory Board Geoffrey Burns*

**Quantum of vote: 2/3**

**VOTED** that the Town raise and appropriate the difference between the levy net and the levy limit to the Stabilization Fund, in accordance with Massachusetts General Laws, Chapter 40, Section 5B.

**VOTE- UNANIMOUS**

**ARTICLE 13. Community Preservation**

**WARRANT**

To see if the Town will vote to hear and act on recommendations from the Community Preservation Committee (the “CPC”) on the Fiscal Year 2015 Community Preservation budget and pursuant to Massachusetts General Laws, Chapter 44B (the “Act”) to appropriate and/or reserve the sums of money as indicated below (i) to meet the administrative expenses and all other necessary and proper expenses of the CPC for Fiscal Year 2015; (ii) for the acquisition, creation, and preservation of open space; (iii) for the acquisition, creation, preservation, rehabilitation and restoration of land for recreational use; (iv) for acquisition, preservation, rehabilitation, and restoration of historic resources; and (v) for the creation, acquisition, preservation and support of community housing. Appropriations for the items below are to be expended first from any existing reserves for the purposes of such item, then appropriated from Community Preservation FY 2015 estimated revenues, with any excess to be appropriated from Community Preservation unreserved funds. All such sums appropriated are further to be expended subject to all of the terms and conditions of the applications regarding such projects filed with the CPC and the votes of the CPC regarding approval of such items.

- |    |           |  |
|----|-----------|--|
| 1. | \$168,000 | from Community Preservation FY 2015 estimated revenues, to be reserved for the creation and support of Community Housing consistent with the Act;      |
| 2. | \$168,000 | from Community Preservation FY 2015 estimated revenues, to be reserved for acquisition and preservation of Historic Resources consistent with the Act; |
| 3. | \$168,000 | from Community Preservation FY 2015 estimated revenues, to be reserved for acquisition and preservation of Open Space consistent with the Act;         |
| 4. | \$ 84,000 | from Community Preservation FY 2015 estimated revenues, for Administrative Expense of the Community Preservation Committee;                            |
| 5. | \$784,000 | for Land for Open Space Preservation – Damon Memorial Preserve;  |
| 6. | \$ 79,000 | for Historic Resources – Preservation of Bailey-Ellis House;   |
| 7. | \$ 23,000 | for Historic Resources-Mossing Shed Transfer;  |
| 8. | \$406,114 | for Recreational Use – Renovation of Scituate Skatepark;   |
| 9. | \$375,000 | for Recreational Use – Creation of Tilden Multi-Use Trail  |

or take any other action relative thereto.

*Sponsored By: Community Preservation Committee*

**MOTION**

**ARTICLE 13. Community Preservation**

Mr. Moderator,

Mr. Danehey

I move that the Town hear and act on the recommendations of the Community Preservation Committee on the Fiscal Year 2015 Community Preservation Budget and pursuant to Massachusetts General Laws, Chapter 44B appropriate Community Preservation Funds as follows:

1. \$168,000 from Community Preservation FY 2015 estimated revenues, to be reserved for the creation and support of Community Housing consistent with the Act;
2. \$168,000 from Community Preservation FY 2015 estimated revenues, to be reserved for acquisition and preservation of Historic Resources consistent with the Act;
3. \$168,000 from Community Preservation FY 2015 estimated revenues, to be reserved for acquisition and preservation of Open Space consistent with the Act;
4. \$ 84,000 from Community Preservation FY 2015 estimated revenues, for Administrative Expense of the Community Preservation Committee;
5. \$784,000 for Land for Open Space Preservation – Damon Memorial Preserve;
6. \$ 79,000 for Historic Resources – Preservation of Bailey-Ellis House;
7. \$ 23,000 for Historic Resources – Mossing Shed Transfer
8. \$ 406,114 for Recreational Use – Renovation of Scituate Skatepark;
9. \$ 375,000 for Recreational Use – Creation of Tilden Multi-Use Trail

*Advisory Board Mark Sandham  
CPC Lisa Fenton*

**Quantum of vote:**

5. 2/3

*All others majority*

**BOLD NUMBERS HELD FOR DISCUSSION**

**VOTED** that the Town hear and act on the recommendations of the Community Preservation Committee on the Fiscal Year 2015 Community Preservation Budget and pursuant to Massachusetts General Laws, Chapter 44B appropriate Community Preservation Funds as follows:

1. \$168,000 from Community Preservation FY 2015 estimated revenues, to be reserved for the creation and support of Community Housing consistent with the Act;  
**VOTE-UNANIMOUS**
2. \$168,000 from Community Preservation FY 2015 estimated revenues, to be reserved for acquisition and preservation of Historic Resources consistent with the Act;  
**VOTE- UNANIMOUS**

3. \$168,000 from Community Preservation FY 2015 estimated revenues, to be reserved for acquisition and preservation of Open Space consistent with the Act;  
**VOTE- UNANIMOUS**
4. \$ 84,000 from Community Preservation FY 2015 estimated revenues, for Administrative Expense of the Community Preservation Committee;  
**VOTE- UNANIMOUS**
5. \$784,000 for Land for Open Space Preservation – Damon Memorial Preserve;  
**VOTE-DECLARED 2/3**
6. \$ 79,000 for Historic Resources – Preservation of Bailey-Ellis House;  
**VOTE-UNANIMOUS**
7. \$ 23,000 for Historic Resources – Mossing Shed Transfer  
**VOTE- UNANIMOUS**
8. \$ 406,114 for Recreational Use – Renovation of Scituate Skatepark;  
**VOTE- UNANIMOUS**
9. \$ 375,000 for Recreational Use – Creation of Tilden Multi-Use Trail  
**VOTE-MAJORITY**

**ARTICLE 14. Community Preservation Act Reconciliations**

**WARRANT**

To see if the Town will vote to hear and act on recommendations from the Community Preservation Committee to rescind the balance of funds authorized but unexpended totaling \$141,626.98, or a greater or less sum, and to transfer said funds into the Reserve or General Fund Balance from which they were originally appropriated, in accordance with the provisions of the Community Preservation Act, or take any other action relative thereto.

<b>Description</b>	<b>Amount</b>	<b>ATM Date</b>
Higgins MacAllister Property	\$141,626.98	2012, 16.5

*Sponsored By: Community Preservation Committee*

**MOTION**

**ARTICLE 14. Community Preservation Act Reconciliations**

Mr. Moderator,

Mr. Danehey

I move that the Town rescind the balance of funds authorized but unexpended from prior Community Preservation projects, totaling \$141,626.98, and transfer said funds into the Community Preservation Committee Reserve Fund balance – Open Space Acquisition from

which they were originally appropriated as the case may be, in accordance with the Community Preservation Act as follows:

<u>Description</u>	<u>Amount</u>	<u>ATM Date</u>
Higgins MacAllister Property	\$141,626.98	2012 Article 16.5

*Advisory Board Mark Sandham*

**Quantum of vote: Majority**

**VOTED** that the Town rescind the balance of funds authorized but unexpended from prior Community Preservation projects, totaling \$141,626.98, and transfer said funds into the Community Preservation Committee Reserve Fund balance – Open Space Acquisition from which they were originally appropriated as the case may be, in accordance with the Community Preservation Act as follows:

<u>Description</u>	<u>Amount</u>	<u>ATM Date</u>
Higgins MacAllister Property	\$141,626.98	2012 Article 16.5

**VOTE- UNANIMOUS**

**ARTICLE 15. Massachusetts General Laws Chapter 91 Liability**

**WARRANT**

To see if the Town will vote to assume liability in the manner provided by Massachusetts General Laws, Chapter 91, Section 29, as amended, for all damages that may be incurred by work to be performed by the Massachusetts Department of Environmental Protection for the improvement, development, maintenance and protection of tidal and non-tidal rivers and streams, great ponds, harbors, tidewaters, foreshores and shores along a public beach in accordance with Section 11 of said Chapter 91 and to authorize the Selectmen to execute and deliver a bond on indemnity therefore to the Commonwealth; or take any other action relative thereto.

*Sponsored By: Board of Selectmen*

**MOTION**

**ARTICLE 15. Massachusetts General Laws Chapter 91 Liability**

Mr. Moderator,

Mr. Vegnani

I move that the Town assume liability in the manner provided by Massachusetts General Laws, Chapter 91, Section 29, as amended, for all damages that may be incurred by work to be performed by the Massachusetts Department of Environmental Protection for the improvement, development, maintenance and protection of tidal and non-tidal rivers and streams, great ponds, harbors, tidewaters, foreshores and shores along a public beach in accordance with Section 11 of said Chapter 91 and to authorize the Selectmen to execute and deliver a bond on indemnity therefore to the Commonwealth.

*Advisory Board Karen Connolly*

**Quantum of vote: Majority**

**VOTED** that the Town assume liability in the manner provided by Massachusetts General Laws, Chapter 91, Section 29, as amended, for all damages that may be incurred by work to be performed by the Massachusetts Department of Environmental Protection for the improvement, development, maintenance and protection of tidal and non-tidal rivers and streams, great ponds, harbors, tidewaters, foreshores and shores along a public beach in accordance with Section 11 of said Chapter 91 and to authorize the Selectmen to execute and deliver a bond on indemnity therefore to the Commonwealth.

**VOTE UNANIMOUS**

**ARTICLE 16. Town Pier Rehabilitation Project**

**WARRANT**

To see if the Town will vote to transfer from Retained Earnings in the Waterways Enterprise Fund the sum of \$70,231.00, or a greater or lesser sum, for the purpose of paying increased costs for rehabilitation of the Town Pier contingent upon such funds being used as part of the Town's share of a grant received from the Commonwealth of Massachusetts Seaport Advisory Council, or take any other action relative thereto.

*Sponsored by: Board of Selectmen*

**MOTION**

**ARTICLE 16. Town Pier Rehabilitation Project**

Mr. Moderator,

Mr. Murray

I move that the Town transfer from Retained Earnings in the Waterways Enterprise Fund the sum of \$70,231.00, for the purpose of paying increased costs for rehabilitation of the Town Pier contingent upon such funds being used as part of the Town's share of a grant received from the Commonwealth of Massachusetts Seaport Advisory Council.

*Advisory Board Robert Nelson*

**Quantum of vote: Majority**

**VOTED** that the Town transfer from Retained Earnings in the Waterways Enterprise Fund the sum of \$70,231.00, for the purpose of paying increased costs for rehabilitation of the Town Pier contingent upon such funds being used as part of the Town's share of a grant received from the Commonwealth of Massachusetts Seaport Advisory Council.

**VOTE- UNANIMOUS**

**ARTICLE 17. Grant of Easement- Glades Road**

**WARRANT**

To see if the Town will vote to grant an easement to Lighthouse View Condominium at 71-73 Glades Road and its successors for perpetual, non-exclusive rights and easement to pass and repass by vehicular traffic or otherwise with the land described, and on file with the Department of Public Works, for the purpose of accessing property through the Minot Beach Park Lot on Bailey's Causeway, in exchange for the sum of \$7,500.00, or a greater or lesser sum, for granting such easement, or take any other action relative thereto.

*Sponsored by: Board of Selectmen*

**MOTION**

**ARTICLE 17. Grant of Easement- Glades Road**

Mr. Moderator,

Mr. O'Toole

I move that the Town authorize the Board of Selectmen, on such terms as it deems in the best interest of the Town and for consideration of at least \$7,500.00, to grant an easement to the owners of Lighthouse View Condominium 71-73 Glades Road and their successors for perpetual, non-exclusive rights and easement to pass and re-pass by vehicular traffic or otherwise

Annual Town Meeting  
April 14, 2014

with the land described, and on file with the Department of Public Works for the purpose of accessing property through the Minot Beach Parking Lot on Bailey's Causeway.

*Advisory Board Frank Judge*

**Quantum of vote: 2/3**

**VOTED** that the Town authorize the Board of Selectmen, on such terms as it deems in the best interest of the Town and for consideration of at least \$7,500.00, to grant an easement to the owners of Lighthouse View Condominium 71-73 Glades Road and their successors for perpetual, non-exclusive rights and easement to pass and re-pass by vehicular traffic or otherwise with the land described, and on file with the Department of Public Works for the purpose of accessing property through the Minot Beach Parking Lot on Bailey's Causeway.

**VOTE- UNANIMOUS**

**ARTICLE 18. Acceptance of Public Way – Walnut Tree Hill**

**WARRANT**

To see if the Town will vote to accept as a public way, Walnut Hill Drive, Garrison Drive, Woolworth Lane, Bridle Lane, and Greenbriar Way as laid out by the Board of Selectmen as a public way; and authorize the Selectmen to accept or take by eminent domain easements for such public way and any appurtenant drainage or municipal services; and/or to raise and appropriate a sum of money and impose betterments for the improvement thereof; or take any other action relative thereto.

*Sponsored by: Board of Selectmen*

**MOTION**

**ARTICLE 18. Acceptance of Public Way – Walnut Tree Hill**

Mr. Moderator,

Mr. Murray

I move that Town vote to accept Walnut Hill Drive, Garrison Drive, Woodworth Lane, Bridle Lane, and Greenbriar Way as laid out by the Board of Selectmen as public ways.

*Advisory Board Mark Sandham*

**Quantum of vote: Majority**

***Motion made to move the question by Lincoln Heinemen. Seconded. Voted unanimously to move the question.***

Annual Town Meeting  
April 14, 2014

**VOTED** that Town vote to accept Walnut Hill Drive, Garrison Drive, Woodworth Lane, Bridle Lane, and Greenbriar Way as laid out by the Board of Selectmen as public ways.

**VOTE-MOTION PASSED BY CARD COUNT**

**130-YES**

**122-NO**

**ARTICLE 19. Zoning Amendment – Extend and Modify Village Business Overlay District**

**WARRANT**

**To see if the Town will vote**

- (1) *To amend the Zoning Map by including within the boundaries of the Village Business Overlay District the dark shaded area shown as “Lots Proposed to be Added” on the map entitled “Proposed Driftway Extension of Village Business Overlay District – 2/19/2014” on file with the Town Clerk in addition to other areas presently in this district, and to issue a new zoning map reflecting this amendment;*
- (2) *To add the following new definitions to Section 200, Definitions, to be listed in alphabetical order with the definitions currently in the bylaw:*

**MIXED USE BUILDING**

A building that contains retail or office uses and residential uses.

**MIXED USE DEVELOPMENT**

An existing or proposed structure or group of structures containing retail, office and/or residential uses, and including one or more mixed use buildings. A mixed use development may include buildings containing only multiple dwellings as long as there is an existing or proposed mixed use building on the same lot.

- (3) *To replace existing paragraphs 560.3, Village Business Overlay District, Uses Permissible by Special Permit and 560.4, Village Business Overlay District, Requirements for Mixed Use Buildings, with the new language below:*

**560.3 USES PERMISSIBLE BY SPECIAL PERMIT**

The following uses may be permitted by special permit in the Village Business Overlay District:

- A. Any use permitted by special permit in the underlying zoning district in accordance with the provisions of that district.
- B. A mixed use development provided that a special permit is obtained from the Planning Board in accordance with the provisions of Section 560 of this bylaw.

**560.4 REQUIREMENTS FOR MIXED USE DEVELOPMENTS**

The Planning Board may issue a special permit for a mixed use development including one or more mixed use buildings and which may also include additional buildings containing only multiple dwellings and including no other use, on the same lot in the Village Business Overlay District, subject to the following conditions:

- A. The lot or yard areas required for any new building or use shall not include any part of a lot that is required by any other building or use to comply with any requirements of this bylaw.

- B. In the opinion of the Planning Board, the project meets the Design Review Standards of Section 560.8.
- C. Fifteen percent of the total number of dwelling units must be affordable to low- and moderate-income households as defined in Section 560.7 B, Affordability Standards, Rental or Sales Price.
- D. In order to concentrate retail uses in the center of each village, so they can better be supported by pedestrian activity, on Front St., Booth Hill Rd., all of Country Way in Greenbush, Country Way south of the Bound Brook in North Scituate, the Driftway, New Driftway and Gannett Rd., more than 50% of the net floor area of the first floor of a mixed use building shall be occupied by retail uses.

All new mixed use buildings must meet the following dimensional requirements:

<b>Minimum Lot Area Per Dwelling Unit</b>	The number of units permitted shall be equivalent of up to 16 units per 40,000 sq. ft. <i>or</i>  The equivalent of 17 to 20 units per 40,000 sq. ft. may be authorized if significant public benefits are provided <sup>1</sup> <i>or</i>  Due to the higher residential densities already existing in that village, the equivalent of up to 36 units per 40,000 sq. ft. may be authorized in Scituate Harbor if parking is located underground <i>and</i> significant public benefits are provided <sup>1</sup>
<b>Open Space</b>	20% of lot area <sup>2</sup>
<b>Frontage</b>	An amount sufficient in the opinion of the Planning Board to provide adequate access for the proposed use, not less than 20'.

<sup>1</sup> See Section 560.5, Bonus Density Requirements, below.

<sup>2</sup> Open space shall not include land set aside for buildings, driveways or parking uses. This requirement may be waived by the Planning Board in the case of re-use of existing buildings for mixed use.

Where dimensional requirements are not specified, construction must meet the requirements of the underlying zoning district.

*Sponsored by: Planning Board*

**MOTION**

**ARTICLE 19. Zoning Amendment – Extend and Modify Village Business Overlay District**

Mr. Moderator,

Mr. Danehey

I move to approve the zoning bylaw as printed in the handout provided to voters at this meeting.

*Advisory Board Geoffrey Burns*

**Quantum of vote: 2/3**

**VOTE-DECLARED 2/3 IN FAVOR**

**HANDOUT ATTACHED**

**ARTICLE 19**  
**EXTEND AND MODIFY VILLAGE BUSINESS OVERLAY**  
**DISTRICT**

**LANGUAGE CHANGES FROM CURRENT BYLAW:**  
**NEW WORDING IN BOLD AND WORDS TO BE DELETED WITH STRIKEOUTS**

- (1) *To amend the Zoning Map by changing the boundaries of the Village Business Overlay District to now include the shaded area shown as Lots Proposed to be Added on the map entitled Proposed Driftway Extension of Village Business Overlay District – 4/1/2014 on file with the Town Clerk and the Planning Board, in addition to other areas presently in this district.*
- (2) *To add the new definitions shown in bold to Section 200, Definitions, to be listed in alphabetical order with the definitions currently in the bylaw, as follows below:*

**MIXED USE DEVELOPMENT**

**An existing or proposed structure or group of structures containing retail, office and/or residential uses, and including one or more mixed use buildings. A mixed use development may include buildings containing only multiple dwellings as long as there is an existing or proposed mixed use building on the same lot.**

**MIXED USE BUILDING**

**A building that contains retail or office uses and residential uses.**

- (3) *To add the new language shown in bold to Section 560, Village Business Overlay District, Subsections 560.3, Village Business Overlay District, Uses Permissible by Special Permit and Subsection 560.4, Requirements for Mixed Use Buildings and delete the language shown with strikeouts, as follows below:*

*(Please note that for the convenience of Town Meeting, the entire section 560 is provided but the only proposed changes are to Subsections 560.3 and 560.4)*

**560**

**VILLAGE BUSINESS OVERLAY DISTRICT**

**560.1 PURPOSE**

The purpose of the Village Business Overlay District is to promote opportunities for local, small-scale businesses; encourage alternative modes of transportation such as public transit, bicycling, and walking; provide for higher density mixed use and multifamily housing in village areas; provide for a variety in residential housing development patterns and which reflect the unique characteristics of each subarea; increase the production of housing affordable to low and moderate income households; and encourage efficient provision of necessary utilities and community services. The Village Business Overlay District will not change the zoning of the underlying district

which can continue to be applied except where an applicant voluntarily wishes to use the provisions of this Section 560.

**560.2 PERMITTED USES**

In the Village Business Overlay District, all of the uses permitted in the underlying zoning district(s) shall be permitted as of right.

**560.3 USES PERMISSIBLE BY SPECIAL PERMIT**

The following uses may be permitted by special permit in the Village Business Overlay District:

- C. Any use permitted by special permit in the underlying zoning district in accordance with the provisions of that district.
- D. A mixed use ~~building development~~ provided that a special permit is obtained from the Planning Board in accordance with the provisions of Section 560 of this bylaw.

**560.4 REQUIREMENTS FOR MIXED USE BUILDINGS DEVELOPMENTS**

The Planning Board may issue a special permit for a mixed use ~~building development~~ including one or more mixed use buildings and which may also include additional buildings containing only multiple dwellings and including no other use, on the same lot in the Village Business Overlay District, subject to the following conditions:

- E. The lot or yard areas required for any new building or use shall not include any part of a lot that is required by any other building or use to comply with any requirements of this bylaw.
- F. In the opinion of the Planning Board, the project meets the Design Review Standards of Section 560.8.
- G. Fifteen percent of the total number of dwelling units must be affordable to low- and moderate-income households as defined in Section 560.7 B, Affordability Standards, Rental or Sales Price.
- H. In order to concentrate retail uses in the center of each village, so they can better be supported by pedestrian activity, on Front St., Booth Hill Rd., all of Country Way in Greenbush, Country Way south of the Bound Brook in North Scituate, the Driftway, and Gannett Rd. ~~the first floor~~ **more than 50% of the net floor area of the first floor of a mixed use building** shall be occupied by retail uses.
- I. All new mixed use buildings must meet the following dimensional requirements:

<p><b>Minimum Lot Area Per Dwelling Unit</b></p>	<p>The number of units permitted shall be equivalent of up to 16 units per 40,000 sq. ft. <i>or</i></p> <p>The equivalent of 17 to 20 units per 40,000 sq. ft. may be authorized if significant public benefits are provided  <sup>1</sup><i>or</i></p>
--	---

	Due to the higher residential densities already existing in that village, the equivalent of up to 36 units per 40,000 sq. ft. may be authorized in Scituate Harbor if parking is located underground <i>and</i> significant public benefits are provided <sup>1</sup>
<b>Open Space</b>	20% of lot area <sup>2</sup>
<b>Frontage</b>	<b>An amount sufficient in the opinion of the Planning Board to provide adequate access for the proposed use, not less than 20’.</b>

<sup>1</sup> See Section 560.5, Bonus Density Requirements, below.

<sup>2</sup> Open space shall not include land set aside for buildings, driveways or parking uses. This requirement may be waived by the Planning Board in the case of re-use of existing buildings for mixed use.

Where dimensional requirements are not specified, construction must meet the requirements of the underlying zoning district.

**560.5 BONUS DENSITY REQUIREMENTS**

The Planning Board may, at its discretion, permit density up to the equivalent of 20 units per 40,000 sq. ft. of lot area in Greenbush or North Scituate, or up to the equivalent of 36 units per 40,000 sq. ft. in Scituate Harbor if parking is provided under the mixed use structure, provided the Board makes a written finding that the developer will provide significant improvements providing a public benefit, in addition to those improvements necessary to meet the requirements of this bylaw.

These improvements shall include off-site infrastructure serving a public purpose, such as sidewalks; land suitable for a public way; upgrades to drainage or water distribution systems where these are desired by the Town; off-site drainage improvements to mitigate impacts of stormwater on Old Oaken Bucket Pond; open space in desirable locations, with public access, in addition to the open space required by this Section 560; land or infrastructure for neighborhood wastewater treatment or other community infrastructure; additional affordable units above the number required, or other improvements deemed of significant value by the Planning Board. All infrastructure used for the density bonus shall have been recommended in the Master Plan or other plans approved or used by the Town of Scituate Board of Selectmen, DPW, Board of Health, Conservation Commission or Planning Board. In order to make this determination, the following are required:

- A The applicant shall provide a written description of the intended improvements with the public benefit of each and its significance to the Town, and a sketch plan showing the location and type of improvements and their size or extent.
- B. The Planning Board may require a bond to cover the cost of any improvements that will be constructed, or a binding agreement approved by Town Counsel, to remain in place until the improvements are completed to the satisfaction of the town.

- C. The applicant shall provide adequate parking on site, in total or in part, as indicated in Section 560.6, Parking Requirements for Mixed Use Buildings, below for all proposed housing units.
- D. A specific time frame for the completion of all required off-site infrastructure improvements shall be incorporated as a condition of approval of the Planning Board.

**560.6 PARKING REQUIREMENTS FOR MIXED USE BUILDINGS**

Parking shall be provided for all uses according to the requirements of Section 760, Parking Requirements, except that it may be reduced by the Planning Board as described below.

- A. Due to the proximity of transit service, the Planning Board may authorize the number of required parking spaces indicated in the table below for office or retail uses in mixed use buildings:

Use	Number of Spaces Required
Office or Retail in Mixed Use Buildings in Scituate Harbor or North Scituate	1 space per 300 square feet within 400 feet of a Town Public Parking Lot, or within 400 feet of an MBTA Parking Lot if parking is available during the hours of operation of the retail or office use.

- B. The Planning Board may waive the parking requirements of this Section for office and retail uses in all villages if the applicant can demonstrate that sufficient on-street parking (public or private) exists that may adequately fulfill, in part or in whole, the parking needs of the applicant, or that special circumstances exist, such as the shared use of a parking lot by activities having different peak demand times.
- C. In Greenbush and North Scituate, due to the proximity of transit, the Planning Board may reduce required parking for residential units in a mixed use building from standard requirements, as follows:

Use	Number of Spaces Required
One bedroom unit	1 space
Two bedroom unit	1.5 spaces
Three or more bedroom unit	2 spaces

**560.7 AFFORDABILITY STANDARDS**

All affordable housing units required to meet the special density standards of this section shall meet the following criteria:

- A. **Applicability.**

Applications requesting seven or fewer dwelling units are exempt from this requirement. The Planning Board may waive this requirement if housing units are entirely within an existing historic structure either on the National Register of Historic Places, the State Register of Historic Places or on a list of historic structures maintained by the Scituate Historical Society.

**B. Rental or Sales Price.**

The initial rental or sales price shall be affordable to low- and moderate-income households with income at or below eighty (80) percent of area median income, adjusted for household size, for the metropolitan or non-metropolitan area that includes the Town of Scituate as determined annually by the U.S. Department of Housing and Urban Development (HUD).

**C. Deed Restriction**

The subsequent rent or sales prices or rents shall be controlled through a deed rider or an affordable housing restriction as defined by Massachusetts General Laws Chapter 184, Section 31, recorded at the Plymouth County Registry of Deeds and/or Land Court as applicable, and shall be in force in perpetuity or as long a period as legally possible.

**D. Location Of Units**

All affordable housing units shall be distributed throughout the remaining proposed housing units. The number of one-, two- and three-bedroom units shall be in the same proportion as that of the market rate units. The affordable units shall be designed so the exteriors are comparable in general design and appearance to those of the market rate units.

**E. Off-Site Units**

At the discretion of the Planning Board, the applicant may substitute off-site affordable housing units which are priced and deed-restricted as required under this Section. The number of affordable units provided must be at least the number required by this Section. In considering whether to accept these units, the Planning Board shall consider the geographic distribution of affordable housing throughout the town and avoid concentration in any one particular area of Scituate.

**F. Compliance with LIP Program**

As required for affordable housing to count towards the Town of Scituate's Housing Inventory, the applicant must comply with low- or moderate-income housing regulations and guidelines of the Local Initiative Program (LIP), 760 CMR 45.00, or another similar state-approved program in effect on the date of application. Evidence must be provided to the Planning Board of a recorded deed restriction on resale, designation of a monitoring agent acceptable to the Planning Board, and an affirmative marketing plan prior to issuance of the first occupancy permit.

**G. Number of Affordable Units**

The number of affordable housing units required shall be equal to fifteen per cent (15%) of the total of proposed housing units, rounded to the nearest whole

number, except that fractions up to and including .5 units shall be rounded down to the next lower whole number. The requirements for affordable units are thus as follows:

<b>Total Housing Units</b>	<b>Required Affordable Units</b>
8-10	1
11-16	2
17-23	3
24-30	4
31-36	5
37-40	6
Above 40	15% of total, calculated according to Paragraph G. above

### **560.8 DESIGN REVIEW STANDARDS**

In reviewing an application for a special permit for development within the Village Business Overlay District, the Planning Board shall consider the extent to which the application satisfies the general standards enumerated in Section 750 and the Design Review Standards detailed below.

#### **A. Roofs.**

Roofs shall be pitched to center ridge in keeping with the distinguishing architectural characteristics of the villages.

Dormers within pitched roofs shall be encouraged, but no more than twenty feet in width. Dormers shall be exempt from roof pitch requirements.

Sloped or pitched roofs with a minimum of 8:12 slope shall be required, except as provided in paragraph D., below.

To allow design variation, up to twenty percent of the roof area may be flat or of other design than a sloped or pitched roof.

#### **B. Façade treatment.**

1. The use of awnings or canopies over windows of first floor commercial uses shall be encouraged.

2. A minimum of fifty percent of ground floor building façades and thirty percent of second floor building façades facing public ways shall be glazed.

#### **C. Front Yard Setbacks.**

1. To reflect the different intensities of existing development in the individual villages, while encouraging development close to the street to promote shopping and walkability, the following front yard setbacks shall be established in the Village Business Overlay District:

Location:	Country Way and the Driftway in Greenbush	All Other Streets in Greenbush	North Scituate	Scituate Harbor
Minimum Front Yard:	5'	10'	None	None
Maximum Front Yard:	15'	25'	10'	10'

The Planning Board may waive the maximum front yard setback on corner lots for existing buildings which are intended to be converted to mixed use.

2. In order to prevent a “canyon” effect caused by the taller buildings needed to accommodate higher densities, in any building or lot located on Front Street in Scituate Harbor containing more than two stories, the third story and above shall be set back a minimum of seven feet behind the first story. In these cases, the roof over the first two stories shall be exempt from Section 560.8 A, Roofs, above.

3. Parking areas are prohibited within the front yard setbacks in North Scituate and in Greenbush on Country Way and the Driftway to preserve green space in the town’s least densely developed villages. The Planning Board may waive this requirement at their discretion where existing buildings are redeveloped for mixed use.

**D. Side and Rear Yard Setbacks.**

In the Village Business Overlay District, rear yard setbacks shall be as follows:

Location:	Greenbush	North Scituate	Scituate Harbor
Minimum Rear Yard:	8'	8'	15'

Where a property is adjacent to a residential zoning district or a residential use, the minimum side or rear yard setback shall be twenty feet in Greenbush or North Scituate and 30’ in Scituate Harbor. Larger setbacks are required in Scituate Harbor as a buffer for abutting properties and nearby small scale neighborhood housing.

**E. Special Setbacks - Scituate Harbor.**

In order to protect views of the water that give the harbor its special character, and to provide a buffer for nearby small scale neighborhood housing, the height of mixed use buildings shall be limited within key setback areas in Scituate Harbor. In Scituate Harbor, within 50’ of the water’s edge, or within 50’ of an adjacent residential zoning district the maximum height for new mixed use buildings shall be 35’.

**F. Greenbush Design Standards.**

To encourage new development on large parcels while visually maintaining the smaller residential scale characteristic of the area, the following limitations shall apply to mixed use buildings in Greenbush:

1. No building structure shall be longer than one hundred twenty feet measured along any side of the building which faces the street.
2. Front building facades shall be no longer than fifty feet without articulation.

**G. Parking and Landscaping.**

1. Driveways shall be no greater than twenty-four feet in width. Shared access to parking lots by two or more businesses is to be encouraged wherever possible.
2. A Landscape Plan shall be required for all submissions, except where waived by the Planning Board. The Planning Board may adopt specific regulations for landscaping in the Water Resource Protection District and other areas.

3. **Special Standards for the Water Resource Protection District.**

In order to protect water quality in the town's Reservoir and groundwater drinking water supplies, the following special standards for landscaping and stormwater management apply to development under this Section 560 within in the Water Resource Protection District:

- a. **On-Site Recharge.** To the greatest extent possible, all stormwater shall be recharged on site and design techniques shall be used to reduce the generation of stormwater and non-point source pollution by limiting impervious surfaces, treating stormwater, maximizing open space and minimizing disturbance of natural areas.
- b. **Minimization of Impervious Surface.** Impervious surface shall be minimized by: providing only as much parking as required by this bylaw, particularly within the buffer described in Section 520.5; using short and narrow driveways, permeable paving, green rooftop systems, and low impact development techniques as described in references such as the Massachusetts Executive Office of Environmental Affairs LID homepage (<http://www.mass.gov/envir/lid/default.htm>) in current versions wherever possible.

**Treatment of Front Yards.** All front yards shall be landscaped, but new lawn area shall be minimized and the use of fertilizer in general shall be discouraged. Front yards shall not include impervious surfaces except for a driveway, walkways, or paved

outdoor dining patios, which shall constitute no more than twenty-five percent of the front yard to the greatest extent possible.

**Use of Best Management Practices.** At a minimum, drainage shall be handled through Best Management Practices as described in the current version of the Massachusetts Department of Environmental Protection Stormwater Management, Vol. II: Stormwater Technical Handbook.

4. New landscaping shall not include invasive plants, as identified on a list provided by the Planning Department, and to the greatest extent possible, existing invasive plants will be removed. Native plants shall be used in landscaping wherever possible.
5. **Screening.** All buildings and parking areas within 50' of an adjacent residential zoning district shall be screened on each side adjoining residential premises, except where screening is already provided by an existing fence, wall, hedge or natural terrain feature. Said screening shall be maintained in good condition and no advertising shall be placed thereon, and shall be designed so as not to obstruct vehicle sight distances at entrances, exits or street intersections. Screening provisions may be modified or waived by the Planning Board for good cause.

#### **560.9 SPECIAL PERMIT REVIEW PROCEDURE**

- A. **Pre-Application Meeting.** A pre-application meeting with the Town Planner prior to the submittal of a special permit application is strongly encouraged. A preliminary concept plan should be provided at this meeting. The preliminary concept plans shall be at a scale of 1" = 40', unless the applicant and Town Planner agree on a more appropriate scale.
- B. **Review Process.** The application requirements, standard of review, project completion requirements and applicability of approval requirements described in Section 770 Site Plan Review shall also apply to this Section.

**ARTICLE 20. Zoning Article - Registered Marijuana Dispensaries**

**WARRANT**

**To see if the Town will vote**

- (1) *In Section 200, Definitions, add the new definitions of Agricultural Use and Marijuana and change the wording “Medical Marijuana Treatment Center” in the definition of the same name to “Registered Marijuana Dispensary” to conform to the language now used by the Massachusetts Department of Public Health, as follows below:*

**AGRICULTURAL USE**

Agricultural use shall not include cultivation of marijuana for any purpose, with the exception of personal cultivation by qualifying patients or cultivation by personal caregivers on behalf of qualifying patients or others as provided by 105 CMR 725.000 or except as otherwise allowed under Massachusetts General Laws Chapter 40A, Section 3.

**MARIJUANA**

Shall include all parts of the plant Cannabis sativa L., whether growing or not; the seeds thereof; and resin extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds or resin. It does not include the mature stalks of the plant, fiber produced from the stalks, oil, or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks, except the resin extracted therefrom, fiber, oil, or cake or the sterilized seed of the plant which is incapable of germination. The term also includes Marijuana-Infused Products except where the context clearly indicates otherwise.

**REGISTERED MARIJUANA DISPENSARY**

ANY registered marijuana dispensary, defined under state law as a not-for-profit entity (as defined by Massachusetts law only), that acquires, cultivates, possesses, processes (including development of related products such as food, tinctures, aerosols, oils, or ointments), transfers, transports, sells, distributes, dispenses, or administers marijuana, products containing marijuana, related supplies, or educational materials to registered qualifying patients or their personal caregivers, which is properly licensed and registered by the Massachusetts Department of Public Health pursuant to all applicable state laws and regulations.

- (2) *Add the following new use and designation to Section 420, Table of Use Regulations, Paragraph 3., Commercial Uses:*

Use Category	R-1	R-2	R-3	RM	GB	HB	C
3. Commercial Uses							
EE. Registered marijuana dispensary	N	N	N	N	N	N	SP

- (3) *Delete the existing Section 491 Temporary Moratorium Medical Marijuana Treatment Centers in its entirety.*

- (4) *Change Section 440, Special Provisions for Commercial Uses, by substituting the following language for Paragraph 440.2, and renumbering the existing Paragraphs 440.2, 440.3 and 440.4 as Paragraphs 440.3, 440.4 and 440.5:*

#### **440.2 REGISTERED MARIJUANA DISPENSARIES**

The zoning of Registered Marijuana Dispensaries in the Town of Scituate shall be governed in accordance with this Section.

A. Purpose.

The purpose of this Section is to regulate the locations for Registered Marijuana Dispensaries which serve a legitimate need for human health, in order to minimize any potential adverse impacts on residents of the Town, including impacts on residential neighborhoods and incompatible land uses, children and vulnerable populations.

B. Applicability.

The cultivation, production, processing, assembly, packaging, retail or wholesale sale, trade, distribution or dispensing of marijuana for medical use is prohibited except as permitted under this Section, except for personal cultivation by registered qualifying patients or cultivation by personal caregivers on behalf of qualifying patients or others as provided by 105 CMR 725.000 found in 105 CMR 725.000: Implementation of an Act for the Humanitarian Medical Use of Marijuana, adopted May 8, 2013.

Any establishment that acquires, cultivates, possesses, processes (including development of related products such as food, tinctures, aerosols, oils, or ointments), transfers, transports, sells, distributes, dispenses, or administers marijuana, products containing marijuana, related supplies, or educational materials to registered qualifying patients or their personal caregivers shall not be permitted if such establishment has not been properly registered and licensed in accordance with applicable state and local laws and regulations, or is not operated as a not-for-profit entity, or otherwise fails to meet the definition of a Registered Marijuana Dispensary.

In no case shall the acquisition, cultivation, possession, processing, transference, transportation, sale, distribution, dispensing, or administration of marijuana, products containing or derived from marijuana, or related products be considered accessory to any other use, other than personal cultivation by registered qualifying patients or cultivation by personal caregivers on behalf of qualifying patients or others as provided by 105 CMR 725.000.

C. Procedures.

1. Applications. Applicants for special permits under this Section shall include the following information with the application:

- a. All requirements for a Major Site Plan Review, as described in Section 770.5;
- b. A deed, purchase and sale agreement or lease as evidence of the applicant's right to use the site;

- c. A copy of the license from the Mass. Dept. of Public Health (MDPH) for the Registered Marijuana Dispensary, including the detailed written operating procedures submitted to MDPH and any conditions of operation specific to the proposed operation;
- d. A labeled, dimensioned floor plan by a licensed architect showing the different functions within the building in which the Registered Marijuana Dispensary will be located, and the area to be occupied by the Registered Marijuana Dispensary, with square footage;
- e. The proposed hours of operation, number of employees and number of vehicles used for regular operations;
- f. A description of the proposed system of fire protection;
- g. A detailed description of proposed security measures to ensure the safety of customers, employees and property, and to protect the premises from theft including lighting, fencing, gates and alarms, etc. as required to meet the standards of 105 CMR 125.000.
- h. Identification of any of the following facilities within five hundred (500') linear feet of the proposed location, with stated distance to any of the following as applicable:
  - i. Any school, library, park, ball field or other recreation facility typically used by children;
  - ii. Any other Registered Marijuana Dispensary or related activity including but not limited to an independent testing laboratory;
  - iii. Any drug or alcohol rehabilitation facility;
  - iv. Any correctional facility, half-way house or similar facility.

2. Distribution.

Applications for special permits for Registered Marijuana Dispensaries shall be distributed to the Superintendent of Schools and Police Chief, in addition to the departments and boards listed in Section 940, referrals.

3. Process.

The Planning Board shall be the special permit granting authority for Registered Marijuana Dispensaries. The process for application shall be governed by MGL Ch 40A, § 9 and this Section.

4. Standard of Review.

- a. In reviewing a special permit application under this Section, the Planning Board shall insure the proposal meets the Standard of Review contained in Section 770.6 Site Plan Review, Standard of Review.

- b. The Special Permit Granting Authority must also find all the following:
  - i. That the Registered Marijuana Dispensary including its site plan is designed to minimize any adverse visual or economic impacts on abutters and other parties in interest;
  - ii. That the Registered Marijuana Dispensary demonstrates that it will meet all the permitting requirements of all applicable agencies within the Commonwealth of Massachusetts and will be in compliance with all applicable state laws and regulations;
  - iii. That the applicant has satisfied all of the conditions and requirements of this Section and other applicable Sections of this Bylaw;
  - iv. That the site plan for the Registered Marijuana Dispensary adequately addresses issues of traffic demand, circulation flow, parking and queuing, particularly at peak periods at the facility, and its impact on neighboring uses.
- c. The special permit review shall also be subject to the procedure set forth in Section 970.2 of the Zoning Bylaw, and the Planning Board may issue further conditions to the special permit, in addition to those stated herein.

5. Any Registered Marijuana Dispensary permitted under this Section shall be located only in a zoning district that is designated for its use within this Zoning Bylaw.

6. Location.

No Registered Marijuana Dispensary shall be located within five hundred (500) linear feet of the nearest point of the property line where the following activities or uses occur:

- a. Any school, library, park, ball field or other recreation facility typically used by children;
- b. Any other Registered Marijuana Dispensary or related activity including but not limited to an independent testing laboratory;
- c. Any drug or alcohol rehabilitation facility;
- d. Any correctional facility, half-way house or similar facility.

The five hundred (500) linear foot distance under this Section is measured in a straight line from the nearest point of the property line to the proposed Registered Marijuana Dispensary.

7. As a condition of its special permit, off-site signage or advertising for a Registered Marijuana Dispensary shall not be permitted.

8. As a condition of its special permit, the appearance and/or aroma of marijuana products or treatment, or of associated

activities shall not be detectable from the exterior of a Registered Marijuana Dispensary.

9. As a condition of its special permit, a Registered Marijuana Dispensary shall provide the Scituate Police Department, Building Commissioner, and the Planning Board with the names, phone numbers, and e-mail addresses of all management staff and key holders to whom one can provide notice if there are operating problems associated with the Registered Marijuana Dispensary.
10. A special permit granted to an applicant under this Section is non-transferable and shall have a term limited to the earlier of the duration of the applicant's ownership or control of the premises as a Registered Marijuana Dispensary.
11. In the event the Massachusetts Department of Public Health license for cultivation of marijuana, manufacture of marijuana products, or operation of a Registered Marijuana Dispensary is not renewed, is cancelled, or is otherwise terminated for any reason, the special permit shall immediately become void.
12. As a condition of its special permit, the holder shall file an annual report to the Planning Board no later than January 31<sup>st</sup> of each year, providing a copy of all current applicable state licenses for the Registered Marijuana Dispensary and its owners and demonstrate continued compliance with all conditions of the special permit.

or take any other action relative thereto.

*Sponsored by the Planning Board*

Annual Town Meeting  
April 14, 2014

**MOTION**

**ARTICLE 20. Zoning Article - Registered Marijuana Dispensaries**

Mr. Moderator,

Mr. O'Toole

I move that the Town insert new language into the Zoning Bylaw as fully set out in the warrant.

*Advisory Board Robert Nelson  
Planning Board William Limbacher*

**Quantum of vote: 2/3**

**VOTED** that the Town insert new language into the Zoning Bylaw as fully set out in the warrant.

**VOTED-DECLARED 2/3 IN FAVOR**

**ARTICLE 21. Zoning Amendment -- Changes to Water Resource Protection District**

**WARRANT**

**To see if the Town will vote**

**ZONING ARTICLE  
CHANGES TO WATER RESOURCE PROTECTION DISTRICT**

- (1) *To amend the Zoning Map by replacing the boundaries of the Water Resource Protection District on the Town of Scituate Zoning Map with the new boundaries shown on the map entitled "Proposed Water Resource Protection District" by Amory Engineers, P.C. dated December 2013 and on file with the Town Clerk, and to issue a new zoning map reflecting this amendment with the following DEP disclaimer for these layers added to the map:*

These layers were compiled from MassGIS data layers for Mass DEP Water Supply Protection Areas. The map displays Approved Wellhead Protection Areas (Zone II) and Surface Water Protection Areas (Zone A), as defined in the Commonwealth of Massachusetts Drinking Water Regulations (310 CMR 22.02). The information shown on this map comes from many different sources, at different scales. Some data may not be complete, some generalization may occur, and some information may not have been field verified.

- (2) *To delete the existing definition of Toxic or Hazardous Materials and add the following new definitions to Section 200, Definitions, to be listed in alphabetical order with the definitions currently in the bylaw:*

**CMR**

Code of Massachusetts Regulations.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

The agency of the Commonwealth of Massachusetts charged with regulating water quality, allocation, and drinking water supply management. Also referred to herein as "DEP" and "the Department".

**DISCHARGE**

In connection with toxic or hazardous materials or hazardous waste, the accidental or intentional disposal, deposit, injection, dumping, spilling, leaking, pouring, or placing of toxic or hazardous material or hazardous waste upon or into any land or water such that it may enter the surface or groundwaters.

**HAZARDOUS MATERIAL**

Any substance in any form which because of its quantity, concentration, or its chemical, corrosive, flammable, reactive, toxic, infectious or radioactive characteristics, either separately or in combination with one or more substances, constitutes a present or potential threat to human health, safety, welfare, or to the environment, when improperly stored, treated, transported, disposed of, used, or otherwise managed. Hazardous material includes, without limitation, synthetic organic chemicals, petroleum products, heavy

metals, radioactive or infectious materials, and all substances defined as toxic or hazardous under MGL c. 21E. This term shall not include hazardous waste or oil. 3,4

**HAZARDOUS WASTE**

A substance or combination of substances, which because of quantity, concentration, or physical, chemical or infectious characteristics may cause, or significantly contribute to an increase in mortality or an increase in serious irreversible, or incapacitating reversible illness or pose a substantial present or potential hazard to human health, safety, or welfare or to the environment when improperly treated, stored, transported, used or disposed of, or otherwise managed. This term shall include all substances identified as hazardous pursuant to the Hazardous Waste Regulations, 310 CMR 30.000.

**IMPERVIOUS SURFACE**

Any material or structure on or above the ground that prevents water from infiltrating through the underlying soil. Impervious surface is defined to include, without limitation: paved surfaces (parking lots, sidewalks, driveways), roof tops, swimming pools, patios, and paved, gravel and compacted dirt surfaced roads.

**NON-SANITARY WASTEWATER**

Wastewater discharges from industrial and commercial facilities containing wastes from any activity other than collection of sanitary sewage including, but not limited to, activities specified in 310 CMR 15.004(6).

**TREATMENT WORKS**

Any and all devices, processes and properties, real or personal, used in the collection, pumping, transmission, storage, treatment, disposal, recycling, reclamation, or reuse of waterborne pollutants, but not including any works receiving a hazardous waste from off the site of the works for the purpose of treatment, storage, or disposal.

**UTILITY WORKS**

Regulated activities providing for public services, including roads, water, sewer, electricity, gas, telephone, transportation and their associated maintenance activities. This term shall include the installation of detention and retention basins for the purpose of controlling storm water.

**ZONE A**

a) The land between a surface water source and the upper boundary of the bank; b) The land area within a 400 foot lateral distance from the upper boundary of a Class A surface water source, as defined in 314 CMR 4.05(3)(a) or c) The land area within a 200 foot lateral distance from the upper boundary of the bank of a tributary or associated water body.

**ZONE II**

The delineated recharge area to a public drinking water well as approved by MassDEP and defined under the Massachusetts Drinking Water Regulations 310 CMR 22.02, Definitions.

*(3) To replace the entire existing Section 520, Water Resource Protection District, with the following language:*

**520 WATER RESOURCE PROTECTION DISTRICT**

**520.1 PURPOSE**

The purpose of the Water Resource Protection District is to safeguard and protect Scituate's sources of water supply. This bylaw is intended to preserve and maintain the filtration and purification capacity of the land, the groundwater table, the purity of groundwater and surface water supplies, to conserve the natural environment, to protect the public health, safety, and welfare and to comply with state law.

**520.2 FINDINGS**

The Town of Scituate finds that:

- A. The Old Oaken Bucket Pond, Tack Factory Pond and The Reservoir and their watersheds and tributaries, and the groundwater underlying Scituate are the primary sources of Scituate's existing and future drinking water supply;
- B. The Old Oaken Bucket Pond is listed in the Massachusetts Department of Environmental Protection's (DEP's) water withdrawal permit as Scituate's surface water supply source. The Massachusetts Drinking Water Regulations, 310 CMR 22.00, establish a Surface Water Protection Zone, known as a Zone A, which is significant to the surface water supply source and is required to be protected;
- C. The tributaries to Old Oaken Bucket Pond are a water resource that is integrally connected with, and flows into, the reservoir, surface waters, lakes, streams and coastal estuaries. These waters also constitute significant recreational and economic resources of the town used for bathing and other water-related recreation, shellfishing and fishing;
- D. The Town's drinking water also comes from groundwater. Groundwater is the water held in the cracks and spaces in the soil. Groundwater is stored in--and moves slowly through--layers of soil, sand and rocks called aquifers. Public drinking water wells obtain water from a portion of the aquifers in Scituate.
- E. The Massachusetts Drinking Water Regulations, 310 CMR 22.00, establish Zones of Contribution or Zone II's to designate that area of an aquifer that contributes water to a well under the most severe pumping and recharge conditions that can be realistically anticipated, or 180 days of pumping at approved yield, with no recharge from precipitation.
- F. Within each of these areas, many human activities can occur that have been shown to contaminate the surface water supply and groundwater used by public wells; Accidental spills and discharges of petroleum products and other toxic and hazardous materials and sewage discharge have repeatedly threatened the quality of groundwater and surface water supplies and related water resources throughout towns in Massachusetts, posing potential public health and safety hazards and threatening economic losses to the affected communities.
- G. It is of critical importance to the Town that both the surface water supply and its Zones of Contribution to public water supply wells be protected from contamination by human activities to the greatest extent possible.

### **520.3 WATER RESOURCE PROTECTION DISTRICT**

The Water Resource Protection District includes areas significant to the Town's drinking water supply sources which require zoning protection, as shown on the map entitled "Proposed Water Resource Protection District by Amory Engineers, P.C." dated December 2013. This district contains two Subdistricts, Zone A's, consisting of areas designated by DEP as influencing the surface water supply, and Zone II's, designated by DEP as Zones of Contribution to the public drinking water supply wells.

This District and its Subdistricts shall be superimposed over any other districts established in this bylaw. The requirements enumerated hereafter for the Water Resource Protection District shall be in addition to, rather than in place of, the requirements for the underlying district. Where property is located in both the Zone A and Zone II Subdistricts, the more restrictive regulation and requirements shall apply.

### **520.4 BUFFER ZONE**

A. Non-Disturbance Buffer Zone: A non-disturbance buffer zone shall exist one hundred and fifty feet horizontally from the high water mark of Tack Factory Pond Reservoir and from the edge of all tributaries in the reservoir watershed. Within this buffer zone, in addition to all other restrictions of the Water Resource Protection District, the following additional activities are prohibited:

1. any activities which cause earth movement or disturbance;
2. vegetation removal or cutting;
3. construction or placement of any permanent structures, other than those associated with the providing of public water;
4. any surface or sub-surface discharge, including, but not limited to, storm water runoff and domestic or industrial wastewater.

### **520.5 DESIGN AND OPERATIONS GUIDELINES**

For all uses within the Water Resource Protection District the following design and operation guidelines shall be observed. Please note that more restrictive use and activity regulations which apply to the Zone A's and Zone II's are found in Section 520.6 below.

#### **A. Safeguards.**

Provision shall be made to protect against toxic or hazardous materials discharge or loss resulting from corrosion, accidental damage, spillage or vandalism through measures such as: spill control provisions in the vicinity of chemical or fuel delivery points; secured storage areas for toxic or hazardous materials; and indoor storage provisions for corrodible or dissolvable materials. For operations which allow the evaporation of toxic or hazardous materials into the interiors of any structures, a closed vapor recovery system shall be provided for each such structure to prevent discharge of contaminated condensate into the groundwater.

#### **B. Location.**

Where the premises are partially outside of the Water Resource Protection District, potential pollution sources such as on-site waste disposal systems shall be located outside the District to the extent feasible.

C. Disposal.

For any toxic or hazardous wastes to be produced in quantities greater than those associated with normal household use, the applicant must demonstrate the availability and feasibility of disposal methods which are in conformance with Massachusetts General Laws Chapter 21C.

D. Drainage.

All runoff from impervious surfaces shall be recharged on the site, diverted toward areas covered with vegetation from surface infiltration to the extent possible or as otherwise directed by the Scituate Department of Public Works and Conservation Commission. Infiltration standards may be met using the following or similar best management practices:

1. For lots occupied or proposed to be occupied by single or two family residences, recharge shall be attained through site design that incorporates natural drainage patterns and vegetation, in order to maintain pre-development stormwater patterns and water quality to the greatest extent possible. Stormwater runoff from rooftops, driveways, and other impervious surfaces shall be routed through grassed water quality swales, as sheet flow over lawn areas, or to constructed stormwater wetlands, sand filters, organic filters, and/or similar systems capable of removing nitrogen from stormwater. Rooftop runoff must be designed to recharge the first 1 inch of rainfall.
2. For lots occupied or proposed to be occupied by other uses, a stormwater management plan shall be developed which provides for the artificial recharge of precipitation to groundwater through site design that incorporates natural drainage patterns and vegetation and through the use of constructed (stormwater) wetlands, wet (detention) ponds, water quality swales, sand filters, organic filters or similar site-appropriate best management practices capable of removing nitrogen and other contaminants from stormwater and by meeting the Stormwater Management Standards and technical guidance contained in the current DEP's Stormwater Management Handbook, for the type of use proposed and the soil types present on the site. Such runoff shall not be discharged directly to rivers, streams, or other surface water bodies, wetlands or vernal pools. Dry wells shall be prohibited.
3. Except when used for roof runoff from non-galvanized roofs, all such wetlands, ponds, swales or other infiltration facilities shall be preceded by oil, grease, and sediment traps or other best management practices to facilitate control of hazardous materials spills and removal of contamination and to avoid sedimentation of treatment and leaching facilities. All such artificial recharge systems shall be maintained in full working order by the owner(s) under the provisions of an operation and maintenance plan approved by the Town to ensure that systems function as designed. Infiltration systems greater than three feet deep shall be located at least one hundred feet from drinking water wells. Infiltration basins or trenches shall be constructed with a three foot minimum separation between the bottom of the structure and maximum groundwater elevation.

E. Erosion and Sedimentation Control.

All clearing and earth moving operations shall only occur while erosion and sedimentation control measures, approved by the Town Engineer, after consultation with the conservation agent, are in place. Such control measures shall remain in place until the Town Engineer determines, after consultation with the conservation agent that the danger of erosion or sedimentation no longer exists. Hay bales shall only be used where it has been determined that the danger of soil erosion or sedimentation is minimal and in those instances where they are used as a control method, no bales shall be allowed to remain in place if they have begun to fall apart or deteriorate.

F. Dimensional Regulations.

In order to minimize erosion of existing natural slopes and reduce resulting sedimentation of natural drainage areas, the following dimensional requirements shall apply within the Water Resource Protection District. The Board of Appeals may grant a variance from any regulation or percentage set forth in this paragraph for locations outside a Zone A or Zone II, provided the applicant for such variance satisfies the criteria set forth in Massachusetts General Laws Chapter 40A, Section 10.

1. No more than fifteen (15%) of the area or two thousand five hundred (2,500) sq. ft., whichever is greater, of any lot shall be rendered impervious unless a system of storm water management and artificial recharge of precipitation is developed which is designed to:
  - a. prevent untreated discharges to wetland and surface water;
  - b. preserve hydraulic conditions that closely resemble pre-development conditions;
  - c. reduce or prevent flooding by managing peak discharges and volumes of runoff;
  - d. minimize erosion and sedimentation;
  - e. avoid significant degradation of groundwater;
  - f. reduce suspended solids and other pollutants to improve water quality and
  - g. provide increased protection of sensitive natural resources.
2. There shall be no grading, earth disturbance activity or vegetation clearing of land having a natural slope exceeding twenty-five percent (25%).
3. No finished slope shall be created that exceeds 25% with the exception of side slopes associated with new road construction.

**520.6 USE AND ACTIVITY REGULATIONS**

The following use and activity regulations are in addition to the standards in Section 520.4. They include use and activity regulations which apply to the Water Resource Protection District, its Subdistricts, and locations where the two Subdistricts overlap, as specified below:

Prohibited Land Uses and Activities in Water Supply Protection Areas	Water Resource Protection District	ZONE A (Surface Water)	ZONE II (Ground-water)	<i>OVER-LAPPING ZONE A's and ZONE II's</i>
<b>1. Treatment or disposal works subject to 314 CMR 3.00 or 5.00, except for:</b> <ul style="list-style-type: none"> <li>a. the replacement or repair of an existing treatment or disposal works that will not result in a design capacity greater than the design capacity of the existing treatment or disposal works;</li> <li>b. treatment or disposal works for sanitary sewage if necessary to treat existing sanitary sewage discharges in non-compliance with Title 5, 310 CMR 15.00, provided the facility owner demonstrates to the Department's satisfaction that there are no feasible siting locations outside the Zone A. Any new facility shall be permitted in accordance with 314 CMR 5.00 and shall be required to disinfect the effluent.</li> <li>c. treatment works approved by the Department designed for the treatment of contaminated ground or surface waters and operated in compliance with 314 CMR 5.05(3) or 5.05(13); and</li> <li>d. discharge by public water system of waters incidental to water treatment process</li> </ul>		✓		✓
<b>2. Facilities that generate, treat, store or dispose of hazardous waste except:</b> <ul style="list-style-type: none"> <li>a. very small quantity generators, as defined by 310 CMR 30.00;</li> <li>b. household hazardous waste collection centers or events operated pursuant to 310 CMR 30.390;</li> <li>c. waste oil retention facilities required by M.G.L. c. 21 s. 52A; and</li> <li>d. treatment works approved by the Department designed in accordance with 314 CMR 5.00 for the treatment of contaminated ground or surface waters</li> </ul>	✓		✓	
<b>3. Storage of sludge and septage, unless such storage is in compliance with 310 CMR 32.30 and 310 CMR 32.31</b>	✓		✓	✓
<b>4. Human or animal cemeteries or mausoleums</b>		✓		✓
<b>5. Automobile graveyards, junkyards, or salvage operations</b>	✓		✓	✓
<b>6. Landfills or open dumps</b>	✓		✓	✓
<b>7. Self-service laundries, unless connected to public sewerage</b>	✓	✓	✓	✓

8. Facilities that, through their acts or processes, generate, treat, store or dispose of hazardous waste that are subject to M.G.L. c. 21C and 310 CMR 30.000, except for: very small quantity generators as defined by 310 CMR 30.000; and treatment works approved by the Department designed in accordance with 314 CMR 5.00 for the treatment of contaminated ground or surface waters		✓		✓
9. Floor drain systems in <u>existing</u> industrial and commercial process areas and hazardous material and hazardous waste storage areas, which discharge to the ground without a DEP permit or authorization. Any existing facility with such a drainage system shall be required to either seal the floor drain (in accordance with the state plumbing code, 248 CMR 2.00), connect the drain to a municipal sewer system (with all appropriate permits and pre-treatment), or connect the drain to a holding tank meeting the requirements of all appropriate regulations and policies.	✓		✓	✓
10. Storage of sodium chloride, chemically treated abrasives or other chemicals used for the removal of ice and snow on roads, unless such storage is within a structure designed to prevent the generation and escape of contaminated runoff or leachate	✓		✓	
<b>11. Storage of road or parking lot deicing and sanding materials unless covered or contained</b>		✓		
12. Storage of commercial fertilizers, unless such storage is within a structure designed to prevent the generation and escape of contaminated runoff or leachate	✓		✓	✓
13. Storage of fertilizers unless covered or contained		✓		
14. Storage of animal manures, unless stored in a structure designed to prevent the generation and escape of contaminated runoff and leachate	✓		✓	✓
15. Stabling, hitching, standing, feeding or grazing of livestock or other domestic animals within 150 feet of the bank of the Old Oaken Bucket Pond or a tributary thereto.		✓		✓
16. Storage of animal manure, unless covered or contained, and storage is a minimum of 150 feet from any waterbody		✓		✓
17. Commercial outdoor washing of vehicles and commercial car washes		✓		✓
18. Motor vehicle repair operations, including automobiles, airplanes, and watercraft		✓		✓
19. Dumping of snow from outside the district.	✓	✓	✓	✓
20. Dry cleaning establishments	✓	✓	✓	✓
21. Metal Plating, finishing, or polishing establishment		✓		✓
22. Photographic processing establishment	✓	✓	✓	✓

23. Printing establishment	✓		✓	✓
24. Electronic circuit assembly establishment	✓	✓	✓	✓
25. Chemical and bacteriological laboratories	✓	✓	✓	✓
26. Painting, wood preserving and furniture stripping establishment	✓	✓	✓	✓
27. Solid waste combustion facilities or handling facilities as defined by 310 CMR 16.00		✓		✓
28. Underground storage tanks		✓		✓
29. Sand and gravel operations		✓		✓
30. Petroleum, fuel oil and heating oil bulk stations and terminals, including, but not limited to, those listed under Standard Industrial Classification (SIC) Codes 5171 and 5983, except for liquefied petroleum (liquid propane)	✓		✓	✓
31. Storage of liquid hazardous materials or liquid petroleum products unless such storage is above ground level on an impervious surface; and in containers or above-ground tanks within a building, or outdoors in covered containers or above-ground tanks with a containment system designed and operated to hold 10% of the total possible storage capacity of all containers, or 110% of the largest container's storage capacity, whichever is greater.	✓		✓	✓
<b>32. Storage of liquid hazardous material, liquid propane, or liquid petroleum products, unless storage is incidental to normal household use, outdoor maintenance, or heating of a structure; use of emergency generators; or a response action conducted or performed in accordance with M.G.L.c.21E and 310 CMR 40.000 and which is exempt from a groundwater discharge permit pursuant to 314 CMR 5.05; or the replacement of existing tanks or systems for the keeping, dispensing or storing of gasoline, provided the replacement is performed in accordance with applicable state and local requirements; and storage is above ground on an impervious surface; and in containers or above-ground tanks within a building, or outdoors in covered containers or above-ground tanks with a containment system designed and operated to hold 10% of the total possible storage capacity of all containers, or 110% of the largest container's storage capacity, whichever is greater.</b>		✓		✓
33. Removal of soil, loam, sand, gravel or any other mineral substances within four (4) feet of the historical high groundwater table elevation unless re-deposited within 45 days and except for the construction of building foundations or the installation of utility works.	✓		✓	✓
34. Rendering impervious any lot/parcel more than 15%				

or 2,500 square feet, whichever is greater, unless a system for artificial recharge of precipitation is provided that will not result in the degradation of groundwater quality.	✓		✓	✓
35. Land uses that render impervious any lot or parcel more than 15% or 2,500 square feet, whichever is greater, but no more than 20% <u>with</u> artificial recharge.		✓		
36. Land uses that render impervious any lot or parcel more than 15% or 2,500 square feet, whichever is greater, unless a system for artificial recharge, that will not degrade groundwater quality is provided. However no more than 20% of any lot or parcel shall be rendered impervious.				✓

**520.7 VIOLATIONS**

Written notice of any violations of this section shall be provided by the Building Commissioner or his or her designee to the owner of the premises, specifying the nature of the violations and a schedule of compliance, including cleanup of any spilled materials. This compliance schedule must be reasonable in relation to the public health hazard involved and the difficulty of compliance. In no event shall more than thirty days be allowed for either compliance or finalization of a plan for longer-term compliance. In the enforcement of this section, the Building Commissioner shall notify the Director of the DPW and Director of Public Health of any violations and seek their assistance in securing compliance. The issuance of written notice shall not preclude the Town from seeking or obtaining any or all other legal and equitable remedies to prevent or remove a violation of this Bylaw.

**520.8 INTERPRETATION OF BOUNDARIES OF WATER RESOURCE PROTECTION DISTRICT, ZONE A AND ZONE II SUBDISTRICTS AND TRIBUTARY BUFFER**

All plans submitted in connection with applications for building permits, special permits and other approvals under this bylaw shall include field verification of boundaries of the Water Resource Protection District, its Zone A and Zone II Subdistricts, or a tributary buffer governed by this section by a professional land surveyor. This information shall be provided in an electronic file produced by a computerized drafting system, in either Autocad Drawing format (.dwg), Data Exchange Format (.dxf) or ESRI Interchange format (.e00), registered to the Massachusetts State Plane (Mainland) Coordinates, North American Datum of 1983. Where this information is disputed by parties in standing, further field verification by the DEP may be requested. Where the DEP is able to field verify these boundaries, the decision of the DEP in these matters shall be final.

- (4) *To replace the existing language of Section 320, Location of Districts with the following language below:*

**320 LOCATION OF DISTRICTS**

All districts now existing except the Flood Plain and Watershed Protection District, Water Resource Protection District including its Zone A and Zone II Subdistricts, Residential Cluster District, Wireless Communication District, Village Business Overlay

District and Humarock Village Residential Overlay District which are further described below, now existing or hereafter adopted shall be located and bounded as shown on a map entitled Zoning District Map, Town of Scituate, Massachusetts, by Amory Engineers P.C. and dated October 25, 2011 approved by Town Meeting on October 25, 2011 and filed in the office of the Town Clerk, which map, together with all explanatory matter thereon and all subsequent amendments adopted by Town Meeting is hereby incorporated in and made a part of this bylaw; additional or revised districts will be shown on said map as any such additions or revisions are voted at any Annual or Special Town Meeting.

All Flood Plain and Watershed Protection Districts shall be located and bounded as shown on the map described in Section 470.3. herein, which is hereby incorporated in and made a part of this bylaw.

The Planned Development District shall be located and bounded as described in Article 25 of the April 1980 Annual Town Meeting and the map dated February 8, 1980, (as amended or revised) associated with Article 25 which is hereby incorporated in and made a part of this bylaw.

The Residential Cluster District shall be located and bounded as shown on the map identified as Town of Scituate Zoning Map, Proposed Residential Cluster District, dated January 26, 1986, (as amended or revised) as approved at the April, 1986 Annual Town Meeting, which is hereby incorporated in and made a part of this bylaw.

The Water Resource Protection District and its Zone A and Zone II Subdistricts shall be located and bounded as shown on a map entitled "Proposed Water Resource Protection District" by Amory Engineers, PC dated December 2013 and on file with the Town Clerk, which is hereby incorporated in and made a part of this bylaw.

The Wireless Communication District shall be located and bounded as shown on the map entitled Proposed Wireless Communications Overlay District, dated 12/23/97, as approved at the March 2, 1998 Annual Town Meeting, which is hereby incorporated and made a part of this bylaw.

The Village Business Overlay District shall be located and bounded as shown on three maps entitled "Village Business Overlay District – Scituate Harbor", "Village Business Overlay District – North Scituate," and "Village Business Overlay District – Greenbush", all dated December 13, 2005, adopted by March 4, 2006 Annual Town Meeting.

The Humarock Village Residential Overlay District shall be located and bounded as shown on the map entitled "Humarock Village Residential Overlay District: 1/10/08 Boundary" by Larry Koff & Associates dated January 15, 2008. (**Voted ATM, March 29, 2008**)

- (5) *And to replace the paragraph titled Water Resource Protection District in Section 340, Definition of Zoning Districts, with the following language:*

#### **WATER RESOURCE PROTECTION DISTRICT**

The Water Resource Protection District, including its Zone A and Zone II Subdistricts shall be located and bounded as shown on a map entitled "Proposed Water Resource Protection District by Amory Engineers, P.C." dated December 2013 and on file with the Town Clerk, which is hereby incorporated in and made a part of this bylaw

Or take any other action relative thereto  
*Sponsored by the Planning Board*

**MOTION**

**ARTICLE 21. Zoning Amendment -- Changes to Water Resource Protection District**

Mr. Moderator,

Mr. Murray

I move that the Town amend the Zoning Map as printed in the handout provided to voters at this meeting.

*Advisory Board Karen Connolly  
Planning Board Presentation John Clarkeson*

**Quantum of vote: 2/3**

**VOTE-DECLARED UNANIMOUS IN FAVOR**

**HANDOUT ATTACHED:**

## ARTICLE 21

### **CHANGES TO WATER RESOURCE PROTECTION DISTRICT**

#### **LANGUAGE CHANGES FROM CURRENT BYLAW:**

#### **NEW WORDING IN BOLD AND WORDS TO BE DELETED WITH STRIKEOUTS**

- (1) *To amend the Zoning Map by replacing the boundaries of the Water Resource Protection District on the Town of Scituate Zoning Map with the new boundaries shown on the attached map entitled "Proposed Water Resource Protection District by Amory Engineers, P.C." dated March 2014 and to issue a new zoning map reflecting this amendment with the following DEP disclaimer for these layers added to the map:*

**These layers were compiled from MassGIS data layers for Mass DEP Water Supply Protection Areas. The map displays Approved Wellhead Protection Areas (Zone II) and Surface Water Protection Areas (Zone A), as defined in the Commonwealth of Massachusetts Drinking Water Regulations (310 CMR 22.02). The information shown on this map comes from many different sources, at different scales. Some data may not be complete, some generalization may occur, and some information may not have been field verified.**

- (2) *To add the new definitions shown in bold to Section 200, Definitions, to be listed in alphabetical order with the definitions currently in the bylaw and to delete the existing definition of Toxic or Hazardous Materials shown with strikeouts, as follows below:*

#### **CMR**

**Code of Massachusetts Regulations.**

#### **DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**The agency of the Commonwealth of Massachusetts charged with regulating water quality, allocation, and drinking water supply management. Also referred to herein as "DEP" and "the Department".**

#### **DISCHARGE**

**In connection with toxic or hazardous materials or hazardous waste, the accidental or intentional disposal, deposit, injection, dumping, spilling, leaking, pouring, or placing of toxic or hazardous material or hazardous waste upon or into any land or water such that it may enter the surface or groundwaters.**

#### **HAZARDOUS MATERIAL**

**Any substance in any form which because of its quantity, concentration, or its chemical, corrosive, flammable, reactive, toxic, infectious or radioactive characteristics, either separately or in combination with one or more substances, constitutes a present or potential threat to human health, safety, welfare, or to the environment, when improperly**

stored, treated, transported, disposed of, used, or otherwise managed. Hazardous material includes, without limitation, synthetic organic chemicals, petroleum products, heavy metals, radioactive or infectious materials, and all substances defined as toxic or hazardous under MGL c. 21E. This term shall not include hazardous waste or oil. 3,4

### **HAZARDOUS WASTE**

A substance or combination of substances, which because of quantity, concentration, or physical, chemical or infectious characteristics may cause, or significantly contribute to an increase in mortality or an increase in serious irreversible, or incapacitating reversible illness or pose a substantial present or potential hazard to human health, safety, or welfare or to the environment when improperly treated, stored, transported, used or disposed of, or otherwise managed. This term shall include all substances identified as hazardous pursuant to the Hazardous Waste Regulations, 310 CMR 30.000.

### **IMPERVIOUS SURFACE**

Any material or structure on or above the ground that prevents water from infiltrating through the underlying soil. Impervious surface is defined to include, without limitation: paved surfaces (parking lots, sidewalks, driveways), roof tops, swimming pools, patios, and paved, gravel and compacted dirt surfaced roads.

### **NON-SANITARY WASTEWATER**

Wastewater discharges from industrial and commercial facilities containing wastes from any activity other than collection of sanitary sewage including, but not limited to, activities specified in 310 CMR 15.004(6).

### **TOXIC OR HAZARDOUS MATERIALS**

~~Any substance or mixture of such physical, chemical or infectious characteristics as to pose a significant, actual or potential hazard to water supplies, or other hazard to human health, if such substance or mixture were discharged to land or waters of this town. Toxic or hazardous materials include, without limitation, organic chemicals, petroleum products, heavy metals, radioactive or infectious wastes, acids and alkalis, and include products such as pesticides, herbicides, solvents and thinners.~~

### **TREATMENT WORKS**

Any and all devices, processes and properties, real or personal, used in the collection, pumping, transmission, storage, treatment, disposal, recycling, reclamation, or reuse of waterborne pollutants, but not including any works receiving a hazardous waste from off the site of the works for the purpose of treatment, storage, or disposal.

### **UTILITY WORKS**

Regulated activities providing for public services, including roads, water, sewer, electricity, gas, telephone, transportation and their associated maintenance activities. This term shall include the installation of detention and retention basins for the purpose of controlling storm water.

### **ZONE A**

a) The land between a surface water source and the upper boundary of the bank; b) The land area within a 400 foot lateral distance from the upper boundary of a Class A surface water source, as defined in 314 CMR 4.05(3)(a) or c) The land area within a 200 foot

lateral distance from the upper boundary of the bank of a tributary or associated water body.

## **ZONE II**

The delineated recharge area to a public drinking water well as approved by MassDEP and defined under the Massachusetts Drinking Water Regulations 310 CMR 22.00.7

*(3) To add the new language shown in bold to Section 520, Water Resource Protection District, and delete the language shown with strikeouts, as follows below:*

### **520.1 PURPOSE**

The purpose of the Water Resources Protection District is to safeguard and protect Scituate's sources of water supply. This bylaw is intended to preserve and maintain the filtration and purification capacity of the land, the groundwater~~ground water~~ table, the purity of groundwater~~ground water~~ and surface water supplies, to conserve the natural environment, to protect the public health, safety, and welfare and to comply with state law.

### **520.2 FINDINGS**

The Town of Scituate finds that:

A. The Old Oaken Bucket Pond, Tack Factory Pond and The Reservoir and their watersheds and tributaries, and the groundwater underlying Scituate are the primary sources of Scituate's existing and future drinking water supply;

B. The Old Oaken Bucket Pond is listed in the Massachusetts Department of Environmental Protection's (DEP's) water withdrawal permit as Scituate's surface water supply source. The Massachusetts Drinking Water Regulations, 310 CMR 22.00, establish a Surface Water Protection Zone, known as a Zone A, which is significant to the surface water supply source and is required to be protected; ÷

C. The tributaries to Old Oaken Bucket Pond are a water resource that is integrally connected with, and flows into, the reservoir, surface waters, lakes, streams and coastal estuaries. These waters also~~which~~ constitute significant recreational and economic resources of the town used for bathing and other water-related recreation, shellfishing and fishing;

D. The Town's drinking water also comes from groundwater. Groundwater is the water held in the cracks and spaces in the soil. Groundwater is stored in-- and moves slowly through--layers of soil, sand and rocks called aquifers. Public drinking water wells obtain water from a portion of the aquifers in Scituate.

E. The Massachusetts Drinking Water Regulations, 310 CMR 22.00, establish Zones of Contribution or Zone II's to designate that area of an aquifer that contributes water to a well under the most severe pumping and recharge conditions that can be realistically anticipated, or 180 days of pumping at approved yield, with no recharge from precipitation.

- F. Within each of these areas, many human activities can occur that have been shown to contaminate the surface water supply and groundwater used by public wells; Accidental spills and discharges of petroleum products and other toxic and hazardous materials and sewage discharge have repeatedly threatened the quality of groundwater and surface~~such ground~~ water supplies and related water resources throughout towns in Massachusetts, posing potential public health and safety hazards and threatening economic losses to the affected communities.

G. It is of critical importance to the Town that both the surface water supply and its Zones of Contribution to public water supply wells be protected from contamination by human activities to the greatest extent possible.

### **520.3 WATER RESOURCES PROTECTION DISTRICT**

The Water Resources Protection District includes areas significant to the Town's drinking water supply sources which require zoning protection, as shown on the a map entitled "Town of Scituate Proposed Water Resource Resources Protection District" by Amory Engineers, P.C. Comprehensive Environmental Inc., dated March 2014. This district contains two Subdistricts, Zone A's, consisting of areas designated by DEP as influencing the surface water supply, and Zone II's, designated by DEP as Zones of Contribution to the public drinking water supply wells.

This district and its subdistricts shall be ~~considered~~ superimposed over any other ~~districts~~district established in this bylaw. The requirements enumerated hereafter for the Water Resources Protection District shall be in addition to, rather than in place of, the requirements for the underlying district. Where property is located in both the Zone A and Zone II Subdistricts, the more restrictive regulation and requirements shall apply~~Where the boundary line of the Water Resources Protection District divides any lot existing at the time such line is established, the regulations established hereunder shall not apply to the portion of such lot located within the Water Resources Protection District, provided such lot does not extend more than twenty five feet within the Water Resources Protection District. This provision shall not apply to the buffer zone boundaries established in Section 520.5, below.~~

### **~~520.4 USE AND ACTIVITY REGULATIONS~~**

#### ~~A. Prohibited Uses~~

~~Within the Water Resources Protection District the following uses and activities are specifically prohibited:~~

- ~~1. sanitary landfill or other disposal of solid waste not including private septic systems;~~
- ~~2. motor vehicle salvage operations and junk yards;~~
- ~~3. municipal sewage treatment facilities with on-site disposal of primary treated or secondary treated effluent;~~
- ~~4. treatment or disposal works subject to 314-CMR 3.00 or 5.00 within 400 feet of Old-Oaken Bucket Pond and within 200 feet of its tributaries and associated water bodies, Tack Factory Pond and the Reservoir, except for the following:~~

- a. ~~the replacement or repair of an existing treatment or disposal works that will not result in a design capacity greater than the design capacity of the existing treatment or disposal works;~~
  - b. ~~treatment or disposal works for sanitary sewage if necessary to treat existing sanitary sewage discharges in non-compliance with Title 5, 310 CMR 15.00, provided the facility owner demonstrates to the Massachusetts Department of Environmental Protection's (DEP's) satisfaction that there are no other feasible siting locations further from the Pond or tributary. Any such facility must be permitted in accordance with 314 CMR 5.00 and must disinfect the effluent.~~
  - c. ~~Massachusetts Department of Environmental Protection (DEP) approved treatment works designed for treatment of contaminated ground or surface waters and operated in compliance with 314 CMR 5.05(3) or 5.05(13).~~
  - d. ~~Discharge by a public water system of waters incidental to water treatment processes.~~
- 5. ~~car or truck wash establishments;~~
  - 6. ~~stockpiling road salt or other de-icing chemicals;~~
  - 7. ~~installation of any underground fuel or other storage tanks, including any tanks or collection pits (wholly or partially below mean ground elevation) but not including private septic systems;~~
  - 8. ~~dumping of snow from outside the district;~~
  - 9. ~~dry cleaning establishments;~~
  - 10. ~~self service laundries, unless connected to public sewerage;~~
  - 11. ~~airplane, boat and motor vehicle service and repair establishments, including auto body shops~~
  - 12. ~~storage and/or sale of petroleum or other refined petroleum products, except within buildings which it will heat or in amounts normally associated with household or agricultural uses; storage and/or sale of petroleum or other refined petroleum products, except within buildings which it will heat or in amounts normally associated with household or agricultural uses;~~
  - 13. ~~the storage of liquid hazardous materials, as defined in Massachusetts General Laws Chapter 21E, and/or liquid petroleum products unless such storage is~~
    - a. ~~above ground level,~~
    - b. ~~on an impervious surface, and~~
    - c. ~~outdoors in covered container(s) or in above ground (tanks) within a building.~~

- ~~14. the storage of liquid hazardous materials, as defined in Massachusetts General Laws Chapter 21E, and/or liquid petroleum products within 400 feet of Old Oaken Bucket Pond and within 200 feet of its tributaries and associated water bodies unless such storage is incidental to:
  - ~~a. normal household use, outdoor maintenance, or the heating of a structure;~~
  - ~~b. use of emergency generators; or~~
  - ~~c. a response action conducted or performed in accordance with Massachusetts General Laws Chapter 21E and 310 CMR 40.00 and which is exempt from a ground water discharge permit pursuant to 314 CMR 5.05(14) and provided the storage is:~~
    - ~~d. above ground level;~~
    - ~~e. on an impervious surface, and~~
    - ~~f. outdoors in covered container(s) or in above ground (tanks) within a building and~~
    - ~~g. in an area designed & operated to hold either 10% of the total possible storage capacity of all containers or 110% of the largest container's storage capacity, whichever is greater. This requirement does not apply to the replacement of existing tanks or systems for the keeping, dispensing or storing of gasoline provided the replacement complies with applicable state and Scituate requirements.~~~~
- ~~15. metal plating, finishing or polishing establishment;~~
- ~~16. chemical and bacteriological laboratories;~~
- ~~17. burial in any cemetery or other place within 100 feet of the high water mark of Old Oaken Bucket Pond or a tributary thereto.~~
- ~~18. storage of herbicides, pesticides or fertilizers, other than in amounts normally associated with household or agricultural uses;~~
- ~~19. storage of animal manure unless covered or contained within a structure designed to prevent the generation and escape of contaminated runoff or leachate;~~
- ~~20. stabling, hitching, standing, feeding or grazing of livestock or other domestic animals within 100 feet of the bank of Old Oaken Bucket Pond or a tributary thereto.~~
- ~~21. electronic circuit assembly establishment;~~
- ~~22. hotel or motel, unless connected to public sewerage;~~
- ~~23. painting, wood preserving and furniture stripping establishment;~~
- ~~24. photographic processing establishment;~~

- ~~25. machine shops using toxic or hazardous materials in any part of the production process;~~
- ~~26. printing establishment;~~
- ~~27. earth removal, consisting of removal of soil, loam, sand, gravel or any other earth material to within 4 feet of historical high groundwater as determined from monitoring wells and historical water table fluctuation data compiled by the United States Geological Survey, unless substances removed are replaced within 45 days of the removal on the site to achieve a final grading greater than four feet above the historical high water mark, and except for excavations for building foundations, roads, utility works, or wetland restoration work conducted in accordance with a valid Order of Conditions issued pursuant to Massachusetts General Laws Chapter 131, Section 40.~~
- ~~28. any floor drainage system in existing facilities, in industrial or commercial hazardous material and/or hazardous waste process areas or storage areas, which discharges to the ground without a Massachusetts Department of Environmental Protection (DEP) permit or authorization. Any existing facility with such a drainage system shall be required to either seal the floor drain (in accordance with the state plumbing code, 248 CMR 2.00), connect the drain to a municipal sewer system (with all appropriate permits and pre-treatment), or connect the drain to a holding tank meeting the requirements of all appropriate DEP regulations and policies.~~
- ~~29. swimming, wading, or bathing in Old Oaken Bucket Pond.~~
- ~~30. entering into Old Oaken Bucket Pond, the Reservoir or Tack Factory Pond in any boat or other vehicle unless authorized by the Board of Selectmen.~~
- ~~31. solid waste combustion facilities or handling facilities as defined by 310 CMR 16.00.~~
- ~~32. storage of sludge and septage, as defined in 310 CMR 32.05, unless such storage is in compliance with 310 CMR 32.30 and 32.31.~~
- ~~33. facilities that through their acts or processes, generate, treat, store or dispose of hazardous waste that are subject to Massachusetts General Laws Chapter 21C and 310 CMR 30.000 except for the following:
  - ~~a. very small quantity generators as defined by 310 CMR 30.000~~
  - ~~b. treatment works as approved by the DEP designed in accordance with 314 CMR 5.00 for the treatment of contaminated ground or surface waters.~~
  - ~~c. waste oil retention facilities required by Massachusetts General Laws Chapter 21 & 52~~~~
- ~~34. storage of commercial fertilizers; unless such storage is within a structure designed to prevent the generation of contaminated runoff or leachate.~~

~~35. any other use, which involves as a principal activity the manufacture, storage, use, transportation or disposal of toxic or hazardous materials, except as allowed by special permit below.~~

~~B. Special Permit Uses~~

~~Within the Water Resources Protection District the following uses shall be allowed only upon receipt of a special permit, issued in accordance with the provisions of Section 520.4 of this bylaw:~~

~~1. any use involving secondary usage or storage of toxic or hazardous materials in quantities greater than normally associated with household use;~~

~~2. any use involving secondary and minimal usage or storage of herbicides, pesticides or fertilizers, other than the amounts normally associated with household or agricultural use;~~

~~3. golf course, either for private or public use.~~

~~C. Special Permit Granting Authority~~

~~The Special Permit Granting Authority (SPGA) under this bylaw shall be the Planning Board. Such special permit shall be granted if the SPGA determines, in conjunction with the Department of Public Works, Board of Health, Conservation Commission and Water Resources Committee, that the intent of this bylaw, as well as its specific criteria are met. In making such determination, the SPGA shall give consideration to the simplicity, reliability and feasibility of the control measures proposed and the degree of threat to water quality which would result if the control measures failed. The SPGA shall explain any departures from the recommendations of other town agencies in its decision.~~

~~D. Special Permit Criteria~~

~~Special permits under this section shall be granted only if the SPGA determines, taking into consideration the comments received from other town boards and agencies, that ground water and surface water quality and quantity resulting from on-site waste disposal and other on-site operations will not fall below federal or state standards for drinking water at the down-gradient property boundary.~~

~~E. Submittals~~

~~In applying for a special permit required by this section, the information listed below shall be submitted:~~

~~1. A complete list of chemicals, pesticides, herbicides, fertilizers, fuels and other potentially toxic or hazardous materials to be used or stored on the premises in quantities greater than those associated with normal household use, accompanied by a description of measures proposed to protect all storage containers/facilities from vandalism, corrosion and leakage, and to provide for control of spills.~~

~~2. A description of potentially toxic or hazardous wastes to be generated, indicating storage and disposal methods.~~

~~3. Evidence of approval by the Massachusetts Department of Environmental Protection (DEP) of any industrial waste treatment or disposal system or any wastewater treatment system over fifteen thousand gallons per day capacity.~~

- ~~4. Projections of down-gradient concentrations of nitrogen, phosphorus, and other relevant chemicals to be disposed of on-site, at property boundaries and other locations deemed pertinent by the Planning Board, prepared by a hydrogeologist or registered professional engineer possessing experience and education in water supply protection and hydrology.~~

#### **520.45 BUFFER ZONE**

- A. **Non-Disturbance Buffer Zone:** A non-disturbance buffer zone shall exist one hundred and fifty feet horizontally from the high water mark of Tack Factory Pond Reservoir and from the edge of all tributaries in the reservoir watershed. Within this buffer zone, in addition to all other restrictions of the Water Resources Protection District, the following additional activities are prohibited:
  1. any activities which cause earth movement or disturbance;
  2. vegetation removal or cutting;
  3. construction or placement of any permanent structures, other than those associated with the providing of public water;
  4. any surface or sub-surface discharge, including, but not limited to, storm water runoff and domestic or industrial wastewater.

#### **520.56 DESIGN AND OPERATIONS GUIDELINES**

For all uses within the Water Resources Protection District the following design and operation guidelines shall be observed. Please note that more restrictive use and activity regulations which apply to the Zone A's and Zone II's are found in Section 520.6 below.:

- A. **Safeguards**
  1. Provision shall be made to protect against toxic or hazardous materials discharge or loss resulting from corrosion, accidental damage, spillage or vandalism through measures such as: spill control provisions in the vicinity of chemical or fuel delivery points; secured storage areas for toxic or hazardous materials; and indoor storage provisions for corrodible or dissolvable materials. For operations which allow the evaporation of toxic or hazardous materials into the interiors of any structures, a closed vapor recovery system shall be provided for each such structure to prevent discharge of contaminated condensate into the groundwater~~ground water~~.
  - ~~2. Outdoor storage of liquid hazardous materials, as defined in Massachusetts General Laws Chapter 21E, and/or liquid petroleum products shall be in covered container(s) or above-ground tank(s) in an area that has a containment system designed and operated to hold either 10% of the total possible storage capacity of all containers, or 110% of the largest container's storage capacity, whichever is greater.~~
- B. **Location**

Where the premises are partially outside of the Water Resources Protection District, potential pollution sources such as on-site waste disposal systems shall be located outside the district to the extent feasible.

- C. Disposal  
For any toxic or hazardous wastes to be produced in quantities greater than those associated with normal household use, the applicant must demonstrate the availability and feasibility of disposal methods which are in conformance with Massachusetts General Laws, Chapter 21C.
- D. Drainage  
All runoff from impervious surfaces shall be recharged on the site, diverted toward areas covered with vegetation from surface infiltration to the extent possible or as otherwise directed by the Scituate Department of Public Works and Conservation Commission. Infiltration standards may be met using the following or similar best management practices:
1. For lots occupied, or proposed to be occupied by single or two family residences, recharge shall be attained through site design that incorporates natural drainage patterns and vegetation, in order to maintain pre-development stormwater patterns and water quality to the greatest extent possible. Stormwater runoff from rooftops, driveways, and other impervious surfaces shall be routed through grassed water quality swales, as sheet flow over lawn areas, or to constructed stormwater wetlands, sand filters, organic filters, and/or similar systems capable of removing nitrogen from stormwater. [Rooftop runoff must be designed to recharge the first 1 inch of rainfall.](#)
  2. For lots occupied or proposed to be occupied by other uses, a stormwater management plan shall be developed which provides for the artificial recharge of precipitation to groundwater through site design that incorporates natural drainage patterns and vegetation and through the use of constructed (stormwater) wetlands, wet (detention) ponds, water quality swales, sand filters, organic filters or similar site-appropriate best management practices capable of removing nitrogen and other contaminants from stormwater and by meeting the Stormwater Management Standards and technical guidance contained in the current ~~DEP's~~ [Massachusetts Department of Environmental Protection's \(DEP's\)](#) Stormwater Management Handbook, for the type of use proposed and the soil types present on the site. Such runoff shall not be discharged directly to rivers, streams, or other surface water bodies, wetlands or vernal pools. Dry wells shall be prohibited.
  3. Except when used for roof runoff from non-galvanized roofs, all such wetlands, ponds, swales or other infiltration facilities shall be preceded by oil, grease, and sediment traps or other best management practices to facilitate control of hazardous materials spills and removal of contamination and to avoid sedimentation of treatment and leaching facilities. All such artificial recharge systems shall be maintained in full working order by the owner(s) under the provisions of an operation and maintenance plan approved by the Town to ensure that systems function as designed. Infiltration systems greater than three feet deep shall be located at least one hundred feet from drinking water wells. Infiltration basins or trenches shall be constructed with a three foot minimum separation between the bottom of the structure and maximum groundwater elevation.
- E. Erosion and Sedimentation Control  
All clearing and earth moving operations shall only occur while erosion and sedimentation control measures, approved by the Town Engineer, after consultation with

the conservation agent, are in place. Such control measures shall remain in place until the Town Engineer determines, after consultation with the conservation agent that the danger of erosion or sedimentation no longer exists. Hay bales shall only be used where it has been determined that the danger of soil erosion or sedimentation is minimal and in those instances where they are used as a control method, no bales shall be allowed to remain in place if they have begun to fall apart or deteriorate.

F. Dimensional Regulations

In order to minimize erosion of existing natural slopes and reduce resulting sedimentation of natural drainage areas, the following dimensional requirements shall apply within the Water Resources Protection District. The Board of Appeals may grant a variance from any regulation or percentage set forth in this paragraph [for locations outside a Zone A or Zone II](#), provided the applicant for such variance satisfies the criteria set forth in Massachusetts General Laws Chapter 40A, Section 10.

1. No more than fifteen (15%) of the area or two thousand five hundred (2,500) [sq. ft.](#), whichever is greater, of any lot shall be rendered impervious unless a system of storm water management and artificial recharge of precipitation is developed which is designed to:
  - a. prevent untreated discharges to wetland and surface water;
  - b. preserve hydraulic conditions that closely resemble pre-development conditions;
  - c. reduce or prevent flooding by managing peak discharges and volumes of runoff;
  - d. minimize erosion and sedimentation;
  - e. avoid significant degradation of groundwater;
  - f. reduce suspended solids and other pollutants to improve water quality and
  - g. provide increased protection of sensitive natural resources.
2. There shall be no grading, earth disturbance activity or vegetation clearing of land having a natural slope exceeding twenty-five percent (25%).
3. No finished slope shall be created that exceeds 25% with the exception of side slopes associated with new road construction.

**520.6 USE AND ACTIVITY REGULATIONS**

**The following use and activity regulations are in addition to the standards in Section 520.4. They include use and activity regulations which apply to the Water Resource Protection District, its Subdistricts, and locations where the two Subdistricts overlap, as specified below:**

Prohibited Land Uses and Activities in Water Supply Protection Areas	Water Resource Protection District	ZONE A (Surface Water)	ZONE II (Ground-water)	OVER-LAPPING ZONE A's and ZONE II's
<b>1. Treatment or disposal works subject to 314 CMR 3.00 or 5.00, except for:</b> <ul style="list-style-type: none"> <li>a. the replacement or repair of an existing treatment or disposal works that will not result in a design capacity greater than the design capacity of the existing treatment or disposal works;</li> <li>b. treatment or disposal works for sanitary sewage if necessary to treat existing sanitary sewage discharges in non-compliance with Title 5, 310 CMR 15.00, provided the facility owner demonstrates to the Department's satisfaction that there are no feasible siting locations outside the Zone A. Any new facility shall be permitted in accordance with 314 CMR 5.00 and shall be required to disinfect the effluent.</li> <li>c. treatment works approved by the Department designed for the treatment of contaminated ground or surface waters and operated in compliance with 314 CMR 5.05(3) or 5.05(13); and</li> <li>d. discharge by public water system of waters incidental to water treatment process</li> </ul>		✓		✓
<b>2. Facilities that generate, treat, store or dispose of hazardous waste except:</b> <ul style="list-style-type: none"> <li>a. very small quantity generators, as defined by 310 CMR 30.00;</li> <li>b. household hazardous waste collection centers or events operated pursuant to 310 CMR 30.390;</li> <li>c. waste oil retention facilities required by M.G.L. c. 21 s. 52A; and</li> <li>d. treatment works approved by the Department designed in accordance with 314 CMR 5.00 for the treatment of contaminated ground or surface waters</li> </ul>	✓		✓	
<b>3. Storage of sludge and septage, unless such storage is in compliance with 310 CMR 32.30 and 310 CMR 32.31</b>	✓		✓	✓
<b>4. Human or animal cemeteries or mausoleums</b>		✓		✓
<b>5. Automobile graveyards, junkyards, or salvage operations</b>	✓		✓	✓
<b>6. Landfills or open dumps</b>	✓		✓	✓

Prohibited Land Uses and Activities in Water Supply Protection Areas	Water Resource Protection District	ZONE A (Surface Water)	ZONE II (Ground-water)	OVER-LAPPING ZONE A's and ZONE II's
7. Self-service laundries, unless connected to public sewerage	✓	✓	✓	✓
8. Facilities that, through their acts or processes, generate, treat, store or dispose of hazardous waste that are subject to M.G.L. c. 21C and 310 CMR 30.000, except for: very small quantity generators as defined by 310 CMR 30.000; and treatment works approved by the Department designed in accordance with 314 CMR 5.00 for the treatment of contaminated ground or surface waters		✓		✓
9. Floor drain systems in <u>existing</u> industrial and commercial process areas and hazardous material and hazardous waste storage areas, which discharge to the ground without a DEP permit or authorization. Any existing facility with such a drainage system shall be required to either seal the floor drain (in accordance with the state plumbing code, 248 CMR 2.00), connect the drain to a municipal sewer system (with all appropriate permits and pre-treatment), or connect the drain to a holding tank meeting the requirements of all appropriate regulations and policies.	✓		✓	✓
10. Storage of sodium chloride, chemically treated abrasives or other chemicals used for the removal of ice and snow on roads, unless such storage is within a structure designed to prevent the generation and escape of contaminated runoff or leachate	✓		✓	
11. Storage of road or parking lot deicing and sanding materials unless covered or contained		✓		
12. Storage of commercial fertilizers, unless such storage is within a structure designed to prevent the generation and escape of contaminated runoff or leachate	✓		✓	✓
13. Storage of fertilizers unless covered or contained		✓		
14. Storage of animal manures, unless stored in a structure designed to prevent the generation and escape of contaminated runoff and leachate	✓		✓	✓
15. Stabling, hitching, standing, feeding or grazing of livestock or other domestic animals within 150 feet of the bank of the Old Oaken Bucket Pond or a tributary thereto.		✓		✓
16. Storage of animal manure, unless covered or contained, and storage is a minimum of 150 feet from		✓		✓

<b>any waterbody</b>				
<b>Prohibited Land Uses and Activities in Water Supply Protection Areas</b>	<b>Water Resource Protection District</b>	<b>ZONE A (Surface Water)</b>	<b>ZONE II (Ground-water)</b>	<b>OVER-LAPPING ZONE A's and ZONE II's</b>
<b>17. Commercial outdoor washing of vehicles and commercial car washes</b>		✓		✓
<b>18. Motor vehicle repair operations, including automobiles, airplanes, and watercraft</b>		✓		✓
<b>19. Dumping of snow from outside the district.</b>	✓	✓	✓	✓
<b>20. Dry cleaning establishments</b>	✓	✓	✓	✓
<b>21. Metal Plating, finishing, or polishing establishment</b>		✓		✓
<b>22. Photographic processing establishment</b>	✓	✓	✓	✓
<b>23. Printing establishment</b>	✓		✓	✓
<b>24. Electronic circuit assembly establishment</b>	✓	✓	✓	✓
<b>25. Chemical and bacteriological laboratories</b>	✓	✓	✓	✓
<b>26. Painting, wood preserving and furniture stripping establishment</b>	✓	✓	✓	✓
<b>27. Solid waste combustion facilities or handling facilities as defined by 310 CMR 16.00</b>		✓		✓
<b>28. Underground storage tanks</b>		✓		✓
<b>29. Sand and gravel operations</b>		✓		✓
<b>30. Petroleum, fuel oil and heating oil bulk stations and terminals, including, but not limited to, those listed under Standard Industrial Classification (SIC) Codes 5171 and 5983, except for liquefied petroleum (liquid propane)</b>	✓		✓	✓
<b>31. Storage of liquid hazardous materials or liquid petroleum products unless such storage is above ground level on an impervious surface; and in containers or above-ground tanks within a building, or outdoors in covered containers or above-ground tanks with a containment system designed and operated to hold 10% of the total possible storage capacity of all containers, or 110% of the largest container's storage capacity, whichever is greater.</b>	✓		✓	✓

Prohibited Land Uses and Activities in Water Supply Protection Areas	Water Resource Protection District	ZONE A (Surface Water)	ZONE II (Ground-water)	OVER-LAPPING ZONE A's and ZONE II's
<p>32. Storage of liquid hazardous material, liquid propane, or liquid petroleum products, <i>unless</i> storage is incidental to normal household use, outdoor maintenance, or heating of a structure; use of emergency generators; or a response action conducted or performed in accordance with M.G.L.c.21E and 310 CMR 40.000 and which is exempt from a groundwater discharge permit pursuant to 314 CMR 5.05; or the replacement of existing tanks or systems for the keeping, dispensing or storing of gasoline, provided the replacement is performed in accordance with applicable state and local requirements; and storage is above ground on an impervious surface; and in containers or above-ground tanks within a building, or outdoors in covered containers or above-ground tanks with a containment system designed and operated to hold 10% of the total possible storage capacity of all containers, or 110% of the largest container's storage capacity, whichever is greater.</p>		✓		✓
<p>33. Removal of soil, loam, sand, gravel or any other mineral substances within four (4) feet of the historical high groundwater table elevation unless re-deposited within 45 days and except for the construction of building foundations or the installation of utility works.</p>	✓		✓	✓
<p>34. Rendering impervious any lot/parcel more than 15% or 2,500 square feet, whichever is greater, unless a system for artificial recharge of precipitation is provided that will not result in the degradation of groundwater quality.</p>	✓		✓	✓
<p>35. Land uses that render impervious any lot or parcel more than 15% or 2,500 square feet, whichever is greater, but no more than 20% <u>with</u> artificial recharge.</p>		✓		
<p>36. Land uses that render impervious any lot or parcel more than 15% or 2,500 square feet, whichever is greater, unless a system for artificial recharge, that will not degrade groundwater quality is provided. However no more than 20% of any lot or parcel shall be rendered impervious.</p>				✓

#### 520.7 VIOLATIONS

Written notice of any violations of this section shall be provided by the Building Commissioner to the owner of the premises, specifying the nature of the violations and a schedule of compliance, including cleanup of any spilled materials. This compliance schedule must be reasonable in relation to the public health hazard involved and the difficulty of compliance. In no event shall more than thirty days be allowed for either compliance or finalization of a plan for longer-term compliance. In the enforcement of this section, the Building Commissioner shall notify the Director of the DPW and Director of Public Health Inspector of any violations and seek their~~the Health Inspector's~~ assistance in securing compliance.

#### **520.8 INTERPRETATION OF BOUNDARIES OF WATER RESOURCE PROTECTION DISTRICT, ZONE A AND ZONE II SUBDISTRICTS AND TRIBUTARY BUFFER**

All plans submitted in connection with applications for building permits, special permits and other approvals under this bylaw shall include field verification of boundaries of the Water Resource Protection District, its Zone A and Zone II Subdistricts, or a tributary buffer governed by this section by a professional land surveyor. This information shall be provided in an electronic file produced by a computerized drafting system, in either Autocad Drawing format (.dwg), Data Exchange Format (.dxf) or ESRI Interchange format (.e00), registered to the Massachusetts State Plane (Mainland) Coordinates, North American Datum of 1983. Where this information is disputed by parties in standing, further field verification by the DEP may be requested. Where the DEP is able to field verify these boundaries, the decision of the DEP in these matters shall be final.

- (4) *To add the new language shown in bold to Section 320, Location of Zoning Districts, and delete the language shown with strikeouts, as follows below:*

#### **320 LOCATION OF DISTRICTS**

All districts **now existing** except the Flood Plain and Watershed Protection District, Water Resources Protection District including its Zone A and Zone II Subdistricts, Residential Cluster District, Wireless Communication District, Village Business Overlay District and Humarock Village Residential Overlay District **which are further described below, , now existing or hereafter adopted** shall be located and bounded as shown on a map entitled **Zoning District Map, Town of Scituate, Massachusetts, by Amory Engineers P.C. and dated October 25, 2011 approved by Town Meeting on October 25, 2011** and filed in the office of the Town Clerk, which map, together with all explanatory matter thereon **and all subsequent amendments adopted by Town Meeting** is hereby incorporated in and made a part of this bylaw; additional or revised districts will be shown on said map as any such additions or revisions are voted at any Annual or Special Town Meeting.

All Flood Plain and Watershed Protection Districts shall be located and bounded as shown on the map described in Section 470.3. herein, which is hereby incorporated in and made a part of this bylaw.

The Planned Development District shall be located and bounded as described in Article 25 of the April 1980 Annual Town Meeting and the map dated February 8, 1980, (as amended or revised) associated with Article 25 which is hereby incorporated in and made a part of this bylaw.

The Residential Cluster District shall be located and bounded as shown on the map identified as Town of Scituate Zoning Map, Proposed Residential Cluster District, dated January 26, 1986, (as amended or revised) as approved at the April, 1986 Annual Town Meeting, which is hereby incorporated in and made a part of this bylaw.

The Water Resource Protection District **and its Zone A and Zone II Subdistricts** shall be located and bounded as shown on a map **entitled “Proposed Water Resource Protection District” by Amory Engineers, PC dated March 2014**, which is hereby incorporated in and made a part of this bylaw.

The Wireless Communication District shall be located and bounded as shown on the map entitled Proposed Wireless Communications Overlay District, dated 12/23/97, as approved at the March 2, 1998 Annual Town Meeting, which is hereby incorporated and made a part of this bylaw.

The Village Business Overlay District shall be located and bounded as shown on three maps entitled “Village Business Overlay District – Scituate Harbor”, “Village Business Overlay District – North Scituate,” and “Village Business Overlay District – Greenbush”, all dated December 13, 2005, adopted by March 4, 2006 Annual Town Meeting.

The Humarock Village Residential Overlay District shall be located and bounded as shown on the map entitled “Humarock Village Residential Overlay District: 1/10/08 Boundary” by Larry Koff & Associates dated January 15, 2008. (Voted ATM, March 29, 2008)

- (5) *To add a sentence to the end of Section 330 to clarify lots partially located within the Water Resource Protection District, as follows below:*

**330 LOTS IN TWO DISTRICTS**

Where a boundary line between two districts divides any lot existing at the time such line is established, the regulations controlling the less restricted portion of such lot shall be applicable to the entire lot, provided such lot does not extend more than twenty-five feet within the more restricted district. **This section shall not apply to lots partially located in the Water Resource Protection District or its subdistricts.**

- (6) *And to add the new language shown in bold to Section 340, Definition of Zoning Districts, and delete the language shown with strikethroughs, as follows below:*

**340 DEFINITION OF ZONING DISTRICTS**

Annual Town Meeting  
Town of Scituate  
April 14, 2014

**WATER RESOURCES PROTECTION DISTRICT**

The Water Resource Protection District, **including its Zone A and Zone II Subdistricts shall be located and bounded as shown on a map entitled “Proposed Water Resource Protection District by Amory Engineers, P.C.” dated March 2014, which is hereby incorporated in and made a part of this bylaw.** ~~is an overlay of other zoning districts. Its applicability and definition are outlined in Section 540.~~

**ARTICLE 22. Seawall Funding Citizens Article – BY PETITION**

**WARRANT**

Rick Murray

To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds in the Treasurer the sum of \$1,000,000.00 for the purpose of repairing, reconstructing, or maintaining existing foreshore protection structures in the Town of Scituate

**MOTION**

**ARTICLE 22. Seawall Funding Citizens Article – BY PETITION**

Mr. Ball

I move that the Town vote to borrow the sum of \$500,000.00 for the purpose of repairing, reconstructing, or maintaining existing foreshore protection structures in the Town and authorize the Treasurer, with the approval of the Board of Selectmen, to borrow said sum.

*Advisory Board Maura Curran*

**Quantum of vote: 2/3**

*Motion made to move the question by Richard Travers. Seconded and voted Unanimously.*

**VOTED** that the Town vote to borrow the sum of \$500,000.00 for the purpose of repairing, reconstructing, or maintaining existing foreshore protection structures in the Town and authorize the Treasurer, with the approval of the Board of Selectmen, to borrow said sum.

**VOTE-DECLARED 2/3**

**ARTICLE 23. Senior Center Needs Assessment – BY PETITION**

**WARRANT**

Martin O'Toole

*Petition for “Transfer of Funds for Senior Center Needs Assessment:”*

To see if the Town will vote to raise and appropriate, transfer from available funds, and/or borrow, pursuant to any applicable statute, the sum of \$25,000.00 to the Town of Scituate’s FY 15 budget for the purposes of hiring a consultant to conduct a needs assessment for a new Scituate Senior Center, or take any other action related thereto.”

Annual Town Meeting  
Town of Scituate  
April 14, 2014

**MOTION**

**ARTICLE 23. Senior Center Needs Assessment – BY PETITION** Mrs. Ball/Mrs. Choate

I move that the Town transfer the sum of \$19,243.56 from Article 2 of the March 29, 2008 special town meeting, and transfer the sum of \$5,756.44 from Free Cash, totaling \$25,000.00, for the purpose of hiring a consultant to conduct a needs assessment for a new Scituate Senior Center.

*Advisory Board Frank Judge*

**VOTED** that the Town transfer the sum of \$19,243.56 from Article 2 of the March 29, 2008 special town meeting, and transfer the sum of \$5,756.44 from Free Cash, totaling \$25,000.00, for the purpose of hiring a consultant to conduct a needs assessment for a new Scituate Senior Center.

**VOTE-UNANIMOUS**

*I hereby certify the foregoing to be a True Copy Attest.*

*Kathleen A. Curran*  
*Town Clerk*