

TOWN OF SCITUATE
ADVISORY COMMITTEE



Report and Recommendations
For

ANNUAL & SPECIAL TOWN MEETING

APRIL 12, 2021

7:00 P.M.
HIGH SCHOOL GYMNASIUM

This Report is furnished for your information. Please bring it to all sessions of Town Meeting.

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REPORT OF THE ADVISORY COMMITTEE

TO THE VOTERS OF SCITUATE:

In accordance with the Town of Scituate Bylaws, the Advisory Committee submits its report to the voters. This report contains the complete warrant for the Annual & Special Town Meeting, which will convene on April 12, 2021.

Our forum is an Open Town Meeting, which has been described as the purest form of democracy. All registered voters are entitled to attend, ask questions, express their opinions, and vote on all matters.

This evening, the Select Board, and other town boards will propose various warrant articles, expenditures, funding transfers, land acquisitions, local options acceptances, zoning changes, etc. The Special Town Meeting places before the voters a total of **four (4)** articles, and the Annual Town Meeting places before the voters a total of **thirty (30)** articles for your consideration.

We, the Advisory Committee, will provide recommendations on each; but **ONLY YOU** decide which articles pass, and which ones do not.

YOU ARE THE LEGISLATIVE BODY OF SCITUATE.

The Advisory Committee urges you to become an active participant in town meeting. Voice your opinion and seek any clarification necessary to make an informed vote on these articles.

Respectfully submitted,

SCITUATE ADVISORY COMMITTEE

Jerry Kelly, Chairman

Mike Westort, Vice Chair

James Gilmore

Patrice Metro

Elise Russo

Lincoln Heineman

Daniel McGuiggin

Lynda Ferguson

Missy Seidel

TOWN MEETING RULES AND DEFINITIONS

1. The conduct of Scituate's Town Meeting is bound by state law, the Town's Charter and By-laws, local tradition and the publication entitled, "Town Meeting Time."
2. The Moderator presides over the Town Meeting, decides all questions of order and procedure, and announces the results of all votes. The results of all votes when announced by the Moderator shall be final except on a voice vote that may be questioned by seven (7) voters standing immediately after the announced results of a vote. In such a case, a teller-counted vote shall be taken without debate.
3. Non-voters will be seated in a special section unless permission is granted by the Town Meeting to be seated elsewhere. Non-voters may be allowed to address the Town Meeting with permission of the Moderator unless a majority of voters choose to deny such a privilege.
4. Articles in the Warrant give notice of the issues subject to discussion at a Town Meeting and establish the parameters of matters that can be debated and acted on. Amendments, motions and/or debate determined by the Moderator, with the advice of Town Counsel, to be "beyond the scope" of the articles may not be permitted.
5. In order for the Town Meeting to act on or discuss an article, a motion must be made. The Moderator will call for a motion on each article and, if no motion is made after the second call, the Moderator will "pass over" the article and move on to the next Article. In order to bring back a "passed over" article for a motion and discussion, there must be an approved "motion for reconsideration".
6. Articles may be postponed by a majority vote or advanced by a 2/3 vote.
7. To address the Town Meeting, a speaker must be recognized by the Moderator and once recognized, a speaker should first give his or her name and address for the record. No speaker will be recognized while another person is speaking except to raise "a point of order," which is used to question a ruling of the Moderator or the conduct of Town Meeting. Points of order are not to address the subject matter being discussed.
8. All matters shall be decided by a majority vote unless a 2/3 or greater vote is required. If more than a majority vote is required, the Moderator shall announce the required percentage for passage before calling the vote.
9. The Moderator may set time limits on all presentations and may terminate

debate on a motion when deemed appropriate. Debate on a motion may also be terminated by a voter “moving the question” which, if accepted by the Moderator as not being premature, shall be voted on without discussion or debate. A motion to “move the question” requires a 2/3 vote for passage.

10. Only two (2) amendments to a motion may be on the floor at any particular time. Amendments over six (6) words must be submitted to the Moderator in writing and, if over fifty (50) words, sufficient copies must be available to those attending at the entrance of the hall before the start of that particular session.

11. Generally, amendments shall be voted on in the order made and prior to the vote on the motion to be amended. However, amendments relating to amounts to be appropriated shall be voted on in a descending order until an amount gains approval.

12. A motion may be reconsidered once for a compelling reason by a 2/3 vote. No further reconsideration will be permitted. There may be no reconsideration of a vote at a subsequent session of the Town Meeting.

13. A resolution is a non-debatable, non-binding motion on any matter calling for a consensus of the Town Meeting. A resolution must be related to the content of an article. If a resolution is over ten (10) words, it must be submitted to the Moderator in writing and, if over fifty (50) words, sufficient copies must be available at the entrance of the hall for those attending.

14. When justice or order requires, the Moderator may make exceptions to these rules, in his or her discretion, as is deemed appropriate under the circumstances.

MUNICIPAL FINANCE TERMS

APPROPRIATION: An authorization by the Town Meeting to make obligations and payments from the treasury for a specific purpose.

ASSESSED VALUATION: A valuation set upon real or personal property by the Board of Assessors as a basis for levying taxes.

BETTERMENT: A betterment assessment is a charge for the cost of public improvements, which benefit a limited area, against real estate situated in that area.

BOND: A loan, typically over a year in maturity.

BOND AUTHORIZATION: The amount of money the Town Meeting approves for borrowing for a specific purpose.

BOND ISSUE: Generally, the sale of a certain number of bonds/notes at one time by a governmental unit.

CAPITAL BUDGET: A plan of proposed capital outlays and the means of financing them for the current fiscal year.

CAPITAL OUTLAY: Expenditure for the purchase of property or equipment and for the construction or renovation of a facility and infrastructure.

CHERRY SHEET: A form showing all state and county charges and reimbursements to the town as certified by the Massachusetts Department of Revenue.

DEBT SERVICE: Payment of interest and repayment of principal to holders of the town's debt instruments.

ENTERPRISE FUND: Financing of services where all or most of the costs are paid for by users.

ENTERPRISE RETAINED EARNINGS: If during a fiscal year an Enterprise Fund produces a surplus, such surplus shall be kept in a separate account called "retained earnings." The Department of Revenue then "certifies" that surplus as an available fund that can be used for:

1. Operating costs to offset the need to increase user charges.
2. To fund capital improvements.
3. To fund Enterprise Fund revenue deficits.

FISCAL YEAR: A 12-month period, commencing on July 1, to which the annual budget applies. (Abbreviated as “FY”)

FREE CASH: The excess of assets over liabilities, minus uncollected taxes of prior years also referred to as “available cash.” The amount is certified annually by the Massachusetts Department of Revenue. Free Cash may be appropriated by vote of a Town Meeting.

GENERAL FUND: The major town-owned fund which is created with town receipts and which is charged with expenditures payable from such revenues.

GRANT: A contribution of assets by one governmental unit or other organization to another. Typically, these contributions are made to local governments from the state and federal government. Grants are usually made for specific purposes.

LEVY LIMIT: The amount of dollars a Town can raise by taxation under Proposition 2½.

LINE ITEM BUDGET: A format of budgeting, which organizes costs by type of expenditure - such as expenses, equipment and salaries.

OVERLAY: The overlay is the amount raised by the Assessors to be used for potential abatement of property taxes. The Overlay Surplus is the portion of each year’s overlay account no longer required to cover property tax abatements.

PROPERTY TAX LEVY: The amount produced by multiplying the assessed valuation of property by the tax rate. The tax rate is expressed “per thousand dollars” of assessed valuation.

RESERVE FUND: Money set aside by Town Meeting to be allocated by the Advisory Committee for extraordinary and unforeseen expenditures.

REVOLVING FUND (Ch. 44, Sec 53E ½): A Town may annually authorize the use of a revolving fund by separately accounting for the receipts received from a particular service or program and may expend from the revolving fund to provide such service or program without appropriation.

STABILIZATION FUND: A special account, which is invested until used and can only be utilized by Town Meeting appropriation.

Projected Fiscal Year 2022 Revenue

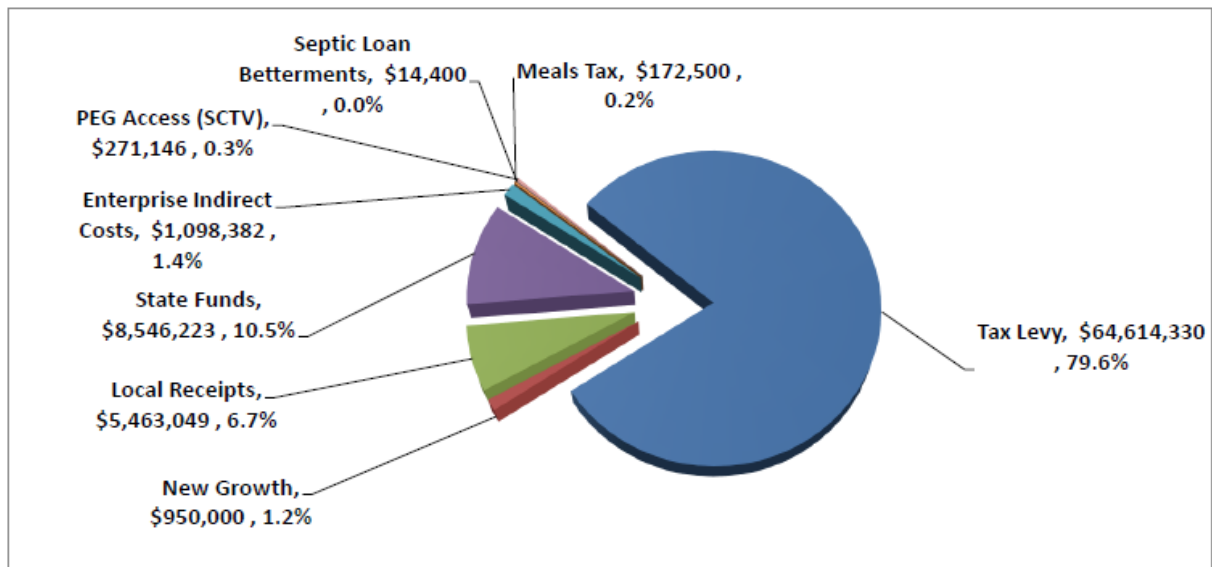
						Current Revision	3/9/2021; 6:43 PM	
FORECASTING COMMITTEE: Jim Boudreau, Tony Vegnani, Nancy Holt, Pam Avitable, Mike Hayes, Joe Divito, William Burkhead, Chris Carchia, Jerry Kelly, Robert Dutch								
Adopted Forecast 3/9/21			FORECASTING MODEL					
		Budget FY 2021	Actual YTD FY 2021	Proposed FY 2022		Projected FY 2023	Projected FY 2024	Projected FY 2025
SOURCES	Prior Year	\$ 60,306,984	\$ 60,306,984	\$ 63,038,371		\$ 65,564,330	\$ 67,903,438	\$ 70,201,024
	Override							
	2.5% Increase	\$ 1,507,675	\$ 1,507,675	\$ 1,575,959		\$ 1,639,108	\$ 1,697,586	\$ 1,755,026
	New Growth	\$ 650,000	\$ 1,223,712	\$ 950,000		\$ 700,000	\$ 600,000	\$ 550,000
	TOTAL LEVY	\$ 62,464,659	\$ 63,038,371	\$ 65,564,330		\$ 67,903,438	\$ 70,201,024	\$ 72,506,050
	Cherry Sheet/State Aid	\$ 7,397,993	\$ 7,397,993	\$ 8,546,223	[1]	\$ 8,546,223	\$ 8,546,223	\$ 8,546,223
	Septic Loan Program	\$ -	\$ -	\$ 14,400		\$ -	\$ -	\$ -
	Local Receipts	\$ 5,463,049	\$ 5,463,049	\$ 5,463,049	[15]	\$ 5,463,049	\$ 5,463,049	\$ 5,463,049
	Enterprise Indirect costs	\$ 994,159	\$ 994,159	\$ 1,098,382	[12]	\$ 1,120,350	\$ 1,142,757	\$ 1,165,612
	Overlay Surplus	\$ -	\$ -	\$ -		\$ -	\$ -	\$ -
	Rooms Occupancy Tax	\$ -	\$ -	\$ -		\$ -	\$ -	\$ -
	Meals Tax	\$ 115,000	\$ 115,000	\$ 172,500	[2]	\$ 230,000	\$ 230,000	\$ 230,000
	TOTAL ALL REVENUE	\$ 76,434,860	\$ 77,008,572	\$ 80,858,884		\$ 83,263,060	\$ 85,583,053	\$ 87,910,933
USES	Offsets	\$ 23,245	\$ 23,245	\$ 27,984	[1]	\$ 27,984	\$ 27,984	\$ 27,984
	State & County Charges	\$ 684,045	\$ 684,045	\$ 642,188	[1]	\$ 674,297	\$ 708,012	\$ 743,413
	Overlay	\$ 250,000	\$ 250,000	\$ 275,000		\$ 275,000	\$ 275,000	\$ 275,000
	Economic Development	\$ 31,000	\$ 31,000	\$ 34,500	[2]	\$ 34,500	\$ 34,500	\$ 34,500
	TOTAL USES	\$ 988,290	\$ 988,290	\$ 979,672		\$ 1,011,781	\$ 1,045,496	\$ 1,080,897
	NET REVENUE	\$ 75,446,570	\$ 76,020,282	\$ 79,879,212		\$ 82,251,278	\$ 84,537,556	\$ 86,830,037
	<i>Revenue Growth</i>			<i>5.08%</i>				
SHARED COSTS	Reserve Fund	\$ 75,000	\$ 75,000	\$ 75,000		\$ 75,000	\$ 75,000	\$ 75,000
	Tax Title	\$ 39,000	\$ 39,000	\$ 39,000		\$ 39,000	\$ 39,000	\$ 39,000
	Insurance/Town Bldgs.	\$ 780,204	\$ 780,204	\$ 819,214	[9]	\$ 860,175	\$ 903,184	\$ 948,343
	So. Shore Vo. Tech./Norfolk Agric.	\$ 691,301	\$ 691,301	\$ 627,785	[3]	\$ 659,174	\$ 692,133	\$ 726,740
	Debt & Interest	\$ 1,670,023	\$ 1,670,023	\$ 1,995,967		\$ 1,995,967	\$ 1,995,967	\$ 1,995,967
	- Capital Stabilization/Capital Plan	\$ 100,000	\$ 100,000	\$ 100,000		\$ 100,000	\$ 100,000	\$ 100,000
	- Capital Stablztn/Plan (Meals Tax)	\$ 84,000	\$ 84,000	\$ 38,000	[2]	\$ 38,000	\$ 38,000	\$ 38,000
	- Debt Excl MS & PSC (Meals Tax)	\$ -	\$ -	\$ 100,000	[2]	\$ 100,000	\$ 100,000	\$ 100,000
	Plymouth County Retirement Assmt	\$ 5,221,978	\$ 5,228,790	\$ 5,759,996	[5]	\$ 5,567,173	\$ 6,012,547	\$ 6,493,551
	School Bus Lease	\$ 250,000	\$ 250,000	\$ 250,000	[4,13]	\$ 250,000	\$ 250,000	\$ 250,000
	Street Lights	\$ 125,000	\$ 125,000	\$ 125,000	[4,13]	\$ 125,000	\$ 125,000	\$ 125,000
	Workers' Comp.	\$ 210,000	\$ 210,000	\$ 523,715	[14]	\$ 210,000	\$ 210,000	\$ 210,000
	Unemployment Insurance	\$ 242,875	\$ 242,875	\$ 130,000	[11]	\$ 65,000	\$ 65,000	\$ 65,000
	Contributory Group Insurance	\$ 6,265,804	\$ 6,265,804	\$ 6,461,034	[10]	\$ 6,913,306	\$ 7,397,238	\$ 7,915,044
	Federal Taxes	\$ 780,637	\$ 780,637	\$ 811,862	[6]	\$ 844,337	\$ 878,110	\$ 913,235
	OPEB	\$ 104,440	\$ 104,440	\$ 115,200	[7]	\$ 111,343	\$ 120,251	\$ 129,871
	TOTAL SHARED COSTS	\$ 16,640,262	\$ 16,647,074	\$ 17,971,774		\$ 17,953,476	\$ 19,001,430	\$ 20,124,750
	NET AVAILABLE	\$ 58,806,308	\$ 59,373,208	\$ 61,907,438		\$ 64,297,802	\$ 65,536,127	\$ 66,705,286
SPLIT	School Share 66.67% [4]	\$ 39,206,165	\$ 39,206,165	\$ 41,273,689		\$ 42,867,345	\$ 43,692,936	\$ 44,472,414
	Town Share 33.33%	\$ 19,600,142	\$ 19,600,142	\$ 20,633,749		\$ 21,430,458	\$ 21,843,191	\$ 22,232,872
		\$ 58,806,307	\$ 58,806,307	\$ 61,907,438		\$ 64,297,803	\$ 65,536,127	\$ 66,705,286
	Percentage Change			5.27%		3.86%	1.93%	1.78%
TAX RATE	Total Levy from above	\$ 62,464,658	\$ 62,464,658	\$ 65,564,330		\$ 67,903,438	\$ 70,201,024	\$ 72,506,050
	School Debt Exclusion	\$ 681,947	\$ 681,947	\$ 653,930		\$ 619,483	\$ 592,952	\$ 564,753
	Wastewater Debt Exclusion	\$ 97,981	\$ 97,981	\$ -		\$ -	\$ -	\$ -
	Library Debt Exclusion	\$ 384,425	\$ 384,425	\$ 373,925		\$ 363,425	\$ 352,925	\$ 342,425
	Public Safety Complex Debt Excl	\$ 1,062,938	\$ 1,062,938	\$ 1,135,710	[8]	\$ 1,102,213	\$ 1,070,463	\$ 1,033,838
	Senior Center/Gym Debt Exclusion	\$ -	\$ -	\$ 921,992		\$ 731,625	\$ 709,375	\$ 687,125
	Middle School Debt Exclusion	\$ 3,328,600	\$ 3,328,600	\$ 3,335,600	[8]	\$ 3,242,600	\$ 3,149,600	\$ 3,056,600
	TOTAL TAX LEVY	\$ 68,020,549	\$ 68,020,549	\$ 71,985,487		\$ 73,962,784	\$ 76,076,339	\$ 78,190,791
	TAX RATE	\$ 13.90	\$ 13.33	\$ 13.66		\$ 13.76	\$ 13.88	\$ 13.99
	Total Valuation	\$ 4,875,051,680	\$ 5,146,329,020	\$ 5,249,255,600		\$ 5,354,240,712	\$ 5,461,325,527	\$ 5,570,552,037

ASSUMPTIONS:

- [1] - Reflects DOR cherry sheet for FY22 based on Governor's budget with 5% year over year increases in assessments for FY23-25.
- [2] - Estimate of \$172,500 is at 75% of FY20 level of \$230,000; 20% to EDC budget; \$100,000 to offset debt exclusion restored; \$38,000 to capital plan
- [3] - South Shore Voc. Tech actual and Norfolk Agricultural actual for FY22 for two students (only 1 enrolled now)
- [4] - Shared cost of school bus lease of \$250,000 added to this amount in budget article so it is under the control of the School Department. Shared cost of street lighting set at \$125,000. Both amounts to stay static for future years.
- [5] - FY22 revised preliminary received from PCRS based on 1/1/20 actuarial date with 8% for FY23-25 as previously advised by Plymouth County Retirement System.
- [6] - Reflects a 4% increase over FY20 budget and remains at that level through FY24 due to exempt employees retiring and COLAs.
- [7] - Pursuant to Town financial policies, 2% of Plymouth County Retirement System assessment.
- [8] - \$100,000 in solar array and wind turbine revenues to offset debt exclusion impact for middle school & public safety complex.
- [9] - 5% increase over FY21 budget through for FY25; FY22 first full year of new senior center
- [10] - FY19 was 4.6%, FY20 was 3.1% for active plans; FY21 is 3.9% for active plans; calendar year 2021 at 0% for Medex plans; FY22 estimated at 6.8% for all plans based on current claims experience and guidance from MIIA
- [11] - Unemployment line at \$130,000 until better economic information received (100% increase over FY20)
- [12] - Actual for FY21 and 2% estimated increase for FY22-24.
- [13] - Added to shared costs in FY20 forward.
- [14] - Annual appropriation to trust fund has been insufficient for four of the last five years resulting in a depletion of the fund balance. The Town's liability is \$1M and the trust fund only contains \$600K.
- [15] - Remains at FY21 revised amount of 2.5% less than FY20 - FY21 YTD on track to make that projection but investment income will likely stay low.

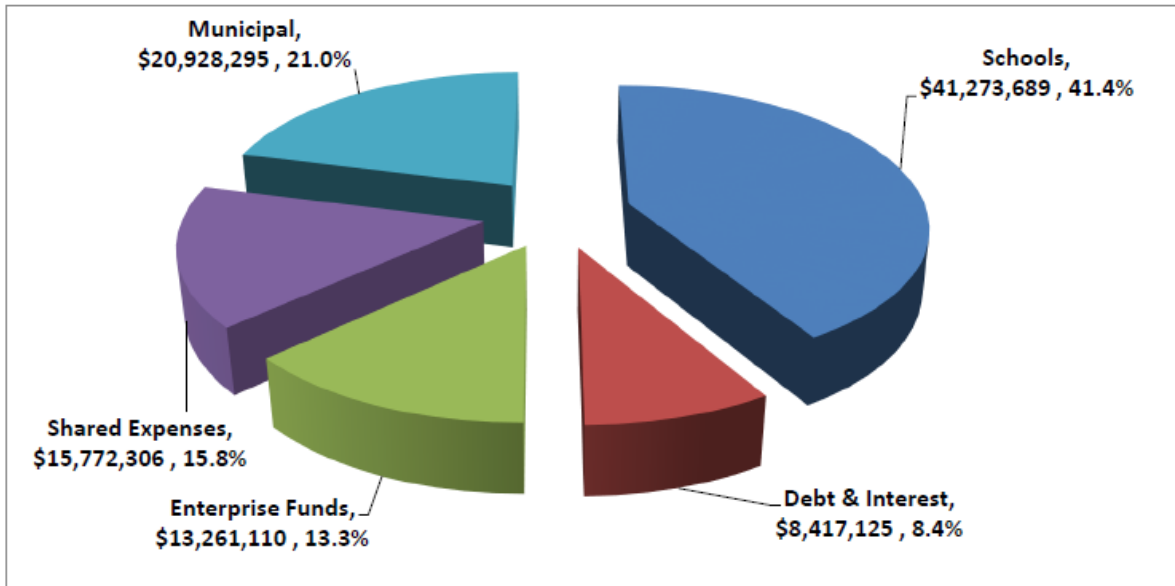
FY22 Scituate Sources of Revenue

2021 Tax Levy	\$ 63,038,371
2.5%	<u>\$ 1,575,959</u>
	<u>\$ 64,614,330</u>
Tax Levy	\$ 64,614,330
New Growth	\$ 950,000
Local Receipts	\$ 5,463,049
State Funds	\$ 8,546,223
Enterprise Indirect Costs	\$ 1,098,382
Meals Tax	\$ 172,500
Septic Loan Betterments	\$ 14,400
PEG Access (SCTV)	<u>\$ 271,146</u>
	<u>\$ 81,130,030</u>



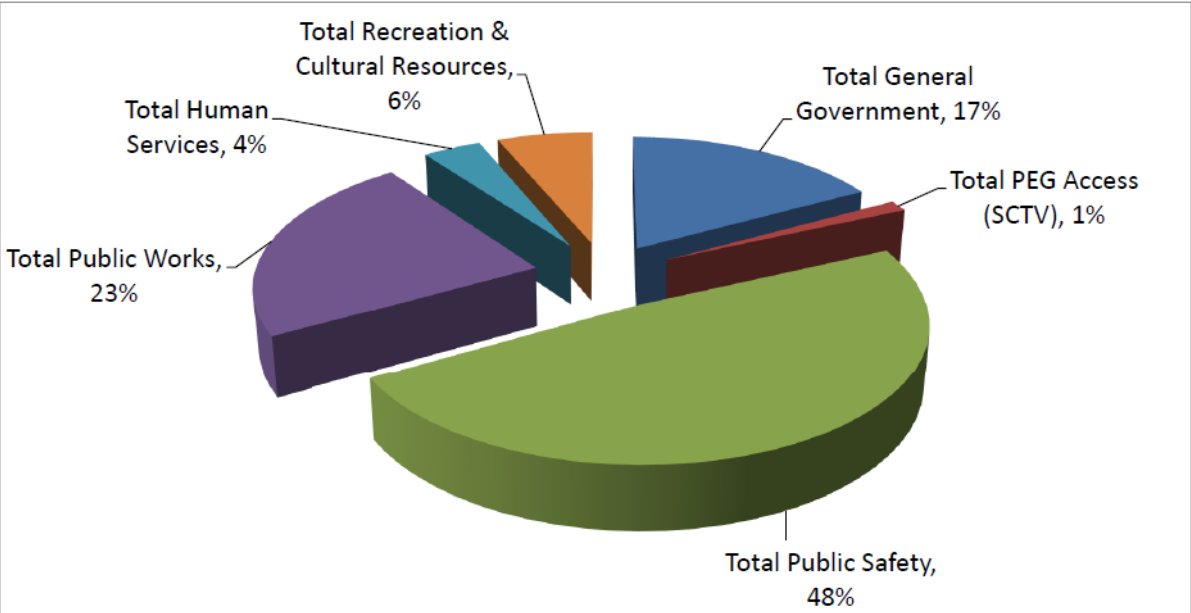
FY22 Scituate Town Budget

Schools	\$	41,273,689
Debt & Interest	\$	8,417,125
Enterprise Funds	\$	13,261,110
Shared Expenses	\$	15,772,306
Municipal	\$	20,928,295
	\$	<u>99,652,525</u>



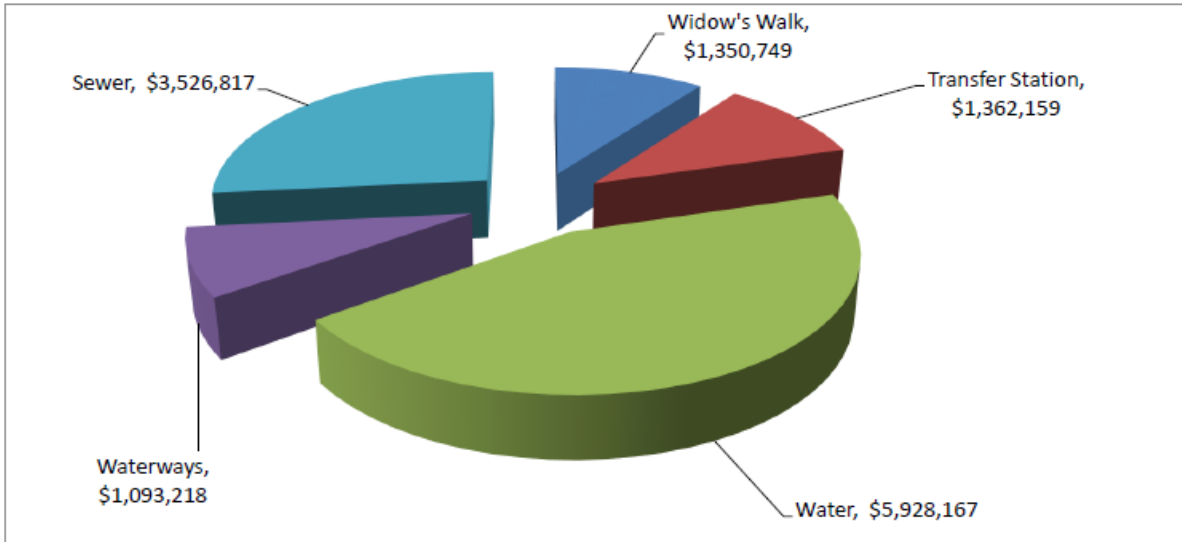
FY22 Scituate Municipal Expense Share

Total General Government	\$ 3,564,681	17%
Total PEG Access (SCTV)	\$ 271,146	1%
Total Public Safety	\$ 10,138,053	48%
Total Public Works	\$ 4,831,221	23%
Total Human Services	\$ 803,058	4%
Total Recreation & Cultural Resources	\$ 1,320,136	6%
	<u>\$ 20,928,295</u>	<u>100%</u>

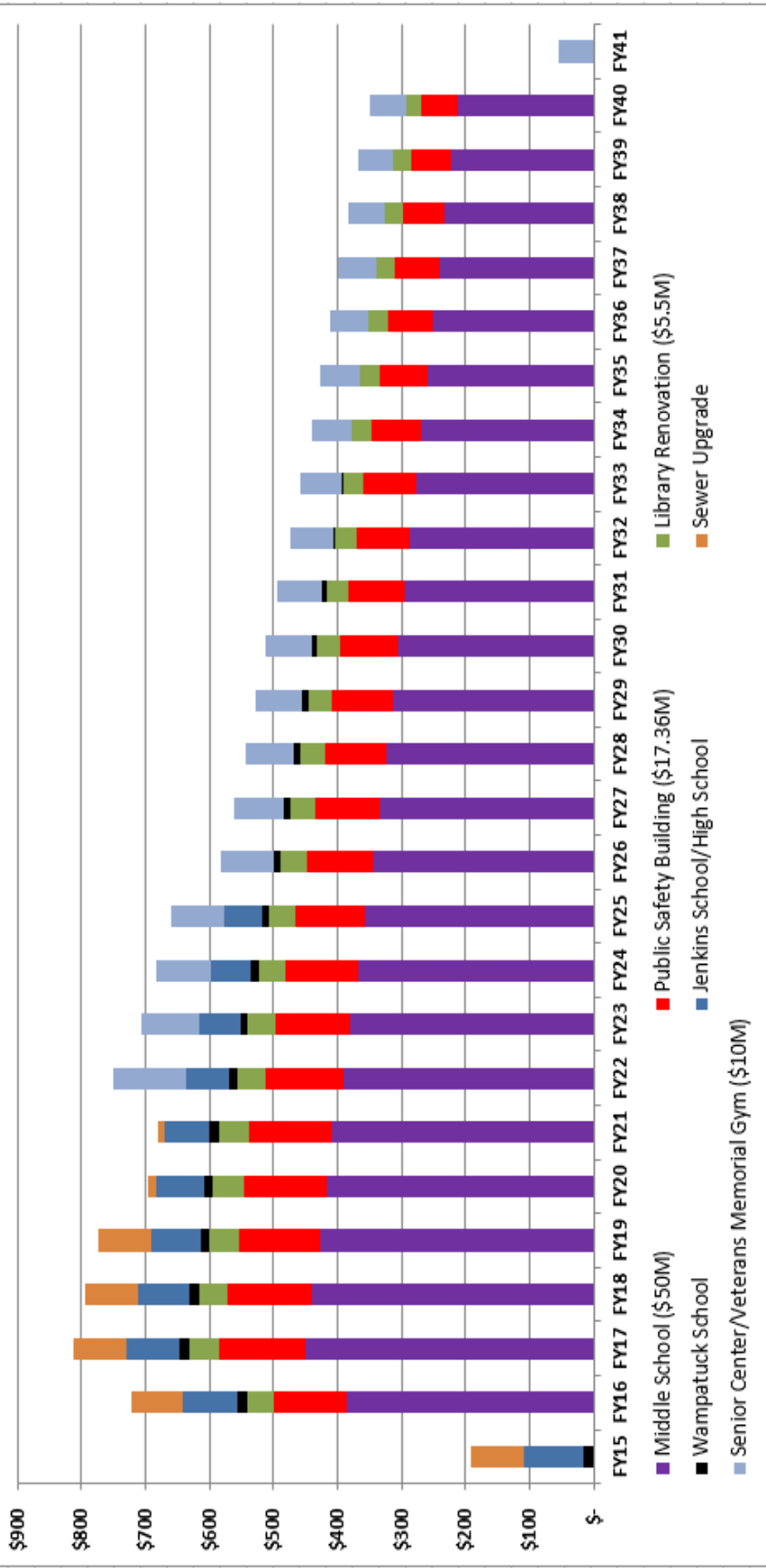


FY22 Scituate Enterprise Fund Expense

Widow's Walk	\$	1,350,749
Transfer Station	\$	1,362,159
Water	\$	5,928,167
Waterways	\$	1,093,218
Sewer	\$	3,526,817
	\$	<u>13,261,110</u>



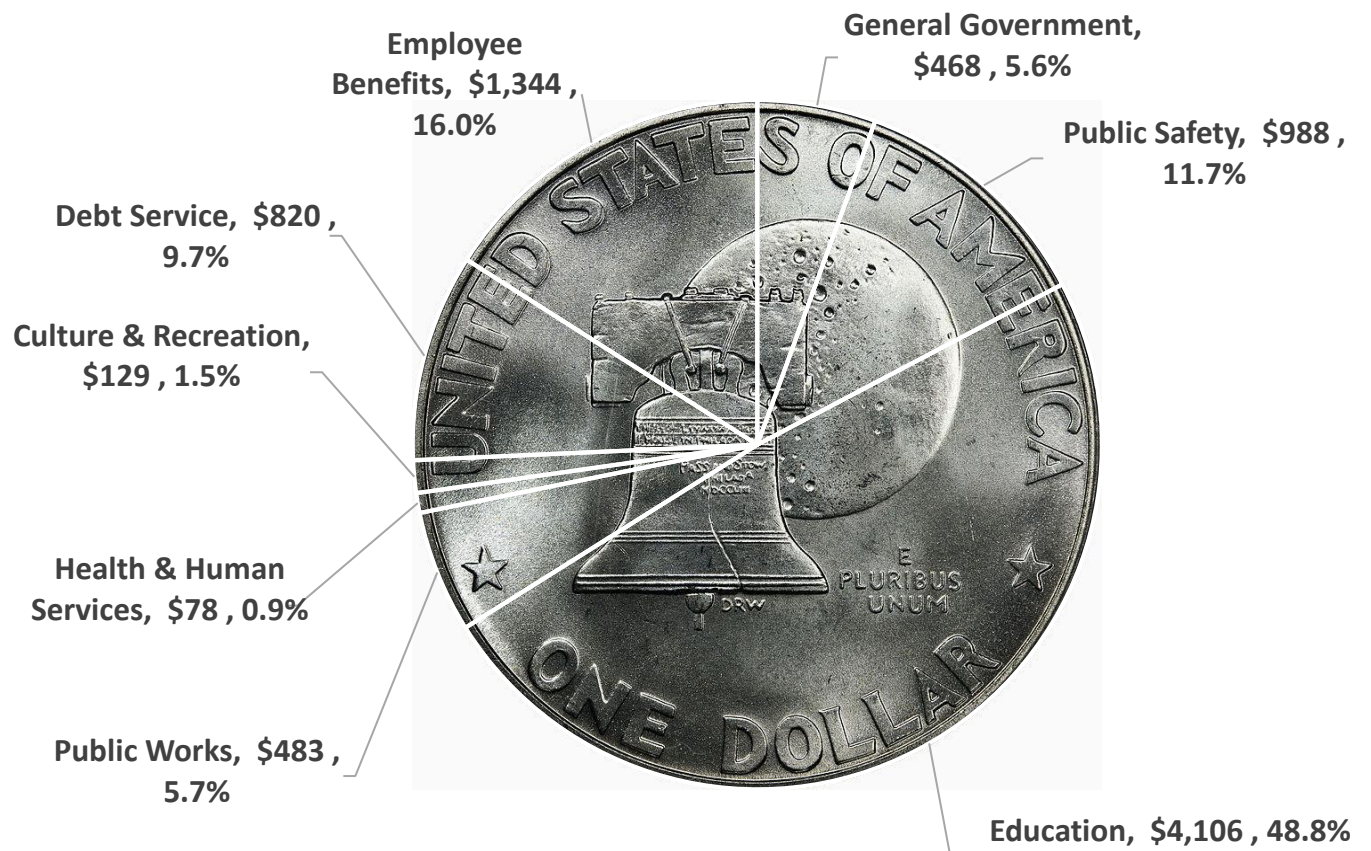
Current Scituate Debt Exclusions - Tax Impact on Average Single Family Home



Notes

(1) Middle School and Public Safety Complex include \$300,000 offset from meals tax, wind turbine and solar array revenues as approved annually by town meeting for FY16-20 and proposed again for FY22 which equates to approximately \$37 total savings to the average home owner. Average single family home values have been: FY15 - \$492,700, FY16 - \$508,367, FY17 - \$531,954, FY18 - \$553,095, FY19-\$576,038, FY20 - \$601,671 and FY21-\$631,254.
 (2) FY22 and beyond calculated based on FY21 total value and average home value and are subject to change annually.

How Your Tax Dollars Are Spent



Average single family tax bill of \$8,415, average single family home value is \$631,254

Scituate Public Schools FY22 Budget at a glance

This budget summary provides you with valuable information about the proposed budget, how it will support the education of our students, and how it will impact you and our community. We are proposing a budget that we believe maintains our community's commitment to excellence in education and carefully weighs the need for fiscal responsibility.

We are presenting a budget that represents the support provided through the combined efforts of the Town of Scituate, the Commonwealth of Massachusetts, and other revenue sources including grants and fees. Proposed spending will increase next year by 4.55%. We believe the proposed budget thoughtfully supports today's students and positions our schools and community well for the future.

This budget will support the SPS Strategic Plan and prioritize our “*Two Pillars*” with continued pursuit of learning experiences for all students that are intellectually engaging, relevant, and that take place in an active learning environment.

Highlights of the SPS Strategic Plan:

- **Priority 1:** *Authentic, consistent and innovative curriculum.* This includes investments to innovate and reimagine our core curricula.
- **Priority 2:** *Engaging and rigorous pedagogy to educate all students.* Engage all students in an inclusive learning environment by utilizing high impact educational pedagogy such as personalized learning that reinforce problem solving, creative thinking and communication skills
- **Priority 3:** *Developing resilient, balanced and healthy students.* From social & emotional education for all students to counseling and intervention support, this priority directs our work to educate the whole child and prepare them for the complexities of tomorrow.
- **Priority 4:** *Flexible learning environments & structures that support innovative, authentic education.* This work includes a commitment to the safety of our students and staff through maintaining safe school buildings. Implementing a comprehensive facilities maintenance & capital plan and a system through which maintenance needs can be proactively addressed.
- **Priority 5:** *Local to global community engagement & partnership.* Developing global competency, cultural proficiency and a deep understanding of the democratic process allowing our students to graduate ready to engage in a truly globalized society.

Scituate Public Schools “Two Pillars”

1. Pillar 1: Safe and Strong Schools: Rebuild & Reimagine:

As we successfully navigate our Safe and Strong Reopening Plan with full in person student learning during FY 21, we set our sights on rebuilding a safer and stronger educational system post pandemic that will support students socially, emotionally and academically, while reimagining education so that it embodies all the best practices learned this year and implementing new skills, strategies, supports and pedagogy to reflect an ever changing educational landscape as we move forward.

Highlights Reflected in the FY 22 Budget:

- Additional staff to support students social, emotional and academic needs
- Enhanced Literacy Foundational Phonics Program for our K-2 students
- First ever Maintenance line item funded to support proactive maintenance of our aging schools to ensure cost savings to our community and a safe environment for our students and staff.
- First ever Comprehensive Maintenance Plan to reflect transparency and insight into our plans to maintain high quality facilities.

2. Pillar 2: Diversity, Equity and Inclusion S.C.I.T (Safe, Caring, Inclusive, Trusting)

DEI SCIT will continue our work to ensure that policies and practices enable staff members and students to interact effectively in a culturally diverse environment in which students' backgrounds, identities, strengths, and challenges are respected.

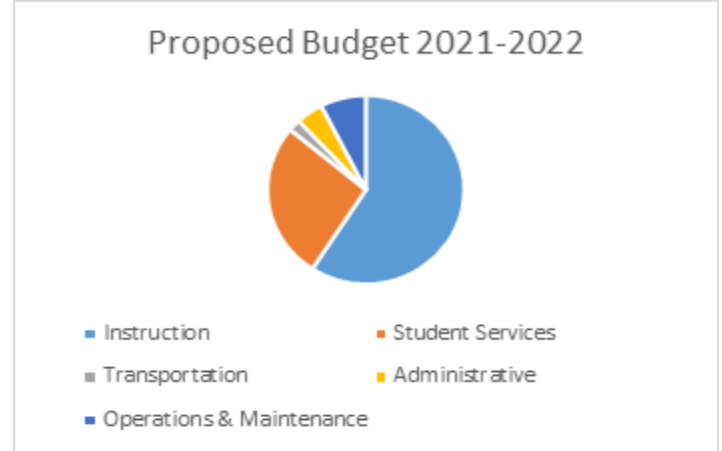
Highlights Reflected in the FY 22 Budget:

- Free Full Day Kindergarten for the first time for ALL students
- Commitment to hiring a full time Director of Diversity, Equity & Inclusion as a central office position
- Conversion of part-time positions to full-time in support of student’s academic and social-emotional needs
- Inclusion of a Maintenance line item to ensure that the benefits achieved through CARES Act funds utilized in FY21 are continued

The School Committee’s proposed budget is \$ \$44,646,633.00. This proposed budget represents an increase from the 2020-2021 budget in the amount of \$2,031,724.00. The majority of the SPS budget (over 86%) is specifically targeted toward instruction and support of students. Of that, 81% represents costs related to salaries districtwide.

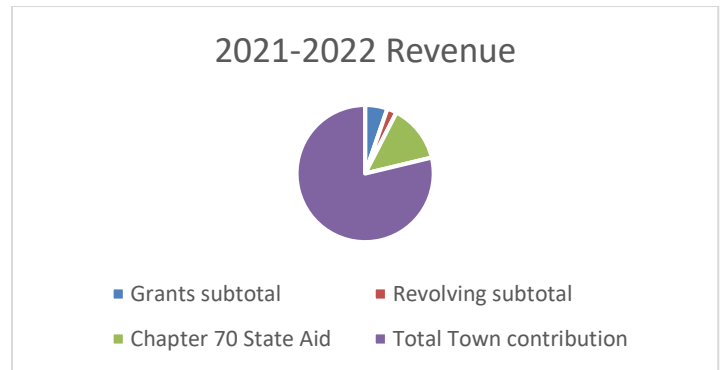
Summary of Operating Costs

	Proposed Budget 2021-2022	Percent of Budget
Instruction	\$26,424,996.38	59.19%
Student Services	\$11,970,996.08	26.91%
Transportation	\$904,960.51	2.03%
Administrative	\$1,990,413.61	4.46%
Operations & Maintenance	\$3,355,266.42	7.51%
Total	\$44,646,633.00	



Funding Sources

Resource	FY22 Projected
State & Federal Grants	
Title 1	\$ 85,680.00
Title 2	\$ 39,563.00
Title IV	\$ 10,000.00
IDEA	\$ 744,109.00
ECC Grant	\$ 20,304.00
SPED Program Improvement	\$ 17,422.00
SPED Education Early Childhood	\$ 2,101.00
METCO	\$ 462,798.00
Circuit Breaker	\$ 968,967.00
Grants subtotal	\$ 2,350,944.00
Revolving Accounts	FY22 Projected
FDK Fees	\$ -
Non-Resident Tuition (SPED)	\$ 158,000.00
Athletic Fees	\$ 220,000.00
ECC Receipts	\$ 140,000.00
Bus Fees	\$ 240,000.00
Sports Events Receipts	\$ 14,000.00
Bus Lease	\$ 250,000.00
Revolving subtotal	\$ 1,022,000.00
Chapter 70 State Aid	\$ 6,114,553.00
Total Town contribution	\$ 35,159,136.00
Total Revenue	\$ 44,646,633.00



Thank you for entrusting us to act on your behalf and for taking time to vote in support of the children of Scituate on April 12, 2021.

**LISTING OF ARTICLES
SPECIAL TOWN MEETING
APRIL 12, 2021**

- ARTICLE 1. Unpaid Bills
- ARTICLE 2. FY 21 Budget Reconciliations
- ARTICLE 3. COVID-19 Related Deficits
- ARTICLE 4. Community Preservation Act

**ANNUAL TOWN MEETING
APRIL 12, 2021**

- ARTICLE 1. Compensation of Elected Officials
- ARTICLE 2. Reports of Boards and Committees
- ARTICLE 3. Capital Improvement Plan
- ARTICLE 4. Fiscal Year 2022 Operating Budget
- ARTICLE 5. Waterways Enterprise Fund
- ARTICLE 6. Golf Course Enterprise Fund
- ARTICLE 7. Wastewater Enterprise Fund
- ARTICLE 8. Transfer Station Enterprise Fund
- ARTICLE 9. Water Enterprise Fund
- ARTICLE 10. Stabilization Fund Excess Levy
- ARTICLE 11. Revolving Fund Limits
- ARTICLE 12. Community Preservation
- ARTICLE 13. Community Preservation Act Reconciliations
- ARTICLE 14. Debt Authorization for the South Shore Regional Vocational School District
(South Shore Regional Vocational Technical High School)

ARTICLE 15. Massachusetts General Laws Chapter 91 Liability

ARTICLE 16. Local Option Acceptance –Voluntary Donation Check-off on Property Tax and Motor Vehicle Excise Bills for Veterans Assistance Fund

ARTICLE 17. Local Option Acceptance – Reduce Residency Requirements for Veterans Exemptions

ARTICLE 18. Local Option Acceptance – Deferral & Recovery Agreements for Betterments

ARTICLE 19. Land Acquisition – Cowings Cove

ARTICLE 20. Land Acquisition – Chief Justice Cushing Highway

ARTICLE 21. Acceptance of Public Way – Deer Common Drive

ARTICLE 22. General Bylaw Amendment – Revolving Funds

ARTICLE 23. General Bylaw Amendment – Waterways - Sections 30920 and 30930

ARTICLE 24. General Bylaw Amendment – Water Conservation - Section 30660

ARTICLE 25. Zoning Bylaw Amendment – North Scituate, Village Center & Neighborhood District (VCN) and VCN Housekeeping

ARTICLE 26. Zoning Bylaw Amendment – Signs (Section 710)

ARTICLE 27. Zoning Bylaw Amendment – Fair Housing and Affordability Standards (Section 754)

ARTICLE 28. Grant of Easement – First Parish Road

ARTICLE 29. Release of Easement – Gardiner Road

ARTICLE 30. Petition – Water Conservation Mandates and Rebate Program

**TOWN OF SCITUATE
SPECIAL TOWN MEETING
APRIL 12, 2021
WARRANT**

COMMONWEALTH OF MASSACHUSETTS, PLYMOUTH SS

To either of the constables of the Town of Scituate, in said County

GREETINGS: In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of said Town qualified to vote in Elections and Town Affairs therein, to meet at the Scituate High School Gymnasium, 606 Chief Justice Cushing Highway on

MONDAY, THE TWELFTH DAY OF APRIL 2021 NEXT

At seven o'clock in the evening, then and there to act on the following articles:

ARTICLE 1. Unpaid Bills

To see if the Town will vote to transfer the sum of \$4,232.91, or a greater or lesser sum, for the purpose of paying prior fiscal year unpaid bills, or take any other action relative thereto.

Sponsored By: Select Board

Comments:

This article would allow the Finance Department to pay bills totaling \$4,232.91 from the Fiscal Year ending June 30, 2020 which were not previously paid. It is a routine article which comes before most Special Town Meetings, and would be funded through Free Cash.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Unanimous vote (9-0) in support of this article.

ARTICLE 2. FY 21 Budget Reconciliations

To see if the Town will vote to transfer from available funds in the Treasury the sum of \$278,000 or a greater or lesser sum, for the purpose of fully funding the following accounts established under Article 4, 6, 8 and 9 of the June 27, 2020 Annual Town Meeting as follows:

To	Board of Health Salaries	1510510.511000	\$ 8,000		Social Services Director position hired sooner than expected
From	Planning Board Salaries	1175510.511000		\$ 8,000	Vacancy in Director of Planning & Community Development position
To	Highway Capital Outlay	1422580.585100	\$ 105,000		To replace truck with cracked frame used as sander
From	Highway Regular Salaries	1422510.511000		\$ 50,000	Savings due to COVID hiring freeze
	Snow & Ice Equipment Rentals	1423520.527100		\$ 45,000	Mild winter
	Public Grounds Seasonal Salaries	1429510.519000		\$ 10,000	Savings due to COVID hiring freeze
To	Transfer Station Hauling Costs	63433520.527100	\$ 110,000		Hauling costs; +700 ton increase of trash over prior year
From	Transfer Station Retained Earnings			\$ 110,000	
To	Water Capital Outlay	65450580.585100	\$ 40,000		To be combined with insurance proceeds to replace damaged utility truck
From	Water Retained Earnings			\$ 40,000	
To	Widows Walk Technical Services	61661520.530900	\$ 15,000		Increase in sales and online POS system resulted in an increase in credit card payments therefore there are more credit card fees
From	Widows Walk Retained Earnings			\$ 15,000	
			\$ 278,000	\$ 278,000	

or take any other action relative thereto.

Sponsored By: Select Board

Comments:

This article would rebalance the Fiscal Year 2021 budget approved at last year’s Annual Town Meeting as follows:

Board of Health Salaries (\$8,000.00)

The Board of Health hired the Social Services Director sooner than anticipated. This will be funded by the Planning Board salaries budget that represents the vacancy in the Director of Planning and Community Development position.

Highway Capital Outlay (\$105,000.00)

The Highway Department acquired a new replacement truck to replace the current truck that has a cracked frame. Both trucks were used as sanders for a portion of the year. This will be funded by COVID delayed hires in both the Highway and Public Grounds budgets and savings associated with a mild winter.

Transfer Hauling Costs (\$110,000.00)

There was over a 700 ton increase in trash that resulted in increased hauling costs. This will be funded by Transfer Station Retained Earnings.

Water Capital Outlay (\$40,000.00)

The Water Department needed to replace a Totaled utility truck. Insurance proceeds along with a transfer from Water retained earnings was used to fund this.

Widow's Walk Technical Services (\$15,000.00)

Widows Walk had a very good year and this resulted in increased credit card payments and fees. This will be funded by Widow's Walk Retained Earnings.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Unanimous vote (9-0) in support of this article.

ARTICLE 3. COVID-19 Related Deficits

To see if the Town will vote to transfer the sum of \$103,000.00, or a greater or lesser sum, for the purpose of paying COVID-19 related costs, or take any other action relative thereto.

Sponsored By: Select Board

Comments:

This Article accounts for the significant COVID costs and reimbursement delays from Plymouth County under the Cares Act and other sources of funds.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Unanimous vote (9-0) in support of this article.

ARTICLE 4. Community Preservation Act

To see if the Town will vote to hear and act on recommendations from the Community Preservation Committee (CPC) to appropriate the sums of money as indicated below. Appropriations for the items below are to be expended first from any existing reserves for the purposes of such item, with any excess to be appropriated from Community Preservation Undesignated Funds. All such sums appropriated are further to be expended subject to all 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. \$36,075 From Community Preservation fund balance, to be reserved for the creation and support of Community Housing consistent with the Act; FY21 previously voted set-asides were insufficient to meet the 10% requirement due to additional state match being received;
2. \$36,075 From Community Preservation fund balance, to be reserved for the acquisition and preservation of Historic Resources consistent with the Act; FY21 previously voted set-aside was insufficient to meet the 10% requirement due to additional state match being received;

3. \$36,075 From Community Preservation fund balance, to be reserved for acquisition and preservation of Open Space consistent with the Act; FY21 previously voted set-aside was insufficient to meet the 10% requirement due to additional state match being received;

Or take any other action relative thereto.

Sponsored by: Community Preservation Committee

Comments:

This article would increase the amounts previously set-aside for Community Housing, Historic Preservation and Open Space in FY2021 as there were not sufficient to meet the 10% required amount after additional state match funds were received. This is a matter of sound year-end accounting principles consistent with past years practices.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Unanimous vote (9-0) in support of this article.

**TOWN OF SCITUATE
ANNUAL TOWN MEETING
APRIL 12, 2021
WARRANT**

COMMONWEALTH OF MASSACHUSETTS, PLYMOUTH SS

To either of the constables of the Town of Scituate, in said County

GREETINGS: In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of said Town qualified to vote in Elections and Town Affairs therein, to meet at the Scituate High School Gymnasium, 606 Chief Justice Cushing Highway on

MONDAY, THE TWELFTH DAY OF APRIL 2021 NEXT

At seven o'clock in the evening, then and there to act on the following articles:

ARTICLE 1. Compensation of Elected Officials

To see if the Town will vote to establish the salaries and compensation of all elected Town officials as follows for a sum totaling \$86,460.00, or a greater or lesser sum; or take any other action relative thereto:

SELECT BOARD:	Chair & Legitimate Expenses	\$ 1,500.00
SELECT BOARD:	Members & Legitimate Expenses	\$ 2,000.00
		(4@ \$500)
ASSESSORS:	Chair & Legitimate Expenses	\$ 1,200.00
ASSESSORS:	Members & Legitimate Expenses	\$ 800.00
		(2@ \$400)
TOWN CLERK:	Personal Services	\$80,960.00

Sponsored By: Select Board

Comments:

This is an article whose passage is required annually to pay certain elected Town officials. There are no changes other than a cost of living adjustment of \$1,196 provided for Town Clerk.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Unanimous vote (9-0) in support of this article.

ARTICLE 2. Reports of Boards and Committees

To see if the Town will vote to hear or act upon any reports from the Town officers or committees; or take any other action relative thereto.

Sponsored By: Select Board

Comments:

This article allows Town Meeting to receive reports from Town officials on the work of committees or projects of particular interest at the time of the meeting.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Unanimous vote (9-0) in support of this article.

ARTICLE 3. Capital Improvement Plan

To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds in the Treasury, in accordance with M.G.L. c. 44, §§ 7 and 8 and any other enabling authority, the following sums of money totaling \$15,857,132.00 or any greater or lesser sums as may be necessary, for the purpose of funding the costs of the Fiscal Year 2022 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:

Item	Project	Department	Amount
A	Foreshore Protection	DPW - Foreshore Protection	\$ 200,000
B	Flail Mower	DPW - Grounds	\$ 36,000
C	Stump Grinder	DPW - Grounds	\$ 45,000
D	Road & Sidewalk Improvements	DPW - Highway	\$ 200,000
E	Truck 1-8, Diesel Pick-up Truck	DPW - Highway	\$ 45,000
F	Street Sweeper	DPW - Highway	\$ 260,000
G	MS4 Compliance	DPW-Engineering	\$ 50,000
H	Old Gates School Fire Sprinkler Pump	Facilities	\$ 80,400
I	Town Wide Facilities Plan - Year One	Facilities	\$ 144,042
J	Town Hall & BOH Office HVAC Improvements	Facilities	\$ 40,000
K	Facilities Vehicle	Facilities	\$ 32,500
L	Refurbish 2006 Rescue Pumper	Fire	\$ 70,000
M	Phone System Expansion	Information Technology	\$ 55,000
N	Digitize Departmental Records	Inspections	\$ 308,541
O	Marine Unit Repowering & Safety Equipment	Police	\$ 77,661
P	Replace Flooring - Sections of High School	School	\$ 250,000
Q	School Technology	School	\$ 100,000
R	Wampatuck School Parking Lot	School	\$ 303,673
S	Replacement of sailing docks	Recreation Revolving	\$ 52,315
T*	Infiltration/Inflow- Oceanside	Sewer Enterprise	\$ 4,900,000
U	Clarifier Upgrade	Sewer Enterprise	\$ 230,000
V*	Facilities Plan	Sewer Enterprise	\$ 660,000
W*	Replace 2010 Front End Loader	Transfer Station Enterprise	\$ 180,000
X*	New Water Tank	Water Enterprise	\$ 2,720,000
Y	Storage Tank Improvements - Aeration & Blower	Water Enterprise	\$ 500,000
Z*	Dolan Field Well Construction	Water Enterprise	\$ 3,300,000
AA	Replacement of Docks Cole Pkwy Marina (Town share for grant)	Waterways Enterprise	\$ 200,000
BB	Re-power Unit #1	Waterways Enterprise	\$ 47,000
CC*	Widows Walk Improvements including Parking Lot	Widows Walk Enterprise	\$ 770,000
* 2/3 VOTE, Borrowing		GRAND TOTAL	\$ 15,857,132

Sponsored By: Select Board/Capital Planning Committee

Comments:

\$15,857,132 in projects for FY22 were recommended by the Town Administrator and by the Capital Committee and approved by the Select Board. This represents approximately \$5.9M less than what was requested by the various departments given funding and prioritization needs. The Capital Committee voted unanimously to approve the plan as recommended with the exception of the Widows Walk project. At its March 22, 2021 meeting, the Capital Planning Committee voted in favor of the Widows Walk project 3-0-1.

The Advisory Committee voted unanimously (9-0) to approve the plan as recommended. Of the recommended amount, approximately 85% is related to Enterprise Fund projects. Collectively these constitute \$13,507,000 of the total \$15,857,000 recommended. The funding source for these projects is expected to be borrowings supported by Enterprise fund revenues (\$12,524,170), and other Enterprise fund sources such as retained earnings.

Sewer Department: \$5,790,000

\$4,900,000: The recommendation is to approve the second major phase of Infiltration & Inflow (I&I) abatement, with a project in the Oceanside area. This project had been requested for FY21 but was not recommended. I&I flows into the collection system have limited its capacity and created strain on the machinery and staff. Completion of this project will increase capacity to allow future expansion of the sewer system.

\$660,000: Facilities Plan. This project was requested but not recommended for FY21. The plan will provide recommendations needed to address issues around compliance with the current and future pending permits, and to restore capacity to the wastewater treatment plant. In addition, it may recommend how to best manage future capital projects to optimize costs and benefits to expand and upgrade the plant for future requirements.

\$230,000: Clarifier Upgrade. This project will primarily replace the center wells on the three clarifiers, as recommended by an August 2018 evaluation.

Water Department: \$6,520,000

\$3,300,000: Construction of Dolan Well Field. This new project will increase water supply directly into the system resulting in a decreased burden on the surface water treatment plant, and on the reservoir. The estimated costs are for engineering and construction of a new gravel pack ground water well with necessary chemical treatment and apparatus.

\$2,720,000: The recommendation is to approve a new 2-million-gallon water storage tank which will increase water supply as well as allow capacity for routine maintenance of existing water tanks. An existing tank needs to be taken offline for a period of about three months in order to be repaired; thus, by adding the new tank, sufficient pressure and capacity for both domestic use as well as fire protection can be ensured during periods of repair. The two existing tanks were constructed in 1962 and 1938 respectively, need rehabilitation and do not meet current AWWA seismic requirements.

\$500,000: This project would allow improvements to the two existing storage tanks of aeration and blowers to address TTHM's (Total Trihalomethanes, which are disinfection by-products and/or a reaction of chlorine with organic matter). In August of 2020 one location exceeded its maximum permitted levels. These new systems can reduce the levels of TTHM's by as much as 50-70% and will keep our water system in compliance with DEP requirements.

Other Enterprise Funds:

Widows Walk: \$770,000. This project is in addition to the \$1,817,000 previously authorized and includes \$450,000 in costs towards the clubhouse improvements, consisting of a contingency amount as well as furniture, fixtures, and equipment including kitchen, \$50,000 for a trailer, and \$270,000 to repair the parking lot. This project was requested to be funded using Community Preservation Act (CPA) funds; however, it was not deemed to have met CPA criteria. The project has been repeatedly value engineered to lower costs and the additional amount would be used to award a contract from the second bid received in February 2021.

Waterways: \$247,000. This consists of two projects: dock replacement at Cole Parkway Marina (\$200,000), and the replacement of two outboard engines for Unit 1. The docks are old, and some wood rot has set in; however, it is believed that they may be able to be sold. This amount represents the town share of a grant to replace \$1,000,000 of docks. The Harbormaster plans to

file the grant application with the Seaport Economic Advisory Council as soon as the current grant project replacing pilings in the Cole Parkway marina is completed. It is believed that having approval for the town portion of the funding will make the grant application more competitive. The replacement docks will be made of composite decking material which should last longer than existing docks.

Transfer Station: \$180,000. This is to replace a 2010 front end loader which is used daily to move recycling bins, pallets of deliveries, etc. as well as in snow removal operations at the Transfer Station and elsewhere through Town.

Other Non-General Fund:

Recreation: \$52,315. This is to replace three docks used for the Recreation Department’s sailing program as well as school system’s sailing team in the spring. The existing docks are over twenty years old and are at the end-of-life span. The new docks will also be within the present marine code. This project will be funded from Recreation Revolving fund monies. Please note: these three docks may be added to the aforementioned Seaport Economic Advisory Council grant application; if approved, the dock replacement cost could be reduced by 80%.

General Fund/Other Departments: These projects total \$2,297,817, expected to be funded as follows: \$2,062,992 from Free Cash, \$82,500 from Other General Fund Articles, \$14,334 from General Fund Premiums, and \$138,000 from the Meals Tax Levy. The road improvement funds (Highway) and the foreshore protection funds discussed below are also supplemented by \$200,000 each in the FY22 operating budget.

DPW: \$836,000. This breaks down as follows:

Highway	\$260,000 for new street sweeper. The existing sweeper has been out for repairs often enough that outside contractors have been completing the work after storms. \$200,000 for road and side improvements. These funds will supplement Chapter 90 state funds to make improvements to roadways and sidewalks. \$45,000 for replacement of 2006 pickup truck.
Foreshore	\$200,000 representing 2022 portion of five-year total for design and contract documents to repair and/or maintain coastal structures throughout town
Grounds	\$81,000 for 1) a flail mower (\$36,000), and 2) a stump grinder (\$45,000). Stump grinder work is currently outsourced
Engineering	\$50,000 for a municipal separate storm sewer system mandated by state and federal requirements

School Department: \$653,673. The largest project is Wampatuck School parking lot, with a cost of \$303,673. The existing parking lots and driveways have cracked and crumbling asphalt, exacerbated by freezing and thawing cycles of weather. The next largest project is the replacement of flooring on the second-floor corridors of the high school at \$250,000. Existing tiles are cracked and peeling; proposal would be to replace with low maintenance flooring akin to that in Gates facility and main corridors on first floor of high school. The remaining \$100,000 is proposed to be used for the purchase of Chromebooks, PC laptops, and classroom mounted projectors to replace and/or upgrade existing tech equipment.

Inspections: \$308,541. This project is to digitize inspection department historical records. These records include permit applications, building plans, site surveys, etc., and are frequently requested to be accessed by the public. However only the past several years of information can be stored in the office, with the balance being stored in the archives. In archives, documentation

is stored chronologically; thus, it is extremely difficult to access information without knowing the date it was filed.

Facilities: \$296,942. Approximately half of this (\$144,042) is to implement year one recommendations from the 2020 Town Wide Facilities Plan. The remainder is as follows: \$80,400 to replace the fire sprinkler pump at the Old Gates School, \$40,000 to repair HVAC systems at the Town Hall and Board of Health, and \$32,500 for a facilities vehicle for the custodian. All of these are proposed to be funded from Free Cash.

Police: \$77,661. These funds are proposed to be used for the replacement of twin outboard motors on the Police Safe Boat which are at the end of their useful lives, as well as provide upgraded GPS and sonar capabilities and purchase inflatable life jackets.

Fire: \$70,000. This is to refurbish the 2006 rescue pumper. This pumper, currently a standby unit, will be used in the new Humarock station. Work will include body work, and complete check of the electrical and lighting systems.

IT: \$55,000. This project is proposed to replace the older network switches which support all voice and data communications across town buildings. The manufacturer of these older switches will cease to support them in 2023 and thus they must be replaced.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Unanimous vote (9-0) in support of this article.

ARTICLE 4. Fiscal Year 2022 Operating Budget

To see if the Town will vote to raise and appropriate, and/or transfer from available funds in the Treasury, the sum of \$86,391,415.00 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, 2021; or take any other action relative thereto.

Article 4						
Fiscal Year 2022 Operating Budget						
			FY 2021 Appropriated	FY 2022 Selectmen	FY 2022 Advisory	% of total
		Board of Selectmen				
		Town Administrator				
123	510	Personal Services	\$ 343,496	\$ 341,500	\$ 341,500	
	520	Purchase of Services	\$ 163,760	\$ 171,160	\$ 171,160	
	530	Town Counsel	\$ 125,000	\$ 145,000	\$ 145,000	
	532	Contract Bargaining	\$ 49,821	\$ 85,201	\$ 85,201	
	540	Materials & Supplies	\$ 7,400	\$ 7,400	\$ 7,400	
	599	Salary Adjustments	\$ 10,000	\$ 10,000	\$ 10,000	
			\$ 699,477	\$ 760,261	\$ 760,261	0.88%
		Advisory Committee				
131	510	Personal Services	\$ 2,434	\$ 2,225	\$ 2,225	
	520	Purchase of Services	\$ 250	\$ 250	\$ 250	
	540	Materials & Supplies	\$ 4,300	\$ 4,300	\$ 4,300	
			\$ 6,984	\$ 6,775	\$ 6,775	0.01%
132		Reserve Fund				
	570	Transfers	\$ 75,000	\$ 75,000	\$ 75,000	0.09%
135		Finance Director/Town Accountant				
	510	Personal Services	\$ 345,549	\$ 354,629	\$ 354,629	
	520	Purchase of Services	\$ 55,700	\$ 67,880	\$ 67,880	
	540	Materials & Supplies	\$ 1,300	\$ 1,300	\$ 1,300	
			\$ 402,549	\$ 423,809	\$ 423,809	0.49%
		Assessors				
141	510	Personal Services	\$ 204,200	\$ 211,756	\$ 211,756	
	520	Purchase of Services	\$ 31,600	\$ 38,850	\$ 38,850	
	540	Materials & Supplies	\$ 500	\$ 500	\$ 500	
			\$ 236,300	\$ 251,106	\$ 251,106	0.29%
		Treasurer/Collector				
145	510	Personal Services	\$ 311,880	\$ 319,964	\$ 319,964	
	520	Purchase of Services	\$ 97,025	\$ 100,025	\$ 100,025	
	540	Materials & Supplies	\$ 9,000	\$ 9,000	\$ 9,000	
			\$ 417,905	\$ 428,989	\$ 428,989	0.50%
155		Information Technology				
	510	Personal Services	\$ 196,501	\$ 209,331	\$ 209,331	
	520	Purchase of Services	\$ 320,665	\$ 384,395	\$ 384,395	
	540	Materials & Supplies	\$ 500	\$ 500	\$ 500	
	580	Capital Outlay	\$ 20,000	\$ 30,000	\$ 30,000	
			\$ 537,666	\$ 624,226	\$ 624,226	0.72%

Article 4						
Fiscal Year 2022 Operating Budget						
			FY 2021 Appropriated	FY 2022 Selectmen	FY 2022 Advisory	% of total
		Tax Foreclosures				
158	521	Tax Foreclosures	\$ 39,000	\$ 39,000	\$ 39,000	
			\$ 39,000	\$ 39,000	\$ 39,000	0.05%
159		Cable TV				
	510	Personal Services	\$ 109,263	\$ 112,646	\$ 112,646	
	520	Purchase of Services	\$ 6,500	\$ 6,500	\$ 6,500	
	540	Materials & Supplies	\$ 2,000	\$ 2,000	\$ 2,000	
	580	Capital Outlay	\$ 150,000	\$ 150,000	\$ 150,000	
			\$ 267,763	\$ 271,146	\$ 271,146	0.31%
161		Town Clerk				
	510	Personal Services	\$ 206,316	\$ 177,128	\$ 177,128	
	520	Purchase of Services	\$ 42,842	\$ 26,815	\$ 26,815	
	540	Materials & Supplies	\$ 5,130	\$ 4,530	\$ 4,530	
			\$ 254,288	\$ 208,473	\$ 208,473	0.24%
171		Planning & Community Development				
175	510	Personal Services	\$ 744,937	\$ 836,842	\$ 836,842	
176	520	Purchase of Services	\$ 48,600	\$ 54,600	\$ 54,600	
182	540	Materials & Supplies	\$ 3,450	\$ 4,100	\$ 4,100	
241			\$ 796,987	\$ 895,542	\$ 895,542	1.04%
192		Property/Liability Insurance				
	570	Expenses	\$ 780,204	\$ 819,214	\$ 819,214	0.95%
		Total General Government	\$ 4,514,123	\$ 4,803,541	\$ 4,803,541	5.56%
210		Police				
	510	Personal Services	\$ 3,732,091	\$ 3,767,772	\$ 3,767,772	
	520	Purchase of Services	\$ 118,249	\$ 128,991	\$ 128,991	
	540	Materials & Supplies	\$ 105,450	\$ 108,220	\$ 108,220	
	580	Capital Outlay	\$ 128,005	\$ 184,820	\$ 184,820	
			\$ 4,083,795	\$ 4,189,803	\$ 4,189,803	4.85%
220		Fire				
	510	Personal Services	\$ 5,035,736	\$ 5,083,636	\$ 5,083,636	
	520	Purchase of Services	\$ 57,187	\$ 57,987	\$ 57,987	
	540	Materials & Supplies	\$ 166,991	\$ 166,991	\$ 166,991	
			\$ 5,259,914	\$ 5,308,614	\$ 5,308,614	6.14%

Article 4						
Fiscal Year 2022 Operating Budget						
			FY 2021 Appropriated	FY 2022 Selectmen	FY 2022 Advisory	% of total
230	Combined Public Safety Dispatch					
	510	Personal Services	\$ 599,878	\$ 630,636	\$ 630,636	
	520	Purchase of Services	\$ -	\$ -	\$ -	
	540	Materials & Supplies	\$ 200	\$ 200	\$ 200	
			\$ 600,078	\$ 630,836	\$ 630,836	0.73%
295	Shellfish					
	510	Personal Services	\$ 8,000	\$ 8,000	\$ 8,000	
	520	Purchase of Services	\$ 200	\$ 200	\$ 200	
	540	Materials & Supplies	\$ 600	\$ 600	\$ 600	
			\$ 8,800	\$ 8,800	\$ 8,800	0.01%
	Total Public Safety		\$ 9,952,587	\$ 10,138,053	\$ 10,138,053	11.73%
300	School Committee					
	505	School Expenses	\$ 39,456,165	\$ 41,523,689	\$ 41,523,689	48.06%
310	South Shore Regional School					
	560	Intergovernmental	\$ 691,301	\$ 627,785	\$ 627,785	0.73%
	Total Schools		\$ 40,147,466	\$ 42,151,474	\$ 42,151,474	48.79%
	Public Works					
400	510	Personal Services	\$ 1,779,797	\$ 1,820,620	\$ 1,820,620	
	520	Purchase of Services	\$ 497,284	\$ 557,503	\$ 557,503	
	540	Materials & Supplies	\$ 168,620	\$ 280,033	\$ 280,033	
	580	Capital Outlay	\$ 328,734	\$ 435,360	\$ 435,360	
			\$ 2,774,435	\$ 3,093,516	\$ 3,093,516	3.58%
410	Facilities					
	510	Personal Services	\$ 356,613	\$ 417,883	\$ 417,883	
	520	Purchase of Services	\$ 438,968	\$ 523,753	\$ 523,753	
	540	Materials & Supplies	\$ 228,955	\$ 235,955	\$ 235,955	
	580	Capital Outlay	\$ 33,000	\$ 63,000	\$ 63,000	
			\$ 1,057,536	\$ 1,240,591	\$ 1,240,591	1.44%
423	Snow & Ice					
	510	Personal Services	\$ 107,906	\$ 107,906	\$ 107,906	
	520	Purchase of Services	\$ 176,909	\$ 176,909	\$ 176,909	
	540	Materials & Supplies	\$ 212,299	\$ 212,299	\$ 212,299	
			\$ 497,114	\$ 497,114	\$ 497,114	0.58%

Article 4						
Fiscal Year 2022 Operating Budget						
			FY 2021 Appropriated	FY 2022 Selectmen	FY 2022 Advisory	% of total
424	Street Lights & Beacons					
	520	Purchase of Services	\$ 125,000	\$ 125,000	\$ 125,000	0.14%
		Total Public Works	\$ 4,454,085	\$ 4,956,221	\$ 4,956,221	5.74%
						11.3%
510	Board of Health					
	510	Personal Services	\$ 264,071	\$ 292,084	\$ 292,084	
	520	Purchase of Services	\$ 12,575	\$ 12,575	\$ 12,575	
	540	Materials & Supplies	\$ 1,735	\$ 1,735	\$ 1,735	
	580	Capital Outlay	\$ 125	\$ 125	\$ 125	
			\$ 278,506	\$ 306,519	\$ 306,519	0.35%
541	Council on Aging					
	510	Personal Services	\$ 188,215	\$ 238,186	\$ 238,186	
	520	Purchase of Services	\$ 15,100	\$ 5,540	\$ 5,540	
	540	Materials & Supplies	\$ 2,200	\$ 27,500	\$ 27,500	
	580	Capital Outlay	\$ 500	\$ 5,200	\$ 5,200	
			\$ 206,015	\$ 276,426	\$ 276,426	0.32%
543	Veterans Agent					
	510	Personal Services	\$ 86,337	\$ 86,803	\$ 86,803	
	520	Purchase of Services	\$ 125,650	\$ 126,160	\$ 126,160	
	540	Materials & Supplies	\$ 1,325	\$ 2,150	\$ 2,150	
			\$ 213,312	\$ 215,113	\$ 215,113	0.25%
549	Commission on Disabilities					
	520	Purchase of Services	\$ 5,000	\$ 5,000	\$ 5,000	
	540	Materials & Supplies	\$ -	\$ -	\$ -	
			\$ 5,000	\$ 5,000	\$ 5,000	0.01%
		Total Health & Human Services	\$ 702,833	\$ 803,058	\$ 803,058	0.93%
						14.3%
610	Library					
	510	Personal Services	\$ 815,797	\$ 827,399	\$ 827,399	
	520	Purchase of Services	\$ 142,557	\$ 141,414	\$ 141,414	
	540	Materials & Supplies	\$ 133,250	\$ 136,250	\$ 136,250	
	580	Capital Outlay	\$ 2,000	\$ 2,000	\$ 2,000	
			\$ 1,093,604	\$ 1,107,063	\$ 1,107,063	1.28%

Article 4						
Fiscal Year 2022 Operating Budget						
			FY 2021 Appropriated	FY 2022 Selectmen	FY 2022 Advisory	% of total
630	Recreation					
	510	Personal Services	\$ 154,108	\$ 158,717	\$ 158,717	
	520	Purchase of Services	\$ 1,419	\$ 1,420	\$ 1,420	
	540	Materials & Supplies	\$ 150	\$ 150	\$ 150	
	580	Capital Outlay	\$ -	\$ -	\$ -	
			\$ 155,677	\$ 160,287	\$ 160,287	0.19%
650	Beautification					
	540	Materials & Supplies	\$ 25,000	\$ 29,586	\$ 29,586	
			\$ 25,000	\$ 29,586	\$ 29,586	0.03%
691	Historical Buildings					
	520	Purchase of Services	\$ 20,200	\$ 23,200	\$ 23,200	
			\$ 20,200	\$ 23,200	\$ 23,200	0.03%
	Total Recreation & Resources		\$ 1,294,481	\$ 1,320,136	\$ 1,320,136	1.53%
						2.0%
720	Debt & Interest					
	590	Debt Service	\$ 7,513,308	\$ 8,417,125	\$ 8,417,125	9.74%
			\$ 7,513,308	\$ 8,417,125	\$ 8,417,125	9.74%
						12.0%
911	Plymouth County Retirement					
	512	Other Personal Services	\$ 5,326,418	\$ 5,875,196	\$ 5,875,196	6.80%
912	Workers' Compensation					
	515	Employee Benefits	\$ 210,000	\$ 523,715	\$ 523,715	0.61%
913	Unemployment Insurance					
	515	Employee Benefits	\$ 242,875	\$ 130,000	\$ 130,000	0.15%
914	Contributory Group Insurance					
	515	Employee Benefits	\$ 6,265,804	\$ 6,461,034	\$ 6,461,034	7.48%
916	Federal Taxes					
	515	Employee Benefits	\$ 780,637	\$ 811,862	\$ 811,862	0.94%
	Total Employee Benefits		\$ 12,825,734	\$ 13,801,807	\$ 13,801,807	15.98%
						7.6%
	Total General Fund		\$ 81,404,617	\$ 86,391,415	\$ 86,391,415	100.00%
						6.1%

Comments: Overall FY 22 submitted departmental budget requests were \$4,986,798 over FY 21. The balanced budget supports level services.

Personnel. Increases in Personal Services were primarily step increases mandated by our contractual agreements with the unions that represent certain town employees. A new Director of Community Development was hired. The full year expense of the Town Social Worker is included in the budget as well as the addition of 25-hour clerical position and 10 hours of custodial expense in Facilities. Finally, a part time chef position was funded for the meals program at the new senior center.

Fixed Costs continue to be major budget drivers and for FY 22 these budget lines have increased as follows:

Line Item	FY 22 Rec Amount	Variance over FY 21
Pension assessment	\$ 5,875,196	\$ 548,778
Health Insurance	\$ 6,461,034	\$ 195,230
Workers' Compensation	\$ 523,715	\$ 313,715
Regional School Assessments	\$ 627,785	\$ (63,516)

The pension assessment was the result of a new actuarial study. The increase in the workers' compensation reflects an effort to increase the trust fund to satisfy future claims. The decrease in the regional school assessments reflect a lower Scituate enrollment at South Shore Regional Vocational Technical School.

Several members of the Advisory Committee expressed concern over the funding level of the pension and other post-employment benefits due to the town retirees and foreshore protection.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Unanimous vote (9-0) in support of this article.

ARTICLE 5. Waterways Enterprise Fund

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds in the Treasury, the sum of \$1,093,218.00, or a greater or lesser sum, for the purpose of funding the Waterways Enterprise Fund for the ensuing fiscal year commencing July 1, 2021; or take any other action relative thereto.

Personal Services	\$ 436,481
Other Expenses	\$ 656,737
Total	\$ 1,093,218

Comments:

The Waterways Enterprise budget reflects contractual increases for salaries but no new personnel. The overall budget increase from the FY21 voted budget is 8.3%. The main increase in the budget besides contractual payroll increases is an increase to the indirect costs due to a new insurance policy to cover the docks and piers which are no longer covered under by the insurer under the Town’s main property insurance policy. The operational budget as recommended requires a rate increase for FY22 which was discussed by the Waterways Commission at its December 2020 meeting and voted at the January 2021 meeting in order to stay self-supporting.

The Advisory Board voted Unanimously in favor of this Article, as it reflects no increases to staffing. The slight increases are considered reasonable with slight increases in wages for current staff, and increased insurance for the docks and piers.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Unanimous vote (9-0) in support of this article.

ARTICLE 6. Golf Course Enterprise Fund

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds in the Treasury the sum of \$1,350,749.00, 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, 2021; or take any other action relative thereto.

Personal Services	\$	236,979
Other Expenses	\$	1,113,770
Total	\$	1,350,749

Sponsored By: Select Board

Comments:

The Golf Course Enterprise budget reflects contractual increases for salaries but no new personnel. The overall budget increase from the FY21 voted budget is 26.3% which is due to \$252,876 in debt service for clubhouse improvements. The operational budget does not rely on any retained earnings and is self-supporting.

The Advisory Board voted Unanimously in favor of this Article. The budget does not rely on retained earnings and is a self-supporting enterprise.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Unanimous vote (9-0) in support of this article.

ARTICLE 7. Wastewater Enterprise Fund

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds in the Treasury the sum of \$3,526,817.00, 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, 2021; or take any other action relative thereto.

Personal Services	\$ 590,807
Other Expenses	\$ 2,936,010
Total	\$ 3,526,817

Sponsored By: Select Board

Comments:

The Wastewater (Sewer) Enterprise budget reflects contractual increases for salaries but no new personnel. The main budget drivers are personnel costs, chemical supplies, equipment parts, debt service and repair & maintenance. The overall budget increase from FY21 is 5.5%. In order to remain self-supporting at this level, the Sewer Enterprise would require a rate increase of 8% for FY22. The Select Board will take up FY22 rate discussions in June 2021.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Unanimous vote (9-0) in support of this article.

ARTICLE 8. Transfer Station Enterprise Fund

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds in the Treasury the sum of \$1,362,159.00, 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, 2021; or take any other action relative thereto.

Personal Services	\$ 280,789
Other Expenses	\$ 1,081,370
Total	\$ 1,362,159

Sponsored By: Select Board

Comments:

The Transfer Station Enterprise budget reflects contractual increases for salaries but no new personnel and \$5,000 in debt service for new equipment. The hauling costs remain elevated due to current market conditions. The overall budget increase from the FY21 budget is 1.1%. The operational budget does not rely on any retained earnings and is self-supporting. The Select Board will take up FY22 rate discussions in June 2021. Hauling costs are a major concern and the FY21 budget requires a \$110,000 increase in that line item.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Unanimous vote (9-0) in support of this article.

ARTICLE 9. Water Enterprise Fund

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds in the Treasury, the sum of \$5,928,167.00, or a greater or lesser sum, for the purpose of funding Water Division operations and expenses for the ensuing fiscal year commencing July 1, 2021; or take any other action relative thereto.

Personal Services	\$	1,156,289
Other Expenses	\$	4,771,878
Total	\$	5,928,167

Sponsored By: Select Board

Comments:

The Water Enterprise budget reflects contractual increases for salaries but no new personnel. Debt service increases due to investment in infrastructure are reflected. The Town’s Capital Improvement Plan for FY ’22 continues to address the capital needs of the water system including projects for the Surface Water Treatment Plant (SWTP), Dolan Well field construction and a new water tank. The overall budget increase from FY21 is 16.4%. The operational budget does not rely on any retained earnings and is self-supporting. The Advisory Committee unanimously supports this article. This is done every year to fund the Water Division operations for the ensuing fiscal year.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Unanimous (9-0) vote in support of this article.

ARTICLE 10. Stabilization Fund Excess Levy

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 M.G.L. c. 40, § 5B; or take any other action relative thereto.

Sponsored By: Select Board

Comments:

This article would appropriate funds to the Stabilization Fund, which serves as the Town’s “rainy day” account. The amount to be appropriated would be the remainder of the Fiscal Year 2022 levy limit (the total amount the Town may raise in taxes) after the levy net, which is the amount needed to pay for services provided by the Town, is removed. By state law, the levy limit is the amount raised through taxation in the previous fiscal year plus an additional 2.5%, taxation on new property, and any capital or debt exclusions from overrides. The Stabilization Fund is an important emergency cushion for the town which may be used for unforeseen expenses; in the last five years, this article has resulted in \$2.3M being added to the Stabilization Fund. The current balance in this fund, prior to action on this article, is \$5,330,716.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Unanimous (9-0) vote in support of this article.

ARTICLE 11. Revolving Fund Limits

To see if the Town will vote to set the annual spending limits for the revolving funds authorized under General Bylaw Section 10260 for Fiscal Year 2022, in accordance with M.G. L., c. 44, § 53E1/2 as follows; or take any other action relative thereto.

Revolving Fund	FY22 Expenditure Limit
Senior Center Revolving	\$70,000
Planning Board Application	\$15,000
Food Establishment Inspection	\$35,000
School Transportation	\$400,000
Beach Sticker	\$500,000
Public Health Vaccinations	\$30,000
Wind Turbine	\$450,000
Maintenance of Public Ways	\$10,000
GATRA Transport	\$130,000
Solar Array	\$485,000
Recreation Program	\$485,000
Athletic Fields	\$50,000
Maritime Center Rental	\$30,000
Scituate Harbor Community Building Rental	\$10,000
Aquaculture	\$5,000
Perc Witness Fees	\$25,000

Sponsored By: Select Board

Comments:

This article authorizes the annual spending limits to provide the designated services or programs for each revolving fund.

The expenditure limits for FY2022 for the MGL Chapter 44, §53E1/2 revolving funds are based on FY20 actual expenditures. The Senior Center revolving limit has been increased by \$35,000 to reflect the opening of the new Senior Center. Solar Array has been increased by \$35,000 based on FY20 activity. Also based on FY20 activity, the Perc Witness Fees fund has been increased by \$5,000.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: The Advisory Committee voted 9-0 in support of this article.

Community Preservation Project Summaries Provided by Community Preservation Committee

[Affordable Housing Trust Emergency Rental Assistance - \\$100,000](#)

(Community Housing)

This project is to provide emergency rental assistance to Scituate residents adversely impacted by COVID-19. The request is to replenish the Affordable Housing Trust (AHT) fund up to \$100,000 for their Emergency Rental Assistance program. Providing rental assistance to residents in need will help these residents to remain in their homes. Over 80 towns and municipalities have started this program due to COVID-19. The AHT will work with state agencies such as Mass Housing Partnership and Neighbor Works for the application process and distribution of these funds.

The funds for this request will be 100% appropriated from the CPC's Community Housing fund.

The Community Preservation Committee voted unanimously to approve this request.

Cedar Point Hart Park Benches - \$5,600
(Recreation)

This project, sponsored by the Cedar Point Association, is to remove two existing, deteriorated park benches and replace them with two new park benches at Hart Park (the intersection of Jericho Road and Lighthouse Road). The new benches will be 6-foot long, with Ipe wood seats and backs with black cast iron frames and armrests to match the benches recently installed at the lighthouse. The present benches are over thirty years old and have become unsafe. The Cedar Point Association plants seasonal flowers at Hart Park each spring and pays for landscaping, maintenance, and cleanup. The Association is providing \$400 toward the total cost of the project, reducing the CPC request from \$6,000 to \$5,600.

The funds for this request will be 100% appropriated from the CPC's Undesignated fund.

The Community Preservation Committee voted unanimously to approve this request.

Trail Parking and Access Additional Funding - \$30,000
(Recreation)

In 2017, the CPC contributed funding toward trail parking and access, including universal access to several properties in the West End of Scituate on conservation property owned by the Town. Due to some additional cost and construction requirements of the various locations additional funds are required to complete the access to these locations. This project is to complete parking and universal access to the Appleton Field and picnic area and to finish the parking lot and access at the Damon property. These properties were acquired for conservation use with CPA funding and trails have been constructed to provide recreational use of these woodlands. Much of the work on these trails was provided by volunteers. The additional funds will allow completion of the parking and access to these properties and trails and will complete this project.

The funds for this request will be 100% appropriated from the CPC's Undesignated fund.

The Community Preservation Committee voted unanimously to approve this request.

Thoreau's Waye Library Greenspace - \$100,000
(Recreation)

This request is to create an outdoor space on library grounds and is proposed by the Goulding Family in memory of their son. The outdoor space will consist of a 900 square foot granite terrace (approximately 36'x25' oval) with an 18" tall retaining seatwall and a stone art feature. The terrace will be adjacent to the library, on the Central Park and Lawson Green side, with the stone seat wall offering an abundance of flexible seating, including a wheelchair space. Two benches are also proposed along with an accessible stone dust pathway from the parking lot to the terrace. The terrace will be surrounded by a pollinator garden consisting of flowering and fruiting trees, shrubs, and perennials that will offer environmental and educational benefits. This quiet, outdoor space will be used for public and library use for visitors to read, draw, paint, birdwatch, learn about the surrounding botanicals, gather with family and friends, attend outdoor library programming, host outdoor learning, work under the library wi-fi umbrella or simply sit and relax. The pandemic of the past year has revealed the significance of outdoor public open space and this project contributes to that effort.

The total project cost is approximately \$113,500. The funding request from the CPC is \$100,000 which will cover the cost of the construction of the terrace, seat wall, and stone art feature (including contingencies).

In addition, the Goulding Family will contribute approximately \$10,000 for the construction of the pollinator garden and the donation of two wood benches. Northern Oak Landscape is donating the cost to construct the accessible pathway (approximately \$3,200) and will provide maintenance of the terrace and garden for the first three years including spring clean-up, fertilizing of the plant material, re-edging and mulching the beds, pruning all shrubs as appropriate and watering the plants when needed. After the first three years, the Scituate Library Foundation will fund later maintenance costs out of its \$15,000 in donations made in memory of Michael Goulding.

The funds requested from CPC for this request will be 100% appropriated from the CPC's Undesignated fund.

The Community Preservation Committee voted unanimously to approve this request.

ARTICLE 12. Community Preservation

To see if the Town will vote to hear and act on recommendations from the Community Preservation Committee (the "CPC") on the Fiscal Year 2022 Community Preservation budget and pursuant to M.G.L. c. 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 2022; (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 the 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 2022 estimated revenues, with any excess to be appropriated from Community Preservation unreserved funds unless otherwise specified below. 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; or take any other action relative thereto.

2. \$226,641 From Community Preservation FY 2022 estimated revenues, to be reserved for the creation and support of Community Housing consistent with the Act;
2. \$226,641 From Community Preservation FY 2022 estimated revenues, to be reserved for the acquisition and preservation of Historic Resources consistent with the Act;
3. \$226,641 From Community Preservation FY 2022 estimated revenues, to be reserved for acquisition and preservation of Open Space consistent with the Act;
4. \$56,660 From Community Preservation FY 2022 estimated revenues, for Administrative Expense of the Community Preservation Committee;
5. \$334,764 From Community Preservation FY 2022 estimated revenues and premiums reserved for payment of debt relevant to the Athletic Field Renovation Project voted as Article 12 ATM 04/2019;
6. \$100,000 For Community Housing Purposes — Emergency Rental Assistance Program;
7. \$5,600 For Recreation Purposes — Cedar Point Bench Replacement;
8. \$30,000 For Recreation Purposes – Trail Parking and Access Additional Funding;
9. \$100,000 For Recreation Purposes – Thoreau’s Way Library Green Space;
10. \$77,660 For Recreation Purposes – MBTA Berm Trail Crossings Design/Permitting;

Sponsored By: Community Preservation Committee

Comments:

The Community Preservation Committee is requesting standard annual appropriations to the Community Housing, Historic Resources & Open Space reserve funds in accordance with the act.

Additionally, requests for administrative projected costs, which, if not fully spent, is returned to the funds yearly, payment of debt service for the athletic fields project, one community housing project and four recreation projects.

All projects were discussed in detail, as well as a review of the written remarks provided by the Chair of the CPC Committee and found in compliance with the tenets of the Act and within the ability of the funds.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Majority in favor (8-1) in support of this article.

ARTICLE 13. Community Preservation Act Reconciliations

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 \$217,527.78, or a greater or lesser 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.

<u>Project</u>	<u>Authorization</u>	<u>Amount</u>
Community Park & Playground	Art 17-15, ATM 04/2011	\$4,700.00
Seawall – Site Preservation	Art 12-17, ATM 04/2013	\$1,486.25
Central Park Fields	Art 12-14, ATM 04/2013	\$1,538.49
Lighthouse Lantern Room Evaluation	Art 11-14, ATM 04/2015	\$10,082.50
N Scituate Beach Nourishment	Art 11-05, ATM 04/2015	\$7,076.24
Restoration Lighthouse Lantern Room	Art 12-07, ATM 04/2016	\$160,000.00
Clapp Road Field Study	Art 11-16, ATM 04/2017	\$32,167.65
North River Shipyard Markers	Art 12-8, ATM 04/2019	\$150.82
Mass Humane Boat House Roof	Art 12-9, ATM 04/2019	\$300.00
Scituate Historic Mile Markers	Art 5-1, STM 11/2019	\$25.83

Sponsored By: Community Preservation Committee

Comments:

This article transfers surplus balances from various completed CPC projects back into the CPC Reserve for future projects upon certification from the applicants that their project is complete or cannot move forward. The CPC voted the following rescissions at their February meeting of \$217,527.78 to be considered at the April 2021 annual town meeting. By consistently reviewing older projects, the Community Preservation Committee maximizes the funds available for new projects.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Unanimous in favor (9-0) in support of this article.

ARTICLE 14. Debt Authorization for the South Shore Regional Vocational School District (South Shore Regional Vocational Technical High School)

To see if the Town will authorize the South Shore Regional Vocational School District (SSRVSD) to incur debt in the amount of \$18,960,537.00 under the authority of M.G.L. c. 71, § 16(d), or any other enabling authority, for the purpose of remodeling and making extraordinary repairs to its school building which will extend the useful life of the school and support the required education program, under the following terms:

1. SSRVSD will use any and all monies borrowed to make extraordinary repairs and permanent improvements to its school building and, where necessary, remodel and expand its building footprint. Priority project determinations will include but are not limited to recommendations from its 2018 Facilities Master Plan as provided to the town;
2. The terms of any agreement to incur debt or borrow monies under this Article shall be approved by the school committee and any sums borrowed pursuant to this Article will be expended under the direction of the school committee;
3. The monies received pursuant to this article shall be kept separate and apart from other School funds and may be expended by the school committee without further appropriation provided, however, that any balance remaining in such account at the close of a fiscal year shall remain in said account and may be expended for the upkeep and maintenance of any facility under the control of the school committee;

or take any other action relative thereto.

Sponsored By: Select Board

Comments:

This article would authorize debt of \$18,960,537.00 for remodeling and extraordinary repairs at South Shore Regional Vocational Technical High School to be shared by the 8 member towns. The major components of the project are to modernize the 1962 portions of the building including the HVAC and roof. The approach is to get full authorization from the 8 member communities but borrow the funds incrementally and phase in the projects over the next 5 years. The share in debt is calculated based on town participation in the three fiscal years preceding the debt approval per the regional agreement. Scituate's share is approximately 7% or \$1.3M. There will not be an impact to the FY22 budget and assessment if the article were to pass. The Advisory Committee had a majority vote in favor of supporting this debt authorization.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Majority in favor (7-2) in support of this article.

ARTICLE 15. Massachusetts General Laws Chapter 91 Liability

To see if the Town will vote to assume liability in the manner provided by M.G.L. c. 91, § 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 M.G.L. c. 91, §11 and to authorize the Select

Board to execute and deliver a bond on indemnity therefor to the Commonwealth; or take any other action relative thereto.

Sponsored By: Select Board

Comments:

This is a routine (annual) article in which the Town would assume liability for any damages as a result of the state performing maintenance work on the town's waterways; this maintenance work could include, for example, dredging in the harbor.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Unanimous (9-0) vote in support of this article.

ARTICLE 16. Local Option Acceptance –Voluntary Donation Check-off on Property Tax and Motor Vehicle Excise Bills for Veterans Assistance Fund

To see if the Town will vote to accept M.G.L. c. 60, §3F to provide a voluntary donation check-off with property tax and motor vehicle excise tax bills for a municipal veterans assistance fund; or take any other action relative thereto.

Sponsored By: Select Board

Comments:

This article provides a space on the Property Tax and Motor Vehicle Excise tax bills whereby taxpayers may voluntarily check off, donate, and pledge an amount of money to fund a municipal veterans assistance fund. The money in the fund shall be used to provide support for veterans and their dependents in need of immediate assistance with food, transportation, heat, and oil expenses.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Unanimous (9-0) vote in support of this article.

ARTICLE 17. Local Option Acceptance – Reduce Residency Requirements for Veterans Exemptions

To see if the Town will vote to accept M.G.L. c. 59, §5 clause Twenty-Second F to reduce residency requirements from two years to one year for veterans' exemptions; or take any other action relative thereto.

Sponsored By: Board of Assessors

Comments:

This article would reduce the current residency requirements from 2 years to 1 year for veteran's exemptions. This would bring Scituate in line with other towns and cities.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Unanimous (9-0) vote in support of this article.

ARTICLE 18. Local Option Acceptance – Deferral & Recovery Agreements for Betterments

To see if the Town will vote to accept M.G.L. c. 80, §13B to enable taxpayers that qualify to defer their taxes under M.G.L. c. 59, §5, clause 41A to also defer their annual sewer betterment apportionment; or take any other action relative thereto.

Sponsored By: Select Board

Comments:

This is a housekeeping article to codify a practice already in use to allow taxpayers that qualify for a MGL c. 59 §5 clause 41A elderly tax deferral to also defer their annual sewer betterment apportionment.

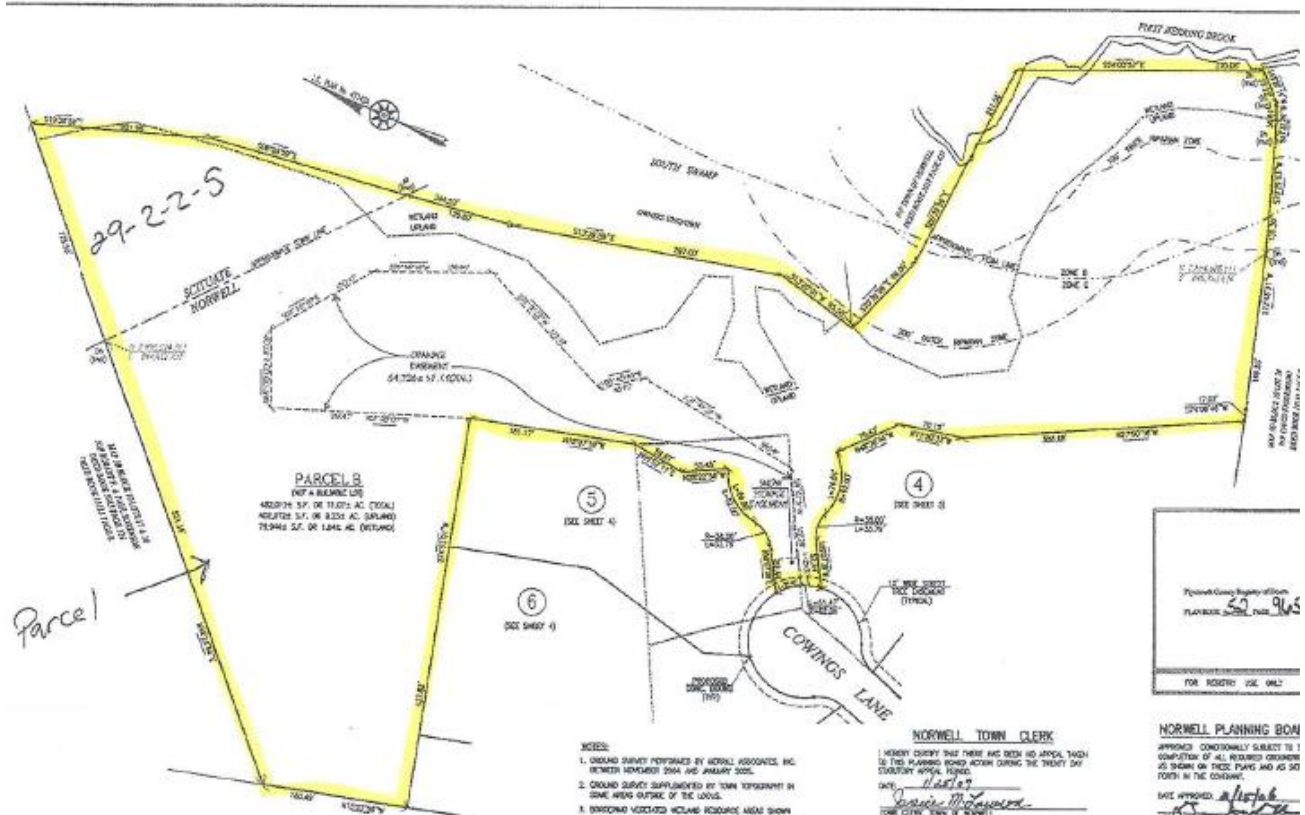
Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Unanimous (9-0) vote in support of this article.

ARTICLE 19. Land Acquisition – Cowings Cove

To see if the Town will vote to authorize the Select Board to purchase the property on Cowings Cove in Norwell, and identified by the Town of Norwell’s Assessor’s Office as Map 3D, Block 10, Lot 104 and the Town of Scituate Assessor’s Office as Map 29, Block 2, Lot 2-S and by Deed recorded at the Plymouth Registry of Deeds in Book 39515, page 315, for the sum of \$5,252.84, or a greater or lesser sum and to execute such instruments, agreements and documents and to take such actions as may be necessary or appropriate to effectuate the purpose of this article, or take any other action relative thereto.

Sponsored By: Select Board



Comments:

This article would authorize the potential purchase of land located in Norwell known as Cowings Cove for \$5,252.84.

This land is currently owned by the Maxwell Trust. It is located off Summer Street in Norwell and lies partly in Norwell and partly in Scituate. The Maxwell Trust wants to give the land to the Town of Scituate and wishes only to be reimbursed for related legal costs. The cost would be paid for from Water Enterprise retained earnings.

See map to follow.

Recommendation: The Advisory Committee recommends approval of this article.

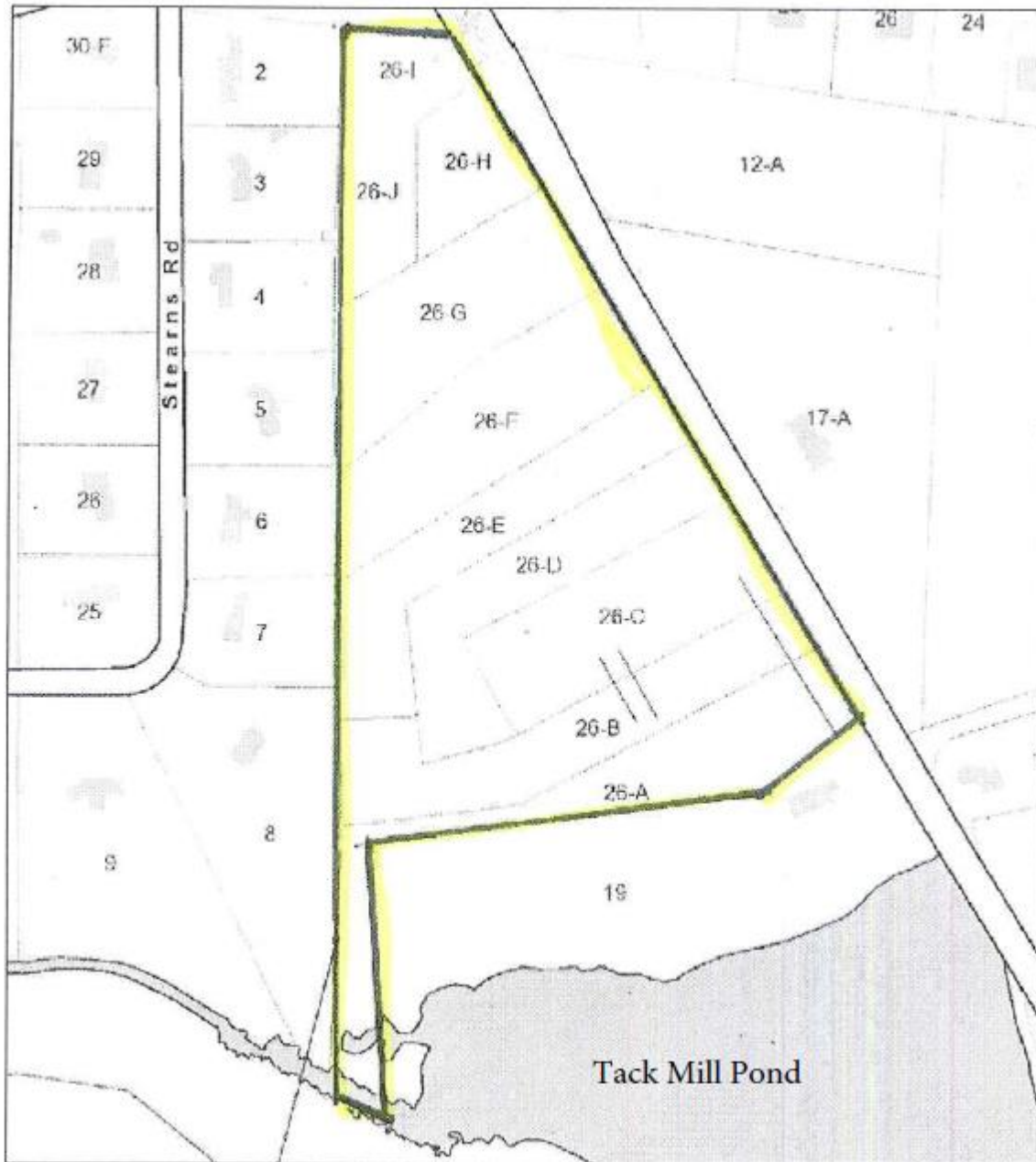
Advisory Committee Vote: Unanimous (9-0) vote in support of this article.

ARTICLE 20. Land Acquisition – Chief Justice Cushing Highway

To see if the Town will vote to authorize the Select Board to purchase property located at 443-461 Chief Justice Cushing Highway, Scituate, and identified by the Town of Scituate Assessor’s Office Assessors Parcels 47-2-26 A through 47-2-26 I and by Quitclaim Deed recorded at the Plymouth Registry of Deeds on 6/17/98 in Book 16306, Page 11, for the sum of \$1,350,000.00, or a greater or lesser sum and to execute such instruments, agreements and documents and to

take such actions as may be necessary or appropriate to effectuate the purpose of this article, or take any other action relative thereto.

Sponsored By: Select Board



Comments:

This article would authorize the potential purchase of 15 acres +/- of undeveloped land located at 443-461 Chief Justice Cushing Highway for \$1.35M for the purpose of obtaining municipal land which could later be put into conservation or be available for other municipal purposes. This land is currently not under any protective restrictions precluding it from being developed although the acreage is in the Water Resource Protection Area with the existing topography conveying stormwater directly to the reservoir. The property was on the open market for about 6 months at \$1,500,000 and there was interest to develop it in the Spring of 2020. The town

performed a third party appraisal of the property in January 2021 which determined a value of \$1,350,000. The Advisory Committee had a majority vote in favor of purchasing this property.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Majority in favor (8-1) in support of this article.

ARTICLE 21. Acceptance of Public Way – Deer Common Drive

To see if the Town will vote to accept Deer Common Drive as laid out by the Select Board as a public way; and authorize the Select Board to accept and take by eminent domain easements for such public way and any appurtenant drainage or municipal services; or take any other action relative thereto.

Sponsored By: Select Board

Comments:

This article would accept Deer Common Drive as a public way. Traffic Rules & Regulations Committee has favorably referred this road along with the Planning Board. Advisory review of the notes and minutes of these deliberations found the favorable recommendations to be in order.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Unanimous in favor (9-0) in support of this article.

ARTICLE 22. General Bylaw Amendment – Revolving Funds

To see if the Town will vote to amend the General Bylaws Section 10260 – Revolving Funds, as follows; or take any other action relative thereto.

Authorized Revolving Funds

1. Add **SENIOR CENTER FOOD SERVICE FUND**

Fund Name. There shall be a separate fund called Senior Center Food Service Fund.

Revenues. The Town Accountant shall establish the Senior Center Food Service Fund as a separate account and credit to the fund all charges for the preparation and service of food to seniors through the Scituate Senior Center.

Purposes and Expenditures. During each fiscal year, the Council on Aging Director may incur liabilities against and spend monies from the Senior Center Food Service Fund for the preparation and service of food to seniors through the Scituate Senior Center, whether on-site or delivered to seniors' homes.

Fiscal Years. The Senior Center Food Service Fund shall operate for fiscal years that begin on or after July 1, 2021.

And further to set the expenditure limit for FY 2022 at \$40,000.00; or take any other action relative thereto.

Sponsored By: Select Board

Comments:

The purpose of this fund is simply to act as the primary operating account for the food service program to be offered through the Senior Center. It is meant to easily keep track of the inflows and outflows specific to the food service program.

Initially, it will receive ‘seed’ money in order to buy supplies to get the program started. Once operational, the account will be used to collect revenues from lunch fees, and to continue to buy supplies.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Unanimous in favor (9-0) in support of this article.

ARTICLE 23. General Bylaw Amendment – Waterways - Sections 30920 and 30930

To see if the Town will vote to amend Section 30920 – B. Mooring Permits of the General Bylaws by inserting the words “Other than the Town of Scituate” at the beginning of the second paragraph; and amend the title of Section 30930 by deleting the word “Decks” and replacing it with the word “Docks” and further to strike the first sentence in Section 30930 - B and replace it with “No person shall tie or secure any boat to any town-owned dock, pier or float without first obtaining a Tie-up permit from the harbormaster”; or take any other action relative thereto.

SECTION 30920 MOORING PERMITS

A. The purpose of this section is to preserve the public peace, good order and welfare; to preserve and protect the coastal waters within the jurisdiction of the town of Scituate and all beaches, flats, tidelands and submerged lands lying seaward of the line of mean high water, and to prevent encroachments therein; to promote, preserve and protect the exercise and enjoyment of the public rights of fishing, fowling and navigation; to so regulate the use of said coastal waters as to protect and promote the public health, safety, convenience and enjoyment thereof.

B. Mooring Permits: No person shall moor any boat or shall place any block, chain, pennant or other mooring device within the limits of Scituate waterways without first obtaining a Mooring Permit from the harbor master. Such permit must be obtained for each calendar year and a mooring fee, set by the Select Board, shall be paid for said permit to the harbormaster on a form prescribed by the Select Board. The application shall set forth the name and address of the owner, the size and type of the boat to be moored, the size and type of the mooring, and if the mooring is already in the water, the location thereof with sufficient details to enable the harbormaster to locate it. No person shall own more than one mooring, except a Commercial

Fisherman, as defined in Section 30910 (Definitions), and an owner of a Certified Mooring Service who may own up to two (2) moorings for the purpose of mooring Commercial (fishing) Vessels owned by said Commercial Fisherman or Commercial Vessels used in the operation of certified Mooring Service. Furthermore, a Commercial Fisherman, as defined in Section 30910 (Definitions), may also own one (1) additional mooring for the purpose of mooring a recreational vessel owned by said Commercial Fisherman, or take any other action relative thereto.

Other than the Town of Scituate, no mooring shall be rented. Provided, however, that any yacht club or boat club or other non-profit organization having a membership of at least fifteen persons may own not more than five moorings for the use of transient guests. Occupancy of such guest moorings for more than seven consecutive days by any one vessel shall be presumptive evidence of violation thereof. The harbormaster shall not issue mooring permits or slip rentals to persons who have delinquent boat excise taxes.

Subject to the Town of Scituate Mooring Rules and Regulations and Waterways By-Laws, Subsection Mooring Rules and Regulations (H), a mooring owned by a Commercial Fisherman as defined in Section 30910 (Definitions), with the approval of the Harbormaster, may be used to moor a Commercial Fishing Vessel owned by another Commercial Fisherman for up to two years.

C. The harbormaster shall prepare regulations governing the use of moorings, applications for mooring permits, the size and specifications for moorings, their hardware and pennants. All such regulations shall be submitted to the Select Board for approval. Upon approval, the regulations shall, for informational purposes be published once in a newspaper published in the town, and posted for seven consecutive days at the Harbormaster's Office and at the Town Clerk's Office. Copies of such regulations shall be available upon request at the Town Clerk's Office and the Harbormaster's Office. Such regulations may be amended from time to time in the same manner.

D. Any hazard to navigation or property, or any mooring placed within the limits of Scituate waterways in violation of the foregoing provisions, may be removed by the harbormaster at the expense of the owner.

E. As far as practical, the harbormaster shall require all commercial boats to be moored in a common area.

SECTION 30930 TOWN LANDINGS, PIERS, ~~DECKS~~ DOCKS, FLOATS

A. No person carrying passengers for hire shall embark or disembark such passengers from any boat at the town landings without permission of the harbormaster.

~~B. No person shall tie or secure any boat to any town-owned dock, pier or float for more than sixty minutes without first obtaining a Tie-up Permit from the harbormaster.~~ ***No person shall tie or secure any boat to any town-owned dock, pier or float without first obtaining a Tie-up Permit from the harbormaster.*** Such permit may be issued on a daily, seasonal or calendar basis and a tie-up fee, set by the Select Board, shall be paid to the harbormaster or other agent authorized by the Town Administrator. The harbormaster shall prepare regulations governing the use of such town facilities and applications for Tie-up Permits. All such regulations shall be submitted to the Select Board for approval subject to the procedural requirements of Section

30920C above. Nothing herein shall prohibit the harbormaster from issuing a Tie-up Permit for no fee for any disabled vessel or any transient vessel requiring temporary refuge in Scituate Harbor.

C. No person shall clean or scale fish on town floats or piers.

D. No person shall leave any boating or fishing equipment or any personal property upon town landing places, floats or piers for longer than is reasonably necessary in the act of loading or unloading same, to or from boats or vehicles, without written permission of the Harbormaster.

E. No person shall swim or dive from town-owned piers or floats unless enrolled in organizational instruction permitted by the harbormaster.

F. No major repairs or complete maintenance work shall be done at town piers, docks, or floats without the permission of the Harbormaster.

G. The town is not responsible for any loss or damage to boats at town piers. Owners will be held responsible for damage to structures and pilings owned by the town.

H. No boat shall be left in dead storage at the town pier.

Or take any other action relative thereto.

Sponsored By: Select Board

Comments:

This article would seek to amend the general bylaws Waterways sections 30920 and 30930 in the following manner.

Section 30920, Section B, 2nd paragraph

- We recommend this paragraph be changed to start with: “Other than The Town of Scituate, no mooring shall be rented.
- This paragraph currently starts with “No mooring shall be rented”.
- This change is proposed to allow the Town of Scituate to provide overnight, short-term mooring rentals to vessels transiting to Scituate Harbor.

Section 30930, Title Block

- We recommend this should read: “Section 30930 Town Landing, Piers, Docks, Floats”
- This title block currently is written as “Section 30930 Town Landing, Piers, Decks, Floats.”
- This change corrects a typographic error.

Section 30930, Section B, first sentence

- We recommend this should be changed to read: “No person shall tie or secure any boat to any town-owned dock, pier or float without first obtaining a tie up permit from the Harbormaster.”

- The sentence currently starts with: “No person shall tie or secure any boat to any town-owned dock, pier or float for more than sixty minutes without first obtaining a tie up permit from the Harbormaster.”
- This change would ensure that we are still providing public access to boaters but doing it with the control of the Harbormaster and not allowing vessels to tie up in someone’s slip for up to 60 minutes without obtaining permission first.

After discussion by the Commission, and with input solicited from those in attendance, the Commission voted 7-0-1 (7 in favor, 0 opposed, and “abstain” by the Harbormaster, as is customary) to recommend the changes of the By-Laws as described above.

The Advisory Committee voted in favor of this Article unanimously. These changes seem reasonable and are well thought out with the best interests of the Town.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Unanimous vote (9-0) in support of this article.

ARTICLE 24. General Bylaw Amendment – Water Conservation - Section 30660

To see if the Town will vote to amend Section 30660 – Water Conservation of the General Bylaws by deleting it in its entirety and inserting the following new Section 30660 in its place;

Section 30660 Water Conservation

Section 1: Authority

This Bylaw is adopted by the Town of Scituate [hereinafter referred to as Town] under its police powers pursuant to the Home Rule Amendment of the Massachusetts Constitution, Article LXXXIX, to protect public health and welfare and pursuant to its powers under M.G.L. c. 40, §§ 21 et seq. and implements the Town’s authority to regulate water use pursuant to M.G.L. c. 41, §69B. This bylaw also implements the Town authority under M.G.L. c. 40, § 41A, conditioned upon a declaration of water supply emergency issued by the Department of Environmental Protection under G.L. c. 21G, §§ 15-17. This bylaw is also intended to implement other water conservation requirements of M.G.L. c. 21G, the “Massachusetts Water Management Act” and its regulations promulgated at 310 CMR 36.00.

Section 2: Purpose

The purpose of this bylaw is to protect, preserve and maintain the public health, safety, welfare and the environment whenever there is in force a “State of Water Supply Conservation” or a “State of Water Supply Emergency” by ensuring an adequate supply of water for drinking and fire protection and to protect the quality and quantity of water in local aquatic habitats such as ponds, rivers and wetlands. This purpose will be accomplished by providing for the imposition and enforcement of any duly implemented restrictions, requirements, provisions or conditions on water use imposed by the Town in

accordance with this bylaw and/or by the Department of Environmental Protection under its state law authorities.

Section 3: Applicability

All Town persons who are customers of the public water supply system shall be subject to this bylaw. This bylaw shall be in effect year round.

Section 4: Definitions

Agriculture shall mean farming in all its branches as defined at M.G.L. c. 128, § 1A.¹

Automatic irrigation system, including sprinklers, shall mean any system for watering vegetation other than a handheld hose or a bucket.

Nonessential outdoor water use shall mean those uses that are not required:

1. for health or safety reasons;
2. for the production of food and fiber;
3. for the maintenance of livestock; or
4. to meet the core functions of a business.

Nonessential outdoor water uses that are subject to mandatory restrictions include but are not limited to:

- irrigation of lawns via sprinklers or automatic irrigation systems;
- washing of vehicles, boats, or other vehicles, except in a commercial car wash or as necessary for operator safety or to prevent damage and/or maintain performance of agricultural or construction vehicles or equipment; and
- washing of exterior building surfaces, parking lots, driveways or sidewalks, except as necessary to apply paint, preservatives, stucco, pavement or cement.

Exceptions to nonessential outdoor water uses are:

- irrigation with harvested and stored stormwater runoff.

The following outdoor water uses are subject to review and may be approved by the Town, through the Water Department or its designee:

- irrigation of public parks and recreation fields during the hours of 9 AM to 5 PM;

¹ This statutory definition includes cultivation of the soil, dairying and the production, cultivation, growing and harvesting of agricultural, aquacultural, floricultural or horticultural commodities as well as forest harvesting, raising livestock inclusive of bees and fur-bearing animals and forestry, lumbering, preparation for market, delivery to storage or market or to carriers to market incidental to an agricultural operation.

- irrigation to establish replanted or resodded lawn or plantings during the months of May and September;
- irrigation of newly planted lawns (seeded or sodded) in the current calendar year for homes or businesses newly constructed in the previous twelve months; and
- filling of privately owned outdoor pools.

Person shall mean any individual, corporation, trust, partnership, association, agency or authority, or other entity and any officer, employee, group or agent of such persons.

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

State of Water Supply Conservation shall mean a State of Water Supply Conservation declared by the Town pursuant to Section 5 of this bylaw.

Water Customers shall mean all persons using the public water supply irrespective of that person's responsibility for payment for use of the water.

Water Users shall mean all persons using the public water supply or using privately-owned wells within the Town boundaries.

Section 5: Declaration of a State of Water Supply Conservation

The Select Board sitting as the Water Commissioners (the "Board") or its designee is authorized to:

- a) declare a State of Water Supply Conservation upon a determination that conservation measures are appropriate to ensure an adequate supply of water for drinking and fire protection, to protect the quality and quantity of water in local aquatic habitats such as ponds, rivers and wetlands; and
- b) declare a State of Water Supply Conservation as necessary to ensure compliance with the Water Management Act.

Upon notification to the public that a State of Water Supply Conservation has been declared, no water customer shall violate any provision, restriction, requirement or condition of the declaration. The Board or its designee may declare a State of Water Supply Conservation at any time that conditions warrant. Public notice of a State of Water Conservation shall be given under Section 8 of this bylaw before it may be enforced. The applicable restrictions, conditions or requirements shall be included in the public notice.

Section 6. Restricted Water Uses

A declaration of a State of Water Supply Conservation shall limit nonessential outdoor water use by water customers as necessary to control the volume of water pumped each day, except as exempted or permitted in Section 4. This State of Water Supply Conservation goes into effect every year between May 1 and September 30,

and comprises four tiers of water restrictions. The Board or its designee will determine which tier that all water customers must adhere to beginning on May 1. And as the months progress until September 30, the Town will inform the public when and if a new tier of restrictions is required. Following are the four water restriction tiers:

Tier 1

Between May 1 and September 30 all outdoor watering must occur *before* 9 AM and *after* 5 PM.

Between May 1 and September 30, automatic irrigation systems may be used one day per week, as designated by the Water Department according to precinct.

- Properties in Precinct 1 may irrigate lawns on Monday
- Properties in precinct 2 may irrigate lawns on Tuesday
- Properties in Precinct 3 may irrigate lawns on Wednesday
- Properties in Precinct 4 may irrigate lawns on Thursday
- Properties in Precinct 5 and 6 may irrigate on Friday

Tier 2

No use of automatic irrigation. Only handheld hoses are allowed before 9 AM and after 5 PM

Tier 3

No use of automatic irrigation. Only watering cans or buckets are allowed before 9 AM and after 5 PM

Tier 4

NO OUTDOOR WATER USE. Total ban on all nonessential water use.

When a Tier 4 total outdoor water ban is in place, all of the following activities are prohibited:

- Irrigating a lawn via an automatic irrigation system
- Adding water to any type of swimming pool, in-ground or above ground
- Washing any vehicle, boat, or other vehicle except as necessary for operator safety
- Washing exterior building surfaces, parking lots, driveways, sidewalks, etc. except as necessary to apply surface treatments such as paint, preservatives, stucco, pavement, or cement.

At the discretion of the Board or its designee, the following uses may be allowed, even when mandatory restrictions are in place. All persons must seek permission from the Board or its designee for any of the following:

- Irrigating to establish a new lawn or plantings, but ONLY during the months of May and September.
- Irrigating of public parks and recreational fields between 9 AM and 5 PM.
- Irrigating of gardens, flowers, and ornamental plants with a handheld hose or drip irrigation system before 9 AM and after 5 PM,
- Irrigating a lawn by means of a handheld hose before 9 AM and after 5 PM

Section 7: Penalties

The Board or its designee shall enforce this bylaw.

Any person who violating an order under this by-law shall be liable to the Town in the amounts listed below:

- Warning for the first violation
- \$100.00 for the second violation
- \$200.00 for the third violation
- \$300.00 for each subsequent offense.

Each day of violation shall constitute a separate offense. Fines shall be recovered by the Town. This bylaw may be enforced by non-criminal disposition. If a State of Water Supply Emergency has been declared the Board or its designee may, in accordance with G.L. c. 40, § 41A, shut off the water at the meter or the curb stop.

Section 8: Public Notification of a State of Water Supply Conservation

Notification of any provision, restriction, or condition imposed by the Town as part of a State of Water Supply Conservation shall be made as soon as possible, but no later than one week following the declaration of a State of Water Supply Conservation by publication in a newspaper of general circulation within the Town. Notification shall be made within 48 hours of the declaration by signage on major roadways or intersections. Notification may also include email, websites, public service announcements on local media, reverse 911 calls or other such means reasonably calculated to reach and inform all water users.

Section 9: Termination of a State of Water Supply Conservation

A State of Water Supply Conservation may be terminated by a vote of the Board or its designee upon a determination that the conditions requiring the State of Water Supply Conservation no longer exist, or in accordance with the Water Management Act permit conditions. Public notification of the termination of a State of Water Supply Conservation shall be given in the same manner as is required in Section 8 for notice of its imposition.

Section 10: Inground Irrigation Systems

No new underground irrigation systems installed after the effective date of this bylaw can be connected to the Town's water distribution system and in any manner using municipal water. All irrigation systems installed in accordance with this provision shall be supplied by an on-site source, such as a well, at the sole expense of the property owner. In addition,

the property owner shall prominently display a sign, indicating that a well is located on the premises. Violations of this bylaw shall result in a fine of \$100.00 per day.

Commercial agriculture is exempt from this restriction. Municipal sports fields may be exempt based on approval by the Board or its designee.

All inground irrigation systems shall be registered with the Town's Water Department in such form and manner as it shall determine. A fee may be charged for this registration. Registration fees shall be set by the Water Department. The Water Department may require inspection of the irrigation system.

Section 11: Severability

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

Or take any other action relative thereto.

Sponsored By: Select Board

Comments:

Water is the new gold and it is not an inexhaustible resource. Scituate has invested heavily in modernizing our town water supply including new delivery pipes and exploring new sources of water. Voluntary compliance has proven to be challenging. In order to preserve our quality of life and the safety of town residents, the Advisory Committee supports the Town Bylaw amendment to codify the tiers of water usage restrictions, the resulting fines and the specification of no new home irrigation systems.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Majority in favor (8-1) in support of this article.

ARTICLE 25. Zoning Bylaw Amendment – North Scituate, Village Center & Neighborhood District (VCN) and VCN Housekeeping

To see if the Town will vote to amend the Zoning Bylaws and zoning map to add a new Village Center and Neighborhood District (VCN) in North Scituate and do some housekeeping to delete sections previously changed by adding a VCN and to make the VCN bylaw more user friendly. All references below refer to sections of the Zoning Bylaw.

1. Amend All Sections – change all references throughout the bylaw accordingly from General Business (GB) District to Business (B).
2. Amend All Sections – remove Harbor Business (HB), Commercial(C) and Residential Multi-family (RM) districts throughout the bylaw accordingly.
3. Amend All Sections – change Board of Selectmen throughout and replace with Select

Board throughout the bylaw accordingly.

4. Section 200 Definitions - Amend Definition of “Cottage Court” – delete number of bedrooms.
5. Section 310 Types of Districts – add a new Village Center and Neighborhood District to include North Scituate Village (NSV) and its subdistricts.
6. Section 320 Location of Districts– clarify Location of District map by adding current zoning map date of April 8, 2019 and add previously approved Humarock Village Overlay Business District (STM November 5, 2019) and add North Scituate Village Center and Neighborhood District and its subdistricts.
7. Section 420 Table of Use Regulations– amend the table to include titles of the districts for the Village Center and Neighborhood District by adding a title Greenbush-Driftway Gateway District to the table and add North Scituate Village (NSV) and its subdistricts and uses to the Table of Uses.
8. Section 490 Planned Development District– Delete Section 490 Planned Development District in its entirety as it was previously replaced (ATM April 9, 2019, STM November 2019) with the Village Center and Neighborhood District - Greenbush-Driftway Gateway District.
9. Section 560 Village Business Overlay District– remove all references to North Scituate as a Village Business Overlay District and its boundaries, uses and requirements.
10. Amend Section 580 - add North Scituate Village (NSV) and its subdistricts as a new Village Center and Neighborhood District (VCN) with requirements and design and development standards; update Greenbush-Driftway allowed Building Types in the VCN District in Table 1 and Table 2 and delete the maximum dwelling units per building under Bulk Standards.
11. Section 720 Common Driveways - correct Standards of Review listed in 720.1 from Section to 770.5 from 770.6
12. Section 750 Design Review for Business, Commercial, Mixed Use and Multi-Family Development - re-organize to make more user friendly by separating Design Standards and Design Guidelines and adding a new North Scituate VCN to be included in the building types and design standards and building activation encroachments. Delete ordinances in Figure 12 Building Activation Encroachments and replace with Bylaws.
13. Section 751 Low Impact Development Standards – Amend Section 751.3 B. 4. To add “as applicable” for use of native landscaping and delete the excess words “The maximum” in Section 751.3 H. 1.
14. Section 753 Public Realm Standards – Update Table 1 – Public Realm Design Standards to clarify street width components and sidewalk components.

15. Amend Section 754 Fair Housing and Affordability Standards – Delete sentence on bedrooms in Section 754.6
16. Amend Section 760 Parking – clarify parking to so that use of Table 1 and Table 2 is clarified and update Table 2 for restaurant use and delete Place of Assembly in Table 2.

The text of the current Zoning Bylaw and the complete text of the proposed amendments to the Zoning Bylaw are available for inspection during the normal hours of business of the Scituate Town Hall at the offices of the Town Clerk and the Planning Board at Town Hall, 600 Chief Justice Cushing Highway, Scituate, Massachusetts and on the Town of Scituate website on the Planning Board web page under proposed bylaw changes; or take any other action relative thereto.

Sponsored by: Planning Board

Comments:

This article would make several technical and housekeeping amendments to the Town's North Scituate Village Center & Neighborhood District zoning bylaw. A detailed section-by-section description of the changes from Town Planner Karen Joseph is as follows:

Zoning Bylaw Section 580 and many others – North Scituate Village Center and Neighborhood District (VCN) - add a VCN district for North Scituate with an inner and outer subdistrict. Eliminate the current provision of the Village Business Overlay District and Business District in North Scituate. North Scituate VCN to have same density as Greenbush with most of the same building types and uses. Some changes to the zoning bylaw for clarification of VCN standards and guidelines, parking and change of Board of Selectmen to Select Board.

The intent of the changes is to add a new Village Center and Neighborhood District (VCN) in North Scituate and do some housekeeping to delete sections previously changed by adding a VCN and to make the VCN bylaw more user friendly. All references below refer to sections of the Zoning Bylaw.

1. Amend All Sections - change all references throughout the bylaw accordingly from General Business (GB) District to Business (8).
2. Amend All Sections - remove Harbor Business (HB), Commercial(C) and Residential Multi-family (RM) districts throughout the bylaw accordingly.
3. Amend All Sections - change Board of Selectmen throughout and replace with Select Board throughout the bylaw accordingly.
4. Section 200 Definitions - Amend Definition of "Cottage Court" - delete number of bedrooms.

5. Section 310 Types of Districts - add a new Village Center and Neighborhood District to include North Scituate Village (NSV) and its subdistricts.
6. Section 320 Location of Districts- clarify Location of District map by adding current zoning map date of April 8, 2019 and add previously approved Humarock Village Overlay Business District (STM November 5, 2019) and add North Scituate Village Center and Neighborhood District and its subdistricts.
7. Section 420 Table of Use Regulations- amend the table to include titles of the districts for the Village Center and Neighborhood District by adding a title Greenbush-Driftway Gateway District to the table and add North Scituate Village (NSV) and its subdistricts and uses to the Table of Uses.
8. Section 490 Planned Development District- Delete Section 490 Planned Development District in its entirety as it was previously replaced (ATM April 9, 2019, STM November 2019) with the Village Center and Neighborhood District - Greenbush-Driftway Gateway District.
9. Section 560 Village Business Overlay District- remove all references to North Scituate as a Village Business Overlay District and its boundaries, uses and requirements.
10. Amend Section 580 - add North Scituate Village (NSV) and its subdistricts as a new Village Center and Neighborhood District (VCN) with requirements and design and development standards; update Greenbush-Driftway allowed Building Types in the VCN District in Table 1 and Table 2 and delete the maximum dwelling units per building under Bulk Standards.
11. Section 720 Common Driveways - correct Standards of Review listed in 720.1 from Section to 770.5 from 770.6
12. Section 750 Design Review for Business, Commercial, Mixed Use and Multi Family Development - re-organize to make more user friendly by separating Design Standards and Design Guidelines and adding a new North Scituate VCN to be included in the building types and design standards and building activation encroachments. Delete ordinances in Figure 12 Building Activation Encroachments and replace with Bylaws.
13. Section 751 Low Impact Development Standards -Amend Section 751.3 B. 4. To add "as applicable" for use of native

landscaping and delete the excess words "The maximum" in Section 751.3 H. 1.

14. Section 753 Public Realm Standards - Update Table 1 - Public Realm Design Standards to clarify street width components and sidewalk components.
15. Amend Section 754 Fair Housing and Affordability Standards - Delete sentence on bedrooms in Section 754.6
16. Amend Section 760 Parking - clarify parking to so that use of Table 1 and Table 2 is clarified and update Table 2 for restaurant use and delete Place of Assembly in Table 2.

Recommendation: The Advisory Committee recommends approval of this article.
Advisory Committee Vote: Unanimous (9-0) vote in support of this article

ARTICLE 26. Zoning Bylaw Amendment – Signs (Section 710)

To see if the Town will amend the Zoning Bylaws by deleting Section 710 Signs and inserting the following new section in its place; a copy of which shall be posted on the Town website and available in the Planning Board office and Town Clerk’s office; or take any action related thereto.

Section 710. Signs

710.1. PURPOSE

The purposes of this section are to:

1. protect public health, safety and welfare;
2. reduce traffic hazards;
3. promote and protect the aesthetic nature of the town;
4. protect property values; and
5. promote economic development.

710.2. DEFINITIONS

- A. **BUSINESS ESTABLISHMENT:** A location where business is conducted, goods are made or stored or processed, or where services are rendered and may include a commercial and/or institutional land use; generally a site where the main objective is the receipt or generation of a financial return in exchange for goods or services. For purposes of this Section 710, “business establishment” shall not include a home occupation.

- B. SIGN: As defined in Section 200. The following, however, shall not be considered signs in this Bylaw:
1. Flags and insignia of any government except when displayed in connection with commercial promotion.
 2. Legal notices, or informational devices erected or required by public agencies.
 3. Temporary window displays, covering not more than 30 percent of window area, illuminated by building illumination only.
 4. Standard gasoline pumps bearing thereon in usual size and form the name, type, and price of gasoline.
 5. Integral decorative or architectural features of a building, except letters or numbers, trademarks, or moving parts.
 6. Devices identifying a building as distinct from 1 or more of its occupants, such device being carved into or attached in such a way as to be an integral part of the building, not illuminated separate from building illumination, and not exceeding 4 square feet in area.
 7. Address identification through numerals or letters not exceeding 3 inches in height.
- C. SIGN, SANDWICH BOARD SIGN: A sign consisting of two faces in an "A" shape, connected at the top, which sits on, but is not secured to, the ground.
- D. SIGN, AREA OF: The area of a sign shall be considered to include all lettering, wording and accompanying designs and symbols, together with the background on which they are displayed, any frame around the sign and any "cutouts" or extensions, but shall not include any supporting structure or bracing. The area of a sign consisting of individual letters or symbols attached to or painted on a surface, building, wall or window, shall be considered to be that of the smallest rectangle, circle, or triangle which encompasses all of the letters and symbols.
- E. SIGN, BANNER: A sign on a textile, synthetic, plastic or similar material that is affixed and secured to a building or to a permanent pole, such as support pole for a building canopy or a parking lot light pole.
- F. SIGN, ELECTRONIC MESSAGE BOARD: A sign capable of displaying words, images, symbols and figures utilizing a series or grid of lights that may be changed through electrostatic means using light emitting diodes (LEDs) or other similar technology.
- G. SIGN, FREE-STANDING SIGN: A free-standing sign that is mounted on the ground, or on a wall or other base situated directly on the ground; or a sign mounted on a pole or poles or other similar support where the bottom edge of the sign is elevated off of the ground.

- H. **SIGN, OFF-PREMISES:** Any sign or other advertising device that is used to identify a building, use of land, or services sold or conducted in a location other than the property on which the sign is located.
- I. **TEMPORARY SIGN:** A structure or device used for the public display of visual messages or images, which is easily installed with or without common hand tools and which is not intended or suitable for long-term or permanent display due to lightweight or flimsy construction materials. Examples include but are not limited to banners, pennants, streamers, or similar non-permanent signs made of paper, cloth, canvas, lightweight fabric, or other non-rigid material, with or without frames.

710.3. ADMINISTRATION

- A. **Building Commissioner.** The Building Commissioner is charged with the enforcement of this Section 710. The Building Commissioner and any duly authorized agents employed by the Town shall, if permitted by the owner or otherwise lawfully authorized representative, or as otherwise permitted by law, and at reasonable times and upon presentation of credentials, enter upon the premises on which any sign is erected or maintained for the purpose of inspecting for compliance with the provision of Section 710.
- B. **Permit Required.** No sign shall be erected or installed until a permit is issued by the Building Commissioner, except as otherwise provided in this Section 710. A sign permit application shall be filed with the Building Commissioner containing all information, including photographs, plans, and scale drawings, as specified on the application form. The sign permit shall be issued if the Building Commissioner determines that the sign complies or will comply with all applicable provisions of this Section 710. A schedule of content-neutral fees for sign permits shall be as determined by the Select Board.
- C. **Commercial and Non-commercial Signs.** Wherever and however this Section 710 permits commercial signs, noncommercial messages, without restriction on content, shall also be permitted. No provision of this Section 710 shall be interpreted or administered in a manner that regulates or restricts signs containing non-commercial messages more stringently than signs advertising business or commercial activities and uses, or that prohibits noncommercial messages on signs permitted for commercial purposes.
- D. **Sign Waivers.** The Board of Appeals, acting as special permit granting authority, may approve, approve with conditions, or disapprove, requests to waive the requirements of Section 710, provided that such waivers shall be consistent with the purposes in Section 710.1. In no event shall the Board issue a waiver solely to allow larger signs or more signs than would otherwise be allowed provided such waivers are consistent with the purposes in Sec. 710.1.

710.4. PROHIBITED SIGNS

- A. **Signs on parked motor vehicles** and where the Building Commissioner determines that a vehicle's primary use is for the display of signage and not for transportation.

- B. Revolving, moving, flashing, or blinking signs, signs that appear to be in motion, animated signs, or signs with visible moving parts, except for signs which display public service information.
- C. Signs or parts thereof that contain or consist of animated parts, ribbons, streamers, spinners, or similar moving or fluttering devices, including feather banner and wind flag signs.
- D. Roof signs and signs protruding above the roofline of the building to which the sign is attached.
- E. Signs that obstruct the view of any traffic sign, signal, or other traffic device, or obstruct the view of a driver entering or exiting a street intersection or driveway intersecting with a street, except in accordance with Section 710.5(D).
- F. Off-premises signs except in accordance with Section 710.8.
- G. Internally illuminated signs outside the building.

710.5. EXEMPT SIGNS

This Section 710 shall not apply to the following:

- A. The message of a sign.
- B. Traffic control signs and safety signs, including disability access signs.
- C. Signs, banners, or markers, or electronic message boards required or erected by local, state, or federal government.
- D. Public utility identification markings.
- E. Flags not used for advertising or commercial purposes.
- F. Legal notice signs such as “no trespassing” and similar signs.
- G. Any sign limited solely to directing traffic or providing direction, such as arrows or entrance and exit signs or setting out restrictions on the use of parking areas and not exceeding 4 square feet in area.
- H. Temporary signs, except as required under Section 710.6.

710.6. TEMPORARY SIGNS

Temporary signs are permitted in all districts without a Sign Permit from the Building Commissioner, subject to the following requirements:

- A. No sign shall exceed 6 square feet in area and no portion of a sign shall be more than 4 feet in height from ground level.

- B. All signs shall be located on private property and a minimum of 10 feet from the edge of the pavement of any street or sidewalk.
- C. No sign shall obstruct traffic sight lines or pedestrian traffic.
- D. No sign shall be illuminated.
- E. Unless otherwise provided for in this section, temporary signs or banners shall not be installed for a period to exceed 60 days. The Board of Appeals may waive this provision in accordance with Section 710.3.
- F. No more than 4 temporary signs may be displayed on a lot, none of which shall exceed 6 square feet in area.

710.7. GENERAL PROVISIONS FOR SIGNS IN ALL DISTRICTS

- A. No signs shall be affixed upon or painted on any rock, tree, utility pole, or town sign on public property within the Town of Scituate.
- B. No signs shall be permitted on Town property without written permission from the Select Board or their designee. The Applicant shall provide a copy of the Board's written permission to the Building Commissioner prior to displaying the sign.
- C. No sandwich board signs are allowed on public sidewalks or ways.
- D. Any permanent lawful sign existing at the time this amendment to the bylaw is adopted may be continued, although such signs do not conform to the provisions hereof.
- E. Any total replacement or substantial change of an existing sign shall be required to conform to this Section 710.
- F. Signs shall be affixed and maintained in such a way as to be safe and free of hazard to the public and shall be maintained in good repair.
- G. Fixed free-standing signs are subject to setback restrictions in Section 620.4.B.

710.8. OFF-PREMISES SIGNS ON TRAVELED WAYS

Off-premises business and commercial signs may be placed along traveled ways for the purposes of indicating direction to their facility by special permit of the Board of Appeals after review and comment by the Planning Board. Such signs must be needed for directional purposes and shall not exceed 20 square feet in area.

710.9. SIGNS IN RESIDENTIAL DISTRICTS

- A. The following signs are permitted as of right subject to receipt of a sign permit from the Building Commissioner:
 - 1. In the R-1, R-2, or R-3, one non-flashing sign not over 8 square feet in area indicating the owner or occupant.

2. One non-flashing sign not over 8 square feet in area pertaining to nonresidential premises shall be permitted provided that the sign complies with Section 620.4.B. A permit from the Building Commissioner or his designee is required after review and approval by the Planning Board.

B. A special permit from the Board of Appeals is required for the following signs:

1. Property protection signs larger than one square foot but not exceeding 10 square feet.
2. For sale signs, for rent signs, rooms to let signs, etc. between 6 square feet and 20 square feet.

C. No business and commercial sign of general advertising nature that does not pertain to a structure or use on the same premises as the sign's location shall be permitted except as provided in Section 710.8.

710.10. SIGNS IN BUSINESS AND COMMERCIAL DISTRICTS

A. In the B and VCN Districts, all signs allowed as a matter of right in the residential district shall be allowed with a sign permit from the Building Commissioner. Additionally, exterior signs pertaining to uses on the same premises as the location of such sign are permitted upon the issuance of a permit by the Building Commissioner subject to the following restrictions:

1. No sign shall obstruct visibility in such a way as to constitute a hazard to the safety of persons traveling upon a public way.
2. The top edge of such sign, whether freestanding or not, shall be placed not higher than the main roof of the highest building located on the premises, or if no building exists, the average height of the main roofs of the buildings on the next adjacent properties where buildings do exist. Such signs may be illuminated only from the exterior of the advertising matter.
3. No sign shall exceed 100 square feet of sign area.
4. Each business establishment is permitted not more than 2 signs, excluding signs necessary for public safety or convenience.

B. Special permits by the Board of Appeals shall be granted only after a finding that the sign is reasonable in design and size, the sign is economically necessary, and the sign will not be a hazard to the public.

1. For sale signs, for rent signs, rooms to let signs, etc. between 6 square feet and 20 square feet.
2. No off-premises business or commercial sign of general advertising nature shall be allowed except as provided in Section 710.8.

710.11. ACCESSORY USE SIGNS

- A. In a residential district, one sign not over 2 square feet is allowed as of right for a home occupation or other permitted accessory use upon the issuance of a permit by the Building Commissioner or his designee.
- B. The Board of Appeals may grant a special permit for an accessory use sign between 2 and 10 square feet.

710.12. SIGN MAINTENANCE

- A. Maintenance of Signs. All signs permitted under this Section 710 shall be appropriately maintained. Appropriate maintenance includes the replacement of missing letters, removal of peeling paint and repainting, replacement of any cracked or broken glass or plastic or similar, replacement of any failed lighting, and replacement of any broken, defective, worn out or damaged signs. If the Building Commissioner determines that a sign has not been maintained in accordance with this Section 710, a notice to repair or remove the sign may be issued to the sign owner to repair or replace the sign within 30 days.
- B. Unsafe or Unlawful Signs. When any sign becomes unsecured, in danger of falling, or otherwise derelict or unsafe, or if any sign shall be unlawfully installed, erected, or maintained in violation of any of the provisions of law, the sign owner or the person or firm maintaining the sign shall, upon written notice of the Building Commissioner, immediately in the case of imminent danger, and in any other case within not more than 10 days, make the sign conform to the provisions this Section 710 or shall remove it. If within 10 days the order is not complied with, the Building Commissioner may, in conformance with state law, remove the sign at the expense of the owner or lessee. Costs may be recovered for the removal from the owner or lessor in the District Court.
- C. Derelict Signs. Signs which become decrepit, dilapidated, illegible, or dangerous to the public safety, shall be condemned and removed by the Building Commissioner. Costs may be recovered for the removal from the owner or lessor in the District Court.

Sponsored by: Planning Board

Comments:

This article would change how temporary signs displayed on private property in Town are regulated. Rather than regulating these signs differently according to the type of sign (e.g. advertising a business or promoting a political candidate), the new proposed bylaw would regulate these signs on the basis of their size and the length of time a sign may be displayed. While changes to our sign bylaw are necessary to comply with current First Amendment-related legal case law, the Advisory Committee believes there are several fatal flaws in the newly proposed bylaw as it is currently written.

These concerns are focused on three main areas. First, under the proposed bylaw the length of time a temporary sign would be allowed to be displayed would be 60 days; in most years, this timeline would disallow candidates who have won a September state primary to leave their signs up until the November election. The Advisory Committee believes that requiring the removal of these candidates' signs for a brief period of a few days before allowing them to be re-installed is

unnecessary and burdensome. Second, the proposed bylaw would disallow temporary signs to be placed within 10 feet of a public road or sidewalk. In many areas of Town, especially those with historic stone walls, this requirement would have the effect of making the sign invisible to passersby, thereby defeating the purpose of the sign and effectively limiting free speech. Finally, the proposed bylaw would allow the Zoning Board of Appeals to make exceptions to the temporary bylaw on a case-by-case basis, effectively granting the Board the authority to treat different types of speech differently. This is viewed by the Advisory Committee as contrary to the spirit of the free speech protections provided by the First Amendment. While the Committee recognizes the Town’s current temporary sign bylaw is unconstitutional and therefore unenforceable, and must consequently be replaced, it strongly believes the new proposed bylaw, as currently constructed, does not meet this need in a sensible way.

Recommendation: The Advisory Committee does not recommend approval of this article.
Advisory Committee Vote: Majority against (8-1), not in favor of this article.

ARTICLE 27. Zoning Bylaw Amendment – Fair Housing and Affordability Standards (Section 754)

To see if the Town will amend the Zoning Bylaws by changing the marked up language to provide that Fair Housing and Affordability Standards should apply to all projects with more than five units in all districts; a copy of which shall be posted on the Town website and available in the Planning Board office and Town Clerk’s office; or take any action related thereto.

SECTION 700 - GENERAL PROVISIONS AFFECTING ALL DISTRICTS

754 FAIR HOUSING AND AFFORDABILITY

754.1 APPLICABILITY

A. General. ~~Where affordable housing units are required or provided in exchange for increased density under the provisions in Section 510 Residential Cluster District, Section 530 Accessory Dwellings, Section 550 Flexible Open Space Development, Section 560 Village Business Overlay District, Section 570 Humarock Village Residential Overlay District, or Section 580 Village Center & Neighborhood District,~~ The following standards shall apply *to all housing developments generating more than five units in all districts. Land under common ownership for housing developments cannot be segmented to avoid this requirement.*

B. Specific Application to VBOD and VCN

1. Exemptions. Applications requesting ~~seven~~ *five* 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.

- 2. 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:

Total Housing Units	Required Affordable Units
<u>6</u> 8-10	1
11-16	2
17-23	3
24-30	4
31-36	5
37-40	6
Above 40	15% of total

- 3. Density Bonuses. For all projects receiving a density bonus, not less than twenty percent (20%) of housing units constructed shall be Affordable Housing. For purposes of calculating the number of units of Affordable Housing required within a project, any fractional unit shall be deemed to constitute a whole unit. The total number of Affordable Housing units constructed in a VBOD or VCN District shall equal not less than twenty percent (20%) of the total number of all units constructed within projects in the district. A Project shall not be segmented to evade the Affordability threshold set forth above.

Sponsored by: Planning Board

Comments:

The Planning Board held hearings on this matter in January and February 2021. As a result, it was determined that the Fair Housing and Affordability bylaw should be changed to apply to all housing developments generating more than five units in all districts so as to produce affordable units.

Two advisory members were concerned that, as a result of the requirement, potential developers would not consider investment to be cost effective, however the Advisory Committee overwhelmingly supported the amendment.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Majority in favor (7-2) in support of this article.

ARTICLE 28. Grant of Easement – First Parish Road

To see if the Town will vote to grant an easement at 327 First Parish Road to Susannah Green, Emilie Green and Tyler Marino, with an address of 337 First Parish Road, Scituate, MA, 02066 solely for residential purposes of access to, egress from and parking on 337 First Parish Road on that portion of the Town's land as depicted on the plan of Bargmann, Hendrie & Archetype Inc., dated August 31, 2019 (the "Plan") and highlighted in pink on said Plan, available for inspection in the Town Clerk's office and on the Town's website; or take any other action related thereto.

Sponsored By: Select Board

Comments:

This article would provide an easement at 337 First Parish Road thereby formalizing the current license granted by the Select Board.

The Advisory Board voted unanimously in favor of this Article. This has been granted by the Select Board, and this article formalizes this process.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Unanimous (9-0) vote in support of this article.

ARTICLE 29. Release of Easement – Gardiner Road

To see if the Town will vote to grant a release of easement for a 20' wide drainage easement on 26 Gardiner Road as shown on a plan entitled "Plan Accompanying Notice of Intent – 32 Gardiner Road Drainage Improvements", prepared by the Scituate Department of Public Works Engineering Division dated May 22, 2018, a copy of which is on file at the Scituate Public Works Department;

or take any other action related thereto.

Sponsored By: Select Board

Comments:

This article would release a previously approved easement on 26 Gardiner Road given drainage is not in this location. An easement has been granted at 32 Gardiner Road instead as that is where the drainage actually exists.

Recommendation: The Advisory Committee recommends approval of this article.

Advisory Committee Vote: Unanimous (9-0) vote in support of this article.

ARTICLE 30. Petition – Water Conservation Mandates and Rebate Program

To see if the Town of Scituate (the "Town") will vote to require water-conserving and/or efficient plumbing fixtures be installed in all Town multifamily and commercial properties on or before January 1, 2030.

To see if the Town will vote to create a rebate program to convert all toilets, showerheads, interior faucets and sprinkler/irrigation systems with energy efficient water conserving replacements for single-family residences in the Town beginning on January 1, 2022.

To see if the Town will vote to require that all newly constructed single-family residences and rehabilitation and/or remodeling including bathroom, plumbing or irrigation work at single-family residences include water-conserving toilets, showerheads, interior faucets and sprinkler/irrigation, as defined herein below, for single family residences by 2040.

To be in compliance, plumbing fixtures shall use the following water amounts:

- (1) Toilets - 1.28 gallons per flush
- (2) Urinals- .5 gallon per flush
- (3) Showerheads- 2.0 gallons per minute
- (4) Interior faucets - 1.5 gallons per minute
- (5) Irrigation System- WaterSense labeled spray sprinkler bodies

NOTE: Water-conserving plumbing fixtures must operate at the manufacturer's rated water consumption.

Beginning January 1, 2022, single family residences will be offered a rebate program in an effort to convert all toilets, showerheads, interior faucets and sprinkler/irrigation.

Beginning on January 1, 2030 any alterations or improvements to a room with noncompliant fixtures that require a building permit in a single family residence, must be compliant with the Town's water conservation guidelines, as they may be amended from time to time.

Beginning January 1, 2030, single family residence construction and/or additions, in which the sum of concurrent building permits by the same permit applicant increases the floor area by more than thirty (30%) percent will require the applicant to replace all non-compliant plumbing fixtures in the building.

Beginning January 1, 2030, single family residence building alterations or improvements in which the total construction cost estimated in the building permit is more than one hundred fifty thousand dollars (\$150,000.00, the applicant must replace all non-compliant plumbing fixtures that service the specific area of the improvement.

Beginning January 1, 2040, single family residences must be brought into full compliance.

Water service for the building has been/is permanently disconnected.
Irrigation or Sprinklers using rain barrels as a water source.
Or take any other action relative thereto.

By Petition

Comments:

This article would require compliance by 2040 for all single family homes. Enforcement and penalties are not detailed. It also proposes a rebate program with no details on funding or how the rebate program would work. Although the idea of the article was supported by the committee, the details regarding the rebate program as well as enforcement after 2040 are lacking, it needs to be reworked in conjunction with the Water Resource Committee to make this a viable by-law.

Recommendation: The Advisory Committee does not recommend approval of this article.

Advisory Committee Vote: Majority opposed (3-6) and not in favor of this article.