

**TOWN OF SCITUATE  
ANNUAL TOWN MEETING  
APRIL 13, 2020  
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 THIRTEENTH DAY OF APRIL 2020 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 \$85,264.00, or a greater or lesser sum; or take any other action relative thereto:

SELECTMEN:	Chairman & Legitimate Expenses	\$ 1,500.00
SELECTMEN:	Members & Legitimate Expenses	\$ 2,000.00
		(4@\$500)
ASSESSORS:	Chairman & Legitimate Expenses	\$ 1,200.00
ASSESSORS:	Members & Legitimate Expenses	\$ 800.00
		(2@\$400)
TOWN CLERK:	Personal Services	\$79,764.00

*Sponsored By: Board of Selectmen*

**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: Board of Selectmen*

**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 \$21,641,607.00 or any greater or lesser sums as may be necessary, for the purpose of funding the costs of the Fiscal Year 2021 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:

	Project	Department	Amount
A	Foreshore Repairs - FEMA 75% Reimb- Egypt Beach Berm	* DPW - Foreshore Protection	\$ 1,000,000
B	Foreshore Repairs - FEMA 75% Reimb - 3rd Cliff	* DPW - Foreshore Protection	\$ 12,000,000
C	Foreshore Protection	* DPW - Foreshore Protection	\$ 200,000
D	Replace 1985 John Deere Tractor	* DPW - Grounds	\$ 42,000
E	Truck 2-5, Medium Duty Dump Truck	DPW - Grounds	\$ 97,000
F	Log Chipper	DPW - Grounds	\$ 55,000
G	Roads & Sidewalks	DPW - Highway	\$ 200,000
H	Truck 1-2, Diesel Pick-up Truck	DPW - Highway	\$ 45,000
I	Replace 2006 Chevy Colorado	DPW-Engineering	\$ 35,000
J	Replace 2002 Ford Van	DPW-Engineering	\$ 35,000
K	MS4 Compliance	DPW-Engineering	\$ 50,000
L	Replace Facilities Handyman Vehicle	Facilities	\$ 32,000
M	Replace 2005 Admin Vehicle	Fire	\$ 50,000
N	Replace Ambulance	* Fire	\$ 365,000
O	Humarock Fire Station Quarters Replacement	* Fire	\$ 260,000
P	Simplivity Data Infrastructure	Information Technology	\$ 205,398
Q	Minot Beach Parking Lot	Recreation/DPW	\$ 291,709
R	Replace Carpeting - High School	School	\$ 65,000
S	High School Locker Rooms	* School	\$ 710,000
T	Replace SPED Vans	School	\$ 80,000
U	Wampatuck Portico	* School	\$ 175,000
V	School Technology	School	\$ 150,000
W	Wireless Smoke Detectors-Cushing & Hatherly	School	\$ 50,000
X	Cushing Accessibility Improvements	School	\$ 50,000
Y	Widows Walk Clubhouse Improvements	* Widows Walk Enterprise	\$ 1,817,000
Z	Infiltration/Inflow- Oceanside - Design	* Sewer Enterprise	\$ 300,000
AA	Inflow & Infiltration Measures	Sewer Enterprise	\$ 210,000
BB	Clarifier Launder Coating	Sewer Enterprise	\$ 75,000
CC	Sewer Main Inspection System	Sewer Enterprise	\$ 102,500
DD	Replace 1983 Tractor Yard Jockey	Transfer Station Enterprise	\$ 65,000
EE	Permanent Residuals Disposal Well 18B Treatment	* Water Enterprise	\$ 350,000
FF	Replace Water Mains	* Water Enterprise	\$ 2,000,000
GG	Chemical Feed System Replacement - 2 locations	Water Enterprise	\$ 35,000

Project		Department	Amount
HH	Replace 2005 Chevy Colorado Pick-up (#34)	Water Enterprise	\$ 48,000
II	10 Yr Meter replacement cycle program	* Water Enterprise	\$ 200,000
JJ	New 2500 4x4 Pick-up	Water Enterprise	\$ 48,000
KK	Replacement of 2004 Harbormaster Truck	Waterways Enterprise	\$ 43,000
LL	Replacement of Docks/Gangways Cole Pkwy Marina-Town Share	Waterways Enterprise	\$ 50,000
MM	Mooring Field Regrid Study	Waterways Enterprise	\$ 55,000

\*Requires 2/3 vote

*Sponsored By: Board of Selectmen/Capital Planning Committee*

#### **ARTICLE 4. Fiscal Year 2021 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 \$82,919,384.00 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, 2020; or take any other action relative thereto.

**Article 4**  
**Fiscal Year 2021 Operating Budget**

		<b>FY 2020</b>	<b>FY 2021</b>	<b>FY 2021</b>	
		<b>Appropriated</b>	<b>Selectmen</b>	<b>Advisory</b>	<b>% of total</b>
<b>Board of Selectmen</b>					
<b>Town Administrator</b>					
123	510 Personal Services	\$ 352,240	\$ 343,496	\$ 343,496	
	520 Purchase of Services	\$ 163,759	\$ 188,760	\$ 188,760	
	530 Town Counsel	\$ 130,000	\$ 130,000	\$ 130,000	
	532 Contract Bargaining	\$ 110,000	\$ 113,354	\$ 113,354	
	540 Materials & Supplies	\$ 7,400	\$ 7,400	\$ 7,400	
	599 Salary Adjustments	\$ 10,000	\$ 10,000	\$ 10,000	
		\$ 773,399	\$ 793,010	\$ 793,010	0.96%
<b>Advisory Committee</b>					
131	510 Personal Services	\$ 2,198	\$ 2,434	\$ 2,434	
	520 Purchase of Services	\$ 250	\$ 250	\$ 250	
	540 Materials & Supplies	\$ 4,300	\$ 4,300	\$ 4,300	
		\$ 6,748	\$ 6,984	\$ 6,984	0.01%
132	<b>Reserve Fund</b>				
	570 Transfers	\$ 75,000	\$ 75,000	\$ 75,000	0.09%
135	<b>Finance Director/Town Accountant</b>				
	510 Personal Services	\$ 331,725	\$ 345,549	\$ 345,549	
	520 Purchase of Services	\$ 65,200	\$ 55,700	\$ 55,700	
	540 Materials & Supplies	\$ 1,300	\$ 1,300	\$ 1,300	
		\$ 398,225	\$ 402,549	\$ 402,549	0.49%
<b>Assessors</b>					
141	510 Personal Services	\$ 198,803	\$ 204,200	\$ 204,200	
	520 Purchase of Services	\$ 23,950	\$ 31,600	\$ 31,600	
	540 Materials & Supplies	\$ 500	\$ 500	\$ 500	
		\$ 223,253	\$ 236,300	\$ 236,300	0.28%
<b>Treasurer/Collector</b>					
145	510 Personal Services	\$ 305,592	\$ 311,880	\$ 311,880	
	520 Purchase of Services	\$ 99,025	\$ 99,025	\$ 99,025	
	540 Materials & Supplies	\$ 9,000	\$ 9,000	\$ 9,000	
		\$ 413,617	\$ 419,905	\$ 419,905	0.51%
155	<b>Information Technology</b>				
	510 Personal Services	\$ 176,278	\$ 196,501	\$ 196,501	
	520 Purchase of Services	\$ 233,500	\$ 320,665	\$ 320,665	
	540 Materials & Supplies	\$ 500	\$ 500	\$ 500	
	580 Capital Outlay	\$ 14,000	\$ 50,000	\$ 50,000	
		\$ 424,278	\$ 567,666	\$ 567,666	0.68%

Article 4					
Fiscal Year 2021 Operating Budget					
	FY 2020	FY 2021	FY 2021		
	Appropriated	Selectmen	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	\$ 104,245	\$ 109,263	\$ 109,263		
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		
	\$ 262,745	\$ 267,763	\$ 267,763		0.32%
161 Town Clerk					
510 Personal Services	\$ 182,642	\$ 206,316	\$ 206,316		
520 Purchase of Services	\$ 31,615	\$ 42,842	\$ 42,842		
540 Materials & Supplies	\$ 4,530	\$ 5,130	\$ 5,130		
	\$ 218,787	\$ 254,288	\$ 254,288		0.31%
171 Planning & Community Development					
175 510 Personal Services	\$ 736,194	\$ 796,937	\$ 796,937		
176 520 Purchase of Services	\$ 69,575	\$ 66,600	\$ 66,600		
182 540 Materials & Supplies	\$ 3,925	\$ 3,450	\$ 3,450		
241	\$ 809,694	\$ 866,987	\$ 866,987		1.05%
192 Property/Liability Insurance					
570 Expenses	\$ 743,052	\$ 780,204	\$ 780,204		0.94%
<b>Total General Government</b>	<b>\$ 4,387,798</b>	<b>\$ 4,709,656</b>	<b>\$ 4,709,656</b>		<b>5.68%</b>
210 Police					
510 Personal Services	\$ 3,662,711	\$ 3,732,091	\$ 3,732,091		
520 Purchase of Services	\$ 117,249	\$ 125,039	\$ 125,039		
540 Materials & Supplies	\$ 101,412	\$ 107,450	\$ 107,450		
580 Capital Outlay	\$ 166,005	\$ 169,820	\$ 169,820		
	\$ 4,047,377	\$ 4,134,400	\$ 4,134,400		4.99%
220 Fire					
510 Personal Services	\$ 4,855,866	\$ 5,035,736	\$ 5,035,736		
520 Purchase of Services	\$ 56,767	\$ 57,187	\$ 57,187		
540 Materials & Supplies	\$ 165,491	\$ 166,991	\$ 166,991		
	\$ 5,078,124	\$ 5,259,914	\$ 5,259,914		6.34%
230 Combined Public Safety Dispatch					
510 Personal Services	\$ 591,733	\$ 599,878	\$ 599,878		
520 Purchase of Services	\$ 2,000	\$ -	\$ -		
540 Materials & Supplies	\$ 200	\$ 200	\$ 200		
	\$ 593,933	\$ 600,078	\$ 600,078		0.72%

Article 4				
Fiscal Year 2021 Operating Budget				
	FY 2020	FY 2021	FY 2021	
	Appropriated	Selectmen	Advisory	% of total
<b>295 Shellfish</b>				
510 Personal Services	\$ 8,000	\$ 8,000	\$ 8,000	
520 Purchase of Services	\$ 250	\$ 200	\$ 200	
540 Materials & Supplies	\$ 400	\$ 600	\$ 600	
	\$ 8,650	\$ 8,800	\$ 8,800	0.01%
<b>Total Public Safety</b>	<b>\$ 9,728,084</b>	<b>\$ 10,003,192</b>	<b>\$ 10,003,192</b>	<b>12.06%</b>
<b>300 School Committee</b>				
505 School Expenses	\$ 38,504,193	\$ 40,456,060	\$ 40,456,060	48.77%
<b>310 South Shore Regional School</b>				
560 Intergovernmental	\$ 792,870	\$ 691,301	\$ 691,301	0.83%
<b>Total Schools</b>	<b>\$ 39,297,063</b>	<b>\$ 41,147,361</b>	<b>\$ 41,147,361</b>	<b>49.61%</b>
<b>Public Works</b>				
400 510 Personal Services	\$ 1,743,732	\$ 1,779,797	\$ 1,779,797	
520 Purchase of Services	\$ 495,829	\$ 497,284	\$ 497,284	
540 Materials & Supplies	\$ 164,780	\$ 168,620	\$ 168,620	
580 Capital Outlay	\$ 296,998	\$ 528,734	\$ 528,734	
	\$ 2,701,339	\$ 2,974,435	\$ 2,974,435	3.59%
<b>410 Facilities</b>				
510 Personal Services	\$ 333,228	\$ 356,613	\$ 356,613	
520 Purchase of Services	\$ 377,070	\$ 438,968	\$ 438,968	
540 Materials & Supplies	\$ 209,547	\$ 228,955	\$ 228,955	
580 Capital Outlay	\$ 103,000	\$ 53,090	\$ 53,090	
	\$ 1,022,845	\$ 1,077,626	\$ 1,077,626	1.30%
<b>423 Snow &amp; Ice</b>				
510 Personal Services	\$ 107,905	\$ 107,906	\$ 107,906	
520 Purchase of Services	\$ 176,909	\$ 176,909	\$ 176,909	
540 Materials & Supplies	\$ 212,299	\$ 212,299	\$ 212,299	
	\$ 497,113	\$ 497,114	\$ 497,114	0.60%
<b>424 Street Lights &amp; Beacons</b>				
520 Purchase of Services	\$ 120,000	\$ 135,000	\$ 135,000	0.16%
<b>Total Public Works</b>	<b>\$ 4,341,297</b>	<b>\$ 4,684,175</b>	<b>\$ 4,684,175</b>	<b>5.65%</b>

**Article 4**  
**Fiscal Year 2021 Operating Budget**

	FY 2020 Appropriated	FY 2021 Selectmen	FY 2021 Advisory	% of total
<b>510 Board of Health</b>				
510 Personal Services	\$ 280,875	\$ 289,071	\$ 289,071	
520 Purchase of Services	\$ 14,575	\$ 12,575	\$ 12,575	
540 Materials & Supplies	\$ 1,735	\$ 1,735	\$ 1,735	
580 Capital Outlay	\$ 125	\$ 125	\$ 125	
	<b>\$ 297,310</b>	<b>\$ 303,506</b>	<b>\$ 303,506</b>	<b>0.37%</b>
<b>541 Council on Aging</b>				
510 Personal Services	\$ 179,523	\$ 188,215	\$ 188,215	
520 Purchase of Services	\$ 19,900	\$ 15,100	\$ 15,100	
540 Materials & Supplies	\$ 2,200	\$ 2,200	\$ 2,200	
580 Capital Outlay	\$ 500	\$ 500	\$ 500	
	<b>\$ 202,123</b>	<b>\$ 206,015</b>	<b>\$ 206,015</b>	<b>0.25%</b>
<b>543 Veterans Agent</b>				
510 Personal Services	\$ 82,761	\$ 86,337	\$ 86,337	
520 Purchase of Services	\$ 124,950	\$ 125,650	\$ 125,650	
540 Materials & Supplies	\$ 1,250	\$ 1,325	\$ 1,325	
	<b>\$ 208,961</b>	<b>\$ 213,312</b>	<b>\$ 213,312</b>	<b>0.26%</b>
<b>549 Commission on Disabilities</b>				
520 Purchase of Services	\$ 4,700	\$ 5,000	\$ 5,000	
540 Materials & Supplies	\$ 300	\$ -	\$ -	
	<b>\$ 5,000</b>	<b>\$ 5,000</b>	<b>\$ 5,000</b>	<b>0.01%</b>
<b>Total Health &amp; Human Services</b>	<b>\$ 713,394</b>	<b>\$ 727,833</b>	<b>\$ 727,833</b>	<b>0.88%</b>
<b>610 Library</b>				
510 Personal Services	\$ 809,056	\$ 827,441	\$ 827,441	
520 Purchase of Services	\$ 133,120	\$ 142,557	\$ 142,557	
540 Materials & Supplies	\$ 130,250	\$ 135,250	\$ 135,250	
580 Capital Outlay	\$ -	\$ 2,000	\$ 2,000	
	<b>\$ 1,072,426</b>	<b>\$ 1,107,248</b>	<b>\$ 1,107,248</b>	<b>1.34%</b>
<b>630 Recreation</b>				
510 Personal Services	\$ 142,577	\$ 154,108	\$ 154,108	
520 Purchase of Services	\$ 1,045	\$ 1,419	\$ 1,419	
540 Materials & Supplies	\$ 150	\$ 150	\$ 150	
580 Capital Outlay	\$ 500	\$ -	\$ -	
	<b>\$ 144,272</b>	<b>\$ 155,677</b>	<b>\$ 155,677</b>	<b>0.19%</b>

Article 4					
Fiscal Year 2021 Operating Budget					
	FY 2020	FY 2021	FY 2021		
	Appropriated	Selectmen	Advisory		% of total
650 Beautification					
540 Materials & Supplies	\$ 23,650	\$ 25,000	\$ 25,000		
	\$ 23,650	\$ 25,000	\$ 25,000		0.03%
691 Historical Buildings					
520 Purchase of Services	\$ 19,100	\$ 20,200	\$ 20,200		
	\$ 19,100	\$ 20,200	\$ 20,200		0.02%
<b>Total Recreation &amp; Resources</b>	<b>\$ 1,259,448</b>	<b>\$ 1,308,125</b>	<b>\$ 1,308,125</b>		<b>1.58%</b>
720 Debt & Interest					
590 Debt Service	\$ 7,562,027	\$ 7,513,308	\$ 7,513,308		9.06%
	\$ 7,562,027	\$ 7,513,308	\$ 7,513,308		9.06%
911 Plymouth County Retirement					
512 Other Personal Services	\$ 4,972,962	\$ 5,326,418	\$ 5,326,418		6.42%
912 Workers' Compensation					
515 Employee Benefits	\$ 210,000	\$ 387,875	\$ 387,875		0.47%
913 Unemployment Insurance					
515 Employee Benefits	\$ 65,000	\$ 65,000	\$ 65,000		0.08%
914 Contributory Group Insurance					
515 Employee Benefits	\$ 6,116,275	\$ 6,265,804	\$ 6,265,804		7.56%
916 Federal Taxes					
515 Employee Benefits	\$ 750,613	\$ 780,637	\$ 780,637		0.94%
<b>Total Employee Benefits</b>	<b>\$ 12,114,850</b>	<b>\$ 12,825,734</b>	<b>\$ 12,825,734</b>		<b>15.47%</b>
<b>Total General Fund</b>	<b>\$ 79,403,961</b>	<b>\$ 82,919,384</b>	<b>\$ 82,919,384</b>		<b>100.00%</b>

*Sponsored By: Board of Selectmen*

## 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 \$1,041,690.00, or a greater or lesser sum, for the purpose of funding the Waterways Enterprise Fund for the ensuing fiscal year commencing July 1, 2020; or take any other



action relative thereto.

Personal Services	\$	424,436
Other Expenses	\$	617,254
Total	\$	1,041,690

*Sponsored By: Board of Selectmen*

#### **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 \$1,059,588.00, 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, 2020; or take any other action relative thereto.

Personal Services	\$	228,953
Other Expenses	\$	830,635
Total	\$	1,059,588

*Sponsored By: Board of Selectmen*

#### **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 \$3,353,665.00, 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, 2020; or take any other action relative thereto.

Personal Services	\$	574,303
Other Expenses	\$	2,779,362
Total	\$	3,353,665

*Sponsored By: Board of Selectmen*

#### **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 \$1,336,297.00, 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, 2020; or take any other action relative thereto.

Personal Services	\$	278,507
Other Expenses	\$	1,057,790
Total	\$	1,336,297

*Sponsored By: Board of Selectmen*

## 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 \$4,967,332.00, or a greater or lesser sum, for the purpose of funding Water Division operations and expenses for the ensuing fiscal year commencing July 1, 2020; or take any other action relative thereto.

Personal Services	\$ 1,144,288
Other Expenses	\$ 3,823,044
Total	\$ 4,967,332

*Sponsored By: Board of Selectmen*

## 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: Board of Selectmen*

## 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 2021, in accordance with M.G. L., c. 44, § 53E1/2 as follows; or take any other action relative thereto.

	FY21
	Expenditure
Revolving Fund	Limit
Senior Center Programming	\$35,000
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	\$450,000

*Sponsored By: Board of Selectmen*

## 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 2021 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 2021; (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 2021 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 if 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.

1. \$230,483 From Community Preservation FY 2021 estimated revenues, to be reserved for the creation and support of Community Housing consistent with the Act;
2. \$230,483 From Community Preservation FY 2021 estimated revenues, to be reserved for the acquisition and preservation of Historic Resources consistent with the Act;
3. \$230,483 From Community Preservation FY 2021 estimated revenues, to be reserved for acquisition and preservation of Open Space consistent with the Act;
4. \$57,621 From Community Preservation FY 2021 estimated revenues, for Administrative Expense of the Community Preservation Committee;
5. \$716,100 From Community Preservation FY 2021 estimated revenues for payment of debt relevant to the Athletic Field Renovation Project voted as Article 12 ATM 04/2019;
6. \$315,000 For Recreation Purposes — P J Steverman Skate Park;
7. \$900,000 For Historic Resources — Mordecai Lincoln Property Acquisition;

*Sponsored By: Community Preservation Committee*

### **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 \$36,776.14, 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>
Evaluation of Lawson Tower as Museum	ATM 04/2016, Art 12-8	\$10,000.00

Central Park Windows II	STM 11/2017, Art 6-2	\$23,792.18
Civil War Book Restoration	ATM 04/2018, Art 12-7	\$923.70
Wampanatuck Playground	STM 11/2018, Art 7-2	\$2,060.26

*Sponsored By: Community Preservation Committee*

#### **ARTICLE 14. Amend Rate of Room Occupancy Excise Tax**

To see if the Town will vote to amend the local room occupancy excise under such M.G.L. c. 64G, § 3A, to take effect on July 1, 2020 to four percent (4%), on the rental of rooms in hotels, motels, lodging houses and bed and breakfast establishments in the Town, as provided by such law; or take any other action related thereto.

*Sponsored By: Board of Selectmen*

#### **ARTICLE 15. Local Option Acceptance – SPED Reserve Fund**

To see if the Town will vote to accept M.G.L. c. 40, §13E to establish a Special Education (SPED) Reserve Fund to pay for unanticipated or unbudgeted costs for special education, out of district tuition or transportation; or take any other action relative thereto.

*Sponsored By: School Committee*

#### **ARTICLE 16. Sale of Council on Aging and Minot Fire Station properties**

To see if the Town will vote to transfer to the Board of Selectmen for the purpose of selling, and authorize the Board of Selectmen to sell on such terms and conditions as it deems in the best interests of the Town, the existing Council on Aging property as shown on assessors' map 50-6-0-A located at 27 Brook Street and the former Minot Fire Station property as shown on Assessors' map 15-3-A-0 located at 9 Mitchell Avenue; and further to appropriate the proceeds from said sales to reduce the cost of the new senior center authorized in Article 1 of the May 13, 2019 special town meeting, and to authorize the Board of Selectmen to perform all actions necessary to carry out the purposes of this article, or take any other action relative thereto.

*Sponsored By: Board of Selectmen*

#### **ARTICLE 17. Cell Tower Leases**

To see if the Town will vote to authorize the Board of Selectmen to execute up to 25 year leases for cellular towers located on Town property at Town Hall and the Transfer Station; or take any other action relative thereto.

*Sponsored By: Board of Selectmen*

#### **ARTICLE 18. 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 Board of Selectmen to execute and deliver a bond on indemnity therefor to the Commonwealth; or take any other action relative thereto.

*Sponsored By: Board of Selectmen*

#### **ARTICLE 19. Intermunicipal Agreement – Sewer District**

To see if the Town will vote to enter into an intermunicipal agreement with the Towns of Hull and Cohasset for the purpose of expansion of the sewerage system; or take any other action related thereto.

*Sponsored By: Board of Selectmen*

#### **ARTICLE 20. 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, 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, that 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 Board of Selectmen.
- 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. In no event shall the Board issue a waiver solely to allow larger signs or more signs than would otherwise be allowed.

#### **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. Interior illuminated signs.

#### **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 Board of Selectmen 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 GB, HB, 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 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*

## **ARTICLE 21. Zoning Bylaw Amendment – Repair and Restoration of Non-Conforming Structures and Uses**

To see if the Town will amend Section 830 of the Zoning Bylaws by striking the indicated language and inserting the underlined language as follows, or take any action related hereto.

### **830 REPAIR AND RESTORATION OF NONCONFORMING STRUCTURES**

A non-conforming structure or use ~~damaged or destroyed by accidental causes~~ or accessory structure thereto, damaged or deteriorated to a degree that renders it uninhabitable, unusable, or destroyed as established by the proper authorities, may be repaired, reconstructed or restored on the same lot, provided that doing so renders the structure ~~less-not more~~ non-conforming than the previous use or structure, provided that such repair, reconstruction or restoration shall be completed within four years of said accidental damage or destruction; and further if an application for a finding under General Laws Chapter 40A, Section 6 special permit or building permit necessary for the repair, reconstruction or restoration of the nonconforming building, structure or use has been filed by the third anniversary of such damage or destruction, and if, in the opinion of the Building Commissioner the issuance of said permit(s) is diligently and continuously pursued, the four year time limit may be extended by the Building Commissioner by the period of time between application for and issuance of all such permits (including all periods of time attributable to litigation involving such permits) or as necessary to allow sufficient time to complete the permitted repair, reconstruction or restoration work in accordance with the Massachusetts Building Code, (provided said building or structure existed or had the right to exist at the time of application in accordance with Section 800 of the bylaw.)

Repair, reconstruction or restoration as described in the preceding paragraph shall be permitted after the expiration of the stipulated time periods only with a finding under General Laws Chapter 40A, Section 6 special permit by the Zoning Board of Appeals;

Or take any action relative thereto.

*Sponsored by: Zoning Board of Appeals*

**ARTICLE 22. General Bylaw Amendment – Time of Meeting – Section 20140**

To see if the Town will vote to amend the General Bylaws Section 20140 Time of Meeting, as follows;

Delete the final sentence in the third paragraph which states; “The annual election of officers shall be held on the sixth Saturday following the Monday on which the annual Town Meeting is to convene under this bylaw.”

Add the following sentence in its place; “The annual election of officers shall be held on the sixth Saturday following the Monday on which the annual Town Meeting is to convene under this bylaw or if the election falls on a holiday weekend, the Board of Selectmen may vote to postpone the election to no later than the second Saturday in June,” or take any other action relative thereto.

*Sponsored By: Board of Selectmen*

**ARTICLE 23. General Bylaw Amendment – Animal Control Bylaw – Sections 30430-30550**

To see if the Town will vote to amend the General Bylaws Section 30430-30550, as follows to comply with new fine requirements pursuant to Massachusetts General Laws, Chapter 140, Section 173A;

Violations of Section 30430 will result in the following penalties:

E. In the last sentence, delete the phrase ‘twenty five dollars’ and replace it with the phrase fifty dollars (\$50)

L. Delete the last sentence and replace it with the following: The penalty for a violation of this subsection shall be fifty dollars (\$50); the penalty for a second violation of this subsection within the same calendar year shall be one hundred dollars (\$100); and the penalty for a third violation of this subsection within the same calendar year shall be three hundred dollars (\$300); The penalty for a fourth or subsequent violation of this subsection within the same calendar year shall be \$500.

Violations of Section 30440 Kennel Licenses will result in the following penalties:

In the 9<sup>th</sup> paragraph delete the last sentence and replace it with the following: The penalty for failure to renew a kennel license shall be fifty dollars (\$50); the penalty for a second violation of this subsection within the same calendar year shall be one hundred (\$100); and the penalty for a third violation of this subsection within the same calendar year shall be three hundred dollars (\$300); and the penalty for a fourth or subsequent violation of this subsection within the same calendar year shall be five hundred dollars (\$500).

Violations of Section 30460 Leash Law will result in the following penalties:

Delete the second paragraph of A. and replace it with the following:

The penalty for the first violation of this subsection within a calendar year shall be fifty dollars (\$50); the penalty for the second violation of this subsection within a calendar year shall be one hundred dollars (\$100); and the penalty for a third violation of this subsection within the same

calendar year shall be three hundred dollars (\$300); and the penalty for a fourth or subsequent violation of this subsection within the same calendar year shall be five hundred dollars (\$500).

Violations of Section 30470 Collar/harness will result in the following penalties:

Delete the last sentence and replace it with the following:

The fine for a violation of this section shall be fifty dollars (\$50); the fine for a second violation of this section within the same calendar year shall be one hundred dollars (\$100); and the penalty for a third violation of this subsection within the same calendar year shall be three hundred dollars (\$300); and the penalty for a fourth or subsequent violation of this subsection within the same calendar year shall be five hundred dollars (\$500).

Violations of Section 30480 Pooper Scooper will result in the following penalties:

Delete the last sentence and replace it with the following:

Failure to comply with this section shall result in a penalty of fifty dollars (\$50); the penalty for a second violation of this section within the same calendar year shall be one hundred dollars (\$100); and the penalty for a third violation of this subsection within the same calendar year shall be three hundred dollars (\$300); and the penalty for a fourth or subsequent violation of this subsection within the same calendar year shall be five hundred dollars (\$500).

Violations of Section 30500 Failure to Answer Census will result in the following penalties:

Delete the phrase 'twenty five dollars' and replace it with the phrase fifty dollars (\$50.00)"

Violations of Section 30530 Barking Dogs will result in the following penalties:

Delete the second sentence and replace with the following:

The penalty for a violation of this subsection shall be fifty dollars (\$50) for the first offense in a calendar year; the penalty for a second offense within the same calendar year shall be one hundred dollars (\$100); the penalty for a third offense within the same calendar year shall be three hundred dollars (\$300); the penalty for a fourth or subsequent offense within the same calendar year shall be five hundred dollars (\$500);

Or take any other action relative thereto.

*Sponsored By: Board of Selectmen*

#### **ARTICLE 24. 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 SCITUATE HARBOR COMMUNITY BUILDING RENTAL FUND**

**Fund Name.** There shall be a separate fund called Scituate Harbor Community Building Rental Fund.

**Revenues.** The Town Accountant shall establish the Scituate Harbor Community Building Rental Fund as a separate account and credit to the fund all charges for rental of the facility.

**Purposes and Expenditures.** During each fiscal year, the Town Administrator and/or Facilities Director may incur liabilities against and spend monies from the Scituate Harbor Community Rental Fund for cleaning, repairs and maintenance of the facility and surrounding grounds.

**Fiscal Years.** The Scituate Harbor Community Building Fund shall operate for fiscal years that begin on or after July 1, 2020.

## 2. Add MARITIME CENTER RENTAL FUND

**Fund Name.** There shall be a separate fund called Maritime Center Rental Fund.

**Revenues.** The Town Accountant shall establish the Maritime Center Rental Fund as a separate account and credit to the fund all charges for rental of the facility.

**Purposes and Expenditures.** During each fiscal year, the Town Administrator and/or Facilities Director may incur liabilities against and spend monies from the Maritime Center Rental Fund for cleaning, repairs and maintenance of the facility and surrounding grounds.

**Fiscal Years.** The Maritime Center Rental Fund shall operate for fiscal years that begin on or after July 1, 2020.

## 3. Add ATHLETIC FIELDS REVOLVING FUND

**Fund Name.** There shall be a separate fund called Athletic Fields Revolving Fund.

**Revenues.** The Town Accountant shall establish the Athletic Fields Revolving Fund as a separate account and credit to the fund all charges for use of the athletic fields.

**Purposes and Expenditures.** During each fiscal year, the DPW Director, Recreation Director and/or Facilities Director, with approval of the Town Administrator, may incur liabilities against and spend monies from the Athletic Fields Revolving Fund for cleaning, repairs and maintenance of the fields, facilities and surrounding grounds.

**Fiscal Years.** The Athletic Fields Revolving Fund shall operate for fiscal years that begin on or after July 1, 2020.

## 4. Add AQUACULTURE REVOLVING FUND

**Fund Name.** There shall be a separate fund called Aquaculture Revolving Fund.

**Revenues.** The Town Accountant shall establish the Aquaculture Revolving Fund as a separate account and credit to the fund all charges for licenses and reporting related to Aquaculture activities.

**Purposes and Expenditures.** During each fiscal year, the Harbormaster and/or Shellfish Constable, with approval of the Town Administrator, may incur liabilities against and spend monies from the Aquaculture Revolving Fund for costs incurred for aquaculture activities.

**Fiscal Years.** The Aquaculture Revolving Fund shall operate for fiscal years that begin on or after July 1, 2020.

5. Add **PERC WITNESS FEES REVOLVING FUND**

**Fund Name.** There shall be a separate fund called Perc Witness Fees Revolving Fund.

**Revenues.** The Town Accountant shall establish the Perc Witness Fees Revolving Fund as a separate account and credit to the fund all charges for the provision of perc witnessing as set by the Board of Health. Any remaining balance over \$10,000.00 shall close to the Town's General Fund on June 30 of every year.

**Purposes and Expenditures.** During each fiscal year, the Board of Health Director may incur liabilities against and spend monies from the Perc Witness Fees Revolving Fund for costs incurred for perc witness requirements including payment to inspectors.

**Fiscal Years.** The Perc Witness Fees Revolving Fund shall operate for fiscal years that begin on or after July 1, 2020.

6. And further to rescind the existing Recreation Revolving Fund authorized in 1994 pursuant to MGL Chapter 44 §53D and add a **RECREATION PROGRAM REVOLVING FUND** under MGL Chapter 44 §53E ½ to this general bylaw and transfer the balance from the MGL Chapter 44 §53D Recreation Revolving Fund into said new fund.

**Fund Name.** There shall be a separate fund called Recreation Program Revolving Fund.

**Revenues.** The Town Accountant shall establish the Recreation Program Revolving Fund as a separate account and credit to the fund all revenues received from Recreation programming.

**Purposes and Expenditures.** During each fiscal year, the Recreation Director may incur liabilities against and spend monies from the Recreation Program Revolving Fund for costs incurred for providing recreation programs, repair and maintenance of recreation facilities and purchase of and repair and maintenance of recreation equipment.

**Fiscal Years.** The Recreation Program Revolving Fund shall operate for fiscal years that begin on or after July 1, 2020.

And further to set expenditure limits for the above listed funds for fiscal year 2021 as follows:

Scituate Harbor Community Building Rental	\$10,000
Maritime Center Rental	\$30,000

Athletic Fields	\$50,000
Aquaculture	\$5,000
Perc Witness Fees	\$20,000
Recreation Program Revolving	\$485,000

*Sponsored by: Board of Selectmen*

## **ARTICLE 25. Petition - Amend General Bylaws - Right To Farm By-Law**

To see if the Town will vote to amend the Scituate By-Laws, Section 30600 Environmental Protection, by adding the following new section:

### **Section 30680: RIGHT TO FARM**

#### **Section 1 Legislative Purpose and Intent**

The purpose and intent of this By-law is to state with emphasis the Right to Farm accorded to all citizens of the Commonwealth under Article 97 of the Constitution, and all state statutes and regulations thereunder including but not limited to Massachusetts General Laws Chapter 40A, Section 3, Paragraph 1; Chapter 90, Section 9; Chapter 111, Section 125A; and Chapter 128 Section 1A. We the citizens of Scituate restate and republish these rights pursuant to the Town's authority conferred by Article 89 of the Articles of Amendment of the Massachusetts Constitution, ("Home Rule Amendment").

This General By-law encourages the pursuit of agriculture, promotes agriculture-based economic opportunities, and protects farmlands within the Town of Scituate by allowing agricultural uses and related activities to function with minimal conflict with abutters and Town agencies. This By-law shall apply to all jurisdictional areas of the Town.

#### **Section 2 Definitions**

The word "farm" shall include any parcel or contiguous parcels of land, or water bodies used for primary purpose of commercial agriculture, or accessory thereto.

The words "farming" or agriculture" or their derivatives shall include, but not limited to the following:

- farming in all its branches and the cultivation and tillage of the soil;
- dairying;
- production, cultivation, growing and harvesting of any agricultural, aquacultural, floricultural, viticultural, or horticultural commodities;
- growing and harvesting of forest products upon forest land, and any other forestry or lumbering operations;
- raising of livestock including horses;



- keeping of horses as commercial enterprise; and
- keeping and raising of poultry, swine, cattle, ratites (such as emus, ostriches and rheas) and camelids (such as llamas and camels), and other domesticated animals for food and other agricultural purposes; including bees and fur-bearing animals.

“Farming” shall encompass activities including, but not limited to, the following:

- operation and transportation of slow-moving farm equipment over roads within the Town;
- control of pests, including, but not limited to, insects, weeds, predators and disease organism of plants and animals;
- application of manure and fertilizers;
- conducting agriculture-related educational and farm-based recreational activities, including agri-tourism, provided that the activities are related to marketing the agricultural output and services of the farm;
- processing and packaging of the agricultural output of the farm and the operation of a farmer’s market or farm stand including signage thereto;
- maintenance, repair, or storage of seasonal equipment, or apparatus owned or leased by the farm owner or manager used expressly for the purpose of propagation, processing, management, or sale of the agricultural products; and
- on-farm relocation of earth and the clearing of ground for farming operations.

### Section 3 Right to Farm Declaration

The Right to Farm is hereby recognized to exist within the Town of Scituate. The above-described agricultural activities may occur on holidays, weekdays, and weekends by night or day and shall include the attendant incidental noise, odors, dust, and fumes associated with normally accepted agricultural practices. It is hereby determined that whatever impact may be caused to others through the normal practice of agriculture is more than offset by the benefits of farming to the neighborhood, community, and society in general. The benefits and protections of this By-law are intended to apply exclusively to those commercial agricultural and farming operations and activities conducted in accordance with generally accepted agricultural practices. Moreover, nothing in this Right to Farm By-law shall be deemed as acquiring any interest in land, or as imposing any land use regulation, which is properly the subject of state statute, regulation or local zoning bylaw.

### Section 4 Severability Clause

If any part of this By-law is for any reason held to be unconstitutional or invalid, such decision shall not affect the remainder of this By-law. The Town of Scituate hereby declares the provisions of this By-law to be severable;

Or take any other action relative thereto.

*Sponsored By Petition*

### **ARTICLE 26. Petition - Amend General Bylaws – Reduce Room Occupancy Tax**

To see if the Town will vote to amend the local room occupancy tax to 4% on the rental of rooms in hotels, motels, lodging houses and bed and breakfast establishments in the town, effective July 1, 2020,

or take any other action relative thereto.

*Sponsored By Petition*

#### **ARTICLE 27. Petition - South Shore Community Action Council**

To see if the Town will vote raise and appropriate or transfer from available funds the sum of Five Thousand Dollars (\$5,000.00) to South Shore Community Action Council, Inc. for services to low-income children, families, and elderly residents in the Town of Scituate, or take any other action related thereto.

*Sponsored By Petition*

#### **ARTICLE 28. Petition – Resolution for Medicare for All in Massachusetts**

##### **TOWN OF SCITUATE RESOLUTION SUPPORTING AN ACT ESTABLISHING MEDICARE FOR ALL IN MASSACHUSETTS**

Access to affordable, quality health care is a human right and fundamental to a just society. The U.S. remains the only industrialized nation that does not provide universal health coverage to its citizens. Recent healthcare reforms still leave many citizens with costs beyond their means and care below their needs. Massachusetts families also face a high burden of health care costs relative to their income. The Town of Scituate remains committed to providing high quality health care to town employees and retirees, while recognizing that the money spent by towns to cover their employees is a large and growing cost, both to local governments and to their employees. The Town of Scituate projects a cost of more than \$6.1 million for employee and retiree health insurance for FY 2020, representing 7.6% of the town's total budget of \$79,797,191; and \$6.48 million for health insurance in FY21, representing 7.9% of the Town's budget of \$81,945,386. These costs continue to rise, increasing the tax burden on local taxpayers.

WHEREAS: these funds could be better spent to improve education, services and desperately needed infrastructure in our town, and to increase our hardworking public employees' wages and salaries, including teachers, first responders, and employees of our town departments;

WHEREAS: A single payer Medicare for All system would guarantee medical care, dental care, and eye care for all Massachusetts residents, regardless of income or employment, by simplifying the way we pay for health care while keeping the delivery of care in private hands;

WHEREAS: the Massachusetts Senate Bill SD2062 and House Bill HD2974 seek to establish a healthcare trust funded through a payroll tax that is less costly to Massachusetts residents than their current premiums, deductibles and copays, while a) covering all necessary preventive care and medical treatment; b) enabling people to see any in-state provider for health care and providing for out-of-state emergency care; and c) ensuring health decisions are made between patients and their healthcare providers, not insurance adjusters;

WHEREAS: Massachusetts has always been a leader and innovator in providing coverage for quality health care for its people.

NOW THEREFORE BE IT RESOLVED that the Town of Scituate endorses the House and Senate Bill, "Improved Medicare for All"

BE IT FURTHER RESOLVED that the Board of Selectmen shall cause a copy of this resolution to be sent to MA Governor Charles Baker; State Treasurer Deborah B. Goldberg; MA Senate President Karen E. Spilka; MA Speaker of the House Robert A Deleo; the original sponsors of MA Senate Bill SD2062 and MA House Bill HD2974, MA Senator Jamie Eldridge and MA Rep. Lindsey Sabadosa; Scituate's representatives, MA Senator Patrick Connor and MA Rep. Patrick Kearney; the co-chairs of the Joint Committee on Health Care Financing, MA Rep. Jennifer Benson and MA Senator Cindy Friedman; U.S. Representative Stephen Lynch; U.S. Senator Elizabeth Warren; U.S. Senator Ed Markey.

*Sponsored By Petition*

And you are further directed to serve this warrant by posting up attested copies thereof, one at each of the Post Offices in said Town and one at the Town Hall, seven days at least before the time of holding said meeting.

Hereof, fail not, and make due return of this warrant with your doings thereon, to the Town Clerk at the time and place of the meeting as aforesaid.

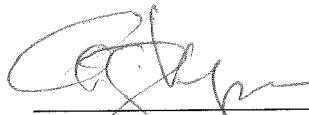
Given under our hands this 10th day of March, in the year two thousand and twenty.


**BOARD OF SELECTMEN  
TOWN OF SCITUATE**

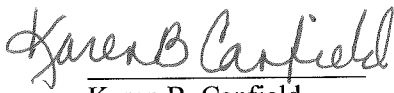
And you are further directed to serve this warrant by posting up attested copies thereof, one at each of the Post Offices in said Town and one at the Town Hall, seven (7) days at least before the time of holding said meeting.


HEREOF, fail not, and make due return of this warrant with your doings thereon, to the Town Clerk at the time and place of the meeting as aforesaid.

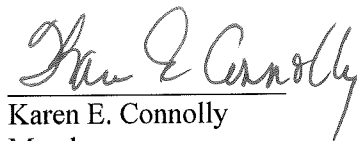
Given under our hands this 10<sup>th</sup> day of March 2020.

  
Anthony V. Veghni  
Chairman

  
Shawn Harris  
Vice-Chairman

  
Karen B. Canfield  
Clerk

  
Maura C. Curran  
Member

  
Karen E. Connolly  
Member

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TOWN OF SCITUATE**