

WARRANT

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 **\$90,600.00**, 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	\$85,100.00

Sponsored By: Select Board

***MOTION ARTICLE 1. Compensation of Elected Officials (Consent Agenda)**

Select Board- Tony Vegnani

I move that the Town establish the salaries and compensation of all elected Town officials as follows for a sum totaling **\$90,600.00** as listed in the printed warrant.

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	\$85,100.00

Quantum of vote: Majority

Advisory Committee-Jamie Gilmore

VOTE-Passed by Consent Agenda-Declared Unanimous in Favor

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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

***MOTION ARTICLE 2. Reports of Boards and Committees (Consent Agenda)**
Select Board- Tony Vegnani

I move that the Town hear or act upon any reports from the Town officers or committees.

Advisory Committee-Jamie Gilmore

Quantum of vote: Majority

VOTE-Passed by Consent Agenda-Declared Unanimous in Favor

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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 **\$8,709,488.00** or any greater or lesser sums as may be necessary, for the purpose of funding the costs of the 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:

Sponsored By: Select Board/Capital Planning Committee

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	Project	Department	Amount	Funding Source
A	MS-4 Municipal Separate Storm Sewer System	DPW-Engineering	\$150,000	Free Cash
B	Foreshore Protection	DPW-Foreshore	\$200,000	Free Cash
C	Replace Truck C-4; 2005 Chevrolet Silverado 1-ton	DPW-Grounds	\$75,000	Free Cash
D	John Deere Type Mower	DPW-Grounds	\$51,000	Free Cash
E	New Deck Mower	DPW-Grounds	\$160,000	Free Cash
F	Replace Truck 103; 2012 Chevrolet 4500 Dump Truck	DPW-Highway	\$75,000	Free Cash
G	Replace Truck 1-4; 2014 Dodge Ram 5500 Dump Truck	DPW-Highway	\$75,000	Free Cash
H	New Sidewalk Tractor	DPW-Highway	\$189,200	Free Cash
I	Roadways, Sidewalks, Drainage & Culvert improvements	DPW-Highway	\$200,000	Free Cash; Tax Levy & Premiums from Debt
J	Town Wide Facilities Plan Year 3	Facilities	\$470,281	Free Cash; Water, Sewer, Waterways & Transfer Station Retained Earnings
K	Replace 1998 Dive Truck	Fire	\$82,000	Free Cash
L	Emergency Operations Center (EOC) - Audio/Visual System Refresh	IT/Public Safety	\$335,227	Free Cash & PEG Access Revolving
M	Public Safety Complex - Computer Workstations - EOL Replacement	IT/Public Safety	\$68,105	Free Cash
N	Police Portable and Mobile Radios	Police	\$315,640	Free Cash
O	Public Safety Computer Aided Dispatch (CAD)/Records Management System (RMS) Replacement	Police	\$488,988	Free Cash
P	Technology	School	\$150,000	Free Cash
Q	High School HVAC Controllers Phase 1	School	\$165,334	Free Cash
R	HS Locker Room Phase 2	School	\$898,000	Free Cash
S	Wampatuck Flooring Replacement	School	\$285,000	Free Cash
T	Cyber Security Audit Priority Tasks - Phase 1	Sewer	\$45,000	Sewer Retained Earnings
U	Inflow & Infiltration FY24	Sewer	\$200,000	Sewer Retained Earnings; Other Unspent Articles & Premiums from Debt
V	Replace Truck 5-4; 2008 Chevy Silverado Utility	Sewer	\$90,813	Sewer Retained Earnings
W	Pickup Truck, Plow & Sander	Transfer Station	\$80,000	Tr Stn Retained Earnings; Other Unspent Articles & Premiums from Debt
X	10 Year Meter Replacement Cycle Program FY2024	Water	\$230,000	Water Retained Earnings
Y	Replace 2006 Chevy Colorado Truck	Water	\$67,000	Water Retained Earnings
Z	Replace Water Mains - Phase 7	Water	\$3,300,000	Water Enterprise Borrowing
AA	Replacement of Granular Activate Carbon at Water Treatment Plant	Water	\$220,000	Water Retained Earnings & Premiums from Debt
BB	Harbormaster Truck 2	Waterways	\$42,900	Waterways Retained Earnings & Other Unspent Articles
	Total		\$8,709,488	

MOTION ARTICLE 3. Capital Improvement Plan Select Board- Andrew Goodrich

I move that the Town appropriate the sum of **\$8,709,488.00** for the purpose of funding the costs of the Capital Improvement Plan submitted in accordance with Section 6-6 of the Scituate Town Charter as printed in the warrant and fund such appropriation in the following manner;

Raise and appropriate	\$ 184,000.00
<i>And transfer from the following available funds:</i>	
Free Cash	\$ 3,971,174.61
General Fund Reserved Premiums	\$ 12,607.39
PEG Access Revolving Fund	\$ 167,614.00
Water Enterprise Retained Earnings	\$ 501,190.18
Water Enterprise Reserved Premiums	\$ 22,459.82
Sewer Enterprise Retained Earnings	\$ 373,135.89
Sewer Enterprise Reserved Premiums	\$ 20,265.19
Transfer Station Enterprise Retained Earnings	\$ 90,517.82
Transfer Station Enterprise Reserved Premiums	\$ 1,626.54
Waterways Enterprise Retained Earnings	\$ 61,328.24
SEWER MAIN INSPECTION PROGRAM	\$ 2,249.92
REPLACE 2010 LOADER	\$ 357.35
YARD JOCKEY REPLACEMENT	\$ 385.20
UNPAID PY BILLS	\$ 133.09
SECURITY UPGRADES	\$ 442.76

and authorize the Treasurer, with the approval of the Select Board, to borrow the sum of \$3,300,000.00 in accordance with M.G.L. c. 44 §§ 7 & 8 or any other enabling authority for the purposes as indicated in the printed warrant and further that the Select Board are authorized to apply for grants, gifts, or donations for the purposes of this vote from federal, state, or private sources, and the said Select Board are hereby authorized to accept such grants, gifts or donations on behalf of the Town and that the amount of the authorized borrowing shall be reduced by the amount of grants, gifts and donations received prior to any such borrowing

*Advisory Committee-Jamie Gilmore
Capital Planning-Chris Carchia*

Quantum of vote: 2/3rds

VOTE- Declared Unanimous in Favor

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ARTICLE 4. Fiscal Year 2024 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 **\$94,525,194.00** 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, 2023; or take any other action relative thereto.

Article 4						
Fiscal Year 2024 Operating Budget						
			FY 2023 Appropriated	FY 2024 Select Board	FY 2024 Advisory Com	% of total
Select Board						
Town Administration						
123	510	Personal Services	\$ 356,035	\$ 396,941	\$ 396,941	
	520	Purchase of Services	\$ 171,160	\$ 230,160	\$ 230,160	
	530	Town Counsel	\$ 145,000	\$ 145,000	\$ 145,000	
	532	Contract Bargaining	\$ 180,331	\$ 204,587	\$ 204,587	
	540	Materials & Supplies	\$ 7,400	\$ 7,400	\$ 7,400	
	599	Salary Adjustments	\$ 10,000	\$ -	\$ -	
			\$ 869,926	\$ 984,088	\$ 984,088	1.04%
Advisory Committee						
131	510	Personal Services	\$ 2,298	\$ 2,566	\$ 2,566	
	520	Purchase of Services	\$ 250	\$ 250	\$ 250	
	540	Materials & Supplies	\$ 4,300	\$ 4,300	\$ 4,300	
			\$ 6,848	\$ 7,116	\$ 7,116	0.01%
132	Reserve Fund					
	570	Transfers	\$ 75,000	\$ 75,000	\$ 75,000	0.08%
135	Finance Director/Town Accountant					
	510	Personal Services	\$ 365,145	\$ 395,548	\$ 395,548	
	520	Purchase of Services	\$ 64,700	\$ 67,200	\$ 67,200	
	540	Materials & Supplies	\$ 1,300	\$ 1,300	\$ 1,300	
			\$ 431,145	\$ 464,048	\$ 464,048	0.49%
Assessors						
141	510	Personal Services	\$ 224,507	\$ 231,322	\$ 231,322	
	520	Purchase of Services	\$ 39,050	\$ 39,510	\$ 39,510	
	540	Materials & Supplies	\$ 500	\$ 500	\$ 500	
			\$ 264,057	\$ 271,332	\$ 271,332	0.29%
Treasurer/Collector						
145	510	Personal Services	\$ 331,394	\$ 340,125	\$ 340,125	
	520	Purchase of Services	\$ 101,025	\$ 108,025	\$ 108,025	
	540	Materials & Supplies	\$ 9,000	\$ 18,500	\$ 18,500	
			\$ 441,419	\$ 466,650	\$ 466,650	0.49%

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			FY 2023 Appropriated	FY 2024 Select Board	FY 2024 Advisory Com	% of total
155	Information Technology					
	510	Personal Services	\$ 275,126	\$ 314,825	\$ 314,825	
	520	Purchase of Services	\$ 385,595	\$ 432,478	\$ 432,478	
	540	Materials & Supplies	\$ 500	\$ 500	\$ 500	
	580	Capital Outlay	\$ 30,000	\$ 30,000	\$ 30,000	
			\$ 691,221	\$ 777,803	\$ 777,803	0.82%
	Tax Foreclosures					
158	521	Tax Foreclosures	\$ 39,000	\$ 39,000	\$ 39,000	
			\$ 39,000	\$ 39,000	\$ 39,000	0.04%
159	Cable TV					
	510	Personal Services	\$ 113,732	\$ 134,457	\$ 134,457	
	520	Purchase of Services	\$ 6,500	\$ 5,000	\$ 5,000	
	540	Materials & Supplies	\$ 2,000	\$ 2,000	\$ 2,000	
	580	Capital Outlay	\$ 150,000	\$ 150,000	\$ 150,000	
			\$ 272,232	\$ 291,457	\$ 291,457	0.31%
161	Town Clerk					
	510	Personal Services	\$ 211,681	\$ 204,951	\$ 204,951	
	520	Purchase of Services	\$ 44,122	\$ 41,055	\$ 41,055	
	540	Materials & Supplies	\$ 4,130	\$ 4,230	\$ 4,230	
			\$ 259,933	\$ 250,236	\$ 250,236	0.26%
171	Planning & Community Development					
175	510	Personal Services	\$ 877,477	\$ 954,262	\$ 954,262	
176	520	Purchase of Services	\$ 63,600	\$ 63,600	\$ 63,600	
182	540	Materials & Supplies	\$ 4,600	\$ 4,950	\$ 4,950	
241			\$ 945,677	\$ 1,022,812	\$ 1,022,812	1.08%
192	Property/Liability Insurance					
	570	Expenses	\$ 999,983	\$ 1,099,981	\$ 1,099,981	1.16%
	Total General Government		\$ 5,296,441	\$ 5,749,523	\$ 5,749,523	6.08%
210	Police					
	510	Personal Services	\$ 3,943,033	\$ 4,250,390	\$ 4,250,390	
	520	Purchase of Services	\$ 137,145	\$ 151,509	\$ 151,509	
	540	Materials & Supplies	\$ 134,020	\$ 139,831	\$ 139,831	
	580	Capital Outlay	\$ 203,820	\$ 279,470	\$ 279,470	
			\$ 4,418,018	\$ 4,821,200	\$ 4,821,200	5.10%
220	Fire					
	510	Personal Services	\$ 5,294,042	\$ 5,601,063	\$ 5,601,063	
	520	Purchase of Services	\$ 71,987	\$ 71,987	\$ 71,987	
	540	Materials & Supplies	\$ 166,991	\$ 170,991	\$ 170,991	
			\$ 5,533,020	\$ 5,844,041	\$ 5,844,041	6.18%

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			FY 2023 Appropriated	FY 2024 Select Board	FY 2024 Advisory Com	% of total
230	Combined Public Safety Dispatch					
	510	Personal Services	\$ 677,891	\$ 742,307	\$ 742,307	
	540	Materials & Supplies	\$ 400	\$ 600	\$ 600	
			\$ 678,291	\$ 742,907	\$ 742,907	0.79%
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		\$ 10,638,129	\$ 11,416,948	\$ 11,416,948	12.08%
300	School Department					
	505	School Expenses	\$ 43,356,872	\$ 45,757,329	\$ 45,757,329	48.41%
310	Regional School Assessments					
	560	Intergovernmental	\$ 614,185	\$ 769,728	\$ 769,728	0.81%
	Total Schools		\$ 43,971,057	\$ 46,527,057	\$ 46,527,057	49.22%
	Public Works					
400	510	Personal Services	\$ 1,857,258	\$ 1,898,068	\$ 1,898,068	
	520	Purchase of Services	\$ 575,320	\$ 575,320	\$ 575,320	
	540	Materials & Supplies	\$ 265,389	\$ 245,389	\$ 245,389	
	580	Capital Outlay	\$ 412,260	\$ 421,500	\$ 421,500	
			\$ 3,110,227	\$ 3,140,277	\$ 3,140,277	3.32%
410	Facilities					
	510	Personal Services	\$ 513,910	\$ 531,273	\$ 531,273	
	520	Purchase of Services	\$ 506,818	\$ 563,398	\$ 563,398	
	540	Materials & Supplies	\$ 249,300	\$ 266,000	\$ 266,000	
	580	Capital Outlay	\$ 83,000	\$ 66,000	\$ 66,000	
			\$ 1,353,028	\$ 1,426,671	\$ 1,426,671	1.51%
423	Snow & Ice					
	510	Personal Services	\$ 101,401	\$ 101,401	\$ 101,401	
	520	Purchase of Services	\$ 150,000	\$ 150,000	\$ 150,000	
	540	Materials & Supplies	\$ 245,714	\$ 245,714	\$ 245,714	
			\$ 497,115	\$ 497,115	\$ 497,115	0.53%
424	Street Lights & Beacons					
	520	Purchase of Services	\$ 125,000	\$ 125,000	\$ 125,000	0.13%
	Total Public Works		\$ 5,085,370	\$ 5,189,063	\$ 5,189,063	5.49%

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			FY 2023 Appropriated	FY 2024 Select Board	FY 2024 Advisory Com	% of total
510	Board of Health					
	510	Personal Services	\$ 301,882	\$ 315,684	\$ 315,684	
	520	Purchase of Services	\$ 12,575	\$ 6,325	\$ 6,325	
	540	Materials & Supplies	\$ 1,735	\$ 1,735	\$ 1,735	
	580	Capital Outlay	\$ 125	\$ 125	\$ 125	
			\$ 316,317	\$ 323,869	\$ 323,869	0.34%
541	Council on Aging					
	510	Personal Services	\$ 247,832	\$ 266,843	\$ 266,843	
	520	Purchase of Services	\$ 5,440	\$ 7,750	\$ 7,750	
	540	Materials & Supplies	\$ 28,000	\$ 28,000	\$ 28,000	
	580	Capital Outlay	\$ 5,200	\$ 5,200	\$ 5,200	
			\$ 286,472	\$ 307,793	\$ 307,793	0.33%
543	Veterans Agent					
	510	Personal Services	\$ 89,590	\$ 93,418	\$ 93,418	
	520	Purchase of Services	\$ 120,915	\$ 105,715	\$ 105,715	
	540	Materials & Supplies	\$ 2,150	\$ 2,300	\$ 2,300	
			\$ 212,655	\$ 201,433	\$ 201,433	0.21%
549	Commission on Disabilities					
	520	Purchase of Services	\$ 5,000	\$ 5,000	\$ 5,000	
			\$ 5,000	\$ 5,000	\$ 5,000	0.01%
	Total Health & Human Services		\$ 820,444	\$ 838,095	\$ 838,095	0.89%
610	Library					
	510	Personal Services	\$ 828,278	\$ 855,771	\$ 855,771	
	520	Purchase of Services	\$ 148,183	\$ 138,432	\$ 138,432	
	540	Materials & Supplies	\$ 139,000	\$ 164,000	\$ 164,000	
	580	Capital Outlay	\$ 5,000	\$ 5,000	\$ 5,000	
			\$ 1,120,461	\$ 1,163,203	\$ 1,163,203	1.23%
630	Recreation					
	510	Personal Services	\$ 164,521	\$ 172,477	\$ 172,477	
	520	Purchase of Services	\$ 1,710	\$ 1,710	\$ 1,710	
	540	Materials & Supplies	\$ 150	\$ 150	\$ 150	
			\$ 166,381	\$ 174,337	\$ 174,337	0.18%
650	Beautification					
	540	Materials & Supplies	\$ 30,000	\$ 32,500	\$ 32,500	
			\$ 30,000	\$ 32,500	\$ 32,500	0.03%

			FY 2023 Appropriated	FY 2024 Select Board	FY 2024 Advisory Com	% of total
691	Historical Buildings					
	520	Purchase of Services	\$ 23,200	\$ 39,680	\$ 39,680	
			\$ 23,200	\$ 39,680	\$ 39,680	0.04%
	Total Recreation & Resources		\$ 1,340,042	\$ 1,409,720	\$ 1,409,720	1.49%
720	Debt & Interest					
	590	Debt Service	\$ 8,111,167	\$ 7,979,309	\$ 7,979,309	8.44%
			\$ 8,111,167	\$ 7,979,309	\$ 7,979,309	8.44%
911	Plymouth County Retirement					
	512	Other Personal Services	\$ 6,338,175	\$ 6,978,292	\$ 6,978,292	7.38%
912	Workers' Compensation					
	515	Employee Benefits	\$ 210,000	\$ 210,000	\$ 210,000	0.22%
913	Unemployment Insurance					
	515	Employee Benefits	\$ 65,000	\$ 65,000	\$ 65,000	0.07%
914	Contributory Group Insurance					
	515	Employee Benefits	\$ 6,833,077	\$ 7,279,855	\$ 7,279,855	7.70%
916	Federal Taxes					
	515	Employee Benefits	\$ 848,396	\$ 882,332	\$ 882,332	0.93%
	Total Employee Benefits		\$ 14,294,648	\$ 15,415,479	\$ 15,415,479	16.31%
	Total General Fund		\$ 89,557,298	\$ 94,525,194	\$ 94,525,194	100.00%

Sponsored By: Select Board

MOTION ARTICLE 4. Fiscal Year 2024 Operating Budget

Select Board-Tony Vegnani

I move that the Town raise and appropriate \$92,761,436.96,
and transfer from the Golf Enterprise Fund \$70,520.00,
from the Wastewater Enterprise Fund \$299,650.00,
from the Water Department Enterprise Fund \$489,197.00,
from the Transfer Station Enterprise Fund \$166,484.00,

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from the Waterways Enterprise Fund \$177,641.00,
from Debt Premium Reserve \$1,792.00,
from the PEG Access Cable Revolving Fund \$291,457.00,
from the Wind Turbine Revolving Fund \$100,000.00,
from Solar Array Revolving Fund \$100,000.00,
from the Septic Loan Fund \$12,344.00,
from Premiums Reserved for the Senior Center \$742.04,
and from the Massachusetts School Building Assistance Reserve \$53,930.00,
totaling **\$94,525,194.00, to the General Fund** for the purpose of funding personal services and
expenses for Town operations as may be necessary for the Fiscal Year commencing July 1, 2023.

Advisory Committee-Jamie Gilmore

Quantum of vote: Majority

VOTE- Declared Unanimous in Favor

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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 **\$1,122,420.00**, or a greater or lesser sum, for the purpose of funding the Waterways Enterprise operations and expenses for the ensuing fiscal year commencing July 1, 2023; or take any other action relative thereto.

Personal Services	\$ 488,675
Other Expenses	\$ 633,745
Total	\$ 1,122,420

Sponsored By: Select Board

***MOTION ARTICLE 5. Waterways Enterprise Fund (Consent Agenda)**

Select Board-Tony Vegnani

I move that the Town transfer from Waterways Enterprise Receipts the sum of **\$1,122,420.00** for the purpose of funding the Waterways Enterprise operations and expenses for the ensuing fiscal year commencing July 1, 2023.

Personal Services	\$ 488,675
Other Expenses	\$ 633,745
Total	\$ 1,122,420

Advisory Committee-Jamie Gilmore

Quantum of vote: Majority

VOTE-Passed by Consent Agenda-Declared Unanimous in Favor

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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 **\$1,427,082.00**, or a greater or lesser sum, for the purpose of funding the Widow's Walk Golf Course operations and expenses for the ensuing fiscal year commencing July 1, 2023; or take any other action relative thereto.

Personal Services	\$ 483,332
Other Expenses	\$ 943,750
Total	\$ 1,427,082

Sponsored By: Select Board

***MOTION ARTICLE 6. Golf Course Enterprise Fund (Consent Agenda)**

Select Board-Tony Vegnani

I move that the Town transfer from Widows Walk Enterprise receipts the sum of **\$1,427,082.00** for the purpose of funding the Widow's Walk Golf Course operations and expenses for the ensuing fiscal year commencing July 1, 2023.

Personal Services	\$ 483,332
Other Expenses	\$ 943,750
Total	\$ 1,427,082

Advisory Committee-Jamie Gilmore

Quantum of vote: Majority

VOTE-Passed by Consent Agenda-Declared Unanimous in Favor

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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 **\$4,080,175.00**, 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, 2023; or take any other action relative thereto.

Personal Services	\$ 655,470
Other Expenses	\$ 3,424,705
Total	\$ 4,080,175

Sponsored By: Select Board

***MOTION ARTICLE 7. Wastewater Enterprise Fund (Consent Agenda)**

Select Board-Tony Vegnani

I move that the Town transfer from the Wastewater Enterprise receipts the sum of **4,080,715.00** for the purpose of funding Wastewater Treatment Plant operations and expenses, for the ensuing fiscal year commencing July 1, 2023.

Personal Services	\$ 655,470
Other Expenses	\$ 3,424,705
Total	\$ 4,080,175

Advisory Committee-Jamie Gilmore

Quantum of vote: Majority

VOTE-Passed by Consent Agenda-Declared Unanimous in Favor

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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 **\$1,587,027.00**, 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, 2023; or take any other action relative thereto.

Personal Services	\$ 344,974
Other Expenses	\$ 1,242,053
Total	\$ 1,587,027

Sponsored By: Select Board

***MOTION ARTICLE 8. Transfer Station Enterprise Fund (Consent Agenda)**

Select Board-Tony Vegnani

I move that the Town transfer from Transfer Station Enterprise receipts the sum of **\$1,587,027.00** for the purpose of funding the Landfill and Transfer Station operations and expenses for the ensuing fiscal year commencing July 1, 2023.

Personal Services	\$ 344,974
Other Expenses	\$ 1,242,053
Total	\$ 1,587,027

Advisory Committee-Jamie Gilmore

Quantum of vote: Majority

VOTE-Passed by Consent Agenda-Declared Unanimous in Favor

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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 **\$6,783,706.00**, or a greater or lesser sum, for the purpose of funding Water Division operations and expenses for the ensuing fiscal year commencing July 1, 2023; or take any other action relative thereto.

Personal Services	\$ 1,306,907
Other Expenses	\$ 5,476,799
Total	\$ 6,783,706

Sponsored By: Select Board

***MOTION ARTICLE 9. Water Enterprise Fund (*Consent Agenda*)**

Select Board-Tony Vegnani

I move that the Town transfer from Water Enterprise receipts, the sum of **\$6,682,706.00** for the purpose of funding Water Division operations and expenses for the ensuing fiscal year commencing July 1, 2023.

Personal Services	\$ 1,306,907
Other Expenses	\$ 5,375,799
Total	\$ 6,682,706

Advisory Committee-Jamie Gilmore

Quantum of vote: Majority

VOTE-Passed by Consent Agenda-Declared Unanimous in Favor

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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

***MOTION ARTICLE 10. Stabilization Fund Excess Levy (Consent Agenda)**

Select Board-Tony Vegnani

I move that the Town raise and appropriate the difference between the levy net and the levy limit to the Stabilization Fund, in accordance with M.G.L. c. 40, § 5B.

Advisory Committee-Jamie Gilmore

Quantum of vote: Majority

VOTE-Passed by Consent Agenda-Declared Unanimous in Favor

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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 2024, in accordance with M.G. L., c. 44, § 53E1/2 as follows; or take any other action relative thereto.

Revolving Fund	FY24 Expenditure Limit
Senior Center Revolving	\$150,000
Senior Center Food Service	\$45,000
Planning Board Application	\$15,000
Food Establishment Inspection	\$40,000
School Transportation	\$400,000
Beach Sticker	\$550,000
Public Health Vaccinations	\$50,000
Wind Turbine	\$750,000
Maintenance of Private Ways	\$10,000
GATRA Transport	\$130,000
Solar Array	\$485,000
Recreation Program	\$485,000
Athletic Fields	\$75,000
Maritime Center Rental	\$40,000
Scituate Harbor Community Building Rental	\$10,000
Aquaculture	\$5,000
Perc Witness Fees	\$50,000

Sponsored By: Select Board

***MOTION ARTICLE 11. Revolving Fund Limits (Consent Agenda)**

Select Board-Tony Vegnani

I move that the Town set the annual spending limits for the revolving funds authorized under General Bylaw Section 10260 for Fiscal Year 2024, in accordance with M.G. L., c. 44, § 53E1/2 as printed in the warrant.

	FY24 Expenditure Limit
Revolving Fund	
Senior Center Revolving	\$150,000
Senior Center Food Service	\$45,000
Planning Board Application	\$15,000
Food Establishment Inspection	\$40,000
School Transportation	\$400,000
Beach Sticker	\$550,000
Public Health Vaccinations	\$50,000
Wind Turbine	\$750,000
Maintenance of Private Ways	\$10,000
GATRA Transport	\$130,000
Solar Array	\$485,000
Recreation Program	\$485,000
Athletic Fields	\$75,000
Maritime Center Rental	\$40,000
Scituate Harbor Community Building Rental	\$10,000
Aquaculture	\$5,000
Perc Witness Fees	\$50,000

Advisory Committee-Jamie Gilmore

Quantum of vote: Majority

VOTE-Passed by Consent Agenda-Declared Unanimous in Favor

WARRANT

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 2024 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 2024; (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 2024 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.

1. \$272,059 From Community Preservation FY 2024 estimated revenues, to be reserved for the creation and support of Community Housing consistent with the Act;
2. \$272,059 From Community Preservation FY 2024 estimated revenues, to be reserved for the acquisition and preservation of Historic Resources consistent with the Act;
3. \$272,059 From Community Preservation FY 2024 estimated revenues, to be reserved for acquisition and preservation of Open Space consistent with the Act;
4. \$68,015 From Community Preservation FY 2024 estimated revenues, for Administrative Expense of the Community Preservation Committee;
5. \$271,801 From Community Preservation FY 2024 estimated revenues and premiums reserved for payment of debt relevant to the Athletic Field Renovation Project voted as Article 12 ATM 04/2019;
6. \$16,830 Recreation – Beach Signage;
7. \$82,500 Historic – Cudworth House Restoration;
8. \$300,000 Recreation – Pier 44 Park Design & Engineering;
9. \$30,991 Historic – North Scituate Train Canopy Restoration;
10. \$260,000 Recreation – Purple Dinosaur Playground;

11. \$548,924 Community Housing – Wheeler Park Window Replacement;
12. \$400,000 Recreation – Jenkins School Playground;
13. \$132,000 Historic – Mordecai Lincoln Driveway & Parking; Construction.

Sponsored By: Community Preservation Committee

MOTION ARTICLE 12. Community Preservation Select Board-Karen Connolly

I move that the Town hear and act on recommendations from the Community Preservation Committee (the “CPC”) on the Fiscal Year 2024 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 2024; (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 2024 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.

1. \$272,059 From Community Preservation FY 2024 estimated revenues, to be reserved for the creation and support of Community Housing consistent with the Act;
2. \$272,059 From Community Preservation FY 2024 estimated revenues, to be reserved for the acquisition and preservation of Historic Resources consistent with the Act;
3. \$272,059 From Community Preservation FY 2024 estimated revenues, to be reserved for acquisition and preservation of Open Space consistent with the Act;
4. \$68,015 From Community Preservation FY 2024 estimated revenues, for Administrative Expense of the Community Preservation Committee;
5. \$271,801 From Community Preservation FY 2024 estimated revenues and premiums reserved for payment of debt relevant to the Athletic Field Renovation Project voted as Article 12 ATM 04/2019;

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6. \$16,830 Recreation – Beach Signage;
7. \$82,500 Historic – Cudworth House Restoration;
- HOLD** 8. \$300,000 Recreation – Pier 44 Park Design & Engineering;
9. \$30,991 Historic – North Scituate Train Canopy Restoration;
10. \$260,000 Recreation – Purple Dinosaur Playground;
11. \$548,924 Community Housing – Wheeler Park Window Replacement;
12. \$400,000 Recreation – Jenkins School Playground;
13. \$132,000 Historic – Mordecai Lincoln Driveway & Parking; Construction.

*Advisory Committee-Elise Russo
CPC-Dan Fennelly/Skyler Chick*

Quantum of vote: Majority

**VOTE- Article 12-All Items 1-13 (Excluding Item 8 which was held for discussion)
Declared Majority in Favor**

**VOTE- Article 12-Item 8. Recreation – Pier 44 Park Design & Engineering
Declared Majority in Favor**

WARRANT

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 **\$49,467.87**, 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>
Boardwalks & Beach Mats	ATM 04/2017, Art 11-11	\$ 0.33
Roach Baseball Field Improvements	ATM 04/2017, Art 11-15	\$ 0.01
Historic Survey	ATM 04/2018, Art 12-05	\$10,000.00
Roach Field	STM 11/2018, Art 7-01	\$33,428.21
PJ Steverman	ATM 04/2020, Art 12-6	\$1,039.32
Historic Survey	STM 04/2022, Art 4-3	\$5,000.00

Sponsored By: Community Preservation Committee

***MOTION ARTICLE 13. Community Preservation Act Reconciliations**
(Consent Agenda)

Select Board-Tony Vegnani

I move that the Town hear and act on recommendations from the Community Preservation Committee to rescind the balance of funds authorized but unexpended totaling **\$49,467.87** 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.

<u>Project</u>	<u>Authorization</u>	<u>Amount</u>
Boardwalks & Beach Mats	ATM 04/2017, Art 11-11	\$ 0.33
Roach Baseball Field Improvements	ATM 04/2017, Art 11-15	\$ 0.01
Historic Survey	ATM 04/2018, Art 12-05	\$10,000.00
Roach Field	STM 11/2018, Art 7-01	\$33,428.21
PJ Steverman	ATM 04/2020, Art 12-6	\$ 1,039.32
Historic Survey	STM 04/2022, Art 4-3	\$ 5,000.00

Advisory Committee-Jamie Gilmore

Quantum of vote: Majority

VOTE-Passed by Consent Agenda-Declared Unanimous in Favor

Town of Scituate
Annual Town Meeting
April 10, 2023

WARRANT

**ARTICLE 14. South Shore Vocational Technical High School Agreement
Amendment Including Addition of Town of Marshfield**

To see if the Town will approve the amended South Shore Regional Vocational School District regional agreement, a copy of which is on file with the Town Clerk's Office, or take any action relative thereto.

Sponsored By: Select Board

**MOTION ARTICLE 14. South Shore Vocational Technical High School Agreement
Amendment Including Addition of Town of Marshfield**

Select Board-Maura Curran

I move that the Town approve the amended South Shore Regional Vocational School District regional agreement, a copy of which is on file with the Town Clerk's Office.

Advisory Committee-Patrice Metro

Quantum of vote: Majority

VOTE- Declared Unanimous in Favor

WARRANT

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

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

(Consent Agenda)

Select Board-Tony Vegnani

I move that the Town 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 authorize the Select Board to execute and deliver a bond on indemnity therefor to the Commonwealth.

Advisory Committee-Jamie Gilmore

Quantum of vote: Majority

VOTE-Passed by Consent Agenda-Declared Unanimous in Favor

WARRANT

ARTICLE 16. Zoning Bylaw Amendment – Section 720 Common Driveways

To see if the Town will vote to amend the Zoning Bylaws Section 720 as indicated below or take any other action relative thereto.

720 COMMON DRIVEWAYS

720.1 APPLICABILITY

A Common Driveway is a driveway used as common access to two or three lots which cannot serve more than three lots in total. Common Driveways shall access lots from no more than one access point on an existing street or a street shown on an approved subdivision plan. A Common Driveway shall access lots over a portion of the approved frontage of one of the lots served. Common Driveways shall not satisfy zoning frontage requirements. Access for the frontage must be actual and not illusory. The Planning Board may find frontage to be illusory if the frontage would fail to provide acceptable physical access as contemplated by MGL Chapter 41, Section 81M. Such failure may include, but is not limited to, the inability of the applicant to obtain an order of conditions under applicable state or local wetlands regulations for construction of the access, the presence of district physical impediments to threshold access, or extreme lot configurations. Where the proposed development constitutes a subdivision under the Subdivision control Law, this bylaw shall not apply.

The common driveway starts at the street and encompasses the driveway up to and including the turnaround. The common driveway area is the entire access area for the purpose of benefitting adjoining properties.

All Common Driveways shall require a special permit from the Planning Board except that Common Driveways less than five hundred feet in length serving two lots with adjoining legal frontage shall not require a special permit but will be subject to the provisions of Section 770, Site Plan Review, except that the application requirements shall be those necessary in the opinion of the Planning Board to demonstrate that the Common Driveway meets the Standards of Review of Section 770.6.

The provisions of Section 720, Common Driveways, shall not apply to any application filed with the Planning Board and Town Clerk pursuant to Section 720 prior to November 30, 2022.

720.2 PURPOSE

The purpose of this Section 720, Common Driveways, is to provide guidelines for the Planning Board to permit Common Driveways in order to reduce the number of access points on public or private roads; to maintain safe access to residential lots for year round residential traffic and emergency vehicles; to protect wetlands and sensitive natural areas from disturbance, including stormwater runoff; and to preserve a rural atmosphere in the Town of Scituate, when these driveways meet reasonable construction and design standards.

720.3 APPLICATION REQUIREMENTS

All applications ~~for special permits~~ for Common Driveways shall include a completed application form, fourteen copies of the Common Driveway Plan, and a proposed Common Driveway Agreement.

The Common Driveway Plan shall contain the Common Driveway; the Common Driveway easement; the area of the lots served ~~which falls within seventy-five feet of the Common Driveway easement~~ for the common driveway; the width and proposed surface of the Common Driveway with a cross-section including berms and cleared shoulders; and the locations of turnarounds for emergency vehicles. The Planning Board may require a locus plan showing the entire area of the lots served, the adjoining access road, and the Common Driveway. The Common Driveway Plan shall be prepared and stamped by a Registered Professional Engineer ~~or~~ and a Registered Professional Land Surveyor.

A note shall be placed on the plan, and the deed for each lot served by a Common Driveway shall include, a restrictive covenant stating that the Common Driveway shall never be considered for acceptance as a town road and that all maintenance and repair of the Common Driveway and drainage facilities shall be the responsibility of the owners of the properties served by the Common Driveway.

The entire residential lot(s) to be served by the common driveway shall be shown on the common driveway plan. The lots shown shall show existing and proposed structures and grades with a certification by the designing engineer that all structures and buildings conform to applicable zoning requirements. If a separate Stormwater Permit is required, it shall be submitted simultaneously with the common driveway application.

720.4 ADDITIONAL INFORMATION

The Planning Board may require additional information if they consider it necessary to review the adequacy of a proposed Common Driveway.

720.5 COMMON DRIVEWAY EASEMENT AND AGREEMENT

~~Prior to the approval of a special permit, an agreement for maintenance of the Common Driveway and drainage facilities shall be provided in a form acceptable to the Planning Board.~~

Proposed documents shall be submitted to the Planning Board with an application for a Common Driveway demonstrating to the satisfaction of the board through easements, restrictive covenants, or other appropriated recordable instruments that the maintenance, repair, snow removal, and liability for the Common Driveway shall remain perpetually the responsibility of all of the record owners of the lots served by the Common Driveway, or their successors-in-interest. Easement areas shall be shown on the Common Driveway Plan. Approved legal documents shall be recorded prior to a) issuance of building permit for any building to be served by the Common Driveway or b) construction of or improvements to the Common Driveway, whichever occurs first.

720.6 PROCEDURE

The Planning Board shall be the Special Permit Granting Authority for special permits for Common Driveways. The procedure for approval of special permits for Common Driveways shall meet the applicable provisions of Massachusetts General Laws, Chapter 40A, Sections 9 and 11. ~~Thirteen~~ Fourteen copies of the application and

Common Driveway Plan shall be submitted with the special permit application along with an electronic copy of all materials submitted.

The Common Driveway Plan approved by the Planning Board shall be submitted for the Board's signature when the special permit is signed by the Planning Board. The special permit, Common Driveway Plan, and Common Driveway Agreement executed by the applicant shall all be recorded at the Plymouth County Registry of Deeds and/or Land Court as applicable, and certified copies of each shall be forwarded to the Planning Board within six months of the approval of the special permit. All common driveway plans, shall be signed and recorded with the permit and Agreement.

720.7 DESIGN STANDARDS

All Common Driveways shall conform to the following design standards:

- A. The location and construction of Common Driveways should minimize soil disturbance, vegetation removal, and drainage impacts, and preserve existing trees of over 12" caliper and other natural features of special significance.
- B. Common Driveways shall have a minimum surface width of sixteen feet, exclusive of two-foot shoulders on either side cleared of brush and trees. With the agreement of the Fire Chief Department in writing and concurrence of the Board, the minimum surface width of a Common Driveway serving three lots may be reduced to fourteen feet, and for two lots, to twelve feet. The Planning Board may require one-foot wide Cape Cod berms and/or swales to direct drainage and infiltrate runoff.
- C. No Common Driveway shall be allowed to be constructed off any cul-de-sac or dead end of a public or private way. No Common Driveway shall be connected or attached to any other Common Driveway. No Common Driveway shall be extended without prior approval of the Planning Board.
- D. Common Driveways shall be located within an easement which may allow space for installation of water lines and utilities as needed. Water lines and appurtenances shall be shown on the Common Driveway Plan. Underground utilities are encouraged for all Common Driveway construction. Utilities, shoulders, signage, turnarounds and snow storage shall be clearly delineated in the easement area on the engineered plans.
- E. Common Driveways shall be constructed using a minimum 12" thick sorted gravel sub-base. The base course and top course for paved driveways shall each be a minimum 1 1/2 " thickness. Surfacing with bank gravel, peastone, crushed stone or another permeable or semi-permeable surface may be recommended for use within one hundred feet of a wetland or in other sensitive areas.
- F. Common Driveways shall not exceed one thousand-Five-hundred (500) feet in length, measured from the street line to the end of the Common Driveway.
- G. Runoff draining onto abutting properties shall not exceed that which existed prior to construction of the Common Driveway or to be concentrated at any one point of discharge. Runoff shall not discharge into the public way. No plan for a

common driveway shall be approved unless engineered drainage calculations are provided to the Planning Board and until the Board is satisfied that the plan, based upon peer review, provides sufficient drainage control measures that will result in no increase in runoff onto property other than onto one of the lots to be served by the common driveway.

- H. No driveway, parking or turning area or other impervious area shall be located above major components of a septic system, including septic tanks, leaching fields, and distribution boxes, except where approved by the Board of Health.
- I. To provide better traffic safety and reduce the visual impacts of traffic on abutting properties, the Planning Board may require Common Driveways to be set back from lot lines and/or screened with a buffer of trees and/or shrubs.
- J. Turnarounds for emergency vehicles shall be provided at the end of the common driveway with a minimum length of 30' and width of 20' in locations approved by the Planning Board after consultation with the Fire Chief/Department. There must be adequate directional signage provided identifying the addresses served by the Common Driveway for emergency vehicles and regular traffic at the common driveway entrance and at each lot served by the common driveway. Signage must be approved by the Planning Board in conjunction with 911-Fire officials.
- K. Sight distances at the entrance of a Common Driveway along the intersecting road should conform to current American Association of State Highway and Transportation Officials (AASHTO) standards and be indicated on the plan. Minimum required stopping distance and intersection sight distance shall be provided. Intersection sight distance shall be measured a minimum of 15 feet from the edge of the road along the centerline of the proposed driveway at a height above the road surface consistent with AASHTO policy.
- L. The lot width for lots served by a Common Driveway may be measured parallel to the Common Driveway, except in the case of fifty-foot frontage lots.
- M. All portions of the common driveway shall be setback a minimum of 10 feet from any adjoining property lines, other than the property line for each of the residential lots to be served by the driveway.
- N. The common driveway shall be located a minimum of 50 feet from any existing driveway or public or private way (except for an existing driveway that is to be eliminated and revegetated.)
- O. The lots to be served by the common driveway shall each use the common driveway as the sole means of access.
- P. The common driveway shall have a minimum grade of 1% and a maximum grade of 9%.
- Q. The common driveway shall have corner radii of 25 feet at the point of intersection with the public way.

720.8 CONSTRUCTION

Construction of the Common Driveway shall be supervised by a Registered Professional Engineer who shall certify in writing to the Planning Board and Building Commissioner at completion that the driveway and drainage structures were constructed in accordance with the approved plans. This certification shall be accompanied by as-built plans, signed and stamped by a Registered Professional Land Surveyor and the supervising engineer. As-built plans shall include the locations of easements for all drainage structures including swales and must be provided to the ~~Department of Public Works,~~ with a copy to the Planning Board, within three months of the completion of construction of a Common Driveway. The Building Commissioner shall not issue a final Certificate of Occupancy for a dwelling served by a Common Driveway unless the Building Commissioner is satisfied that access, construction of the Common Driveway, installation of necessary utilities and site restoration are in full compliance with the approved plans and the special permit.

720.9 SURETY

An acceptable amount and form of surety for construction of the Common Driveway and drainage system shall be established by the Planning Board and provided to the Planning Board by the applicant prior to approval of the special permit construction of the Common Driveway. ~~The Department of Public Works~~ The Planning Board or its designated representative shall inspect the site and if it finds that all construction, including grading, loaming and seeding, clean up of earth materials and construction debris is complete, it shall so certify to the Planning Board. Thereafter, the Planning Board may release surety held under this Section.

Sponsored by: Planning Board

MOTION ARTICLE 16. Zoning Bylaw Amendment – Section 720 Common Driveways
Select Board-Karen Canfield

I move that the Town amend the Zoning Bylaws Section 720 as indicated in the printed warrant.

Quantum of vote: 2/3rds

*Advisory Committee-Marc DiCosimo
Planning Board-Pat Lambert*

VOTE- Declared Unanimous in Favor

WARRANT

ARTICLE 17. Zoning Bylaw Amendment – Section 760 Parking Requirements

To see if the Town will vote to amend the Zoning Bylaws Section 760 as indicated below or take any other action relative thereto.

760 PARKING REQUIREMENTS

760.1 PURPOSE

The purpose of these requirements is to ensure that adequate quantity of well-designed off-street parking is provided to service all parking demands.

760.2 APPLICABILITY

Off-street parking shall be provided to service the net increase in parking demand created by new construction, additions, or change of use. Structures and land uses in existence on January 1, 1988, are not subject to these requirements so long as they are not enlarged or changed in a manner that increases their parking needs. All parking required by this Section shall be provided on-site except as provided in Section 760.8.

760.3 DESIGN REQUIREMENTS

Each parking space shall contain no less than one hundred sixty-two square feet of area [typically nine feet by eighteen feet] and shall have adequate back-up room. All required parking spaces and driveways, except those serving single or two-family residences, shall be paved, unless the Planning Board determines that the intensity of use does not merit paving or that an alternative surface is in the public interest.

760.4 PARKING LOT PLANTING

Parking lots shall have at least one tree per eight parking spaces to be located in planting areas inside of the lot or within ten feet of paved area. Existing trees may fulfill this requirement, provided the trees are distributed throughout the lot. Such trees shall be at least two inches trunk diameter with not less than forty square feet of unpaved soil or other permeable surface area per tree. At least five percent of the interior of any parking lot having twenty-five or more parking spaces shall be maintained with landscaping, including trees, on plots of at least four feet in width. Trees and soil plots shall be so located as to provide visual relief and sun and wind interruption within the parking area and to assure safe patterns of internal circulation.

760.5 CONSTRUCTION EXEMPTION

The Planning Board may grant a special permit under this section to temporarily waive the construction of a portion of an approved parking plan if the applicant can show that special circumstances exist, such as shared use of a parking lot by activities having different peak demand times. Such special permit shall expire two years after its approval date. The area of the approved parking plan that will not be constructed shall remain open or shall be landscaped according to a plan approved by the Planning Board. At least 120 days prior to the expiration of the two year term of the special permit, a special permit application may be filed to for a permanent construction waiver in accordance with this section. The Planning Board shall consider, among other relevant evidence, the adequacy of the parking during the two-year temporary waiver period. The Planning Board may impose reasonable conditions on any permanent parking waiver granted by special permit under this section.

760.6 TABLE OF MINIMUM REQUIREMENTS – TABLE 1

Use	Number of Spaces Required
Single family residential.....	2
Two-family residential	4
Accessory Dwelling (Section 530).....	1 space per bedroom
Residential..... (except single or two-family dwellings)	1 space per bedroom
Retail or service uses (other than automotive area)	1 space per 200 square feet gross floor service station)
Automotive service or body shop.....	1 space per service bay
Professional or other office, bank.....	1 space per 300 square feet of gross floor area
Restaurant, bar.....	1 space per 4 seats
Industrial, light manufacturing.....	1 space per 400 square feet of gross floor area
Warehouse.....	1 space per 600 square feet of gross floor area
Places of public assembly, including auditoriums, theaters, clubs, houses of worship and recreational facilities	1 space for every 3 occupants as determined by State Building Code
Marina	1 space per boat capacity
Rest, nursing or convalescent home or hospital	1 space per 3 beds
Laundromat	1 space per 2 washing machines
Bowling alley	1 space per 2 lanes
Commercial Golf Course	1.6 spaces for every acre of land in the property
Hotels and motels	1.25 spaces/guest unit plus spaces required for other commercial uses
Inns	1.25 per guest unit
Bed and breakfast.....	1 per bedroom

Clubs and lodges	1 space for every four occupants as determined by the Building Code
Religious exempt uses other than houses of worship	1 space for every four occupants as determined by the Building Code
Educational exempt uses	1 space for every 200 square feet of gross floor area
All other uses.....	Parking spaces adequate to accommodate normal demand as determined by the Planning Board

760.7 BUSINESS AND COMMERCIAL PARKING REQUIREMENTS

Whenever off-street parking in the Village Center & Neighborhood and Business Districts is required in accordance with this Section 760, the following provisions shall apply:

- A. **Buffer Area.** Each lot shall contain a buffer area, at least six feet deep, between the street line and the balance of the lot. This buffer area, which shall be separated from the street and the balance of the lot by a curb, shall be seeded and landscaped except along a driveway entrance or where a pedestrian walkway and/or bicycle parking is being provided. This requirement shall not apply to the Village Center & Neighborhood District.
- B. **Access.** In all areas not subject to egress controls as specified under Section 610.2.C of this bylaw, driveway entries shall be at least twenty feet wide and if there is more than one driveway entry on a lot, these entries shall be located at least one hundred and twenty feet apart, center to center.
- C. **Number of Driveways.** If the street frontage of a lot is two hundred feet or less, only one driveway entrance shall be permitted. If the street frontage exceeds two hundred feet, additional driveway entries shall be permitted in the ratio of one additional entry for each additional two hundred feet or portion thereof of frontage.
- D. **Pedestrian Access.** Safe and continuous pedestrian access must be provided to and within a parking area, preferably in connection with interior landscaping, and connecting to current or anticipated adjacent pedestrian facilities and to adjoining transit facilities.
- E. **Bicycle Racks.** A bicycle parking rack must be provided in all cases where five or more automobile parking spaces are required, with the location convenient to, and when practical provided weather protection by, the building it serves. The number and location of bicycle parking spaces is at the discretion of the Planning Board, but shall be not less than 10% (rounded to the nearest whole number) of automobile spaces required; provided that, if in the opinion of the Planning Board such bicycle parking spaces will compromise public health, safety or welfare, the Planning Board may allow fewer than the minimum 10% bicycle parking spaces.

760.8 BUSINESS AND MIXED USE DISTRICT PARKING REQUIREMENTS AND WAIVERS

The Planning Board may waive the parking requirements of this Section for commercial, mixed use, and residential uses in the Village Center & Neighborhood (VCN) and Business Districts if the applicant can demonstrate that sufficient off-street and on-street parking (public or private) exists that may adequately fulfill, in part or in whole, the parking needs of the applicant, or that special circumstances exist, such as the shared use of a parking lot by activities having different peak demand times as determined by the standards below.

A. Purpose.

1. To establish parking policies that support human-scaled environments.
2. To minimize the impact of sidewalk interruptions and conflict points on the walkability of the public realm.
3. To minimize excessive and inefficient off-street parking lots that result in lost opportunities to develop new buildings that expand business and the tax base.
4. To encourage the use of public transportation, bicycling, and walking in lieu of motor vehicle use when a choice of travel mode exists.

B. Off-Street Parking Requirements. The minimum number of off-street parking spaces required for residential, commercial, and mixed uses in the VCN and B shall be consistent with the requirements on Table 2 below. Where a use is not addressed on Table 2, then such use will be consistent with the requirements of Table 1 in Section 760.6. Outdoor seating cafes and accessory buildings are exempt from off-street parking requirements at the discretion of the Planning Board.

TABLE 2 - OFF-STREET PARKING STANDARDS FOR MIXED USE DISTRICTS	
Commercial and Mixed Use	Required Parking Spaces
Retail Business, Commercial or Personal Service Establishment	1 space per 400 square feet
General Office or Retail in Mixed Use Buildings	1 space per 500 square feet
Medical or Dental Office or Clinic	5 spaces/doctor or dentist within a single office or suite
Restaurant	1 space for each 4 seats
Residential Use	
S.F. Attached Unit or Cottage Unit	1.5/DU with 2 bedrooms or less; and 2/DU with 3 bedrooms or more located within 300 feet of the Dwelling Unit
1-bedroom unit in Mixed-Use or Multi-Family Building	1 space
2-bedroom unit in Mixed Use or Multi-Family Building	1.5 spaces
3 or more bedroom unit in Mixed Use or Multi-Family Building	2 spaces

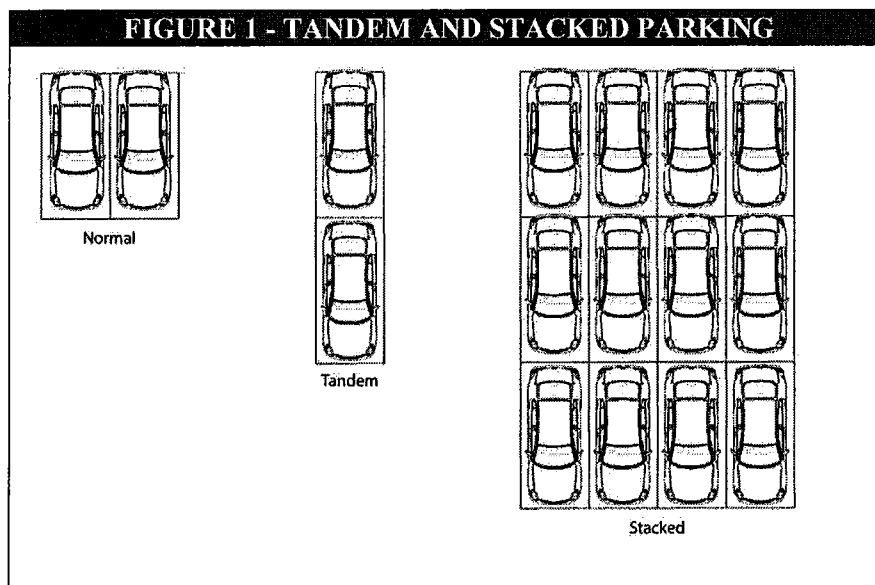
C. Parking Reduction Methods. By Special Permit, the Planning Board may ~~increase-decrease~~ off-street parking ~~reduction~~ requirements in Table 2 under the following conditions:

1. On-Street Parking Off-Set. Parking spaces required to meet the minimum off-street parking requirements of Table 2 may include publicly available on-street parking spaces along the building lot frontage on the same side of the street.
2. Shared Parking and Mixed Use.
 - a) When there is a combination of uses on-site using shared parking lots with offset peak demand times ~~where~~ under one or more of the following conditions: a shared parking agreement with proximate properties where uses have offset peak demand times; uses have a high rate of parking turnover; or evidence of similar uses and location situations operating successfully with lower amounts of parking.
 - b) In Commercial or Mixed Use Buildings or Developments where shared parking is proposed, the Planning Board may require an evaluation prepared by the applicant following the procedures of the Urban Land Institute (ULI) Shared Parking Manual (latest edition) or the Institute of Transportation Engineers (ITE) Shared Parking Guidelines (latest addition), or other approved procedures determined by the Planning Board.
 - c) A formal parking evaluation may be waived for small developments where there is established experience with the land use mix and its impact is expected to be minimal.
3. Car-Sharing Program. The Planning Board may approve a parking reduction where an active car-sharing program is made available to residents and/or employees of a Development Site; and where cars for the car-share program are available on the site or within a 700-foot walking distance of the site.
4. Off-Site Parking. The Planning Board may allow required parking to be provided off-site ~~for employees~~, except for any required handicapped parking, as permitted according to the provisions of and when conforming to the following:
 - a) A lot featuring the off-site parking must be located within seven hundred (700) feet in walking distance, measured from the nearest point of the off-site parking along walkways to the principal building entrance served;
 - b) Pedestrian access between the use and the off-site ~~accessory~~ parking area must be via paved sidewalk or walkways; and
 - c) A lease, recorded covenant, or other comparable legal instrument, executed and filed with the Town of Scituate, guaranteeing long term use of the site containing the off-site parking area is provided to the Planning Board.

D. Special Parking Types and Standards.

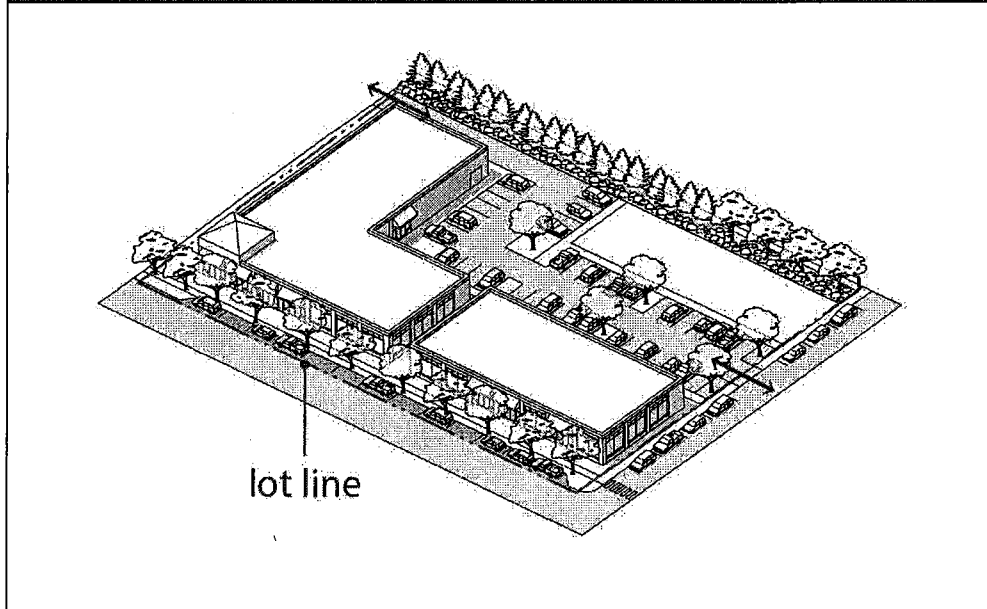
1. Stacked and Valet Parking. By Special Permit, the Planning Board may allow valet or stacked parking if an attendant is present to move vehicles. If stacked parking is used for required parking spaces, a written guarantee must be filed with the Town ensuring that an attendant will always be present when the lot is in operation. The requirements for minimum or maximum spaces continue to apply for stacked parking. Valet and stacked parking spaces do not require individual striping and may be permitted on-site or off-site as a means of satisfying the applicable off-street parking requirements where:

- a) Adequate assurance of the continued operation of the valet parking is provided.
 - b) An equivalent number of valet spaces are available to replace the number of required off-street parking spaces.
 - c) The design of the valet parking area will not cause queuing in a vehicular travel lane.
 - d) An attendant is provided to park vehicles during business hours.
2. Tandem Parking. By Special Permit, the Planning Board may allow tandem parking under the following conditions:
- a) To be used to meet parking requirements for residential units only.
 - b) Tandem spaces shall be assigned to the same dwelling unit.
 - c) Tandem parking shall not be used to provide guest parking.
 - d) Two parking spaces in tandem shall have a combined minimum dimension of 9 feet in width by 30 feet in length.
 - e) Up to 75% of the total off-street parking spaces provided may incorporate tandem parking.



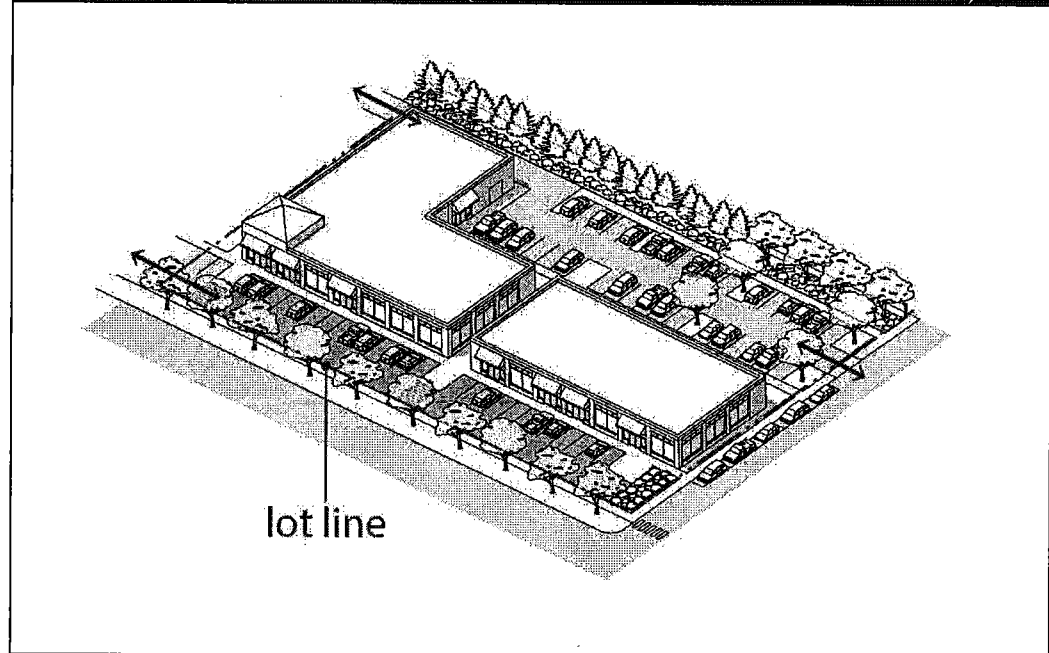
3. Street Side Parking. By Special Permit, the Planning Board may allow parallel or angled parking provided on a privately-owned lot directly adjacent to the public street right-of-way in combination with a minimum five (5) foot wide planting strip with street trees planted 40 feet on center, and a five (5) foot minimum concrete sidewalk connecting to public sidewalks on abutting lots and to the primary building on-site. These parking spaces shall be privately owned but accessible to the public. These parking spaces were effectively function as on-street parking.

FIGURE 2 - STREET SIDE PARKING (ON FRONT PROPERTY LINE)



4. Teaser Parking. By Special Permit, the Planning Board may allow a limited amount of off-street surface parking to be placed between a public street and the street facing façade of a primarily building. Where this is permitted by the Planning Board, the parking area will be setback a minimum of twenty (20) feet from the street line and streetscape treatments including street trees, landscaping, and a minimum 5-foot sidewalk will be placed adjacent to the street line. The sidewalk shall also be connected to the front door of the primary building by a dedicated pedestrian connection. The portion of the parking lot located in front of the primarily building shall be limited to one (1) double row of vehicles and associated parking aisle.

FIGURE 3 – TEASER PARKING (IN FRONT OF PRIMARY BUILDING)



E. Structured Parking.

1. Permitted Types. Off-street parking structures may include a private garage or carport, an above-ground parking structure, or an underground parking structure.
2. Access. Pedestrian access to structured parking shall be made directly to the primary building and may be made to a public sidewalk as applicable. Structured parking may also be attached directly to the primary building allowing pedestrians to enter directly into the building.
3. Design and Construction. Where a structured parking facility is visible from a public way, the façade design of the visible façade(s) must be designed as follows:
 - a) Fenestration and facade openings must be vertically and horizontally aligned and all floors fronting on the facade must be level (not inclined).
 - b) The facade must include windows of transparent or translucent, but non-reflective, glass or openings designed to appear as windows for between twenty percent (20%) and fifty percent (50%) of the wall area of each floor.
 - c) Windows must be back-lit during evening hours and internal light sources must be concealed from view from public sidewalks.
 - d) The facade area masking the floors occupied by motor vehicle parking must be seamlessly integrated into the architectural design of the building's facade.

F. Parking Design Standards. In addition to the parking standards in Section 760, the following standards apply:

1. Parking Setbacks.
 - a) In the VCN all off-street parking, except underground structured parking, shall be located at or behind the required parking setback as indicated in Section 580.

- b) Parking is never permitted within the front yard of a building lot except for Street Side Parking and Teaser Parking in Section 760.D above.
- 2. Pedestrian Access. Pedestrian access from parking lots must lead directly to a public sidewalk and to the primary building.
- 3. Shared Vehicle Access.
 - a) Shared driveways are permitted and encouraged.
 - b) Shared internal access between private parking lots is permitted and encouraged.
- 4. Street Screening. A Street Screen shall be required where private parking is visible from a public street or sidewalk. A 5-foot wide buffer area is required and shall include a wall or fence and ~~and/or~~ landscaping that provides a sight ~~impervious~~ screen.

G. Parking Special Permit Criteria. Where a Special Permit is sought for relief from the parking standards, the Planning Board shall consider the following:

- 1. The supply and demand of public and private parking in the district, as determined through a parking study.
- 2. Mobility management programs and services provided by the applicant to reduce the demand for parking.
- 3. That parking provided in excess of the minimum requirement does not result in underutilized spaces, excessive impervious surfaces, and lost opportunities for building or outdoor amenities spaces.

Sponsored by: Planning Board

MOTION ARTICLE 17. Zoning Bylaw Amendment – Section 760 Parking Requirements
Select Board-Karen Canfield

I move that the Town amend the Zoning Bylaws Section 760 as indicated in the printed warrant.

Quantum of vote: 2/3rds

*Advisory Committee-Marc DiCosimo
Planning Board-Bob Maclean*

VOTE- Declared Unanimous in Favor

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


Kathleen A. Gardner
Town Clerk

