

COMMONWEALTH OF MASSACHUSETTS
ANNUAL TOWN MEETING WARRANT

Annual Town Meeting, Monday, April 23, 2018

The Meeting convened at 7:00 o'clock in the evening at the Marshfield High School Auditorium at 7:40 p.m. Town Meeting voted to suspend the business of the Annual Town Meeting to open and attend to the business of the Special Town Meeting. At the conclusion of the Special Town Meeting at 9:30 p.m. on April 23rd Town Meeting on a motion made by the Moderator voted unanimously to take up the business of Annual Town Meeting.

Town Meeting workers included: Ned Bangs, Barbara Carney, Charlotte Keith, Susan Flynn, Terry Wening, Barry Bartlett, Rosie Kaulbfleisch, Susan Sloane, Anne Studley, Fred Monaco, Charlotte Keith, Gareth Long and Doreen Giles. Counters were Richard Greer, Bert O'Donnell, Yvonne Price, Barry Cornwall, Doreen Giles, Barbara Carney, Pamela Keith, Terry Wening, Ann Marie Sacchetti, Fred Monaco, Kevin Cantwell, Kevin Robinson and Cindy Castro. Stephen Darcy was Assistant Moderator and Timekeeper for the meeting. Robert W. Galvin Town Counsel was present also.

On a motion made by the Moderator Articles 1, 2, 29 and 30 were moved via a consent agenda:

ARTICLE 1 *Will the Town vote to receive the reports of the Town Officers and Committees as set forth in the Annual Report..*

Board of Selectmen

ARTICLE 2 *Will the Town vote to approve and establish the salaries and compensation of all elected Town Officers for fiscal year 2019, or take any other action relative thereto:*

Selectmen	\$3,417	(Chairman \$1,229, 2 members \$1,094)
Assessors	3,687	(Chairman \$1,363, 2 members \$1,162)
Public Works	2,180	(Chairman \$816, 2 members \$682)
Planning Board	1,120	(Chairman \$320, 4 members \$200)
Board of Health	1,460	(Chairman \$576, 2 members \$442)
Town Clerk	56,692	
Moderator	<u>92</u>	
	\$68,648	

Board of Selectmen

ARTICLE 29 *The Board of Public Works moves that the Town vote to construct, reconstruct, resurface, alter or make specific repairs upon all or portions of various Town ways and to further vote to appropriate and/or temporarily borrow in anticipation of full reimbursement, in accordance with Mass. Gen. L. c. 44 §§4 and 6A, and authorize the expenditure of the sum of \$758,101 of funds provided or to be provided by the Commonwealth of Massachusetts through the Massachusetts Department of Transportation under the provisions of Mass. Gen. L. c. 90 §34, Clause 2(A), said funds to be expended under the direction of the Board of Public Works.*

ARTICLE 30 *The Board of Public Works moves that the Town vote to authorize the Board of Public Works on behalf of the Town to acquire certain unused and unwanted burial plots and graves in Marshfield cemeteries, and further to appropriate the sum of \$2,250 to pay for the cost of acquiring said plots and graves, and to meet this appropriation transfer said sum from the sale of lots and graves, said funds to be expended under the direction of the Board of Public Works.*

These Articles 1, 2, 29 and 30 were passed by majority vote.

ARTICLE 3 The Advisory Board moves that the Town vote to appropriate the sum of **\$107,027,496** to defray the charges, expenses and salary obligations of the Town, including, without limitation, debt and interest, wages, salaries, reserve funds, and expenses for operations for the Town's departments and offices in the manner set forth in Article 3 of April 23, 2018 Annual Town Meeting Warrant on pages 2 through 8 for Fiscal Year 2019 (beginning July 1, 2018 and ending on June 30, 2019).

And to meet said appropriation:

- 1) raise and appropriate the sum of \$92,708,307 from the FY19 Tax Levy and Other Receipts;
- 2) raise and appropriate the sum of \$1,133,902 from Reserved for Appropriation accounts
 - \$ 30,000 Waterways Improvement Fund
 - \$ 20,000 Wetland Protection Fund
 - \$ 20,000 Licensing and Keeping of Dogs
 - \$ 20,000 Cemetery Perpetual Care
 - \$ 800,000 Debt Service Offset
 - \$ 243,902 Bond premium reserveTotal: \$1,133,902
- 3) raise and appropriate the sum of \$1,348,647 from user charges to offset Indirect Charges as follows:
 - \$ 494,118 from Wastewater Enterprise Fund User Charges
 - \$ 609,481 from Water Enterprise Fund User Charges
 - \$ 245,048 from Solid Waste Enterprise Fund User ChargesTotal: \$1,348,647
- 4) transfer the sum of \$1,348,647 from Wastewater, Water and Solid Waste Enterprise to the General Fund
- 5) raise and appropriate the sum of \$10,487,993 from the FY19 Wastewater, Water and Sewer Revenues for Direct Costs of the Town's Enterprise Funds as follows:
 - Wastewater Enterprise Fund \$ 3,313,653
 - Water Enterprise Fund \$ 3,704,156
 - Solid Waste Enterprise Fund \$ 3,470,184Total: \$10,487,993

		FY18 Appropriate	FY19 Request	Town Admin / Adv. Board Rec
Department				
Moderator	121			
Elected Officials		92	92	92
Selectmen	122			
Elected Officials		3,417	3,417	3,417
Personnel		276,463	287,586	287,586
Expenses		200,528	215,400	283,400
Total		480,408	506,403	574,403
Accounting	135			
Personnel		200,716	183,459	183,459
Expenses		6,420	13,900	13,900
Total		207,136	197,359	197,359
Assessors	141			
Elected Officials		3,687	3,687	3,687
Personnel		231,796	219,258	219,538
Expenses		72,580	74,600	74,600
Total		308,063	297,545	297,825
Treasurer/Collector	145			
Personnel		386,705	403,103	428,103
Expenses		53,600	59,700	64,700
Total		440,305	462,803	492,803
Legal/Court Judgments	151			
Personnel		0	0	0
Expenses		120,000	120,000	200,000
Total		120,000	120,000	200,000
Human Resources	152			
Personnel		145,505	148,323	148,323
Expenses		4,000	19,500	12,500
Total		149,505	167,823	160,823
MIS / IT	155			
Personnel		86,689	90,155	90,155
Expenses		251,200	196,200	176,200

	Department Capital		0	0	0
	Total		337,889	286,355	266,355
	Town Clerk	161			
	Elected Officials		56,689	0	56,692
	Personnel		143,780	131,029	74,337
	Expenses		5,310	9,500	9,500
	Total		205,779	140,529	140,529
	Elections/Town Meeting	162			
	Personnel		30,000	43,000	0
	Expenses		33,100	63,100	63,100
	Total		63,100	106,100	63,100
	Conservation	171			
	Personnel		114,864	112,146	112,146
	Expenses		13,706	15,706	15,706
	Total		128,570	127,852	127,852
	Planning Board	175			
	Elected Officials		1,120	1,120	1,120
	Personnel		128,845	135,763	140,763
	Expenses		2,500	2,600	2,600
	Total		132,465	139,483	144,483
	General Government Total		2,573,312	2,552,344	2,665,624
	Police Department	210			
	Personnel		5,052,310	5,126,477	5,224,477
	Expenses		179,832	329,832	329,832
	Department Capital		120,000	0	0
	Total		5,352,142	5,456,309	5,554,309
	Fire Department	220			
	Personnel		4,810,849	4,823,701	4,921,701
	Expenses		301,146	345,146	345,146
	Department Capital		46,800	0	0
	Total		5,158,795	5,168,847	5,266,847
	Building Department	241			
	Personnel		299,975	302,879	302,879
	Expenses		12,923	12,923	12,923

Total		312,898	315,802	315,802
Sealer of Weights	244			
Personnel		0	0	0
Expenses		5,000	5,000	5,000
Total		5,000	5,000	5,000
Animal Control	292			
Personnel		79,281	85,233	85,233
Expenses		28,490	27,715	27,715
Department Capital		0	0	0
Total		107,771	112,948	112,948
Animal Inspector	293			
Personnel		2,550	2,550	2,550
Expenses		0	0	0
Total		2,550	2,550	2,550
Harbormaster	295			
Personnel		104,080	104,080	104,080
Expenses		37,534	57,374	53,294
Department Capital		16,834	0	0
Total		158,448	161,454	157,374
Public Safety Total		11,097,604	11,222,910	11,414,830
School	301			
Personnel				
Expenses				
Education Total		47,271,280	48,326,176	48,326,176
DPW Administration	400			
Elected Officials		2,180	2,180	2,180
Personnel		131,176	132,675	139,675
Expenses		11,858	11,858	11,858
Department Capital		0	0	0
Total		145,214	146,713	153,713
DPW Engineering	411			
Personnel		91,500	134,620	112,107
Expenses		31,425	31,425	31,425
Department Capital		1,041	0	0
Total		123,966	166,045	143,532

Highway	421			
Personnel		781,361	810,329	810,329
Expenses		157,014	154,014	154,014
Department Capital		10,300	0	0
Total		948,675	964,343	964,343
Maintenance	449			
Personnel		261,848	266,343	266,343
Expenses		211,018	276,984	181,984
Department Capital		5,000	0	0
Total		477,866	543,327	448,327
Cemetery, Greens, Trees	491			
Personnel		605,877	617,476	617,476
Expenses		126,077	129,202	129,202
Department Capital		9,364	0	0
Total		741,318	746,678	746,678
Fuel	424			
Personnel		0	0	0
Expenses		430,530	430,530	412,290
Total		430,530	430,530	412,290
Department Public Works Total		2,867,569	2,997,636	2,868,883
Board of Health	510			
Elected Officials		1,460	1,460	1,460
Personnel		212,007	210,070	210,070
Expenses		28,235	28,610	28,610
Department Capital		0	0	0
Total		241,702	240,140	240,140
Council on Aging	541			
Personnel		324,594	416,275	416,275
Expenses		25,208	37,708	35,208
Department Capital		0	0	0
Total		349,802	453,983	451,483
Veterans' Services	543			
Personnel		103,107	102,331	102,331
Expenses		391,215	439,000	392,714
Total		494,322	541,331	495,045
Health & Human Services Total		1,085,826	1,235,454	1,186,668

Library	610				
Personnel		619,100	621,884	621,884	
Expenses		135,065	158,000	146,000	
Total		754,165	779,884	767,884	
Veterans Memorial	660				
Personnel		8,000	8,000	8,000	
Expenses		9,000	9,000	9,000	
Total		17,000	17,000	17,000	
Historical Commission	691				
Personnel		0	0	0	
Expenses		3,780	2,880	2,880	
Total		3,780	2,880	2,880	
Clam Flats	693				
Personnel		2,000	2,000	2,000	
Expenses		1,000	1,000	1,000	
Total		3,000	3,000	3,000	
Culture & Recreation Total		777,945	802,764	790,764	
Fixed Costs					
Reserve Fund	132	100,000	100,000	100,000	
Snow Removal	423				
Personnel		107,100	107,100	107,100	
Expenses		292,900	292,900	292,900	
Total		400,000	400,000	400,000	
Facilities	123				
Personnel		168,951	165,931	165,931	
Expenses		423,969	198,970	398,970	
Total		592,920	364,901	564,901	
General Insurance	910	953,860	1,001,178	1,001,105	
Health & Life Insurance	912	6,809,872	7,490,399	6,880,554	
Unemployment Comp	913	100,000	100,000	100,000	

Medicare	914	760,000	775,000	800,000
Retirement	911	5,646,638	5,872,456	5,917,859
Audit/OPEB/Payroll	149	113,000	134,000	132,867
Fixed Costs Total		15,476,290	16,237,934	15,897,286
Debt				
Non Excluded		3,517,222	4,499,304	4,482,623
Excluded		5,679,622	5,593,168	5,689,570
Other		426,804	312,500	229,181
Debt Total		9,623,648	10,404,972	10,401,374
Assessment				
State Assessments	820	732,829	762,142	762,142
County Assessments	830	97,497	100,422	100,422
Assessment Total		830,326	862,564	862,564
Other-Tax Title Raised on Recap		0	0	0
Unclassified	940			
Personnel		1,078	1,000	1,000
Expenses		22,000	22,000	42,000
Total		23,078	23,000	43,000
Utilities	924	350,716	350,687	350,687
ATM Appropriation		100,000	60,000	83,000
Overlay		300,000	300,000	300,000
Other Total		773,794	733,687	776,687
Total Budget Appropriation/Request		92,377,593	95,376,441	95,190,856

This Article passed by majority vote.

ARTICLE 4 The Board of Public Works requested withdrawal of this article: to appropriate \$3,470,184 to defray Solid Waste direct costs and transfer \$245,048 of Solid Waste indirect costs to the General Fund, by raising \$3,465,232 of Solid Waste receipts and using \$250,000 of Solid Waste Retained Earnings to fund the total costs of the Water Enterprise Fund as follows:

<u>Solid Waste</u>	<u>Fiscal 2018 Budget</u>	<u>Fiscal 2019 Budget</u>
Salaries	\$ 651,260	\$ 659,634
Expenses	\$ 2,669,317	\$ 2,669,500
Emergency Reserve	\$ 100,000	\$ 100,000
Debt Service	\$ 48,282	\$ 41,050
Appropriated for Direct Cost	\$ 3,468,859	\$ 3,470,184
Indirect Costs	\$ 225,040	\$ 245,048
Total Cost Solid Waste	\$ 3,693,899	\$ 3,715,232

Town Meeting voted to allow the withdrawal of this Article.

ARTICLE 5 The Board of Public Works requested withdrawal of this article: to appropriate \$3,313,653 to defray Wastewater direct costs and transfer \$494,118 of Wastewater indirect costs to the General Fund, by raising \$3,507,771 of Wastewater receipts and using \$300,000 of Wastewater Retained Earnings to fund the total costs of the Wastewater (Sewer) Enterprise Fund as follows:

<u>Wastewater</u>	<u>Fiscal 2018 Budget</u>	<u>Fiscal 2019 Budget</u>
Salaries	\$ 1,022,252	\$ 987,047
Expenses	\$ 1,145,621	\$ 1,055,158
Emergency Reserve	\$ 100,000	\$ 100,000
Debt Service	\$ 1,089,740	\$ 1,171,448
Appropriated for Direct Cost	\$ 3,357,613	\$ 3,313,653
Indirect Costs	\$ 486,658	\$ 494,118
Total Cost Wastewater	\$ 3,844,271	\$ 3,807,771

Town Meeting voted to allow the withdrawal of this Article.

ARTICLE 6 The Board of Public Works requested withdrawal of this article: to appropriate \$3,704,157 to defray Water direct costs and transfer \$609,481 of Water indirect costs to the General Fund, by raising \$4,063,638 of Water receipts and using \$250,000 of Water Retained Earnings to fund the total costs of the Water Enterprise Fund as follows:

<u>Water</u>	<u>Fiscal 2018 Budget</u>	<u>Fiscal 2019 Budget</u>
Salaries	\$ 1,332,897	\$ 1,327,321
Expenses	\$ 1,080,463	\$ 1,046,257
Emergency Reserve	\$ 100,000	\$ 100,000
Debt Service	\$ 1,007,952	\$ 1,230,579
Appropriated for Direct Cost	\$ 3,521,312	\$ 3,704,157
Indirect Costs	\$ 605,308	\$ 609,481
Total Cost Water	\$ 4,126,620	\$ 4,313,638

Town Meeting voted to allow the withdrawal of this Article.

ARTICLE 7 The Capital Budget Committee moved to raise and appropriate, transfer from available sums, including the Water, Wastewater or Solid Waste Enterprise Funds, borrow, including from the Water, Wastewater or Solid Waste Enterprise Funds, or otherwise provide the sums recommended, or any other sum or sums, for Capital Outlay as set forth in the following schedule:

DEPARTMENT	PROJECT/PROGRAM	FY19 REQUEST	FY19 CBC RECOMMEND	FUNDING SOURCE
General Government				
Selectmen's Office				
	General Government TOTAL	0	0	
Public Safety				
Fire				
1	Replace Paramedic Unit 2008 Ford Ambulance	305,000	\$ 305,000.00	borrowing supported by tax levy
2	Replace Quint-1 2001 KME 1500GPM Pump/Aerial	1,200,000	\$ 1,200,000.00	borrowing supported by tax levy
Police				
	Public Safety Communication Replacement	698,964	\$ 698,964.00	borrowing supported by tax levy
Harbormaster				
1	Green Harbor Dredging Project	400,000	0	
	Public Safety TOTAL	2,603,964	\$ 2,203,964.00	
Education				
1	21st century tech system wide	969,000	0	
2	Emergency light safety lighting	182,000	0	
3	Fire alarm system life-saving upgrade	2,581,000	0	
	Education TOTAL	3,732,000	0	
Department of Public Works - GENERAL FUND				
Cemetery Trees & Greens				
1	Rubbish Compactor Truck (Share w/ Highway \$25,000 & SW \$60,000)	25,000	0	
2	Replace PU Truck #114 with a 3/4 Ton PU w/ Plow & Sander	70,000	0	
3	Replace PU Truck #80 with 2019 Ford Explorer	35,000	0	

4	Replace PU Truck #151 with a 3/4 Ton PU 4X4 w/ Plow	45,000	0	
	SUB TOTAL	175,000	0	
Engineering				
1	Side Walks -Brant Rock & Winslow Street	200,000	0	
2	Dyke Road Sluiceway Repair - Dewatering and Design Costs	60,000	0	
3	Match for Beach Nourishment Grant - Design & Permitting	30,000	0	
4	Damon's Point Dam Sluiceways Repair	100,000	0	
5	Mill Pond Lane Dam Repair and Design	250,000	0	
	SUB TOTAL	640,000	0	
Highway				
1	Replace Superintendent's Vehicle	9,500	appropriated in stm	
2	Replace Deputy Superintendent's Vehicle	9,500	appropriated in stm	
3	Rubbish Compactor Truck (Share w/ CTG \$25,000 & SW \$60,000)	25,000	0	
4	DPW Highway Garage Repair and Expand, Design & Construct	16,000,000	0	
5	Road Reconstruction	300,000	0	
7	Replace Dump Truck #82 6whl 2001 with Plow and Sander	215,000	0	
8	Multi-Purpose Dump Truck (Share with Wastewater & Water)	100,000	0	
9	Replace Dump Truck #67 6whl 2001 with Plow and Sander	215,000	0	
10	Replace PU Truck #35 with a 1 Ton PU 4X4 DRW w/ Plow & Sander	70,000	0	
	Replace PU Truck #38 with a 3/4 Ton PU 4X4 w/ Plow	45,000	0	
	sub total	16,989,000	0	
	Department of Public Works Total	17,804,000	0	
Human Services & Library				
Council on Aging				
1	Design Development and Construction to expand Senior Center	6,000,000	0	
Library				
1	Replace Rubber Roof Membrane and Metal Flashing	361,188	0	
	Amended library roof repairs	28,593	appropriated in stm	

	HUMAN SERVICE AND LIBRARY TOTAL	6,389,781	0	
GRAND TOTAL GENERAL FUND		30,529,745	\$ 2,203,964.00	
ENTERPRISE FUNDS				
Wastewater Enterprise				
	Collection System Repairs	100,000	\$ 100,000.00	RETAINED EARNINGS
	Odor Control System Installation Project	50,000	\$ 50,000.00	RETAINED EARNINGS
	Replace Van # 158 w 1 Ton P/U 4X4 DRW w/ Plow	60,000	\$ 60,000.00	RETAINED EARNINGS
	Plymouth Ave Pump Station Wet Well & Bypass	50,000	\$ 50,000.00	RETAINED EARNINGS
	Mag Meters Engineering	40,000	\$ 40,000.00	RETAINED EARNINGS
GRAND TOTAL WASTE WATER FUND		300,000	\$ 300,000.00	
DEPARTMENT	PROJECT/PROGRAM	FY19 REQUEST	FY19 CBC RECOMMEND	FUNDING SOURCE
Solid Waste Enterprise				
	Rubbish Compactor Truck	125,000	\$ 125,000.00	RETAINED EARNINGS
	Replace #107 Trackless Machine w/ Snow blower & Flail Mower	175,000	\$ 175,000.00	RETAINED EARNINGS
	Replace truck 103 w/ 3/4 Ton PU 4X4 w/ Plow	45,000	\$ 45,000.00	RETAINED EARNINGS
	Replace truck 70 with a Chevy Colorado 4X4 PU	30,000	\$ 30,000.00	RETAINED EARNINGS
GRAND TOTAL SOLID WASTE FUND		375,000	\$ 375,000.00	
Water Enterprise				
	Replace truck #168	60,000	\$ 60,000.00	RETAINED EARNINGS
	Replace truck #73 w/ 1 Ton PU 4X4 w/ Plow	45,000	\$ 45,000.00	RETAINED EARNINGS
	Mini Excavator with Trailer	70,000	\$ 70,000.00	RETAINED EARNINGS
	Replace truck #187 w/ 3/4 Ton PU 4X4 w/ Plow	45,000	\$ 45,000.00	RETAINED EARNINGS
	Meter Replacement	50,000	\$ 50,000.00	RETAINED EARNINGS
	Water Main Upgrades	80,000	\$ 80,000.00	RETAINED EARNINGS
	Replace #116 w/ 1 Ton Utility 4X4 w/	45,000	\$ 45,000.00	RETAINED

	Plow			EARNINGS
	Well Cleaning and Rehabilitation	45,000	\$ 45,000.00	RETAINED EARNINGS
	Paint Forest St. Tank Interior and Exterior	650,000	0	Amended to zero at Town Meeting
	Paint Forest St. Tank Interior and Exterior	850,000	0	
GRAND TOTAL WATER FUND		1,940,000	\$ 440,000.00	Amended at Town Meeting adjusted amount shown
GRAND TOTAL ALL ENTERPRISE FUNDS		2,615,000		
Sources for those projects voted in this article only:				
	Borrowing supported by tax levy		\$ 2,203,964.00	
	Free Cash			
	Water Enterprise Retained Earnings		\$ 440,000.00	Amended at Town Meeting adjusted amount shown
	Water Enterprise Bond Premiums			
	Wastewater Enterprise Retained Earnings		\$ 300,000.00	
	Solid Waste Enterprise Retained Earnings		\$ 375,000.00	
	Enterprise Fund Borrowing supported by user fees			
	Total	0	\$ 3,318,964.00	
	** CBC did not vote to borrow the 850,000 to complete water tank project			
	it is the only variance from what they voted to what is on the enterprise fund capital schedule			

Mr. Michael Bradley, Chairman of the Selectmen moved to amend the Article by withdrawing the \$650,000 earmarked for the painting of the Forest Street Water Tank from the Water Enterprise. The amendment was approved by 2/3rds vote.

This Article passed as amended by 2/3rd's vote.

ARTICLE 8 The Selectmen moved to amend the Marshfield Town Code, **Chapter 95**, Finance and Budget, by adding the following new Article IX, Revolving Funds, and adding a new §95-20, Revolving Fund Bylaw, to establish and authorize revolving funds for use by certain town departments, boards, committees, agencies or officers under Mass. Gen. L. Chapter 44, Section 53E½ as follows:

Sec. 2-60B. Revolving Fund Bylaw.

A. *Purpose.* This Bylaw establishes and authorizes revolving funds for use by town departments, boards, committees, agencies or officers in connection with the operation of programs or activities that generate fees, charges or other receipts to support all or some of the expenses of those programs or activities. These revolving funds are established under and governed by Mass. Gen. L. Chapter 44, Section 53E½.

B. *Expenditure Limitations.* A department or agency head, board, committee or officer may incur liabilities against and spend monies from a revolving fund established and authorized by this bylaw without appropriation subject to the following limitations:

- (1). Fringe benefits of full-time employees whose salaries or wages are paid from the fund shall also be paid from the fund.
- (2). No liability shall be incurred in excess of the available balance of the fund.
- (3). The total amount spent during a fiscal year shall not exceed the amount authorized by town meeting on or before July 1 of that fiscal year, or any increased amount of that authorization that is later approved during that fiscal year by the Selectmen and Advisory Board.

C. *Interest.* Interest earned on monies credited to a revolving fund established by this bylaw shall be credited to the general fund.

D. *Procedures and Reports.* Except as provided in Massachusetts General Laws Chapter 44, Section 53E½ and this bylaw, the laws, charter provisions, by-laws, rules, regulations, policies or procedures that govern the receipt and custody of Town monies and the expenditure and payment of Town funds shall apply to the use of a revolving fund established and authorized by this bylaw. The Town Accountant shall include a statement on the collections credited to each fund, the encumbrances and expenditures charged to the fund and the balance available for expenditure in the regular report the Town Accountant provides the department, board, committee, agency or officer on appropriations made for its use.

E. *Authorized Revolving Funds.*

(1) Beach Revolving Fund.

- (a) Fund Name. There shall be a separate fund called the Beach Revolving Fund for the use of the Beach Supervisor under the general supervision of the Marshfield Police Department.
- (b) Revenues. The Town Accountant shall establish the Beach Revolving Fund as a separate account and credit to the fund all of the revenue generated from all fees and other monies charged or received by the Town from beach stickers, parking at public beach lots, and snack bar and concession operations of all public beaches of the Town of Marshfield.
- (c) Purposes and Expenditures. During each fiscal year, the Beach Supervisor under the general supervision of the Marshfield Police Department may incur liabilities against and spend monies from the

Beach Revolving Fund for the purpose of paying for part-time salaries, supplies, and other beach related expenses.

(d) Fiscal Years. The Beach Revolving Fund shall operate for fiscal years that begin on or after July 1, 2018.

(2) Recreation Department Revolving Fund.

(a) Fund Name. There shall be a separate fund called the Recreation Department Revolving Fund for the use of the Recreation Commission and the Recreation Director.

(b) Revenues. The Town Accountant shall establish the Recreation Department Revolving Fund as a separate account and credit to the fund all of the revenue received by the Recreation Department from recreation programs and activities.

(c) Purposes and Expenditures. During each fiscal year, the Recreation Department may incur liabilities against and spend monies from the Recreation Department Revolving Fund to cover the costs associated with the operation of recreation programs and activities, including purchasing equipment, supplies, and services.

(d) Fiscal Years. The Recreation Department Revolving Fund shall operate for fiscal years that begin on or after July 1, 2018.

(3) Senior Citizen Transportation Revolving Fund.

(a) Fund Name. There shall be a separate fund called the Senior Citizen Transportation Revolving Fund for the use of the Council on Aging and the Director of the Council on Aging.

(b) Revenues. The Town Accountant shall establish the Senior Citizen Transportation Revolving Fund as a separate account and credit to the fund all fares, fees and other monies charged or received by the Council on Aging from the conduct of outings and provision of transportation services to and from the Senior Center.

(c) Purposes and Expenditures. During each fiscal year, the Council on Aging may incur liabilities against and spend monies from the Senior Citizen Transportation Revolving Fund for salaries or wages, expenses, lease payments and contractual services to operate transportation services.

(d) Fiscal Years. The Senior Citizen Transportation Revolving Fund shall operate for fiscal years that begin on or after July 1, 2018.

(4) Playing Field Revolving Fund.

- (a) Fund Name. There shall be a separate fund called the Playing Field Revolving Fund for the use of the Department of Public Works and the Superintendent of the Department of Public Works.
- (b) Revenues. The Town Accountant shall establish the Playing Field Revolving Fund as a separate account and credit to the fund all fees and other monies charged or received by the Town and the Department of Public Works from the rental of certain town playing fields not under the care and custody of the Recreation Department.
- (c) Purposes and Expenditures. During each fiscal year, the Department of Public Works may incur liabilities against and spend monies from the Playing Field Revolving Fund to defray the cost of part-time salaries, supplies, and other expenses, including maintenance, of the playing fields operations.
- (d) Fiscal Years. The Playing Field Revolving Fund shall operate for fiscal years that begin on or after July 1, 2018.

(5) Integrated Preschool Program Revolving Fund.

- (a) Fund Name. There shall be a separate fund called the Integrated Preschool Program Revolving Fund use of the School Committee and the School Superintendent of Schools.
- (b) Revenues. The Town Accountant shall establish the Integrated Preschool Program Revolving Fund as a separate account and credit to the fund all fees and other monies charged or received from the integrated preschool program and activities.
- (c) Purposes and Expenditures. During each fiscal year, the School Committee and Superintendent may incur liabilities against and spend monies from the Integrated Preschool Program Revolving Fund to pay for part-time staff, supplies and equipment related to the program.
- (d) Fiscal Years. The Integrated Preschool Program Revolving Fund shall operate for fiscal years that begin on or after July 1, 2018.

(6) Turf Field Revolving Fund.

- (a) Fund Name. There shall be a separate fund called the Turf Field Revolving Fund for the use of the School Committee and Superintendent of Schools.

- (b) Revenues. The Town Accountant shall establish the Turf Field Revolving Fund as a separate account and credit to the fund all fees and other monies charged or received by the Town and the Department of Public Works from the rental of the synthetic turf playing fields adjoining Marshfield High School and Martinson Elementary School.
- (c) Purposes and Expenditures. During each fiscal year, the School Committee and Superintendent of Schools may incur liabilities against and spend monies from the Turf Field Revolving Fund to defray the cost of maintenance of the synthetic turf fields.
- (d) Fiscal Years. The Turf Field Revolving Fund shall operate for fiscal years that begin on or after July 1, 2018.

This Article was approved by majority vote.

ARTICLE 9 The Selectmen moved to set Fiscal Year 2019 total expenditure limitations for the Revolving Funds authorized under Article 8 of this Annual Town Meeting Warrant as follows:

Revolving Fund:

Not to Exceed Expenditure Limit:

Public Beach Revolving Fund	\$335,000
Recreation Department Revolving Fund	\$280,000
Senior Citizen Transportation Revolving Fund	\$92,000
Playing Field Revolving Fund	\$40,000
Integrated Preschool Program Revolving Fund	\$125,000
Turf Field Revolving Fund	\$40,000

In accordance to Massachusetts General Laws Chapter 44 Section 53E 1/2, receipts and expenditures are reported as follows:

<u>Revolving Fund</u>	<u>Beg. Balance</u>	<u>Receipts</u>	<u>Expenditures</u>	<u>Ending Balance</u>
Beaches:				
7/1/16-6/30/17	\$171,639.31	\$335,180.35	\$294,776.26	\$212,043.40
7/1/17-12/31/17	\$212,043.40	\$168,581.75	\$216,943.27	\$163,681.88
Playing Field Rentals:				
7/1/16-6/30/17	\$24,756.82	\$62,663.25	\$9,093.59	\$78,326.48
7/1/17-12/31/17	\$78,326.48	\$13,890.00	\$37,429.68	\$54,786.80

Integrated Pre-School Program:				
7/1/16-6/30/17	\$40,223.92	\$118,729.50	\$111,371.08	\$47,582.34
7/1/17-12/31/17	\$47,582.34	\$60,844.81	\$52,652.54	\$55,774.61
Gatra Bus				
7/1/16-6/30/17	\$42,223.13	\$73,381.37	\$77,467.53	\$38,136.97
7/1/17-12/31/17	\$38,136.97	\$63,125.74	\$39,121.85	\$62,140.86
TURF Fields				
7/1/16-6/30/17	\$30,663.23	\$33,691.94	\$20,058.67	\$44,296.50
7/1/17-12/31/17	\$44,296.50	\$26,101.31	\$11,681.94	\$58,715.87
Recreation				
7/1/16-6/30/17	\$277,192.76	\$276,897.72	\$274,461.79	\$279,628.69
7/1/17-12/31/17	\$279,628.69	\$112,573.58	\$158,719.93	\$233,482.34

This Article passed by majority vote.

ARTICLE 10 The Board of Selectmen moved to transfer of zero dollars (\$0.00) into the Stabilization Fund.

This Article was passed by a majority vote.

ARTICLE 11 Will the Town vote to transfer raise and appropriate, transfer from available funds, or borrow a sum of money to fund collective bargaining agreements or other employee contracts with any one or more of the following organizations with respect to the fiscal year beginning July 1, 2016, or take any other action relative thereto.

- Marshfield Firefighters, Local 2568, International Associations of Firefighters AFL-CIO
- The Association of Marshfield Police
- American Federation of State County and Municipal Employees AFL-CIO State Council 93 Local 1700 (Clerical Employees Unit)
- American Federation of State County and Municipal Employees AFL-CIO State Council 93 Local 1700 (Supervisory Employees)

This Article was withdrawn without consideration.

ARTICLE 12 The Planning Board moves that the Town vote to appropriate the sum of \$35,000 for FEMA flood map improvements/service and the Community Rating System

(CRS), and to meet this appropriation, transfer said sum to be expended under the direction of the Town Planner and general supervision of the Planning Board and Board of Selectmen.

This Article was withdrawn without consideration.

ARTICLE 13 The Selectmen moved to adopt the provisions of Mass. Gen. L. Chapter 64N, Section 3, authorizing the Town to impose a local sales tax upon the sale or transfer of marijuana or marijuana products by a marijuana retailer operating within the Town to anyone other than a marijuana establishment at the rate of 3% percent of the total sales price received by the marijuana retailer as a consideration for the sale of marijuana or marijuana products, or at any higher rate as authorized by law.

This Article passed by a majority vote.

ARTICLE 14 Will the town vote to raise and appropriate or transfer from available funds the sum of \$45,000 for the purpose of providing Senior Citizen Real Estate Tax Vouchers for services rendered pursuant to an agreement to be formulated between the Council on Aging and the Board of Selectmen, or take any other action relative thereto.

This Article was withdrawn by a majority vote.

ARTICLE 15 The Planning Board moves that the Town vote to amend the Marshfield Town Code, Chapter 305, Zoning, Article V, § 305-5.04, Table of Use Regulations, Community Facilities, by adding new use No.22, Recreational Marijuana Retailer, as a use permitted by Special Permit in the Industrial District as set forth in Article 15 of the April 23, 2018 Annual Town Meeting Warrant and subject to the passage of a new proposed §305-12.05 contained in Article 17 of the April 23, 2018 Annual Town Meeting Warrant.

305 Attachment 1 – Table of Use Regulations

Principal Uses	Residential				Business					Industrial		Overlay		
	R-1	R-2	R-3	RB	B-1	B-2	B-3	B-4	OP	I-1	A	PMUD	WRPD	BRV O
22. Recreational Marijuana Retailer	-	-	-	-	-	-	-	-	-	S	-	-	-	-

This Article passed by 2/3rd's vote.

ARTICLE 16 The Planning Board moves that the Town vote to amend the Marshfield Town Code, Chapter 305, Zoning, Article II, § 305-2.01, Definitions, by adding new definition -

Recreational Marijuana Retailer, as set forth in Article 16 of the April 23, 2018 Annual Town Meeting Warrant as follows:

Recreational Marijuana Retailer: A person or entity licensed consistent with MGL c.94G to purchase and deliver marijuana and marijuana products from marijuana establishments and to deliver, sell or otherwise transfer marijuana and marijuana products to marijuana establishments and to consumers.

This Article passed by 2/3rd's vote.

ARTICLE 17 The Planning Board moved to amend the Marshfield Zoning Bylaws as follows: Amend Article XII, by adding a new section 305-12.05 for Recreational Marijuana Retailer as follows:

305-12.05 Recreational Marijuana Retailer

A. Purpose

1. To provide for the placement of recreational marijuana retailers in appropriate places under conditions in accordance with the provisions of Massachusetts General Law Chapter 94G.
2. To minimize the adverse impacts of a recreational marijuana retailer on adjacent properties, residential neighborhoods, schools, other places where children congregate and other sensitive land uses.
3. To regulate the siting, design, placement, security, safety, monitoring, modification and discontinuance of a recreational marijuana retailer.

B. Applicability

1. No recreational marijuana retailer shall be established except in compliance with the provisions 305- Attachment 1 (Table of Use Regulations) and this section 305-12.05 Recreational Marijuana Retailer.
2. Nothing in this section shall be construed to supersede federal or state laws governing the sale and distribution of narcotic drugs.
3. If any provision of this section or the application of any such provision to any person or circumstances shall be held invalid, the remainder of this section, to the extent it can be given effect, or the application of those provisions to persons or circumstances other than those held invalid, shall not be affected thereby, and to this end the provisions of this section are severable.

C. General Requirements

1. All recreational marijuana retailers shall be contained within a secure building or structure.
2. The hours of operation of the recreational marijuana retailer shall be set by the Zoning Board of Appeals.
3. No recreational marijuana retailer shall be located within 500 feet of a property boundary line of any lot in use as a private or public school, college, licensed day-care facility, library, park, playground, recreational or athletic fields or the Boy's and

- Girl's Club or similar place where children typically congregate. The distance shall be measured in a straight line from property boundary line to property boundary line.
4. No smoking, burning or consumption of any product containing marijuana or marijuana-related products shall be permitted on the premises.
 5. No recreational marijuana retailer shall be located inside a building containing residential units, including transient housing such as motels and dormitories, or inside a movable or mobile structure such as a car, van, truck, trailer cargo container.
 6. Recreational marijuana retailers shall not have drive-thru service.
 7. No signage shall be permitted that contain designs or symbols that depict or display in any way marijuana products, equipment or plants, or other similar materials.
 8. No outside displays or storage of marijuana, related supplies or promotional materials are allowed.
 9. All recreational marijuana retailers shall be ventilated in such a manner that no:
 - a. pesticides, insecticides, or other chemicals or products used in cultivation or processing are dispersed into the outside atmosphere
 - b. Odor from marijuana can be detected by a person with a normal sense of smell at the exterior of the building.

D. Special Permit Requirements

1. A recreational marijuana retailer shall only be allowed by special permit from the Zoning Board of Appeals in accordance with MGL c. 40A, section 9, the Marshfield Zoning Bylaws and subject to the following regulations, requirements and conditions.
2. No special permit shall be issued without a site plan approval (3.05-12.02) by the Zoning Board of Appeals. At a minimum said site plan shall meet all dimensional, parking, landscaping and signage requirements.
3. The special permit shall limit the recreational marijuana retailer to one or more of the following uses:
 - a. Marijuana retailer
 - b. Marijuana product manufacturer
 - c. Marijuana transportation or distribution facility as conditioned by the Zoning Board of Appeals with review by the Police Department.
4. In addition an application for a recreational marijuana retailer shall include the following:
 - a. Name and address with contact phone number and email of owner/applicant of the facility
 - b. Copies of all approved required licenses and permits (to said same owner of the facility) by the Commonwealth of Massachusetts Cannabis Control Commission and any of its other agencies for the facility
 - c. Evidence of the applicant's right to use the site as a recreational marijuana retailer facility by means of a purchase and sales agreement, deed, owners authorization or lease
 - d. Proposed security measures for the recreational marijuana retailer facility including; lighting, fencing, gates, alarms, surveillance cameras, etc., to ensure the safety of persons and products from theft. A letter from the Marshfield Police Chief, or designee, acknowledging review and approval of the recreational marijuana retailer facility and its security is required. To extent allowed by law,

all such documents submitted by the applicant to the Police Chief shall be confidential

- e. All application requirements for Site Plan approval as specified in 3.05-12.02 unless waived by the Zoning Board of Appeals
- f. Provide the police department with the names, phone numbers and email addresses of all management staff and keyholders to whom one can provide notice if there are operating problems associated with the establishment and update that list whenever there is any change in management staff or keyholders.

E. Findings

The Zoning Board of Appeals shall not issue a Special Permit for a recreational marijuana retailer unless it finds the following:

- a. The establishment is designed to minimize any adverse impacts on abutters and other parties of interest, as defined in MGL c. 40A, section 11
- b. The establishment demonstrates that it will meet all the permitting requirements of all applicable agencies within the Commonwealth of Massachusetts and will comply with all applicable state and local laws and regulations
- c. The applicant has satisfied all of the conditions, findings and requirements set forth herein.

F. Transfer of Special Permit

A special permit granted under this section shall have a term limited to the duration of the applicant's ownership of the recreational marijuana retail facility. A special permit may be transferred only by the approval of the special permit granting authority after a public hearing and supported by all updated information required herein.

G. Abandonment or Discontinuance of Use

A special permit shall lapse if not exercised within one year of issuance. A recreational marijuana retailer facility shall be required to remove all materials, plants, equipment and other paraphernalia within three months of ceasing operations.

On a motion made from the floor, Town Meeting voted in the majority to amend Section C, 9b. to change the word *cannot* to can.

This Article as amended passed by 2/3rd's vote.

ARTICLE 18 The Planning Board moves that the Town vote to amend the Marshfield Town Code, Chapter 305, Zoning, Article V, § 305-5.04, Table of Use Regulations, Community Facilities, by adding new use No. 21, Other amusement and recreation service, outdoor, except amusement parks, as a use permitted by Special Permit in the Business Districts B-2 and B-4, Planned Mixed Use District (PMUD), Water Resource Protection District (WRPD) and Industrial District as set forth below:

Principal Uses	Residential				Business				Industrial			Overlay		
	R-1	R-2	R-3	RB	B-1	B-2	B-3	B-4	O P	I-1	A	PMUD	WRPD	BR VO

Principal Uses	Residential				Business				Industrial			Overlay		
	R-1	R-2	R-3	RB	B-1	B-2	B-3	B-4	O P	I-1	A	PMUD	WRPD	BR VO
21. Other amusement and recreation service, outdoor, except amusement parks	-	-	-	-	-	S	-	S	-	-	-	S	S	S

This Article passed by a 2/3rd's vote.

ARTICLE 19 Will the Town vote to authorize the Board of Selectman to sell property located at the corner of Texas Street and Quincy Avenue, shown on the Marshfield Assessors' Map as Parcel J11-02-12, Marshfield, MA, in accordance with the provisions of Mass. Gen. L c. 30B, to a not-for-profit affordable housing provider organization for the purpose of creating an affordable housing unit, or take any other action relative thereto.

Withdrawn without consideration.

ARTICLE 20 The Board of Selectmen and the Marshfield Housing Partnership moved to raise and appropriate or transfer from available funds a sum of money for the purpose of preparation of a declaration of restriction and/or historic preservation restriction and/or related documents on certain parcel of town-owned land with historic resources acquired in whole or in part with Community Preservation Funds pursuant to Mass. Gen. L. c. 44B § 12 and/or Mass. Gen. L. c. 184 §§ 31-33 located at 2033 Ocean Street, Marshfield, Massachusetts also known as the South School, and to meet this appropriation transfer said sum from the Treasurer-Collector's budget; and further to authorize the Board of Selectmen to execute such declarations of restriction and/or historic preservation restrictions and/or related documents in a form acceptable to Town Counsel on said land, any stewardship funds and/or the costs of preparation/recording of the aforesaid restrictions to be paid from this article.

On a motion from the floor, the common name for the property was changed from Hancock Property to South School by majority vote.

This Article passed as amended by a 2/3rd's vote.

ARTICLE 21 The Marshfield Housing Partnership moved to authorize the Board of Selectmen to accept by gift, purchase or otherwise an affordability restriction, in a form acceptable to Town Counsel, on certain parcel of land located at 2033 Ocean Street, Marshfield, Massachusetts which is to be sold/leased for affordable housing purposes, or take any other action relative thereto, proceeds from the sale or lease to be returned to the Community Preservation Committee.

This Article passed by a 2/3rd's vote.

ARTICLE 22 The Board of Assessors moved to set the interest rate charged by the town on taxes deferred for senior citizens pursuant to Mass. Gen. L. c. 59 §5 cl. 41A at the rate of two percent (2%) per annum.

Upon a motion from the floor, Town Meeting voted to amend the percentage rate from 8% to 2%.

This Article as amended passed by a majority vote.

ARTICLE 23 The Board of Assessors moved to accept the provisions of Mass. Gen. L. c 59, Section 5, cl. 54 allowing the town to exempt \$10,000.00 of fair cash value on personal property accounts to be taxed beginning in the fiscal year FY2019, or take any other action relative thereto.

The Article passed by majority vote.

ARTICLE 24 The Conservation Commission moved to amend Chapter 294 of the Code of the Town of Marshfield, Wetland Protection, by inserting the following new language into the existing §294-2 as follows:

§ 294-2. Jurisdiction.

No person shall remove, fill, dredge or alter any bank, freshwater wetland, coastal wetland, beach, dune, flat, marsh, meadow, bog, swamp, or lands adjoining the ocean or any estuary, creek, river, stream, pond or lake, or any land under said waters or any land subject to tidal action, coastal storm flowage, or flooding, or land within a distance of 100 feet from any of the aforesaid resource areas (buffer zone), and land within 200 feet of a river, without filing written notice of his intention so to remove, fill, dredge or alter and without receiving and complying with an order of conditions. Said resource areas shall be protected whether or not they border surface waters.

Upon a motion from the floor, Town Meeting deleted the word *minimum* before distance of 100 feet by majority vote.

This Article as amended passed by a majority vote.

ARTICLE 25 The Conservation Commission moved to amend Chapter 294 of the Code of the Town of Marshfield, Wetland Protection, by inserting the following new language into the existing §294-3 as follows:

§ 294-3. Procedure.

J. The applicant for a permit shall have the burden of proving by a preponderance of credible evidence that the work proposed in the application will not have significant or cumulative adverse effects upon the wetland values protected by this bylaw, as determined by the Conservation Commission. Failure to provide evidence to the Commission to support this

burden shall be sufficient cause for the Commission to deny a permit or grant a permit with conditions.

This Article passed by a majority vote.

ARTICLE 26 The Board of Selectmen moved to appropriate the sum of \$3,000 and transfer \$1,000 (South Shore Community Action Council) to fund non-profit agencies providing services to Marshfield residents listed below and to meet said appropriation transfer \$3,000 from the “ATM Appropriation” line item from passage of Article 3 and transfer \$1,000 from the “unclassified” line item passed in ATM Article 3 appropriation.

Agencies:

1. Clift Rodgers Library \$1,000.00
2. Grad Nite Live Inc.- \$1,000.00
3. Health Imperatives, Inc. - \$1,000
4. South Shore Community Action Council - \$1,000

This Article passed by a majority vote.

ARTICLE 27 The Community Preservation Committee moved that Town Meeting act upon the recommendation of the Community Preservation Committee for the fiscal year beginning July 1, 2018, to expend, or set aside for later expenditure, sums of money from the Community Preservation Fund established pursuant to Massachusetts General Laws Chapter 44B for the following warrant articles:

Item	Fund Category	Project	Amount	Department/Applicant
1	Historic	To reserve \$ 167,629 from FY2019 CPA revenues for Historic Reserves	\$ 167,629	Community Preservation Committee
2	Open Space/Recreation	To reserve \$ 167,629 from FY2019 CPA revenues for Open Space & Recreation Reserves	\$ 167,629	Community Preservation Committee
3	Affordable Housing	To reserve \$ 167,629 from FY2019 CPA revenues for Affordable Housing Reserves	\$ 167,629	Community Preservation Committee

4	Administrative	To reserve \$ 82,021 from FY2019 CPA revenues for Administrative and Operating Expenses	\$ 82,021	Community Preservation Committee
5	Historic Preservation	To appropriate \$ 184,745 from FY2019 CPA revenues for Chapel Cemetery headstone repairs	\$ 184,745	Community Preservation Committee/Historical Commission
6	Historic Preservation	To appropriate \$82,434 from FY2019 CPA revenues for Winslow House roof replacement	\$ 82,434	Community Preservation Committee/Historic Winslow House Association
7	Historic Preservation	To appropriate \$20,000 from FY 2019 CPA revenues for engraved granite historic cemetery signage	\$ 20,000	Community Preservation Committee/Department of Public Works
8	Open Space/Recreation	To appropriate \$110,000 from FY2019 CPA revenues for capital improvements and rehabilitation of ball fields and playgrounds	\$ 110,000	Community Preservation Committee/Department of Public Works
9	Open Space/Recreation	To appropriate \$ 27,360 from FY 2019 CPA revenues for beach ADA accessibility	\$ 27,360	Community Preservation Committee/Marshfield Beaches/Marshfield Police Department
10	Open Space/Recreation	To appropriate \$625,000 from FY2019 CPA revenues for Senior Center recreational amenities and improvements	\$ 625,000	Community Preservation Committee/Council on Aging/Marshfield Youth Baseball

11	Open Space/Recreation	To appropriate \$ 71,140 from FY2019 CPA revenues for trail kiosks, signs and markers	\$ 71,140	Community Preservation Committee/Recreational Trails Committee
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It is further stipulated that: *The department named in each specified project shall assume the responsibility to fully execute the project.*

The Town Accountant is instructed to defray the aforesaid expenditures in the following manner:

Item 1 -Will the Town vote to act upon the recommendation of the Community Preservation Committee to expend 167,629 from FY2019 Undesignated Community Preservation Fund revenues to fund the 10% Historic set aside.

This item passed by majority vote.

Item 2 -Will the Town vote to act upon the recommendation of the Community Preservation Committee to expend \$ 167,629 from FY2019 Undesignated Community Preservation Fund revenues to fund the 10% Open Space set aside.

This item passed by a unanimous vote.

Item 3- Will the Town vote to act upon the recommendation of the Community Preservation Committee to expend \$167,629 from FY2019 Undesignated Community Preservation Fund revenues to fund the 10% Affordable Housing set aside.

This item passed by a unanimous vote.

Item 4- Will the Town vote to act upon the recommendation of the Community Preservation Committee to expend \$82,021 from FY2019 Undesignated Community Preservation Fund revenues to fund Administrative and Operating expenses of the CPC.

This item passed by a unanimous vote.

Item 5 -Will the Town vote to act upon the recommendation of the Community Preservation Committee to expend \$184,745 from FY2019 Community Preservation Fund revenues for Chapel Cemetery headstone repair.

This item passed by a unanimous vote.

Item 6 - Will the Town vote to act upon the recommendation of the Community Preservation Committee to expend \$ 82,434 from FY2019 Community Preservation Fund revenues for roof replacement at the historic Winslow House.

This item passed by a unanimous vote.

Item 7 - Will the Town vote to act upon the recommendation of the Community Preservation Committee to expend \$ 20,000 from FY2019 Community Preservation Fund revenues for historic cemetery signage.

This item passed by a unanimous vote.

Item 8: Will the Town vote to act upon the recommendation of the Community Preservation Committee to expend \$ 110,000 from FY2019 Community Preservation Fund revenues for upgrades of ballfields and playgrounds.

This item passed by majority vote.

Item 9 - Will the Town vote to act upon the recommendation of the Community Preservation Committee to expend \$ 27,360 from FY2019 Community Preservation Fund revenues to fund beach upgrades for improved ADA accessibility.

This item passed by majority vote.

Item 10 - Will the Town vote to act upon the recommendation of the Community Preservation Committee to expend \$ 625,000 from FY2019 Community Preservation Fund revenues to fund recreational amenities and improvements at the Marshfield Senior Center.

This item passed by majority vote.

Item 11 - Will the Town vote to act upon the recommendation of the Community Preservation Committee to expend \$ 71,140 from FY2019 Community Preservation Fund revenues to fund trail kiosks, signs and markers.

This item passed by majority vote.

ARTICLE 28 The Board of Public Works moved to amend Chapter 101, ARTICLE I Hydrants, §101-1 Maintenance, use permits, by inserting the phrase “exclusive of hydrants on private property or located within subdivisions whose streets and ways have not been accepted and to which there is no deeded public access,” after the words “Town Water System” in the first sentence of said section, so as to read, if amended, as follows:

The maintenance and care of the hydrants of the Town Water System, exclusive of hydrants on private property or located within subdivisions whose streets and ways have not been accepted and to which there is no deeded public access, shall be the responsibility of the Department of Public Works. The use, control, inspection, and reporting to the Department of Public Works of any inefficiency in connection with said hydrants shall be the responsibility of the Fire Department, which shall issue permits for their use, when used by anyone other than the Department of Public Works or the Fire Department; said permit to be carried on the person to whom issued, and shall not be transferable. The enforcement of this By-Law and prosecution of violations, in connection therewith, shall be the responsibility of the Police Department.

This Article passed by a majority vote.

ARTICLE 29 MOVED BY CONSENT AGENDA SEE ARTICLE 1 ABOVE.

ARTICLE 30 MOVED BY CONSENT AGENDA SEE ARTICLE 1 ABOVE

ARTICLE 31 Will the town vote to transfer from available funds the sum of \$50,000.00 by transferring said sum from the Water Enterprise's retained earnings to be used to pay for the crushing and screening of materials located at Clay Pit Road.

This Article was withdrawn without consideration.

ARTICLE 32 Resident Susan Caron on behalf of the Friends of the South River Park and Greenway are a private volunteer organization seeking Town Meeting Approval for \$5000.00 to be allocated in the FY2018 budget for maintenance and improvement costs at the South River Park.

The Friends of the South River Park and Greenway was formed in 2015 to assist the Department of Public Works with management and maintenance at the South River Park. With the exception of lawn mowing performed by the DPW and Trustees of the Veterans Park, all lawn, plant, shrub and tree care including pruning, fertilizing, planting and mulching are tasks performed and funded by the Friends of the Park and other volunteer groups. Since 2015 the Friends have coordinated hundreds of hours of volunteer labor and donated over \$4816.43 for landscape materials and professional assistance.

The \$5000.00 will be used to hire professionals for extensive pruning and soil treatments for 17 trees to enhance tree health and prevent disease and defray costs of routine maintenance and materials.

This Article was withdrawn without consideration.

ARTICLE 33 Resident Robert Parkis moved that the town vote to reduce the percentage of taxation of the community preservation act from 3% to 1% or take any other action thereto.

This Article was defeated.

ARTICLE 34 Resident, Jeanne Ryer, moves that the Town vote to approve Article 34 (establishing a town wide bylaw that bans the use of plastic bags subject to exemptions) as set forth as follows:

SECTION 1 – FINDINGS AND INTENT

FINDINGS:

- 1) Thin plastic bags are harmful to the environment and waterways and therefore contribute to the potential death of marine and other wildlife.

- 2) Thin plastic bags clog storm drains and litter public places, beaches, and local waterways, including the North and South Rivers and the Green Harbor River and contribute to the overall volume of solid waste.
- 3) Thin plastic bags are made from fossil fuels, a non-renewable resource.
- 4) Thin plastic bags are not biodegradable or compostable, are not acceptable in Marshfield's curbside recycling bins, and only a small percentage are returned to stores for recycling.
- 5) Thin plastic bags break down into microplastics which enter our waters, soil and air and pollute our food chain and endanger our health.
- 6) Currently 60 Massachusetts cities and towns, including Plymouth, Duxbury, Bridgewater, and much of Cape Cod have passed plastic bag bans, and more have bylaws pending.

INTENT:

The Town of Marshfield hereby enacts this bylaw to help reduce the deterioration of the environment and the ensuing potential health risks by eliminating the use of thin plastic carryout bags at the point of sale and promoting the use of reusable bags.

SECTION 2 – DEFINITIONS

PLASTIC CARRYOUT BAG: A plastic carryout bag is a thin film plastic bag with handles provided to a customer by an establishment and used to transport merchandise from the establishment. Plastic carryout bags do not include those plastic bags typically without handles used to contain dry cleaning, newspapers, or small bags used to contain fish, meat, produce or other products provided to the consumer, free of charge, to deliver items to the point of sale.

REUSABLE CARRYOUT BAG: A bag with stitched on handles that is made solely of or in a combination of natural cloths, synthetic fibers, or other washable material and is specifically designed for multiple reuse. These bags are generally sold to the customer for a reasonable cost.

RECYCLABLE PAPER BAG: A paper bag that is 100% recyclable and contains at least 40% post-consumer recycled paper content and is provided free of charge to the customer.

ESTABLISHMENT: An establishment means any business selling food, good, articles, or personal services to the public.

SECTION 3 – PLASTIC CARRYOUT BAG PROHIBITION

No establishment in the town of Marshfield, as defined in Section 2, shall provide thin plastic carryout bags, as defined in Section 2. Establishments in the town of Marshfield, as defined in Section 2, shall only provide reusable carryout bags that comply with the definition in Section 2, or recyclable paper bags, as defined in Section 2, at the point of sale.

SECTION 4 – ENFORCEMENT

All of the requirements set forth in this bylaw shall take effect within six months of the approval of the bylaw by the Office of the Massachusetts State's Attorney General and satisfaction of the posting/publication requirements of G.L.c.40, 32. However, if a retail establishment cannot comply with the effective date of this bylaw due to economic hardship, the establishment may petition the Board of Health for an extension of six months.

This bylaw may be enforced by any agent of the Board of Health by:

- 1) Inspection and investigation
- 2) The issuance of violation notices and administrative orders
- 3) Civil court actions

Whoever, himself or by his servant or agent or as the servant or agent of any other person or firm or corporation, violates any of the provisions of these regulations may be penalized by a non-criminal disposition process as provided in M.G.L.c.40, 21D. Each day of violation after written notice is a separate violation.

The following penalties shall apply:

- First offense - written warning
- Second offense - \$50 fine
- Third offense - \$100 fine
- Subsequent offenses - \$200 fine

SECTION 5 – SEVERABILITY

If any provision of this bylaw shall be held to be invalid by a court of competent jurisdiction, then such provision shall be considered separately and apart from the remaining provisions of this bylaw, which shall remain in full force and effect.

This Article passed by a majority vote.

ARTICLE 35 Resident, Jim Stewart, moves that the Town vote to raise and appropriate or transfer from the unclassified line item with in the Town’s operating budget passed in Article 3 for the sum of \$1,000 reducing the appropriation from \$43,000 to \$42,000 to the South Shore Community Action Council, Inc. for services to low-income and elderly residents of the Town of Marshfield as set forth in Article 35 of the April 23, 2018 Annual Town Meeting Warrant.

This Article was withdrawn without consideration.

ARTICLE 36 Will the Town vote to authorize use of town owned land on Parcel I13-08-14A, located by 900 Ferry Street and the Recreation Department building, for the purposes of constructing a 1-2 acre dog park. In addition will the Town vote to raise and authorize up to \$25,000 as a 10% match for the Town’s share of a private design and construction grant that will cover 100% of the costs of preliminary and bid-ready design of the dog park, as well as 90% of the hard construction costs for said dog park, with a private grant (s) of up to \$225,000.

On a motion made by the Moderator, the Town Meeting voted to allow withdrawal of this Article.

ARTICLE 37 Resident, Joseph Pecevich, moves that the Town vote to rescind or seek reimbursement of a sum of money from the total amount appropriated through Article/Motion 12 of the October, 2011 Special Town Meeting and related to Marshfield Airport as set forth in Article 37 of the April 23, 2018 Annual Town Meeting Warrant.

This Article was defeated.

ARTICLE 38 Resident, William Last, Jr., moves that the Town vote to amend the Marshfield Town Code, Chapter 305, Zoning, as set forth below:

Amend Article V, 305 (Table of use) by adding “digital billboard” (as defined below) as an Accessories use only to be allowed by special permit in the I-1 district

Amend Article 2 “Definitions” Section 305.201 by inserting a new definition for the following words

Sign-Billboard: A free standing single sided or double sided sign which does not advertise a business or profession conducted, a service offered or a commodity sold upon the premises where such sign is located.

Sign-Digital Billboard: A freestanding, off-premise, electronic message board utilizing light-emitting diodes (LEDs), plasma or other technology to display static advertisements on a rotating basis.

Sign-Off premise: A sign that pertains to a use which is not located or maintained on the premises (other than noncommercial message signs) including a sign that which identifies goods or services that are not sold on the same premises as the said sign.

Amend Article 7.02 “General Sign Regulations” by adding a number 16 as follows

“general advertising, off premise, billboards and digital billboards signs as defined above, shall only be allowed in the I-1 zoning district, subject to a special permit granted by the Zoning board in conformance with section 5. 02 (Table of Use Chart (as amended herein) and section 7.05 “signs permitted in the I-1 district (as amended herein)

Amend Article 7.05 “Signs Permitted in the “I” District” by adding a number 4 to allow the following in the I-1 district “general advertising, off premise, Billboard and digital billboard signs, shall be allowed in the I-1 zoning district by special permit to be granted by the Zoning Board of appeals, as outlined in section 7.05.04(A) below, as well as section 5. 02 “Table of Use Chart” (as amended herein)

(A) Process and Criteria for issuance of Special permit

Special Permit applications under this section shall be submitted in accordance with the administrative procedures of this By-law and as outlined in Massachusetts General Law Chapter 40A. Each applicant shall submit an application fee of \$3000.00 as well as ten copies of the application, plans and any supporting materials that may be requested by the Board. A letter of authorization shall be required if the applicant is not the property owner. The Board of Appeals shall not render a decision on an application for a special permit under this section without making findings, including but not limited to the following Criteria:

1. Sign shall be in compliance with the regulations of MGL:700 CMR 3:00: CONTROL AND RESTRICTION OF BILLBOARDS, SIGNS AND OTHER ADVERTISING DEVICES

2. The applicant has demonstrated the sign shall not be visible from residentially zoned property or pre-existing non-conforming residential property located within the Town of Marshfield, excluding hotels or motels.

3. Billboard shall not be more than two hundred (200) feet from the highway layout of RT3 and shall not be more than fifteen hundred (1500) feet from another billboard located in the Town of Marshfield.

4. Billboard shall be permanently affixed to a pedestal or other main support structure. No portable billboards are permitted.

5. No billboards shall be placed on the roof or walls of any building

6. The exposed back of sign, poles or other support structures shall be designed and maintained in a manner that appropriately blends with the surrounding buildings and landscape.
7. No billboard sign face shall exceed (15) feet in height and fifty (50) feet in width.
8. No Billboard sign shall be higher than 35 feet above the existing grade of sign location
9. The billboard support structure shall have front yard setback of twenty(50) feet, a side yard setback of ten feet and a rear yard setback of ten (10) feet. These setbacks may be reduced if determined by the Zoning Board of appeals to be appropriate
10. The applicant has demonstrated that the proposed location does not adversely interfere with the use of adjacent properties; including but not limited to, increasing noise or vibration, casting a shadow or causing flicker on adjacent properties.
11. Billboard is in harmony with or suitable for the surrounding area and would not do significant damage to the visual environment. In making the determination, the Board of Appeals may consider among other factors, the health, safety, general welfare of the public, the scenic beauty of the area, the physical, environmental, cultural, historical or architectural characteristics of the surrounding area.
12. No flashing lights shall be allowed. Flashing shall be defined as changing natural or artificial light or color effects by any means except as may occur when panels or messages change on digital-electronic billboards.
13. There shall be no animation displayed
14. No sexually orientated, sexually provocative or adult oriented business as defined in Massachusetts General Law Chapter 272 Section 31.
15. The Board of Appeals shall determine the times and amount of hours that billboard shall devote to public service announcements during calendar year.
16. The applicant shall provide financial or other compensation to the Town as a Hosting Fee determined to be appropriate by the Board of Selectmen.
17. There shall be no more than 2 Billboards permitted.
18. Sign shall be located on, or in close proximity to the layout of State Highway RT3

Mr. Last moved to withdraw his petition. Town Meeting voted unanimously to allow withdrawal of the article.

On the motion of the Moderator, Town Meeting adjourned at 9:45 p.m. on April 26, 2018 by unanimous vote.

Respectfully submitted,

Narice Ann Casper II