

May 25, 2021

TOWN OF SOUTHAMPTON

ANNUAL TOWN MEETING WARRANT

**Saturday, June 12, 2021
9:00 A.M.**



**LABRIE FIELD
STRONG ROAD
SOUTHAMPTON, MASSACHUSETTS**

TABLE OF CONTENTS

ARTICLE 1	PRESENTATION OF CERTIFICATES	3
ARTICLE 2	AMENDMENT TO ARTICLE III SELECT BOARD GENERAL BY-LAW	3
ARTICLE 3	AMENDMENT TO ARTICLE VII GENERAL GOVERNMENT GENERAL BY-LAW	6
ARTICLE 4	AMENDMENT TO ARTICLE VIII RESTRICTION ON ISSUANCE OF LOCAL LICENSES OR PERMITS GENERAL BY-LAW.....	8
ARTICLE 5	AMENDMENT TO ARTICLE XII OVERNIGHT PARKING GENERAL BY-LAW.....	9
ARTICLE 6	AMENDMENT TO ARTICLE XVII FIRE LANES AND FIRE HYDRANTS GENERAL BY-LAW.....	10
ARTICLE 7	AMENDMENT TO ARTICLE XVIII COUNCIL ON AGING GENERAL BY-LAW	11
ARTICLE 8	AMENDMENT TO ARTICLE XIX SIDEWALK CLEARING GENERAL BY-LAW.....	12
ARTICLE 9	AMENDMENT TO ARTICLE XXXIII COMMUNITY PRESERVATION GENERAL BY-LAW.....	13
ARTICLE 10	AMENDMENT TO ARTICLE XXX WETLANDS PROTECTION GENERAL BY-LAW.....	16
ARTICLE 11	AMENDMENT TO ZONING MAP ZONING BY-LAW SECTION III - B	17
ARTICLE 12	AMENDMENT TO SECTION XIV OF THE ZONING STORMWATER BY-LAW.....	18
ARTICLE 13	TRANSFER FROM FREE CASH TO THE CAPITAL STABILIZATION FUND	32
ARTICLE 14	TRANSFER FROM FREE CASH TO THE OPERATING STABILIZATION FUND.....	30
ARTICLE 15	TRANSFER FROM FREE CASH TO THE OPEB FUND	30
ARTICLE 16	CITIZEN PETITION: SALARY INCREASE FOR THE TOWN CLERK AND TREASURER/COLLECTOR.....	30
ARTICLE 17	ANNUAL OPERATING BUDGET FOR FISCAL 2022 (Base Budget Non-Override Budget)	30
ARTICLE 18	GENERAL OVERRIDE FOR THE OPERATING BUDGET (Supplemental Operating Budget Override Budget).....	31
ARTICLE 19	TRANSFER STATION ENTERPRISE FISCAL 2022 BUDGET	31
ARTICLE 20	WATER ENTERPRISE FISCAL 2022 BUDGET	32
ARTICLE 21	FUNDING FOR WATER DEPARTMENT REPLACEMENT BOX TRUCK.....	32
ARTICLE 22	FUNDING FOR WATER DEPARTMENT ASSET PLANNING GRANT	32
ARTICLE 23	TRANSFER FROM AMBULANCE RECEIPTS TO THE AMBULANCE DEBT ACCOUNT FY 21.....	32
ARTICLE 24	FUNDING FOR HIGHWAY PLOW/DUMP TRUCK REPLACEMENT (DEBT EXCLUSION).....	32
ARTICLE 25	FUNDING FOR ACQUISITION OF THE RIGHT OF WAY FOR GREENWAY BIKE PEDESTRIAN TRAIL (DEBT EXCLUSION).....	33
ARTICLE 26	TRANSFER FOR NEW VOTING MACHINES FOR TOWN CLERK	33
ARTICLE 27	TRANSFER FOR ECODE 360 BY-LAW SOFTWARE PROGRAM FOR TOWN CLERK.....	33
ARTICLE 28	TRANSFER FOR BOILER & HOT WATER TANK REPLACEMENT AT EDWARDS LIBRARY.....	33

ARTICLE 29	TRANSFER_FOR TWO BOILER/FURNACE WITH A/C REPLACEMENT POLICE STATION.....	33
ARTICLE 30	TRANSFER_FOR HIGHWAY ONE TON TRUCK WITH PLOW & DROP IN SANDER REPLACEMENT.....	33
ARTICLE 31	TRANSFER_FOR CENTER CEMETERY WATER LINE REPLACEMENT.....	34
ARTICLE 32	TRANSFER FOR NORRIS SCHOOL REPLACE REMAINING BROKEN SIDEWALK PORTIONS.....	34
ARTICLE 33	TRANSFER_FOR NORRIS SCHOOL REPLACE CARPETING IN MORE THAN 10 ROOMS.....	34
ARTICLE 34	TRANSFER_FOR NORRIS SCHOOL FOR REPAIR OF MASONRY ISSUES MAJOR - EXTERIOR AND MINOR - INTERIOR.....	34
ARTICLE 35	TRANSFER_FOR NORRIS SCHOOL FOR REPLACEMENT OF INTERIOR CLASSROOM DOORS & DOOR CLOSERS.....	34
ARTICLE 36	TRANSFER_FOR NORRIS SCHOOL FOR REPLACEMENT OF VERTICAL BLINDS.....	34
ARTICLE 37	FUNDING FOR MS-4 MANAGEMENT PERMIT EXPENSES.....	35
ARTICLE 38	REVOLVING_FUND SPENDING LIMITS.....	35
ARTICLE 39	REPORT_OF THE COMMUNITY PRESERVATION COMMITTEE.....	36
ARTICLE 40	FUNDING_FOR OPEN SPACE COMMITTEE FOR EDUCATIONAL BARNES AQUIFER PAMPHLET PROGRAM.....	36
ARTICLE 41	FUNDING_FOR CONSERVATION COMMISSION FOR REQUIRED 50% MATCH FOR MASS. TRAILS GRANT PHASE II.....	37
ARTICLE 42	FUNDING_FOR EDWARDS PUBLIC LIBRARY TO CONTINUE PLACING HISTORICAL RESOURCE MATERIALS ON THEIR WEBSITE.....	37
BUDGET ATTACHEMNTS FY 2022 ATTACHMENTS (Non-Override and Override)		

TOWN OF SOUTHAMPTON

WARRANT FOR THE ANNUAL TOWN MEETING

June 12, 2021

HAMPSHIRE, ss.

To either of the Constables of the Town of Southampton in said County:

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of the precincts of the Town of Southampton, County of Hampshire, qualified to vote in elections and Town affairs to meet at the **Labrie Field, Strong Road, Southampton, Massachusetts**, on

Saturday, June 12, 2021 at 9:00 a.m.,

then and there to act on the following articles:

AWARDS AND CERTIFICATES

ARTICLE 1 PRESENTATION OF CERTIFICATES

To see if the Town will vote to hear presentations of State Certificates; or take any action related thereto.

GENERAL BY-LAW AMENDMENTS

ARTICLE 2 AMENDMENT TO ARTICLE III SELECT BOARD GENERAL BY-LAW

To see if the Town will vote to change the Town By-Laws, Article 3 Select Board, by amending the existing language as noted below, deleting existing language with a strikethrough and with adding new language shown in boldface text which reads as follows:

ARTICLE III Select Board

Old Sec. 7. The Board of Selectmen shall consist of Five (5) members. To change the existing three (3) member board the election shall take place as follows: the first year at the Annual Town Election two (2) members will be elected for three (3) years and one (1) member for two

(2) years, thus adding two (2) members to the present three (3) member board. Reelection then to be for three (3) year terms or the balance of any unexposed terms in case of a vacancy.

Proposed change

Sec. 1. (old Sec. 7):

The Select Board shall consist of five (5) members each elected to three-year (3), staggered terms during Town elections. Re-election will be for three (3) year terms or the balance of any term created by a vacancy/resignation.

Sec. 1. The Select Board shall have the general direction and management of the property of the Town affecting the interest or welfare of the Town, except as otherwise provided by law or by these by-laws.

Proposed change:

Sec. 2. (old Sec. 1) The Select Board shall have the authority to direct and manage the property of the Town so as to promote and maintain the general well-being of the Town except as otherwise provided by law or by these by-laws. No member of the Select Board may act on their own or engage in any business of the Town without authorization from the full Select Board.

Sec. 2. The Select Board shall have the authority to prosecute and defend in legal controversy which may arise involving the Town and shall act as agents and officers of the Town to appoint and or employ a Town counsel for the Town and the various officers and boards thereof, and to fix the compensation. This shall not apply to such suits as are within the scope and duties of the Tax Collector.

Proposed change:

Sec. 3. (old Sec. 2) The Select Board shall have the authority to prosecute and/or defend any legal controversy involving the Town. As agents and officers of the Town the Select Board may appoint and/or employ a counsel for the Town and its various officers and boards. The Select Board shall also have the authority to determine the compensation for the Town Counsel. This shall not apply to such matters that are within the scope and duties of the Tax Collector.

Sec. 3. The Board of Selectmen shall appoint a Town Administrator for a period of time to be determined within contractual terms, but not more than three years per contract. The Town Administrator shall not hold an elective office in Southampton Town government.

Proposed change:

Sec. 4. (old Sec 3) The Select Board shall appoint a Town Administrator for a period of time to be determined within contractual terms, but not more than three years per contract. The Town Administrator shall not hold an elective office in Southampton Town government.

Sec. 4. The Selectmen shall appoint a Chief of Police, and such other Police Officers as may be necessary, and make suitable regulations governing the police department.

Proposed change:

Sec. 5. (old Sec 4.) The Select Board shall appoint, and may remove:

- ***a Chief of Police, and such other Police Officers as may be necessary, and make suitable regulations governing the Police Department.***
- ***a Fire Chief and such other Fire Department personnel as may be necessary, and make suitable regulations governing the Fire Department.***
- ***a Highway Superintendent, and such other Highway Department personnel as may be necessary, and make suitable regulations governing the Highway Department.***
- ***a Town Accountant, and other such Accounting Department personnel as may be necessary, and make suitable regulations governing the Accounting Department.***

Proposed addition:

Sec. 6. The Select Board shall appoint, and may remove in accordance with any applicable provision of law, qualified members of committees/boards/commissions/councils/groups not otherwise elected by vote in Town elections.

Sec. 5. The Board of Selectmen is authorized to sell and otherwise dispose of any equipment or material in the hands of any department, which is deemed, by said department to be obsolete and/or of no further use by the Town. The Selectmen shall determine if the equipment or material is of sufficient value to sell, by competitive bid or auction. Notices shall be posted in five (5) public places and at least once in a daily Newspaper of general circulation with the time and place of such sale with a descriptive listing of articles involved, at least two (2) weeks prior thereto. The Selectmen may reject and all bids which they deem inadequate and/or not in the best interest of the Town thereto.

Proposed changes:

Sec. 7. (old section 5) The Select Board is authorized to sell and otherwise dispose of any equipment or material held by any department, and that is deemed, by said department to be

obsolete and/or of no further use by the Town. The Select Board shall determine if the equipment or material is of sufficient value to sell, by competitive bid or auction. At least two weeks in advance of any competitive bid or auction, notices including a descriptive listing of the articles available and the time and place of such sale, shall be posted in six (6) public places (including the Town website) and at least once in a daily newspaper of general circulation. The Select Board may reject all bids determined to be inadequate or not in the best interest of the Town. Proceeds from the sale of any equipment or material are deposited into the General Fund.

Sec. 6. Unless otherwise provided by a vote of Town meeting, The Board of Selectmen or procurement officer designated pursuant to G.L. c. 30B is authorized to enter into any contract for the exercise of the Town's corporate powers, on such terms and conditions as are deemed appropriate. Notwithstanding the foregoing, the Board of Selectmen or procurement officer shall not contract for any purpose, or any terms, or under any conditions inconsistent with any applicable provisions of any general law.

Proposed change:

Sec. 8. (Old 6) Unless otherwise provided by a vote of Town Meeting, the Select Board or its designee, pursuant to G.L. c 30B, is authorized to enter into any contract for the exercise of the Town's corporate powers, on such terms and conditions as are deemed appropriate. The Select Board or its designee shall not contract for any purpose, or any terms, or under any conditions inconsistent with any applicable provisions of any General Law.

Sec 9. (moved from Article VI General Government) The Select Board is authorized to close temporarily, or cause to be closed temporarily, any street or highway in an impending or existing emergency, or for any lawful assemblage or procession provided there is reasonable justification for closing of such street.
or take any other action thereon.

ARTICLE 3 AMENDMENT TO ARTICLE VII GENERAL GOVERNMENT GENERAL BY-LAW

To see if the Town will vote to change the Town By-Laws, Article 7 General Government, by amending the existing language as noted below, deleting existing language with a strikethrough and with adding new language shown in boldface text which reads as follows:

ARTICLE VII General Government

Proposed change: (Sec 1 (below) moved to Select Board, Article III)

Sec. 1. The Selectmen are authorized to close temporarily, or cause to be closed temporarily, any street or highway in an impending or existing emergency, or for any lawful assemblage or procession provided there is reasonable justification for closing of such street.

Sec. 2. No person shall coast on or across any public sidewalk or street of the Town, except at such time and in such places as may from time to time be designated by the Select Board.

Delete Sec. 2.

Sec.3.) An Annual State Audit shall be made of the books and records of the Town.

Proposed reordering:

Sec. 1. The Town shall, each fiscal year, fund through taxation and hire an independent third-party accounting firm to perform an annual audit of the financial records of the Town and to report its findings to the Town; such report to be made public within thirty (30) days of its completion.

Sec. 2. No officer or board of the Town shall make any contract on behalf of the Town, the execution of which shall necessarily extend beyond one (1) year from the date thereof, unless specific authority to do so has been given by a vote of the Town or otherwise permitted by law.

Sec 3. Every officer in charge of a department shall annually, on or before April 30th, transmit to the Select Board or Town Clerk, a report containing a statement of the acts and doings of his/her department for the past financial year to be printed in the Annual Report, as the Selectmen may deem expedient.

Proposed change:

Sec. 3. Every officer in charge of a department shall annually, on or before March 1, transmit to the Select Board a written report containing a description of activities and accomplishments of her/his department for the past financial year to be printed in the Annual Report and distributed at least 14 days prior to the Annual Town Meeting.

Proposed change:

(MOVE TO LICENSES) Sec. 6. The Selectmen may license suitable persons to be collectors of, dealers in, or keepers of shop for the purchase, sale, or barter of junk, old metal, or second hand articles; and no such person shall be a dealer, or keeper of shop as aforesaid without such a license.

Sec. 4. (old Sec. 7.) These by-laws may be altered or amended at any annual or special Town meeting, an article or articles for such purpose having been inserted in the warrant for such meeting, specifying the alteration or amendment proposed.

Proposed addition

Sec. 5. All public offices in Town may remain closed on Saturdays as provided by GL c41, sec. 110A, or take any other action relative thereto.

ARTICLE 4 AMENDMENT TO ARTICLE VIII RESTRICTION ON ISSUANCES OF LOCAL LICENSES OR PERMITS GENERAL BY-LAW

To see if the Town will vote to change the Town By-Laws, Article 8 Section 1 (e) and Section 2 Restrictions on Issuances of Local Licenses and Permits, by amending the existing language as noted below, deleting existing language with a strikethrough and with adding new language shown in boldface text which reads as follows:

Article VIII: ~~Restrictions on Issuances of~~ Local Licenses or Permits

~~M.G.L. Chapter 40, section 57~~

Correction: Following to be deleted:

~~***Delete (e) No demolition permit for a building which is in whole or in part 100 years or more old and/or listed on the Massachusetts Cultural Resource Inventory System for Southamptton shall be issued without following the provisions of ARTICLE XXXVII THE PRESERVATION OF HISTORICALLY SIGNIFICANT BUILDINGS. If a building is of unknown age, it shall be assumed that the building is over 100 years old for the purposes of this bylaw.***~~

Proposed change:

New Sec. 2. Insert (moved from General Government) The Select Board may license suitable persons to be collectors of, dealers in, or keepers of a shop for the purchase, sale, or barter of junk, old metal, or second hand articles; and no such person shall be a dealer, or keeper of a shop without such a license.

Sec. 3. (Old Section 2.)This bylaw shall not apply to the following licenses and permits: open burning; bicycle permits; sales of articles for charitable purposes; children work permits; clubs, association dispensing food or beverage licenses; dog licenses; fishing, hunting, trapping licenses; marriage licenses; and theatrical events or public exhibition permits. or take any other action relative thereto.

ARTICLE 5 AMENDMENT TO ARTICLE XII OVERNIGHT PARKING GENERAL BY-LAW

To see if the Town will vote to change the Town By-Laws, Article 12 Overnight Parking, by amending the existing language as noted below, deleting existing language with a strikethrough and with adding new language shown in boldface text which reads as follows:

ARTICLE XII Overnight Parking

Consistent with the Traffic Control Policy adopted by the Select Board on Nov. 2, 2017, the following shall be in effect:

Sec. 1. It shall be unlawful for any vehicle to be parked overnight or during a daytime snowstorm on any street of the Town from November 1 to April 1 of each year.

Proposed change:

Sec. 1. It shall be unlawful for any vehicle to be parked overnight (12:00 A.M. to 6:00 A.M.) at any time or during a snowstorm on any street of the Town from November 1 to March 31 of each year, including storms that occur outside of that specified time frame. The Highway Superintendent, or his designee, may issue a parking ban as required during inclement weather and notify the public of the same.

Sec. 2. Any person who violates this by-law shall be liable to a penalty of twenty (\$20.00) dollars for each violation.

Proposed addition:

Sec. 2. The Chief of Police or his/her designee is hereby authorized to prohibit parking temporarily where it is otherwise allowed or allow parking temporarily where it is otherwise prohibited on any street or highway or part thereof, or parking lots maintained by the Town of Southampton in an impending or existing emergency or for a lawful assembly or demonstration or procession. Vehicles parked in places where parking is prohibited may be towed under the direction of an officer. However, such officer shall make reasonable efforts to notify the owner of such vehicle to have such vehicle moved prior to the vehicle being towed.

Proposed change

Sec. 3 (Old Sec. 2.) Any person who violates this by-law shall be liable to a \$50 fine for each violation or an amount according to rates set by the Select Board or Town Meeting.
or take any other action relative thereto.

ARTICLE 6 AMENDMENT TO ARTICLE XVII FIRE LANES AND FIRE HYDRANTS GENERAL BY-LAW

To see if the Town will vote to change the Town By-Laws, Article 17, by amending the existing language as noted below, deleting existing language with a strikethrough and with adding new language shown in boldface text which reads as follows:

ARTICLE XVII Fire Lanes and Fire Hydrants

Sec. 1. It shall be unlawful for any vehicle to be left unattended within the limits of Private Ways designated as fire lanes furnishing means of access for fire apparatus to any building.

Proposed change:

Sec. 1. No person shall park or leave a vehicle unattended within, or obstructing access to, a fire lane.

Proposed addition:

Sec. 2. Vehicles left unattended in fire lanes in violation of this by-law may be towed under the direction of the Police Department at the owner's expense.

Sec. 3. Any person who violates this by-law shall be liable to a penalty of fifty dollars (\$50.00) for each violation.

Proposed change:

Sec 3. Any person who violates this by law shall be subject to a fine for each violation according to the rates established by the Select Board or Town Meeting. (See Fee/Penalty Schedule).

Proposed addition (consolidating Articles 17 and 39):

Sec. 4. It shall be unlawful for any person(s) to willfully open or tamper with any fire hydrant or to cause damage and/or to allow water to flow on any public or private property in the Town of Southampton unless previously authorized to do so by the Water Department or Fire Chief. Each unauthorized opening/tampering of a hydrant shall constitute a separate offense; penalty shall not exceed \$200 per offense.

Proposed addition:

Sec. 5. It shall be unlawful for any person to park a vehicle within ten (10) feet from a fire hydrant, whether on a public or private way or location.

Sec. 6. Proposed addition:

Any resident who has a fire hydrant on his/her property and any business that has a fire hydrant on, or adjacent to their business, is responsible for clearing an area of snow at least three (3) feet from around the hydrant within 24 hours after a snow storm.

or take any other action relative thereto.

ARTICLE 7 AMENDMENT TO ARTICLE XVIII COUNCIL ON AGING GENERAL BY-LAW

To see if the Town will vote to change the Town By-Laws, Article 18, by amending the existing language as noted below, deleting existing language with a strikethrough and with adding new language shown in boldface text which reads as follows:

ARTICLE XVIII Council on Aging

Sec. 1. There is hereby established a Council on Aging consisting of seven (7) persons appointed by the Select Board from the voters and residents of the Town.

Proposed Change:

Sec. 1. There is hereby established a Council on Aging and an advisory board consisting of seven (7) members and two (2) alternates, selected from among town residents and appointed by the Select Board to serve designated, staggered terms. Terms shall be for three (3) years.

Proposed change: Sec. 2. (Delete)

~~Sec. 2. The Chair of the Council on Aging shall be elected annually by said Council by vote of its membership.~~

Proposed change: Sec 3. (Delete)

~~Sec. 3. Appointees to the Council on Aging shall hold office until their successors are designated.~~

Sec. 2 (old Sec. 4.) The COA Director is hired by and ultimately responsible to the appointing authority, the Select Board. The Select Board has the power to hire, evaluate and/or terminate the Director, and may delegate some or all of these functions to the Town Administrator. The Director has the responsibility for the hiring and supervision of paid staff and unpaid volunteers.

Sec. 5. It shall be the duty of the Council on Aging to carry out programs designed to meet problems of the aging in coordination with programs of the Department of Elder Affairs, pursuant to Chapter 40 Section 8B of MLG.

Proposed change:

Sec. 3 (old Sec 5. Expanded). It shall be the duty of the Council on Aging to carry out programs designed to meet the needs of aging residents (60+ years of age) in co-ordination with programs of the Department of Elder Affairs, pursuant to Chapter 40, Section 8B of the Massachusetts General Laws.

***Sec. 6 (moved to Sec. 1.). The COA Board serves as an advisory board.
or take any other action relative thereto.***

ARTICLE 8 AMENDMENT TO ARTICLE XIX SIDEWALK CLEARING GENERAL BY-LAW

To see if the Town will vote to change the Town By-Laws, Article 19, by amending the existing language as noted below, deleting existing language with a strikethrough and with adding new language shown in boldface text which reads as follows:

ARTICLE XIX Sidewalk Clearing

Sec. 1. Property owners whose property abuts sidewalks in Southamptn shall be required to clear such sidewalks of ice and snow during the winter month's hereafter. Such clearing of ice and snow to complete within twenty-four (24) hours after a storm. Each day shall be a separate violation, resulting in a fine of \$10.00 per day.

Proposed change:

Sec. 1. Property owners whose property abuts sidewalks in Southamptn shall be required to clear such sidewalks of ice and snow during the winter months. Such cleaning of ice and snow must be completed within twenty-four (24) hours after the storm ends. If said property is not cleared, fines will be assessed according to the rates set by the Select Board or Town Meeting. (See Fee/Penalty Schedule). When removing snow and ice, consideration must be given to not worsening the problem for adjacent property owners.

Proposed addition:

***Sec. 2. Senior citizens with age related limitations and individuals with documented disabilities who are physically unable to clear walkways must make alternate arrangements with care givers, family or neighbors to clear the walkways within twenty-four (24) hours.
or take any other action relative thereto.***

ARTICLE 9 AMENDMENT TO ARTICLE XXXIII COMMUNITY PRESERVATION GENERAL BY-LAW

To see if the Town will vote to change the Town By-Laws, Article 33, by amending the existing language as noted below, deleting existing language with a strikethrough and with adding new language shown in boldface text which reads as follows:

XXXIII Community Preservation By-Law

Sec. 1. There is hereby established a Community Preservation Committee. Consisting of nine (9) voting members pursuant to the provisions of G.L. C. 44B. The composition of the Committee. The Appointing authority and the term of office for the committee members shall be as Follows:

(1) One member of the Conservation Commission as designated by the Commission; (2) One member of the Historical Commission as designated by the commission; (3) One member of the Planning Board as designated by the Board; (4) The Highway Superintendent, whose responsibilities include the duties of the board of Park Commissioner established under G.L. c. 45, §2, or his designee; (5) One member of the Housing Authority as designated by the Authority; (6) One member of the Finance Committee as designated by the Committee; and (7) One member of the Board of Selectman, as designated by the Board of Selectman. (8) Two members at Large, to be appointed initially by the Board of Selectmen and, starting with the 2002 Annual Town Election, to be thereafter elected for a term of three years.

Each member of the committee shall serve for a term of three years or until the person no longer serves in the position or on the board or committee as set forth above, whichever is earlier.

Should any of the officers and commissions, boards, or committees who have appointing authority under this by-law be no longer in existence for whatever reason, the Board of Selectman shall appoint a suitable person to serve in their place?

Any member of the committee may be removed for cause by their respective appointing authority after hearing.

Proposed Change:

Sec. 1. There is hereby established a Community Preservation Committee, consisting of nine (9) voting members pursuant to the provisions of G.L.C. 44B. The composition of the Committee, the Appointing Authority and the term of office for the committee members shall be as follows:

- 1. a member of the Conservation Commission as designated by the Conservation Commission,***

1. *a member of the Historical Commission as designated by the Historical Commission,*
1. *a member of the Planning Board as designated by the Planning Board,*
2. *the Highway Superintendent, whose responsibilities include the duties of the Park Commissioner established under G.L.C. 45, § 2,*
3. *a member of the Housing Authority as designated by the Housing Authority,*
4. *a member of the Finance Committee as designated by the Finance Committee,*
5. *a member of the Select Board as designated by the Select Board,*
6. *two Members at Large elected for a term of three years.*

Section 2: Duties

The Community Preservation committee shall study the needs, possibilities and resources of the town regarding Community Preservation. The committee shall consult with existing municipal boards, including the Conservation Commission, the Historical Commission, the Planning Board the Department of Public Works, and the Housing Authority, or persons acting in those capacities or performing like duties, in conducting such studies, as part of its study, the committee shall hold one annual public informational hearing, or more at its discretion, on the needs, possibilities and resources of the town regarding Community Preservation possibilities and resources, notice of which shall be posted public and published for each of two weeks preceding a hearing in a newspaper of general circulation in the town. (2) The Community Preservation committee shall make recommendations to the Town meeting for the acquisition, creation and preservation of open space, for the acquisition and preservation of historic resources, for the acquisition, creation and preservation of land for recreational use, for the creation, preservation and support of community housing and for rehabilitation or restoration of such open space, historic resources, land for recreational use and community housing that is acquired or created as provided in this section. With respect to community housing, the community preservation committee shall recommend, wherever possible, the reuse of existing buildings or construction of new building on previously developed sites. (3) The Community Preservation committee may include in its recommendation to the Town Meeting a recommendation to set aside for later spending funds for specific purposes that are consistent with Community Preservation but for which sufficient revenues are not then available in the community preservation fund to accomplish that specific purpose or to set aside for later spending funds for general purposes that are consistent with Community Preservation. (4) In every fiscal year, the Community Preservation committee must recommend either that the legislative body spend, or set aside for later spending, not less than 10% of the annual revenues in the Community Preservation fund for (a) open space (not including land for recreational use), (b) historic resources; and (c) community housing.

Proposed change:

Sec. 2. The Community Preservation Committee shall study the needs, possibilities, and resources of the Town in regard to following areas as designated by G.L. 44B: preservation of Open Space, creation and preservation or rehabilitation of land for recreational use, the acquisition and preservation of historical resources and preservation and support for community housing.

Proposed addition:

Sec. 3 The Community Preservation Committee shall receive funding from a surcharge on local taxes and a yearly matching grant from an earmarked state fund under the supervision of the state Department of Revenue. Funds received are to be used in the designated areas and while are under the supervision of the Community Preservation Committee may not be spent without a majority vote of a Town Meeting. Funds not spent each year remain with the Community Preservation account and do not revert to the Town.

Proposed addition:

Sec. 4. The Community Preservation Committee shall hold one annual public informational hearing to inform the Town of the activities of the Community Preservation Committee and to receive project proposals accompanied by comparative cost estimates. A notice of the hearing shall be posted and published two weeks prior to said hearing. Boards, Commissions, Committees of the Town and individuals are eligible to submit proposals at any time during the year.

Section 3: Requirement for a quorum and cost estimates The Community Preservation committee shall comply with the provisions of the Open Meeting Law, G.L. c.39, §23B. The committee shall not meet or conduct business without the presence of a majority of the members of the Community Preservation. The Community Preservation committee shall approve its actions by majority vote. Recommendations to the Town Meeting shall include the committee's anticipated costs.

Proposed change:

Sec. 5 (old 3) The Community Preservation Committee shall comply with the provisions of the Open Meeting Law, G.L. c.30A, §§18-25. The Committee shall not meet to conduct business without the presence of a majority of its members. A majority vote is needed to approve all actions including forwarding projects to a Town Meeting vote.

Proposed change:

Sec. 6. All projects forwarded to a Town Meeting for final approval shall include the cost that will be determined by the Town's approved procurement process.

Sec. 7. (old Sec. 4): This by-law may be amended from time to time by a majority vote of the Town Meeting, consistent with the provisions of G.L., C.44B.

Sec. 8. Severability In case any section, paragraph or part of this by-law be for any reason declared invalid or unconstitutional by any court, every other section, paragraph or part shall continue in full force and effect.

Sec. 9. Effective Date Provided that the Community Preservation act is accepted at the 2001 Annual Town Election, this by-law shall take effect upon approval by the Attorney of the commonwealth, and after all requirements of G.L. C40, §32 have been met. Each appointing authority shall have thirty days after approval by the Attorney General to make their initial appointments. or take any other action relative thereto.

ARTICLE 10 AMENDMENT TO ARTICLE XXX WETLANDS PROTECTION GENERAL BY-LAW

To see if the Town will vote to change the Town By-Laws, Article 30, Section 5.1 and Section 12 by amending the existing language as noted below, deleting existing language with a strikethrough and with adding new language shown in boldface text which reads as follows:

5.1 Commission Quorum

More than half of the members of the Commission ~~in office~~ must be present to conduct business and to hold a public meeting.

12. Enforcement Order (WPA Form 9)

No person shall remove, fill, dredge, build upon, degrade, or otherwise Alter Resource Areas protected by this Bylaw, or cause, suffer, or allow such activity, or leave in place unauthorized fill, or otherwise fail to restore illegally altered land to its original condition, or fail to comply with a Permit or an Enforcement Order (WPA Form 9) issued pursuant to this Bylaw.

The filing of a Permit Application or Request for Determination of Applicability (RDA) shall constitute the consent of the owner and grant the authority for the Commission and its agents, with proper identification, to enter upon privately owned land for the purpose of performing their duties under this Bylaw. The Commission may make or cause to be made such examinations, surveys or sampling as the Commission deems reasonable and necessary, subject to the laws of the United States and the Commonwealth.

The Commission shall have the authority to enforce this Bylaw and Permits issued there under by violation notices, non-criminal citations under M.G.L. Chapter 40, Section 21D, administrative orders, and civil and criminal court actions. Any person who violates provisions of this Bylaw may be ordered to restore the property to its original condition and/or take other action deemed reasonable and necessary to remedy such violations, or may be fined, or both. **Any**

person who violates any provisions of this Bylaw may be subject to a fine in the amount of \$300 per day per offense.

Upon request of the Commission, the Select Board may direct the Town Counsel to take legal action for enforcement under civil law. Upon request of the Commission, the Chief of Police may take legal action for enforcement under criminal law.

Town boards and officers, including any police officer or other officer having police powers, shall have authority to assist the Commission in enforcement.

Any person who violates any provision of this Bylaw, Permits or Enforcement Orders issued there under, shall be served with a Notice of Violation enumerating the alleged violations. If after ten (10) business days the Commission has not received what it deems to be either (a) sufficient evidence demonstrating that no violations have occurred, or (b) a filing that will remove the violations along with evidence that sufficient progress is being made to correct the violation, then the violator shall be punished by a fine ~~per offense of \$300 per day per offense~~. Beginning ten business days after the date of the Notice of Violation each day or portion thereof during which a violation continues, or unauthorized fill or other alteration remains in place, shall constitute a separate offense, and each provision of the Bylaw, Permits, or Enforcement Orders violated shall constitute a separate offense.

~~In addition to any fine, the Town shall be entitled to reimbursement for all expenses, including legal fees, incurred in processing said violation, either civilly or criminally,~~
or take any other action relative thereto.

ZONING BY-LAW AMENDMENTS

ARTICLE 11 AMEND ZONING BYLAW/AMENDMENT OF ZONING MAP, BYLAW SECTION III-B BY AMENDING THE MAP

)
To see if the Town will vote to amend the Town of Southampton Zoning By-Law Map referenced in Section III-B of the Town of Southampton Zoning By-laws to re-designating two certain parcels of land in their entirety, from the current zoning of Residential Village (RV) to the zone of Commercial Village (CV) identified as said real estate in the Town of Southampton located at 173 & 175 College Highway, in the County of Hampshire in the Commonwealth of Massachusetts as shown on the Assessors Map 24, Parcel 2 and Parcel 57. The subject property consists of 1.6 +/- acres of land in Southampton, MA as described in a deed recorded in the Hampshire County Registry of Deeds in Book 13243, Page 133. Said land is currently assessed to American Dream Realty, LLC., or take any other action relative hereto.

ARTICLE 12 AMENDMENT TO SECTION XIV OF THE ZONING STORMWATER BY-LAW

To see if the Town will vote to amend the Town's Zoning Bylaw by deleting Section XIV of the Zoning Bylaw in its entirety and inserting in the Town's General Bylaw a new "Stormwater Management & Erosion and Sediment Control Bylaw" as follows:

Section XIV Town of Southampton Stormwater Management & Erosion and Sediment Control

- A. Purpose and Authority
- B. Definitions
- C. Applicability
- D. Exemptions
- E. Administration
- F. Enforcement and Penalties
- G. Surety
- H. Final Reports
- I. Certificate of Completion
- J. Severability

A. PURPOSE AND AUTHORITY

1. Purpose

- a. The purpose of this Bylaw is to better manage land development in order to protect, maintain, and enhance the public health, safety, and general welfare of the citizens of Southampton by establishing minimum requirements and procedures to control the adverse impacts associated with stormwater runoff.
- b. The proper management of stormwater runoff will meet the following objectives:
 - (1) Reduce the adverse water quality impacts of stormwater discharges to rivers, lakes, reservoirs and streams in order to attain federal water quality standards;

- (2) Prevent the discharge of pollutants, including hazardous chemicals, into stormwater runoff;
- (3) Minimize the volume and rate of stormwater that is discharged, to rivers, streams, reservoirs, lakes and combined sewers that flows from any site during and following development;
- (4) Prevent erosion and sedimentation from land development, and reduce stream channel erosion caused by increased runoff;
- (5) Provide for the recharge of groundwater aquifers and maintain the base flow of streams;
- (6) Provide stormwater facilities that are attractive, maintain the natural integrity of the environment, and are designed to protect public safety;
- (7) Maintain or reduce pre-development runoff characteristics after development to the maximum extent feasible;
- (8) Minimize damage to public and private property from flooding;
- (9) Ensure that these management controls are properly maintained.

c. This Bylaw and its associated regulations are also intended to bring the Town of Southampton into compliance with requirements in the United States Environmental Protection Agency National Pollutant Discharge Elimination System (NPDES) General Permit for Stormwater Discharges from Small Municipal Separate Storm Sewer Systems in Massachusetts ("Massachusetts Small MS4 General Permit").

2. Authority

The Southampton Planning Board will serve as the Stormwater Authority and shall administer, implement, and enforce this Bylaw. Any powers granted to or duties imposed upon the Planning Board hereunder may be delegated in writing by the Planning Board to any Town Official, including but not limited to the Highway Superintendent.

B. DEFINITIONS

The following definitions describe the meaning of the terms used in this Bylaw:

“Alter” is any activity that will measurably change the ability of a ground surface area to absorb water or will change existing surface drainage patterns. Alter may be similarly represented as “alteration of drainage characteristics,” and “conducting land disturbance activities.”

“Adverse impact” means any deleterious effect on waters or wetlands, including their quality, quantity, surface area, species composition, aesthetics or usefulness for human or natural uses which are or may potentially be harmful or injurious to human health, welfare, safety or property, to biological productivity, diversity, or stability or which unreasonably interfere with the enjoyment of life or property, including outdoor recreation.

“Agricultural activity” producing or raising one or more of the following agricultural commodities for commercial purposes:

1. animals, including but not limited to livestock, poultry, and bees;
2. fruits, vegetables, berries, nuts, maple sap, and other foods for human consumption; and
3. feed, seed, forage, tobacco, flowers, sod, nursery or greenhouse products, and ornamental plants or shrubs.

and as further defined by the Massachusetts Wetlands Protection Act and its implementing regulations.

“Authorized Enforcement Agency” is the Southamptton Planning Board, including its agents designated to enforce this Bylaw.

“Best management practices” (BMPs) are structural or biological devices that temporarily store or treat stormwater runoff to reduce flooding, remove pollutants, and provide other amenities. They can also be non-structural practices that reduce pollutants at their source. BMPs are described in the Massachusetts Stormwater Handbook described below.

“Construction activity” is disturbance of the ground by removal of vegetative surface cover or topsoil, grading, excavation, clearing and/or filling.

“Design storm” is a rainfall event of specified size and return frequency that is used to calculate the runoff volume and peak discharge rate to a BMP.

“Detention” is the temporary storage of storm runoff in a BMP, which is used to control the peak discharge rates, and which provides gravity settling of pollutants.

“Disturbance” is any land clearing, grading, bulldozing, digging or similar activities.

“Erosion” is the wearing away of the land surface by natural or artificial forces, such as wind, water, ice, gravity, or vehicle traffic, and subsequent detachment and transportation of soil particles.

“Erosion and sediment control plan” is a document containing narrative, drawings and details—developed by a qualified professional engineer (PE) or a certified professional in erosion and sedimentation control (CPESC) — that includes best management practices or equivalent measures designed to control surface runoff, erosion, and sedimentation during construction and construction-related land disturbance activities.

“Flooding” is a local and temporary inundation or a rise in the surface of a body of water, such that it covers land not usually under water.

“Forest Cutting Plan” is a plan for the cutting of trees on forest land that is prepared and submitted in accordance with M.G.L. c. 132, Sections 40 - 46A. The Forest Cutting Plan requires approval by a Service Forester of the Massachusetts Department of Conservation and Recreation, as provided under 302 CMR 16.00, *et seq.*

“Grading” means changing the level or shape of the ground surface.

“Groundwater” is all water beneath any land surface, including water in the soil and bedrock beneath water bodies, but not including water in manmade structures.

“Impervious surface” is any material or structure on or above the ground that prevents water from infiltrating through the underlying soil. Impervious surface is defined to include, but not limited to: paved parking lots, rooftops, driveways, patios, and paved roads.

“Infiltration” is the downward movement of water from the surface to the subsoil.

“Low impact development” is a development approach that seeks to mimic (or in the case of redevelopment, restore/recreate) a site’s predevelopment hydrology through protection of on-site natural features and environmentally sensitive site design that limits impervious areas, preserves open space, and uses decentralized small scale facilities to capture and manage rainfall (or snow-melt) close to where it falls. These small-scale facilities serve to slow, absorb, and treat flow and include bioretention areas, grass swales, porous pavements, cisterns, and green roofs and walls.

“Massachusetts Stormwater Handbook and Stormwater Standards” is the guidance issued by MassDEP, and as amended, that coordinates the requirements prescribed by state regulations promulgated under the authority of the Massachusetts Wetlands Protection Act G.L. c. 131, § 40 and Massachusetts Clean Waters Act G.L. c. 21, §§ 23-56. The Handbook addresses stormwater impacts through implementation of performance standards to promote increased stormwater recharge, the treatment of runoff from polluting land uses, low impact development (LID)

techniques, pollution prevention, the removal of illicit discharges to stormwater management systems, and improved operation and maintenance of stormwater best management practices (BMPs). MassDEP applies the Stormwater Management Standards pursuant to its authority under the Wetlands Protection Act, M.G.L. c. 131, § 40, and the Massachusetts Clean Waters Act, M.G.L. c. 21, §§ 26-53. The revised Stormwater Management Standards have been incorporated in the Wetlands Protection Act Regulations, 310 CMR 10.05(6)(k) and the Water Quality Certification Regulations, 314 CMR 9.06(6)(a).

“New development” is any construction activities or land alteration resulting in total earth disturbances greater than 40,000 square feet (or activities that are part of a larger common plan of development disturbing greater than 40,000 square feet) on an area that has not previously been developed to include impervious cover.

“Nonpoint source pollution” is pollution from many diffuse sources caused by rainfall or snow-melt moving over and through the ground. As the runoff moves, it picks up and carries away natural and human-made pollutants, finally depositing them into water resource areas.

“Operation and maintenance plan” is a plan that defines the functional, financial and organizational mechanisms for the ongoing operation and maintenance of a stormwater management system to ensure that it continues to function as designed.

“Owner” is the person with a legal or equitable interest in a property.

“Peak discharge” is the maximum instantaneous rate of flow during a storm, usually in reference to a specific design storm event.

“Person” is any individual, group of individuals, or entity, including an association, partnership, corporation, company, business, organization, trust, estate, administrative agency, public or quasi-public corporation or body, the Commonwealth or political subdivision thereof.

“Point source” is any discernible, confined, and discrete conveyance, including but not limited to any pipe, ditch, channel, tunnel, conduit, well, discrete fissure, or container, from which pollutants are or may be discharged.

“Pollutant” is any element of property or sewage, agricultural, industrial or commercial waste, runoff, leachate, heated effluent, or other matter whether originating at a point or nonpoint source, that is or may be introduced into any sewage treatment works or Waters of the Commonwealth. Pollutants shall include:

1. Paints, varnishes and solvents;
2. Oil and other automotive fluids;
3. Nonhazardous liquid and solid wastes and yard wastes;
4. Refuse, rubbish, garbage, litter, or other discarded or abandoned objects,

- accumulations and floatables;
5. Pesticides, herbicides and fertilizers;
 6. Hazardous materials and wastes; sewage, fecal coliform and pathogens;
 7. Dissolved and particulate metals;
 8. Animal wastes and residues;
 9. Rock, sand, salt and soils;
 10. Construction wastes and residues;
 11. Noxious or offense matter of any kind.

“Recharge” is the replenishment of underground water reserves.

“Redevelopment” is any construction, land alteration, or improvement of impervious surfaces resulting in total earth disturbances greater than 40,000 square feet or activities that are part of a larger common plan of development disturbing greater than 40,000 square feet that does not meet the definition of “new development” (see above).

“Related entities” are any corporation in which the owner is an officer, director or shareholder; a limited partnership in which the owner is a limited partner or general partner; a general partnership in which the owner is a partner; a limited liability company in which the owner is a shareholder or director; a trust in which the owner is a trustee or beneficiary; or any other entity in which the owner has a beneficial interest.

“Retention” is the holding of runoff in a basin without release except by means of evaporation, infiltration, or emergency bypass.

“Runoff” is rainfall, snowmelt, or irrigation water flowing over the ground surface.

“Sediment” is any mineral or organic soil material that is transported by wind or water from its origin to another location, the product of erosion processes.

“Sedimentation” is a process of depositing material that has been suspended and transported in water.

“Site” is the area extent of construction activities, including but not limited to the creation of new impervious cover and improvement of existing impervious cover.

“Stormwater Authority” administers, implements, and enforces the Southampton Stormwater Management and Erosion and Sediment Control Bylaw and associated regulations. See Section A above for more information on Authority and Section E below for more information on Administration.

“Stormwater management” is the use of structural or non-structural practices that are designed to reduce stormwater runoff pollutant loads, discharge volumes, and/or peak flow discharge rates.

“Stormwater management permit” is the permit issued by the Southampton Planning Board, after review of an application, including plans (stormwater management and erosion and sediment control), calculations, and other supporting documents, that is designed to protect the Town from the adverse effects of uncontrolled and untreated stormwater runoff.

“Stormwater management plan” is a plan to be submitted with the application for a Stormwater Management Permit, which shall include current and proposed site conditions, proposed improvements, proposed stormwater control measures, development schedules, and such other matters as may be required by the Southampton Planning Board.

“Stop work order” is an order issued that requires that all construction activity on a site be stopped.

C. APPLICABILITY

1. This Bylaw shall apply throughout the Town of Southampton. Prior to the issuance of any Special Permit, site plan approval, or other development permit for any proposed new development or redevelopment projects listed below, a stormwater management permit, or a waiver of the requirement for a stormwater management permit, must be approved by the Southampton Planning Board. No person shall, on or after the effective date of the Bylaw, initiate any land clearing, land grading, earth moving or construction activities without first complying with this Bylaw. The following uses and activities shall be required to submit a complete stormwater management permit application which shall include: a stormwater management plan, including drainage reports, an erosion and sediment control plan, construction drawings, specifications, operation and maintenance plan, and as-built information in conformance with the requirements of this Bylaw and associated regulations:
 - a. Multi-family residential developments involving four or more units;
 - b. Any new commercial, industrial, and/or institutional structures with at least 5,000 square feet of gross floor area, 10,000 square feet of impervious surface, or that require 10 or more parking spaces.
 - c. Redevelopment or additions to existing commercial, industrial, and/or institutional uses that result in an additional impervious surface area or gross floor area of greater than 5,000 square feet, or that results in an increase of 10 or more parking spaces.
 - d. Construction of subdivisions and/or construction activities of any kind disturbing greater than 40,000 square feet.

- e. Development or redevelopment involving multiple separate construction activities in discontinuous locations or on different schedules if the activities are part of a larger common plan of development that all together disturbs greater than 40,000 square feet.

D. EXEMPTIONS

1. The following activities may be exempt from the requirements for submittal and approval of a stormwater management permit, but must meet the stormwater management and erosion and sediment control performance standards as described in the associated regulations:
 - a. Any agricultural activity that is consistent with an approved soil conservation plan prepared or approved by the Natural Resources Conservation Service;
 - b. Any logging that is consistent with a Forest Cutting Plan approved under the Forest Cutting Practices Act by Massachusetts Department of Conservation and Recreation;
 - c. Additions or modifications to existing single-family structures that do not disturb more than 40,000 square feet of land;
 - d. Developments—other than a single-family dwelling, where “approval is not required”—that do not disturb more than 40,000 square feet of land, provided that they are not part of a larger common development plan;
 - e. Repairs to any stormwater treatment system deemed necessary by the Southampton Planning Board or Highway Department;
 - f. Any emergency activity that is immediately necessary for the protection of life, property or the environment, as determined by the Southampton Planning Board or Highway Department; and
 - g. Activities that are exclusively limited to maintenance and improvement of existing sidewalks and roadways (including widening less than a single lane, adding shoulders, correcting substandard intersections with such elements as turning lanes, improving existing drainage systems, and repaving projects). Note that roadway widening or improvements that increase the amount of impervious area on the redevelopment site by greater than or equal to a single lane width are subject to the requirements of this Bylaw.

E. ADMINISTRATION

1. As the Stormwater Authority, the Planning Board will review all applications for a stormwater management permit under this Bylaw. Upon receipt of a complete application package at a regularly scheduled meeting of the Planning Board, the Board shall transmit one (1) copy of the completed application package to the Highway Department for review and comment and file one (1) copy of the completed application package in the office of the Town Clerk. The date of the regularly scheduled meeting

of the Board at which the completed application package is accepted shall become the date of receipt and the start date for all deadlines for action by the Board as set forth herein.

Public Hearing. The Planning Board shall, within twenty-one (21) days of receipt of a complete application for a Stormwater Management Permit, hold a public hearing on the matter to allow comment from abutters, other boards and commissions and staff. The Board shall take final action on the application within sixty-five (65) days of the receipt of the complete application unless the time for action is extended by mutual written consent of the applicant and the Planning Board. Notice of the public hearing shall be given by publication in a newspaper of local circulation, by posting at the office of the Town Clerk, and by first-class mailings to abutters at least seven (7) days prior to the initial public hearing. The application and the Erosion and Sediment Control Plan shall be made available for inspection by the public during normal business hours at the Office of the Planning Board and the Office of the Town Clerk.

The applicant shall submit any additional information in response to all reasonable requests of the Stormwater Authority and/or any duly authorized representatives of the Stormwater Authority.

Project Changes. The permittee, or their agent, must notify the Stormwater Authority in writing of any change or alteration of a land disturbance or construction activity authorized in a Stormwater Management Permit before any change or alteration occurs. If the Board determines that the change or alteration is significant, the Board may require that an amended Application be filed and a new public hearing held. If any change or alteration from the Stormwater Management Permit occurs during any land disturbing activities, the Board may require the installation of interim erosion and sedimentation control measures before approving the change or alteration as part of a formal application process.

2. The Planning Board may adopt and periodically amend rules and regulations relating to the procedures, standards, and administration of this Stormwater Management Bylaw, by majority vote of the Planning Board, after conducting a public hearing to receive comments on any proposed revisions. Such hearing date shall be advertised in a newspaper of general local circulation at least seven days prior to the hearing date.
3. The Planning Board may waive strict compliance with any or all of the requirements of this Bylaw for a project that will, in its judgement, generate minimal stormwater runoff and erosion and sedimentation, have minimal impact on the municipal stormwater system and nearby surface waters, and if such action is allowed by Federal, State, and local statutes, bylaws, and/or regulations; is in the public interest; and is consistent with the purposes of this Bylaw.

4. The Planning Board's action, rendered in writing, may consist of any of the following as a result of an application for a Stormwater Management Permit: Approval; Approval subject to conditions; Disapproval.
5. The Planning Board may establish a permit review fee schedule, based on the type and complexity of projects, and may update this fee as needed, to cover the costs of permit administration for Stormwater Management Permits. The Stormwater Authority may require the applicant to pay reasonable costs to be incurred by the Stormwater Authority for the employment of outside consultants pursuant to Stormwater Authority regulations and as authorized by G.L. c. 44, § 53G.
6. This Bylaw is intended to integrate with other parts of the Town's land use bylaws and regulations and not replace any other such requirements.

F. ENFORCEMENT AND PENALTIES

1. Violations

Any construction activity that has commenced or is conducted contrary to this Bylaw may be restrained by injunction or otherwise abated in a manner provided by law.

2. Notice of Violation

When the Southampton Planning Board determines that an activity is not being carried out in accordance with the requirements of this Bylaw or associated regulations, it shall issue a written notice of violation to the owner of the property. The notice of violation shall contain:

- a. The name and address of the owner applicant;
- b. The address when available or the description of the building, structure, or land upon which the violation is occurring;
- c. A statement specifying the nature of the violation;
- d. A description of the remedial measures necessary to bring the site into compliance with this Bylaw and a time schedule for the completion of such remedial action;
- e. A statement of the penalty or penalties that shall or may be assessed against the person to whom the notice of violation is directed;
- f. If the Highway Department, Stormwater Authority, or its authorized agent determines that abatement or remediation of adverse impacts is required, the order shall set forth a deadline by which such abatement or remediation must be completed. Said order shall further provide that, should the violator or property owner fail to abate or perform remediation within the specified deadline, the Town may, at its option, pursue a Court Order allowing the Town to undertake such work, and expenses thereof shall be charged to the violator.

If the Highway Department or Stormwater Authority takes action upon failure of the violator or owner to abate or remediate, notice shall be given to the violator and owner of the costs, including administrative costs, incurred by the Town. Said notice shall be sent within thirty (30) days of completion of all measures necessary to abate the violation or to perform remediation. The violator or owner shall also be notified that they may, within thirty (30) days of receipt of said notice, file an appeal in writing to the Board of Selectmen objecting to either the amount or basis of the costs incurred. If the amount due is not received by the expiration of the time in which to file an appeal or within thirty (30) days following a decision by the Board of Selectmen affirming or reducing the costs, or from a final decision of a court of competent jurisdiction, the costs shall become a special assessment against the property owner and shall constitute a lien on the owner's property for the amount of said costs. Interest shall begin to accrue on any unpaid costs at the statutory rate provided by MGL c.59, §57 after the thirty-first day at which the costs first become due.

3. Stop Work Orders

Persons receiving a notice of violations will be required to halt all construction activities. This "stop work order" will be in effect until the Southampton Planning Board confirms that the development activity is in compliance and the violation has been satisfactorily addressed. Failure to address a notice of violation in a timely manner can result in civil or monetary penalties in accordance with the enforcement measures authorized in this Bylaw. The Southampton Planning Board may utilize the services of a Massachusetts registered engineer to verify compliance at the Applicant's expense.

4. Non-Criminal Disposition

The Town of Southampton may elect to utilize the non-criminal disposition procedure set forth in Southampton's Town Bylaws. The Southampton Planning Board shall be the enforcing entity. The penalty for the 1st violation shall be \$100. The penalty for the 2nd violation shall be \$200. The penalty for the 3rd and subsequent violations shall be \$ 300. Each day or part thereof that such violation occurs or continues shall constitute a separate offense.

5. Appeals

Unless otherwise stated herein, the decisions or orders of the Stormwater Authority shall be final. Further relief shall be appealed to a court of competent jurisdiction.

The Stormwater Authority may require the applicant to post surety before the start of land disturbance or construction activity. The form of the surety shall be approved by Town Counsel

and be in an amount deemed sufficient by the Stormwater Authority to ensure that the work will be completed in accordance with the permit. If the project is phased, the Board may release part of the surety as each phase is completed in compliance with the permit but the surety may not be fully released until the Board has received the final report as required by Section 12 and the permittee is issued a certificate of completion. If the permittee defaults on any obligations imposed by the Stormwater Management Permit, the Stormwater Authority may

G. SURETY

(after providing written notification to the permittee) inform the holder of the surety (and the municipal treasurer if the treasurer is not holding the funds) of the default, in which event the Town shall be entitled to use the surety funds to bring the site into compliance with the Stormwater Management Permit.

H. FINAL REPORTS

Upon completion of the work and no later than 180 days after completion of construction, the permittee shall submit a report (including certified as-built construction plans) from a Registered Professional Engineer (PE) certifying that the project has been completed in accordance with the conditions of the Stormwater Management Permit and the plans approved thereunder. The as-built drawings must depict all on site controls, both structural and non-structural, designed to manage the stormwater associated with the completed site (post construction stormwater management). Any discrepancies with the approved permit plans shall be noted in the cover letter submitted with the report and as-built plans.

I. Certificate of Completion

The Board shall issue a letter certifying completion of a project following receipt and review of a final report and as-built plan showing that all work allowed under the permit has been satisfactorily completed in conformance with this Bylaw and any regulations enacted hereunder.

J. SEVERABILITY

The provisions of this by-law are hereby declared to be severable. If any provision, paragraph, sentence, or clause of this Bylaw or the application thereof to any person, establishment, or circumstances shall be held invalid, such invalidity shall not affect the other provisions or application of this Bylaw.
or take any other action relative thereto.

BUDGET AND FINANCIAL ITEMS

ARTICLE 13 TRANSFER FROM FREE CASH TO THE CAPITAL STABILIZATION FUND

To see if the Town will vote to transfer/appropriate \$100,232 to the Capital Stabilization Fund; said sum to be taken from Free Cash; or take any other action relative thereto.

ARTICLE 14 TRANSFER FROM FREE CASH TO THE OPERATING STABILIZATION FUND

To see if the Town will vote to transfer/appropriate \$85,913 to the Operating Stabilization Fund; said sum to be taken from Free Cash; or take any other action relative thereto.

ARTICLE 15 TRANSFER FROM FREE CASH TO THE OPEB FUND

To see if the Town will vote to transfer/appropriate \$ 28,638 to the Other Post-Employment Benefits (OPEB) account; said sum to be taken from Free Cash; or take any other action relative thereto.

ARTICLE 16 CITIZEN PETITION: SALARY INCREASE FOR THE TOWN CLERK AND TREASURER/COLLECTOR

To see if the Town will vote to raise and appropriate, transfer from available funds, and/or otherwise provide the sum of Six Thousand Seven Hundred Twenty dollars and twenty cents (\$6,720.20) in order to provide the elected Town Clerk with an increase in pay, for the fiscal year ending June 30, 2022, said funds to be added to the department budget under Town Clerk Salary account 015161.113, and to see if the Town will vote to raise and appropriate, transfer from available funds, and or otherwise provide the sum of Seven Thousand Three Hundred Forty-Nine dollars and twenty-one cents , (\$7349.21) in order to provide the elected Town Treasurer/Collector with an increase in pay for the fiscal year ending June 30, 2022, said funds to be added to the departmental budget under Treasurer/Collector Salary account 015145.113, or take any other action thereon.

ARTICLE 17 ANNUAL OPERATING BUDGET FOR FISCAL 2022 (BASE BUDGET NON-OVER-RIDE)

To see if the Town will vote to fix salaries of all elected officials for the Fiscal Year 2022 for the period for July 1, 2021 to June 30, 2022, and further, to raise and appropriate \$18,289,262 monies as identified in the Town's Annual Operating Budget from taxation, \$17,500 from WPAT loan and \$100,000 from Ambulance Fees, as attached, for Fiscal Year 2022; or take any other action relative thereto. **Attachment: FY 2022 Budget Labeled A**

**ARTICLE 18 “SUPPLEMENTAL” OPERATING BUDGET GENERAL OVERRIDE ARTICLE
(OVERRIDE BUDGET)**

To see if the Town shall raise and appropriate or transfer from available funds an additional Seven Hundred Eighteen Thousand Four Hundred Sixty-Six Dollars and Fifty-One Cents (\$718,466.51) in real estate and personal property taxes to supplement the appropriation under Article 17 for the operating budget for the purposes of funding the following departments and accounts in the operating budget for the Town: Norris Elementary School Department, Police Department, Fire/EMS Department, Highway Department, Public Library, Council on Aging, Tree Warden, Select Board, Administration, Accounting Department, Assessors Department, Treasurer/Collector Department, Legal Department, Town Clerk/Election & Registration Department, Telephone, Town Hall Building, IT expenses, equipment, internet service & web maintenance, Postage, Annual Audit, Photocopier Lease and Open Space Committee for the fiscal year beginning July 1, 2021, provided, however, that the vote taken hereunder shall be expressly contingent upon approval by the voters of a Proposition 2 ½, so-called, override question, allowing the Town to raise the additional amount appropriated hereunder, outside the limits imposed by said Proposition 2 ½, all in accordance with M.G.L. c.59, §21C(g); or take any other action relative thereto.

Attachment: FY 2022 Budget Labeled B

ARTICLE 19 TRANSFER STATION ENTERPRISE FISCAL 2022 BUDGET

To see if the Town will vote to raise and appropriate or transfer from available funds Two Hundred Eleven Thousand Five Hundred Thirty Dollars (\$211,530) to operate the Transfer Station Enterprise according to the following budget:

Wages	37,955
Operating Expenses	151,412
Environmental Compliance	4,000
<u>Indirect Costs</u>	<u>18,163</u>
Total	211,530

And that \$198,250 be raised from Transfer Station Enterprise Revenues \$13,280 to be taken from retained earnings and \$18,163 to be appropriated in General Fund (Indirect Costs): or take any other action relative thereto.

ARTICLE 20 WATER ENTERPRISE FISCAL 2022 BUDGET

To see if the Town will vote to raise and appropriate or transfer from available funds Eight Hundred Sixty-Eight Thousand Eight Hundred Dollars (\$868,800) to operate the Water Enterprise, according to the following budget:

Wages	219,853
Operating Expenses	160,983
Capital Outlay	100,000
Indirect Costs	93,964
<u>Debt Services</u>	<u>294,000</u>
Total	868,800

And that \$832,936 be raised from Water Enterprise Revenues, \$35,864 from retained earnings and \$93,964 appropriated in General Fund (Indirect Costs); or take any other action relative thereto.

ARTICLE 21 FUNDING FOR WATER DEPARTMENT REPLACEMENT BOX TRUCK

To see if the Town will vote to appropriate/transfer One Hundred Forty Thousand Dollars (\$140,000) to fund the purchase of a replacement box truck, said sum to be taken from the Water Department Retained Earnings Account; or take any other action relative thereto.

ARTICLE 22 FUNDING FOR WATER DEPARTMENT ASSET PLANNING GRANT

To see if the Town will vote to appropriate/transfer Twenty-Two Thousand Dollars (\$22,000) to fund the required local match for the Water Department Asset Planning Grant, said sum to be taken from the Water Department Retained Earnings; or take any other action relative thereto.

ARTICLE 23 TRANSFER FROM AMBULANCE RECEIPTS TO THE AMBULANCE DEBT ACCOUNT FY21

To see if the Town will vote to transfer/appropriate \$68,065 from Ambulance Receipts, Reserve for Appropriation, to the Debt Ambulance Account for the FY 21 Debt payment on the newest ambulance; or take any other action relative thereto.

ARTICLE 24 FUNDING FOR HIGHWAY PLOW/DUMP TRUCK

To see if the Town will vote to appropriate the sum of \$261,000.00 to purchase a new Single Axle Dump Truck with Plow and Sander Body for the Highway Department; to determine whether this appropriation shall be raised by borrowing or otherwise, or to take any other action relative thereto.

ARTICLE 25 FUNDING FOR ACQUISITION OF THE RIGHT OF WAY FOR GREENWAY BIKE PEDESTRIAN TRAIL

To see if the Town will vote to appropriate the sum of \$270,000 to acquire the Right of Way for the Greenway Rail Trail (Bike and Pedestrian) Path and/or to pay design costs related thereto; to determine whether this appropriation shall be raised by borrowing or otherwise, or to take any other action relative thereto.

ARTICLE 26 TRANSFER FOR NEW VOTING MACHINES FOR TOWN CLERK

To see if the Town will vote to transfer the sum of \$9,700 from the Capital Stabilization Fund to the Town Clerk Capital Budget to fund replacement of the voting machines for the Town Clerk; or take any other action relative thereto.

ARTICLE 27 TRANSFER FOR ECODE 360 BY-LAW SOFTWARE PROGRAM FOR TOWN CLERK

To see if the Town will vote to transfer the sum of \$6,995 from Free Cash to the Town Clerk Capital Budget to fund the purchase of the ECODE 360 software program for the Town Clerk; or take any other action relative thereto.

ARTICLE 28 TRANSFER FOR BOILER AND HOT WATER TANK REPLACEMENT AT EDWARDS LIBRARY

To see if the Town will vote to transfer the sum of \$18,500 from Free Cash to the Edwards Library Capital Budget to fund the purchase and installation of a replacement boiler and hot water tank for the Edwards Public Library; or take any other action relative thereto.

ARTICLE 29 TRANSFER FOR TWO BOILER/FURNACE AND WITH A/C REPLACEMENT POLICE STATION

To see if the Town will vote to transfer the sum of \$13,000 from the Capital Stabilization Fund to the Police Capital Budget to fund the purchase and installation of two new replacement boiler/furnaces with A/C for the Police Station; or take any other action relative thereto.

ARTICLE 30 TRANSFER FOR HIGHWAY ONE TON TRUCK WITH PLOW & DROP IN SANDER REPLACEMENT

To see if the Town will vote to transfer the sum of \$44,400 from the Capital Stabilization Fund to the Highway Capital Budget to fund the purchase of one new replacement One Ton Truck with Plow & Drop in Sander for the Highway Department; or take any other action relative thereto.

ARTICLE 31 TRANSFER FOR CENTER STREET CEMETERY WATER LINE REPLACEMENT

To see if the Town will vote to transfer the sum of \$9,700 from the Capital Stabilization Fund to the Cemetery Capital Budget to fund the installation of new replacement water lines in the Center Street Cemetery; or take any other action relative thereto.

ARTICLE 32 TRANSFER FOR NORRIS SCHOOL REPLACE REMAINING BROKEN SIDE-WALK PORTIONS

To see if the Town will vote to transfer \$9,000 from the Capital Stabilization Fund to the Norris School Capital Budget to fund replacement of the remaining broken sidewalk portions at the Norris School; or take any other action relative thereto.

ARTICLE 33 TRANSFER FOR NORRIS SCHOOL REPLACE CARPETING IN MORE THAN TEN ROOMS

To see if the Town will vote to transfer \$37,475 from the Capital Stabilization Fund to the Norris School Capital Budget to fund replacement of carpeting in more than ten rooms at the Norris School; or take any other action relative thereto.

ARTICLE 34 TRANSFER FOR NORRIS SCHOOL FOR REPAIR OF MASONRY ISSUES MAJOR- EXTERIOR AND MINOR - INTERIOR

To see if the Town will vote to transfer a total of \$22,750 from the Capital Stabilization Fund to fund the repair of masonry issues on the Exterior of the building (sub-total \$10,000) and also masonry issues on the interior of the building (sub-total \$12,750) at the Norris School; or take any other action relative thereto.

ARTICLE 35 TRANSFER FOR NORRIS SCHOOL FOR REPLACEMENT OF INTERIOR CLASSROOM DOORS AND DOOR CLOSERS

To see if the Town will vote to transfer \$5,910 from the Capital Stabilization Fund to the Norris School Capital Budget to fund the replacement of some classroom doors and door closers at the Norris School; or take any other action relative thereto.

ARTICLE 36 TRANSFER FOR NORRIS SCHOOL FOR REPLACEMENT OF VERTICAL BLINDS

To see if the Town will vote to transfer \$14,470 from Free Cash to the Norris School Capital Budget to fund the replacement of vertical blinds in the Cafeterium and Counseling Rooms at the Norris School; or take any other action relative thereto.

ARTICLE 37 FUNDING FOR MS-4 STORMWATER MANAGEMENT PERMIT EXPENSES

To see if the Town will vote to transfer Twenty-Eight Thousand Eight Hundred Seventy – Five Dollars (\$28,875,00) from Free Cash to the Highway Department MS-4 Stormwater Management Permit Account to fund the mandated permit requirements for State/Federal compliance in FY 22; or take any other action relative thereto.

REVOLVING FUNDS

ARTICLE 38 REVOLVING FUND SPENDING LIMITS

To see if the town will vote to set the Revolving Fund FY2022 spending limits for such revolving funds as follows:

or take any other action relative thereto.

Program or Purpose	Use of Fund	FY 22 Spending Limit
Conservation	Operating Expenses/Admin. Expenses	\$10,000
Conservation Forestry	Oversight and Management of the Conservation Areas including forestry land	\$10,000
Council on Aging Van	Payment for Operation of COA Van	\$31,000
Dog Licensing & Control	Expenses Related to Admin. Of Licenses & Dog Control	\$8,000
Electrical Inspections	Payment for Electrical Inspection services	\$20,000
Fire Department (Brush Services)	Fire Chief to purchase brush firefighting equipment	\$5,000
Park Commission	Operating Expenses/Admin Expenses	\$10,000
Planning Board	Admin. Expenses	\$10,000
Planning Board	Consultant Costs	\$15,000
Plumbing Inspections	Payment for Plumbing inspection services	\$20,000
Tax Title	Tax Title related costs	\$10,000
Weights & Measures	Weights & Measures Fees	\$3,000
Zoning Board of Appeals	ZBA Expenditures	\$5,000

COMMUNITY PRESERVATION PROJECTS

ARTICLE 39 REPORT OF THE COMMUNITY PRESERVATION COMMITTEE

To see if the Town will vote to hear and act, pursuant to Massachusetts General Laws Chapter 44B, on the report of the Community Preservation Committee for the Fiscal Year 2022 Community Preservation Budget and to appropriate or reserve from the Community Preservation Fund the following sums of money as recommended by the Community Preservation Committee for Committee administrative expenses, community preservation projects and other necessary and proper expenses in the fiscal year beginning July 1, 2021, with each item to be considered as a separate appropriation:

Administrative Expenses..... \$7,500

Reserves:

From FY22 Estimated revenues for Historic Resources Reserve \$33,000

From FY22 Estimated revenues for Community Housing Reserve.... \$33,000

From FY22 Estimated revenues for Pomeroy Meadow Rd Land \$55,150

(Pomeroy Meadow Land purchase is only a memo item, and will fulfill the 10% requirement for Open Space Reserve.)

or take any other action relative thereto.

ARTICLE 40 FUNDING FOR OPEN SPACE COMMITTEE FOR EDUCATIONAL BARNES AQUIFER PAMPHLET PROGRAM

To see if the Town will vote to transfer the sum of Three Thousand Five Hundred Dollars (\$3,500) from Community Preservation Funds to the Open Space to support their educational program Barnes Aquifer Pamphlet Project, said funds to be transferred from Community Preservation Surcharges – Open Space Account; or take any other action relative thereto.

**ARTICLE 41 FUNDING FOR CONSERVATION COMMISSION FOR REQUIRED 50%
MATCH FOR MASS. TRAILS GRANT PHASE II**

To see if the town will vote to transfer the sum of Fifty Thousand Dollars (\$50,000) from Community Preservation Funds to the Conservation Commission for the required 50% town match for a Mass. Trails grant for Phase II for continued improvement of the areas of the Manhan Meadows Sanctuary trails system, said funds to be transferred from Community Preservation Surcharges–Undesignated Account; or take any other action relative thereto.
This transfer is contingent upon the receiving of the Mass. Trails grant.

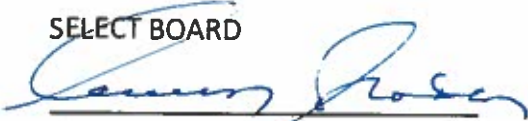
**ARTICLE 42 FUNDING FOR EDWARDS PUBLIC LIBRARY TO CONTINUE PLACING HIS-
TORICAL RESOURCE MATERIALS ON THEIR WEBSITE**

To see if the town will vote to transfer the sum of Six Thousand Two Hundred Forty Dollars (\$6,240) to the Edwards Public Library to continue placing historical resource materials on the web site <http://historicalresourcesofsouthampton.org> or also available through the library web site, said funds would be transferred from Community Preservation Surcharges - Historical Preservation Account; or take any other action relative thereto.

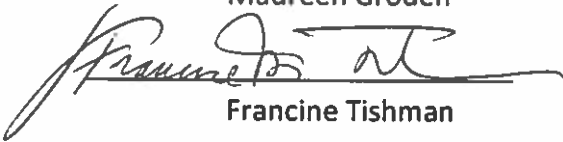
And you are hereby directed to serve this Warrant by posting attested copies thereof in six usual places in said Town, seven (7) days at least before the time of holding said meeting. Hereof, fail not, and make due return of the Warrant, with your doings thereon, to the Town Clerk, at the time and place of meeting, as aforesaid.

Given under our hands this 25th day of May in the year Two Thousand and Twenty-One.

SELECT BOARD



Maureen Groden



Francine Tishman

Matt Roland



Christine Fowles

A True Copy:

ATTEST: _____

Constable

OFFICER'S RETURN

Hampshire, SS

Date: _____

This is to certify that I have served the within warrant by posting attested copies thereof in six usual places seven (7) days at least before the time of holding said meeting.

Constable

A True Copy, ATTEST:

Lucille Dalton

Town Clerk of Southampton

FY 2022 Operating Budget Attachment A (Non-Override) and B (Override) for Annual Town Meeting Warrant

Description	FY21 Budget Approved	Budget Tab 1 FY 22 requests Level		FY 22 Base Budget (Non Override) A	FY 22 Override Budget B	Difference between Balanced A and Override B
		Plus Contractual inc				
ATM Warrant Attachment A and B						
General Government						
Select Board Expenses	1,000.00	1,500.00	1,400.00	1,400.00	-	
SelectBoard Expenses--Minutes	1,000.00	1,500.00	1,500.00	1,500.00	-	
Certification Stipends	2,000.00	2,000.00	2,000.00	2,000.00	-	
Internet Service	1,380.00	1,380.00	1,380.00	2,580.00	1,200.00	
Webpage Maintenance	-	2,160.00	2,160.00	3,000.00	840.00	
Employment Advertising	500.00	500.00	500.00	1,000.00	500.00	
Town Administrator Salary	78,600.00	83,232.00	83,232.00	83,232.00	-	
Administrative Assistant Wages	13,563.96	13,835.24	14,106.19	14,106.19	-	
Administration Expenses	1,100.00	1,100.00	900.00	1,500.00	600.00	
Photocopier Lease and Supplies	4,500.00	4,500.00	4,500.00	5,000.00	500.00	
Postage	15,461.00	15,461.00	15,461.00	17,500.00	2,039.00	
Finance Committee Expenses	200.00	200.00	200.00	200.00	-	
Reserve Fund	-		2,000.00	2,000.00	-	
Town Accountant Salary	53,040.00	50,040.00	49,500.00	49,500.00	-	
Assistant Accountant Wages	20,126.64	20,529.17	20,529.17	20,936.33	407.16	
Independent Audit	21,500.00	21,500.00	21,500.00	26,500.00	5,000.00	
GASB 34--Fixed Asset Study	-				-	
Town Accountant Expenses	1,000.00	1,000.00	900.00	1,565.00	665.00	
Accounting Software Support	3,700.00	4,020.45	4,020.45	4,020.45	-	
Prinicpal Assessor	40,834.68	41,651.37	41,651.37	42,476.65	825.28	
Assessor Admin Assistant	7,320.00	9,775.61	9,966.02	9,966.02	-	
Assessors Expenses	3,687.00	4,187.00	4,187.00	4,187.00	-	
Assessors Software Support	10,232.00	10,535.00	10,535.00	10,535.00	-	
Assessors - Town Maps	4,000.00	4,000.00	4,000.00	4,000.00	-	
Assessors--Consultants	2,000.00	2,000.00	2,000.00	2,000.00	-	
Assessors--Tri-Annual Re-Eval	8,900.00	-		-	-	
Assessors-Cyclical Inspections	2,247.00	2,247.00	2,247.00	2,247.00	-	
Treasurer/Collect Salary	50,572.62	51,584.07	51,584.07	51,584.07	(0.00)	
Treasurer/Collector Wages	57,273.32	57,805.76	59,035.59	59,583.69	548.10	
Treasurer/Collector Expenses	8,975.00	8,975.00	8,975.00	9,475.00	500.00	
Treasurer - Software Support	12,133.59	12,428.69	12,428.69	12,428.69	-	
Legal Expenses	20,885.70	21,000.00	21,000.00	28,000.00	7,000.00	
Tax Title Expenses	3,000.00	3,000.00	3,000.00	3,000.00	-	
Town Clerk Salary	39,871.80	40,669.24	40,669.24	41,478.34	809.10	
Town Clerk Assistant Wages	11,648.33	11,881.30	15,926.22	15,926.22	-	
Town Clerk Expenses	1,500.00	1,500.00	1,500.00	1,500.00	-	
Election/Registration Wages	4,500.00	4,500.00	4,500.00	4,500.00	-	
Election/Registration Expenses	11,500.00	11,500.00	11,500.00	15,000.00	3,500.00	
Conservation Commission Expenses	5,000.00	5,000.00	5,000.00	5,000.00	-	
Part Time Conservation Agent	-	-		-	-	
Pioneer Valley Planning Commission	982.00	1,006.48	1,006.48	1,006.48	-	
Peg Programming	68,000.00	68,000.00	68,000.00	68,000.00	-	
Agriculture Commission	-	-		-	-	
Open Space Committee			-	500.00	500.00	
Town Hall Custodial Wages	9,189.18	9,372.96	9,372.96	9,372.96	-	
Telephone	7,800.00	7,800.00	7,800.00	10,200.00	2,400.00	
Gas and Electric -Town Hall	24,362.00	24,362.00	24,362.00	24,362.00	-	
Town Hall Bldg Expenses	23,300.17	25,117.71	25,168.39	30,000.00	4,831.61	
Town Report	500.00	500.00	500.00	500.00	-	

FY 2022 Operating Budget Attachment A (Non-Override) and B (Override) for Annual Town Meeting Warrant

<i>Description</i>	FY21 Budget Approved	Budget Tab 1 FY 22 requests Level		FY 22 Base Budget (Non Override) A	FY 22 Override Budget B	Difference between Balanced A and Override B
		Plus Contractual inc				
Technology - Equipment	5,400.00	12,500.00		11,500.00	12,500.00	1,000.00
Technology - Services	7,900.00	12,500.00		11,500.00	15,000.00	3,500.00
Emergency Management Expenses	750.00	750.00		750.00	750.00	-
Emergency Management	-	6,000.00		6,000.00	6,000.00	-
Reverse 911 System	3,900.00	4,192.50		4,192.50	4,192.50	-
TOTAL	676,835.99	700,799.55		705,646.34	742,811.59	37,165.25

Public Safety

Police Chief's Salary	108,395.71	109,741.00		109,741.00	109,741.00	-
Police Chief Incentive (Quinn Bill)	-					-
Police Department Wages	614,860.76	638,654.15		638,654.15	638,654.15	-
Police Incentive (Quinn Bill)	37,893.02	38,932.96		38,932.96	38,932.96	-
Police Dept Overtime	63,802.91	66,246.93		66,246.93	66,246.93	-
Police Admin	-					-
Police Dept Expenses	59,837.00	59,837.00		58,837.00	69,237.00	10,400.00
Police Equipment Maintenance	22,500.00	22,500.00		21,000.00	29,108.00	8,108.00
Regional Lockup Assessment	5,502.00	5,502.00		5,502.00	5,502.00	-
Police Department Building Expense	15,775.00	15,775.00		15,775.00	15,775.00	-
Building Custodial Wages	4,595.10	4,687.00		4,687.00	4,687.00	-
D.A.R.E. Program	-					-
Communications Wages	240,250.10	245,010.47		245,010.47	245,010.47	-
Communications Expenses	9,268.00	9,009.00		9,009.00	9,009.00	-
Fire Chief's Salary	86,700.00	93,600.00		93,600.00	93,600.00	-
Admin Aide	-					-
Fire Department Wages	231,920.97	231,920.97		231,920.97	231,920.97	-
Fire Department Expenses	26,100.00	26,100.00		26,100.00	26,100.00	-
Fire Truck Maintenance	-				10,281.36	10,281.36
Fire Department Building Expenses	11,900.00	11,900.00		11,900.00	11,900.00	-
Fire Expense Turn out Gear	12,000.00	12,000.00		12,000.00	12,000.00	-
EMT Standby	6,250.00	6,250.00		6,250.00	6,250.00	-
EMT Wages	206,920.97	231,920.97		220,776.97	225,000.00	4,223.03
Ambulance Billing	7,000.00	7,000.00		7,000.00	7,000.00	-
EMT Licensing and Certification	2,500.00	2,500.00		2,500.00	2,500.00	-
Ambulance/EMS Expenses	40,000.00	40,000.00		40,000.00	44,000.00	4,000.00
Ambulance Maintenance	-					-
Building Inspector Salary	51,481.10	52,768.00		53,824.00	53,824.00	-
Building Inspection Expenses	6,212.00	4,890.00		4,890.00	4,890.00	-
Building Inspector Alternate	800.00	800.00		800.00	800.00	-
Gas/Plumbing Expenses	1,176.00	1,176.00		1,000.00	1,000.00	-
E-Permitting Software	4,000.00	4,000.00		4,000.00	4,000.00	-
TOTAL	1,877,640.64	1,942,721.45		1,929,957.45	1,966,969.84	37,012.39

Education

Elementary School	4,810,263.00	5,316,665.00		4,866,225.10	5,273,939.00	407,713.90
School Choice Tuition	-					-
Local School Transportation	256,657.00	311,725.00		311,725.00	411,887.00	100,162.00
Charter School Tuition	-					-
Vocational Tuition	982,500.00	1,094,100.00		1,094,100.00	1,094,100.00	-

FY 2022 Operating Budget Attachment A (Non-Override) and B (Override) for Annual Town Meeting Warrant

Budget Tab 1 FY
22 requests Level

<i>Description</i>	FY21 Budget Approved	Plus Contractual inc	FY 22 Base Budget (Non Override) A	FY 22 Override Budget B	Difference between Balanced A and Override B
Vocational Transportation	68,041.00	68,041.00	68,041.00	68,041.00	-
Hampshire Regional Operating	5,320,606.00	5,380,742.00	5,380,742.00	5,380,742.00	-
Hampshire Regional Capital					-
TOTAL	11,438,067.00	12,171,273.00	11,720,833.10	12,228,709.00	507,875.90

Public Works

Highway Superintendent's Salary	76,326.60	77,853.13	77,853.13	77,853.13	-
Admin Assistant Highway	18,215.16	18,215.16	23,698.80	23,698.80	-
General Highway Wages	222,303.75	225,162.90	225,162.90	225,162.90	-
General Highway Expenses	148,621.85	148,621.85	148,621.85	236,000.00	87,378.15
Road Machinery Expenses	70,610.00	70,610.00	70,610.00	94,950.00	24,340.00
Highway Building Expenses	22,944.78	22,944.78	22,944.00	22,944.00	-
MS4 Storm Water Management	25,000.00	28,875.00	-	-	-
Winter Roads Wages	141,076.20	141,076.20	141,076.20	146,076.20	5,000.00
Winter Roads Expenses	122,100.00	122,100.00	122,100.00	122,100.00	-
Street Lighting	8,236.40	26,000.00	26,000.00	26,000.00	-
Cemetery Commission Expenses	1,500.00	1,500.00	1,500.00	1,500.00	-
Tree Warden Expenses	8,000.00	8,000.00	8,000.00	15,000.00	7,000.00
TOTAL	864,934.74	890,959.02	867,566.88	991,285.03	123,718.15

Health & Human Services

Board of Health Clerical Wages	-	-	-	-	-
Health Director	48,708.86	49,683.04	\$49,683.04	\$49,683.04	-
Health Agent	11,910.68	12,148.90	12,148.90	12,148.90	0.00
Board of Health Expenses	511.16	3,000.00	3,000.00	3,000.00	-
Sharps Program	2,500.00	3,000.00	3,000.00	3,000.00	-
Public Health Nurse	-	-	-	-	-
Training	-	-	-	-	-
Mileage	-	-	-	-	-
Speciality Item	-	-	-	-	-
Mosquito Control	-	5,000.00	5,000.00	5,000.00	-
Animal Inspector Salary	3,060.00	3,121.20	3,121.20	3,121.20	-
Council on Aging Director	27,686.88	28,240.62	33,224.26	33,224.26	-
Council on Aging Wages	5,565.12	5,676.42	5,813.51	5,813.51	-
Council on Aging Admin	-	-	-	-	-
Council on Aging Expenses	1,229.62	1,229.62	1,229.62	1,650.00	420.38
Veterans' Agent Salary	8,659.82	8,833.02	8,833.02	8,833.02	-
Veterans' Agent Expenses	600.00	600.00	600.00	600.00	-
Veterans' Benefits	20,000.00	20,000.00	20,000.00	20,000.00	-
TOTAL	130,432.14	140,532.81	145,653.54	146,073.93	420.38

Culture and recreation

Library Director	45,126.90	46,029.44	46,029.44	46,942.94	913.50
Library Wages	64,422.44	65,710.89	66,313.72	71,660.50	5,346.78
Library Expenses	4,233.00	4,233.00	4,233.00	4,233.00	-
Library Books/Materials Expenses	29,900.00	29,900.00	29,900.00	32,310.64	2,410.64
Library Utilities	9,000.00	9,000.00	9,000.00	10,962.00	1,962.00
Library Maintenance	4,683.00	4,683.00	4,683.00	6,274.52	1,591.52

FY 2022 Operating Budget Attachment A (Non-Override) and B (Override) for Annual Town Meeting Warrant

<i>Description</i>	FY21 Budget Approved	Budget Tab 1 FY 22 requests Level Plus Contractual inc	FY 22 Base Budget (Non Override) A	FY 22 Override Budget B	Difference between Balanced A and Override B
Library Consultant	-				-
Park Commission Wages	-				-
Park Commission Expenses	2,000.00	2,000.00	2,000.00	2,000.00	-
Historical Commission	1,000.00	1,000.00	1,000.00	1,000.00	-
Memorial Day	200.00	200.00	200.00	250.00	50.00
TOTAL	160,565.34	162,756.33	163,359.16	175,633.60	12,274.44

Employee Benefits

Retirement Contributory	880,868.00	978,545.00	978,545.00	978,545.00	-
Worker's Comp	47,000.00	70,005.00	70,005.00	70,005.00	-
Unemployment Compensation	8,000.00	8,000.00	8,000.00	8,000.00	-
Group Health Insurance- Retirees	208,947.41	194,149.20	194,149.20	194,149.20	-
Group Health Insurance	963,843.39	923,546.48	923,546.48	923,546.48	-
Medicare	102,226.02	111,516.60	111,516.60	111,516.60	-
Group Life Insurance	2,678.93	2,743.44	2,743.44	2,743.44	-
Group Life Insurance- Retiree	1,298.90	1,249.20	1,249.20	1,249.20	-
Insurance - General	96,500.00	104,100.00	104,100.00	104,100.00	-
OPEB Actuarial Study	10,000.00	3,300.00	3,300.00	3,300.00	-
TOTAL	2,321,362.65	2,397,154.92	2,397,154.92	2,397,154.92	-

Debt service - Principal

Debt Larrabee Renovation	110,000.00	110,000.00	110,000.00	110,000.00	-
Debt Pumper Tanker	-	-	-	-	-
Debt Dump Truck	33,006.00	35,000.00	35,000.00	35,000.00	-
Debt Police/Fire Vehicles BAN	18,571.60				-
Debt Norris School Projects Ban Debt Exclusion	19,560.00				-
Debt Dump Truck New (140K)		47,000.00	47,000.00	47,000.00	-
Debt Police/Fire Vehicles		26,287.00	26,287.00	26,287.00	-
Debt Police Cruiser New		19,512.00	19,512.00	19,512.00	-
Debt Hampshire Regional HVAC Upgrades		19,450.00	19,450.00	19,450.00	-
Debt Norris School Repairs Debt Exclusion		26,240.00	26,240.00	26,240.00	-
Debt Pequot Pond Sewer	-	-	-	-	-
Debt WPAT Bonds (New)	27,700.00	17,500.00	17,500.00	17,500.00	-
TOTAL	208,837.60	300,989.00	300,989.00	300,989.00	-

Debt service - Interest

Int Larrabee Renovation	45,168.76	39,668.76	39,668.76	39,668.76	-
Int Pumper Tanker	-	-	-	-	-
Int Norris School Roof	-	-	-	-	-
Int East St Bridge	-	-	-	-	-
Int Dump Truck	12,228.07	10,750.00	10,750.00	10,750.00	-
Int Police/Fire Vehicles BAN	1,121.07				-
Int Norris School Projects BAN Debt Exclusion	1,166.83				-
Int. Dump Truck New (140K)		980.00	980.00	980.00	-
Int Police/Fire Vehicles		1,040.02	1,040.02	1,040.02	-
Int Police Cruiser New		791.16	791.16	791.16	-
Int Hampshire Regional HVAC Upgrades		776.30	776.30	776.30	-
Int Norris School Repairs Debt Exclusion		1,095.36	1,095.36	1,095.36	-

FY 2022 Operating Budget Attachment A (Non-Override) and B (Override) for Annual Town Meeting Warrant

<i>Description</i>	FY21 Budget Approved	Budget Tab 1 FY 22 requests Level Plus Contractual inc	FY 22 Base Budget (Non Override) A	FY 22 Override Budget B	Difference between Balanced A and Override B
Int Pequot Pond Sewer	-	-	-	-	-
Int Halloween Storm	-	-	-	-	-
Int Short-Term Debt	3,000.00	3,000.00	3,000.00	3,000.00	-
TOTAL	62,684.73	58,101.60	58,101.60	58,101.60	-
<i>Sum of Account Groups</i>	<i>17,741,360.83</i>	<i>18,765,287.69</i>	<i>18,289,262.00</i>	<i>19,007,728.51</i>	<i>718,466.51</i>

Revenue Estimate	\$ 18,289,262.00	\$ 18,289,262.00	\$ 18,289,262.00
Revenue Excess (Deficit)		0.00	(718,466.51)

