

SPRING ANNUAL TOWN MEETING

MOTIONS

April 11, 2015

The Moderator opened the Annual Town Meeting at Plymouth North High School at 8:00 AM on April 11, 2015. The Moderator noted the presence of a quorum and called the meeting to order at 8:02 AM.

The salute to the flag and pledge of allegiance were led by Cub Scout Troop 1620, and Scoutmaster Paul Simms. The national anthem was performed by James DePasqua. The invocation was offered by Paul Sinn, retired Pastor for the United Church of Christ, Massachusetts Conference. Town Clerk Laurence Pizer read the list of former town officials *in memoriam*.

The Moderator named Belinda Brewster Assistant Moderator. Town Clerk, Laurence Pizer, swore her and several Town Meeting Members in to their duties.

Senator Vinny deMacedo presented his state of the state message.

Representative Thomas Calter presented his state of the state message.

Representative Randy Hunt presented his state of the state message.

Representative Mathew Muratore presented his state of the state message.

Kenneth Tavares, Chair of the Board of Selectmen, presented his state of the town message.

Dennis Begley, Chair of the Plymouth School Committee, presented his state of the schools message.

Paul McAlduff, Chair of the Planning Board, presented his state of planning message.

John Moody, Chair of the Advisory and Finance Committee, made a presentation.

The Moderator noted that the return of the warrant of Annual Town Meeting showed that it has been properly served. With no objection, Town Meeting waived the reading of the Constable's Return of Service and waived the reading of the warrant.

Mr. Moody moved that adjourned sessions of this Town Meeting be held on April 13, 14 and 15, 2015 at 7:00 PM at Plymouth North High School. The motion PASSED on a roll call with 114 in favor and 4 abstaining.

Gerre Hooker, Precinct 8, moved to change the order of articles and to take Article 29 after Article 1.

The motion PASSED by more than two-thirds with 112 in favor, 6 in opposition, and 2 abstaining.

Mr. Moody moved to recess the Annual Town Meeting until the completion of the Special Town Meeting. The motion PASSED unanimously at 9:35 AM.

After a recess following dissolution of the Special Town Meeting, the Moderator returned the Annual Town Meeting to order at 10:12 AM.

ARTICLE 1:

Town Election

ARTICLE 29:

Mr. Moody moved that the Town vote to raise and appropriate a sum of \$60,000 for the construction and/or purchase, and the installation and maintenance of a play area structure(s) for Elmer Raymond Play Area.

The motion PASSED unanimously.

ARTICLE 2:

Mr. Moody moved that the Town vote to receive the reports of several Boards, Officers and Committees of the Town thereon.

The motion PASSED unanimously.

ARTICLE 3:

Mr. Moody moved that the Town vote to establish revolving funds for certain Town Departments under the provisions of G.L. c. 44, §53E ½ for the fiscal year beginning July 1, 2015, with specific receipts credited to each fund, the purposes for which each fund may be spent, and the maximum amount that may be spent from each fund for FY2016 as follows:

TOWN OF PLYMOUTH, MASSACHUSETTS				
Revolving Funds Chapter 44, Section 53E ½				
Fiscal Year 2016 Revolving Fund Requests				
Spending Authority	Revolving Fund	Revenue Source	Use of Fund	Spending Limit
Planning Board	Manomet Village Parking	Payments made in lieu of on-site parking.	As provided by Section 305.12 of the Zoning Bylaw, these five funds may be used within their respective village centers for parking related uses including land acquisition, facility construction, and the preparation of plans and specifications.	\$ 0
Planning Board	Cedarville Village Parking	Payments made in lieu of on-site parking.	As provided by Section 305.12 of the Zoning Bylaw, these five funds may be used within their respective village centers for parking related uses including land acquisition, facility construction, and the preparation of plans and specifications.	\$ 0
Planning Board	West Plymouth Village Parking	Payments made in lieu of on-site parking.	As provided by Section 305.12 of the Zoning Bylaw, these five funds may be used within their respective village centers for parking related uses including land acquisition, facility construction, and the preparation of plans and specifications.	\$ 0
Planning Board	No. Plymouth Village Parking	Payments made in lieu of on-site parking.	As provided by Section 305.12 of the Zoning Bylaw, these five funds may be used within their respective village centers for parking related uses including land acquisition, facility construction, and the preparation of plans and specifications.	\$ 0
Planning Board	Plymouth Center Village Parking	Payments made in lieu of on-site parking.	As provided by Section 305.12 of the Zoning Bylaw, these five funds may be used within their respective village centers for parking related uses including land acquisition, facility construction, and the preparation of plans and specifications.	\$114,597.86
Director of Marine and Environmental Affairs	Animal Shelter Adoption	Spaying and neutering deposits.	In accordance with G.L. c.140 §139A, all animals placed for adoption must be spayed or neutered. This fund provides for other expenditures as authorized by §139A as well as a refund of a \$30 deposit, when proof of spaying or neutering procedure is provided. To be used for the care, health & welfare of the animals, equipment & supplies	\$ 10,000

Director of Marine and Environmental Affairs	State Boat Ramp	State Boat Ramp parking sticker receipts.	This fund shall be used salaries and benefits of full-time staff and part-time staff and other expenses for the purposes of managing, controlling and providing a higher level of public safety at the boat ramp.	\$ 60,000
Recreation Director	Recreation Fund	Recreational program fees.	This fund shall be used for salaries and benefits of full-time staff, part-time and seasonal staff, for recreational programs, salary, and benefits of the program coordinator as well as facility expenses and other expenses related to recreation programs.	\$ 430,000
Town Manager	Cable Services Fund	Cable-related franchise fees.	This fund shall be for cable-related programs and purposes such as legal and other consulting services associated with enforcement of the contracts and compliance issues and any equipment repairs or upgrades.	\$33,000
School	Vocational Technical Services Fund	Receipts generated from Vocational Studies Programs.	This fund shall be for the salaries, benefits & expenditures of the following programs: a) Automotive b) CAD/CAM c) Carpentry d) Child Care e) Computer Science f) Marine Technology g) Culinary Arts h) Distributive Education i) Design & Visual Communication j) Electronics k) Graphic Arts l) Metals/Welding m) Plumbing n) Cosmetology o) Electrical	\$325,000
Director of Marine and Environmental Affairs	Plymouth Beach Fund	Non-resident parking fees at Plymouth Beach and 100% of Plymouth Long Beach 4x4 sticker fees.	This fund shall be used for salaries and benefits of full time staff, part-time salaries of seasonal NRO's, police details and for the purposes of providing maintenance and public safety of Plymouth Long Beach and repairs to the seawall.	\$ 228,700
DPW Director	Cemetery Repair & Beautification Fund	Fees for foundation and marker settings	This fund shall be used for beautifying, restoring, researching, and repairing town cemeteries.	\$ 18,000
Community Services Director	Council On Aging Programs Fund	Council on Aging program fees.	This fund shall be for contractual services and other expenses related to programs for senior citizens.	\$ 45,000
Community Services Director	Council On Aging Meals on Wheels	Donations for the Council on Aging Meals on Wheels program.	This fund shall be for payment to Old Colony Elder Services for meals.	\$ 30,000
Fire Chief	Fire Safety and Prevention	Fees for permits issued and inspections performed by the Plymouth Fire Department, Fire Prevention Division.	This fund shall be for salaries and benefits and to support the operational cost of services provided within the Fire Prevention Division.	\$125,000

Fire Chief	Fire Alarm Master Box Services	Fees from fire alarm services performed by the Plymouth Fire Department, Fire Alarm Division.	This fund shall be for salaries, benefits, public safety equipment and materials used in accordance with Fire Alarm Services.	\$75,000
Fire Chief	Local Hazardous Materials Program	Fees collected by the Fire Department as a result of responding to and mitigating hazardous materials incidents either in Plymouth or by mutual aid responses.	This fund shall be to replace, repair and/or purchase equipment and supplies used during hazardous materials incidents and to support the operational cost of services provided within the Fire Department Local Hazardous Materials Program.	\$60,000
Fire Chief	Cedarville Community Center	Fees collected from the hourly rental fees for the use of the Cedarville Community Center.	The funds will be used to pay for regular cleaning of the facility as well as to replace, repair, or purchase supplies used for the cleaning and up-keep of the Community Room.	\$ 12,000
DPW Director	Memorial Hall	Rental fees associated with Memorial Hall	This fund shall be for salaries and benefits of full-time and part-time staff maintenance and operation of Memorial Hall.	\$110,000
DPW	Solid Waste Enterprise	Receipts from sale of compost bins.	This fund shall be for purchasing compost bins.	\$5,160
Recreation Director and Park Superintendent	Hedges Pond	Program fees from Recreation Dept. Day Program, daily-parking fees, special event & rental fees at Hedges Pond.	The funds will be used to cover Recreation Dept. seasonal salaries and operational expenses for the facility. Excess funds will be used for future capital improvements.	\$40,000
Director of Marine & Environmental Affairs	CPA Conservation Land	Fees from the harvest and/or lease of the Center Hill Cranberry Bog.	The funds will be used to for the care, maintenance, and necessary signage and other improvement of the land acquired with CPA funds.	\$1,000
School	School Custodial Details	Fees from rental of school facilities.	This fund shall be for payment of Custodial Overtime Salaries for building use.	\$100,000
Town Manager in consultation with the Community Preservation Committee	1820 Court House Maintenance Revolving Fund	Fees and other revenues, including lease proceeds, collected with respect to use of the 1820 Court House and Court House Green	The fund shall be for the maintenance of the 1820 Court House, façade, roof, cupola, courtroom and Vermont Marble Staircase.	\$ 1

The motion PASSED unanimously.

ARTICLE 4:

Mr. Moody moved that the Town vote, pursuant to Chapter 173 of the General By-Laws, to authorize the West Plymouth Steering Committee, Manomet Steering Committee and the Plymouth Harbor Committee to continue and review in three years at 2018 Annual Town Meeting.

The motion PASSED unanimously.

ARTICLE 5: Withdrawn

ARTICLE 6:

Mr. Moody moved that the Town vote, pursuant to G.L. c. 41, §108, to authorize the annual stipends/salaries of elected Town Officials as follows:

Chairman of Board of Selectmen: \$4,500
Other Selectmen: \$4,000 each
Moderator: \$2,000

The motion PASSED unanimously.

ARTICLE 7:

Mr. Moody moved that the Town vote to raise and appropriate \$186,300,014 for a total General Fund Operating Budget (Item #'s 1-51), to provide for a reserve fund and to defray the expenses of the Town, and for the purposes listed in the printed Report and Recommendations of the Advisory & Finance Committee, and to meet said appropriation transfer the sum of \$162,831 from the Title V Betterment Program, and transfer the sum of \$10,293 from State Boat Ramp Revolving Fund, and transfer the sum of \$44,121 from the Recreation Revolving Fund, and transfer the sum of \$8,203 from Memorial Hall Revolving Fund, and transfer the sum of \$9,446 from the Plymouth Beach Revolving Fund, and transfer the sum of \$7,761 from Fire Safety & Prevention Revolving Fund, and transfer the sum of \$9,391 from Fire Alarm Master Box Services Revolving Fund, and transfer the sum of \$35,314 from Cemetery Perpetual Care, and transfer the sum of \$133,644 from Municipal Waterways, and transfer the sum of \$208,681 from Premium from Debt Exclusion; and further transfer the sum of \$500,000 from General Fund Free Cash to the OPEB Fund; and raise \$185,170,329 from the 2016 Tax Levy.

Ms. McCarthy, Precinct 5, moved to amend Article 7 - Budget Line Item #51, School Budget Request, by restoring the \$30,000 that was cut. This amendment would increase the Total General Fund Operating Budget to \$186,330,014, and amount to be raised by the 2016 Tax Levy to \$185,200,329.

Mr. Parker moved to amend the motion to amend by changing the funding source to Free Cash.

Mr. Parker's motion PASSED.

The motion to amend PASSED.

SUMMARY OF VOTE FOR 7A			Or as amended
Total General Fund Operating Budget	(Item #1-51) \$	186,300,014	186,330,014
Title V - Betterment Program	\$	162,831	162,831
State Boat Ramp Revolving Fund	\$	10,293	10,293
Recreation Revolving Fund	\$	44,121	44,121
Memorial Hall Revolving Fund	\$	8,203	8,203
Plymouth Beach Revolving Fund	\$	9,446	9,446
Fire Safety & Prevention Revolving Fund	\$	7,761	7,761
Fire Alarm Master Box Services Revolving Fund	\$	9,391	9,391
Cemetery Perpetual Care	\$	35,314	35,314
Municipal Waterways	\$	133,644	133,644
Premium for Debt Exclusion	\$	208,681	208,681
General Fund Free Cash for OPEB Fund and School Budget	\$	500,000	530,000
		1,129,685	1,159,685
	Less Total Transfers		
To be raised by the 2016 Tax Levy (General Fund revenues & other sources)	\$	185,170,329	185,170,329

The motion PASSED unanimously.

ARTICLE 7B: WATER ENTERPRISE FUND

Mr. Moody moved that the Town vote to appropriate \$3,487,031 from Water Enterprise Receipts to defray Water direct costs and that \$1,240,540 as appropriated under Article 7A, be used for Water indirect costs, all to fund the total costs of operations of the Water Enterprise as follows:

Personal Services	(Item #59)	\$	1,068,529
All Other Expenses	(Item #60)	\$	1,231,610
Debt Service	(Item #61)	\$	1,186,892
Appropriated for Direct Costs		\$	3,487,031
Indirect Costs - Charged to Enterprise Fund from General Fund	(Item #62)	\$	1,240,540
Total Cost – Water		\$	4,727,571

The motion PASSED unanimously.

ARTICLE 7C: SEWER ENTERPRISE FUND

Mr. Moody moved that the Town vote to appropriate \$4,499,224 from Sewer Enterprise Receipts to defray Sewer direct costs, and that \$288,161 appropriated under Article 7A, be used for Sewer indirect costs, all to fund the total costs of operations of the Sewer Enterprise as follows:

Personal Services	(Item #55)	\$	282,147
All Other Expenses	(Item #56)	\$	2,025,633
Debt Service	(Item #57)	\$	2,191,444
Appropriated for Direct Costs		\$	4,499,224
Indirect Costs - Charged to Enterprise Fund from General Fund	(Item #58)	\$	288,161
Total Cost – Sewer		\$	4,787,385

The motion PASSED unanimously.

ARTICLE 7D: SOLID WASTE ENTERPRISE FUND

Mr. Moody moved that the Town vote to appropriate \$2,277,243 from Solid Waste Enterprise Receipts to defray Solid Waste direct costs, and that \$268,198 appropriated under Article 7A, be used for Solid Waste indirect costs, all to fund the total costs of operations of the Solid Waste Enterprise as follows:

Personal Services	(Item #63)	\$	315,689
All Other Expenses	(Item #64)	\$	1,961,554
Appropriated for Direct Costs		\$	2,277,243
Indirect Costs - Charged to Enterprise Fund from General Fund	(Item #67)	\$	268,198
Total Cost – Solid Waste		\$	2,545,441

The motion PASSED unanimously.

ARTICLE 7E: AIRPORT ENTERPRISE FUND

Mr. Moody moved that the Town vote to appropriate \$2,772,590 from Airport Enterprise Receipts to defray Airport direct costs, and that \$194,979, as appropriated under Article 7A be used for Airport indirect costs, all to fund the total costs of operations of the Airport Enterprise as follows:

Personal Services	(Item #52)	\$	490,175
All Other Expenses	(Item #53)	\$	2,282,415
Debt Service		\$	0
Appropriated for Direct Costs		\$	2,772,590
Indirect Costs - Charged to Enterprise Fund from General Fund	(Item #54)	\$	194,979
Total Cost – Airport		\$	2,967,569

**TOWN OF PLYMOUTH
FY2016 OPERATING BUDGET**

ITEM #	DEPARTMENT/CATEGORY	2016 Advisory & Finance Committee Recommendation	Changes	Voted by Town Meeting
<u>ADMINISTRATIVE SERVICES</u>				
TOWN MANAGER				
1	Personal Services	498,082		498,082
2	All Other Expenses	420,200		420,200
	Total Budget Request	918,282	0	918,282
HUMAN RESOURCES				
3	Personal Services	220,399		220,399
4	All Other Expenses	87,645		87,645
	Total Budget Request	308,044	0	308,044
TOWN CLERK				
5	Personal Services	295,647		295,647
6	All Other Expenses	201,890		201,890
	Total Budget Request	497,537	0	497,537
<u>DEPARTMENT OF FINANCE</u>				
ALL DIVISIONS				
7	Personal Services	1,889,320		1,889,320
8	All Other Expenses	938,352		938,352
	Total Budget Request	2,827,672	0	2,827,672
<u>DEPARTMENT OF COMMUNITY RESOURCES</u>				
COUNCIL ON AGING				
9	Personal Services	312,256		312,256
10	All Other Expenses	75,732		75,732
	Total Budget Request	387,988	0	387,988
VETERANS SERVICES				
11	Personal Services	109,102		109,102
12	All Other Expenses	860,125		860,125
	Total Budget Request	969,227	0	969,227
DISABILITIES				
13	All Other Expenses	250		250
	Total Budget Request	250	0	250
LIBRARY				
14	Personal Services	1,234,494		1,234,494
15	All Other Expenses	476,958		476,958
	Total Budget Request	1,711,452	0	1,711,452
1749 COURT HOUSE				
16	Personal Services	13,159		13,159
17	All Other Expenses	6,825		6,825
	Total Budget Request	19,984	0	19,984

DEPARTMENT OF INSPECTIONAL SERVICES**ALL DIVISIONS**

18	Personal Services	864,475		864,475
19	All Other Expenses	48,706		48,706
	Total Budget Request	913,181	0	913,181

DEPARTMENT OF PLANNING & DEVELOPMENT**PLANNING & DEVELOPMENT**

20	Personal Services	447,787		447,787
21	All Other Expenses	309,511		309,511
	Total Budget Request	757,298	0	757,298

REDEVELOPMENT AUTHORITY

22	All Other Expenses	21,340		21,340
	Total Budget Request	21,340	0	21,340

DEPARTMENT OF PUBLIC SAFETY**POLICE DEPARTMENT**

23	Personal Services	9,873,501		9,873,501
24	All Other Expenses	338,139		338,139
	Total Budget Request	10,211,640	0	10,211,640

FIRE DEPARTMENT

25	Personal Services	9,750,303		9,750,303
26	All Other Expenses	252,998		252,998
	Total Budget Request	10,003,301	0	10,003,301

EMERGENCY MANAGEMENT

27	All Other Expenses	69,900		69,900
	Total Budget Request	69,900	0	69,900

PARKING ENFORCEMENT

28	Personal Services	33,361		33,361
	Total Budget Request	33,361	0	33,361

DEPARTMENT OF MARINE & ENVIRONMENTAL AFFAIRS**ALL DIVISIONS**

29	Personal Services	810,941		810,941
30	All Other Expenses	106,250		106,250
	Total Budget Request	917,191	0	917,191

DEPARTMENT OF PUBLIC WORKS**ALL DIVISIONS**

31	Personal Services	4,925,595		4,925,595
32	All Other Expenses	1,231,375		1,231,375
	Total Budget Request	6,156,970	0	6,156,970

TOTAL TOWN DEPARTMENTS		36,724,619	-	36,724,619
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FIXED COSTS

	Salary Reserve Account			
33	Personal Services	-		-
34	Personal Services	100,000		100,000
	Total Budget Request	100,000	0	100,000
	Fuel and Utilities			
35	All Other Expenses	1,894,000		1,894,000
	Total Budget Request	1,894,000	0	1,894,000
	Finance Committee Reserve Account			
36	Reserve Fund	130,000		130,000
	Total Budget Request	130,000	0	130,000
	Tax Title Foreclosures			
37	All Other Expenses	365,202		365,202
	Total Budget Request	365,202	0	365,202
	Medicaid Program			
38	Personal Services	187,453		187,453
39	All Other Expenses	55,300		55,300
	Total Budget Request	242,753	0	242,753
	Out of District Transportation			
40	All Other Expenses	29,500		29,500
	Total Budget Request	29,500	0	29,500
	School Disposal Costs			
	Total Budget Request	-	0	-
	Snow & Ice Removal			
42	All Other Expenses	510,000		510,000
	Total Budget Request	510,000	0	510,000
	Member Benefits			
43	All Other Expenses	5,592,454		5,592,454
	Total Budget Request	5,592,454	0	5,592,454
	Pensions			
44	All Other Expenses	10,575,494		10,575,494
	Total Budget Request	10,575,494	0	10,575,494
	Unemployment Compensation			
45	All Other Expenses	200,000		200,000
	Total Budget Request	200,000	0	200,000
	Member Insurance			
46	All Other Expenses	31,541,090		31,541,090
	Total Budget Request	31,541,090	0	31,541,090
	OPEB Trust Funding			
47	All Other Expenses	650,000		650,000
	Total Budget Request	650,000	0	650,000
	Compensated Absences			
48	All Other Expenses	125,000		125,000

	Total Budget Request	125,000	0	125,000
	All Town Insurance			
49	All Other Expenses	983,510		983,510
	Total Budget Request	983,510	0	983,510
TOTAL FIXED COSTS		52,939,003	-	52,939,003
NON-ENTERPRISE DEBT				
50	All Other Expenses	12,499,491		12,499,491
TOTAL DEBT SERVICE		12,499,491	0	12,499,491
PLYMOUTH SCHOOLS				
51	School Budget Request	84,136,901	30,000	84,166,901
TOTAL SCHOOL REQUEST		84,136,901	30,000	84,166,901
TOTAL GENERAL FUND		186,300,014	30,000	186,330,014
AIRPORT BUDGET				
AIRPORT OPERATING				
52	Personal Services	490,175		490,175
53	All Other Expenses	2,282,415		2,282,415
	Total Operating	2,772,590	0	2,772,590
54	Indirect Cost	194,979		194,979
	Total Airport Budget	2,967,569	0	2,967,569
SEWER BUDGET				
SEWER OPERATING				
55	Personal Services	282,147		282,147
56	Other Expenditures	2,025,633		2,025,633
57	Sewer Enterprise Debt	2,191,444		2,191,444
	Total Operating	4,499,224	0	4,499,224
58	Indirect Cost	288,161		288,161
	Total Sewer Budget	4,787,385	0	4,787,385
WATER BUDGET				
WATER OPERATING				
59	Personal Services	1,068,529		1,068,529
60	Other Expenditures	1,231,610		1,231,610
61	Water Enterprise Debt	1,186,892		1,186,892
	Total Operating	3,487,031	0	3,487,031
62	Indirect Cost	1,240,540		1,240,540
	Total Water Budget	4,727,571	0	4,727,571
SOLID WASTE BUDGET				
SOLID WASTE OPERATING				
63	Personal Services	315,689		315,689
64	Other Expenditures	1,961,554		1,961,554
	Total Operating	2,277,243	0	2,277,243
67	Indirect Cost	268,198		268,198
	Total Solid Waste Budget	2,545,441	0	2,545,441
TOTAL ENTERPRISE FUNDS		15,027,966	-	15,027,966

The motion PASSED unanimously.

ARTICLE 8:

Mr. Moody moved that the Town vote to appropriate the sum of \$641,835 for the repair and/or purchase and/or lease and/or replacement of departmental equipment for the various departments as follows; and to meet this appropriation: transfer the sum of \$14,592 from Sewer Enterprise Retained Earnings, \$43,750 from Waterways Fund, \$14,950 from Cemetery Perpetual Care, \$4,000 from grants, transfer the sum of \$564,543 from General Fund Free Cash, as follows:

A	Procurement	New Telephone Equipment for Police & Building
B	Procurement	New Telephone System for Animal Control
D	Information Tech.	Police - Backup Server/File Server (*)
E	Information Tech.	Police - Acronis Imaging Software
F	Information Tech.	Police - PC for MIRCS and Trackstar (*)
G	Information Tech.	Police - Electronic Document Management Software
I-M	Police	Police Vehicles
N	Fire	Station Maintenance for all 7 Stations (*)
O	Fire	Self Contained Breathing Apparatus Cylinder (*)
P	Fire	Portable Radio (*)
Q	Fire	Multi Gas Meter (*)
R	Fire	Calibration Station (*)
S	Fire	Cold Water Rescue/Survival Suits (*)
T	Fire	SCBA Scott Pak (*)
U	Emergency Mgmt	Infectious Disease Control Personal Protective Equip.
V	DPW-Operations	Engr - Autocad Training
W	DPW-Operations	Highway - Concrete/Sidewalk Grinder
X	DPW-Operations	Highway - Plate Compactor
Y	DPW-Operations	Highway - Skid Steer Grapple Bucket
Z	DPW-Operations	Highway - Skid Steer Brush Mower
AA	DPW-Operations	Highway - Skid Steer Power Rake
BB	DPW-Operations	Highway - Hooklift Stake Body for Existing Vehicle
CC	DPW-Operations	Highway - 9' Sander for Existing Truck
DD	DPW-Operations	Highway - Convert Existing Trucks for Power Angle Plows
EE	DPW-Operations	Highway -Walk Behind Roller
FF	DPW-Operations	Highway - 8 Ton Tilt Trailer
KK	Marine & Env. Affairs	HM - Acoustic Buoys
LL	Marine & Env. Affairs	HM - Small Outboard Motor
MM	Marine & Env. Affairs	HM - Re-Power Safe Boat (*)
NN	Marine & Env. Affairs	HM - Re-Power Pump-Out Boat (*)
OO	DPW-Solid Waste	8 Yd. Containers (*)
PP	DPW-Solid Waste	4 Yd. Containers
QQ	DPW-Utilities	Sewer - Rigid Inspection Camera (*)
RR	DPW-Utilities	Sewer - Monitoring System (*)
SS	DPW-Operations	Crematory - Chamber Floor in Unit 3 (*)
TT	DPW-Operations	Cemetery - 52" Hydro Mower (*)
UU	DPW-Operations	Cemetery - 50' Flag Pole at Vine Hills (*)
VV	DPW-Operations	Cemetery - Weed Whackers (*)
WW	DPW-Grounds & Rec	Parks - 36" Walk Behind Mower (*)

XX	DPW-Grounds & Rec	Parks - 72" Zero Turn Mower (*)
YY	DPW-Grounds & Rec	Parks - Split Rim Beach Tires
ZZ	DPW-Grounds & Rec	Parks - 18' Equipment Trailer (*)
AAA	DPW-Grounds & Rec	Parks - Weed Whackers (*)
BBB	DPW-Grounds & Rec	50' Flag Pole at West Rec Ball Fields
CCC	DPW-Grounds & Rec	Rec - Rescue Board (*)
DDD	DPW-Grounds & Rec	Rec - Emergency Radio (*)
EEE	1749 Court House	Window Shades

The motion PASSED unanimously.

ARTICLE 9:

To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money for the construction and/or repair and/or purchase and/or lease and/or replacement of departmental buildings and/or capital facilities for various departments of the Town and/or feasibility and other types of studies as follows:

ITEM A-1

Mr. Moody moved that the Town vote to transfer from General Fund Free Cash the sum of \$177,423 for the Information Technology Department to replace infrastructure, said funds to be expended under the supervision of the Town Manager.

ITEM A-2

Mr. Moody moved that the Town vote to transfer from General Fund Free Cash the sum of \$57,862 for the Police Department to purchase a network video server, said funds to be expended under the supervision of the Town Manager.

ITEM A-3

Mr. Moody moved that the Town vote to transfer from General Fund Free Cash the sum of \$78,400 for the Fire Department to replace structural firefighting gear, said funds to be expended under the supervision of the Town Manager.

ITEM A-4

Mr. Moody moved that the Town vote to transfer from General Fund Free Cash the sum of \$197,000 for the Fire and Police Departments to purchase a public safety remote receiver site – north radio site, said funds to be expended under the supervision of the Town Manager.

ITEM A-5

Mr. Moody moved that the Town vote to transfer from General Fund Free Cash the sum of \$20,000 for the Information Technology Department to replace public safety technology, said funds to be expended under the supervision of the Town Manager.

ITEM A-6

Mr. Moody moved that the Town vote to transfer from General Fund Free Cash the sum of \$382,000 for the Fire Department to replace and equip Tanker 2, said funds to be expended under the supervision of the Town Manager.

ITEM A-7 There was no motion. Town Meeting took no action.

ITEM A-8

Mr. Moody moved that the Town vote to transfer from General Fund Free Cash the sum of \$125,000 for the Department of Public Works - Stormwater Phase II project, said funds to be expended under the supervision of the Town Manager.

ITEM A-9

Mr. Moody moved that the Town vote to transfer from General Fund Free Cash the sum of \$250,000 for the Department of Public Works - Public Roads Pavement Preservation, said funds to be expended under the supervision of the Town Manager.

ITEM A-10

Mr. Moody moved that the Town vote to transfer from General Fund Free Cash the sum of \$250,000 for the Department of Public Works - Town Building Repair Program, said funds to be expended under the supervision of the Town Manager.

ITEM A-11

Mr. Moody moved that the Town vote to transfer from General Fund Free Cash the sum of \$200,000 for the School Department - School Building Repair Program, said funds to be expended under the supervision of the School Committee.

ITEM A-12

Mr. Moody moved that the Town vote to transfer from General Fund Free Cash the sum of \$42,388 for the Town Clerk to replace a mail machine with folder inserter, said funds to be expended under the supervision of the Town Manager.

ITEM A-13

Mr. Moody moved that the Town vote to transfer from General Fund Free Cash the sum of \$261,400 for the Department of Public Works - Town Vehicle and Equipment Replacement, said funds to be expended under the supervision of the Town Manager.

ITEM A-14

Mr. Moody moved that the Town vote to transfer from General Fund Free Cash the sum of \$83,600 for the School Department - School Vehicle and Equipment Replacement, said funds to be expended under the supervision of the School Committee.

The motion under Section A PASSED unanimously.

ITEM B-1

Mr. Moody moved that the Town vote that \$1,250,000 is appropriated to pay costs of the reconstruction of the School Street retaining wall; and that to meet this appropriation, the Treasurer with the approval of the Board of Selectmen, is authorized to borrow \$1,250,000 under G.L. c. 44 or any other enabling authority; and that the Board of Selectmen is authorized to take any other action necessary to carry out this project.

The motion PASSED unanimously.

ITEM C-1

There was no motion. Town Meeting took no action.

ITEM C-2

Mr. Moody moved that the Town vote to transfer from Sewer Enterprise Retained Earnings the sum of \$500,000 for the Sewer Department - sewer system upgrade, said funds to be expended under the supervision of the Town Manager.

ITEM C-3

Mr. Moody moved that the Town vote to transfer from Sewer Enterprise Retained Earnings the sum of \$90,000 for the Sewer Department to replace utility truck S51, said funds to be expended under the supervision of the Town Manager.

ITEM C-4

Mr. Moody moved that the Town vote to transfer from Water Enterprise Retained Earnings the sum of \$41,000 for the Water Department to purchase MUNIS Utility Billing Software Module, said funds to be expended under the supervision of the Town Manager.

ITEM C-5

Mr. Moody moved that the Town vote that \$4,500,000 is appropriated to pay costs of water meter replacement; and that to meet this appropriation, the Treasurer with the approval of the Board of Selectmen, is authorized to borrow \$4,500,000 under G.L. c. 44 or any other enabling authority; and that the Board of Selectmen is authorized to take any other action necessary to carry out this project.

ITEM C-6

Mr. Moody moved that the Town vote to transfer from Water Enterprise Retained Earnings the sum of \$500,000 for the Water Department - water infrastructure, said funds to be expended under the supervision of the Town Manager.

ITEM C-7

Mr. Moody moved that the Town vote to transfer from Water Enterprise Retained Earnings the sum of \$30,000 for the Water Department to replace 2006 PickUp Truck, said funds to be expended under the supervision of the Town Manager.

ITEM C-8

Mr. Moody moved that the Town vote to transfer from Water Enterprise Retained Earnings the sum of \$15,000 for the Water Department to purchase steel plates for road construction, said funds to be expended under the supervision of the Town Manager.

ITEM C-9

Mr. Moody moved that the Town vote to transfer \$3,227 from Airport Retained Earnings, \$18,000 from the Aviation Fuel Farm Project (2014 Spring Annual Town Meeting, Article 9, Item A39), and \$44,773 from Airport Stabilization for the Airport Runway Emergency Stopways, said funds to be expended under the supervision of the Town Manager.

ITEM C-10

Mr. Moody moved that the Town vote that \$510,000 is appropriated to pay costs of the purchase of the State Police Building at Plymouth Airport; and that to meet this appropriation, the Treasurer with the approval of the Board of Selectmen, is authorized to borrow \$510,000 under G.L. c. 44 or any other enabling authority; and that the Board of Selectmen is authorized to take any other action necessary to carry out this project.

Mr. Howe moved the previous question on Item C-10. The motion FAILED.

On Item C-10, the motion PASSED by more than two-thirds with 92 in favor and 29 in opposition by roll call.

ITEM C-11

Mr. Moody moved that the Town vote to transfer from Airport Stabilization the sum of \$195,000 for the Airport for administration building – Design & Construction, said funds to be expended under the supervision of the Town Manager.

ITEM C-12

Mr. Moody moved that the Town vote to transfer from Airport Stabilization the sum of \$6,000 for the Airport to replace signs on South Meadow Road, said funds to be expended under the supervision of the Town Manager.

ITEM C-13

Mr. Moody moved that the Town vote to transfer from Solid Waste Enterprise Retained Earnings the sum of \$50,820 for the Solid Waste Department to replace 50 yard recycling containers, said funds to be expended under the supervision of the Town Manager.

ITEM C-14

Mr. Moody moved that the Town vote to transfer from Solid Waste Enterprise Retained Earnings the sum of \$23,980 for the Solid Waste Department to replace 50 yard open top containers, said funds to be expended under the supervision of the Town Manager.

On Items C-2 to C-9 and C-11 to C14 the motion PASSED unanimously.

The Moderator called a recess at 11:58 AM.

The Moderator returned the meeting to order to 12:58 PM.

ARTICLE 10:

Mr. Moody moved that the Town vote to authorize an increase in the demand fee for delinquent taxes from \$5 to \$30 for each written demand effective as of July 1, 2015, as authorized by G.L. c. 60, §15.

Mr. Malaguti moved to amend by changing the amount of the demand fee increase from \$30 to \$15.

On Mr. Malaguti's motion to amend, on a roll call the motion PASSED with 67 in favor, 37 in opposition, and 2 abstaining.

Mr. Cunningham moved to reconsider Mr. Malaguti's motion. His motion FAILED.

On the main motion on Article 10, the motion PASSED.

ARTICLE 11:

Mr. Moody moved that the Town vote to transfer the sum of \$535,839 from the Town Promotion Fund created pursuant to Chapter 4 of the Acts of 1993, for programs and projects that enhance the beautification, recreational resources, public safety, promotional and marketing activities, events, services and public improvements.

The motion PASSED unanimously.

ARTICLE 12:

Mr. Moody moved that the Town vote to accept a sum of money that the State declares as available funds as the State's share of the cost of work under G.L. c. 90, said funds to be expended under the supervision of the Town Manager.

The motion PASSED unanimously.

ARTICLE 13:

Mr. Moody moved that the Town vote to transfer from General Fund Free Cash the sum of \$500,000 to the Nuclear Plant Mitigation Stabilization Fund, as authorized by the provisions of G.L. c. 40, §5B, which fund shall be under the care and custody of the Town Treasurer.

The motion PASSED unanimously.

ARTICLE 14:

Mr. Moody moved that the Town vote to transfer the care, custody and control of parcels 108-010-023, 108-010-075, and 108-010-092, off Peter Road, and change the purpose for which each is held, from being held by the Town Treasurer for the purpose of tax title to being held by the Conservation Commission for the purpose of maintaining protected open space.

The motion PASSED unanimously.

ARTICLE 15:

Mr. Moody moved that the Town vote to raise and appropriate \$500,000 for improvements to Private Roads including all costs necessary and related thereto, consistent with the provisions of Chapter 112 of the Acts of 2012 as signed by the Governor on June 13, 2012.

The motion PASSED on a roll call with 111 in favor and 1 in opposition.

ARTICLE 16A:

Mr. Moody moved that the vote taken under Article 26A of the 2014 Spring Annual Town Meeting is hereby amended by reducing the \$4,500,000 borrowing authorization approved thereunder for the restoration for 1820 Court House by the sum of \$500,000, and further to transfer \$500,000 for Fiscal Year 2016 Community Preservation Act revenues for purposes of future restoration of said 1820 Court House, including construction, demolition, renovation, operation, and related costs.

The motion PASSED unanimously.

ARTICLE 16B:

Mr. Moody moved that the Town vote that \$2,000,000 is appropriated for the creation and/or restoration and rehabilitation of land for recreational use pursuant to the G.L. c. 44B, which land is commonly known as Stephens Field, and is shown on Assessors Map 23, as Lots 16b, 16c, 17c, 23, 24 and 26, and specifically for the creation and rebuilding of Stephens Field as described in the Final Schematic Plan (the "Plan") designed by Ray Dunetz Landscape Architecture, dated August 2014 as voted and adopted by the Stephens Field Planning & Design Committee ("SFPDC") on October 8, 2014; and as funding therefor, to authorize the Treasurer, with the approval of the Board of Selectmen to borrow said sum pursuant to G.L. c. 44B or any other enabling authority and issue notes and bonds therefor; provided, however, the Community Preservation Committee (CPC) determines that revisions to the Plan are significant and the SFPDC votes to approve of the revisions to the Plan; and, in connection with the project, to authorize the Board of Selectmen to grant a restriction in said land meeting the requirements of G.L. c. 184 §31-33, and to authorize the Board of Selectmen to execute any documents or agreements in connection therewith.

The motion PASSED unanimously.

ARTICLE 16C:

Mr. Moody moved that the Town vote to authorize the Board of Selectmen to acquire by purchase for open space and recreational use purposes pursuant to the Community Preservation Program and to accept the deed to the Town of Plymouth of 0.07 acres of land, more or less, located at 161 Taylor Ave, Plymouth, shown as Lot 14-24 of the Assessors Map 45B, and further that said land shall be held under the care, custody and control of

the Conservation Commission, and authorize Board of Selectmen to enter into all agreements and execute any and all instruments as may be necessary on behalf of the Town to effect said purchase; and as funding therefor to transfer the sum of \$230,000 for the acquisition and removal of infrastructure, restoration and rehabilitation of the property from the Community Preservation Fund estimated annual revenues, and further to authorize the Board of Selectmen to grant a conservation restriction in said property pursuant to G.L. c. 44B, §12 and G.L. c. 184, §31-33.

The motion on a roll call PASSED with 108 in favor, 7 in opposition and 2 abstaining.

ARTICLE 16D:

Mr. Moody moved that the Town vote to authorize the Board of Selectmen to acquire by purchase for open space and recreational use purposes pursuant to the Community Preservation Program and to accept the deed to the Town of Plymouth of land located off Black Cat Road in the Town of Plymouth comprised of 50 acres, more or less, shown on Assessors' Map 98 as Lot 68 and including Assessors' Parcels 090-000-025A, 090-000-039-001 & 090-000-025B-00Z, said land to be held under the care, custody and control of the Conservation Commission, to transfer \$425,000 for the acquisition and other costs associated therewith from the Community Preservation Fund estimated annual revenues, said total sum which shall be reduced by the amount of any grants received by the Town pursuant to G.L. c. 44B, §11 or G.L. c. 44, §7 or any other enabling authority; and further to authorize the Board of Selectmen to grant a conservation restriction in said property in accordance with G.L. c. 44B, §12 meeting the requirements of G.L. c. 184, §31-33.

The motion PASSED unanimously.

ARTICLE 16E:

Mr. Moody moved that the Town vote to appropriate from the Community Preservation Fund FY2016 estimated annual revenues the sum of \$98,229 to meet the administrative expenses and all other necessary and proper expenses of the Community Preservation Committee for Fiscal Year 2016; and further, to reserve for future appropriation from the Community Preservation Fund FY2016 estimated annual revenues the sum of \$245,573 for the acquisition, creation and preservation of open space use; \$245,573 for acquisition, preservation, restoration and rehabilitation of historic resources; and \$245,573 for the acquisition, creation, preservation and support of community housing, and further, to transfer from the Community Preservation Fund FY2016 estimated annual revenues the sum of \$465,783 to a FY2016 Budgeted Reserve.

The motion PASSED unanimously.

ARTICLE 17:

Mr. Moody moved that the Town vote to transfer the care, custody and control of parcel 050-001-329-000, #17 Cutter Drive, and change the purpose for which it is held, from being held by the Town Treasurer for the purpose of tax title to being held by the Affordable Housing Trust for the purpose of affordable housing.

The motion PASSED unanimously.

ARTICLE 18: Withdrawn

ARTICLE 19: Withdrawn

ARTICLE 20:

Mr. Moody moved that the Town vote to adopt a General Bylaw, Chapter 123 “Oath of Office”, establishing regulations to swear in all appointees, as provided on page 217 of the Report and Recommendations of the Advisory & Finance Committee.

All elected and appointed officials shall be qualified by the Town Clerk within 30 days of their appointment or reappointment except where a different period is specified in the General Laws. If an appointed official is not qualified in this period, his appointment shall terminate and the appointing authority shall be so notified by the Town Clerk.

Article 20 proposes to add Chapter 123, “Oath of Office” to the General Bylaws and to include the language as Section 1.

The motion PASSED unanimously.

ARTICLE 21: Withdrawn

ARTICLE 22:

Mr. Moody moved that the Town vote to adopt a General Bylaw enabling the Police Department to conduct State and Federal Fingerprint Based Criminal History checks for individuals applying for the following licenses: Hawking and Peddling or other door-to-door salespeople, Manager of Alcoholic Beverage License, Owner or Operator of Public Conveyance, Dealer of Second-hand Articles, Pawn Dealers, Hackney Drivers and Ice Cream Truck Vendors and to adopt appropriate policies and procedures to effectuate the purposes of this bylaw, as provided on pages 222-224 of the Report and Recommendations of the Advisory & Finance Committee.

Chapter 72

Civil Fingerprinting – Town License or Permit

§ 72-1. Purpose and Scope.

To enhance public safety, this By-law authorizes the Police Department to conduct state and national fingerprint-based criminal history checks for individuals applying for specific Town-issued licenses or permits, as authorized by G.L. c.6, §172B½, provided, however, that such records shall not be disseminated to unauthorized entities and shall be maintained and disclosed in accordance with all applicable law.

§72-2. Regulations.

The Board of Selectmen, in consultation with the Chief of Police, is authorized to promulgate regulations to implement this By-law, which regulations may include, but shall not be limited to: establishment of submission deadlines, procedures for making recommendations to the licensing authority or making a licensing determination as a result of the criminal history check, procedures for assessing, correcting or amending any such record and establishing criteria for fitness determinations, confidentiality of information obtained and penalties for failure to comply with this By-law.

§72-3. Definitions.

Criminal History Check – A state and national fingerprint based criminal history background check, as authorized by G.L. c. 6, §172B½.

DCJIS – The Massachusetts Department of Criminal Justice Information Services.

FBI – The Federal Bureau of Investigation, United State Department of Justice.

License – A license or permit issued by the Town of Plymouth, or any board, officer or department thereof, which is identified in Subsection 4.A of this Bylaw.

Licensing Authority –A board, officer or department of the Town of Plymouth authorized by the General Laws of Massachusetts or Town by-law to issue a license or permit listed in §72-4 of this By-law.

Town – The town of Plymouth, Massachusetts.

§ 72-4. Criminal History Check Authorization.

A. Occupational Licenses. The Police Department shall, as authorized by G.L. c.6, §172B½, conduct state and federal fingerprint based Criminal History Checks for individuals and entities for the following occupational licenses:

- (1) Hawking and Peddling or other Door-to-Door Salespeople
- (2) Manager of Alcoholic Beverage Licensed Establishment
- (3) Dealer of Second-hand Articles (including Junk Dealers and Collectors)
- (4) Pawn Dealers
- (5) Hackney and Livery Drivers and Owners or Operators of other conveyors of passengers, and
- (6) Ice Cream Truck Vendors

B. At the time of fingerprinting, the Police Department shall notify the individual being fingerprinted that the fingerprints will be used to check the individual's Criminal History Records and shall obtain the individual's consent in writing prior to conducting such Criminal History Checks.

C. Following receipt of an applicant's executed consent form and payment of the applicable fee, the Police Department shall transmit the fingerprints it has obtained pursuant to this By-law to the Identification Section of the Massachusetts State Police, DCJIS, and/or the FBI or the successors of such agencies to conduct a Criminal History Check.

D. The Town authorizes the Massachusetts State Police, DCJIS and the FBI, or the legal successor of each, to conduct fingerprint-based state and national Criminal History Checks consistent with this By-law.

E. The Town authorizes the Police Department to receive and utilize state and FBI records in connection with such Criminal History Checks, consistent with this By-law and the Town's implementing Regulations.

F. In accordance with applicable implementing regulations, the Police Department shall communicate the results of fingerprint-based Criminal History Checks to the appropriate Licensing Authority.

§ 72-3. Standards for Licensing Authority Use of Criminal Record.

A. A Licensing Authority is authorized hereunder to utilize the results of fingerprint-based Criminal History Checks exclusively for the limited purpose of determining the suitability of a License applicant in connection with an application for a License identified in Subsection 4.A of this By-law or for its renewal or transfer.

B. A Licensing Authority may, at its sole discretion, deny a license application on the basis of the results of a fingerprint-based Criminal History Check if it determines that the results of the check render the subject

unsuitable for the proposed licensed activity. The Licensing Authority shall consider all applicable laws, regulations and Town policies bearing on an applicant's suitability in making this determination.

C. A Licensing Authority is hereby authorized to deny an application for any license specified herein, including renewals and transfers of said licenses, from any person who is determined to be unsuitable for the license due to information obtained pursuant to this By-law.

D. Factors that shall be considered in making a determination of suitability shall include conviction of, or under pending indictment for, a felony or a misdemeanor that involved force or threat of force, possession of a controlled substance, a sex-related offense, or other crime that bears upon the subject's ability or fitness to exercise such license.

§ 72-4. Fee.

The fee for conducting a fingerprint-based Criminal History Check shall be one hundred dollars (\$100) for each check. That portion of the fee specified in G. L. c.6, §172B½, shall be deposited into the Commonwealth of Massachusetts Firearms Fingerprint Identity Verification Trust Fund. The remainder of the Fee is to be applied by the Town for costs associated with the administration of the fingerprinting program.

§ 72-5. Effective Date

This By-law shall take effect in accordance with G. L. c.40, §32.

The motion PASSED unanimously.

ARTICLE 23: Withdrawn

ARTICLE 24: Withdrawn

ARTICLE 25: Withdrawn

ARTICLE 26: Withdrawn

ARTICLE 27:

Mr. Moody moved that the Town vote to accept and allow Lunn's Way as a public way, as has been laid out by the Board of Selectmen and reported to the Town as shown on plans on file with the Town Clerk; and further to authorize the Board of Selectmen to acquire, by gift or eminent domain, an easement or easements to use said ways for all purposes for which public ways are used in the Town of Plymouth, and all associated easements; and further, accept gifts for this purpose and any expenses related thereto; and further to authorize the Board of Selectmen to enter into all agreements and take all related actions necessary or appropriate to carry out said acquisition(s).

The motion PASSED unanimously.

ARTICLE 28:

Mr. Moody moved that the Town vote to authorize the Board of Selectmen to accept perpetual easement for public way purposes over the property located on Russell Street, Plymouth, MA and shown as Plymouth Assessor's Parcels No. 017-000-065-000 on file with the Town Clerk, to authorize the Board of Selectmen to acquire by gift or eminent domain, an easement to use said way for all purposes for which public ways are used

in the Town of Plymouth; and to authorize the Board of Selectmen to enter into all agreements and take all related actions necessary or appropriate to carry out this acquisition.

The motion PASSED unanimously.

ARTICLE 30:

Mr. Moody moved that the Town vote to authorize the Board of Selectmen to enter into an agreement for payments-in-lieu-of-taxes (“PILOT”) pursuant to G.L. c. 59, §38H(b), and G. L. c. 164, §1, or any other enabling authority, in the amount of \$13,000 per megawatt, which amount shall escalate at a rate of 2.5 percent each year, for a term of up to twenty years for both real property and/or personal property attributable to a solar photovoltaic facility to be developed on privately owned land in Plymouth, 136R Herring Pond Road (Assessors Map 56, Lot 47B), having a proposed capacity of approximately .5 MWAC, a copy of which is on file with the Plymouth Town Clerk.

The motion PASSED unanimously.

ARTICLE 31:

Mr. Moody moved to transfer the care, custody and control of a parcel of land, being a portion of Lot 59A, Assessor’s Map 56, substantially shown on plan entitled “Exhibit B – Town Land to be Owned by Callahan” on page 22 of the Annual Town Meeting Supplement to the Report & Recommendations of the Advisory & Finance Committee, from the Town Treasurer to the Board of Selectmen, and to change the purpose for which it is held from being held for the purpose of tax title to being held for conveyance, and as consideration therefor, to authorize the Selectmen to acquire a parcel of land located off the southwesterly side of Long Pond Road, shown as Lot 25 on Assessors Map 113, upon such terms and conditions as the Board of Selectmen shall deem to be in the best interest of the Town.

The motion PASSED unanimously.

ARTICLE 32:

Mr. Moody moved that the Town vote to amend the Zoning Bylaw, Official Zoning Map of the Town of Plymouth, by changing the zoning designation of land on Commerce Way shown as Lots 44, 14K-39C and 14K-40B on Plymouth Assessors Map 103 from Light Industrial to Mixed Commerce as well as to amend associated sections, provisions, definitions, tables, charts and procedures pertaining thereto.

2015 Annual Town Meeting

Article 32

FINAL REPORT AND RECOMMENDATION OF THE PLANNING BOARD ON THE PETITION OF ROBERT C. BETTERS, ET. AL. TO SEE IF THE TOWN WILL VOTE TO AMEND THE OFFICIAL ZONING MAP BY CHANGING THE ZONING DESIGNATION OF LAND ON COMMERCE WAY SHOWN AS LOTS 44, 14K-39C AND 14K-40B FROM LIGHT INDUSTRIAL TO MIXED COMMERCE

PUBLIC HEARING NOTICES

DATE OF PUBLICATION OF PUBLIC HEARING: January 7, 2015
January 14, 2015
DATE OF PUBLIC HEARINGS: January 26, 2015
February 2, 2015

VOTE: On February 2, 2015, the Planning Board voted (4-0) not to support Article 32 to Town Meeting. On February 23, 2015 the Planning Board **reconsidered** the article and **voted (3-1) to support** the amendment.

PROPOSED AMENDMENT:

To see if the Town will vote to amend the Zoning Bylaw, Official Zoning Map of the Town of Plymouth, by changing the zoning designation of land on Commerce Way shown as Lots 44, 14K-39C and 14K-40B on Plymouth Assessors Map 103 from Light Industrial (LI) to Mixed commerce (MC), as well as to amend associated sections, provisions, definitions, tables, charts, and procedures pertaining thereto, or take any other action relative thereto.

PROPOSAL:

To rezone approximately 6.4 acres of land located on Commerce Way and known locally as the “Park and Ride” property from Light Industrial to Mixed Commerce.

NEED AND JUSTIFICATION:

The conversion of this relatively small (approximately 6.4 acres) parcel from Light Industrial to Mixed Commerce does not represent a significant reduction in the amount of land available for Light Industrial uses. Furthermore, many of the Light Industrial uses appropriate to this site, such as office use, are also permitted in the Mixed Commerce District. This amendment would eliminate the potential for Light Industrial uses that are not appropriate to this site, such as salvage yards, concrete/asphalt plants, heavy manufacturing, body shops and freight terminals.

During the Planning Board’s initial review, concern was raised about the possible need for overflow parking during Plymouth’s various 2020 celebrations. Since that time, the owners of Colony Place (also the entity seeking the zoning amendment) has committed to working with the Town to make space available for public parking during the Town’s 400th anniversary celebrations.

Given this site’s high visibility along Commerce Way and close proximity to Route 44, the change to Mixed Commerce would add a retail component to the potential mix of uses for this property, thereby increasing the likelihood of this site being commercially developed.

INTENT:

The property has been exempt from paying local taxes for many years due to its ownership by the Commonwealth of Massachusetts. Approving this zoning change will increase the probability of being added back onto the Town’s tax rolls.

TOWN OF PLYMOUTH

Paul McAlduff, Chairman

Malcolm MacGregor

Tim Grandy

BEING A MAJORITY OF THE PLANNING BOARD

DATE SIGNED BY THE PLANNING BOARD: _____

DATE FILED WITH TOWN CLERK: _____

cc: Town Clerk
Board of Selectmen
Advisory and Finance Committee

The motion PASSED on a roll call by more than two-thirds with 109 in favor and 6 in opposition.

ARTICLE 33: There was no motion. Town Meeting took no action.

William Burke moved to dissolve Annual Town Meeting. The motion PASSED at 2:29 PM.