

Instructions for Posting of Warrants

Date: October 2, 2013

This warrant should be posted in at

Website, .

Please fill out the bottom of this form, and return it to the Town Clerk's Office.

Fall Annual Town Meeting October 19, 2013 Warrant Posting

Date Posted _____

Posting Officer _____

Building _____

FALL ANNUAL TOWN MEETING WARRANT

October 19, 2013

To the Town Clerk of the Town of Plymouth, Commonwealth of Massachusetts:
GREETINGS:

In the name of the Commonwealth, you are directed to notify and warn the Inhabitants of Plymouth, qualified to consider and vote on articles at the Fall Annual Town Meeting of the Town of Plymouth, to meet at Plymouth North High School at 41 Obery Street in Plymouth, MA on Saturday, the Nineteenth Day of October, 2013 at 8:00 AM, to act on the following articles to wit:

ARTICLE 1: To see if the Town will vote to amend the Classification and Compensation Plans and the Personnel By-Law and Collective Bargaining Agreements contained therein, or take any other action relative thereto.

BOARD OF SELECTMEN

ARTICLE 2A: To see if the Town will vote to amend the vote taken under Article 7A of the 2013 Annual Town Meeting warrant, and, as necessary, to raise, appropriate, transfer or borrow funds for the purpose of supplementing departmental expenses, and/or to reduce certain departmental expenses or otherwise amend said vote, or take any other action relative thereto.

BOARD OF SELECTMEN

ARTICLE 2B: To see if the Town will vote to amend the vote taken under Article 7B, 7C, 7D and 7E of the 2013 Annual Town Meeting warrant, and, as necessary, to raise, appropriate, transfer or borrow funds for the purpose of supplementing enterprise departmental expenses, and/or to reduce certain departmental expenses or otherwise amend said vote, or take any other action relative thereto.

BOARD OF SELECTMEN

ARTICLE 3: To see if the Town will vote to raise and appropriate or transfer a sum of money to pay certain unpaid bills, including bills of a prior fiscal year, or take any other action relative thereto.

BOARD OF SELECTMEN

ARTICLE 4: 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 equipment and/or capital facilities and/or for feasibility studies and other types of studies for the various departments of the Town substantially as follows:

- A. Fire Department Apparatus
- B. Withdrawn
- C. A.K. Finney Building Project
- D. Warrens Cove Revetment
- E. Town Wharf Project

- F. Withdrawn
- G. Security System for Town Buildings
- H. Town Wharf Pump Out
- I. Withdrawn

or take any other action relative thereto.

BOARD OF SELECTMEN

ARTICLE 5: To see if the town will vote to transfer a sum of money from the Receipts Reserved for Insurance Recovery over \$20,000 for the following purposes:

- A. Offset cost of Fiber Network Restoral included in Department of Revenue Approved, Chapter 44, Section 31, February 2013 Snow Storm Emergency on the Town's June 30, 2013 balance sheet.
- B. Costs related to removing and restoring Library Materials as a result of Roof Damage.

or take any other action relative thereto.

BOARD OF SELECTMEN

ARTICLE 6: Withdrawn

ARTICLE 7: Withdrawn

ARTICLE 8: Withdrawn

ARTICLE 9: Withdrawn

ARTICLE 10: To see if the Town will vote to approve a payment in lieu of taxes agreement between the Town and Entergy Nuclear Generation Company for the property known as the Pilgrim Nuclear Generation Station, as on file with the Town Clerk, or take any other action relative thereto.

BOARD OF SELECTMEN

ARTICLE 11: Withdrawn

ARTICLE 12: To see if the Town will 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 \$12,000.00 per megawatt, which amount shall escalate at a rate of 2.5 percent each year, for a term of up to thirty years for real property and/or personal property attributable to a solar photovoltaic facility located (or to be located) on privately owned land in Plymouth (Assessor's Map 62, Lot 1-20), having a proposed capacity of approximately 4.5 megawatts, a form of which PILOT agreement is on file with the Plymouth Town Clerk; or take any other action relative thereto.

BOARD OF SELECTMEN

ARTICLE 13: Withdrawn

ARTICLE 14: To see if the town will vote to appropriate the premium paid to the Town upon the sale of bonds issued for Plymouth North High School, which are the subject of a Proposition 2 ½ debt exclusion, to pay costs of the project being financed by such bonds and to reduce the amount authorized to be borrowed for such project, but not yet issued by the Town, by the same amount, or take any other action relative thereto.

BOARD OF SELECTMEN

ARTICLE 15: To see if the town will vote to accept G.L.c. 40, §13D, establishment of a Reserve fund for future payment of accrued liabilities for compensated absences due employees or other officers of the town upon termination of employment called a "Compensated Absences Special Fund" and authorize the Town Manager to make payments from such fund; or take any other action relative thereto.

BOARD OF SELECTMEN

ARTICLE 16A: To see if the Town will vote to authorize the Board of Selectmen to acquire by purchase, gift, eminent domain or otherwise, for open space and recreational use purposes pursuant to the Community Preservation Program and to accept the deed to the Town of Plymouth, of a fee simple interest or less to 5 acres of land, more or less, located off Carter's Bridge Road, Plymouth, shown as Lot 15 of the Assessors Map 59, and further that said land shall be held under the care, custody and control of the Conservation Commission, and authorize appropriate Town officials 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 therefore to appropriate \$113,000.00 for the acquisition and other costs associated therewith from the Community Preservation Fund estimated annual revenues, fund balance, or reserves, and/or borrow said total sum for such purposes pursuant to G.L.c.44B or any other enabling authority; and further to authorize the Board of Selectmen to grant a conservation restriction in said property pursuant to G.L. c.44B, section12 and G.L c.184, sections31-33, or take any other action relative thereto.

COMMUNITY PRESERVATION COMMITTEE

ARTICLE 17: Withdrawn

ARTICLE 18: To see if the Town will vote to authorize the Board of Selectmen to acquire by gift, purchase, eminent domain or exchange certain parcels of land shown as Lots 247 and 248 on Assessors Map 37A, containing 17,860 square feet, more or less, and/or convey by sale or exchange all or a portion of land shown as Lots M and N on Assessors Map 37A containing 17,860 square feet more or less, all parcels located in an area generally known as "Plymouth Long Beach;" and further, to transfer the care, custody and control of the property shown as Lots M and Lot N on Assessors Map 37A from the Board of Selectmen for general municipal purposes to the Board of Selectmen for general municipal purposes and for the purpose of conveyance; and further to authorize the Board of Selectmen to convey said property for a sum and/or by exchange and upon conditions to be determined by the Board of Selectmen and pursuant to the requirements of G.L. c.30B, and to enter into all

agreements and execute any and all instruments necessary on behalf of the Town to effect said acquisition and conveyance of said parcels, or take any other action relative thereto.
DEPARTMENT OF MARINE AND ENVIRONMENTAL AFFAIRS

ARTICLE 19: To see if the Town will vote to authorize the School Committee to enter into renewable energy power purchase and/or net metering credit purchase agreements, including agreements for power and credits generated by solar photovoltaic systems, for terms of up to twenty years on such terms and conditions as the School Committee deems in the best interests of the Town, and to authorize the School Committee to take all actions necessary to implement and administer such agreements, or take any other action relative thereto.
SCHOOL DEPARTMENT.

ARTICLE 20: To see if the Town will vote to authorize the School Committee to extend from ten years to twenty years the term of two Net Metering Credit Purchase Agreements entered into by the Town, acting through its School Committee, and Borrego Solar Systems Inc. and dated May 2, 2012, or take any other action relative thereto.
SCHOOL DEPARTMENT

ARTICLE 21: To see if the Town will vote to approve the Tax Increment Financing Agreement between the Town and Ophthalmic Consultants of Boston/OCB Plymouth Real Estate, LLC., substantially in the form of (the "TIF Agreement"), pursuant to GL c. 40, §59, as on file with the Town Clerk, or take any other action relative thereto.
ECONOMIC DEVELOPMENT

ARTICLE 22: Withdrawn

ARTICLE 23: Withdrawn

ARTICLE 24: To see if the Town will vote to amend the Zoning Bylaw §205-73 Wind Energy Facilities, to identify Wind Energy Facility site location, selection criteria and evaluation criteria and further to amend the Zoning Bylaw and Official Zoning Map #1 to create a Wind Energy Facility Overlay District as well as amending associated definitions, procedures, and schedules, or take any other action relative thereto.
PLANNING BOARD

ARTICLE 25: Withdrawn

ARTICLE 26: Withdrawn

ARTICLE 27: To see if the Town will vote to transfer the care, custody and control of the property shown as Lot 1B on Assessors Map 94 from the Board of Selectmen acting as the Water Commissioners for water purposes to the Board of Selectmen for purposes of conveyance; and further to authorize the Board of Selectmen to acquire Lot 1B on Assessors Map 94 by gift, purchase, eminent domain or exchange for a portion of Lot A-248 shown on Assessors Map 78C containing approximately 1.5 acres and labeled "Communication Tower Parcel" on a plan entitled "Town of Plymouth Communication Tower," prepared by Vanasse

Hangen Brustlin, Inc. dated July 30, 2013 on file with the office of the Town Clerk, upon such terms and conditions as the Board of Selectmen shall deem appropriate and pursuant to G.L. c. 30B, and to enter into all agreements and execute any and all instruments necessary on behalf of the Town to effect said conveyance and acquisition of said parcels; and further to authorize the Board of Selectmen to petition the General Court for special legislation of such change in use, transfer and conveyance of said property shown as Lot 1B on Assessors Map 94 pursuant to the provisions of Article 97 of the Amendments to the Constitution of the Commonwealth of Massachusetts; and further

to amend the "Master Plan for Pinehills Community, revised May 2000 previously approved and adopted by the Town Meeting on June 7, 2000, as previously amended by Special Permit dated May 8, 2001, by Special Permit dated June 19, 2001, and by Amendments adopted by the Plymouth Town Meeting on April 13, 2004, April 4, 2005, October 27, 2008 and April 5, 2010 (collectively, the "Development Plan"), by incorporating additional land into the Pinehills Community under and subject to the provisions of the Development Plan, as shown on the attached "Graphic Master Plan", dated August 1, 2013, prepared by Vanasse Hangen Brustlin, Inc., on file with the office of the Town Clerk, or take any other action relative thereto.

DEPARTMENT OF PLANNING AND DEVELOPMENT

ARTICLE 28: To see if the Town will vote to raise, appropriate, or otherwise provide for a beach rake so as to clean the towns public beaches of sea weed and other washashore sea plants at least once a month during beach season

BY PETITION: Ken Buechs, et al

ARTICLE 29: To see if the town will vote to prohibit the display of non-domesticated animals for entertainment in Plymouth, Ma. We the undersigned, residents of Plymouth, MA are asking the Town Selectmen of the Town of Plymouth, MA, to enact an ordinance, similar to Ordinance in Section 6-702 of the Town of Weymouth, MA, that would prohibit the displaying of non-domesticated animals for public entertainment or amusement in circuses, carnivals or other similar entities on property owned by the Town of Plymouth. A copy of the Weymouth Ordinance is attached.

BY PETITION: Kati Carloni, et al

And you are hereby required to serve this warrant in the manner prescribed by vote of the Town by posting notice thereof seven days at least before such meeting in the Town Office Building and make return thereof with your doings thereon at the time and place above mentioned.

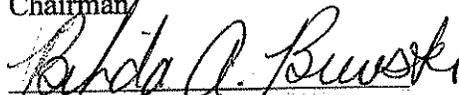
Given under our hands this 1 day of October 2013.

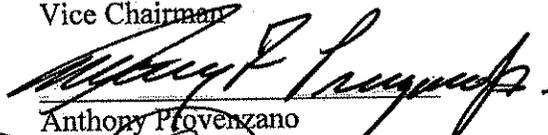
Approved as to Legal
Form


Elizabeth A. Howe
Town Counsel

BOARD OF SELECTMEN


Mathew J. Muratore
Chairman


Belinda A. Brewster
Vice Chairman

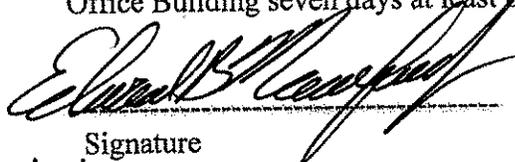

Anthony Provenzano


John T. Mahoney, Jr.


Kenneth A. Tavares

Plymouth, ss.

Pursuant to the foregoing Warrant, I have this day notified and warned the Inhabitants of Plymouth qualified to vote in elections and Town affairs to meet at Plymouth North High School on Saturday, the Nineteenth day of October, 2013, at 8:00 a.m. to conduct the Annual Business Meeting of the Town of Plymouth, by posting copies of this Warrant in the Town Office Building seven days at least before such meeting.


Signature
Assistant Town Clerk

10/2/13 8:00 am
Date & Time
Posted