

Town of Hanson
542 Liberty Street, Hanson, MA 02341

Annual Town Meeting - May 1, 2000

ANNUAL TOWN MEETING
May 1, 2000

Moderator Charles W. Mann called the meeting to order at 7:35 p.m. in the auditorium of the Hanson Middle School and called a brief recess while voters were checked into the meeting.

The meeting was reconvened at 7:38 p.m. with James Armstrong, Sandra Gowin and Robert Forte appointed and sworn in as tellers.

Town Counsel was Richard Bowen from Kopelman & Paige.

The Board of Registrars checked 262 voters into the meeting

The Pledge of Allegiance was recited by the Town Meeting.

The Moderator Charles W. Mann introduced the new Executive Secretary, E. Winn Davis.

The meeting was recessed at 7:40 p.m. to reconvene upon the dissolution of the Special Town Meeting.

The meeting was reconvened at 10:40 p.m.

ARTICLE 1: To hear reports of the various Town Officers, Committees, Special Committees, and act thereon.

Proposed by the Board of Selectmen

Explanation: The Reports voted on are those published in the **1999** Town Report.

Finance Committee recommends.

VOTED Aye voice to hear the reports of the various Town Officers, Committees and Special Committees with the following corrections: Page 24 -Deaths- MacVicar-Hannon should be spelled *Hannan* and page 25-Delete *May 26 Erin Marie Burke and Jason Matthew Cox*. Page 3 Library Trustees meet the 4th Tuesday of every month at 7:00 p.m. and page 7, North River Commission Charles W. Mann.

ARTICLE 2: To see if the Town will vote to approve the Capital Improvement Program as presented to the Board of Selectmen by the Capital Improvement Committee or take any other action in relation thereto.

Proposed by the Board of Selectmen and the
Capital Improvement Committee

Finance Committee recommends.

VOTED Aye, voice to approve the Capital Improvement Program as presented to the Board of Selectmen by the Capital Improvement Committee.

ARTICLE 3: To see if the Town will authorize the Treasurer/Collector to enter into Compensating balance agreements during Fiscal 2001 as permitted by Mass. General Laws, Chapter 44, Section 53F or take any other action in relation thereto.

Proposed by the Treasurer/Collector

Explanation: Every year this article is voted. It simply allows the Treasurer/Collector to maintain accounts using credits instead of money to pay for banking charges.

Finance Committee recommends.

VOTED Aye unanimous authorize the Treasurer/Collector to enter into Compensating balance agreements during Fiscal 2001 as permitted by Mass. General Laws, Chapter 44, Section 53F

ARTICLE 4: To see if the Town will vote to fix the Salary and Compensation of all Elected Officers and Committees of the Town as follows:

	FY00	FY01
Moderator	351.00	362.00
Selectmen		
Chairman	1,885.00	1942.00
Member	1,334.00	1374.00
Member	1,334.00	1374.00
Member	1,334.00	1374.00
Member	1,334.00	1374.00
Town Clerk	42,436.00	43,709.00
Tree Warden	1,088.00	1121.00
Assessors		
Chairman	1,885.00	1942.00
Member	1,334.00	1374.00
Member	1,334.00	1374.00
Highway Surveyor	50,142.00	51,646.00
Water Commissioners		
Chairman	1,885.00	1942.00
Member	1,334.00	1374.00
Member	1,334.00	1374.00
Member	1,334.00	1374.00
Member	1,334.00	1374.00
Board of Health		
Chairman	1,885.00	1942.00
Member	1,334.00	1374.00
Member	1,334.00	1374.00
Planning Board		
Chairman	1,885.00	1942.00
Member	1,334.00	1374.00
Member	1,334.00	1374.00
Member	1,334.00	1374.00
Member	1,334.00	1374.00

or take any other action in relation thereto.

Proposed by the Board of Selectmen

Explanation: The above represents a 3% increase for **FY2001**.

Finance Committee recommends.

VOTED Aye, voice as printed in the warrant with the following amendment:

	FY01
Highway Surveyor	\$52,148

VOTED Aye at 11:00 p.m. to recess until 7:30 p.m. Tuesday, May 2, 2000, in the auditorium of the Hanson Middle School.

**Annual Town Meeting
May 2, 2000
(second session)**

Moderator Charles W. Mann called the meeting to order at 7:30 p.m. in the auditorium of the Hanson Middle School with Sandra Gowin, James Armstrong and Edward Gronlund appointed and sworn in as tellers.

Town Counsel was Richard Bowen from Kopelman & Paige

A quorum was declared present.

ARTICLE 5: To determine what sums of money the Town will appropriate and raise by taxation, transfer from free cash, transfer from Town Ambulance Funds, Water Department Revenue, Conservation Notice of Intent Fund, Overlay Surplus, and Stabilization Fund to defray charges and expenses of the Town, including Debt and Interest and to provide for a reserve fund for the **2001 Fiscal Year** or take any action in relation thereto.

Proposed by the Board of Selectmen

VOTED Aye, the following FY 2001 Budget Appropriations

(The source of funding is raise and appropriate unless otherwise noted)

	FY 2001
FIXED COSTS	
1. 710-5914 Maturing Debt	\$ 85,000
2. 710-5912 Debt Exclusion	435,000
3. 750-5915 Interest Exp. Debt	289,394
4. 750-5925 Interest Debt Exclusion	58,280
5. 911-5174 Plymouth County Retirement	156,811
	200,000 Free Cash
	54,590 Overlay Surplus
6. 914-5172 Town Benefits	426,726
7. 945-5740 Town Insurance	122,000
8. 913-5173 Unemployment	<u>12,500</u>
TOTAL FIXED COSTS	1,840,301
TOWN SERVICES	
9. 132-5201 Reserve Fund	37,000
10. 125-5790 Town Vehicles	65,000
11. 122-5432 Printing	6,000
12. 155-5303 Computer	70,000
13. 155-5341 Postage	22,000
14. 151-5301 Legal	60,000
15. 122-5271 Copier Supplies	7,500
16. 155-5300 Engineering	20,000
16A 155-5302 Demolition	10,000
17. 155-5310 Town Audit	<u>13,000</u>
TOTAL TOWN SERVICES	330,500
MAINTENANCE OF TOWN BUILDINGS	
18. 197-5201 Utilities	130,000
19. 192-5113 Town Hall Custodian	28,455
20. 192-5201 Town Hall Expenses	12,900
21. 210-5795 Police Dept. Bldg. Mainten.	8,000
22. 220-5795 Fire Dept. Bldg. Mainten.	10,000
23. 541-5116 Elder Affairs Custodian	12,967
24. 541-5795 Eld. Aff. Bldg. Mainten.	4,750
25. 610-5116 Library Custodian	9,750
26. 610-5795 Library Bldg. Mainten.	<u>2,590</u>
TOTAL TOWN BUILDINGS	219,412
TOWN GOVERNMENT	
27. 114-5113 Moderator Wages	362
28. 114-5201 Moderator Expenses	0
29. 122-5111 Selectmen Board Wages	42,368
30. 122-5114 Selectmen Clerical Wages	365,284
30A 112--5114 Retirement Buy-out	0
31. 122-5201 Selectmen Expenses	5,625
32. 124-5112 Executive Secretary Wages	62,000
33. 124-5201 Executive Secretary Expenses	1,500
34. 131-5790 Finance Committee Expenses	1,500
35. 135-5112 Town Accountant Wages	50,439
36. 135-5201 Town Accountant Expenses	1,125
37. 141-5111 Assessors Board Wages	4,690
38. 141-5113 Assessors Other Wages	54,340

39. 141-5201 Assessors Expenses	9,500	
40. 145-5112 Treas/Collector Wages	51,511	
41. 145-5201 Treas/Collector Expenses	6,450	
42. 145-5201 Treas Contracted Charges	25,142	
43. 145-5380 Treas-Tax Title Charges	0	
44. 161-5112 Town Clerk Wages	43,709	
45. 161-5201 Town Clerk Expenses	4,785	
46. 162-5114 Election Wages	8,982	
47. 162-5790 Election Expenses	9,400	
48. 163-5113 Registrars Wages	9,650	
49. 163-5201 Registrars Expenses	3,000	
50. 171-5790 Conservation Expenses	1,100	Notice of Intent Fund
51. 172-5112 Conservation Agent Wages	18,018	
52. 172-5201 Conservation Agent Expenses		600 Notice of Intent Fund
52A175-5113 Planning Board Wages	7,442	
53. 175-5201 Planning Board Expenses	3,100	
54. 176-5201 Appeals Board Expenses	800	
55. 186-5112 Town Planner Wages	55,076	
56. 186-5790 Town Planner Expenses	500	
56A186-5201Town Planner Stipend	2,000	
57. 241-5112 Building Inspector Wages	38,137	
58. 241-5113 Bldg Inspector Other Wages		628
59. 241-5201 Building Inspector Expense		3,607
60. 242-5112 Gas Inspector Wages	4,300	
61. 242-5201 Gas Inspector Expenses	700	
62. 243-5112 Plumbing Inspector Wages	5,279	
63. 243-5790 Plumbing Inspector Expenses		900
64. 244-5112 Sealer of Weights Wages	1,157	
65. 244-5790 Sealer of Weights Expenses		500
66. 245-5112 Wire Inspector Wages	17,948	
67. 245-5790 Wire Inspector Expenses	1,300	
68. 293-5112 Animal Control Wages	20,468	
69. 293-5790 Animal Control Expenses	4,100	
70. 297-5112 Tree Dept. Wages	1,121	
71. 297-5790 Tree Dept. Expenses		1,100
72. 430-5112 Disposal Area Wages	32,657	
73. 430-5113 Disposal Area Expenses	975	
74. 430-5291 Disposal Area Operations	181,802	
75. 511-5111 Health Board Wages		4,692
76. 511-5113 Health Board Other Wages	39,750	
77. 511-5201 Health Board Expenses	5,275	
78. 511-5882 VNA Services	3,800	
79. 541-5112 Elder Affairs Wages	42,000	
80. 541-5113 Elder Affairs Other Wages	31,279	
81. 541-5201 Elder Affairs Expenses	11,745	
82. 541-5882 Elder Affairs VNA Services		9,500
83. 543-5113 Veterans Agent Wages	10,140	
84. 543-5114 Veterans Clerical	5,832	
85. 543-5790 Veterans Expenses	1,500	
86. 543-5770 Veterans Benefits	20,000	
86A543 Patriotic Observance	1,000	
87. 544-5790 Care of Soldiers Graves	1,000	
88. 610-5112 Librarian Wages	45,423	
89. 610-5114 Library Other Wages		68,120
90. 610-5201 Library Expenses	55,840	
91. 632-5113 Recreation Wages	47,411	
91A636-5201 Parks & Fields	15,000	
91B636 Thomas Mill Committee	1,500	
91C636 Town Forest Committee	<u>1,000</u>	

TOTAL TOWN GOVERNMENT 1,588,484

EDUCATION

92. 320-5320 Whitman-Hanson Regional	4,498,692	
92A320-5925 Exempt Debt & Int	1,085,935	
93. 330-5790 South Shore Vo-Tech	293,194	
94. 330-5320 Other Tuition & Transp.	90,000	
95. 310-5331 Non-Mandated Busing	<u>78,554</u>	

TOTAL EDUCATION 6,046,375

PUBLIC SAFETY

96. 210-5112 Police Chief Wages	73,208	
97. 210-5113 Police Other Wages	992,175	
98. 210-5201 Police Expenses	<u>80,000</u>	

SUB-TOTAL **1,145,383**

99. 215-5115 Com. Center Dispatchers	159,800
100. 215-5201 Com. Center Expenses	4,350
100A215-5850 Lease Purchase Radio Equip	<u>0</u>

SUB-TOTAL **164,150**

101. 220-5112 Fire Chief Wages	100,000
102. 220-5110 Firefighters-F/T Wages	635,690
141,000 Ambulance Fee Fund	
103. 220-5113 Firefighters-P/T Wages	32,500
104. 220-5201 Fire Dept. Expense	48,000
104A220-5850 Equipment Outlay	16,000
104B220-5850 Lease Purchase	<u>24,735</u>
141,000 Ambulance Fee Fund	

SUB-TOTAL **997,925**

105. 420-5112 Highway Surveyor Wages	52,148
106. 420-5113 Highway Dept. Wages	251,964
107. 420-5201 Highway Expenses	23,675
107A420-5850 Loader Lease Payment	19,618
108. 420-5210 Town Gasoline	59,290
109 420-5840 Highway Road Repair & Drain.	20,500
110. 420-5292 Highway Snow Operation	75,000
111. 420-5532 Street Signs & Lines	12,000
112. 420-5533 Street Sweeping	<u>14,000</u>

SUB-TOTAL **528,195**

TOTAL PUBLIC SAFETY **2,835,653**

SUB-TOTAL **12,860,725**

WATER DEPARTMENT

113. 450-5111 Board Members Wages	7,442
114. 450-5112 Water Superintendent	50,022
115. 450-5113 Water Other Wages	125,406
116. 450-5114 Water Dept. Clerical	34,238
117. 450-5201 Water Expenses	400,000
117B450-5301 Water Legal	25,000
118. 450-5925 Water Dept. Debt & Interest	<u>190,465</u>

TOTAL **832,573**

GRAND TOTAL **\$13,693,298**

ARTICLE 6: To see if the Town will vote to appropriate and raise by taxation a sum of money to pay a legal judgment or take any other action in relation thereto.

Proposed by the Board of Selectmen

Explanation: This payment represents the eighth of ten payments as agreed through a legal settlement concerning the Charles George Trucking Law Suit. (Hazardous Waste Cleanup)

Finance Committee recommends.

VOTED Aye unanimous to appropriate and raise by taxation \$11,996.00 to pay a legal judgment.

ARTICLE 7: To see if the Town will vote to appropriate and raise by taxation or transfer from free cash a sum of money to fund retirement buy-outs or take any other action in relation thereto.

Proposed by Treasurer/Collector

Explanation: This will fund the Buy-Outs for employees as they retire (i.e. sick time, vacation, etc.)

Finance Committee recommends.

VOTED Aye, voice to appropriate and raise by taxation \$10,000.00 to fund retirement buy-outs.

ARTICLE 8: To see if the Town will vote to appropriate and transfer from the Ambulance Fee Collection Fund, a sum of money to Article 5, Line 13, postage of the May 1999 Annual Town Meeting or take any other action in relation thereto:

Proposed by Treasurer/Collector

Explanation: This money is a reimbursement to the postage account for postage used to mail all ambulance bills.

Finance Committee recommends.

VOTED Aye unanimous to appropriate and transfer from the Ambulance Fee Collection Fund, \$1,000.00 to Article 5, Line 13, postage of the May 1999 Annual Town Meeting .

ARTICLE 9: To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$2,000.00 to contract with Legal Services for Cape Cod and Islands, Inc. for continued provision of free legal services in civil matters to low-income families and their children, or taken any action in relation thereto:

Islands, Inc. Proposed by Dorothea Ferry, 15 others and Legal Services for Cape Cod and

Finance Committee recommends.

VOTED Aye unanimous to raise and appropriate the sum of \$2,000.00 to contract with Legal Services for Cape Cod and Islands, Inc. for continued provision of free legal services in civil matters to low-income families and their children.

ARTICLE 10: To see if the Town of Hanson will vote to raise and appropriate or transfer from available funds, the sum of \$3,500.00 to contract with South Shore Women's Center for domestic violence intervention and prevention services for its residents.

Proposed by Leah Guercio, 11 others and the
South Shore Women's Center

Finance Committee recommends.

VOTED Aye unanimous to raise and appropriate the sum of \$3,500.00 to contract with South Shore Women's Center for domestic violence intervention and prevention services for its residents.

ARTICLE 11: To see if the Town of Hanson will vote to raise and appropriate by taxation or transfer from free cash the sum of \$1,500.00 to be used by the continuing beautification of the Town's traffic island and other environmental civic activities to be administered by the Officers of the Hanson Garden Club or take any action thereto

Proposed by Theresa Ashe, 10 others and the
Hanson Garden Club

Finance Committee recommends.

VOTED Aye unanimous to raise and appropriate by taxation the sum of \$1,500.00 to be used by the continuing beautification of the Town's traffic island and other environmental civic activities to be administered by the Officers of the Hanson Garden Club.

ARTICLE 12: To see if the Town of Hanson will vote to appropriate and raise by taxation \$130,000.00 and transfer from:

May 1999 A.T.M. Article 9, Police Vests	\$11,054.00
May 1998 A.T.M. Article 11, Able System	260.00
May 1998 A.T.M. Article 15, Maquan Parking Lot	50.00
May 1998 A.T.M. Article 17, Snow Plow Blades	816.00
May 1998 A.T.M. Article 18, Sander	.70
May 1998 A.T.M. Article 19, Highway Roof	900.00
May 1998 A.T.M. Article 13, Camp Kiwanee Drive	1,803.51
May 1999 A.T.M. Article 16, Storage Shed Roof	8,702.56
May 1999 A.T.M. Article 18, Irrigation Botieri Fiel	<u>5,000.00</u>
	\$28,586.77

to the Capital Improvement fund or take any other action in relation thereto.

Proposed by Capital Improvement Committee.

Finance Committee recommends.

VOTED Aye unanimous to appropriate and raise by taxation \$130,000.00 and transfer from:

May 1999 A.T.M. Article 9, Police Vests	\$3,054.00
May 1998 A.T.M. Article 11, Able System	260.00
May 1998 A.T.M. Article 15, Maquan Parking Lot	50.00
May 1998 A.T.M. Article 17, Snow Plow Blades	816.00
May 1998 A.T.M. Article 18, Sander	.70
May 1998 A.T.M. Article 19, Highway Roof	900.00
May 1998 A.T.M. Article 13, Camp Kiwanee Drive	1,803.51
May 1999 A.T.M. Article 16, Storage Shed Roof	8,702.56
May 1999 A.T.M. Article 18, Irrigation Botieri Field	<u>5,000.00</u>
	\$20,586.77

to the Capital Improvement Fund.

ARTICLE 13: To see if the Town will vote to transfer from the Capital Improvement Fund a sum of money to lease/purchase a diesel Municipal Tractor mower and attachments for the Highway Department or take any other action in relation thereto.

Proposed by the Capital Improvement Committee

Finance Committee recommends.

VOTED Aye unanimous to transfer from the Capital Improvement Fund \$29,000.00 to lease/purchase a diesel Municipal Tractor mower and attachments for the Highway Department.

ARTICLE 14: To see if the Town will vote to transfer from the Capital Improvement Fund a sum of money to install a new computer system in the Police Station or take any other action in relation thereto.

Proposed by the Capital Improvement Committee

Finance Committee recommends.

VOTED Aye, voice to transfer from the Capital Improvement Fund \$21,000.00 to install a new computer system for the Police Department.

ARTICLE 15: To see if the Town will vote to transfer from the Capital Improvement Fund a sum of money to repair/rebuild the swimming docks at Camp Kiwanee or take any other action in relation thereto.

Proposed by the Capital Improvement Committee

Finance Committee recommends.

VOTED Aye unanimous to transfer from the Capital Improvement Fund \$35,000.00 to repair/rebuild the swimming docks at Camp Kiwanee.

ARTICLE 16: To see if the Town will vote to transfer from the Capital Improvement Fund a sum of money to rebuild the restrooms at Camp Kiwanee Cranberry Cove or take any other action in relation thereto.

Proposed by the Capital Improvement Committee

Finance Committee recommends.

VOTED Aye unanimous to transfer from the Capital Improvement Fund \$13,300.00 to improve, enlarge, and make handicapped accessible the restroom facilities at the Cranberry Cove swimming area at Camp Kiwanee..

ARTICLE 17: To see if the Town will vote to transfer from the Capital Improvement Fund a sum of money to create a Skateboard Complex or take any other action in relation thereto.

Proposed by the Capital Improvement Committee

Finance Committee recommends.

VOTED Aye, voice to transfer from the Capital Improvement Fund \$40,000.00 to install a Skateboard Park behind the Boteri Field complex.

ARTICLE 18: To see if the Town will vote to transfer from the Capital Improvement Fund a sum of money to install bleachers at the Botieri playing fields or take any other action in relation thereto.

Proposed by the Capital Improvement Committee

Finance Committee recommends to pass over

VOTED Aye unanimous to Pass Over.

ARTICLE 19: To see if the Town will vote to transfer from the Capital Improvement Fund a sum of money to purchase a 10 foot angle snow blade for the Highway Department or take any other action in relation thereto.

Proposed by the Capital Improvement Committee

Finance Committee recommends.

VOTED Aye, voice to Pass Over.

ARTICLE 20: To see if the Town will vote to transfer from the Capital Improvement Fund a sum of money for the installation of new drainage at various sites in Town or take any other action in relation thereto.

Proposed by the Capital Improvement Committee

Finance Committee recommends.

VOTED Aye, voice to Pass Over.

ARTICLE 21: To see if the Town will vote to transfer from the Capital Improvement Fund a sum of money for the installation of a telephone system at the Police Station or take any other action in relation thereto.

Proposed by the Capital Improvement Committee

Finance Committee recommends.

VOTED Aye, voice to transfer from the Capital Improvement Fund \$10,000.00 to install a new phone system at the Police Department.

ARTICLE 22: To see if the Town of Hanson will vote to raise and appropriate or transfer from free cash and/or stabilization funds a sum of money for design and engineering costs for road improvements to Roller Coaster Road or to any other action in relation thereto.

Proposed by Joan Dilillo and 21 others

Finance Committee does not recommend.

VOTED Aye unanimous to have a committee appointed of 5 members including one Selectman, one Planning Board member, the Highway Surveyor and two members at large to be appointed by the Board of Selectmen to further study and alternatives for Rollercoaster Road. A chairman will be selected by said committee. This committee will report it's findings back at the next October Town Meeting.

ARTICLE 23: To see if the Town will vote to accept the following amendment to the Wage and Personnel Classification By-Law, Section 7 and 7A to read:

Section 7: Compensation Adjustments

Section A

Every employee in a position covered by this by-law must be considered for an increase in compensation within their classification annually.

Annual increases are not automatic but based on the appropriate Board and/or Manager's appraisal of the employee's ability and work performance, the Wage and Personnel Board's research for a fair and equitable salary range and the economic conditions for the Town. The Wage and Personnel Board requires a copy of the evaluation tool when considering adjustments to ranges on any position falling within the jurisdiction of the Wage and Personnel Board, unless otherwise indicated by the Board.

or take any other action in relation thereto.

Proposed by the Wage & Personnel Board

Finance Committee refers to Town Meeting.

VOTED Aye, voice to accept the following amendment to the Wage and Personnel Classification By-law, Section 7 and 7A to read:

Section 7: Compensation Adjustments

Section A

Every employee in a position covered by this by-law must be considered for an increase in compensation within their classification annually. Annual increases are not automatic but based on the appropriate Board and/or Manager's appraisal of the employee's ability and work performance, the Wage and Personnel Board's research for a fair and equitable salary ranges and the economic conditions for the Town. The Wage and Personnel Board requires a copy of the evaluation tool when considering adjustments to ranges on any position falling within the jurisdiction of the Wage and Personnel Board, unless otherwise indicated by the Board.

ARTICLE 24: To see if the Town will vote to amend Article 3 -16 Section 2 of the General By-laws *Discharge of Firearms* by adding the following:

“of Three Hundred (\$300.00) dollars for each offense.”

or take any other action in relation thereto.

Proposed by the Board of Selectmen

Finance Committee refers to Town Meeting.

VOTED Aye unanimous to amend Article 3-16 Section 2 of the General By-laws *Discharge of Firearms* by adding the following:

“of Three Hundred (\$300.00) dollars for each offense.”

ARTICLE 25: To see if the Town will authorize the Board of Selectmen to petition the Legislature for a special act rescinding the Town's acceptance of G.L. c.48, §42 and placing its Fire Chief under the provisions of G.L. c.48, §42A, or take any other action in relation thereto.

Proposed by the Board of Selectmen

Finance Committee refers to Town Meeting.

VOTED Nay, voice to authorize the Board of Selectmen to petition the Legislature for a special act rescinding the Town's acceptance of G.L. c.48, s42 upon the retirement, termination or resignation of the present Fire Chief and placing subsequent Fire Chiefs under the provisions of G.L. c.48, s42A

ARTICLE 26: To See if the Town will vote to authorize the continuation of a revolving fund under the provisions of Massachusetts General Law Chapter 44, s53E 1/2 for the purpose of Hanson Public Library operations including purchase, repair and maintenance of the copy machine(s), equipment and copy Machine(s) supplies, and the replacement of lost and damaged library materials. The following receipts generated shall be credited to the fund:

Receipts from charges to the public for the use of the copy machine(s) and fines and fees charged for lost, damaged and overdue library materials.

The Board of Library Trustees is authorized to expend from the account for its stated purpose without further appropriation subject to the restrictions contained in G.L.C. 44 s53E 1/2 an amount of money not to exceed \$5,000.00 Expenditures shall not be made, or liabilities incurred in excess of the balance of the fund at any given time.

or take any other action in relation thereto.

Proposed by the Board of Library Trustees

Finance Committee recommends.

VOTED Aye unanimous as printed in the Warrant.

ARTICLE 27: To see if the Town will vote to authorize the continuation of a revolving fund established under the provisions of Massachusetts General Law, Chapter 44, section 53E 1/2 for the use of Hanson Senior Center /Library operations including purchase, repair and maintenance of equipment, additional utility expense and janitorial reimbursement. The following receipts generated shall be credited to the fund:

Receipts from deposit and hourly use charges imposed upon any group or individual that has with prior approval agreed to the use and fee regulations as set forth by the Council for Elder Affairs and the Board of Library Trustees.

The Council for Elder Affairs or the Board of Library Trustees is authorized to expend from the account for its stated purpose without further appropriation subject to the restrictions contained in G.L. c. 44 s53E 1/2 and amount of money not to exceed \$3,000.00 Expenditures shall not be made, or liabilities incurred in excess of the balance of the fund at any given time or take any other action in relation thereto.

Proposed by the Council for Elder Affairs
and Library Trustees

Finance Committee recommends.

VOTED Aye unanimous as printed in the Warrant.

ARTICLE 28: To see if the Town will vote to raise and appropriate the sum of \$10,000.00 from taxation for the implementation of a feasibility study to identify the programs and services needed and desired for present seniors and future seniors and to determine a space needs analysis for the senior population over the next twenty plus years. This study shall commence within 90 days of the dissolution of this meeting or take any action in relation thereto.

Proposed by the Doris E. Grindle, 20 others and the
Council of Elder Affairs

VOTED Aye unanimous to Pass Over.

ARTICLE 29: To see if the Town will vote to authorize the continuation of the revolving fund established under the provisions of General Law Chapter 44, Section 53E 1/2 for the use of the Police Department. Such funds to be used for the purpose of Police Department operations including the purchase, repair and maintenance of Police Department property and equipment which is covered by contract and cruiser purchase.

The following receipts generated through the operation of the Police Department shall be credited to the revolving fund:

- A. Receipts from the courts' imposition of fines, fees and costs for violations cited by the Police Department.
- B. Receipts from preparing Police reports.
- C. Receipts from licenses issued by the Police Department.
- D. Receipts from payment of fees and fines for violations of the parking and alarm system by-law.

The Chief of Police is authorized to expend from the fund for its stated purpose without further appropriation subject to the restrictions contained in General law Chapter 44, Section 53E 1/2 an amount not to exceed \$55,000. Expenditures shall not be made or liabilities incurred in excess of the balance in the fund at any given time, or take any other action in relation thereto.

Proposed by the Chief of Police

Finance Committee recommends to Pass Over.

VOTED Aye unanimous to Pass Over.

ARTICLE 30: To see if the Town will vote to authorize the continuation of a revolving fund under the provisions of G.L. Chapter 44, Section 53E 1/2 for the use by the Hanson Board of Assessors, such funds to be used for the purchase and maintenance of maps. The receipts generated through over the counter sale of these maps shall be credited to the revolving account. The Board of Assessors is authorized to expend from the fund for the stated purpose without further appropriation subject to the restrictions contained in G.L. Chapter 44, Section 53E 1/2 an amount not to exceed \$1,500.00. Expenditures shall not be made or liabilities incurred in excess of the balance of the fund at any given time or take any other action relation thereto.

Proposed by the Board of Assessors

Finance Committee recommends.

VOTED Aye unanimous to authorize the continuation of a revolving fund under the provisions of G.L. Chapter 44, Section 53E 1/2 for the use by the Hanson Board of Assessors, such funds to be used for the purchase and maintenance of maps. The receipts generated through over the counter sale of these maps shall be credited to the revolving account. The Board of Assessors is authorized to expend from the fund for the stated purpose without further appropriation subject to the restrictions contained in G.L. Chapter 44, Section 53E 1/2 an amount not to exceed \$1,500.00. Expenditures shall not be made or liabilities incurred in excess of the balance of the fund at any given time.

ARTICLE 31: To see if the Town will vote to authorize the continuation of a revolving fund established under the provisions of Massachusetts General Law, Chapter 44, section 53E 1/2 for the use of the Trustees of Memorial Field. Such funds to be used for the purpose of maintaining and making improvements to Memorial Field. The receipts generated though use of field fees and gifts shall be credited to the Revolving Fund. The Trustees of Memorial Field are authorized to expend from the Fund for the stated purpose without further appropriation subject to the restrictions contained in M.G.L. Chapter 44, Section 53E 1/2, an amount not to exceed \$15,000. Expenditures shall not be made, or liabilities incurred in excess of the balance of the fund at any given time or take any other action in relation thereto.

Proposed by the Trustees of Memorial Field

Finance Committee recommends.

VOTED Aye unanimous as printed in the Warrant.

ARTICLE 32: To see if the Town will vote to authorize a revolving fund under the provisions of G.L. Chapter 44, Section 53E 1/2 for the use by the Parks and Fields Commission for the sport programs including maintenance and equipment. The receipts will be generated through a recycling program at the Hanson Transfer Station. The Parks and Fields Commission is authorized to expend from the fund for the stated purpose without future appropriation subject to the restrictions contained in G.L. Chapter 44, Section 53E 1/2 an amount not to exceed \$15,000.00. Expenditures shall not be made, or liabilities incurred in excess of the balance of the fund at any given time or take any other action in relation thereto.

Proposed by the Parks and Fields Commission

Finance Committee recommends.

VOTED Aye unanimous as printed in the warrant.

ARTICLE 33: To see if the town will vote to raise and appropriate by taxation or transfer from Free Cash the sum of \$2,000.00 to provide for additional compensation for the Town Clerk and the Town Treasurer/Collector to provide for the compensation resulting from the Town's acceptance of G.L. Chapter 41 §19K and G.L. Chapter 41, §108P or take any other action in relation thereto.

Proposed by the Town Clerk
and the Treasurer/Collector

Explanation: This act allows for additional compensation for these two officers once they have been certified. The amount could equal 10% of their pay, but not more than \$1,000.00 per year.

Finance Committee recommends.

VOTED Aye, voice to raise and appropriate by taxation the sum of \$2,000.00 to provide for additional compensation for the Town Clerk and the Town Treasurer/Collector to provide for the compensation resulting from the Town's acceptance of G.L. Chapter 41 §19K and G.L. Chapter 41, §108P.

ARTICLE 34: To see if the Town will vote to Raise and Appropriate, transfer from Free Cash or transfer from Stabilization, a sum of money, to lease or purchase a vehicle for the Board of Assessors or take any other action in relation thereto.

Proposed by the Board of Assessors

Finance Committee recommends.

VOTED Aye unanimous to Pass Over.

ARTICLE 35: To see if the Town will vote to transfer from Free Cash and/or Additional Lottery Receipts and/or the Stabilization Fund, a sum of money for the construction of a Skate Board Complex.

Proposed by the Parks and Fields Commission

Finance Committee recommends to Pass Over.

VOTED Aye unanimous to Pass Over.

ARTICLE 36: To see if the Town will vote to authorize the Board of Selectmen, under M.G.L. Chapter 30B, §16, to sub-divide, or re-divide, portions of the parcel known as the Plymouth County Hospital Property, purchased with M.G.L. 30B, Section 15; and further to either give the hospital supplies and other equipment to a charitable organization recognized by the Internal Revenue Service and categorized as a 501C(3) organization, and/or to sell through Request of Proposal the residential houses, each on their own lot.

Proposed by the Board of Selectmen

Finance Committee recommends.

VOTED Aye unanimous to Pass Over.

ARTICLE 37: To see if the Town will vote to declare all hospital supplies and other equipment located at the former Plymouth County Hospital to be surplus to the needs of the Town of Hanson and to authorize the Board of Selectmen to dispose of the surplus hospital supplies and other equipment located at the former Plymouth County Hospital in accordance with M.G.L. 30B, Section 15; and further to either give the hospital supplies and other equipment to a charitable organization recognized by the Internal Revenue Service and categorized as a 501C(3) organization, and/or to sell through a bid or an auction process or take any other action in relation thereto.

Proposed by the Board of Selectmen

Finance Committee recommends.

VOTED Aye, voice to declare all hospital supplies and other equipment located at the former Plymouth County Hospital to be surplus to the needs of the Town of Hanson and to authorize the Board of Selectmen to dispose of the surplus hospital supplies and other equipment located at the former Plymouth County Hospital in accordance with M.G.L. 30B, Section 15; and further to either give the hospital supplies and other equipment to a charitable organization recognized by the Internal Revenue Service and categorized as a 501C(3) organization, and/or to sell through a bid or an auction process.

ARTICLE 38: To see if the Town will vote to amend the Hanson Zoning Bylaw, Section VI, and add a new section entitled "J. Adult Entertainment District" and to amend the Hanson Zoning Map dated November 1998, as amended, to overlay Map 44, Lot 5F on the Hanson Assessors' Map as an Adult Entertainment Overlay District or take any other action thereto:

J. ADULT ENTERTAINMENT DISTRICT

1. Authority

This bylaw is enacted pursuant to M.G.L. Chapter 40A and pursuant to the Town's authority under the Home Rule Amendment to the Massachusetts Constitution to serve the compelling Town interests of limiting the location of and preventing the clustering and concentration of certain adult entertainment uses, as defined and designated herein, in response to studies demonstrating their deleterious effects.

2. Purpose

It is the purpose of this Adult Entertainment Bylaw to address and mitigate the secondary effects of the adult entertainment establishments and sexually oriented businesses that are referenced and defined herein. Secondary effects have been shown to include increased crime, adverse impacts on public health, adverse impacts on the business climate of the Town, adverse impacts on the property values of residential and commercial properties and adverse impacts on the quality of life in the Town. The Town also relies upon the evidentiary foundation for adverse secondary effects set forth by the United States Supreme Court in Renton v. Playtime Theatres, Inc., 475 U.S. 41 and in Young v. American Min. Theatres, Inc., 427 U.S. 50. All of said adverse impacts are adverse to the health, safety and general welfare of the Town of Hanson and its inhabitants. The provisions of this bylaw have neither the purpose nor intent of imposing a limitation on the content of any communicative matter or materials, including sexually oriented matter or materials. Similarly, it is not the purpose or intent of this bylaw to restrict or deny access by adults to adult entertainment establishments or to sexually oriented matter or materials that are protected by the Constitution of the United States or of the Commonwealth of Massachusetts, nor to restrict or deny rights that distributors or exhibitors of such matter or materials may have to sell, rent, distribute or exhibit such matter or materials. Neither is the purpose or intent of this bylaw to legalize the sale, rental, distribution or exhibition of obscene or other illegal matter or materials.

3. Adult Entertainment Overlay District

The Adult Entertainment Overlay District is herein established as an overlay district. A plan entitled "Adult Entertainment Overlay District" prepared by Land Planning, Inc. of Hanson, dated March 13, 2000 is on file in the Planning Board Office delineating this district and is hereby part of this Bylaw.

4. Definitions

Adult entertainment uses shall include the following uses:

- a. Adult Bookstores, as defined by M.G.L., c. 40A, section 9A;
- b. Adult Motion Picture Theaters, as defined by M.G.L., c. 40 A, section 9A;
- c. Adult Paraphernalia Store, as defined by M.G.L., c. 40A, section 9A;
- d. Adult Video Store, as defined by M.G.L., c. 40A, section 9A;
- e. Establishment Which Displays Live Nudity For Its Patrons, as defined by M.G.L., c. 40A, section 9A.

5. Adult Entertainment Uses by Special Permit Criteria

Adult entertainment uses shall be prohibited in all zoning districts except as otherwise permitted in this Adult Entertainment Overlay District Bylaw and may be permitted only upon the grant of a special permit by the Zoning Board of Appeals. Such a special permit shall not be granted unless each of the following standards has been met.

- a. The application for a special permit for an adult entertainment use shall provide the name and address of the legal owner of the establishment, the legal owner of the property, and the manager of the proposed establishment.
- b. No adult entertainment use special permit shall be issued to any person convicted of violating the provisions of M.G.L. Chapter 119, Section 63 or M.G.L. Chapter 272, Section 28.
- c. Adult entertainment uses shall not be located within:
 1. 1,000 feet from the nearest church, school, park, playground, play field, youth center or other location where groups of minors regularly congregate; or
 2. 1,000 feet from the nearest establishment licensed under M.G.L. Chapter 138, Section 12; or

3. 500 feet from the nearest adult entertainment use as defined herein; or
4. 1,000 feet from the nearest residential zoning district.

The distances specified above shall be measured by a straight line from the nearest property line of the premises on which the proposed adult entertainment

use is to be located to the nearest boundary line of a residential zoning district or to the nearest property line of any other designated uses set forth above.

d. All building openings, entries and windows shall be screened in such a manner as to prevent visual access to the interior of the establishment by the public.

e. No adult entertainment uses shall be allowed to display for advertisement or other purpose any signs, placards or other like materials to the general public on the exterior of the building or on the interior where the same may be seen through glass or other like transparent material any sexually explicit figures or words as defined in M.G.L. Chapter 272, Section 31.

f. No adult entertainment use shall be allowed to disseminate or offer to disseminate adult matter or paraphernalia to minors or suffer minors to view displays or linger on the premises.

g. The proposed adult entertainment use shall comply with all of the parking requirements set forth in the Hanson Zoning Bylaw.

h. No adult entertainment use shall have a freestanding accessory sign.

i. No adult entertainment use shall be established prior to the submission and approval of a site plan by the Board of Appeals. The plan shall be in accordance with Section VI.E. of the Hanson Zoning Bylaw.

6. Conditions

The Zoning Board of Appeals may impose reasonable conditions, safeguards and limitations on time or use of any special permit granted and shall require that any such special permit shall be personal to the applicant, shall not run with the land and shall expire upon sale or transfer of the subject property.

7. Expiration

A special permit to conduct an adult entertainment use shall expire after a period of three calendar years from its date of issuance and shall be automatically renewable for successive three year periods thereafter, provided that a written request for such renewal is made to the Zoning Board of Appeals prior to said expiration and that no objection to said renewal is made and sustained by the Zoning Board of Appeals based upon the public safety factors applied at the time that the original special permit was granted.

8. Severability

The provisions of this section are severable and, in the event that any provision of this section is determined to be invalid for any reason, the remaining provisions shall remain in full force and effect.

Proposed by the Board of Selectmen and Planning Board

Finance Committee refers to Town Meeting

VOTED Aye 108, Nay 9 (2/3's majority achieved) to amend the Hanson Zoning Bylaw, Section VI, and add a new section "J Adult Entertainment District" and to amend the Hanson Zoning Map dated November 1998, as amended, to overlay Map 44, Lot 5F on the Hanson Assessors' Map as an Adult Entertainment Overlay District as printed in the Warrant.

ARTICLE 39: To bring their votes for the following offices: A Moderator for one year, two Selectmen for three years, an Assessor for three years, a Board of Health Member for three years, a Cemetery Commissioner for three years, a member of the Housing Authority for five years, two Constables for three years, a member of the Planning Board for five years, a Trustees of Memorial Field for three years, a Trustee of Memorial Field for two years, two Trustees of Public Library for three years, a Trustee of Public Library for one year, a member of the Whitman-Hanson Regional School District Committee PreK-12 for three years, two Water Commissioners for three years and one question:

A NON-BINDING ADVISORY QUESTION – SMOKE FREE

Are you in favor of making all food establishments in the Town of Hanson smoke free?

Yes: ____
No: ____

Finance Committee refers to Town Meeting.

SEE: Town Election, May 20, 2000.

VOTED Aye, voice at 11:50 p.m. to recess until Saturday, May 20, 2000, at 10:00 a.m. in the Maquan School Cafeteria to take up Article 39 and to dissolve the meeting upon the closing of the polls.

A true copy, Attest:

Sandra E. Harris, CMC, CMMC
Town Clerk