

**SPECIAL/ANNUAL TOWN MEETING  
MAY 7, 2018  
LIST OF ARTICLES**

<u>Article #</u>	<u>Department</u>	<u>Subject</u>	<u>Amount</u>
<b><i>Special Town Meeting</i></b>			
1	Finance Committee	Stabilization	N/A
2	Board of Selectmen	Lincoln School Raising	\$125,000.00
3	Board of Selectmen	Estes Property Raising	\$45,000.00
4	Highway Superintendent	Drainage Improvements Moncrief Road	\$ 23,000.00
5	Board of Selectmen	Library Parking Lot	\$ 20,000.00
6	Town Accountant	Unpaid Bills from Prior Years	\$267.99
7	Board of Selectmen	Sick Leave Buy-back	\$125,000.00
8	Water Commissioners	Upgrade Water Treatment Plant	\$125,000.00
9	Town Accountant	OPEB Report	\$8,250.00
10	Town Accountant	Purchase 9 Copiers	\$ 58,000.00
11	Sewer Department	Purchase Diesel Pump	\$ 45,000.00
12	Board of Selectmen	Snow and Ice Deficit	\$600,000.00
13	Board of Selectmen	Legal Increase	\$ 25,000.00
14	Board of Selectmen	Purchase of 258 Union Street 39-203)	\$400,000.00 (Lot
15	Board of Selectmen	Community Preservation Act Funds	N/A
16	Board of Selectmen	Community Preservation Funding	\$421,003.00
17	Fire Chief	Operational Transfer	\$ 65,000.00
18	Board of Selectmen	Hartsuff Park ADA Renovations	\$ 25,000.00
19	Board of Selectmen	Veterans Memorial Stadium/Garage Bldg	\$500,000.00
20	Board of Selectmen	Town Projects and Repairs	\$150,000.00

May 7, 2018 at the Rockland Special Town Meeting, the Town voted as follows:

**ARTICLE 1**

The Town unanimously voted to transfer from Undesignated Fund Balance a sum of Eighty Thousand (\$80,000) to be transferred to the Stabilization Fund.

**EMERGENCY:** The Finance Committee has set a policy to reach the Department of Revenue's minimum recommended level of 5% of the Town's tax Levy. The Levy for Fiscal 2018 of \$36,086,644 calculates out to a funding level of \$1,804,332. The current balance is \$1,619,685.

**FINANCE COMMITTEE**

Finance Committee Recommended adopting this article at Town Meeting

**ARTICLE 2**

The Town voted to **PASS OVER** transferring from available funds the sum of One Hundred

Twenty-Five Thousand and 00/100 Dollars (\$125,000.00) for the razing of the Lincoln School.

**EMERGENCY:** Public safety issue - razing of the building required to move forward with land use.

*There was a majority vote of the Town Meeting voters to **Pass Over** this article.*

### **ARTICLE 3**

The Town voted to transfer from Undesignated Fund Balance the sum of Forty-Five Thousand and 00/100 Dollars (\$45,000.00) for the razing of the Estes Auto Building including any related work to prepare the property for use.

**EMERGENCY:** Give the ability to move forward with land use, ASAP.

Board of Selectmen and Finance Committee Recommended adopting this Article

### **ARTICLE 4**

The Town voted to take from available funds the sum Twenty-Three Thousand and 00/100 Dollars (\$23,000.00) to fund the construction and improvements of a drainage catchment at the backside of Moncrief Road.

**EMERGENCY:** This area is highly prone to flooding. Area presently is a trench and will be designed to hold and distribute water more evenly and provide easier access to maintain said catchment.

#### **HIGHWAY SUPERINTENDENT**

Finance Committee Recommended funding \$190.88 from Undesignated Fund Balance and \$22,809.12 from Host Community Trust Fund

### **ARTICLE 5**

The Town voted to transfer from available funds the sum of Twenty Thousand and 00/100 Dollars (\$20,000.00) for the design and engineering of the ADA Compliant, Library Rear Entrance Construction including any related work to the property.

**EMERGENCY:** Timing of the Grant requires moving on the design and engineering as soon as possible.

#### **BOARD OF SELECTMEN RECOMMENDED**

Finance Committee Recommended funding from Undesignated Fund Balance

## **ARTICLE 6**

The Town voted unanimously to transfer from available funds for an unpaid Highway department bill from Doughboy Uniforms in the amount of Two Hundred Sixty-Seven and 99/100 Dollars (\$267.99).

**EMERGENCY:** Bills that were not receive in time for processing within the fiscal year provided service or goods.

### **TOWN ACCOUNTANT**

Finance Committee Recommended funding from Undesignated Fund Balance

## **ARTICLE 7**

The Town voted to transfer from available funds the sum of One Hundred Twenty-Five Thousand and 00/100 Dollars (\$125,000.00) to fund the payout of contractually obligated accumulated leave time.

**EMERGENCY:** The buyout employee accumulated leave time for contractual negotiations.

### **BOARD OF SELECTMEN RECOMMENDS**

Finance Committee Recommended funding \$74,000 from Undesignated Fund Balance and \$51,000 from Group Insurance

## **ARTICLE 8**

The Town voted to authorize the Water Commissioners to take from the Water Fund Balance the sum of One Hundred Twenty-Five Thousand and 00/100 Dollars (\$125,000.00), with a like amount from the Town of Abington, for the purpose of engineering the upgrades at the Myers Avenue Water Treatment Plant.

**EMERGENCY:** The Treatment Plant needs major upgrades to increase the much need water production from this site.

### **WATER COMMISIONERS**

Finance Committee Recommended funding from Water Fund Balance

Capital Planning Committee Recommended per Capital Plan

## **ARTICLE 9**

The Town voted to take from available funds the sum of Eight Thousand Two Hundred Fifty and 00/100 Dollars (\$8,250.00) for the service to produce the required Other Post-Employment Benefits report.

***EMERGENCY:*** Report required for correct annual audit

TOWN ACCOUNTANT

Finance Committee Recommended funding from Undesignated Fund Balance

### **ARTICLE 10**

The Town voted to raise and appropriate or take from available funds the sum of Fifty-Eight Thousand and 00/100 Dollars (\$58,000.00) for the purchase of nine (9) new copiers to replace copiers.

***EMERGENCY:*** Recurring issues on copiers; purchased used requiring replacement

TOWN ACCOUNTANT

Finance Committee Recommended funding from Undesignated Fund Balance

### **ARTICLE 11**

The Town voted to authorize the Sewer Commissioners to take from the Sewer Department Unreserved Fund Balance Account the sum of Forty-Five Thousand and 00/100 Dollars (\$45,000.00) for the purchase of a 6 inch Dri-Prime Diesel Pump to be used during high flow events.

***EMERGENCY:*** This is for the replacement a 20 year old pump used as part of high flow management plan that was rendered inoperable during March storm Quinn.

SEWER DEPARTMENT

Finance Committee Recommended funding from Sewer Fund Balance

### **ARTICLE 12**

The Town voted to transfer from available funds the sum of Six Hundred Thousand and 00/100 Dollars (\$600,000.00) for reducing the snow and ice deficit.

***EMERGENCY:*** Major Winter Storms.

BOARD OF SELECTMEN RECOMMENDED

Finance Committee Recommended funding from Undesignated Fund Balance

### **ARTICLE 13**

The Town voted to transfer from available funds the sum of Twenty-Five Thousand and 00/100 Dollars (\$25,000.00) to Legal Services.

**EMERGENCY:** Unexpected Legal Action

**BOARD OF SELECTMEN RECOMMENDS**

Finance Committee Recommended funding from Undesignated Fund Balance

**ARTICLE 14**

The Town voted to transfer from available funds the sum of Four Hundred Thousand and 00/100 Dollars (\$400,000.00) to purchase 258 Union Street, Lot 39-303, 18605 sf (+/-).

**EMERGENCY:** Give the ability to move forward with land use, ASAP

**BOARD OF SELECTMEN RECOMMENDED**

Finance Committee Recommended funding \$132,500 from Undesignated Fund Balance and \$267,500 from Overlay Surplus

**ARTICLE 15**

The Town voted to establish Four (4) Community Preservation Act (CPA) Special Revenue Funds as follows: CPA General - Receipt Reserved for Appropriation, representing 65%; CPA Open Space - Receipt Reserved for Appropriation, representing 10%; CPA Community Housing - Receipt Reserved for Appropriation, representing 10%; CPA Historical Resources - Receipt Reserve for Appropriations, representing 10%; and CPA Administration - Receipt Reserved for Appropriation, representing 5%.

**EMERGENCY:** The Town voted to establish the CPA Fund for purposes of improving the Town's Open Space, Historical Resources, and Community Housing using a surcharge combined with state funding. This Article establishes the mechanism to hold the funding for future Town Meeting purposes. The following Article funds those mechanisms. Per the Department of Revenue, this is required to be moved to these reserves this year.

Board of Selectmen and Finance Committee Recommended as presented

**ARTICLE 16**

The Town voted to reserve Four Hundred Twenty-One Thousand Three and 00/100 Dollars (\$421,003.00) Community Preservation Act (CPA) Special Revenue Funds as follows:

CPA General Receipt Reserved for Appropriation -	\$273,650.00
CPA Open Space - Receipt Reserved for Appropriation -	\$42,101.00
CPA Community Housing -Receipt Reserved for Appropriation -	\$42,101.00

CPA Historical Resources - Receipt Reserve for Appropriations - \$42,101.00  
CPA Administration - Receipt Reserved for Appropriation - \$21,050.00

**EMERGENCY:** refer to Article #15

**BOARD OF SELECTMEN RECOMMENDED**

Finance Committee Recommended funding from Raise and Appropriate

**ARTICLE 17**

The Town voted to transfer from available funds the sum of Sixty-Five Thousand and 00/100 Dollars (\$65,000.00) to Fire Substitute Payroll.

**EMERGENCY:** Unexpected Substitution of Personnel

**BOARD OF SELECTMEN RECOMMENDED**

Finance Committee Recommended funding from Undesignated Fund Balance

**ARTICLE 18**

The Town voted to raise and appropriate Twenty-five Thousand and 00/100 Dollars (\$25,000.00), and authorize the Treasurer with the approval of the Selectmen, to borrow up to and including One Hundred Thousand Dollars (\$100,000) in anticipation of state reimbursement pursuant to Mass. Gen. L. Chapter 44, §8C, or any other enabling authority, for the purpose of making capital improvements, renovations and upgrades to a certain parcel of town-owned park and/or recreation property together with buildings and improvements thereon, known as Hartsuff Park, consisting of 16.5 acres, more or less, as shown on the Town of Rockland Assessor's Maps as Parcel #30-81 and Parcel #30-83 for the purpose of restroom ADA compliance to support public active recreation and youth programs that operate at Hartsuff Park. As described above, Hartsuff Park shall henceforth be considered park and recreation land pursuant to General Laws, c. 45, §.3, and shall be managed and controlled by the Park Commissioners and the Youth Commission of Town of Rockland; and further, that the Town Administrator be authorized to file on behalf of the Town of Rockland any and all applications deemed necessary for grants and /or reimbursements from the Commonwealth of Massachusetts deemed necessary under the Urban Self-Help Act (301 CMR 5.00), the Executive Office of Energy and Environmental Affairs'(EOEEA) Parkland Acquisitions and Renovations for Communities (PARC) Grant Program, and/or any others in any way connected with the scope of this Article; and further, that the Town of Rockland, Board of Selectmen, Park Commissioners and Youth Commission be authorized to enter into all grant and other agreements and execute any and all instruments as may be necessary on behalf of the Town of Rockland, to affect said grants; and, further that the Board of Selectmen, Park Commissioners and Youth Commission be authorized, as they deem appropriate, to enter into all agreements and execute any and all instruments including the conveyance of a perpetual conservation restriction in accordance with M.G.L. Chapter 184 as required by Section 12(a) of Chapter 44B or Chapter 293 Section 10 of the Acts of 1998 as

amended, as may be necessary on behalf of the Town of Rockland, to be eligible for any such grant funds and to affect said purchase, or take any other action relative thereto.

**EMERGENCY:** Availability of Grant was unexpected

BOARD OF SELECTMEN RECOMMENDED  
Finance Committee Recommended at Town Meeting

### ARTICLE 19

The Town voted to transfer from available funds the sum of Five Hundred Thousand and 00/100 Dollars (\$500,000.00) to Veterans Memorial/Garage Facility.

**EMERGENCY:** Bids higher than expected

Board of Selectmen and Finance Committee Recommended with funding to be transferred \$100,000 from Undesignated Fund Balance, \$50,000 from Overlay Surplus and \$350,000 from Group Insurance  
*Capital Planning also gave their Recommendation*

### ARTICLE 20

The Town voted to transfer from available funds the sum of One Hundred-Fifty Thousand and 00/100 Dollars (\$150,000.00), to be used in combination with grant money if available, for capital projects and repairs, or take any action relative thereto?

**EMERGENCY:** The Town has various projects opportunities and needs throughout the year, often with matching grant funds, that come up without notice.

Board of Selectmen and Finance Committee Recommended adopting this article with funding from Undesignated Fund Balance

### ANNUAL TOWN MEETING ARTICLES

1	Board of Selectmen	Town Elections	N/A
2	Board of Selectmen	Elective Officer's Salaries/Compensation	N/A
3	Board of Selectmen	Operating Budgets	N/A
4	Town Accountant	Revolving Funds	\$ 695,000.00
5	Emergency Management	Alert System	\$ 4,000.00
6	Board of Selectmen	Master Plan	\$ 40,000.00
7	Board of Selectmen	Rail Trail Extension	\$ 65,000.00
8	Board of Selectmen	<i>WITHDRAWN</i>	
9	Board of Selectmen	<i>WITHDRAWN</i>	
10	Board of Selectmen	Information Technology Upgrades	\$ 60,000.00
11	Highway Superintendent	Guardrails	\$ 65,000.00
12	Highway Superintendent	<i>WITHDRAWN</i>	

13	Highway Superintendent	Building Repair	\$ 9,500.00
14	Highway Superintendent	Union Street Study	\$ 20,000.00
15	Highway Superintendent	Truck with Service Body	\$ 45,000.00
16	Fire Department	Pumper Lease Payment	\$ 49,641.38
17	Fire Department	<i>WITHDRAWN</i>	
18	Fire Department	Bullet Proof Vests	\$ 30,000.00
19	Resident Petition	Zoning By Law 415.89A Article XI	N/A
20	Board of Assessors	Mandated Revaluation	\$ 52,500.00
21	Council on Aging	Meals on Wheels	\$ 40,000.00
22	Sewer Department	Inflow/Infiltration Mandated Program	\$ 100,000.00
23	Sewer Department	Pump Replacement Program	\$ 50,000.00
24	Sewer Department	Operational/Financial Consultant	\$ 40,000.00
25	Police Department	Purchase Two (2) Police Cruisers	\$ 84,000.00
26	Police Department	<i>WITHDRAWN</i>	
27	Police Department	2 <sup>nd</sup> of 3 Lease Payments – K9 Cruiser	\$ 13,666.00
28	Youth Commission	Installation Asphalt Court	\$ 36,000.00
29	Youth Commission	<i>WITHDRAWN</i>	
30	Youth Commission	Purchase Furniture	\$ 5,000.00
31	Community Center Bldg.	<i>WITHDRAWN</i>	
32	Community Center Bldg.	<i>WITHDRAWN</i>	
33	Community Center Bldg.	Replace Vinyl Cover on Stairs	\$ 30,000.00
34	Community Center Bldg.	Replace Gym Doors	\$ 12,000.00
35	Community Center Bldg.	McKinley Building Repairs	\$ 25,000.00
36	Park Department	Purchase 2018 Dump Truck - <b>PASSOVER</b>	N/A
37	Park Department	Purchase Field Painting Machine	\$ 2,200.00
38	Park Department	Purchase Shed @ Bicentennial Park – <b>PASSOVER</b>	\$ 11,000.00
39	Park Department	Replace Footbridge @ Hartsuff Park	\$ 20,000.00
40	Park Department	Tree Replacement - <b>PASSOVER</b>	\$ 5,000.00
41	Park Department	Replace Fence @ Softball Field- <b>PASSOVE</b>	\$ 15,000.00
42	School Department	Computer Replace/Upgrade	\$ 100,000.00
43	School Department	Van Lease Payments Qty (8)	\$ 65,700.00
44	School Department	Walk in Cooler/Freezer	\$ 30,592.00
45	School Department	Bus Lease – 15 Passenger	\$ 7,705.00
46	School Department	Dump/Plow Truck Lease	\$ 11,026.00
47	School Department	<i>WITHDRAWN</i>	
48	School Department	<i>WITHDRAWN</i>	
49	School Department	Ride-On Floor Scrubber	\$ 20,000.00
50	School Department	Night Lock-Down Classroom Devices	\$ 16,000.00
51	Water Commissioners	Payment Backhoe/Front Loader 1 of 5	\$ 30,000.00
52	Water Commissioners	Phase Two Replace/Install Valves	\$ 40,000.00
53	Water Commissioners	Purchase Water Meters	\$ 50,000.00
54	Water Commissioners	Purchase Heavy Duty Pickup	\$ 35,000.00
55	Water Commissioners	Survey/Testing MA Regulations	\$ 15,000.00
56	Water Commissioners	Upgrade Heat/Vent @ Treatment Plant	\$ 30,000.00
57	Water Commissioners	Redevelopment Discharge @ Treatment Plant	\$ 100,000.00
58	Water Commissioners	Replace/Rebuild Filters @ Treatment Plant	\$ 130,000.00
59	Water Commissioners	Purchase Water Hydrants	\$ 25,000.00
60	Water Commissioners	Replace Finished Water Pump	\$ 85,000.00
61	So.Shore Vo.Tech Comm.	SSVT Regional Agreement	N/A
62	Board of Selectmen	BOS Authority to Sell Land - Weymouth St.	N/A
63	Board of Selectmen	Amend Zoning Storm Water Bylaw Article I	N/A



64	Board of Selectmen	<i>WITHDRAWN</i>	
65	Board of Selectmen	Marijuana Zoning Article II 415-2	N/A
66	Board of Selectmen	Marijuana Zoning Article IV 415-19	N/A
67	Board of Selectmen	Marijuana Zoning Article V	N/A
68	Board of Selectmen	Marijuana Sales Tax	N/A
69	Board of Selectmen	Amend Zoning Bylaw "Accessory Apartment"	N/A
70	Board of Selectmen	Amend Zoning Bylaw "Accessory Apartment"	N/A
71	Board of Selectmen	Amend Zoning Bylaw "Accessory Apartment"	N/A
72	Board of Selectmen	Amend 40R Zoning	N/A
73	Board of Selectmen	<i>WITHDRAWN</i>	
74	Board of Selectmen	<i>WITHDRAWN</i>	
75	Board of Selectmen	Gift Map 25, Parcel 16,17,18	N/A
76	Open Space Committee	Reduce Open Space Membership	N/A
77	Resident Petition	Adopt a Bylaw "25 Buffer to Wetland"	N/A
78	Resident Petition	Amend Zoning Bylaw Section 415.20	N/A

### **ARTICLE 1**

To cast votes in the Annual Town Election for the election of candidates for the following offices:

- One Selectmen for three years
- One Town Clerk for three years
- One Town Collector for three years
- One Town Treasurer for three years
- One Member of the Board of Assessor for three years
- One Member of the Board of Assessor for one year
- One Board of Health Member for three years
- One Housing Authority Member for five years
- Two Library Trustees for three years
- One Park Commissioner for three years
- One Planning Board Member for five years
- Two School Committee Members for three years
- One Sewer Commissioner for three years
- One Water Commissioner for three years

Finance Committee Recommended Deferring to Board of Selectmen  
Board of Selectmen Recommended

### **ARTICLE 2**

The Town voted to fix the salaries and compensation of all elective officers in the Town in the amounts indicated in the Department Budgets and make such salaries and compensation effective July 1, 2018, in accordance with the provisions of the Massachusetts General Laws, Chapter 41 Section 108, as amended, and to raise and appropriate such sums of money for the ensuing year and that all sums be appropriated for the specific purpose designated; and that the same be expended on for such boards and commissions of the Town as voted.

Board of Selectmen Recommended  
Finance Committee Recommended as Presented

### ARTICLE 3

5/2/2018 Town of Rockland - Fiscal 2019 Budget

Department	Vote of Town Meeting
<b>Board Of Selectmen - Dept. #122</b>	
Salary, Town Administrator	155,000
Human Resource Assistant	60,000
Administrative Asst	55,000
Regulatory Secretary	24,000
Salary, Executive Assistant	57,500
Vacation Coverage	2,000
Parking Clerk	1,200
Sundries	3,000
Landfill Maintenance	62,000
Advertising	4,500
Conference	5,000
Selectmen - MMA Dues	<u>4,000</u>
Total Board Of Selectmen Raise And Appropriate	<b>433,200</b>
<b>Legal Services - Dept.#151</b>	
Town Council - Legal Services	<u>100,000</u>
Total Legal Services Raise And Appropriate	<b>100,000</b>
<b>Building Maintenance - Dept. #192</b>	
Director Facilities	
Vacation Coverage	2,000
Salary - Custodian	0
Utilities/Maint/Supplies	70,000
Supplies	5,000
Postage	<u>2,300</u>
Total Building Raise And Appropriate	<b>79,300</b>
<b>Town Reports - Dept. #195</b>	
Other Charges & Expenses	
Town Report & Warrant	10,000
Total Town Reports Raise And Appropriate	<b>10,000</b>
<b>Utilities General Government- Dept. #196</b>	
Electricity School Admin	275,000

Electricity Town Hall	19,000
Electricity Fire Department	16,000
Electricity Police Department	28,000
Electricity Highway Department	4,000
Electricity Park Department	3,000
Electricity Senior Center	28,000
Electricity Library	17,000
Electricity Recycling	2,000
Electricity Street Lighting	68,000
Electricity Traffic Lighting	5,700
Development	<u>0</u>
Total Utilities General Government Raise and Appropriate	<b>465,700</b>

**Traffic Control - Dept. #293**

Purchase Of Services	
Traffic Lighting	16,867
Moved Electric Utilities due to Solar Array	
Total Traffic Control Raise And Appropriate	<u><b>16,867</b></u>

**Street Lighting - Dept. #424**

Total Street Lighting Raise And Appropriate	<b>0</b>
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**Finance Committee - Dept. #131**

Personnel	
Secretary	2,000
Reserve Fund	<u>150,000</u>
Total Finance Committee Raise And Appropriate	<b>152,000</b>

**Town Accountant - Dept. #135**

Personnel	
Salary - Town Accountant	110,500
Salary - Clerical	41,109
Salary - Assistant Town Accountant	55,623
Supplies	
Dues and Seminars	3,000
Supplies	<u>700</u>
Total Town Accountant Raise And Appropriate	<b>210,932</b>

**Assessor - Dept. #141**

Personnel	
Salary - Appraiser	87,200
Salary - Clerical	73,510
Educational Incentive	0
Legal Services	2,000
Maps / Engineering	2,700
Computer Software	10,000
Binding Tax & Deed Books	400

Sundries	1,500
Postage	1,500
Education/Dues	2,500
Auto Allowance	<u>0</u>
Total Assessor Raise And Appropriate	181,310

**Treasurer - Dept. #145**

Personnel	
Salary - Treasurer	78,500
Salary - Assistant Treasurer	41,351
Salary - Clerical	39,193
Treasurer - Postage	5,500
Tax Title * (\$5,000 Budget process, \$40,000 from Recap)	5,000
Legal	1,500
Payroll Processing Fees	40,000
Medicaid Billing Processing Fees	10,000
Office Supplies	3,500
Travel Reimb	0
Treasurer - Dues / Meetings	<u>5,000</u>
Total Treasurer Raise And Appropriate	<b>229,544</b>

**Data Processing - Dept. #155**

Network Manager	5,000
IT Administrator	63,750
Professional Services	111,448
Supplies	<u>15,975</u>
Total Information Technologies Raise And Appropriate	<b>196,173</b>

**Audit - Dept. #430**

Total Audit Raise And Appropriate	49,000
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**Town Collector - Dept. #146**

Personnel	
Salary - Tax Collector	78,500
Salary - Assistant Collector	41,351
Salary - Clerical	34,875
Postage/Maintenance Supplies	15,000
Sundries	3,000
Dues/Meetings/Travel	<u>1,500</u>
Total Town Collector Raise And Appropriate	<b>174,226</b>

**Town Clerk - Dept. #161**

Personnel	
Salary - Town Clerk	78,500
Salary - Assistant Town Clerk	43,305
Salary - Clerical	40,040

Town Clerk - Bookbinding	670
Software Licensing	3,200
By-Law & Charter	1,200
Supplies	
Sundries	2,850
Other Charges & Expenses	
Dues & Meetings	<u>2,500</u>
Total Town Clerk	172,265
Transfer in From Dog Receipts Fund	<u>(5,000)</u>
Total Town Clerk Raise And Appropriate	<b>167,265</b>

**Town Mtgs / Elections - Dept. #162**

Town Mtgs / Elections - Personnel	25,690
Town Mtgs / Elections - Purchase	3,000
Town Mtgs / Elections - Supplies	<u>5,000</u>
Total Town Mtgs / Elections Raise And Appropriate	<b>33,690</b>

**Registrar Of Voters - Dept. #163**

Sundries	<u>9,000</u>
Total Registrar Of Voters Raise And Appropriate	<b>9,000</b>

**Conservation Commission - Dept. #171**

Personnel	
Salary - Secretary	<u>500</u>
Total Conservation Comm. Raise And Appropriate	<b>500</b>

**Planning Board - Dept. #175**

Salary - Secretary	4,500
Sundries & Expenses	<u>725</u>
Total Planning Board Raise And Appropriate	<b>5,225</b>

**Zoning Board - Dept. #176**

Personnel	
Salary - Recording Secretary	3,800
Advertising	150
Postage	75
Expenses	<u>975</u>
Total Zoning Board Raise And Appropriate	<b>5,000</b>

**Police Department - Dept. #210**

Personnel	
Salary - Chief	135,427
Salary - Deputy Chief	101,845
Salary - Executive Assistant	55,129
Salary - Clerical	49,878
Salary - Lieutenants	89,228

Salary - Officers	1,653,748
Salary - Superior Officers	480,764
Salary - E911 Dispatchers	0
Salary - Animal Control Officer	46,906
Longevity	14,600
Proficiency Incentive	500
Holiday Pay	113,998
Substitute Payroll	325,401
Salary - Custodian	44,873
P.I. Training	0
Clothing Allowance	45,000
Educational Incentive	290,955
Crossing Guards	10,000
Station Maintenance	60,000
Cruiser Maintenance	90,000
Vehicle Expense - ACO	1,500
Teletype	3,500
Radio & Repeaters	7,500
Sundries - Police	80,000
Moved Electric Utilities due to Solar Array	0
Sundries - ACO	1,000
Animal Medical Care	1,500
Aux Radio Repairs	800
Aux Uniforms	3,000
Aux Vehicle Maintenance	4,000
Aux Vehicle Fuel	5,200
Aux Equipment	3,000
Aux Training Expenses	3,000
Police Other	7,500
Dog Kennel Expenses – A	0
Total Police Department	3,729,752
Transfer In - From Dog Fund	<u>(10,000)</u>
Total Police Department Raise And Appropriate	<b>3,719,752</b>

**Fire Department - Dept. #220**

Personnel	
Salary - Chief	147,000
Salary - Deputy Chief	114,803
Salary - Captain	175,736
Salary - Lieutenants	234,253
Salary - Permanent Men	1,592,421
Salary - Executive Assistant	55,085
Fire Alarm Superintendent	
Overtime Payroll	104,974
Overtime Payroll (Academy Coverage)	

Salary - Call Firefighter		250
Payroll - Call Men		2,600
Longevity Payroll		11,100
Proficiency Incentive		0
Holiday Pay		131,250
Substitute Payroll		431,428
Clothing Allowance		38,750
Call Men - Clothing		500
Training Payroll		91,800
College Credits		42,374
EMT Incentive		5,000
Call - EMT		100
Sick Buy Back		0
Fire Training Payroll		36,223
Telephone		8,500
Outsourced Ambulance Billing		30,000
Equipment - Maintenance & Repair		63,700
Moved Electric Utilities due to Solar Array	(18,026)	0
Utilities (Gas & Electric)	15,000	0
Gas & Diesel		25,000
Dispatch		0
Building Maintenance & Supplies		15,000
Office Supplies & Advertising		4,500
Educational Materials		10,000
Ambulance Supplies		25,000
Technology		15,000
Natural Gas		15,000
Other Charges & Expenses		
Fire Other Sundries		<u>1,200</u>
Total Fire Department Raise And Appropriate		<b>3,428,547</b>

**New Department - Dispatch**

Contractual Dispatch	300,000
Software Maintenance	<u>50,000</u>
Total Dispatch Raise And Appropriate	<b>350,000</b>

**Building Department - Dept. #241**

Personnel	
Salary - Inspector	84,500
Local Inspector	13,728
Salary - Administrative Assistant	38,150
Vacation Coverage/ Mutual Aid	798
Education - Building Inspector	500
Seminars	1,500
Sundries - Postage / Cert Letters	2,000
Auto Allowance	1,679
Dues & Meetings	<u>300</u>

Total Building Department Raise And Appropriate	<b>143,155</b>
 <b>Gas Inspector - Dept. #242</b>	
Personnel	
Salary - Inspector	5,215
On Call Coverage	500
Auto Allowance	<u>480</u>
Total Gas Inspector Raise And Appropriate	<b>6,195</b>
 <b>Plumbing Inspector - Dept. #243</b>	
Personnel	
Salary - Inspector	8,812
On Call Coverage	500
Continuing Education	400
Auto Allowance	<u>810</u>
Total Plumbing Inspector Raise And Appropriate	<b>10,522</b>
 <b>Weights / Measures - Dept. #244</b>	
Personnel	
Salary - Inspector	5,000
Sundries	800
Auto Allowance	<u>150</u>
Total Weights / Measures Raise And Appropriate	<b>5,950</b>
 <b>Wiring Inspector - Dept. #245</b>	
Personnel	
Salaries - Inspectors (2)	25,083
On Call Coverage	3,000
Auto Allowance	677
Bi-Annual Certification	<u>400</u>
Total Wiring Inspector Raise And Appropriate	<b>29,160</b>
 <b>Emergency Management - Dept. #291</b>	
Clerical	1,200
Uniforms	0
Radio Repairs	
Sundries	500
Gas	500
Equipment	2,000
Vehicle Maintenance	0
Generator Maintenance	1,000
Training Expenses	1,000
Technology	<u>5,000</u>
Total Emergency Management Raise And Appropriate	<b>11,200</b>
 <b>Tree Department - Dept. #294</b>	



Personnel	
Superintendent	16,915
Labor	100,955
Longevity	
Proficiency Incentive	1,000
Uniforms	2,000
Vehicle Maintenance	5,000
Hired Equipment	18,000
Supplies/Clothing/Equipment	5,000
Total Tree Department Raise And Appropriate	<b>148,870</b>
<b>School Department - Dept. #390</b>	
Rockland Public	24,560,948
WPRS PECElated Costs	
South Shore Regional	1,936,235
Norfolk County Agricultural High School	205,000
Norfolk County Agricultural High School – Transportation	15,000
Total School	<b>26,717,183</b>
Less: Transfer in from PEG Receipts Reserved Fund	0
Total School Raise and Appropriate	<b>26,717,183</b>

**Highway - Dept. #421**

Personnel	
Salary - Superintendent	82,774
Labor	333,366
Secretary	41,516
Longevity	3,000
Proficiency Incentive	
Uniforms	7,500
Highway Police Details	10,000
Highway Police Calls	6,000
Utilities	5,000
Moved Electric Utilities due to Solar Array	
Machine Maintenance	13,000
Materials & Hired Equipment	350,000
Other Projects Costs	
Radio Repair	2,000
Street Striping	25,000
Building Maintenance	2,500
Gas/Oil/Diesel. Etc.	30,000
Misc. Tools & Supplies	4,000
Hoisting License	2,000
Fuel system maintenance	3,000
Auto Allowance	100
Total Highway	<b>920,756</b>
From Free Cash	0
Total Highway Raise And Appropriate	<b>920,756</b>

**New Department - Storm Water**

Drainage Repair	<u>50,000</u>
Total Storm Water	<b>50,000</b>

**Snow /Ice Control - Dept. #423**

Total Snow/Ice Control Raise And Appropriate	<b>150,000</b>
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**Waste Collection/Disposal - Dept. #433**

Personnel	
Salary - Landfill Attendant	34,875
Salary - Part Time Landfill Attendant	18,710
Purchase Of Services	
Data Processing	10,500
South Shore Recycling Cooperative	4,850
Pleasant Street Compliance Fee	40,000
Landfill Maintenance	7,500
Moved Electric Utilities due to Solar Array	
Refuse Collection	986,664
Disposal Fee (SEMASS)	275,000
Bulky Rubbish Pick-Up	30,000
Hazardous Waste Collection	<u>5,500</u>
Sub-Total Waste Collection / Disposal	<b>1,413,599</b>
10% Landfill Attendant direct from RevolvingFund	<b>(3,488)</b>
Part Time Attendant direct from Revolving Fund	<b>(18,710)</b>
Total Waste Collection / Disposal Raise And Appropriate	<b>1,391,401</b>

**Water Department - Dept. #480**

Police Details	10,000
Water - Insurance & Retirement	0
Engineering	5,000
Field Support & Overhead	25,000
Office Supplies & Overhead	25,000
Systems Maint./Development	100,000
Intergovernmental	
Joint Expenses (1/2)	2,205,898
Freight & Miscellaneous Expenses	500
Debt Service	
Debt	491,981
Interest	141,885
Admin Debt Exp	3,640
Total Water Department R/A	3,008,904
Internal Service Charges	
<u>70,000</u>	
Total Water Department	3,078,904
From Water Unreserved Fund Balance	<b>(125,000)</b>

Total Water Department Raise And Appropriate From Water Receipts **2,953,904**

**Sewer Department - Dept. #449**

Personnel	
Superintendent	100,000
Salary - Administrative Assistant	53,747
Retirement/Insurance/Compensation	50,000
Sewer health ins reimbursement	2,500
Purchase Of Services	
Computer Services	10,000
Sewer Emergency Fund	15,000
Contract Operations Exp.	1,757,610
Flow/Loads Adjustment	
Industrial Pre-Treatment	5,000
Sewer Drainage	80,000
Legal Services	3,000
Sundries / Printing / Misc	20,000
Repairs & Maintenance	140,000
Auto Allowance	675
Debt & Interest Payments	85,000
Temporary Interest	
Facility/Vehicle Insurance	50,000
Retirement Contribution	
Internal Service Charges	<u>40,000</u>
Total Sewer Department	<b>2,412,532</b>
From Sewer Unreserved Fund Balance	<u>(40,000)</u>
Total Sewer Dept. Raise And Appropriate From Sewer Receipts	<b>2,372,532</b>

**Board Of Health - Dept. #510**

Personnel	
Salary - Health Agent	75,627
Salary - Administrative Assistant	47,790
Salary - Secretary/Clerical	13,950
Vacation	
Fill in Re-inspec/pt clerical	3,354
Longevity	600
Health & Hospitals	1,300
Tobacco Patrol	2,500
Sundries - Health Agent	500
Office Supplies	700
Commissioners' Auto Allowance	600
Auto Allowance - Health Agent	<u>3,000</u>
Sub-Total Board of Health	<b>147,421</b>
10% direct from BOH Revolving Account for Health Agent/Admin Asst./Clerical	<u>(13,737)</u>
Total Board Of Health Raise And Appropriate	<b>133,684</b>

**Visiting Nurses - Dept. #522**  
Total Visiting Nurses Raise And Appropriate **10,342**

**Council On Aging - Dept. #541**  
Personnel  
Salary - Director 65,000  
Salary - Van Driver 0  
Salary - Bus/Van Drivers 34,489  
Salary - Custodian 36,606  
Salary - Receptionists 37,807  
Salary Outreach 27,500  
Formula Grant (25,000)  
Purchase Of Service  
service contracts/maintenance 15,000  
Vehicle Maintenance 1,600  
Utilities 5,000  
Moved Electric Utilities due to Solar Array 0  
Sundries 4,000  
Supplies 6,500  
Total Council On Aging Raise And Appropriate **208,502**

**Youth Commission - Dept. #542**  
Personnel  
Salary - Director 54,000  
Salary - Part Time Secretary  
Secretary  
Salaries - Hartstuff Park Staff 33,000  
Longevity  
Teen Center 6,500  
From Youth Commission Revolving Acct  
Stipend/Building Monitoring  
Sundries 5,400  
Supplies Hartsuff Park 9,000  
Supplies 7,000  
Total Youth Commission Raise And Appropriate **114,900**

**Veteran's Services - Dept. #543**  
Salary - Agent 50,000  
Longevity 300  
Postage 450  
Sundries 200  
Auto Allowance 450  
Veteran Benefits 350,000  
Dues / Meetings 625  
Total Veterans Services Raise And Appropriate **402,025**

**Celebrations - Dept. #692**

Secretary - Memorial Day	150
Memorial Day Observances	3,000
Tri-Town Parade Celebration	
Total Celebrations Raise And Appropriate	<u>3,150</u>

**Library Dept. #610**

Salary - Director	79,345
Salaries - Staff	368,826
Operating Expenses	59,393
Moved Electric Utilities due to Solar Array	
Books & Related Materials	78,240
Library Supplies	<u>10,250</u>
Total Library From Raise And Appropriate	<b>596,054</b>

**Park Department - Dept. #630**

Personnel	
Salary - Park Superintendent	77,000
Salaries - Commissioners (3)	
Salaries - Labor	152,448
Part-time Labor	11,200
Overtime	11,000
Longevity	2,400
Licensing	1,250
Uniforms	4,000
Sundries	6,000
Moved Electric Utilities due to Solar Array	
Material	18,000
General Maintenance	25,000
Vehicle Maintenance	10,000
Heat	
Moved Electric Utilities due to Solar Array	
Rail Trail Maintenance	<u>5,000</u>
Total Park Dept Raise And Appropriate	<b>333,298</b>

**Historical Commission- Dept. #691**

400

**Int. & Mat. Debt - Dept. #710**

Debt Service	
Principal Long Term Debt	2,568,000
Principal Non-Excluded	287,000
Interest Long Term Debt	1,700,998
Interest LT Non Excluded	60,500
Short Term Principal	0
Short Term Interest	25,000
Special Adjustment	0

Southfield Bond Assessment	8,100
Total Int. & Mat. Debt	<b>4,649,598</b>
Less: FB Reserve for Bond Premiums	<u>(130,527)</u>
Total Int. & Mat. Debt Raise and Appropriate	<b>4,519,071</b>
 <b>Retirement Contribution - Dept.#911</b>	
Plymouth County*	3,521,906
Contributory Retirement (School)	
Pensions	<u>3,000</u>
Total Retirement Contributions Raise And Appropriate	<b>3,524,906</b>
 <b>Group Insurance - Dept. #914</b>	
Group Insurance/Other Employee Benefits	
Active Employees	6,164,224
Health Insurance - Retiree OPEB Transfer to Trust Fund **	<u>1,327,164</u>
** Transfer to Other Post Employment Benefits Trust Fund Massachusetts General Law 32B Section 20	
Total Health Insurance Raise And Appropriate	<b>7,491,388</b>
 <b>Medicare Expense - Dept. #916</b>	
Total Medicare Expense Raise And Appropriate	<b>456,750</b>
 <b>Liability Insurance - Dept. #945</b>	
Town Insurance	900,000
School Insurance	
Unemployment Insurance	<u>30,000</u>
Total Liability Insurance Raise And Appropriate	<b>930,000</b>
Grand Total	63,963,056
Less: Other Funds	<u>(310,527)</u>
Total Raise and Appropriate General, Water, and Sewer	<b>63,652,529</b>

#### ARTICLE 4

The Town voted to authorize and/or reauthorize revolving funds for Fiscal 2019, pursuant to M.G.L. Chapter 44, Section 53 E 1/2 as amended for the following purposes:

Department	Receipt Type	Use of Fund	Spending Limit
<b><i>New Authorization-Currently Approved by the Board of Selectmen</i></b>			
Road Work Revolving	Road Repair Fees	Repair of Roads	\$100,000.00
Rockland Day	Sponsorship	Celebrations	\$ 50,000.00
<b><i>Reauthorizations</i></b>			
Community Center	Building Use Fees	Building Operations	\$175,000.00
School Committee	Transportation Fees	Student Transportation	\$80,000.00

Board of Health	Recycling Fees	Recycle Ctr Operations	\$60,000.00
Youth Commission	Program Fees	Youth Activities	\$100,000.00
Fire Department	Permit Fees	Town Wide Alarm System	\$60,000.00
Police Department	Red Light Violations	Cruiser Maintenance	\$5,000.00
Rent Control Board	Rent Control Fees	Legal Fees	\$15,000.00
Police Department	Cruiser Detail Fees	Cruiser Maintenance	\$25,000.00
Council on Aging	Program Fees	Senior Activities	<u>\$25,000.00</u>
		TOTAL	\$695,000.00

Town Accountant  
Finance Committee Recommended as Presented

**ARTICLE 5**

The Town voted to raise and appropriate, or take from available funds, the sum of Four Thousand and 00/100 Dollars (\$4,000.00) for the annual cost of the Community Emergency Alerting System.

Emergency Management  
Finance Committee Recommended funding from Undesignated Fund Balance

**ARTICLE 6**

The Town voted to transfer from available funds the sum of Forty Thousand and 00/100 Dollars (\$40,000.00), in combination with any matching grant funding, for the Master Plan Development including any related work.

Board of Selectmen Recommended  
Finance Committee Recommended funding from Undesignated Fund Balance

**ARTICLE 7**

The Town voted to transfer from available funds the sum of Forty-Nine Thousand and 00/100 Dollars (\$49,000.00), in combination with any matching grant funding, for the Expansion of the Rail Trail including any related work.

Board of Selectmen Recommended  
Finance Committee Recommended funding from Undesignated Fund Balance

**ARTICLE 8**

Article 8 was *withdrawn* before Town Meeting

**ARTICLE 9**

Article 9 was *withdrawn* before Town Meeting

## **ARTICLE 10**

The Town voted to transfer from available funds the sum of Sixty Thousand and 00/100 Dollars (\$60,000.00), in combination with any matching grant funding, for the Information Technology Equipment and upgrades including any related work.

Board of Selectmen Recommended

Finance Committee Recommended funding from Undesignated Fund Balance

## **ARTICLE 11**

The Town voted to take from available funds, the sum of Sixty-Five Thousand and 00/100 Dollars (\$65,000.00) to purchase Guardrails to be installed on the inbound side of VFW by the Highway Department.

Highway Superintendent

Finance Committee Recommended funding from Undesignated Fund Balance

Capital Planning Committee Recommended per Capital Plan

## **ARTICLE 12**

Article 12 was *withdrawn* before Town Meeting

## **ARTICLE 13**

The Town voted to take from available funds, the sum Nine Thousand Five Hundred and 00/100 Dollars (\$9,500.00) to repair the roof and three (3) exterior doors and trim for the Highway Department.

Highway Superintendent

Finance Committee Recommended funding from Undesignated Fund Balance

## **ARTICLE 14**

The Town voted to take from available funds the sum of Twenty Thousand and 00/100 Dollars (\$20,000.00) to fund the study and design of underground and above ground infrastructure for Union Street center.

Highway Superintendent

Finance Committee Recommended funding from Undesignated Fund Balance



## ARTICLE 15

The Town voted to take from available funds the sum Forty-Five Thousand and 00/100 Dollars (\$45,000.00) to purchase a Tree Service Truck (4x4) 9900 GVW regular cab with 8' body V8 for the Tree Department

Tree Warden

Finance Committee Recommended funding from Undesignated Fund Balance

## ARTICLE 16

The Town voted to take from available funds, the sum of Forty-Nine Thousand Six Hundred Forty-One and 38/100 Dollars (\$49,641.38) for an eighth payment (of ten) of the lease purchase for the 2011 1500 GPM Pumper, with said lease completed in 2021.

Fire Department

Finance Committee Recommended funding from Undesignated Fund Balance

## ARTICLE 17

Article 17 was *withdrawn* before Town Meeting

## ARTICLE 18

The Town voted to take from available funds, the sum of Thirty Thousand and 00/100 Dollars (\$30,000.00) to purchase bullet-proof vests and protective equipment for each member of the Fire Department.

Fire Department

Finance Committee Recommended funding from Undesignated Fund Balance

## ARTICLE 19

*Passed Over*

The Town voted to **PASS OVER** the article which would delete the 2016 amendment 415.89.A. Zoning Variances to Article XI of the Rockland General Code Zoning By-Laws?

415-89. A. Zoning Variances [Added ATM 5-2-16, Art. 32]

The Zoning Board of Appeals may authorize a variance for a particular use of a parcel of land or to an existing building thereon from the terms of this bylaw where, owing to circumstances relating to the soil conditions, shape, or topography of such land or structures and especially affecting such parcel of such building but not affecting generally the district in which it is located, a literal enforcement of the provisions of this bylaw would involve substantial hardship, financial or otherwise, to the applicant, and where desirable relief may be granted without substantial detriment to the public good and without nullifying or substantially derogating from the intent or purpose of this Bylaw. The Board may impose conditions, safeguards and limitations both of time and of use, including the continued existence of any particular structures but excluding any condition, safeguards or limitations based upon the continued ownership of the land or structures to which the variance pertains by the applicant, petitioner or any owner. If the rights authorized by a variance are not exercised within one year of the date of the grant of such variance they shall lapse, and may be reestablished only after notice and a new hearing pursuant to this section.

Before any variance is granted, the Board must find all of the following conditions to be present:

- (1) Conditions and circumstances are unique to the applicant's lot, structure or building and do not apply to the neighboring lands, structures or buildings in the same district.
- (2) Strict application of the provisions of this bylaw would deprive the applicant of reasonable use of the lot, structure or building in a manner equivalent to the use permitted to be made by other owners of their neighborhood lands, structures or buildings in the same district
- (3) The unique conditions and circumstances are not the result of actions of the applicant taken subsequent to the adoption of this bylaw.
- (4) Relief, if approved, will not cause substantial detriment to the public good or impair the purposes and intent of this bylaw.
- (5) Relief, if approved, will not constitute a grant of special privilege inconsistent with the limitations upon other properties in the district.

Resident Petitioned Article

Finance Committee Recommends Deferring to the Planning Board

## **ARTICLE 20**

The Town voted to transfer Fifty-Two Thousand Five Hundred and 00/100 Dollars (\$52,500.00) from the Overlay Surplus to the Assessors' Revaluation Account for the purposes of completing the Fiscal Year 2019 Revaluation as mandated by the Massachusetts Department of Revenue.

Board of Assessors

Finance Committee Recommended funding from Overlay Surplus

## **ARTICLE 21**

The Town voted to transfer from available funds, the sum of Thirty Five Thousand and 00/100 Dollars (\$35,000.00) for the purposes of funding the regular (noontime) lunch program.

As amended from the floor, by Director Peg Bryant.  
Council on Aging  
Finance Committee Recommended funding from Undesignated Fund Balance

## **ARTICLE 22**

The Town voted to authorize the Sewer Commissioners to take from the Sewer Department Unreserved Fund Balance Account the sum of One Hundred Thousand and 00/100 Dollars (\$100,000.00) to be expended by the Sewer Commission as part of the Town's ongoing program to identify and remove sources of inflow and infiltration as required under the terms of the NPDES Permit issued to the Town by the United States EPA and Massachusetts DEP.

Purpose/Reason: The Town is mandated by an EPA Administrative Order to have an ongoing Inflow and Infiltration Program.

Sewer Department  
Finance Committee Recommended funding from Sewer Fund Balance  
Capital Planning Committee Recommended per Capital Plan

## **ARTICLE 23**

The Town vote to authorize the Sewer Commissioners to take from the Sewer Department Unreserved Fund Balance Account the sum of Fifty Thousand and 00/100 Dollars (\$50,000.00) to be expended by the Sewer Commission as part of its pump replacement program at the Wastewater Treatment Plant.

Purpose/Reason: Many of the pumps are original equipment from 1964 and are non-repairable.

Sewer Department  
Finance Committee Recommended funding from Sewer Fund Balance  
Capital Planning Committee Recommended per Capital Plan

## **ARTICLE 24**

The Town voted to authorize the Sewer Commissioners to take from the Sewer Department Unreserved Fund Balance Account the sum of Forty Thousand and 00/100 Dollars (\$40,000.00) to be expended by the Sewer Commission for a consultant whose duties will include operational and financial analysis of the Sewer Department as well as the preparation and implementation of a ("RFP") Request for Proposal for the long-term operation of the Sewer Plant.

Purpose/Reason: The current long-term (15 year) contract with Suez Environmental Services expires June 30, 2019. The Massachusetts State Procurement Laws mandate that this expiring contract must be re-bid.

Sewer Department

Finance Committee Recommended funding from Sewer Fund Balance

### **ARTICLE 25**

The Town voted to take from available funds, the sum of Eighty-Four Thousand and 00/100 Dollars (\$84,000.00) to purchase and equip two (2) Police Cruisers.

Police Department

Finance Committee Recommended funding from Undesignated Fund Balance

### **ARTICLE 26**

This article was *withdrawn* before Town Meeting

### **ARTICLE 27**

The Town voted to take from available funds, the sum of Thirteen Thousand Six Hundred Sixty-Six and 00/100 Dollars (\$13,666.00) to pay the second of three (3) lease payments for the Police K-9 Cruiser.

Purpose/Reason: The K9 vehicle needed to be replaced mid-year in FY 2018.

Police Department

Finance Committee Recommended funding from Undesignated Fund Balance

### **ARTICLE 28**

The Town voted to transfer from available funds, the sum of Thirty-Six Thousand and 00/100 Dollars (\$36,000.00) to pay for the installation of an asphalt basketball court that would include the hoops, poles, and fencing, to be located at Hartsuff Park.

Youth Commission

Finance Committee Recommended funding from Undesignated Fund

### **ARTICLE 29**

This article was *withdrawn* before Town Meeting

### **ARTICLE 30**

The Town voted to transfer from available funds, the sum of Five Thousand and 00/100 Dollars (\$5,000.00) to purchase Tables, Chairs, and Sensory tables for the classrooms.

Youth Commission

Finance Committee Recommended funding from Undesignated Fund Balance

### **ARTICLE 31**

This article was *withdrawn* before Town Meeting

### **ARTICLE 32**

This article was *withdrawn* before Town Meeting

### **ARTICLE 33**

The Town voted to transfer from available funds, the sum of Thirty Thousand and 00/100 Dollars (\$30,000.00) to replace the vinyl covering on the interior stairs of the Rockland Community Center.

Community Center Building Committee

Finance Committee Recommended funding from Undesignated Fund Balance

### **ARTICLE 34**

The Town voted to transfer from available funds, the sum of Twelve Thousand and 00/100 Dollars (\$12,000.00) to replace two sets of doors located in the gymnasium of the Rockland Community Center.

Community Center Building Committee

Finance Committee Recommended funding from Undesignated Fund Balance

### **ARTICLE 35**

The Town voted to take from available funds, the sum of Twenty Five Thousand and 00/100 Dollars (\$25,000.00) for repairs at the McKinley Community Center Building.

Community Center Building Committee  
Finance Committee Recommended funding from Undesignated Fund Balance

**ARTICLE 36**

The Town voted to **PASS OVER** the article to take from available funds, the sum of Sixty-One Thousand and 00/100 Dollars (\$61,000.00) for a new 2018 Dump Truck w/ Plow.

Park Department  
Finance Committee Recommended **PASSING OVER**

**ARTICLE 37**

The Town voted to take from available funds, the sum of Two Thousand Two Hundred and 00/100 Dollars (\$2,200.00) for new field painting machine or take any other action relative thereto?

**PARK DEPARTMENT**

**Finance Committee Recommended funding from Undesignated Fund Balance**

**ARTICLE 38**

The Town vote to **PASS OVER** the article to raise and appropriate, or take from available funds, the sum of Eleven Thousand and 00/100 Dollars (\$11,000.00) to replace block building at Bicentennial Park with new wooden shed or take any other action relative thereto?

Park Department  
Finance Committee Recommends **PASSING OVER**

**ARTICLE 39**

The Town voted to take from available funds, the sum of Twenty Thousand and 00/100 Dollars (\$20,000.00) to replace Foot Bridge at Hartsuff Park.

Park Department  
Finance Committee Recommended funding from Undesignated Fund Balance

**ARTICLE 40**

The Town voted to **PASS OVER** the article to raise and appropriate, or take from available funds, the sum of Five Thousand and 00/100 Dollars (\$5,000.00) for tree replacement or take any other action relative thereto?

Park Department

Finance Committee Recommended **PASSING OVER**

#### **ARTICLE 41**

The Town voted to **PASS OVER** the article to raise and appropriate, or take from available funds, the sum of Fifteen Thousand and 00/100 Dollars (\$15,000.00) for replacement of fence at softball field or take any other action relative thereto?

Park Department

Finance Committee Recommended **PASSING OVER**

#### **ARTICLE 42**

The Town voted to take from available funds, the sum of One Hundred Thousand and 00/100 Dollars (\$100,000.00) to fund the replacement and upgrading of computers and any technology related expenses.

School Department

Finance Committee Recommended funding from Undesignated Fund Balance

#### **ARTICLE 43**

The Town voted to take from available funds, the sum of Sixty-Five Thousand Seven Hundred and 00/100 Dollars (\$65,700.00 ) to fund the fourth year of a five year combined lease purchase agreement for 2-2015 Ford Transit Special Education Vans and the third year of a five year combined lease purchase for 4-2016 Ford Transit Special Education Vans, and the second year of a five year combined lease purchase agreement for 1-2017 Ford Transit Wheel Chair Accessible Special Education Van and 1-2017 Ford Transit Special Education Van.

School Department

Finance Committee Recommended funding from Undesignated Fund Balance

#### **ARTICLE 44**

The Town voted to take from available funds, the sum of Thirty Thousand Five Hundred Ninety-Two and 00/100 Dollars (\$30,592.00) to fund the purchase and installation of a Walk-In Combination Cooler Freezer for the cafeteria kitchen at the Esten School.

School Department  
Finance Committee Recommended funding from Undesignated Fund Balance

#### **ARTICLE 45**

The Town voted to take from available funds, the sum of Seven Thousand Seven Hundred Five and 00/100 Dollars (\$7,705.00) to fund the third year of a five year lease purchase agreement for a 2016 Fifteen Passenger, Multi-Function School Activity Bus.

School Department  
Finance Committee Recommended funding from Undesignated Fund Balance

#### **ARTICLE 46**

The Town voted to take from available funds, the sum of Eleven Thousand Twenty-Six and 00/100 Dollars (\$11,026.00) to fund the second year of a five-year lease purchase agreement for a 2017 F350 Dump/Plow Truck.

School Department  
Finance Committee Recommended funding from Undesignated Fund Balance

#### **ARTICLE 47**

The Town voted to *PASS OVER* the article that would raise and appropriate, or take from available funds, the sum of Two Hundred Thousand and 00/100 Dollars (\$200,000.00) to fund the re-paving of the Esten School driveway and parking lots.

SCHOOL DEPARTMENT  
*ARTICLE WITHDRAWN BY SCHOOL*  
*TOWN VOTED TO PASSOVER*

#### **ARTICLE 48**

The Town voted *PASS OVER* the article that would raise and appropriate, or take from available funds, the sum of Forty-Two Thousand and 00/100 Dollars (\$42,000.00) to fund the purchase of a new marked police vehicle with Town of Rockland specifications for the Rockland Public School Security Resource Officer.

SCHOOL DEPARTMENT  
*ARTICLE WITHDRAWN BY SCHOOL*  
*TOWN VOTED TO PASSOVER*



## **ARTICLE 49**

The Town voted to take from available funds, the sum of Twenty Thousand and 00/100 Dollars (\$20,000.00) to fund the purchase of a Ride-On Floor Scrubber Machine for the High School.

SCHOOL DEPARTMENT

Finance Committee Recommended funding from Undesignated Fund Balance

## **ARTICLE 50**

The Town voted to take from available funds, the sum of Sixteen Thousand and 00/100 Dollars (\$16,000.00) to fund the purchase of Night Lock-Down Devices for classroom doors throughout the district, including Rockland Day Care at McKinley School, as security for an active shooter attack.

SCHOOL DEPARTMENT

Finance Committee Recommends funding from Undesignated Fund Balance

## **ARTICLE 51**

The Town voted to authorize the Water Commissioners to take from the Water Fund Balance the sum of Thirty Thousand and 00/100 Dollars (\$30,000.00) for the purpose of making the initial payment on the on a five year lease to purchase Agreement for a Backhoe/Front End Loader

Purpose/Reason - To replace the 1999 Backhoe.

WATER COMMISSIONERS

Finance Committee Recommends funding from Water Fund Balance

## **ARTICLE 52**

The Town voted to authorize the Water Commissioners to take from the Water Fund Balance the sum of Forty Thousand and 00/100 Dollars (\$40,000.00) for the purpose of continuing Phase Two of replacing and installing water main gate valves throughout the Distribution System.

Purpose/Reason - Distribution System Upgrades.

Water Commissioners

Finance Committee Recommended funding from Water Fund Balance

## **ARTICLE 53**

The Town voted to authorize the Water Commissioners to take from the Water Undesignated Balance the sum of Fifty Thousand and 00/100 Dollars (\$50,000.00), for the purpose of purchasing water meters.

Purpose/Reason - The ongoing meter program.

Water Commissioners  
Finance Committee Recommended funding from Water Fund Balance

#### **ARTICLE 54**

The Town voted to authorize the Water Commissioners to take from the Water Fund Balance the sum of Thirty-Five Thousand and 00/100 Dollars (\$35,000.00), for the purpose of purchasing a heavy duty pick- up truck.

Purpose/Reason - To replace a 2006 F250.

Water Commissioners  
Finance Committee Recommended funding from Water Fund Balance

#### **ARTICLE 55**

The Town voted to authorize the Water Commissioners to take from the Water Fund Balance the sum of Fifteen Thousand and 00/100 Dollars (\$15,000.00) for the purpose of continuing the survey and testing in accordance with the Commonwealth of Massachusetts Drinking Water Regulations governing cross connections to our water system (310 CMR 22.22).

Purpose/Reason -Under the Massachusetts Drinking Water Regulations we are required to perform these surveys and test annually.

Water Commissioners  
Finance Committee Recommended funding from Water Fund Balance

#### **ARTICLE 56**

The Town voted to authorize the Water Commissioners to take from the Water Fund Balance the sum of Thirty Thousand and 00/100 Dollars (\$30,000.00), with a like amount from the Town of Abington, for the purpose of heating and ventilation upgrades to the Hannigan Water Treatment Plant.

Purpose/Reason - The roof top heating units have aged and need replacement.

Water Commissioners  
Finance Committee Recommended funding from Water Fund Balance

## **ARTICLE 57**

The Town voted to authorize the Water Commissioners to take from the Water Fund Balance the sum of One Hundred Thousand and 00/100 Dollars (\$100,000.00), with a like amount from the Town of Abington, for the purpose of redeveloping the effluent discharge at the Great Sandy Bottom and Hannigan Water Treatment Plants.

Purpose/Reason - Changes will reduce our sludge production.

Water Commissioners

Finance Committee Recommended funding from Water Fund Balance

Capital Planning Committee Recommended per Capital Plan

## **ARTICLE 58**

The Town voted to authorize the Water Commissioners to take from the Water Fund Balance the sum of One Hundred Thirty Thousand and 00/100 Dollars (\$130,000.00), with a like amount from the Town of Abington, for the purpose of replacing the filter media and rebuilding the filters at the Hannigan, Great Sandy Bottom and Myers Avenue Water Treatment Plants.

Purpose/Reason - The media has aged and the filter needs an overhaul. This will complete the filter upgrades at all the treatment plants.

Water Commissioners

Finance Committee Recommended funding from Water Fund Balance

Capital Planning Committee Recommended per Capital Plan

## **ARTICLE 59**

The Town voted to authorize the Water Commissioners to take from the Water Undesignated Balance the sum of Twenty-Five Thousand and 00/100 Dollars (\$25,000.00), for the purpose of purchasing water hydrants.

Purpose/Reason- Annual replacement program to bring the system up to date for the safety of the residents.

Water Commissioners

Finance Committee Recommended funding from Water Fund Balance

## **ARTICLE 60**

The Town voted to authorize the Water Commissioners to take from the Water Fund Balance the sum of Eighty-Five Thousand and 00/100 Dollars (\$85,000.00), with a like amount from the Town of Abington, for the purpose of replacing the Finished Water Pump at the Hannigan Water Treatment Plant and the Chemical Feed Pumps at both the Great Sandy Bottom and Hannigan Water Treatment Plants.

Purpose/Reason - The pump is in need of replacement.

Water Commissioners

Finance Committee Recommended funding from Water Fund Balance

Capital Planning Committee Recommended per Capital Plan

## **ARTICLE 61**

The Town voted to enter into the agreement with the South Shore Regional School District.

This Regional Agreement is entered into pursuant to Chapter 71 of the General Laws of Massachusetts, as amended, by and among the Towns of Abington, Cohasset, Hanover, Hanson, Norwell, Rockland, Scituate, and Whitman (hereinafter sometimes known as “member towns”). The District shall be called the South Shore Regional Vocational School District (hereinafter sometimes known as the “District”).

In consideration of the mutual promises herein contained, it is hereby agreed as follows:

### **SECTION I – THE REGIONAL VOCATIONAL DISTRICT SCHOOL COMMITTEE**

- (A) **Composition:** The Regional District School Committee (hereinafter sometimes known as the “Committee”) shall consist of one member from each member town each with one vote. Each member shall be appointed by the Boards of Selectmen (hereinafter sometimes known as the “Selectmen”) of the member towns.
- (B) **Appointed Members:** Not later than June 15 in each year in which the term of a member of the Committee expires, the Selectmen of the member town concerned shall appoint one member to serve for a term of three years. The term of each such appointed member shall commence on July 1 of the year in which he or she is appointed.
- (C) **Vacancies:** If a vacancy occurs among the members of the Committee, the Selectmen-of the member town concerned shall appoint a member to serve for the balance of the unexpired term.
- (D) **Organization:** At the first scheduled meeting after July 1, the Committee shall organize and choose by ballot a chair and a vice chair from among its own membership. At the same meeting, or at any other meeting, the Committee shall appoint a treasurer and secretary, who may be the same person but who need not be members of the Committee, choose such other officers as it deems advisable, determine the terms of office of its officers (except the chair who shall be elected annually as provided above) and prescribe the powers and duties of any

of its officers, fix the time and place for its regular meetings, and provide for the calling of special meetings.

- (E) Powers and Duties: The Committee shall have all the powers and duties conferred and imposed upon it by this Agreement and such other additional powers and duties as are specified in Sections 16 to 16I, inclusive, of Chapter 71 of the General Laws and any amendments thereof or additions thereto now or hereafter enacted, or as may be specified in any other applicable general or special law. In the event that provisions of this Regional Agreement conflict with any Massachusetts General Laws (MGL), the MGL shall prevail.
- (F) Quorum: Unless otherwise specified by law, the quorum for the transaction of business shall be a majority of the Committee, but a number less than the majority may adjourn.

## SECTION II – LOCATION OF REGIONAL DISTRICT SCHOOL

The Regional District School (South Shore Regional Vocational Technical High School) shall be located in the Town of Hanover, or any other member town, provided, however, that the Committee may establish and locate satellite regional school facilities in any member town.

## SECTION III – TYPE OF REGIONAL DISTRICT SCHOOL

The Regional District School shall be a Vocational High School consisting of grades nine through twelve (9 – 12), inclusive. The Committee is hereby authorized to establish and maintain such kinds of education as may be provided by towns under provisions of Chapter 74 of the Massachusetts General Laws (hereinafter sometimes known as “MGL”) and acts amendatory thereof, in addition thereto or dependent thereon. The Committee may also provide self-funding programs beyond the secondary level, either alone or in cooperation with other institutions in accordance with the provisions of MGL, Chapter 74, Section 37A, as amended.

## SECTION IV – BUDGET

- (A) Budget: The Committee shall annually determine the District’s budget consistent with the timelines, terms and requirements of MGL, Chapter 71, Section 16B, as amended, and other pertinent provisions of law and consistent with regulations promulgated by the Department of Elementary and Secondary Education (hereinafter sometimes known as “DESE”).
- (B) Public Budget Hearing and Budget Approval: After conducting a public hearing consistent with MGL, Chapter 71, Section 38N, as amended, the Committee by a minimum two-thirds (2/3) vote of all its members, shall annually approve an operating budget for the next fiscal year to maintain and operate the District during the next fiscal year. After deducting the amount of aid the District is to receive, the balance shall be apportioned among the several member towns in accordance with Section V.

The budget will be itemized in such detail as the Committee may deem advisable. Such budget shall be adopted not later than forty-five (45) days prior to the earliest date on which the business session of the annual town meeting of any member town is to be held,

but in no event later than March 31, provided that said budget need not be adopted earlier than February 1. The amounts so apportioned for each member town shall be certified by the District treasurer to the treasurers of the member towns within thirty (30) days from the date on which the annual operating budget is adopted by the Committee. The annual budget as adopted by a two-thirds (2/3) vote of the Committee, shall require the approval of two-thirds (2/3) of the local appropriating authorities of the member towns.

## SECTION V – APPORTIONMENT AND PAYMENT OF COSTS INCURRED BY THE DISTRICT

### (A) Classification of Costs

For the purpose of apportioning assessments by the District to the member towns, costs shall be divided into four (4) categories: operating costs, capital costs, debt, and transportation costs. The Committee shall determine the amount necessary to meet the annual operating, capital, debt, and transportation budgets and shall allocate such amount among the member towns.

### (B) Operating Costs

1. Operating costs shall include all costs not included in capital, debt, and transportation costs as defined in Sections V (C), (D), and (E), but shall include interest on temporary notes issued by the District in anticipation of revenue.
2. Apportionment of Operating Costs: The operating costs to a member town will equal the Minimum Local Contribution and any other operating costs above the Minimum Local Contributions, referred to in this section as “Above Minimum Contribution.” All operating costs not considered part of Net School Spending shall be apportioned using the same formula as Net School Spending operating costs and will be included in a member town’s operating cost assessment.

The aggregate Above Minimum Contribution is arrived at by subtracting from the Net School Spending Operating Budget the following: Chapter 70 aid, the Minimum Required Combined Local Contributions of all member towns, and other general revenue sources to the District.

This formula is illustrated below:

Net School Spending Operating Budget (which excludes capital, debt and transportation)

- Chapter 70 aid (as calculated by DESE)
- Minimum Required Combined Local Contributions of all member towns (as calculated by DESE)
- Other general revenue sources to the District

= Total Above Minimum Contribution for all member towns

To determine each member town’s proportionate share of the aggregate Above Minimum Contribution, it shall be determined based on the number of pupils in grades nine through twelve (9 – 12), inclusive, residing in each member town and receiving education in the South Shore Regional Vocational School District at such town's expense.

3. The total operating costs assessed to each member town will consist of the member town's Minimum Local Contribution and the town's share of Above Minimum Local Contribution and operating costs that do not meet the definition of Net School Spending as defined in Chapter 70, as amended, apportioned to each town in accordance with the formula noted above.

(C) Capital Costs

- (1) Capital costs shall include all expenses described in DESE's Chart of Accounts in the 7000-function code.
- (2) Apportionment of Capital Costs: Capital costs will be apportioned for the ensuing fiscal year as follows:  
Each member town's share of the capital costs shall be determined by computing the ratio which the sum of its enrollments on October 1 of the three fiscal years immediately preceding the year in which the Committee votes to include capital cost in the budget bears to the sum of the pupil enrollments of all the member towns on October 1 of the same three fiscal years. For the purpose of this clause, pupil enrollments shall be defined as the number of pupils in grades nine through twelve (9 – 12), inclusive, residing in each member town and receiving education in the South Shore Regional Vocational School District at such town's expense.

(D) Debt

- (1) Debt shall include the payment of principal of and interest on bonds, notes or other obligations of the District to finance such debt.
- (2) Each member town's share of the debt incurred, including the payment of principal of and interest on bonds, notes or other obligations of the District to finance such debt, shall be determined by computing the ratio which the sum of its pupil enrollments in the District on October 1 of the three fiscal years immediately preceding the year in which the member towns vote to authorize the incurring of the debt bears to the sum of the pupil enrollments of all the member towns in the District on October 1 of the same three fiscal years, and the ratio shall not be changed during the period in which such bonds, notes or other obligations are outstanding, except as provided in Section VIII.

For the purpose of this clause, pupil enrollments shall be defined as the number of pupils in grades nine through twelve (9 – 12), inclusive, residing in each member town and receiving education in the South Shore Regional Vocational School District at such town's expense.

- (3) In the event the debt is incurred in any year before a new member town which has been admitted to the District pursuant to Section VIII has been a member town for at least three full years, such town's pupil enrollment on the most recent October 1 of the fiscal year in which the debt is incurred will be used for the purpose of apportioning such

debt pursuant to clause (2) of this Section. In the event that the Committee votes to incur debt prior to October 1 in the first year of a new member town's admission to the District, the enrollment for that new member town will be the enrollment on the day of the School Committee vote to incur such debt.

- (a) if the Committee votes to incur such debt (according to Section VI) in the first year of membership, the new member town's pupil enrollment in such first year is multiplied by three;
- (b) if the Committee votes to incur such debt (according to Section VI) in the second year of membership, the sum of the new member town's pupil enrollments for the first two years of membership is multiplied by one-and-one-half (1 ½); and
- (c) if the Committee votes to incur debt (according to Section VI) in the third year of membership, the sum of the new member town's pupil enrollments for the first three years of membership will be used.

(E) Transportation

School transportation shall be provided by the District. ~~and~~ To determine each member town's proportionate share of pupil transportation, it shall be determined based on the total cost of transportation minus the estimated Chapter 71 transportation reimbursement of the number of pupils in grades nine through twelve (9 – 12), inclusive, residing in each member town and receiving education in the South Shore Regional Vocational School District at such town's expense.

(F) Times of Payment of Apportioned Costs

- (1) The Total Assessment to a member town will equal the total of the Operating Assessment, Transportation, Capital and Debt.
- (2) Each member town shall pay to the District in each year its proportionate share, certified as provided in subsection V (B), (C), (D) and (E) of the operating, capital, debt, and transportation costs. The annual share of each member town shall be paid in equal installments not later than the first days of August, December, April and June of each fiscal year.

(G) Apportionment of Costs to New Member Towns

In the first fiscal year in which the admission of a new member town is effective, the town shall pay as its share of the operating costs for such fiscal year, an amount equal to that which the town would pay if the pupils from the town enrolled in the District were tuition pupils. During the first fiscal year, such town shall be responsible for providing school transportation for pupils enrolled in the District and for paying the costs of such transportation. After the first fiscal year in which the admission of a new member town is effective, the town's share of operating costs, capital costs, debt and transportation costs shall be determined in accordance with Section V. If on October 1, there is an enrollment of less than five pupils from such town in the District, such new member town shall be deemed to have an enrollment of five pupils in the District.



## SECTION VI – INCURRING OF DEBT

Not later than seven days after the date on which the Committee authorizes the incurring of debt, other than temporary debt in anticipation of revenue to be received from member towns, written notice of the date of said authorization, the sum authorized, and the general purpose or purposes for authorizing such debt shall be given to the Selectmen in each member town.

The Committee may vote to incur debt consistent with the terms and conditions of MGL, Chapter 71, Section 16 (d) paragraph 1, Chapter 71, Section (d) paragraph 2, or Chapter 71, Section (n), as amended. At the time of taking action to incur debt, and except for the incurring of temporary debt in anticipation of revenue, the Committee, by two-thirds (2/3) vote, will choose one of the three aforementioned processes that appear in MGL, Chapter 71, Section (d) or Section (n), as amended.

## SECTION VII – AMENDMENTS

- (A) Limitations: This Agreement may be amended from time to time in the manner hereinafter provided, but no such amendment shall be made which shall substantially impair the rights of the holders of any bonds, notes or other obligations of the District then outstanding, or the rights of the District to procure the means for payment thereof, provided that nothing in this section shall prevent the admission of a new town or towns to the District and the reapportionment accordingly of debt of the District represented by bonds or notes of the District then outstanding and of interest thereon.
- (B) Procedure: Any proposal for amendment, except a proposal for amendment providing for the withdrawal of a member town (which shall be acted upon as provided in Section X), may be initiated by a minimum vote of two-thirds (2/3) members of the Committee or by a separate petition from at least two-thirds (2/3) of the member towns. Such petitions shall be signed by at least one hundred (100) registered voters from each of these two-thirds (2/3) member towns. In the case of a proposal for amendment by petition, the said petition shall also contain, at the end thereof, a certification by the clerk of each member town voting as to the number of signatures in the petition which appear to be the names of registered voters (according to the most recent voting list) from that town; and the said petition shall be presented to the secretary of the Committee. In either case, the secretary of the Committee shall mail or deliver a notice in writing to the Selectmen of each of the member towns that a proposal to amend this Agreement has been made and shall enclose a copy of such amendment (without the signatures in the case of a proposal by petition). The Selectmen of each member town shall include in the warrant for the next annual town meeting, or a special town meeting called for the purpose, an article stating the amendment. Such amendment shall take effect upon its acceptance by a minimum of two-thirds (2/3) of the member towns, acceptance by each member town to be by a majority vote at a town meeting as aforesaid. All amendments must be approved by the Commissioner of Elementary and Secondary Education (hereinafter sometimes referred to as the “Commissioner”). An amendment involving a change in the way that the operating and/or capital budgets are assessed may not take effect until the July 1 after a minimum of two-thirds (2/3) of the

member towns and the Commissioner have approved acceptance by the previous December 31.

#### SECTION VIII – ADMISSION PROCESS FOR NEW MEMBER TOWNS TO THE DISTRICT

- (A) By an amendment of this Agreement adopted under and in accordance with Section VII above, any other town may be admitted to the District upon adoption as therein provided of such amendment and upon acceptance at a special or annual town meeting by a majority vote by the town seeking admission of the Agreement as so amended, acceptance by a minimum of two-thirds (2/3) of the member towns, each by majority vote, and also upon compliance with such provisions of law and regulations [for example, Code of Massachusetts Regulations; that is, CMR 603 41.05 (6)] as may be applicable and such terms as may be set forth in such an amendment.
- (B) The Committee, prior to the admittance of a new member town, will have the option establishing the amount of any costs additional to costs referenced in Section V (G) to that new member town to be included in the District. These additional costs will be clearly articulated to the Regional Planning Committee of the potential new member town and will be made clear to voters prior to that new member town's vote on admission to the District.
- (C) A new member town may be admitted to the District as of July 1 of any fiscal year, provided that all requisite approvals for such admission, including the Commissioner's approval, shall be obtained no later than the preceding December 31.

#### SECTION IX – WITHDRAWAL PROCESS OF MEMBER TOWNS FROM THE DISTRICT

- (A) **Vote Expressing Desire to Withdraw:** Any member town seeking to withdraw from the District shall, by majority vote at an annual or special town meeting, request the Committee to formulate an amendment to this Agreement setting forth the terms by which such town may withdraw from the District. No withdrawal will take effect on other than July 1 of a given year. The vote stated in the preceding sentence, as well as the notification to the District consistent with paragraph B below, must all occur no less than two (2) years prior to the desired date of withdrawal.
- (B) **Notice:** The clerk of the town seeking to withdraw shall, within seven (7) days of the vote, notify the Committee chair as well as the District's superintendent in writing that such town has voted to request the Committee to formulate an amendment to the Agreement (enclosing a certified copy of such vote) setting forth the terms for withdrawal.

Thereupon, the Committee shall formulate an amendment to the Agreement setting forth such terms of withdrawal as it deems advisable, subject to the limitation contained in Section VIII (A). The secretary of the Committee shall mail or deliver a notice in writing to the Selectmen of each member town that the Committee has formulated an amendment to the Agreement providing for the withdrawal of a member town (enclosing a copy of such amendment). The Selectmen of each member town shall include in the warrant for the next annual or a special town meeting called for the purpose an article stating the amendment.

- (C) Obligations of Withdrawing Member Towns: In addition to other terms and requirements which the Committee shall include in the amendment, the member town seeking to withdraw will be responsible for the following: (1) payment of all operating costs for which it is liable as a member of the District; (2) continuing payments beyond the time of withdrawal to the District for the member town's share of the indebtedness of the District which is outstanding at the time of such withdrawal, and for interest thereon, to the same extent and in the same manner as though the town had not withdrawn from the District; (3) other liabilities incurred during all times that the town was a member of the District (e.g., OPEB – Other Post-Employment Benefits); and (4) for the costs, including legal fees, that accrue to the District as a result of the withdrawal process.
- (D) Approval of Withdrawal: A request to withdraw shall become effective only if the amendment to the Agreement is approved by a majority vote of the Committee, is approved by majority vote at an annual or special town meeting in a minimum of two-thirds (2/3) of the member towns, is approved by the Commissioner, and the withdrawal can become effective no less than one full year after the completion of these requirements.
- (E) Cessation of Terms of Office of Members of Withdrawing Town: Upon the effective date of withdrawal, the terms of office of all members serving on the Committee from the withdrawing town shall terminate and the total membership of the Committee shall be decreased accordingly.

#### SECTION X – TUITION STUDENTS

The Committee may accept for enrollment in the District pupils from towns other than the member towns on a tuition basis. Income received by the District from tuition pupils will be treated by the Committee according to MGL, Chapter 71, Section 16D1/2.

#### SECTION XI – ANNUAL REPORT

The Committee shall submit in January an annual report to each of the member towns containing information to publish in the annual town reports that highlights District events and activities,

South Shore VoTech Committee

Finance Committee Recommendation at Town Meeting

### **ARTICLE 62**

The Town unanimously voted to authorize the Board of Selectmen to sell land of low value as shown on Addendum B, 0 Weymouth Street. Parcel ID 3-1-A.

Board of Selectmen

Finance Committee Recommended Deferring to the Board of Selectmen

Board of Selectmen Recommended Accepting this Article

## **ARTICLE 63**

The Town voted to amend Part II, General Legislation, of the Rockland General By-laws by adding a new §\_\_\_\_\_ entitled “Stormwater Management” as follows:

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- Section 1. Applicability
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#### **ARTICLE III STORMWATER MANAGEMENT AND LAND DISTURBANCE**

- Section 1. Applicability
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#### **ARTICLE I – GENERAL PROVISIONS**

- Section 1. Purpose and Objective
  - A. The purpose of this bylaw is to protect the health, safety, general welfare, and environment by regulating illicit connections and discharges to the storm drain system or, directly or

indirectly, to a watercourse or into the waters of the Commonwealth, as well as to control the adverse effects of construction site stormwater runoff and post-construction runoff. Stormwater runoff is potentially a major cause of:

- (1) Impairment of water quality and flow in lakes, ponds, streams, rivers, wetlands, groundwater and drinking water supplies;
- (2) Contamination of drinking water supplies;
- (3) Contamination of downstream coastal areas;
- (4) Alteration or destruction of aquatic and wildlife habitat;
- (5) Overloading or clogging of municipal stormwater management systems; and
- (6) Flooding.

B. The objectives of this bylaw are:

- (1) Protect water resources;
- (2) Comply with state and federal statutes and regulations relating to stormwater discharges including total maximum daily load requirements;
- (3) To prevent pollutants from entering the Town's municipal separate storm system (MS4) and reduce or eliminate pollutants entering the Town's MS4 from existing uses;
- (4) To prohibit illicit connections and unauthorized discharges to the MS4 and require their removal;
- (5) To establish minimum construction and post construction stormwater management standards and design criteria for the regulation and control of stormwater runoff quantity and quality;
- (6) To establish provisions for the long-term responsibility for, and maintenance of, structural stormwater control facilities and nonstructural stormwater management practices to ensure that they continue to function as designed are maintained, and pose not treat to public safety; and
- (7) To establish the Town of Rockland's legal authority to ensure compliance with the provisions of this bylaw through inspection, monitoring, and enforcement.

## Section 2. Definitions

Unless a different definition is indicated in other sections of this bylaw, the following definitions and provisions shall apply throughout this bylaw:

**ABUTTER:** The owner(s) of land abutting the activity.

**AGRICULTURE:** The normal maintenance or improvement of land in agricultural or aquacultural use, as defined by the Massachusetts Wetlands Protection Act and its implementing regulations.

**ALTERATION OF DRAINAGE CHARACTERISTICS:** Any activity on an area of land that changes the water quality, force, direction, timing or location of runoff flowing from the area. Such changes include: change from distributed runoff to confined, discrete discharge, change in the volume of runoff from the area; change in the peak rate of runoff from the area; and change in the recharge to groundwater on the area

**APPLICANT:** Any person, individual, partnership, association, firm, company, corporation, trust, authority, agency, department, or political subdivision, of the Commonwealth or the Federal government to the extent permitted by law requesting a soil erosion and sediment control permit for proposed land-disturbance activity.

**BEST MANAGEMENT PRACTICE (BMP):** An activity, procedure, restraint, or structural improvement that helps to reduce the quantity or improve the quality of stormwater runoff.

**CLEAN WATER ACT:** The Federal Water Pollution Control Act (33 U.S.C. § 1251 et seq.) as hereafter amended.

**CLEARING:** Any activity that removes the vegetative surface cover

**DEVELOPMENT:** The modification of land to accommodate a new use or expansion of use, usually involving construction.

**DISCHARGE OF POLLUTANTS:** The addition from any source of any pollutant or combination of pollutants into the municipal storm drain system or into the waters of the United States or commonwealth from any source.

**EROSION:** The wearing away of the land surface by natural or artificial forces such as wind, water, ice, gravity, or vehicle traffic and the subsequent detachment and transportation of soil particles.

**EROSION AND SEDIMENTATION CONTROL PLAN:** A document containing narrative, drawings and details developed by a qualified professional engineer (PE) or a Certified Professional in Erosion and Sedimentation Control (CPESC), which includes best management practices, or equivalent measures designed to control surface runoff, erosion and sedimentation during pre-construction and construction related land disturbance activities.

**EROSION CONTROL:** The prevention or reduction of the movement of soil particles or rock fragments due to stormwater runoff.

**ESTIMATED HABITAT OF RARE WILDLIFE AND CERTIFIED VERNAL POOLS:** Habitats delineated for state-protected rare wildlife and certified vernal pools for use with the Wetlands Protection Act Regulations (310 CMR 10.00) and the Forest Cutting Practices Act Regulations (304 CMR 11.00).

**FLOODING:** A local and temporary inundation or rise in the surface of a body of water, such that it covers land not usually under water.

**GRADING:** Changing the level or shape of the ground surface.

**GROUNDWATER:** Water beneath the surface of the ground.

**GRUBBING:** The act of clearing land surface by digging up roots and stumps.

**ILLCIT CONNECTION:** A surface or subsurface drain or conveyance which allows an illicit discharge into the municipal storm drain system, including without limitation sewage, process wastewater, or wash water, and any connections from indoor drains, sinks, or toilets, regardless of whether said connection was previously allowed, permitted, or approved before the effective date of this bylaw.

**ILLCIT DISCHARGE** - Direct or indirect discharge to the municipal storm drain system or into a watercourse or the waters of the Commonwealth that is not composed entirely of stormwater, except as exempted in s. X. The term does not include a discharge in compliance with an NPDES stormwater discharge permit or resulting from fire-fighting activities exempted pursuant to § X of this bylaw.

**IMPERVIOUS SURFACE** - Any material or structure on or above the ground that prevents water infiltrating the underlying soil. "Impervious surface" includes without limitation roads, paved parking lots, sidewalks, and rooftops.

**IMPOUNDMENT:** A stormwater pond created by either constructing an embankment or excavating a pit which retains a permanent pool of water.

**INFILTRATION:** The act of conveying surface water into the ground to permit groundwater recharge and the reduction of stormwater runoff from a project site.

**LAND-DISTURBING ACTIVITY:** Any activity that causes a change in the position or location of soil, sand, rock, gravel, or similar earth material; results in an increased amount of runoff or pollutants; measurably changes the ability of a ground surface to absorb waters, involves clearing and grading, or results in an alteration of drainage characteristics.

**LOAD ALLOCATION** – The maximum concentration or mass of a pollutant which can be discharged to a waterway non-point sources without causing a violation of surface water quality standards as established in an applicable TMDL.

**MASSACHUSETTS ENDANGERED SPECIES ACT:** (G.L. c. 131A) and its implementing regulations at (321 CMR 10.00) which prohibit the “taking” of any rare plant or animal species listed as Endangered, Threatened, or of Special Concern.

**MASSACHUSETTS STORMWATER MANAGEMENT STANDARDS:** The Stormwater Standards as further defined by the Massachusetts Stormwater Handbook both issued by the Department of Environmental Protection, and as amended, that coordinate the requirements prescribed by state regulations promulgated under the authority of the Massachusetts Wetlands Protection Act G.L. c. 131 § 40 and Massachusetts Clean Waters Act G.L. c. 21, § 23-56. The Standards address stormwater impacts through implementation of performance standards to reduce or prevent pollutants from reaching water bodies and control the quantity of runoff from a site.

**MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) or MUNICIPAL STORM DRAIN SYSTEM** - The system of conveyances designed or used for collecting or conveying

stormwater, including any road with a drainage system, street, gutter, curb, inlet, piped storm drain, pumping facility, retention or detention basin, natural or man-made or altered drainage channel, reservoir, and other drainage structure that together comprise the storm drainage system owned or operated by the Town of Rockland.

**NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) STORMWATER DISCHARGE PERMIT** - A permit issued by United States Environmental Protection Agency or jointly with the Commonwealth of Massachusetts that authorizes the discharge of pollutants to waters of the United States.

**NONSTORMWATER DISCHARGE** - Discharge to the municipal storm drain system not composed entirely of stormwater.

**OPERATION AND MAINTENANCE PLAN:** A plan setting up the functional, financial and organizational mechanisms for the ongoing operation and maintenance of a stormwater management system to insure that it continues to function as designed.

**OUTFALL:** The point at which stormwater flows out from a point source discernible, confined and discrete conveyance into waters of the Commonwealth.

**OUTSTANDING RESOURCE WATERS (ORWs):** Waters designated by Massachusetts Department of Environmental Protection as ORWs. These waters have exceptional sociologic, recreational, ecological and/or aesthetic values and are subject to more stringent requirements under both the Massachusetts Water Quality Standards (314 CMR 4.00) and the Massachusetts Stormwater Management Standards. ORWs include vernal pools certified by the Natural Heritage Program of the Massachusetts Department of Fisheries and Wildlife and Environmental Law Enforcement, all Class A designated public water supplies with their bordering vegetated wetlands, and other waters specifically designated.

**OWNER:** A person with a legal or equitable interest in property.

**PERSON** - An individual, partnership, association, firm, company, trust, corporation, agency, authority, department or political subdivision of the Commonwealth or the federal government, to the extent permitted by law, and any officer, employee, or agent of such person.

**PLANNING BOARD:** As specified in in the Rockland Town Charter c. C-2.12.

**POINT SOURCE:** Any discernible, confined, and discrete conveyance, including but not limited to, any pipe, ditch, channel, tunnel, conduit, well, discrete fissure, or container from which pollutants are or may be discharged.

**PRE-CONSTRUCTION:** All activity in preparation for construction.

**POLLUTANT** - Any element or property of sewage, agricultural, industrial or commercial waste, runoff, leachate, heated effluent, or other matter, whether originating at a point or nonpoint source, that is or may be introduced into any sewage treatment works or waters of the commonwealth. Pollutants shall include without limitation:



Paints, varnishes, and solvents;  
Oil and other automotive fluids;  
Nonhazardous liquid and solid wastes and yard wastes;  
Refuse, rubbish, garbage, litter, or other discarded or abandoned objects, ordnance, accumulations and floatables;  
Pesticides, herbicides, and fertilizers;  
Hazardous materials and wastes; sewage, fecal coliform and pathogens;  
Dissolved and particulate metals;  
Animal wastes;  
Rock; sand; salt; soils;  
Construction wastes and residues; and  
Noxious or offensive matter of any kind.

**PRIORITY HABITAT OF RARE SPECIES:** Habitats delineated for rare plant and animal populations protected pursuant to the Massachusetts Endangered Species Act and its regulations.

**PROCESS WASTEWATER** - Water which, during manufacturing or processing, comes into direct contact with or results from the production or use of any material, intermediate product, finished product, or waste product.

**RECHARGE** - The process by which groundwater is replenished by precipitation through the percolation of runoff and surface water through the soil.

**REDEVELOPMENT:** Development, rehabilitation, expansion, demolition or phased projects that disturb the ground surface, including impervious surfaces, on previously developed sites. The creation of new areas of impervious surface or new areas of land disturbance on a site constitutes development, not redevelopment, even where such activities are part of a common plan which also involves redevelopment. Redevelopment includes maintenance and improvement of existing roadways including widening less than a single lane, adding shoulders, correcting substandard intersections, improving existing drainage systems and repaving; and remedial projects specifically designed to provide improved stormwater management such as projects to separate storm drains and sanitary sewers and stormwater retrofit projects.

**RUNOFF:** Rainfall, snowmelt, or irrigation water flowing over the ground surface.

**SEDIMENT:** Mineral or organic soil material that is transported by wind or water, from its origin to another location; the product of erosion processes.

**SEDIMENTATION:** The process or act of deposition of sediment.

**SITE:** Any lot or parcel of land or area of property where land-disturbing activities are, were, or will be performed.

**SLOPE:** The incline of a ground surface expressed as a ratio of horizontal distance to vertical distance.

**SOIL:** Any earth, sand, rock, gravel, or similar material.

**STABILIZATION:** The use, singly or in combination, of mechanical, structural, or vegetative methods, to prevent or retard erosion.

**STORMWATER** - Runoff from precipitation or snow melt and surface water runoff and drainage.

**STORMWATER MANAGEMENT PLAN:** A plan required as part of the application for a Stormwater Management Permit.

**STRIP:** Any activity which removes the vegetative ground surface cover, including tree removal, clearing, grubbing, and storage or removal of topsoil.

**TOTAL MAXIMUM DAILY LOAD or TMDL** – A plan required under the Clean Water Act for a pollutant which causes or contributes to a violation of state surface water quality standards in a specific geographic area, and which establishes the maximum amount of that pollutant (referred to as the load allocation and waste load allocation) which may be discharged to the affected waters of the Commonwealth by one or more categories of users without violating state surface water quality standards.

**TOXIC OR HAZARDOUS MATERIAL OR WASTE** - Any material which, because of its quantity, concentration, chemical, corrosive, flammable, reactive, toxic, infectious or radioactive characteristics, either separately or in combination with any substance or substances, constitutes a present or potential threat to human health, safety, welfare, or to the environment. Toxic or hazardous materials include any synthetic organic chemical, petroleum product, heavy metal, radioactive or infectious waste, acid and alkali, and any substance defined as "toxic" or "hazardous" under MGL c. 21C and c. 21E, and the regulations at 310 CMR 30.000 and 310 CMR 40.0000.

**TSS:** Total Suspended Solids.

**VERNAL POOLS:** Temporary bodies of freshwater which provide critical habitat for a number of vertebrate and invertebrate wildlife species.

**WASTEWATER** - Any sanitary waste, sludge, or septic tank or cesspool overflow, and water that during manufacturing, cleaning or processing comes into direct contact with or results from the production or use of any raw material, intermediate product, finished product, by-product or waste product.

**WASTE LOAD ALLOCATION** – The maximum concentration or mass of a pollutant which can be discharged to a waterway from point sources without causing a violation of surface water quality standards as established in an applicable TMDL.

**WATERCOURSE** - A natural or man-made channel through which water flows or a stream of water, including a river, brook or underground stream.

**WATERS OF THE COMMONWEALTH** - All waters within the jurisdiction of the commonwealth, including, without limitation, rivers, streams, lakes, ponds, springs, impoundments, estuaries, wetlands, coastal waters, and groundwater.

**WETLAND RESOURCE AREA:** Areas specified in the Massachusetts Wetlands Protection Act G.L. c. 131, § 40 and in the Town of Rockland Wetlands Protection Bylaw.

**WETLANDS:** Tidal and non-tidal areas characterized by saturated or nearly saturated soils most of the year that are located between terrestrial (land-based) and aquatic (water-based) environments, including freshwater marshes around ponds and channels (rivers and streams), brackish and salt marshes; common names include marshes, swamps and bogs.

**ZONING ENFORCEMENT OFFICER:** As specified by S.415-2 of the Rockland Town Bylaws.  
Section 3. Authority

This bylaw is adopted under authority granted by the Home Rule Amendment of the Massachusetts Constitution, the home rule statutes, the regulations of the Federal Clean Water Act found at 40 CFR 122.34, Chapter 1, § 1-2 of the General Bylaws of the Town of Rockland.

Section 4. Responsibility for administration

Planning Board shall administer, implement and enforce this bylaw. Any powers granted to or duties imposed upon Planning Board may be delegated in writing by Planning Board to its employees or agents.

Section 5. Waivers

Following a public hearing on a waiver request, the Planning Board may waive strict compliance with any requirement of this bylaw or the rules and regulations promulgated hereunder, where: such action is allowed by federal, state and local statutes and/or regulations; and is in the public interest; and is not inconsistent with the purpose and intent of this bylaw.

Any applicant must submit a written request to be granted such a waiver. Such a request shall be accompanied by an explanation or documentation supporting the waiver request and demonstrating that strict application of the bylaw does not further the purposes or objectives of this bylaw.

All waiver requests shall be discussed and voted on at the public hearing for the project.

If in the Planning Board's opinion, additional time or information is required for review of a waiver request, the Planning Board may continue a hearing to a certain date announced at the meeting. In the event the applicant objects to a continuance, or fails to provide requested information, the waiver request shall be denied.

Section 6. Regulations

The Planning Board may adopt, and periodically amend, regulations, rules and/or written guidance relating to the terms, conditions, definitions, enforcement, fees, procedures and administration of this Stormwater Bylaw by majority vote after conducting a public hearing to receive comments. Such hearing shall be advertised in a newspaper of general local circulation, at least fourteen (14) days prior to the hearing date. Failure of the Planning Board to issue such rules, or regulations, or a legal declaration of their invalidity by a court, shall not act to suspend or invalidate the effect of this Bylaw.

Such regulations, rules or guidance may include without limitation, provisions for the establishment of one or more categories of administrative review approvals for specific types or sizes of projects. Administrative review applications that meet all the standard requirements may be issued by one or more agents designated in writing by the Planning Board, without the requirement for a public hearing as detailed in Article III of this bylaw. Administrative review approval shall comply with all other provisions of this Bylaw.

#### Section 7. Severability

The provisions of this bylaw are hereby declared to be severable. If any provision, paragraph, sentence, or clause of this bylaw or the application thereof to any person, establishment, or circumstances shall be held invalid, such invalidity shall not affect the other provisions or application of this bylaw.

### ARTICLE II – DISCHARGES TO THE MUNICIPAL SEPARATE STORM SEWER SYSTEM AND TO WATERCOURSES OR WATERS OF THE COMMONWEALTH

#### Section 1. Applicability

Article II of this bylaw shall apply to all water entering the municipally owned storm drainage system or going, directly or indirectly, into a watercourse or waters of the Commonwealth, that will be generated on any developed or undeveloped lands except as explicitly exempted in this bylaw or where the Planning Board has issued a waiver in accordance with Article I Section 5.

#### Section 2. Prohibited activities; exemptions.

**Illicit discharges.** No person shall dump, discharge, spill, cause or allow to be discharged any pollutant or non-stormwater discharge into the municipal separate storm sewer system (MS4), onto an impervious surface directly connected to the MS4, or directly or indirectly, into a watercourse or waters of the Commonwealth.

**Illicit connections.** No person shall construct, use, allow, maintain or continue any illicit connection to the municipal storm drain system, regardless of whether the connection was permissible under applicable law, regulation or custom at the time of connection.

**Obstruction of municipal storm drain system.** No person shall obstruct or interfere with the normal flow of stormwater into or out of the municipal storm drain system without prior consent from the Zoning Enforcement Officer.

#### Exemptions.

Discharge or flow resulting from fire-fighting activities;

The following non-stormwater discharges or flows are exempt from the prohibitions of non-stormwater provided that the source is not a significant contributor of a pollutant to the municipal storm drain system or, directly or indirectly, to a watercourse or waters of the Commonwealth:

Waterline flushing;

Flow from potable water sources, with the exception of landscape irrigation and lawn watering;

Springs;

Natural flow from riparian habitats and wetlands;

Diverted stream flow;

Rising groundwater;

Uncontaminated groundwater infiltration as defined in 40 CFR 35.2005(20), or uncontaminated pumped groundwater (e.g. sump pump), provided that where a pump intake exists inside a structure, the operator seeks a permit from the Zoning Enforcement Officer prior to discharge and thereafter discharges in accordance with the requirements of the permit and applicable laws and regulations to be issued by the Planning Board;

Water from exterior foundation drains, footing drains (not including active groundwater dewatering systems), crawl space pumps, or air-conditioning condensation;

Discharge from dechlorinated swimming pool water (less than one ppm chlorine) provided the water is allowed to stand for one week prior to draining and the pool is drained in such a way as not to cause a nuisance;

Discharge from street sweeping;

Dye testing, provided verbal notification is given to the Zoning Enforcement Officer prior to the time of the test;

Non-stormwater discharge permitted under an NPDES permit, waiver, or waste discharge order administered under the authority of the United States Environmental Protection Agency, provided that the discharge is in full compliance with the requirements of the permit, waiver, or order and applicable laws and regulations; and

Discharge for which advanced written approval is received from the Zoning Enforcement Officer as necessary to protect public health, safety, welfare or the environment.

### Section 3. Additional Prohibited Pollutants

**Pet Waste:** Rockland is subject to a Bacteria TMDL, and because dog feces are a major component of stormwater pollution, it shall be the duty of each person who owns, possesses, or controls a dog to remove and properly dispose of any feces left by the dog on any public or private property neither owned nor occupied by said person. It is prohibited to dispose of dog feces in any public or private storm drain, catch basin, wetland or water body or on any paved or impervious surface. However, this provision shall not be applicable to a person using a helping dog or other helping animal registered as such. Persons walking dogs must carry with them a device designed to dispose of dog feces including, but not limited to, a plastic bag or “pooper scooper.”

**Pavement Sealers:** Coal tar based driveway and pavement sealers have been identified as a primary source of poly-aromatic hydrocarbons affecting streams in developed areas. Poly-aromatic hydrocarbons are classified by the US Environmental Protection Agency as a probable human carcinogen and are highly toxic to aquatic life. Asphalt-based driveway and pavement sealers contain low concentrations of poly-aromatic hydrocarbons. Therefore, application of coal tar-based driveway and pavement sealers is prohibited for all paved areas directly connected to the MS4.

### Section 4. Emergency suspension of storm drainage system access

The Zoning Enforcement Officer may suspend municipal storm drain system access to any person or property without prior written notice when such suspension is necessary to stop an actual or threatened discharge of pollutants that presents imminent risk of harm to the public health, safety, welfare or the environment. In the event any person fails to comply with an emergency suspension order, the Zoning Enforcement Officer may take all reasonable steps to prevent or minimize harm to the public health, safety, welfare or the environment.

## Section 5. Notification of spills

Notwithstanding other requirements of local, state or federal law, as soon as a person responsible for a facility or operation, or responsible for emergency response for a facility or operation, has information of or suspects a release of materials at that facility or operation resulting in or which may result in discharge of pollutants to the municipal drainage system or waters of the Commonwealth, the person shall take all necessary steps to ensure containment and cleanup of the release. In the event of a release of oil or hazardous materials, the person shall immediately notify the Municipal Fire and Police Departments. In the event of a release of nonhazardous material, the reporting person shall notify the authorized enforcement agency no later than the next business day. The reporting person shall provide to the Zoning Enforcement Officer written confirmation of all telephone, facsimile or in-person notifications within three business days thereafter. If the discharge of prohibited materials is from a commercial or industrial facility, the facility owner or operator of the facility shall retain on site a written record of the discharge and the actions taken to prevent its recurrence. Such records shall be retained for at least three years.

## Section 6. Enforcement

The Zoning Enforcement Officer or its authorized agent shall enforce this bylaw, and any associated regulations, orders, violation notices, and enforcement orders and may pursue all civil and criminal remedies for such violations.

**Civil relief.** If a person violates the provisions of this bylaw, or any associated regulations, permit, notice, or order issued thereunder, the Zoning Enforcement Officer may seek injunctive relief in a court of competent jurisdiction restraining the person from activities which would create further violations or compelling the person to perform abatement or remediation of the violation.

### Orders.

The Zoning Enforcement Officer or its authorized agent may issue a written order to enforce the provisions of this bylaw or any regulations thereunder, which may include:

Elimination of illicit connections or discharges to the MS4;

Elimination of discharges to the MS4 or, directly or indirectly, into a watercourse or into the waters of the Commonwealth.

Performance of monitoring, analyses, and reporting;

That unlawful discharges, practices, or operations shall cease and desist;

That measures shall be taken to minimize the discharge of pollutants until such time as the illicit connection shall be eliminated; and

Remediation of contamination in connection therewith.

If the enforcing person determines that abatement or remediation of contamination is required, the order shall set forth a deadline by which such abatement or remediation must be completed. Said order shall further advise that, should the violator or property owner fail to abate or perform remediation within the specified deadline, the Town may, at its option, undertake such work, and expenses thereof shall be charged to the violator.

Within 30 days after completing all measures necessary to abate the violation or to perform remediation, the violator and the property owner will be notified of the costs incurred by the Town, including administrative costs. The violator or property owner may file a written protest objecting to the amount or basis of costs with the Zoning Enforcement Officer within 30 days of receipt of the notification of the costs incurred. If the amount due is not received by the expiration of the time in which to file a protest or within 30 days following a decision of the

Zoning Enforcement Officer affirming or reducing the costs, or from a final decision of a court of competent jurisdiction, the costs shall become a special assessment against the property owner and shall constitute a lien on the owner's property for the amount of said costs. Interest shall begin to accrue on any unpaid costs at the statutory rate provided in MGL c. 59, § 57 after the 31st day at which the costs first become due.

**Criminal penalty.** Any person who violates any provision of this bylaw, regulation, order or permit issued thereunder shall be punished by a fine of not more than \$300. Each day or part thereof that such violation occurs or continues shall constitute a separate offense.

**Noncriminal disposition.** As an alternative to criminal prosecution or civil action, the Town may elect to utilize the noncriminal disposition procedure set forth in MGL c. 40, § 21D and Article IV, §§ 1-14-17 of the Town of Rockland General Bylaws, in which case the agent of the Zoning Enforcement Officer shall be the enforcing person. The penalty for the first violation shall be a warning. The penalty for the second violation shall be \$100. The penalty for the third and subsequent violations shall be \$300. Each day or part thereof that such violation occurs or continues shall constitute a separate offense.

**Entry to perform duties under this bylaw.** To the extent permitted by state law, or if authorized by the owner or other party in control of the property, the Zoning Enforcement Officer its agents, officers, and employees may enter upon privately owned property for the purpose of performing their duties under this bylaw and regulations and may make or cause to be made such examinations, surveys or sampling as the Zoning Enforcement Officer deems reasonably necessary.

**Appeals.** The decisions or orders of the Zoning Enforcement Officer shall be final. Further relief shall be to a court of competent jurisdiction.

**Remedies not exclusive.** The remedies listed in this section are not exclusive of any other remedies available under any applicable federal, state or local law.

#### Section 7. Transitional provisions

Residential property owners shall have 60 days from the effective date of this bylaw to comply with its provisions provided good cause is shown for the failure to comply with the bylaw during that period.

### ARTICLE III – STORMWATER MANAGEMENT AND LAND DISTURBANCE

#### Section 1. Applicability

No person may undertake a construction activity or land disturbance, including clearing, grading, excavation or redevelopment that will disturb equal to or greater than thresholds outlined in the Town of Rockland Stormwater Regulations (Regulations) without a written approval or a permit from the Planning Board or as otherwise provided in this bylaw.

Any person that fails to follow the requirements of a Stormwater Management Permit and the related Erosion and Sedimentation Control Plan, and Operations and Maintenance Plan issued under the Stormwater Management Regulations shall be in violation of the Town of Rockland Bylaws.

#### Section 2. Approval and/or Permit

An applicant seeking an approval and/or permit shall file an appropriate application with the Planning Board in a form and containing information as specified in this bylaw and in regulations adopted by the Planning Board. Approval or permit must be obtained prior to the commencement of land disturbing or redevelopment activity based on thresholds described in the Stormwater Regulations.

### Section 3. Entry

Filing an application for an approval or permit grants the Planning Board and its employees or agent's permission to enter the site to verify the information in the application and to inspect for compliance with approval or permit conditions.

### Section 4. Inspection and Site Supervision

The Planning Board or its designated agent shall make inspections as outlined in the Regulations to verify and document compliance the Stormwater Management Permit.

### Section 5. Compliance with the provisions of EPAs General Permit for MS4s in Massachusetts

This Bylaw shall be implemented in accordance with the requirements of EPAs most recent General Permit for MS4s in Massachusetts relating to illicit connections and discharges, construction site runoff, and post-construction stormwater management. The Planning Board shall include these requirements in any Regulations that it issues. The Planning Board may establish additional requirements by Regulation to the further the purposes and objectives of this Bylaw so long as they are not less stringent than those in the MS4 General Permit for Massachusetts.

### Section 6. Surety

The Planning Board may require the applicant to post before the start of land disturbance or construction activity, a surety bond, irrevocable letter of credit, cash, or other acceptable security. The form of the bond shall be approved by the Planning Board and be in an amount deemed sufficient by the Planning Board to ensure that the work will be completed in accordance with the permit. If the project is phased, the Planning Board may release part of the bond as each phase is completed in compliance with the permit.

### Section 7. Final Reports

Upon completion of the work, the applicant shall submit a report (including certified as-built construction plans) from a Professional Engineer (P.E.), surveyor, or Certified Professional in Erosion and Sedimentation Control (CPESC), certifying that all erosion and sedimentation control devices, and approved changes and modifications, have been completed in accordance with the conditions of the approved Erosion and Sediment Control Plan and Stormwater Management plan. Any discrepancies shall be noted in the cover letter.

### Section 8. Enforcement

The Planning Board or its authorized agent shall enforce this bylaw, and any associated regulations, orders, violation notices, and enforcement orders and may pursue all civil and criminal remedies for such violations.



Civil relief. If a person violates the provisions of this bylaw, or any associated regulations, permit, notice, or order issued thereunder, the Planning Board may seek injunctive relief in a court of competent jurisdiction restraining the person from activities which would create further violations or compelling the person to perform abatement or remediation of the violation.

Orders. If the Planning Board determines that a person's failure to follow the requirements of a Stormwater Management Permit and the related Erosion and Sedimentation Control Plan, or Operations and Maintenance Plan then the Authority may issue a written order to the person to remediate the adverse impact, which may include:

A requirement to cease and desist from the land-disturbing activity until there is compliance with the bylaw and provisions of the Stormwater Management Permit

Maintenance, installation or performance of additional erosion and sediment control measures;

Monitoring, analyses, and reporting

Remediation of erosion and sedimentation resulting directly or indirectly from the land-disturbing activity.

A requirement to eliminate discharges, directly or indirectly, into a watercourse or into the waters of the Commonwealth.

If the Planning Board determines that abatement or remediation of pollutant is required, the order shall set forth a deadline for completion of the abatement or remediation. Said order shall further advise that, should the violator or property owner fail to abate or perform remediation within the specified deadline, the town may, at its option, undertake such work, and expenses thereof shall be charged to the violator or property owner. Within thirty (30) days after completing all measures necessary to abate the violation or to perform remediation, the violator and the property owner will be notified of the costs incurred by the town, including administrative costs. The violator or property owner may file a written protest objecting to the amount or basis of costs with the Planning Board within thirty (30) days of receipt of the notification of the costs incurred. If the amount due is not received by the expiration of the time in which to file a protest or within thirty (30) days following a decision of the Planning Board affirming or reducing the costs, or from a final decision of a court of competent jurisdiction, the cost shall become a special assessment against the property owner of said costs. Interest shall begin to accrue on any unpaid costs at the statutory rate provided in G.L. Chapter 59, s 57 after the thirtieth (30) day at which the costs first become due.

Criminal and Civil Penalties. Any person who violates any provision of this bylaw, valid regulation, or the terms or conditions in any permit or order prescribed or issued there under, shall be subject to a fine not to exceed three hundred dollars (\$300.00) for each day such violation occurs or continues or subject to a civil penalty, which may be assessed in an action brought on behalf of the town in any court of competent jurisdiction.

Noncriminal disposition. As an alternative to criminal prosecution or civil action, the Town may elect to utilize the noncriminal disposition procedure set forth in MGL c. 40, § 21D and Chapter 1, § 1-4 of the Town of Rockland General Bylaws, in which case the agent of the Planning Board shall be the enforcing person. The penalty for the first violation shall be a warning. The penalty for the second violation shall be \$100. The penalty for the third and subsequent violations shall be \$300. Each day or part thereof that such violation occurs or continues shall constitute a separate offense.

Entry to perform duties under this bylaw. To the extent permitted by state law, or if authorized by the owner or other party in control of the property, the Planning Board, its agents, officers, and employees may enter upon privately owned property for the purpose of performing their duties under this bylaw and regulations and may make or cause to be made such examinations, surveys or sampling as the Planning Board deems reasonably necessary.

Appeals. The decisions or orders of the Planning Board shall be final. Further relief shall be to a court of competent jurisdiction.

Remedies Not Exclusive. The remedies listed in this bylaw are not exclusive of any other remedies available under any applicable federal, state or local law.

Board of Selectmen

Finance Committee Recommended Deferring to the Planning Board

## **ARTICLE 64**

This article was *withdrawn* before Town Meeting

## **ARTICLE 65**

The Town voted unanimously to amend Article II §415-2 of the Rockland General Code Zoning By-laws entitled “Definitions”, by adding the following new definition in the appropriate alphabetical order to the existing bylaw definitions:

**MARIJUANA ESTABLISHMENT:** A marijuana establishment shall include all types of marijuana establishments as defined in Mass. Gen. L. c. 94G , exclusive of facilities that are licensed for medically prescribed purposes, to include marijuana cultivators, marijuana testing facilities, marijuana product manufacturers, marijuana retailers or any other type of licensed marijuana-related businesses.

Board of Selectmen

Finance Committee Recommended Deferring to the Planning Board

Planning Board Recommended passing at Town Meeting with a vote of 4 to 1

## **ARTICLE 66**

The Town unanimously voted to amend Article IV §415-19 of the Rockland General Code Zoning By-laws entitled H-1 Industrial Park-Hotel District, by adding a new paragraph D. Uses requiring special permit from Planning Board, as follows:

- D. Uses requiring special permit from Planning Board.  
Marijuana establishment pursuant to §415-38.5.

Board of Selectmen

Finance Committee Recommended Deferring to the Planning Board

Planning Board Recommended at Town Meeting after a vote of 3 to 2

## ARTICLE 67

The Town unanimously voted to amend Article V of the Rockland General Code Zoning By-laws entitled “Building, Lot and General District Regulations”, by adding the following new section §415-38.5, Marijuana Establishment, as follows:

### 415-38.5 Marijuana Establishment

#### Purpose:

To provide for the placement of marijuana establishments in appropriate places under conditions in accordance with the provisions of Massachusetts General Law Chapter 94G and in compliance with any state regulations issued thereunder.

To minimize the adverse impacts of marijuana establishments on adjacent properties, residential neighborhoods, schools, other places where children congregate and other sensitive land uses.

To regulate the siting, design, placement, security, safety, monitoring, modification and discontinuance of marijuana establishments.

#### Applicability:

Marijuana establishments shall not be established except in compliance with the provisions of §415-19.D. and this §415-38.5.

Nothing in this section shall be construed to supersede federal or state laws governing the sale and distribution of narcotic drugs.

If any provision of this section or the application of any such provision to any person or circumstances shall be held invalid, the remainder of this section, to the extent it can be given effect, or the application of those provisions to persons or circumstances other than those held invalid, shall not be affected thereby, and to this end the provisions of this section are severable.

#### General Requirements

All marijuana establishments shall be contained within a secure building or structure.

The hours of operation of marijuana establishments shall be set by the Planning Board.

No marijuana establishments shall be located within 300 feet of a property boundary line of any lot in use as a private or public school, college, licensed day-care facility, library, park, playground, recreational or athletic fields or facility or similar place where children typically congregate. The distance shall be measured in a straight line from nearest exterior wall of the marijuana establishment/facility or accessory structure associated with said use to the nearest property boundary line of any property in use as a private or public school, college, licensed day-care facility, library, park, playground, \* *residential neighborhood*, recreational or athletic fields or facility or similar place where children typically congregate.

No smoking, burning or consumption of any product containing marijuana or marijuana-related products shall be permitted on the premises.

Marijuana establishments shall not be located inside a building containing residential units, including transient housing such as motels and dormitories, or inside a movable or mobile structure such as a car, van, truck, trailer cargo container.

Marijuana establishments shall not have drive-thru service.

No signage shall be permitted that contain designs or symbols that depict or display in any way marijuana products, equipment or plants, or other similar materials.

No outside displays or storage of marijuana, related supplies or promotional materials are allowed.

All marijuana establishments shall be ventilated in such a manner that no; pesticides, insecticides, or other chemicals or products used in cultivation or processing are dispersed into the outside atmosphere.

Odor from marijuana cannot be detected by a person with a normal sense of smell at the exterior of the building.

### Special Permit Requirements

A marijuana establishment shall only be allowed by special permit from the Planning Board in accordance with Mass. Gen. L. c. 40A, section 9, these Zoning Bylaws, including §415-89, and subject to the following regulations, requirements and conditions.

No special permit shall be issued without a site plan approval by the Planning Board pursuant to Article VIII, §§415-58 and 415-89. At a minimum said site plan shall meet all dimensional, parking, landscaping and signage requirements.

Any applicant for a special permit shall have first executed a so-called “host community agreement” with the town governing the responsibilities of the town and the marijuana establishment and may include a community impact fee of up to 3% of gross sales to be paid to the town.

The special permit shall limit marijuana establishments to one or more of the following uses:

- Marijuana retailer

- Marijuana product manufacturer

- Marijuana transportation or distribution facility as conditioned by the Planning Board with review by the Police Department.

- Marijuana Cultivator \*

In addition an application for a marijuana establishment shall include the following:

- Name and address with contact phone number and email of owner/applicant of the facility.

- Copies of all approved required licenses and permits (to said same owner of the facility) by the Commonwealth of Massachusetts Cannabis Control Commission and any of its other agencies for the facility.

- Evidence of the applicant’s right to use the site as a marijuana establishment by means of a purchase and sales agreement, deed, owner’s authorization or lease.

- Proposed security measures for the non-medical marijuana establishments including; lighting, fencing, gates, alarms, surveillance cameras etc., to ensure the safety of persons and products from theft.

- A letter from the Rockland Police Chief, or designee, acknowledging review and approval of the recreational marijuana retailer facility and its security is required. To extent allowed by law, all such documents submitted by the applicant to the Rockland Police Chief shall be confidential.

All application requirements for Site Plan approval are specified in §§415-58 and 415-59 unless waived by the Planning Board.

Provide the police department with the names, phone numbers and email addresses of all management staff and keyholders to whom one can provide notice if there are operating problems associated with the establishment and update that list whenever there is any change in management staff or keyholders.

#### Findings

The Planning Board shall not issue a Special Permit to/for a medical marijuana establishment unless it finds the following:

The establishment is designed to minimize any adverse impacts on abutters and other parties of interest, as defined in Mass. Gen. L. c. 40A, section 11.

The establishment demonstrates that it will meet all the permitting requirements of all applicable agencies within the Commonwealth of Massachusetts and will comply with all applicable state and local laws and regulations.

The applicant has satisfied all of the conditions, findings and requirements set forth herein.

#### Transfer of Special Permit

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

#### Abandonment or Discontinuance of Use

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

#### BOARD OF SELECTMEN

Finance Committee Recommend Deferring to the Planning Board

Planning Board Recommended passing after a vote of 4 to 1

Amended from the floor

### **ARTICLE 68**

The Town unanimously voted to adopt the provisions of MGL Chapter 64N, Section 3, or any other enabling authority, to impose a local sales tax upon the sale or transfer of marijuana or

marijuana products by a marijuana establishment operating within the Town to anyone other than a marijuana establishment at the rate of 3 percent of the total sales price received by the marijuana establishment as a consideration for the sale of marijuana or marijuana products, or at any higher rate as authorized by law,

*EXPLANATION: This article will authorize the Town to impose a sales tax upon the sale of marijuana or marijuana products should any marijuana retailer obtain permits and approvals to operate in the town now or in the future.*

Board of Selectmen

Finance Committee Recommended Deferring to the Planning Board

Planning Board deferred to the Board of Selectmen

Board of Selectmen Recommended to Vote for Passage of the Article at Town Meeting

### **ARTICLE 69**

The Town unanimously voted to amend Article II, §415-2 of the Rockland General Code Zoning By-laws entitled “Definitions”, by adding the following new definition in the appropriate alphabetical order to the existing bylaw definitions:

Accessory apartment: An independent living unit containing a kitchen, bathroom, living area and independent means of egress, built into or attached to an existing single-family dwelling (referred to herein as the “principal dwelling”).

Board of Selectmen

Finance Committee Recommended Deferring to the Planning Board

Planning Board Unanimously Voted to Recommended Passage of the Article at Town Meeting

### **ARTICLE 70**

The Town unanimously voted to amend Article V, §415-32 of the Rockland General Code Zoning By-laws entitled “Accessory apartment within single family dwelling”, as follows:

1. By adding the new language in italics and underlined and deleting the existing language that is shown with a strikethrough in the first paragraph of said section as follows:

The Zoning Board of Appeals may authorize an accessory apartment within a single family residence by Special Permit in the R-1 Residence District and business districts provided that the Board finds the following criteria have been met.

2. By adding a new section §415-32.M., entitled “Conditions on Accessory apartments permitted by right” as follows:

M. Accessory apartments permitted by right in the R-2 Residence District, R-3 Residence District, and R-4 Residence District shall be subject to and conditioned upon the following:

Adherence to the provisions of the existing §§415-32 C., D., E., G., and the provisions of the first sentence of §415-32.F. and H.

Any increase in the size of the main dwelling unit shall meet all yard set back requirements of this Bylaw.

The right to maintain an accessory apartment by right shall terminate upon any of the following events: (a) sale of the premises; (b) residence in the accessory apartment by a person not permitted under §415-32.H excepting a person caring for the owner or occupant as a nurse, nurse's aide or other health care worker or caretaker may also occupy the accessory apartment; and, (c) residence by a border or lodger in either the main house or accessory apartment.

No later than January 31<sup>st</sup> of every year that there is an accessory apartment, the owner/applicant shall provide to the Building Inspector the names of the tenant(s) of the accessory apartment, certify as to compliance with the conditions hereof and that the owner/applicant occupies the main dwelling, and pay a fee for inspection and processing of said certification. A form for this certification shall be obtained at the office of the Building Inspector. Failure to file the annual certification shall be a violation of this Bylaw and shall subject the owner to fine and enforcement action.

The Building Inspector shall have the right to conduct an inspection in connection with the annual renewal and certification connected with the accessory apartment. Failure to allow an inspection shall result in a loss of the right to maintain the accessory apartment.

Board of Selectmen

Finance Committee Recommended Deferring to the Planning Board

Planning Board Voted Unanimously to Recommend Passage of this Article at Town Meeting

## **ARTICLE 71**

The Town unanimously voted to amend Article IV of the Rockland General Code Zoning By-laws entitled "Permitted Uses", by amending §§415-8, 415-9, 415-10 and §415-11, as follows:

1. Amend §415-9 entitled "R-2 Residential Zoning District" subsection B. by adding a new Accessory use: (3) Accessory apartment subject to the provisions of §415-32.M.

2. Amend §415-10 entitled "R-3 Residential Zoning District" subsection B. by adding a new Accessory use: (3) Accessory apartment subject to the provisions of §415-32.M.

3. Amend § 415-11 entitled "R-4 Residential Zoning District" subsection B. by adding a new Accessory use: (3) Accessory apartment subject to the provisions of §415-32.M.

Board of Selectmen

Finance Committee Recommend Deferring to the Planning Board

Planning Board Voted Unanimously to Recommend Passage of this article at Town Meeting at Town Meeting

#### **ARTICLE 72**

The Town unanimously voted to amend the Town of Rockland Zoning Map, as shown on a plan on file with the Town Clerk by including Howard Street Lot40-050 as shown on a Map on file with the Town Clerk into the “Downtown Rockland Revitalization Overlay District (DRROD)”.

Board of Selectmen

Finance Committee Recommend Deferring to the Planning Board

Planning Board Voted Unanimously to Recommend Passage of this article at Town Meeting

#### **ARTICLE 75**

The Town unanimously voted to accept the gift of land Map 25, Parcel 16,17 and18.

Board of Selectmen

Finance Committee Recommend Deferring to the Board of Selectmen

The Board of Selectmen Recommended Adopting this Article

#### **ARTICLE 76**

The Town unanimously voted to amend Article 18 of the 1999 Annual Town Meeting, by reducing the membership on the Open Space Committee from nine (9) members to a maximum of a seven (7) members.

Open Space Committee

Finance Committee Recommend Deferring to the Board of Selectmen

The Board of Selectmen Recommended adopting this Article

#### **ARTICLE 77**

The Town voted to *PASS OVER* the proposed article to adopt the ByLaw “No land disturbance shall occur within a 25 foot buffer adjacent to the delineated wetland, or take any other action relative thereto?”

Resident Petition

Finance Committee Recommend Deferred to the Planning Board

#### **ARTICLE 78**



The Town vote to *Pass Over* the article for a Rockland General Code Zoning Bylaw Section 415.20 (B) by striking: “The Wireless Communications Services District shall include all land located in the I-2, I-3 and I-4 Zoning Districts” and by substituting therefor: “The Wireless Communications Services District shall include all land located in the I-2, I-3, I-4, and H-1 Zoning Districts”

and amend Rockland General Code Zoning Bylaw Section 415.20 (C) by adding thereto: “(16) Telecommunications Towers”, or taken any other action relative thereto?

Resident Petition

Finance Committee Recommend Deferring to the Planning Board

True Record Attest,  
Donna Shortall  
Town Clerk