

**TOWN
OF
REHOBOTH**

**Special Town Meeting
WARRANT**

**Monday, November 2, 2015
7:00 PM**

**Dighton Rehoboth Regional High School
2700 Regional Road
North Dighton, MA 02764**

**THE REHOBOTH BOY SCOUTS WILL BE COLLECTING
NON-PERISHABLE FOOD ITEMS AT THE SPECIAL TOWN
MEETING FOR THE REHOBOTH FOOD PANTRY**

11/2/15 SPECIAL TOWN MEETING WARRANT

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WARRANT FOR SPECIAL TOWN MEETING OF NOVEMBER 2, 2015

ARTICLE 1: FISCAL YEAR 2016 AMENDED BUDGET

Submitted by: Board of Selectmen

To see if the Town will vote to raise and appropriate or transfer from available funds such sums of money as may be necessary to defray the expenses of the Town for amending the 2016 fiscal year's budget as follows, and make all appropriations therefore, or take any other action relative thereto.

AMOUNT	INTO LINE	LINE #
\$ 1,227.20	Wages Accountants Office	011352-51120
1,337.72	Salary-Board of Assessors	011411-51110
1,189.44	Wages-Assessors Office	011412-51120
1,227.20	Wages-Treasurer's Offices	011452-51120
1,189.44	Wages-Tax Collector Office	011462-51120
1,151.68	Wages-Clerk's Office	011612-51120
2,750.00	Medical & Physicals	012103-53010
1,227.20	Wages-Fire Department	012202-51120
1,470.00	Building Inspector Salary	012411-51110
879.00	Zoning Officer Salary	012411-51130
1,435.18	Wages Building Inspector	012412-51120
6,000.00	Other Tuition (Bristol County Agricultural High School)	013933-56650
926.20	Wages -Board of Health	015112-51140
200.00	Clothing Supplies/Board of Health	015113-55814
738.50	Veterans Service Officer	015431-51130
265.08	Wages-Veterans Services	015433-51140
1,589.17	Police Software Maintenance/Upgrade	012103-52490
31,000.00	Town Counsel	011513-53060
8,631.54	Highway Wages FT	014212-51120
\$64,434.55	TOTAL	

Approve Disapprove

Finance Committee Recommends:

Comments:

\$2,750 for Medical & Physicals - For costs associated with pre-employment physicals for the five new Reserve Officer at a cost of \$150.00 X 5 = \$750.00 and pre-employment psychological exams for the 5 new Reserve Officers at a cost of \$400.00 X 5 = \$2,000.00.

Town Counsel: The amount requested will provide additional funds for special Town Counsel through the end of the Fiscal Year 2016 for labor related matters and REPAC vs. Rehoboth.

Wage Accounts: Additional funds for wages increase for the Highway & Clerical Union Contracts negotiated for FY2015 & FY2016.

Building Inspector & Zoning Officer Salary: Additional funds needed to fund contract for new Building Commissioner/Zoning Officer

Veterans Services Wages: A new Veterans Service Officer was hired in 2015. This is a request for additional funding for wages needed for overlap of training new Officer.

ARTICLE 2: PAY PREVIOUS FISCAL YEAR UNPAID BILL

Submitted by: Board of Selectmen

To see if the Town will vote to raise and appropriate, transfer or borrow a sum of money to pay prior year (FY2015) bills as follows, or take any other action relative thereto.

LINE #	LINE NAME	AMOUNT	TO BE PAID TO
013933-56650	Other Tuition	\$4,640.00	H & L Bloom

Approved Disapproved

Finance Committee Recommendation:

Comments: \$4,640.00 Student Transportation to Tri-County for 10/2014, 3/2015 & 4/2015 bills which were not received and paid by Town.

ARTICLE 3: FISCAL YEAR 2016 CAPITAL BUDGET

Submitted by: Board of Selectmen

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money for purposes of funding the FY16 Capital Improvement Plan as follows, or take any other action relative thereto.

Item #	Description	Amount	Department(s)
1	One Ton Dump Truck w/Snow Plow Set-up	\$68,000	Highway
2	Emergency Generator	\$25,000	Highway
	TOTAL	\$93,000	

Approved Disapproved

Finance Committee Recommendation:

Comments: One Ton Dump Truck: This will replace a 1997 Chevy 400 one-ton dump truck which was taken out of service after failing the annual Mass. State Inspection, due to a crack frame in the front end of the truck.

Generator: This new generator will replace a used one purchased about thirty-five (35) years ago which is not operational. This generator is used during power outages to keep the Highway Department operational as well as providing power to the Town’s fueling station.

ARTICLE 4: TOWER AND COMMUNICATIONS EQUIPMENT UPGRADES

Submitted by: Board of Selectmen

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of \$25,395.26 for purposes of re-configuring the Town’s communications system and equipment to allow use of updated police radios, and for all related equipment, installation and services, or take any action relative thereto

Approved Disapproved

Finance Committee Recommendation:

Comments: The Police Department received updated radios funded by a grant program. Our current communications system needs to be re-configured in order to use the new radios. The communications upgrade will improve our ability to communicate within the Town and with other local law enforcement agencies

ARTICLE 5: CPC ACQUIRE BY PURCHASE TWO PLAIN STREET PARCELS

Submitted by: Agricultural & Natural Resources Preservation Council

To see if the town will vote: to acquire by purchase for conservation purposes two parcels of approximately 42 acres (Map 23, Lot 18, and Map 22, Lot 64, as described in Book 2409, page 260) and to meet the obligations for such purchase to transfer funds of \$45,000 to be paid in equal part from the Community Preservation Fund Open Space Reserve (\$22,500) and the Rehoboth Agricultural Trust Fund (\$22,500), and to authorize the Selectmen to grant any restrictions required under G.L. c.44B, and to execute any instruments and to take any other action necessary to carry out the purposes of the vote, or take any other action relative thereto.

Approved Disapproved

Finance Committee Recommendation:

Comments: These parcels have a long history in the Town. For many years the fields were hayed and famers had access to the old woodlots. Currently there is some recreational activity there and it is the desire of the owner and the preservation committees to secure it for future recreational and conservation use. It is adjacent to Town Forest which will afford additional opportunities for Town access and enjoyment.

ARTICLE 6. GENERAL BYLAW AMENDMENT CHAPTER B PROTECTION OF PERSONS AND PROPERTY FOR ICE CREAM TRUCK VENDOR REGULATIONS

Submitted by: Board of Selectmen

To see if the Town will vote to adopt a new article under Chapter B PROTECTION OF PERSONS AND PROPERTY of the General Bylaws to be known as “**ARTICLE X Ice Cream Truck Vendor Regulations**”, as follows:

ARTICLE X - ICE CREAM TRUCK VENDOR REGULATIONS

Section 1. Purpose

This Bylaw implements the requirements of G.L. c. 270, §25 and the regulations promulgated thereunder, as may be amended, relative to the permitting of Ice Cream Trucks within the Town of Rehoboth.

Section 2. Definitions

“Ice cream”, any frozen dairy or frozen water-based food product.

“Ice cream truck”, any motor vehicle used for selling, displaying or offering to sell ice cream. “Ice cream truck vending”, the selling, displaying or offering to sell ice cream or any other prepackaged food product from an ice cream truck.

“Permitting authority”, the Rehoboth Chief of Police or a qualified person authorized by him.

Section 3. Applicability

No person shall engage in ice cream truck vending in the Town of Rehoboth unless he shall have been issued a valid permit to do so by the Permitting Authority. Such permit shall be conspicuously displayed and clearly visible on the windshield of any ice cream truck operated or from which ice cream or any other prepackaged food product is sold. Whoever violates this section shall be assessed a fine of \$500. Each day that such person is in operation in violation of this section may be considered a separate violation. Permits issued hereunder shall conform to regulations, rules, forms and policies of the Massachusetts Department of Public Safety., or take any other action relative thereto.

Approved Disapproved

Finance Committee Recommendation:

Comments: Passage of this bylaw will allow the Police Department to perform CORI checks on application for an Ice Cream Truck permit in compliance with Mass General Law.

ARTICLE 7: AMEND GENERAL BYLAWS BY ESTABLISHING ECONOMIC DEVELOPMENT COMMITTEE

Submitted by: Economic Development Committee

To see of the Town will vote to amend ARTICLE IV – TOWN OFFICIALS – APPOINTED of CHAPTER A TOWN MEETINGS, OFFICERS, COMMITTEES AND ELECTIONS of the General By-Laws by adding the following new section:

“Section 11. Economic Development Committee

A. MEMBERSHIP

The Town shall have an Economic Development Committee consisting of seven (7) members appointed in June by the Board of Selectmen for a term of three years (3) each. Upon initial appointment, three (3) members shall be appointed for a three (3) year term, three (3) members for a two (2) year term and one (1) member for a one (1) year term. Thereafter each member will be appointed or reappointed for a full three (3) year term.

B. DUTIES

In collaboration with the Board of Selectmen, the Committee shall have the duty to study, promote and encourage the development of Rehoboth's commercial, business, and industrial tax base. The Committee shall explore ways to support existing businesses and encourage them to stay and expand in Rehoboth. It will engage in an ongoing dialogue with business owners and owners of commercial/industrial properties on a proactive basis to understand how the Town can work with them to achieve their plans.

The Committee shall pursue grants with the Board of Selectmen and other departments as appropriate.

The Committee shall strive to develop methods to market the Town as a good place to do business by seeking ways to create a business-friendly environment, a streamlined permitting, licensing and approval process and a centralized informational source on business opportunities, on commercial and industrial real estate options, on public and private grants and tax incentives and support / encourage housing that is revenue positive to the Town.

The Committee shall file a written report of its work annually with the Town Administrator, the Board of Selectmen

and the Planning Board. Said report shall be included in the Annual Report of the Town”, or take any other action relative thereto.

__Approved __Disapproved

Finance Committee Recommendation:

Comments: The Economic Committee has requested to become a bylaw committee and will address this article at Town Meeting.

ARTICLE 8. AMENDMENT TO CHAPTER B PROTECTION OF PERSONS AND PROPERTY OF THE GENERAL BYLAWS-SEX OFFENDER RESIDENCY & RESTRICTION ZONE BYLAW

Submitted by: Police Department

To see if the Town will vote to amend ARTICLE VI – PERMITS LICENSES AND PUBLIC DEMEANOR under CHAPTER B PROTECTION OF PERSONS AND PROPERTY of the General Bylaws by adding the following new section:

Section 29. Rehoboth Sex Offender Residency and Restriction Zone By-law

Section 1: Preamble; Findings; Intent

- a. It is the intent of this by-law to serve and protect the Town’s compelling interest to promote, protect, and improve the health, safety, and welfare of the citizens of the Town by creating areas around locations where children, the elderly, and the mentally impaired regularly congregate in concentrated numbers wherein certain registered sex offenders are prohibited from loitering and establishing temporary or permanent residence.
- b. After careful consideration, the Town finds that this by-law is the most narrowly-tailored means of limiting, to the fullest extent possible, the opportunity for registered sex offender to approach or otherwise come in contact with children, the elderly, and the mentally impaired in places where children and the elderly would naturally congregate, and that the protection of the health and safety of our children, the elderly, and the mentally impaired is a compelling governmental interest.
- c. By the enactment of this or any other by-law , the Town understands that it can not remove the threat posed to or guarantee the safety of children, the elderly, and the mentally impaired, or assure the public that registered sex offenders will comply with the mandates of this law. This by-law is intended to create a regulatory scheme in order to protect children, the elderly, and the mentally impaired to the extent possible under the circumstances. Nothing contained herein shall constitute a specific assurance of safety or assistance.
- d. The Town finds that registered sex offenders pose a clear threat to the children, the elderly, and the mentally impaired residing in or visiting in Rehoboth. Because registered sex offenders are more likely than any other type of offenders to re-offend for another sexual offense, the Town desires to impose safety precautions in furtherance of the goal of protecting the children, the elderly, and the mentally impaired in the Town of Rehoboth. The purpose of this by-law is to reduce the potential risk of harm to the children, the elderly, and the mentally impaired of the community by restricting the ability of registered sexual offenders to be in contact with those persons in locations that are primarily designed for use by or are primarily used by children, the elderly, and/or the mentally impaired, namely, the grounds of a public or private school for children, a pre-school, a day care facility, parks or other public recreational facilities, facilities for the elderly, facilities for the mentally impaired, or public libraries.

Section 2: Definitions

- a. “Child” or “children” shall mean persons under eighteen (18)
- b. “Day care center” means an establishment, whether public or private, which provides care for children and is registered with and licensed pursuant to the laws of the Commonwealth of Massachusetts by the Office of Child Care Services.
- c. “Elder” or “elderly” shall mean persons over fifty-five (55)

- d. “Establishing a residence” means to set up or bring into being a dwelling place or an abode where a person sleeps, which may include more than one location and may be mobile or transitory, including by means of purchasing real property or entering into a lease or rental agreement for real property (including a renewal or extension of a prior agreement whether through written execution or automatic renewal).
- e. “Facility for the Elderly” means a building or buildings on the same lot which provides group residence for person over fifty-five (55) years of age or serves as a center for such person to gather.
- f. “Facility for the mentally impaired” means any facility which provides group residence for the mentally impaired or serves as a center for the mentally impaired to gather.
- g. “Loiter” means remaining in or around the location in question for a more than fifteen (15) minutes.
- h. “Park or recreational facility” means public land or facilities designated for active or passive recreational or athletic use by the Town of Rehoboth, the Commonwealth of Massachusetts, or other governmental subdivision, and located within the Town of Rehoboth, including parks, beaches, playgrounds, and athletic fields and facilities.
- i. “Permanent residence” means a place where a person lives, abides, lodges, or resides for five (5) or more consecutive days or fourteen (14) or more days in the aggregate during any calendar year
- j. “Public library” means a building, structure or other enclosure in which a library is located for use by the general public.
- k. “School” means any public or private educational facility that provides educational service to children in grades pre-kindergarten through twelve (12).
- l. “Sex Offender” means a person who resides, works, or attends an institution of higher learning in the commonwealth and who has been convicted of a sex offense, or who has been adjudicated as a youthful offender or as a delinquent juvenile by reason of a sex offense, or a person released from incarceration or parole or probation supervision or custody with the Department of Youth Services for such a conviction or adjudication, or a person who has been adjudicated a sexually dangerous person under M.G.L. Chapter 123A, section 14, as in force at the time of adjudication, or a person released from civil commitment pursuant to section 9 of said chapter 124A, whichever last occurs, on or after August 1, 1981.
- m. “Sex Offender Registry” means the collected information and data that is received by the Criminal History Systems Board pursuant to M.G.L chapter 6, sections 178C to 178Q, inclusive, as such information and data is modified or amended by the Sex Offender Registry Board or a court of competent jurisdiction pursuant to said sections 178C to 178Q, inclusive.
- n. “Temporary residence” means a place where a person lives, abides, lodges, or resides for a period of less than five (5) consecutive days or less than fourteen (14) days in the aggregate during any calendar year, which is not the person’s permanent address or place where the person routinely live, abides, lodges, or reside and which is not the person’s permanent residence.

Section 3: Sexual Offender Residence Prohibits: Penalties: Exceptions:

- a. It is unlawful for any sex offender who is classified as a level 2 or 3 offender pursuant to the guidelines of the Sex Offender Registry Board to establish a permanent residence or temporary residence within five hundred (500) feet of any school, day care center, park or recreational facility, facility for the elderly, facility for the mentally impaired, or public library.
- b. For purposes of determining the minimum distance separation, the distance shall be measured by following a straight line from the outer property line of the permanent residence to the nearest outer property line of a

school, day care center, park or recreational facility, facility for the elderly, facility for the mentally impaired or public library.

- c. Notice to move: Any sex offender who is classified as a level 2 or 3 offender pursuant to the guidelines of the Sex Offender Registry Board and who establishes a permanent residence or temporary residence within five hundred (500) feet of any school, day care center, park or recreational facility, facility for the elderly, facility for the mentally impaired, or public library shall be violated on this section and shall within thirty (30) days of receipt of written notice of the sex offender's noncompliance with this chapter, move from said locations to a new location, but said locations may not be within five hundred (500) feet of any school, day care center, park or recreational facility, facility for the elderly, facility for the mentally impaired, or public library. It shall constitute a separate violation for each day beyond the thirty (30) days that the sex offender continues to reside within five hundred (500) feet of any school, day care center, park or recreational facility, facility for the elderly, facility for the mentally impaired, or public library. Furthermore, it shall be a separate violation each day that a sex offender shall move from one location in the Town of Rehoboth to another that is within five hundred (500) feet of any school, day care center, park or recreational facility, facility for the elderly, facility for the mentally impaired, or public library.
- d. Penalties: Violations of this section, or of any regulations adopted hereunder, may be enforced through any lawful means in law or in equity by the Rehoboth Police Department or any police officer of the Town of Rehoboth, including, but not limited to, enforcement by non-criminal dispositions pursuant to M.G.L chapter 40, section 21D. Each day a violation exists shall constitute a separate violation. The penalties shall be as follows:
 - i. First Offense: Notification to offender that he/she has thirty (30) days to move.
 - ii. Subsequent Offense: Non-criminal penalty or fine not to exceed \$300.00 and notification to the offender's landlord, parole officer, and/or probation officer and the Commonwealth's Sex Offender Registry Board that the person has violated a municipal by-law.
- e. Exceptions: A person residing within five hundred (500) feet of any school, day care center, park or recreational facility, facility for the elderly, facility for the mentally impaired, or public library does not commit a violation of this section if any of the following apply:
 - i. The person established the permanent residence and reported and registered the residence prior to the effective date of this by-law;
 - ii. The person was a minor when he/she committed the offense and was not convicted as an adult;
 - iii. The person is a minor,
 - iv. The school, day care, center, park or recreational facility, facility for the elderly, facility for the mentally impaired, or public library within 500 feet of the personal permanent residence was established after the person established the permanent residence and reported and registered the residence pursuant to the Sex Offender Registry Law,
 - v. The person is required to serve a sentence at a jail, prison, juvenile facility, or other correctional institution or facility.
 - vi. The person is admitted to and/or subject to an order of commitment at a public or private facility for the care and treatment of mentally ill persons pursuant to M.G.L chapter 123, or,
 - vii. The person is mentally ill person subject to guardianship pursuant to M.G.L chapter 201, section 6, or a mentally retarded person subject to guardianship pursuant to M.G.L, chapter 201, section 6A, residing with his or her guardian or residing within a licensed group residence.

Section 4: Sex Offender Restriction Zone: Exceptions: Penalties

- a. Prohibitions:
 - i. A sex offender who is classified as a level 2 or 3 offender pursuant to the guidelines of the Sex Offender Registry Board is prohibited from entering upon the premises of any school, day care center,

park or recreational facility, facility for the elderly, facility for the mentally impaired, or public library, unless expressly authorized in advance and in writing by the person or entity having control of said premises.

- ii. A sex offender who is classified as a level 2 or 3 offender pursuant to the guidelines of the Sex Offender Registry Board is prohibited, after having received notice from the Rehoboth Police Department that he/she is loitering within five hundred (500) feet of a school, day care center, park or recreational facility, facility for the elderly, facility for the mentally impaired, or public library, from continuing to so loiter or from returning thereto. For purposes of determining the minimum distance separation under this section, the distance shall be measured by following a straight line from the sex offender in question to the outer property line of the school, day care center, park or recreational facility, facility for the elderly, facility for the mentally impaired, or public library.

b. Exceptions:

- i. The prohibitions in section 4.a. above shall not be construed or enforced so as to prohibit a sex offender from exercising his or her right to vote in any federal, state or municipal election, or from attending any religious service.
- ii. The prohibitions in section 4.a. above do not apply to a sex offender's place of residence when such residence is excepted under section 3.e. above

c. Penalties: Any violation of this section, or of any regulations adopted hereunder, may be enforced through any lawful means in law or in equity by the Rehoboth Police Department or any police officer of the Town of Rehoboth including, but not limited to, enforcement by non-criminal disposition pursuant to M.G.L chapter 40, section 21D. Each day violation exists shall constitute a separate violation. The penalties shall be as follows;

- i. First Offense; a non-criminal penalty or fine of \$150.00;
- ii. Subsequent Offense; Non-criminal penalty or fine of \$300.00 and notification to the offender's landlord, parole officer and/or probation officer and the Commonwealth's Sex Offender Registry Board that the person has violated a municipal by-law.

Section 5: General Exemption

The provisions of this by-law shall not apply to sex offenders incarcerated in any facility owned, maintained, and/or operated by the Town of Rehoboth.

Section 6: List of Areas Covered

A written list describing the prohibited areas defined in this by-law shall be maintained by the Rehoboth Police Department and Rehoboth Town Hall, to be updated from time-to-time as necessary. The list and copies of this by-law will be available to the public at the Rehoboth Town Clerk's Office and Rehoboth Police Department. The Rehoboth Police Department will establish and maintain the list of the areas covered in this section. The source(s) of this list will include, but not limited to, "schools" and "daycare centers" within the Town as maintained by The Department of Early Education and Care as well as The Department of Elementary and Secondary Education.

Section 7: Severability

If any clause, sentence, paragraph, subdivision, section or other part of this by-law shall for any reason be adjudged by any court of competent jurisdiction to be unconstitutional, or otherwise invalidated, such judgment shall not affect, impair or invalidate the remainder of this by-law, and it shall be construed to have been the legislative intent to enact this by-law without such unconstitutional or invalid parts therein.

Section 8: Effective Date

This by-law shall become effective immediately upon passage and approval by the Office of the Massachusetts Attorney General and publication.

Approved Disapproved

Finance Committee Recommendation:

Comments: Comments will be addressed at Town Meeting

ARTICLE 9. AMENDMENT TO GENERAL BYLAWS CHAPTER H TOWN PERSONNEL

Submitted by: Board of Selectmen

To see if the Town will vote to amend the General Bylaws CHAPTER H TOWN PERSONNEL as follows:

Under Section 3. Delegation of Responsibilities amend the following sections:

Delete: c. Recommend to Town Meeting such changes to this by-law and the town's personnel policies as may be considered necessary as conditions change.

Replace with: c. Recommend to the Board of Selectmen changes to this by-law and the Town's Personnel Policies as may be considered necessary as conditions change.

Delete: d. Evaluate periodically the effectiveness of the town's personnel system and recommend any bylaw changes to Town Meeting.

Replace with: d. Evaluate periodically the effectiveness of the Town's personnel system and recommend any changes to the Board of Selectmen.

Under Section 5. Adoption and Amendment of Personnel Policies amend the following sections:

Delete: The Personnel Board shall promulgate personnel policies defining the rights, benefits and obligations of employees subject to this by-law. Policies shall be adopted or amended as follows:

Replace with: The Personnel Board shall recommend personnel policies defining the rights, benefits and obligations of employees subject to this by-law. Policies shall be adopted or amended as follows:

Delete: (a) Preparation of Policies. The Personnel Board shall prepare policies or amendments to policies. Any member of the Board of Selectmen, any department head, or any three employees may suggest policies for consideration by the Personnel Board. Any person proposing a new or amended policy shall provide the substance and the reason for the proposed policy to the Personnel Board in writing. The Personnel Board shall hold a public hearing on any proposed policies or amendments. Any proposed policies or amendments shall be posted at least five (5) days prior to the public hearing in prominent work locations, copies of all proposals shall be provided to representatives of each employee collective bargaining unit.

Replace with: (a) Preparation of Policies. The Personnel Board shall prepare policies or amendments to policies for review by the Board of Selectmen. Any member of the Board of Selectmen, any department head, or any three employees may suggest policies for consideration by the Personnel Board. Any person proposing a new or amended policy shall provide the substance and the reason for the proposed policy to the Personnel Board in writing. All proposed policies or amendments shall be presented to the Board of Selectmen for review and consideration. The Board of Selectmen shall then refer the proposed policy(ies) or amendment(s) back to the Personnel Board for a public hearing. Any proposed policies or amendments shall be posted at least five (5) days prior to the public hearing in prominent work locations and copies of all proposals shall be provided to representatives of each employee collective bargaining unit.

Delete: (b) Public Hearing. The Personnel Board shall present the proposed policy(ies) amendment(s), the purpose of the proposal, and the implication of any proposed change at the public hearing. Any person may attend the hearing, speak and present information. Within twenty (20) days after such public hearing the Personnel Board shall consider the proposed policies and may vote to adopt the policies (with or without modifications), reject the policies, or indicate that further study is necessary. Policies shall become effective upon approval of the Personnel Board, unless some other date is specified.

Replace with: (b) Public Hearing. The Personnel Board shall present the proposed policy(ies) amendment(s), the purpose of the proposal, and the implication of any proposed change at the public hearing. Any person may attend the hearing, speak and present information. Within twenty (20) days after such public hearing the Personnel Board shall consider the proposed policies and may vote to adopt the policies (with or without modifications), reject the policies, or indicate that further study is necessary. The Personnel Board shall present the final version of the proposed personnel policy(ies) or amendment(s) to the Board of Selectmen for consideration. Within (20) days after such public hearing, the Personnel Board will present the final version of the recommended policy(ies) or

amendment(s) to the Board of Selectmen for consideration and action., or take any action relative thereto

Approved Disapproved

Finance Committee Recommendation:

Comments: There are several groups of employees that make up the Town's workforce. There are non-union personnel, contract employees, and groups of employees represented by different collective bargaining units. The Board of Selectmen has responsibility to insure all employees are treated fairly and that no policies are promulgated that might conflict with, or change the intent of, existing collective bargaining agreements or employee contracts.

ARTICLE 10. CHAPTER E ZONING BYLAW AMENDMENTS

Submitted by: Planning Board

To see if the Town will vote to amend Chapter E Zoning Bylaws by deleting current section and replacing with:

Article 4.5 Groundwater Protection District, 4.5.6(c)

Application Fee – An application fee of \$1,900.00 shall accompany each application for a special permit.

Article 4.10 Large Scale Ground-Mounted Solar Photovoltaic Bylaw

2.0 Definitions

Switchgear: All devices used as part of the interconnection between the photovoltaic generating panels, operation and regulation of photovoltaic generating panels, including but not limited to, electrical disconnect switches, reclosers, transformers, power regulating equipment, power monitoring equipment and instrumentation.

3.9.4 Utility Connections

Reasonable efforts, as determined by the Special Permit Granting Authority, shall be made to place all utility connections from the large-scale ground-mounted solar photovoltaic installations underground, depending on appropriate soil conditions, shape and topography of the site. Electrical transformers and utility interconnections may be above ground, if required by the utility provided, provided the following is adhered to:

- (a) All Switchgear, including electric utility switchgear, i.e. local electric utility company, shall be installed within the confines of the facility and shall be mounted and screened such that it cannot be observed from both adjacent private property and public property.
- (b) Only one utility pole will be allowed in the street right-of-way for connection purposes; said utility pole shall not have any switchgear mounted on it. The owner/operator of the solar photovoltaic farm shall determine the needs of the utility in advance of construction to ensure that only one utility pole shall be installed.

3.9.5 Screening

The large-scale ground-mounted solar photovoltaic facility, including all accessory structures and appurtenances, shall be visually screened so as not to be visible from abutting streets and properties. All accessory structures and appurtenances shall be architecturally compatible with each other and the surrounding neighborhood. Structures shall be shielded from view and/or joined and clustered to avoid adverse visual impacts. The adequacy of such screening and shielding shall be determined by the Special Permit Granting Authority in its sole discretion. Methods such as the use of landscaping, natural features, berms and fencing shall be utilized. The Special Permit Granting Authority may, at the applicant's expense, engage the services of a Registered Landscape Architect in order to create a landscaping/screening plan for said facility which satisfies this bylaw, as determined by the Special Permit Granting Authority in its sole discretion.

- (a) Tree plantings shall be six (6') feet in height at the time of planting and shall be a minimum of eight (8') feet in height within five (5) years of planting. Shrubs shall be a minimum of four (4') feet in height at time of planting;
- (b) The owner and/or operator shall be responsible for replacement of all landscape plantings over the course of the operation of the facility. Should any plantings die or not meet the requirements of Sec. 3.9.5(a) above, they shall be replaced by the owner and/or operator of the facility;
- (c) Landscaping shall consider deer and disease resistant species;
- (d) The applicant shall provide the Special Permit Granting Authority with a Landscaping and Maintenance Bond (separate from the Decommissioning Bond) in an amount satisfactory to the Special Permit Granting Authority in order to secure compliance with Sec. 3.9.5;

4.3 Independent Consultants

Add second paragraph –

Upon approval of a special permit for a Large-Scale Ground-Mounted Solar Photovoltaic facility, the Special Permit Granting Authority may engage, at the applicant's expense, the services of a Clerk of the Works, in order to conduct site visits and generate field reports during the construction phase of project in order to guarantee that construction is being completed per the approved plan. The authority may direct the applicant to deposit funds within an escrow account for such review at the time the permit application is approved, and to add additional funds as needed upon notice. Upon satisfactory completion of the project, any excess amount in the account attributable to the project, including any interest accrued, shall be repaid to the applicant.

Article 6.7 Site Plan Approval, 6.7.3.03

.03 A fee of \$1,900.00 plus \$2.00 per square foot of gross building area will accompany the application and site plan to exclude submission of residential site plan.

Or take any action relative thereto

Approved Disapproved

Finance Committee Recommendation:

Comments: The Planning Board is proposing several amendments to the Zoning Bylaw with regard to the Large-Scale Ground-Mounted Solar Photovoltaic Facilities and an adjustment in fees for permitting Site Plan Approval (SPA) and Groundwater Protection District (GWSP) special permits.

ARTICLE 11. CONSERVATION EASEMENT RELEASE PLAIN STREET PARCEL

Submitted by: Board of Selectmen

To see if the Town will vote to authorize the Board of Selectmen to file a petition with the General Court for special legislation pursuant to Article 97 of the Massachusetts State Constitution to authorize the Board of Selectmen to transfer, release and convey, free from restrictions, the land described in a certain Conservation Easement granted by Barry S. Saperia to the Town dated December 11, 2007 and recorded in the Bristol County Northern District Registry of Deeds in Book 17339, Page 123 for a parcel of land situated off Plain Street, County of Bristol, Commonwealth of Massachusetts, said parcel being further bounded and described as follows:

Beginning at a point in the southeasterly circle of Atwells Farm Road at the northeasterly corner of Lot 2 as shown on the hereinafter mentioned plan; thence running South 46° 39' 46" West 161.27 feet to a point; thence running South 21° 07' 35" West 565.61 feet to a point in a stone wall for a corner; thence turning and running by said stone wall and land now or formerly of Charles J. Ruggiero and Elizabeth A. Ruggiero South 84° 08' 40" West 323.34 feet to a point in said stone wall; thence continuing along said stone wall and by land now or formerly of Ruggiero North 43° 09' 51" West 158.56 feet to a point for a corner at another stone wall and land now or formerly of Roberta K. Winter; thence turning and running along said stone wall by land of Winter, North 58° 02' 34" East 287.65 feet to a point in another stone wall for a corner; thence continuing by land of Winter and another stone wall North 23° 48' 47" West 145.53 feet to a point; thence turning and running along a line shown on the hereinafter mentioned plan marked "easement line" North 57° 28' 01" East 553.70 feet to a point in the southeasterly circle of Atwells Farm Road in a circle to the right 107.68 feet to the point of beginning.

Said premises is shown as "Conservation Easement on Part of Lot 3 Easement Area = 4.66 acres =/-" on a plan of land entitled "Definitive Subdivision of Atwells Farm in Rehoboth, Massachusetts, December 12, 2005, E. Otis Dyer, RPE., RPLS., 368 Fairview Avenue, P.O. Box 5, Rehoboth, Mass., 02769, Scale 1" – 60" Revised January 24, 2007 and is designated CE-1 on said plan, which is recorded with the Bristol County North District Registry of Deeds in Plan Book 465, Page 67.

Being a portion of the premises conveyed to Barry S. Saperia by deed of Thomas Orchel dated January 25, 2005 and recorded at the Bristol County North District Registry of Deeds at Book 14459, Page 279.

Or take any other action relative thereto

Approved Disapproved

Finance Committee Recommendation:

Comments: Interested parties will address this article at Town Meeting. This "easement" was part of an approved subdivision, known as Atwells Farm. This subdivision was not constructed and the approval to construct has expired. Where the previously approved subdivision will not be constructed, the requirement for the Conservation Easement is no longer necessary.

ARTICLE 12. BOARD OF HEALTH TRANSFER STATION – OFFSET RECEIPTS

Submitted by: Board of Health

To see if the Town will vote to amend Article 24 from the 2015 Annual Town Meeting to reauthorize an "offset receipts" account for the Solid Waste Handling Facility and Recycling Area and its operation pursuant to MGL Chapter 44 Section 53E. Fees collected for the use of the Solid Waste Handling Facility and Recycling Area will be deposited in this fund. The account shall be for the expenses and improvements incurred for the operation, maintenance, monitoring and or compliance requirements of the Solid Waste Handling Facility and Recycling Area, and the Fiscal Year 2016 expenditures shall be reduced from the estimated amount of \$137,000.00 to a new amount of \$133,000.00. All expenditures are to be authorized by the Board of Health, or take any other action relative thereto.

 Approved Disapproved

Finance Committee Recommendation:

Comments: As a result of a competitive bid process, the estimated cost to operate the transfer station can be reduced by \$10,000.00. This is budget neutral because the receipts collected are estimated not to exceed \$133,000.00.

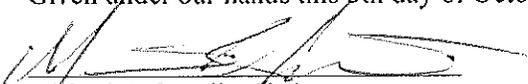
ARTICLE 13: OTHER BUSINESS

To see if the Town will vote to transact such other business as may legally come before said meeting.

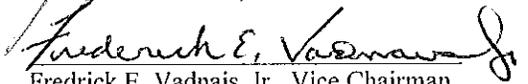
And you are hereby directed to serve this Warrant by posting up attested copies thereof in the Office of the Town Clerk and in not less than three other public places in each of the three precincts of the Town fourteen (14) days at least before the day fixed for the meeting.

Hereof and fail not and make due return of this Warrant with your doings thereon to the Town Clerk at the time and place of holding said meeting.

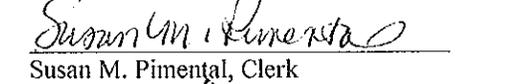
Given under our hands this 5th day of October in the year two thousand fifteen.



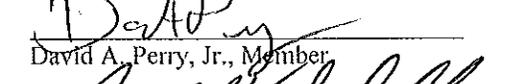
Michael R. Costello, Chairman



Fredrick E. Vadnais, Jr., Vice Chairman



Susan M. Pimental, Clerk



David A. Perry, Jr., Member



Gerald V. Schwall, Member

REHOBOTH BOARD OF SELECTMEN

Your Enrollment as a Voter

When you register to vote, you may choose to enroll in a political party or political designation or may choose to remain “unenrolled,” which is commonly referred to as independent.

Choosing to Enroll in a Political Party: There are four political parties in Massachusetts:

Democratic Party (D), (617) 776-2676	Republican Party (R), (617) 523-5005
Green-Rainbow (J), (413) 650-6542	United Independent Party (CC), (617) 2UNITED

If you enroll in any of the four parties above, you may vote only in that party’s primary. Enrollment in a political party does not affect your right to vote in the general election. In the general election, all voters receive the same ballot and vote for the candidate of their choice, regardless of party enrollment.

Choosing No Enrollment in a Political Party: If you do not wish to enroll in a party, check the box next to “No Party (unenrolled)” on the voter registration form.

If you do not enroll in a party, you may still vote in state and presidential primaries by choosing a party ballot and will remain unenrolled, which is commonly referred to as “independent.”

Choosing to Enroll in a Political Designation: In addition to the four political parties listed above, there are certain legal political designations in which you can enroll. Currently these are:

<input type="checkbox"/> Conservative Party (A)	<input type="checkbox"/> Prohibition Party (P)
<input type="checkbox"/> Natural Law Party (B)	<input type="checkbox"/> American Independent Party (Q)
<input type="checkbox"/> New World Council (C)	<input type="checkbox"/> Socialist (S)
<input type="checkbox"/> Reform Party (E)	<input type="checkbox"/> Interdependent 3rd Party (T)
<input type="checkbox"/> Rainbow Coalition (F)	<input type="checkbox"/> America First Party (V)
<input type="checkbox"/> Green Party USA (G)	<input type="checkbox"/> Veterans Party America (W)
<input type="checkbox"/> We the People (H)	<input type="checkbox"/> Pirate (X)
<input type="checkbox"/> Constitution Party (K)	<input type="checkbox"/> World Citizens Party (Y)
<input type="checkbox"/> Libertarian Party (L)	<input type="checkbox"/> Working Families (Z)
<input type="checkbox"/> Timesizing Not Downsizing (M)	<input type="checkbox"/> Pizza Party (AA)
<input type="checkbox"/> New Alliance Party (N)	<input type="checkbox"/> American Term Limits (BB)
<input type="checkbox"/> Massachusetts Independent Party(O)	<input type="checkbox"/> Twelve Visions Party (DD)

If you enroll in any political designation you may vote in the state or presidential primary of your choice.

Change Party Enrollment or Political Designation: Once you make an enrollment choice, you may change your enrollment status by notifying your election official in writing at least 20 days before a primary or election.

*William Francis Galvin, Secretary of the Commonwealth
Elections Division, One Ashburton Place
Room 1705, Boston, MA 02108
(617) 727-2828 or (800) 462-VOTE
www.sec.state.ma.us/ele
Revised 1/2015*

REHOBOTH CULTURAL COUNCIL SURVEY

The Rehoboth Cultural Council is seeking your help in determining our funding priorities for the next few years. The mission of the Council is to support the Arts in Rehoboth. In the fall the Council reviews grant proposals that offer cultural experiences to the residents of Rehoboth and surrounding communities. The Massachusetts Cultural Council, a state agency, provides the Council with the funds to support successful grants. To ensure that we are supporting programs that you believe are important to Rehoboth's cultural vitality please consider participating in this survey.

What are the most important priorities that our council should consider for LCC funding? Please check the programs you believe should be considered for funding.

Children's Programs

- Field trips to museums
- Field trips to cultural events
- Cultural enrichment programs

Community Programs

- Concerts
- Theatrical Performances
- Community festivals
- Programs promoting cultural diversity
- Historical programs/projects
- Poetry programs
- Literary programs
- Preservation programs/projects
- Philosophy programs
- Community art projects
- Dance performances
- Technology programs related to the arts
- Programs promoting local artists
- Environmental programs

Senior Programs

- Cultural programs for senior citizens

Other _____

Current programs supported by the RCC are listed on our website:

www.mass-culture.org/Rehoboth).

Boxes marked Rehoboth Cultural Council Surveys will be available at the Dighton Rehoboth High School entrances during Town Meeting. Surveys will also be accepted at the Blanding Library, Town Hall, and online. Check our website for more information. Surveys may be mailed to:

Rehoboth Cultural Council
Rehoboth Town Hall
148 Peck St.
Rehoboth, MA 02769

**Town of Rehoboth
Rehoboth, Massachusetts 02769**

**PRESORTED STANDARD
U.S. Postage Paid
Attleboro, MA
Permit No. PI210**

Important
Official Notice of:
November 2, 2015 Special Town Meeting

**BOX HOLDER
Rehoboth, Massachusetts 02769**

*Please bring this Warrant with you to the
Annual Town Meeting & Special Town Meeting*

*Dighton Rehoboth Regional High School
2700 Regional Road
North Dighton, MA
Monday, November 2, 2015*