

Commonwealth of Massachusetts
Town of Hanover

Warrant for *Special* and Annual Town Meeting

With Advisory Committee Recommendations

Plymouth, SS

Greeting:

To any Constable of the Town of Hanover in said County.

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of said town who are qualified to vote in Elections and Town Affairs to meet in the Hanover High School, CEDAR STREET, HANOVER, on

MONDAY, THE 2ND DAY of MAY, 2011

Special Town Meeting at 7:30 P.M.

Annual Town Meeting at 8:00 P.M.



Pursuant to the Americans with Disabilities Act, the Town will make every effort to assure that Town Meeting is accessible to individuals with disabilities. Should any assistance be desired in this regard, please contact the Board of Selectmen's Office at (781) 826-2261.

Commonwealth of Massachusetts
Town of Hanover
Warrant for **Special** Town Meeting

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ARTICLES FOR **SPECIAL** TOWN MEETING WARRANT, Monday, May 2, 2011

Moderator declared that there was a quorum at 7:35 P.M.

Mrs Itz Motion to wave the reading of the Articles for Special Town Meeting

SO VOTED UNANIMOUSLY

ARTICLE 1. To see if the Town will vote to appropriate or transfer from any available funds, or borrow in accordance with the Massachusetts General Laws, the sum of \$50,000, or another sum, for the purpose of installing equipment from the old high school to other school locations, funds to be expended at the direction of the School Committee, or take any other action relative thereto.

Hanover School Committee

We move that the Town vote to appropriate the sum of \$25,000 from the property and liability insurance account to pay for the installation of equipment from the old high school to other school locations. Said funds to be expended by the School Committee.

Commentary: In order to move a dishwasher, walk in refrigerator/freezer and stage lights from the old high school to other school locations an additional expenditure is needed as this cannot be covered under the new high school appropriation. Therefore, we need to transfer money from other budgeted items in this fiscal year in order to pay for the transfer of this equipment.

SO VOTED UNANIMOUSLY

ARTICLE 2. To see if the Town will vote to appropriate a sum(s) of money or transfer from any available funds, or to transfer from other accounts, pay such accounts as may be presented against the Town for which an appropriation does not exist, or take any other action in relation thereto.

Prior fiscal year bill for Edible Arrangements

\$82.00

Town Accountant

We move that the Town vote to appropriate the sum of \$82.00 from Town Hall expenses account to make payments as follows; Edible Arrangements \$82.00.

Commentary: *The amount identified is an invoice presented for payment after the close of the last fiscal year.*

SO VOTED UNANIMOUSLY

ARTICLE 3. To see if the Town will vote to transfer from other accounts to the following Town departments to meet anticipated FY2011 deficits or unforeseen costs therein, or take any other action in relation thereto.

| | |
|---------------------------|-----------------|
| Snow and Ice expenses | \$186,910 |
| Snow and Ice salaries | \$ 5,450 |
| Veterans Benefits | \$ 20,000 |
| Unemployment Compensation | \$ 50,000 |
| Police Expenses | \$ 10,000 |
| ECC Expenses | <u>\$ 6,000</u> |
| | \$278,360 |

Advisory Committee

We move that the Town vote to transfer \$150,000 from transfer station expenses, \$15,000 from street light expenses, \$20,000 from fuel pump expenses and \$7,360 from the health insurance account to snow & ice expenses; to transfer \$86,000 from the health insurance account to veterans benefits, unemployment compensation, police expenses, and ECC expenses, for a total of \$278,360.

Commentary: *At the end of the fiscal year these accounts will have a deficit. We had a particularly snowy winter which led to a large deficit in the snow and ice account. Veterans benefits will be overexpended by approximately \$20,000 at the end of the fiscal year due to more veterans needing additional assistance. Veterans benefits are reimbursed at 75% by the state which the Town receives in the next fiscal year. The unemployment insurance was particularly large this year due to layoffs in the school system. The overage in the police budget was due to sending two new police officers to the police academy. The overage in ECC expenses was due to training.*

SO VOTED UNANIMOUSLY

ARTICLE 4. We move to have the Town vote to transfer the dedicated name, Harry Gerrish Memorial Athletic Field, from the old high school football field to the new high school football/multi sport field, located behind the new Hanover High School, or take any other action relative thereto.

By Petition: Stephen P. Gerrish
John T. Thomson
Jean Concannon

Mike Cramer
Paul Nimeskern

We move that the Town accept this article as written.

The Advisory Committee supports the motion presented by the petitioner.

Commentary: *It is the opinion of Town Counsel that the name of an existing facility cannot be carried over to a new facility, without a Town Meeting vote.*

SO VOTED UNANIMOUSLY

ARTICLE 5. To see if the Town will (1) authorize the Board of Selectmen to exercise the Town's right of refusal under General Laws Chapter 61 to purchase 20± acres of land located on Assessors' Map 53, Lot 22A, 120 Circuit Street as presented to the Town by Rebecca Milberry as Trustee of the Denham Family Realty Trust under a purchase and sale agreement with JS Barry Development LLC, 300 Longwater Drive, which was received by the Town Clerk and Selectmen's office on March 18, 2011 and a Notice of Intent received by the Selectmen's office on March 21, 2011 and (2) pursuant to Massachusetts General Laws, Chapter 44B and the Hanover General By-Laws, Section 4-19, appropriate from the Town's Community Preservation Funds, or authorize borrowing with Community Preservation Funds the amount of \$550,000, or another sum for said purposes, and (3) establish such terms therefore as it deems in the best interests of the Town, or take any other action relative thereto.

Community Preservation Committee
Board of Selectmen

Recommendation to be made at Town Meeting.

We move that the Town authorize the Board of Selectmen, on such terms as the Board deems to be in the best interest of the Town, (1) to acquire by purchase or eminent domain a parcel of land at 120 Circuit Street in Hanover shown as Parcel A on "Exhibit Plan 120 Circuit Street, Assessors' Map 53, Parcels 022, 22A, 30 and Map 61, Parcel 023 Hanover, MA" containing 22.2 acres more or less, or, in the alternative, a parcel of land at 120 Circuit Street as to which the Town has a right of first refusal under G.L. c.61 as presented to the Town by Rebecca Milberry as Trustee of the Denham Family Realty Trust under a purchase and sales agreement with J. S. Barry Development LLC, 300 Longwater Drive which was received by the Town Clerk and Selectmen on March 18, 2011 and a Notice of Intent received by the Selectmen's office on March 21, 2011; (2) to enter into a conservation restriction on such property in accordance with Massachusetts General Laws, Chapter 44B, the Community Preservation Act; and (3) that the Town appropriate from the Community Preservation Open Space Reserve Fund the amount of \$450,000 and appropriate from the Community Preservation Undesignated Reserve Fund the amount of \$130,00 for a total of \$580,000 for said purposes, and all costs incidental thereto.

The Moderator reminded Town Meeting that this Article requires a 2/3rds majority to pass.

SO VOTED UNANIMOUSLY

ARTICLE 6. To see if the Town will vote to appropriate, appropriate from available funds, or borrow in accordance with the Massachusetts General Laws, the sum of \$25,000, or another sum, for the purpose of installing an integrated Point of Sale System for the Food Service Program at Cedar School, Center School, Sylvester School and the Middle School, funds to be expended at the direction of the School Committee or take any other action relative thereto.

Hanover School Committee

We move that the Town not accept this article and take no further action.

***Commentary:** The Advisory Committee added an additional \$35,000 to the School Department's budget to fund this capital request.*

SO VOTED UNANIMOUSLY

MR. PALLOTTA MOTION TO ADJOURN SPECIAL TOWN MEETING

SO VOTED UNANIMOUSLY

MODERATOR DECLARED AT 7:45 TO ADJOURN THE SPECIAL TOWN MEETING UNTIL 8:00 P.M. AND THE START OF THE ANNUAL TOWN MEETING

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And you are hereby ordered to serve this Warrant by posting attested copies thereof fourteen days, at least, before the time of said meeting.

Given under our hands this 4th day of April 2011.

BOARD OF SELECTMEN

David C. Greene

Susan M. Setterland

Daniel A. Pallotta

Joseph P. O'Brien

Joseph R. Salvucci

_____ Constable _____, 2011

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Advisory Committee Budget Message

Budget Process

The Town of Hanover operates under state statutes and various Town bylaws. The legislative body is an open Town Meeting, in which all voters registered in Hanover are permitted to participate. Town Meeting has the sole authority to appropriate funds for the operating budget and capital projects. It is the Advisory Committee's responsibility to make budget recommendations to Town Meeting.

Like prior budgets, the FY2012 budget has been developed based upon projected assumptions of available revenue. The budget is based upon a budget ceiling or levy limit of revenue derived from local property taxes in accordance with Proposition 2½. This levy limit may be increased if Town Meeting adopts a budget requiring an override and the override amount is approved by a majority of voters at the polls. Added to the tax revenues are projections for state aid; miscellaneous revenues, such as fees, permits, and interest earned; and available funds, such as free cash and transfers from Special Revenue Funds.

While the projection of available revenues creates a budget ceiling for the Town, an expenditure floor is created by calculating certain fixed or semi-fixed costs, such as debt payments, employee benefits, and various assessments. These costs subtracted from projected revenues leave remaining funds that are available for discretionary spending, such as education, public safety, infrastructure maintenance, and community services.

On August 19, 2010, the Town of Hanover appointed a Town Manager in accordance with the Hanover Town Manager Act Chapter 67 of the Acts of 2009. The Town Manager reorganized and consolidated the organization into five departments consisting of Police, Fire Rescue and EMS, Public Works, Community Services, and Municipal Finance. Please note that Article 13 - Omnibus budget reflects this reorganization and consolidation. The budget detail is in the appendix of this warrant, along with the capital budget and revenue and expenditure charts.

FY2012 Budget Recommendation

By state law, the Advisory Committee is required to support a balanced budget to Town Meeting. An increase in expenditures in one area must be matched by either a corresponding decrease in expenditures in another area or a corresponding increase in revenues. Our fiscal year 2012 budget proposal has been balanced without an operating override. This proposal does constrain funding for many operating and capital activities for which there is a continuing need. However, no department came forward and identified that an operating override was critical in fiscal year 2012. In our opinion, Town Meeting cannot anticipate nor can future budgets be planned on the assumption that an operating override can be avoided indefinitely. The demand for increased services, the cost of maintaining the Town's existing infrastructure, improved or expanded buildings and facilities, cost of employee benefits, and the effects of inflation are creating an incredible strain on the Town's available revenues. This strain will only be relieved by an increase in tax revenue or a reduction in the services to which we have become accustomed.

Non-Financial Articles

As requested by the Town Moderator, main motions on non-financial articles are presented by the sponsor of the article, not the Advisory Committee. However, the Advisory Committee is still required to make a recommendation to Town Meeting. As of April 7, 2011, the date this report is being submitted to be printed, a number of main motions were not available for the Advisory Committee's consideration. Advice on these motions will be made at Town Meeting.

MUNICIPAL FINANCE TERMINOLOGY

The following terms are used frequently in the Annual Town Report and at Town Meeting. In order to provide everyone with a better understanding of their meaning, the following definitions are provided.

Appropriation

An appropriation is an authorization to make expenditures and to incur obligations for specific purposes. It is granted by Town Meeting and is usually limited in both the amount of and in the time period during which it may be expended. Any part of the omnibus budget (Article 13) not spent or encumbered by June 30 automatically reverts to surplus. A specific appropriation must be initiated within one year of approval or it reverts to surplus, also.

Budget

A budget is a plan of financial operation consisting of an estimate of proposed expenditures for a given period and the means of financing them. The budget is voted in the spring at Town Meeting for the fiscal year that begins July 1.

Capital Budget

A capital budget is a plan of proposed capital outlays for the next five years involving the acquisition of land or an expenditure of at least \$10,000 having a useful life of at least three years.

Capital Program

A plan of proposed capital outlays for the following five fiscal years that alerts Town Meeting of expected future capital outlays.

Cherry Sheet (State and County Charges and Receipts)

The "Cherry Sheet" (named for the color paper formerly used) is prepared by the State Department of Revenue. It charges the Town with its share of the expenses for running various state agencies and for county government. It credits the Town with its share of the Corporation Excise Tax, Individual Income Tax, Sales and Use Tax and the Massachusetts School Fund.

Fiscal Year

A 12 month period, commencing July 1 and ending June 30, to which the annual budget applies. Fiscal years are often denoted FYxx with the last two numbers representing the calendar year in which it ends, for example FY10 is the fiscal year ending June 30, 2010.

Undesignated Fund Balance

This account represents the amount by which cash, account receivables and other assets exceed liabilities and reserves in the General Fund. It is increased by unexpended balances in the omnibus budget appropriations, unexpended balances in separate appropriations, and actual receipts in excess of budgeted amounts.

Free Cash (Surplus, E & D)

Free cash is that portion of the Town's General Fund Undesignated Fund Balance that the Commissioner of the Massachusetts Department of Revenue certifies, as of July 1 of each year, as available for appropriation by Town Meeting. It is not cash, but rather, the Undesignated Fund Balance less delinquent real and personal property taxes, motor vehicle excise receivables, and departmental receivables.

Overlay

The overlay is the amount raised by the assessors in excess of appropriations for the purpose of creating a fund to cover abatements granted and avoiding fractions.

Overlay Reserve

This is the accumulated amount of the Overlay for various years not used or required to be held in the specific Overlay Account for a given year and may be appropriated by vote of the Town or closed to surplus.

Reserve Fund

This fund is established by the voters at the Annual Town Meeting only for the use of the Advisory Committee to pay for "extraordinary and unforeseen" expenses that may occur and may not exceed five percent of preceding year's tax levy.

Stabilization Fund

An account from which amounts may be appropriated for any lawful purpose. Prior to FY92, use of the Stabilization Fund was restricted to purposes for which cities and towns could legally borrow. Revisions to Ch. 40, Sec. 5B removed this restriction and amounts from the Stabilization Fund can now be appropriated for any legal purpose. A two-thirds vote of town meeting is required to appropriate money from the Stabilization Fund.

Tax Levy

The total amount to be raised by taxation of real estate and personal property. It consists of the total amounts appropriated less estimated receipts and transfers from available funds.

Terms associated with Proposition 2 1/2:**Tax Levy Limit**

The maximum amount of taxes that may be levied in any given year under the restrictions of Proposition 2 1/2. It is calculated as the prior year limit plus new growth plus 2 1/2 percent of the prior year levy limit.

Excess Levy Capacity

The difference between the Town's tax levy limit and its actual tax levy. It is the additional amount of taxes that could be levied without an override.

Override

An amount, voted by the Town, that is permanently added to the tax levy. A majority vote of the Board of Selectmen is required to put an override question on the ballot. Override ballot questions must be presented in dollar terms and must specify the purpose of the override. Overrides require a majority vote of approval by the town.

Debt or Capital Exclusions

The Town can assess taxes in excess of the tax levy limit by voting a debt exclusion or capital outlay exclusion. This amount does not become a permanent part of the levy base, but does allow the Town to assess taxes for a specific period of time in excess of the limit for payment of debt service or for payment of capital expenditures.

New Growth

The amount of property tax revenue that the town can add to its allowable tax levy as a result of new construction, alterations, subdivisions or change of use which increases the value of a parcel of land.

Transfers

The authorization to use an appropriation for a different purpose or to use moneys from a separate fund as a revenue source.

Water Enterprise

Effective July 1, 1992, a new enterprise fund was established to account for the operations of the

Town's Water Department. This separate accounting demonstrates how much of the costs of providing this service are recovered through user charges and how much is being subsidized through taxes. Typically, as is the case with Hanover's Water Department, the costs of providing enterprise fund services are recovered fully by user charges. The accounting for enterprise funds is similar to a commercial business.

The enterprise form of accounting does not alter the budgetary approval process, but does require communities to budget all of the revenues and direct/indirect costs associated with providing the service in the enterprise fund. To the extent that user charges recover fully the cost of providing the service, the retained earnings (surplus) stay with the enterprise fund and may be appropriated by Town Meeting to increase the services provided, maintained for future capital purchases, or used to reduce increases in future user charges.

An enterprise fund provides management information: to measure performance of providing service; and to analyze the impact of increasing user charges and increasing the budget.

ARTICLES FOR **ANNUAL** TOWN MEETING WARRANT,
Monday, May 2, 2011

The Moderator declared the Annual Town Meeting was opened at 8:05 P.M. with a legal quorum of at least 100 registered voters.

The Boy Scouts presented the Colors and led Town Meeting in the Pledge of Allegiance to the Flag.

The High School Vox sang the National Anthem

Mrs Itz Motion to wave the reading of the Articles for Special Town Meeting

SO VOTED UNANIMOUSLY

ARTICLE 1. To see if the Town will accept the reports of the Officers and Committees as printed in the Annual Town Report, or take any other action relative thereto.

Advisory Committee

We move that the Town accept the 2010 Annual Report as printed and to acknowledge and thank Jean Migre for her photograph of the new Senior Center which appears on the back cover.

Commentary: *This is a procedural article for the Town to accept the annual report.*

SO VOTED

ARTICLE 2. To hear reports of the Committees and State Officials and act thereon, or take any other action relative thereto.

Advisory Committee

We move that the Town accept these reports.

SO VOTED UNANIMOUSLY

ARTICLE 3. To see if the Town will authorize its Treasurer to accept such trust funds as may be placed in his or her hands during the Fiscal Year ending June 30, 2012, or take any other action relative thereto.

Town Treasurer and Tax Collector
Board of Selectmen

We move that the Town vote to authorize the Treasurer to accept trust funds for the Fiscal Year ending June 30, 2012.

Commentary: *This article allows the Treasurer to accept trust funds that are given to the Town during year.*

SO VOTED UNANIMOUSLY

ARTICLE 4. To see if the Town will vote to authorize its Treasurer, with the approval of the Board of Selectmen, to dispose of such parcels of real estate as may have been, or may be taken by the Town under Tax Title foreclosure proceedings, or take any other action relative thereto.

Town Treasurer and Tax Collector
Board of Selectmen

We move that the Town vote to authorize the Treasurer, with the approval of the Board of Selectmen, to dispose of tax title property.

***Commentary:** This article allows the Treasurer to sell property that the Town has acquired through the tax title foreclosure process.*

SO VOTED UNANIMOUSLY

ARTICLE 5. To see if the Town will vote to authorized the Board of Selectmen to sell certain town owned property as authorized by Massachusetts General Law as follows; land located on Assessor's Map 56, Lot 17 on Hanover Street formerly owned by Alan R. Keith, land located on Assessor's Map 43, Lot 60 off of Circuit and Hanover Streets formerly owned by Bradshaw Sand and Gravel, Inc, or take any other action relative thereto.

Board of Selectmen

We move that the Town accept this article as written.

***Commentary:** These properties have no value to the Town, but do have value to the neighbors. These properties must be sold through public auction.*

SO VOTED UNANIMOUSLY

ARTICLE 6. To see if the Town will authorize its Treasurer and Collector to enter into compensating balance agreements for the Fiscal Year ending June 30, 2012, pursuant to Chapter 44, Section 53F of the Massachusetts General Laws, or take any other action relative thereto.

Town Treasurer and Tax Collector

We move that the Town vote to authorize the Treasurer/Collector to execute compensating balance agreements for the Fiscal Year ending June 30, 2012.

***Commentary:** This article gives the Town Treasurer/ Collector the option to enter into compensating balance agreements.*

SO VOTED UNANIMOUSLY

ARTICLE 7. To see if the Town will assume liability in the manner provided by Section 29 and 29A of Chapter 91 of the Massachusetts General Laws, as most recently amended, for all damages that may be incurred by work to be performed by the Department of Environmental Protection, or take any other action relative thereto.

We move that the Town vote to accept this article for the Fiscal Year ending June 30, 2012.

***Commentary:** Each year, the Town is required by the State to assume responsibility for liability and damages which may be incurred by the State while improving, developing, maintaining and protecting tidal and non-tidal rivers. This article would acknowledge and accept that responsibility.*

SO VOTED UNANIMOUSLY

ARTICLE 8. To see if the Town will vote to fix the pay of its elective officers as required by law as follows, or take any other action relative thereto.

Town Clerk
Moderator: Annual Meeting
Special Meeting

Advisory Committee
Town Manager

We move that the Town set the pay of its elective officers for fiscal year 2012 required by law as follows:

Town Clerk, annual salary for the incumbent to be \$54,563 which includes any amounts due under Massachusetts General Laws Chapter 41, Section 19G.

Moderator \$100 for Annual Town Meeting and \$100 for Special Town Meeting.

***Commentary:** The Advisory Committee supports the salaries of the current elected officials and also supports a significant decrease in the salary of the incumbent if he were to leave office.*

SO VOTED UNANIMOUSLY

ARTICLE 9. To see if the Town will vote to raise and appropriate, or appropriate from available funds, a sum of money to the School Sick Leave Buyback Fund, or take any other action relative thereto.

Advisory Committee
Hanover School Committee

We move that the Town vote to appropriate the sum of \$124,000 to the School Sick Leave Buyback Fund. Said funds to be expended at the direction of the School Committee and specify further that said appropriation shall not be returned to the Treasury except by the vote of Town.

***Commentary:** Sick leave buyback is a contractual benefit available to School employees enabling them to "cash in" unused sick leave upon retirement. The School Committee has limited future exposure to capping buyback amounts and/or eliminating the benefit entirely in collective bargaining agreements and employee contracts. We anticipate that additional*

appropriations will be required through the next few fiscal years in order to pay the expenses of those employees who are still eligible under the original program.

SO VOTED UNANIMOUSLY

ARTICLE 10. To see if the Town will vote to raise and appropriate, or appropriate from available funds, a sum of money to the Town Sick Leave Buyback Fund, or take any other action relative thereto.

Advisory Committee
Town Manager

We move that the Town vote to appropriate the sum of \$175,000 to the Town Sick Leave Buyback Fund. Said funds to be expended at the direction of the Town Manager and specify further that said appropriation shall not be returned to the Treasury except by the vote of the Town.

***Commentary:** Sick leave buyback is a contractual benefit available to Town employees enabling them to “cash in” unused leave upon retirement. The Town has limited future exposure to capping buyback amounts and/or eliminating the benefit entirely in collective bargaining agreements and employee contracts. We anticipate that additional appropriations will be required through the next few fiscal years in order to pay the expenses of those employees who are still eligible under the original program.*

SO VOTED UNANIMOUSLY

ARTICLE 11. To see if the Town will authorize and direct, as authorized under Mass General Laws, Chapter 71, Section 68, or any other enabling Massachusetts Statute, the Town to have General Charge and Superintendence of schoolhouses and keep them in good order for the Town of Hanover, and to raise and appropriate, appropriate from available funds, or transfer funds as needed, said change to become effective July 1, 2012, or take any other action relative thereto.

Board of Selectmen
Town Manager

We move that the Town, as authorized under Massachusetts General Laws Chapter 71, Section 68, move the responsibility for the Town’s school houses and land presently under the School Committee to the Town Manager, or as otherwise provided in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover” so as to centralize the maintenance, upkeep, general charge and superintendence of schoolhouses, with said change to become effective July 1, 2012.AS

The Advisory Committee supports the motion presented by the Board of Selectmen.

***Commentary:** It has been a long-term goal of the Advisory Committee to have the maintenance of Town Buildings and vehicles centralized in one department. This year, the Town hired a Facilities Engineering Manager to oversee the maintenance of Town and School buildings. This article is the next step in this centralization process.*

MOTION TO MOVE THE ARTICLE BY PAUL NIMESKERN

SO VOTED UNANIMOUSLY

THE MAIN MOTION

SO VOTED

MODERATOR CALLED FOR THE COUNTERS TO BE SWORN BY THE CLERK

THE COUNTERS ARE:

THERESA DELAHUNT, 125 RIVER RD

JAMES HOUSLEY, 65 FRANK'S LANE, U 110

RICHARD HOUSLEY, 288 WOODLAND DR

JAMES HUNT, 234 MANN'S DR

BARBARA TOOHEY, 57 TWIN FAWN DR.

COUNTERS SWORN

YES 112 NO 69

SO VOTED

ARTICLE 11 PASSES

ARTICLE 12. To see if the Town will vote to transfer from undesignated fund balance the sum of \$167,746 to the Public Educations and Government (PEG) receipts reserved for appropriation account, or take any other action in relation thereto.

Town Manager

We move that the Town vote to transfer from the undesignated fund balance the sum of \$167,746 to the Public Educations and Government (PEG) receipts reserved for appropriation account.

Commentary: *The amount that is being transferred from our free cash into the PEG access receipts reserved for appropriations account is an amount of money that was received from Comcast and Verizon and remained unspent. We are creating a separate fund for the monies to be deposited into and appropriated from every year for the budget and capital items for the sole purpose to support PEG access.*

SO VOTED UNANIMOUSLY

ARTICLE 13. To see if the Town will vote to raise and appropriate, appropriate from available funds, or borrow, such sums of money to budget and pay for town charges for the period July 1, 2011, through June 30, 2012, inclusive, or take any other action relative thereto.

Advisory Committee
Town Manager

We move that the Town vote to raise and appropriate, or appropriate from available funds, such sums of money to defray Town charges in the amounts specified and by the method designated as in the Advisory Committee Supplemental handout entitled Article 13 – Omnibus Budget, each item is to be expended by the Town Manager in accordance with Chapter 67 of the Acts of 2009 Manager Act for the purposes identified and those purposes only, and each item to be considered a separate appropriation for that purpose only.

Commentary:

Effective August 19, 2010 the Board of Selectmen appointed Stephen Rollins as Town Manager in accordance with the Hanover Town Manager Act. Appointing a Town Manager changed the budget process under the act. The new process requires the Manager to prepare and submit a budget at a public meeting not later than ninety (90) days prior to the Annual Town Meeting. The Board of Selectmen asked for a level funded budget and it was presented to the Board of Selectmen and Advisory Committee on February 1, 2011.

The Town Manager reorganized the Town into 5 departments, Police, Fire Rescue & EMS, DPW, Finance and Community Services. The budget reflects this organizational change with consolidation of all the line items into major categories. In the appendix of your Town Meeting warrant you will see a chart that follows the format of the old budget into the format of the new budget and the commentary detailing the changes that took place.

Although this budget took on a new look, our approach to reviewing the budget stayed the same. This allowed us to use revenue increases (new growth and Proposition 2 1/2) to fund town wide expenses such as health insurance, unemployment insurance and software maintenance which benefits both the School and Town. As the budget estimates were revised there were increases in the following line items: School Department \$100,000, South Shore Regional School Assessment \$14,178, General Government \$70,000(\$10k was moved to this budget from Community Services) and Centralized Maintenance \$85,000.

In the future, health insurance and pension assessments will continue to increase and absorb most of our available revenue growth. The Town will not be able to absorb contractual salary increases without a reduction of services. The current capital program has significantly suffered in recent years due to funding the operating budget and will continue to suffer unless we identify specific revenue sources for capital funding.

These are the current budget issues the town faces which cannot be solved unless good fiscal policy is developed and, revenues identified and/or budgets reduced.

AMENDED THE SCHOOL BUDGET

We move that the Town vote to amend Article 13, Omnibus Budget, as printed in the Advisory

Committee Supplemental handout and appropriate an additional \$120,000 from undesignated fund balance to the Education Budget for FY2012

SO VOTED UNANIMOUSLY

Article 13 - FY2012 Omnibus Budget

FY2011 BUDGET WITH REORGANIZATION FY2012 BUDGET RECOMMENDATION Foot Note
DIFFERENCE %

General Government General Government

Salaries \$1,050,738 Salaries \$1,100,307 M **\$49,569 4.72%**

Expenses \$202,603 Expenses \$232,623 M **\$30,020 14.82%**

Police Department Police Department

Salaries \$2,968,434 Salaries \$2,971,612 **\$3,178 0.11%**

Expenses \$296,840 Expenses \$292,190 **(\$4,650) -1.57%**

Fire Rescue & EMS Fire Rescue & EMS

Salaries \$2,080,845 Salaries \$2,067,114 A **(\$13,731) -0.66%**

Expenses \$235,150 Expenses \$248,711 B **\$13,561 5.77%**

Community Services Community Services

Salaries \$765,284 Salaries \$733,041 K **(\$32,243) -4.21%**

Expenses \$162,076 Expenses \$168,399 L **\$6,323 3.90%**

Library Salaries \$315,071 Library Salaries \$315,071 **(\$0) 0.00%**

Library Expenses \$178,207 Library Expenses \$178,207 **\$0 0.00%**

Library Fines: \$15,239 Library Fines: \$15,049 **(\$190) -1.25%**

CPC Adm. Expense \$50,339 CPC Adm. \$45,564 N **(\$4,775) -9.49%**

Education Education

Salaries & Expenses \$23,140,296 Salaries & Expense \$23,240,296 **\$100,000 0.43%**

SS Regional School SS Regional School

Assessment \$794,793 Assessment \$808,971 **\$14,178 1.78%**

Community Access & Media (PEG) Community Access & Media (PEG)

Salaries \$70,000 Salaries \$59,448 D **(\$10,552) -15.07%**

Expenses \$32,000 Expenses \$85,900 E **\$53,900 168.44%**

DPW DPW

Salaries \$1,054,232 Salaries \$1,056,982 G **\$2,750 0.26%**

Expenses \$1,313,520 Expenses \$1,299,595 H,M **(\$13,925) -1.06%**

Centralized Facilities Maint Salaries \$217,470 Centralized Facilities Maint Salaries: \$230,470 **\$13,000 5.98%**

Centralized Facilities Maint Expenses \$111,360 Centralized Facilities Maint Expenses \$111,360 **\$0 0.00%**

Centralized Facilities Maint \$0 Centralized Facilities Maint \$85,000 **\$85,000 100%**

Snow & Ice Removal Salaries \$73,000 Snow & Ice Removal Salaries: \$73,000 **\$0 0.00%**

Snow & Ice Removal Expenses \$307,000 Snow & Ice Removal Expenses \$307,000 **\$0 0.00%**

Townwide Expenses \$6,393,314 Townwide Expenses \$6,746,608

F,I,

M,O **\$353,294 5.53%**

Debt Expenses \$3,838,918 Debt Expenses \$4,737,022 C,J,P \$898,104 23.39%

Total All: \$45,666,730 Total Recommended Budget Art #13 \$47,209,542 \$1,542,811 3.38%

CPC Admin Expenses under Article #17 (\$50,339)

Library Fines under Article #15 (\$15,239)

Approved Town Mtg. under Article #13 \$45,601,152

FY 2012 Footnotes

(A) the Advisory Committee recommends that \$375,000 from the Ambulance Receipts Reserved from Appropriation Account be appropriated to Fire Department Salarie

(B) the Advisory Committee recommends that \$88,050 from the Ambulance Receipts Reserved from Appropriation Account be appropriated to Fire Department expense

(C) the Advisory Committee recommends that \$65,275 from the Ambulance Receipts Reserved from Appropriation Account be appropriated to Debt Service

(D) the Advisory Committee recommends that \$59,448 from the PEG Access Receipts Reserved from Appropriation Account be appropriated to PEG Access Salaries

- (E) the Advisory Committee recommends that \$85,900 from the PEG Access Receipts Reserved from Appropriation Account be appropriated to PEG Access Expenses
- (F) the Advisory Committee recommends that \$8,781 from the PEG Access Receipts Reserved from Appropriation Account be appropriated to the operating budget for indirect costs
- (G) the Advisory Committee recommends that \$65,000 from the Cemetery Graves and Foundations Account be appropriated to Cemetery Payroll
- (H) the Advisory Committee recommends that \$10,000 from the Cemetery Perpetual Care Interest Fund be appropriated to Cemetery Expenses
- (I) the Advisory Committee recommends that \$1,327,366 from the Undesignated Fund Balance be appropriated to Group Health Insurance Expenses
- (J) the Advisory Committee recommends that \$10,872 from the Septic Betterment Account be appropriated to WPAT Bond
- (K) the Advisory Committee recommends that \$9,000 from the Wetlands Protection Fund be appropriated to Community Services Payroll
- (L) the Advisory Committee recommends that \$1,000 from the Wetlands Protection Fund be appropriated to Community Services Expenses
- (M) the Advisory Committee recommends that \$358,416 from the Water Enterprise Fund be appropriated to the operating Budget for Indirect costs
- (N) the Advisory Committee recommends that \$45,564 from the Community Preservation Fund Fund be appropriated to CPC Administrative Expenses
- (O) the Advisory Committee recommends that \$2,803 from the Community Preservation Fund Fund be appropriated to the operating budget for indirect costs
- (P) the Advisory Committee recommends that \$354,681 from the Community Preservation Fund Fund be appropriated to CPC Debt Service

SO VOTED UNANIMOUSLY

ARTICLE 14. To see if the Town will vote to raise and appropriate, appropriate from available funds, or borrow, such sums of money to budget and pay for the operation and expenses of the Water Department for the period July 1, 2011, through June 30, 2012, inclusive, or take any other action relative thereto.

Advisory Committee
Town Manager

We move that the Town vote to appropriate from available funds, such sums of money to defray Water Department charges in the amounts specified and by the method designated as recommended in the following pages entitled Article 14 – Water Enterprise Budget, each item is to be expended by the Town Manager in accordance with Chapter 67 of the Acts of 2009 Manager Act for the purposes identified and those purposes only, and each item to be considered a separate appropriation for that purpose only.

| ARTICLE 14 <u>WATER ENTERPRISE BUDGET</u> | FY11 | FY12 | FY12 | DOLLAR |
|--|----------------------|--------------------|----------------------------|-------------------------|
| | <u>APPROPRIATION</u> | <u>REQUEST</u> | <u>ADVISORY RECOMMENDS</u> | <u>CHANGE FROM FY11</u> |
| WATER DEPARTMENT- PAYROLL | \$1,221,700 | \$1,193,300 | \$1,193,300 | -\$28,400 |
| WATER DEPARTMENT – EXPENSES | \$1,150,100 | \$1,055,300 | \$1,055,300 | -\$94,800 |
| SUBTOTAL - WATER DEPARTMENT | \$2,371,800 | \$2,248,600 | \$2,248,600 | (\$123,200) |
| DEBT SERVICE | \$825,563 | \$800,038 | \$800,038 | -\$25,525 |
| SUBTOTAL - WATER DEBT SERVICE | \$825,563 | \$800,038 | \$800,038 | (\$25,525) |

| | | | | |
|---|--------------------|--------------------|--------------------|--------------------|
| TOTAL - WATER ENTERPRISE OPERATING BUDGET | <u>\$3,197,363</u> | <u>\$3,048,638</u> | <u>\$3,048,638</u> | <u>(\$148,725)</u> |
| <u>SOURCES OF FUNDS</u> | | | | |
| WATER ENTERPRISE REVENUE | \$3,197,363 | \$3,048,638 | \$3,048,638 | -\$148,725 |
| GRAND TOTAL - SOURCES OF FUNDS | <u>\$3,197,363</u> | <u>\$3,048,638</u> | <u>\$3,048,638</u> | <u>-\$148,725</u> |
| SURPLUS / (DEFICIT) | <u>\$0</u> | | <u>\$0</u> | <u>\$0</u> |

Commentary: *The Advisory Committee is recommending a total Water Enterprise Budget of \$3,048,638, which is a reduction of \$148,725 in the budget for Fiscal Year 2012.*

SO VOTED UNANIMOUSLY

ARTICLE 15. To see if the Town will vote, as recommended by the Community Preservation Committee, to appropriate the Town's Community Preservation Revenues for fiscal Year 2012 as follows:

- I. 10% of the said revenues to be set aside for future appropriation for open space (other than open space for recreational use);
- II. 10% of the said revenues to be set aside for future appropriation for historic resources;
- III. 10% of the said revenues to be set aside for future appropriation for community housing; or take any other action relative thereto.

Community Preservation Committee

We move that that the Town vote as recommended by the Community Preservation Committee to appropriate the Town's Community Preservation Revenues for Fiscal Year 2012 as follows:

- I. **10% of the said revenues to be set aside for future appropriation for open space (other than open space for recreational use);**
- II. **10% of the said revenues to be set aside for future appropriation for historic resources;**
- III. **10% of the said revenues to be set aside for future appropriation for community housing.**

Said funds to be expended for the purposes stated herein within the scope proposed and approved by the Community Preservation Committee and for the purposes approved by this Town Meeting, by the Town Manager.

Commentary: *The Community Preservation Act requires that a minimum of 10% of the annual revenues of the fund must be set aside in each of the three categories of open space and recreational use, historic resources and community housing. The remaining 70% can be allocated for any combination of the allowed uses. The allocation of the 10% is determined after the state's matching funds are received.*

SO VOTED UNANIMOUSLY

ARTICLE 16. To see if the Town will authorize the Board of Selectmen to petition the Great and General Court of the Commonwealth to enact special legislation that would exempt the position of Deputy Fire Chief from the provisions of the Civil Service Law and Rules, or take any other action relative thereto.

Town Manager
Board of Selectmen

We move that the Town authorize the Board of Selectmen to petition the Great and General Court to enact special legislation to remove the position of Deputy Fire Chief from the provisions of the Civil Service Law and Rules.

The Advisory Committee supports the motion presented by the Board of Selectmen.

***Commentary:** The Advisory Committee supports the exclusion of management in civil service. There have been an inadequate number of candidates who have taken the test and been eligible for hire for the deputy chief's position. The civil service staffing has declined significantly in recent years and has been unable to support communities needing to hire through civil service. In addition, the Fire Chief and Deputy Fire Chief support the removal of this position from Civil Service.*

PAUL NIMESKERN MADE A MOTION TO MOVE THE QUESTION

SO VOTED UNANIMOUSLY

MAIN MOTION

ARTICLE 16 IS DEFEATED

MODERATOR CALLED FOR THE COUNTERS

YES 74 NO 79

MR. PALLOTTA MOTION TO ADJOURN UNTIL 7:00 TUESDAY NIGHT

SO VOTED

MODERATOR ADJOURNED TOWN MEETING AT 10:50 P.M.

MODERATOR DECLARED TOWN MEETING BACK IN SESSION TUESDAY, MAY 3, 2011 AT 7:15 P.M.

ARTICLE 17. To see if the Town will vote to appropriate from undesignated fund balance, the sum of \$505,437 for the purpose of testing and cleanup of MTBE (Methyl Tertiary Butyl Ether) and other contaminants that have found and or may find their way into the Town's water supply, said funds representing the net proceeds of a class action products liability lawsuit brought against the manufacturers and distributors of gasoline containing MTBE which are to be

expended at the direction of the Town Manager, or to take any other action relative thereto.

Board of Public Works
Town Manager

We move that the Town vote to appropriate from the undesignated fund balance, the sum of \$505,437 for the purpose of testing and cleanup of MTBE (Methyl Tertiary Butyl Ether) and other contaminants that have found and or may find their way into the Town's water supply, to an account entitled "MTBE (Methyl Tertiary Butyl Ether) and other contaminants clean-up fund" said funds representing the net proceeds of a class action products liability lawsuit brought against the manufacturers and distributors of gasoline containing MTBE and to further authorize the deposit of any additional settlement proceeds into this fund that are received from this class action suit without further action by the town meeting, said funds to expended for this purpose at the direction of the Town Manager provided that Town Meeting action be needed to expend these funds for any other purpose.

***Commentary:** The Town received \$505,437 in a class action suit against manufacturers and distributors of gasoline containing MTBE (Methyl Tertiary Butyl Ether). This appropriation will allow the Town Manager to expend funds for the purpose of testing and cleaning the Town's water supply of MTBE (Methyl Tertiary Butyl Ether) and other contaminants.*

SO VOTED UNANIMOUSLY

ARTICLE 18. To see if the Town will to raise and appropriate the sum of \$1,000.00 to the Stetson House Fund for the purpose of maintenance and repairs to buildings and property at 514 Hanover Street with the expenditures of said funds to be under the direction of the Overseers of the Stetson House and the Board of Selectmen and specify that said appropriation shall not be returned to the Treasury except by vote of the Town, or take any other action relative thereto.

Overseers of the Stetson House

We move that the Town not accept this article and take no further action.

***Commentary:** We believe CPC funds should be used for repairs to this historic property.*

COUNTERS REMINDED THAT THEY ARE STILL SWORN IN, HOWEVER 2 NEW COUNTERS SWORN IN:

MAURA K. DOWLING, 72 ROSARIA LANE
CATHERINE G HARDER-BERNIER, 143 MAPLEWOOD DR

YES 45 NO 66

THE MOTION IS DEFEATED

DON MORRISON NEW MOTION FOR ARTICLE 18:

We move that the Town vote to raise and appropriate the sum of \$1,000.00 to the Stetson House Fund and specify that said appropriation shall not be returned to treasurer except by the vote of

the Town. Said funds be expended by the Town Manager

SO VOTED UNANIMOUSLY

ARTICLE 19. To see if the Town will vote to appropriate for the use of the Trustees of the John Curtis Free Library the sum of \$15,049.22, now in the Unreserved Balance Account, representing fines received by the Library during fiscal year 2010, or take any other action relative thereto.

Trustees of the John Curtis Free Library

We move that the Town not accept this article and take no further action.

Commentary: *Library fines for fiscal year 2010 have been included in the Library's budget for FY2012.*

SO VOTED UNANIMOUSLY

ARTICLE 20: To see if the Town will vote to accept, relative to the Town owned 645 Center Street property, the proposal to do renovation and construction on the property which has been submitted and accepted by the Community Preservation Committee as a result of a Request for Proposal consistent with Article 58 of Town Meeting 2007 (Purchase of 645 Center Street with Community Preservation funds), Article 29 of Town Meeting 2008 (Authority for CPC and Board of Selectmen to subdivide, lease or otherwise transfer property for community housing, historic preservation and open space), Article 71 of Town Meeting 2009 (Appropriating \$300,000 for restoration of the historic structure) and Article 59 of Town Meeting 2010 (Authorizing CPC and Selectmen to subdivide, lease, sell or otherwise transfer property) and to direct the Board of Selectmen to proceed accordingly, or take any action relative thereto.

Community Preservation Committee

We move that the Town not accept this article and take no further action.

Commentary: *The Advisory Committee supports the Board of Selectmen on this article.*

SO VOTED

ARTICLE 21: To see if the Town will vote to rescind the 2009 Annual Town Meeting vote under Article 71 authorizing the Community Preservation Committee to restore and renovate the house at the 645 Center Street property and to rescind the portion of the 2008 Annual Town Meeting vote under Article 29 authorizing the historic preservation of any existing structures deemed feasible for the 645 Center Street property, or take any action relative thereto.

Board of Selectmen

We move that the Town accept this article as written.

Commentary: *The Advisory Committee supports the Board of Selectmen on this article.*

SO VOTED

ARTICLE 22. To see if the Town will vote, Pursuant to Massachusetts General Laws (M.G.L.) Chapter 44B (Community Preservation), and the Hanover General Bylaws, Section 4-19, to appropriate a sum of \$100,000, from the Town's Community Preservation Fund (CPF) from the Community Housing Reserve Fund Balance to be transferred to the Hanover Affordable Housing Trust to provide for the creation and preservation of affordable housing in Hanover, said funds to be expended for the purposes stated herein within the scope proposed and approved by the Community Preservation Committee and for the purposes approved by this Town Meeting, by the Town Manager, or take any other action relative thereto.

Community Preservation Committee
Affordable Housing Trust
Housing Authority

We move that the Town vote, Pursuant to Massachusetts General Laws (M.G.L.) Chapter 44B (Community Preservation), and the Hanover General Bylaws, Section 4-19, to appropriate a total sum of \$100,000, from the Town's Community Preservation Affordable Housing Reserve Fund Balance to be transferred to the Hanover Affordable Housing Trust to provide for the creation and preservation of affordable housing in Hanover, said funds to be expended for the purposes stated herein within the scope proposed and approved by the Community Preservation Committee and for the purposes approved by this Town Meeting, by the Town Manager.

Commentary: This transfers money into the Affordable Housing Trust. This will enable the Affordable Housing Trust to act promptly in order to make acquisitions related to affordable housing.

SO VOTED UNANIMOUSLY

ARTICLE 23. To see if the Town will vote, Pursuant to Massachusetts General Laws (M.G.L.) Chapter 44B (Community Preservation), and the Hanover General Bylaws, Section 4-19, to appropriate \$80,000, or another sum, from the Town's Community Preservation Fund (CPF) Historic Preservation Reserve Balance, for "Preservation and Restoration of The Town's Historic Cemeteries", said funds to be expended for the purposes stated herein within the scope approved by the Community Preservation Committee and as approved by this Town Meeting, by the Town Manager, or take any other action relative thereto.

Community Preservation Committee
Historical Commission

We move that the Town vote, pursuant to Massachusetts General Laws (M.G.L.) Chapter 44B (Community Preservation), and the Hanover General Bylaws, Section 4-19, to appropriate \$80,000 from the Town's Community Preservation Fund (CPF) Historic Preservation Reserve Fund Balance, for preservation and restoration of the Town's Historic Cemeteries, said funds to be expended within the scope proposed and approved by the Community Preservation Committee and for the purposes approved by this Town Meeting, by the Town Manager.

Commentary: The May 2009 Town Meeting voted to approve Article 68, which appropriated

\$40,000 to fund an Assessment of Needs for Restoration and Preservation of the Historical Town Owned Cemeteries. Acceptance of this article funds a portion of the actual preservation and restoration of these cemeteries. This project falls within the scope of the Community Preservation Act.

SO VOTED UNANIMOUSLY

ARTICLE 24. To see if the Town will vote, pursuant to Massachusetts General Laws (M.G.L.) Chapter 44B (Community Preservation), and the Hanover General Bylaws, Section 4-19, to appropriate the sum of \$800,000, or another sum, from the Town’s Community Preservation undesignated fund balance for the purpose of paying the principal on the Bond Anticipation Note for the King Street Fields, or take any other action in relation thereto.

Community Preservation Committee

We move that the Town vote, pursuant to Massachusetts General Laws (M.G.L.) Chapter 44B (Community Preservation), and the Hanover General Bylaws, Section 4-19, to appropriate \$670,000 from the Town’s Community Preservation Fund (CPF) Undesignated fund balance and \$130,000 from FY2012 Community Preservation Revenues for the purpose of paying the principal on the Bond Anticipation Note for the King Street Fields, said funds to be expended within the scope proposed and approved by the Community Preservation Committee and for the purposes approved by this Town Meeting, by the Town Manager.

***Commentary:** The Community Preservation fund has 3.1 million dollars in outstanding short term debt. The Community Preservation Committee has voted to pay down \$800,000 of the outstanding notes. When the Town issues long term notes in September they will save approximately 1 million dollars in interest over 20 years.*

SO VOTED UNANIMOUSLY

ARTICLE 25. To see if the Town will accept the amendments shown below to the current General Bylaws in order to reflect the duties and responsibilities of the Town Manager as shown in "an Act establishing a Town Manager form of Government for the Town of Hanover" or take any other actions relative thereto:

| In this section of the current General Bylaws... | delete the word/word(s) shown on this chart in <i>bold italics</i> and... | add the word/word(s) shown on this chart in bold : |
|--|---|---|
| 4-2 A. TOWN ACCOUNTANT Section 1. | There shall be a Town Accountant appointed by the <i>Selectmen</i> and responsible to the <i>Selectmen</i> for the operation of the town accounting system involving the classification and recording of town income and expenditures for all | There shall be a Town Accountant appointed by the Town Manager, or as otherwise provided for in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover” and responsible to |

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| | departments, trust funds and town debt activities. | the Town Manager for the operation of the town accounting system involving the classification and recording of town income and expenditures for all departments, trust funds and town debt activities. |
| 4-2 C. CONSOLIDATE DEPARTMENT OF MUNICIPAL FINANCE Section 4. | There shall be a Director of Municipal Finance who shall be appointed by the <i>Selectmen</i> , and report to the <i>Town Administrator</i> , when acting as the Board's designee. | There shall be a Director of Municipal Finance who shall be appointed by the Town Manager, or as otherwise provided for in accordance with "an Act establishing a Town Manager form of Government for the Town of Hanover" with the approval of the Selectmen and report to the Town Manager . |
| 4-2 C. CONSOLIDATE DEPARTMENT OF MUNICIPAL FINANCE Section 5. | The Director of Municipal Finance shall appoint the Accountant, the Treasurer/Collector, Assistant Assessor/Appraiser, and the Data Processing Personnel (Computer), subject to approval by the <i>Selectmen</i> , except the appointment of the Assistant Assessor/Appraiser is subject to the approval of the Board of Assessors. | The Director of Municipal Finance shall appoint the Accountant, the Treasurer/Collector, Assistant Assessor/Appraiser, and the Data Processing Personnel (Computer), subject to approval by the Town Manager, or as otherwise provided in accordance with "an Act establishing a Town Manager form of Government for the Town of Hanover" . |
| 4-2 C. CONSOLIDATE DEPARTMENT OF MUNICIPAL FINANCE Section 8. | The Director of Municipal Finance may be removed for due cause as determined, and so voted upon, <i>by the Board of Selectmen</i> . | The Director of Municipal Finance may be removed for due cause by the Town Manager, or as provided for in accordance with "an Act establishing a Town Manager form of Government for the Town of Hanover" . |
| 4-3 SELECTMEN Section 7. The Zoning Enforcement Officer a. | The Zoning and Code Officer shall be appointed annually by the <i>Board of Selectmen</i> and shall serve under <i>their</i> authority and supervision. | The Zoning and Code Officer shall be appointed annually by the Town Manager, or as otherwise provided for in accordance with "an Act establishing a Town Manager form of |

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| | | Government for the Town of Hanover” and shall serve under his/her authority and supervision. |
| 4-12 CONSERVATION COMMISSION Section 2. (3) | It shall be the duty of the Conservation Commission to: Administer the conservation fund, including the power to receive and apply private contributions to the same, and to administer land purchased by or given to the Town for the purpose of conservation, as well as any land placed under its jurisdiction by Town Meeting or by the Board of Selectmen. | It shall be the duty of the Conservation Commission to: Administer the conservation fund, including the power to receive and apply private contributions to the same, and to administer land (or as otherwise provided for in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover”) purchased by or given to the Town for the purpose of conservation, as well as any land placed under its jurisdiction by Town Meeting or by the Board of Selectmen. |
| 4-14 POLICE CHIEF Section 1. Appointment | There shall be a Police Chief appointed by the Board of Selectmen for an indefinite term subject to a six month probationary period. | There shall be a Police Chief appointed by the Town Manager, or as otherwise provided for in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover” for an indefinite term subject to a six month probationary period. |
| 4-14 POLICE CHIEF Section 2. Qualifications | The Board of Selectmen may establish other desirable criteria for this position to assure the selection of a qualified person to administer the department. | The Town Manager, or as otherwise provided for in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover” may establish other desirable criteria for this position to assure the selection of a qualified person to administer the department. |
| 4-14 POLICE CHIEF Section 4. Duties | The Chief shall make such reports of departmental activities as may be required by the Board of Selectmen . | The Chief shall make such reports of departmental activities as may be required by the Town Manager, or as otherwise provided for in |

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| | | accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover”. |
| 4-14 POLICE CHIEF Section 4. Duties 6. | The Chief shall perform or cause to be performed all police-related duties and tasks considered necessary by the Board of Selectmen , not in contravention of the Massachusetts General Laws. | The Chief shall perform or cause to be performed all police-related duties and tasks considered necessary by the Town Manager, or as otherwise provided for in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover” not in contravention of the Massachusetts General Laws |
| 4-14 POLICE CHIEF Section 5. Suspension or Discharge 1. | During the probationary period, the Board of Selectmen may suspend or discharge the Police Chief without a hearing prior to such action. Within twenty-four hours, the Board shall notify the Chief in writing of the reasons for suspension or discharge. | During the probationary period, the Town Manager, or as otherwise provided for in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover” with the approval of the Selectmen may suspend or discharge the Police Chief without a hearing prior to such action. Within twenty-four hours, the Town Manager shall notify the Chief in writing of the reasons for suspension or discharge. |
| 4-14 POLICE CHIEF Section 5. Suspension or Discharge 2. | After the probationary period, the Police Chief may be suspended for more than five working days only after prior notice is given by the Board of Selectmen . | After the probationary period, the Police Chief may be suspended for more than five working days only after prior notice is given by the Town Manager, or as otherwise provided for in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover” with the approval of the Selectmen . |
| 4-14 POLICE CHIEF Section 5. Suspension or Discharge | After completion of the probationary period, the Police Chief can be discharged only | After completion of the probationary period, the Police Chief can be discharged only |

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| 3. | <p>for just cause. The Board of Selectmen shall forward written notice of discharge, together with the reasons therefrom to the Police Chief within twenty-four hours of the decision. Within seventy-two hours, the Police Chief may file a written request for a hearing. The hearing shall be open to the public if so requested by the Chief. The Chief shall be entitled to legal counsel at the hearing, and the hearing shall be informal, subject only to the rules of procedure established for regular meetings of the Board of Selectmen. Said hearing shall be held within five days of receipt of a written request. Within seven days of the hearing, the Board of Selectmen shall confirm or reconsider their decision in a public meeting of the Board. This action will be effective immediately unless otherwise specified by the Board.</p> | <p>for just cause. The Town Manager , or as otherwise provided for in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover” with the approval of the Selectmen shall forward written notice of discharge, together with the reasons therefrom to the Police Chief within twenty-four hours of the decision. Within seventy-two hours, the Police Chief may file a written request for a hearing. The hearing shall be open to the public if so requested by the Chief. The Chief shall be entitled to legal counsel at the hearing, and the hearing shall be informal, subject only to the rules of procedure established for regular meetings of the Board of Selectmen. Said hearing shall be held within five days of receipt of a written request. Within seven days of the hearing, the Town Manager shall confirm or reconsider his/her decision in a public meeting. This action will be effective immediately unless otherwise specified by the Board of Selectmen.</p> |
| 4-14 POLICE CHIEF Section 6. Employment Contract | <p>The Board of Selectmen shall prepare a contract setting forth the Chief’s annual compensation, fringe benefits, and other terms and conditions of employment.</p> | <p>The Town Manager, or as otherwise provided for in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover” shall prepare a contract setting forth the Chief’s annual compensation, fringe benefits, and other terms and conditions of employment.</p> |
| 4-15 FIRE CHIEF AND | There shall be a Fire Chief and | There shall be a Fire Chief and |

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| <p>DEPUTY FIRE CHIEF Section 1. Appointment</p> | <p>Deputy Fire Chief appointed by the <i>Board of Selectmen</i> for an indefinite term...</p> | <p>Deputy Fire Chief appointed by the Town Manager, or as otherwise provided for in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover” for an indefinite term.</p> |
| <p>4-15 FIRE CHIEF AND DEPUTY FIRE CHIEF Section 2. Qualifications</p> | <p>The <i>Board of Selectmen</i> may establish other criteria for these positions to ensure the selection of qualified persons to administer the Department.</p> | <p>The Town Manager, or as otherwise provided for in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover” may establish other criteria for these positions to ensure the selection of qualified persons to administer the Department</p> |
| <p>4-15 FIRE CHIEF AND DEPUTY FIRE CHIEF Section 4. Duties e.</p> | <p>The Chief shall make such reports of departmental activities as may be required by the <i>Board of Selectmen</i>.</p> | <p>The Chief shall make such reports of departmental activities as may be required by the Town Manager, or as otherwise provided for in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover”.</p> |
| <p>4-15 FIRE CHIEF AND DEPUTY FIRE CHIEF Section 4. Duties f.</p> | <p>The Chief shall perform or cause to be performed all fire related duties and tasks considered necessary by the <i>Board of Selectmen</i>, not in contravention of the Massachusetts General Laws.</p> | <p>The Chief shall perform or cause to be performed all fire related duties and tasks considered necessary by the Town Manager, or as otherwise provided for in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover” not in contravention of the Massachusetts General Laws.</p> |
| <p>4-15 FIRE CHIEF AND DEPUTY FIRE CHIEF Section 5. Suspension or Discharge a.</p> | <p>During the probationary period, the <i>Board of Selectmen</i> may suspend or discharge the Fire Chief without a hearing prior to such</p> | <p>During the probationary period, the Town Manager , or as otherwise provided for in accordance with “an Act establishing a Town</p> |

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| | <p>action. Within twenty-four hours, the Board shall notify the Chief in writing, of the reasons for the suspension or discharge. In the event of discharge or a suspension of greater than five working days, the Chief may request a hearing in accordance with Paragraph c.</p> | <p>Manager form of Government for the Town of Hanover” with the approval of the Selectmen may suspend or discharge the Fire Chief without a hearing prior to such action. Within twenty-four hours, the Town Manager shall notify the Chief in writing, of the reasons for the suspension or discharge. In the event of discharge or a suspension of greater than five working days, the Chief may request a hearing in accordance with Paragraph c.</p> |
| <p>4-15 FIRE CHIEF AND DEPUTY FIRE CHIEF Section 5. Suspension or Discharge b.</p> | <p>After the probationary period, the Fire Chief may be suspended for more than five working days, only after prior notice is given by the Board... After completion of the probationary period, the Fire Chief can be discharged only for just cause. The Board of Selectmen shall forward written notice of discharge.</p> | <p>After the probationary period, the Fire Chief may be suspended for more than five working days, only after prior notice is given by the Town Manager... After completion of the probationary period, the Fire Chief can be discharged only for just cause. The Town Manager, or as otherwise provided for in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover” with the approval of the Selectmen shall forward written notice of discharge.</p> |
| <p>4-15 FIRE CHIEF AND DEPUTY FIRE CHIEF Section 5. Suspension or Discharge c.</p> | <p>After completion of the probationary period, the Fire Chief can be discharged only for just cause. The Board of Selectmen shall forward written notice of discharge, together with the reasons therefore to the Fire Chief within twenty-four hours of the decision... and the hearing shall be informal, subject only to the rules of procedure established for regular meetings of the Board of</p> | <p>After completion of the probationary period, the Fire Chief can be discharged only for just cause. The Town Manager, or as otherwise provided for in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover” with the approval of the Selectmen shall forward written notice of discharge, together with the reasons therefore to the Fire</p> |

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| | Selectmen. | Chief within twenty-four hours of the decision... and the hearing shall be informal, subject only to the rules of procedure established for regular meetings of the Board of Selectmen. |
| 4-15 FIRE CHIEF AND DEPUTY FIRE CHIEF Section 6. Employment Contract | The <i>Board of Selectmen</i> shall prepare contracts for the Chief and Deputy Chief setting forth their annual compensation, fringe benefits and other terms and conditions of employment. | The Town Manager , or as otherwise provided for in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover” shall prepare contracts for the Chief and Deputy Chief setting forth their annual compensation, fringe benefits and other terms and conditions of employment. |
| 4-20 BYLAW REVIEW COMMITTEE | These needs may be addressed by request of the Board of Selectmen, or any other committee, or at the request of citizens of the Town in writing. | These needs may be addressed by request of the Board of Selectmen, the Town Manager , or any other committee, or at the request of citizens of the Town in writing. |
| 4-21 DEPARTMENT OF MUNICIPAL INSPECTIONS Section 4 | There shall be a Director of Municipal Inspections who shall be the <i>Town Administrator</i> . | There shall be a Director of Municipal Inspections who shall be the Town Manager, or as otherwise provided for in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover” . |
| 4-21 DEPARTMENT OF MUNICIPAL INSPECTIONS Section 5 | The Director of Municipal Inspections shall appoint the commissioner of buildings, (<i>subject to approval by the Board of Selectmen</i>), town planner (<i>subject to approval by the Planning Board</i>) health agent (<i>subject to approval by the Board of Health</i>), conservation agent (<i>subject to approval by the Board of Selectmen</i>), and others as this Bylaw may from time-to-time | The Director of Municipal Inspections shall appoint, subject to approval of the Town Manager, or as otherwise provided for in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover” the commissioner of buildings, town planner, health agent, conservation agent, and others as this |

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| | be amended. | Bylaw may from time-to-time be amended. |
| 4-21 DEPARTMENT OF MUNICIPAL INSPECTIONS Section 7 | The Director of Municipal Inspections may be removed at the discretion of the Board of Selectmen during the first year of his or her term. Thereafter the Director of Municipal Inspections may be removed during the term of appointment by the Board of Selectmen after being afforded the opportunity to respond to written notice of the reasons for removal. | The Director of Municipal Inspections may be removed at the discretion of the Town Manager, or as otherwise provided for in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover” during the first year of his or her term. Thereafter the Director of Municipal Inspections may be removed during the term of appointment by the Town Manager, or as otherwise provided for in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover” after being afforded the opportunity to respond to written notice of the reasons for removal. |
| 4-21 DEPARTMENT OF MUNICIPAL INSPECTIONS Section 9 | The Director of Municipal Inspections shall be responsible for the functions of the Department of Municipal Inspections, subject to the direction of the Board of Selectmen . | The Director of Municipal Inspections shall be responsible for the functions of the Department of Municipal Inspections, subject to the direction of the Town Manager, or as otherwise provided for in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover” . |
| 6-1 THE USE OF STREETS AND HIGHWAYS Section 12. | The Selectmen may, and at the request of the Highway Superintendent or other officer in charge of streets and public ways, shall, upon notice, prohibit or otherwise restrict: the overnight parking of vehicles, or the leaving of objects or materials overnight, or both , upon the streets and public ways of the Town, which may obstruct, interfere | The Town Manager, or as otherwise provided for in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover” may, and at the request of the Highway Superintendent or other officer in charge of streets and public ways, shall, upon notice, prohibit or otherwise restrict: |

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| | <p>with, endanger or render hazardous, the removal of snow or ice therefrom: and in connection with the above, <i>the Selectmen</i>, and any Police Officer, Constable or other person acting at <i>their direction</i>, shall be authorized to remove or cause to be removed at the risk of the owner thereof, to some convenient place, any vehicle or other object from said streets and public ways and to levy and assess the owner or other person responsible therefor, the reasonable cost of removal and the storage thereof for the account of the Town.</p> | <p>the overnight parking of vehicles, or the leaving of objects or materials or both overnight upon the streets and public ways of the Town, which may obstruct, interfere with, endanger or render hazardous, the removal of snow or ice therefrom: and in connection with the above, the Town Manager, and any Police Officer, Constable or other person acting at the direction of the Town Manager, shall be authorized to remove or cause to be removed at the risk of the owner thereof, to some convenient place, any vehicle or other object from said streets and public ways and to levy and assess the owner or other person responsible therefor, the reasonable cost of removal and the storage thereof for the account of the Town.</p> |
| <p>6-10 ANIMAL CONTROL BYLAW A. Animal Control Officer</p> | <p>The <i>Board of Selectmen</i> shall annually appoint an Animal Control Officer ...</p> | <p>The Town Manager, or as otherwise provided for in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover” shall annually appoint an Animal Control Officer.</p> |
| <p>6-10 ANIMAL CONTROL BYLAW B Dog Control By-law Section 1. Duties of the Animal Control Officer (Acting as Dog Officer)</p> | <p>The <i>Board of Selectmen</i> shall annually appoint an Animal Control Officer, acting as Dog Officer...</p> | <p>The Town Manager, or as otherwise provided for in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover” shall annually appoint an Animal Control Officer, acting as Dog Officer.</p> |
| <p>6-10 ANIMAL CONTROL BYLAW B Dog Control By-law</p> | <p>Any person aggrieved by an order of the Animal Control Officer may make a complaint in writing about the dog,</p> | <p>Any person aggrieved by an order of the Animal Control Officer may make a complaint in writing about the dog,</p> |

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| Section 5. | within 10 days of said order, to the <i>Board of Selectmen</i> who shall act thereon, in accordance with the procedures set forth in Massachusetts General Laws Chapter 140, Section 157. Any person aggrieved by an order of the <i>Board of Selectmen</i> issued pursuant to Massachusetts General Laws, shall have a right to appeal to the District Court as provided for in Massachusetts General Laws, Chapter 140, Section 157. | within 10 days of said order, to the Town Manager, or as otherwise provided for in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover” who shall act thereon, in accordance with the procedures set forth in Massachusetts General Laws Chapter 140, Section 157. Any person aggrieved by an order of the Town Manager issued pursuant to Massachusetts General Laws, shall have a right to first appeal to the Selectmen and then to the District Court as provided for in Massachusetts General Laws, Chapter 140, Section 157. |
| 6-10 ANIMAL CONTROL BYLAW C. Animal Control Bylaw Section 1 Duties of the Animal Control Officer | The <i>Board of Selectmen</i> shall annually appoint an Animal Control Officer. | The Town Manager, or as otherwise provided for in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover” shall annually appoint an Animal Control Officer. |
| 6-13 SWIMMING POOL FENCING Section 5. | The <i>Selectmen</i> shall annually appoint an inspector who shall investigate any non-conformity with this article and shall promptly submit his findings and recommendations to the <i>Selectmen</i> . | The Town Manager, or as otherwise provided for in accordance with “an Act establishing a Town Manager form of Government for the Town of Hanover” shall annually appoint an inspector who shall investigate any non-conformity with this article and shall promptly submit his findings and recommendations to the Town Manager . |

Bylaw Review Committee
Board of Selectmen

We move that the Town accept this article as written.

The Advisory Committee supports the motion presented by the Bylaw Review Committee.

Commentary: *These changes to the Town's Bylaws are necessary due to the reorganization of the Town under the new Town Manager form of government.*

SO VOTED UNANIMOUSLY

ARTICLE 26. To see if the Town will accept the amendments shown below to the current General Bylaws in order to reflect "an Act establishing a Town Manager form of Government for the Town of Hanover" or take any other actions relative thereto:

Delete this section of the General Bylaws, which addresses the appointment of an assistant by the Town Accountant, in its entirety:

4-2 A. TOWN ACCOUNTANT

Section 2.

The Town Accountant may, with the approval of the *Selectmen*, appoint an assistant who shall perform the duties of the office during vacations, prolonged illness or other mutually agreed upon period of time.

Delete this section of the General Bylaws in its entirety:

4-2 B. TOWN ADMINISTRATOR

Sections 1-5

Add this section to the General Bylaws:

4-2 B. TOWN MANAGER

Section 1.

There shall be a Town Manager as provided in "an Act establishing a Town Manager form of Government for the Town of Hanover".

Delete this section of the General Bylaws in its entirety:

4-3 SELECTMEN

Section 1.

There shall be a Board of Selectmen consisting of *three* members to be elected by the voters for a term of three years, such that one member's term shall expire each year.

Add this section to the General Bylaws:

4-3 SELECTMEN

Section 1.

There shall be a Board of Selectmen consisting of the *five* members to be elected by the voters for terms of three years each, so arranged that the term of office of as nearly an equal number of members as is possible shall expire each year.

Bylaw Review Committee
Board of Selectmen

We move that the Town accept this article as written.

The Advisory Committee supports the motion presented by the Bylaw Review Committee.

Commentary: *These changes to the Town's Bylaws are necessary due to the reorganization of the Town under the new Town Manager form of government.*

SO VOTED UNANIMOUSLY

ARTICLE 27. Will the Town authorize the Board of Selectmen to petition the Great and General Court of the Commonwealth to enact legislation to allow the Town to establish a Revolving Fund for the Parks and Recreation Department under General Laws Chapter 44, Section 53E½ without regard to the expenditure limitation currently set forth in said Section 53E½, or take any other action relative thereto.

Town Manager
Board of Selectmen

We move that the Town accept this article as written.

Commentary: *The Parks and Recreation Department generates approximately \$500,000 in revenue in order to support their programs, which is in excess of current state limits. Special legislation is needed to exceed this limit. This change will allow for a Town Meeting vote on the Recreation budget annually.*

SO VOTED UNANIMOUSLY

ARTICLE 28. To see if the Town will vote to raise and appropriate, appropriate from available funds, or borrow in accordance with the Massachusetts General Laws, the sum of \$75,000.00, or another sum, for the demolition or repair of the Curtis School, or take any other action relative thereto.

Town Manager
Board of Selectmen

We move that the Town vote to appropriate from the undesignated fund balance the sum of \$75,000 for the demolition of the Curtis School, said funds to be expended for the purposes stated herein under the direction of the Town Manager.

Commentary: *The Curtis School was vacated by the School Department in 2004, and turned over to the Town. Multiple Town departments and organizations have looked at the feasibility of using this building. No fiscally viable use has been determined. The recently completed Townwide building study has determined that the cost to repair and preserve the existing building is cost prohibitive. Therefore, it is the recommendation of the Board of Selectmen and the Advisory Committee to demolish this building.*

Cathy Harder-Bernier Motion to Move the question

SO VOTED UNANIMOUSLY

MAIN MOTION

SO VOTED

ARTICLE 29. To see if the Town will vote to raise and appropriate, appropriate from undesignated fund balance, or borrow in accordance with Massachusetts General Laws, or any other enabling act, the sum of \$148,938.00 or another sum, to the Public Safety Vehicle Account authorized under Article #32 of the 1983 Annual Town Meeting. The amount will be for the purchase, lease, or lease purchase of four police vehicles and to authorize related trade-ins or to be sold by sealed bid, said funds to be expended at the direction of the Town Manager, or take any other action relative thereto.

Police Department
Town Manager

We move that the Town vote to appropriate the sum of \$91,338 from the Undesignated Fund Balance to the Public Safety Vehicle Accounts authorized under Article #32 of the 1983 Annual Town Meeting, said amount to be for the purchase of two police cruisers and one green energy efficient command vehicle, and to authorize as part of the purchases, the trade-in or sale by sealed bid of two Crown Victorias and one Ford Expedition, said funds to be expended for the purposes stated herein under the direction of the Town Manager.

***Commentary:** The Police department will replace one marked and one unmarked police vehicle. In addition, they will also replace a command vehicle with a green energy efficient command vehicle. The green communities grant will pay \$24,600 of the green vehicle resulting in a net cost of \$91,338 for the three vehicles.*

SO VOTED UNANIMOUSLY

ARTICLE 30. To see if the Town will vote to raise and appropriate, appropriate from the undesignated fund balance or borrow in accordance with Massachusetts General Laws or any other enabling act, the sum of \$230,000 or another sum, to purchase and equip an ambulance and to authorize any related trade-in or sale by sealed bid. Said funds to be expended at the direction of the Town Manager, or take any other action relative thereto.

Fire Department
Town Manager

We move that the Town vote to appropriate the sum of \$185,000 from the Ambulance Fund to purchase and equip an ambulance and to authorize any related trade-in or sale by sealed bid, said funds to be expended for the purposes stated herein under the direction of the Town Manager.

***Commentary:** The purchase of this ambulance replaces a 2000 Ford E-450 ambulance which has over 111,000 miles and 5400 hours. The Town will not borrow for the purchase of this ambulance and it will be funded from the ambulance fund.*

SO VOTED UNANIMOUSLY

ARTICLE 31. To see if the Town will vote to raise and appropriate, appropriate from the undesignated fund balance or borrow in accordance with Massachusetts General Laws or any other enabling act, the sum of \$120,000 or another sum, to purchase up to four cardiac monitor/defibrillators and to authorize any related trade-in or sale by sealed bid. Said funds to be expended at the direction of the Town Manager, or take any other action relative thereto.

Fire Department
Town Manager

We move that the Town vote to appropriate the sum of \$108,000 from the Ambulance Fund to purchase four cardiac monitor/defibrillators and to authorize any related trade-in or sale by sealed bid, said funds to be expended at the direction of the Town Manager.

Commentary: The Fire department is replacing four cardiac monitor/defibrillators. The new monitors have enhanced diagnostic testing capabilities and will interface with the department's ambulance reporting system. The Town will not be borrowing for this equipment purchase and it will be funded from the ambulance fund.

SO VOTED UNANIMOUSLY

ARTICLE 32. To see if the Town will vote to raise and appropriate, appropriate from available funds, or borrow in accordance with the Massachusetts General Laws, the sum of \$65,000, or another sum, for the purchase of one or more special needs van(s), purchasing and equipping to be at the direction of the School Committee which is authorized as part of the purchase, to trade-in or sell a vehicle or take any other action relative thereto.

Hanover School Committee
Town Manager

We move that the Town vote to appropriate the sum of \$32,500 from the undesignated fund balance for the purchase of one special needs van, purchasing and equipping to be at the direction of the School Committee which is authorized as part of the purchase, to trade in, or sell by sealed bid, a van, said funds to be expended at the direction of the School Committee.

Commentary: This replaces a 2005 Special Needs van with 153,295 miles used to transport students on Individual Education Programs. This continues the School Department's systematic replacement of vehicles.

SO VOTED UNANIMOUSLY

ARTICLE 33. To see if the Town will vote to raise and appropriate, appropriate from available funds, or borrow in accordance with the Massachusetts General Laws, the sum of \$35,000, or another sum, for the installation of smoke doors at the Middle School that will be tied into the fire alarm system to include purchasing, repair, replacement, disposal, installation, and related costs, funds to be expended at the direction of the School Committee or take any other action relative thereto.

Hanover School Committee
Town Manager

We move that the Town not accept this article and take no further action.

***Commentary:** Due to the financial constraints of the Town, we are unable to recommend funding this article.*

SO VOTED

ARTICLE 34. To see if the Town will vote to amend the Zoning Bylaw for the Town in the manner described below, or to see if the Town will vote to take any action relative thereto:

6.12 Interchange District (Overlay District)

Amend the Hanover Zoning Bylaw, Section 6, "Use Regulations" by deleting "6.12 Interchange District" in its entirety and replacing it with the following new section:

6.12.0 – INTERCHANGE DISTRICT

Purpose: The purpose and intent of allowing for an "Interchange District" Overlay Zoning is to encourage and promote the development of projects that are characterized by economically viable commercial uses which are regional in nature and benefit from or require adjacent highway access.

6.12.10 Uses Allowed: The following uses are allowed in the Interchange District.

- A. Uses allowed in underlying Districts pursuant to the requirements of such Districts, except as otherwise provided herein.

6.12.20 Uses Permitted by Special Permit: The following uses are permitted upon application to and granting of a Special Permit in the Interchange District.

- A. Uses allowed by Special Permit in underlying Districts pursuant to the requirements of such Districts.

6.12.30 Uses Permitted by Special Permit and with Site Plan Approval: The following uses are permitted upon application to and granting of a Special Permit with Site Plan Approval in the Interchange District.

- A. Uses allowed by Special Permit and with Site Plan Approval in underlying Districts pursuant to the requirements of such Districts.

6.12.40 Additional Uses Permitted by Special Permit and with Site Plan Approval: The following additional uses are permitted in the Interchange District without regard to the underlying District upon application to and granting of a Special Permit with Site Plan Approval by the Planning Board, acting as the Special Permit Granting Authority, as specified in Section 10 of this Bylaw. The applicant shall clearly demonstrate to the Board that said use is safe and appropriate for the specific site and that it will not create a nuisance by virtue of noise, traffic generated or unsightliness.

- A. **Hotel.**
- B. **Convention Center and Conference Center** developed in conjunction with a hotel facility. A convention center shall be defined as a facility designed to accommodate 500 or fewer persons and used for conventions, conferences, seminars, and entertainment functions, along with accessory functions including food and beverage preparation and service for on-premises consumption. A conference center shall be defined as a facility used for service organizations, business and professional conferences, and seminars which may include sleeping, eating, and recreation accommodations principally intended for use by conference attendees. The accommodations can include sleeping, eating, and recreation. Any convention center or conference center shall be part of the physical complex of a hotel and shall be subject to the management and operation by said hotel.
- C. **Office Park.** An office park shall be defined as a development that contains a number of separate buildings which may be occupied for business office, medical and professional office and research and development uses, including supporting ancillary uses, and open space. Ancillary uses allowed within approved office park buildings may include food service, sandwich and coffee shops, convenience retail, banking facilities including ATMs, newsstands, and like uses principally for the convenience of office park employees. An office park shall be designed, planned, constructed and managed on an integrated and coordinated basis with special attention to circulation, parking, utility needs, aesthetics, and compatibility among the buildings and uses within the office park.
- D. **Restaurants.**
- E. **Retail Stores or Service Establishments** the principal activity of which shall be offering goods or services at retail within a building which is within the Interchange District.
- F. **Parking Garage** (subject to architectural design review pursuant to subsection 6.12.80.B) serving uses located within the Interchange District, whether or not on the same lot as such uses.
- G. **Surface Parking Lots, Access Roads, Driveways, and Utilities** serving uses located within the Interchange District, whether or not on the same lot as such uses.
- H. **Wastewater Treatment Plant or Facility** designed and operated in accordance with the applicable requirements of, and having a groundwater discharge permit from the Massachusetts Department of Environmental Protection in accordance with, the provisions of 314 C.M.R. 5.00, and intended principally to service the uses located within the Interchange District.

6.12.50 Prohibited Uses: The following uses are prohibited within the Interchange District whether or not allowed in the underlying District.

- A. Residential Uses (not including hotels permitted in accordance with subsection 6.12.40.A.).

- B. Warehousing and similar storage facilities.
- C. Automobile Dealerships, Service or Repair Shops.

6.12.60 Dimensional Requirements for all projects permitted pursuant to subsection 6.12.40:

- A. Unless otherwise specified within this Section, all applicable Business District requirements of Section 7, “Dimensional Requirements” shall apply within the Interchange District. Maximum building coverage of land by all structures shall not exceed twenty five percent (25%) of the lot area, and the maximum lot coverage, including structures, parking, service and storage areas shall not exceed sixty percent (60%) of the lot area.
- B. A minimum one hundred and fifty (150) foot wide continuous and heavily vegetated Buffer Area, measured from the boundaries of the Interchange District, shall be provided for any development within the Interchange District from the boundaries of the abutting Residential A District as further defined by Section 8, “Landscaping and Buffer Zones.” The buffer area shall be continuous, heavily vegetated, and shall be of a minimum width of not less than one hundred and fifty (150) feet. No buildings, structures, parking areas, or other new construction shall be allowed within the Buffer Area, except for pedestrian paths, signage and utilities serving uses within the Interchange District, as shown on an approved Site Plan. The buffer area shall be landscaped with natural vegetation, new plantings, or a combination, which shall include groundcover, shrubs, and trees in accordance with the provisions of Section 8 of this Zoning Bylaw. The applicant shall have the burden of proof to ensure that sufficient landscaping exists or is proposed to provide a continuous buffer and visual screening from the development for any and all residential uses. The requirements of Section 8 may be waived or reduced by the Planning Board in its sound discretion, consistent with an appropriate plan for the overall landscaping of the proposed development that is protective of abutters outside the Interchange District and enhances the visual character of the development. This provision shall not apply at those boundaries of the Interchange District along any state numbered highway, including Route 3 and Route 53.
- C. A minimum three hundred (300) foot setback shall be provided from the boundaries of the Interchange District for any buildings within the Interchange District from the boundaries of the abutting Residential A District. This provision shall not apply to those boundaries of the Interchange District along any state numbered highway, including Route 3 and Route 53.
- D. Notwithstanding the provisions of Section 7.100, “Height Regulations,” any building or structure within the Interchange District shall not exceed sixty (60) feet at any face measured from the average grade for each such face, and shall not exceed five (5) stories above the average grade at the foundation lines. However, any buildings within the Interchange District in excess of forty-eight (48) feet or four (4) stories in height shall be located within six hundred (600) feet of the northeast Interchange District boundary line abutting the Right-of-Way for Route 3 and Route 3/Route 53 interchange.

- E. Notwithstanding the provisions of Section 7 “Dimensional Regulations” Lot Frontage within the Interchange Zoning District shall be a minimum of one hundred-fifty (150) feet. If a lot abuts more than one way, only one lot frontage is required to meet this minimum.
- F. Notwithstanding the provisions of Section 7, “Dimensional Regulations,” the Minimum Lot Size within the Interchange Zoning District shall be twenty-five (25) acres but may be further subdivided with the approval of the Planning Board to accommodate phased development.

6.12.70 Parking Requirements for all projects permitted pursuant to Section 6.12.40:

- A. Unless otherwise specified within this Section, all applicable requirements of Section 9, “Parking Requirements” shall apply within the Interchange District. The Planning Board may waive or reduce the requirements of Section 9 for development within the Interchange District in accordance with the requirements of Section 9.300.
- B. In determining the parking requirements for a development within the Interchange District, the Planning Board shall reference Table 9-1 and other parking standards such as those published by the Institute of Transportation Engineers, and shall set such requirements as are necessary to meet the realistic requirements of the proposed development. In setting such requirements, the Planning Board shall take due account of the ability of various uses having different peak demand periods to share parking facilities.
- C. All parking spaces shall be a minimum of nine (9) feet in width by eighteen (18) feet in length.
- D. Notwithstanding the provisions of Section 9 “Parking and Loading Requirements” parking spaces for all hotel uses within the Interchange Zoning District shall be provided at a ratio of at least one (1) space per every bedroom plus adequate loading, service and employee parking commensurate with the use, as determined by the Planning Board in consideration of the proposed use and location.
- E. Notwithstanding the provisions of Section 9 “Parking and Loading Requirements” parking spaces for all convention and conference uses within the Interchange Zoning District shall be provided at a ratio of at least one (1) space for every three (3) seats or occupants permitted by the Building Code and certified by the Inspector of Buildings plus adequate loading, service and employee parking commensurate with the use, as determined by the Planning Board in consideration of the proposed use and location.
- F. Notwithstanding the provisions of Section 9 “Parking and Loading Requirements” parking spaces for all office uses within the Interchange Zoning District shall be provided as one space per three hundred sq. ft. of GFA, but not fewer than five per separate enterprise, plus adequate loading, service and employee parking commensurate with the use, as determined by the Planning Board in consideration of the proposed use and location.

- G. Parking lots may be constructed with concrete or granite curbing. All access drives must be constructed with granite curbing. No bituminous curbing may be utilized along any access drives or within any parking lots.
- H. A use or building within the Interchange District need not be served by a parking facility located on the same building lot.
- I. Primary access for all development within the Interchange District shall be provided from Route 53. Additional access to the development is allowed from Webster Street. No vehicular access to the development shall be located within the Buffer Area required under Section 6.12.60.B.
- J. The Planning Board may reduce the requirements of Section 6.12.70 in accordance with the provisions of Section 9.300 and further taking into account any shared parking facilities, existing or proposed.

6.12.80 Additional Requirements for all projects permitted pursuant to Section 6.12.40:

- A. Traffic Impact Assessment shall be required in accordance with Section 10.120.A. to determine the necessary capacity of such roads and/or drives, and to determine what transportation improvements will be required by the applicant for existing and proposed roads to ensure such capacity is provided for under the proposed development scheme.
- B. All proposed buildings within the Interchange District shall be subject to design review and approval by the Planning Board prior to overall project approval. Architectural Plans shall be provided to the Planning Board by the applicant for all buildings and structures proposed. Such Architectural Plans showing elevations of all typical principal structures shall be prepared by a Registered Professional Architect.

The applicant shall provide specifications for building materials and shall ensure that the facades of all buildings are reasonably articulated. The applicant shall be required to adhere substantially to the design scheme submitted and approved by the Planning Board as part of any Building Permit application and to substantially complete approved façade treatments prior to issuance of Site Plan Signoff by the Planning Board or Town Planner and prior to the issuance of any Certificate of Occupancy. Minor modifications to approved site plans and building designs that do not depart from the overall design concept or represent a change in architectural style may be reviewed and approved by the Town Planner and authorized on that basis, or referred to the Planning Board for review under the Limited Site Plan Review procedures of Section 10.400 as a modification to the previously approved plans.

Except on the ground floor of structures, vertical dimensions of all windows should be greater than their horizontal dimensions. The Planning Board may waive this window design requirement during the design review process. Porches, pent roofs, roof overhangs, hooded front doors or other similar architectural elements should define the front entrance to all structures.

- C. All buildings, structures, open spaces, roads and drives, parking areas and other development features shall be designed and located with consideration for the existing natural terrain and minimizing overall environmental impacts on the site, to the extent practical in view of the proposed development program.
- D. All exterior lighting, whether placed along roads, drives, or walks, in parking areas, or on structures or other facilities, shall be arranged and shielded so as not to distract in an unreasonable manner the occupants of any dwelling(s) nor shine directly upon abutting properties and/or public ways. All lighting shall be pure white illumination. A detailed lighting plan shall be submitted as part of any Special Permit application to verify compliance with this section. Said plan shall include illumination labels and detailed specifications for proposed lighting fixtures.
- E. All existing or proposed utilities and municipal services within the Interchange District shall be installed underground at the time of initial construction except to the extent that this provision is waived by the Planning Board as part of the Special Permit.
- F. Provisions shall be made for the storage, collection and removal of all solid waste generated by buildings or uses within the Interchange District. All necessary waste storage facilities, including but not limited to dumpsters, shall be screened from public view by wood stockade, brick or similar fencing or walls, a minimum of six (6) feet in height, and in no case less than the height required to shield the structures from public view. Trash removal shall be limited to between the hours of 7AM and 7 PM.
- G. Individual lots within the Interchange District may contain multiple buildings and multiple uses, and individual buildings within the Interchange District may contain a combination of uses as provided for in an approved development plan.
- H. Proposed developments shall be subject to the provisions of Section 11 and Section 10.030 of the Zoning Bylaw for project thresholds, submission of a Development Impact Statement (DIS) and mitigation of development impacts accordingly. Said DIS shall include sections addressing impacts from the proposed development on the environment, traffic, municipal facilities and services (police, fire, public works, etc.), water supply, utilities and infrastructure and wastewater. The Traffic Impact Assessment required under Section 10.120.A. shall be prepared by a registered professional Traffic or Civil Engineer. The Environmental Impact Assessment required under Section 10.120.B. shall be prepared by a registered professional Environmental Engineer or other qualified professional(s) with expertise in the relevant subject matter areas. The applicant shall mitigate all off-site traffic impacts anticipated by the proposed development, through the provision of reasonable off-site improvements to road capacity and safety or by other effective means. The DIS shall include an assessment of the sound and visual impacts from the proposed development on adjacent residential properties and shall propose buffering and screening sufficient to mitigate sound and visual impacts from the proposed development.
- I. All applications shall be reviewed by the Planning Board's Consultant Review

Engineer. The applicant, in accordance with the Planning Board Rules and Regulations, shall deposit with the Treasurer of the Town funds in the amount of six thousand dollars (\$6,000.00) for the purpose of covering the initial costs associated with said engineering review. Funds shall be accounted for in accordance with G.L. c. 40 sec. 54G, and unexpended funds shall be returned to the Applicant. The applicant shall provide additional funds in the amount of \$3,000, whenever notified by the Planning Board that actual remaining funds are less than \$3,000. The Planning Board may require that the applicant and developer maintain such consultant review funds during both permitting and construction of the project to ensure proper construction and compliance with permit conditions.

6.12.90 Severability: The invalidity of any section or provision of this bylaw shall not invalidate any other section or provision thereof.

Planning Board

We move that this article be referred back to the Planning Board for further study.

The Advisory Committee supports the motion presented by the Planning Board.

***Commentary:** This article is not ready for Town Meeting at this time. Changes to the existing Interchange Zoning District need to be studied further.*

SO VOTED UNANIMOUSLY

ARTICLE 35. To see if the Town of Hanover will vote to appropriate, subject to successfully borrowing, \$300,000 or another sum of money for the purpose of financing the following water pollution facility projects: repair, replacement and/or upgrade of septic systems, pursuant to agreements with the Board of Health and residential property owners, including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws; to determine whether this appropriation shall be raised by borrowing from the Massachusetts Water Pollution Abatement Trust or otherwise, or to take any other action relative thereto.

Department of Community Services

We move that the Town appropriate \$300,000 for the purpose of financing the following water abatement facility projects: repair, replacement, and/or upgrade of septic systems, pursuant to agreements with the Board of Health and residential property owners, including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws; that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$300,000 and issue bonds or notes therefore under G.L. c.11, s.127B ½ and/or Chapter 29C of the General Laws: that project and financing costs shall be repaid by the property owners, in accordance with those agreements, but such bonds or notes shall be general obligations of the Town of Hanover; that the Treasurer with the approval of the Board of Selectmen is authorized to borrow all or a portion of such amount from the Massachusetts Water Pollution Abatement Trust established pursuant to Chapter 29C and in connection therewith to enter into a loan agreement and/or security agreement with the Trust and otherwise contract with the Trust and the Department of Environmental Protection with respect to such loan and for any

federal or state aid available for the projects or for the financing thereof, and that the Town Manager or other appropriate local body or official is authorized to enter into a project regulatory agreement with the Department of Environmental Protection, to expend all funds available for the projects and to take any other action necessary to carry out the projects.

Commentary: This article provides low cost loans for residential property owners to finance septic repairs, replacement and/ or upgrade of septic systems.

SO VOTED

MODERATOR DECLARES A 2/3 MAJORITY

MOTION BY MR. PALLOTTA TO COMBINE CONSIDERATION OF ARTICLES 36 THROUGH 41

MOTION TO COMBINE ARTICLES 36 THRU 41 BY THE ADVISORY COMMITTEE

SO VOTED UNANIMOUSLY

ARTICLE 36. To see if the Town will vote, pursuant to Article 6-18 of the Hanover General Bylaws, as amended at the May 2008 Annual Town Meeting, to approve an increase in fees for applications and services to the Hanover Board of Health with an effective date of July 1, 2011, in accordance with the following table, and to allow the Board of Health to update the Fee Schedule on file with the Town Clerk (dated "Effective May 14, 2010") accordingly, or to see if the Town will vote to take any action relative thereto:

| | |
|---|--------------------------------------|
| Disposal Works Permit (up to 500 gallons) | Change from "\$150.00" to "\$200.00" |
| Disposal Works Permit (500-999 gallons) | Change from "\$250.00" to "\$300.00" |
| Food Permit (Retail up to 999 square feet) | Change from "\$100.00" to "\$125.00" |
| Food Establishment Permit – Food Service (Seating 0-99) | Change from "\$100.00" to "\$150.00" |
| Percolation Tests (Full Day Rate) | Change from "\$650.00" to "\$600.00" |

Board of Health
Town Manager

We move that the Town accept this article as written.

Commentary: This article will increase the Board of Health Permit Fees to more closely reflect funding the Health Department for the amount of time they spend reviewing permit applications.

ARTICLE 37. To see if the Town will vote, pursuant to Article 6-18 of the Hanover General Bylaws, as amended at the May 2008 Annual Town Meeting, to approve a change in fees for disposal of certain types of solid waste at the Hanover Transfer Station with an effective date of July 1, 2011, in accordance with the following table, and to allow the Director of Public Works to update the Fee Schedule on file with the Town Clerk (dated "5/1/2007") accordingly, or to see if the Town will vote to take any other action relative thereto:

| | |
|--|--|
| Change existing fee for residential construction and demolition disposal | From “no charge up to 250 pounds per week, \$120.00 per ton above 250 pounds” to “\$130.00 per ton for all construction and demolition debris” |
|--|--|

Board of Public Works
Director of Public Works
Town Manager

We move that the Town vote to accept this article as written.

Commentary: *This article establishes a fee for residential construction and demolition disposal. Currently, the transfer station does not charge for C&D removal.*

The Advisory Committee is making a favorable recommendation on the next four article, regarding Department of Municipal Inspection fees. The combining of articles will avoid repetition.

MOTION TO DIVIDE ART 37 BY CATHY HARDER-BERNIER

SO VOTED

MOTION BY CATHY HARDER-BERNIER TO AMEND ARTICLE 37 AS FOLLOWS::

NO CHARGE UP TO 100 POUNDS PER WEEK, \$130.00 PER TON ABOVE 100 POUNDS.

MOTION TO AMEND ARTICLE 37

SO VOTED

ART 37 AS AMENDED

SO VOTED

ARTICLE 38. To see if the Town will vote, pursuant to Article 6-18 of the Hanover General Bylaws, as amended at the May 2008 Annual Town Meeting, to approve an increase in fees for Electric Permits (Commercial) to the Department of Municipal Inspections, Building Office with an effective date of July 1, 2011, in accordance with the following table, and to allow the Department of Municipal Inspections, Building Office to update the Fee Schedule on file with the Town Clerk (dated “Effective July 3, 2006”) accordingly, or to see if the Town will vote to take any action relative thereto:

| | |
|---|--|
| New Construction – First \$5,000 valuation (Commercial) | Change from “\$50.00” to “\$75.00” |
| New Construction – Each additional \$1,000 valuation (Commercial) | Change from “\$3.00” to “\$5.00” |
| New Construction – Maximum Fee (Commercial) | Change from “\$2,000.00” to “\$2,500.00” |
| Remodeling & Additions – First Machine (Commercial) | Change from “\$40.00” to “\$50.00” |

| | |
|--|---|
| Remodeling & Additions – All Other – Each (Commercial) | Change from “\$20.00” to “\$30.00” |
| Air Conditioners (Commercial) | Change from “5.00 per ton/max \$100.00” to “\$10.00 per ton/max \$150.00” |
| Fixtures, Switches & Receptacles – First 5 (Commercial) | Change from “\$40.00” to “\$50.00” |
| Fixtures, Switches & Receptacles – 6-29 (Commercial) | Change from “\$60.00” to “\$70.00” |
| Fixtures, Switches & Receptacles – 30-100 (Commercial) | Change from “\$120.00” to “\$130.00” |
| Fixtures, Switches & Receptacles – Over 100 Outlets (Commercial) | Change from “\$1.00 per outlet” to “\$2.00 per outlet” |
| Electric Signs (Commercial) | Change from “\$50.00” to “\$75.00” |
| Transformer – 5 KVA or less (Commercial) | Change from “\$40.00” to “\$50.00” |
| Transformer – 15 KVA (Commercial) | Change from “\$60.00” to “\$70.00” |
| Transformer – Over 15 KVA (Commercial) | Change from “\$80.00” to “\$90.00” |
| Services – 200 Amps or less (Commercial) | Change from “\$40.00” to “50.00” |
| Services – Each additional 100 Amps or portion thereof (Commercial) | Change from “\$20.00” to “\$30.00” |
| Services – Each additional meter and sub-main (Commercial) | Change from “\$20.00” to “\$30.00” |
| Gas Stations – Gas Pumps-each (Commercial) | Change from “\$50.00” to “\$75.00” |
| Gas Stations – Canopy for Service Station (Prewired) (Commercial) | Change from “\$60.00” to “\$100.00” |
| Miscellaneous – Annual Permits & Inspections (Residential & Commercial) | Change from “\$175.00” to “\$200.00” |
| Miscellaneous – Requests for inspections (other than usual permits) (Residential & Commercial) | Change from “\$50.00” to “\$75.00” |
| Miscellaneous – Re Inspection Fee – 1 st Time (Residential & Commercial) | Change from “\$30.00” to “\$50.00” |
| Miscellaneous – Re Inspection Fee – 2 nd Time (Residential & Commercial) | Change from “\$40.00” to “\$75.00” |
| Miscellaneous – Alarm Systems (Residential & Commercial) | Change from “\$40.00” to “\$50.00” |
| Miscellaneous – Telecommunication (First 30 Jacks) (Residential & Commercial) | Change from “\$40.00” to “\$50.00” |
| Miscellaneous – Telecommunication – Each additional jack (Residential & Commercial) | Change from “\$1.50” to “\$2.00” |
| Minimum Fee (Commercial) | Change from “\$50.00” to “\$75.00” |

Department of Community Services
Town Manager

We move that the Town accept this article as written.

Commentary: This article will increase the Department of Municipal Inspections Commercial Electrical Permit Fees to more closely reflect the costs for the amount of time inspectors and administrative staff spend on electrical permit applications.

ARTICLE 39. To see if the Town will vote, pursuant to Article 6-18 of the Hanover General Bylaws, as amended at the May 2008 Annual Town Meeting, to approve an increase in fees for Electrical Permits (Residential) to the Department of Municipal Inspections, Building Office with an effective date of July 1, 2011, in accordance with the following table, and to allow the Department of Municipal Inspections, Building Office to update the Fee Schedule on file with the Town Clerk (dated “Effective July 3, 2006”) accordingly, or to see if the Town will vote to take any action relative thereto:

| | |
|--|---|
| New Dwellings (Residential) | Change from “\$150.00” to “\$200.00” |
| Remodeling & Additions – Switches, Receptacles & Fixtures – First 5 (Residential) | Change from “\$30.00” to “\$50.00” |
| Remodeling & Additions – Switches, Receptacles & Fixtures – 6-29 (Residential) | Change from “\$40.00” to “\$60.00” |
| Remodeling & Additions – Switches, Receptacles & Fixtures – 30-50 (Residential) | Change from “\$60.00” to “\$80.00” |
| Remodeling & Additions – Switches, Receptacles & Fixtures – 51 or more (Residential) | Change from “\$80.00” to “\$100.00” |
| Replacement Water Heater (same size) (Residential) | Change from “\$30.00” to “\$50.00” |
| Ranges, Counter Top Units, Ovens, Disposal & Dishwasher (each) (Residential) | Change from “\$30.00” to “\$50.00” |
| Hot Water Heaters (Residential) | Change from “\$25.00” to “\$40.00” |
| Gas or Oil Burners (Residential) | Change from “\$40.00” to “\$50.00” |
| Portable Air Conditioners (Residential) | Change from “\$25.00” to “\$40.00” |
| Stationary Air Conditioners (Residential) | Change from “\$80.00/unit” to “\$100.00/unit” |
| Services – 200 Amps or less (Residential) | Change from “\$40.00” to “\$50.00” |
| Each additional meter or sub-feed/sub-panel (Residential) | Change from “\$20.00” to “\$30.00” |
| Temporary Service (Residential) | Change from “\$40.00” to “\$50.00” |
| Swimming Pools – Above Ground (Residential) | Change from “\$50.00” to “\$75.00” |
| Swimming Pools – Inground (Residential) | Change from “\$80.00” to “\$100.00” |
| Swimming Pools – Hot Tubs and Spas (Residential) | Change from “\$50.00” to “\$75.00” |
| Swimming Pools – Hydromassage Tubs (Residential) | Change from “\$30.00” to “\$50.00” |
| Minimum Fee (Residential) | Change from “\$40.00” to “\$50.00” |

Department of Community Services
Town Manager

We move that the Town accept this article as written.

Commentary: This article will increase the Department of Municipal Inspections Residential Electrical Permit Fees to more closely reflect the costs of time inspectors and administrative staff spend on electrical permit applications.

ARTICLE 40. To see if the Town will vote, pursuant to Article 6-18 of the Hanover General Bylaws, as amended at the May 2008 Annual Town Meeting, to approve an increase in fees for Gas Permits to the Department of Municipal Inspections, Building Office with an effective date of July 1, 2011, in accordance with the following table, and to allow the Department of Municipal Inspections, Building Office to update the Fee Schedule on file with the Town Clerk (dated “Effective July 3, 2006”) accordingly, or to see if the Town will vote to take any action relative thereto:

| | |
|---------------------------------------|------------------------------------|
| Hot Water Tank/Tankless (Residential) | Change from “\$35.00” to “\$40.00” |
| First Fixture (Residential) | Change from “\$40.00” to “\$45.00” |
| Each Additional Fixture (Residential) | Change from “\$15.00” to “\$20.00” |
| Re-inspection Fee (Residential) | Change from “\$40.00” to “\$45.00” |
| Minimum Fee (Residential) | Change from “\$40.00” to “\$45.00” |
| Hot Water Tank/Tankless (Commercial) | Change from “\$50.00” to “\$55.00” |
| First Fixture (Commercial) | Change from “\$50.00” to “\$55.00” |
| Each Additional Fixture (Commercial) | Change from “\$20.00” to “\$25.00” |
| Re-inspection Fee (Commercial) | Change from “\$50.00” to “\$75.00” |
| Minimum Fee (Commercial) | Change from “\$50.00” to “\$55.00” |

Department of Community Services
Town Manager

We move that the Town accept this article as written.

Commentary: This article will increase the Department of Municipal Inspections Gas Permit Fees to more closely reflect the cost for the amount of time inspectors and administrative staff spend on electrical permit applications.

ARTICLE 41. To see if the Town will vote, pursuant to Article 6-18 of the Hanover General Bylaws, as amended at the May 2008 Annual Town Meeting, to approve an increase in fees for Plumbing Permits to the Department of Municipal Inspections, Building Office with an effective date of July 1, 2011, in accordance with the following table, and to allow the Department of Municipal Inspections, Building Office to update the Fee Schedule on file with the Town Clerk (dated “Effective July 3, 2006”) accordingly, or to see if the Town will vote to take any action relative thereto:

| | |
|---|--------------------------------------|
| New House Minimum (Residential) | Change from “\$165.00” to “\$200.00” |
| Hot Water Tank/Tankless (Residential) | Change from “\$30.00” to “\$35.00” |
| Hot Water Heater – Electric (Residential) | Change from “\$30.00” to “\$35.00” |
| First Fixture (Residential) | Change from “\$30.00” to “\$35.00” |
| Each Additional Fixture (Residential) | Change from “\$20.00” to “\$25.00” |
| Minimum Fee (Residential) | Change from “\$30.00” to “\$35.00” |
| Backflow Preventer (Commercial) | Change from “\$40.00” to “\$45.00” |
| First Fixture (Commercial) | Change from “\$50.00” to “\$55.00” |
| Each Additional Fixture (Commercial) | Change from “\$20.00” to “\$25.00” |
| Re-inspection Fee (Commercial) | Change from “\$50.00” to “\$75.00” |
| Minimum Fee (Commercial) | Change from “\$50.00” to “\$55.00” |
| Demo of any Kind (Commercial) | Change from “\$75.00” to “\$100.00” |

We move that the Town accept this article as written.

Commentary: *This article will increase the Department of Municipal Inspections Plumbing Fees to more closely reflect the costs for the amount of time inspectors and administrative staff spend on electrical permit applications.*

Motion to approve Articles 36 thru 41 as written except Article 37 as Amended.

SO VOTED

ARTICLE 42. To see if the Town will vote to name a parcel of land on Center Street “The Stasiluk-Nava Conservation Area”. The land is identified as Lot # 10 on Assessor’s Map #69, or take any other action relative thereto.

Community Preservation Committee
Open Space Committee

We move that the Town accept this article as written.

The Advisory Community supports the motion presented by the Open Space Committee.

Commentary: *A Town Meeting vote is now required on the naming and dedication of any public grounds, facility or building.*

SO VOTED

ARTICLE 43. To see if the Town will vote to name the recreation fields developed on King Street “Forge Pond Park” or take any other action relative thereto.

Community Preservation Committee
Open Space Committee
Parks and Recreation Commission

Anticipated main motion – We move that the Town accept this article as written.

The Advisory Committee supports the motion presented by the Parks and Recreation Committee.

Commentary: *A Town Meeting vote is now required on the naming and dedication of any public grounds, facility or building.*

SO VOTED UNANIMOUSLY

ARTICLE 44. To see if the Town will vote to name the Auditorium in the new High School the Robert J. Nyman Memorial Auditorium, or to take any other action hereto.

By Petition: Kristina L. Nyman
Kara L. Nyman
Rhonda L. Nyman
Christina M. Nyman
Eric J. Nyman

Paul Breslin made the Motion “We move that the Town accept this article as written.”

The Advisory Committee supports the motion presented by the petitioner.

***Commentary:** A Town Meeting vote is now required on the naming and dedication of any public grounds, facility or building.*

SO VOTED UNANIMOUSLY

ARTICLE 45. WITHDRAWN

ARTICLE 46. To see if the Town will vote to borrow in accordance with Chapter 44 of the Massachusetts General Laws, or any other enabling authority, the sum of \$8,500,000, or another sum, to perform road maintenance and reconstruction of all types on various streets including roadway, drainage systems, sidewalks, curbing, signs, pavement markings, shoulder improvements and related structures in accordance with the Town’s ongoing pavement management program, said funds to be expended at the direction of the Town Manager, provided that such borrowing is contingent on the passage of a Proposition 2½ referendum question under Massachusetts General Laws Chapter 59, Section 21C, or take any other action relative thereto.

Board of Public Works
Director of Public Works
Town Manager

We move that the Town not accept this article and refer it back to the DPW for further study.

***Commentary:** Continued maintenance and repair of the Town’s infrastructure, including roads, continues to remain a high priority. While the Advisory Committee supports the intent of this article, we are recommending that any funding for road repairs and maintenance be postponed until a long term comprehensive plan with detailed cost estimates is completed.*

Motion Fails

SO VOTED UNANIMOUSLY

Daniel Pallotta Motion is to accept article 46 as follows:

That the Town appropriate the sum of \$8,500,000 to perform road maintenance and reconstruction of all types on various streets including roadway, drainage systems, sidewalks,

curbing, signs, pavements markings, shoulder improvements and related structures in accordance with the Town's ongoing pavement management program, said funds to be expended at the direction of the Town Manager, and to meet said appropriation authorize the Treasurer, with the approval of the Board of Selectmen to borrow said sum under Chapter 44 or any other enabling authority, provided that such borrowing is contingent on the passage of a Proposition 2½ referendum question under Massachusetts General Laws, Chapter 59, section 21C.

SO VOTED UNANIMOUSLY

Moderator reminded Town Meeting that this Article is a Proposition 2½ Override, it must also be approved at the Town Election on Saturday, May 7, 2011.

ARTICLE 47. To see if the Town will vote to raise and appropriate, appropriate from available funds and/or borrow in accordance with Chapter 44, or any other enabling statute of the Massachusetts General Laws the sum of \$400,000, or another sum, to perform road maintenance and reconstruction of all types of various streets including roadway, drainage systems, sidewalks, curbing, signs, pavement markings, shoulder improvements, and related structures in accordance with town's ongoing pavement management program, said funds to be expended at the direction of the Town Manager, or to take any other action relative thereto.

Director of Public Works
Board of Public Works
Town Manager

We move that the Town not accept this article and take no further action.

SO VOTED UNANIMOUSLY

ARTICLE 48. To see if the Town will vote to authorize the Board of Selectmen and the Town Manager to accept such sums of money as may be distributed by the Commonwealth of Massachusetts through the Chapter 90 highway grant program, so-called, funds to be expended by the Town Manager in accordance with the guidelines and requirements of the Massachusetts Highway Department, or to take any other action relative thereto.

Board of Selectmen
Board of Public Works
Town Manager

We move that the Town vote to authorize the Town Manager to accept Chapter 90 Highway Funds as distributed by the Commonwealth of Massachusetts, said funds to be expended for the purposes stated herein by the Town Manager in accordance with the guidelines and requirements of the Massachusetts Highway Department.

***Commentary:** Acceptance of this article authorizes the Town Manager to accept Chapter 90 funds as allocated by the State legislature for highway improvements in the Town. The amount allocated for FY2012 is \$514,492.*

SO VOTED UNANIMOUSLY

ARTICLE 49. To see if the Town will vote to raise and appropriate, appropriate from undesignated fund balance, or borrow in accordance with Massachusetts General Laws, or any other enabling act, the sum of \$130,000.00 or another sum, to purchase a replacement console and radios located in the Emergency Communications Center servicing the Hanover Police, Fire, EMS and DPW departments. Said funds to be expended at the direction of the Town Manager, or take any other action relative thereto.

Police Department
Town Manager

We move that the Town vote to raise and appropriate \$75,000 from the undesignated fund balance to purchase a replacement console and radios in the Emergency Communications Center servicing the Hanover Police, Fire, EMS and DPW departments, said funds to be expended at the direction of the Town Manager.

Commentary: The Emergency Communications Center handles emergency 911 calls for both the Police and Fire EMS and Rescue departments. The current radios and console are 11 years old and are not supported by current technology. The replacement of this equipment is the last step in a multi-year capital plan for the ECC Department. The previous fiscal year expenditures were supported by E-911 grants that are no longer available.

SO VOTED UNANIMOUSLY

ARTICLE 50. To see if the Town will vote to raise and appropriate, appropriate from available funds, or borrow in accordance with the Massachusetts General Laws, the sum of \$65,000, or another sum, for the purchase of computers, funds to be expended at the direction of the School Committee, or take any other action relative thereto.

Hanover School Committee

We move that the Town not accept this article and take no further action.

Commentary: \$65,000 was added to the recommendation for the School Department's overall budget for FY2012 for this purpose.

SO VOTED UNANIMOUSLY

CONSIDERATION ART 51-55

SO VOTED UNANIMOUSLY

MOTION NOT ACCEPT

SO VOTED UNANIMOUSLY

ARTICLE 51. To see if the Town will vote to raise and appropriate, appropriate from available funds, or borrow in accordance with the Massachusetts General Laws, the sum of \$25,000, or another sum, for the upgrade and installation of clocks at Center and Sylvester Schools to include purchasing, repair, replacement, disposal, installation, and related costs, funds to be expended at the direction of the School Committee, or take any other action relative thereto.

Hanover School Committee

We move that the Town not accept these articles and take no further action.

Commentary: In order to recommend a General Fund balanced budget to this Town Meeting, the Advisory Committee was obligated to limit the amount of money that would be available for capital projects, new initiatives, and even some recurring fixed costs in Fiscal Year 2012. There is a continuing need for these items which, unless new sources of revenue becomes available in the future, will have to be addressed though a decrease in services or an operating override.

ARTICLE 52. To see if the Town will vote to raise and appropriate, appropriate from available funds, or borrow in accordance with the Massachusetts General Laws, the sum of \$60,000, or another sum, for paving at the Middle School to include purchasing, repair, replacement, disposal, installation, and related costs, funds to be expended at the direction of the School Committee, or take any other action relative thereto.

Hanover School Committee

We move that the Town not accept this article and take no further action.

Commentary: In order to recommend a General Fund balanced budget to this Town Meeting, the Advisory Committee was obligated to limit the amount of money that would be available for capital projects, new initiatives, and even some recurring fixed costs in Fiscal Year 2012. There is a continuing need for these items which, unless new sources of revenue becomes available in the future, will have to be addressed though a decrease in services or an operating override.

ARTICLE 53. To see if the Town will vote to raise and appropriate, appropriate from available funds, or borrow in accordance with the Massachusetts General Laws, the sum of \$590,000, or another sum, for the creating handicap accessibility at Sylvester School to include purchasing, repair, replacement, disposal, installation, and related costs, funds to be expended at the direction of the School Committee, or take any other action relative thereto.

Hanover School Committee

We move that the Town not accept this article and take no further action.

Commentary: In order to recommend a General Fund balanced budget to this Town Meeting, the Advisory Committee was obligated to limit the amount of money that would be available for capital projects, new initiatives, and even some recurring fixed costs in Fiscal Year 2012. There is a continuing need for these items which, unless new sources of revenue becomes available in the future, will have to be addressed though a decrease in services or an operating override.

ARTICLE 54. To see if the Town will vote to raise and appropriate, appropriate from available funds, or borrow in accordance with the Massachusetts General Laws, the sum of \$410,000, or another sum, to remove carpets, abate tile, install moisture barrier system, and replace tile in downstairs rooms and common areas at the Middle School to include purchasing, repair, replacement, disposal, installation and related costs, funds to be expended at the direction of the School Committee, or take any other action relative thereto.

Hanover School Committee

We move that the Town not accept this article and take no further action.

***Commentary:** In order to recommend a General Fund balanced budget to this Town Meeting, the Advisory Committee was obligated to limit the amount of money that would be available for capital projects, new initiatives, and even some recurring fixed costs in Fiscal Year 2012. There is a continuing need for these items which, unless new sources of revenue becomes available in the future, will have to be addressed though a decrease in services or an operating override.*

ARTICLE 55. To see if the Town will vote to raise and appropriate, appropriate from available funds, or borrow in accordance with the Massachusetts General Laws, the sum of \$90,000, or another sum, for the upgrade and installation of intercom systems at Center and Sylvester Schools to include purchasing, repair, replacement, disposal, installation, and related costs, funds to be expended at the direction of the School Committee, or take any other action relative thereto.

Hanover School Committee

We move that the Town not accept this article and take no further action.

***Commentary:** In order to recommend a General Fund balanced budget to this Town Meeting, the Advisory Committee was obligated to limit the amount of money that would be available for capital projects, new initiatives, and even some recurring fixed costs in Fiscal Year 2012. There is a continuing need for these items which, unless new sources of revenue becomes available in the future, will have to be addressed though a decrease in services or an operating override.*

ARTICLE 56. To see if the Town will vote to raise and appropriate, or appropriate from available funds, \$120,000, or another sum of money, to the Stabilization Fund, for school purposes in FY 13, or take any other action relative thereto.

Town Manager

We move that the Town vote to appropriate \$120,000 from the Undesignated Fund Balance to the Stabilization Fund to be used to offset increases in the FY2013 School Operating Budget.

***Commentary:** The School Department declined to use available funds this fiscal year in the amount of \$120,000 and requested that this amount be transferred into the stabilization fund to be used to offset their increases in the FY 2013 operating budget.*

U NOT TO PASSTHIS ARTICLE

SO VOTED

ARTICLE 57. To see if the Town will vote to amend Section 5.600, Outdoor Storage, of the Zoning By-Law for the Town in the manner described below, or to see if the Town will vote to take any action relative thereto:

In Section 5.600, Outdoor Storage, adopt a new Subsection 5.610 to read as follows:

5.610 - Notwithstanding the above provisions and upon applying for and the granting of a Special Permit by the Planning Board acting as the Special Permit Granting Authority, a business may display or store “goods for sale” based on conditions defined in the Special Permit as determined by the Planning Board.

Planning Board
Rt. 53 Study Committee

We move that the Town accept this article as written.

The Advisory Committee supports the motion presented by the Planning Board.

SO VOTED UNANIMOUSLY

ARTICLE 58. To see if the Town of Hanover will vote to petition the Great and General Court of the Commonwealth of Massachusetts seeking special legislation authorizing the Town of Hanover to issue an additional license for the sale of wines and malt beverages to be drunk on the premises (a/k/a wines and malt beverages/restaurant) to Rocco’s on Broadway, Inc. dba Rocco’s on Broadway, located at 1143 Broadway, provided that such license be issued through the usual licensing process administered by the Board of Selectmen.

By Petition: David Nagle
Lee Rea
Robert Carroll
Carmine L. Fantasia
Vickie Keating

We move that the Town authorize the Board of Selectmen to petition the Senator and Representative in the General Court of the Commonwealth of Massachusetts to submit the following legislation for the authorization of an additional liquor license, and further authorize the Selectmen to negotiate minor changes thereto, as follows;

AN ACT AUTHORIZING THE TOWN OF HANOVER TO GRANT A CERTAIN LICENSE FOR THE SALE OF ALCOHOLIC BEVERAGES.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Notwithstanding section 17 of chapter 138 of the General Laws, the licensing authority of the Town of Hanover may grant one (1) additional license for the sale of wines and malt beverages to be drunk on the premises (a/k/a beer & wine/restaurant), pursuant to section 12 of chapter 138, for an establishment located at 1143 Broadway, Hanover

Massachusetts. The license shall be subject to all of said chapter 138 except said section 17.

SECTION 2. Further notwithstanding section 17 of chapter 138 of the General Laws, the licenses so issued herein shall not be counted towards the quota of licenses allowed to the Town of Hanover pursuant to that section 17, and shall not impact an increase in that quota to which the Town would be entitled owing to a future increase in population.

SECTION 3. This act shall take effect upon its passage.

***Commentary:** Massachusetts General Law Chapter 138, Section 17 dictates the number of liquor licenses a Town (except the City of Boston) may have based on population. Acceptance of this article, would allow the Town to petition the General Court of Massachusetts for another liquor license for the sale of wine and beer under Massachusetts General Law Chapter 138, Section 12, for 1143 Broadway. This is a new license and will not adversely affect the number of licenses in the Town.*

SO VOTED UNANIMOUSLY

ARTICLE 59. To see if the Town will accept the amendments shown below to the current Sign Bylaws, or take any other actions relative thereto:

| In this section of the current Sign Bylaws. | Delete the word(s) shown on this chart in <i>bold italics</i> and ... | add the word(s) shown on this chart in bold : |
|--|---|--|
| ARTICLE 3. | | |
| ARTICLE 4. ADMINISTRATION AND ENFORCEMENT 4.2. Permits: (a) | 4.2. <u>Permits:</u> (a) No sign shall be erected, altered or enlarged until an application on the appropriate form furnished by the Sign Officer has been filed with the Sign Officer containing such information, including photographs, plans and scale drawings, as he may require, and a permit for such erection, alteration or enlargement has been issued by him. <i>Such permit shall be issued only if the Sign Officer determines that the sign complies or will comply with all applicable provisions by this by-law. A schedule of fees for such permits shall be determined from time to time by the Board of Selectmen.</i> | 4.2. <u>Permits:</u> (a) No sign shall be erected, altered or enlarged until an application on the appropriate form furnished by the Sign Officer has been filed with the Sign Officer containing such information, including photographs, plans and scale drawings, as he may require, and a permit for such erection, alteration or enlargement has been issued by him. The sign officer shall act upon the application within five (5) business days if the Sign Officer determines that the sign shall comply with all applicable provisions of this by-law; or if not acted upon within five (5) business days shall be deemed approved. A |

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| | | <p>schedule of fees for sign permits shall be determined from time to time by the Board of Selectmen.</p> |
| <p>ARTICLE 4. ADMINISTRATION AND ENFORCEMENT</p> <p>4.1. Enforcement: (b)</p> | <p>(b) The Sign Officer is further authorized, upon notice as herein provided, to order the repair, removal or revocation of any sign which in his judgment is, or is likely to become, dangerous, unsafe or in disrepair, or which is erected or maintained contrary to this by-law. The Sign Officer shall serve a written notice and order upon the owner of record of the premises where the sign is located and any advertiser, tenant or other person known to him having control or a substantial interest in said sign, directing the repair or removal of the sign within a time not to exceed <i>thirty days</i> after giving of such notice. If such notice and order is not obeyed within such period of time, the Sign Officer and his duly appointed agents shall, at reasonable times and upon presentation of credentials, have the power to enter upon the premises on which said sign is erected or maintained and repair or remove, or cause to be repaired or removed, said sign. All expenses incurred by the Sign Officer and his duly authorized agents in removing or repairing any sign shall be <i>accessible</i> against any person who failed to obey said notice and order and shall be recoverable with costs in any court of competent jurisdiction if not paid within thirty days after written notice of assessment is given by the Sign Officer to such person.</p> | <p>(b) The Sign Officer is further authorized, upon notice as herein provided, to order the repair, removal or revocation of any sign which in his judgment is, or is likely to become, dangerous, unsafe or in disrepair, or which is erected or maintained contrary to this by-law or which exceeds the conditions of the permit. The Sign Officer shall serve a written or verbal notice and order upon the owner of record of the premises where the sign is located and any advertiser, tenant or other person known to him having control or a substantial interest in said sign, directing the repair or removal of the sign within a time not to exceed 24 hours after giving of such notice. If such notice and order is not obeyed within such period of time, the Sign Officer and his duly appointed agents shall, at reasonable times and upon presentation of credentials, have the power to enter upon the premises on which said sign is erected or maintained and repair or remove, or cause to be repaired or removed, said sign whether temporary or permanent. All expenses incurred by the Sign Officer and his duly authorized agents in removing or repairing any sign shall be assessable against any person who failed to obey said notice and order and shall be recoverable with costs in any court of competent</p> |

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| | | jurisdiction if not paid within thirty days after written notice of assessment is given by the Sign Officer to such person. |
| <p>ARTICLE 5. MOVEMENT, ILLUMINATION AND COLOR</p> <p>5.1. Movement:</p> | <p>5.1. Movement:</p> <p>No sign shall contain any moving, flashing or animated lights, or visible moving or moveable parts, except such portions of a sign that consist solely of indicators of time or temperature. <i>Automatically or manually changing message signs are not permitted.</i></p> | <p>5.1. Movement:</p> <p>No sign shall contain any moving, flashing or animated lights, or visible moving or moveable parts, except such portions of a sign that consist solely of indicators of time or temperature. Automatically or manually changing message signs may be permitted in the case of gas stations, movie or stage theaters or such other circumstances that the Sign Officer may permit upon finding that such sign does not derogate from the intent of this by-law.</p> |
| <p>ARTICLE 5. MOVEMENT, ILLUMINATION AND COLOR</p> <p>5.2. Illumination:</p> | <p><u>5.2. Illumination:</u></p> <p>Signs may be illuminated only by the following means:</p> <p><i>(c) Neon tubes or similar devices are not permitted except a window sign which meets the provisions of Article 7.3 (a), may utilize such a tube if such sign contains no more than two colors, is not moving or flashing and is less than one and one half (1 1/2) square feet in overall area.</i></p> | <p><u>5.2. Illumination:</u></p> <p>Signs may be illuminated only by the following means:</p> <p>(c) By a white, steady stationary light of reasonable intensity “back-lighting” a Fully-Attached Sign.</p> <p>(d) Neon tubes or similar devices are not permitted except a window sign which meets the provisions of Article 7, and may utilize such a tube if such sign contains no more than two colors, is not moving or flashing and is less than one and one half (1 1/2) square feet in overall area.</p> |

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| <p>ARTICLE 5. MOVEMENT, ILLUMINATION AND COLOR</p> <p>5.4. Christmas Decorations:</p> | <p><u>5.4. <i>Christmas</i> Decorations:</u></p> <p><i>Christmas</i> decorations shall not be subject to this by-law <i>for the period from November 1 to January 10 of any given Season.</i></p> | <p><u>5.4. Holiday Decorations:</u></p> <p>Holiday decorations shall not be subject to this by-law.</p> |
| <p>ARTICLE 7. ACCESSORY SIGNS</p> <p>7.1. Residence Districts:</p> | <p>7.1. Residence Districts:</p> <p>(a) One sign displaying the street number and/or name of the occupant of the premises not exceeding six square feet in area. Such sign may include identification of an accessory professional office or other accessory uses permitted in a residential district.</p> | <p>7.1. Residence Districts:</p> <p>(a) One accessory sign displaying the street number and/or name of the occupant of the premises not exceeding six square feet in area. Such sign may include identification of an accessory professional office or other accessory uses permitted in a residential district.</p> |
| <p>ARTICLE 7. ACCESSORY SIGNS</p> <p>7.3. Special Signs (b)</p> | <p>7.3. Special Signs:</p> <p>(b) Temporary Signs:</p> <p>Temporary signs, including political signs, which comply with these by-laws shall be permitted in all districts as specified herein. Before a temporary sign (other than a temporary sign placed in a window) shall be erected or displayed, there shall be deposited with the Sign Officer the sum of \$25.00 for each commercial sign and \$25.00 for any fixed number of political signs. A removal date shall be specified in the permit. The deposit shall be refunded upon the timely removal of the sign or signs. In the event of failure to remove the sign or signs within the period prescribed, the Sign Officer shall apply the deposit towards the cost of</p> | <p>7.3. Special Signs:</p> <p>(b) Temporary Signs:</p> <p>Temporary signs, including political signs, which comply with these by-laws shall be permitted in all districts as specified herein. Before a temporary sign (other than a temporary sign placed in a window) shall be erected or displayed, there shall be a permit fee in the sum of \$75.00 for each commercial sign and \$75.00 for any fixed number of political signs. A removal date shall be specified in the permit. The deposit shall be refunded upon the timely removal of the sign or signs. In the event of failure to remove the sign or signs within the period prescribed, the Sign Officer shall apply the deposit towards the cost of removing</p> |

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| | removing the sign or signs, and any balance of the deposit shall be forfeited. | the sign or signs, and any balance of the deposit shall be forfeited. |
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We move that the Town accept the revised Sign Bylaw as printed in the Advisory Committee Supplemental Report for Town Meeting.

***Commentary:** The revised Sign Bylaw modifies some of the existing regulations and fees for signs.*

SO VOTED UNANIMOUSLY

ARTICLE 60. A NEW DAY (formerly Womansplace Crisis Center) requests from the Town of Hanover that \$2,500 be raised and appropriated to A New Day in fiscal year 2012 in lieu of services provided to the sexual assault survivors and their families.

By Petition: Jason Oliver
 Karen Oliver
 Deborah Rich
 Siobahn Horton
 Barbara Gallinaro

We move that the Town not accept this article and take no further action.

***Commentary:** The Visiting Nurse’s Association currently contracts services with the South Shore Women’s Resource Center.*

SO VOTED UNANIMOUSLY

ARTICLE 61. To see if the Town will vote to accept the following streets as public ways, or take any other action relative thereto:

| | Street Name | Plan Reference |
|---|----------------------|--|
| 1 | Elijah’s Path | The entire length of Elijah’s Path as shown on a plan entitled “Roadway As Built Plan – Elijah’s Path” prepared by Grady Consulting, LLC. dated January 6, 2011, a copy of which is on file in the office the Hanover Department of Public Works. |
| 2 | Nash Landing | The entire length of Nash Landing as shown on a plan entitled “Site and Road As-built Plan” (Nash Landing), prepared by Moran Surveying, Inc. dated May 22, 2010, a copy of which is on file in the office the Hanover Department of Public Works. |

Board of Public Works

Recommendation to be made at Town Meeting.

We move that the Town only accept Nash Landing

SO VOTED UNANIMOUSLY

ARTICLE 62. Will the Town vote to have its elected Town Clerk become an appointed Town Clerk, or take any other action relative thereto?

We move that the Town vote to have its elected Town Clerk become an appointed Town Clerk, effective upon the conclusion of the term of service of the current Town Clerk, with the requirement that the Town Clerk shall be a resident of hanover

Board of Selectmen

***Commentary:** Acceptance of this article will allow the Town Manager to appoint the Town Clerk and set professional qualifications for this position.*

Donald White motion to move the article

SO VOTED UNANIMOUSLY

Main Article

Counters were reminded that they were still sworn in

YES 46 NO 59

Article defeated

ARTICLE 63: To see if the Town will vote to amend the Zoning Bylaw for the Town in the manner described below, or, to see if the Town will vote to take any action relative thereto:

Section 6.13.4 currently reads:

6.13.4 Additional Dimensional Requirements for Body Art Establishments:

- A. **Each** Body Art Establishment shall be located within eight hundred (800) feet of any other Body Art Establishment.
- B. No Body Art Establishment shall be located within three hundred feet of the Residence A Zoning District.

Change Section 6.13.4 to read:

6.13.4 Additional Dimensional Requirements for Body Art Establishments:

- A. **No** Body Art Establishment shall be located within eight hundred (800) feet of any other Body Art Establishment.

B. No Body Art Establishment shall be located within three hundred feet of the Residence A Zoning District.

Planning Board

Planning Board to make main motion.

We move that the Town vote to accept this article as written.

The Advisory Committee supports the motion presented by the Planning Board.

Commentary: *This article corrects an inaccuracy in the amended Body Art Establishments bylaw passed at the May 2009 Annual Town Meeting.*

SO VOTED UNANIMOUSLY

MOTION BY MR. PALLOTTA TO ADJOURN TOWN MEETING AT 10:33 P.M.

THE MODERATOR adjourned the Annual Town Meeting at 10:35 P.M.

He then reminded everyone to vote on Saturday, May 7, 2011 to vote for the Annual Town Election.

NOTIICE FOR THE ELECTION OF OFFICERS
Hanover High School, Cedar Street,
on **SATURDAY, the 7th OF MAY 2011,**
then and there to act on the following:

To bring in their votes for each of the following:

- For a term of five years: One Planning Board Member
- For a term of three years: Two Selectmen
One Assessor
Two School Committee Members
One Board of Health Member
One Board of Public Works Member
One Trustee for Public Library
- For a term of two years: One Planning Board Member
- For a term of one year: One Moderator

QUESTION 1

“Shall the Town of Hanover be allowed to exempt from the provisions of Proposition Two and One-Half, so called, the amounts required to pay for the bonds issued to perform road maintenance and reconstruction?

Yes___ No ___”

QUESTION 2

“Will the Town vote to have its elected Town Clerk become an appointed Town Clerk?

Yes___ No ___”

Polls open from 8:00 A.M. to 6:00 P.M., unless otherwise ordered by the Town.
And you are hereby ordered to serve this Warrant by posting attested copies thereof seven days at least before the time of said meeting.

Given under our hands this 4th day of April 2011.

David C. Greene

Susan M. Setterland

Daniel A. Pallotta

Joseph P. O'Brien

Joseph R. Salvucci

_____ Constable _____, 2011

APPENDIX

Preview of Major Issues To Come Next Year

ROADS

The Advisory Committee has asked that the \$8.5 million dollar road repair issue be resubmitted with the financial impact spread out over more years. That plan will be developed over the next few months for action at a future Town Meeting.

DEBT

Debt service will increase again next year as we finish borrowing the funds for the construction on the new High School. This is an unavoidable issue that has to be worked into the budget.

BUILDINGS

The study on the Town Buildings is being finalized and will be incorporated into next Year's Capital Improvement budget. It will be beneficial to everyone involved to finally have a centralized plan for all Town buildings.

FINANCIAL BIG PICTURE

Town Meeting appropriates approximately \$50 million dollars. Up to another \$25 million is administered or expended by the Town. A major goal for next year is to create a format for the Advisory Committee to consider the entire \$75 million as they deliberate on the budget.