

Commonwealth of Massachusetts

Town of Hanover

Warrant for **Annual** Town Meeting

Plymouth, SS

Greetings: 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, 287 Cedar Street

MONDAY THE 1st DAY OF MAY, 2023 AT 7:30 P.M.

Special Town Meeting at 7:00pm

Annual Town Meeting at 7:30pm



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 Hanover Select Board's Office at (781) 826-5000 ext. 1084.

INDEX OF POTENTIAL/CONCEPTUAL ARTICLES FOR ANNUAL TOWN MEETING – 2023		
	ISSUE	SUBMITTED BY
1	Accept Reports in Annual Town Report	Advisory Committee
2	Hear/Accept Reports of Committees & State Officials	Advisory Committee
3	Authorize Treasurer to Accept Trust Funds	Director of Finance
4	Assume Liability to Allow State DEP Work	Hanover Select Board
5	Set Pay for Elected Official – Town Moderator	Advisory Committee
6	Set Pay for Elected Official - Town Clerk	Advisory Committee
7	General Fund Operating Budget	Town Manager/Director of Finance
8	Water Enterprise Budget	Town Manager/Director of Public Works/ Director of Finance/Hanover Select Board
9	PEG Access & Cable Related Fund	Town Manager/Director of Finance/ Director of Community Services
10	Accept Chapter 90 Road Grant Monies	Hanover Select Board/Town Manager/ Director of Public Works
11	Set Limits On Revolving Funds	Town Manager/Director of Finance
12	Correct Spelling of Luddam's Ford Park to Ludden's Ford Park	Hanover Historical Commission/Hanover Historical Society/Hanover Conservation Commission/ Pembroke Historical Society /Pembroke Conservation Commission/Weymouth Historical Society
13	General Bylaws – Amendments to §4-14 (Police Chief/Deputy Police Chief)	Police Chief/Town Manager

INDEX OF POTENTIAL/CONCEPTUAL ARTICLES FOR ANNUAL TOWN MEETING – 2023		
	ISSUE	SUBMITTED BY
14	General Bylaws – Amendments to §6-14 Wetlands Protection	Conservation Agent/Conservation Commission
15	General Bylaws – Amendments to §4-12 Conservation Commission	Planning Board
16	Amend Zoning Bylaws Section 2.100 Definitions	Planning Board
17	Amend Zoning Bylaws Section 5.040 Grandfathered Project Approvals	Planning Board
18	Amend Zoning Bylaws Section 13.200 Limitations on Variance or Special Permit Grants	Planning Board
19	Amend Zoning Bylaws Article 5 Delete Language under Section 5.1.1	Planning Board
20	Amend Zoning Bylaws Insert New Section 5.900 Permit for Digital Message Boards	Planning Board
21	Amend Zoning Bylaws – Section 6.100(G) Accessory Building and Uses	Planning Board
22	Amend Zoning Bylaws – Section 5.300 Accessory Structures	Planning Board
23	Amend Zoning Bylaws - Section 6 Use Regulations	Planning Board
24	Amend Zoning Bylaws – Section 9.010 Minimum Parking Requirements	Planning Board
25	Amend Planning Board Fees	Planning Board
26	Purchase of Property Adjacent to Pond Street Wells	Hanover Select Board/Town Manager
27	Accept MGL Chapter 40, §8J Establishing a Commission on Disability	Hanover Select Board
28	Appropriate Funds – Funding for Town Events: Winter Fest and Hanover Day	Town Manager
29	Appropriate Funds – Dog Park	Hanover Select Board
30	Appropriate Funds – Cedar School Vestibule	School Committee/School Superintendent
31	Appropriate Funds – SPED Reserve	School Superintendent

INDEX OF POTENTIAL/CONCEPTUAL ARTICLES FOR ANNUAL TOWN MEETING – 2023		
	ISSUE	SUBMITTED BY
32	Appropriate Funds – Middle School Lockers	School Superintendent/Director of Public Works
33	Appropriate Funds – Middle School Electrical	Director of Public Works
34	Appropriate Funds – High School Emergency Circuits	Director of Public Works./Fire Chief
35	Appropriate Funds – Basketball Court(s) Upgrades	Hanover Select Board/Town Manager
36	Appropriate Funds – Ellis Field Improvements	Town Manager/Community Services Director
37	Appropriate Funds – Town Hall Elevator	Director of Public Works/Town Manager
38	Appropriate Funds – Fuel Canopy DPW	Director of Public Works/Town Manager
39	Appropriate Funds – DPW Vehicles x 4	Director of Public Works/Town Manager
40	Appropriate Funds – Transfer Station Compactor	Director of Public Works./Town Manager
41	Appropriate Funds – Transfer Station Fencing	Director of Public Works/Town Manager
42	Appropriate Funds – Middle School Water Main	Director of Public Works/Town Manager
43	Appropriate Funds – Air Stripper Replacement	Director of Public Works/Town Manager
44	Appropriate Funds – King Street Water Main	Director of Public Works/Town Manager
45	Appropriate Funds – HFD Cardiac Monitors	Fire Chief/Town Manager
46	Appropriate Funds – HFD Utility Vehicle	Fire Chief/Town Manager
47	Appropriate Funds – HFD Command Vehicle	Fire Chief/Town Manager
48	Appropriate Funds – HPD Cruisers x 3	Police Chief/Town Manager
49	Appropriate Funds – E-Code Software	CDMI Director/Planning Board

INDEX OF POTENTIAL/CONCEPTUAL ARTICLES FOR ANNUAL TOWN MEETING – 2023		
	ISSUE	SUBMITTED BY
50	Appropriate Funds – COA Feasibility Study	Council on Aging Advisory Board
51	Appropriate Funds – High School Auditorium Lights	School Superintendent
	Election	

ARTICLES FOR ANNUAL TOWN MEETING WARRANT

Monday, May 1st, 2023

ARTICLE 1. ACCEPT REPORTS IN ANNUAL TOWN REPORT

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

Advisory Committee

ARTICLE 2. HEAR/ACCEPT REPORTS OF COMMITTEES & STATE OFFICIALS

To see if the Town will vote to hear reports of the Committees and State Officials and act thereon, or take any other action relative thereto.

Advisory Committee

ARTICLE 3. AUTHORIZE TREASURER TO ACCEPT TRUST FUNDS

To see if the Town will vote to authorize its Treasurer to accept such trust funds as may be placed in his or her hands during the Fiscal Year ending June 30, 2023, or take any other action relative thereto.

Director of Finance

ARTICLE 4. ASSUME LIABILITY TO ALLOW STATE DEP WORK

To see if the Town will vote to 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.

Hanover Select Board

ARTICLE 5. SET PAY FOR ELECTED OFFICIAL – TOWN MODERATOR

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

Moderator: \$100 for Annual Town Meeting
 \$100 for Special Town Meeting

Advisory Committee

ARTICLE 6. SET PAY FOR ELECTED OFFICIAL – TOWN CLERK

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

Town Clerk: \$_____ annually

Advisory Committee

ARTICLE 7. GENERAL FUND OPERATING BUDGET

To see if the Town will vote to appropriate \$_____ for a General Fund Operating Budget, to provide for a reserve fund, and to defray the expenses of the Town, and to meet said appropriation transfer the sum of \$_____ from Certified Free Cash, transfer the sum of \$_____ from the Cemetery Graves & Foundations account, transfer the sum of \$_____ from the Sale of Cemetery Lots account, transfer the sum of \$_____ from the Title V Receipts Reserved account, transfer the sum of \$_____ from the Ambulance Receipts Reserved account, transfer the sum of \$_____ from the Wetlands Receipts Reserved account, and raise \$_____ from the Fiscal Year 2024 Tax Levy and other sources, or take any other action relative thereto.

	<i>FY2023 Appropriated</i>	<i>FY2024 Town Manager Proposed</i>	<i>FY2024 Advisory Committee Recommended</i>	<i>Difference between FY 2023 & FY2024 Advisory Committee Recommended</i>	
General Government:					
Salaries	\$	\$	\$	\$	%
Expenses	\$	\$	\$	\$	%
Finance Department:					
Salaries	\$	\$	\$	\$	%
Expenses	\$	\$	\$	\$	%
Community Development and Municipal Inspections:					
Salaries	\$	\$	\$	\$	%
Expenses	\$	\$	\$	\$	%
Community Services:					
Salaries	\$	\$	\$	\$	%
Expenses	\$	\$	\$	\$	%
Library:					
Salaries	\$	\$	\$	\$	%
Expenses	\$	\$	\$	(-\$)	%
Police:					
Salaries	\$	\$	\$	\$	%
Expenses	\$	\$	\$	(-\$)	%
Fire:					
Salaries	\$	\$	\$	\$	%

Expenses	\$	\$	\$	(-\$)	%
Hanover Public Schools	\$	\$	\$	\$0	%
South Shore Vocational High School	\$	\$	\$	\$	%
Public Works:					
Salaries	\$	\$	\$	\$	%
Expenses	\$	\$	\$	\$	%
Snow & Ice	\$	\$	\$	\$	%
Debt	\$	\$	\$	(-\$)	%
Town Wide Expenses	\$	\$	\$	\$	%
Transfers	\$	\$	\$	\$	%
TOTAL GENERAL FUND OPERATING BUDGET	\$	\$	\$	\$	%
Certified Free Cash	\$	\$	\$	\$	%
Cemetery Graves & Foundations	\$	\$	\$	\$	%
Sale of Cemetery Lots	\$	\$	\$	\$	%
Title V Receipts Reserved Account	\$	\$	\$	\$	%
Ambulance Receipts Reserved Account	\$	\$	\$	\$	%
Wetlands Receipts Reserved Account	\$	\$	\$	\$	%
<i>Less Total Transfers</i>	\$	\$	\$	\$	%
To be raised by the Fiscal Year 2023 Tax Levy and other sources	\$	\$	\$	\$	%

Town Manager
Director of Finance

ARTICLE 8. WATER ENTERPRISE BUDGET

To see if the Town will vote to appropriate \$_____ from Water Enterprise receipts to defray Water Enterprise direct costs and that \$_____ as appropriated in the General Fund Operating Budget be used for Water indirect costs, all to fund the total cost of operations of the Water Enterprise as follows, or take any other action relative thereto.

Personal Services	\$
Other Expenses	\$
Debt Service	\$
Appropriate for Direct Costs	\$
Indirect Costs - Reimburse General Fund for Shared Expenses	\$
Total Cost - Water Enterprise	\$

Town Manager
Director of Public Works
Director of Finance
Hanover Select Board

ARTICLE 9. PEG ACCESS & CABLE RELATED FUND

To see if the Town will vote to appropriate the sum of \$_____ to the PEG Access & Cable Related Fund for the purpose of monitoring compliance of the Town's cable operator with the franchise agreement, preparing for renewal of the franchise license, and providing local cable access services and programming for the Town of Hanover in Fiscal Year 2024, or take any other action relative thereto.

Town Manager
Director of Finance
Director of Community Services

ARTICLE 10. ACCEPT CHAPTER 90 ROAD GRANT MONIES

To see if the Town will vote to authorize the Hanover Select Board 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 take any other action relative thereto.

Hanover Select Board
Town Manager
Director of Public Works

ARTICLE 11. SET LIMITS ON REVOLVING FUNDS

To see if the Town will vote to set limits on the Revolving Funds set forth in Section 6-31 of the Town of Hanover General By-Laws in accordance with Massachusetts General Laws Chapter 44, §53E1/2 as follows, or take any other action relative thereto.

Revolving Fund	Limit on Spending
Library	\$
Recreation Fund	\$
GATRA	\$
Forge Pond Park	\$
Council on Aging	\$
Public Health Clinic	\$
Public Safety Vehicles	\$

Town Manager
Director of Finance

ARTICLE 12. CORRECT SPELLING OF LUDDAM'S FORD PARK TO LUDDEN'S FORD PARK TO HONOR JAMES LUDDEN - GOVERNOR WINTHROP'S 1632 GUIDE TO PLYMOUTH COLONY

To see if the Town will vote to authorize the official re-naming of "Luddam's Ford Park" to "Ludden's Ford Park" pursuant to Hanover's General Bylaws §3-2(17), or take any other action relative thereto.

Hanover Historical Commission
Hanover Historical Society
Hanover Conservation Commission
Pembroke Historical Society
Pembroke Conservation Commission
Weymouth Historical Society

ARTICLE 13. AMEND GENERAL BYLAWS §4-14 – POLICE CHIEF / DEPUTY POLICE CHIEF

To see if the Town will vote to amend the Town's General Bylaws _____, or take any other action relative thereto.

Police Chief
Town Manager

ARTICLE 14. AMEND GENERAL BYLAWS §6-14 – WETLANDS PROTECTION

To see if the Town will vote to amend the Town's General Bylaws _____, or take any other action relative thereto.

Conservation Agent
Conservation Commission

ARTICLE 15. AMEND GENERAL BYLAWS §4-12 – CONSERVATION COMMISSION

To see if the Town will vote to amend the Town's General Bylaws to _____,
or take any other action relative thereto.

Planning Board

ARTICLE 16. TO SEE IF THE TOWN WILL AMEND THE HANOVER ZONING BYLAWS WITH THE INSERTION OF THE FOLLOWING NEW DEFINITIONS – ALPHABETICALLY WITHIN EXISTING SECTION 2.100 – DEFINITIONS:

Multi-Family Development:

A residential development designed and constructed to provide housing for individuals and/or families comprised of multiple units in a single building. For purpose of this definition a multi-family development consists of three (units) plus.

Recreation Uses:

- (a) Public recreation use - a place of assembly either indoors or outdoors specifically for active or passive recreation available for use by the general public where no fee for use is required. For example, parks, athletic fields, playgrounds
- (b) Private commercial recreation use – a place of assembly either indoors or outdoors for active and passive recreational uses specifically available for a fee and/or membership fee - for profit business. For example, sports facilities and/or fields, bowling facilities, fitness centers
- (c) Non-Profit/Educational Recreation – a place of assembly either indoors or outdoors specifically for active or passive recreational uses available for a reduced fee based on the organizations tax exemption status as a non-profit. For example, nature centers, YMCA's, field houses and turf fields associated with educational use.

Business and/or Professional Office:

A building or portion thereof where services, clerical work, professional duties, and related activities are carried out. Services offered are on an individual basis as opposed to services performed on objects or personal property. Business/professional offices include, but are not limited to, brokerage offices, insurance offices, professional offices (i.e., accountants, engineers, lawyers, etc.), real estate offices, ticket offices, travel agencies, or any similar type of profession. Business/professional offices do not include banks, personal retail services or medical health care facilities.

Bank:

An establishment where money is stored for savings or commercial purposes or is invested, supplied for loans or exchanged. This does not include a free-standing Automated Teller Machine (ATM) unless such ATM is located on the same lot as a branch of the controlling bank.

Medical Health Care Facilities:

A facility, other than a hospital, where human patients, who are not lodged overnight, are treated by physicians, dentists, therapists, other health professionals or similar professions related to the health and wellness of the human's body and mind. Such facility may include ancillary medical

laboratory, rehabilitation, and pharmacy services, as well as a restaurant or cafeteria, or the retail sale of gifts, books and magazines, and other sundries. Examples may include Health Clinics; Physician or Dentist Offices, Massage Therapists; Holistic medicine, Physical Therapy Clinics; Reiki Clinics; Acupuncture Clinics; Chiropractic Clinics; Mental Health Therapists. This does not include any uses considered Personal Services – Body Related.

Medical Laboratory:

A facility for the analysis of blood, tissue, or other human medical products.

Warehouse:

A fully enclosed building used for the storage of materials and/or equipment. See also Distribution.

Distribution, Retail:

A use where goods are received and/or stored for delivery to the ultimate retail customer at remote locations. This use generally has greater traffic generation than Distribution, Wholesale/Bulk, as there are more frequent delivery trips to individual homes and businesses. See also Warehouse.

Distribution, Wholesale/Bulk:

A use where goods are received and/or stored for delivery to the ultimate wholesale or bulk customer at remote locations. This use generally has lesser traffic generation than Distribution, Retail, as there are less frequent delivery trips with larger orders per trip. See also Warehouse.

Manufacturing Facility:

A facility used for the processing, fabrication, packaging and/or assembling, and storage of goods or products manufactured from raw materials occurring on the premises. Said facility may include office space that shall be up to 25% of the gross floor area of manufacturing facility support such activity located on the same lot.

Or take any other action relative thereto,

Planning Board

Background: These definitions were found to be needed in the daily review of zoning to clearly address uses and/or structures.

ARTICLE 17. TO SEE IF THE TOWN WILL AMEND THE ZONING BYLAWS RELATIVE TO GRANDFATHERED PROJECT APPROVALS UNDER SECTION 5.040 AS FOLLOWS (BOLD & UNDERLINE DENOTES NEW LANGUAGE FOR INSERTION):

Grandfathered Project Approvals: The following projects shall be allowed or permitted, notwithstanding non-compliance with the requirements of this Bylaw or amendments thereto provided that such construction is commenced within ~~six (6) months~~ **twelve (12) months** after the issuance of the permit and, in cases involving construction, such construction is continued through to completion as continuously and expeditiously as is reasonable.

Or take any other action relative thereto.

Planning Board

Background – Chapter 219 of the Acts of 2016 amended General Laws Chapter 40A, §6 by extending the time period for commencing construction or operations under a building or special permit from six months to twelve months. Revising Hanover Zoning Bylaw to be consistent with MA General Laws.

ARTICLE 18. TO SEE IF THE TOWN WILL VOTE TO AMEND THE ZONING BYLAWS RELATIVE TO TIME LIMITATIONS ON VARIANCE OR SPECIAL PERMIT GRANTS UNDER SECTION 13.200 BY DELETING THE FOLLOWING EXISTING LANGUAGE (ITALIC) TO BE REPLACED BY NEW LANGUAGE (BOLD & UNDERLINE):

Any variance or Special Permit granted by the Zoning Board of Appeals or the Planning Board shall lapse one (1) year from the grant thereof if a substantial use thereof has not sooner commenced except for good cause or, in the case of a permit for construction, if construction has not begun by such date except for good cause as determined by the applicable Board.

Any variance granted by the Zoning Board of Appeals shall lapse one (1) year from the grant thereof if a substantial use thereof has not sooner commenced or, in the case of a permit for construction, if construction has not begun by such date. If requested thirty (30) days prior to expiration, the Board may grant a one-time six (6) month extension for good cause as determined by the applicable Board.

Any Special Permit granted by the Zoning Board of Appeals or the Planning Board shall lapse three (3) years from the grant thereof if a substantial use thereof has not sooner commenced or, in the case of a permit for construction, if construction has not begun by such date. If requested thirty (30) days prior to expiration, the applicable Board may grant an extension for good cause, the date of expiration to be determined by the applicable Board.

Or take any other action relative thereto.

Planning Board

Background – Chapter 219 of the Acts of 2016 amended General Laws Chapter 40A, §6 by extending the time period for commencing construction or operations under a building or special permit from six months to twelve months. Revising Hanover Zoning Bylaw to be consistent with MA General Laws.

ARTICLE 19. TO SEE IF THE TOWN WILL VOTE TO AMEND THE SIGN BYLAW ARTICLE 5 (MOVEMENT, ILLUMINATION, COLOR) FOR THE TOWN BY DELETING THE FOLLOWING EXISTING LANGUAGE UNDER 5.1.1:

5.1.1 Digital Message Boards:

Notwithstanding the above provision and upon applying for and the granting of a Permit by the Planning Board acting as the as Permit Granting Authority, Digital Message Board signs are allowed in Commercial, Business, and Planned Shopping Center districts. Elements to be reviewed and regulated in allowing a Permit shall include, but not limited to the following:

(a) Digital Message Boards can only display goods and services available at the petitioner's place of business.

(b) There shall be only one (1) Digital Message Board allowed per property.

(c) Digital Message Boards shall display static images only.

(d) Digital Message Boards may change their static images no more than once every fifteen minutes (15) as a free standing, monument, or wall sign. In addressing this issue, the Planning Board may review sight distances and speed limits on surrounding roads.

(e) Transitions from one static image to the next shall appear instantaneously without the appearance of flashing, animation or movement of any kind.

(f) The background of any Digital Message Board shall remain a consistent color and intensity from

one message to the next.

(g) Such sign shall come equipped with automatic dimming technology that automatically adjusts the sign's brightness based on ambient light conditions.

(h) No electronic message center sign shall exceed a brightness level of 3.0 foot candles above ambient light as measured using a foot candle meter and a distance of 50 feet from the display.

(i) Digital Message Boards shall meet the dimensional requirements outlined in Article 7.2.b. and Article 7.2.c of the Sign Bylaw.

(j) During a public safety event, the petitioner shall make the Digital Message Board accessible to the Town of Hanover's public safety departments.

Landscaping: The area surrounding the base of all freestanding and monument Digital Message Boards shall be attractively landscaped. Landscaping shall include low shrubbery, flowers or other such plantings that will not exceed one and half (1 ½) feet in height. These plantings will serve to obscure the supporting structure of the sign, while adding to overall appearance of the property.

Site Plan Approval: All Digital Message Board signs shall be included as an element of all Site Plan Approval applications Section 10 of the Hanover Zoning Bylaws. The application shall include the location, size, and height of all signs existing and proposed on the property. Applicants may be required to document signs on adjacent property if the Planning Board determines the circumstances warrant such review to reach an informed decision.

(Approved May 3, 2016) (Approved by the Attorney General August 23, 2016)

Or take any other action relative thereto.

Planning Board

Background: The Attorney General's Letter of 8/23/16 specifically noted the conflict of the language of a Special Permit requirement in a General Bylaw vs. a Zoning Bylaw. Special Permits fall within zoning under MGL chap. 40A section 9.

ARTICLE 20. TO SEE IF THE TOWN WILL AMEND THE HANOVER ZONING BYLAWS WITH THE INSERTION OF A NEW SECTION FOR DIGITAL MESSAGE BOARDS AS FOLLOWS:

New Zoning Bylaw Section 5.900 Special Permit for Digital Message Boards

5.910 Purpose: This section of the Zoning Bylaw is adopted pursuant to MGL chap. 40A Section 9 for the regulation of new Digital Message Boards and the enlargement/structural alteration of any existing free-standing signage to add a Digital Message Board component in accordance the zoning requirements below and those of the Hanover Sign Bylaw. This Special Permit review will ensure the visual environment of signage on public ways and signage on private property (as viewed from public ways) with Digital Message Boards can be done with consideration of vehicular and pedestrian safety, convenience, aesthetics, and scenic beauty of the area as well as the welfare of the general public from distracted driving and any visual obstructions.

For the purpose of this section, the Special Permit Granting Authority (SPGA) shall be the Planning Board. All Digital Message Boards shall require a Special Permit approval from the SPGA.

5.920 Definition: A digital message board is defined as an electronic visual on-screen programmable communication device used with changeable message(s) and/or for the purpose to advertise goods and services at the site. Digital Message Boards cannot have any scrolling, flashing, moving or animated pictures/features that would distract motorists.

5.930 Allowed by Special Permit: Digital Message Boards are allowed by Special Permit in the following Districts: Business, Commercial, Fireworks, Industrial, Limited Industrial and Planned Shopping Center District.

5.940 Prohibitions:

- A. Digital Message Boards are prohibited in Residence A zones and within any Local Historic Districts in the Town of Hanover.
- B. Digital Message Boards for Nonconforming uses, structures and lots located within a Residential A zone are also prohibited.
- C. Portable Message Boards are prohibited unless utilized by a government authority for public safety or public works purposes.
- D. Notwithstanding provisions of this Section and upon applying for and the granting of a Special Permit by the SPGA, Digital Message Boards shall be reviewed per criteria under Zoning Bylaw Section 5.890 as well as with consideration of the following requirements but not limited to the following:
 - (1) Digital Message Boards can only be utilized outdoors by the establishments located on the same lot as the sign. Digital Message Boards are permitted by Special Permit only on free standing signs per the dimensional requirements of the Sign Bylaw –Article 7.2 (c) for standing signs.

(2) There shall be only one (1) double face Digital Message Board on a freestanding sign as allowed per property. All electrical connections that service the standing sign with a Digital Message Board shall be located underground. Upon application the applicant shall identify if other tenants of the building or site that will be advertising on the digital message board. The SPGA may limit the number of users on the Digital Message Board based on existing tenants at time of application and additional future tenants may need to seek modification of the approval for use.

(3) A Digital Message Boards shall not be located within 500' LF (linear feet) from another Digital Messaging Board on the same side of the street and across the street unless waived by the SPGA after a Finding has been made unique circumstances warrant relief. A waiver request shall obtain the approval of the Safety Officer of the Police Department prior to action by the SPGA.

(4) A Digital Message Board shall not be located on free standing signs within 300' LF of a public park, playground, cemetery and open space reservation/area of passively recreation used by the public.

(5) Digital Message Boards shall not exceed a maximum twenty-six (26) square feet of sign area out of the total permissible sixty-six (66) square feet of a standing sign area. The material of the Digital Message Board including color background and lettering shall be provided. The maximum height of a standing sign cannot exceed fifteen (15') feet in height from the ground and no sign area shall be located within the four (4') vertical feet from the ground to bottom of sign. All standing signs shall be located with a minimum horizontal setback of ten (10') feet from any street, right of way, driveway, on-site parking area and loading area (See Sign Bylaw Article 7.3(c). Information as to the standing sign's dimensions, material, anchorage, coloring and any other construction design aspects shall be provided with the Digital Message Board application information.

(6) A site plan approval under Zoning Bylaws - Section 10 is required locating the proposed and/or existing sign to have a Digital Messaging Board. The application shall include the location and proposed dimensions of all existing and proposed signs on the property. Applicants may be required to document signs on adjacent property if the SPGA determines the circumstances warrant such review to reach an informed decision. Businesses located on corner lots at intersections must locate Digital Messaging Boards on free-standing signs a minimum horizontal distance of thirty – five (35') feet from said intersection. The SPGA can waive this distance after finding a reduced distance will not interfere with traffic patterns, traffic lights and overall public safety. Any waiver request shall obtain the approval of the Safety Officer of the Police Department prior to action by the SPGA.

(7) Digital Message Boards shall display only static images or messages that change once every three (3) minutes to the next message without the appearance of flashing, animation, scrolling or movement of any kind. Digital Message Boards shall not emit any sound. A default design mode shall be incorporated within the Digital Message Board to freeze the sign in one position should it malfunction.

(8) The background of any Digital Message Board shall remain the consistent color of black and the font color and intensity from one message to the next shall be identified at

application. No Digital Message Board shall contain more than three (3) font colors identified to the SPGA upon granting approval for issuance of a permit. A Digital Message Board Special Permit to install shall be valid for one year upon approval and shall seek renewal annually from the SPGA administratively. Upon the conveyance of a property that has a Digital Message Board, the new owner shall be required to obtain a new Special Permit from the SPGA to continue use of the Digital Message Board.

(9) Digital Message Boards shall automatically adjust the intensity of its display according to natural ambient light conditions. Applicants shall provide a written description how the Digital Message Board accomplishes the automatic adjustment.

(10) Each Digital Message Board shall provide ten (10) hours of Public Service Announcement (PSA) time during a month dedicated to the Town of Hanover. The Public Safety Divisions of the Town shall during an emergency event and/or amber alert provide information to the public. Issuance of the Special Permit by the SPGA will provide a process for adherence for working with public safety divisions.

(11) Landscaping: The area surrounding the base of all freestanding Digital Message Boards signs shall be attractively landscaped. Landscaping shall include low shrubbery, flowers or other such plantings that will not exceed one and half (1 ½) feet in height. These plantings will serve to obscure the supporting structure of the sign, while adding to overall appearance of the property.

5.950 Special Permit Granting Approval Criteria and Findings: In each deliberation and review of an application for a Special Permit the SPGA shall include Findings within their decision that addresses the following criteria for approval:

- A. The proposed Digital Message Board has complied with the dimensional requirements of this Section and the Hanover Sign Bylaw as it relates to standing signs and has been designed to complement the aesthetics of the general area. No excessive demand on electrical services is required and distancing requirements have been met unless waived by the SPGA for unique circumstances.
- B. The proposed Digital Message Board will not impede any line of sight for motorists to see other vehicles and/or pedestrians. The SPGA has reviewed all traffic safety measures as to public safety and taken under consideration other existing signage and Digital Message Boards along roadway corridor.
- C. The proposed Digital Message Board has been designed to be in keeping with the building architecture on the host lot along with required setbacks from other Digital Message Boards and the general characteristics of the surrounding businesses within the zoning district.
- D. Adequate landscaping around the base of the free-standing sign has been proposed.
- E. The proposed Digital Messaging Board has been equipped with technology sufficient in addressing any to adjustment to the brightness to prevent excessive glare and light pollution to any adjoining residential properties. In addition, timing technology to shut the digital message board off at designated hours as determined by the SPGA has been provided.

- F. The proposed Digital Messaging Board has made accommodations for Public Service Announcements in the case of an emergency to allow use by the public safety divisions.
- Or take any other action relative thereto

Planning Board

Background: In 2016, Hanover Annual Town Meeting amended the Sign Bylaw and the Attorney General in August of 2016 disapproved sections as it related to the issuance of a Special Permit. In 2022, the Planning Board was made aware the existing Sign Bylaw was never amended as required by the Attorney General. The Planning Board has proposed a separate article to delete Digital Message Boards out of the Sign Bylaw. The proposed Digital Message Board Bylaw is now proposed to be located in the Zoning Bylaw and additional language has been added for this new section as to criteria and findings by the Special Permit Granting Authority (Planning Board) who would be issuing Special Permits.

ARTICLE 21. TO SEE IF THE TOWN WILL AMEND THE ZONING BYLAWS RELATIVE TO USES ALLOWED - ACCESSORY BUILDING AND USES UNDER SECTION 6.100 (G) BY ADDING THE FOLLOWING (BOLD & UNDERLINE DENOTES NEW LANGUAGE FOR INSERTION):

G. **Any detached** Accessory building and uses **under 800 SF.**

And further Amending Section 6.130 Uses Permitted by Special Permits from the Planning Board by adding new language as follows **(Bold & Underline denotes new language for insertion):**

G. Any detached Accessory building and uses that exceeds 801 SF located on a lot with a principal use

Or take any other action relative thereto,

Planning Board

Background: Similar to residential uses, accessory structures in Business Districts are not subject to review unless the threshold of ZBL Section 10.030 is triggered. Review for parking, emergency accessibility, building and lot coverage should be performed through review process as to their impacts on adjacent properties.

ARTICLE 22. TO SEE IF THE TOWN WILL AMEND THE ZONING BYLAWS RELATIVE TO ACCESSORY STRUCTURES UNDER SECTION 5.300 AS FOLLOWS (BOLD & UNDERLINE DENOTES NEW LANGUAGE FOR INSERTION):

A detached accessory structure, including but not limited to, a garage, tool shed, or swimming pool, may be erected in the rear or side yard only, provided that it conforms with the setback requirements of the zoning district in which it is located **and is located on the same lot as the principal use. Any accessory detached structure that exceeds 800 SF in size shall be required**

to obtain a Special Permit and Site Plan Review from the Planning Board acting as the Special Permit Granting Authority (SPGA) prior to issuance of a building permit. The SPGA shall consider the following in their deliberations for issuance of a Special Permit and Site Plan Review:

- (a) Proposed accessory structure will not alter the character of the premises in which it is located**
- (b) Proposed accessory structure will not have an adverse effect on the aesthetics of buildings or structures in the neighborhood. Accessory structures that are greater than 800 square feet shall generally match the exteriors of the principal structure in terms of types of materials, percentages of materials, and color,**
- (c) Proposed accessory structure will not produce noise, odors or glare observable at the lot lines in amounts per the Hanover General and Zoning Bylaws clearly detrimental to the normal use of adjacent property.**

An addition to a principal building shall be considered an integral part thereof and may be allowed or permitted only if it conforms with all applicable setbacks of the district in which the principal building is located. To be considered an accessory to the use of a dwelling unit, a swimming pool shall be used by the residents of the premises and their guests only. The pool shall be securely fenced to a height of not less than four (4) feet.

And take any further action thereto,

Planning Board

Background: In residential districts, the Town has seen a recent trend of large detached accessory structures being constructed for a variety (non-agricultural) uses that are much larger than traditional accessory uses; Resulting in multiple large structures in single family neighborhoods and increasing overall building coverage on the lot with no review process as to their impacts.

ARTICLE 23. TO SEE IF THE TOWN WILL AMEND THE HANOVER ZONING BYLAWS UNDER SECTION 6 – USE REGULATIONS AS FOLLOWS:

Section 6.110 – Business District – Uses Allowed – Under Item “K” **delete the following** “Medical uses to include medical outpatient clinic, health care facilities, and or medical offices or dentist offices. Allowed uses shall be in accordance with local, state and federal regulation”

Section 6.130 – Business District - Uses permitted by Special Permit from the Planning Board – Add a **new** item “G” Medical Health Care Facilities.

Section 6.220 – Commercial District – Uses Permitted by Special Permit – Add a **new** item “O” Medical Health Care Facilities.

Or take any other action relative thereto

Background: The existing zoning bylaw provides no definition for the medical uses described in Section 6.110 therefore as part of another proposed amendment Medical Health Care Facilities has been defined with a variety of new medical uses under Section 2.00. Today medical uses encompass different sectors of medicine and medical processes that are being located in both retail and commercial areas – greater review is needed as to their proposed locations due such uses being large traffic and parking generators.

ARTICLE 24. TO SEE IF THE TOWN WILL AMEND THE HANOVER ZONING BYLAWS UNDER SECTION 9 – PARKING AND LOADING REQUIREMENTS - SUB-SECTION 9.010 - TABLE 9-1 (MINIMUM PARKING REQUIREMENTS) BY ADDING A NEW TYPE OF USE AND MINIMUM REQUIRED PARKING SPACES IN THE COLUMNS (BOLD & UNDERLINE DENOTES NEW LANGUAGE FOR INSERTION):AS FOLLOWS:

New “Type of Use” (column)

New “Minimum Required Parking Spaces” (column)

Medical Health Care Facilities

Two (2) parking spaces per exam room, plus employee parking areas and adequate loading and service areas.

Or take any other action relative thereto.

Planning Board

Background: Medical Health Care Facilities have become significantly large parking generators because of the nature of the medical uses served. This is a companion amendment to the proposed amendment of Zoning bylaw Section 6.110, 6.130 and 6.220 as to the review of Medical Health Care Facilities.

ARTICLE 25. AMEND PLANNING BOARD FEES

To see if the Town will vote to _____,
or take any other action relative thereto.

Planning Board

ARTICLE 26. PURCHASE PROPERTY ADJACENT TO POND STREET WELLS

To see if the Town will vote to _____

Select Board
Town Manager

ARTICLE 27. ACCEPT MGL CHAPTER 40, §8J ESTABLISHING A COMMISSION ON DISABILITY

To see if the Town will vote to accept MGL Chapter, §8J Establishing a Commission on Disability.

Select Board

ARTICLE 28. APPROPRIATE FUNDS – TOWN EVENT FUNDING – WINTERFEST AND HANOVER DAY

To see if the Town will vote to raise and appropriate, appropriate from available funds and/or borrow in accordance with Chapter 44 of the Massachusetts General Laws the sum of \$_____, or another sum, to fund Winterfest and Hanover Day, or take any other action relative thereto.

Town Manager

ARTICLE 29. APPROPRIATE FUNDS – DOG PARK

To see if the Town will vote to raise and appropriate, appropriate from available funds and/or borrow in accordance with Chapter 44 of the Massachusetts General Laws the sum of \$_____, or another sum, to _____ Dog Park, or take any other action thereto.

Select Board

ARTICLE 30. APPROPRIATE FUNDS – CEDAR SCHOOL VESTIBULE

To see if the Town will vote to raise and appropriate, appropriate from available funds and/or borrow in accordance with Chapter 44 of the Massachusetts General Laws the sum of \$_____, or another sum, to _____ Cedar School Vestibule, or take any other action relative thereto.

School Committee
School Superintendent

ARTICLE 31. APPROPRIATE FUNDS – SPED RESERVE

To see if the Town will vote to raise and appropriate, appropriate from available funds and/or borrow in accordance with Chapter 44 of the Massachusetts General Laws the sum of \$_____, or another sum for the Special Education Reserve Fund, or take any other action relative thereto.

School Superintendent

ARTICLE 32. APPROPRIATE FUNDS – MIDDLE SCHOOL LOCKERS

To see if the Town will vote to raise and appropriate, appropriate from available funds and/or borrow in accordance with Chapter 44 of the Massachusetts General Laws the sum of \$_____, or another sum for the _____ Middle School Lockers, or take any other action relative thereto.

School Superintendent
Director of Public Works

ARTICLE 33. APPROPRIATE FUNDS – MIDDLE SCHOOL ELECTRICAL

To see if the Town will vote to raise and appropriate, appropriate from available funds and/or borrow in accordance with Chapter 44 of the Massachusetts General Laws the sum of \$_____ or another sum for the _____ Middle School Electrical, or take any other action relative thereto.

Director of Public Works

ARTICLE 34. APPROPRIATE FUNDS – HIGH SCHOOL EMERGENCY CIRCUITS

To see if the Town will vote to raise and appropriate, appropriate from available funds and/or borrow in accordance with Chapter 44 of the Massachusetts General Laws the sum of \$_____ or another sum for the _____ High School Emergency Circuits, or take any other action relative thereto.

Director of Public Works
Fire Chief

ARTICLE 35. APPROPRIATE FUNDS – BASEKETBALL COURT(S) UPGRADES

To see if the Town will vote to raise and appropriate, appropriate from available funds and/or borrow in accordance with Chapter 44 of the Massachusetts General Laws the sum of \$_____ or another sum for the _____ Basketball Court(s) Upgrades, or take any other action relative thereto.

Hanover Select Board
Town Manager

ARTICLE 36. APPROPRIATE FUNDS – ELLIS FIELD IMPROVEMENTS

To see if the Town will vote to raise and appropriate, appropriate from available funds and/or borrow in accordance with Chapter 44 of the Massachusetts General Laws the sum of \$_____ or another sum for the _____ Ellis Field Improvements, or take any other action relative thereto.

Town Manager
Community Services Director

ARTICLE 37. APPROPRIATE FUNDS – TOWN HALL ELEVATOR

To see if the Town will vote to raise and appropriate, appropriate from available funds and/or borrow in accordance with Chapter 44 of the Massachusetts General Laws the sum of \$_____ or another sum for the _____ Town Hall Elevator, or take any other action relative thereto.

Director of Public Works
Town Manager

ARTICLE 38. APPROPRIATE FUNDS – DPW FUEL CANOPY

To see if the Town will vote to raise and appropriate, appropriate from available funds and/or borrow in accordance with Chapter 44 of the Massachusetts General Laws the sum of \$_____ or another sum for the _____ DPW Fuel Canopy, or take any other action relative thereto.

Director of Public Works
Town Manager

ARTICLE 39. APPROPRIATE FUNDS – FOUR (4) DPW VEHICLES

To see if the Town will vote to raise and appropriate, appropriate from available funds and/or borrow in accordance with Chapter 44 of the Massachusetts General Laws the sum of \$_____ or another sum for the _____ Four (4) DPW Vehicles, or take any other action relative thereto.

Director of Public Works
Town Manager

ARTICLE 40. APPROPRIATE FUNDS – TRANSFER STATION COMPACTOR

To see if the Town will vote to raise and appropriate, appropriate from available funds and/or borrow in accordance with Chapter 44 of the Massachusetts General Laws the sum of \$_____ or another sum for the _____ Transfer Station Compactor, or take any other action relative thereto.

Director of Public Works
Town Manager

ARTICLE 41. APPROPRIATE FUNDS – TRANSFER STATION FENCING

To see if the Town will vote to raise and appropriate, appropriate from available funds and/or borrow in accordance with Chapter 44 of the Massachusetts General Laws the sum of \$_____ or another sum for the _____ Transfer Station Fencing, or take any other action relative thereto.

Director of Public Works
Town Manager

ARTICLE 42. APPROPRIATE FUNDS – MIDDLE SCHOOL WATER MAIN

To see if the Town will vote to raise and appropriate, appropriate from available funds and/or borrow in accordance with Chapter 44 of the Massachusetts General Laws the sum of \$_____ or another sum for the _____ Middle School Water Main, or take any other action relative thereto.

Director of Public Works
Town Manager

ARTICLE 43. APPROPRIATE FUNDS – AIR STRIPPER REPLACEMENT

To see if the Town will vote to raise and appropriate, appropriate from available funds and/or borrow in accordance with Chapter 44 of the Massachusetts General Laws the sum of \$_____ or another sum for the _____ Air Stripper Replacement, or take any other action relative thereto.

Director of Public Works
Town Manager

ARTICLE 44. APPROPRIATE FUNDS – KING STREET WATER MAIN

To see if the Town will vote to raise and appropriate, appropriate from available funds and/or borrow in accordance with Chapter 44 of the Massachusetts General Laws the sum of \$_____ or another sum for the _____ King Street Water Main, or take any other action relative thereto.

Director of Public Works
Town Manager

ARTICLE 45. APPROPRIATE FUNDS – HANOVER FIRE DEPARTMENT CARDIAC MONITORS

To see if the Town will vote to raise and appropriate, appropriate from available funds and/or borrow in accordance with Chapter 44 of the Massachusetts General Laws the sum of \$_____ or another sum for the _____ Hanover Fire Department Cardiac Monitors, or take any other action relative thereto.

Fire Chief
Town Manager

ARTICLE 46. APPROPRIATE FUNDS – HANOVER FIRE DEPARTMENT UTILITY VEHICLE

To see if the Town will vote to raise and appropriate, appropriate from available funds and/or borrow in accordance with Chapter 44 of the Massachusetts General Laws the sum of \$_____ or another sum for the _____ Hanover Fire Department Utility Vehicle, or take any other action relative thereto.

Fire Chief
Town Manager

ARTICLE 47. APPROPRIATE FUNDS – HANOVER FIRE DEPARTMENT COMMAND VEHICLE

To see if the Town will vote to raise and appropriate, appropriate from available funds and/or borrow in accordance with Chapter 44 of the Massachusetts General Laws the sum of \$_____ or another sum for the _____ Hanover Fire Department Command Vehicle Vehicle, or take any other action relative thereto.

Fire Chief
Town Manager

**ARTICLE 48. APPROPRIATE FUNDS – THREE (3) HANOVER POLICE
DEPARTMENT CRUISERS**

To see if the Town will vote to raise and appropriate, appropriate from available funds and/or borrow in accordance with Chapter 44 of the Massachusetts General Laws the sum of \$_____ or another sum for the _____ Three (3) Hanover Police Department Cruisers, or take any other action relative thereto.

Police Chief
Town Manager

ARTICLE 49. APPROPRIATE FUNDS – E-CODE SOFTWARE

To see if the Town will vote to raise and appropriate, appropriate from available funds and/or borrow in accordance with Chapter 44 of the Massachusetts General Laws the sum of \$_____ or another sum for the _____ E-Code Software, or take any other action relative thereto.

CDMI Director
Planning Board

ARTICLE 50. APPROPRIATE FUNDS – COA FEASIBILITY STUDY

To see if the Town will vote to raise and appropriate, appropriate from available funds and/or borrow in accordance with Chapter 44 of the Massachusetts General Laws the sum of \$_____ or another sum for the _____ COA Feasibility Study, or take any other action relative thereto.

Council on Aging Advisory Board

ARTICLE 51. APPROPRIATE FUNDS – HIGH SCHOOL AUDITORIUM LIGHTS

To see if the Town will vote to raise and appropriate, appropriate from available funds and/or borrow in accordance with Chapter 44 of the Massachusetts General Laws the sum of \$_____ or another sum for the _____ High School Auditorium Lights, or take any other action relative thereto.

School Superintendent