

**Finance Committee
Town House
Plympton, MA 02367**

**Bulk Rate
US Postage Paid
Permit #8
Plympton, MA 02367**

**Resident
Plympton, MA 02367**



Plympton

Town Meeting

**Wednesday, May 16th, 2012 at 7:00 PM
Dennett Elementary School**



TOWN OF PLYMPTON, MASSACHUSETTS

Finance Committee

May 3, 2012

Citizens of Plympton,

We are pleased to present a budget that meets departmental needs, begins to address some long-term capital requirements, and also provides some relief for taxpayers. This budget significantly reduces the Proposition 2 ½ tax increase for FY 2013.

While the Sysco project is not yet complete, some tax money has begun to flow to the Town's revenue side. On the operating side, we thank the departments for budget requests that were reasonable and not excessive. Plympton budgets have been very lean for many years, and this year we were able to ease that somewhat while remaining fiscally responsible. In future years we'll continue to closely examine each request on its own merits, with a careful eye toward keeping budgets tight.

Citizens should also be aware of the rising impact of recurring, non-discretionary operating expenses such as pensions, Medicare and health care. The greatest expense over which we have no direct control is special education costs, which are up 39% this year, and 281% over four years from \$276,000 to \$775,000. That growth rate is not sustainable. We urge you to contact your state and federal representatives to reform special education funding sources.

We also invite your consideration and support of Article 5, which establishes the Capital Purpose Fund. It is sponsored by the Finance Committee and was developed in conjunction with the Board of Selectmen and others. The article would assure that thirty-five percent of revenues from Sysco and several other Industrial Park parcels will be committed to capital use. The remainder of those revenues would be available for the general fund (operating budgets and additional capital expenses) and proposed tax relief. A presentation on the article is currently airing on Comcast, and a one-page summary of the article and its importance is attached and can also be found at:

http://town.plympton.ma.us/town/fc_resource.html

We thank the various town departments and the Board of Selectmen for working with us to provide the town with a balanced and well-thought-out budget. And we look forward to seeing you at Town Meeting.

Respectfully,

Max West, Chairman
Susan Ossoff, Clerk
Mark Russo

Lisa Hart, Vice-Chair
Mark Gabriel

Summary of Article 5: Creation of a Capital Purpose Fund through a Special Act

Article 5 on the warrant will:

- Create a special Capital Purpose Fund that may only be expended for particular capital purposes
- Create an automatic funding source for the fund
- Establish rules about how the special fund revenues may be expended, and
- Create an automatic, gradual funding source for the regular stabilization account.

The following are important considerations for this article:

- This article has been developed by the Finance Committee, Board of Selectmen, and Capital Improvement Planning Committee.
- Unlike the regular, existing stabilization account which is typically used only for emergencies, the fund created by this article is expected to have money flowing in (from industrial park taxes) and flowing out (for capital expenses) with regularity.
- It will allow the town to effectively and proactively plan for future capital expenses with a predictable and dedicated revenue source.
- For this article, the definition of capital purpose is an asset or project with a useful life of 5 years or more and a cost of \$10,000 or more including payment of debt on capital projects. Annual operating expenses are not capital expenses. Some examples are vehicle purchases; building repair, replacement, or construction; acquisition of land; and/or acquiring new equipment.
- This fund will be established by a Home Rule Petition process, which requires the approval of the State legislature following Town Meeting approval. Town Meeting can't modify the Act once it is approved, however it can be modified by going through the Home Rule process.
- The source of revenue for the fund is tax revenue from 8 specific parcels of industrially zoned land, including Sysco. These 8 parcels are called the 'Development Parcel.'
- A portion of the revenue from the Development Parcel is first used to gradually top off and maintain the existing stabilization account at 10% of total tax revenues. When the 10% goal is reached, minimal revenues will need to be added year to year to maintain 10%. All other town tax revenue is handled as it always has been.
- After funds are taken from the Development Parcel revenue to fund stabilization, the remaining funds from that parcel are split with 35% going to the Capital Purpose Fund and 65% going to the general fund.
- Money is spent from the Capital Purpose Fund as follows: under \$25,000 total project cost by a positive vote of the Finance Committee, Board of Selectmen, and Capital Improvement Planning Committee with no Town Meeting vote required; over \$25,000, a positive vote of the Finance Committee, Board of Selectmen, and Capital Improvement Planning Committee and a 2/3 vote of Annual Town Meeting are required. No one committee can spend money from the fund by itself.
- There is a provision that should revenue from the Development Parcel drop below \$1,000,000, none of the provisions of the Act apply; this protects budgets should revenue from these parcels steeply decline in some unforeseen way.
- Becomes effective in FY 2014, no impact on this year's budget

Town of Plympton

Budget: FY2013

DESCRIPTION	TM Approved				Requested		Recommended	
	FY09	FY10	FY11	FY12	Budget FY13	% Chg From FY12	Budget FY13	% Chg From FY12
10 Blanket Insurance	\$ 69,855	\$ 86,175	\$ 92,356	\$ 105,940	\$ 111,981	5.7%	\$ 111,981	5.7%
15 County Pension	\$ 248,330	\$ 255,887	\$ 290,860	\$ 289,401	\$ 300,248	3.7%	\$ 300,248	3.7%
20 Group Health	\$ 211,650	\$ 211,650	\$ 246,085	\$ 263,311	\$ 280,000	6.3%	\$ 280,000	6.3%
25 Medicare	\$ 48,500	\$ 50,100	\$ 51,854	\$ 55,400	\$ 57,340	3.5%	\$ 57,340	3.5%
30 Unemployment	\$ 600	\$ 1,000	\$ 1,000	\$ 1,000	\$ 1,000	0.0%	\$ 1,000	0.0%
TOTAL INSURANCE & PENSION	\$ 578,935	\$ 604,812	\$ 682,155	\$ 715,052	\$ 750,569	5.0%	\$ 750,569	5.0%
100 Agriculture Commission	\$ 100	\$ 100	\$ -	\$ -	\$ -	0.0%	\$ -	0.0%
105 Board of Appeals	\$ 600	\$ 600	\$ -	\$ -	\$ -	0.0%	\$ -	0.0%
110 Conservation Commission	\$ 129	\$ 129	\$ 129	\$ 129	\$ 129	0.0%	\$ 129	0.0%
115 Council on Aging	\$ 9,900	\$ 9,900	\$ 9,900	\$ 9,900	\$ 9,540	-3.6%	\$ 9,540	-3.6%
120 County Extension	\$ 125	\$ 125	\$ 125	\$ 125	\$ -	-100.0%	\$ -	0.0%
125 Finance Committee	\$ 1,878	\$ 1,878	\$ 1,705	\$ 1,705	\$ 2,200	29.0%	\$ 2,200	29.0%
130 Historical Commission	\$ 550	\$ 550	\$ 550	\$ 500	\$ 500	0.0%	\$ 500	0.0%
135 Moderator Salary	\$ 100	\$ 100	\$ 100	\$ 100	\$ 100	0.0%	\$ 100	0.0%
140 Planning Board	\$ 1,200	\$ 1,200	\$ 1,200	\$ 1,200	\$ 1,200	0.0%	\$ 1,200	0.0%
145 Recreation Committee	\$ 1,545	\$ 1,545	\$ 1,545	\$ 1,545	\$ 1,545	0.0%	\$ 1,545	0.0%
150 Wage & Personnel	\$ 100	\$ 100	\$ -	\$ -	\$ -	0.0%	\$ -	0.0%
TOTAL GENERAL GOVERNMENT	\$ 16,227	\$ 16,227	\$ 15,254	\$ 15,204	\$ 15,214	0.1%	\$ 15,214	0.1%
160 Assessors Salaries	\$ 3	\$ 3	\$ -	\$ -	\$ -	0.0%	\$ -	0.0%
165 Assistant Assessor	\$ 31,000	\$ 26,409	\$ 26,937	\$ 29,000	\$ 29,580	2.0%	\$ 29,580	2.0%
170 Assessors Expense	\$ 21,630	\$ 21,630	\$ 21,630	\$ 24,233	\$ 31,027	28.0%	\$ 31,027	28.0%
TOTAL ASSESSORS	\$ 52,633	\$ 48,042	\$ 48,567	\$ 53,233	\$ 60,607	13.9%	\$ 60,607	13.9%
180 Town Clerk Salary	\$ 28,750	\$ 28,750	\$ 29,325	\$ 30,205	\$ 30,809	2.0%	\$ 30,809	2.0%
185 Certification Compensation	\$ 1,000	\$ 1,000	\$ 1,000	\$ 1,000	\$ -	-100.0%	\$ -	0.0%
190 Town Clerk Expense	\$ 10,000	\$ 10,000	\$ 10,000	\$ 16,000	\$ 16,818	5.1%	\$ 16,818	5.1%
195 Election & Registration	\$ 11,682	\$ 6,719	\$ 13,798	\$ 9,191	\$ 13,865	50.9%	\$ 13,865	50.9%
TOTAL TOWN CLERK	\$ 51,432	\$ 46,469	\$ 54,123	\$ 56,396	\$ 61,492	9.0%	\$ 61,492	9.0%
200 Accountant/Auditor	\$ 13,000	\$ 13,000	\$ 18,360	\$ 18,911	\$ 21,000	11.0%	\$ 21,000	11.0%
205 Accountant Expenses	\$ 465	\$ 250	\$ 250	\$ 250	\$ 2,800	1020.0%	\$ 2,800	1020.0%
210 Treasurer/Tax Collector Salary	\$ 49,429	\$ 49,429	\$ 50,418	\$ 51,930	\$ 59,000	13.6%	\$ 59,000	13.6%
215 Certification Compensation	\$ 1,000	\$ 1,000	\$ 1,000	\$ 1,000	\$ 1,000	0.0%	\$ -	0.0%
220 Treasurer/Tax Collector Expense	\$ 33,475	\$ 30,025	\$ 32,925	\$ 34,322	\$ 41,751	21.6%	\$ 41,751	21.6%
225 Treasurer Banking Services	\$ 4,500	\$ 4,500	\$ 4,500	\$ 5,000	\$ 5,200	4.0%	\$ 5,200	4.0%

Town of Plympton

Budget: FY2013

DESCRIPTION	TM Approved				Requested		Recommended	
	FY09	FY10	FY11	FY12	Budget FY13	% Chg From FY12	Budget FY13	% Chg From FY12
TOTAL ACCT, TAX & TREASURER	\$ 101,869	\$ 98,204	\$ 107,453	\$ 111,413	\$ 130,751	17.4%	\$ 129,751	16.5%
230 Selectmen Salaries	\$ 1,500	\$ 1,500	\$ 600	\$ 600	\$ 600	0.0%	\$ 600	0.0%
235 Selectmen Expense	\$ 15,000	\$ 16,500	\$ 16,500	\$ 23,000	\$ 25,100	9.1%	\$ 25,100	9.1%
240 Town Coordinator	\$ -	\$ -	\$ -	\$ -	\$ 46,400	0.0%	\$ 46,400	N/A
245 Computer Maintenance	\$ 26,000	\$ 22,870	\$ 22,870	\$ 24,640	\$ 19,520	-20.8%	\$ 19,520	-20.8%
250 Memorial Day	\$ 510	\$ 510	\$ 510	\$ 510	\$ 510	0.0%	\$ 510	0.0%
255 Town House	\$ 44,000	\$ 44,000	\$ 40,000	\$ 45,342	\$ 34,584	-23.7%	\$ 34,584	-23.7%
260 Town Counsel	\$ 26,000	\$ 26,000	\$ 26,000	\$ 47,000	\$ 47,000	0.0%	\$ 47,000	0.0%
265 Town Reports	\$ 2,600	\$ 2,600	\$ 2,600	\$ 2,800	\$ 1,500	-46.4%	\$ 1,500	-46.4%
270 Utilities	\$ 8,380	\$ 10,000	\$ 13,000	\$ 15,000	\$ 60,750	305.0%	\$ 60,750	305.0%
TOTAL SELECTMEN	\$ 123,990	\$ 123,980	\$ 122,080	\$ 158,892	\$ 235,964	48.5%	\$ 235,964	48.5%
280 Health Salaries	\$ 3	\$ 3	\$ 3	\$ 3	\$ 3	0.0%	\$ 3	0.0%
285 Health Expenses	\$ 25,000	\$ 25,000	\$ 25,000	\$ 26,455	\$ 28,301	7.0%	\$ 28,301	7.0%
TOTAL BOARD OF HEALTH	\$25,003.00	\$25,003	\$ 25,003	\$ 26,458	\$ 28,304	7.0%	\$ 28,304	7.0%
300 Surveyor Salary	\$ 51,546	\$ 51,546	\$ 52,577	\$ 54,155	\$ 55,238	2.0%	\$ 55,238	2.0%
305 Highway Labor	\$ 74,256	\$ 74,256	\$ 76,066	\$ 78,348	\$ 80,766	3.1%	\$ 79,915	2.0%
310 General Highway	\$ 66,950	\$ 66,950	\$ 66,625	\$ 85,000	\$ 85,000	0.0%	\$ 85,000	0.0%
315 Equipment & Maintenance	\$ 4,000	\$ 4,000	\$ 4,000	\$ 5,000	\$ 5,000	0.0%	\$ 5,000	0.0%
320 Cemetery Department	\$ 6,000	\$ 6,000	\$ 6,000	\$ 6,312	\$ 6,359	0.7%	\$ 6,359	0.7%
325 Park Department	\$ 7,210	\$ 7,210	\$ 7,210	\$ 7,460	\$ 7,610	2.0%	\$ 7,610	2.0%
330 Snow & Ice	\$ 30,000	\$ 30,000	\$ 30,000	\$ 40,000	\$ 40,000	0.0%	\$ 40,000	0.0%
335 Transfer Station	\$ 173,550	\$ 173,550	\$ 143,550	\$ 151,100	\$ 151,950	0.6%	\$ 151,950	0.6%
TOTAL PUBLIC WORKS	\$413,512	\$413,512	\$ 386,028	\$ 427,375	\$ 431,923	1.1%	\$ 431,072	0.9%
340 Animal Inspector	\$ 1,899	\$ 1,875	\$ 1,875	\$ 1,875	\$ 1,875	0.0%	\$ 1,875	0.0%
345 Dog Officer	\$ 5,000	\$ 5,000	\$ 5,000	\$ 5,000	\$ 5,475	9.5%	\$ 5,250	5.0%
350 Dog Officer Expense	\$ 3,650	\$ 3,650	\$ 3,650	\$ 3,650	\$ 4,015	10.0%	\$ 4,000	9.6%
355 Tree Warden Salary	\$ 8,453	\$ 8,453	\$ 8,621	\$ 8,880	\$ 8,880	0.0%	\$ 9,057	2.0%
360 Tree Warden Expense	\$ 5,500	\$ 5,500	\$ 5,500	\$ 5,500	\$ 7,561	37.5%	\$ 7,561	37.5%
TOT. PROTECT PERSONAL PRPRTY	\$ 24,502	\$ 24,478	\$ 24,646	\$ 24,905	\$ 27,806	11.6%	\$ 27,743	11.4%
400 Building Inspector/Dept.	\$ 23,400	\$ 23,156	\$ 18,000	\$ 32,450	\$ 20,280	-37.5%	\$ 20,280	-37.5%
405 Building Clerical	\$ 5,500	\$ 5,500	\$ 5,500	\$ 8,346	\$ 12,022	44.0%	\$ 12,022	44.0%

Town of Plympton

Budget: FY2013

DESCRIPTION	TM Approved				Requested		Recommended	
	FY09	FY10	FY11	FY12	Budget FY13	% Chg From FY12	Budget FY13	% Chg From FY12
410 Plumbing & Gas Inspector	\$ 6,000	\$ 6,000	\$ 4,800	\$ 20,000	\$ 10,000	-50.0%	\$ 7,500	-62.5%
415 Wiring Inspector	\$ 7,500	\$ 7,500	\$ 6,000	\$ 20,000	\$ 10,000	-50.0%	\$ 9,000	-55.0%
420 Zoning Administrator	\$ 3,600	\$ 3,600	\$ 3,600	\$ 4,000	\$ 4,000	0.0%	\$ 4,000	0.0%
TOTAL BUILDING DEPT.	\$ 46,000	\$ 45,756	\$ 37,900	\$ 84,796	\$ 56,302	-33.6%	\$ 52,802	-37.7%
500 Fire Chief Salary	\$ 55,700	\$ 55,700	\$ 50,184	\$ 51,689	\$ 52,723	2.0%	\$ 52,723	2.0%
505 Fire Services	\$ 61,800	\$ 61,800	\$ 63,901	\$ 66,000	\$ 94,074	42.5%	\$ 94,074	42.5%
510 Fire/EMS	\$ 57,000	\$ 57,000	\$ 60,000	\$ 61,800	\$ 117,555	90.2%	\$ 117,555	90.2%
515 Fire Equipment	\$ 3,500	\$ 3,500	\$ 10,000	\$ 13,923	\$ 10,000	-28.2%	\$ 10,000	-28.2%
520 Civil Defense(Emerg Mgmt Dir)	\$ 300	\$ 300	\$ -	\$ -	\$ -	0.0%	\$ -	0.0%
TOTAL FIRE/EMS SERVICES	\$ 178,300	\$ 178,300	\$ 184,085	\$ 193,412	\$ 274,352	41.8%	\$ 274,352	41.8%
550 Police Chief Salary	\$ 63,220	\$ 66,381	\$ 63,306	\$ 63,306	\$ 67,067	5.9%	\$ 67,067	5.9%
555 Police Services	\$ 400,000	\$ 429,425	\$ 444,008	\$ 555,010	\$ 571,660	3.0%	\$ 571,660	3.0%
560 Police EMT	\$ 1,500	\$ 1,500	\$ 1,500	\$ -	\$ -	0.0%	\$ -	0.0%
565 Police Department	\$ 61,000	\$ 63,700	\$ 63,700	\$ 90,000	\$ 92,800	3.1%	\$ 92,800	3.1%
570 Motor Vehicles	\$ 31,150	\$ 50,000	\$ 50,000	\$ 54,750	\$ 80,100	46.3%	\$ 80,100	46.3%
TOTAL POLICE SERVICES	\$ 556,870	\$ 611,006	\$ 622,514	\$ 763,066	\$ 811,627	6.4%	\$ 811,627	6.4%
600 Veterans Agent	\$ 3,062	\$ 7,500	\$ 7,500	\$ 7,500	\$ 7,650	2.0%	\$ 7,650	2.0%
605 Veterans Administration	\$ 1,000	\$ 1,000	\$ -	\$ 1,000	\$ 1,000	0.0%	\$ -	0.0%
610 Veterans Benefits	\$ 28,000	\$ 20,500	\$ 34,200	\$ 34,200	\$ 40,000	17.0%	\$ 40,000	17.0%
615 Veterans Graves	\$ 350	\$ 350	\$ 350	\$ 350	\$ 350	0.0%	\$ 350	0.0%
TOTAL VETERANS	\$ 32,412	\$ 29,350	\$ 42,050	\$ 43,050	\$ 49,000	13.8%	\$ 48,000	11.5%
620 Library Director	\$ 34,861	\$ 34,861	\$ 35,558	\$ 36,625	\$ 40,840	11.5%	\$ 40,840	11.5%
625 Library Expenses	\$ 70,440	\$ 70,440	\$ 71,303	\$ 75,988	\$ 78,217	2.9%	\$ 78,217	2.9%
TOTAL LIBRARY	\$ 105,301	\$ 105,301	\$ 106,861	\$ 112,613	\$ 119,057	5.7%	\$ 119,057	5.7%
700 Elementary School Costs	\$ 1,904,417	\$ 1,929,452	\$ 1,894,196	\$ 1,948,266	\$ 2,035,168	4.5%	\$ 2,035,168	4.5%
705 Special Education	\$ 269,620	\$ 276,296	\$ 481,751	\$ 556,321	\$ 775,125	39.3%	\$ 775,125	39.3%
710 Vocational Education	\$ 88,000	\$ 47,000	\$ 70,500	\$ 57,000	\$ 124,000	117.5%	\$ 124,000	117.5%
TOTAL LOCAL SCHOOL	\$ 2,262,037	\$ 2,252,748	\$ 2,446,447	\$ 2,561,587	\$ 2,934,293	14.5%	\$ 2,934,293	14.5%
750 Reg. School Assessment	\$ 1,847,307	\$ 1,759,843	\$ 1,643,545	\$ 1,724,730	\$ 1,696,936	-1.6%	\$ 1,696,936	-1.6%

Town of Plympton

Budget: FY2013

DESCRIPTION	TM Approved				Requested		Recommended	
	FY09	FY10	FY11	FY12	Budget FY13	% Chg From FY12	Budget FY13	% Chg From FY12
755 Debt & Interest - Reg. School	\$ 205,714	\$ 203,243	\$ 188,840	\$ 161,993	\$ 169,770	4.8%	\$ 169,770	4.8%
TOTAL REGIONAL SCHOOLS	\$ 2,053,021	\$ 1,963,086	\$ 1,832,385	\$ 1,886,723	\$ 1,866,706	-1.1%	\$ 1,866,706	-1.1%
TOTAL ALL SCHOOLS	\$ 4,315,058	\$ 4,215,834	\$ 4,278,832	\$ 4,448,310	\$ 4,800,999	7.9%	\$ 4,800,999	7.9%
800 RESERVE FUND	\$ 35,178	\$ 41,569	\$ 25,000	\$ 100,000	\$ 40,000	-60.0%	\$ 40,000	-60.0%
810 Int/Loan/Refunds	\$ 2,000	\$ 2,000	\$ 2,000	\$ 2,000	\$ 2,000	0.0%	\$ 2,000	0.0%
815 Principal & Interest	\$ 47,511	\$ 90,482	\$ 87,274	\$ 83,206	\$ 94,906	14.1%	\$ 94,906	14.1%
820 Dennett Debt Exclusion	\$ 98,657	\$ 97,319	\$ 94,000	\$ 91,644	\$ 89,307	-2.6%	\$ 89,307	-2.6%
RF, Int, P&I, Debt Exclusion (82-85)	\$ 183,346	\$ 231,370	\$ 208,274	\$ 276,850	\$ 226,213	-18.3%	\$ 226,213	-18.3%
TOTAL	\$ 6,807,390	\$ 6,819,644	\$ 6,947,825	\$ 7,511,025	\$ 8,080,180	7.6%	\$ 8,073,766	7.5%

Requests/Recommended vs. Revenue

Revenue Projection	\$ 8,462,492	\$ 8,462,492
Budget Requests/Recommendations	\$ 8,080,180	\$ 8,073,766
Warrant Articles	\$ 1,137,504	\$ 388,725
Net Surplus or (Shortage) (Revenue-(Budget+Warrant))	\$ (755,193)	\$ 0

Town of Plympton

Warrant Articles & Balance Sheet - FY-2013

Article #	Description	Sponsor	Requested	Recommend	Amount From Free Cash/GF
Special					
S2	Prior year bill	Assessors	\$ 1,200	Recommended	\$ 1,200.00
S3	Building Clerical	Building	\$ 1,640	PO (use Reserve Fund)	
S4	Building Dept.	Building	\$ 17,000.00	PO (use Reserve Fund)	
S5	Wiring	Building	\$ 7,000	PO (use Reserve Fund)	
S6	Veterans' Benefits	Veterans' Agent	\$ 3,600.00	PO (use Reserve Fund)	
S8	Dennett - SPED	School Comm.	\$ 101,000.00	Recommended	\$ 101,000.00
S9	Police Chief's Salary	BOS	775	Recommended	\$ 775.00
S10	Fire Services	FD	\$ 11,000.00	PO (use Reserve Fund)	
S11	Fire/EMS overrun	FD	\$ 23,000.00	PO (use Reserve Fund)	
S12	Town Buildings & Land	BOS	\$ 10,000.00	Recommended	\$ 10,000.00
Annual					
6	Annual Audit	Town Accountant	\$ 30,500.00	Recommended	\$ 30,500.00
8	Fire Vehicle Leases - Pumper	FD	\$ 39,444.00	Recommended	\$ 39,444.00
9	Fire Vehicle Leases - 2008 GMC EMS	FD	\$ 17,839.00	Recommended (Amb. Fund)	
10	4x4 First Response and Fire Command SUV	FD	\$ 7,971.49	Recommended	\$ 7,971.49
14	Outreach Worker	COA	\$ 16,000.00	Recommended	\$ 16,000.00
22	Fire Tanker/Pumper	FD	\$ 480,000.00	Recommended	\$ 50,000.00
23	ALS / New Ambulance	FD	\$ 230,000.00	Not Recommended	\$ -
24	Repeaters	FD	\$ 25,000.00	Recommended	\$ 20,300.00
25	Municipal Buildings - Feasibility Study	BOS	\$ 50,000.00	Recommended	\$ 50,000.00
26	Dam Repairs	BOS	\$ 5,000.00	Recommended	\$ 5,000.00
27	Harry Jason Jr. Park	BOS	\$ 3,000.00	Not Recommended	
28	Tri-Annual Revaluation	Assessors	\$ 20,000.00	Recommended	\$ 20,000.00
29	Interim year valuation	Assessors	\$ 5,000.00	Recommended	\$ 5,000.00
30	Pipe Repair	School	\$ 20,085.00	Recommended	\$ 20,085.00
31	Two patrol vehicle computers	PD	\$ 6,400.00	Recommended	\$ 6,400.00
32	Two Electronic Control Devices (Tasers)	PD	\$ 3,950.00	Recommended	\$ 3,950.00
33	Five MS Windows 7 Pro software	PD	\$ 1,100.00	Recommended	\$ 1,100.00
			\$ 1,137,504.49		\$ 388,725.49

Projected Revenue for FY11:

Property Taxes	\$ 5,981,208.57	Stabilization Start	\$ 199,912.00
New Growth	\$ 475,000.00	Changes at TM	\$ -
State Aid	\$ 819,294.00	Stabilization Final	\$ 199,912.00
Local Receipts	\$ 700,000.00		
Estimated Available Free Cash	\$ 393,069.00		
Ambulance Fund	\$ 125,000.00	As recommended by FinCom	
Other Sources	\$ 20,000.00		
Debt Exclusions Schools	\$ 250,000.00	Budget	
Reductions (snow & ice, cherry sht charges, overlay,	\$ (301,080.00)	Warrant Articles	
Total Revenue	\$ 8,462,491.57	Total Budget	

PROJECTED REVENUE: FY 2013

	ACTUAL 2009	ACTUAL 2010	ACTUAL 2011	ACTUAL 2012	EST 2013
Levy Base	\$ 4,898,361.39	\$ 5,110,820.42	\$ 5,351,649.93	\$ 5,603,619.93	\$ 5,835,325.43
2 1/2 % Increase	\$ 122,459.03	\$ 127,770.51	\$ 133,791.25	\$ 140,090.50	\$ 145,883.14
New Growth	\$ 90,000.00	\$ 113,059.00	\$ 71,900.00	\$ 91,615.00	\$ 475,000.00
Sysco				\$ 400,000.00	
Overrides					
sub-total	\$ 5,110,820.42	\$ 5,351,649.93	\$ 5,557,341.18	\$ 6,235,325.43	\$ 6,456,208.57
Cherry Sheet	\$ 924,691.00	\$ 817,790.00	\$ 811,192.00	\$ 794,190.00	\$ 819,294.00
Chapter 70-pass					
Local Est. Receipts	\$ 665,280.40	\$ 643,935.38	\$ 635,241.55	\$ 607,038.00	\$ 700,000.00
sub-total	\$ 1,589,971.40	\$ 1,461,725.38	\$ 1,446,433.55	\$ 1,401,228.00	\$ 1,519,294.00
Less:					
Overlay	\$ 55,000.00	\$ 92,768.00	\$ 100,240.33	\$ 75,555.00	\$ 100,000.00
Tax Title-Recap	\$ 10,000.00	\$ 10,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00
Snow & Ice Def.	\$ 97,632.18	\$ 140,365.00	\$ 87,047.12	\$ 150,000.00	\$ 25,000.00
Cherry Sh. Chrgs	\$ 52,000.00	\$ 52,622.00	\$ 54,863.00	\$ 58,209.00	\$ 48,439.00
MBTA ASSESS	\$ 18,000.00	\$ 17,657.00	\$ 17,621.00	\$ 17,346.00	\$ 18,405.00
Teach. Deferral	\$ 2,974.00	\$ 5,948.00			
Direct Expend.	\$ 3,500.00	\$ 2,363.00	\$ 2,388.00	\$ 2,435.00	\$ 2,497.00
2 1/2 % Relief					\$ 91,739.00
sub-total	\$ 239,106.18	\$ 321,723.00	\$ 277,159.45	\$ 318,545.00	\$ 301,080.00
Additional Sources					
Free Cash	\$ 145,545.00	\$ 173,995.00	\$ 2,712.00	\$ 201,428.00	\$ 393,069.00
Ambulance Fund	\$ 77,261.00	\$ 85,000.00	\$ 100,000.00	\$ 100,000.00	\$ 125,000.00
Other Sources	\$ 16,000.00	\$ 9,478.00	\$ 91,600.00	\$ 7,962.00	\$ 20,000.00
Total Available	\$ 6,700,491.64	\$ 6,760,125.31	\$ 6,920,927.28	\$ 7,627,398.43	\$ 8,212,491.57
Debt Exclusions	\$ 304,371.00	\$ 304,371.00	\$ 282,840.00	\$ 253,637.00	\$ 250,000.00
	\$ 7,004,862.64	\$ 7,064,496.31	\$ 7,203,767.28	\$ 7,881,035.43	\$ 8,462,491.57

PLYMPTON SPECIAL TOWN MEETING WARRANT

May 16, 2012

THE COMMONWEALTH OF MASSACHUSETTS

PLYMOUTH SS.

**TO EITHER OF THE CONSTABLES OF OR OFFICER OF THE TOWN OF PLYMPTON
IN THE COUNTY OF PLYMOUTH GREETING.**

In the name of the Commonwealth of Massachusetts you are directed to notify and warn the inhabitants of the Town of Plympton qualified to vote in elections and town affairs to meet at the

Dennett Elementary School in said Plympton

Wednesday, May 16, 2012 at 8:00 PM

for the transaction of any business that may legally come before said meeting and then and there to vote on the following articles:

ARTICLE 1 - To see if the Town will vote to rescind the authorization to borrow for Chapter 90 the following articles

May 2004	Article 12	\$81,851.86	May 2007	Article 26	\$122,176.00
May 2005	Article 7	\$97,855.00	May 2008	Article 13	\$122,064.00
May 2006	Article 25	\$44,850.00	May 2009	Article 11	\$121,473.00

Or take any other action in relative thereto.

Town Accountant: Recommended by BOS 3-0

ARTICLE 2 - To see if the Town will vote to transfer from available funds the sum of \$1,200.00 to pay a bill of a prior year or take any other action relative thereto.

**Assessors: Recommended by BOS 3-0
Recommended by Finance Committee**

ARTICLE 3 - To see if the Town will vote to transfer from available funds the sum of \$1,640.00 to be added to the May 2011 Annual Town Meeting article 4, Line 57 (Building Clerical) or year or take any other action relative thereto.

**Building Department: Recommended by BOS 3-0
Pass Over Recommended by Finance Committee (fund via Reserve Fund)**

ARTICLE 4 - To see if the Town will vote to transfer from available funds the sum of \$17,000.00 to be added to the May 2011 Annual Town Meeting article 4, Line 56 (Building Inspector/Department) or year or take any other action relative thereto.

**Building Department: Recommended by BOS 3-0
Pass Over Recommended by Finance Committee (fund via Reserve Fund)**

ARTICLE 5 - To see if the Town will vote to transfer from available funds the sum of \$7,000.00 to be added to the May 2011 Annual Town Meeting article 4, Line 60 (Wiring Inspector) or year or take any other action relative thereto.

**Building Department: Recommended by BOS 3-0
Pass Over Recommended by Finance Committee (fund via Reserve Fund)**

ARTICLE 6 - To see if the Town will vote to transfer from available funds the sum of \$3,600.00 to be added to the May 2011 Annual Town Meeting article 4, Line 73 (Veterans Benefits) or take any other action relative thereto.

Veterans Agent: Recommended by BOS 3-0
Pass Over Recommended by Finance Committee (fund via Reserve Fund)

ARTICLE 7 - To see if the Town will vote to transfer a sum of money from the May 2011 Annual Town Meeting article 4, Line 77 (Elementary School Costs) to Line 78 (Special Education) or take any action relative there to.

School Committee: Recommended by BOS 3-0

ARTICLE 8 - To see if the Town will vote to transfer from available funds a sum of money to pay Out of District Special Education Expenses or take any action relative there to.

School Committee: Recommended by BOS 3-0
Recommended by Finance Committee

ARTICLE 9 - To see if the Town will vote to transfer from available funds a sum of to be added to the May 2011 Annual Town Meeting article 4, Line 65 (Police Chief Salary) or take any action relative there to.

BOS: Recommended by BOS 0-0
Recommended by Finance Committee

ARTICLE 10 - To see if the Town will vote to transfer from available funds a sum on money to the Fire Services budget or take any other action in relation thereto.

Fire Chief: Recommended by BOS 3-0
Pass Over Recommended by Finance Committee (fund via Reserve Fund)

ARTICLE 11 - To see if the Town will vote to transfer from the Ambulance Fund a sum of money to the Fire EMS Services or take any other action in relation thereto.

Fire Chief: Recommended by BOS 3-0
Pass Over Recommended by Finance Committee (fund via Reserve Fund)

ARTICLE 12 - To see if the Town will vote to transfer from available funds a sum of money to the Town Buildings & Land account or take any action relative there to.

BOS: Recommended by BOS 3-0
Recommended by Finance Committee (fund via Reserve Fund)

You are directed to post five (5) copies of this warrant, one at each of the public Bulletin boards at the Plympton Town House, Plympton Public Library, Dennett Elementary School, The Village Cafe and the Plympton Post Office, hereof, fail not and make due return of your doings thereon at the time and place of said meeting to the Town Clerk at the time and place of said meeting.

Given under our hands this 30th day of April in the Year of Our Lord Two Thousand Twelve

John P. Henry, Chairman

Selectmen of Plympton

Barry DeCristofano, Clerk

Joe Freitas

Plymouth, ss.

PURSUANT TO THE WITHIN WARRANT

I have notified and warned the inhabitants of the Town of Plympton by posting up attested copies as directed.

_____, **Constable of Plympton**

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PLYMPTON ANNUAL TOWN MEETING WARRANT
May 16, 2012

THE COMMONWEALTH OF MASSACHUSETTS

PLYMOUTH SS.

**TO EITHER OF THE CONSTABLES OF OR OFFICER OF THE TOWN OF PLYMPTON
IN THE COUNTY OF PLYMOUTH GREETING.**

*In the name of the **Commonwealth of Massachusetts** you are directed to notify and warn the
inhabitants of the Town of Plympton qualified to vote in elections and town affairs to meet at the*

Dennett Elementary School in said Plympton

Wednesday, May 16, 2012 at 7:00 PM

*for the transaction of any business that may legally come before said meeting and then and there to
vote on the following articles:*

ARTICLE 1

To hear reports of the town officers and act thereon and to receive and act upon reports of any committees and give authority or instructions, or take any action relative thereto.

Board of Selectmen: Recommended by BOS 3-0

ARTICLE 2

To see if the Town of Plympton will vote to authorize the Town Treasurer to enter into Compensating Balance agreements for FY 2012 as permitted by and in accordance with M.G.L. c.44 §53F, or take any other action relative thereto.

Town Treasurer: Recommended by BOS 3-0

ARTICLE 3 To see if the Town will vote to amend the Wage & Personnel Classification Plan effective July 1, 2012 and to pay as wages the following sums, or take any other action relative thereto.

WAGE RECOMMENDATIONS FOR FISCAL 2013

A. Firefighters (Part-time)

Deputy Chief	23.81
Captain	22.19
Lieutenant	21.10
Firefighter	20.02
Certified EMT	20.02
EMT Standby per 12 hour shift	27.05

B. Highway Labor

Working Foreman	18.26 - 20.04
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Truck Driver/Laborer	17.45 - 18.18
Laborer	14.23 - 14.92
C. Town Labor	
Laborer	14.23 - 14.92
Sr. Disposal Attendant	16.44 - 17.18
Disposal Attendant	14.65 - 15.36
D. Clerical/Election Workers	
Clerk	10.20 - 12.24
Senior Clerk/Warden	13.26 - 14.79
E. Permanent Staff(all departments)	
Clerk	13.26 - 14.79
Senior Clerk	15.30 - 16.58
Administrative Assistant	17.44 - 20.40
Asst. to Treasurer/Collector	17.85 - 21.42
Asst. Town Clerk	17.85 - 21.42
F. Library	
Clerk	11.23 - 13.98
Circulation Clerk	13.48 - 15.60
Library Technician	15.30 - 16.58
Senior Library Technician	17.22 - 20.40
G. Senior Aide	15.30 - 16.58
H. Other Employees	
Special Police Officer	13.66
Police Matron	15.76
I. Salaried Employees	
Library Director	*34,252.00 – *40,005.00
Assist. Assessor	23,715.00 – 42,840.00

*Includes 2% merit increase and change in compensated hours to 35 per week from 32 per week.

Wage & Personnel Board: Recommended by BOS 3-0

ARTICLE 4 To see if the Town will fix the compensation of elected officers and to see what sums of money the Town will raise and appropriate including appropriations from available

funds or borrow to defray charges and expenses of the Town including debt and interest for the ensuing year or to take any other action relative there to.

Board of Selectmen: Recommended by BOS 3-0

ARTICLE 5 To see if the Town will vote to authorize the Board of Selectmen to petition the General Court for special legislation providing for particular treatment of certain Industrial Park tax revenues and creating a special capital fund to be funded annually by a portion of such revenues; and further, to determine the minimum amount to be credited to the fund from such tax revenues in any fiscal year; provided, however, that the General Court may make clerical and editorial changes of form only to the bill unless the Board of Selectmen approves amendments to the bill prior to enactment, and to authorize the Board of Selectmen to approve such amendments as are within the public purposes of the petition, or take any other action relative thereto.

An Act Relative to a Special Fund in the Town of Plympton

Section 1. Notwithstanding the provisions of section 5B of chapter 40 and sections 53 and 53E ½ of chapter 44 of the General Laws, or of any other general or special law to the contrary, it is hereby recognized that development of the parcels in the town of Plympton shown as Assessors Map 14, Parcel 14-2-24 and Parcel 14-2-24B; Assessors Map 19, Parcels 19-1-3A, 19-1-3D, 19-1-3F, 19-1-12A, 19-1-5 and 19-1-14 (“Development Parcel”), has led or will lead to the payment of significant sums to the town. Development Parcel tax revenues, including but not limited to property, personal, and excise taxes received in connection with the specified parcels, shall be allocated as set forth herein.

Section 2. Not later than March 15 in any year, the board of assessors shall estimate annual Development Parcel tax revenues to be collected in the upcoming fiscal year and determine whether collection of such revenues will amount to \$1,000,000.00 or more. If so, then the provisions of sections 3 through 6 of this act shall apply for the upcoming fiscal year and the town treasurer shall take the action provided for in such sections. If not, then all estimated Development Parcel tax revenues shall be credited to the town treasury for the upcoming fiscal year.

Section 3. As of the date of the annual town meeting in any year, the town treasurer shall allocate to the general stabilization fund, without further appropriation, estimated Development Parcel tax revenue as required to bring the town’s general stabilization fund to an amount equal to 10% of the amount raised by taxation by the town in the most recent fiscal year for which a tax rate has been certified under section 23 of chapter 59 of the General Laws; provided, however, that the maximum amount to be contributed in any year to the general stabilization fund under this section shall be equal to no more than 2% of the amount raised by taxation by the town in said most recent fiscal year.

Section 4. To the extent additional estimated Development Parcel tax revenue exists after the allocation provided for under section 3 of this act, the town treasurer shall, as

of the date of the annual town meeting in any year, allocate to a special purpose fund, to be known as the Capital Purpose Fund (the "Fund"), without further appropriation, 35% of the remaining estimated Development Parcel tax revenue; provided, however, that in any year the annual town meeting may, by majority vote, allocate additional estimated Development Parcel tax revenues to the Fund.

Section 5. The Fund may be expended only for the acquisition of interests in land, acquisition of tangible assets, or the undertaking of capital projects, which assets or projects shall have a useful life of 5 years or more and a cost of \$10,000 or more, and which are not properly categorized as annual operating expenses (hereinafter "capital projects"), including the payment of debt service on capital projects, whether such projects were approved prior to or after the effective date of this act. Major departmental capital equipment, even if acquired on an annual basis, meeting the useful life and cost requirements of this section shall also constitute "capital projects". Appropriations from the Fund of \$25,000.00 or more shall be made by a 2/3 vote of an annual town meeting only upon a positive recommendation from each of the board of selectmen, finance committee and capital improvement planning committee. Appropriations from said fund of less than \$25,000 may be authorized by a positive vote of each of the board of selectmen, finance committee and capital improvement planning committee for capital projects costing less than \$25,000 in total.

Section 6. Any estimated Development Parcel tax revenue remaining after the allocations provided for in sections 3 and 4 of this act shall be credited to the town treasury, subject to appropriation by vote of town meeting for any lawful purpose under the same conditions and subject to the same restrictions as any other tax revenue.

Section 7. This act shall apply to estimated Development Parcel tax revenues to be collected in Fiscal Year 2014, and thereafter.

Section 8. This act shall take effect upon passage.

**Finance Committee: Recommended by BOS 3-0
Recommended by Finance Committee**

ARTICLE 6 To see if the Town will vote to raise and appropriate or transfer from available funds in the treasury, the sum of \$30,500.00 to conduct financial audits for Fiscal Year 2013 or take any other action relative thereto.

**Town Treasurer: Recommended by BOS 3-0
Recommended by Finance Committee**

ARTICLE 7 To see if the town will vote to borrow, in anticipation of reimbursement, the sum of \$161,900.00 as the State's share of the cost of work under Chapter 90 section 34-2a of the General Laws or take any other action relative thereto.

Highway Department: Recommended by BOS 3-0

ARTICLE 8 To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$39,444.00 to pay the annual lease payment for the 2008 Smeal Pumper as part of the lease to own program or take any other action relative there to.

Fire Chief: Recommended by BOS 3-0
Recommended by Finance Committee

ARTICLE 9 To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$17,839.00 to pay the annual lease payment for the 2008 GMC EMS vehicle as part of the lease to own program or take any other action relative there to.

Fire Chief: Recommended by BOS 3-0
Recommended by Finance Committee

ARTICLE 10 To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$7,971.49 to pay the annual lease payments for the First Response and Fire Command vehicle or take any other action relative there to.

Fire Chief: Recommended by BOS 3-0
Recommended by Finance Committee

ARTICLE 11 To see if the Town will vote to authorize the continuation of a revolving fund account under the provisions of Massachusetts General Laws, Chapter 44§53E1/2, for the use by the Board of Assessors for the purpose of subsidizing the Town's map updates. Funds deposited into this account shall be those generated through fees collected by the Planning Board from the creation of new lots. The Board of Assessors is authorized to expend from the fund for the stated purpose without future appropriation subject to the restrictions contained in M.G.L., Chapter 44§53E1/2, an amount not to exceed \$5,000 in FY 2013. Expenditures shall not be made, or liabilities incurred in excess of the balance of the fund at any given time.

Board of Assessors: Recommended by BOS 3-0

ARTICLE 12 To see if the Town will vote to authorize the continuation of a revolving fund account under the provisions of Massachusetts General Laws, Chapter 44, Section 53E ½, for the use by the Recreation Commission for the support of youth sports programs, community activities and special events that will benefit all of the townspeople of Plympton. Funds deposited into this account shall be those generated through the Town of Plympton Advertising Sign Sponsorship Program, fees charged to individuals participating in any Recreation Commission sponsored programs, any donations earmarked for said programs and any private sponsorship of said programs. The Recreation Commission is authorized to expend from this fund for the stated purpose without future appropriation subject to the restrictions contained in M. G. L., Chapter 44, Section 53E ½ an amount not to exceed \$20,000 in FY 2013. Expenditures shall not be made, or liabilities incurred in excess of the balance of the fund at any given time or take any other action in relation thereto.

Recreation Commission: Recommended by BOS 0-0

ARTICLE 13 To see if the Town will vote to authorize the continuation of a revolving account under the Provision of Mass General Law Chapter 44, Section 53E ½ for the purposes of processing Tax Titles and Tax Possessions, including legal fees, miscellaneous expenses and salaries of staff in the Treasurer/Collectors department and Land Court fees.

Funds deposited in this account shall be from miscellaneous and legal fees charged on tax title accounts and one half of interest collected on Tax Title accounts when paid. In addition, said account shall also be credited with miscellaneous fees and legal fees and one half of the Interest accrued on Tax Possession from the sale or auction of said Tax Possession. The Treasurer/Collector shall be authorized to expend an amount not to exceed \$20,000.00 in FY 2013. Expenditures shall not be made, or liabilities incurred in excess of the balance of the fund at any given time or take any other action in relation thereto.

Town Treasurer: Recommended by BOS 3-0

ARTICLE 14 To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$16,000.00 to fund a Council on Aging outreach worker or take any other action relative thereto.

**Council on Aging: Recommended by BOS 3-0
Recommended by Finance Committee**

ARTICLE 15

To see if the Town will vote to appropriate or reserve from the Community Preservation FY 2013 estimated annual revenues in the amounts recommended by the Community Preservation Committee for committee administrative expenses, community preservation projects and other expenses in fiscal year 2013, with each item to be considered a separate appropriation:

Appropriations:

From FY 2013 estimated revenues for Committee Administrative Expenses \$3900

Reserves:

From FY 2013 estimated revenues for Historic Resources Reserve \$7800

From FY 2013 estimated revenues for Community Housing Reserve \$7800

From FY 2013 estimated revenues for Open Space Reserve \$7800

From FY 2013 estimated revenues for Budgeted Reserve \$50,700

Or take any other action relative thereto..

Community Preservation Committee: Recommended by BOS 3-0

ARTICLE 16 To see if the Town will vote under the Community Preservation Act program for preservation of historic resources to transfer \$24,600 of which \$7859 will come first from the Historic Resources Reserve and then \$16,741 from the Budgeted Reserve of the Community Preservation Fund, to fund an upgrade of the drainage system to ameliorate chronic basement dampness issues as described in an application submitted to the Community Preservation Committee;

Said project to be directed and supervised by the Plympton Library with reporting for oversight purposes to the Plympton Community Preservation Committee not less than every 2 months;

And at the completion of the project any remaining funds to be returned to the Budgeted Reserve by vote of the Plympton Community Preservation Committee;

Or take any other action thereon.

Community Preservation Committee: Recommended by BOS 3-0

ARTICLE 17 To see if the Town will vote to transfer \$37,000 from the Budgeted Reserve of the Community Preservation Fund, to fund a detailed survey of the town's historic assets and potential National Register District nomination which would document the significant structures, landscapes, archeological sites and cemeteries that contribute to the historical character of Plympton as described in an application submitted to the Community Preservation Committee; Subject to the completion of the MHC phase of this survey, the Town will receive reimbursement of \$10,000 from MHC which will be returned to the appropriate reserve category by vote of the Community Preservation Committee;

Said project to be directed and supervised by the Plympton Historical Commission with reporting for oversight purposes to the Plympton Community Preservation Committee not less than every 2 months;

And at the completion of the project any remaining funds to be returned to the Budgeted Reserve by vote of the Plympton Community Preservation Committee; Or take any other action thereon.

Community Preservation Committee: Recommended by BOS 3-0

ARTICLE 18 To see if the Town will vote, pursuant to the Community Preservation Act, G.L. c. 44B, to authorize the Board of Selectmen to acquire by purchase, gift or eminent domain, on such terms and conditions as the Board of Selectmen deems appropriate, a parcel of land containing 10 acres more or less located on Main Street near the junction of Maple Street, shown on Town Assessor's Map 7, Parcel 7-3-8, for open space and passive recreational purposes and for the improvement of said property to create Churchill Park at Jones River Brook as described in an application submitted to the Community Preservation Committee, and further that said property shall be held under the care, custody, management and control of the Conservation Commission, and further to authorize the Board of Selectmen in consultation with the Open Space Committee with reporting oversight by the Community Preservation Committee, to make improvements of said property, and further to appropriate and transfer a total of \$44,850 of which \$29,059 is from the Open Space Reserve and \$15,791 is from the Budgeted Reserve of the Community Preservation Fund; and further to authorize the Board of Selectmen to enter into all agreements and execute any and all instruments as may be necessary on behalf of the Town to effect said purchase; and further to authorize the Board of Selectmen to grant a conservation restriction on said property pursuant to G.L. c. 44B, §12 and G.L. c. 184, §§31-33, or take any other action relative thereto.

Citizens Petition: Recommended by BOS 3-0

ARTICLE 19 To see if the Town will vote to transfer the care, custody, management and control of the parcel of land, located near Main Street and Ring Road shown on Assessor's Map 8 as Parcel 8-2-28 containing approximately 77 acres, from the Board of Selectmen for

general municipal purposes to the Conservation Commission for conservation and passive recreation purposes as provided in G.L. c. 40, §8C, or take any other action relative thereto.

Citizens Petition: Recommended by BOS 1-2

ARTICLE 20 To see if the Town will vote to amend the Town of Plympton Zoning Bylaws by adding a new section, "Section 6.10 Solar Facilities", to allow certain solar facility uses as of right, as on file with the Town Clerk, or take any other action relative thereto

6.10 Solar facilities.

6.10.1 Purpose.

The purpose of this section is to establish general guidelines for the siting of solar photovoltaic facilities, hereinafter referred to as solar facilities. The goals of this section are to:

Promote the health, safety and general welfare of the community by allowing the generation of sustainable energy with as-of-right siting of solar facilities in order to reduce air pollution and greenhouse gases, protect environmental resources, and foster sustainable economic development.

Provide standards for the placement, design, construction, operation, monitoring, modification and removal of solar facilities. Such siting standards shall address public safety, minimize impacts on natural resources, and provide adequate financial assurance for the eventual decommissioning of such facilities.

Not prohibit or unreasonably regulate the installation of solar energy systems or the building of structures that facilitate the collection of solar energy per M.G.L. c. 40A, § 3, except where necessary to protect the public health, safety or welfare.

6.10.2 Applicability.

This section applies to all solar facilities proposed to be constructed after the effective date of this section. This section also pertains to physical modifications that materially alter the type, configuration, or size of these installations or related equipment. This section does not apply to minor modifications or maintenance of a solar facility.

Solar facilities shall be allowed on parcels of land in any zoning district.

6.10.3 Definitions.

"As-of-right" As-of-right shall mean that development may proceed without the need for a special permit, variance, amendment, waiver, or other discretionary approval. As-of-right development will be subject to site plan review for solar photovoltaic arrays having a kilowatt direct current (kW-DC) rated nameplate capacity of greater than 250 to determine conformance

with Plympton's Zoning By-laws. Projects cannot be prohibited, but can be reasonably regulated.

“Ground mounted solar facility” A solar facility that is structurally mounted on the ground.

“Large scale ground mounted solar facility” - A solar facility that is structurally mounted on the ground and has a minimum nameplate capacity of 250 kW-DC.

“Project site” - A parcel or combination of parcels, which the solar facility operator has control of, on which the solar facility is or will be located.

“Rated nameplate capacity” - The maximum rated output of electric power production equipment in direct current (DC). This output is typically specified by the manufacturer with a "nameplate" on the equipment.

“Roof mounted solar facility” - A solar facility that is structurally mounted on the roof of a building, residence, parking garage, or any other structure.

“Site plan review”- Review by the planning board to determine conformance with [subsection 6.10.5 of this section of] Plympton's Zoning By-laws.

“Small scale ground mounted solar facility” - A solar facility that is structurally mounted on the ground and has a maximum nameplate capacity of less than 250 kW-DC.

“Solar facility” - A facility comprised of one or more solar panels, as well as all access roads and appurtenant structures.

6.10.4 General requirements.

6.10.4.1 Large scale ground mounted solar facilities: Ground mounted solar facilities shall be allowed in all zones and permitted only by as-of-right site plan review from the planning board pursuant to this section, subject to the following conditions:

a. Site plan review. No large scale ground mounted solar facility shall be constructed, installed or modified as provided in this section without first obtaining site plan review approval by the Plympton Planning Board in compliance with subsections 6.10.5 and 6.10.6 of this section.

b. Monitoring and maintenance. The solar facility shall comply with subsection 6.10.7. of this section.

c. Site control. The applicant shall submit with its application for site plan review, documentation of actual or prospective control of the project site sufficient to allow for installation and use of the proposed facility. Notice of change of ownership shall be given to the planning board in compliance with subsection 6.10.8 of this section.

d. Parcels without frontage. Projects for landlocked parcels shall be considered as long as the following conditions can be met.

- i. The owner has demonstrated a permanent easement to a public way
- ii. The parcel was landlocked prior to May 16, 2012
- iii. The parcel is a minimum of five (5) acres

e. Financial surety. The applicant shall provide a financial surety if so required by the planning board as determined in compliance with subsection 6.10.9 of this section.

f. Compliance with laws, ordinances and regulations. The construction and operation of all large scale ground mounted solar facilities shall be consistent with all applicable local, state and federal requirements, including but not limited to all applicable safety, construction, electrical and communications requirements.

g. Proof of liability insurance. The applicant shall be required to provide evidence of liability insurance in an amount sufficient to cover loss or damage to persons and structures occasioned by the failure of the facility.

6.10.4.2 Small scale ground mounted solar facilities. Small scale ground mounted solar facilities shall be allowed as-of-right with a building permit in all zones provided that they meet the following conditions:

a. Compliance with laws, ordinances and regulations. The construction and operation of all small scale ground mounted solar facilities shall be consistent with all applicable local, state and federal requirements, including but not limited to all applicable safety, construction, electrical and communications requirements.

b. Proof of liability insurance. The applicant shall be required to provide evidence of liability insurance to the building commissioner in an amount sufficient to cover loss or damage to persons and structures occasioned by the failure of the facility.

c. Design standards. The solar facility shall comply with subsection 6.10.5.2 design standards and subsection 6.10.5.3 environmental standards where applicable.

d. Monitoring and maintenance. The solar facility shall comply with subsection 6.10.7 of this section.

6.10.4.3 Roof mounted solar facilities. Roof mounted solar facilities shall be allowed as-of-right with a building permit in all zones provided that they meet the following conditions:

a. Compliance with laws, ordinances and regulations. The construction and operation of all roof mounted solar facilities shall be consistent with all applicable local, state and federal requirements, including but not limited to all applicable safety, construction, electrical and communications requirements.

- b. Proof of liability insurance. The applicant shall be required to provide evidence of liability insurance to the building commissioner in an amount sufficient to cover loss or damage to persons and structures occasioned by the failure of the facility.
- c. Structural engineering report. A structural engineering report may be required by the building commissioner illustrating the structural integrity of the structure and its ability to support the proposed roof mounted solar facility.
- d. Monitoring and maintenance. The solar facility shall comply with subsection 6.10.7 of this section.

6.10.5 Site plan review.

6.10.5.1 Submittal requirements. The project proponent is required to provide the Plympton Planning Board with the following:

- a) Application. Two original application forms and a designer's certificate.
- b) Fee. Required fee.
- c) Siting and design. Eight full copies of a site plan. The plan shall be on 24" × 36" sheets at a scale of 1"=40' or 1"=200', as appropriate, on as many sheets as necessary. Site plans shall be prepared by a Massachusetts licensed professional engineer and/or a registered land surveyor, as applicable. The site plan shall include the following:
 - i) Location map. Copy of the most recent USGS quadrangle map, at a scale of 1:25,000, showing the proposed facility site and the area within at least two miles from the facility.
 - ii) Site plan. A one inch equals 200 feet plan of the proposed solar facility site, with contour intervals of no more than ten feet, showing the following:
 - a. Property lines and physical dimensions of the project site and adjacent parcels within 100 feet of the project site;
 - b. Location of permanent structures or buildings on the project site and on adjacent parcels of the project site;
 - c. Location and details of all security measures for the site; and
 - d. Location of all existing and proposed roads, both public and private, on the project site.
 - iii) Project plan. A plan indicating all proposed changes to the landscape of the site, including temporary or permanent roads or driveways, grading, vegetation

clearing and planting, exterior lighting, screening vegetation or structures shall include the following:

- a. Proposed changes to the landscape of the site, grading, vegetation to be removed or altered, amenities such as lighting or fencing, screening vegetation or structures, and wetlands delineation. Lighting shall be designed to minimize glare on abutting properties and be directed downward with full cutoff fixtures to reduce light pollution;
 - b. Location of the ground mounted solar facility, type of mounting devices, access roads, lighting, ground equipment, fencing, electrical infrastructure, and associated equipment;
 - c. Plans for accessory buildings or other structures, and location and details of all planned security measures;
 - d. Layout and details of surfacing for access roads and parking including temporary roads and staging areas; and
 - e. Any existing overhead utility lines.
- d) Operation and maintenance plan. The applicant shall submit a plan for the general maintenance of access roads and stormwater controls, as well as general procedures for operational maintenance of the ground mounted solar facility.
- e) Schematics.
- i) Schematic or blueprints of the ground mounted solar facility signed by a professional engineer licensed to practice in the Commonwealth of Massachusetts showing the proposed structures and any shading from nearby structures;
 - ii) Schematic or outline electrical diagram showing proposed solar panels, associated components and electrical interconnection methods, all with National Electrical Code compliant disconnects and overcurrent devices;
 - iii) Description of the major system components to be used including the photovoltaic panels, mounting system and inverter.
- f) Compliance documents. The applicant will provide the following with the application:
- i) A description of financial surety that satisfies subsection 6.10.9.3 of this section;
 - ii) Proof of liability insurance that satisfies subsection 6.10.5.1.c of this section;
 - iii) Name, address, and contact information for:

- a. Proposed system installer,
 - b. The landowner,
 - c. The project proponent, as well as all co-proponents; and
 - d. Any agents representing the applicant.
- iv) Evidence of utility notification that satisfies subsection 6.10.7.2 of this section.
- g) Notification.
- i) List of property owners and their addresses for all parcels of land within 300 feet of the project site, to be obtained from the most recent property list from the Plympton Assessor's Office;
 - ii) Provide stamped A10 sized envelopes representing twice the number of abutters listed above to be used by the planning board to mail notice of the site plan review hearing and notice of decision.
 - iii) The applicant shall be responsible for the cost of publication of the public hearing notice.
- h) Waiver of documents. The planning board reserves the right to waive documentary requirements as it deems appropriate.

6.10.5.2 Design standards.

- a) Screening. A ground mounted solar facility shall be screened, to the extent possible, from abutting properties.
- i) General. Screening shall consist of landscaping, fence, grassed earthen berm, or some combination of these screening devices. If utilizing a natural buffer, it shall be maintained above the highest level of the solar panels. When a screen consists of plant materials, said materials shall provide screening at the time of planting and be of a type that will be expected to form a year-round, dense screen.
 - ii) Abutting residential uses. When such facility is directly abutting existing residential uses, such screening shall consist of:
 - a. Project site of less than two acres: Screening as determined to be adequate in the form of either vegetation or fencing.
 - b. Project site of between two and five acres: A minimum of 50 feet of vegetation buffer with 25 feet being undisturbed closest to the residential property, and the other 25 feet being allowed to be selectively cleared.

c. Project site of greater than five acres: A minimum of 100 feet of vegetation buffer with 50 feet being undisturbed closest to the residential property, and the other 50 feet being allowed to be selectively cleared.

d. Permit for screening reduction: An applicant may request permission to reduce such buffer requirements in such instances it is determined to not have a detrimental effect to the abutters and in such instances where the buffer will have a detrimental effect on the ability to generate power.

iii. Abutting nonresidential uses including public accepted streets. Screening as determined to be adequate in the form of either vegetation or fencing.

b) Signage. Signs on the solar facility shall comply with the requirements of Section 6.1 of the Plympton Zoning By-laws.

c) Lighting. Lighting of solar facilities shall comply with the requirements of Section 6.9 of the Plympton Zoning By-laws.

d) Utility connections. Reasonable efforts should be made to locate utility connections for ground mounted solar facilities underground, depending on appropriate soil conditions, shape and topography of the site and any requirements of the utility provider. Electrical transformers for utility interconnections may be above ground, if required by the utility provider. All solar facility installations shall conform to the requirements of the interconnection agreement and/or such further requirements as may be promulgated from time to time, as appropriate and as approved by the connecting utility.

e) Appurtenant structures. All such appurtenant structures, including but not limited to, equipment shelters, storage facilities, transformers and substations, shall be architecturally compatible with each other. Structures should be shaded from view by vegetation and/or joined or clustered to avoid adverse visual impacts. Appurtenance structures shall meet the regulations for accessory structures as found in section 4.4 of the zoning ordinance.

f) Emergency services. The applicant shall provide a copy of the project summary and site plan to the Plympton Fire and Police Departments. The applicant shall cooperate with the Fire and Police Departments in developing an emergency response plan. All means of disconnecting the solar facility shall be clearly marked. The applicant or facility owner shall identify a responsible person for public inquiries or complaints throughout the life of the project.

g) Unauthorized access. All solar facilities shall be designed to prevent unauthorized access in compliance with any and all federal, state and local regulations. Electrical equipment shall be locked where possible. Video surveillance cameras shall be oriented in such a fashion so as to minimize capturing activity outside the solar facility.

6.10.5.3 Environmental standards.

- a) Land clearing. Clearing of natural vegetation shall be limited to what is necessary for the construction, access to, operation and maintenance of the ground mounted solar facility or otherwise prescribed by applicable laws, regulations and ordinances.
- b) Rare and endangered species. The applicant shall provide evidence of compliance with the Massachusetts Endangered Species Act and requirements of the Commonwealth of [Massachusetts] Natural Heritage and Endangered Species Program.
- c) Wetlands. The applicant shall provide evidence of compliance with the Massachusetts Wetlands Protection Act, the Massachusetts Rivers Protection Act and the Town of Plympton Wetlands Protection Ordinance.
- d) Stormwater. The applicant shall demonstrate compliance with all local, state and federal stormwater management laws and regulations.

6.10.5.4 Action by the planning board.

Site plan review shall be conducted in accordance with the notice, hearing and filing procedures set forth in [M.G.L.] c. 40A for special permits, except as otherwise set forth in this section. After determining if the site plan is in conformance with the requirements of this ordinance, and after considering the criteria set forth in [this] section, the planning board may approve, approve with modifications, or disapprove the site plan application or grant leave to withdraw. Approval may be subject to any conditions, modifications and/or restrictions as the planning board may deem necessary. Leave to withdraw or disapproval by the planning board must be supported by written findings.

6.10.5.5 Monitoring and maintenance.

- a) Facility conditions. The applicant shall maintain the solar facility in good condition. Maintenance shall include but not be limited to vegetation upkeep, structural repairs and the integrity of security measures. Site access shall be maintained to a level acceptable to the local fire chief, local emergency planning committee and emergency medical services. The project owner shall be responsible for the cost of maintaining the solar facility and any access road, unless accepted as a public way, and the cost of repairing any damage as a result of operation and construction. The project owner shall also be responsible for ensuring that the solar facility does not at anytime lower the quality of service supplied to nearby customers or cause safety problems to the interconnected electrical grid.
- b) Utility notification. Before installation of the solar facility, the applicant shall inform the utility company that operates the electrical grid where the facility is to be located of its intent to install an interconnected generator and shall satisfy all interconnection agreements.

c) Modifications. All material modifications to a large scale ground mounted solar facility, other than regular maintenance, made after issuance of the site plan review approval shall require approval by the planning board as provided in this section.

6.10.5.6 Change in ownership.

If the owner and/or operator of a large scale ground mounted solar facility changes, notice shall be given to the planning board with the contact information of the new owner/operator within one month of the change in ownership and/or operations.

6.10.5.7 Abandonment or decommissioning.

a) Removal requirements. Any large scale ground mounted solar facility which has reached the end of its useful life or has been abandoned consistent with subsection 6.10.9.2 of this section shall be removed. The owner or operator shall physically remove the installation no more than 150 days after the date of discontinued operations. The owner or operator shall notify the planning board by certified mail of the proposed date of discontinued operations and plans for removal. Decommissioning shall consist of:

- i. Physical removal of all solar panels, structures, equipment, security barriers and electrical lines from the site.
- ii. Disposal of all solid and hazardous waste in accordance with local, state, and federal waste disposal regulations.
- iii. Stabilization or re-vegetation of the site as necessary to minimize erosion. The planning board may allow the owner or operator to leave landscaping, designated below-grade foundations or service roads in order to minimize erosion and disruption to vegetation.

b) Abandonment. Absent notice of a proposed date of decommissioning, the large scale ground mounted solar facility shall be considered abandoned when the facility fails to operate for more than one year without written consent of the planning board. The planning board shall determine in its decision what proportion of the facility is inoperable for the facility to be considered abandoned. If the applicant fails to remove the large scale ground mounted solar facility in accordance with the requirements of this section within 150 days of abandonment or the proposed date of decommissioning, the Town shall have the authority to enter the property and physically remove the facility.

c) Financial surety. The planning board shall require the applicant for a large scale ground mounted solar facility to provide a form of surety, either through escrow account, bond or otherwise, to cover the estimated cost of removal in the event that the Town must remove the facility, of an amount and form determined to be reasonable by the planning board, but in no event to exceed more than 125 percent of the estimated cost of removal and compliance with the additional requirements set fourth herein, as reasonably determined by the applicant. Such

surety will not be required for municipally or state owned facilities. The applicant shall submit a fully inclusive estimate of the costs associated with removal, prepared by a qualified engineer. The amount shall include a mechanism for a cost of living adjustment.

Planning Board: Recommended by BOS 3-0

ARTICLE 21 To see if the Town will vote to amend the Town of Plympton Zoning Bylaws, Section 8 by adding the following language to Sub-Sections 8.1.1 and 8.1.2 and adding the following subsections, 8.1.6 and 8.1.7 or take any action relative thereto

Section 8.1.1: (Add the following to "define" the floodplain district.)

"The Floodplain District is herein established as an overlay district. The District includes all special flood hazard areas within the Town of Plympton designated as Zone A or AE on the Plymouth County Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency (FEMA) for the administration of the National Flood Insurance Program. The map panels of the Plymouth County FIRM that are wholly or partially within the Town of Plympton are panel numbers 25023C0214J, 25023C0218J, 25023C0326J, 25023C0327J, 25023C0328J, 25023C0329J, 25023C0331J, 25023C0332J, 25023C0333J, 25023C0334J, 25023C0337J, and 25023C0341J dated July 17, 2012. The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM and further defined by the Plymouth County Flood Insurance Study (FIS) report dated July 17, 2012 and are shown on the Zoning District Map of the Town of Plympton. The District may include land outside of the FEMA special hazard flood areas The FIRM and FIS report are incorporated herein by reference and are on file with the Town Clerk, Planning Board, Building Official, Conservation Commission

Section 8.1.2: (Add the following subsections).

1. In Zones A and AE, along watercourses that have not had a regulatory floodway designated, the best available Federal, State, local, or other floodway data shall be used to prohibit encroachments in floodways which would result in any increase in flood levels within the community during the occurrence of the base flood discharge.
2. Base flood elevation data is required for subdivision proposals or other developments greater than 50 lots or 5 acres, whichever is the lesser, within unnumbered A zones.

(Add the following Subsections)

8.1.6: Notification of Watercourse Alteration

In a riverine situation, The Chair of the Planning Board shall notify the following of any alteration or relocation of a watercourse:

- Adjacent Communities
- NFIP State Coordinator
Massachusetts Department of Conservation and Recreation
251 Causeway Street, Suite 600-700

Boston, MA 02114-2104

- NFIP Program Specialist
Federal Emergency Management Agency, Region I
99 High Street, 6th Floor
Boston, MA 02110

8.1.7: Use Regulations

1. The Floodplain District is established as an overlay district to all other districts. All development in the district, including structural and non-structural activities, whether permitted by right or by special permit must be in compliance with Chapter 131, Section 40 of the Massachusetts General Laws and with the following:

- Sections of the Massachusetts State Building Code (780 CMR) which address floodplain and coastal high hazard areas;
- Wetlands Protection Regulations, Department of Environmental Protection (DEP) (currently 310 CMR 10.00);
- Inland Wetlands Restriction, DEP (currently 310 CMR 13.00);
- Coastal Wetlands Restriction, DEP (currently 310 CMR 12.00);
- Minimum Requirements for the Subsurface Disposal of Sanitary Sewage, DEP (currently 310 CMR 15, Title 5);

Any variances from the provisions and requirements of the above referenced state regulations may only be granted in accordance with the required variance procedures of these state regulations.

2. In Zone AE, along watercourses within the Town of Plympton that have a regulatory floodway designated on the Plymouth County FIRM encroachments are prohibited in the regulatory floodway which would result in any increase in flood levels within the community during the occurrence of the base flood discharge.

3. All subdivision proposals must be designed to assure that:
- a) such proposals minimize flood damage;
 - b) all public utilities and facilities are located and constructed to minimize or eliminate flood damage; and
 - c) adequate drainage is provided to reduce exposure to flood hazards.

Planning Board: Recommended by BOS 3-0

ARTICLE 22 To see if the Town will vote to raise and appropriate, transfer from available funds or borrow \$480,000 to acquire and equip a fire department pumper tanker and/or to

authorize the Board of Selectmen to enter into lease/purchase agreement for a period of up to or exceeding five years for said equipment or take any action relative thereto

**Fire Chief: Recommended by BOS 3-0
Recommended by Finance Committee**

ARTICLE 23 To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to acquire and equip a new ambulance and/or to authorize the Board of Selectmen to enter into lease/purchase agreement for a period of up to or exceeding five years for said equipment or take any action relative thereto

**Fire Chief: Recommended by BOS 0-3
Not Recommended by Finance Committee**

ARTICLE 24 To see if the Town will vote to raise and appropriate and or transfer from available funds the sum of \$25,000 to purchase new public safety communications equipment or take any action relative thereto.

**Fire Chief: Recommended by BOS 3-0
Recommended by Finance Committee**

ARTICLE 25 To see if the Town will vote to raise and appropriate or transfer from available funds \$50,000 to conduct a feasibility study of town building usage and future needs or take any action relative thereto.

**Board of Selectmen: Recommended by BOS 3-0
Recommended by Finance Committee**

ARTICLE 26 To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$5,000.00 to make State mandated repairs to the Winnetuxet Street Dam or take any other action relative thereto.

**BOS: Recommended by BOS 3-0
Recommended by Finance Committee**

ARTICLE 27 To see if the Town will vote to raise and appropriate or take from available funds the sum of \$3,000 for maintenance and development of the Harry Jason Park or take any other action relative thereto.

**Board of Assessors: Recommended by BOS 3-0
Not Recommended by Finance Committee**

ARTICLE 28 To see if the Town will vote to raise and appropriate or take from available funds the sum of \$20,000 for the purpose of preparing the Fiscal 2014 Tri-Annual revaluation of the Town or take any other action relative thereto.

**Board of Selectmen: Recommended by BOS 3-0
Recommended by Finance Committee**

ARTICLE 29 To see if the Town will vote to raise and appropriate, or transfer from available funds the sum of \$5,000.00 for the purpose of preparing the Fiscal 2013 Interim-Year valuation of the Town or take any other action relative thereto.

**Board of Assessors: Recommended by BOS 3-0
Recommended by Finance Committee**

ARTICLE 30 To see if the Town will vote to raise and appropriate, or transfer from available funds the sum of \$20,085 for repair of the Dennett School Water Line or take any other action relative thereto.

**School Committee: Recommended by BOS 3-0
Recommended by Finance Committee**

ARTICLE 31 To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$6400.00 to purchase two (2) semi-ruggedized laptop computers and related software and equipment to replace aging units for police patrol vehicles or take any other action relative thereto.

**Police Chief: Recommended by BOS 3-0
Recommended by Finance Committee**

ARTICLE 32 To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$3950.00 to purchase two (2) Electronic Control Devices (Tasers), cartridges, training cartridges, holsters and replacement batteries for the Police Department or take any other action relative thereto.

**Police Chief: Recommended by BOS 3-0
Recommended by Finance Committee**

ARTICLE 33 To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$1100.00 to purchase five (5) copies of Microsoft Windows 7 Professional. This software will replace and upgrade the current operating system used by the Police Department or take any other action relative thereto.

**Police Chief: Recommended by BOS 3-0
Recommended by Finance Committee**

ARTICLE 34 - CIVIL FINGERPRINTING TOWN BY-LAW

To see if the Town will vote in accordance with G.L. c.6, §172B½, to adopt a new by-law entitled Section XXX "Civil Fingerprinting for Certain License Applicants", which by-law requires the Police Department to conduct state and national fingerprint based criminal history checks for individuals applying for specified licenses, as follows:

Criminal History Check Authorization

1. In accordance with the provisions of G.L. c.6, §172B½, the Police Department shall fingerprint the persons listed below and conduct state and national fingerprint-based criminal history checks for such individuals. To carry out these criminal history checks, the Police Department shall be authorized to utilize Federal Bureau of Investigation records; provided, however, that such records shall not be disseminated to unauthorized entities and shall be maintained and disclosed in accordance with law.

The licensing authority is hereby authorized to deny an application for any license specified herein, including renewals and transfers thereof, from any person who is determined unfit for the license due to information obtained pursuant to this by-law. Factors that shall be considered in making a determination of fitness shall include but not be limited to whether the record subject has been convicted of, or is under pending indictment for, a crime that bears upon the subject's ability or fitness to serve in that capacity, including any felony or a misdemeanor that involved force or threat of force, possession of a controlled substance, or a sex-related offense.

2. All applicants for the following licenses shall be subject to the requirements of this by-law: Hawkers and Peddlers and other Door-to-Door Sales Persons and Solicitors; Pawn Dealers; Owners and Operators of Public Conveyances such as Taxis, Hackneys or Liveries; Dealers of Second-hand Articles; Ice Cream Truck vendors; Owners and Responsible Managers of Alcoholic Beverage Licenses, including the "responsible manager" listed on the license application.
3. The Board of Selectmen, in consultation with the Chief of Police, shall promulgate regulations for the implementation of this by-law, which may include, but shall not be limited to; establishment of submission deadlines; procedures for making recommendations to the licensing authority or making a licensing decision as a result of such criminal history check; procedures for accessing, correcting or amending any such record; and criteria for fitness determinations in addition to those set forth in Section 1 of this by-law.
4. The Police Department shall charge a fee of one hundred dollars (\$100.00) for each fingerprinting and criminal history check. A portion of the fee, as specified in G.L. c.6, §172B½, shall be deposited into the Firearms Fingerprint Identity Verification Trust Fund, and the remainder of the fee shall be retained by the Police Department for costs associated with the administration of the fingerprinting system.
5. This by-law shall take effect on July 1, 2012, and after compliance with all requirements of G.L. c.40, §32, have been met.

or take any other action relative thereto.

Police Chief: Recommended by BOS 3-0

ARTICLE 35 To see if the Town will vote to add the following section to the Plympton Municipal By-Laws or take any other action relative thereto.

Article V Section 4

The Board of Selectmen may remove for cause and after a hearing if requested any of the officers or members of town boards or committees appointed by it where such persons are not appointed for a term prescribed by the General Laws. Cause for removal shall be repeated non-attendance at meetings.

Selectmen: Recommended by BOS 3-0

ARTICLE 36 To see if the Town will vote to authorize the Board of Selectmen to enter into a Payment in Lieu of Taxes Agreement with Constellation Net Metering LLC, the text of which is on file with the Town Clerk's Office or take any action in relation thereto

Assessors: Recommended by BOS 3-0

ARTICLE 37 To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to be added to the General Stabilization Account or take any action in relation thereto.

Finance Committee: Recommended by BOS 3-0

ARTICLE 38 To see if the Town will vote to add Section XXXI of the Town of Plympton Municipal Bylaws, entitled "Stretch Energy Code" for the purpose of regulating the design and construction of buildings for the effective use of energy, pursuant to Appendix 115.AA of the Massachusetts Building Code, 780 CMR, the "Stretch Energy Code", including future editions, amendments or modifications thereto, a copy of which is on file with the Town Clerk, or take any other action relative thereto.

SECTION XXX. STRETCH ENERGY CODE

Section 1. Definitions

International Energy Conservation Code (IECC) 2009 - The International Energy Conservation Code (IECC) is a building code created by the International Code Council. It is a model code adopted by many state and municipal governments in the United States for the establishment of minimum design and construction requirements for energy efficiency. Commencing July 1, 2010, the baseline energy conservation requirements of the MA State Building Code will default to IECC 2009 and MA amendments.

Stretch Energy Code - Codified by the Board of Building Regulations and Standards as 780 CMR Appendix 115 AA, the Stretch Energy Code is the International Energy Conservation Code (IECC) 2009 with amendments contained herein.

Section 2. Purpose

The purpose of 780 CMR 115.AA is to provide a more energy efficient alternative to the base energy code applicable to the relevant sections of the building code for both new construction and existing buildings.

Section 3. Applicability

This code applies to residential and commercial buildings. Buildings not included in this scope shall comply with 780 CMR 13, 34, 61, or 93, as applicable.

Section 4. Authority

A municipality seeking to ensure that construction within its boundaries is designed and built above the energy efficiency requirements of 780 CMR may mandate adherence to this appendix. 780 CMR 115 AA may be adopted or rescinded by any municipality in the commonwealth in the manner prescribed by law.

Section 5. Stretch Code

The Stretch Code, as codified by the Board of Building Regulations and Standards as 780 CMR Appendix 115 AA, including any amendments or modifications, is herein incorporated by reference into the Town of Plympton Municipal Bylaws, Chapter XXXI .

The Stretch Code is enforceable by the inspector of buildings or building commissioner.

Building Department: Recommended by BOS 3-0

ARTICLE 39 To see if the Town will vote to adjourn this Annual Town Meeting until 8:00 am on May 19, 2012 in the Plympton Town House for the sole purpose of conducting the Annual Town Election and;

To bring in their ballots for the following Town Officers:

- One (1) Selectmen for three (3) years
- One (1) Town Clerk for three (3) years
- One (1) Assessor for three (3) years
- One (1) Assessor for two (2) years (to fill an unexpired term)
- One (1) Board of Health member for three (3) years
- One (1) Finance Committee Member for three (3) years
- One (1) Highway Surveyor for three (3) years
- One (1) Planning Board member for five (5) years
- Two (2) School Committee members for three (3) years
- One (1) Silver Lake Regional School Committee member for three (3) years
- Two (2) Library Trustees for three (3) years
- One (1) Tree Warden for three (3) years

and further that this Annual Town Meeting warrant will be dissolved immediately upon the closing of the polls on that date. The polls will be open at 8:00 AM and shall be continuously open for voting until 6:00 PM:

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**You are directed to post five (5) copies of this warrant, one at each of the public Bulletin boards at the Plympton Town House, Plympton Public Library, Dennett Elementary School, The Village**

**Cafe and the Plympton Post Office, hereof, fail not and make due return of your doings thereon to the Town Clerk at the time and place of said meeting.**

**Given under our hands this 30<sup>th</sup> day of April in the Year of Our Lord Two Thousand Twelve**

\_\_\_\_\_  
**John P. Henry, Chairman**

**Selectmen of Plympton**

\_\_\_\_\_  
**Barry DeCristofano, Clerk**

\_\_\_\_\_  
**Joe Freitas**

**Plymouth, ss.**

**PURSUANT TO THE WITHIN WARRANT**

**I have notified and warned the inhabitants of the Town of Plympton by posting up attested copies of the same as directed.**

\_\_\_\_\_, **Constable of Plympton**