

SPECIAL SPECIAL SPECIAL SPECIAL SPECIAL SPECIAL

TOWN MEETING

PLYMOUTH, SS.

To either of the Constables of the Town of Hanson, in the County of Plymouth
GREETINGS,

In the name of the Commonwealth of Massachusetts you are hereby directed to notify and warn the inhabitants of the Town of Hanson, qualified to vote in Town affairs, and elections, to meet in the Hanson Middle School, Liberty Street in said Hanson on Monday the Seventh day of October 2019 at 7:30 o'clock in the afternoon, to act on the following articles, to wit:

ARTICLE 1: To see if the Town will vote to raise and appropriate and transfer from Transfer Station Retained earnings a sum of money to pay unpaid bills from Fiscal Year 2019 or take any other action in relation thereto.

Proposed by the Board of Selectmen

ARTICLE 2: To see if the Town will vote to transfer from available funds or raise and appropriate a sum of money to supplement appropriations previously voted at the Annual Town Meeting of May 2019 for the Fiscal Year beginning July 1, 2019 for various Town Departments, or take any action in relation thereto.

Proposed by the Board of Selectmen

ARTICLE 3: To see if the Town will vote to amend Article 6 of the May 2019 Annual Town Meeting the Recreation Enterprise Fund Expense for FY20 as follows:

	Budgeted	Adjustment	Revised FY20 Budget
<i>1. Salaries</i>	\$120,759	\$61,000	\$181,759 Retained Earnings
<i>4. Indirect Costs</i>	\$13,000	<u>\$12,000</u>	\$ 25,000 Taxation
<i>Total Amended</i>		\$73,000	

or take any other action in relation thereto.

Proposed by the Recreation Commission

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ARTICLE 4: To see if the Town will vote to amend Article 7 of the May 2019 Annual Town Meeting the Transfer Station Enterprise Fund Expense for FY20 as follows:

	Budgeted	Adjustment	Revised FY20 Budget
1. <i>Salaries</i>	\$60,000	\$40,000	\$100,000 Retained Earnings
2. <i>Expenses</i>	\$193,489	<u>\$15,000</u>	\$208,000 Retained Earnings
<i>Total Amended</i>		<i>\$55,000</i>	

or take any other action in relation thereto.

Proposed by the Board of Health

ARTICLE 5: To see if the town will vote to appropriate the sum of \$4,535.65 from free cash to reimburse Joseph R. & Sheryl Sargent for taxes paid on property erroneously sold to them by the Town or take any other action thereto.

Proposed by the Board of Selectmen

ARTICLE 6: To see if the Town will vote to transfer a sum of money from the ambulance receipts reserved account to purchase, install and warranty a Stryker patient loading system and power stretcher for our back-up 2014 Ford Ambulance, or take any other action in relation thereto.

Proposed by the Fire Chief

ARTICLE 7: To see if the Town will vote to raise and appropriate or transfer from Free Cash and/or available funds to the amounts appropriated in Article 8 of the October 2018 Special Town Meeting to create Zoning Map Books which will show the correct Zoning Districts, or take any other action in relation thereto.

Proposed by the Town Planner

ARTICLE 8: To see if the Town will vote to raise and appropriate or transfer from free cash and/or available funds the sum of money to hire an outside firm to recodify the Zoning Bylaw Book, or take any other action in relation thereto.

Proposed by the Town Planner

ARTICLE 9: To see if the Town will vote to raise and appropriate or transfer from free cash and/or available funds the sum of money to hire an outside firm to draft a conceptual plan of the revitalization of Main Street Hanson, or take any action relative thereto.

Proposed by the Town Planner.

ARTICLE 10: To see if the Town will vote to transfer a sum of money from available funds for the removal of the street sweepings, or take any other action in relation thereto.

Proposed by the Highway Department

ARTICLE 11: To see if the Town will vote to transfer a sum of money from available funds for the testing and removal of the catch basin cleanings, or take any other action in relation thereto.

Proposed by the Highway Department

ARTICLE 12: To see if the Town will vote to raise and appropriate or transfer from free cash the sum of money for the purpose of removing and planting trees in front of the Library/Senior Center, or take any other action in relation thereto.

Proposed by the Board of Library Trustees

ARTICLE 13: To see if the Town will vote to transfer a sum of money from the amounts appropriated under Article 5 Line 85, Expenses of the May 2019 Annual Town Meeting, to be added to the amount appropriated under Article 5 Line 84 Salaries; for the purpose of funding and implementing the cost item of a collective bargaining agreement between the Hanson Water Department and the AFSCME Local-1700 Water Union for the period beginning July 1, 2019 and ending June 30, 2020, or take any other action in relation thereto.

Proposed by the Board of Water Commissioners

ARTICLE 14: To see if the Town will vote to transfer \$40,000 from Water Surplus for an electronic sign and signage for the Water Department building, or take any action thereto.

Proposed by the Board of Water Commissioners

ARTICLE 15: To see if the Town will vote to transfer \$25,000 from Water Surplus for a security system to be placed at the Town's Crystal Springs Wellsite; and at the water department located at 1073 West Washington Street, or take any other action in relation thereto.

Proposed by the Board of Water Commissioners

ARTICLE 16: To see if the Town will vote to appropriate \$98,000 from the Open Space Reserve Fund to be used for the purchase of 0 Maquan Street, Assessors Map 60, Lot 2 known as the Sleeper property subject to the Town receiving a LAND grant from the State or take any other action in relation thereto.

Proposed by the Community Preservation Committee

ARTICLE 17: To see if the town will raise and appropriate or transfer from Free Cash a sum of money to the amounts appropriated in Article 10 Line 1 of the May 2019 Town Meeting for Town-wide Fiber improvements or take any other action in relation thereto.

Proposed by the Board of Selectmen

ARTICLE 18: To see if the Town will vote to raise and appropriate or transfer from Free Cash a sum of money to remove dangerous and hazardous trees throughout the Camp Kiwanee property, or take any other action in relation thereto.

Proposed by the Tree Warden

ARTICLE 19: To see if the Town will vote to raise and appropriate or transfer from Free Cash or available funds the sum of \$10,000 as the Town's 50/50 share of a Mass Tree Grant to replace trees throughout the Town, or take any other action in relation thereto.

Proposed by the Board of Selectmen

ARTICLE 20: To see if the Town will vote to raise and appropriate or transfer from Free Cash and/or available funds a sum of money to be added to Stabilization, or take any other action in relation thereto.

Proposed by the Board of Selectmen

ARTICLE 21: To see if the Town will vote to raise and appropriate or transfer from Free Cash and/or available funds a sum of money to be added to the Regional Schools Capital Stabilization fund as established by the October 2014 Special Town Meeting, or take any other action in relation thereto.

Proposed by the Board of Selectmen

ARTICLE 22: To see if the Town of Hanson will rescind its vote on Article 18 of the October 1, 2018 Special Town Meeting approving the Amended Regional Agreement with the Whitman Hanson Regional School or take any other action in relation thereto.

Proposed by the Board of Selectmen

ARTICLE 23: To see if the Town will vote to adopt the revised Capital Improvement Program as presented by the Capital Improvement Committee, or take any other action in relation thereto.

Proposed by the Capital Improvement Comm.

ARTICLE 24: To see if the Town will vote to change the term of Town Moderator from one year to three years effective the next annual Town Election on May 16, 2020, or take any other action in relation thereto.

Proposed by the Board of Selectmen

ARTICLE 25: To see if the Town will vote to authorize the Board of Selectmen to convey a non-exclusive use easement for a thirty (30) foot strip of land running along the property line between 62 Ocean Avenue for the purpose of access to the septic system of 51 Ocean Avenue, as more specifically described in the easement and on the plan entitled “Subsurface Sewage Disposal System As-Built #51 Ocean Avenue in Hanson, Massachusetts” prepared by Outback Engineering, Inc. 165 East Grove Street, Middleboro, MA 02346 on file in the Town Clerk’s Office, or take any other action in relation thereto.

Proposed by the Board of Selectmen

ARTICLE 26: To see if the Town will vote to authorize the Board of Selectmen to convey a non-exclusive use easement to Federal National Mortgage Association for a ten (10) foot strip of land running along the property line between Plot 30 and Plot 32 Woodbine Avenue for the existing home encroaching on Plot 32, as more specifically described in the easement and on the plan entitled "Plot Plan of Land in Hanson, MA" prepared for Barbara Watts by John W. Delano and Associates, Inc., 220 Hudson Street, Halifax, MA, Job No. JN-6093" on file in the Town Clerk's Office or take any other action in relation thereto.

Proposed by the Board of Selectmen

ARTICLE 27: To see if the Town will vote to amend the Wage and Personnel By-Laws, Article 2-12, Classification and Compensation, Section 1C by deleting in there entirety subsections **c** and **d** and inserting in their place the following:

- c. Covered by collective bargaining negotiated contracts between the Board of Selectmen and Hanson Police Club/I.B.P.O. #467; Local 2713 International Association of Firefighters, AFL-CIO; and AFMSCE, AFL-CIO State Council 93, Local 1700 Administrative Professional, Dispatchers and Highway.
- d. Covered by negotiated contracts between the Board of Selectmen, the Chief of Police Department, the Chief of the Fire Department, the Highway Surveyor, and Treasurer/Collector.

And further amending subsection **f** by inserting at the end. Assessor/Appraiser or take any other action in relation thereto.

Proposed by the Wage & Personnel Board

ARTICLE 28: To see if the Town will vote to amend the Wage and Personnel By-Laws, Article 2-12, Classification and Compensation by deleting Section 11A in its entirety and inserting the new Sections 11A as printed below:

SECTION 11 A: PROFESSIONAL POSITIONS

	<u>7/1/18</u>	<u>7/1/19</u>
A. Director of Elder Affairs	35,000 to 55,000	35,000 to 65,000
B. Town Accountant	45,000 to 75,000	45,000 to 75,000
Town Accountant – Part-Time hourly rate	\$24.00 to \$41.00	\$24.00 to \$41.00
C. Treasurer/Collector	45,000 to 75,000	45,000 to 75,000
D. C Inspector of Buildings –Full-time Salary	20,000 to 60,000	20,000 to 60,000
Inspector of Buildings – Part-time hourly rate	\$35.00 to \$45.00	\$35.00 to \$45.00
E. D Health Agent	40,000 to 60,000	40,000 to 70,000
F. Assessor/Appraiser	45,000 to 70,000	45,000 to 70,000
G. E Conservation Agent	35,000 to 70,000	35,000 to 70,000
Conservation Agent – Part-time hourly rate		28.00 to 45.00
H. F Library Director	45,000 to 70,000	45,000 to 70,000
I. G Town Planner	45,000 to 70,000	45,000 to 80,000
J. H Town Planner/Conservation Agent	45,000 to 75,000	45,000 to 75,000
K. I Informational Technology Director	60,000 to 90,000	50,000 to 90,000
L. J Recreation Director **	30,000 to 50,000	30,000 to 50,000

or take any other action in relation thereto.

Proposed by the Wage & Personnel Board

ARTICLE 29: To see if the Town will vote to amend the Wage and Personnel By-Laws, Article 2-12, Classification and Compensation by– add new Section 12D(a)(7) as follows:
The Board of Selectmen (or Town Administrator) shall be permitted to authorize granting a newly hired employee up to fifteen (15) days of vacation leave based on prior experience in a similar position. Employees granted additional vacation leave based on prior experience shall not have their vacation leave increased until they have five (5) years of continuous service for the Town of Hanson, at which time they may be granted additional days of vacation leave or taken any other action in relation thereto.

Proposed by the Wage & Personnel Board

ARTICLE 30: To see if the Town will vote to amend the Town of Hanson General Bylaws to add a new Section 24, Marijuana, to Article 3, Articles Relating to the General Public, which would prohibit public consumption of marijuana in the Town of Hanson, and require the licensure of all Marijuana Establishments as defined by Massachusetts General Laws, Chapter 94G as follows:

General Bylaw Article 3-24

Marijuana

Sec. 1

No person shall smoke, ingest or otherwise use or consume marihuana or tetrahydrocannabinol (as defined in G.L. c. 94C as amended) while in or upon any street, sidewalk, public way, footway, passageway, stairs, bridge, park, playground, beach, recreation area, boat landing, public building, school house, school grounds, cemetery, parking lot or any area owned by or under the control of the Town; or in or upon any bus or other passenger conveyance operated by a common carrier, or in any place accessible to the public.

Sec. 2

No person shall operate a Marijuana Establishment as defined by Massachusetts General Laws Chapter 94G within the Town unless first duly licensed thereof by the Board of Selectmen, which license is renewable annual.

Sec. 3

The Board may adopt reasonable rules and regulations related to the issuance of such licenses, including the fees to be paid therefore and the conditions to be satisfied by any applicant for such a license.

Sec. 4

Applicants for a license shall file an application on a form by the Board of Selectmen, signed under the penalties of perjury by the applicant, containing such information as the Board of Selectmen may reasonably require from time to time. Each applicant shall pay an application fee as may be reasonably determined from time to time by the Board of Selectmen.

Sec. 5

The Board of Selectmen must act upon the application at one of their next two regularly scheduled meetings with due written notice provided to the applicant of the time, date and location where such appeal will be heard.

Sec. 6

The Board of Selectmen may approve, deny or approve the application with conditions. Such decision shall be based on the evidence taken at the public hearing, consistent with the protection of the health, safety and welfare of the public, and consistent with the regulations promulgated by such board.

Sec. 7

The Board of Selectmen may issue orders as appropriate to aid in the enforcement of this regulation and may enforce these provisions in equity, including the request for injunctive relief, in a court of competent jurisdiction. Any failure to comply with any Order issued hereunder shall result in the issuance of a formal warning. Any failure to comply with such a warning shall result in a fine of \$100.00. Any failure to comply after the issuance of said initial fine may be punishable by a subsequent fine of \$300.00. Each day of a continued non-compliance shall constitute a separate violation. Further, the Board of Selectmen may hold a hearing, with notice to the licensee, to determine if such license should be modified, suspended or revoked.

Sec. 8

This By-law may be enforced through any lawful means in law or in equity including, but not limited to, enforcement by criminal indictment or complaint pursuant to Massachusetts General Laws Chapter 40, section 21, as amended, or by noncriminal disposition pursuant to Massachusetts General Laws Chapter 40, section 21D, as amended, by the Board of Selectmen, the Town Administrator, or their duly authorized agents, or any police officer

Sec. 9

A. Home Rule Amendment [art. 89 of the Amendments to the Massachusetts Constitution]; Massachusetts General Laws, Chapter 94G, § 3, 935 CMR 500.000.

Or take any other action in relation thereto.

Proposed by the Board of Selectmen

ARTICLE 31: To see if the town will vote to amend the Town of Hanson General By-Laws by adding Article 3 - 25: Waste Reduction, as follows:

Section I Purpose

The purpose of this Bylaw is to reduce the number of single-use plastic check-out bags that are distributed and used in the Town of Hanson and to promote the use of reusable bags.

Section II Definitions

The following words shall, unless the context clearly requires otherwise, have the following meanings:

- a. "Check-out bag" shall mean a bag provided by a store to a customer at the point of sale. Check-out bags shall not include bags, whether plastic or not, in which loose produce or products are placed by the consumer to deliver such items to the point of sale or check out area of the store.
- b. "Department" shall mean the Hanson Health Department.

- c. "Health Agent" shall mean the Health Agent for the Hanson Board of Health or his/her designee.
- d. "Recyclable paper bag" shall mean a paper bag that is 100% recyclable and contains at least 40% post-consumer recycled content, and displays in a visible manner on the outside of the bag (1) the word "recyclable" or a symbol identifying the bag as recyclable and (2) a label identifying the bag as being made from post-consumer recycled content and the percentage of post-consumer recycled content in the bag.
- e. "Reusable Check-out bag" shall mean a sewn bag with stitched handles that is specifically designed for multiple reuse and that
 - (1) can carry 25 pounds over a distance of 300 feet;
 - (2) is machine washable; and,
 - (3) is either
 - (a) made of natural fibers (such as cotton or linen); or
 - (b) made of durable, non-toxic plastic other than polyethylene or polyvinyl chloride that is generally considered a food-grade material that is more than 4 mils thick.
- f. "Retail Establishment" shall mean any business facility that sells goods directly to the consumer whether for or not for profit, including, but not limited to, retail stores, restaurants, pharmacies, convenience and grocery stores, liquor stores, seasonal and temporary businesses.

Section III Regulated Conduct

- a. No Retail Establishment in the Town of Hanson shall provide Thin-Film, Single-Use Plastic Check-Out Bags to customers.
- b. If a Retail Establishment provides or sells Check-Out Bags to customers, the bags must be one of the following:
 - 1. Recyclable paper bag; or
 - 2. Reusable Check-Out bag.

Section IV Exemption

Thin-film plastic bags typically without handles which are used to contain newspapers, produce, meat, bulk foods, wet items, **dry cleaning**, and other similar merchandise are not prohibited under this bylaw.

Section V Enforcement

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- a. The Board of Health and its Health Agent shall have the authority to administer and enforce this bylaw.
- b. For the first violation, the enforcing authority, upon a determination that a violation has occurred, shall issue a written warning notice to the establishment specifying the violation. c. The following penalties shall apply:
 - 1. A fine of \$50 shall apply for the first violation following the issuance of a written warning notice.
 - 2. A fine of \$100 shall apply for the second violation and each additional violation of this by-law after the issuance of a written warning notice.
- c. Fines shall be cumulative and each day on which a violation occurs shall constitute a separate offense.

Section VI Effective Date

a. This bylaw shall take effect July 1,2020. The Board may exempt a Retail Establishment from the requirements of this section for a period of up to six (6) months upon a finding by the Board that (1) the requirements of this section would cause undue hardship; or (2) a Retail Establishment requires additional time in order to draw down an existing inventory of thin-film, single-use check-out plastic bags.

Section VII Regulations

a. The Board of Health may adopt and amend rules and regulations to effectuate the purposes of this bylaw.

Section VIII Severability

a. If any provision of this bylaw is declared invalid or unenforceable the other provisions shall not be affected thereby.

Proposed by the Board of Health

ARTICLE 32: To see if the town will vote to amend the Town of Hanson General By-Laws by adding Article 3 - 26: Polystyrene Restrictions, as follows:

Section I Purpose

The purpose of this Bylaw is to reduce the use of polystyrene in the Town of Hanson.

Section II Definitions

The following words shall, unless the context clearly requires otherwise, have the following meanings:

Disposable food service container shall mean single-use disposable products for serving or transporting prepared, ready-to-consume food or beverages, including, without limitation, take-out foods and/or leftovers from partially consumed meals prepared by a food establishment. This includes, but is not limited to, plates, cups, bowls, trays, hinged or lidded containers. It does not include single-use disposable packaging for unprepared foods.

Food establishment shall mean any operation that stores, prepares, packages, serves, vends, or otherwise provides food for human consumption, as further defined in 105 CMR 590.002. Any establishment requiring a permit to operate in accordance with the State Food Code, 105 CMR 590.000, et seq., shall be considered a food establishment for purposes of this division.

Expanded polystyrene shall mean blown polystyrene (polystyrene that has been expanded or blown using a gaseous blowing agent into a solid foam) and expanded and extruded forms, which are thermoplastic petrochemical materials utilizing a styrene monomer and processed by any number of techniques including, but not limited to, fusion of polymer spheres (expandable bead polystyrene), injection molding, form molding, and extrusion-blow molding (extruded foam polystyrene).

Prepared food shall mean any food or beverage prepared on the food establishment's premises using any cooking or food preparation technique. Prepared food does not include any raw uncooked meat, fish or eggs unless provided for consumption without further food preparation. Prepared food may be eaten on or off the food establishment's premises.

Section III Regulated Conduct

Food establishments are prohibited from dispensing prepared food to customers in disposable food service containers made from expanded polystyrene;

Section IV Enforcement

- a. The Board of Health and its Health Agent shall have the authority to administer and enforce this bylaw.
- b. For the first violation, the enforcing authority, upon a determination that a violation has occurred, shall issue a written warning notice to the establishment specifying the violation.
- c. The following penalties shall apply:
 1. A fine of \$50 shall apply for the first violation following the issuance of a written warning notice.

2. A fine of \$100 shall apply for the second violation and each additional violation of this by-law after the issuance of a written warning notice.

c. Fines shall be cumulative and each day on which a violation occurs shall constitute a separate offense.

Section V Effective Date

a. This bylaw shall take effect July 1, 2020.

Section VI Regulations

a. The Board of Health may adopt and amend rules and regulations to effectuate the purposes of this bylaw.

Section VII Severability

a. If any provision of this bylaw is declared invalid or unenforceable the other provisions shall not be affected thereby.

Proposed by the Board of Health

ARTICLE 33: To see if the Town will vote to amend the Town of Hanson Zoning Bylaws by amending Section VI, Subsection M, Marijuana Establishments to limit the number of Marijuana Establishments to One in the town of Hanson. Marijuana Establishments include the following types of businesses: Marijuana cultivation, Marijuana Testing Facilities, Marijuana Product Manufacturing, or other types of licenses marijuana-related business.

Proposed by Benjamin Fletcher and 115 others

ARTICLE 34 : To see if the Town will vote to amend the Town of Hanson General Bylaws by amending Part 3-Articles Relating to the General Public by adding a new Article 3-25 to limit the number of Marijuana Establishments to One in the town of Hanson. Marijuana Establishments include the following types of businesses: Marijuana cultivation, Marijuana Testing Facilities, Marijuana Product Manufacturing, or other types of licenses marijuana-related business.

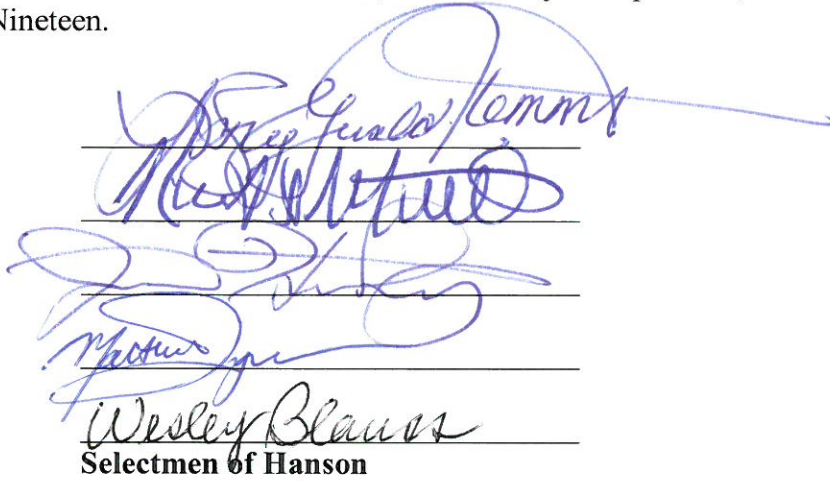
Proposed by Paul Benenato and 117 others

October 2019 STM Warrant

And you are directed to serve this Warrant by posting attested copies thereof, at the Town Hall, the Fire Station, the public stores, and Post Offices, fifteen days at least, before the said meeting.

Hereof fail not, and make due return of this Warrant, with your doings thereon, to the Town Clerk at the time and place above-mentioned.

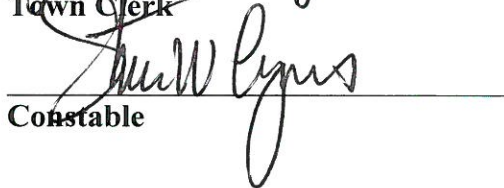
Given under our hands, this 17th day of September, in the year of our Lord two thousand Nineteen.

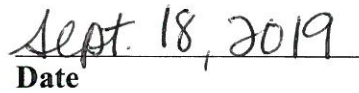


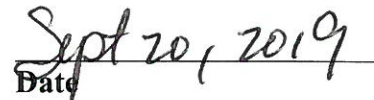
Wesley Blauw
Selectmen of Hanson

A true attest copy


Town Clerk


Constable


Date


Date