

TOWN MEETING WARRANT and REPORT
of the
FINANCE COMMITTEE
of the
TOWN of FAIRHAVEN
MASSACHUSETTS

FOR THE
ANNUAL TOWN MEETING
TO BE VOTED UPON
SATURDAY, JUNE 18, 2022
AT 9:00 A.M.



SATURDAY, JUNE 18, 2022 at 9:00 a.m.
IN THE ELIZABETH I. HASTINGS MIDDLE SCHOOL
30 SCHOOL STREET

Please bring this copy to the Town Meeting

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Town of Fairhaven Massachusetts

40 Center Street
Fairhaven, MA 02719

Mark D. Sylvia
TOWN MODERATOR

June 1, 2022

Dear Town Meeting Member:

On Saturday, June 18, 2022, at 9:00 a.m., we will convene the 2022 Annual Town Meeting in person at Hastings Middle School in the Silveira Auditorium.

In advance of Town Meeting, our precinct meetings and the Town Meeting preview will be held on Wednesday, June 15, 2022 beginning at 6:30 p.m. Town Meeting members will meet in their precincts at 6:30 p.m. followed immediately by the Town Meeting preview. The preview will take place in the Silveira Auditorium this year and the precinct meetings will also take place in classrooms nearby. At your precinct meeting, you will elect the chair, fill vacant town meeting seats and discuss matters important to your precinct, including any vacancies on the Finance Committee. During the Town Meeting preview, we will run through all of the articles contained in the Annual Town Meeting warrant and elected and appointed officials will be on hand to answer questions you may have.

To ensure that the precinct meetings are easily accessible, we have designated specific classrooms at Hastings Middle School for these meetings. These same classrooms will be available to the precincts the morning of Town Meeting. Below are the room assignments. Each of the classrooms is in close proximity to Silveira Auditorium.

Precinct	Class Room	Location
1	23	Main Hallway to the right of the 6th Grade wing
2	24	
3	25	
4	35	6th Grade wing – closest to Auditorium
5	36	
6	37	

Town Meeting orientation will also take place on Wednesday, June 15, 2022 and will start at 5:30 p.m. in the Silveira Auditorium. Whether you are a newly elected Town Meeting member or an existing Town Meeting member all are welcome to attend and learn more about the Town Meeting process and how it works.

TOWN MEETING INFORMATION

You can also find Information about Town Meeting including warrants, minutes, etc. on the Town Moderator or Town Meeting member webpages (links below). The warrant and other information will also be mailed to you in advance of Town Meeting.

<https://www.fairhaven-ma.gov/town-moderator>

<https://www.fairhaven-ma.gov/town-meeting>

Also, to improve communication, an email distribution list for Town Meeting members was created for our remote meetings in 2020 and 2021. We will continue to use the email list as a means to share information and updates about Town Meeting. To add or update your contact information please use the following link:

<https://docs.google.com/forms/d/e/1FAIpQLSdsYhT2FfRO58ci1PKgSVV06xyfXR1UwZKb5ccVpv5p-AVVaw/viewform>

COVID-19 PRECAUTIONS


In consultation with the Health Agent, Town Counsel and the Precinct Chairs, the following precautions are strongly recommended for both the Precinct Meetings / Town Meeting Preview and the Annual Town Meeting:

- Wear a mask unless speaking at the microphones.
- Socially distance while seated – leaving one space between you and the next person.
- Take an at home test before attending the meetings – the Board of Health has free at home test kits available. If you test positive you should stay home.

You are also encouraged to bring a mask from home but if you need one, masks will be available at the meetings. Hand sanitizer will also be available for use.

It is hard to believe that it has been two years since we were able to meet in person. Town Departments, the Precinct Chairs and I are working very closely to ensure we have a safe and healthy meeting. I look forward to seeing you at Town Meeting on June 18th and hope you can join us for the precinct meetings and the Town Meeting Preview on June 15th. As always, please contact me with any questions you may have at (508) 858-7123 or via email at msylvia@fairhaven-ma.gov or msylvia11@comcast.net.

Sincerely,



Mark D. Sylvia
TOWN MODERATOR



Town of Fairhaven Massachusetts Finance Committee

May 10, 2022

To Fairhaven Town Meeting Members

Following two years of balancing the operating budget using one time money (\$428,273 in FY21 and \$285,200 in FY22), you are presented with an Operating budget balanced solely by expected revenue. Keep in mind this is not without pain. The budget was balanced by cutting \$822,400 in department requests including \$200,000 from the School Department, requests for four additional firefighter/EMTs and a social worker for the Police Department. The rest of the cuts were spread across other various departments.

During our budget review meetings, we met with twelve department heads, reviewing operating budgets and capital requests. One area of caution that we will need to watch closely is rising energy costs.

We are continuing to run with the bare minimum of a 3% cash reserve, but are able to fund a multitude of capital projects this year.

The biggest project this year is the \$50,000,000 upgrade to the sewer treatment plant that the Finance Committee is recommending. This will be funded utilizing sewer enterprise money, borrowing and matching funds from Mattapoissett. Another big project is a \$2,275,000 repair of the gables at the high school. This project needs a 2/3 vote to fund the project through borrowing. The Finance Committee is recommending this project as well, but need a lot of you on board.

As this is a balanced budget, the Finance Committee is strongly urging against budget changes from the floor. However, if one is made, there needs to be a funding source that does not dive into free cash.

As in past budgets, please carefully review each article and budget figure to make the most informed and beneficial vote for the future of the Town of Fairhaven

Respectfully submitted,
The Fairhaven Finance Committee

FINANCE COMMITTEE MEMBERS

The Member at-large is appointed by the Moderator, the Chair of the Select Board and the Chairman of the Finance Committee in joint session.

MEMBER	TERM EXPIRES
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PRECINCT 1

Padraic Elliott - Chairman	39 Union Street	2021
Jennifer Dupras	14 Harborview Avenue	2020

PRECINCT 2

Carolyn Roberts	42 Hedge Street	2021
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PRECINCT 3

Vacant

PRECINCT 4

Kathleen Carter	38 Hacker Street	2020
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PRECINCT 5

Lisa Plante -Vice Chairwoman	5 Harvard Street	2021
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PRECINCT 6

Vacant

MEMBER AT LARGE

Robert Grindrod	48 Center Street	2022
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GENERAL FUND REVENUES

REVENUES & Other Financing Sources	FY21 Actual	FY22 Budgeted	FY23 Available for Appropriation
PROPERTY TAXES			
Prior Year Levy	\$28,484,856	\$29,496,977	\$30,567,401
Add 2 1/2%	\$712,121	\$737,424	\$764,185
Add New Growth	\$300,000	\$333,000	\$300,000
TOTAL LEVY (not including Debt Excl Levy)	\$29,496,977	\$30,567,401	\$31,631,586
Prop. 2 1/2 Debt Exclusion	\$946,163	\$922,770	\$837,044
TOTAL LEVY	\$30,443,140	\$31,490,171	\$32,468,630
STATE AID			
Chapter 70 & Charter Tuition Reimbursement	\$8,294,230	\$8,400,000	\$9,031,913
General Government Aid	\$2,394,527	\$2,400,000	\$2,545,230
Veterans Benefits	\$491,133	\$500,000	\$415,041
Exemptions, VBS and Elderly	\$96,320	\$90,000	\$88,043
State Owned Land	\$165,297	\$160,000	\$198,772
TOTAL STATE AID (not including SBA)	\$11,441,507	\$11,550,000	\$12,278,999
LOCAL RECEIPTS			
Motor Vehicle Excise	\$1,852,253	\$2,000,000	\$1,900,000
Other Excise			
a. Meals	\$315,888	\$300,000	\$400,000
b. Room	\$229,610	\$300,000	\$400,000
c. Other	\$97,530	\$0	\$50,000
d. Cannabis	\$26,321	\$200,000	\$350,000
Penalties and Interest on Taxes	\$343,709	\$290,000	\$325,000
Payments in Lieu of Taxes	\$88,804	\$10,000	\$10,000
Charges for Services-Solid Waste Fees	\$184,785	\$175,000	\$175,000
Other Charges for Services	\$66,221	\$60,000	\$60,000
Fees	\$269,974	\$241,000	\$241,000
a. Cannabis Impact Fee	\$94,755	\$450,000	\$450,000
b. Community Impact Fee Short Term Rentals	\$0		\$0
Rentals	\$49,834	\$37,000	\$37,000
Dept Revenue-Schools	\$2,708,021	\$2,500,000	\$2,684,547

REVENUES & Other Financing Sources	FY21 Actual	FY22 Budgeted	FY23 Available for Appropriation
Dept Revenue-Recreation	\$84,503	\$140,000	\$100,000
Other Dept. Revenue	\$774,837	\$900,000	\$800,000
Licenses and Permits	\$641,971	\$550,000	\$650,000
Fines and Forfeits	\$10,514	\$10,000	\$10,000
Investment Income	\$55,397	\$80,000	\$25,000
Medicaid Reimbursement	\$98,241	\$90,000	\$90,000
Misc. Recurring	\$49,420	\$0	\$0
Misc. Non-Recurring	\$350,392	\$0	\$0
TOTAL LOCAL RECEIPTS	\$8,392,980	\$8,333,000	\$8,757,547

REVENUE APPROPRIATED FOR SPECIFIC PURPOSES

Waterway Funds	\$50,000	\$50,000	\$50,000
Ambulance Funds	\$1,200,000	\$1,200,000	\$1,200,000
Title 5 Receipts	\$4,000	\$0	\$0
Wetland Protection Fund	\$6,000	\$7,500	\$7,500
Council on Aging-Social Day Program	\$18,000	\$18,000	\$18,000
Animal Control Gift Account	\$6,000	\$8,000	\$8,000
Storm Water Subdivision Fees	\$10,000	\$10,000	\$10,000
TOTAL REVENUE APPROPRIATED FOR SPECIFIC PURPOSES	\$1,294,000	\$1,293,500	\$1,293,500

ENTERPRISE FUND INDIRECT COSTS CHARGES

Water Enterprise Fund	\$474,759	\$503,591	\$518,699
Sewer Enterprise Fund	\$650,677	\$693,571	\$714,378
School Cable TV Enterprise Fund	\$29,973	\$28,154	\$50
Town Cable TV Enterprise Fund	\$29,973	\$27,391	\$15,150
TOTAL ENTERPRISE FUND INDIRECT COSTS CHARGES	\$1,185,382	\$1,252,707	\$1,248,277

Overlay Surplus	\$0	\$150,000	\$0
Surplus Revenue (Free Cash)	\$19,450	\$285,200	\$0
Stabilization	\$0	\$0	\$0

TOTAL OPERATING REVENUES	\$52,776,459	\$54,354,578	\$56,046,953
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Town of Fairhaven

WARRANT

Town Meeting to Act on Articles in the Warrant

Saturday, June 18, 2022 at 9:00 a.m. in the

Walter Silveira Auditorium at the

Elizabeth I. Hastings Middle School

ARTICLE 1: MEASURER OF WOOD AND BARK

To see if the Town will vote to instruct the Select Board to appoint a Measurer of Wood and Bark.

Petitioned by: Select Board

Select Board Recommendation: Adoption

ARTICLE 2: TOWN REPORT

To receive the Annual Report of Town Officers.

Petitioned by: Select Board

Select Board Recommendation: Adoption

ARTICLE 3: REPORT OF COMMITTEES

To hear and act upon the reports of any committees, or committee appointed in Town Meeting and to choose any committees or committee the Town may think proper and to raise and appropriate a sum of monies for the expense of same, or to take any other action with relation to either of said matters, as the Town may deem necessary and proper.

Petitioned by: Select Board

Select Board Recommendation: Adoption

ARTICLE 4: SETTING SALARIES OF TOWN OFFICERS

To see if the Town will vote to fix the compensation of the Town's Elected Officers and that said compensation be effective July 1, 2022.

- | | | |
|----|-----------------|-------------|
| A. | Select Board | \$33,500.00 |
| B. | Town Clerk | \$66,961.00 |
| C. | Moderator | \$1,000.00 |
| D. | Tree Warden | \$7,321.00 |
| E. | Board of Health | \$5,170.00 |

Or take any other action relative thereto.

- | | |
|----|--|
| A. | Select Board: Move adoption and fix the compensation at \$33,500 |
|----|--|

Petitioned by: Town Administrator

Select Board Recommendation: Yield to Petitioner
Finance Committee Recommendation: Adoption

- B. Town Clerk: Move adoption and fix the compensation at \$66,961
- C. Moderator: Move adoption and fix the compensation at \$1,000
- D. Tree Warden: Move adoption and fix the compensation at \$7,321
- E. Board of Health: Move adoption and fix the compensation at \$5,170

Petitioned by: Select Board

Select Board Recommendation: Adoption
Finance Committee Recommendation: Adoption

ARTICLE 5: BILLS OF PRIOR YEAR – Paid from FY22 funds

To see if the Town will vote to pay the bills of prior year.

<u>Vendor</u>	<u>Amount</u>	<u>Petitioner</u>
A. Stryker	\$680.00	Fire Department
B. Corvel Corporation	\$6.85	Fire Department

and others that may be brought forward.

Petitioned by: Town Administrator

Select Board Recommendation: Adoption
Finance Committee Recommendation: Adoption

ARTICLE 6: FY22 GENERAL FUND OPERATING BUDGET ADJUSTMENTS

To see if the town will vote to amend Article 9 of the June 12, 2021 Town Meeting “General Fund Operating budget-FY22” as follows:

- A. \$7,600.00 be transferred from Surplus Revenue (Free Cash) to the Bristol County Agricultural High School
- B. \$111,177.00 be transferred from Surplus Revenue (Free Cash) to Greater New Bedford Regional Vocational Technical High School
- C. \$65,000.00 be transferred from Surplus Revenue (Free Cash) to Police Department-Salaries

Petitioned by: Town Administrator

Select Board Recommendation: Adoption
Finance Committee Recommendation: Adoption

ARTICLE 7: SEWER CAPITAL IMPROVEMENTS REVENUE FY22 TO STABILIZATION FUND

To see if the Town will vote to transfer from the Sewer Retained Earnings of June 30, 2021 Sewer Capital Fee \$302,073.00 to the Sewer Capital Improvements Stabilization

Fund or to take any other action relative thereto:

Petitioned by: Board of Public Works

Select Board Recommendation: Adoption
Finance Committee Recommendation: Adoption

ARTICLE 8: GENERAL FUND OPERATING BUDGET

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds \$56,028,953.00 to fund the FY23 General Fund Operating Budget or take any other action relative thereto:

Petitioned by: Select Board

See Page 50 for Recommendation

Select Board Recommendation: Adoption
Finance Committee Recommendation: Adoption

ARTICLE 9: WATER ENTERPRISE FUND OPERATING BUDGET

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds \$3,492,634.00 to fund the balance of the FY23 Water Enterprise Fund Operating Budget or take any other action relative thereto:

Petitioned by: Board of Public Works

See Page 55 for Recommendation

Select Board Recommendation: Adoption
Finance Committee Recommendation: Adoption

ARTICLE 10: SEWER ENTERPRISE FUND OPERATING BUDGET

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds \$4,332,234.00 to fund the balance of the FY23 Sewer Enterprise Fund Operating Budget or take any other action relative thereto:

Petitioned by: Board of Public Works

See Page 56 for Recommendation

Select Board Recommendation: Adoption
Finance Committee Recommendation: Adoption

ARTICLE 11: TOWN CABLE ENTERPRISE FUND OPERATING BUDGET

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds \$207,722.00 to fund the balance of the FY23 Town Cable Television Enterprise Fund Operating Budget or take any other action relative thereto:

Petitioned by: Select Board

See Page 57 for Recommendation

Select Board Recommendation: Adoption
Finance Committee Recommendation: Adoption

ARTICLE 12: SCHOOL CABLE ENTERPRISE FUND OPERATING BUDGET

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds a \$161,759.00 to fund the balance of the FY23 School Cable Television Enterprise Fund Operating Budget or take any other action relative thereto:

Petitioned by: *Select Board*

See Page 58 for Recommendation

Select Board Recommendation: Adoption

Finance Committee Recommendation: Adoption

ARTICLE 13: GENERAL FUND CAPITAL PLAN

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds a sum of monies; to fund Capital Equipment/Projects in the General Fund or take any other action relative thereto:

A. Fire Engine 2 Tool Project	\$35,000.00
B. Replace Voting Machines	\$38,000.00
C. Ambulance / Stretcher Replacement	\$325,000.00
D. Police Cruiser Replacements	\$134,000.00
E. High School-Repair and Replace Southeast & Southwest Gables	\$2,275,000.00
F. Computer Hardware Equipment Replacement	\$30,000.00
G. Life Pak 15 Replacement (3 Units)	\$96,000.00
H. Replace Loader	\$220,000.00
I. Computer Server for offsite electronic storage	\$24,000.00
J. Beach Mat to provide for handicap access to Town Beach	\$25,000.00
K. Replace Boiler at Town Hall	\$125,000.00
L. Council on Aging /Recreation Building Roof Replacement (design & construction)	\$54,000.00
M. Replacement of Engines on Harbormaster Boat	\$51,000.00
N. Hydraulic Rescue Tools	\$41,000.00
O. Upgrade Town/School Phone System	\$223,000.00
P. Replace window blinds/shades at Town Hall	\$21,000.00
Q. Control Desk Radio Upgrade	\$48,000.00

Or other project that may be presented at Town Meeting.

And to meet this appropriation \$1,165,000.00 be transferred from Surplus Revenue (Free Cash), \$300,000.00 transferred from Ambulance RRA to partially fund C. Ambulance/ Stretcher Replacement, and \$25,000.00 transferred from the Waterways Fund to partially fund. M. Replacement of Engines on Harbormaster Boat, and \$100,000.00 transferred from the High School Trust Fund, and borrow \$2,175,000.00 for E. High School-Repair and Replace Southeast & Southwest Gables.

Petitioned by: Select Board and Capital Planning Committee

Select Board Recommendation: Adoption

Finance Committee Recommendation: Adoption

ARTICLE 14: WATER ENTERPRISE CAPITAL PLAN

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds \$1,148,000.00 from the Water Enterprise account to fund Capital Equipment/ Projects or take any other action relative thereto:

- | | |
|--|----------------|
| A. Utility Truck with Plow | \$73,000.00 |
| B. Repainting Sconticut Neck Water Tower | \$1,000,000.00 |
| C. Water Gate Valve Maintenance | \$75,000.00 |

Petitioned by: Board of Public Works

Select Board Recommendation:	Adoption
Finance Committee Recommendation:	Adoption

ARTICLE 15: SEWER ENTERPRISE CAPITAL PLAN

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds \$54,825,000.00 from the Sewer Enterprise account to fund Capital Equipment/ Projects or take any other action relative thereto:

- | | |
|---|-----------------|
| A. Sewer Treatment Plant Upgrade | \$50,000,000.00 |
| B. Inflow and Infiltration Prevention | \$250,000.00 |
| C. Sunset Beach Sewer Extension | \$1,000,000.00 |
| D. South St Taber St Force Main Upgrades | \$3,500,000.00 |
| E. Blower Building Roof Replacement-Treatment Plant | \$75,000.00 |

Petitioned by: Board of Public Works

Select Board Recommendation:	Adoption
Finance Committee Recommendation:	Adoption

ARTICLE 16: ROADWORK

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds a sum of monies not to cumulatively exceed \$425,000.00 in the aggregate without regard to individual line items to do the following roadwork, in the order of priority as determined by the Board of Public Works or take any other action relative thereto:

- A. Bayview Avenue - Highland Ave to Manhattan Ave, reconstruct, hard-surface, install drainage, curbing and sidewalks a distance of approximately 1325 feet.
- B. Farmfield Street - Green St to Pleasant St - reconstruct, hard-surface, install drainage, curbing and sidewalks a distance of approximately 1000 feet.

Petitioned by: Board of Public Works

Select Board Recommendation:	Adoption
Finance Committee Recommendation:	Adoption

- C. Bonney Street - Reconstruct, hard-surface and install drainage on Bonney Street from #45 Bonney westerly to the end a distance of approximately 200 feet.

Petitioned by: Board of Public Works & Sheri Bettencourt

Select Board Recommendation:	Adoption
Finance Committee Recommendation:	Adoption

ARTICLE 17: – STATE AID TO HIGHWAYS

- A. To see if the Town will vote to authorize the Board of Public Works to accept and enter into contract for the expenditure of any funds allotted or to be allotted by the Commonwealth of Massachusetts for the construction, reconstruction and improvements of Town roads, or take any other action relative thereto.
- B. To see if the Town will vote to appropriate and transfer from available funds a sum of monies for capital improvements on local roads, subject to the conditions detailed by the Massachusetts Highway Department pursuant to the M.G.L. and Transportation Department's Chapter 90 Guidelines, or to take any other action relative thereto.

Petitioned by: Board of Public Works

Select Board Recommendation: Adoption
Finance Committee Recommendation: Adoption

ARTICLE 18: FUNDING CAPITAL STABILIZATION FUND

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds, including surplus revenue (Free Cash) and reimbursement from the state for school capital projects, to be deposited in the Capital Stabilization Fund as authorized by Chapter 40, Section 5B of the General Laws, or take any other action relative thereto

Petitioned by: Town Administrator

Select Board Recommendation: Adoption
Finance Committee Recommendation: Adoption

ARTICLE 19: AMBULANCE STABILIZATION

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds a sum of monies not to cumulatively exceed \$70,000.00 to be deposited in an Ambulance Stabilization Fund as authorized by Chapter 40 Section 5B of the General Laws, or take any other action relative thereto.

Petitioned by: Fire Chief

Select Board Recommendation: Adoption
Finance Committee Recommendation: Adoption

ARTICLE 20: SOCIAL DAY CARE CENTER

To see if the Town will vote to authorize the Fairhaven Council on Aging to expend in the Fiscal Year 2023 a sum of monies not to cumulatively exceed \$175,000.00 from the Grant Account known as “Receipts Reserved for Appropriation for Fairhaven Supportive Social Day Program” for the purpose of providing a Social Day Program for Senior Citizens or take any other action relative thereto.

Petitioned by: Council on Aging

Select Board Recommendation: Adoption
Finance Committee Recommendation: Adoption

ARTICLE 21: PROPAGATION OF SHELLFISH

To see if the Town will vote to raise and appropriate, borrow or transfer an amount not to exceed \$18,000.00 from available funds for the propagation of shellfish, or take any other action relative thereto.

Petitioned by: Harbormaster/Shellfish Warden

Select Board Recommendation: Adoption
Finance Committee Recommendation: Adoption

ARTICLE 22: COMMUNITY PRESERVATION PROGRAM APPROPRIATIONS

To see if the Town will vote to appropriate or to reserve for later appropriation, and to authorize the Community Preservation Committee to expend or reserve, from the Community Preservation Fund available funds and FY23 Estimated Receipts as set forth herein, the following amounts for community preservation purposes, with such expenditures to be subject to conditions to be specified in applications and award letters from the Community Preservation Committee, with each item considered a separate appropriation:

PROPOSED FISCAL YEAR 2023 COMMUNITY PRESERVATION BUDGET	
APPROPRIATIONS	
Purpose	Recommended Amounts
Reserve for Future Appropriation	
A. Acquisition, creation, and preservation of Open Space, and its rehabilitation and restoration (FY23 Estimated Receipts)	\$65,000.00
B. Acquisition, creation, and preservation of Historic Resources, and its rehabilitation and restoration (FY23 Estimated Receipts)	\$65,000.00
C. Acquisition, creation, and preservation of Community Housing, and its rehabilitation and restoration (FY23 Estimated Receipts)	\$65,000.00
SPENDING APPROPRIATIONS	
D. Board of Public Works – Library Sidewalks (Undesignated Balance)	\$93,000.00
E. Fairhaven Historical Commission – Spring St Firehouse Renovations (Undesignated Balance)	\$18,000.00

F. Fairhaven Pickleball Association – Pickleball Courts at Livesey Park (Open Space Reserved \$90,000.00 & Undesignated Balance \$90,000.00)	\$180,000.00
G. Whitfield Manjiro Friendship Society – Whitfield Manjiro Cultural Center (Historic Resources Reserved)	\$60,000.00
ADMINISTRATIVE SPENDING APPROPRIATION	
H. To fund the Community Preservation Committee’s annual expenses as follows: Personal Service –\$2,600.00; Purchase of Services – \$3,400.00; Supplies – \$500.00; Other charges/ expenders – \$2,000.00.	\$8,500.00
Total Recommended Appropriations	\$554,500.00

And, whereas Massachusetts General Law, Chapter 44B requires that the Town appropriate for spending, or set-aside for future spending, from the fund balance at least 10% for open space, 10% for historic preservation, and 10% for community housing.

And, whereas the existing reserves and recommended appropriations for open space, historic preservation, and community housing each exceed 10% of the Community Preservation Fund Estimated Receipts.

And, whereas Town Meeting may vote to delete any of the recommended amounts.

Therefore, in the event that recommended amounts are deleted, vote to appropriate as a reserve for future spending from the FY 2023 Community Preservation Fund Estimated Receipts the minimum necessary amounts to allocate not less than 10% (\$65,000.00) for open space, not less than 10% (\$65,000.00) for historic preservation, and not less than 10% (\$65,000.00) for community housing.

or take any other action relative thereto.

Petitioned by: Community Preservation Committee

Select Board Recommendation:	Adoption
Finance Committee Recommendation:	Adoption

ARTICLE 23: REVOLVING FUNDS

To see if the Town will authorize and / or re-authorize the following Revolving Accounts under the provisions of Massachusetts General Law Chapter 44 Section 53 E ½ under the following terms:

Revolving Fund	Authorized to Spend	Revenue Source	FY23 Limit
Hazardous Materials	Fire Chief	Disposal fees/charges	\$100,000.00
Sustainability	Sustainability Committee	Fees/charges	\$10,000.00

Revolving Fund	Authorized to Spend	Revenue Source	FY23 Limit
Hoppy's Landing	Select Board and/or Town Administrator	Fees/charges from users of Hoppy's Landing	\$25,000.00
Town Hall Auditorium	Town Administrator	Town Hall auditorium rental fees	\$2,000.00
Park Utilities	Board of Public Works	User fees	\$2,000.00
(NEW) Shellfish Mitigation	Marine Resources	Mitigation fees	\$25,000.00
Mooring Fees	Marine Resources	Mooring fees	\$2,000.00
Mattress Recycling	Board of Health	Fees from mattress disposal	\$1,000.00
Hoarding Remediation	Board of Health	Revenue from textile recovery boxes	\$1,000.00
Wellness	Wellness Committee	Fees, BCBS reimbursements, vendors	\$2,500.00

Or take any other action relative thereto:

Petitioned by: Town Administrator

Select Board Recommendation: Adoption
 Finance Committee Recommendation: Adoption

ARTICLE 24: FUND LABOR CONTRACTS

To see if the town will vote to fund contracts for the clerical, police, dispatchers, fire, highway, water and sewer unions or take any other action relative thereto:

- A. Clerical Union
- B. Police Union
- C. Dispatchers Union
- D. Fire Union
- E. Highway Union
- F. Water Union
- G. Sewer Union

Petitioned by: Town Administrator

Select Board Recommendation: To be Made at Town Meeting
 Finance Committee Recommendation: To be Made at Town Meeting

ARTICLE 25: RETIREMENT COLA

To see if the Town will vote to accept an increase of the COLA base for retirees beginning July 1, 2022 from \$14,000.00 to \$15,000.00 consistent with the provision of Chapter 188,

Section 19, of the Acts of 2010. For a total authorization of \$64,041.00 or take any other action relative action thereto.

Petitioned by: Retirement Board

Select Board Recommendation: Adoption
Finance Committee Recommendation: Adoption

ARTICLE 26: ADDITIONAL FUNDS TO SUPPLEMENT ARTICLE 16B FROM THE OCTOBER 20, 2020 MEETING-WATER DEPT VAN

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds \$12,500.00 from the Water Enterprise Retained Earnings to fund Water Department Van, or take any other action relative thereto:

Petitioned by: Board of Public Works

Select Board Recommendation: Adoption
Finance Committee Recommendation: Adoption

ARTICLE 27: AMEND CHAPTER 194 STORM MANAGEMENT - EROSION AND SEDIMENT

To see if the Town will vote to amend Chapter 194 Stormwater Management, Illicit Discharge, Soil Erosion, Sediment Control or take any other action relative thereto:

**CHAPTER 194
STORMWATER MANAGEMENT, ILLICIT DISCHARGE, SOIL EROSION,
SEDIMENT CONTROL BY-LAW**

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ARTICLE I – GENERAL PROVISIONS

SECTION 1. Purpose

- A. The purpose of this bylaw is to protect the public health, safety, and general welfare of the residents of the Town of Fairhaven, and to protect Fairhaven’s natural resources, water bodies, groundwater, and environment by regulating illicit connections and discharges to the storm drain system and controlling the adverse effects of construction site stormwater runoff and post-construction runoff. Increased and contaminated stormwater runoff associated with developed land uses and the accompanying increase in impervious surface are major causes of impairment of water quality and flow in lakes, ponds, streams, rivers, wetlands, and groundwater. The harmful impacts of illicit discharge, soil erosion, and sedimentation are:
- 1) Impairment of water quality and flow in lakes, ponds, streams, rivers, wetlands, groundwater and drinking water supplies;
 - 2) Contamination of drinking water supplies;
 - 3) Contamination of downstream coastal areas;
 - 4) Erosion of stream channels and downstream coastal areas;
 - 5) Alteration or destruction of aquatic and wildlife habitat;
 - 6) Overloading or clogging of municipal stormwater management systems; and
 - 7) Flooding.
- B. The objectives of this bylaw are:
- 1) Protect water resources;
 - 2) Protect groundwater and surface water from degradation;
 - 3) Promote infiltration and the recharge of groundwater;
 - 4) Comply with state and federal statutes and regulations relating to stormwater discharges including total maximum daily load requirements;
 - 5) To prevent pollutants from entering the Town’s municipal separate storm sewer system (MS4) and reduce or eliminate pollutants entering the Town’s MS4 from existing uses;
 - 6) To prohibit illicit connections and unauthorized discharges to the MS4 and require their removal;
 - 7) To establish minimum construction and post construction stormwater management standards and design criteria for the regulation and control of stormwater runoff quantity and quality;
 - 8) To establish provisions for the long-term responsibility for, and maintenance of, structural stormwater control facilities and nonstructural stormwater management practices to ensure that they continue to function as designed, are

- maintained, and pose no threat to public safety; and
- 9) To ensure compliance with the provisions of this bylaw through inspection, monitoring, and enforcement.

SECTION 2. Definitions

APPLICANT: Any person, individual, partnership, association, firm, company, corporation, trust, authority, agency, department, or political subdivision, of the Commonwealth or the Federal government to the extent permitted by law requesting a Land Disturbance Permit for proposed land-disturbance activity.

BEST MANAGEMENT PRACTICES (BMPs): An activity, procedure, restraint, or structural improvement that helps to reduce the quantity of or improve the quality of stormwater runoff. Schedules of activities, prohibitions of practices, general good housekeeping practices, pollution prevention and educational practices, maintenance procedures, and other management practices to prevent or reduce the discharge of pollutants directly or indirectly to stormwater, receiving waters, or stormwater conveyance systems. BMPs also include treatment practices, operating procedures, and practices to control site runoff, spillage or leaks, sludge or water disposal, or drainage from raw materials storage.

CLEAN WATER ACT: The Federal Water Pollution Control Act (33 U.S.C. § 1251 et seq.) as hereafter amended.

DEVELOPMENT: The modification of land to accommodate a new use or expansion of use, usually involving construction.

DISCHARGE OF POLLUTANTS: The addition from any source of any pollutant or combination of pollutants into the municipal storm drain system or into the waters of the United States or Commonwealth from any source.

DISTURBANCE OF LAND: Any action that causes a change in the position, location, or arrangement of soil, sand, rock, gravel or similar earth material.

EROSION: The wearing away of the land surface by natural or artificial forces such as wind, water, ice, gravity, or vehicle traffic and the subsequent detachment and transportation of soil particles.

EROSION AND SEDIMENTATION CONTROL PLAN: A document containing a narrative, drawings and details developed by a qualified professional engineer (PE) or a Certified Professional in Erosion and Sedimentation Control (CPESC), which includes best management practices, or equivalent measures designed to control surface runoff and erosion and sedimentation during pre-construction and construction related land disturbance activities.

GROUNDWATER: Water beneath the surface of the ground.

ILLICIT CONNECTION: A surface or subsurface drain or conveyance which allows an illicit discharge into the municipal storm drain system, including without limitation sewage, process wastewater, or wash water, and any connections from indoor drains, sinks, or toilets, regardless of whether said connection was previously allowed, permitted, or approved before the effective date of the Stormwater Management Bylaw.

ILLCIT DISCHARGE: Direct or indirect discharge to the municipal storm drain system that is not composed entirely of stormwater, except as exempted in Article II §D (2). The term does not include a discharge in compliance with an NPDES stormwater discharge permit or resulting from fire-fighting activities exempted pursuant to Article II §D(1) of the Stormwater Management Bylaw.

IMPERVIOUS SURFACE: Any material or structure on or above the ground that prevents water from infiltrating the underlying soil. "Impervious surface" includes without limitation roads, paved parking lots, sidewalks, and rooftops.

IMPOUNDMENT: A stormwater pond created by either constructing an embankment or excavating a pit which retains a temporary or permanent pool of water.

INFILTRATION: The act of conveying surface water into the ground to permit groundwater recharge and the reduction of stormwater runoff from a project site.

LAND-DISTURBING ACTIVITY or LAND DISTURBANCE: Any activity that causes a change in the position or location of soil, sand, rock, gravel, or similar earth material. This includes, but is not limited to, clearing, grubbing, grading, digging, cutting, excavation of soil, or placement of fill.

LAND USE OF HIGHER POTENTIAL POLLUTANT LOAD (LUHPPL): Land uses or activities with higher potential pollutant loadings, as defined in the Massachusetts Stormwater Management Standards such as auto salvage yards, auto fueling facilities, fleet storage yards, commercial parking lots with high intensity use, road salt storage areas, commercial nurseries and landscaping, outdoor storage and loading areas of hazardous substances or marinas.

MASSACHUSETTS STORMWATER MANAGEMENT STANDARDS: The Standards issued by the Department of Environmental Protection, and as amended, that coordinates the requirements prescribed by state regulations promulgated under the authority of the Massachusetts Wetlands Protection Act G.L. c. 131 §. 40 and Massachusetts Clean Waters Act G.L. c. 21, §. 23-56. The Standards address stormwater impacts through implementation of performance standards to reduce or prevent pollutants from reaching water bodies and control the quantity and quality of runoff from a site.

MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) or MUNICIPAL STORM DRAIN SYSTEM: The system of conveyances designed or used for collecting or conveying stormwater, including any road with a drainage system, street, gutter, curb, inlet, piped storm drain, pumping facility, retention or detention basin, natural or man-made or altered drainage channel, reservoir, and other drainage structure that together comprise the storm drainage system owned or operated by the Town of Fairhaven.

NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) STORMWATER DISCHARGE PERMIT: A permit issued by United States Environmental Protection Agency or jointly with the Commonwealth of Massachusetts that authorizes the discharge of pollutants to waters of the United States.

NONSTORMWATER DISCHARGE: Discharge to the municipal storm drain system not composed entirely of stormwater.

OPERATION AND MAINTENANCE PLAN: A plan setting up the functional, financial and organizational mechanisms for the ongoing operation and maintenance of a stormwater management system to ensure that it continues to function as designed.

OUTFALL: The point at which stormwater flows out from a point source into waters of the Commonwealth.

OWNER: A person with a legal or equitable interest in property.

PERSON: An individual, partnership, association, firm, company, trust, corporation, agency, authority, department or political subdivision of the Commonwealth or the federal government, to the extent permitted by law, and any officer, employee, or agent of such person.

POINT SOURCE: Any discernible, confined, and discrete conveyance, including but not limited to, any pipe, ditch, channel, tunnel, conduit, well, discrete fissure, or container from which pollutants are or may be discharged.

PRE-CONSTRUCTION: All activity in preparation for construction.

POLLUTANT: Any element or property of sewage, agricultural, industrial or commercial waste, runoff, leachate, heated effluent, or other matter, whether originating at a point or nonpoint source, that is considered toxic or detrimental to humans or the environment and is or may be introduced into any storm sewer, water works or waters of the commonwealth. Pollutants shall include but are not limited to:

- a) Paints, varnishes, and solvents;
- b) Oil and other automotive fluids;
- c) Nonhazardous liquid and solid wastes and yard wastes;
- d) Refuse, rubbish, garbage, litter, or other discarded or abandoned objects, ordinance, accumulations and floatables;
- e) Pesticides, herbicides, and fertilizers;
- f) Hazardous materials and wastes;
- g) Sewage, fecal coliform and pathogens;
- h) Dissolved and particulate metals;
- i) Animal wastes;
- j) Rock; sand; salt; soils;
- k) Construction wastes and residues; and
- l) Noxious or offensive matter of any kind.

RECHARGE: The process by which groundwater is replenished by precipitation through the percolation of runoff and surface water through the soil.

REDEVELOPMENT: Development, rehabilitation, expansion, demolition or phased projects that disturb the ground surface on previously developed sites.

RUNOFF: Rainfall, snowmelt, or irrigation water flowing over the ground surface.

SEDIMENT: Mineral or organic soil material that is transported by wind or water, from its origin to another location; the product of erosion processes.

SEDIMENTATION: The process or act of deposition of sediment.

SITE: Any lot or parcel of land or area of property where land-disturbing activities are, were, or will be performed.

SLOPE: The incline of a ground surface expressed as a ratio of horizontal distance to vertical distance.

SOIL: Any earth, sand, rock, gravel, or similar material.

STABILIZATION: The use, singly or in combination, of mechanical, structural, or vegetative methods, to prevent or retard erosion.

STORMWATER: Runoff from precipitation or snow melt and surface water runoff and drainage.

STORMWATER AUTHORITY: Town of Fairhaven Conservation Commission or its authorized agent(s).

STORMWATER MANAGEMENT PLAN (SWMP): A plan required as part of the application for a Land Disturbance Permit.

TOXIC OR HAZARDOUS MATERIAL OR WASTE: Any material which, because of its quantity, concentration, chemical, corrosive, flammable, reactive, toxic, infectious or radioactive characteristics, either separately or in combination with any substance or substances, constitutes a present or potential threat to human health, safety, welfare, or to the environment. Toxic or hazardous materials include any synthetic organic chemical, petroleum product, heavy metal, radioactive or infectious waste, acid and alkali, and any substance defined as “toxic” or “hazardous” under MGL c. 21C and c. 21E, and the regulations at 310 CMR 30.000 and 310 CMR 40.0000.

WASTEWATER: Any sanitary waste, sludge, or septic tank or cesspool overflow, and water that during manufacturing, cleaning or processing comes into direct contact with or results from the production or use of any raw material, intermediate product, finished product, by-product or waste product.

WATERCOURSE: A natural or man-made channel through which water flows or a stream of water, including a river, brook or underground stream.

WATERS OF THE COMMONWEALTH: All waters within the jurisdiction of the Commonwealth, including, without limitation, rivers, streams, lakes, ponds, vernal pools, springs, impoundments, estuaries, wetlands, coastal waters, and groundwater.

WETLANDS: As specifically defined in the Massachusetts Wetlands Protection Act and Fairhaven Wetlands Bylaw but generally include tidal and non-tidal areas characterized by saturated or nearly saturated soils most of the year that are located between terrestrial (land-based) and aquatic (water) environments, including freshwater marshes around ponds and channels (rivers and streams), brackish and salt marshes; common names include marshes, swamps & bogs.

SECTION 3. Authority

This bylaw is adopted under authority granted by the Home Rule Amendment of the Massachusetts Constitution, the home rule statutes, and the regulations of the Federal Clean Water Act found at 40 CFR 122.34.

SECTION 4. Responsibility for administration

- A. The Stormwater Authority shall administer, implement and enforce this bylaw. Any powers granted to or duties imposed upon the Stormwater Authority may be delegated in writing by Stormwater Authority to any employees or agents of the Town.

SECTION 5. Waivers

- A. Following a public hearing in accordance with the Stormwater Regulations on a waiver request, the Stormwater Authority may waive strict compliance with any requirement of this bylaw or the rules and regulations promulgated hereunder, where:
- 1) such action is allowed by federal, state and local statutes and/or regulations; and
 - 2) is in the public interest; and
 - 3) is not inconsistent with the purpose and intent of this bylaw.
- B. Any applicant may submit a written request to be granted such a waiver. Such a request shall be accompanied by an explanation or documentation supporting the waiver request and demonstrating that strict application of the bylaw does not further the purposes or objective of this bylaw.
- C. If in the Stormwater Authority's opinion, additional time or information is required for review of a waiver request, the Stormwater Authority may continue a hearing to a certain date announced at the meeting. In the event the applicant objects to a continuance, or fails to provide requested information, the waiver request shall be denied.

SECTION 6. Compliance with EPAs General Permit for MS4s in Massachusetts

This bylaw is intended to further the objectives of and to act in concert with any existing federal, state or local laws concerning storm water discharges in the Town of Fairhaven, including but not limited to the requirements of the United States Environmental Protection Agency's most recent General Permit for MS4s, and nothing in this bylaw is intended to limit or restrict the authority of any board, commission or officer of the Town to act in accordance with any federal, state and local laws within their jurisdiction, and in the event of a conflict, the more stringent requirements will control.

SECTION 7. Regulations

The Stormwater Authority may adopt, and periodically amend, regulations, rules and/or written guidance relating to the terms, conditions, definitions, enforcement, fees, procedures and administration of this Stormwater Bylaw by majority vote after conducting a public hearing to receive comments. Such hearing shall be advertised in a newspaper of general local circulation, once in each of two successive weeks, the first publication being at least fourteen (14) days prior to the hearing date. Failure of the Stormwater Authority to issue such rules, or regulations, or a legal declaration of their invalidity by a court, shall not act to suspend or invalidate the effect of this Bylaw.

Such regulations, rules or guidance may include without limitation, provisions for the establishment of one or more categories of administrative review approvals for specific types or sizes of projects. Administrative review applications that meet all the standard requirements may be issued by one or more agents designated in writing by the Stormwater Authority, without the requirement for a public hearing as detailed in Article III of this bylaw. Administrative review approval shall comply with all other provisions of this Bylaw.

SECTION 8. Severability

The provisions of this bylaw are hereby declared to be severable. If any provision, paragraph, sentence, or clause of this bylaw or the application thereof to any person, establishment, or circumstances shall be held invalid, such invalidity shall not affect the other provisions or application of this bylaw.

ARTICLE II – DISCHARGES TO THE MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4)

SECTION 1. Applicability

Article II of this bylaw shall apply to all discharges of water entering the municipally owned storm drainage system or going, directly or indirectly, into a watercourse, or into the waters of the Commonwealth, that is generated on any developed or undeveloped lands except as explicitly exempted in this bylaw or where the Stormwater Authority has issued a waiver in accordance with Article I Section 5. The Stormwater Authority designates the Fairhaven Department of Public Works as the enforcing agency for Article II of this Bylaw.

SECTION 2. Prohibited Activities; Exemptions.

- A. Illicit discharges. No person shall dump, discharge, spill, cause or allow to be discharged any pollutant or non-stormwater discharge into the municipal separate storm sewer system (MS4), onto an impervious surface directly connected to the MS4, or, directly or indirectly, into a watercourse, or into the waters of the Commonwealth.
- B. Illicit connections. No person shall construct, use, allow, maintain or continue any illicit connection to the municipal storm drain system, regardless of whether the connection was permissible under applicable law, regulation or custom at the time of connection.
- C. Obstruction of municipal storm drain system. No person shall obstruct or interfere with the normal flow of stormwater into or out of the municipal storm drain system without prior written consent from the Stormwater Authority or its designee.
- D. Exemptions.
 - 1) Discharge or flow resulting from fire-fighting activities.
 - 2) The following non-stormwater discharges or flows are exempt from the prohibition of non-stormwaters provided that the source is not a significant contributor of a pollutant to the municipal storm drain system or, directly or indirectly, into a watercourse, or into the waters of the Commonwealth:
 - (a) Waterline flushing;

- (b) Flow from potable water sources, with the exception of landscape irrigation and lawn watering;
- (c) Springs;
- (d) Natural flow from riparian habitats and wetlands;
- (e) Diverted stream flow;
- (f) Rising groundwater;
- (g) Uncontaminated groundwater infiltration as defined in 40 CFR 35.2005(20), or uncontaminated pumped groundwater (e.g. sump pump), provided that where a pump intake exists inside a structure, the operator seeks a permit from the Stormwater Authority prior to discharge and thereafter discharges in accordance with the requirements of the permit and applicable laws and regulations to be issued by the Stormwater Authority;
- (h) Water from exterior foundation drains, footing drains (not including active groundwater dewatering systems), crawl space pumps, or air-conditioning condensation;
- (i) Discharge from dechlorinated swimming pool water (less than one ppm chlorine) provided the water is allowed to stand for one week prior to draining and the pool is drained in such a way as not to cause a nuisance;
- (j) Discharge from street sweeping;
- (k) Dye testing, provided verbal notification is given to the Stormwater Authority and the Department of Public Works prior to the time of the test;
- (l) Non-stormwater discharge permitted under an NPDES permit, waiver, or waste discharge order administered under the authority of the United States Environmental Protection Agency, provided that the discharge is in full compliance with the requirements of the permit, waiver, or order and applicable laws and regulations; and
- (m) Discharge for which advanced written approval has been received from the Stormwater Authority as necessary to protect public health, safety, welfare or the environment.

SECTION 3. Additional Prohibited Pollutants

Pet Waste: Dog feces is a major component of stormwater pollution; it shall be the duty of each person who owns, possesses, or controls a dog to remove and properly dispose of any feces left by the dog on any public or private property neither owned nor occupied by said person. It is prohibited to dispose of dog feces in any public or private storm drain, catch basin, wetland, or water body or on any paved or impervious surface. Persons walking dogs must carry with them a device designed to dispose of dog feces including, but not limited to, a plastic bag or “pooper scooper.” For specific requirements and penalties for violations see Chapter 87 Section 10 “Sanitary disposal of dog excrement”.

SECTION 4. Emergency Suspension of Storm Drainage System Access

The Stormwater Authority or the Department of Public Works may suspend municipal storm drain system access to any person or property without prior written notice when such suspension is necessary to stop an actual or threatened discharge of pollutants that present imminent risk of harm to the public health, safety, welfare or the environment. In the event any person fails to comply with an emergency suspension order, the Stormwater

Authority or the Department of Public Works may take all reasonable steps to prevent or minimize harm to the public health, safety, welfare or the environment.

SECTION 5. Notification of Spills

Notwithstanding other requirements of local, state or federal law, as soon as a person responsible for a facility or operation, or responsible for emergency response for a facility or operation, has information of or suspects a release of materials at that facility or operation resulting in or which may result in discharge of pollutants to the municipal drainage system or waters of the Commonwealth, the person shall take all necessary steps to ensure containment and cleanup of the release. In the event of a release of oil or hazardous materials, the person shall immediately notify the Municipal Fire and Police Departments. In the event of a release of nonhazardous material, the reporting person shall notify the authorized enforcement agency no later than the next business day. The reporting person shall provide to the Stormwater Authority and the Department of Public Works written confirmation of all telephone, facsimile or in-person notifications within three business days thereafter. If the discharge of prohibited materials is from a commercial or industrial facility, the facility owner or operator of the facility shall retain on site a written record of the discharge and the actions taken to prevent its recurrence. Such records shall be retained for at least three years.

SECTION 6. Enforcement

The Stormwater Authority or its authorized agent shall enforce this bylaw, and any associated regulations, orders, violation notices, and enforcement orders and may pursue all civil and criminal remedies for such violations. The Town may enforce this Bylaw or enjoin violations thereof through any lawful process, and the election of one remedy by the Town shall not preclude enforcement through any other lawful means.

- A. Civil relief. If a person violates the provisions of this bylaw, or any associated regulations, permit, notice, or order issued thereunder, the Stormwater Authority may seek injunctive relief in a court of competent jurisdiction restraining the person from activities which would create further violations or compelling the person to perform abatement or remediation of the violation.
- B. Orders.
 - 1) The Stormwater Authority or its authorized agent or designee may issue a written order to enforce the provisions of this bylaw or any regulations thereunder, which may include:
 - (a) Elimination of illicit connections or discharges to the MS4;
 - (b) Performance of monitoring, analyses, and reporting;
 - (c) That unlawful discharges, practices, or operations shall cease and desist;
 - (d) That measures shall be taken to minimize the discharge of pollutants until such time as the illicit connection shall be eliminated; and
 - (e) Remediation of contamination in connection therewith.
 - 2) Said orders shall specify a deadline by which the required action shall be completed and the Stormwater Authority or its designee may further advise that, should the violator or property owner fail to perform the required action or remediation within the specified deadline, the Town may, at its option, undertake such work,

at the owner and/or violator's sole costs and expense, that it deems necessary to protect public health, safety and welfare.

- 3) Within 60 days after completing all measures necessary to abate the violation or to perform remediation, the violator and the property owner will be notified of the costs incurred by the Town, including administrative costs. The violator or property owner may file a written protest objecting to the amount or basis of costs with the Stormwater Authority within 30 days of receipt of the notification of the costs incurred. If the amount due is not received by the expiration of the time in which to file a protest or within 30 days following a decision of the Stormwater Authority affirming or reducing the costs, or from a final decision of a court of competent jurisdiction, the costs shall become a special assessment against the property owner and shall constitute a lien on the owner's property for the amount of said costs. Interest shall begin to accrue on any unpaid costs at the statutory rate provided in MGL c. 59, § 57 after the 31st day at which the costs first become due.
- C. Criminal Penalty. Any person who violates any provision of this bylaw, regulation, order or permit issued thereunder may be penalized by indictment or on complaint brought in a court of competent jurisdiction. Except as may be otherwise provided by law and as the court may see fit to impose, the maximum penalty for each violation or offense shall be \$300. Each day or part thereof that such violation occurs or continues shall constitute a separate offense. If more than one, each condition violated shall constitute a separate offense.
- D. Non-Criminal Disposition. Any person who violates any provision of this bylaw, regulation, order or permit issued thereunder may be penalized by non-criminal disposition as set forth in MGL c. 40, § 21D and in the Bylaws of the Town of Fairhaven, Chapter 1 Section 6: Noncriminal disposition of violations. Each day or part thereof that such violation occurs or continues shall constitute a separate offense. If more than one, each condition violated shall constitute a separate offense.
- E. Entry to perform duties under this bylaw. To the extent permitted by law, or if authorized by the owner or other party in control of the property, the Stormwater Authority, its agents, officers, and employees may enter upon privately owned property for the purpose of performing their duties under this bylaw and regulations and may make or cause to be made such examinations, surveys or sampling as the Stormwater Authority deems reasonably necessary.
- F. Appeals. The decisions or orders of the Stormwater Authority shall be final. Further relief shall be to a court of competent jurisdiction.

SECTION 7. Transitional Provisions

Residential property owners with illicit discharges, connections and/or obstructions to the MS4 shall have a period of 60 days from the effective date of this bylaw to remove such discharges, connections and/or obstructions, unless immediate removal is required for the protection of public health, safety, welfare or the environment. The Stormwater Authority may extend the time for compliance by regulation or by waiver in accordance with Section 6 of this Bylaw.

ARTICLE III – STORMWATER MANAGEMENT AND LAND DISTURBANCE

SECTION 1. Applicability

- A. Article III of this Bylaw shall apply to all activities that result in disturbance of 20,000 square feet of land or more that drains to the municipal separate storm sewer system (MS4). Except as authorized by the Stormwater Authority or as otherwise provided in this Bylaw, no person shall perform any activity that results in disturbance of 20,000 square feet of land or more. A Land Disturbance Permit is required for disturbance of greater than 20,000 square feet of land or for a proposed use that is listed as a land use of higher potential pollutant loads as defined in the Massachusetts Stormwater Management Standards.
- B. Exemptions:
- 1) Maintenance of existing landscaping, gardens or lawn areas associated with a single family dwelling conducted in such a way as not to cause a nuisance;
 - 2) Construction of fencing that will not substantially alter existing terrain or drainage patterns;
 - 3) Construction of utilities other than drainage (gas, water, sewer, electric, telephone, etc.) which will not alter terrain or drainage patterns or result in discharge of sediment to the MS4;
 - 4) Normal maintenance and improvement of land in agricultural or aquacultural use; and
 - 5) Disturbance or redevelopment of land that is subject to jurisdiction under the Wetlands Protection Act that demonstrate compliance with the Massachusetts Stormwater Management Standards and the Town of Fairhaven Stormwater Management Regulations as reflected in a valid Order of Conditions issued by the Conservation Commission.
 - 6) The Stormwater Authority is authorized to enact regulations to effectuate the purposes of this bylaw, including but not limited to regulations outlining the application requirements for review specified in Section A hereof. Any person that fails to follow the requirements of a Land Disturbance Permit and the related Erosion and Sedimentation Control Plan, and Operations and Maintenance Plan issued under the Stormwater Management Regulations shall be in violation of the Town of Fairhaven Bylaws.

SECTION 2. Approval and/or Permit

An applicant seeking an approval and/or permit shall file an appropriate application with the Stormwater Authority in a form and containing information as specified in this bylaw and in regulations adopted by the Stormwater Authority. Approval or permit must be obtained prior to the commencement of land disturbing or redevelopment activity based on thresholds described in the Stormwater Management Regulations.

SECTION 3. Entry

Entry to perform duties under this bylaw. To the extent permitted by law, or if authorized by the owner or other party in control of the property, the Stormwater Authority, its agents, officers, and employees may enter upon privately owned property for the purpose of performing their duties under this bylaw and regulations and may make or cause to

be made such examinations, surveys or sampling as the Stormwater Authority deems reasonably necessary.

SECTION 4. Inspection and Site Supervision

The Stormwater Authority or its designated agent shall make inspections of the work subject to this Bylaw to determine compliance with the Bylaw and regulations and orders of the Stormwater Authority.

SECTION 5. Surety

The Stormwater Authority may require the applicant to post before the start of land disturbance or construction activity, a surety bond, irrevocable letter of credit, cash, or other acceptable security. The form of the bond shall be approved by the Stormwater Authority and be in an amount deemed sufficient by the Stormwater Authority to ensure that the work will be completed in accordance with the permit. If the project is phased, the Stormwater Authority may release part of the bond as each phase is completed in compliance with the permit.

SECTION 6. Final Reports

Land Disturbance Permit: Upon completion of work, the applicant shall submit a Final Report, including a topographical as-built plan stamped by a MA Professional Land Surveyor (PLS) and a MA Registered Professional Engineer (P.E.) as applicable, certifying that the site has been developed in substantial compliance with the approved plan including all permanent erosion control devices, stormwater management facilities and, and any approved changes and modifications. Any discrepancies from the approved plan should be noted in the cover letter. The final report shall also include documentation to verify the stormwater management system has been properly operated and maintained in accordance with the approved O&M Plan. discrepancies shall be noted in the cover letter.

SECTION 7. Enforcement

The Stormwater Authority or its authorized agent shall enforce this bylaw, and any associated regulations, orders, violation notices, and enforcement orders and may pursue all civil and criminal remedies for such violations. The Town may enforce this Bylaw or enjoin violations thereof through any lawful process, and the election of one remedy by the Town shall not preclude enforcement through any other lawful means.

- A. Civil relief. If a person violates the provisions of this bylaw, or any associated regulations, permit, notice, or order issued thereunder, the Stormwater Authority may seek injunctive relief in a court of competent jurisdiction restraining the person from activities which would create further violations or compelling the person to perform abatement or remediation of the violation.
- B. Orders. The Stormwater Authority or its authorized agent may issue a written order to enforce the provisions of this bylaw or any regulations thereunder, which may include:
 - 1) A requirement to cease and desist from the land-disturbing activity until there is compliance with the bylaw and provisions of the Land Disturbance Permit
 - 2) Maintenance, installation or performance of additional erosion and sediment

control measures;

3) Monitoring, analyses, and reporting

4) Remediation of erosion and sedimentation resulting directly or indirectly from the land-disturbing activity.

Said orders shall specify a deadline by which the required action shall be completed and the Stormwater Authority or its designee may further advise that, should the violator or property owner fail to perform the required action or remediation within the specified deadline, the Town may, at its option, undertake such work, at the owner and/or violator's sole cost and expense, that it deems necessary to protect public health, safety and welfare.

- C. Within thirty (30) days after completing all measures necessary to abate the violation or to perform remediation, the violator and the property owner will be notified of the costs incurred by the Town, including administrative costs. The violator or property owner may file a written protest objecting to the amount or basis of costs with the Stormwater Authority within thirty (30) days of receipt of the notification of the costs incurred. If the amount due is not received by the expiration of the time in which to file a protest or within thirty (30) days following a decision of the Stormwater Authority affirming or reducing the costs, or from a final decision of a court of competent jurisdiction, the cost shall become a special assessment against the property owner of said costs. Interest shall begin to accrue on any unpaid costs at the statutory rate provided in G.L. Chapter 59, s 57 after the thirtieth (30) day at which the costs first become due.
- D. Criminal Penalty. Any person who violates any provision of this bylaw, regulation, permit, approval or order issued there under, may be penalized by indictment or on complaint brought in a court of competent jurisdiction. Except as may be otherwise provided by law and as the court may see fit to impose, the maximum penalty for each violation or offense shall be three hundred dollars (\$300). Each day such violation occurs or continues shall constitute a separate offense. If more than one, each condition violated shall constitute a separate offense.
- E. Non-Criminal Disposition. Any person who violates any provision of this bylaw, regulation, order or permit issued thereunder may be penalized by non-criminal disposition as an alternative to criminal prosecution or civil action, the Town of Fairhaven may elect to utilize the non-criminal disposition procedure set forth in MGL c. 40, § 21D and in the Bylaws of the Town of Fairhaven, Chapter 1 Section 6: Noncriminal disposition of violations. Each day or part thereof that such violation occurs or continues shall constitute a separate offense. If more than one, each condition violated shall constitute a separate offense.
- F. Appeals. The decisions or orders of the Stormwater Authority shall be final. Further relief shall be to a court of competent jurisdiction.

Petitioned by: Board of Public Works

Select Board Recommendation:

Adoption

Finance Committee Recommendation:

Yield to Petitioner

ARTICLE 28: TREE WARDEN FROM ELECTED TO APPOINTED

To see if the Town will vote to amend the Town of Fairhaven By-Laws by adding the following section:

The Tree Warden shall be appointed by the Town Administrator with the approval of the Select Board, and shall exercise the duties of Tree Warden and of insect pest control. Such Tree Warden shall be qualified by training and experience in the field of arboriculture and licensed with the Department of Food and Agriculture in accordance with the provisions of section ten of chapter one hundred and thirty-two B of the general laws. The term of such appointment shall be for three years.

Petitioned by: Board of Public Works

Select Board Recommendation:	Adoption
Finance Committee Recommendation:	Yield to Petitioner

ARTICLE 29: AMEND BPW BY-LAW SOLID WASTE & RECYCLING

To see if the town will vote to add a section to the Town of Fairhaven By-laws or to take any other action relative thereto:

- a. Customers shall place solid waste and recycling curbside prior to 7:00 am on the designated collection day but no earlier than 5:00 pm on the day prior to the designated collection day.
- b. Customers shall remove all acceptable solid waste containers from the public layout (street or sidewalk) as soon as practicable or, in any event, no later than 5:00 pm on the designated collection day for the area.

Petitioned by: Board of Public Works

Select Board Recommendation:	Adoption
Finance Committee Recommendation:	Yield to Petitioner

ARTICLE 30: TOWN HALL REPAIRS

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds \$16,000.00 Surplus Revenue (Free Cash) to do the following projects, or take any other action relative thereto:

- A. Replace Curved Windows \$8,000.00
- B. Repair Clock Gears \$8,000.00

Petitioned by: Board of Public Works

Select Board Recommendation:	Adoption
Finance Committee Recommendation:	Adoption

ARTICLE 31: PROPAGATION OF SHELLFISH – DISTURBED BY DREDGING—FY22

To see if the Town will vote to transfer an amount not to exceed \$23,396.00 from Shellfish Mitigation Fees for the propagation of shellfish, or take any other action relative thereto.

Petitioned by: Harbormaster/Shellfish Warden

Select Board Recommendation: Adoption
Finance Committee Recommendation: Adoption

ARTICLE 32: UPDATE GENERAL PROVISIONS OF BYLAW, SECTION 1-6, NONCRIMINAL DISPOSITION OF VIOLATIONS

To see if the Town will vote to amend Chapter 1 General Provisions Section 1-6 Noncriminal disposition of violations D, in addition to police officers, who shall in all cases be considered enforcing persons for the purpose of this section, the following officers of the Town shall be enforcing persons with respect to the following enumerated bylaws, rules and regulations. The penalties set forth shall apply to a violation of each of the enumerated bylaws, rules and regulations. (12) Wetlands (Chapter 192).

- A. Enforcing person(s): the Chair of the Conservation Commission or the Commission's Agent
- B. Fines: \$300.00 for each offense. Each day or portion thereof during which a violation continues shall constitute a separate offense, and each provision of the bylaw, regulations, or permit violated shall constitute a separate offense.

Petitioned by: Conservation & Sustainability

Select Board Recommendation: Adoption
Finance Committee Recommendation: Yield to Petitioner

ARTICLE 33: CLIMATE CHANGE VULNERABILITY ASSESSMENT GRANT MATCH

To see if the Town will vote to appropriate \$10,000.00 Surplus Revenue (Free Cash) as a local match for a state grant to conduct a town-wide coastal vulnerability and risk assessment of municipal infrastructure and natural resources considering exposure to sea level rise and coastal storms.

Petitioned by: Conservation & Sustainability

Select Board Recommendation: Adoption
Finance Committee Recommendation: Adoption

ARTICLE 34: MUNICIPAL LIGHT PLANT

To see if the town will vote pursuant to M.G.L. C.164 Sec.36 to acquire a municipal light plant and to authorize such plant to construct, purchase or lease, and maintain such facilities as may be necessary for the distribution or the operation of a telecommunications system for municipal use or for the use of its customers, pursuant to M.G.L. C.164 Sec.47E, or as otherwise authorized by law, or to take any other action thereto:

Petitioned by: Broadband Study Committee

Select Board Recommendation: Adoption
Finance Committee Recommendation: Yield to Petitioner

ARTICLE 35: MUNICIPAL LIGHT PLANT

To see if the Town will vote to petition the General Court for the passage of special enabling legislation authorizing the Town to authorize, issue and sell revenue bonds to finance the development of telecommunications facilities, fund any necessary reserves, pledge revenues from the operation of telecommunications facilities and all costs associated therewith, which special enabling legislation shall be in the following form subject to such changes as the General Court shall recommend and the Select Board shall approve; or to take any other action relative thereto.

AN ACT RELATIVE TO THE ISSUANCE OF REVENUE BONDS FOR THE CONSTRUCTION AND RECONSTRUCTION OF TELECOMMUNICATIONS FACILITIES BY THE TOWN OF FAIRHAVEN.

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

SECTION 1. Notwithstanding the provisions of any general or special law to the contrary, the town of Fairhaven, when authorized by a two thirds vote as defined in Section one of Chapter forty-four, may borrow money by the issue of its revenue bonds to pay costs of designing, engineering, constructing and reconstructing telecommunications facilities, which revenue bonds shall be payable from rates and charges collected by the Town for the provision of telecommunications services, acting through its Municipal Light Board. Such project costs may include all costs, whether incurred prior to or after the issue of bonds or notes hereunder, of acquisition, site development, construction, improvement, enlargement, reconstruction, alteration, machinery, equipment, furnishings, demolition or removal of existing buildings or structures, including the cost of acquiring any lands to which such buildings or structures may be moved, financing charges, interest prior to and during the carrying out of any project and for a reasonable period thereafter, planning, engineering, finance advisory and legal services, administrative expenses, the funding of notes issued for project costs as hereinafter provided, such reserves for debt service or other capital or current expenses as may be required by a trust agreement or resolution securing notes or bonds, and all other expenses incidental to the determination of the feasibility of any project or to carrying out the project or to placing the project in operation. Any bonds or notes issued pursuant to this act shall not be subject to the limitation on indebtedness set forth in section 10 of Chapter 44 of the General Laws.

SECTION 2. The bonds of each issue shall mature at a time or times not exceeding thirty years from their dates of issue and may be made redeemable before maturity with or without premiums. Subject to the provisions of this act, the treasurer with the approval of the select board, shall determine the date or dates of the bonds, their denomination or denominations, the place or places of payment of the principal and interest, which may be at any bank or trust company within or without the commonwealth, their interest rate or rates, including rates variable from time to time as determined by such index, banker's loan rate or other method, maturity or maturities, redemption privileges, if any, and the form and other details of the bonds. The bonds shall be signed by the town

treasurer, shall be countersigned by a majority of the select board either manually or by facsimile, and shall bear the seal of the town or a facsimile thereof. The town may sell its bonds in such manner, either at public or private sale, for such price, at such rate or rates of interest, or at such discount in lieu of interest, as the officers authorized to issue the same shall determine.

SECTION 3. Any bonds issued under this act may be secured by a resolution or by a trust or security agreement between the town and a corporate trustee, which may be any trust company or bank having the powers of a trust company within or without the commonwealth, or by a trust or security agreement directly between the town and the purchasers of the bonds, and such resolution or trust or security agreement shall be in such form and executed in such manner as may be determined by the authorized officers. Such trust or security agreement or resolution may pledge or assign, in whole or in part, the revenues held or to be received by the town from or on account of the operation of its telecommunications facilities, and any contract or other rights to receive the same, whether then existing or thereafter coming into existence and whether then held or thereafter acquired by the town, and the proceeds thereof. Such trust or security agreement or resolution may contain such provisions for protecting and enforcing the rights, security and remedies of the bondholders as may, in the discretion of the authorized officers, be reasonable and proper and not in violation of law. Without limiting the generality of the foregoing, such agreement or resolution may include provisions defining defaults and providing for remedies in the event of default, which may include the acceleration of maturities, and covenants setting forth the duties of, and limitations on, the town in relation to the custody, safeguarding, investment and application of moneys, the issue of additional or refunding bonds, the fixing, revision and collection of fees, charges and other revenues, the use of any surplus bond proceeds, the establishment of reserves, the construction and operation of the telecommunication facilities, and the making and amending of contracts relating to the bonds. It shall be lawful for any bank or trust company to act as a depository or trustee of the proceeds of bonds, revenues or other moneys under a trust or security agreement or resolution and to furnish such indemnification or to pledge such securities and issue such letters or lines of credit or other credit facilities as may be required by the town acting hereunder. Any such trust or security agreement or resolution may set forth the rights and remedies of bondholders and of the trustee and may restrict the individual right of action by bondholders.

SECTION 4. Any pledge of revenues, contract or other rights to receive revenues, or the proceeds thereof made by the town under this act shall be valid and binding and shall be deemed continuously perfected for the purposes of the Uniform Commercial Code and other laws from the time when the pledge is made; the revenues, moneys, rights and proceeds so pledged and then held or thereafter acquired or received by the town shall immediately be subject to the lien of such pledge without any physical delivery or segregation thereof or further act; and the lien of such pledge shall be valid and binding against all parties having claims of any kind in tort, contract or otherwise against the town, irrespective of whether such parties have notice thereof. Neither the resolution, any trust or security agreement nor any other agreement by which a pledge is created need be filed or recorded except in the records of the town and no filing need be made under the Uniform Commercial Code.

SECTION 5. The Town, when authorized by its Select Board, may issue refunding bonds for the purpose of paying any of its bonds issued pursuant to this act at or prior to maturity or upon acceleration or redemption. Refunding bonds may be issued at such times prior to the maturity or redemption of the refunding bonds as the select board may determine. The refunding bonds may be issued in sufficient amounts to pay or provide the principal of the bonds being refunded, together with any redemption premium on the bonds, any interest accrued or to accrue to the date of payment of such bonds, the expenses of issue of the refunding bonds, the expenses of redeeming the bonds being refunded, and such reserves for debt service or other expenses from the proceeds of such refunding bonds as may be required by a trust or security agreement or resolution securing the bonds. The authorization and issue of refunding bonds, the maturities and other details of such bonds, the security for the bonds, the rights of the holders of the bonds, and the rights, duties and obligations of the town in respect to the same shall be governed by the provisions of this act relating to the issue of bonds other than refunding bonds insofar as the same may be applicable.

SECTION 6. Any bonds issued under authority of this act may be issued by the town pursuant to lines of credit or other banking arrangements under such terms and conditions not inconsistent with this act, and under such agreements as the authorized officers may determine to be in the best interests of the town. In addition to other security provided herein or otherwise by law, bonds issued by the town under this act may be secured, in whole or in part, by insurance or by letters or lines of credit or other credit facilities issued to the town by any bank, trust company or other financial institution, within or without the commonwealth, and the town may pledge or assign any of the rates and charges collected by the town for the provision of telecommunications services as security for the reimbursement by the town to the issuers of such letters or lines of credit, insurance or credit facilities of any payments made thereunder.

SECTION 7. Any debt service fund, construction fund, debt service reserve fund, depreciation reserve fund or other fund established in connection with the issuance of bonds under this act shall be kept separate from other moneys of the town. The moneys deposited in any such funds, together with income derived from any investments held as part of such funds, shall be expended without further authorization or appropriation as provided for in the trust or security agreement or resolution establishing such funds.

SECTION 8. All moneys received pursuant to the provisions of this act, whether as proceeds from the issue of bonds, as revenues, or otherwise, shall be deemed to be trust funds to be held and applied solely as provided in this act.

SECTION 9. The provisions of this act shall be deemed to provide an additional and alternative method for the effectuation of the purposes of this act and shall be construed to be supplemental to, and not in derogation of, powers otherwise conferred by law on the town, provided, however, that insofar as the provisions of this act are inconsistent with the provisions of any general or special law, administrative order or rule, the provisions of this act shall be controlling.

SECTION 10. In case any officer whose signature or a facsimile of whose signature shall appear on any bonds or notes issued under this act shall cease to be such officer

before the delivery thereof, such signature or such facsimile shall nevertheless be valid and sufficient for all purposes the same as if he or she had remained in office until after such delivery.

SECTION 11. The owner of real property located in the town may enter into an agreement with the Municipal Light Board, or if there is none, the Town acting through its Select Board to pay a fixed assessment for a right of access of that real property to one or more service connections to the town's telecommunications facilities. A notice of such agreement, or of multiple agreements, shall be recorded as a betterment and except as otherwise set forth herein, or by the agreement of the parties hereunder, shall be subject to the provisions of chapter 80 relative to the apportionment, division, reassessment and collection of assessment, abatement and collections of assessments, and to interest; provided, however, that for purposes of this section, such lien shall take effect by operation of law on the day immediately following the due date of such assessment or apportioned part of such assessment and such assessment may bear interest at a rate determined by the Town Treasurer, or by agreement with the owner at the time such agreement is entered into between the Town or its municipal light board and the property owner. In addition to remedies available under Chapter 80, the property owner shall be personally liable for payment under the agreement; provided, however, that upon assumption of such personal obligation to a purchaser or other transferee of all of the original owners interest in the property at the time of conveyance and the recording of such assumption, the owner shall be relieved of such personal liability.

An agreement between an owner and the Town or its Municipal Light Board pursuant to this act shall not be considered a breach of limitation or prohibition contained in a note, mortgage or contract on the transfer of an interest in property, provided that the lien established by an agreement under this act shall be subordinate to all previously recorded notes, mortgages, contracts, executions or attachments.

Notwithstanding any provision of Chapter 183A to the contrary, the organization of unit owners of a condominium may petition the town or its Municipal Light Board to enter into an agreement pursuant to this act. Such agreement shall: (i) be approved by a majority of the unit owners; (ii) include an identification of the units and unit owners subject to the agreement; and (iii) include a statement by an officer or trustee of the organization of unit owners certifying that the required number of unit owners have approved the agreement. As between the affected unit owners and the town, such certification shall be conclusive evidence of the authority of the organization of unit owners to enter into the agreement. A notice of such agreement shall be recorded as a betterment in the registry of deeds or registry district of the land court where the master deed is recorded and shall be otherwise subject to the provisions of chapter 80 as provided for in this act. The assessment under such agreement may be charged or assessed to the organization of unit owners but shall not constitute an assessment of common expenses. Instead, the allocable share of the assessment shall attach as a lien to the units identified in the recorded notice and the owners of such units shall also be personally liable for their allocable share of the assessment as provided for in this section.

The assessment charged pursuant to all agreements authorized by this act shall be a uniform charge for each service connection allowed under such agreements, provided that if the Town's telecommunications facilities are constructed in separate phases within distinct geographic areas of the town, the assessment charged shall be uniform within each geographic area, but may differ from one such geographic area to another. The Municipal Light Board, or if there is none, the Town acting through its select board, may determine from time to time, to increase the charge, based upon generally accepted consumer price indexes. The assessment charged pursuant to an agreement shall remain unchanged for the term of that agreement.

Revenues received by the Town or its Municipal Light Board from charges assessed under this act shall be used first to pay amounts due under long-term obligations of the Town or its Municipal Light Board related to the town's telecommunications facilities, and any remaining receipts shall be used to offset operational costs of the town's telecommunications facilities.

SECTION 12. This act shall take effect upon its passage

Petitioned by: Broadband Study Committee

Select Board Recommendation:	Adoption
Finance Committee Recommendation:	Yield to Petitioner

ARTICLE 36: WETLANDS BYLAW UPDATES

To see if the Town will vote to amend the Wetlands By law; or take any other action thereto.

[HISTORY: Adopted by the Annual Town Meeting of the Town of Fairhaven 5-10-1988 by Art. 58 (Ch. XXIX of the 1934 Bylaws). Amendments noted where applicable.]

GENERAL REFERENCES

Conservation Commission – See Ch. 8 Subdivision of land – See Ch. 322

§ 192-1. Purpose.

The purpose of this chapter is to protect the wetlands, related water resources and adjoining land areas in the Town of Fairhaven by controlling activities deemed by the Fairhaven Conservation Commission likely to have a significant or cumulative effect upon wetland values, including but not limited to the following: public or private water supply, groundwater, flood control, erosion and sedimentation control, storm damage prevention, water pollution control, fisheries, land containing shellfish, wildlife habitat, recreation, aesthetics, agriculture values, and the ability of resource areas to mitigate impacts from climate change (collectively, the “wetland values protected by this chapter”).

§ 192-2. Regulated activities.

[Amended 5-1-2010 STM by Art. 13]

Except as permitted by the Fairhaven Conservation Commission or as provided in this chapter, no person shall remove, fill, dredge, build upon or alter the following resource areas:

- A. Any freshwater or coastal wetland, marsh, wet meadow, bog, or swamp; or within 100 feet of these resource areas.
- B. Any bank, beach, creek, dune, lake, river, pond, stream, estuary, or ocean; or within 100 feet of these resource areas.
- C. Any land under lakes, rivers, ponds, streams, estuaries or the ocean.
- D. Lands subject to flooding or inundation by groundwater or surface water, lands subject to tidal action, coastal storm flowage, or flooding
- E. The Coastal Resilience Zone (CRZ)
- F. Land in the Nasketucket River Basin Overlay District.

§ 192-3. Exceptions.

- A. The permit and application required by this chapter shall not be required for maintaining, repairing or replacing an existing and lawfully located structure or facility used in the service of the public to provide electric, gas, water, telephone or other telecommunication services, provided that the structure or facility is not substantially changed or enlarged.
- B. The permit and application required by this chapter shall not apply to emergency projects necessary for the protection of the health or safety of the public, provided that:
 - 1) The work is to be performed by or has been ordered to be performed by an agency of the Commonwealth of Massachusetts or a political subdivision thereof.
 - 2) Advance notice, oral or written, has been given to the Commission or its agent prior to commencement of work or within 24 hours after commencement.
 - 3) For any work proposed to the north of the eastern terminus of the New Bedford Harbor hurricane barrier, and within one hundred (100) feet of a wetland resource are protected under the Massachusetts Wetlands Protection Act and corresponding regulations and this Bylaw and corresponding regulations, notice shall also be provided to the United States Environmental Protection Agency (EPA), which is implementing the cleanup of the New Bedford Harbor Superfund Site.
 - 4) The Commission or its agent certifies the work as an emergency project.
 - 5) The work is performed only for the time and place so certified for the limited purposes necessary to abate the emergency.
 - 6) Within 21 days of commencement of an emergency project a permit application shall be filed with the Conservation Commission for review as provided by this chapter.
- C. Upon failure to meet these requirements and any other requirements imposed by the Commission pursuant to this chapter, the Commission may, after notice and a public hearing, revoke or modify an emergency project certification and order restoration and mitigation measures.

§ 192-4. Permit application and requests for determination.

- A. Written application shall be filed with the Conservation Commission to perform

regulated activities regulated as defined in § 192-2. The application shall include such information and plans as are deemed necessary by the Commission to describe proposed activities and their effects on the environment. No activities shall commence without receiving and complying with a permit issued pursuant to this chapter.

- B. In its discretion the Commission may accept the notice of intent and plans filed under MGL c. 31, § 40 (the Wetlands Protection Act) as the application and plans under this chapter. Any person desiring to know whether or not the proposed activity of an area is subject to this chapter may request a determination for the Commission in writing. Such a request for determination shall contain data and plans specified by the regulations of the Commission.
- C. At the time of an application or request, the applicant shall pay a filing fee specified in the regulation of the Commission, said fee to be in addition to any fee required by MGL c. 131, § 40 (the Wetlands Protection Act). The Commission may establish filing fees in amounts reasonably designed to recover the cost to the Town of processing such application, including the cost to the Town of professional services for design review, site inspection and testing and related services. The Commission may waive the filing fee for an application or request filed by a government agency and shall waive all fees, costs and expenses for a request for determination filed by a person who is not the owner or a person acting on behalf of the owner.

§ 192-5. Notice and hearings.

- A. At the same time any person files an application or request for determination with the Conservation Commission, he/she shall give written notice thereof, by certificate of mailing, certified mail, or hand delivery to all abutters according to the most recent records of the Assessors, including those across a traveled way, a body of water or a Town line. The notice to abutters shall enclose a copy of the application or request, with plans, or shall state where copies may be examined by abutters. When a person requesting a determination is other than the owner or a person acting on behalf of the owner, the request, the notice of the hearing and the determination itself shall be sent by the Commission to the owner(s) as well as the person making the request. For any work proposed to the north of the eastern terminus of the New Bedford Harbor Hurricane Barrier, and within one hundred feet (100) feet of a wetland resource area protected under the Massachusetts Wetlands Protection Act and corresponding regulations and this Bylaw and corresponding regulations, notice shall also be provided to the United States Environmental Protection Agency (EPA), which is implementing the cleanup of the New Bedford Harbor Superfund Site. This notice to EPA shall enclose a copy of the application or request, with plans.
- B. The Commission shall conduct a public hearing on any application or request for determination, with written notice given, at the expense of the applicant, in a newspaper of general circulation in the Town at least five working days prior to the hearing.
- C. The Commission shall commence the public hearing within 21 days from receipt of a completed application or request for determination and shall issue its permit, denial or determination in writing within 21 days of the close of said public hearing.

In its discretion, the Commission may combine this hearing under this chapter with a hearing conducted under MGL c. 131, § 40 (the Wetlands Protection Act).

- D. The Commission shall have the authority to continue any hearing to a date certain announced at the hearing, for reasons stated at the hearing, which may include receipt of additional information offered by the applicant or others, information and plans required of the applicant deemed necessary by the Commission in its discretion or comments and recommendations of other Town boards and officials. If the applicant objects to a continuance or postponement, the hearing shall be closed, and the Commission shall take action on the information then available to it.

§ 192-6. Permits; determinations and conditions.

- A. If, after a public hearing, the Conservation Commission determines that the activities which are the subject of the application are not likely to have a significant or cumulative effect upon the wetlands values protected by this chapter, the Commission shall, within 21 days of the close of the hearing, issue a permit for the activities requested. Such permit shall be without conditions. If, after a public hearing, the Conservation Commission determines that the activities which are the subject of the application are likely to have a significant or cumulative effect upon any or all of the wetlands values protected by this chapter, the Commission shall, within 21 days of the close of the hearing, issue a permit for the activities requested, in which case the Commission shall impose conditions which it deems necessary or desirable to protect those values, and all activities shall be done in accordance with those conditions, or deny a permit.
- B. The Commission may deny a permit for the following reasons:
 - 1) Failure to meet the requirement of this chapter.
 - 2) Failure to submit necessary information and/or plans requested by the Commission.
 - 3) Failure to meet the design specifications, performance standards and other requirements in regulations of the Commission.
 - 4) Failure to avoid or prevent unacceptable significant or cumulative effects upon any or all of the wetland values protected by this chapter.
- C. A permit shall expire three years from the date of issue. Any permit may be renewed once for an additional period, up to three years, provided that a written request for renewal is received by the Commission prior to expiration and that the Commission may grant such extension as it finds necessary to allow completion of the permitted work.
- D. Any permit issued under this chapter may be revoked or modified by the Commission after public notice and notice to the holder of the permit and a public hearing thereon, upon a finding of the existence of circumstances which would justify the denial of or imposition of conditions on a permit.
- E. In its discretion, the Commission may combine the permit or other action on an application issued under this chapter with the order of conditions issued under the Wetlands Protection Act.

§ 192-7. Regulations.

After public notice and public hearing, the Conservation Commission shall promulgate rules and regulations to achieve the purposes of this chapter. Failure by the Commission to promulgate such rules and regulations or a legal declaration of their invalidity by a court of law shall not act to suspend or invalidate the effect of this chapter.

§ 192-8. Definitions.

The following definitions shall apply in the interpretation and implementation of this chapter:

AESTHETICS

Includes, without limitation, the relevant qualities to be protected under the bylaw which are due to those natural and natively scenic impressions of all resource areas protected under this Bylaw, including but not limited to our shores, ponds, lakes, streams, rivers, harbors, and the lands bordering them. The aesthetic trust of the Commission shall be the preservation of a perception of the land which is most conducive to a natural aquatic system, a wildlife habitat, and a protective buffer between wetland resources and human development activities.

ALTER

Includes, without limitation, the following activities when undertaken to, upon, within or effecting resource areas protected by this chapter:

- A. Removal, excavation or dredging of soil, sand, loam, peat, gravel or aggregate materials of any kind.
- B. Changing of preexisting drainage characteristics, flushing characteristics, salinity distribution, sedimentation patterns, flow patterns or flood retention characteristics.
- C. Drainage or other disturbance of water level or water table.
- D. Dumping, discharging or filling with any material which may degrade water quality.
- E. Placing of fill or removal of material which would alter elevation.
- F. Driving of piles, erection, alteration or repair of buildings or structures of any kind.
- G. Placing of obstructions or objects in water.
- H. Destruction of plant life, including cutting of trees.
- I. Changing water temperature, biochemical oxygen demand or other physical or chemical characteristics of water.
- J. Any activities, changes or work which may cause or tend to contribute to pollution or any body of water or groundwater.

CUMULATIVE EFFECT

An effect that is significant when considered in combination with other activities that have occurred, that are occurring simultaneously, or that are reasonably foreseeable,

whether such other activities are contemplated as a separate phase of the same project, or arise from unrelated but reasonably foreseeable future projects. Future effects of sea level rise, coastal or inland flooding, or other future climate change effects are included among cumulative effects.

COASTAL FLOOD RISK AREA

Any land which is subject to any inundation caused by coastal storms up to and including that predicted to be caused by the 1% annual storm for the Target Year, as defined by the best available coastal flooding model.

COASTAL RESILIENCE ZONE (CRZ)

Shall include the following resource areas: (a) any Land Subject to Coastal Storm Flowage; (b) any Coastal Flood Risk Area; and (c) the buffer zone of any Other Coastal Wetland Resource located in whole or in part within (a) or (b). The CRZ may include within its boundaries one or more of the following subareas: Velocity (V) Zone; Moderate Wave Action Area (MoWA); Highly Developed Area; and Special Transitional Area.

HIGHLY DEVELOPED AREA

As defined in the DEP Regulations, and to be applied for the purposes of this Bylaw to any applicable subareas within the CRZ.

MODERATE WAVE ACTION AREA (MoWA)

A subarea of LSCSF, with wave heights between 1.5 – 3 feet, as defined in the DEP Regulations or by FEMA. If the best available coastal flooding model projects a broader extent of the MoWA than that defined in the DEP Regulations, the Conservation Commission may adopt such modified projection by Local Regulation.

PERSON

Any individual, group of individuals, association, partnership, corporation company, business organization, trust, estate, the Commonwealth of Massachusetts or political subdivision thereof to the extent subject to Town bylaws, administrative agency, public or quasi-public corporation or body, the Town of Fairhaven and any other legal entity, its legal representatives, agents or assigns.

SPECIAL TRANSITIONAL AREA

Subareas within the CRZ that are located immediately landward of coastal beaches, coastal dunes, barrier beaches, coastal banks, or salt marshes, and extending in a direction perpendicular from the nearest adjoining land under water to the interior boundary of the CRZ.

TARGET YEAR

The year specified by the Conservation Commission for projections of sea level rise and flood risk. If the Best Available Coastal Flooding model is based on a single target year, then the Conservation Commission shall adopt that year as the Target Year. If the model includes multiple target years, then the Conservation Commission shall adopt, by Local Regulation, the Target Year for the Best Available Coastal Flooding model.

§ 192-9. Security.

As part of a permit issued under this chapter, in addition to any security required by any other Town or state board, agency or official, the Conservation Commission may

require that the performance and observance of any conditions imposed hereunder be secured wholly or in part by one or more of the methods described below:

- A. By a proper bond or deposit of money or negotiable securities or other undertaking of financial responsibility in an amount sufficient in the opinion of the Commission.
- B. By a conservation restriction, easement or other covenant enforceable in a court of law, executed and duly recorded by the owner of record, running with the land to the benefit of the Town of Fairhaven requiring the permit conditions to be performed before any interest may be conveyed other than a mortgage interest

§ 192-10. Enforcement.

- A. The Conservation Commission, its agents, officers and employees shall have authority to enter upon privately owned land for the purpose of performing their duties under this chapter and make or cause to be made such examinations, surveys or samplings as the Commission deems necessary.
- B. The Commission shall have authority to enforce this chapter, its regulations and permits issued thereunder by violation notices, administrative orders and civil and criminal court actions.
- C. Upon request of the Commission, the Select Board and Town Counsel shall take legal action for enforcement under civil law. Upon request of the Commission, the Chief of Police shall take legal action for enforcement under criminal law.
- D. Town boards and officers, including any police officer or other officer having police powers, shall have authority to assist the Commission in enforcement.

§ 192-11. Violations and penalties.

- A. Any person who violates any provision of this chapter, regulations thereunder or permits issued thereunder shall be punished by a fine of not more than \$300. Each day or portion thereof during which a violation continues shall constitute a separate offense, and each provision of the bylaw regulations or permit violated shall constitute a separate offense.
- B. In the alternative to criminal prosecution, the Commission may elect to utilize the noncriminal disposition procedure set forth in MGL c. 40, § 21D.

§ 192-12. Burden of proof.

The applicant for a permit shall have the burden of proving by a preponderance of the credible evidence that the work proposed in the application will not have unacceptable significant or cumulative effect upon the wetland values protected by this chapter.

§ 192-13. Relation to Wetland Protection Act.

This chapter is adopted under the Home Rule Amendment of the Massachusetts Constitution and the Home Rule Statutes, independent of MGL c. 131, § 40 (the Wetlands Protection Act) and regulations thereunder.

§ 192-14. Severability.

The invalidity of any section or provision of this chapter shall not invalidate any other

section or provision thereof nor shall it invalidate any permit or determination which previously has been issued.

Petitioned by: Conservation & Sustainability

Select Board Recommendation:	Yield to Petitioner
Finance Committee Recommendation:	Yield to Petitioner

ARTICLE 37: HAZARD MITIGATION PLAN GRANT MATCH

To see if the Town will vote to appropriate \$5,000.00 Surplus Revenue (Free Cash) as a local match for a MEMA Hazard Mitigation Grant Program grant to update our Hazard Mitigation Plan by 2023 as required.

Petitioned by: Conservation & Sustainability

Select Board Recommendation:	Adoption
Finance Committee Recommendation:	Adoption

ARTICLE 38: UPPER NARRAGANSETT AVENUE REZONE

To see if the Town will vote to amend the Zoning Map as follows or take any other action: Narragansett Boulevard north of Progress Avenue (Paper Street).

Rezone the following described lots from Business District (B) to the Single Residence District (RA) and comprised of the following Assessor’s Map-Lots:

30a Lots 198-207, 30a Lots 209-213, 30a Lots 215-220, 30a Lots 306-328.

Petitioned by: Planning Board

Select Board Recommendation:	Adoption
Finance Committee Recommendation:	Yield to Petitioner

ARTICLE 39: PUBLIC FACILITIES SETBACK

To see if the Town will vote to amend the Zoning Bylaw § 198-29.5 Wind Energy facilities (WEF) as follows: or take any other action

To add to § 198-29.5.B, the Wind Energy Facilities (WEF) Applicability section. The bylaw currently reads “Applicability. This section applies to all municipal and private utility-scale, on-site WEF, and small wind energy systems proposed to be constructed after the effective date of this section, but not to facilities fully constructed prior to the adoption of this section.” Add the following sentence “... with the exception that no new residential structures shall be constructed within the setbacks established in § 198-29.5 (H)(5) for new or existing Wind Energy Facilities.”

And to add the following as a footnote to §198-18 at the phrase “building setbacks”. “No new residential structures shall be constructed within the setbacks established in § 198-29.5 (H)(5) for existing or permitted Wind Energy Facilities.”

Petitioned by: Planning Board

Select Board Recommendation:	Adoption
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Finance Committee Recommendation: Yield to Petitioner

ARTICLE 40: BRIDGE STREET ENGINEERING DESIGN

To see if the Town will transfer from the Capital Stabilization Fund \$5,000,000.00 for site preparation, engineer and architect design work, and any other expenses related to the new public safety facility proposed on Town of Fairhaven assessors map 26; lot 3, or take any other action relative thereto:

And add the following a footnote to §198-18 at the phrase “building setbacks”:

“No new residential structures shall be constructed within the setbacks established in § 198-29.5 (H)(5) for new or existing Wind Energy Facilities.”

Petitioned by: Planning Board

Select Board Recommendation: Adoption

Finance Committee Recommendation: To be Made at Town Meeting

ARTICLE 41: UNION WHARF PURCHASE 900 SQ. FT. PARCEL

To see if the Town will vote to purchase, and to raise or appropriate from available funds the parcel on Union Wharf shown on Fairhaven Assessors' Map 7 Lot 7, containing 900 square feet more or less, for general municipal purposes, and to appropriate for that purpose the sum of \$80,000.00 Surplus Revenue (Free Cash) or to take any other action relative thereto.

Petitioned by: Planning Board

Select Board Recommendation: Adoption

Finance Committee Recommendation: Adoption

ARTICLE 42: MATTAPOISETT RIVER VALLEY WATER DISTRICT BORROWING

To see if the Town will vote to approve the \$7,200,000.00 indebtedness authorized by the District Commission of the Mattapoissett River Valley Water District on May 6, 2022 for the purpose of financing the construction of water treatment facility upgrades including, but not limited to, ultrafiltration system and related appurtenances replacement, ultraviolet disinfection system, supervisory control and data acquisition (SCADA) system upgrades, engineering and all other related professional fees, and including without limitation all costs thereof.

Petitioned by: *Board of Public Works*

Select Board Recommendation: Adoption

Finance Committee Recommendation: Adoption

**ARTICLE 43: SEAPORT ECONOMIC COUNCIL GRANT - WEST ISLAND
DREDGING \$200,000.00 WITH 20% MATCH OF \$40,000.00**

To see if the Town will vote to transfer from Surplus Revenue (Free Cash), \$40,000.00

for the required 20% matching funds associated with the Seaport Economic Council Dredging Design and Permitting Grant for the West Island Dredging Project \$200,000.00 or to take any other action relative thereto:

Petitioned by: Harbormaster

Select Board Recommendation:	Adoption
Finance Committee Recommendation:	Adoption

ARTICLE 44: SEAPORT ECONOMIC COUNCIL GRANT - UNION WHARF NORTH SIDE \$1,000,000.00 WITH 25% MATCH OF \$250,000.00

To see if the Town will vote to transfer from Surplus Revenue (Free Cash), \$250,000.00 for the required 25% matching funds associated with the Seaport Economic Council to start fixing the north side of Union Wharf \$1,000,000.00 or to take any other action relative thereto:

Petitioned by: Harbormaster

Select Board Recommendation:	Adoption
Finance Committee Recommendation:	Adoption

ARTICLE 45: FEMA GRANT-HYDRAULIC RESCUE EQUIP \$26,000.00 WITH 5% MATCH OF \$1,893.00

To see if the Town will vote to transfer from Surplus Revenue (Free Cash), \$1,893.00 for the required 5% matching funds associated with FEMA Grant for Hydraulic Rescue Equipment \$26,000.00 or to take any other action relative thereto:

Petitioned by: Fire Chief

Select Board Recommendation:	Adoption
Finance Committee Recommendation:	Adoption

ARTICLE 46: FEMA GRANT-NEW AMBULANCE \$285,715.00 WITH 5% MATCH OF \$14,286.00

To see if the Town will vote to transfer from Surplus Revenue (Free Cash), \$14,286.00 for the required 5% matching funds associated with FEMA Grant for a new ambulance \$285,715.00 or to take any other action relative thereto:

Petitioned by: Fire Chief

Select Board Recommendation:	Adoption
Finance Committee Recommendation:	Adoption

ARTICLE 47: SEWER RESERVE FOR FUTURE DEBT

To see if the Town will vote to transfer \$54,876.00 from Sconticut Neck Sewer Betterment Stabilization to Sewer Reserve for future Sewer debt, or take any other action relative

thereto.

Petitioned by: Finance Director

Select Board Recommendation:	Adoption
Finance Committee Recommendation:	Adoption

ARTICLE 48: CITIZENS PETITION - REZONING 114 SCONTICUT NECK ROAD

To see if the Town will vote to rezone 114 Sconticut Neck Road from existing zoning Business District to proposed zoning Mixed-Use District, or take any other action relative thereto.

Petitioned by: Ronald Oliveira

Select Board Recommendation:	Indefinite Postponement
Finance Committee Recommendation:	Yield to Petitioner

ARTICLE 49: CITIZENS PETITION - STREET ACCEPTANCE MILL ROAD FROM 291-312

To see if the Town will accept as a public street Mill Road from 291 to 312, or take any other action relative thereto.

Petitioned by: Brian Lopes

Select Board Recommendation:	Indefinite Postponement
Finance Committee Recommendation:	Yield to Petitioner

ARTICLE 50: CITIZENS PETITION - STREET ACCEPTANCE YANKEE LANE FROM MILL ROAD TO 20 YANKEE LANE

To see if the Town will accept as a public street Yankee Lane from Mill Road to 20 Yankee Lane, or take any other action relative thereto.

Petitioned by: Brian Lopes

Select Board Recommendation:	Indefinite Postponement
Finance Committee Recommendation:	Yield to Petitioner

ARTICLE 51: CITIZENS PETITION - STREET LIGHT REQUESTS

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds a sum of money for the installation and maintenance of the following street light, or take any other action relative thereto:

Welcome Street (area 24 to cul de sac) - already installed

Petitioned by: Ivan Ketchum

Select Board Recommendation:	Adoption
Finance Committee Recommendation:	Yield to Petitioner

ARTICLE 52: CITIZENS PETITION – HARD SURFACE

To see if the Town will vote to reconstruct, hard-surface and install drainage of Mill Road from 291 to 312 Mill Road a distance of approximately 2,000 feet.

Petitioned by: Brian Lopes

Select Board Recommendation:	Indefinite Postponement
Finance Committee Recommendation:	Indefinite Postponement

ARTICLE 53: CITIZENS PETITION – HARD SURFACE

To see if the Town will vote to reconstruct hard-surface and install drainage of Yankee Lane from Mill Road to 20 Yankee Lane a distance of approximately 1,200 feet.

Petitioned by: Brian Lopes

Select Board Recommendation:	Indefinite Postponement
Finance Committee Recommendation:	Indefinite Postponement

ARTICLE 54: CITIZENS PETITION – HARD SURFACE

To see if the Town will vote to reconstruct hard-surface and install drainage of Ebony Street from Fisherman Road to Gull Island Road a distance of approximately _____ feet.

Petitioned by: Janet Pittman

Select Board Recommendation:	Indefinite Postponement
Finance Committee Recommendation:	Indefinite Postponement

ARTICLE 55: CITIZENS PETITION – HARD SURFACE

To see if the Town will vote to reconstruct hard-surface and install drainage of Reservation Road from Smith Street to Bernese Street a distance of approximately 600 feet.

Petitioned by: Natalie Caetano

Select Board Recommendation:	Indefinite Postponement
Finance Committee Recommendation:	Indefinite Postponement

ARTICLE 56: CITIZENS PETITION – HARD SURFACE

To see if the Town will vote to reconstruct hard-surface and install drainage of Chase Road from Crescent Drive to Raymond Street a distance of approximately 140 feet.

Petitioned by: Rick Spoor

Select Board Recommendation:	Indefinite Postponement
Finance Committee Recommendation:	Indefinite Postponement

ARTICLE 57: CITIZENS PETITION – LOCAL ACCEPTANCE OF MGL PART 1, TITLE IX, CH. 59, SECTION 5, CLAUSES 42 & 43

To see if the Town will vote to accept M.G.L., Part 1, Title IX, Chapter 59, Section 5,

clauses 42 & 43.

Petitioned by: Joyce Horn

Select Board Recommendation:	Indefinite Postponement
Finance Committee Recommendation:	Passover

ARTICLE 58: RESCIND BORROWING FIRE ENGINE 2

To see is the Town will vote to rescind the \$625,000.00 borrowing authorization of the Fire Engine which was voted at the June 12, 2021 Town meeting article 14F, or take any other action relative thereto:

Petitioned by: Select Board

Select Board Recommendation:	Adoption
Finance Committee Recommendation:	Adoption

ARTICLE 59: TRANSFER FROM SURPLUS REVENUE

To see is the Town will vote to transfer a sum of money from Surplus Revenue for the reduction of the tax levy, or take any other action relative thereto:

Petitioned by: Select Board

Select Board Recommendation:	To be made at Town Meeting
Finance Committee Recommendation:	Adoption

ARTICLE 8: FY23 General Fund Operating Budget

Operating Expenses and Transfers	FY21 Actual	FY22 Budgeted	FY23 Requested	FY23 BOS/ FinCom Recommendations
<u>GENERAL GOVERNMENT</u>				
MODERATOR				
Salaries & Wages	\$800	\$1,000	\$1,000	\$1,000
SELECTMEN/TOWN ADMINISTRATOR				
Salaries & Wages	\$296,181	\$301,747	\$312,316	\$320,816
Operating Expenses	\$39,970	\$33,699	\$34,820	\$27,470
S/T	\$336,151	\$335,446	\$347,136	\$348,286
HUMAN RESOURCES				
Salary & Wages	\$94,406	\$91,535	\$127,836	\$127,836
Operating Expenses	\$13,423	\$21,300	\$18,570	\$12,370
S/T	\$107,829	\$112,835	\$146,406	\$140,206
ACCOUNTING				
Salary & Wages	\$140,420	\$144,656	\$148,354	\$148,354
Operating Expenses	\$43,954	\$50,213	\$59,153	\$58,953
S/T	\$184,374	\$194,869	\$207,507	\$207,307
FINANCE DIRECTOR (TREASURER/COLLECTOR)				
Salaries & Wages	\$373,260	\$375,842	\$385,514	\$385,514
Operating Expenses	\$81,578	\$126,141	\$135,360	\$126,160
S/T	\$454,838	\$501,983	\$520,874	\$511,674
TOWN CLERK/ELECTIONS				
Salaries & Wages	\$152,327	\$124,972	\$161,175	\$156,175
Operating Expenses	\$28,950	\$29,425	\$33,797	\$32,797
S/T	\$181,277	\$154,397	\$194,972	\$188,972
ASSESSORS				
Salaries & Wages	\$184,496	\$188,248	\$204,232	\$204,232
Operating Expenses	\$53,243	\$88,668	\$47,624	\$45,643
S/T	\$237,739	\$276,916	\$251,856	\$249,875
TOWN HALL				
Salaries & Wages	\$45,236	\$48,894	\$73,799	\$54,826
Operating Expenses	\$109,315	\$60,515	\$67,743	\$64,713
S/T	\$154,551	\$109,409	\$141,542	\$119,539
TOWN MEETING/ FINANCE COMMITTEE				
Salaries & Wages	\$146	\$400	\$1,500	\$1,500
Operating Expenses	\$7,265	\$7,745	\$7,945	\$7,945
S/T	\$7,411	\$8,145	\$9,445	\$9,445
PLANNING BOARD				
Salaries & Wages	\$3,720	\$3,200	\$3,200	\$3,200
Operating Expenses	\$1,873	\$3,990	\$3,990	\$3,990
S/T	\$5,593	\$7,190	\$7,190	\$7,190
PLANNING AND ECONOMIC DEVELOPMENT				
Salaries & Wages	\$114,647	\$124,436	\$125,944	\$125,944
Operating Expenses	\$4,965	\$16,173	\$15,700	\$9,500
S/T	\$119,612	\$140,609	\$141,644	\$135,444

ECONOMIC DEVELOPMENT COMMITTEE	\$1,905	\$8,000	\$8,000	\$8,000
BOARD OF APPEALS				
Salaries & Wages	\$1,600	\$2,196	\$3,200	\$5,200
Operating Expenses	\$3,722	\$3,528	\$18,920	\$18,920
S/T	\$5,322	\$5,724	\$22,120	\$24,120
LEGAL EXPENSE	\$191,811	\$170,000	\$180,000	\$180,000
CONSERVATION COMM/ SUSTAINABILITY				
Salaries & Wages	\$80,948	\$80,859	\$120,461	\$97,840
Operating Expenses	\$9,060	\$20,754	\$11,152	\$10,069
S/T	\$90,008	\$101,613	\$131,613	\$107,909
BUZZARD'S BAY ACTION COMM.	\$1,520	\$1,520	\$1,800	\$1,800
TOTAL GENERAL GOVERNMENT	\$2,080,741	\$2,129,656	\$2,313,105	\$2,240,767

PUBLIC SAFETY

POLICE DEPARTMENT/ ANIMAL CONTROL				
Salaries & Wages	\$3,787,167	\$4,027,623	\$4,261,966	\$4,164,484
Operating Expenses	\$379,985	\$390,865	\$448,677	\$434,477
S/T	\$4,167,152	\$4,418,488	\$4,710,643	\$4,598,961
FIRE DEPARTMENT/ EMERGENCY MANAGEMENT				
Salaries & Wages	\$2,657,121	\$2,858,310	\$3,058,863	\$2,795,486
Operating Expenses	\$294,209	\$345,315	\$422,861	\$397,561
S/T	\$2,951,330	\$3,203,625	\$3,481,724	\$3,193,047
BUILDING DEPARTMENT				
Salaries & Wages	\$164,201	\$180,796	\$196,104	\$178,381
Operating Expenses	\$4,072	\$6,300	\$11,750	\$11,350
S/T	\$168,273	\$187,096	\$207,854	\$189,731
MARINE RESOURCES				
Salaries & Wages	\$163,319	\$165,083	\$171,557	\$171,557
Operating Expenses	\$32,440	\$36,431	\$52,795	\$52,145
S/T	\$195,759	\$201,514	\$224,352	\$223,702
WEIGHTS AND MEASURES				
Salaries & Wages	\$1,190	\$7,140	\$7,140	\$7,140
Operating Expenses	\$611	\$-	\$200	\$200
S/T	\$1,801	\$7,140	\$7,340	\$7,340
STREET LIGHTING	\$66,551	\$60,000	\$61,000	\$61,000
TOTAL PUBLIC SAFETY	\$7,550,866	\$8,077,863	\$8,692,913	\$8,273,781

EDUCATION

FAIRHAVEN PUBLIC SCHOOLS	\$20,459,480	\$22,179,843	\$23,052,638	\$22,910,638
GNBRVT HIGH SCHOOL	\$1,880,290	\$2,080,413	\$2,217,552	\$2,217,552
BRISTOL COUNTY AGGIE HS	\$53,174	\$168,335	\$181,000	\$181,000
TOTAL EDUCATION	\$22,392,944	\$24,428,591	\$25,451,190	\$25,309,190

PUBLIC WORKS**ADMINISTRATION**

Salaries & Wages	\$197,034	\$204,944	\$209,455	\$209,455
Operating Expenses	\$4,978	\$9,977	\$12,425	\$9,925
S/T	\$202,012	\$214,921	\$221,880	\$219,380

HIGHWAY DIVISION

Salaries & Wages	\$1,169,129	\$1,215,054	\$1,305,604	\$1,305,604
Operating Expenses	\$578,636	\$642,922	\$653,122	\$650,722
Snow and Ice Removal	\$58,244	\$60,000	\$60,000	\$60,000
S/T	\$1,806,009	\$1,917,976	\$2,018,726	\$2,016,326

TREE DEPARTMENT

Salaries & Wages	\$22,155	\$42,023	\$45,321	\$45,321
Operating Expenses	\$23,014	\$14,309	\$22,430	\$19,280
S/T	\$45,169	\$56,332	\$67,751	\$64,601

SANITATION (Recycling & Waste Disposal)

Operating Expenses	\$1,386,398	\$1,516,469	\$1,601,056	\$1,601,056
S/T	\$1,386,398	\$1,516,469	\$1,601,056	\$1,601,056

TOTAL PUBLIC WORKS

\$3,439,588	\$3,705,698	\$3,909,413	\$3,901,363
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HEALTH AND HUMAN SERVICES**BOARD OF HEALTH**

Salaries & Wages	\$104,907	\$151,764	\$155,211	\$155,211
Operating Expenses	\$18,231	\$24,502	\$24,910	\$24,210
S/T	\$123,138	\$176,266	\$180,121	\$179,421

COUNCIL ON AGING

Salaries & Wages	\$156,755	\$179,910	\$166,609	\$166,609
Operating Expenses	\$25,669	\$32,278	\$33,915	\$33,335
S/T	\$182,424	\$212,188	\$200,524	\$199,944

VETERANS SERVICES

Salaries & Wages	\$79,276	\$81,972	\$88,545	\$88,545
Operating Expenses	\$531,759	\$681,800	\$741,400	\$581,200
S/T	\$611,035	\$763,772	\$829,945	\$669,745

COMMISSION ON DISABILITY

\$-	\$1,000	\$1,000	\$1,000
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RAPE CRISIS PROJECT

\$2,000	\$2,000	\$2,000	\$2,000
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TOTAL HEALTH & HUMAN SERVICES

\$918,597	\$1,155,226	\$1,213,590	\$1,052,110
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CULTURE AND RECREATION**MILLICENT LIBRARY**

\$718,696	\$703,601	\$714,291	\$714,291
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RECREATION

Salaries & Wages	\$181,516	\$198,803	\$205,350	\$205,350
Operating Expenses	\$55,737	\$125,700	\$134,850	\$134,650
S/T	\$237,253	\$324,503	\$340,200	\$340,000

PARK DIVISION

Salaries & Wages	\$82,249	\$119,612	\$130,891	\$130,891
Operating Expenses	\$45,840	\$40,129	\$43,529	\$43,029
S/T	\$128,089	\$159,741	\$174,420	\$173,920

TOURISM				
Salaries & Wages	\$73,248	\$75,523	\$77,410	\$77,410
Operating Expenses	\$19,692	\$21,532	\$22,025	\$21,825
S/T	\$92,940	\$97,055	\$99,435	\$99,235
FINE ARTS	\$-	\$200	\$1,200	\$1,200
HISTORICAL COMMISSION	\$16,997	\$16,750	\$18,500	\$18,500
MEMORIAL/VETERANS DAY	\$2,185	\$2,500	\$3,000	\$3,000
CULTURAL COUNCIL	\$2,750	\$2,750	\$2,750	\$2,750
TOTAL CULTURE AND RECREATION	\$1,158,299	\$1,302,585	\$1,345,110	\$1,352,896

CONSOLIDATED INFORMATION TECHNOLOGY	\$479,298	\$497,261	\$493,267	\$489,767
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NON-DEPARTMENTAL

CONTRIBUTORY RETIREMENT	\$3,388,344	\$3,691,389	\$3,726,735	\$3,726,735
GROUP INSURANCE	\$4,342,000	\$4,776,200	\$4,600,000	\$4,600,000
MA EMPLOYMENT SECURITY	\$225,000	\$75,000	\$78,000	\$63,000
TOWN INSURANCE	900,000	\$850,000	\$905,000	\$905,000
MEDICARE ASSESSMENT (EMPLOYER SHARE)	\$420,000	\$430,000	\$440,000	\$440,000
WIND TURBINE ELECTRIC EXPENSE	\$633,045	\$775,000	\$700,000	\$700,000
TOTAL NON-DEPARTMENTAL	\$9,908,389	\$10,597,589	\$10,449,735	\$10,434,735

DEBT SERVICE

Principal	\$798,848	\$787,000	\$767,479	\$767,479
Interest	\$273,413	\$252,320	\$181,625	\$181,625
Principal Authorized but not issued	\$4,784	\$36,625	\$60,100	\$60,100
Interest Authorized but not issued	\$4,416	\$40,453	\$16,000	\$16,000
Interest on Temp Loans	\$27,852	\$4,000	\$4,000	\$4,000
TOTAL DEBT SERVICE	\$1,109,313	\$1,120,398	\$1,029,204	\$1,029,204

ASSESSMENTS

(Cherry sheet charges)

County Tax	\$238,936	\$248,980	\$255,205	\$255,205
Mosquito Control District	\$48,836	\$50,604	\$51,872	\$51,872
Air Pollution District	\$5,049	\$5,090	\$5,090	\$5,049
RMV Non-Renewal Surcharge	\$15,460	\$15,460	\$9,760	\$9,760
Regional Transit	\$36,358	\$37,267	\$38,199	\$38,199
Special Education Charges	\$ -	\$ -	\$ -	\$ -
School Choice Sending Tuition	\$181,288	\$305,894	\$314,593	\$314,593
Charter School Sending Tuition	\$79,638	\$13,791	\$20,421	\$20,421
TOTAL ASSESSMENTS	\$605,439	\$677,045	\$695,140	\$695,140

TOTAL GENERAL FUND OPERATING BUDGET	\$49,684,085	\$53,696,427	\$55,601,353	\$54,778,953
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APPROPRIATIONS TO RESERVES

OVERLAY RESERVE (ABATEMENTS & REFUNDS)	\$300,000	\$300,000	\$300,000	\$300,000
RESERVE FUND	\$75,000	\$100,000	\$100,000	\$100,000
O(ther) P(ost) E(mployment) B(enefits) RESERVE	\$300,000	\$200,000	\$350,000	\$350,000

WAGE AND SALARY RESERVE (Union Employees)	\$-	\$2,645	\$500,000	\$500,000
<i>TOTAL APPROPRIATIONS TO RESERVES</i>	\$675,000	\$602,645	\$1,250,000	\$1,250,000
Total General Fund and Reserves	\$50,359,085	\$54,299,072	\$56,851,353	\$56,028,953
<u>FINANCIAL ARTICLES</u>	\$15,000	\$15,000	\$18,000	\$18,000
GRAND GENERAL FUND TOTALS	\$50,374,085	\$54,314,072	\$56,869,353	\$56,046,953
Revenue	\$52,776,459	\$54,354,578	\$56,046,953	\$56,046,953
Surplus Revenue/Free Cash	\$(428,273)	\$(285,200)	\$-	\$-
SURPLUS (DEFICIT)	\$1,974,101	(\$244,694)	(\$822,400)	\$0

ARTICLE 9: Water Enterprise Fund FY23 Recommended Operating Budget

	FY21 Actual	FY22 Budget	FY23 Requested	FY23 Recommended Town Administrator
Revenues				
User Charges	\$2,913,016	\$2,885,310	\$3,212,634	\$3,212,634
Connection Fees	\$111,615	\$60,000	\$80,000	\$80,000
Other Department Revenue	\$200,839	\$200,000	\$200,000	\$200,000
Investment Income	\$177	\$0	\$0	0
TOTAL OPERATING REVENUE	\$3,225,647	\$3,145,310	\$3,492,634	\$3,492,634
Retained Earnings Appropriated	\$0	\$66,492	\$0	\$0
TOTAL REVENUE	\$3,225,647	\$3,211,802	\$3,492,634	\$3,492,634
FY23 Water Enterprise Fund Operating Budget				
Salaries and Wages	\$566,371	\$641,346	\$675,282	\$675,282
Expenses	\$404,475	\$595,425	\$617,550	\$617,550
Purchase of Services	\$202,799	\$360,125	\$367,750	\$367,750
Utilities	\$37,871	\$49,700	\$51,200	\$51,200
Supplies	\$26,763	\$37,100	\$37,100	\$37,100
Gasoline	\$11,729	\$15,500	\$15,500	\$15,500
Other Charges and Expenses	\$1,402	\$3,000	\$3,000	\$3,000
Minor Equipment	\$13,030	\$30,000	\$43,000	\$43,000
Raw Water Cost	\$110,881	\$100,000	\$100,000	\$100,000
Water District	\$1,386,650	\$1,353,746	\$1,345,452	\$1,345,452
S/T	\$2,357,496	\$2,590,517	\$2,638,284	\$2,638,284
Indirect Costs from General Fund	\$474,759	\$503,591	\$518,699	\$518,699
Reserve Fund Water	\$50,000	\$50,000	\$50,000	\$50,000
Debt	\$48,289	\$49,012	\$49,274	\$49,274
Interest on Debt	\$13,621	\$12,493	\$11,377	\$11,377
Authorized and Unissued Debt	\$0	\$0	\$225,000	\$225,000
S/T	\$61,356	\$61,505	\$285,651	\$285,651
Total Water Enterprise Fund Operating Budget	\$2,943,611	\$3,205,612	\$3,492,634	\$3,492,634

ARTICLE 10: Sewer Enterprise Fund FY23 Recommended Operating Budget

	FY21 Actual	FY22 Budget	FY23 Requested	FY23 Recommended Town Administrator
Revenues				
User Charges	\$3,911,041	\$3,578,557	\$3,924,755	\$3,924,755
Connection Fees	\$105,717	\$40,000	\$40,000	\$40,000
Other Department Revenue	\$332,604	\$350,000	\$200,000	\$200,000
Investment Income	\$352	\$0	\$0	
TOTAL OPERATING REVENUE	\$4,349,714	\$3,968,557	\$4,164,755	\$4,164,755
Retained Earnings Appropriated	\$0	\$0	\$0	\$0
Sewer Betterment Stabilization Funds	\$82,274	\$155,569	\$167,479	\$167,479
TOTAL REVENUE	\$4,431,988	\$4,124,126	\$4,332,234	\$4,332,234

FY23 Sewer Enterprise Fund Operating Budget

Salaries and Wages	\$1,070,877	\$1,224,431	\$1,151,989	\$1,151,989
Expenses	\$1,053,878	\$1,131,325	\$1,245,825	\$1,245,825
Purchase of Services	\$193,927	\$256,000	\$278,000	\$278,000
Utilities	\$368,225	\$388,000	\$388,000	\$388,000
Supplies	\$86,919	\$71,325	\$154,325	\$154,325
Gasoline	\$10,265	\$15,000	\$15,000	\$15,000
Minor Equipment	\$14,571	\$51,000	\$50,500	\$50,500
Sludge Disposal	\$379,971	\$350,000	\$360,000	\$360,000
S/T	\$2,124,755	\$2,355,756	\$2,397,814	\$2,397,814
Indirect Costs from General Fund	\$650,677	\$693,571	\$714,378	\$714,378
Reserve Fund Sewer	\$50,000	\$50,000	\$50,000	\$50,000
Debt	\$507,509	\$513,941	\$510,434	\$510,434
Interest on Debt	\$284,826	\$267,858	\$247,108	\$247,108
Authorized but unissued Debt	\$0	\$168,000	\$412,500	\$412,500
S/T	\$792,335	\$949,799	\$1,170,042	\$1,190,792
Total Sewer Enterprise Fund Operating Budget	\$3,617,767	\$4,049,126	\$4,332,234	\$4,332,234

And further to transfer to the Sewer Enterprise Fund

Sewer Betterment West Island	\$18,035	\$73,053	\$80,000	\$80,000
Sewer Betterment Boulder Park	\$204	\$3	\$0	\$0
Sewer Betterment Nancy Street	\$1,441	\$23	\$0	\$0
Sewer Betterment SN Rd	\$12,553	\$82,490	\$27,515	\$27,515
FB Reserve Betterment Boulder Park	<u>\$0</u>	<u>\$0</u>	<u>\$9,964</u>	<u>\$9,964</u>
FB Reserve Betterment SN Rd	<u>\$0</u>	<u>\$0</u>	<u>\$50,000</u>	<u>\$50,000</u>

ARTICLE 11: Cable-Town

Enterprise Fund FY23 Recommended Operating Budget

	FY21 Actual	FY22 Budget	FY23 Requested	FY23 Recommended Town Administrator
Revenues				
Comcast Estimated Revenue	\$184,678	\$196,449	\$185,283	\$178,000
Retained Earnings	\$27,272	\$49,587	\$59,614	\$29,722
Total Revenue	\$211,950	\$246,036	\$244,897	\$207,722
FY23 Cable-Town Enterprise Fund Operating Budget				
Salaries and Wages	\$135,180	\$183,045	\$183,856	\$157,812
Benefits (transferred to the GF)	\$0	\$0	\$0	\$0
Expenses	\$33,994	\$35,600	\$35,400	\$34,400
<u>Purchase of Services</u>				
Repairs & Maint-equipment	\$163	\$1,000	\$1,000	\$600
Communication	\$8,486	\$8,500	\$8,500	\$8,500
Postage	\$9	\$100	\$100	\$100
Advertising	\$0	\$500	\$500	\$500
Professional Salary (transfer to GF)	\$0	\$0	\$0	\$0
Contracted Services	\$8,814	\$11,000	\$11,000	\$11,000
<u>Supplies</u>	\$0			
Office Supplies	\$628	\$700	\$700	\$400
Other Supplies	\$0	\$500	\$500	\$500
<u>Other Charges</u>				
Mileage/Car allowance	\$0	\$300	\$100	\$100
Seminars/Professional gatherings	\$225	\$1,000	\$1,000	\$700
Dues	\$425	\$500	\$500	\$500
Public Relations	\$201	\$500	\$500	\$500
<u>Minor Equipment</u>	\$15,043	\$11,000	\$11,000	\$11,000
 S/T	 \$169,174	 \$218,645	 \$219,256	 \$192,212
Indirect Costs from General Fund	\$42,776	\$27,391	\$25,641	\$15,510
Total Town Cable Enterprise Fund Operating Budget	\$211,950	\$246,036	\$244,897	\$207,722

ARTICLE 12: Cable-School Enterprise Fund FY23 Recommended Operating Budget

	FY21 Actual	FY22 Budget	FY23 Requested	FY23 Recommended Town Administrator
Revenues				
Comcast Estimated Revenue	\$138,827	\$154,352	\$145,580	\$138,000
Retained Earnings	\$34,069	\$58,055	\$69,822	\$23,759
Total Revenue	\$172,896	\$212,407	\$215,402	\$161,759
FY23 Cable Enterprise Fund Operating Budget				
Salaries and Wages	\$104,545	\$140,002	\$155,974	\$129,930
Benefits (transferred to the GF)	\$0	\$0	\$0	\$0
Expenses	\$26,138	\$44,251	\$31,779	\$31,779
<u>Purchase of Services</u>				
Repairs & Maint-equipment	\$0	\$0	\$0	\$0
Communication	\$26,138	\$15,000	\$23,000	\$23,000
Postage	\$0	\$0	\$0	\$0
Advertising	\$0	\$0	\$0	\$0
Professional Salary (transfer to GF)	\$0	\$0	\$0	\$0
Contracted Services	\$0	\$0	\$0	\$0
<u>Supplies</u>				
Office Supplies	\$0	\$0	\$0	\$0
Other Supplies	\$0	\$0	\$0	\$0
<u>Other Charges</u>				
Mileage/Car allowance	\$0	\$725	\$725	\$725
Seminars/Professional gatherings	\$0	\$550	\$550	\$550
Dues	\$0	\$300	\$300	\$300
Public Relations	\$0	\$0	\$0	\$0
<u>Minor Equipment</u>	\$0	\$27,676	\$7,204	\$7,204
S/T	\$130,683	\$184,253	\$187,753	\$161,709
Indirect Costs from General Fund	\$42,213	\$28,154	\$27,649	\$50
S/T	\$172,896	\$212,407	\$215,402	\$161,759
Total School Cable Enterprise Fund Operating Budget				
	\$172,896	\$212,407	\$215,402	\$161,759

TOWN OF FAIRHAVEN
STATEMENT OF INDEBTEDNESS

DESCRIPTION OF BOND ISSUE	INTEREST RATE	ORIGINAL BOND AMOUNT	DATE BOND ISSUED	DATE OF BOND MATURITY	AMOUNT OUTSTANDING 6/30/2022	To Maturity				
						2023	2024	2025	2026	2027
INSIDE DEBT LIMIT										
Sewer - Sconitcut Neck 6/8/02	2.0-5.0%	6,200,000	12/15/2004	12/15/2024	267,000	98,000	90,000	79,000	0	0
Sewer - Disinfection Facility 6/7/03	2.0-5.0%	1,560,000	12/15/2004	12/15/2024	205,000	70,000	69,000	66,000	0	0
E. Fairhaven School Design 6/8/02	2.0-5.0%	1,000,000	12/15/2004	12/15/2024	138,000	47,000	46,000	45,000	0	0
E. Fairhaven School Const. 6/8/02	2.0-3.0%	4,000,000	3/15/2007	3/15/2027	925,000	190,000	190,000	185,000	180,000	180,000
WPAT Project - Sewer Digester	2.00%	716,000	5/22/2013	1/15/2033	431,485	35,147	35,910	36,691	37,488	286,249
TOTAL INSIDE DEBT					1,966,485	440,147	430,910	411,691	217,488	466,249
OUTSIDE DEBT LIMIT										
Sewer W.I. Phase III	4.50%	362,500	5/14/2007	2/2/2025	53,683	17,287	18,065	18,331	0	0
Water Tank	2.5-4.0%	136,000	1/1/2013	1/1/2022	14,522	14,522	0	0	0	0
WPAT Project-Boston Hill Water Tank	2.5-4.0%	884,553	1/7/2015	1/15/2035	515,642	34,751	35,507	36,278	37,067	372,039
Wood School Project	2.5-4.0%	9,064,000	1/1/2013	1/1/2033	5,210,479	440,479	445,000	445,000	450,000	3,430,000
Ladder Truck	3.0-5.0%	885,000	7/25/2018	6/30/2029	615,000	90,000	90,000	90,000	90,000	255,000
Sewer Rehab	3.0-5.0%	7,405,000	7/25/2018	6/30/2039	6,595,000	290,000	300,000	315,000	330,000	5,360,000
TOTAL OUTSIDE DEBT					13,004,326	887,039	888,572	904,609	907,067	9,417,039
TOTAL DEBT					\$14,970,811	\$1,327,186	\$1,319,482	1,316,300	1,124,555	9,883,288

<u>Dept./Name</u>	<u>CY2021 Gross</u>	<u>Dept./Name</u>	<u>CY2021 Gross</u>
MODERATOR		ELECTION & REGISTRATION CONT.	
Sylvia, Mark	900.00	Kilanowich, Beth	231.75
		Burgo, Elaine	231.49
		Fowle, Patricia	221.08
SELECT BOARD		Mimoso, Kimberly	221.08
Oliveira, Vicki	70,355.05	Botelho, Diane	210.46
Rees, Mark	57,804.12	Branco, Maria	210.46
Pina, Loreen	46,419.26	Duval, Jodi	210.46
Espindola, Robert	6,686.64	Ellis, Anne	210.46
Silvia, Keith	6,686.64	Fauteux, Carole	210.46
Freitas, Daniel	4,367.76	Romano, Andrew	210.46
Powers, Stasia	2,318.88	Thomas, Michael	210.46
		Bachand, Lee	125.06
TOWN ACCOUNTANT		Moniz, Lisa	122.64
Carreiro, Anne	107,520.53	Chevalier, David	116.89
Shepard, Joyce	24,568.84	Russell, Molly	114.60
Dacunha, Helen	10,313.50	Shifman, Diane	114.60
		Chevalier, Linda	106.27
BOARD OF ASSESSORS		Melanson, Cathy	106.27
Garcia, Delfino	86,657.04	Rideaux, Beverly	106.27
Perry, Melody	42,987.81	Simbro, Patricia	106.27
Correia, Joanne	37,810.49	Sykes, Joyce	106.27
Davis, Pamela	7,136.40	Thomas, Rachel	106.27
Withington, Ellis	7,136.40	Barr, Denise	104.19
		Cabral, Kathleen	104.19
TREASURER / COLLECTOR'S OFFICE		Cabral, Kathleen	104.19
Graves, Wendy	170,822.76	Devlin Riley, Emily	104.19
Bettencourt, Pamela	65,618.71	Lavallee, Madeleine	104.19
Rose, Lisa	60,358.44	Mitchell, Barbara	104.19
King, Kerri	40,914.11	Perry, Nancy	104.19
Almeida, Amy	39,190.01		
Sylvia, Kathleen	35,418.32	CONSERVATION AGENT	
Blais, Suzanne	9,141.91	Mc Clees, Whitney	77,056.08
HUMAN RESOURCES		PLANNING BOARD OF APPEALS	
Roderiques, Susan	45,820.44	Camara, Kelly	3,073.65
		Carvalho, Maria	2,355.91
TOWN CLERK			
Fredette, Linda	51,387.83	TOURSIM	
Hurley, Carolyn	34,775.53	Richard, Christopher	73,579.31
Horan, Elisabeth	15,107.40		
		TOWN HALL	
ELECTION & REGISTRATION		Fournier, Kevin	42,077.01
Lowney, Eileen	20,128.49	Fostin, Frank	2,719.54
Hyland, Kim	329.66		
Isaksen, Nils	329.66	PLANNING & ECONOMICS	
Costa, Bernadette	252.62	Foley, Paul	94,301.25
Moniz, Lisa	252.62	Ripley, Marie	39,170.80
Therrien, Linda	252.62	Pacella, Patricia	37,886.32
Levesque, Sarah	241.69	Fidalgo, Stephanie	732.67

<u>Dept./Name</u>	<u>CY2020 Gross</u>
POLICE DEPARTMENT	
Myers, Michael	183,365.02
Botelho, Michael	154,284.01
Dorgan, Daniel	146,898.51
Sobral, David	144,942.25
Swain, Kevin	140,472.36
Gordon, Scott	137,502.59
Snizek, Frank	137,234.58
Coelho, Scott	132,219.01
Bouvier Jr, Michael	130,637.84
Kobza, Kevin	130,557.45
Botelho, Matthew	128,388.41
Souza, Timothy	120,535.51
Joseph, Scott	117,684.72
Mello Jr, Wayne	117,078.88
Cannon, Laurie	115,931.16
Bettencourt III, Jerald	111,814.59
Darmofal, Marc	111,701.85
Chasse, Kevin	104,360.32
Penha Jr, Jerome	102,406.67
Haaland, Marcy	98,119.09
Bettencourt, Christopher	95,137.87
Bettencourt, James	94,660.97
Tavares, Jason	92,421.12
Guerreiro, Janis	90,807.93
Cudmore, Glenn	90,657.12
Beauregard, Christopher	87,538.07
Viera, Zachary	86,529.15
Carrette, Michael	83,567.43
Benoit, Ryan	82,356.35
Adesso, Jaunna	79,325.26
Jodoin, Jillian	74,896.54
Ciccone, Richard	72,021.54
Walker, Arianne	64,247.69
Vachon, William	62,635.56
Spooner, Marie	58,152.47
Cripps, Terence	55,656.56
Dupont, Ann	53,218.79
Chace, Susan	42,530.24
Sobral, Matthew	38,267.19
Ponte, Savannah	26,690.32
Dillon, Andrew	13,944.00
Horsley, Ethan	13,944.00
Silva, Alexander	10,145.09
Rodrigues, Brandon	9,856.18
Cambra, Alexis	8,049.20
Gamboa Lomeli, Pricilla	6,699.33
Dasilva, Myles	6,473.71
Desousa, Evan	5,232.60
Duarte, Gabriella-Rose	3,219.20

<u>Dept./Name</u>	<u>CY2020 Gross</u>
POLICE DEPARTMENT	
Ciccone, Richard	22,257.23
Bourgault, Pamela	1,248.48
FIRE DEPARTMENT	
Correia, Todd	154,789.26
Nichols, Joy	149,026.82
Correia, Paul	138,560.46
Burr, Chauncey	126,393.43
Benoit, Joshua	112,132.58
Silveira, Douglas	111,964.41
Lacerda, Jesse	108,769.27
Debrosse, Maggie	101,275.93
Riggs, Brian	99,019.71
Messier, Brian	98,793.88
Decouto, Troy	97,656.87
Mattessich, Mark	96,039.35
Rebello, Nathan	92,862.23
Gonsalves, Kevin	89,571.88
Cabral, Jordan	88,950.64
Harrington, Sean	85,052.11
Oliveira, Shawn	84,660.05
Farias Jr, Michael	84,205.64
Desroches, Timothy	82,695.89
Freitas, Edward	80,858.87
Grajales, Shawn	77,039.84
Correia, Tyler	74,369.18
Rittenhouse, Scott	74,307.22
Horsley, Erik	74,005.93
Amado, Ryan	68,628.69
Austin, Kristine	66,286.29
Francis, Timothy	48,405.00
Medeiros, Antone III	45,291.66
Sexton, Todd	21,998.09
Espinola, Spencer	14,203.03
CALL FIRE DEPARTMENT	
Cox, Todd	10,776.92
Daniel, Brian	4,836.10
Thatcher, Thomas	3,765.28
Knowles, GB	3,749.44
Gautreau, Nicholas	3,496.74
Wilson, David	3,087.91
Ramos, Shain	2,389.93
James, Joseph	2,360.81
Lopes, Heather	1,289.06
Foster, Matthew	1,263.00
Pepin, Edward	990.57
Thatcher, Ian	918.74
Dompierre, David	795.26

<u>Dept./Name</u>	<u>CY2020 Gross</u>
CALL FIRE DEPARTMENT CONT.	
Oliveira, Nicholas	561.50
Katz, Adam	503.80
Winnett, Scott	449.26
Souza, James	423.23

FIRE DEPARTMENT

Messier, Brian	12,121.11
Riggs, Brian	5,366.63
Decouto, Troy	2,694.38
Oliveira, Shawn	2,099.84
Benoit, Joshua	1,624.33
Grajales, Shawn	1,432.71
Desroches, Timothy	1,401.51
Rittenhouse, Scott	1,256.15
Sexton, Todd	1,151.30

FIRE DEPARTMENT

Lincoln, Robert	99,430.68
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BUILDING DEPARTMENT

Carmichael, Chris	87,856.48
Raposo, Paul	13,725.31
Daigle, Henry	8,361.30
Lussier, Norman	6,315.10
Charpentier, Joseph	6,104.47
Dossantos, Jessica	5,958.40
Alphonse, William	1,013.88
Cottrill, John	674.80
Brodo III, Stephen	96.36

WEIGHTS & MEASURES

White, Raymond	4,165.00
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EMERGENCY MANAGEMENT

Jodoin, Marc	4,000.00
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TREE WARDEN

Collasius, Don	4,880.64
Knowles, GB	2,440.32

TREE DEPARTMENT

Goldrick, Corey	10,416.04
Lewis Jr, Michael	7,185.19
Borges, Joseph	6,361.57
Pavao, Jesse	446.77
Donovan, Timothy	3,203.25
Powers, Connor	827.64
Bowers, Michael	814.69
Mayer, Jake	714.12

<u>Dept./Name</u>	<u>CY2020 Gross</u>
TREE DEPARTMENT CONT.	
Ketchum, Taylor	43.92

HARBORMASTER/ SHELLFISH

Cox, Timothy	84,238.65
Souza, Sheri	37,639.42
Riley, G Steven	4,230.49
Botelho, Steven	3,139.03
Lafreniere, Thomas	2,665.69
Sylvia, Paul	1,254.90
Normand, Edward	1,221.17

SCHOOL ADMINISTRATION

Baldwin, Robert	154,405.59
Kohler, Tara	154,065.54
Potter, Nicole	116,263.82
Castanhinha, Jennifer	114,686.51
Rosa, Steven	80,845.13
Sullivan, Diane	67,923.37
Illingsworth, Jessica	60,285.93
Bouchard, Melissa	56,365.93
Loranger, Barbara	43,951.78
Pinheiro, Christina	35,007.41
Frias, Melissa	31,139.41
Mclaughlin, Kimberley	24,425.52
Balestracci, Mark	5,517.24

ELEMENTARY SCHOOL

Weidenfeller, Wendy	113,237.10
Burnett, Yolanda	112,861.82
Silva, Amy	97,468.74
Nogueira, Patrice	90,655.06
Callanan, Marybeth	90,545.58
Silva, Cathy	90,246.98
Roque, Tara	90,165.06
Munce, Brian	88,734.32
Hunt, Meg	87,734.96
Laverdiere, Michelle	87,543.26
Lasalle, Jacqueline	86,458.50
Thomas, Lisa	86,049.14
Vasconcelos, Lynn	85,993.99
Tilton, Leslye	85,109.96
Desrosiers, Paula	84,909.96
Holloway, Mary	84,834.32
Guilfoyle, Kelly	84,784.32
Long Roise, Heather	84,234.96
Satchell, Kayla	84,146.61
Castelo, Jennifer	84,146.50
Tynan, Carol	83,329.14
Pavlic, Michelle	83,284.32

<u>Dept./Name</u>	<u>CY2020 Gross</u>
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ELEMENTARY SCHOOL CONT.

Ingemi, Amy	83,174.14
Mattos, Dawn	83,058.51
Dwyer, Kim	82,999.14
Foster, Brendan	82,869.32
Riley, Emily	82,643.87
Pallatroni, Erica	82,224.14
Dingee, Tracey	82,224.14
Barboza, Carole	82,209.32
Neely, Lisa	82,169.32
Murphy Mello, Maureen	82,084.78
Rutkowski, Jennifer	82,059.32
Antonio, Kristen	81,939.78
Lopes, Sarah	81,824.32
Panell, Laura	81,784.32
Katz, Kimberly	81,039.32
Arruda, Lynn	81,009.32
Chouinard, Linda	80,972.20
Fennelly, Jocelyne	80,599.13
Carlson, Patricia	79,988.07
Frazier, Regina	79,833.51
Lincoln, Teresa	79,222.20
Oliveira, Silvia	79,074.49
Gilbert, Deborah	78,922.20
Rock, Cynthia	78,672.20
Homer, Monica	77,747.20
Bissonnette, Paula	76,430.89
Langlais, Kendra	73,085.68
Hoak, Erin	72,845.68
Turner, Valerie	71,624.53
Pickup, Stephanie	70,172.08
Leve Mc Gee, Jill	69,345.36
Decas, Brenner	68,014.93
Lee, Maureen	67,024.16
Taylor, Melissa	66,633.87
Welch, Suzanne	66,033.87
Dunn, Allison	65,061.16
Ouellette, Alyssa	64,581.67
Santiago, Billie-Jean	63,149.76
Benjamin, Kerri	62,920.96
Prior, Kelsey	62,890.96
Monroe, Keri	61,037.78
Barroso, Sarah	59,895.32
Nicolosi, Deborah	59,895.32
Warrington, Jamey	59,432.10
Enos, Nicole	53,852.95
Palmer, Annette	53,305.52
Cournoyer, Stephanie	51,869.81
Patnaude, Ashley	50,083.59
Costa, Jacob	47,781.81

<u>Dept./Name</u>	<u>CY2020 Gross</u>
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ELEMENTARY SCHOOL CONT.

Sebastiao, Kathryn	47,295.51
Ribeiro, Melissa	45,672.82
Moura, Russell	44,026.87
Rock, Janet	43,585.03
Dean, Melanie	43,347.14
Liarikos, Anne-Marie	41,674.17
Souza, Michelle	40,342.37
Charpentier, Donna	39,631.49
Plummer, Martha	39,399.27
O'reilly, Courtney	39,218.94
Kenyon, Kelly	37,292.10
Lafountain, Tina	34,904.04
Lavoie, Judith	34,651.64
Pires, Dakota	34,073.07
Mitchell, Beth	33,891.39
Joseph, Kate	33,495.90
Joseph, Rachel	32,454.32
Ingham, Stacy	26,849.83
Berry, Patrick	26,194.34
Antunes, Frank	26,150.75
Hooley, Heather	25,723.30
Pushee, Laura	25,238.20
Young, Jesseca	25,006.01
Perry, Kraig	24,258.60
Dumas, Jennifer	22,390.37
Chandler, Lucy	21,886.84
Medeiros, Lisa	21,880.66
Abrantes, Lisa	21,584.03
Jorge, Amy	21,532.30
Allen, Meagan	21,520.30
Young, Kera	21,520.30
Botelho, Laurie	20,743.81
Grace, Maureen	19,734.38
Campbell, Brennah	19,549.96
Lewis, Jaclyn	19,491.76
Sylva, Lynne	19,349.29
Desnoyers, Melissa	19,050.77
Lopes, Carolyn	18,839.38
Bassett, Jessica	18,747.93
Medeiros, Carol	18,580.81
Demello, Jai-Annah	17,253.86
Lopes, Casey	16,716.93
Ste. Marie, Trisha	16,454.23
Macdonald, Amy	14,187.04
Grant, Jillian	12,913.87
Thatcher, Keri	11,698.75
Rodrigues, Ellen	11,564.24
Melo, Collin	11,408.53
Mckeown, Heidi	11,098.04

<u>Dept./Name</u>	<u>CY2020 Gross</u>
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ELEMENTARY SCHOOL CONT.

Aiello, Sara	9,387.92
Pacheco, Laurie-Ann	8,144.05
Rosa, David	7,829.25
Mydlack, Jane	6,850.90
Tranflaglia, Courtney	6,834.66
Perrotti, Jennifer	6,734.10
Casmira, Melissa	6,594.30
Teixeira, Heidi	5,424.20
Oliveira, Michaela	591.18

MIDDLE SCHOOL

Bettencourt, Nicholas	124,125.42
Camara, Christopher	95,154.69
Rego, Dawn	92,616.56
Tracey, Joan	91,116.56
Reedy, Kevin	90,316.14
Amado, Ashley	88,572.91
Bradshaw, Renee	87,659.96
Gunschel, Michelle	87,284.61
Galvam, Derek	86,651.29
Leblanc, Kimberly	85,209.32
Hebert-Hunter, Laurie	84,834.32
Beausoleil, Sonya	83,924.14
Landis, Monica	83,549.14
Edwards, Christopher	83,459.96
Ford, Kristen	82,224.14
Pegg, Annie	82,034.32
Nunes, Nelly	82,003.50
Drouin, Pamela	81,593.50
Stanton, David	81,399.32
Byrnes, Rosanna	81,384.32
Hamilton, Edward	80,498.07
Marshall, Daniel	79,530.03
Lunney, Lisa	76,756.53
Bernardo, Mary	71,670.36
Cadima, Lisa	71,389.08
Pease, Jennifer	68,028.94
Edwards, Kerrie	64,906.87
Sullivan, Jill	64,885.96
Vertullo, Ilana	55,561.62
Cunha, Steven	54,626.64
Galvao, Patrick	51,720.91
Galinha, Grace	49,352.98
Smith Jr, Robert	46,505.35
Gomez Jr, Eladio	46,180.53
Choquette, Elizabeth	39,566.47
Medeiros, Myles	35,279.95
Frates, Kathleen	33,860.50

<u>Dept./Name</u>	<u>CY2020 Gross</u>
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MIDDLE SCHOOL CONT.

Clark, Lisa	33,821.91
Fairbank, Samantha	33,671.32
Sinko, Theresa	32,587.99
Dasilva, Shawn	31,746.36
Mcshane, Makayla	31,141.46
Nunes, Darah	31,141.46
Loranger, Caroline	30,841.46
Pasquine, Stephanie	30,841.46
Harrington, Danielle	30,541.46
Marrano, Faith	27,480.46
Peckham-Costa, Linda	26,503.77
Donnelly, David	25,213.35
Donovan, Kelly	25,010.81
Dillon, Louise	20,229.96
Bentley, Karen	20,122.35
Smith, Kelli	19,670.19
Lacasse, Gail	18,734.85
Fernandes, Michael	17,002.30
Machado, Elizabeth	16,862.30
Metzger, Rebecca	16,862.30
Parlon, Lillian	16,681.93
Canastra, Taylor	16,067.52
Harper, Lauren	15,887.52
Dewitt, Colby	15,271.36
Mcgrath, Sarah	15,131.36
Sanson, Victoria	15,131.36
Gonzalez, Michael	14,726.64
Matthews, Morgan	13,091.24
Shuttleff, Marty	12,565.01
Rosa, Porsche	9,331.85

HIGH SCHOOL

Kulak, Andrew	122,720.01
Joseph Jr, Donald	105,524.06
Francis, Scott	103,241.12
Millette, Lauren	101,266.91
Almeida, Derek	99,308.49
Giannandrea, Nicole	96,169.02
Higgins, Tracy	95,188.68
Costa, Tara	94,764.34
Medeiros, Douglas	92,955.92
Oliveira, Christine	91,400.92
Boucher, Stephen	89,526.07
Sunderland, Julie	89,307.50
Young, Bryan	88,772.96
Allaire, Angela	88,270.17
Neville, Christine	87,090.19
Cordeiro, Donna	86,366.26

<u>Dept./Name</u>	<u>CY2020 Gross</u>	<u>Dept./Name</u>	<u>CY2020 Gross</u>
HIGH SCHOOL CONT.		HIGH SCHOOL CONT.	
Welty, David	86,232.98	Berger, Rachel	49,072.67
Gesualdo, Robert	86,185.57	Souza Jr, Kenneth	48,612.33
Pilla, Nicholas	85,985.45	Horsley, Steven	48,322.62
Davis, Gregory	85,496.96	Reedy, Nicole	48,107.46
Whinnem, Bethany	85,341.85	Martins, Diane	47,898.80
Bendiksen, Tove	84,954.32	Alves, Brianna	47,780.27
Foster, Christopher	84,596.63	Krol, Sara	46,692.28
Hevey, Benjamin	84,563.63	Costa, Erin	46,127.84
Moll, Jeffrey	83,950.50	Richard, Brian	44,942.41
Vernacchio, Jacqueline	83,720.98	Aguiar, Michael	43,967.95
Burlinson, Matthew	83,576.63	Young, Jeremy	40,803.96
Roveda, Brenda	83,520.63	Costa, Julie	39,025.63
Mailloux, Cari	83,299.02	Perry, Jeffrey	37,517.78
Camara, Brittany	83,221.85	Decosta, Linda	37,496.80
Lynch, Jamie	83,146.63	Oswald, Kerrie	34,681.00
Doyon, Stacy	82,896.63	Reedy, June	29,430.02
Richardson, Michael	82,896.63	Bulgar, Rudolph	28,676.55
Cousens Jr, James	82,870.63	Gomes, Paul	28,222.59
Amaral-Pina, Sarah	82,845.21	Paris, Shawnte	27,915.65
Lacasse-Elliot, Ann	82,808.90	Dalomba, John	26,798.77
Duarte, Melissa	82,594.14	L Etoile, Andrew	26,745.18
Beaulieu, Kevin	82,534.32	Corcoran, Kerry	26,728.76
Ramsden, Karen	82,209.32	Corcoran, Pamela	26,283.77
Olivier, Cheryl	81,784.32	Pavao, Judy	26,040.18
Smith, Meredith	81,526.79	Botelho, Sharlene	25,740.18
Carrig, Christopher	81,436.01	Wilder, Kellie	24,774.88
Pedersen, Amanda	80,390.10	Mchale, Priscilla	23,172.61
Polochick, Jennifer	78,309.30	Imprescia, Kalie	18,987.43
Furtado, Lenore	75,055.51	Rapoza, James	18,441.11
Mcneill, Alfred	74,501.80	Moniz, Kenzie	17,245.30
McNulty, Molly	74,320.68	Hutchens, Tara	16,990.17
Ribeiro, Manuel	72,430.33	Pike, Nicole	12,992.88
Nunes, Sandra	72,320.86	Almeida, Dana	10,054.04
Luz, Timothy	71,223.88	Morency, Janice	9,373.72
Constant, Allen	68,866.76	Rosario, Cecilia	8,571.85
Rodrigues, Cody	64,980.30	Mello, Paul	7,967.80
Furtado, Andrew	64,231.56	Antonio, Jason	7,823.40
Pimental, Abigail	63,724.46	Davis, Kelly	7,791.64
Ricciardi, John	62,438.47	Roderick, Amber	6,691.00
Carr, William	60,832.57	Mattos, Hannah	5,875.20
Collette, Allyson	59,848.27	Almeida, Kayla	5,866.00
Bernardo, Nelson	56,775.83	Peixoto, David	5,866.00
Young, Ainsley	56,444.08	Nunes, John	5,501.16
Pittsley, Mary	56,025.80	Lima, Allison	4,937.00
Gilman, Colbylyn	55,196.11	Fernandes, Paulo	4,936.98
Girouard, Courtney	53,158.60	Baiardi, Walter	4,840.00
Gonsalves, Erin	52,356.11	Gill, Wilfred	4,840.00
Sylvia, Andre	49,317.39	Smith, Makenzie	3,264.00

<u>Dept./Name</u>	<u>CY2020 Gross</u>	<u>Dept./Name</u>	<u>CY2020 Gross</u>
HIGH SCHOOL CONT.		SUBSTITUTES CONT.	
Matteos, Jozef	2,488.48	Silva, Mario	1,890.00
Elliott, Nicholas	2,402.91	Cobb, Daniella	1,725.00
Labonte, Lexi	1,815.00	Markey, Taylor	1,495.00
Pacheco, Nelson	1,481.00	Amaral, Lisa	1,425.00
Pilla, Jessica	1,452.00	Wotton, Julie	1,331.25
Tetreault, Riley	1,452.00	Mello, Leonard	1,320.00
Antil, Jarriid	1,184.80	Nunes, Susane	1,268.45
Barreiros, Vinicius	1,184.80	Devincent, Ryan	960.00
Aguiar, Maria	762.96	Suprenant, Rebecca	840.00
Demanche, Breanna	360.00	Baldwin, Samuel	805.00
Veitch, Miller	255.00	Parent, Gavin	805.00
		Valois, Denise	700.00
		Bizarro, Jayde	690.00
		Rivera, Katie	575.00
		Jerome, Kimberly	550.00
		Harris, Vicki	460.00
		Silva, Amy	420.00
		Jupin, Nicholas	345.00
		Panek, Christina	337.50
		Gifford, Jenna	280.00
		Lemieux, Kathleen	240.00
		Mitchell, Alexandra	230.00
		Winnett, Heidi	114.60
		Wilson, Stephanie	75.00
CROSSING GUARDS		LUNCH MONITORS	
Perry, Nancy	12,494.25	Mindle, Marie	5,379.75
Dompierre, Kerry	4,590.00	Santos, Rosemary	5,133.42
De Oliveira, Maria	2,362.50	Crawford, Anna	3,629.25
Parker, Pauline	252.62	Lajoie, Pamela	2,946.43
		Jennings, Carol	2,777.66
		Choquette, Rachel	1,450.00
		Mattos, Stephanie	837.00
		Starvish, Kate	337.51
SUBSTITUTES		HIGHWAY DEPARTMENT	
Gubler, Kristin	57,533.68	Charbonneau, John	113,027.52
Alexander, George	18,530.00	Silva, Jorge	71,442.89
Lemay, Stephanie	15,761.88	Mccarron, Kevin	70,867.20
Collins, Lisa	14,899.88	Desroches, Joseph	65,447.93
Spiegler, Laura	14,351.16	Gagliardi, John	63,673.07
Branco, Nicole	14,085.00	Hurley, Charles	60,381.94
Andrews, Destiny	12,721.16	Winderlick, Kyle	58,427.04
Sprayregen, Peter	12,540.00	Souza, Manuel	57,112.99
Benevides, Erika	12,462.00	Lawrence, James	53,634.65
Rice, Lily	12,350.00	Dos Santos, Alessandro	53,496.38
Brum, Katherine	12,185.00	Nogueira, Kim	51,048.17
Richards, Andrew	11,665.00	Amaral, Christopher	48,999.73
Evangelho, James	10,235.00	Simonin, Sean	48,499.69
Cushman, Donna	9,856.25		
Bernier, Arthur	9,665.00		
Racine, Annette	7,219.80		
Wesoly, Samantha	6,915.00		
King, Donna	6,300.00		
Lafleur, Lionel	6,002.50		
Ashworth, Jacob	5,257.50		
Sylvia, Janice	5,160.00		
Chevalier, James	4,657.50		
Cebula, Caleb	4,255.00		
Bennett, Justin	4,025.00		
Lavallee, Mandy	3,795.00		
Carreiro, Anthony	3,772.50		
Ramos, Terry	3,550.00		
Edminster, Christina	3,172.50		
Silvia, Ayfer	2,257.50		
Schultz, Forrest	2,205.00		

<u>Dept./Name</u>	<u>CY2020 Gross</u>
HIGHWAY DEPARTMENT CONT.	
Cunningham, Joshua	48,391.00
Farland, David	45,879.46
Cardoza, Philip	45,188.35
Chase, Joshua	45,146.07
Girouard, Matthew	44,478.81
Mitchell, Sean	31,633.65
Carreiro, Robert	5,666.40
Jones, Kyle	2,985.70

DPW ADMINISTRATION	
Furtado, Vincent	126,414.35
Vento, Rebecca	73,257.00

SEWER DEPARTMENT	
Schick, Linda	110,974.77
Robillard, Rene	96,992.92
Paczosa, Raymond	87,833.62
Frates, Joseph	74,985.04
Oliveira, Victor	70,478.52
Hathaway, Dana	68,758.23
Holland, Christopher	68,052.07
Barlow, Lee	66,848.27
Manzone, Matthew	66,162.77
Parker, Nicholas	63,546.76
Melo, David	60,993.45
Gomes, Robert	56,596.96
Robillard, Ryan	53,777.88
Perry, Tyler	50,727.37
Paulson, Charlene	48,558.44
Luiz, Manuel	45,992.04
Costa, Rosemary	41,021.36
Amaral, Jared	23,402.98
Tripp, Kathy	21,144.34
Arruda, Seth	11,386.55
Almeida, Gabrielle	5,081.58

WATER DEPARTMENT	
Furtado, Jeffrey	110,267.76
Fleurent, Karl	83,888.00
Farrell, William	66,369.01
Snell, Daniel	64,607.78
Bowers, Jonathan	57,853.36
Snell, Daryl	54,818.16
Alexion, Seth	52,885.20
Wilson, Joyce	46,082.97
Lavalette, Kristy	37,694.11
Leavitt, Austin	9,610.45

<u>Dept./Name</u>	<u>CY2020 Gross</u>
BOARD OF HEALTH	
Flaherty Jr., David	60,633.41
Bowers, Jocelyn	38,229.06
Dupont, Sarah	16,082.00
Hemingway, Thomas	8,235.96
Deterra, Peter	1,723.32
Haworth, Geoffrey	1,313.91

COUNCIL ON AGING	
Silvia, Anne	70,072.19
Vandenburgh, Cynthia	43,967.60
Walker, Richard	36,153.95
Dauteuil, Lucille	34,204.06
Alfonse, Christine	15,611.68
Pequita, Phyllis	14,585.60
Barcellos Jr, Frank	11,188.01
Dwelly, Donna	7,635.43
Dexter, Ronald	7,592.91
Dantoni, Carolyn	5,666.96
Hennessy, James	3,480.65
Bourke, Sally	1,607.41
Almeida, Stephen	1,178.49
Hebert Jr, Leon	592.58

VETERAN'S SERVICES	
Fish, Bradford	64,087.82
Bettencourt, Jane	18,147.10

RECREATION CENTER	
Rensehausen, Warren	71,965.19
Martin, Rachel	52,999.08
Viera, David	13,971.54
Girard, Jacob	8,875.73
Carreiro, Colby	6,960.48
Ristuccia, Donna	6,473.55
Fitzsimmons, Colton	6,145.74
Dufresne, Meaghan	4,591.62
Lawrence , Jennifer	3,388.66
Duarte, Brayden	3,268.57
Daponte, Kyle	2,931.44
Trahan, Benjamin	2,812.70
Andre, Eamonn	2,613.36
Leite, Ana	2,323.72
Surprenant, Ivy	2,259.08
Brunette, Garrett	2,081.60
Souza, Brayden	1,821.09
Pereira, Andrew	988.01
Haaland, John	908.83
Hebert, Kathryn	605.88

<u>Dept./Name</u>	<u>CY2020 Gross</u>	<u>Dept./Name</u>	<u>CY2020 Gross</u>
RECREATION CENTER CONT.		POLICE OFF DUTY CONT.	
Gibeau, Nancy	600.00	Rousseau, Gary	4,251.88
Baiardi, Julie	550.00	Chase, Russell	3,978.00
		King, Justin	3,176.00
PARKS DEPARTMENT		Myers, Matthew	1,845.83
Pinard, Richard	59,348.52	Foster Jr, Stephen	1,768.00
Sobral, Christopher	13,915.35	Alves, Michael	1,762.00
Silva, Brett	5,673.41	Orr, Robert	1,696.00
Carvalho, Nicholas	4,087.15	Reimer, Stephen	1,296.00
Croteau Jr, Michael	3,256.14	Sadeck , Marshall	949.00
Hoeg-Chick, Jordan	3,171.70	Delmonte, Brian	864.00
Amaral, Laila	2,220.53	Wunschel, Donna	856.00
Pickup, Taylor	1,551.12	Melo, Paul	796.00
Pickup, Olivia	1,545.80	Perez, Felix	455.00
Lavalette, Gary	1,457.75	Souza, Brian	432.00
Cantoreggi, Carlson	1,055.26	Lajoie, Michael	416.00
Pickup, Abigail	871.07	Smith, Scott	216.00
POLICE OFF DUTY		GOVERNMENT ACCESS	
Bourgault, Pamela	85,994.37	Frates, Derek	66,515.42
Lacerda, Philip	69,777.63	Sa, Erick	46,741.12
Soares, Alexander	67,898.26	Doyle, Nicholas	14,690.06
Correia, David	40,101.25	Botelho, Alyssa	8,413.21
Manzone, Ronnie	15,218.40	Migliacci, Todd	4,005.01
Boivin, Robert	7,270.25	Fernandes, Bethany	1,894.55
Cardoso Jr, Adalberto	5,857.75	Branco, Miranda	239.16
Andrews, Paul	5,684.50		

Information Gathered From The Treasurer's Office.
Employee's Gross Earnings For The Calendar Year 2021.
Police/Fire Earnings Reflect: Regular, Overtime, And Off Duty Earnings
Paid By Third Party Vendors

GENERAL FUND RESERVES:

				% of Budget	Recommended Level
FY23 General Fund BOS/TA Recommended Budget			\$56,046,953		
Certified Free Cash 7/1/21		4,411,068			
FY2022:					
Art 5	Bills of Prior Year	(686.85)			
Art 6a	Bristol Aggie assessment increase	(7,600.00)			
Art 6b	Voke assessment increase	(111,177.00)			
Art 6c	Police salaries	(65,000.00)			
Less: TM June 18, 2022 transfer to FY22 Operating Bdgt:			(184,464)		
FY2023:					
Less: TM June 18, 2022 for FY23 Operating Bdgt:			-		
Art 13a	Fire Eng 2 tool project	(35,000.00)			
" b	Replace voting machines	(38,000.00)			
" c	Replace ambulance/stretchers	(25,000.00)			
" d	Replace cruisers	(134,000.00)			
" f	Replace computer equipment	(30,000.00)			
" g	Replace life pak 15 (3 units)	(96,000.00)			
" h	Replace loader	(220,000.00)			
" i	Computer server for offsite electronic storage	(24,000.00)			
" j	Beach mat for handicap access	(25,000.00)			
" k	Replace boiler at town hall	(125,000.00)			
" l	COA/Rec building roof replace(design/construct)	(54,000.00)			
" m	Replace Harbormaster boat engine	(26,000.00)			
" n	Hydraulic rescue tools	(41,000.00)			
" o	Upgrade town/school phone system	(223,000.00)			
" p	Replace windows/blinds in town hall	(21,000.00)			
" q	Control desk radio upgrade	(48,000.00)			
Art 16	Roadwork	(425,000.00)			
Art 18	Transfer from Surplus Revenue to GF Cap Stab Fd	(400,000.00)			
Art 25	Retirement base COLA increase	(64,041.00)			
Art 30	Town Hall Repairs (windows/clock gears)	(16,000.00)			
Art 33	Climate change assessment (25% match)	(10,000.00)			
Art 37	Hazard mitigation plan (10% match)	(5,000.00)			
Art 41	Union Wharf purchase 900 sq ft parcel	(80,000.00)			
Art 43	West Island Dredging (20% match)	(40,000.00)			

Art 44	Union Wharf North Side (25% match)	(250,000.00)			
Art 45	Hydraulic Rescue Equipment (5% match)	(1,893.00)			
Art 46	New ambulance FEMA (5% match)	(14,286.00)			
Art 51	St. Light on Welcome St	(800.00)			
Less: TM June 18, 2022 for FY23 Financial Articles :			(2,472,020)		
Balance remaining in Free Cash			1,754,584	3.1%	3-5%
GF Stabilization Fund as of 3-31-22			3,181,089	5.7%	5%
GF Capital Stabilization Fund as of 3-31-22		5,819,088			
Less: Public Facility Complex Design TM 6/18/22 - Art 40		(5,000,000)			
Add: Surplus Revenue TM 6/18/22 - Art 18		400,000			
Balance remaining GF Capital Stabilization			1,219,088	2.2%	2-3%
Total GF Reserves			6,154,761	11.0%	10-12%

HEALTH INSURANCE TRUST FUND:

	Balance	Recommended	\$ +/-	% +/-
	4-30-22	Level (note 1)		
Trust Fund	1,287,014	1,616,972	(329,958)	-20%

Note 1: The recommended minimum balance to be the greater of \$1,600,000 or three months of average monthly claims which is calculated to be \$1,616,972 as of 4-30-22 (Expd @ 4/30 = 4,850,916/ 9 x 3 = 1,616,972).



LINDA FREDETTE
Town Clerk
Fairhaven, MA 02719

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