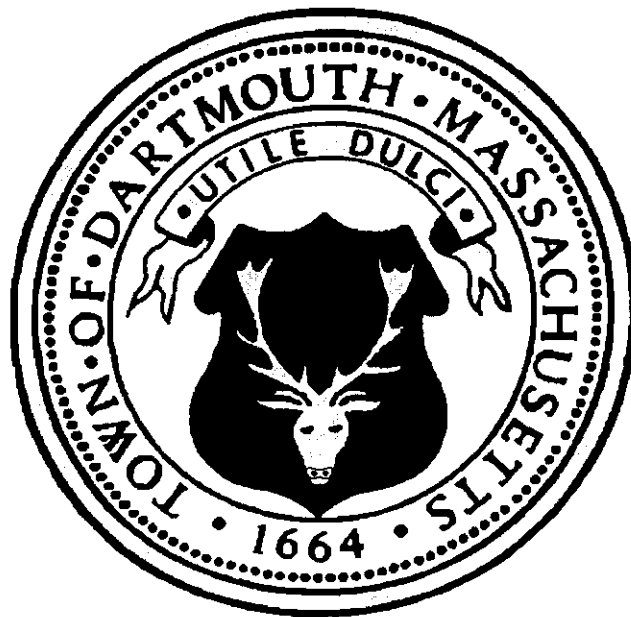


**DARTMOUTH
SPRING ANNUAL TOWN MEETING
WARRANT**



**SATURDAY, JUNE 20, 2020
10:00 A.M.**

REMOTE MEETING VIA ZOOM

BACKUP TIME & LOCATION

**Saturday August 1, 2020 at 10:00am
Dartmouth Middle School, 366 Slocum Road**

**TOWN OF DARTMOUTH
WARRANT
SPRING ANNUAL TOWN MEETING
June 20, 2020**

BRISTOL, SS.

To either of the Constables or Police Officers of the Town of Dartmouth in said County of Bristol and Commonwealth of Massachusetts.

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of the Town of Dartmouth qualified to vote in Town affairs to meet via remote participation, on Saturday, the 20th day of June at ten of the clock in the morning, then and there to act on the following articles, viz:

**ARTICLE 1: COMMUNITY PRESERVATION COMMITTEE –
ADMINISTRATIVE BUDGET**

To see if the Town will vote to appropriate from Fiscal Year 2021 Community Preservation Annual Revenues in the amount of \$35,000.00 for administrative expenses as referenced in the Community Preservation Fiscal Year 2021 budget.

Or take any other action relative thereto.

Sponsor: Community Preservation Committee

**ARTICLE 2: COMMUNITY PRESERVATION COMMITTEE –
APPONGANSETT PLAYGROUND RENOVATIONS**

To see if the Town will vote to appropriate \$200,000.00 from Fiscal Year 2021 Community Preservation Annual Revenue to the Town of Dartmouth Parks and Recreation Department for Apponagansett Playground Renovations all in accordance with the terms and conditions of the Community Preservation Memorandum of Understanding and referenced in the Community Preservation Fiscal Year 2021 budget.

Or take any other action relative thereto.

Sponsor: Community Preservation Committee

ARTICLE 3: **COMMUNITY PRESERVATION COMMITTEE – FY 2021
COMMUNITY HOUSING AND HISTORIC PRESERVATION
RESERVE**

To see if the Town will vote to appropriate or reserve for later appropriation monies from Fiscal Year 2021 Community Preservation Annual Revenues in the amount of \$180,000.00 as referenced in the Community Preservation Fiscal Year 2021 budget to be allocated as follows:

\$90,000.00 [Community Housing Reserve]
\$90,000.00 [Historic Preservation Reserve]

Or take any other action relative thereto.

Sponsor: Community Preservation Committee

ARTICLE 4: **APPROPRIATION FROM THE CEMETERY SALE OF LOT FUND**

To see if the Town will vote to appropriate and transfer the sum of \$2,000.00 from the Cemetery Sale of Lot Fund to be spent on cemetery purposes in accordance with Massachusetts General Laws, Chapter 114, Sections 15 & 25;

Or take any other action relative thereto.

Sponsor: Select Board

ARTICLE 5: **ESTABLISH FY 2021 MAXIMUM SPENDING LIMITS FOR
REVOLVING FUNDS**

To see if the Town will vote, pursuant to Massachusetts General Laws, Chapter 44, Section 53E½ and § 37-6 of the General By-laws, to determine the maximum spending limits in FY 2021 for the following revolving funds, the purposes of which are detailed in § 37-6 of the General Bylaws:

<u>Name of Revolving Fund</u>	<u>Maximum Spending Amount</u>
Cemetery Revolving Fund	\$4,500.00
Recreation & Park Revolving Fund	\$185,000.00
Library Revolving Fund for Lost/Damaged Items	\$3,500.00

Or take any other action relative thereto.

Sponsor: Select Board

ARTICLE 6: ACCEPTANCE OF CAPITAL PLANNING COMMITTEE REPORT AND FUNDING OF FY 2021 CAPITAL PLAN

To see if the Town will vote to accept the Capital Planning Committee Report of Capital Needs for FY 2021 (Spring Annual Town Meeting) and fund from the following:

- \$374,416.00 from the Tax Levy;
- \$1,668,441.00 from Surplus Revenue;
- \$1,618,500.00 from Sewer Enterprise Retained Earnings;
- \$1,000,000.00 from Sewer Enterprise Borrowing;
- \$508,500.00 from Water Enterprise Retained Earnings;
- \$395,000.00 from Solid Waste Enterprise Retained Earnings;

The Treasurer, with the approval of the Select Board, is authorized to borrow \$1,000,000.00 pursuant to Massachusetts General Laws, Chapter 44, Section 7, or any other enabling authority and to issue bonds or notes of the Town therefor. Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Massachusetts General Laws Chapter 44, Section 20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

ITEM(S)	COST	FUNDING SOURCE
TOWN GOVERNMENT		
Demolition of Old Police Station	\$480,000.00	Surplus Revenue
TOTAL	\$480,000.00	
POLICE DEPARTMENT		
(4) Police Cruisers Replacement	\$174,416.00	Tax Levy
	\$53,441.00	Surplus Revenue
TOTAL	\$227,857.00	
DARTMOUTH PUBLIC SCHOOLS		
Physical Security Improvements – Multiple Schs.	\$120,000.00	Surplus Revenue
School Technology & Infrastructure	\$200,000.00	Tax Levy
Bleacher Replacement – Quinn and Middle Schools	\$250,000.00	Surplus Revenue
Steam Convertor & Boiler Retrofit/Replacement at Middle School (Phase I)	\$450,000.00	Surplus Revenue
Art Equipment Replacement	\$25,000.00	Surplus Revenue
TOTAL	\$1,045,000.00	

DPW - HIGHWAY DIVISION		
(4) 10' Fixed Angle Plows Replacement	\$40,000.00	Surplus Revenue
TOTAL	\$40,000.00	
DPW - SEWER ENTERPRISE FUND		
Phase II Improvements to Aeration System	\$1,000,000.00	S.E.F. Borrowing
	\$700,000.00	S.E.F. Retained Earn.
Bio-filter Media Replacement	\$250,000.00	S.E.F. Retained Earn.
(1) 20 Yrd. Dump Truck Replacement	\$200,000.00	S.E.F. Retained Earn.
Phase II SCADA Computer System Upgrade	\$200,000.00	S.E.F. Retained Earn.
Inflow & Infiltration Remediation	\$250,000.00	S.E.F. Retained Earn.
TOTAL	\$2,600,000.00	
DPW - WATER ENTERPRISE FUND		
Filter Rehabilitation 579 Old Westport Rd. Plant	\$400,000.00	W.E.F. Retained Earn.
(1) 6,800 GVW 4WD Pick-Up Truck w/Cap Replacement	\$18,500.00	W.E.F. Retained Earn.
	\$18,500.00	S.E.F. Retained Earn.
SCADA Computer System Upgrade	\$50,000.00	W.E.F. Retained Earn.
Henry Street Water Main Upgrade	\$40,000.00	W.E.F. Retained Earn.
TOTAL	\$527,000.00	
DPW - SOLID WASTE ENTERPRISE FUND		
(1) Dual Arm 35 CY Recycling Truck Replacement	\$395,000.00	S.W.E.F. Retained Earn.
TOTAL	\$395,000.00	
PARKS & RECREATION		
Apponagansett Park Playground Replacement	\$200,000.00	Surplus Revenue
Jones Park Storage Building & Allen Street Garage Engineering for Alterations/Repairs	\$50,000.00	Surplus Revenue
TOTAL	\$250,000.00	

KEY:

G.F. = General Fund

W.E.F. = Water Enterprise Fund

S.E.F. = Sewer Enterprise Fund

S.W.E.F. = Solid Waste Enterprise Fund

Retained Earn. = Retained Earnings

Or take any other action relative thereto.

Sponsors: Capital Planning Committee
Select Board

ARTICLE 7: SALARIES AND STIPENDS OF ELECTED OFFICIALS

To see if the Town will vote to fix the salary of the following elected officer of the Town as provided in Massachusetts General Laws, Chapter 41, Section 108 and any and all Acts in Amendment thereof:

		FY 2020	FY 2021
Town Clerk (includes \$1,000 educational stipend)	1@	\$78,814.00	\$80,350.00

; and to see if the Town will vote to fix the stipends of the following elected officers of the Town as provided in Massachusetts General Laws, Chapter 41, Section 108 and any and all Acts in Amendment thereof:

		FY 2020	FY 2021
Board of Assessors	3@	\$0	\$0
Board of Health	3@	\$0	\$0
Board of Library Trustees	6@	\$0	\$0
Parks & Recreation Board	5@	\$0	\$0
Select Board	5@	\$0	\$0
Planning Board	5@	\$0	\$0
School Committee	5@	\$0	\$0
Town Moderator	1@	\$0	\$0

Or take any other action relative thereto.

Sponsor: Select Board

ARTICLE 8: SCHEDULE A- FY 2021 BUDGET APPROPRIATION

To see if the Town will vote to appropriate \$91,055,589.00 from various funding sources, for the purpose of funding expenses, salary and compensation of all elected and appointed officers of the Town, for payment of debt and interest, charges and outlays of the various Town Departments for the ensuing 2021 fiscal year:

(Note: See FY 2021 Operating Budget in your packet)

Or take any other action relative thereto.

Sponsors: Various Town Departments

ARTICLE 9: FUNDING SEWER AND SEPTIC SYSTEM BETTERMENTS

To see if the Town will vote to appropriate the sum of \$1,193,096.00 from sewer betterment revenue to cover the FY 2021 debt service and associated fees on sewer betterment projects as administered by the Sewer Enterprise Fund of the Department of Public Works;

and to see if the Town will vote to appropriate the sum of \$54,280.00 from septic system betterment revenue to cover the FY 2021 debt service and associated fees on Title 5 septic system betterment loans as administered by the Board of Health;

and to concurrently authorize the Town Accountant to make the necessary adjustments to each applicable special assessment fund for the various projects and loans;

Or take any other action relative thereto.

Sponsor: Select Board

ARTICLE 10: FUNDING SOLID WASTE ENTERPRISE FUND

To see if the Town will vote to approve \$1,603,374.00 pursuant to the provisions of Massachusetts General Laws, Chapter 44, Section 53F½, with an appropriation of \$1,297,819.00 for the purpose of funding direct operating expenses of the Solid Waste Department for FY 2021, and, in order to fund indirect operating expenses, an additional \$305,555.00 has already been appropriated in the General Fund Operating Budget and allocated to the Solid Waste Enterprise Fund, with all expenses funded from Solid Waste Enterprise revenues, all as shown in detail below:

FY 2020 Budget	Estimated SWEF Expenses	FY 2021 Recommend
\$1,095,755.00	Sanitation Division	\$1,125,895.00
\$50,000.00	Emergency Reserve	\$50,000.00
\$123,305.00	Crapo Hill Assessment	\$120,624.00
\$0.00	Debt Service	\$0.00
\$1,300.00	Solar Net Metering Credits	\$1,300.00
\$1,270,360.00	Subtotal Direct Expenses	\$1,297,819.00
\$23,079.00	DPW Administrative Cost	\$23,355.00
\$34,065.00	Highway Division Cost	\$33,018.00
\$33,641.00	Fleet Maintenance Division Cost	\$33,807.00
\$201,066.00	Town Overhead	\$215,375.00
\$291,851.00	Subtotal Indirect Expenses	\$305,555.00

\$1,562,211.00	TOTAL	\$1,603,374.00
FY 2020 Budget	Estimated SWEF Revenues	FY 2021 Recommend
\$775,000.00	Solid Waste Base Rate	\$775,000.00
\$707,211.00	SMART Bag Fee/Misc. Revenue	\$748,670.00
\$80,000.00	Transfer Station	\$80,000.00
\$1,562,211.00	TOTAL	\$1,603,374.00

Or take any other action relative thereto.

Sponsors: Select Board
Board of Public Works

ARTICLE 11: FUNDING WATER DEPARTMENT ENTERPRISE FUND

To see if the Town will vote to approve \$4,806,170.00, pursuant to the provisions of Massachusetts General Laws, Chapter 44, Section 53F½, with an appropriation of \$3,637,341.00 for the purpose of funding direct operating expenses of the Water Department for FY 2021, and, in order to fund indirect operating expenses, an additional \$1,168,829.00 has already been appropriated in the General Fund Operating Budget and allocated to the Water Enterprise Fund, with all expenses funded from Water Enterprise revenues, all as shown in detail below:

FY 2020 Budget	Estimated Water Expenses	FY 2021 Recommend
\$2,777,946.00	Water Division	\$2,851,552.00
\$814,664.00	Debt Service	\$615,484.00
\$170,305.00	Solar Net Metering Credits	\$170,305.00
\$3,762,915.00	Subtotal Direct Expenses	\$3,637,341.00
\$173,045.00	Administrative Costs	\$175,055.00
\$143,063.00	Construction Division	\$118,918.00
\$136,434.00	Engineering Costs	\$136,479.00
\$699,840.00	Town Overhead	\$738,377.00
\$1,152,382.00	Subtotal Indirect Expenses	\$1,168,829.00
\$4,924,444.00	TOTAL	\$4,806,170.00
FY 2020 Budget	Estimated Water Revenues	FY 2021 Recommend
\$70,000.00	System Development Charge	\$70,000.00
\$295,000.00	Other Departmental Revenue	\$295,000.00
\$5,000.00	Interest/Demands	\$5,000.00
\$2,000.00	Investment Income	\$2,000.00

\$4,543,297.00	Water Rates	\$4,434,170.00
\$4,915,297.00	TOTAL	\$4,806,170.00

Or take any other action relative thereto.

Sponsors: Select Board
Board of Public Works

ARTICLE 12: FUNDING SEWER DEPARTMENT ENTERPRISE FUND

To see if the Town will vote to approve \$5,346,561.00 pursuant to the provisions of Massachusetts General Laws, Chapter 44, Section 53F½, with an appropriation of \$4,252,426.00 for the purpose of funding direct operating expenses of the Sewer Department for FY 2021, and, in order to fund indirect operating expenses, an additional \$1,094,135.00 has already been appropriated in the General Fund Operating Budget and allocated to the Sewer Enterprise Fund, with all expenses funded from Sewer Enterprise revenues, all as shown in detail below:

FY 2020 Budget	Estimated Sewer Expenses	FY 2021 Recommend
\$639,736.00	Sewer Division	\$740,116.00
\$2,068,823.00	Water Pollution Control	\$2,132,750.00
\$151,150.00	Stabilization Fund	\$151,150.00
\$821,352.00	Debt Service	\$929,908.00
\$298,502.00	Solar Net Metering Credits	\$298,502.00
\$3,979,563.00	Subtotal Direct Expenses	\$4,252,426.00
\$67,714.00	Administrative Costs	\$68,500.00
\$91,040.00	Construction Division	\$92,491.00
\$113,695.00	Engineering Costs	\$113,732.00
\$814,410.00	Town Overhead	\$819,412.00
\$1,086,859.00	Subtotal Indirect Expenses	\$1,094,135.00
\$5,066,422.00	TOTAL	\$5,346,561.00
FY 2020 Recommend	Estimated Sewer Revenues	FY 2021 Recommend
\$55,000.00	System Development Charge	\$55,000.00
\$400,000.00	Other Departmental Revenue	\$400,000.00
\$35,000.00	Infiltration/Inflow	\$35,000.00
\$5,000.00	Interest/Demands	\$5,000.00
\$600.00	Investment Income	\$600.00
\$4,570,822.00	Sewer Rates	\$4,850,961.00
\$5,066,422.00	TOTAL	\$5,346,561.00

Or take any other action relative thereto.

Sponsors: Select Board
Board of Public Works

ARTICLE 13: FUNDING DARTMOUTH CABLE TELEVISION (DCTV) ENTERPRISE FUND

To see if the Town will vote to approve \$629,383.00 pursuant to special legislation approved by the Commonwealth of Massachusetts in 2014 and the provisions of Massachusetts General Laws, Chapter 44, Section 53F½, with an appropriation of \$493,829.00 for the purpose of funding direct operating expenses of the Dartmouth Cable Television (DCTV) for FY 2021, and, in order to fund indirect operating expenses, an additional \$135,554.00 has already been appropriated in the General Fund Operating Budget and allocated to the Dartmouth Cable Television Enterprise Fund, with all expenses funded from cable access franchise fees and other Dartmouth Cable Television revenues, all as shown in detail below:

FY 2020 Budget	Estimated DCTV Expenses	FY 2021 Recommend
\$331,637.00	Personnel Services	\$333,154.00
\$160,675.00	Expenses	\$160,675.00
\$492,312.00	Subtotal Direct Expenses	\$493,829.00
\$130,706.00	Town Overhead	\$135,554.00
\$130,706.00	Subtotal Indirect Expenses	\$135,554.00
\$623,018.00	TOTAL	\$629,383.00
FY 2020 Budget	Estimated DCTV Revenues	FY 2021 Recommend
\$617,018.00	Cable Access Franchise Fees	\$623,383.00
\$5,000.00	Sale of Tapes, Sponsorships, & Services	\$5,000.00
\$1,000.00	Other Income (Solar Credits & Investment)	\$1,000.00
\$623,018.00	TOTAL	\$629,383.00

Or take any other action relative thereto.

Sponsors: Select Board
DCTV Committee

ARTICLE 14: FUNDING WATERWAYS MANAGEMENT ENTERPRISE FUND

To see if the Town will vote to approve \$350,936.00 pursuant to the provisions of Massachusetts General Laws, Chapter 44, Section 53F½, with an appropriation of \$292,479.00 for the purpose of funding direct operating expenses of the Waterways Management Department for FY 2021, and, in order to fund indirect operating expenses, an additional \$58,457.00 has already been appropriated in the General Fund Operating Budget and allocated to the Waterways Management Enterprise Fund, with expenses funded with \$299,516.00 from Waterways Receipts; a transfer of \$2,000.00 from the General Fund to the Waterways Management Enterprise Fund as a subsidy for parking fines issued by the Waterways staff at Waterways landings for which the General Fund is the chief beneficiary; and a transfer of \$42,000.00 from the Waterways Improvement Fund for the purpose of funding \$42,000.00 of the salary of the Harbormaster (included in the appropriation for Personnel Services below) in accordance with Massachusetts General Laws, Chapter 40, Section 5G; all as shown in detail below:

FY 2020 Budget	Estimated Waterways Expenses	FY 2021 Recommend
\$191,194.00	Personnel Services	\$200,294.00
\$82,480.00	Expenses	\$80,385.00
\$17,300.00	Debt Service	\$11,800.00
\$290,974.00	Subtotal Direct Expenses	\$292,479.00
\$51,037.00	Town Overhead	\$58,457.00
\$51,037.00	Subtotal Indirect Expenses	\$58,457.00
\$342,011.00	TOTAL	\$350,936.00
FY 2020 Budget	Estimated Waterways Revenues	FY 2021 Recommend
\$169,390.00	Waterways Usage Fee	\$170,386.00
\$101,721.00	Mooring Fees	\$101,400.00
\$25,900.00	Licenses & Permits – Boat Launch	\$33,400.00
\$2,000.00	Parking Ticket Revenues (Transfer)	\$2,000.00
\$42,000.00	Waterways Improvement Fund (Transfer)	\$42,000.00
\$1,000.00	Other Income (Solar Credits & Investment)	\$1,750.00
\$342,011.00	TOTAL	\$350,936.00

Or take any other action relative thereto.

Sponsors: Select Board
Waterways Management Commission

ARTICLE 15: FUNDING DARTMOUTH SENIOR SOCIAL DAY PROGRAM

To see if the Town will vote to approve \$276,201.00, pursuant to Chapter 290 of the Acts of 1990, with an appropriation of \$240,800.00 for the purpose of funding direct operating expenses of the Senior Social Day Care Program for FY 2021, and, in order to fund indirect operating expenses, an additional \$35,401.00 has already been appropriated in the General Fund Operating Budget and allocated to the Dartmouth Social Day Trust Fund, with all expenses funded from Senior Social Day Care revenues, all as shown in detail below:

FY 2020 Budget	Estimated Senior Social Day Expenses	FY 2021 Recommend
\$186,026.00	Personnel Services	\$200,700.00
\$45,125.00	Expenses	\$40,100.00
\$231,151.00	Subtotal Direct Expenses	\$240,800.00
\$35,111.00	Town Overhead	\$35,401.00
\$35,111.00	Subtotal Indirect Expenses	\$35,401.00
\$266,262.00	TOTAL	\$276,201.00
FY 2020 Budget	Estimated Senior Social Day Revenues	FY 2021 Recommend
\$266,262.00	Various Sources	\$276,201.00
\$266,262.00	TOTAL	\$276,201.00

Or take any other action relative thereto.

Sponsors: Select Board
Council on Aging

ARTICLE 16: PERSONNEL BY-LAW AMENDMENTS – SALARY ADJUSTMENTS

To see if the Town will vote to amend the Dartmouth Personnel By- Laws, pursuant to the Massachusetts General Laws Chapter 40, Section 21, and Chapter 41, Section 108A and 108C, by amending Schedule E, Seasonal and Part-time Positions, by changing the pay for the following positions, effective July 1, 2020:

Title: Assistant Recreation Director
Compensation Pay: \$16.00/hr. to \$16.75/hr.

Title: Beach Supervisor
Compensation Pay: \$16.00/hr. to \$16.75/hr.

Title: Lifeguard
Compensation Pay: \$14.00/hr. to \$14.75/hr.

Title: Park Laborer
Compensation Pay: \$13.00/hr. to \$13.75/hr.

Title: Truck Driver/Laborer
Compensation Pay: \$16.00/hr. to \$16.75/hr.

And by amending Schedule E, Seasonal and Part-time Positions, by changing the pay for the following positions, effective January 1, 2021:

Title: Gate Guard
Compensation Pay: \$12.75/hr. to \$13.50/hr.

Title: Playground Instructor
Compensation Pay: \$12.75/hr. to \$13.50/hr.

Title: Concession Server
Compensation Pay: \$12.75/hr. to \$13.50/hr.

Title: Social Day Bus Driver
Compensation Pay: \$12.75/hr. to \$13.50/hr.

Title: Social Day Program Aide
Compensation Pay: \$12.75/hr. to \$13.50/hr.

Title: Board Secretary
Compensation Pay: \$12.75/hr. to \$13.50/hr.

Title: Poll Wardens
Compensation Pay: \$13.50/hr. to \$15.50/hr.

Title: Poll Clerks
Compensation Pay: \$12.75/hr. to \$14.75/hr.

Title: Poll Tellers/Census
Compensation Pay: \$12.75/hr. to \$13.50/hr.

Or take any other action relative thereto.

Sponsor: Select Board

ARTICLE 17: COLLECTIVE BARGAINING AGREEMENTS

To see if the Town will vote to implement the FY 2020-FY 2022 collective bargaining agreements, if any, entered into between the Town and the Dartmouth Management Union, Dartmouth Police Brotherhood, DPW Laborers Union, and Dartmouth Town Employees Association by appropriating the following FY 2020 and FY 2021 sums, including retro payments, totaling \$1,305,745.00:

- 1) \$191,445.00 for the Dartmouth Management Union as follows:
 - a) \$69,391.00 in FY 2020 with \$55,514.00 to personnel services in the General Fund from the Stabilization Fund for Collective Bargaining, \$4,933.00 in the Water Enterprise Fund from Water Enterprise retained earnings, \$4,929.00 in the Sewer Enterprise Fund from Sewer Enterprise retained earnings, and \$4,015.00 to Dartmouth Cable Television Enterprise Fund (DCTV) from DCTV retained earnings;
 - b) \$122,054.00 in FY 2021 with \$96,690.00 to personnel services in the General Fund from the tax levy, \$8,637.00 in the Water Enterprise Fund from Water Enterprise revenue, \$8,964.00 in the Sewer Enterprise Fund from Sewer Enterprise revenue, and \$7,763.00 to Dartmouth Cable Television Enterprise Fund (DCTV) from DCTV revenue
- 2) \$755,670.00 for the Dartmouth Police Brotherhood as follows:
 - a) \$312,962.00 in FY 2020 to personnel services in the General Fund from the Stabilization Fund for Collective Bargaining;
 - b) \$442,708.00 in FY 2021 for the Dartmouth Police Union to personnel services in the General Fund from the tax levy
- 3) \$358,630.00 for the DPW Laborers Union as follows:
 - a) \$102,987.00 in FY 2020 with \$43,247.00 to personnel services in the General Fund from the Stabilization Fund for Collective Bargaining, \$21,568.00 in the Water Enterprise Fund from Water Enterprise retained earnings, \$25,241.00 in the Sewer Enterprise Fund from Sewer Enterprise retained earnings, and \$12,931.00 to Solid Waste Enterprise Fund from Solid Waste Enterprise retained earnings;
 - b) \$255,643.00 in FY 2021 with \$112,204.00 to personnel services in the General Fund from the tax levy, \$56,693.00 in the Water Enterprise Fund

from Water Enterprise revenue, \$42,994.00 in the Sewer Enterprise Fund from Sewer Enterprise revenue, and \$43,752.00 to Solid Waste Enterprise Fund from Solid Waste Enterprise revenue;

And to concurrently authorize the Town Accountant to make the adjustments within the FY 2020 and FY 2021 General Fund Operating Budget (Schedule A) that are necessitated by this implementation and funding.

Or take any action relative thereto.

Sponsor: Select Board

ARTICLE 18: ZONING BY-LAW - AMENDMENTS TO ZONING MAP AND ZONING BY-LAW RELATIVE TO THE AQUIFER PROTECTION DISTRICT

To see if the Town will vote to amend the Zoning Map by replacing the separate page thereof labeled as "Dartmouth Zoning Map Aquifer Protections Districts", and which was approved by the June 4, 2013 Town Meeting, with a new page of the Dartmouth Zoning Map that is labeled as "Dartmouth Aquifer Protection Overlay District" and which is dated June 2, 2020, and which page is included with this article and available for review at the Planning Board's office and the Town Clerk's office.

And further, to see if the Town will vote to amend § 375-28 of the Zoning By-Law, all dealing with the aquifer protection within the Aquifer Protection District, as follows:

By deleting the first sentence of § 375-28.4A in its entirety and replacing it with the following:

The boundaries of the Aquifer Protection Overlay District and the Zones therein are shown on a separate page of the Dartmouth Zoning Map that is labeled as "Dartmouth Aquifer Protection Overlay District" and that is dated June 2, 2020.

By replacing all instances of both "Aquifer Protection District and "Aquifer Protection Districts" throughout Article 28, including in the title of Article 28 and in the titles of §§ 375-28.3 and 375-28.4, and by replacing the word "district" in § 375-28.3, all with "Aquifer Protection Overlay District".

By replacing all instances of "Area 1", "Area 2", and "Area 3" with "Zone I", "Zone II", and "Zone III", respectively; by replacing the word "areas" with the word "Zones" in the title and the first sentence of § 375-28.3, by replacing each instance of the word "area" with the word "Zone" in § 375-28.4, including in the title thereof; by replacing the word "Areas" with the word "Zones" in §§ 375-28.3, 375-28.4A and 375-28.5B; by replacing

the phrase "Aquifer Protection Area" with the word "Zone" in § 375-28.4B; and by replacing the word "Area" with the word "Zone" in § 375-28.6B(3).

By replacing the first instance of "Department of Environmental Protection" with "Massachusetts Department of Environmental Protection (MassDEP)" or "MassDEP", and replacing all subsequent instances of "Department of Environmental Protection" with "MassDEP".

By deleting § 375-28.3C, but exclusive of § 375-28.3C(1)-(4), in its entirety and replacing it with the following:

- C. Zone III, land area beyond the area of Zone II from which surface water and groundwater drain into Zone II. These recharge and potential groundwater development areas are a combination of MassDEP approved Zone II areas and Town of Dartmouth areas, as determined from:

By deleting § 375-28.3C(2) in its entirety and replacing it with the following:

- (2) MassDEP Division of Water Supply Protection

By replacing all instances of "Massachusetts General Laws" with "MGL".

By replacing all instances of "liquid petroleum" with "home heating oil".

By deleting all references to "(See the Board of Health for Fuel Storage Regulations)".

By deleting in § 375-28.5.B(2) The unlettered paragraph in its entirety following § 375-28.5B(f), which paragraph begins with "Provided that storage, listed in Subsection B(2)(a) through (f) above".

By deleting § 375-28.5B(3) in its entirety and replacing it with the following:

- (3) Landfills and open dumps, as defined in 310 CMR 19.006, or disposal of solid or hazardous wastes as defined in 310 CMR 30.010, composting facilities registered in accordance with 310 CMR 16.04, or composting facilities permitted in accordance with 310 CMR 16.05, or the burial of stumps, or the landfilling of brush.

By deleting § 375-28.5B(8)(c) in its entirety and replacing it with the following:

- (c) Lot coverage calculations for lots in Open Space Residential Development (OSRD) subdivision (as defined in and governed by Article 11 of the Zoning By-law) shall be based on the inclusion of a proportionate share of the permanently protected open space approved as part of the OSRD subdivision.

By deleting § 375-28.6A(2) in its entirety and replacing it with on-site liquefied petroleum gas (LPG).

By deleting § 375-28.6B(7) in its entirety and replacing it with the following:

- (7) For uses that exceed 990 gallons of LPG, the method of installation shall comply with 527 CMR 1.00 of the Massachusetts State Fire Code;

By adding the phrase "and as approved by the Town Engineer or Conservation Commission" to the conclusion of the final sentence of § 375-28.7A(5).

By deleting the final sentence of § 375-28.7F.

And by adding a new § 375-28.7H as follows:

All subsurface infiltration systems shall be constructed with a two-foot minimum separation between the bottom of the structure and maximum groundwater elevation, as determined by a MassDEP Soil Evaluator in accordance with 310 CMR 15.103(3), and as witnessed by the Board of Health or its authorized agent.

Or take any other action relative thereto.

Sponsor: Planning Board

ARTICLE 19: ZONING BY-LAW - AMENDMENTS TO ZONING MAP AND ZONING BY-LAW RELATIVE TO THE FLOODPLAIN DISTRICT

To see if the Town will vote to amend the Zoning Map by replacing the separate page thereof labeled as "Dartmouth Zoning Map Flood Hazard Areas", and which was approved by the October 20, 2009 Town Meeting, with a new page of the Dartmouth Zoning Map that is labeled as "Dartmouth Floodplain Overlay District" and which is dated June 2, 2020, and which page is included with this article and available for review at the Planning Board's office and the Town Clerk's office.

And further, to see if the Town will vote to amend § 375-27 of the Zoning By-law, all dealing with the floodplains within the Floodplain District, as follows:

By deleting § 375-27.2A in its entirety and replacing it with the following:

- A. The Floodplain Overlay District is superimposed as an overlay district over any other district established by the Zoning By-law. The Floodplain Overlay District includes the flood hazard areas shown on a separate page of the Dartmouth Zoning Map that is labeled as "Dartmouth Floodplain Overlay District" and that is dated June 2, 2020. A copy is on file with the Town

Clerk. Said map is a compilation of the Bristol County Flood Insurance Rate Maps (FIRMs) issued by the Federal Emergency Management Agency (FEMA) for the administration of the National Flood Insurance Program (NFIP) and includes all special flood hazard areas within the Town of Dartmouth designated as Zone A, AE, AH, AO, A99, V, or VE. In the event of a discrepancy between the map and the criteria used to define the district, the criteria shall control.

By replacing the phrase "Federal Emergency Management Agency" in § 375-27.4K(3) with "FEMA".

By replacing the phrase "National Insurance Flood Program" in §§ 375-27.4K(2) and (3), and all instances of the phrase "Flood Insurance Administration" in § 375-27.7A(5), with "NFIP".

By replacing all instances of "Floodplain District", including in the titles of Article 27 and § 375-27.2, and the word "district" in § 375-27.4A(1), with "Floodplain Overlay District".

By deleting the portion of § 375-27.2B after the phrase "panel numbers" and replacing it with the following:

Effective Date July 8, 2020: 25005C0358G, 25005C0359G, 25005C0362G, 25005C0366G, 25005C0367G, 25005C0368G, 25005C0369G, 25005C0376G, 25005C0377G, 25005C0378G, 25005C0386G, 25005C0388G, 25005C0389G, 25005C0456G, 25005C0457G, 25005C0458G, 25005C0459G, 25005C0466G, 25005C0467G, 25005C0469G, 25005C0476G, 25005C0477G, 25005C0478G.

Effective Date July 16, 2014: 25005C0481G.

Effective Date July 7, 2009: 25005C0468F, 25005C0479F, 25005C0483F, 25005C0486F, 25005C0487F, 25005C0488F, 25005C0489F, 25005C0491F.

By deleting each instance of the word "report" from § 375-27.2C

By deleting the phrase "July 7, 2009" from § 375-27.2C and replacing it with "July 8, 2020".

By deleting § 375-27.4.A(1)(a) through § 375-27.4.A(1)(c) in their entireties and replacing them with the following:

- (a) The Massachusetts State Building Code, currently promulgated as 780 CMR or as hereafter amended or replaced, which addresses floodplain and coastal high hazard areas.

- (b) Wetlands Protection Regulations of the Massachusetts Department of Environmental Protection, as currently promulgated as 310 CMR 10.00 or as hereafter amended or replaced.
- (c) Chapter 360 of the General By-laws.

By recodifying current § 375-27.4K as § 375-27.4L, by recodifying current § 375-27.4J as § 375-27.4K and by inserting a new § 375-27.4J as follows:

- J. Floodway Data. In Zones A, A1-30, and AE, along watercourses that have not had a regulatory floodway designated, the best available Federal, State, local, or other floodway data shall be used to prohibit encroachments in floodways which would result in any increase in flood levels within the community during the occurrence of the base flood discharge.

By correcting the phrase "Massachusetts General Law" in § 375-27.4A(1) with "Massachusetts General Laws".

Or take any other action relative thereto.

Sponsor: Planning Board

ARTICLE 20: ZONING BY-LAW – AMENDMENTS TO SIGN PROVISIONS OF THE ZONING BY-LAW

To see if the Town will vote to amend the § 375-25.2A(2) of the Zoning Bylaw by replacing the word "signed" with "signs";

And further, to amend § 375-25.2A(5) of the Zoning Bylaw by deleting the phrases "An inducement to promote, or attract attention to, a particular business or person. Any such flag shall not exceed 60 square feet in area and shall be flown from a pole not more than 40";

And further, to amend § 375-25.2B(2) of the Zoning Bylaw by deleting the phrase "or as 40 feet in height from grade" and replacing it with "or as an inducement to promote, or attract attention to, a particular business or person. Any such flag shall not exceed 60 square feet in area and shall be flown from a pole not more than 40 feet in height from grade.";

And further, to amend the definition of "Source" in § 375-25.3 of the Zoning Bylaw by deleting the phrase "The light-emitting element any" and replacing it with "Any";

And further, to amend § 375-25.9I(11) of the Zoning Bylaw by replacing the phrase "a single-color EMC at the distance" with "a single-color EMC. All measurements shall be taken perpendicular to the face of the EMC at the distance";

And further, to amend § 375-25.9I(12) of the Zoning Bylaw by deleting the phrase "All measurements shall be taken perpendicular to the face of the";

And further, to amend § 375-25.13A of the Zoning Bylaw by deleting the phrase "is allowed" from the first sentence thereof.

Or take any other action relative thereto.

Sponsor: Planning Board

ARTICLE 21: ZONING BY-LAW – EXPANSE OF CERTAIN RECREATIONAL MARIJUANA OPERATIONS INTO GENERAL BUSINESS

To see if the Town will vote to change the title of Article 4 of the Zoning Bylaw to "Marijuana Establishments" and to change the title of § 375-4.2 of the Zoning Bylaw from "Applicability" to "Marijuana Establishments Overlay District".

And further, to amend § 375-4.3 of the Zoning Bylaw by adding the phrase "or the General Business District" to the end of the second sentence thereof.

And further, to amend § 375-4.3 of the Zoning Bylaw by adding the following language after the conclusion of the second sentence thereof:

Marijuana Cultivators and Marijuana Product Manufacturers, as those terms are defined in 935 CMR 500.002, or any successor regulation thereto, are the only types of Marijuana Establishments that may be granted a Special Permit to operate in the General Business District. No other types of Marijuana Establishments, including Marijuana Retailers, as that term is defined in 935 CMR 500.002, or any successor regulation thereto, are permitted in the General Business District.

Or take any other action relative thereto.

Sponsor: Select Board

**ARTICLE 22: ZONING BY-LAW – RESIDENT PETITION TO REZONE
SINGLE RESIDENCE TO GENERAL BUSINESS**

We hereby petition the Dartmouth Select Board to place an Article on the June 2, 2020 Annual Town Meeting warrant to re-zone Assessor's Map 56, Lot 6 from Single Residence B to General Business.

Sponsor: Voter Petition Group
Spokesperson: John J. Coutinho, Esq.

And you hereby are directed to serve this warrant by posting an attested copy of the same in the Town Office Building not less than seven days before the day appointed to said meeting.

Hereof fail not and make due return of this warrant with your doings thereon to the Town Clerk at the time and place of holding said meeting.

Given under our hands at said Dartmouth this 2nd day of June in the year of our Lord two thousand twenty.

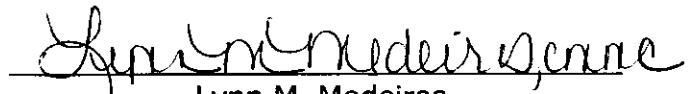
SELECT BOARD OF THE TOWN OF DARTMOUTH:

Stanley Mickelson, Chairman/s
Frank Gracie, Vice Chairman/s
Shawn McDonald/s
John Haran/s
David Tatelbaum/s

June 9, 2020

A true copy.

Attest:

A handwritten signature in cursive script, appearing to read "Lynn M. Medeiros".

Lynn M. Medeiros
Town Clerk