BRIDGEWATER TOWN COUNCIL

Tuesday, May 9, 2017
7:30 p.m.
Academy Building
66 Central Square
Council Chamber, Room 203
Bridgewater MA

MEETING AGENDA

A. APPROVAL OF MINUTES FROM PREVIOUS MEETINGS
   a) April 25, 2017
B. ANNOUNCEMENTS FROM THE PRESIDENT
C. PROCLAMATIONS
   a) Preeclampsia Awareness Month
D. CITIZEN OPEN FORUM
E. APPOINTMENTS
   a) Retail Marijuana Advisory Ad Hoc Committee:
      1. Eric Desrochers
      2. Erving Smith
      3. Peter Robillard
      4. Patricia Neary
      5. Linda Carp
      6. Patrick Hohman
      7. Karen Peabody
      8. Betsy Chouinard
      9. Matthew Rushton
      10. Edward Haley

RECEIVED
TOWN CLERKS OFFICE
BRIDGEWATER, MA.
2017 MAY -5 P 1:12

F. HEARINGS
   a) **7:40 p.m. HEARING (*continued from 4/25/17*):** Order O-2017-008: Laying out and Accepting a Private Way – Hartswood Way and Doe Brook Circle
   Upon favorable recommendations from all required departments, the Town Council voted on 1/24/17 their intent to take the way and referred the matter to the Planning Board and Community & Economic Development Committee (CEDC). The Planning Board and CEDC each voted unanimously to recommend acceptance. This measure has been duly advertised in the Enterprise and on the Town's Website for a public hearing and abutters notifications were mailed certified, return receipt. This measure may be finally considered upon conclusion of the public hearing
   b) **7:50 p.m. HEARING**: FY2018 Annual Town Budget
G. LICENSE TRANSACTIONS
   a) Petition P-2017-011: One Day Entertainment License - VFW 2125, Orange Street
H. PRESENTATIONS
I. TOWN MANAGER'S REPORT
J. DISCUSSIONS
K. COMMITTEE REPORTS

L. LEGISLATION FOR ACTION –

a) **FY2018 Budget Orders:**

1. Order O-2017-013: Budget Order – FY18 Annual Town Budget *(Town Manager) (Town Manager)*
   Finance Committee meets 5/8/17. Their disposition will be provided upon receipt. Budget & Finance Committee meet 5/9/17and will provide their disposition to the full Council.
2. Order O-2017-014: Budget Order – FY18 Sewer Enterprise Fund Budget *(Town Manager)*
   Finance Committee meets 5/8/17. Their disposition will be provided upon receipt. Budget & Finance Committee voted 3-0 to recommend approval on 5/1/17.
3. Order O-2017-015: Budget Order – FY18 Water Enterprise Fund Budget *(Town Manager)*
   Finance Committee meets 5/8/17. Their disposition will be provided upon receipt. Budget & Finance Committee voted 3-0 to recommend approval on 5/1/17
4. Order O-2017-016: Budget Order – FY18 Transfer Station Enterprise Fund Budget *(Town Manager)*
   Finance Committee meets 5/8/17. Their disposition will be provided upon receipt. Budget & Finance Committee voted 3-0 to recommend approval on 5/1/17
5. Order O-2017-017: Budget Order – FY18 Olde Scotland Links Golf Course Enterprise Fund Budget *(Town Manager)*
   Finance Committee meets 5/8/17. Their disposition will be provided upon receipt. Budget & Finance Committee voted 3-0 to recommend approval with amendments on 5/1/17
6. Order O-2017-018: Authorization of Revolving Funds *(Town Manager)*
   Finance Committee meets 5/8/17. Their disposition will be provided upon receipt. Budget & Finance Committee voted 3-0 to recommend approval on 5/1/17

b) Order O-2017-019: Affix Town Clerk's Salary
Finance Committee meets 5/8/17. Their disposition will be provided upon receipt. Budget & Finance Committee meet 5/9/17and will provide their disposition to the full Council.

M. OLD BUSINESS

a) Ordinance D-2017-002: Amend General Ordinances - Illegal Dumping
At their meeting held 5/2/17, the Rules and Procedures Committee voted to refer this measure back to the Council with a recommendation it be referred to the Community & Economic Development Committee. This measure may not be finally considered this evening as it requires advertising.

b) Order O-2016-027: Acceptance of Changes to Bridgewater Home Rule Charter
At their meeting held 5/1/17, the Rules and Procedures Committee voted to recommend the proposed amendments for approval and to recommend sending to advertising. This measure may not be finally considered this evening as it requires advertising pending the adoption of amendments.

c) Order O-2017-021: Loan Order – Massachusetts School Buildings Association Feasibility Study
The Finance Committee meet 5/8/17. Their disposition will be provided upon receipt. The Budget & Finance Committee meet 5/9/17 and will provide their disposition to the full Council.

N. NEW BUSINESS

a) Order O-2017-022: Loan Order – Massachusetts Clean Water Trust for High Street Water Treatment Facility *(Town Manager)*

b) Order O-2017-023: Add Bridgewater Town Hall to Register of Historic Places *(Councilor Colombotos)*

c) Order O-2017-024: Capital Plan Items *(Town Manager)*

d) Order O-2017-025: Rescind – Senior Center Trust *(Town Manager)*

e) Order O-2017-026: Rescind and Reduce – Sewer Reline Appropriation *(Town Manager)*

f) Order O-2017-027: CPA Annual Budget *(Town Manager)*

g) Order O-2017-028: General Fund Year End Transfer Adjustments *(Town Manager)*

h) Order O-2017-029: Community Preservation Transfer: Year End Transfer Adjustments *(Town Manager)*

i) Order O-2017-030: Water & Sewer Transfer Adjustments *(Town Manager)*

j) Order O-2017-031: Water & Sewer Transfer of Undesignated Fund Balance *(Town Manager)*

k) Order O-2017-032: General Fund Transfer of Undesignated Fund Balance *(Town Manager)*

l) Order O-2017-033: General Fund Transfer Contractual Bargaining Adjustments (CBA) *(Town Manager)*

m) Order O-2017-034: General Fund CBA Retroactive Settlement Transfer *(Town Manager)*

n) Order O-2017-035: Employee SLBB Liability Transfers *(Town Manager)*

O. CITIZEN COMMENTS

P. COUNCIL COMMENTS

Q. EXECUTIVE SESSION

R. ADJOURNMENT

Bridgewater Town Council

In Town Council, Tuesday, April 25, 2017

Council Order: # O-2017-008

Introduced By:	Councilor Timothy Fitzgibbons
Date Introduced	January 24, 2017
First Reading:	January 24, 2017
Second Reading/Public Hearing:	April 4, 2017
Third Reading/Public Hearing Continued:	April 25, 2017, May 9, 2017
Amendments Adopted:	
Date Adopted:	
Date Effective:	

Proposed Order #O-2017-008

LAYING OUT AND ACCEPTANCE OF PRIVATE WAY(S) – HARTSWOOD WAY AND DOE BROOK CIRCLE

WHEREAS, the owners of the subdivision known as Cherrywood Subdivision, 5P Forester Real Estate Trust, Priscilla S. Lehtola and Patricia L. Lee, Trustees., have requested the Town Bridgewater lay out and accept Hartswood Way and Doe Brook Circle as a public way(s); it is therefore;

ORDERED: that the common necessity and convenience of the inhabitants of the Town of Bridgewater require the laying out of Hartswood Way and Doe Brook Circle and for that purpose it is necessary to take an easement for Highway purposes and lay out as a public street or way of said Town of Bridgewater, said easement passing by or over lands of those persons shown on “EXHIBIT A”, attached hereto, and parties unknown.

ROLL CALL VOTE

Said layout of said street, Hartswood Way, is bounded as described as follows:

Hartswood Way
Beginning at a concrete bound with drill hole (CBDH) on the northerly sideline of Cherry Street thence with a curve turning to the left with an arc length of 31.42', with a radius of 20.00' to a drill hole set in the concrete sidewalk;
thence N 03°16'44" W a distance of 278.85' to a CBDH;
thence with a curve turning to the right with an arc length of 62.49', with a radius of 220.00' to a CBDH;
thence N 12°59'45" E a distance of 264.52' to a CBDH;
thence with a curve turning to the right with an arc length of 211.69', with a radius of 220.00' to a CBDH;
thence with a reverse curve turning to the left with an arc length of 209.14', with a radius of 180.00' to a CBDH;
thence N 01°33'29" E a distance of 113.79' to a CBDH;
thence with a curve turning to the right with an arc length of 310.13', with a radius of 65.00' to a CBDH;
thence with a reverse curve turning to the left with an arc length of 32.59', with a radius of 20.00' to a CBDH;
thence S 01°33'29" W a distance of 28.94' to a CBDH;
thence with a curve turning to the right and intersection with Dow Brook Circle with an arc length of 255.61', with a radius of 220.00' to a CBDH;
thence with a reverse curve turning to the left with an arc length of 173.20', with a radius of 180.00' to a CBDH;
thence S 12°59'45" W a distance of 264.52' to a CBDH;
thence with a curve turning to the left with an arc length of 51.13', with a radius of 180.00';
thence S 03°16'44" E a distance of 278.85' to a CBDH;
thence with a curve turning to the left with an arc length of 31.42', with a radius of 20.00';
thence along Cherry Street S 86°43'16" W a distance of 80.00' to a CBDH;
which is the point of beginning,
having an area of 58186 square feet, 1.34 acres as shown on Plan Book 50, Page 680

Said layout of said street, Doe Brook Circle, is bounded as described as follows:

Doe Brook Circle
Beginning at a concrete bound with drill hole (CBDH) on the easterly sideline of Hartswood Way;
thence with a curve turning to the left with an arc length of 27.22', with a radius of 20.00' to a CBDH;
thence S 73°50'52" E a distance of 276.94' to a CBDH;
thence with a curve turning to the left with an arc length of 21.62', with a radius of 20.00' to a CBDH;
thence with a reverse curve turning to the right with an arc length of 344.71', with a radius of 65.00' to a CBDH;
thence with a reverse curve turning to the left with an arc length of 21.62', with a radius of 20.00' to a CBDH;
thence N 73°50'52" W a distance of 270.27' to a CBDH;
thence with a curve turning to the left with an arc length of 29.71', with a radius of 20.00' to a CBDH;
thence along Hartswood Way with a compound curve turning to the left with an arc length of 74.76', with a radius of 220.00';
which is the point of beginning,
having an area of 25518 square feet, 0.59 acres as shown on Plan Book 50, Page 680

ROLL CALL VOTE

Hartswood Way and Doe Brook Circle

All the land within the limits of a private ways known as Hartswood Way and Doe Brook Circle, supposed to belong to 5P Forester Real Estate Trust, Priscilla S. Lehtola and Patricia; L. Lee, Trustees and others, or parties unknown, being a strip of land extending from.

And; the following drainage parcels necessary for the proper functioning of the designed drainage system:

Drainage Lot

DRAINAGE LOT MAP 52, LOT 12
beginning at a ;
thence N 41°14'41" W a distance of 229.97';
thence N 49°42'14" E a distance of 249.65';
thence S 41°14'41" E a distance of 225.84';
thence S 48°45'22" W a distance of 249.61';
which is the point of beginning,
having an area of 56,889 square feet, 1.31 acres as shown on Plan Book 50, Page 681

And we have considered and estimated that the damages sustained by all persons who have not waived damages in their several estates as follows:

NO AWARDS**.**

Explanation:
Approval of this Order would formally affect the layout and acceptance of Hartswood Way and Doe Brook Circle by the Town for future maintenance and ownership.

Committee Referrals and Dispositions:

Referral(s)	***Disposition(s)***
• 1/24/17: Unanimous vote by Town Council that the Town intends to take the ways and to refer to the Planning Board. • Planning Board • Community & Economic Development Committee • A public hearing for this measure has been duly advertised in the Enterprise, on the Town's Website and abutter's notifications mailed. • This measure may be finally considered at the conclusion of the public hearing.	• 2/15/17: Vote unanimously to recommend • 2/15/17: Vote unanimously to recommend

ROLL CALL VOTE

LEHTOLA HOMES, INC.
LEHTOLA REAL ESTATE
P.O.Box 712, 640 Auburn Street, Bridgewater, MA 02324
Office: 508.697.4346 / FAX: 508.697.7767

November 10, 2016
RE: Cherry Woods subdivision
To: Bridgewater Town Manager

Dear Mr. Dutton,
Lehtola Homes, Inc. is requesting that the Town Council accept the streets, Hartswood Way and Doe Brook Circle, in the Cherrywoods subdivision.

On Monday, November 7 2016, the Planning Board voted to release $162,520.00 from the $205,024.00 bond on file for the Cherrywoods Subdivision. Currently $42,504.00 is being retained by the Town of Bridgewater.

Silva Engineering has placed the monuments and lot corners, and is currently completing the as-built plan for the subdivision. Lehtola Homes will request $10,200.00 from the remaining bond when this has been completed. This will leave $32,304.00 of the bond money.

Highway Superintendent, Ron Ladue, is planning to request a hold back of an amount to be determined, for the detention basin of the Cherrywoods subdivision because the new Oldfield Estates subdivision's detention basin is an extension of the current Cherrywoods basin.

We, Lehtola Homes, are unfamiliar with the street acceptance process. Please let us know how to proceed in this process.

Paula A. Lehtola, Treasurer
Lehtola Homes, Inc.
Email: office@Lehtola-Homes.com
Phone: 508-697-4346
Fax: 508-697-7767
If you have question that need immediate answers, please call Sue Lehtola,
Cell 508-577-2420

The Cherrywoods subdivision streets, Hartswood Way and Doe Brook Circle, currently owned by

5P Forester Real Estate Trust

The Trustees are Priscilla S. Lehtola and Patricia L. Lee

Hartswood Way
Beginning at a concrete bound with drill hole (CBDH) on the northerly sideline of Cherry Street thence with a curve turning to the left with an arc length of 31.42', with a radius of 20.00' to a drill hole set in the concrete sidewalk;
thence N 03°16'44" W a distance of 278.85' to a CBDH;
thence with a curve turning to the right with an arc length of 62.49', with a radius of 220.00' to a CBDH;
thence N 12°59'45" E a distance of 264.52' to a CBDH;
thence with a curve turning to the right with an arc length of 211.69', with a radius of 220.00' to a CBDH;
thence with a reverse curve turning to the left with an arc length of 209.14', with a radius of 180.00' to a CBDH;
thence N 01°33'29" E a distance of 113.79' to a CBDH;
thence with a curve turning to the right with an arc length of 310.13', with a radius of 65.00' to a CBDH;
thence with a reverse curve turning to the left with an arc length of 32.59', with a radius of 20.00' to a CBDH;
thence S 01°33'29" W a distance of 28.94' to a CBDH;
thence with a curve turning to the right and intersection with Dow Brook Circle with an arc length of 255.61', with a radius of 220.00' to a CBDH;
thence with a reverse curve turning to the left with an arc length of 173.20', with a radius of 180.00' to a CBDH;
thence S 12°59'45" W a distance of 264.52' to a CBDH;
thence with a curve turning to the left with an arc length of 51.13', with a radius of 180.00';
thence S 03°16'44" E a distance of 278.85' to a CBDH;
thence with a curve turning to the left with an arc length of 31.42', with a radius of 20.00';
thence along Cherry Street S 86°43'16" W a distance of 80.00' to a CBDH;
which is the point of beginning,
having an area of 58186 square feet, 1.34 acres as shown on Plan Book 50, Page 680

Doe Brook Circle
Beginning at a concrete bound with drill hole (CBDH) on the easterly sideline of Hartswood Way;
thence with a curve turning to the left with an arc length of 27.22', with a radius of 20.00' to a CBDH;
thence S 73°50'52" E a distance of 276.94' to a CBDH;
thence with a curve turning to the left with an arc length of 21.62', with a radius of 20.00' to a CBDH;
thence with a reverse curve turning to the right with an arc length of 344.71', with a radius of 65.00' to a CBDH;
thence with a reverse curve turning to the left with an arc length of 21.62', with a radius of 20.00' to a CBDH;
thence N 73°50'52" W a distance of 270.27' to a CBDH;
thence with a curve turning to the left with an arc length of 29.71', with a radius of 20.00' to a CBDH;
thence along Hartswood Way with a compound curve turning to the left with an arc length of 74.76', with a radius of 220.00';
which is the point of beginning,
having an area of 25518 square feet, 0.59 acres as shown on Plan Book 50, Page 680

DRAINAGE LOT MAP 52, LOT 12
beginning at a ;
thence N 41°14'41" W a distance of 229.97';
thence N 49°42'14" E a distance of 249.65';
thence S 41°14'41" E a distance of 225.84';
thence S 48°45'22" W a distance of 249.61';
which is the point of beginning,
having an area of 56,889 square feet, 1.31 acres as shown on Plan Book 50, Page 681

FUTURE 40' WIDE ROADWAY/UTILITY EASEMENT MAP 67, LOT 79
beginning at an iron rod on the westerly line sideline of Hartswood Way ;
thence N 71°04'49" W a distance of 152.53' to an iron rod;
thence N 69°37'17" W a distance of 236.39';
thence N 79°16'12" W a distance of 99.10';
thence N 17°16'04" E a distance of 40.26';
thence S 79°16'28" E a distance of 97.89';
thence S 69°37'17" E a distance of 235.53';
thence S 71°04'49" E a distance of 166.37';
thence along Hartswood Way with a curve turning to the right with an arc length of 41.57', with a radius of 180.00';
which is the point of beginning,
having an area of 19,804 square feet, 0.45 acres as shown on Plan Book 50, Page 680

UTILITY EASEMENT
beginning at a ;
thence N 79°16'28" W a distance of 20.86';
thence S 86°36'37" W a distance of 119.54';
thence N 69°26'04" W a distance of 121.16';
thence N 40°17'46" W a distance of 805.38';
thence with a curve turning to the left with an arc length of 6.93', with a radius of 180.00';
thence N 47°29'50" E a distance of 40.00';
thence with a curve turning to the left with an arc length of 30.65', with a radius of 20.00';
thence N 49°42'14" E a distance of 156.21';
thence N 39°16'30" W a distance of 107.80';
thence N 48°45'19" E a distance of 260.66';
thence S 41°14'41" E a distance of 55.00';
thence S 48°45'19" W a distance of 182.51';
thence S 39°16'30" E a distance of 179.06';
thence N 82°47'27" W a distance of 36.00';
thence with a curve turning to the left with an arc length of 149.24', with a radius of 180.00',;
thence S 49°42'14" W a distance of 76.78';
thence with a curve turning to the left with an arc length of 31.42', with a radius of 20.00',;
thence S 40°17'46" E a distance of 724.22';
thence S 69°26'04" E a distance of 102.27';
thence N 86°36'37" E a distance of 116.01';
thence S 79°16'28" E a distance of 30.41';
thence S 17°16'04" W a distance of 40.26';
which is the point of beginning,
having an area of 75,785 square feet, 1.74 acres as shown on Plan Book 50, Page 681

REFERENCES AND NOTES:

1. "PLAN OF LAND IN BRIDGEWATER, OWNED BY ROBERT L. WOOD ET UX, SCALE 1 IN = 60 FT, OCT. 28, 1955" BY W.H. POPE.
2. "CHILD'S BRIDGE FARM, BRIDGEWATER, MASS., TOTAL AREA = 167.97 ACRES, SURVEYED APRIL 1958, SCALE: 1" = 200 FEET" BY M.T. SHAW AND RECORDED IN PLAN BOOK 11, PAGE 713.
3. "LAND IN BRIDGEWATER OF RICHARD M. AND ELIZABETH FRANCEY, MAY 18, 1960, SCALE: 1" = 80 FT" BY W. P. OLDHAM, JR AND RECORDED AS PLAN NO. '60-425.
4. "PLAN OF LAND IN BRIDGEWATER, MASS., OWNER, FAELTON C. PERKINS, ET UX, SCALE: 1" = 40', JULY 19, 1972" BY MALCOLM T. SHAW CO., INC. AND RECORDED AS PLAN NO. '73-228.
5. "HOLLY TREE PARK, A SUBDIVISION PLAN OF LAND IN BRIDGEWATER MASS., OWNED BY PAUL S. & PHYLLIS N. LEHTOLA, DRAWN AT 40 FEET TO AN INCH, JUNE 1973" BY JOHN E. ZIMAROWSKI.
6. "BROCKTON EDISON COMPANY, EXISTING RIGHT OF WAY FOR TRANSMISSION LINE LINE M1, PRATTOWN – MIDDLEBORO, THROUGH THE TOWN OF BRIDGEWATER, COUNTY OF PLYMOUTH, SCALE: 1" = 200', OCTOBER 31, 1973" BY C.A. PICKERING ASSOCIATES, INC.
7. "PLAN OF LAND IN BRIDGEWATER, MASS., DIVIDING OFF "LOT 2" FROM LAND DESCRIBED IN BOOK 3765 ON PAGE 71, PLYMOUTH REGISTRY, OWNED BY PAUL S. & PHYLLIS N. LEHTOLA, DRAWN AT 40 FT TO AN INCH, FEBRUARY 1, 1974" BY JOHN E. ZIMAROWSKI AND RECORDED AS PLAN NO. '74-252.
8. "PLAN OF LAND IN BRIDGEWATER, MASSACHUSETTS, PREPARED FOR THE ESTATE OF JENNIE LEONARD, SCALE: 1" = 40', NOV. 1, 1978", BY ATLAS LAND SURVEY AND RECORDED AS PLAN NO. '79-163.
9. "A PLAN OF LAND IN BRIDGEWATER, MASS., DRAWN FOR CHARLES F. AND DOROTHY E. OPFERKUCH, SCALE: 1" = 50', MARCH 24, 1980", BY BRANT S. HAWORTH ASSOC. AND RECORDED AS PLAN '86-171.
10. "PLAN OF LAND, CHERRY STREET, BRIDGEWATER, MASSACHUSETTS, PREPARED FOR CALTHROP TRUST, SCALE: 100 FEET TO AN INCH, JULY 28, 1983" BY PERKINS ENGINEERING, INC. AND RECORDED AS PLAN NO. '87-340.
11. "DEFINITIVE SUBDIVISION PLAN OF LAND IN BRIDGEWATER, PLYMOUTH CO., MASS., SCALE: 1" = 40', FEBRUARY 22, 1988, REVISED 8/18/88" BY LAND SURVEYS INCORPORATED AND RECORDED AS PLAN NO. '88-124.
12. "SKETCH OF LAND OWNED BY: MARY GRACIA, BRIDGEWATER, MASS., SCALE: 1" = 40', MARCH 22, 1989" BY WILLIAM L. PHINNY.
13. "PLAN OF LAND, CHERRY STREET, BRIDGEWATER, MASSACHUSETTS, JULY 6, 1989, REVISED JANUARY 29, 1990, 40 FEET TO AN INCH" BY WILLIAM L. PHINNEY AND RECORDED AS PLAN NO. '90-255.
14. "PLAN OF LAND, WALNUT STREET, BRIDGEWATER, MASSACHUSETTS, APRIL 24, 1990, 1" = 40'", BY WILLIAM E. RAINEY AND RECORDED AS PLAN NO. '90-340.
15. "PLAN OF LAND, OFF WALNUT STREET, BRIDGEWATER, MASSACHUSETTS, MARCH 29, 1989, 40 FEET TO AN INCH" BY WILLIAM L. PHINNEY AND RECORDED AS PLAN NO. '89-427.
16. "PLAN OF LAND IN BRIDGEWATER, MA, (PLYMOUTH COUNTY), PREPARED FOR: MARY P. GRACIA, SCALE: 1" = 40', AUGUST 12, 1996" BY MICHAEL J. KOSKA & ASSOCIATES.
17. "PLAN OF LAND IN BRIDGWATER, MASSACHUSETTS, OWNED BY CALTHROP TRUST, SCALE: 1" = 40', JANUARY 24, 1995" BY HAYWARD-BOYNTON & WILLIAMS, INC. AND RECORDED AS PLAN NO. '95-167.
18. "A PLAN OF LAND, WALNUT STREET, BRIDGEWATER, MASSACHUSETTS, OWNER: JOHN J. & DOROTHY L. KILLEA, SCALE: 1" = 60', JAN. 31, 1997, REV: MARCH 3, 1997" BY MICHAEL J. KOSKA & ASSOCIATES.

AUBURN STREET – DECREE NO. 759

TOWN BRIDGEWATER BOARD OF HEALTH APPROVAL REQUIRED.

7/12/05
DATE ENDORSED

50 680

THIS PLAN AND ACCOMPANYING CERTIFICATIONS DO NOT CONSTITUTE A CERTIFICATION OF TITLE TO THE PROPERTY DISPLAYED HEREON. THE OWNER OF THE LOCUS AND ABUTTING PROPERTIES ARE SHOWN ACCORDING TO CURRENT TOWN ASSESSORS RECORDS.

I CERTIFY THAT THE DESIGN AND CONTENT OF THE SUBMITTED DEFINITIVE SUBDIVISION PLANS CONFORM TO ALL APPLICABLE RULES AND REGULATIONS ESTABLISHED BY THE BRIDGEWATER PLANNING BOARD EXCEPT THOSE SPECIFICALLY NOTED

DESIGN ENGINEER

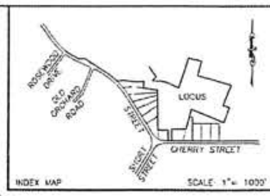
THIS SURVEY AND PLAN WERE PREPARED IN ACCORDANCE WITH PROCEDURAL AND TECHNICAL STANDARDS FOR THE PRACTICE OF LAND SURVEYING IN THE COMMONWEALTH OF MASSACHUSETTS

PROFESSIONAL LAND SURVEYOR

SUBJECT TO A COVENANT DULY EXECUTED DATED THE ______ DAY OF __________ 200_, RUNNING WITH THE LAND, TO BE DULY RECORDED BY OR FOR THE OWNER OF RECORD.

I, Ronald R. Adams CLERK OF THE TOWN OF Bridgewater HEREBY CERTIFY THAT THE NOTICE OF APPROVAL OF THIS PLAN BY THE PLANNING BOARD HAS BEEN RECEIVED AND RECORDED AT THIS OFFICE AND NO NOTICE OF APPEAL WAS RECEIVED DURING THE TWENTY DAYS NEXT AFTER SUCH RECEIPT AND RECORDING OF SAID NOTICE.

July 13, 2005
TOWN CLERK / DATE



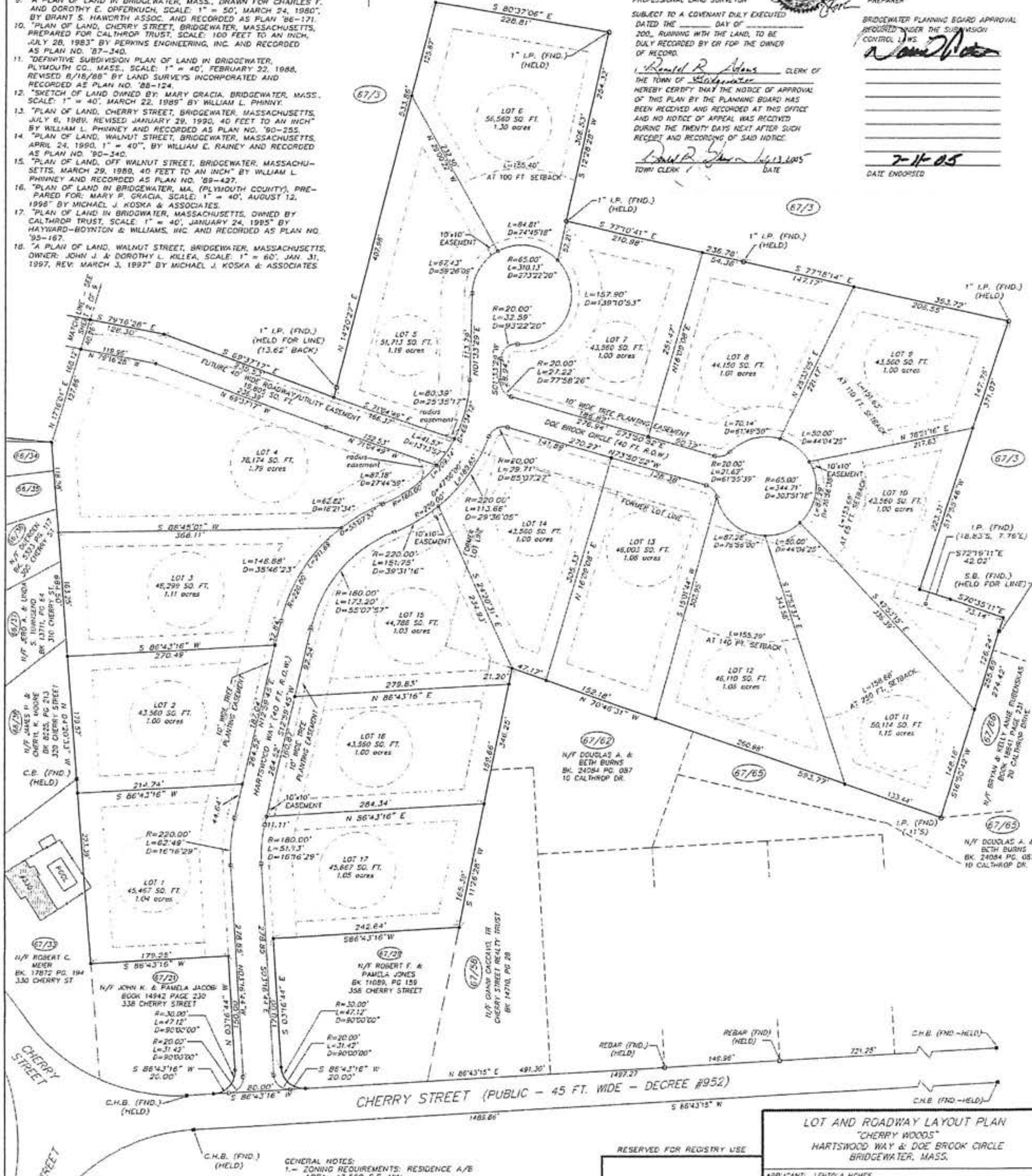
INDEX MAP SCALE: 1"= 1000'

I CERTIFY THAT THIS PLAN HAS BEEN PREPARED IN CONFORMITY WITH THE RULES AND REGULATIONS OF THE REGISTERS OF DEEDS OF THE COMMONWEALTH OF MASSACHUSETTS.

PREPARER

BRIDGEWATER PLANNING BOARD APPROVAL REQUIRED UNDER THE SUBDIVISION CONTROL LAWS

7-11-05
DATE ENDORSED



RESERVED FOR REGISTRY USE

GENERAL NOTES:

1.– ZONING REQUIREMENTS: RESIDENCE A/B
AREA: 43,560 S.F. MIN.
FRONTAGE: 150 FT. MIN.
FRONT YARD SETBACK: 40 FT. MIN.
SIDE YARD SETBACK: 20 FT. MIN.
REAR YARD SETBACK: 30 FT.
2. PREMISES ARE A COMBINATION OF MAP 52 LOT 12, MAP 53 LOT 1, MAP 66 LOT 43, MAP 67 LOT 1, AND MAP 67 LOT 2.
3. DEED REFERENCES: BOOK 2254 PAGE 468, BOOK 6181 PAGE 6, AND BOOK 3765 PAGE 71.
4. TOTAL AREA FOR THIS PROJECT 39.35 ACRES.
5. PREMISES ARE SITUATED IN FLOOD ZONES "C" AND "A5" AS SHOWN ON (F.I.R.M.) FLOOD INSURANCE RATE MAP, TOWN OF BRIDGEWATER, MASSACHUSETTS, PLYMOUTH COUNTY, COMMUNITY PANEL NUMBER 250260 0010 B, EFFECTIVE DATE: SEPTEMBER 9, 1999.
6. THE EDGE OF THE WETLANDS, AS SHOWN, WERE DELINEATED BY WALTER HEWITSON, BOTONIST.

LEGEND
○ IRON PIPE
• 5/8" RE-ROD TO BE SET
⊕ DRILL HOLE
△ STAKE
□ CONCRETE BOUND
UTILITY POLE
STONE WALL

SCALE: 1"=60'
0 30 60 120
SCALE IN METERS
0 5 10 20 30

LOT AND ROADWAY LAYOUT PLAN
"CHERRY WOODS"
HARTSWOOD WAY & DOE BROOK CIRCLE
BRIDGEWATER, MASS.

APPLICANT: LEHTOLA HOMES
P.O. BOX 712
BRIDGEWATER, MASS. 02324

MICHAEL J. KOSKA & ASSOCIATES
CIVIL ENGINEERS & LAND SURVEYORS
98 BROAD STREET
BRIDGEWATER, MASS 02324
TEL. (508)697-7400 FAX. (508)697-1650

DATE: 12/17/04	REV.: 05/12/05	JOB #10-97
REV.: 04/06/05	REV.: 05/26/05	FILE #10-97
REV.: 04/18/05		DWG. #
REV.: 05/03/05		SHEET 2 OF 10

on Thursday, Friday and Saturday in the Rondileau Campus Center Auditorium, 19 Park Ave. Under the direction of Dr. Nancy Moses, Dance Kaleidoscope's company consists of advanced student choreographers as well as faculty choreographers.

This concert is a long-standing tradition at BSU, entertaining audiences for nearly 30 years, with the philosophy "dance is for everybody." This concert covers a wide range of themes featuring Scottish Highlanders, Pyotr Tchaikovsky's Sleeping Beauty" and a musical theater selection. Tickets are available at door and online at bsutix.com.

For information, contact the BSU box office at 508-531-1321 or boxoffice@bridgew.edu.

See more East Bridgewater news at enterprisenews.com

NOTICE OF PUBLIC HEARING

Under the Wetlands Protection Act, Chapter 131, Section 40, MGL as amended and the West Bridgewater Wetlands Protection By-law & Rules and Regulations, the West Bridgewater Conservation Commission will hold a Public Hearing on 4 April 2017 at 6:30 PM in the MacDonald - Brown Conference Room, 65 North Main Street, for a Request to Amend Order of Conditions # SE328 - 573 filed by Landmark Merrill Engineers on behalf of Brian Woodrow McLaughlin, to relocate the existing single family billboard closer to Route 24 in order to system and improve visibility along the highway. A waiver is sought to work within the to a BVW & 50' buffer to a BVW; all interested Bridgewater persons are welcome to attend and be welcome to heard. This ad can also be found at ad can masspublicnotices.org.

Tim Hay, Chairman

Tim Hay, C

LEGAL NOTICES

Town Of Bridgewater
Town Council
Public Hearing Notice
Acceptance of a Private Way

The Bridgewater Town Council will hold a public hearing and consider for action Order #O-2017-008: Laying out and Acceptance of a Private Way - Hartswood Way and Doe Brook Circle, in the Council Chambers located in the Academy Building, 66 Central Square, Bridgewater, MA 02324 Tuesday, April 4, 2017 at 7:40 p.m. Copies of the full Order are available for inspection by the public in the office of the Town Clerk, or on the Town's website at www.bridgewaterma.org and are on file with the Town Council Clerk.

LEGAL NOTICES

TOWN OF EASTON
NOTICE OF PUBLIC HEARING

In accordance with the provisions of Chapter 40A, Section 5 M.G.L., the Easton Planning and Zoning Board will hold a Public Hearing on **Monday, April 10, 2017 at 6:30 p.m.** in the Colleen A. Corona Board Room at Town Offices, 136 Elm Street, North Easton for the purpose of receiving public comments concerning the following amendments to the **Easton Zoning By-law** adopted June 16, 2016: Section 6.1.5 Table Of Off-Street Parking Regulations; Section 9.1.3 Prohibited Uses within an Aquifer Protection Overlay District (APOD); Section 7.1 Adult Entertainment Establishments.

Copies of the proposed Zoning Bylaw Amendments are available for review at the office of the Town Clerk and the Planning and Community Development Office at 136 Elm Street, North Easton, MA during regular business hours.

The draft Zoning Bylaw Amendments are also available on the Planning Department website: http://www.easton.ma.us/boards_and_committees/planning_and_zoning_board/index.php

This notice is also available at masspublicnotices.org.

Any person interested or wishing to be heard should appear at the time and place designated for the public hearing.

Gregory Strange, Chair

LEGAL NOTICE

TOWN OF EASTON
NOTICE OF PUBLIC HEARING

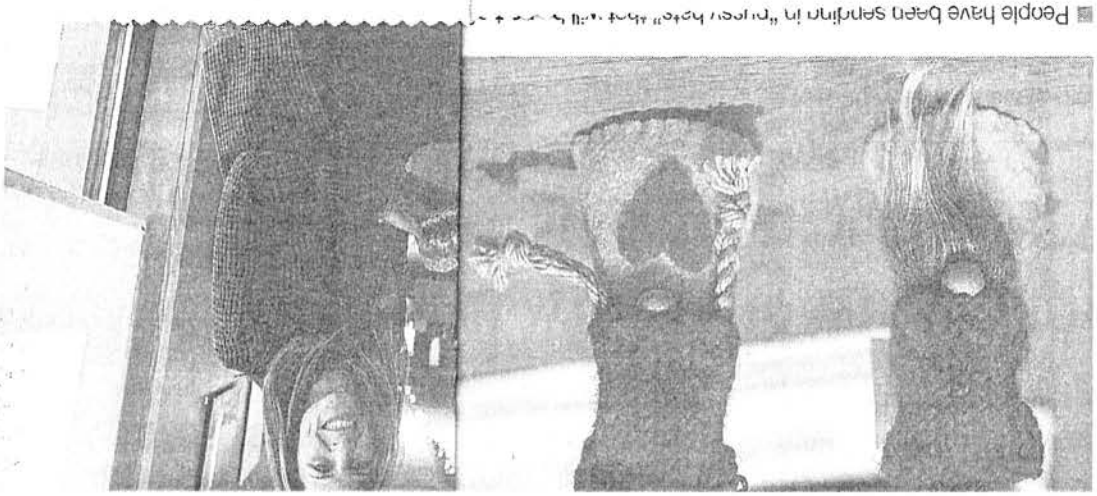
In accordance with the provisions of M.G.L. c. 40A, Section 9 the Easton Planning & Zoning Board will hold a Public Hearing on Monday, April 10, 2017 at 6:30 PM in the Colleen A. Corona Board Room, Easton Town Offices, 136 Elm Street, N. Easton, MA on the application received from Michael O'Shaughnessy, Attorney for Cedar Point LLC for a Special Permit under Section 10.5, Appendix A, Section A.2, and Appendix B of the Easton Zoning Bylaw from the Easton Planning and Zoning Board authorizing the construction of a duplex dwelling and authorization to allow the front yard setback to be less than fifty (50) feet, located at 466 Foundry Street, Easton, MA 02356. (Assessor's Map 45U and Lot 33).

A copy of the application and plan may be viewed on the town website : http://www.easton.ma.us/departments/planning_and_community_development/index.php or at the Planning & Community Development Office, 136 Elm Street, Easton, MA during regular business hours.

Any person interested or wishing to be heard on the proposed application and plan should appear at the time and place designated for the Public Hearing.

This notice is also available at masspublicnotices.org.

Gregory Strange, Chair



■ People have been carping in "Pussy hats" that [illegible]

putting together 'pussy hat' exhibit for one-year anniversary of major demonstration

By Marc Larocque
ENTERPRISE STAFF WRITER

BROCKTON — The Women's March went down in history as one of the largest protests held in American history, with crowds unmatched since demonstrations against the

local women who were all shy about wearing the knitted, cat-eared hats, preferring baseball caps instead. Yet, when she arrived, McLaughlin looked around to find what looked like a sea of felines marching in the nation's capital.

"It was just wild," said McLaughlin, during an interview in her office at the Fuller Craft Museum, which overlooks a pond at D.W. Field Park in Brockton. "It was almost kind of like a communication tool, saying, 'Hey, we share be-

the second $15 million grand prize in the Massachusetts State Lottery's $30 "Ultimate Millions" instant game.

Canton attorney David Wolicki collected the prize on April 12 on behalf of the winner as a one-time payment of about $6.4 million after taxes. Many winners of big lottery jackpots create trusts for privacy.

Brockton Shell on East Ashland Street in Brockton will receive a $50,000 bonus on the sale of the ticket.

The odds against winning the top prize in the $30 game are estimated at 7.5 million to 1.

prize in the "$200,000 a Year for Life" instant game.

Brown chose the cash option on his prize and received a one-time payment of $2 million after taxes. He told lottery officials he plans to use the windfall to help his family.

Stop N Go Express on Route 138 in Raynham will receive a $40,000 bonus for selling the ticket.

The odds against winning the top prize in the $30 game are estimated at 5 million to 1.

Check out the Help Wanted section in the Enterprise for your new Career

The Enterprise Classifieds

or online

WICKED LOCAL Search.com

LEGAL NOTICES

NOTICE OF PUBLIC HEARING

Under the Wetlands Protection Act, Chapter 131, Section 40, MGL as amended and the West Bridgewater Wetlands Protection By-law & Rules and Regulations, the West Bridgewater Conservation Commission will hold a Public Hearing on 2 May 2017 at 6:30 PM in the MacDonald - Brown Conference Room, 65 North Main Street, for a Notice of Intent filed by Silva Engineering on behalf of Treviicos Corporation to construct a gravel parking area and drainage basin for a commercial office / warehouse building within the buffer zone to a previously approved wetland at 252 Pleasant Street; all interested persons are welcome to attend and be heard. This ad can also be found at masspublicnotices.org.

Tim Hay, Chairman

were previously reserved for foreigners. From Havana to Playa Girón, there's ample evidence of President Raul Castro's effort to grow the economy's private sector, which largely takes the form of self employment, not companies.

But some Cubans I talked with told me that thawing U.S.-Cuba relations, and the growing number of American tourists visiting the island in the last two years, has meant more for their personal livelihood than the loosening of laws on per-

LEGAL NOTICES

PUBLIC HEARING NOTICE

The Abington Planning Board will hold a Public Hearing on Monday, May 1, 2017 at 6:05 P.M. at the Town Hall, 500 Gliniewicz Way, Abington, on the petition of Seoane Landscape, /Garden Center, 551 Bedford St., Abington, MA 02351, the property is owned Seoane Landscape, Luis and David Seoane-Gardens Realty Trust, 551 Bedford St., Abington for a Special Permit to add 10 Banner Signs under the Abington Zoning By-Law Sec. 175-59 (F). The property is located on Assessors Plans Map 39 Lots 79 & 80. Application can be viewed at the Town Clerk's office.

Wayne P. Smith,
Chairman

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LEGAL NOTICE

TOWN OF BRIDGEWATER
NOTICE OF PUBLIC HEARING

FISCAL YEAR 2018 BUDGET
INCLUDES MUNICIPAL AND SCHOOL BUDGETS

Pursuant to Section 6-3 of the Bridgewater Home Rule Charter, notice is hereby given that the Bridgewater Town Council will receive public input on the proposed FY18 Town Budget on Tuesday, May 9, 2017 beginning at 7:50 PM in the Academy Building, Council Chambers, 66 Central Square, Bridgewater, MA 02324. A copy of the full budget proposal may be viewed on the town's website (*www.bridgewaterma.org*) or in the Town Manager's Office in the Academy Building during business hours.

A summary of the Town Manager's Budget follows.

FY18 ESTIMATED REVENUES		
FY18 Adjusted Levy Limit		42,874,479
State Aid		4,108,305
Local Receipts		3,873,381
Total OFS		2,240,536
TOTAL ESTIMATED REVENUES	**$**	**53,096,701**
FY18 PROPOSED APPROPRIATIONS		
State & County Charges		389,559
General Government		2,582,566
Public Safety		10,289,294
School Assessments		30,011,607
Public Works Departments		1,364,222
Health & Human Services		469,589
Culture & Recreation		627,999
Debt		1,022,026
Benefits & Insurance		6,219,839
Utilities		120,000
TOTAL PROPOSED APPROPRIATIONS	**$**	**53,096,701**

■ A monument to Cuba's decisive defeat of CIA-backed militants in

Bridgewater Town Council

In Town Council Tuesday, May 9, 2017

Council Petition: P-2017-011

Date Introduced/Public Hearing: May 9, 2017

Amendments Adopted:

Date Adopted:

Date Effective:

Relative to:

The Granting of a One Day Entertainment Permits

WHEREAS, the VFW Post 2125 . has petitioned for a one day entertainment permit for the following club sponsored event:

	EVENT	DATE	TIME	APPROXIMATE ATTENDANCE	NOTES
1	Benefit Fundraiser/Cancer	June 10, 2017	4:00 pm -8:00 pm	70	Live music

;and,

WHEREAS, the VFW Post 2125 has complied with the requirements of the Town of Bridgewater; and,

WHEREAS, the Bridgewater Town Council, acting as the Legislative body of the Town has such licensing authority and with the affirmative recommendation of the Bridgewater Building Inspector, Fire, Police, and Health Departments who have oversight authority, it appears that the public good so requires such license be granted;

The Town Council of the Town of Bridgewater, Massachusetts, pursuant to Chapter 138 - section 14 and Chapter 140- Section 183A respectively of the Massachusetts General Law (M.G.L.), in Town Council assembled approve the petition of the VFW Post 2125 be granted for a one day entertainment permit for the aforementioned event to be held on the grounds of the club at 40 Orange Street.

Bridgewater Town Council

In Town Council, Tuesday, April 4, 2017

Council Order: O-2017-014

Introduced By:	Town Manager
Date Introduced:	April 4, 2017
First Reading:	April 4, 2017
Second Reading/Public Hearing:	May 9, 2017
Third Reading:	
Fourth Reading:	
Amendments Adopted:	
Date Adopted:	
Date Effective:	

Order #O-2017-014

FY2018 SEWER ENTERPRISE FUND BUDGET

ORDERED to see if the Town will vote to appropriate **$1,895,146.00** from Sewer Enterprise receipts to defray Sewer direct costs, to reserve **$300,000.00** for Capital Projects**,** and that **$104,856.00** as appropriated under Order #O-2017-013 be used for Sewer indirect costs, all to fund the totals costs of operations of the Sewer Enterprise as follows:

Salaries/Wages/Benefits	$	815,309.01
Other Expenses/Capital Outlay	$	672,605.31
Debt Service	$	407,231.68
Appropriated for Direct Costs	**$**	**1,895,146.00**
Reserve for Capital Expenditure	$	300,000.00
Indirect Costs - Due to General Fund	$	104,856.00
Total Cost - Sewer Fund	**$**	**2,300,002.00**

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Budget & Finance Committee • Finance Committee	• 5/1/17: Vote 3-0 recommend approval • Finance Committee meets 5/8/17. Disposition will be provided upon receipt.

ROLL CALL VOTE – REQUIRES MAJORITY OF THOSE PRESENT AND VOTING

Bridgewater Town Council

In Town Council, Tuesday, May 9, 2017

Council Order: O-2017-015

Introduced By:	Town Manager
Date Introduced:	April 4, 2017
First Reading:	April 4, 2017
Second Reading/Public Hearing:	May 9, 2017
Third Reading:	
Fourth Reading:	
Amendments Adopted:	
Date Adopted:	
Date Effective:	

Order #O-2017-015

FY2018 WATER ENTERPRISE FUND BUDGET

ORDERED to see if the Town will vote to appropriate **$3,064,021.00** from Water Enterprise receipts to defray Water direct costs, to reserve **$600,000.00** for Capital Projects, and that **$135,981.00** as appropriated under Order #O-2017-013 be used for Water indirect costs, all to fund the totals costs of operations of the Water Enterprise as follows:

Salaries/Wages/Benefits	$	1,003,846.77
Other Expenses/Capital Outlay	$	1,404,736.55
Debt Service	$	655,437.68
Appropriated for Direct Costs	**$**	**3,064,021.00**
Reserve for Capital Expenditure	$	600,000.00
Indirect Costs - Due to General Fund	$	135,981.00
Total Cost - Water Fund	**$**	**3,800,002.00**

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Budget & Finance Committee • Finance Committee	• 5/1/17: Vote 3-0 recommend approval • Finance Committee meets 5/8/17. Disposition will be provided upon receipt.

ROLL CALL VOTE – REQUIRES MAJORITY OF THOSE PRESENT AND VOTING

Bridgewater Town Council

In Town Council, Tuesday, May 9, 2017

Council Order: O-2017-016

Introduced By:	Town Manager
Date Introduced:	April 4, 2017
First Reading:	April 4, 2017
Second Reading/Public Hearing:	May 9, 2017
Third Reading:	
Fourth Reading:	
Amendments Adopted:	
Date Adopted:	
Date Effective:	

Order #O-2017-016

FY2018 TRANSFER STATION ENTERPRISE FUND BUDGET

ORDERED to see if the Town will vote to appropriate **$249,121.50** from Transfer Station Enterprise receipts to defray Transfer Station direct costs and that **$40,252.00** as appropriated under Order #O-2017-013 be used for Transfer Station indirect costs, all to fund the totals costs of operations of the Transfer Station Enterprise as follows:

Salaries/Wages/Benefits	$	84,088.26
Other Expenses/Capital Outlay	$	165,033.24
Appropriated for Direct Costs	**$**	**249,121.50**
Reserve for Capital Expenditure	$	-
Indirect Costs - Due General Fund	$	40,252.00
Total Cost - Transfer Fund	**$**	**289,373.50**

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Budget & Finance Committee • Finance Committee	• 5/1/17: Vote 3-0 recommend approval • Finance Committee meets 5/8/17. Disposition will be provided upon receipt.

ROLL CALL VOTE – REQUIRES MAJORITY OF THOSE PRESENT AND VOTING.

Bridgewater Town Council

In Town Council, Tuesday, May 9, 2017

Council Order: O-2017-017

Proposed Amendments

Introduced By:	Town Manager
Date Introduced:	April 4, 2017
First Reading:	April 4, 2017
Second Reading/Public Hearing:	May 9, 2017
Third Reading:	
Fourth Reading:	
Amendments Adopted:	
Date Adopted:	
Date Effective:	

Order #O-2017-017

FY2018 OSLGC ENTERPRISE FUND BUDGET

ORDERED to see if the Town will vote to transfer $200,000 from general fund free cash, to appropriate **$~~1,534,840.70~~** 1,334,840.70 from OSLGC Enterprise receipts to defray OSLGC direct costs, and that **$93,817.00** as appropriated under Order #O-2017-013 be used for OSLGC indirect costs, and all to fund the totals costs of operations of the OSLGC Enterprise as follows:

Salaries/Wages/Benefits	$	699,109.38
Other Expenses/Capital Outlay	$	396,893.82
Debt Service	$	438,837.50
Appropriated for Direct Costs	**$**	**1,534,840.70**
Reserve for Capital Expenditure	$	-
Indirect Costs Due General Fund	$	93,817.00
Total Cost - Golf Fund	**$**	**1,628,657.70**

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Budget & Finance Committee • Finance Committee	• 5/1/17: Vote 3-0 recommend approval with amendments. • Finance Committee meets 5/8/17. Disposition will be provided upon receipt.

ROLL CALL VOTE – REQUIRES MAJORITY OF THOSE PRESSENT AND VOTING.

Bridgewater Town Council

In Town Council, Tuesday, May 9, 2017

Council Order: O-2017-018

Introduced By:	Town Manager *(at the request of the Town Accountant)*
Date Introduced:	April 4, 2017
First Reading:	April 4, 2017
Second Reading:	May 9, 2017
Third Reading:	
Amendments Adopted:	
Date Adopted:	
Date Effective:	

Proposed Order #O-2017-018

AUTHORIZATION OF REVOLVING FUNDS

ORDERED: that the Town Council vote to establish revolving funds for certain Town Departments under the provisions of G.L. c.44, §53E ½ for the fiscal year beginning July 1, 2017, with specific receipts credited to each fund, the purposes for which each fund may be spent, and the maximum amount that may be spent from each fund for FY2016 as follows:

Spending Authority	Fund	Receipts	Expenditures	FY16 Spending Limit
Town Clerk	Street Listing	Sale of street lists; sale of bylaws/zoning bylaws; sale of subdivision rules; sale of zoning maps	Printing and other costs with publications/books sold to public	$ 5,000
Recreation Director	Recreation	Fees associated with recreation programs	Salaries and benefits of full-time staff, part-time and seasonal staff, recreation programs, facility expenses and other expenses related to programs	$ 150,000
Building Inspector	After Hours Inspections	Fees charged related to after hour inspections	Personnel costs associated with inspections and other related expenses	$ 4,000
Police Chief	Police Equipment	Proceeds from sale/auction of Police related equipment and unclaimed property	Purchase, repair/maintenance of police equipment, training of officers related to purchase, repair/maintenance of such equipment	$ 10,000
Building Inspector/Fire Chief	Ch.148A Fines	Fines assessed per statute	Enforcement, training, equip/tools and education	$ 4,000

IT Director	Cable Services	License fee	Technology related equipment	$ 3,000
Animal Control	Animal Control	Fines & Fees	Unreimbursed cost of boarding and veterinary expenses.	$ 5,000
Health Agent	Compost Bins	Fees from sale of compost bins	Purchase of compost bins	$ 2,000

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Budget & Finance Committee • Finance Committee	• 5/1/17: Vote 3-0 recommend approval • Finance Committee meets 5/8/17. Disposition will be provided upon receipt.

ROLL CALL VOTE – REQUIRES MAJORITY OF THOSE PRESENT AND VOTING.

Bridgewater Town Council

In Town Council, Tuesday, May 9, 2017

Council Order: O-2017-019

Introduced By:	Councilor Dennis Gallagher
Date Introduced	April 25, 2017
First Reading:	April 25, 2017
Second Reading:	May 9, 2017
Amendments Adopted:	
Date Adopted:	
Date Effective:	

Order O-2017-019

SALARY OF THE ELECTED TOWN CLERK

WHEREAS, the Town Clerk of the Town of Bridgewater shall receive a salary in lieu of all fees and other compensation provided for in the Massachusetts General Laws, which salary shall be in an amount fixed by the Legislative body of the Town of Bridgewater.

WHEREAS, pursuant to Massachusetts General Laws Chapter 41 § 15 the duties of the Town Clerk are defined as:

> *"record all votes passed at town meetings held during his term of office. He shall administer the oaths of office to all town officers who apply to him to be sworn, and shall make a record thereof and of the oaths of office taken before justices of the peace of which certificates are filed. He shall, immediately after every annual election of town officers, transmit to the state secretary, on blanks to be furnished by him, a complete list of all town officers elected and qualified and shall promptly report to the secretary any changes in such officers*".

WHEREAS, the Town, to ensure business continuity and to make certain that the needs of the general public are met, employs two full-time staff to address and perform the day-to-day activities of the Office of the Town Clerk.

WHEREAS, it is intended that these provisions be in accord with all applicable Federal and State laws, rules and regulations, including the Fair Labor Standards Act and the Federal Minimum Wage, and should be applied and interpreted to produce a result harmonious therewith.

WHEREAS, it is intended that these provisions be in accord with the Employee Manual of the Town of Bridgewater and should be applied and interpreted to produce a result harmonious therewith. If there is an irreconcilable conflict between this Order and any other Order of the Town of Bridgewater, this Order shall govern.

WHEREAS, the Town of Bridgewater is an equal opportunity employer and does not discriminate on the basis of race, color, religion, sex, national origin, age, handicap, disability or otherwise in violation of any federal or state law.

ROLL CALL VOTE – REQUIRES MAJORITY OF THOSE PRESENT AND VOTING

BE IT ORDERED, that beginning in the fiscal year 2018, the salary of the Town Clerk shall be increased to $65,000.00 annually. The Town Clerk is an elected position and eligible for membership with Plymouth County Retirement System (PCR) benefit and insurance benefits per employee policy manual. The Town Clerk shall be paid in accordance with the usual practices for other town employees.

FURTHER ORDERED, that the position of Town Clerk is exempt from the overtime provisions of the FLSA and shall not be entitled to overtime compensations in any form.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Budget & Finance Committee	• Meet 5/9/17 and will provide disposition to full Council.
• Finance Committee	• Meet 5/8/17. Disposition will be provided upon receipt.

ROLL CALL VOTE – REQUIRES MAJORITY OF THOSE PRESENT AND VOTING

Bridgewater Town Council

In Town Council, Tuesday, May 9, 2017

Council Ordinance: D-2017-002

Introduced By:	Councilors Edward Haley, Kevin Perry, Pete Colombotos
Date Introduced:	January 10, 2017
First Reading:	January 10, 2017
Second Reading:	May 9, 2017
Amendments Adopted:	
Date Adopted:	
Date Effective:	

Proposed Ordinance D-2017-002

AMEND GENERAL ORDINANCES RELATIVE TO ILLEGAL DUMPING AND LITTERING

ORDERED that pursuant to Article II, Section 2-2 of the Bridgewater Town Charter; the Town Council of the Town of Bridgewater, Massachusetts in Town Council assembled vote to amend the Bridgewater General Ordinances, Part III, Chapter 1, Article II. Non Criminal Enforcement of Violations by adding the following:

Chapter 1

Article II. Non Criminal Enforcement of Violations

Section 3. Schedule of Fines

Ch. 160. Peace and Good Order, Article VIII First and Following Offenses $300

And vote to amend the Bridgewater General Ordinances, Part III, Chapter 160, by adding the following Section VIII:

Chapter 160. Peace and Good Order
Article VIII. Illegal Dumping and Littering

Section 1. Purpose and Intent
Illegal dumping poses serious health risks to children and other persons, creates blight in neighborhoods and along commercial corridors within the Town of Bridgewater, and contributes to the presence of flies, insects, vector, vermin, rats, wild animals, and other pests.

The purpose of this ordinance is to protect and promote the health, safety, welfare of the residents of Town of Bridgewater through the prevention and control of illegal dumping of litter throughout the community.

Section 2. Definitions
For the purposes of this Ordinance, the following words and phrases shall have the respective meanings ascribed:

"Abatement costs" or "costs of abatement" means all costs, fees, and expenses, incidental or otherwise, incurred by the Town in investigating and abating a public nuisance.

NOT FOR ACTION: REQUIRES ADVERTISING

"Enforcement Officer" means Health Agent, Zoning Officer, Building Inspector, Fire Chief, Police Chief, Town Manager or their designees.

"Illegal dumping" means placing, depositing, or discarding, or causing to be placed, deposited, or discarded, waste matter in violation of this article in quantities exceeding those for a product's single use.

"Lid" means any cover to a container which can be affixed in such a way as to prevent the contents of the container from spilling or from being transferred about the premises or adjacent premises by wind or other natural causes.

"Litter" means all rubbish, refuse, garbage, trash, demolition debris, furniture, dead animals or other discarded materials of every kind and description.

"Person" means any individual, owner, lessee, firm, business, partnership, sole proprietorship, association, corporation, company or organization of any kind.

"Private Property" means any land or any structure or portion of any structure designed or used for private, commercial or residential purposes which is not public property.

"Public Property" means any and all streets, sidewalks, waterways, public rights of way, easements, medians, highways, streets, or other public parks, spaces, grounds and buildings or other public property (including any grounds belonging to any Federal, State, County or other governmental or quasi-governmental entity or agency, unless expressly preempted by State or Federal Legislation).

"Waste matter" means any discarded, used, or leftover object or substance, including, but not limited to, a lighted or non-lighted cigarette, cigar, match, or any flaming or glowing material, or any garbage, trash, refuse, paper, container, packaging, construction material, carcass of a dead animal, any nauseous or offensive matter of any kind, or any object likely to injure any person or to create a traffic hazard.

Section 3. Prohibition.
It shall be unlawful for any person or persons to dump, deposit, discard, throw or leave, or to cause or permit the dumping, depositing, discarding, placing, throwing or leaving of litter or waste matter on any public or private property in the Town of Bridgewater unless done so within the context of licensed franchised solid waste collection or disposed lawfully at the Town of Bridgewater Transfer Station, and therefore through the following means:

A. Waste matter and litter is placed into an authorized and lawful receptacle or container installed on public or private property for the purpose of pickup by a licensed franchised collection service or disposal at the Town of Bridgewater Transfer Station;
B. Waste matter and litter is placed into an authorized and lawful receptacle by property owners on their own property for the purpose of pickup by a licensed franchised collection service or disposal at the Town of Bridgewater Transfer Station.
C. Waste matter and litter is placed on private property into an authorized and lawful receptacle with the consent and approval of a property owner for the purpose of pickup by a licensed franchised collection service or disposal at the Town of Bridgewater Transfer Station.

Section 4. Littering and Dumping.
(a) Public Property. It is a public nuisance and unlawful for any person to illegally dump upon any public street or alley in the Town of Bridgewater any litter or waste matter.

(b) Private Property. It is a public nuisance and unlawful for any person to illegally dump, upon the sidewalk or parkway or upon any private premises, whether with or without the consent of the owner or occupant of such premises, any litter or waste matter, except in such container, receptacle or place provided for such purpose and approved or lawfully permitted by the Town.

(c) Trespassing. It is a public nuisance and unlawful for any person to trespass upon the property of another in the Town of Bridgewater for the purpose of dumping or to dump upon any such property litter or waste matter.

(d) Accumulations. It is a public nuisance and unlawful for any person to place or pile, or allow to be placed or piled, any vegetable or other compostable matter that attract rodents, vermin, flies or other insects, unless the same shall be completely removed from the premises within twenty four (24) hours after the placing thereon. This provision shall not be construed as forbidding the use of residential compost piles or bins, nor shall it apply to regular commercial farming operations.

Section 5. Allowable Trash Receptacles.
The owner, occupant, and person in control of any real property within the Town of Bridgewater shall place or cause to be placed in an enclosed container all litter and waste matter~~garbage or debris, rubbish, or other waste matter~~ that shall exist upon the premises. Such enclosed container shall be of such a nature that the litter and waste matter~~garbage or debris or rubbish~~ placed therein shall not be free to be transferred about the premises or adjacent premises by wind or other natural causes. The enclosed container shall have a lid, or cover that is permanently affixed by hinge or other means to the container.

Commented [DM1]: Is there interest in adding a requirement that dumpsters be screened with fencing? Bushes?

~~**Section 6. Maintenance Required.**~~
~~The owner, occupant, and person in control of any real property within the Town of Bridgewater shall keep and maintain the sidewalk and other public right-of-way adjacent to said real property in a neat, clean, and orderly condition free from litter or waste matter and as otherwise required by the Town of Bridgewater Municipal Code. It is unlawful and hereby declared a public nuisance for any person owning, occupying or having charge or control of any real property to fail to keep and maintain the sidewalk and other public right-of-way adjacent to said real property in the manner required by this section.~~

Section 7. Abatement of Public Nuisances.
Any public nuisance created by violation of this section shall be abated in accordance with the provisions of this article (or as otherwise authorized by law). The procedures for abatement in this article shall not be exclusive and shall not limit or restrict the Town from pursuing any other remedies available in law, whether equitable, civil, or criminal, or from enforcing sanitary standards, health codes, other Town codes and ordinances, or from abating or causing abatement of public nuisances in any other manner provided by law.

Notification. Except as otherwise provided by this Code or other applicable law, whenever an Enforcement Officer determines that litter or waste matter or other condition creating a public nuisance is located within the public street, highway, sidewalk, alley, right-of-way, or other public property and that Town personnel (or agents thereof) may need to abate such public nuisance, he or she shall notify the responsible person(s) by telephone, in person, by electronic correspondence, or in writing of: the address, and location, of the violation; a brief description of the public nuisance; a reference to the law prohibiting the public nuisance condition; a brief description of the responsible person's required corrective action(s); the compliance period of no less than twenty-four (24) hours and no more than seventy-two (72) hours to complete the required corrective action(s); and, a statement that failure to abate the public nuisance as described in the notice shall result in the abatement of the public nuisance by Town personnel (or Town paid contractors) and that the owner of the subject property shall be personally responsible for the costs of abatement and that said costs may be recorded against the subject property as a lien or as otherwise allowed by law.

Abatement Actions. Notwithstanding any other provision of this Code, if any responsible person fails to abate a public nuisance or imminent hazard, the Town may, without any administrative hearing, cause the removal of any organic or inorganic rubbish, refuse, garbage, debris, bulky item, waste matter, hazardous waste, solid waste, or offal from within the public street, highway, sidewalk, alley, right-of-way, or other public property, at the expense of the responsible persons. Further, the Town may assess the costs of abatement against the owner of the subject property as set forth in this section.

Collection of Abatement Costs. The Town shall be entitled to recover its costs of abatement for any public nuisance abated by the Town in accordance with the provisions of this article. In such instances, the Town shall follow the procedures set forth in this section.:

(a) Statement of Abatement Costs. The Town of Bridgewater shall serve a statement of abatement costs to the owner of the subject property by certified mail to the address shown on the last assessment tax roll.
(b) Nonreceipt of Statement. Failure of a responsible person to receive a properly addressed statement shall not invalidate any action or proceeding by the Town pursuant to this article.
(c) Payment of Abatement Costs. A responsible person shall tender the abatement costs in U.S. currency to the Town within thirty (30) calendar days of the date of service of the statement of abatement costs. The abatement costs as contained in a statement of abatement costs shall constitute a civil debt against the responsible party(ies) and may be collected by the Town as set forth in this section, or in any other manner authorized by law.
(d) Collection of Abatement Costs by Lien. The Town may cause a lien to be made upon the subject property pursuant to Massachusetts General Laws, and amendments thereto, in the event a statement of abatement costs is not paid in a timely manner.

Section 8. Violations and Penalties.
Any person who violates the provisions of this chapter shall be guilty of a violation and shall be subject to a fine. Every day illegally dumped waste matter remains on public or private property unremoved or uncollected constitutes a separate violation.
Any fine issued under this Section may be assessed through non-criminal process in accordance with M.G.L. Ch. 40, Section 21 D. Each day on which any such violation continues shall be considered a separate violation of this section. The availability of non-criminal process herein shall not preclude the use of criminal process or other means of enforcement.

Section 9. Severability.
If any provisions of this Ordinance or the application of such provisions to any person or circumstances shall be held invalid by a court of competent jurisdiction, the validity of the remainder of this Ordinance and applicability of such provisions to other persons or circumstances shall not be affected thereby.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Rules & Procedures	• 5/1/17: Vote 3-0 to refer to Community & Economic Development Committee

NOT FOR ACTION: REQUIRES ADVERTISING

Bridgewater Town Council

In Town Council, Tuesday, May 9, 2017

Council Order: O-2017-021

Introduced By:	Town Manager
Date Introduced	May 2, 2017
First Reading:	May 2, 2017
Second Reading:	May 9, 2017
Amendments Adopted:	
Date Adopted:	
Date Effective:	

Order O-2017-021

LOAN ORDER – MASSACHUSETTS SCHOOL BUILDING AUTHORITY (MSBA) FEASIBILITY STUDY

Ordered; that the Town Council of Bridgewater hereby approves the $800,000.00 borrowing authorized by the Regional District School Committee of the Bridgewater-Raynham Regional School District, for the purpose of paying costs of a feasibility study for the George H Mitchell Elementary School located at 500 South Street Bridgewater, MA 02324, including all costs incidental and related thereto (the "Study"), and for which the District may be eligible for a school construction grant from the Massachusetts School Building Authority ("MSBA"), said amount to be expended at the direction of the School Building Committee. The Town acknowledges that the MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any Study costs the District incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the District and its member municipalities; provided further that any grant that the District may receive from the MSBA for the Study shall be as set forth in the Feasibility Study Agreement that may be executed between the District and the MSBA; provided that the amount of borrowing authorized by the District shall be reduced by any grant amount set forth in the Feasibility Study Agreement that may be executed between the District and the MSBA. This approval is conditioned upon an affirmative vote of the Town to exclude the amounts needed to repay the Town's allocable share of this borrowing from the limitations on local property taxes contained in Chapter 59, Section 21C of the General Laws (also known as Proposition 2 1/2).

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Budget & Finance Committee	• Meet 5/9/17 and will provide disposition to full Council.
• Finance Committee	• Meet 5/8/17. Disposition will be provided upon receipt.

NOT FOR ACTION: REQUIRES ADVERTISING.

Bridgewater Town Council

In Town Council, Tuesday, May 9, 2017

Council Order: O-2017-022

Introduced By:	Town Manager
Date Introduced	May 9, 2017
First Reading:	May 9, 2017
Second Reading:	
Amendments Adopted:	
Date Adopted:	
Date Effective:	

Order O-2017-022

LOAN ORDER – MASSACHUSETTS CLEAN WATER TRUST FOR HIGH STREET WATER TREATMENT FACILITY

Ordered; that $6,250,000.00 is appropriated for the purpose of financing the construction of the High Street Water Treatment Facility including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws, as most recently amended by St. 1998, c.78; that to meet this appropriation the Treasurer with the approval of the Town Manager and the Finance Committee or other appropriate local body or official is authorized to borrow $6,250,000.00 and issue bonds or notes therefore under Chapter 44 of the General Laws and/or Chapter 29C of the General Laws, as most recently amended by St. 1998, c.78; that such bonds or notes shall be general obligations of the Town unless the Treasurer with the approval of the Town Manager and the Finance Committee or other appropriate local body or official determines that they should be issued as limited obligations and may be secured by local system revenues as defined in Section 1 of Chapter 29C, as most recently amended by St. 1998, c.78; that the Treasurer with the approval of the Town Manager) and the Finance Committee or other appropriate local body or official is authorized to borrow all or a portion of such amount from the Massachusetts Clean Water Trust established pursuant to Chapter 29C, as most recently amended by St. 1998, c.78; and in connection therewith to enter into a loan agreement and/or a security agreement with the Trust and otherwise to contract with the Trust and the Department of Environmental Protection with respect to such loan and for any federal or state aid available for the project or for the financing thereof; that the Town Manager is authorized to enter into a project regulatory agreement with the Department of Environmental Protection, to expend all funds available for the project and to take any other action necessary to carry out the project.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
•	•

NOT FOR ACTION: FIRST READING ONLY.

Bridgewater Town Council

In Town Council, Tuesday, May 9, 2017

Council Order: O-2017-023

Introduced By:	Councilor Peter Colombotos
Date Introduced	May 9, 2017
First Reading:	May 9, 2017
Second Reading:	
Amendments Adopted:	
Date Adopted:	
Date Effective:	

Order O-2017-023

ADD BRIDGEWATER TOWN HALL TO THE NATIONAL REGISTER OF HISTORIC PLACES

Whereas the Town is intent on either selling or leasing the Town Hall to an outside entity so that it may be rehabilitated, and re-purposed, and

Whereas rehabilitation of the Town Hall will require significant funding building before it can be re-purposed, and

Whereas an owner or long-term leasee can earn federal of up to 20% and state historic tax credits of up to 20% for rehabilitating a building deemed to be historically significant by the Secretary of the Interior, and,

Whereas, inclusion on the National Register of Historic Places qualifies a building as historically significant for the purposes of federal and state tax credits, and

Whereas, the process of having a building included on the National Register of Historic Places can take more than a year to complete, and

Whereas the availability of tax credits will dramatically increase the ability of a leasee or new owner of the Town Hall to successfully rehabilitate the building and effectively repurpose it,

Ordered; that the Town Manager shall, without delay, commence the process of including the Town Hall on the National Register of Historic Places with the expectation that the process be completed by January 1, 2019.

NB: Federal Tax Credit information: https://www.nps.gov/tps/tax-incentives.htm
State Tax credit information: https://www.sec.state.ma.us/mhc/mhctax/taxidx.htm
"Demystifying Historic Tax Credits: A Powerful Tool for Revitalizing Main Street":
http://www.mainstreet.org/main-street/main-street-news/story-of-the-week/2014-/demystifying-historic-tax.html

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
•	•

NOT FOR ACTION: FIRST READING ONLY.