



BRIDGEWATER TOWN COUNCIL

Tuesday, June 23, 2015

7:30 PM

BTV Studios

80 Spring Street, Bridgewater MA

MEETING AGENDA

A. APPROVAL OF MINUTES FROM PREVIOUS MEETINGS

- a) May 19, 2015
- b) June 2, 2015

B. ANNOUNCEMENTS FROM THE PRESIDENT

C. PROCLAMATIONS

D. CITIZEN OPEN FORUM

E. APPOINTMENTS

F. HEARINGS

- a) 7:35 p.m., Order #O-2015-018: FY15 Capital Purchases
- b) 7:50 p.m., Liquor License Hearing: Skips Liquors

G. LICENSE TRANSACTIONS

H. PRESENTATIONS

I. TOWN MANAGER'S REPORT

J. DISCUSSIONS

- a) Order #O-2015-001: Laying Out and Accepting a Road – Upland Drive/Strathmore Road
This measure was introduced 2/3/15 and referred to the Planning Board. At their meeting held 2/19/15, the Planning Board recommended the Town Council table the matter pending inspections. On 2/23/15, the Town Council voted to postpone the measure to 6/23/15. This measure requires a public hearing and required abutter notification, therefore may not be finally considered this evening.

K. COMMITTEE REPORTS

L. LEGISLATION FOR ACTION

- a) Ordinance #D-2015-006: Amend and Codify a Flood Plain Ordinance for the Town of Bridgewater
On 5/18/15, a joint public hearing was held by the Planning Board and Community & Economic Development Committee. Both committees voted to recommend approval of the Council. This measure has been duly advertised in the Enterprise and may be finally considered this evening.
- b) Order #O-2015-019: An Act Relative to the Appointment of Special Police Officers in the Town of Bridgewater
This measure was referred to the Council's Public Safety Committee. The committee met 6/9/15 and voted to postpone this measure to 6/23/15. The committee will provide their disposition to the full council 6/23/15.
- c) Order #O-2015-020 – Acceptance of a Gift Animal Control
At their meeting held 6/8/15, the Budget & Finance Committee voted 3-0 to recommend approval. .
- d) Transfer #T-2015-011: CPC Annual Reserves
At their meeting held 6/18/15, the Budget & Finance Committee voted to recommend approval. The Finance Committee will consider this matter at their meeting to be held 6/22/15.
- e) Transfer #T-2015-012: FY15 End of Year Adjustments
At their meeting held 6/18/15, the Budget & Finance Committee voted to recommend approval as amended. The Finance Committee voted 5-0 to approve this measure on 6/8/15.
- f) Transfer #T-2015-013: Golf Enterprise Fund (FY15 Fiscal Year End Adjustment)
At their meeting held 6/18/15, the Budget & Finance Committee voted to postpone to 7/7/15. The Finance Committee voted 5-0 to approve this measure on 6/8/15

- g) Transfer #T-2015-014: Payment of Prior Year Invoice to Meserve Electric
At their meeting held 6/8/15, the Budget & Finance Committee voted 3-0 to recommend approval. The Finance Committee voted 5-0 to approve this measure on 6/8/15. This measure may be finally considered this evening.
- h) Transfer #T-2015-015: Payment of Prior Year Invoices to New England Farms, Inc.
At their meeting held 6/8/15, the Budget & Finance Committee voted 3-0 to recommend approval. The Finance Committee voted 5-0 to approve this measure on 6/8/15. This measure may be finally considered this evening.
- i) Transfer #T-2015-016: Payment of Prior Year Invoices for Sewer Department
At their meeting held 6/8/15, the Budget & Finance Committee voted 3-0 to recommend approval. The Finance Committee voted 5-0 to approve this measure on 6/8/15. This measure may be finally considered this evening.
- j) Transfer #T-2015-017: FY15 Transfer to Stabilization
At their meeting held 6/8/15, the Budget & Finance Committee voted 3-0 to recommend approval. The Finance Committee voted 5-0 to approve this measure on 6/8/15. This measure may be finally considered this evening.

M. OLD BUSINESS

N. NEW BUSINESS

- a) Ordinance #D-2015-008: Zoning Ordinance – Bylaw Change 10.60 Off-Street Parking Requirements
(Councilor Wood and Councilor Perry)
- b) Resolution #R-2015-004: Complete Streets Resolution *(Councilor Rivers and Councilor Colombotos)*

O. CITIZEN COMMENTS

P. COUNCIL COMMENTS

Q. EXECUTIVE SESSION

R. ADJOURNMENT



Bridgewater Town Council

In Town Council, Tuesday, June 23, 2015

Order: O-2015-018

Introduced By:	Town Manager
Date Introduced:	May 19, 2015
First Reading:	May 19, 2015
Second Reading:	June 2, 2015
Third Reading/Public Hearing:	June 23, 2015
Amendments Adopted:	June 2, 2015
Date Adopted:	
Date Effective:	

Order #O-2015-018

FY15 CAPITAL PURCHASES

ORDERED that, pursuant to Section 6-4 (a) of the Town of Bridgewater Charter, the Town Council of Bridgewater, Massachusetts in Town Council assembled vote to appropriate the sum of Seven Hundred Seventy One Thousand Seven Hundred Eight Dollars (\$771,708) from the General Fund Undesignated Fund Balance, Senior Center Trust Fund, and authorize a lease/purchase agreement to pay costs of the following FY15 capital purchases:

	Project	Department	Free Cash	Other Funding	Lease/Borrow	Project Total
1	Middle Security Camera System	B-R School District	\$23,000			23,000
2	Kitchen Renovation	COA		\$30,000		30,000
3	Bathroom Renovation	COA		\$30,000		30,000
4	Vehicle – Truck	Highway	\$ 70,000			70,000
5	Sweeper Vacuum Truck	Highway	\$53,742		\$214,966	268,708
6	PC Replacement	IT	\$30,000			30,000
7	Mail Server Upgrade	IT	\$30,000			30,000
8	Server Virtualization	IT	\$80,000			80,000
9	Cruiser Replacements	Police	\$ 135,000			135,000
10	Replace Radios	Police	\$50,000			50,000
11	Station 911 Reconstruction	Police	\$25,000			25,000
12						
13						
14						
15						
16						
17						
	TOTAL TOWN PROJECTS FOR FY15		\$ 496,742	\$60,000	\$214,966	\$771,708

And for the payment of all other costs incidental and related thereto; that the amounts indicated above for each project are estimates and that the Town Manager may allocate more funds to any one or more of such projects, and less to others, so long as, in the judgment of the Town Manager, each of the projects described above can be completed within the total appropriation made by this Order;

And that the Town Manager is authorized to contract for and expend any grants, aid or gifts in available for the project; and that the Town Manager is authorized to take any other action necessary or convenient to carry out this project.

.....
ROLL CALL VOTE: REQUIRES 9/10 OF THOSE PRESENT AND VOTING.

Explanation:

The Town Manager recommends that the Town Council approve a total of \$841,708 in capital project expenditures for FY2015. Funding for these expenditures will come from varied sources including \$214,966 in lease/purchase; \$60,000 from trust funds; and \$566,742 from free cash.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Referred to Budget & Finance Committee • Referred to Finance Committee • This measure was duly advertised on 6/9/15 for a public hearing, therefore may be finally considered upon the closing of the hearing this evening.	• 6/1/15: Vote recommend approval with amendments. • 6/1/15: Vote recommend as amended (7-0)

TOWN OF BRIDGEWATER TOWN COUNCIL PUBLIC HEARING NOTICE

Pursuant to section 6-4 of the Bridgewater Home Rule Charter, notice is hereby given that the Bridgewater Town Council will hold a public hearing on June 23, 2015 at 7:35 p.m., at BTV Studios, 80 Spring Street, Bridgewater, MA 02324 to receive public input and consider for action, Order #0-2015-018: FY15 Capital Purchases. In summary, the Town Council of Bridgewater, Massachusetts vote to appropriate the sum of seven hundred seventy one thousand seven hundred and eight dollars (\$771,708.00) from the General Fund Undesignated Fund Balance, Senior Center Trust Fund and to authorize a lease agreement to pay costs of FY15 capital purchases in the School District, Police, IT, Highway, and Council on Aging, departments. The detailed Order may be viewed on the Town's website at www.bridgewaterma.org, and is on file with the Town Manager's Office and the Council Clerk.

Town of West Bridgewater Zoning Board of Appeals PUBLIC HEARING NOTICE

In accordance with Massachusetts General Laws Chapter 40A, as amended, the Board of Appeals will hold a Public Hearing on June 16, 2015 in the Town Hall conference room, 65 North Main St, West Bridgewater, MA, at 7:15 p.m. on the application of Algar Construction 40 Meadowbrook Road, Brockton MA. The applicant is seeking a Site Plan Review and Special Permit to construct a self service car wash and oil change business at 265 East Center St as shown on Assessors Map 40 Lot 07. Property is located within the Business District. Applicable section of the zoning by-law is Section 4.4 Retail, Business and Customer Service. Section #14 Motor vehicle sales and repair facilities; including repairing, painting, storing or washing of vehicles, and section 7.2 Site Plan.

Any person interested or wishing to be heard on this matter may appear at the time and place designated.

William E. Lucini
Chairman

To appear in the Brockton Enterprise
June 2, and June 9, 2015

Town of West Bridgewater Zoning Board of Appeals PUBLIC HEARING NOTICE

In accordance with Massachusetts General Laws Chapter 40A, as amended, the Board of Appeals will hold a Public Hearing on June 16, 2015 in the Town Hall conference room, 65 North Main St, West Bridgewater, MA, at 7:30 p.m. on the application of Interstate Coffee 35 Turnpike St, West Bridgewater MA. The applicant is seeking 3 variances for a proposed building addition at 35 Turnpike St as shown on Assessors Map 03 Lot 008. The applicant is seeking side setback relief reduction in building coverage and reduction in parking. Property is located within the Industrial District. Applicable section of the zoning by-law is Section 5.2 Dimensional and Density Requirements and section 6.3.1.1 D Required Parking, Industrial, Warehouses and Distribution Centers.

Any person interested or wishing to be heard on this matter may appear at the time and place designated.

William E. Lucini
Chairman

To appear in the Brockton Enterprise
June 2, and June 9, 2015

Town of West Bridgewater Zoning Board of Appeals PUBLIC HEARING NOTICE

In accordance with Massachusetts General Laws Chapter 40A, as amended, the Board of Appeals will hold a Public Hearing on June 16, 2015 in the Town Hall conference room, 65 North Main St, West Bridgewater, MA, at 7:00 p.m. on the application of BP Livery 20 Putnam St, Brockton MA. The applicant is seeking a Site Plan Review and Special Permit to operate a livery service at 104 Turnpike St. as shown on Map 07 and Lot 06. Livery vehicles will be stored at location with office space on premises. Property is located within the Industrial District. Applicable section of the zoning by-law is Section 4.4 Governmental and public service uses #14 requires a Special Permit for the storage of vehicles in the Industrial District.

Any person interested or wishing to be heard on this matter may appear at the time and place designated.

William E. Lucini
Chairman

To appear in the Brockton Enterprise
June 2, and June 9, 2015



Bridgewater Town Council

In Town Council, Tuesday, June 23, 2015

Council Ordinance: D-2015-006

Introduced By:	Town Manager
Date Introduced:	March 17, 2015
First Reading:	March 17, 2015
Second Reading:	May 19, 2015
Amendments Adopted:	None
Third Reading:	June 23, 2015
Date Adopted:	
Date Effective:	

Proposed Ordinance D-2015-006

In Town Council, , 2015

AN ORDINANCE AMENDING AND CODIFYING A FLOOD PLAIN ORDINANCE FOR THE TOWN OF BRIDGEWATER

WHEREAS, Sections 14.10 through 14.50 of the Town of Bridgewater Zoning By-Laws defines flood plain districts and regulates such districts and uses thereunder;

WHEREAS, Section 10-1 of the Town Charter relative to "Continuation of Existing Laws" provides that all by-laws which were in force at the time the Charter was adopted, not inconsistent with the provisions of the Town Charter, shall continue in full force until amended or repealed.

WHEREAS, the Federal Flood Plain maps have recently been updated some changes made to relevant regulations necessitating an amendment and update to the existing Town of Bridgewater flood plain by-law in order to remain a participating National Flood Insurance Program community; now, therefore,

Be it ordained by the Town Council of the Town of Bridgewater as follows:

Flood Plain District

14.10 Purposes

- a. The purpose of the Flood Plain District is: To provide that lands in the Town of Bridgewater subject to seasonal or periodic flooding as described hereinafter shall not be used for residence or other purposes in such a manner as to endanger the health or safety, of the occupants thereof or of the public generally, or as to burden the public with costs resulting from unwise individual choices of land use.
- b. To protect, preserve and maintain the water table and water recharge areas within the Town so as to preserve present and potential water supplies for the public health and safety.
- c. To assure the continuation of the natural flow pattern of the water courses within the Town in order to provide adequate and safe floodwater storage capacity to protect persons and property against the hazards of flood inundation.

14.20 District Boundaries

The Floodplain District is herein established as an overlay district. The District includes all special flood hazard areas within the Town of Bridgewater designated as Zone A and AE on the Plymouth County Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency (FEMA) for the administration of the National Flood Insurance Program. The map panels of the Plymouth County FIRM that are wholly or partially within the Town of Bridgewater are panel numbers 25023C0188J, 25023C0189J, 25023C0193J, 25023C0281J, 25023C0282J, 25023C0283J, 25023C0284J, 25023C0292J, and 25023C0301J, dated July 17, 2012; and panel numbers 25023C0302K, 25023C0303K, 25023C0304K, 25023C0306K, 25023C0307K, 25023C0308K, 25023C0311K and 25023C0312K, dated July 16, 2015. The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM and further defined by the Plymouth County Flood Insurance Study (FIS) report dated July 16, 2015. The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM and further defined by the Plymouth County Flood Insurance Study (FIS) report dated July 16, 2015. The FIRM and FIS report are incorporated herein by reference and are on file with the Town Clerk.

14.30 Use Regulations

- a. The Flood Plain shall be superimposed on existing Zoning By-law Districts.
- b. In Flood Plain applicable use and provisions of the Zoning By-Law continue in force. All uses permitted in the underlying district are allowed, except mobile homes and trailers.

14.33 BASE FLOOD ELEVATION AND FLOODWAY DATA:

- a. Floodway Data - in Zone A and AE, alone 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.
- b. Base Flood Elevation Data - in a Zone A, applicants may be required under the Wetland Protection Act, to determine base flood elevation information on engineering calculations. Base flood elevation data is required for subdivision proposals or other developments greater than 50 lots or 5 acres; whichever is the lesser, within unnumbered A. Zones.
- c. In floodway, the following provisions apply: All encroachments (fill, construction, etc.) are prohibited unless engineer's certification is provided that such encroachment does not increase flood levels.
- d. In Flood Plain District, NO mobile homes, trailers,

14.34 In Flood Plains no new building shall be erected, altered, enlarged, unless special permit is received from the Board of Appeals.

14.35 Board of Appeals shall issue a permit stating the conditions under which a building may be erected in the Flood Plain.

14.36 All subdivision proposals must be designed to assure that:

- a) such proposals minimize flood damage;
- b) all public utilities and facilities are located and constructed to minimize or eliminate flood damage; and
- c) adequate drainage is provided to reduce exposure to flood hazards.

14.40 Permit Procedure

- a. Any person undertaking action described in Subsection 14,33B above, within the Flood Plain shall submit six (6) copies of application for permit to the Building Inspector, who transmits to the Board of Appeals, Board of Health, Department of Public Works, Conservation Commission and Planning Board. Application accompanied by plans that conform to existing Rules and Regulations of Subdivision Control.
- b. No permit to be issued by the Board of Appeals until receipt of recommendations from the Planning Board and Conservation Commission.
- c. Board of Appeals to issue permit under this Section if it does not endanger health, safety, welfare of occupants, and Board shall be satisfied:
 1. That floor level elevation is proper.
 2. That other land is protected against detriments.
 3. That safe vehicular and pedestrian passage be provided.
 4. That methods of drainage are adequate.
 5. That methods of filling will assure that the health and safety of occupants is protected.
 6. That the land is not subject to periodic flooding.
 7. That the portion of any lot used to meet the yard and area requirements, does not exceed 50% of the minimum lot area, except in the Residential A/B District, wherein the portion of any lot used to meet the yard and area requirements shall not exceed 50% of the minimum lot requirements.
- d. Nothing in this section limits the authority of the Board of Health in respect to premises in the Flood Plain or the applicability of the Town's Building Code.
- e. Nothing in this section shall limit the applicability of Section 40 of Chapter 131, Massachusetts General Laws.
- f. A permit issued by the Board of Appeals, or a building permit issued by the Building Inspector, shall be deemed to be a permit hereunder provided work is started within six (6) months, or take any other action relative thereto.

14.50 Compliance With Other Regulations

All development in the Flood Plain District including structural and non-structural activities whether permitted by right or special permit must be in compliance with Chapter 131 Section 40, of the Massachusetts General Laws and the following. (where applicable):

- 780 CMR Massachusetts State Building Code,
- 310 CMR 10.00, Wetlands Protection Regulations, Department of Environmental Protection (DEP)
- 310 CMR 13.00 Inland Wetlands Restriction
- 310 CMR 15, Title V, Minimum Requirements for Subsurface Disposal of Sanitary Sewage (DEP) Any variances from the provisions and requirements of the above referenced state regulations may only be granted in accordance with the required variance procedure of these state regulations.
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14.51 Prior to the alteration and/or relocation of any river or watercourse in a riverine situation, notice shall be given to the following:

Adjacent Communities

NFIP State Coordinator,
Massachusetts Department of Conservation and Recreation
251 Causeway Street, Suite 600-700
Boston, MA 02114-2104

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

Councilor _____

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Referred to Community & Economic Development Committee • Referred to Planning Board • This measure has been duly advertised in the Enterprise and on the Town's website on 6/12/15.	• 5/18/15: Joint public hearing held with Planning Board. Will present disposition to full council 5/19/15. • 5/18/15: Unanimous vote to recommend adoption of the ordinance.

Gaming board be reach on casinon

HOUSE NEWS SERVICE

BOSTON – Gaming Commission Chairman Stephen Crosby, under scrutiny for a potential conflict of interest during the awarding of an eastern Massachusetts casino license, adamantly defended any wrongdoing when speaking with reporters Thursday.

Crosby said that before the recently reported preliminary ethics inquiry, the state Ethics Commission said he was “doing all the things” he should be doing.

“The Ethics Commission has actually written me a letter saying – prior to this – saying that I’m doing all the things I should be doing,” Crosby said, stating that he has followed ethics regulations and frequently asked the commission for advice.

Stoughton d Storm Ready

STOUGHTON/FROM PAGE 7

including Town Hall, the school administrative offices and the public works department. The studios send weather warnings directly from the National Weather Service.

In the Fire Department headquarters, there is an emergency operations center. During severe weather, they use the room as a hub to share information among departments. Police, public works employees and a representative from the local electricity company are often in the room sharing resources.

Stoughton also uses social media – both Facebook and Twitter – to immediately send out weather alerts. They have live weather feeds on the local emergency management agency website.

But being StormReady doesn’t end with communication.

“Communities can have very good communications with key

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TOWN OF BRIDGEWATER TOWN COUNCIL

Pursuant to Section 2-9 of the Bridgewater Home Rule Charter, the Bridgewater Town Council will consider for action on June 23, 2015 at BTV Studios, 80 Spring Street, Bridgewater, MA 02324 proposed Ordinance # D-2015-006: **AN ORDINANCE AMENDING AND CODIFYING A FLOOD PLAIN ORDINANCE FOR THE TOWN OF BRIDGEWATER.**

TER: Ordered WHEREAS, Sections 14.10 through 14.50 of the Town of Bridgewater Zoning By-Laws defines flood plain districts and regulates such districts and uses thereunder; WHEREAS, Section 10-1 of the Town Charter relative to “Continuation of Existing Laws” provides that all by-laws which were in force at the time the Charter was adopted, not inconsistent with the provisions of the Town Charter, shall continue in full force until amended or repealed. WHEREAS, the Federal Flood Plain maps have recently been updated some changes made to relevant regulations necessitating an amendment and update to the existing Town of Bridgewater flood plain by-law in order to remain a participating National Flood Insurance Program community; now, therefore, Be it ordained by the Town Council of the Town of Bridgewater as follows:

Flood Plain District

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- The purpose of the Flood Plain District is: To provide that lands in the Town of Bridgewater subject to seasonal or periodic flooding as described hereinafter shall not be used for residence or other purposes in such a manner as to endanger the health or safety, of the occupants thereof or of the public generally, or as to burden the public with costs resulting from unwise individual choices of land use.
- To protect, preserve and maintain the water table and water recharge areas within the Town so as to preserve present and potential water supplies for the public health and safety.
- To assure the continuation of the natural flow pattern of the water courses within the Town in order to provide adequate and safe floodwater storage capacity to protect persons and property against the hazards of flood inundation.

14.20 District Boundaries

The Floodplain District is herein established as an overlay district. The District includes all special flood hazard areas within the Town of Bridgewater designated as Zone A and AE on the Plymouth County Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency (FEMA) for the administration of the National Flood Insurance Program. The map panels of the Plymouth County FIRM that are wholly or partially within the Town of Bridgewater are panel numbers 25023C0188J, 25023C0189J, 25023C0193J, 25023C0281J, 25023C0282J, 25023C0283J, 25023C0284J, 25023C0292J, and 25023C0301J, dated July 17, 2012; and panel numbers 25023C0302K, 25023C0303K, 25023C0304K, 25023C0306K, 25023C0307K, 25023C0308K, 25023C0311K and 25023C0312K, dated July 16, 2015.

defined by the Plymouth County Flood Insurance Study (FIS) report dated July 16, 2015. The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM and further defined by the Plymouth County Flood Insurance Study (FIS) report dated July 16, 2015. The FIRM and FIS report are incorporated herein by reference and are on file with the Town Clerk.

14.30 Use Regulations

- The Flood Plain shall be superimposed on existing Zoning By-law Districts.
- In Flood Plain applicable use and provisions of the Zoning By-Law continue in force. All uses permitted in the underlying district are allowed, except mobile homes and trailers.

14.33. BASE FLOOD ELEVATION AND FLOODWAY DATA:

- Floodway Data - in Zone A and AE, alone 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.
- Base Flood Elevation Data - in a Zone A, applicants may be required under the Wetland Protection Act, to determine base flood elevation information on engineering calculations. Base flood elevation data is required for subdivision proposals or other developments greater than 50 lots or 5 acres; whichever is the lesser, within unnumbered A. Zones.
- In floodway, the following provisions apply: All encroachments (fill, construction, etc.) are prohibited unless engineer’s certification is provided that such encroachment does not increase flood levels.
- In Flood Plain District, NO mobile homes, trailers,

14.34 In Flood Plains no new building shall be erected, altered, enlarged, unless special permit is received from the Board of Appeals.

14.35 Board of Appeals shall issue a permit stating the conditions under which a building may be erected in the Flood Plain.

14.36 All subdivision proposals must be designed to assure that:

- such proposals minimize flood damage;
- all public utilities and facilities are located and constructed to minimize or eliminate flood damage; and
- adequate drainage is provided to reduce exposure to flood hazards.

14.40 Permit Procedure

- Any person undertaking action described in Subsection 14.33B above, within the Flood Plain shall submit six (6) copies of application for permit to the Building Inspector, who transmits to the Board of Appeals, Board of Health, Department of Public Works, Conservation Commission and Planning Board. Application accompanied by plans that conform to existing Rules and Regulations of Subdivision Control.
- No permit to be issued by the Board of Appeals until receipt of recommendation

this Section if it does not endanger health, safety, welfare of occupants, and Board shall be satisfied:

- That floor level elevation is proper.
- That other land is protected against detriments.
- That safe vehicular and pedestrian passage be provided.
- That methods of drainage are adequate.
- That methods of filling will assure that the health and safety of occupants is protected.
- That the land is not subject to periodic flooding.
- That the portion of any lot used to meet the yard and area requirements, does not exceed 50% of the minimum lot area, except in the Residential A/B District, wherein the portion of any lot used to meet the yard and area requirements shall not exceed 50% of the minimum lot requirements.
- Nothing in this section limits the authority of the Board of Health in respect to premises in the Flood Plain or the applicability of the Town’s Building Code.
- Nothing in this section shall limit the applicability of Section 40 of Chapter 131, Massachusetts General Laws.
- A permit issued by the Board of Appeals, or a building permit issued by the Building Inspector, shall be deemed to be a permit hereunder provided work is started within six (6) months, or take any other action relative thereto.

14.50 Compliance With Other Regulations

All development in the Flood Plain District including structural and non-structural activities whether permitted by right or special permit must be in compliance with Chapter 131 Section 40, of the Massachusetts General Laws and the following, (where applicable):

- 780 CMR Massachusetts State Building Code
- 310 CMR 10.00, Wetlands Protection Regulations, Department of Environmental Protection (DEP)
- 310 CMR 13.00 Inland Wetlands Restriction
- 310 CMR 15, Title V, Minimum Requirements for Subsurface Disposal of Sanitary Sewage (DEP) Any variances from the provisions and requirements of the above referenced state regulations may only be granted in accordance with the required variance procedure of these state regulations.
- 14.51 Prior to the alteration and/or relocation of any river or watercourse in a riverine situation, notice shall be given to the following:
Adjacent Communities
NFIP State Coordinator,
Massachusetts Department of Conservation and Recreation
251 Causeway Street, Suite 600-700
Boston, MA 02114-2104
NFIP Program Specialist
Federal Emergency Management Agency
Region I,
99 High Street 6th Floor
Boston, MA 02110



Bridgewater Town Council

In Town Council, Tuesday, June 23, 2015

Council Order: O-2015-019

Introduced By: Councilor William Rivers
Date Introduced: June 2, 2015
First Reading: June 2, 2015
Second Reading: June 23, 2015
Amendments Adopted:
Date Adopted:

Order #O-2015-019

Appointment of Special Police Officers in the Town of Bridgewater

In Town Council, , 2015

ORDERED:

The Town Council of the Town of Bridgewater petitions the Great and General Court under the provisions of Section 8 of Article 89 of the Amendments to the Constitution of the Commonwealth of Massachusetts for an Act as follows:

AN ACT RELATIVE TO THE APPOINTMENT OF SPECIAL POLICE OFFICERS IN THE TOWN OF BRIDGEWATER

Section 1. Notwithstanding section 1 of Chapter 32 of the General Laws or any other general or special law to the contrary, the maximum age for a special police officer appointed in the Town of Bridgewater shall be 70 years of age.

Section 2. This act shall take effect upon its passage.

The Town Manager is hereby authorized to agree to minor language changes that may be requested by the Senate or House Counsel.

Councilor

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
- This measure was referred to the Public Safety Committee 14 day requirement (per Council Rules & Procedures XVIII - Readings) has elapsed, therefore this measure may be finally considered pending disposition of committee.	6/9/15: Vote postpone to 6/23/15 to gather additional information.

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



Bridgewater Town Council

In Town Council, Tuesday, June 23, 2014

Council Order: O-2015-020

Introduced By: Town Manager
Date Introduced: June 2, 2015
First Reading: June 2, 2015
Second Reading: June 23, 2015
Amendments Adopted:
Date Adopted:
Date Effective:

Order O-2015-020

ACCEPTANCE OF GIFT – ANIMAL CONTROL

ORDERED that pursuant to Massachusetts General Laws, Chapter 44, §53A ½, the Town Council of Bridgewater, Massachusetts in Town Council assembled vote to accept the gift of \$466.00 from New Concepts Fund and to expend the gift of in accordance with stated purpose thereof.

Explanation:

The New Concepts Fund has generously donated gifts for Animal Control.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Referred to Budget & Finance Committee • Referred to Finance Committee • No referral needed.	• 6/8/15: Vote 3-0 recommend approval •



Bridgewater Town Council

In Town Council, Tuesday, June 23, 2015

Council Transfer: # T-2015-011

Introduced By:	Town Manager (at the Request of the Town Accountant)
Date Introduced:	June 2, 2015
First Reading:	June 2, 2015
Second Reading:	June 23, 2015
Date Adopted:	
Date Effective:	

Transfer #T-2015-011

CPA RESERVE ACCOUNTS

ORDERED: Pursuant to Section 6-4(d) of the Town of Bridgewater Charter, that the Town Council of Bridgewater, Massachusetts in Town Council assembled vote to appropriate from the Community Preservation Fund FY2016 estimated annual revenues the sum of \$29,000 to meet the administrative expenses and all other necessary and proper expenses of the Community Preservation Committee for Fiscal Year 2016;

And further,

To reserve for future appropriation from the Community Preservation Fund FY2016 estimated annual revenues the sum of \$59,560 for the acquisition, creation and preservation of open space; \$59,560 for acquisition, preservation, restoration and rehabilitation of historic resources; and \$59,560 for the acquisition, creation, preservation and support of community housing;

And further,

To appropriate \$76,326 for the payment of debt related to the Murray/Needs Farms conservation restriction purchase from FY2016 estimated revenues;

And further,

To appropriate \$20,000 for the payment of debt related to the Academy Building renovation project from FY2016 estimated revenues;

And further,

To appropriate \$45,550 for the payment of debt related to the Keith Homestead purchase from FY2016 estimated revenues;

And further,

To reserve for future appropriation from the Community Preservation Fund FY2015 estimated annual revenues the sum of \$ 246,044 for a FY2016 budgeted reserve,

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Referred to Budget & Finance Committee • Referred to Finance Committee	• 6/18/15: Vote recommend approval. • 6/8/15: Vote not approved (5-0)

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



Bridgewater Town Council

In Town Council, Tuesday, June 23, 2015

Proposed Amendments

Transfer: #T-2015-012

Introduced By: Town Manager (*at the request of the Town Accountant*)

Date Introduced: June 2, 2015

First Reading: June 2, 2015

Second Reading: June 23, 2015

Amendments Adopted:

Date Adopted:

Date Effective:

Proposed Transfer #T-2015-012

ORDERED, pursuant to Section 6-4 (d) of the Town of Bridgewater Charter, that the Town Council of Bridgewater, Massachusetts in Town Council assembled vote to appropriate and transfer \$175,573.73~~192,089.67~~ from/to the following department's personnel and expense accounts in order to cover year-end deficits. And, vote to appropriate and transfer \$175,573.73~~192,089.67~~ to from the following accounts to cover various overdrawn accounts in General Fund.

Accounts Requiring Adjustment:

Dept. 131	S	\$ <u>900</u> 600.00
Dept. 135	S	<u>5,000.00</u>
Dept. 135	E	13,200.00
Dept. 141	S	<u>1,000</u> 10,000.00
Dept. 123	S	<u>2,000</u> 3,415.94
Dept. 151	E	<u>1,000.00</u>
Dept. 192	E	<u>17,000</u> 10,000.00
Dept. 292	E	1,700.00
Dept. 302	E	19,879.00
Dept. 510	S	<u>2,500.00</u>
Dept. 710	E	22,794.73
Dept. 220	S	<u>60,000</u> 82,000.00
Dept. 240	S	20,000.00
<u>Dept. 240</u>	<u>E</u>	<u>4,000</u>
<u>Dept. 161</u>	<u>E</u>	<u>1,100</u>
<u>Dept. 511</u>	<u>E</u>	<u>12,000</u>
Total:		\$ <u>175,573.73</u> 192,089.67

Funding Sources:

Reserve Fund	E	\$ <u>23,437.50</u> 10,000.00
Dept. 111	E	<u>6,000</u> 10,000.00
Dept. 145	E	20,000.00
Dept. 155	S	7,696.00
Dept. 161	S	25,000.00
Dept. 175	S	30,000.00
Dept. 210	S	35,205.67
Dept. 303	E	54,188.00

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

Dept. 510	E-	4,000-
Dept. 175	E	5,252.23
Total:		<u>\$175,573.73</u> <u>192,089.67</u>

Explanation: These year-end transfers will adjust deficit account balances per the charter rule. Please see the attached spreadsheet with specific account information.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Referred to Budget & Finance Committee. • Referred to Finance Committee.	• 6/18/15: Vote recommend approval as amended. • 6/8/15: Vote approved.



Bridgewater Town Council

In Town Council, Tuesday, June 23, 2015

Transfer: #T-2015-013

Introduced By: Town Manager

Date Introduced: June 2, 2015

First Reading: June 2, 2015

Second Reading: June 23, 2015

Amendments Adopted:

Date Adopted:

Date Effective:

Proposed Transfer: T-2015-013

GOLF ENTERPRISE FUND (FY15 Year End Adjustment)

ORDERED, pursuant to Section 6-4 (d) of the Town of Bridgewater Charter, that the Town Council of Bridgewater, Massachusetts in Town Council assembled vote to appropriate and transfer \$100,000.00 from the following accounts and to be distributed to the following budget accounts to pay for, or take any other action relative thereto.

TRANSFER FROM STABILIZATION :		
ACCOUNT	ACCOUNT NUMBER	AMOUNT
Stabilization		100,000.00
	TOTAL:	<u>\$ 100,000.00</u>
TRANSFER TO:		
ACCOUNT	ACCOUNT NUMBER	AMOUNT
Golf		100,000.00
	TOTAL:	<u>\$100,000.00</u>

Explanation: The transfer amount pays for deficiencies in the accounts. The DOR regulations dictate that the budget for an enterprise must balance with combined revenues and available funds being sufficient to cover the proposed total service cost. Operational costs currently exceed revenues, thus the requested subsidy balances the enterprise fund.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Referred to Budget & Finance Committee • Referred to Finance Committee.	• 6/18/15: Vote postpone to 7/7/15 • 6/8/15: Vote approve (5-0)



Bridgewater Town Council

In Town Council, Tuesday, June 23, 2015

Transfer: #T-2015-014

Introduced By: Town Manager

Date Introduced: June 2, 2015

First Reading: June 2, 2015

Second Reading: June 23, 2015

Amendments Adopted:

Date Adopted:

Date Effective:

Proposed Transfer: T-2015-014

PAYMENT OF PRIOR YEAR INVOICE FOR MESERVE ELECTRIC

ORDERED, that the Town Council of Bridgewater, Massachusetts in Town Council assembled vote to appropriate from available funds in the FY15 operating budget to the Town Buildings budget account *Repairs & Maintenance* the sum of \$90.00 to pay for a prior fiscal year invoice or take any other action relative thereto.

Explanation: This payment is for a prior year invoice recently submitted by Meserve Electric for work performed at the Police Station.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Referred to Budget & Finance Committee • Referred to Finance Committee	• 6/8/15: Vote 3-0 recommend approval • 6/8/15: Vote approve (5-0)

ROLL CALL VOTE: REQUIRES 2/3 VOTE OF THOSE PRESENT AND VOTING.



Bridgewater Town Council

In Town Council, Tuesday, June 23, 2015

Transfer: #T-2015-015

Introduced By: Town Manager

Date Introduced: June 2, 2015

First Reading: June 2, 2015

Second Reading: June 23, 2015

Amendments Adopted:

Date Adopted:

Date Effective:

Proposed Transfer: T-2015-015

PAYMENT OF PRIOR YEAR INVOICES FOR NEW ENGLAND FARMS INC.

ORDERED, that the Town Council of Bridgewater, Massachusetts in Town Council assembled vote to appropriate from available funds in the FY15 Gas & Oil operating budget the sum of \$23.56 to pay for prior fiscal year invoices or take any other action relative thereto.

Explanation: This payment is for three (3) prior year invoices recently submitted by New England Farms for gasoline purchases for the Police motorcycle.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Referred to Budget & Finance Committee • Referred to Finance Committee	• 6/8/15: Vote 3-0 recommend approval • 6/8/15: Vote approve (5-0)



Bridgewater Town Council

In Town Council, Tuesday, June 23, 2015

Transfer: #T-2015-016

Introduced By: Town Manager

Date Introduced: June 2, 2015

First Reading: June 2, 2015

Second Reading: June 23, 2015

Second Reading:

Amendments Adopted:

Date Adopted:

Date Effective:

Proposed Transfer: T-2015-016

PAYMENT OF PRIOR YEAR INVOICES FOR CON-TEST ANALYTICAL LABORATORY

ORDERED, that the Town Council of Bridgewater, Massachusetts in Town Council assembled vote to appropriate from available funds in the FY15 Sewer Enterprise budget the sum of \$252.50 to pay for prior fiscal year invoices or take any other action relative thereto.

Explanation: This payment is for four (4) prior year invoices recently submitted by Con-Test® for sewer testing services.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
• Referred to Budget & Finance Committee • Referred to Finance Committee	• 6/8/15: Vote 3-0 recommend approval • 6/8/15: Vote approve (5-0)



Bridgewater Town Council

In Town Council, Tuesday, June 23, 2015

Transfer: #T-2015-017

Introduced By: Town Manager

Date Introduced: June 2, 2015

First Reading: June 2, 2015

Second Reading: June 23, 2015

Amendments Adopted:

Date Adopted:

Date Effective:

Proposed Transfer: T-2015-017

FY15 TRANSFER TO STABILIZATION

ORDERED, pursuant to Section 6-4 (d) of the Town of Bridgewater Charter, that the Town Council of Bridgewater, Massachusetts in Town Council assembled vote to appropriate and transfer \$200,000.00 from the following accounts and to be distributed to the following budget accounts to pay for, or take any other action relative thereto.

TRANSFER FROM STABILIZATION :		
ACCOUNT	ACCOUNT NUMBER	AMOUNT
Assessors Overlay		100,000.00
Title V		100,000.00
	TOTAL:	<u>\$ 200,000.00</u>
TRANSFER TO:		
ACCOUNT	ACCOUNT NUMBER	AMOUNT
Stabilization		200,000.00
	TOTAL:	<u>\$ 200,000.00</u>

Explanation: The transfer amount to raise \$100k from the overlay surplus and \$100k from Title V and appropriate that to stabilization partially correct an error that was made in the FY15 budget.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
- Referred to Budget & Finance Committee - Referred to Finance Committee	6/8/15: Vote 3-0 recommend approval 6/8/15: Vote approve (5-0)



Bridgewater Town Council

In Town Council, Tuesday, June 23, 2015

Council Ordinance: D-2015-008

Introduced By:	Councilor William Wood and Councilor Kevin Perry
Date Introduced:	June 23, 2015
First Reading:	June 23, 2015
Second Reading:	
Amendments Adopted:	
Date Adopted:	
Date Effective:	

Proposed Ordinance D-2015-008

ZONING BYLAW AMENDMENT: 10.60 Off Street Parking Requirements

ORDERED that pursuant to M.G.L., Chapter 40A, Section 5; the Town Council of the Town of Bridgewater, Massachusetts in Town Council assembled vote to amend the Bridgewater Zoning Bylaw, 10.60 Off Street Parking as follows:

SECTION 10.60

Principal Use

Funeral Homes, Take-out Restaurants, Automated Banking (ATM) facilities.

Number of Spaces

Funeral Homes: One space for every four patrons that attend showing or funeral service. Spaces to be based upon combination of fixed seats and dynamic seats.

Ice Cream Stands- One space for every four patrons that can occupy both tables, seats, and take-out window line (dynamic seats).

Banks & ATMs- One space for every dynamic seat within the bank or ATM enclosure, but not less than six spaces, that defined by commercial space requirement of 1space per 200 square feet of gross square footage of floor area. *f*

Post Offices- One space for every dynamic seat within service area but not less than 1per 200 square feet of gross floor area.

Section 2.0 Definitions

Dynamic seat- This type of seat is defined by the area allocated for standing in lieu of fixed seating. A space 2x3 feet in size shall be used to show the number of patrons that may be within a facility in line or within a standing area. The purpose of the definition is to ensure that uses that cannot adequately be defined by fixed seats or gross floor area, provide an adequate number of parking spaces .



Bridgewater Town Council

In Town Council, Tuesday, June 23, 2015

Council Resolution: R-2015-004

Introduced By: Councilor William Rivers and Councilor Peter Colombotos
Date Introduced: June 23, 2015
First Reading: June 23, 2015
Second Reading:
Amendments Adopted:
Date Adopted:
Effective Date:

Resolution #R-2014-006

COMPLETE STREETS RESOLUTION

Whereas, the Town of Bridgewater seeks to promote public health, and protect general welfare, and;

Whereas, in October 2014 the Town Council approved a Downtown Revitalization Plan for increasing residential density and creating economic development opportunities, and;

Whereas, the Commonwealth of Massachusetts requires community Complete Streets policies to pursue and receive infrastructure grant funding, e.g. MassWorks and Transportation Improvement Program, for, and;

Whereas, the Town of Bridgewater seeks to facilitate pedestrian and bicycle circulation throughout the community and downtown especially, and;

Whereas, road systems should reflect the needs of all users including walkers, cyclists, motorists, commercial users and transit, and;

Whereas, road improvements and maintenance must adhere to the standards of the Americans with Disability Act protecting the rights of people of varying abilities, and;

Whereas, the Town of Bridgewater seeks to promote transit use and facilitating transportation links to the Bridgewater State University campus, and;

Whereas, the Town of Bridgewater fosters alternate modes of transportation to increase parking opportunities;

Therefore be it resolved the Council of the Town of Bridgewater supports the integration of the Complete Streets Policy into the planning, design and implementation of infrastructure creation, maintenance and improvement.

Committee Referrals and Dispositions:

Referral(s)	Disposition(s)
•	