

COMMONWEALTH OF MASSACHUSETTS

Town of Williamsburg

State Election

November 2, 2010

Election held @ Anne T. Dunphy School gymnasium, 1 Petticoat Hill Road

Polls opened at 7:00 a.m. and closed at 8:00 p.m.

Total Registered Voters: 1913- Total Ballots cast: 1251 (65.5%)

Warrant Posted: October 19, 2010

Constables: Gordon Luce, Paul Sanderson, Jason Connell & Wilbur Loomis

Wardens: Kate Davidheiser & Kathleen Luce

Pollworkers: Pat Casterline, Mark Corner, Sheila Dufresne, Thomas Hodgkins, Dot Lucey, John Pohanka, Candy Smith, Fran Tilley, Nylda Weeks, Nancy Zimmer, and Richard Zimmer

Governor & Lt. Governor

Patrick & Murray	821
Baker & Tisei	267
Cahill & Loscocco	75
Stein & Purcell	72
Blanks	15
Write-ins	1

Secretary of State

William F. Galvin	902
William C. Campbell	235
James D. Henderson	40
Blanks	74
Write-ins	0

Auditor

Suzanne M. Bump	734
Mary Z. Connaughton	255
Nathanael A. Fortune	178
Blanks	84
Write-ins	0

Councillor

Thomas T. Merrigan	878
Michael Franco	256
Blanks	117
Write-ins	0

Representative in General Court

Stephen Kulik	1036
Blanks	255
Write-ins	0

Sheriff

Robert J. Garvey	926
Stephen A. Chojnacki	247
Blanks	78
Write-ins	0

Attorney General

Martha Coakley	910
James P. McKenna	294
Blanks	47
Write-ins	0

Treasurer

Steven Grossman	877
Karyn E. Polito	297
Blanks	77
Write-ins	0

Representative In Congress

John W. Olver	908
William L. Gunn, Jr.	245
Michael Engel	75
Blanks	23
Write-ins	0

Senator in General Court

B. Brackett Downing	955
Blanks	295
Write-ins	1

District Attorney

David E. Sullivan	995
Blanks	245
Write-ins	11

Michael Cahillane-11

QUESTION 1: LAW PROPOSED BY INITIATIVE PETITION

Do you approve of a law summarized below, on which no vote was taken by the Senate or the House of Representatives before May 4, 2010?

SUMMARY

This proposed law would remove the Massachusetts sales tax on alcoholic beverages and alcohol, where the sale of such beverages and alcohol or their importation into the state is already subject to a separate excise tax under state law. The proposed law would take effect on January 1, 2011.

A YES VOTE would remove the state sales tax on alcoholic beverages and alcohol where their sale or importation into the state is subject to an excise tax under state law.

A NO VOTE would make no change in the state sales tax on alcoholic beverages and alcohol.

YES: 373 NO: 852 BLANKS: 26

QUESTION 2: LAW PROPOSED BY INITIATIVE PETITION

Do you approve of a law summarized below, on which no vote was taken by the Senate or the House of Representatives before May 4, 2010?

SUMMARY

This proposed law would repeal an existing state law that allows a qualified organization wishing to build government-subsidized housing that includes low- or moderate-income units to apply for a single comprehensive permit from a city or town's zoning board of appeals (ZBA), instead of separate permits from each local agency or official having jurisdiction over any aspect of the proposed housing. The repeal would take effect on January 1, 2011, but would not stop or otherwise affect any proposed housing that had already received both a comprehensive permit and a building permit for at least one unit.

Under the existing law, the ZBA holds a public hearing on the application and considers the recommendations of local agencies and officials. The ZBA may grant a comprehensive permit that may include conditions or requirements concerning the height, site plan, size, shape, or building materials of the housing. Persons aggrieved by the ZBA's decision to grant a permit may appeal it to a court. If the ZBA denies the permit or grants it with conditions or requirements that make the housing uneconomic to build or to operate, the applicant may appeal to the state Housing Appeals Committee (HAC).

After a hearing, if the HAC rules that the ZBA's denial of a comprehensive permit was unreasonable and not consistent with local needs, the HAC orders the ZBA to issue the permit. If the HAC rules that the ZBA's decision issuing a comprehensive permit with conditions or requirements made the housing uneconomic to build or operate and was not consistent with local needs, the HAC orders the ZBA to modify or remove any such condition or requirement so as to make the proposal no longer uneconomic. The HAC cannot order the ZBA to issue any permit that would allow the housing to fall below minimum safety standards or site plan requirements. If the HAC rules that the ZBA's action was consistent with local needs, the HAC must uphold it even if it made the housing uneconomic. The HAC's decision is subject to review in the courts.

A condition or requirement makes housing "uneconomic" if it would prevent a public agency or non-profit organization from building or operating the housing except at a financial loss, or it would prevent a limited dividend organization from building or operating the housing without a reasonable return on its investment.

A ZBA's decision is "consistent with local needs" if it applies requirements that are reasonable in view of the regional need for low- and moderate-income housing and the number of low-income persons in the city or town, as well as the need to protect health and safety, promote better site and building design, and preserve open space, if those requirements are applied as equally as possible to both subsidized and unsubsidized housing. Requirements are considered "consistent with local needs" if more than 10% of the city or town's housing units are low- or moderate-income units or if such units are on sites making up at least 1.5% of the total private land zoned for residential, commercial, or industrial use in the city or town. Requirements are also considered "consistent with local needs" if the application would result, in any one calendar year, in beginning construction of low- or moderate-income housing on

sites making up more than 0.3% of the total private land zoned for residential, commercial, or industrial use in the city or town, or on ten acres, whichever is larger.

The proposed law states that if any of its parts were declared invalid, the other parts would stay in effect.

A YES VOTE would repeal the state law allowing the issuance of a single comprehensive permit to build housing that includes low- or moderate-income units.

A NO VOTE would make no change in the state law allowing issuance of such a comprehensive permit.

YES: 300 NO: 870 BLANKS: 81

QUESTION 3: LAW PROPOSED BY INITIATIVE PETITION

Do you approve of a law summarized below, on which no vote was taken by the Senate or the House of Representatives before May 4, 2010?

SUMMARY

This proposed law would reduce the state sales and use tax rates (which were 6.25% as of September 2009) to 3% as of January 1, 2011. It would make the same reduction in the rate used to determine the amount to be deposited with the state Commissioner of Revenue by non-resident building contractors as security for the payment of sales and use tax on tangible personal property used in carrying out their contracts.

The proposed law provides that if the 3% rates would not produce enough revenues to satisfy any lawful pledge of sales and use tax revenues in connection with any bond, note, or other contractual obligation, then the rates would instead be reduced to the lowest level allowed by law.

The proposed law would not affect the collection of moneys due the Commonwealth for sales, storage, use or other consumption of tangible personal property or services occurring before January 1, 2011.

The proposed law states that if any of its parts were declared invalid, the other parts would stay in effect.

A YES VOTE would reduce the state sales and use tax rates to 3%.

A NO VOTE would make no change in the state sales and use tax rates.

YES: 307 NO: 922 BLANKS: 22

QUESTION 4: THIS QUESTION IS NOT BINDING

Shall the state representative from this district be instructed to support legislation that would establish health care as a human right regardless of age, state of health or employment status, by creating a single payer health insurance system like Medicare that is comprehensive, cost effective, and publicly provided to all residents of Massachusetts?

YES: 842 NO: 292 BLANKS: 117

QUESTION 5: THIS QUESTION IS NOT BINDING

Shall the state representative from this district be instructed to vote in favor of legislation that would allow the state to regulate and tax marijuana in the same manner as alcohol?

YES: 811 NO: 322 BLANKS: 118

FILED: November 4, 2010

Brenda Lessard, Williamsburg Town Clerk

