

TOWN OF WILLIAMSBURG
Annual Town Meeting
June 7, 2010

Articles 1 through 17 of the Annual Town Meeting.

Hampshire SS:

To the Constable of the Town of Williamsburg

Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of said town, qualified to vote in elections and in town affairs, to meet at the Earl F. Tonet Gymnasium in the Anne T. Dunphy School in said town on Monday, the seventh of June next, at seven-fifteen o'clock in the evening, then and there, to act on the following articles.

- Article 1** **To see if the town will vote** to empower the Board of Selectmen, Board of Water/Sewer Commissioners, Board of Assessors, Board of Health, Board of Appeals, Finance Committee, and the Trustees of Libraries to appoint their own members to town departments at such salaries or wage rates as shall be established by the Board of Selectmen.
- Article 2** **To authorize** the Moderator to choose a committee to expend the income from the Whiting Street Fund.
- Article 3** **To see if the town will vote** to continue membership in the Hampshire Council of Governments for Fiscal Year 2011 through Fiscal Year 2014 or take any other action thereon.
- Article 4** **To see if the town will vote** to fix a salary and compensation of all elected and appointed officers of the town for the twelve month period ending June 30, 2011, as provided in Section 108, Chapter 41, General Laws as amended, and to see if the town will vote to raise and appropriate such sums of money as shall be deemed necessary to defray the expenses of the period as follows, or take any other action thereon.
- Article 5** **To see if the town will vote** to adopt a Capital Improvement Plan, as prepared by the Capital Planning Committee and, whose budget has been accepted by the Finance Committee, including recommended capital improvements for the following five fiscal years or take any other action thereon.

Article 6 Departmental Revolving Funds Authorization. To see if the town will vote to authorize revolving funds for certain town departments under Massachusetts General Laws Chapter 44 §53E1/2 for the fiscal year beginning July 1, 2010, or take any other action thereon.
Recommended by Finance Committee

Revolving Fund	Authorized to Spend Fund	Revenue Source	Use of Fund	FY09 Spending Limit
Gas Inspector Revolving Fund	Gas Inspector	Fees charged for inspections required under the permit process	Salary of the Inspector and expenses related to the issuance of permits.	\$ 1,500.00
Electrical Inspector Revolving Fund	Electrical Inspector	Fees charged for inspections required under the permit process	Salary of the Inspector and expenses related to the issuance of permits.	\$ 7,500.00
Plumbing Inspector Revolving Fund	Plumbing Inspector	Fees charged for inspections required under the permit process	Salary of the Inspector and expenses related to the issuance of permits.	\$ 3,500.00
Transfer Station Open Box Revolving Fund	Board of Health	Fees and charges for services related to the Transfer Station and disposal areas.	Disposal costs of the open box and management of the Transfer Station and disposal areas.	\$18,000.00
Planning Board Revolving Fund	Planning Board	Fees charged specific to proposed sub-divisions within Williamsburg and new construction	Expenses associated with proposed sub-divisions within Williamsburg and other related expenses associated with new buildings	\$30,000.00
Dog Control Revolving Fund	Town Clerk	Fees specific to dogs	Expenses associated with licensing and controlling dogs and to pay the Dog Officer salary.	\$ 5,000.00
Recreation Commission Revolving Fund	Recreation Commission	Fees specific to recreation programs	Pay cost of operating recreation programs.	\$30,000.00
Council on Aging Revolving Fund	Council on Aging Executive Director	Fees specific to advertising in the newsletter	Pay for printing and distribution of the Council on Aging newsletter	\$ 2,000.00
Conservation Commission Revolving Fund	Conservation Commission	Fees specific to NOI/WPA Filing fees.	Pay expenses associated with WPA filing fees for administration and Enforcement of Wetlands Protection Act.	\$ 5,000.00
Board of Appeals Revolving Fund	Board of Appeals	Fees specific to applications	Pay expenses associated with processing of applications, purchase of laptop computer and software for record keeping	\$ 6,000.00
Fire Dept Revolving Fund	Fire Chief	Fees specific to inspections (smoke, CO, etc.)	Salary of the Inspector and expenses related to the issuance of permits.	\$ 3,000.00
Total Spending Limit				\$111,500.00

Article 7 **To see if the town will vote** to raise and appropriate the sum of \$240,890.00 composed of the amounts listed below, for the purpose of operating and maintaining the town’s water system, including the laying of mains for fiscal year 2011, and take said sum from Water Enterprise Revenue, or take any other action thereon.

Recommended by Finance Committee

Salaries	\$ 2,800.00
Expenses	\$ 86,170.00
<u>Debt Service</u>	<u>\$ 151,920.00</u>
Total	\$ 240,890.00

Article 8 **To see if the town will vote** to raise and appropriate \$ 178,280.00 composed of the amounts listed below, for the purpose of operating, maintaining and constructing the town sewer system for fiscal year 2011, and take said sum from Sewer Enterprise Revenue, or take any other action thereon.

Recommended by Finance Committee

Salaries	\$ 2,800.00
Operation & Maintenance	\$ 129,370.00
<u>Debt Service</u>	<u>\$ 30,000.00</u>
Total	\$ 162,170.00

Article 9 **To see if the Town will vote** to transfer the sum of \$31,164.57 from Sewer Retained Earnings to pay the balance of the City of Northampton invoice from Fiscal Year 2009, or take any other action thereon. *Recommended by Finance Committee*

Article 10 **To see if the Town will vote** to transfer a sum not to exceed \$40,000 from Water Retained Earnings to Water Expenses for upgrades to the pump house and generator, or take any other action thereon. *Recommended by Finance Committee*

Article 11 **To see if the Town will vote** to raise and appropriate or transfer from available funds the sum of \$66,000 for the purchase of a new truck for the Highway Department to replace Truck #5, or take any other action thereon.
Recommended by Finance and Capital Planning Committees

Article 12 **To see if the Town will vote** to raise and appropriate or transfer from available funds the sum of \$35,000 for repairs and painting of the Town Offices, or take any other action thereon.
Recommended by Finance and Capital Planning Committees

Article 13 **To see if the Town will vote** to authorize the Board of Selectmen, on behalf of the Town, to acquire by gift from the City of Northampton, a certain parcel consisting of 70,622 square feet of land, more or less, located in the Haydenville section of Williamsburg, Hampshire County, Massachusetts, shown as “Parcel A, N/F Laurie B. Farkas, Deed 7762-187, Area = 70,622 S.F. +/-, Not a Building Lot” on a survey entitled “Plan of Land in Williamsburg, MA Hampshire Registry, Prepared for City of Northampton,” dated on or about May 19, 2010, prepared by Northeast Survey Consultants, as may be amended, to be recorded in the Hampshire County Registry of Deeds, subject to the non-exclusive right of the City of Northampton to construct, operate and maintain a multi-use non-motorized rail trail upon said property.

Article 14 **To see if the Town will vote** to raise and appropriate or transfer from available funds the sum of \$25,000 to complete work on the Town Highway Garage, or take any other action thereon.
Recommended by Finance and Capital Planning Committees

Article 15 **To see if the town will vote** to raise and appropriate or transfer from available funds a sum of money for the Stabilization Fund and determine whether said sum shall be raised by taxation, taken from available funds, or take any other action thereon.
Recommended by Finance Committee

Article 16 **To see if the Town will vote** to amend the General Government By-law, Public Conduct as follows:

Add section 6: Public Consumption of Marijuana or Tetrahydrocannabinol

A. Prohibition on Use

1. Not in a Motor Vehicle: No person shall smoke, ingest, or otherwise use or consume marijuana or tetrahydrocannabinol (as defined in M.G.L. c. 94C, §1) while in or upon any public building, vehicle controlled by the Town, recreational area, playground, park, schoolhouse, school grounds, street, sidewalk, public way, passageway, bridge, stairs, parking lot, cemetery, bus stop, or any area or property owned or under the control of the Town, or any area accessible to the public.

2. In a Motor Vehicle: The consumption of marijuana or tetrahydrocannabinol is also prohibited in any motor vehicle in or on a public way whether or not the user is operating the vehicle or whether the vehicle is in operation at all.

B. Violations and Penalties

Whoever violates this bylaw shall be punished by a fine of \$300.00 for each offense. Any penalty imposed under this bylaw shall be in addition to any civil penalty imposed under M.G.L. c 94C, § 32L. If a violator fails to pay the fine issued, he or she may be subject to civil contempt proceedings.

C. Enforcement

Violations of any provision of this bylaw may be processed pursuant to M.G.L. c. 40, § 21D and shall be in the amount set forth above. Enforcement of this bylaw under the Non-Criminal Disposition process shall be carried out by the Police Chief, and duly sworn Police Officers who shall have full enforcement powers.

Article 17 **To see if the Town will vote** to amend the General Government By-law, Board of Water and Sewer Commissioners as follows:

Add after the first paragraph:

The Williamsburg Water and Sewer Commission is hereby authorized to promulgate regulations relative to the use of water in the Town's water distribution system and the use of the Town's sewer system. Violation of any regulations promulgated under the authority of this bylaw may be enforced through any lawful means in law or equity by the Water and Sewer Commission, or its designees, including but not limited to enforcement by non-criminal disposition in accordance with MGL Chapter 40, section 21D. Each day a violation exists shall constitute a separate violation. The regulations authorized by this section shall establish specific penalties for

violation thereof in amounts not to exceed \$300 per violation; or to act in any other manner in relation thereto.

And you are hereby directed to serve this warrant by posting up attested copies hereof in at least five places in said town seven days before the date thereof, as within directed.

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

Given under our hand this _____ day of May, in the year of our Lord, Two Thousand Ten.

Board of Selectmen

Hampshire SS:

Pursuant to the within warrant, I have notified and warned the inhabitants of the Town of Williamsburg by posting up attested copies of the same in at least five places in said town seven days before the date thereof, as within directed.

Date: _____

Constable of Williamsburg