

COMMONWEALTH OF MASSACHUSETTS

TOWN OF HULL, MASSACHUSETTS

Facsimile of the May 1, 2017

ANNUAL TOWN MEETING WARRANT

and

SPECIAL TOWN MEETING WARRANT

with

ADVISORY BOARD RECOMMENDATIONS



Annual Town Meeting

Monday, May 1, 2017 at 7:00 o'clock in the evening

Special Town Meeting

Monday, May 1, 2017 at 8:00 o'clock in the evening

**In the Hull High School situated at
180 Main Street, Hull, MA**

**TOWN of HULL
MODERATOR'S MESSAGE**

Welcome to the 2017 Hull Town Meeting. Our local issues deserve our attention. Voter participation in Town Meeting is vital to Hull's character. For more than 300 years, Hullonians have been meeting to decide Town business. Town policy and financial decisions are made at Town Meeting which affects everyone in Town. Town Meeting is the purest form of democracy. Each voter can stand up and speak their mind on any particular issue. The opportunity to speak on a given issue, and attempt to persuade your fellow voters is at the core of our democratic values. Our forbearers fought many a battle for the right to be able to govern themselves. Our Town Meeting is a direct expression of local governance. As we debate the articles at Town Meeting, remember that vigorous debate need not be disrespectful. Not everyone is going to agree with you and that is OK. Different opinions make Town Meeting interesting and useful. Remember to please be considerate and get to the point in your comments. This year, as usual, we have quite a bit of ground to cover. Clarity, brevity and respect for others are held in high regard at Town Meeting. Thank you in advance for your participation and cooperation.

Some frequently used Town Meeting procedural rules are set out below:

Quorum: In 1987 we abolished quorum requirements. Therefore, town meetings begin at the time designated by the Selectmen in the warrant (usually 7:00 p.m.).

Order of Articles: In 1980, we enacted a By-law providing, that the order of considering articles, except for the general budget articles, shall be determined by lottery. The moderator may declare certain articles, due to legal requirements, must be considered before or after other articles are considered.

Motions: After an article has been chosen by lottery, the moderator reads the motion pertaining to that article. The motion must be within the scope of the article as printed in the warrant and must be seconded. After a motion has been made, substitute motions and amendments may be offered, but no more than two (2) substitute motions or amendments may be before the meeting at any given time. Any substitute motion or amendment must also be within the scope of the article.

Discussion of articles: Persons wishing to speak should stand and remain standing until recognized by the moderator. They should begin their remarks by stating their name and address. We usually vote to limit first time comments on an article to ten (10) minutes. We have a bylaw limiting second time comments to five (5) minutes. Remember, often the most effective comments are succinct and to the point.

Point of order: May be used to raise a procedural question only. A point of order may be made at any time, requires no second and is not debatable.

Call for the question is a motion to terminate debate. It requires a two-thirds vote and is not debatable.

Voting by secret ballot shall occur when the Advisory Board so recommends in writing or when 15 voters so request, or when required by statute or town By-law.

Questioning the vote: When seven (7) voters question the moderator's calling of voice vote, a standing vote will be taken.

Motion to reconsider must be made on the same night that the vote to be reconsidered was taken; a two-thirds vote is required; a vote once reconsidered cannot be further reconsidered.

Resolutions may be offered without prior notice; are non-binding and not debatable.

Other procedural rules governing our meetings are spelled out in the book "Town Meeting Time", Little Brown, 1962, 2nd Ed. 1984.

John A. Silva, Moderator

ADVISORY BOARD MESSAGE

Under our current form of Government, the Town Manager, with the guidance of the Board of Selectmen, prepares the Town Budget and presents it to the Board of Selectmen and the Advisory Board for their review. Through discussions with the Town Manager and Department Heads, the Advisory Board reviews the budgets and makes recommendations for changes. This process usually concludes with agreement between the Advisory Board and the Town Manager in terms of presenting the Budget to Town Meeting. The Advisory Board considers all articles for the purpose of making recommendations with explanatory statements. While considering each article many questions are considered such as: Is it necessary? Can the Town afford it? Is it in the Town's best interest? Is it fair to all? Does it affect the balance of power? Is it within legal and allowable guidelines?

The following section includes a facsimile of the Town Warrant. It is called a facsimile because the actual Warrant does not include the commentary and recommendations of the Advisory Board. Some confusion has been caused in the past when motions are read at Town Meeting and are differently worded than what you see here. Motions may be worded differently so long as they are worded within the scope of the printed article. Some people think of the printed warrant as an agenda of the Town Meeting. The legal warrant is printed, signed and posted by our Board of Selectmen.

Comments are in italicized print under the ARTICLES. The RECOMMENDATION precedes the commentary of the Advisory Board. Typical recommendations are as follows:

FAVORABLE ACTION - The Advisory Board is recommending a favorable vote on the Article.

UNFAVORABLE ACTION - The Advisory Board is recommending an unfavorable vote on the Article.

NO RECOMMENDATION - The Advisory Board does not wish to make a recommendation or there is insufficient information to support a recommendation.

RECOMMENDATION AT TOWN MEETING - The Advisory Board does not wish to make a recommendation prior to reviewing additional information or waiting for another committee to hold a public hearing.

NO ACTION - A no action motion or recommendation suggests that Town Meeting set aside and prevent any further action on this Article for the meeting.

REFER TO STUDY – This motion refers (commits) a matter to a committee for additional investigation and report or carry out substantive action.

THE ADVISORY BOARD:

D. Clinton, Chair
P. Cormier
P. Larsen

G. Boylen, Vice Chair
J. Dennard
J. Polito

J. Tiani, Clerk
J. Frady
D. Sullivan

R. Carney
R. Healey



**TOWN OF HULL
Advisory Board**

253 Atlantic Avenue
Hull, Massachusetts 02045

781-925 2000

To the Citizens of Hull,

Hull, like most towns in Massachusetts, continues to face difficult decisions regarding the budget that supports all our Town's functions.

This Warrant contains a Projected Revenue and Expenditure Summary for the fiscal year ending June 30, 2018. This summary reflects a balanced budget achieved by diligent work of all town departments. This enables the Town to maintain services. As has been mentioned in previous years, we look for all town departments to work within a tight budget and manage accordingly. For example, we have been working to expect only 2% growth on operating budgets. This year's total budget projects a growth of 2.54%.

FY18 will be the fifth year that Memorial School debt will be paid without using the Stabilization Fund.

There are 7 citizen's petition articles to consider this year. These articles are found toward the end of the Warrant Facsimile beginning at Article 31. This article seeks to create a new Noise Ordinance. Article 32 seeks bonding authorization contingent on the passage of a Debt Exclusion. The purpose of the bonding is to execute a paving management program. Article 33 seeks to declare the Town of Hull as a Sanctuary Community. Article 34 seeks to prevent the Town from entering into contracts with persons who have committed a crime against a fellow citizen or the Town. Article 35 through 37 seek to amend the Town By-laws relative to Town Meeting. Please review these petitions and read through the Advisory Board recommendations to assist in your understanding.

The balance of the article are submitted by the Town for action and we encourage each member of Town Meeting to review these articles and come prepared for the discussion and votes.

Thank you, in advance, for your involvement and participation at this important time in Hull's history.

Sincerely,

David Clinton, Chairman
George Boylen, Vice Chairman
John Tiani, Clerk

Advisory Board Members:

Expire in 2017: Dan Sullivan, Jill Dennard, Robert Carney

Expire in 2018: John Tiani, David Clinton, Peter Larsen, Jason Frady

Expire in 2019: Patricia Cormier, Robyn Healey, Jay Polito, George Boylen

COMMONWEALTH OF MASSACHUSETTS

Plymouth ss

To any of the Constables of the Town of Hull in the County of Plymouth

Greetings:

In the name of the Commonwealth of Massachusetts you are hereby directed to notify and warn the Inhabitants of the Town of Hull qualified to vote on Town affairs and elections to meet at Hull High School situated at 180 Main Street in said Hull, on Monday, the First day of May next, 2017 at 7:00 o'clock in the evening, then and there to act upon the following articles, namely:

ARTICLE 1: To hear and act upon the following:

- The Report of the Selectmen
- The Report of the School Committee
- The Report of the Fire Department
- The Report of the Police Department
- The Report of the Treasurer/Collector
- The Report of the Town Clerk
- The Report of the Board of Assessors
- The Report of the Municipal Light Board
- The Report of the Trustees of the Public Library
- The Report of the Town Counsel
- The Report of the Retirement Board
- The Report of the Committees
- The Report of the Town Accountant
- The Report of the Board of Health
- The Report of the Planning Board

or take any other action relative thereto.

(Inserted at the request of the Board of Selectmen)

Recommendation: Favorable Action on Article 1: The Advisory Board recommends acceptance of the Annual Town Reports as presented. (Unanimous)

ARTICLE 2: A) To see if the Town will assume liability in the manner provided by section 29 of Chapter 91 of the General Laws and amendments thereto, for all damages that may be incurred by work to be performed by the Department of Public Works of Massachusetts and/or the Massachusetts Department of Environmental Protection for the improvement, development, maintenance and protection of tidal and non-tidal rivers and streams, harbors, tidewaters, foreshores and shores along the public beach outside of Boston Harbor and authorize the Selectmen or Town Manager to execute and deliver a bond of indemnity therefore to the Commonwealth; and further,

B) To see if the Town will authorize the Selectmen or Town Manager to enter into contracts with the Massachusetts Department of Public Works and/or County Commissioner And/or Massachusetts Department of Environmental Protection for the construction or maintenance of seawalls and land areas bordering on tidal waters, for the ensuing year, or take any other action relative thereto.

(Inserted at the request of the Board of Selectmen)

Recommendation: Favorable Action on Article 2: Town Meeting approval is necessary to allow the Board of Selectmen to contract with the Commonwealth for work to be performed by the Commonwealth. (Unanimous)

ARTICLE 3: To see if the Town will authorize the Board of Selectmen to enter into contracts with the Commonwealth of Massachusetts, its divisions, commissions and agencies, including the Department of Public Works and/or the County Commissioners for the construction and maintenance of public highways for the ensuing year, or take any other action relative thereto.

(Inserted at the request of the Board of Selectmen)

Recommendation: Favorable Action on Article 3: *This is an annual housekeeping article which allows the Town to enter contract with the Commonwealth which provides funds for highways and roads. (Unanimous)*

ARTICLE 4: To see if the Town will authorize the Treasurer/Collector to enter into compensating balance agreements, as permitted by M.G.L. Chapter 44, section 53F, or take any other action relative thereto.

(Inserted at the request of the Treasurer/Collector)

Recommendation: Favorable Action on Article 4: *This is an annual housekeeping article which enables the Treasurer to gain services or benefits from banking institutions with which we have funds on deposit. (Unanimous)*

ARTICLE 5: To see if the Town will vote that all income from sales of electricity to private consumers or for electrical supplies to municipal buildings or for municipal power, and for sales of appliances and jobbing during the next fiscal year, be appropriated for the Municipal Light Department, the whole to be expended by the Town Manager for the expenses of the plant for the next fiscal year, as defined in section 57 of Chapter 164 of the General Laws and Chapter 8 of the Acts of 1989, as amended, or take any other action relative thereto.

(Inserted at the request of the Board of Selectmen)

Recommendation: Favorable Action on Article 5: *This article reaffirms that operating income from the Light Plant sales and activities that will be used to meet the expenses of the Light Plant. In addition, it stipulates the Town Manager will see that the funds are expended as specified by the laws of the Commonwealth. (Unanimous)*

ARTICLE 6: To see if the Town will fix the salaries of the following Town Officers, viz;

Selectmen
Moderator
Town Clerk
Assessors
Municipal Light Board

or take any other action relative thereto.

(Inserted at the request of the Town Manager)

Recommendation: Favorable Action on Article 6: *This is an annual housekeeping article that provides compensation for the above-mentioned officials. (Unanimous)*

Salaries are set as follows:

<i>Municipal Light Board</i>	<i>\$600.00 Chair</i>
<i>Selectmen</i>	<i>\$3,000.00 Chair</i>
	<i>\$2,500.00 Members</i>
<i>Moderator</i>	<i>\$420.00</i>
<i>Town Clerk</i>	<i>\$18,000.00</i>
<i>Assessors</i>	<i>\$400.00</i>
	<i>\$450.00 Members</i>

ARTICLE 7: To see if the Town will raise and appropriate or appropriate and transfer from available funds a sum of money to defray the expenses of Fiscal Year 2018 for:

General Government
Schools

or take any other action relative thereto.

(Inserted at the request of the Town Manager)

Recommendation: Favorable Action on Article 7: *The Advisory Board recommends favorable action on the Fiscal Year 2018 town budget. We recognize the work that the Town Manager, the Board of Selectmen, the School Committee and the various department heads have invested to structure a budget that funds our various general government and school priorities. This budget represents the collaborative efforts of these various stakeholders.*
(Unanimous)

ARTICLE 7 (a): To see if the Town will raise and appropriate or appropriate and transfer from available funds a sum of money to operate the Harbormaster's Department as a so-called enterprise account, or take any other action relative thereto.

(Inserted at the request of the Harbormaster)

Recommendation: Favorable Action on Article 7(a): *This article fulfills the State requirement that the Town appropriate sufficient funds to operate the Harbormaster Enterprise Account.* (Unanimous)

ARTICLE 7 (b): To see if the Town will raise and appropriate or appropriate and transfer from available funds a sum of money to operate the Sewer Department as a so-called Enterprise Account, including appropriating retained earning/surplus revenue for repairs, maintenance and capital improvements, or take any other, action relative thereto.

(Inserted at the request of the Permanent Sewer Commission)

Recommendation: Favorable Action on Article 7(b): *This article fulfills the State requirement that the Town appropriate sufficient funds to operate the Sewer Enterprise Account.* (Unanimous)

ARTICLE 8: 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, 2017, as follows:

<u>Revolving Fund</u>	<u>Authorized to Spend Fund</u>	<u>Revenue Source</u>	<u>Use of Fund</u>	<u>FY18 Spending Limit</u>	<u>Disposition of FY18 Fund Balance</u>
Zoning Board of Appeals	Board of Appeals	Application fees charged for special permits, variances and appeals on orders or decisions of the Building Commissioner	Expenses and fees of the Zoning Board of Appeals	\$10,000	Balance available for expenditure

<u>Revolving Fund</u>	<u>Authorized to Spend Fund</u>	<u>Revenue Source</u>	<u>Use of Fund</u>	<u>FY18 Spending Limit</u>	<u>Disposition of FY18 Fund Balance</u>
Inspectional Services	Building Commissioner	Receipts for plumbing, gas and electrical permits and inspections	Salaries and expenses for the plumbing, gas and electrical inspectors, and for the related proportion of support staff expenses related thereto	\$100,000	Balance available for expenditure
Vaccination Clinics	Board of Health, Director of Public Health	Fees and billings for vaccination clinics	Expenses related to vaccination clinics, including nursing services and related proportion of support staff expenses related thereto expenses	\$35,000	Balance available for expenditure
Inspectional Services	Board of Health, Director of Public Health	Receipts for rental housing unit inspections and housing and residential swimming pool inspections	Salaries and expenses for the health inspector(s) and any other required inspector, and for the related proportion of support staff expenses related thereto.	\$100,000	Balance available for expenditure
Integrated Preschool	School Committee	Preschool class tuition	Salaries, expenses and fees for three (3) integrated preschool classes for children ages three to five identified as having a disability to provide a nurturing, caring and supportive environment that fosters the development of self-esteem	\$90,000	Balance available for expenditure
Council on Aging Activities	Director of Council on Aging	Fees for programs sponsored by the COA, other fees for services	Salaries and expenses to provide additional services to senior citizens, payment of program fees	\$10,000	Balance available for expenditure

<u>Revolving Fund</u>	<u>Authorized to Spend Fund</u>	<u>Revenue Source</u>	<u>Use of Fund</u>	<u>FY18 Spending Limit</u>	<u>Disposition of FY18 Fund Balance</u>
Hazardous Materials Clean Up	Fire Chief	Insurance claims, clean-up fees, receipts for use of personnel and equipment for hazardous material clean-up	Salaries, equipment and supply replacement, and other expenses related to clean up and disposal	\$25,000	Balance available for expenditure
Parking Fund	Board of Selectmen	Sale of parking stickers, visitors stickers, visitor passes, and parking meters	Enforcement, signage, obtaining new parking areas and other parking related costs	\$100,000	Balance available for expenditure
Tax Title Legal Expenses	Treasurer/Collector	Legal fees charged to past due accounts	Tax Title legal services	\$10,000	Balance available for expenditure
Animal Control	Animal Control Officer	Fees and Fines Generated under Chapter 90	Animal Control Services	\$10,000	Available for expenditure

or take any other action relative thereto.

(Inserted at the request Inserted of the Town Manager)

Recommendation: Favorable Action on Article 8: This is an annual housekeeping article that is required to re-establish revolving funds for various uses in FY2018. (Unanimous)

ARTICLE 9: FY17 Snow and Ice Deficit - To see if the Town will vote to transfer from surplus revenue and/or other available funds a sum of money to balance the budget and to reduce the tax rate for the Fiscal Year 2018, or take any other action relative thereto.

(Inserted at the request of the Town Manager)

Recommendation: Favorable Action on Article 9: This will be the final payment of \$225,000 of the snow and ice deficit due to the 2015 blizzards. The Town is making the final payment one year earlier than allowed. (Unanimous)

ARTICLE 10: SPECIAL PROJECTS REVENUE ACCOUNT FUND TRANSFER – To see if the Town will vote to appropriate and transfer from the Special Projects Revenue Account the sum of \$126,000 to provide technical assistance and matching grant funds for the A Street Gas Station, Bay Avenue East Reconstruction, Seaport Economic Planning Projects, and the recodification and online hosting of the Town Bylaws , or take any other action relative thereto.

(Inserted at the request of the Town Manager)

Recommendation: Favorable Action on Article 10: This article allows the Town to transfer funds from unused/repaid Community Development Block

Grants; providing funding for the listed projects and to take advantage of matching grants. The Advisory Board feels that these projects are an appropriate use of these funds and are in keeping with the objectives of the Community Development Block Grant program. (Unanimous)

ARTICLE 11: To see if the Town will vote to authorize the below listed revolving fund for Library Fines under Massachusetts General Laws, Chapter 44, Section 53E ½ for the Fiscal Year beginning July 1, 2017, or take any other action relative thereto:

Revolving Fund	Authorized to Spend Fund	Revenue Source	Use of Fund	FY18 Spending Limit	Disposition of Fund Balance
Library Fines	Library	Library Fines	Library Expenses	\$5,000	Available for Expenditure

(Inserted at the request of the Town Manager)

Recommendation : Favorable Action on Article 11: This article creates a new revolving fund for the purpose of collecting library fines. This is newly allowed by State Law. The Advisory Board has been informed that the spending limit to be proposed in the motion at Town Meeting will be \$1500. (Unanimous)

ARTICLE 12: To see if the Town will accept the provisions of Chapter 44, section 53F1/2 of the Massachusetts General Laws establishing the Cable Television Public, Educational and Governmental Access Fund as an enterprise fund effective Fiscal Year 2018.
(Inserted at the request of the Town Manager)

Recommendation: Favorable Action on Article 12: This action will create a new Enterprise Account for Town's cable television service. This is newly allowed by State law. (Unanimous)

ARTICLE 13: To see if the Town will raise and appropriate or appropriate and transfer from available funds a sum of money to operate the Cable Television Public, Educational and Governmental Access Fund as a so-called enterprise account, or take any other action relative thereto.
(Inserted at the request of the Town Manager)

Recommendation: Favorable Action on Article 13: This article fulfills the State requirement that the Town appropriate sufficient funds to operate the Cable Television Public, Educational and Governmental Access Enterprise Account. (Unanimous)

ARTICLE 14: To hear a report of the following special committees
The Town Meeting Review Committee
The South Shore Vocational Technical Committee
(Inserted at the request of the Board of Selectmen)

Recommendation: No Action on Article 14: No action is needed for this article. Town Meeting will be hearing these reports. (Unanimous)

ARTICLE 15: To see if the Town will authorize the Board of Selectmen to acquire by gift, purchase, eminent domain or otherwise the property or an interest therein or a portion thereof at the opening on the Town seawall at James Avenue Wharf and the James Avenue beach, so called, to enable and facilitate public and municipal access to and use of the beach and for municipal purposes; and to accomplish same to raise and appropriate and/or transfer from available funds or borrow a sum of money; and to authorize the Town Manager to apply for and accept grants and gifts to accomplish said projects and purposes; and to authorize the Town to enter into agreements for said projects and purposes and to appropriate from

available funds and/or by borrowing and/or authorize the use of grants or gifts to acquire said property and for said projects and purposes, or take any other action relative thereto.

(Inserted at the request of the Town Manager)

Recommendation: Favorable Action on Article 15: The Advisory Board voted favorable action after public hearings and debate. A “yes” or favorable vote on this article does not take any interest in land or deprive any land owner of rights in their land. Rather, it simply authorizes the Board of Selectmen to start and, if necessary, continue the process of taking a non-exclusive access easement or similarly defined interest in land at the opening of the Town seawall and beach at James Avenue Wharf to preserve the historic public access to, and use of, the water and beach and tideland area at James Avenue and prohibit a proposed barrier at that location. Applicable law provides for a valuation and dispute resolution process that the land owner and/or the Town can turn to if further action is necessary. A similar article was on last year’s Town Meeting Warrant but the relevant parties entered into a stand-still agreement to reach a mutually satisfactory agreement to preserve the public’s access and use rights and address the land owner’s legitimate concerns which expires this year. Such agreement was not reached despite the Town’s efforts so this article has been re-introduced so this situation can move toward resolution. (9 to 1)

ARTICLE 16. HULL MEDICAL CENTER

To see if the Town will amend, modify, reconfirm or take other action relative to the vote under Article 33 of the 2003 Annual Town Meeting warrant and Article 34 of the 2012 Annual Town Meeting warrant, or vote anew, concerning the acceptance by the Town as a gift the real property and buildings owned by the Hull Medical Center, Inc. at 180 George Washington Boulevard as described in Certificate of Title No. 46445 or howsoever otherwise described, which property is presently subject to a lease dated November 28, 2001 between the Hull Medical Center, Inc. as Lessor and Manet Community Health Center, Inc. as Lessee, and any other assets of the grantor, and that the Town is specifically authorized to accept an assignment of said lease, and including the acceptance of all equipment and personal property associated with the operation of the medical center, or take any other action relative thereto.

(Inserted at the request of the Town Counsel)

Recommendation: Recommendation at Town Meeting on Article 16: The Advisory Board needed more information before making a recommendation. This information was unavailable prior to the print deadline of this Warrant Facsimile.
(Unanimous)

ARTICLE 17: Site Plan Review Application Fee-

To see if the Town will amend the Zoning By-law Article IV Section 40-3.G Site Plan Review Application Fee with the following language (~~strike-out~~ to be removed / underlined to be incorporated):

G. Application Fee: The fee for filing a Site Plan Review Application is ~~1/10 of one percent of the cost of the project work. It cannot be less than \$200.00 nor more than \$1,000.00~~ as indicated in the Planning Board Rules and Regulations Fee Schedule. The fee shall be paid at the time of application. Or take any other action relative thereto.

(Inserted at the request of the Planning Board)

Recommendation: Favorable Action on Article 17: Majority - The Advisory Board voted favorable action after a presentation by the Planning Board, public hearing and debate. The Site Plan Review process is for larger-scale, commercial projects and the Application Fee is the only fee fixed in this Site Plan Review Section of the Zoning By-law, the others are set out in the Board’s Rules and Regulations Fee Schedule. Moving the Site Plan Review Application Fee to the fee schedule with the other Site Plan Review fees allows the Board, a

publically elected body, to adjust this fee to be more responsive to costs associated with the review process so a project applicant, rather than the Town, pays its appropriate share. Changes to such fees would still be subject to posted public hearings (and public input) in the Planning Board process but no longer wait for the two-thirds majority vote at Annual (or Special) Town Meetings. This action is consistent with the approach many other towns and cities use.

Minority -*The power to raise or adjust this fee is currently vested in you, the members of Town Meeting. Favorable action on this article will remove that power and move it to the Planning Board. The minority of the Advisory Board fails to see a compelling reason to do so. This will require a 2/3rds vote. (10 to 1)*

ARTICLE 18: To see if the Town will amend the Code/Bylaws of the Town by creating a Community Preservation Committee under G.L. c. 44B, section 5 and any other applicable law, rule or regulation, as follows:

COMMUNITY PRESERVATION COMMITTEE

1. Establishment

There is hereby established a "Community Preservation Committee" (the committee), consisting of seven (7) voting members pursuant to G. L. c. 44B. The composition of the committee, the appointment authority and the term of office for the committee members shall be as follows:

One (1) member of the Conservation Commission as designated by said commission for a term of three (3) years (*initial appointment post 2017 Town Meeting shall be for 1 year*);

One (1) member of the Historical Commission as designated by said commission for a term of three (3) years (*initial appointment post 2017 Town Meeting shall be for 1 year*);

One (1) member of the Parks and Recreation Commission as designated by said commission for a term of three (3) years (*initial appointment post 2017 Town Meeting shall be for 2 years*);

One (1) member of the Housing Authority as designated by said authority for a term of three (3) years (*initial appointment post 2017 Town Meeting shall be for 2 years*);

One (1) member of the Planning Board as designated by said board for a term of three (3) years;

Two (2) at-large members who do not currently hold elected or appointed office, nor currently serve as municipal employees, to be appointed by the Board of Selectmen for three (3) year terms.

Should any of the commissions, boards, authorities or committees who have appointment authority under this section of the bylaw be no longer in existence for whatever reason or for whatever reason fail to appoint an individual to the committee within 30 days of the effective date of this bylaw or within 30 days of a vacancy in that authority's representative seat on the committee, the appointment authority for that commission, board, authority or committee shall become the responsibility of the Board of Selectmen.

2. Role

The committee is responsible for evaluating the community preservation needs of the town and making recommendations to the Town Meeting as part of the annual budget process.

3. Duties

- 1) Community Preservation Plan The committee shall study the needs, possibilities and resources of the Town regarding community preservation and develop a Community Preservation Plan. The committee shall consult with existing municipal boards, or persons acting in those capacities or performing like duties, in conducting such studies. The plan should identify long term and short

term goals and needs, set criteria for evaluating proposed acquisitions and initiatives, and develop a multi-year revenue and expenditure forecast.

As part of its study, the committee shall hold one or more public informational hearing(s) on the needs, possibilities and resources of the Town regarding community preservation possibilities and resources, notice of which shall be posted publicly and published for each of two (2) weeks preceding a hearing in a newspaper of general circulation in the Town.

The resulting Community Preservation Plan shall be updated yearly.

- 2) Annual Recommendations The committee shall make recommendations to the Town Meeting for the acquisition, creation and preservation of open space, for the acquisition, preservation and rehabilitation of historic resources, for the acquisition, creation, preservation and rehabilitation of land for recreational use, for the acquisition, creation, preservation and support of community housing and for rehabilitation or restoration of such open space and community housing that is acquired or created as provided in this section.

Recommendations to the Town Meeting shall include their anticipated costs.

In each fiscal year and upon the recommendation of the committee, the Town Meeting shall spend, or set aside for later spending, not less than 10 percent of the annual revenues in the Community Preservation Fund for each of the following uses: open space (including land for recreational use), historic resources, and community housing.

4. Action

The committee shall not meet or conduct business without the presence of a quorum. A majority of the members of the committee shall constitute a quorum.

A majority vote of the quorum is required to approve its actions, except as may otherwise be required By-law.

The committee shall conduct all actions in accordance with the Open Meeting Law G. L. c. 30A, §§ 18-25 and 940 CMR 29.00, as amended, or any successor law, rule or regulation.

5. Amendments

This section of the bylaw may be amended from time to time by a majority vote of the Town Meeting, provided that the amendments would not cause a conflict to occur with G. L. c. 44B. The committee shall from time to time review the administration of this bylaw, making recommendations as needed for changes in the bylaw and in the administrative practice to improve the implementation of the bylaw and the Community Preservation Act.

6. Severability

In case any section, paragraph or part of this section of the bylaw be, for any reason, declared invalid or unconstitutional by any court competent jurisdiction, every other section, paragraph or part shall continue in full force and effect.

7. Effective Date

This bylaw shall take effect in accordance with G.L. c. 40, section 32.

Or take any other action relative thereto.

(Inserted at the request of the Planning Board)

Recommendation: Favorable Action on Article 18: By action of the Town Meeting and subsequent ballot approval in 2016, the town adopted the Community Preservation Act which secures state participation in the costs of redevelopment, building or maintenance of designated projects. This article

creates the committee structure that will enable the consideration and proposal of projects throughout the town. The structure is based on state guidelines for a representative committee. (Unanimous)

ARTICLE 19: To see if the Town will vote to appropriate and/or reserve from Community Preservation annual revenues in the amounts recommended by the Community Preservation Committee for community preservation expenses, community preservation projects and other expenses in fiscal year 2018, with each item considered to be a separate appropriation:

From FY18 estimated revenues for Historical Resources Reserve -40,000
From FY18 estimated revenues for Community Housing Reserve – 40,000
From FY18 estimated revenues for Open Space Reserve – 40,000
From FY18 estimated revenues for Administrative Expenses – 20,000

(Inserted at the request of the Town Manager)

Recommendation: Favorable Action on Article 19: *This article establishes accounts for the three required categories and allocates the required minimum 10% per category into reserve accounts. This article also establishes an allowed administrative fund and allocates the maximum 5 % into that fund. The remainder of the estimated receipts will be deposited into the Town's CPA general fund. (Unanimous)*

ARTICLE 20: Non Conforming Uses-

To see if the Town will amend the Zoning By-law Article VI Section 61 Non Conforming Uses, 61-2f (iii) with the following language (~~strike-out~~ to be removed / *underlined and italicized* represents language to be incorporated):

61-2, f,(iii) A pre-existing *one family dwelling or pre-existing two family* dwelling on an undersized lot shall not be considered as non-conforming provided the structure conforms with all of the other provisions of the zoning bylaw, including parking.

Or take any other action relative thereto.

(Inserted at the request of the Planning Board)

Recommendation: Favorable Action on Article 20: *This article seeks to amend the Zoning By-laws of the Town and requires a 2/3rds vote. The Advisory Board is in agreement with the Planning Board. This change will clarify the interpretation of this existing By-Law. (Unanimous)*

ARTICLE 21: Construction or Operations under a Building or Special Permit-

To see if the Town will amend the Zoning By-law Article VI Section 62 Construction or Operations under a Building Permit, 62-1 with the following language (~~strike-out~~ to be removed / *underlined and italicized* represents language to be incorporated):

Section 62 – Construction or Operations under a Building *or Special* Permit

62-1. Construction or operations under a building *or special* permit shall conform to any subsequent amendment of this bylaw, unless the use *of the property* or construction is commenced within ~~six months~~ *one year* after the issuance of the permit. ~~In and in~~ *In* and in cases involving construction, ~~unless~~ such construction is *must be* continued through to completion as continuously and expeditiously as is reasonable. Or take any other action relative thereto.

(Inserted at the request of the Planning Board)

Recommendation: Favorable Action on Article 21: *This article extends the commencement of the use or construction period applicable to building or special*

permits from six months to one year and is in keeping with state law. This will require a 2/3rds vote. (Unanimous)

ARTICLE 22: - Section 50 – Dimensional Requirements and Intensity Regulations

To see if the Town will amend the Zoning By-law Article V Section 50 with the following language (~~strike out to be removed~~ / underlined and italicized represent language to be incorporated):

Section 50 – Dimensional Requirements and Intensity Regulations

50-1. Tables

Table 50 (Continued). Minimum requirements for construction within districts zoned Single-family A, Single-family B, Single-family C, Multi-family A, Multi-family B, Business, Commercial Recreation A, Commercial Recreation B, Commercial Recreation C, and Public Open Space are set forth below.

NOTE: Parenthetical letters refer to footnotes in Paragraph 50-2.

	<u>Bus</u>	<u>CR-A</u>	<u>CR-B</u>	<u>CR-C</u>	<u>POS</u>
<u>Minimum Yard Dimensions</u>					
Front in linear feet	10 <u>(a)(c)(k)(r)(u)</u>	25 <u>(a)(c)(k)(r)</u>	25 <u>(a)(c)(k)(r)</u>	25 <u>(a)(c)(k)(r)</u>	
Side in linear feet	N/A (w)	10 (b)(r)(w)	10 (b)(r)(w)	10 (b)(r)(w)	
Rear in linear feet	N/A(w)	20 (b)(r)(w)	20 (b)(r)(w)	20 (b)(r)(w)	(q)

50-2. Footnotes to Tables in Section 50

(a) Front yard ~~dimensions are to~~ setback shall be measured from the right-of-way line where a plan of the way is on file with the Registry of Deeds or in Town Records. ~~or in~~ In the absence of such plan, the front yard setback shall be measured from the nearest side line on the traveled way to the outer front wall of the ~~dwelling, building.~~ provided however that the The Building Commissioner may waive this requirement and establish a front yard setback to conform ~~with the residences~~ to buildings on the same side of the street within two hundred (200) linear feet of the property.

(a.a) The special permit granting authority may in its discretion issue a special permit allowing new or existing buildings located in with a Special Flood Hazard Area, as defined by the latest edition of 780 CMR, to be elevated beyond the prescribed height limit to ~~provide flood proofing~~ said building by meeting or exceeding the flood elevation requirements of said CMR. Building cannot exceed the elevation required to comply with 780 CMR by more than four (4) feet.

Or take any other action relative thereto.

(Inserted at the request of the Planning Board)

Recommendation: Favorable Action on Article 22: This is one of a series of articles that cleans up language on the Town Zoning By-laws. The Advisory Board agrees with the Planning Board in making these language changes. This will require a 2/3rds vote. (Unanimous)

ARTICLE 23: Parking and Loading Requirements-

To see if the Town will amend the Zoning By-law Article V Section 52 Parking and Loading Requirements, 52-1 Parking Capacity, Table 55 with the following language (~~strike out to be removed~~ / underlined and italicized represents language to be incorporated):

TABLE 55. Parking Requirements

Building Use

Stores, offices and other lawful uses except hotels, motels, residences, boarding houses, and rooming houses which are located between Rockland House Road on the south and ~~Wharf Avenue~~ Water Street on the north.

Parking spaces required

None, providing that the legal distance between the ~~MDG~~ DCR public parking lot and the main pedestrian entrance of the store, office or other lawful use does not exceed 500 feet.

Or take any other action relative thereto.

(Inserted at the request of the Planning Board)

Recommendation: Favorable Action on Article 23: *This article seeks to extend the area for previously approved parking requirements to sync with the Overlay District boundaries. This will require a 2/3rds vote. (Unanimous)*

ARTICLE 24: Special Permit Time Limits-

To see if the Town will amend the Zoning By-law Article VIII Section 80 Board of Appeals, 80-3 with the following language (~~strike-out~~ to be removed / underlined and italicized represents language to be incorporated):

80-3 The special permit shall automatically lapse two years from the date of the grant of a special permit unless substantial use or construction is commenced except for good cause. ~~Included~~ Excluded in the two year time period is the time required to pursue or await the determination of appeal referred to in Section 17 of the Massachusetts General Law, Section 40A.

Or take any other action relative thereto.

(Inserted at the request of the Planning Board)

Recommendation: Favorable Action on Article 24: *This article seeks to ensure that a special permit will not expire before all appeals can be adjudicated. This will require a 2/3rds vote. (Unanimous)*

ARTICLE 25: Moratorium on the Sale and Consumption of Marijuana Not Medically Prescribed

To see if the Town will amend the Zoning By-law by amending Article IV to add a new section, Section 49, Marijuana Moratorium, as follows:

Section 49- Temporary Moratorium on Marijuana Establishments, Marijuana Retailers, Marijuana Cultivators, Marijuana Product Manufacturers, Marijuana Testing Facilities and Other Sale or Distribution of Marijuana and Marijuana Products which are not included in the Definition of Medical Marijuana Treatment Centers

1. Purpose

This Section is intended to provide restrictions that will allow the Town adequate time to consider where and under what conditions to allow the operation of marijuana establishments and the on-site consumption of marijuana and marijuana products, to the extent that such establishments and such consumption are permitted under state laws and regulations. *The Regulation and Taxation of Marijuana Act* (the "Act"), the purpose of which is to control the production and distribution of marijuana in the Commonwealth of Massachusetts, went into effect on December 15, 2016. However, as the Cannabis Control Commission, to be formed under the Act, has until March 15, 2018 (changed from September 15, 2017) to adopt regulations consistent with the Act for the administration, clarification and enforcement of laws regulating and licensing marijuana establishments, a temporary restriction on the location of such establishments in Hull shall provide the opportunity to study their potential impacts on adjacent uses and on general public health, safety and welfare, and to develop zoning and other applicable regulations that appropriately address these considerations consistent with the Act, statewide regulations, best practices and permitting procedures. The moratorium, of a finite duration, will allow the Town to carefully study the potential impacts of such establishments and activities and recommend zoning bylaw amendments and other actions to address the Town's concerns in the context of Town planning goals and objectives.

2. Definitions

“Marijuana Cultivator”, “Marijuana Establishment”, “Marijuana Product Manufacturer”, “Marijuana Testing Facility” and “Marijuana Retailer” shall have the meaning set forth in the Act, or Session Act Chapter 369 of 2012 An Act for the Humanitarian Medical Use of Marijuana.

3. Temporary Moratorium

For the reasons set forth above, and notwithstanding any other provision of the Zoning By-law to the contrary or any other uses permitted thereunder, the Town hereby adopts a temporary moratorium on the use of land or structures being a “Marijuana Cultivator”, “Marijuana Establishment”, “Marijuana Product Manufacturer”, “Marijuana Testing Facility” and “Marijuana Retailer” excluding any one or combination of the uses which may constitute a Medical Marijuana Treatment Center. Use variances shall be strictly prohibited. During the moratorium period, the Town shall undertake a planning process to address the potential impacts of marijuana in the Town, consider the Cannabis Control Commission’s and other regulations regarding activities and uses permitted under the Act and shall consider adopting new Zoning Bylaws and other laws to address the impact and operation of activities and uses permitted under the Act and related uses.

4. **Expiration:** This moratorium shall be in effect through September 30, 2018.
(Inserted at the request of the Board of Selectmen)

***Recommendation: Favorable Action on Article 25:** This article determines whether Hull will, or will not allow the establishment of marijuana facilities or retail outlets to operate within Hull. It simply establishes a moratorium until September 30, 2018. Currently the State Legislature has delayed the implementation of the law from January 2018 until July 2018 and is reviewing a number of significant potential changes. The moratorium will allow the town of Hull to review and understand any changes made by the State Legislature, clarify its position on the law and the impact to Hull and make any appropriate bylaw and zoning bylaw changes that may be deemed appropriate and take into consideration some of the public health, public safety and local control concerns that the town may have.*

Absent this moratorium and a clear regulatory framework, opinions from the Attorney General have affirmed the Town's concern that we could lose our ability to regulate these establishments in our community appropriately and in rational manner. (Unanimous)

ARTICLE 26: Local Marijuana Sales Tax

To see if the Town will, in accordance with Section 4 of c. 334 of the Acts of 2016 and/or any other applicable law, rule or regulation, impose a local sales tax upon the sale or transfer of marijuana or marijuana products and set the amount of said tax, or take any other action relative thereto.

(Inserted at the request of the Board of Selectmen)

***Recommendation: Favorable Action on Article 26:** This article allows the Town of Hull to collect tax revenue from the sale of marijuana from establishments operating in Hull. A “yes” or favorable vote on this article does not license or prohibit the operation of marijuana establishments. This article is necessary to ensure that the Town can collect the appropriate taxes. The tax rate is still in discussion at the state level along with other marijuana regulation and legislation. (Unanimous)*

ARTICLE 27: Changes to Dog bylaw

To see if the Town will:

A. Amend Chapter 90, Animal Control laws of the Code/Bylaws of the Town as follows:

1. Amend section 90-3, Declaration of Nuisance offenses by adding the following subsection:

L. No domestic animals shall be permitted on any field owned by the Town at any time, except in accordance with any rules or regulations adopted by the agency in charge of said field or with the permission of said agency or person in charge. Any person in violation of this bylaw shall be liable to the Town in the amount of \$25.00 for the first offense, and each subsequent violation, in the amount of \$50.00. This prohibition shall not apply to domestic animals designated by appropriate authorities as service animals or to domestic animals under the control of public safety authorities.

2. Amend section 90-17 Dog Waste Removal, by striking in subsection C the written warning for the first offense and replacing it with the fine appearing for the second offense and replacing the fine for the second offense with the fine appearing for the third offense and striking the third offense.

B. Make corresponding changes in Chapter 1 of the Code/Bylaws of the Town, Non-Criminal Disposition, as necessary to be consistent with the above changes.
Or take any other action relative thereto.

(Inserted at the request of the Canine Control Committee)

***Recommendation: Favorable Action on Article 27:** This article creates a new regulation prohibiting the presence of domestic animals on Town playing fields except for service dogs and/or public safety animals or when permitted by the agency managing the fields. It also removes the written warning for the first offense of violation of the Dog Waste Removal bylaw and shifts the schedule of fines up one tier throughout the schedule. (Unanimous)*

ARTICLE 28: Re-codification of Animal Control Bylaw-

To see if the Town will amend Chapter 90, Animal Control, of the Code/Bylaws of the Town by striking the present bylaw in its entirety and adopting in its place as Chapter 90, Animal Control, the proposed bylaw compilation on file in the Office of the Town Clerk, or take any other action relative thereto.

(Inserted at the request of the Canine Control Committee)

***Recommendation: Favorable Action on Article 28:** This article proposes to consolidate the many amendments to Chapter 90, regarding Animal Control, into a clear, unified set of provisions. (Unanimous)*

ARTICLE 29: HRA/DCR Hull Land Transfer Franklin Street and Quincy Street

Article xx. To see if the Town will vote to discontinue and/or abandon Franklin Street and/or Quincy Street (located in the Hull Redevelopment Authority site) and/or ratify and confirm any prior discontinuance and/or abandonment, and to convey all or a portion of the Town's right, title and interest in same and in Assessor's Parcel 27-58 to such parties as approved by the Board of Selectmen, or take any other action relative thereto.

(Inserted at the request of the Board of Selectmen)

***Recommendation: Favorable Action on Article 29:** This transfer is a part of a larger land deal between the HRA and DCR. In acquiring this small parcel, the DCR will complete their contiguous ownership of that section of dune. This will help facilitate the proposed land-swap, enabling the HRA to gain control of a portion of the "HRA lot" currently owned by the DCR. This will create a clean, contiguous, logical, and more marketable HRA property. (Unanimous)*

ARTICLE 30: Article re removal of Captain's position from Civil Service-

To see if the Town will petition the General Court to enact special legislation substantially as follows, provided that the General Court may make clerical or editorial changes of form only to the bill, unless the Selectmen approve amendments to the bill before or after enactment by the General Court. The Selectmen are hereby authorized to approve amendments which shall be within the scope of the general public objectives of this petition.

"An Act exempting the position of Police Captain in the Town of Hull from the provisions of the civil service law.

Section 1. Notwithstanding the provisions of any general or special law to the contrary, the position of Police Captain in the Town of Hull shall be exempt from the provisions of Chapter 31 of the General Laws.

Section 2. The provisions of Section 1 shall not impair the civil service status of any incumbent holding the office of Police Captain in the Town of Hull on the effective date of this act.

Section 3. This act shall take effect upon its passage."

Or take any other action relative thereto.

(Inserted at the request of the Board of Selectmen)

***Recommendation: Favorable Action on Article 30:** Adoption of this article removes the Police Captain position from civil service, but would not apply to the current Police Captain. The current process does not provide a broad enough field of candidates to choose from, nor does it allow for the establishment of specific credentials, experience, or skills required of the candidates. Currently, the Town is presented a civil service list of three candidates from within the department, or a broader list of three from civil service who have scored the highest on the Captain's exam. This includes candidates whose ranking has been increased due to certain scoring preferences that are allowed under civil service. Given the nature of civil service, a civil service appointment results in long term tenure which may not always be in the best interest of Hull.*

Removing the Captain position from civil service gives Hull the ability to increase the candidate list from three candidates to a much larger field. The qualifications for the position could be established by a committee representing a broad cross section of various town entities and voices. Based on these discussions, specific desired qualifications such as: experience, familiarity with the community, crisis management skills, and education could be required of potential candidates. Nothing in this process prevents any internal candidate from applying for the position. A professional team experienced in creating scenarios, interviewing, and evaluating candidates, could be utilized to narrow the candidates down to a specific number to be presented to the Board of Selectmen from which they can select a candidate.

In addition to providing a wider selection of candidates, removing the position from civil service gives the town flexibility to make changes in the position when it is clearly in the best interest of Hull to do so. Historically, removing a person from a civil service position once in place is extremely difficult, expensive and time-consuming. A service contract for the Captain position allows for periodic evaluation to ensure that Hull's needs are being fully met. This approach was recently used to fill the Police Chief appointment and was successfully implemented. Today's contracts and employment laws would afford an appointed Captain significant protection from overt interference yet allow the Town to take corrective action if necessary. (Unanimous)

ARTICLE 31: Purpose: To amend and/or replace Hull's current noise bylaw (Section 5, Special Edition Rules/Entertainment Licenses/Board of Selectmen Rules) with a new TOWN NOISE ORDINANCE.

Hull's current "Quiet Hours" are:

WEEKDAYS: 11:00PM – 7:00AM

WEEKENDS: 12:00AM - 7:00AM

The proposed ordinance would amend Hull's quiet hours to read:

WEEKDAYS: 11:00PM – 7:30AM

WEEKENDS: 12:00AM – 9:00AM

A 7:30 AM weekday start time balances the need of a contractor or utility company to jumpstart the day against a resident's right to early morning peace and quiet. Weekday quiet hours also apply to the use of power equipment such as lawnmowers, chainsaws, hedge trimmers and leaf blowers.

A 9:00 AM weekend start time provides an additional two hours of quiet on Saturday and Sunday mornings, especially important to working residents. In addition to construction noise, weekend quiet hours apply to the use of power equipment such as lawnmowers, chainsaws, hedge trimmers, and leaf blowers. It should be noted that under Hull's current noise bylaw, it is permissible to create excessive noise at 7:00 AM on Saturday and Sunday mornings.

Proposed Article:

NOISE ORDINANCE, TOWN OF HULL, MASSACHUSETTS

The following time frames shall be designated as "Quiet Hours" in the Town of Hull.

WEEKDAYS: 11:00PM – 7:30AM

WEEKENDS: 12:00AM – 9:00AM

During Quiet Hours it shall be unlawful to disturb the peace by causing unreasonable or excessive noise, including but not limited to; noise resulting from the operation of construction equipment; noise emanating from lawn mowers, chainsaws, hedge trimmers and leaf blowers; the playing of loud music; excessive noise created person or persons.

This ordinance shall not apply to noise associated with parades, public gatherings, or events for which permits have been issued; sound generated by emergency vehicles such as police, fire and ambulance; town operated snow plows, contracted snowplows or snow blowers when required by weather.
(Inserted at the request of Frank Kerr and others)

***Recommendation: Refer for Study on Article 31:** The Advisory Board sees merit with adding a specific noise ordinance to the Town's By-laws, but is not in agreement with this proposal as specifically worded. We feel this issue is best sent to study by the Planning Board for deliberation, debate, public hearing and possible action. (Unanimous)*

ARTICLE 32: Move that the Town of Hull appropriate Five Million and Two Hundred Thousand Dollars (\$5,200,000), for the execution of the Paving Management Program as outlined in the attached presentation as well as conduct exploratory work required to develop a plan to address Samoset and Manomet Avenues at a future date. To meet said appropriation the Treasurer-Collector, with the approval of the Board of Selectmen, is authorized to borrow said sum pursuant to G.L. Ch. 44 Sec. 7 (25) or any other enabling authority; provided that no amounts shall be borrowed or expended hereunder unless the Town shall have voted to exempt from the limitation on total taxes imposed by General Law Chapter 59, Section 21C (Proposition 2 ½) the amounts specified for this project.

(Inserted at the request of Steve Forcum and others)

Recommendation: Unfavorable Action on Article 32: *The Advisory Board unanimously (with one abstention) voted unfavorable action after presentation by the proponent, public hearings and debate. We encourage public participation and discussion in the Town's budgetary and capital planning process but we also recognize that there are many competing interests and differing priorities in approaching these processes. While most, if not all, of us recognize the need for a capital plan to address road work in Town, we think the approach dictated by this citizens' petition, though laudable, is incomplete in its scope and disregards the need for a more professional, comprehensive approach taken by the capital planning and policy-setting parties in our Town. A one-off or hodge-podge approach to the Town's capital planning could lead to factionalizing the capital needs and discourage, rather than encourage, the development and implementation of an appropriately ranked, fair and rational capital plan addressing the prioritized capital needs for the Town over time. In addition, further action, hearing, and deliberation of other Town Boards and Committees that were not part of the petitioners' process are needed before any further action could be taken on this article so, in some ways it may be before Town Meeting prematurely. (9 – 0 with 1 abstention)*

ARTICLE 33: The Town of Hull is a welcoming community for all. The Town of Hull is committed to supporting and promoting the safety, health, and well-being of all of its residents. As a Sanctuary Community, Hull affirms the basic human rights and dignity of every human being and provides education, health and other services to all residents of the Town of Hull, regardless of their immigration status. Every Hull resident – regardless of their status – is encouraged to seek and obtain assistance from the many resources available to members of the community. All community members are encouraged to seek and obtain police assistance and protection, regardless of their specific immigration and/or documentation status. The enforcement of the nation's civil immigration laws are the primary responsibility of the federal government and the Town of Hull through its departments, commissions, agencies and employees will not undertake immigration-related investigations and will not routinely inquire into the specific immigration status of any person encountered during normal police operations, or when applying for any benefits afforded to Town residents. No department, agency, commission, officer or employee of the Town of Hull shall use any Town funds or resources to assist in the enforcement of federal immigration law or to gather or disseminate information regarding the immigration status of individuals in the Town of Hull unless such assistance is required by federal or State statute, regulation or court decision, or act on anything related thereto.

(Inserted at the request of Irwin Nesoff and others)

Recommendation No Action on Article 33: *The Advisory Board unanimously voted to recommend no action on this citizens' petition after presentation by the proponents, public hearings and considerable debate. We hope there is no debate, in the words of this article, that Hull is and should remain a welcoming community for all, that the Town is committed to supporting and promoting the safety, health and well-being of all of its residents, and that all community members should be able to seek and obtain the assistance of the community and the Town, including police assistance and protection. We expect there would be responsive action if these core values of our Town were actually challenged. There is, however, significant debate on the meaning and impact of what it means to be a "sanctuary community". There is no legal or universal definition for this status and there has been little or no interpretation in the courts offered to help us and Town residents, officers and employees understand the full ramifications of the full meaning and wording of this proposed article. The lack of clarity and meaningful legal guidance with this article and "sanctuary" status, on the one hand, and the fact that our Town departments do not typically engage in immigration enforcement in any way, on the other, raise several unanswered questions including whether a citizens' petition can even dictate the law*

enforcement policy, what are the budgetary, fiscal, legal and other impacts on the Town including federally funded programs and discretionary grants, and similar funding sources, and whether this article is simply a symbolic political gesture better left for individuals or “a solution in search of a problem”. Given the significant uncertainty to the impact and meaning of this article, we urge no action on this article but hope and expect that Hull continues to be a welcoming and warm community for all and “no place for hate.” (Unanimous)

ARTICLE 34: VENDOR SEPERATION

To see if the Town will vote to permanently separate from any Vendor (contractor), who has been charged with, and/or admitted to sufficient evidence of committing a Criminal Offense against any Town of Hull citizen, and/or Town of Hull citizen's property, or take any other action relative thereto.
(Inserted at the request of Peggy L. Chaput and others)

Recommendation: Unfavorable Action on Article 34: The Advisory Board unanimously voted unfavorable action after presentation by the proponents, public hearings and debate. In short, while no doubt well-intentioned, this article is vague and ambiguous as to its scope and application and is, most-likely, not enforceable and may in fact violate various employment/labor, contract, civil rights and other laws and policies, and would therefore not be approved by the Attorney General's office or implemented by the Town. The Town is subject to various federal, state and local hiring and contracting requirements, policies and procedures aimed at balancing the various interests of the parties in a fair and lawful way. If a citizen has a dispute with a vendor or contractor resulting from the performance of that vendor's services for the Town, that can and should be brought to the attention of the applicable Town authorities for review and determination whether further action is warranted. (Unanimous)

ARTICLE 35: Chapter S60-12 Voting

To see if the town will amend Hull By-law Town Meeting Chapter S60-12 by replacing “by voice vote” with holding up a daily voting card in a way to be easily viewed by the moderator” and replacing “if after two (2) such voice votes the Moderator is..with “if after two (2) such votes the Moderator.”

To further amend this article by adding “Daily voting cards will be supplied to each registered voter on each day of Town Meeting to be used for voting purposes. Standing votes will be counted by at least two separate tellers and only those holding daily voting card issued on that day will be counted,” or take any other action relative thereto.

(Inserted at the request of Rhoda B. Kanet and others)

Recommendation: Recommendation at Town Meeting on Article 35: The Advisory Board needed more information before making a recommendation. This information was unavailable prior to the print deadline of this Warrant Facsimile.
(Unanimous)

ARTICLE 36: Chapter S60-14 Annual Town Meeting

To see if the town will amend Hull By-law Town Meeting Chapter S60-14 By inserting after “...whether such vote of adjournment be final or to a day certain.” {insert} “A motion for reconsideration for any article can only be offered if new information is discovered, that in the opinion of the Moderator, could have affected the outcome of the vote on such article,” or take any other action relative thereto.
(Inserted at the request of Rhoda B. Kanet and others)

Recommendation: Recommendation at Town Meeting on Article 36: The Advisory Board needed more information before making a recommendation. This information was unavailable prior to the print deadline of this Warrant Facsimile.
(Unanimous)

ARTICLE 37: Chapter S60-15 Duties of the Moderator

To see if the town will amend Hull By-law Town Meeting Chapter S60-15 by replacing "Town Meeting Time, Little Brown, 1962" with "the most recent edition of Town Meeting Time, Little Brown."

(Inserted at the request of Rhoda B. Kanet and others)

***Recommendation: Recommendation at Town Meeting on Article 37** The Advisory Board needed more information before making a recommendation. This information was unavailable prior to the print deadline of this Warrant Facsimile.
(Unanimous)*

And you are hereby directed to serve this Warrant by causing attested copies thereof to be posted at the main entrance to the Municipal Building and at least three other public places in said town thirty days at least before the time of holding said meeting, as directed by vote of the town.

Hereof fail not and make due return of this Warrant with your doings thereof to the Town Clerk at the time and place of meeting aforesaid.

Given under our hands this _____ day of _____, 2017.

BOARD OF SELECTMEN

Plymouth ss _____, 2017

By virtue of the above warrant, I have this day notified and warned as therein directed, the Inhabitants of the Town of Hull qualified to vote in elections and town affairs, to meet at the time and place for the purpose therein stated.

Constable, Town of Hull

COMMONWEALTH OF MASSACHUSETTS

Plymouth ss

To any of the Constables of the Town of Hull in the County of Plymouth

Greetings:

In the name of the Commonwealth of Massachusetts you are hereby directed to notify and warn the Inhabitants of the Town of Hull qualified to vote on Town affairs and elections to meet in the Auditorium of Hull High School situated at 180 Main Street in said Hull, on Monday, the first day of May next, 2017 at 8:00 o'clock in the evening, then and there to act upon the following articles, namely:

ARTICLE 1

Unpaid Bills

To see if the Town will vote to appropriate and/or transfer from available funds a sum of money to pay the following unpaid bills incurred prior to July 1, 2016, or take any other action relative thereto.

VENDOR	AMOUNT	DEPARTMENT
R-Chee Plumbing	\$536.06	Town Buildings

(Inserted at the Request of the Town Accountant)

Recommendation: Favorable Action on Article 1: This allows the Town to pay a previously unpaid bill from the past fiscal year. This action happens when bills are received after the close of a previous Fiscal Year. (Unanimous)

ARTICLE 2

FY17 Appropriation Transfer

To see if the Town will vote to transfer from available funds a sum of money, to be added to the amounts voted under Article 9 (FY17 Operating Budget) of the May 2, 2016 Annual Town Meeting, to supplement FY17 appropriations, or take any other action relative thereto.

(Inserted at the Request of the Town Accountant)

Recommendation: Recommendation at Town Meeting on Article 2: The Advisory Board needed more information before making a recommendation. This information was unavailable prior to the print deadline of this Warrant Facsimile. (Unanimous)

And you are hereby directed to serve this Warrant by causing attested copies thereof to be posted at the main entrance to the Municipal Building and at least three other public places in said town ten days at least before the time of holding said meeting, as directed by vote of the town.

Hereof fail not and make due return of this Warrant with your doings thereof to the Town Clerk at the time and place of meeting aforesaid.

Given under our hands this _____ day of _____, A.D. 2017.

BOARD OF SELECTMEN

Plymouth ss _____, 2017

By virtue of the above warrant, I have this day notified and warned as therein directed, the Inhabitants of the Town of Hull qualified to vote in elections and town affairs, to meet at the time and place for the purpose therein stated.

Constable, Town of Hull

Fiscal Year 2018 Projected Revenue and Expenditures

	Revenue Summary	FY 17	FY 18	Dollar Change	Percent Change
1	Real Estate/Property Taxes				
2	Base Tax Levy	26,286,223	27,053,379	767,156	2.92%
3	Statutory 2 1/2 Increase	657,156	676,334	19,178	2.92%
4	Growth in Tax Base	203,027	132,500	(70,527)	-34.74%
5	Debt Exclusion-High School	417,623	401,950	(15,673)	-3.75%
6	Excess Levy	0	0	0	
7	Maximum Allowable Tax Levy	27,564,029	28,264,163	700,134	2.54%
8	Intergovernmental Revenues				
9	State Revenue Sharing	6,393,172	6,477,521	84,349	1.32%
10	Less School & Library Offsets	(10,108)	(10,515)	(407)	4.03%
11	Projected Net State Aid	6,383,064	6,467,006	83,942	1.32%
12	Local Receipts				
13	Estimated Local Receipts	3,739,171	3,925,953	186,782	5.00%
14	Overlay Surplus	150,000	150,000	0	0.00%
15	Available Funds (Free Cash)	1,300,000	1,300,000	0	0.00%
16	Stabilization Fund	0	0	0	
17	PILOT-HRA	60,000	60,000	0	0.00%
18	Reserved for Appropriation	45,000	45,000	0	0.00%
19	Transfer from Enterprise-ROB	195,395	200,000	4,605	2.36%
20	Total Local Receipts	5,489,566	5,680,953	191,387	3.49%
21	TOTAL RECEIPTS	39,436,659	40,412,122	975,463	2.47%
II	Expenditure Summary	FY 17	FY 18	Dollar Change	Percent Change
22	Operational Budget	25,115,368	25,510,196	394,828	1.57%
23	General Reserve	50,000	50,000	0	0.00%
24	Health Insurance	4,347,792	5,065,971	718,179	16.52%
25	Other Insurances	954,125	987,872	33,747	3.54%
26	Town Wide	313,436	293,436	(20,000)	-6.38%
27	Veterans Benefits	400,000	350,000	(50,000)	-12.50%
28	Pension Total	3,642,596	3,792,776	150,180	4.12%
29	Debt & Interest	2,170,722	2,150,935	(19,787)	-0.91%
30	Capital Improvements-General	345,000	315,000	(30,000)	-8.70%
31	Total Services Costs	37,339,039	38,516,186	1,177,147	3.15%
32	Other				
33	Overlay	350,000	348,208	(1,792)	-0.51%
34	Snow Removal Deficit	146,587	0	(146,587)	-100.00%
35	Blizzard Deficit	225,000	0	(225,000)	-100.00%
36	Other Total:	721,587	348,208	(373,379)	-51.74%
37	Intergovernmental Charges				
38	State County Assessments	363,393	360,751	(2,642)	-0.73%
39	Charter School Assessment	588,210	741,325	153,115	26.03%
40	Regional Dispatch	424,430	445,652	21,222	5.00%
41	Intergovernmental Total	1,376,033	1,547,728	171,695	12.48%
42	TOTAL EXPENDITURES	39,436,659	40,412,122	975,463	2.47%
	NET EXCESS/(DEFICIT)	(0)	0		

Fiscal 2018 Budget

Department		FY17 Approp	FY18 Request	Town Manager Recommends	Advisory Bd. Recommends	Dollar Change	Percent Change
Town Manager	121	243,719	248,585	248,585	248,585	4,866	2.00%
Selectmen	122	125,228	118,631	118,631	118,631	(6,597)	-5.27%
General Government Support	124	193,213	128,700	128,700	128,700	(64,513)	-33.39%
Advisory Board/Reserve	131	6,750	6,750	6,750	6,750	0	0.00%
Director of Finance	135	164,269	167,545	167,544	167,544	3,275	1.99%
Assessors	141	195,845	199,720	199,720	199,720	3,875	1.98%
Treasurer/Collector	145	330,072	336,302	336,302	336,302	6,230	1.89%
Law Department	151	128,862	131,165	131,165	131,165	2,303	1.79%
Boards & Commissioners	152	1,750	1,750	1,750	1,750	0	0.00%
MIS/IT	155	84,470	0	0	0	(84,470)	-100.00%
Town Clerk	161	47,775	49,130	49,130	49,130	1,355	2.84%
Conservation	171	102,714	102,105	102,105	102,105	(609)	-0.59%
Planning Board	175	109,862	111,822	111,822	111,822	1,960	1.78%
Board of Appeals	176	9,842	9,800	9,800	9,800	(42)	-0.43%
Town Buildings	192	149,636	152,536	152,536	152,536	2,900	1.94%
Police Department	210	2,866,848	2,923,846	2,923,845	2,923,845	56,997	1.99%
Fire Department	220	3,257,575	3,322,728	3,322,728	3,322,728	65,153	2.00%
Building Department	241	181,328	184,933	184,933	184,933	3,605	1.99%
Emergency Management	291	35,885	35,885	35,885	35,885	0	0.00%
Animal Control	292	24,020	27,794	27,794	27,794	3,774	15.71%
Shellfish	297	12,667	12,984	12,984	12,984	317	2.50%
School	301	14,833,997	15,190,677	15,190,677	15,190,677	356,680	2.40%
Public Works	421	1,112,075	1,132,503	1,132,503	1,132,503	20,428	1.84%
Snow Removal	423	74,830	74,830	74,830	74,830	0	0.00%
Park Maintenance	496	61,147	64,200	64,200	64,200	3,053	4.99%
Board of Health	511	204,893	208,990	208,990	208,990	4,097	2.00%
Council on Aging	541	166,212	169,447	169,447	169,447	3,235	1.95%
Veterans' Services	543	28,236	28,799	28,799	28,799	563	1.99%
Library	610	309,159	315,340	315,340	315,340	6,181	2.00%
Park and Recreation	650	52,490	52,701	52,701	52,701	211	0.40%
Department Budgets		25,115,369	25,510,198	25,510,196	25,510,196	394,827	1.57%
Worker's Comp	912	40,950	40,950	40,950	40,950	0	0.00%
Unemployment Comp	913	60,060	60,060	60,060	60,060	0	0.00%
Health & Life Insurance	914	4,347,792	5,065,971	5,065,971	5,065,971	718,179	16.52%
Townwide Insurance	915	426,924	470,000	470,000	470,000	43,076	10.09%
FICA Payments	916	283,488	289,158	289,158	289,158	5,670	2.00%
Uninsured Medical Payments	920	67,704	67,704	67,704	67,704	0	0.00%
Veteran's Benefits	543	400,000	350,000	350,000	350,000	(50,000)	-12.50%
Fuel Reserve	131	75,000	60,000	60,000	60,000	(15,000)	-20.00%
Insurance Total		5,701,918	6,403,843	6,403,843	6,403,843	701,925	12.31%
Hydrant Availability	124	253,916	233,916	233,916	233,916	(20,000)	-7.88%
Derelict Property Services	124	4,600	4,600	4,600	4,600	0	0.00%
Audit/Consultant	124	54,920	54,920	54,920	54,920	0	0.00%
Town Wide Total		313,436	293,436	293,436	293,436	-20,000	-6.38%
Non Contributory	911	41,000	42,985	42,985	42,985	1,985	4.84%
Contributory	918	3,601,596	3,749,791	3,749,791	3,749,791	148,195	4.11%
Pension Total		3,642,596	3,792,776	3,792,776	3,792,776	150,180	4.12%
Principal-Debt Excluded	712	335,000	335,000	335,000	335,000	0	0.00%
Interest-Debt Excluded	752	82,623	65,950	65,950	65,950	(16,673)	-20.18%
Principal-General Long Term	710	1,334,882	1,307,795	1,307,795	1,307,795	(27,087)	-2.03%
Interest-General Long Term	750	403,217	427,190	427,190	427,190	23,973	5.95%
Interest-Temp Borrowing	751	15,000	15,000	15,000	15,000	0	0.00%
Fees on Borrowing	751	0	0	0	0	0	-
Transfer to Capital Projects	751	0	0	0	0	0	
Debt Service Total		2,170,722	2,150,935	2,150,935	2,150,935	(19,787)	-0.91%
Reserve Fund		50,000	50,000	50,000	50,000	0	0.00%
Capital		345,000	315,000	315,000	315,000	(30,000)	-8.70%
Total Budget		37,339,041	38,516,188	38,516,186	38,516,186	1,177,145	3.15%

Fiscal Year 2018 Projected Revenue and Expenditures

Enterprise Funds

Revenue Summary	FY 17	FY 18	Dollar Change	Percent Change
Sewer Revenue	4,133,311	4,126,841	(6,470)	-0.16%
Sewer Available Funds	40,000	40,000	0	0.00%
Sewer Retained Earnings	325,000	250,000	(75,000)	-23.08%
Harbormaster Revenue	324,905	319,134	(5,771)	-1.78%
Enterprise OPEB	23,000	23,000	0	0.00%
Total Enterprise Fund Revenue	4,846,216	4,758,975	(87,241)	-1.80%

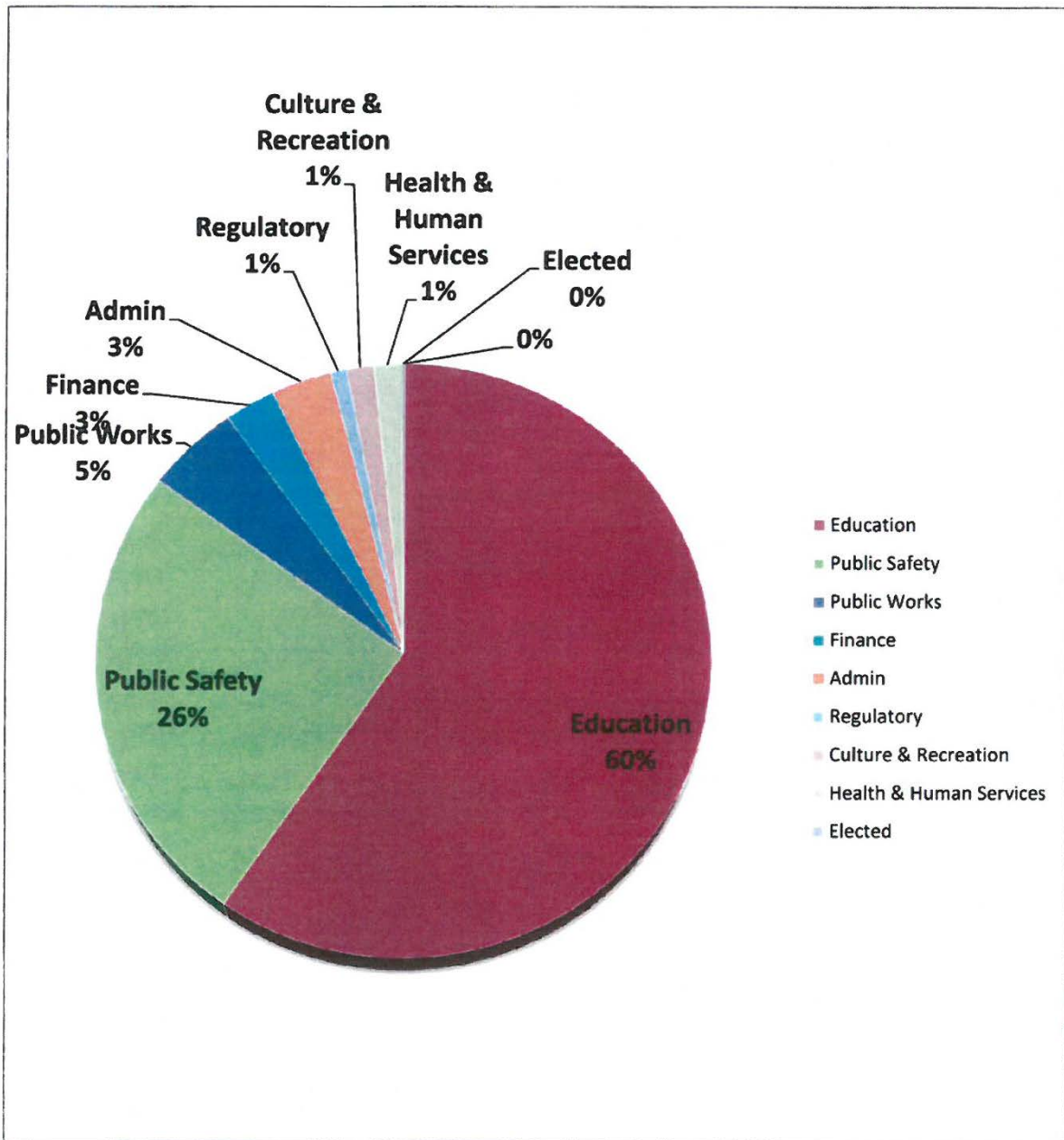
Expenditure Summary	FY 17	FY 18	Dollar Change	Percent Change
Sewer Operating Budget	3,208,593	3,196,584	(12,009)	-0.37%
Sewer Debt and Interest	1,289,718	1,220,257	(69,461)	-5.39%
Sewer OPEB	15,000	15,000	0	0.00%
Total Sewer Expenditures	4,513,311	4,431,841	(81,470)	-1.81%
Harbormaster Operating Budget	223,455	219,584	(3,871)	-1.73%
Harbor Debt and Interest	101,450	99,550	(1,900)	-1.87%
Harbor OPEB	8,000	8,000	0	0.00%
Total Harbor Expenditures	332,905	327,134	(5,771)	-1.73%
Total Enterprise Expenditures	4,846,216	4,758,975	(87,241)	-1.80%

NET EXCESS/(DEFICIT)	0	0
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Note:

Enterprise Funds are supported by user fees and not general tax revenue

TOTAL GENERAL GOVERNMENT
OPERATIONAL BUDGET
\$25,510,196



**Advisory Board
Municipal Building
Hull, MA 02045**

**Presorted Standard
CRRT
US Postage Paid
Permit #17
Hull, MA 02045**

**Residential Customer
Hull, MA 02045**