

Town of Duxbury Website: [www.town.duxbury.ma.us](http://www.town.duxbury.ma.us)

**Town Hall At-a-Glance**

Please refer to the list below for a brief list of some of the services available through various Town Hall departments. For more information, please stop by or call the appropriate office and we will be happy to assist you!

**781-934-1100**



**Telephone  
Extension**

**Department**

- x149**      **Selectmen/Town Manager:** Address specific concerns to the Selectmen or the Town Manager; pay Parking Citations to the Parking Clerk; obtain Talent Bank Applications; obtain Employment Applications
- x150**      **Town Clerk:** Obtain Birth, Death, Marriage certificates; Marriage licenses, dog licenses, business certificates, voter registration and election information.
- “0”**      **Receptionist:** resident (non-commercial) clamming permits; beach horseback riding permits; mooring applications, waiting lists and payments, conservation maps and general information.
- x134**      **Conservation:** questions regarding ecology/conservation, whether or not in conjunction with building construction.
- x148**      **Planning Board:** questions regarding development of property.
- x125**      **Inspectional Services:** obtain building, zoning, plumbing, gas, wiring, home occupation, business occupation, sign, certificate of occupancy permits, and zoning and building code enforcement.
- x140**      **Board of Health:** Obtain Title V septic information; file plans and obtain permits for septic systems; obtain well permits; obtain permits for the keeping of farm animals; report health issues and obtain information on a variety of health-related subjects.
- x142**      **Department of Public Works:** You may refer general questions to the DPW office, or specific issues can be addressed to the appropriate department:
- |                                    |          |
|------------------------------------|----------|
| <u>Cemetery</u>                    | 934-5261 |
| <u>Highway</u>                     | x 131    |
| <u>Lands and Natural Resources</u> | x 133    |
| <u>Water Department</u>            | x 129    |
- x115**      **Assessing Department:** Obtain records and information pertaining to real property, motor vehicle excise tax, personal property, the boat excise tax and other matters.
- x132**      **Accountant’s Office:** Obtain information on the financial health of the town. View Town’s website.
- x147**      **Treasurer/Collector:** Pay tax and water bills; obtain beach and transfer station stickers. Municipal lien requests.

**About the Cover:**

**We would like to give special thanks to Holly Morris for providing the cover photo.**

This spectacular oak tree stands in the Berrybrook fields. Voters at the 2008 Annual Town Meeting authorized the purchase of these fields from Community Preservation Funds.



ANNUAL REPORT  
JULY 1, 2007 – JUNE 30, 2008

[www.town.duxbury.ma.us](http://www.town.duxbury.ma.us)

## **TABLE OF CONTENTS**

### **TOWN ADMINISTRATION**

Board of Selectmen .....	
Town Manager .....	

### **TOWN CLERK'S REPORT**

Town Officials .....	
Presidential Primary Election – February 5, 2008 .....	
Special Town Meeting – March 8, 2008 .....	
Annual Town Meeting – March 8, 2008 .....	
Annual Town Election – March 22, 2008 .....	
Deaths Recorded in Duxbury .....	
Marriages Recorded in Duxbury .....	

### **DEPARTMENT OF PUBLIC WORKS**

Cemetery .....	
DPW Operations (Highway) .....	
Lands & Natural Resources .....	
Transfer Station .....	
Water & Sewer Division .....	
Water Advisory Board .....	

### **FINANCE**

Assessing Department .....	
Fiscal Advisory Committee .....	
Finance Committee .....	
Finance Director .....	
Town Accountant .....	
Financial Reports .....	
Treasurer/Collector .....	
Trust Funds .....	

### **GENERAL GOVERNMENT**

Cable Advisory Committee .....	
Duxbury Cultural Council .....	
Fourth of July Committee .....	
Information Services .....	
Personnel Board .....	
War Monument Committee .....	

### **HEALTH & HUMAN SERVICES**

Council on Aging .....	
Duxbury Housing Authority (State Agency) .....	
King Caesar Advisory Committee .....	

Local Housing Partnership Committee .....  
Municipal Commission on Disability .....  
Veterans' Services .....

## **LAND USE & RESOURCE PRESERVATION**

Agricultural Commission .....  
Alternative Energy Commission .....  
Community Preservation Committee .....  
Conservation Commission .....  
Duxbury Bay Management Commission .....  
Historical Commission .....  
Inspectional Services Department .....  
    Board of Health .....  
    Building .....  
    Design Review Board .....  
    Weights & Measures .....  
    Zoning Board of Appeals .....  
Open Space & Recreation Committee .....  
Planning Board .....  
Sidewalk & Bikepath Committee .....  
Town Historian .....

## **LIBRARY & SCHOOLS**

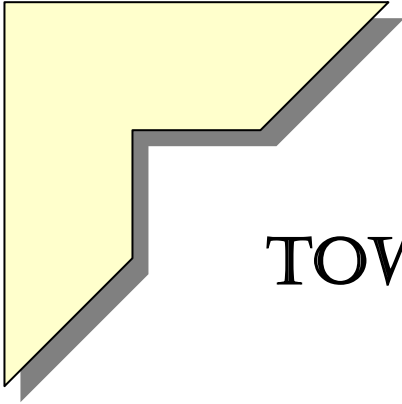
Duxbury Free Library .....  
Duxbury Public Schools .....

## **PUBLIC SAFETY**

Animal Control .....  
Duxbury Emergency Management Agency (DEMA) .....  
Fire Department .....  
Harbormaster .....  
Highway Safety Advisory Committee .....  
Nuclear Advisory Committee .....  
Police Department .....  
Public Safety Building Feasibility Study Committee .....

## **RECREATION**

Recreation Department .....  
North Hill Country Club .....  
Percy Walker Pool .....  
Percy Walker Pool Committee .....



# TOWN ADMINISTRATION

BOARD OF SELECTMEN

TOWN MANAGER

## BOARD OF SELECTMEN

---



***Left to Right: Andre Martecchini, Jonathan Witten, Elizabeth Sullivan***

Unlike in many previous years, in 2008 Duxbury experienced a dramatic reduction in revenue due to a slowing regional and national economy. This decrease in revenue and revenue sources was coupled with on-going financial obligations related to special education, health care and pension costs. Together, the reduction in income and increase in costs highlighted the need for both short and long term vigilance and careful stewardship of the Town's resources by elected and appointed individuals, boards, committees and departments.

As a sign that past stewardship efforts have been successful, in 2008 the Standard and Poor's agency awarded the Town the highly coveted rating of triple A ("AAA"), reflecting the Town's financial health and stability. This rating has significant long-term benefits and is indicative of the Town's commitment—short and long term—toward responsible financial management. Similarly, the Town is committed to its employees and their families, and is in the process of completing a compensation study to ensure that our employees are paid competitively and equitably and that the Town can continually guarantee the highest quality municipal workforce in the Commonwealth.

While the slowing economy and increased non-discretionary spending caught the region by surprise, historic issues of land use, affordable housing and long term planning remained (and remain) a topic of continuous discussion. Accordingly, the Board of Selectmen held an extremely well attended and represented "Land Use Summit" in the summer of 2008, to be followed by additional meetings in 2009. The goal was and remains to focus on the Town's long-term land use goals and how land use decisions made today have a dramatic impact on the future quality of life of Duxbury residents for generations to come.

Related to land use issues, the Town adopted an Affordable Housing Trust to work with Town boards and departments to expand and improve affordable housing opportunities for qualified individuals and families, purchased land for open space and affordable housing purposes (including a large portion of the "Camp Wing" property and the "Berrybrook School" property), invested in the Town's municipal water supply and adopted a "Right to Farm" bylaw, reflective of the Town's historical commitment to the agricultural industry. The Board of Selectmen similarly adopted procedures designed to review comprehensive permit projects that are submitted to the Town in a cooperative manner.

The completion of the Wright Building renovation marked the continuation of an exciting partnership between the Town, the public school system and the Duxbury Rural and Historical Society and the dedication of the beautifully restored focal point of the Town's school campus.

In addition to completing the Wright Building, the Town was actively engaged in the analysis and recommendations regarding an expansion and/or rehabilitation of the Town's Police and Fire Stations, the historic Tarklin Building and the Percy Walker Pool complex. Although complicated by financial limitations, recommendations on these projects are expected in 2009 and 2010. We thank the numerous volunteers that have worked on these projects and contributed their varied and exceptional skills and expertise.

Respectfully Submitted,

Jonathan D. Witten, Chair  
Elizabeth H. Sullivan  
Andre P. Martecchini

## TOWN MANAGER

---



*Left to Right: C. Anne Murray, Richard MacDonald,  
Barbara Ripley, Mary Beth MacQuarrie*

I am pleased to present the Town Manager's Annual Report for FY 2008. Despite a very challenging fiscal climate, our goal is to consistently move the Town forward. We are focused on providing the high quality services that the people of Duxbury expect and deserve. We have an excellent team of elected officials, volunteers, department heads and staff that continue to make this possible.

A major accomplishment was the re-opening of the Wright Building on St. George Street on September 22, 2007. Community Preservation Funds were used to design and complete the project. The architectural firm of Finegold Alexander & Associates designed the renovation which preserved the original 1907 Colonial Revival style structure as well as the 1967

modernist addition. The results were impressive, to say the least. The Town is currently leasing the building to the Duxbury Rural & Historical Society and the Duxbury Student Union. This leasing arrangement is an example of a very successful collaboration between the Town and two community organizations.

Another success in FY 2008 was the achievement of AAA rating for Town of Duxbury municipal bonds by Standard & Poor's bond rating agency. This results in substantial reductions in our borrowing costs and contributes significantly to the Town's financial health. I am very proud of our finance team which includes the Finance Director, Deputy Assessor, Accountant and Treasurer/Collector for their hard work in making this possible.

On March 18, 2008, Common Cause Massachusetts hosted an event at the State House to honor ninety communities that have posted six important local governance documents on their websites. Representatives from each community were presented with the **2008 E-Government Award**. This is Duxbury's second consecutive year receiving this award. The event is part of Common Cause's on-going Massachusetts Campaign for Open Government, which periodically reviews the internet presence of all 351 cities and towns in the state. The six local governance documents included in the



review are the municipality's governing body's agenda, the governing body's minutes, fiscal year 2008 budget information, the municipality's by-laws, code of ordinances, and if applicable, town meeting warrant and town meeting results or minutes. Twenty communities, including Duxbury, also qualified for added distinction for also posting their town/city charter or general by-laws, a document archive, school committee agendas and meeting minutes and those from at least one other board or committee, a community calendar including boards and committee meetings, and zoning by-laws. We are very proud to be recognized for our commitment to making our documents accessible to the public. More and more people rely on the internet for critical information each day. We are also exploring additional ways to assist the public, through on-line bill paying and other services. I am grateful for the expert management of our website by our Information Services Coordinator.

We have also been working to improve the experience of callers and visitors to Town departments. We installed new telephone systems at the Town Hall, Fire Station, Library, and Council on Aging. Callers are almost never greeted by busy signals and can be quickly routed to the appropriate department. For visitors, we have added the convenience of opening Town Hall on Monday evenings. This makes it much easier for working people to take care of their Town Hall business.

We are currently negotiating with the Greater Attleboro Regional Transit Authority (GATRA) to provide bus service to Duxbury. For many years, the Town has paid an assessment to the Metropolitan Boston Transit Authority, but received no benefit. We are hopeful that our assessment may now be put toward providing transportation service to our residents. The service should include several stops in Duxbury, Kingston, and Marshfield. This will include links to bus and rail lines for commutes to Boston. This will provide assistance to residents with limited mobility. The environmental benefits of public transportation will be realized as well. I would like to thank our Council-on-Aging Director and Planning Director for moving this service forward.

Ongoing projects include construction of the Birch Street water tank, finding a suitable disposition for the Tarkiln Building, upgrading the Percy Walker Pool, constructing one or two artificial turf fields on school property, protecting open space through carefully selected land purchases, and increasing our inventory of affordable housing. I commend our various department heads for their hard work in seeking grants for these projects wherever possible.

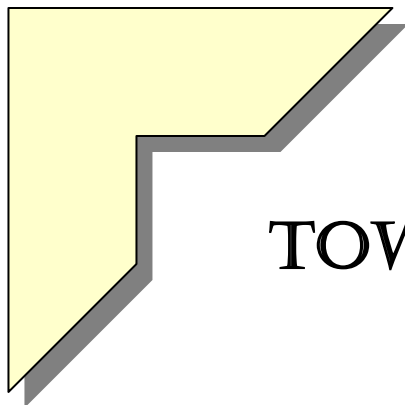
Our Police, Fire, and Harbormaster Departments continue their excellent tradition of providing for public safety, and educating the public about safety issues. At the 2008 Annual Town Meeting, the Public Safety Building Feasibility Study Committee presented an article requesting funding for a new police station and for the renovation/expansion of the main Fire Station. While the article was successful at Town Meeting, the voters failed to fund the initiative by ballot at the Town election. We remain dedicated to developing an acceptable plan for future public safety facilities, possibly by realizing the savings implicit with a combined Police/Fire Station. The committee remains hard at work.

Staff changes included the departure of our Public Works Director, Tom Daley, for a position with the City of Newton. We wish him well in all his endeavors. We also celebrated the retirement of Elsie Vuilleumier, payroll administrative assistant and Personnel Board secretary, after thirty-three years with the Town of Duxbury. She will be greatly missed by all.

In the Town Manager's office, Anita Stiles retired from the workforce after three years with the Town. During her tenure here, she upgraded and substantially improved our benefits administration. I continue to be grateful for the assistance of my Executive Assistant, Barbara Ripley, and our Department Secretary, C. Anne Murray. I am also fortunate to work for an extremely dedicated and effective Board of Selectmen. I welcome the comments and concerns of our residents at any time, and look forward to serving the Town of Duxbury in the coming year.

Respectfully Submitted,  
Richard R. MacDonald





# TOWN CLERK'S REPORT

TOWN OFFICIALS

PRESIDENTIAL PRIMARY ELECTION – FEBRUARY 5, 2008

SPECIAL TOWN MEETING – MARCH 8, 2008

ANNUAL TOWN MEETING – MARCH 8, 2008

ANNUAL TOWN ELECTION – MARCH 22, 2008

DEATHS RECORDED IN DUXBURY

MARRIAGES RECORDED IN DUXBURY

# TOWN REPORT—July 1, 2007 to JUNE 30, 2008

## TOWN OFFICIALS

### **ELECTED Selectmen**

Andre Martecchini,	2009
Elizabeth Sullivan,	2011
Jonathan D. Witten, ©	2010

### **Assessors**

June Albritton, ©	2011
James G. MacNab	2010
Linda Collari	2009

### **Moderator**

Allen M. Bornheimer	2009
---------------------	------

### **Town Clerk**

Nancy M. Oates	2010
----------------	------

### **School Committee**

George C. Cipoletti	2010
Karen W. Wong	2010
John P. Heinstadt, ©	2009
Maureen C. Connolly	2011
Anne R. Ward	2011

### **Planning Board**

James R. Kimball, Jr.	2009
John P. Bear	2010
Amy MacNab, ©	2012
George D. Wadsworth,	2009
Brendan Halligan	2011
Cynthia L. Fiorini	2013
Harold Moody	2013

### **Library Trustees**

Theodore J. Flynn, ©	2010
John W. Hill	2009
Elane S. Mutkoski	2009
Nancy B. Delano	2010
James B. Mandrell	2011
John W. Britten	2011

### **Duxbury Housing Authority**

Brendan K. Keohan	2013
John J. Todd	2010
John M. Griffin	2011
Beverly Walters	2012
Linda Garrity, Governor's Appointee	

**APPOINTED BY THE MODERATOR  
CEMETERY**

Elizabeth B. Stevens	2010	Emmett Sheehan	2013
Robert L. Ash	2011	Beverly A. Johnson©	2012
James F. Costello	2009		

**DUXBURY BEACH COMMITTEE**

Daniel W. Baker	2011	Ronald D. Wolfe, Jr.	2010
* J. Joseph Conway©	2009	Harvey C. McCormick	2011
*Walter D. Keleher,	2009	Pauline A. Flynn	2010
William A. Bennett	2009	*William Benjes	2009
Susan Rourke	2009	Mark DeLuca, Ex-Officio	

\*Designee of Duxbury Beach Reservation, Inc.

Joseph M. Grady, Ex-Officio  
Donald C. Beers, Ex-Officio

**FINANCE COMMITTEE**

Gay E. Shanahan	2010	Kenneth J. McCarthy©	2010
Mark R. Mahoney	2010	Colleen B. Brayer	2011
Keith J. Pratt	2011	William A. Tenhoor	2009
John W. Corbett, III	2009	Ronald L. Ramseyer	2011
Eugene V. Blanchard	2009		

**FISCAL ADVISORY COMMITTEE**

Paul K. Arsenian	2010	Francis C. Mangione ©	2010
William F. O'Toole, Jr	2009	Melissa C. Donohoe	2011
Kimberly J. O'Sullivan	2009	Friend S. Weiler, Sr.	2009
Karen E. Barry	2011	Paul A. Brogna	2010
David J. Madigan	2011		

**PERSONNEL BOARD**

* Anita L. Stiles	2009	Wayne C. Heward ©	2011
*replaces Paul J. McDonough		Robert L. Molla, III	2009
Jean Riley	2010	Alexander K. Salmela	2011

**WATER ADVISORY BOARD**

George D. Wadsworth, ©	2010	Freeman Boynton, Jr.	2011
Paul W. Keohan	2009		

**LONG RANGE PLANNING COMMITTEE for the PERCY WALKER POOL**

Kathleen B. Coghlan ©	Gordon H. Cushing	Jessica Williams
Janie K. Arkema	Nancy A. Johnson	R. Douglas Backlund
Lee Kennedy	Douglas J. Carver, res. 5/08	

**APPOINTED BY THE TOWN MANAGER**

Alewife Warden-Donald C. Beers  
Animal Control Officer/Inspector-of Animals-Eduardo Ramos  
Building Inspector/Zoning Enforcement Officer-Scott Lambiase  
Conservation Administrator-Joseph Grady  
Council On Aging Director-Joanne Moore  
County Cooperative Exten. Serv. Town Director-Lindsay Blake  
Custodian of the Clock-Anthony Nightingale  
Custodian of the Flags-Donald C. Beers  
Director of Public Works- Acting-Peter Buttkus  
Emergency Management Director-Kevin Nord  
Executive Assistant to the Town Manager-Barbara Ripley  
Finance Director-John Madden  
Fire Chief-Kevin Nord  
Harbormaster/Shellfish Constable-Donald C. Beers  
Health Agent-Tracy Mayo  
Parking Clerk-Anne Murray  
Police Chief-Mark DeLuca  
Recreation Director-Gordon H. Cushing  
Sealer of Weights and Measures- Harold E. Tuttle  
Superintendent of Lands and Natural Resources-Peter Buttkus  
Town Account-Claudette Coutu  
Treasurer/Collector-Beth Conway  
Veterans' Ser. Director/Burial Agent-Robert Lyons  
Weigher of Coke, Coal and Hay- Harold E. Tuttle  
Wharfinger-Donald C. Beer

**ALL OTHER APPOINTED TOWN OFFICIALS**  
**Appointed by Elected Officers or Committees**

Assistant Town Clerk-Barbara J. Cook by the Town Clerk  
Deputy Assessor-Richard Finnegan by the Assessors  
Library Director-Elaine Winquist by the Library Trustees  
Assistant Library Director-David Murphy by the Library Trustees  
Planning Director-Christine Stickney by the Planning Board  
Superintendent of Schools- Susan Skeiber by the School Committee, appointed July 2007

## **APPOINTED BY THE SELECTMEN**

### **AGRICULTURAL COMMISSION**

Gregory D. Morris	2010
Jeffrey A. Chandler	2009
Annie Eldridge	2009
Michael George	2008

David Lowry	2008
Carl O'Neil	2009
Orie Fontaine	2010

### **ALTERNATIVE ENERGY COMMITTEE**

Julia Austin, res. 12/07	2008
Steve F. McCarthy, Sr	2008
Barbara E. Bartlett	2008
Donna Theodossiou	2008
Geoffrey Wilkinson	2008
George Dunbar	2009

Andre Martecchini	2008
James T. Pye	2008
Lynn Smith	2008
Jeff Warren, ©	2008
Francis (Frank) Duggan	2009
John Murdock	2009

### **BOARD OF APPEALS**

James Lampert ©resigned1-08	2009
Dennis Murphy	2012
Thomas McClure	2008

Elizabeth Lewis, res. 4/08	2010
Thomas Heneghan, res. 4/08	2011
Sara E. Wilson	2008

### **BOARD OF APPEALS (ALTERNATES)**

Martin P. Desmery	2008
David A. Marsocci	2008
Vincent Giambertone	2008

Y. Oktay	2008
Mary Jo Pierce	2008
Elizabeth Lewis	2008

### **BOARD OF HEALTH**

*Thomas O'Regan	2009
David Brumley, MD, ©	2009
*resigned 1/31/07	
*replaced by Karen Tepper	2009

Clinton Watson	2010
Jerry Janousek	2008
Bruce Bygate	2008

### **BURIAL AGENT TO THE BOARD OF HEALTH**

Nancy M. Oates	2010
----------------	------

### **CABLE ADVISORY COMMITTEE**

Robert Fitzpatrick ©	2008
Richard Dunphy	2010
Jean Kennett	2010
Charles Vautrain (ex-officio)	2008

William J. Kearney	2009
Richard Miller	2008
Richard Sigrist	2009
Mary E. MacQuarrie (ex-officio)	2010

### **COMMUNITY PRESERVATION ACT**

#### **Liaisons (3year terms):**

Holly Morris (Conservation), ©	2010
Brendan Keohan (Housing Authority)	2009
Patricia Loring (Open Space & Recr.)	2008
Tony Kelso (At-Large)	2009

John Bear (Planning Board)	2010
Lynne Devnew (Historical Commission)	2010
Sarianna Seewald (At-Large)	2008

**CONSERVATION COMMITTEE**

Barbara Kelley	2009	Holly Morris	2010
Joseph Messina ©	2009	Corey Wisneski	2010
Sam Butcher	2008	Thomas J. Gill, III	2008
Dianne Hearn	2010		

**CONSTABLE**

Alden Rinquist	2008	Richard A. DeLisle	2010
----------------	------	--------------------	------

**COUNCIL ON AGING**

Richard D. Sigrist, Jr	2009	James Taylor (Associate)	2008
Richard M. Whitney	2008	Matthew Walsh	2010
John Madden	2009	Woody Woodruff (Associate)	2008
Shirley Oktay (Associate)	2008	Bill Campbell (Associate)	2008
Nancy "Ninky" Savage, ©	2010	Pauline Flynn	2010
Henry O. Milliken	2009	Catherine Mavin	2010
Jennifer Reid, res. 12/07	2008	Elizabeth B. Stevens	2008
John W. Hill	2008		

**DESIGN REVIEW BOARD**

Nancy Johnson	2008	Judith Hall	2010
Rebecca Wells (Alternate)	2008	Sarah B. McCormick ©	2008
Louis Nejame (Alternate)	2008	Jessica R. Williams	2010
Michael Gray	2009		

**DUXBURY BAY MANAGEMENT COMMITTEE**

John Brawley	2009	Shawn Dahlen	2008
Ned Lawson	2008	Donald "Don" Merry	2010
Jackson S. Kent, III	2010	Corey Wisneski	2009
John Carnuccio, ©	2008	Emmett Sheehan	2009
Joseph Messina	2010	Don Beers, ex-officio	2008

**DUXBURY CULTURAL COUNCIL**

Rebecca Chin	2009	Barbara Kiley	2009
Katherine Sturgis	2008	Eija Heward	2010
Laura Doherty	2008	Cary Johnson	2008
Larry Smith	2010	Anthony Pilla	2010
Mary Beth MacQuarrie	2009	Marcy Bravo	2010
Alice Vautrain	2010		

**DUXBURY YOUTH COMMISSION**

Deborah Bowen	2008
Kim Mitchell (Sch. Rep)	2009
Tom Holdgate, ex-officio	

**ECONOMIC ADVISORY COMMITTEE**

John Bear (Planning Board)	2009
Sarah Wilson (ZBA Rep.)	2009
Andre Martecchini	2009

**FOURTH OF JULY FY-08-COMMITTEE Parade 7/4/07**

Nancy Reed	Connie Dennis	Kate Gaenicke
James MacNab	Margaret Kearney ©	William Kearney
Tammy Kirk	Liz McCann	Donald Reed
David Robinson	Jeff Goldman	Annalise Ellison
Robert Dente	Rich Potash	Terry Reiber
Amy Hill	Brian Hill	Janet Ritch ©
Marie Buonagurio	Barbara Munsey	

**HIGHWAY SAFETY COMMITTEE**

Joseph Shea ©	2008	Det. Chief Wm. Carrico (Fire Dept)	2009
Fred Von Bargaen	2009	Jeff Lewis	2008
Paul Brogna	2008	Officer Mary Ellen Vidito (Police Rep.)	2010
Diane Bartlett	2010		

**HISTORICAL COMMISSION**

Laura Doherty	2008	Retta Adams	2008
Barbara Kiley,	2010	Lynne Devnew	2009
Norman Tucker	2008	James Nihan	2010
Robert C. Vose,III ©	2010		

**KING CAESAR COMMITTEE ADVISORY**

Rev. Catherine Cullen	2008	Diane Barker	2010
Dr. Carol Langford	2009		

**LOCAL HOUSING PARTNERSHIP**

Matthew Walsh(designee COA)	2010	Barbara Kelley( Con. Com.)	2009
Denece McGann-Clinton	2008	Bill Campbell, res. 11/07	2009
Andre Martecchini (BOS Rep)	2009	Lane Partridge-res 3/7/06	2008
Charles Rourke (At-Large)	2010	John Griffin (Housing Auth)	2009
Brian Murphy (at Large)	2009	Dianne Bartlett (At-Large)	2009
Bruce Bygate (BOH)	2008	*John Baldwin (6-13-07)	2009
Brendan Keohan (CPC)	2010	*resigned (12-18-07)	

**MBTA ADVISORY BOARD**

James R. Kimball, Jr.

**METROPOLITAN AREA PLANNING COUNCIL REP**

James R. Kimball, Jr., 2008



**MUNICIPAL COMMISSION ON DISABILITY**

Patty Cristoforo	2010
Patricia E. Randall ©	2010
Marcia G. Solberg	2008
Nancy Shine	2008

Anita Stiles (Emp. Rep)	2009
Joseph Shea	2009
Jerry Nightingale	2008

**NORTH HILL ADVISORY COMMITTEE**

W. James Ford	2009
Robert McGill	2008
Thomas K. Garrity	2009
Michael Doolin	2010
Robert McCarthy, res. 8/07	2009
Michael Rufo	2010

Richard Manning	2009
Robert Mustard, Jr.	2008
Anthony Floreano	2008
Michael Marlborough	2008
Gordon Cushing (Ex-Officio)	2008

**NUCLEAR ADVISORY COMMITTEE**

Mary Elizabeth Lampert ©	2008
Barbara Pye	2008
Rebecca Chin	2008
Molly Bartlett	2008

Henry Chang	2008
Millie Morrison	2009
Kevin W. Craig	2008

**OLD COLONY ELDERLY SERVICES**

Pauline Flynn (COA)	2008
Jennifer Reid(COA), res. 12/07	2008
Joanne Moore(alternate)	

**OLD COLONY PLANNING COUNCIL**

Pauline Flynn (COA)	2008
James Taylor(COA)	2008
Richard M. Whitney (alternate)	2008

**OPEN SPACE AND RECREATION COMMITTEE**

Harold Moody (Planning Bd.)	2010
Paul Costello	2009
Dick Rothschild,resigned 2008	2009
Jay Curran	2009
Patricia Loring(CPC-Rep)	2010

Scott Zoltowski, ©	2008
Paul Keohan (Water Adv.)	2010
Paula Harris	2008
Lorrie Hall	2008

**PLYMOUTH COUNTY ADVISORY BOARD**

Elizabeth H. Sullivan	2008
-----------------------	------

**RECREATION ACTIVITIES COMMITTEE**

Anne Ward	2008
Brooks Holmes	2010
Gordon Cushing (ex-officio)	2008
Rick Davis	2010

Gregory Chandler	2010
George Reinhart	2009
Colleen Madigan	2009
Stuart McEntee	2009

**REGISTRARS OF VOTERS**

Paul Christo ©	2010
Nancy Oates	2010

Miriam McCaig	2009
Mary Ellen See	2009

**SHELLFISH ADVISORY COMMITTEE**

Donald Beers (Ex-Officio)	2010	John Brawley	2009
Kenneth S. McKim	2010	Clinton Watson	2008
Alan Hoban, ©	2010	Dan Baker	2009
Robert Loring	2009	John McCluskey	2010
Marc Riley	2008		

**SIDEWALK & BIKE PATH COMMITTEE**

Jeffrey Lewis ©	2010	Susie Bockard	2009
John R. Taft	2009	Richard Rothschild	2010
Nancy Johnson	2010		
John Edwards	2009		

**SOUTH SHORE COALITION**

James R. Kimball, Jr.-Duxbury Representative 2008

**SOUTH SHORE RECYCLING COOPERATIVE**

Tom Daley, res. 2/08  
Peter Buttkus  
Ed Vickers

**TOWN COUNSEL**

Robert Sweeney Troy

**TOWN HISTORIAN**

Katherine Pillsbury 2008

**TOWN MANAGER**

Richard MacDonald

**Presidential Primary, Feb. 5, 2008**  
**Duxbury Middle School Gymnasium**  
**St. George St., Duxbury, MA**

<b>Democratic Party Presidential Preference</b>	<b>Pr. 1</b>	<b>Pr. 2</b>	<b>Pr. 3</b>	<b>Pr. 4</b>	<b>Pr. 5</b>	<b>Pr. 6</b>	<b>Total</b>
John R. Edwards	9	8	6	4	4	8	39
Hillary Clinton	251	239	234	255	242	219	1440
Joseph R. Biden, Jr.	1	0	1	2	0	2	6
Christopher Dodd	0	2	0	0	0	1	3
Mike Gravel	0	1	0	0	0	0	1
Barack Obama	273	327	240	181	213	209	1443
Dennis J. Kucinich	0	0	0	0	0	2	2
Bil Richardson	2	2	2	0	0	0	6
No Preference	4	0	0	2	2	1	9
Write-in votes	2	1	1	2	0	1	7
Blanks	1	0	2	0	0	1	4
<b>State Committee Man</b>							
Gregory M. Shanahan	337	347	325	293	295	269	1866
Write-in votes	6	2	1	0	1	0	10
Blanks	200	231	160	153	165	175	1084
<b>State Com. Woman</b>							
Karen F. DeTellis	342	349	329	288	297	267	1872
Write-ins	5	2	1	0	0	0	8
Blanks	196	229	156	158	164	177	1080
<b>Town Com. Group</b>							
Group Vote	238	235	204	192	198	169	1236
Blanks	305	345	282	254	263	275	1724
<b>Dem. Town Committee</b>							
N. Nowak	275	273	237	210	228	214	1437
James Borghesani	272	277	251	222	232	217	1471
Roberta Kerkam	253	262	221	197	209	183	1325
Nancy Landgren	290	291	235	218	227	206	1467
Nancy Melia	282	276	238	211	221	194	1422
Brian Donnelly	271	283	240	213	229	201	1437
Eileen Donnelly	272	264	234	208	220	195	1393
Patricia Garrity	304	287	254	232	221	207	1505
Linda Garrity	297	305	266	256	248	231	1603
Write-ins	3	4	2	2	10	1	22
Blanks	146	167	130	124	134	127	828
Total Votes Cast	543	580	486	446	461	444	2960
Absentees-Incl. in Above	38	38	33	31	18	51	209

**Green Rainbow Party**

## Presidential Preference

Jared Ball	0	0	0	0	0	0	0
Ralph Nader	0	2	0	0	0	0	2
Elaine Brown	0	0	0	0	0	0	0
Kat Swift	0	0	0	0	0	0	0
Cynthia McKinney	1	0	0	0	0	0	1
Kent Mesplay	0	0	0	0	0	0	0
No Preference	0	0	0	0	0	0	0
Write-in Votes	0	0	0	0	0	1	1

Total Ballots Cast	1	2	0	0	0	1	4
--------------------	---	---	---	---	---	---	---

**Republican Party**

	Pr. 1	Pr. 2	Pr. 3	Pr. 4	Pr. 5	Pr. 6	Total
--	-------	-------	-------	-------	-------	-------	-------

## Presidential Preference

John McCain	162	209	184	143	128	195	1021
Fred Thompson	0	0	0	1	0	1	2
Tom Tancredo	0	0	1	0	1	0	2
Duncan Hunter	0	0	0	0	0	0	0
Mike Huckabee	7	3	11	5	7	11	44
Mitt Romney	239	340	282	188	205	212	1466
Ron Paul	8	8	3	3	4	4	30
Rudy Giuliani	0	1	4	2	2	1	10
No Preference	1	0	0	0	2	3	6
Write-in Votes	1	2	0	1	1	1	6
Blanks	1	1	0	0	0	3	5

**State Committee Man**

John P. Cafferty	287	405	321	227	215	286	1741
Write-in Votes	1	2	3	0	0	2	8
Blanks	131	157	161	116	135	143	843

**State Com. Woman**

Paula E. Logan	281	405	320	223	211	282	1722
Write-in Votes	0	2	3	1	1	2	9
Blanks	138	157	162	119	138	147	861

**Town Com. Group**

GroupVote	181	234	185	138	126	170	1034
Blanks	238	330	300	205	224	261	1558

**Republican Town Com.**

Mark Johnston	200	281	211	160	151	187	1190
Rita Strong	207	283	224	156	145	192	1207
Lederle Tenney	236	338	236	167	147	202	1326
Miriam McCaig	212	309	211	150	136	186	1204
Lynn Devnew	222	308	231	155	146	196	1258
Kimberly O'Sullivan	192	256	213	149	149	196	1155

Adam Packard	206	283	206	155	141	185	1176
Margaret Maddock	190	252	195	162	139	181	1119
Maureen Connolly	213	285	236	170	158	208	1270
Ryan Boehm	195	254	197	148	135	179	1108
Janet Renner	210	286	214	151	141	185	1187
Linda Hartz	221	292	205	154	138	181	1191
Charles Tenney, Jr.	239	343	228	169	150	203	1332
Gary Worley	184	258	195	150	133	181	1101
John Taft	200	281	199	157	133	185	1155
Christopher Shepler	205	256	208	148	141	188	1146
John Bear	199	273	198	149	133	181	1133
Anne Antonellis	218	301	227	165	151	206	1268
Steven Antonellis	205	286	222	165	143	201	1222
Abigail Forrest	194	257	192	143	134	175	1095
Peter Smith	206	301	221	160	141	191	1220
Mark Shortt	184	247	198	148	143	183	1103
Kathleen Bittrich	202	265	221	161	146	199	1194
Deborah Bowen	208	288	224	157	151	186	1214
Robert Hughes	186	250	191	148	131	185	1091
Francis Kemp	204	283	203	151	135	185	1161
Walter Packard	217	298	209	154	141	183	1202
Audrey MacDonald	237	337	218	159	138	196	1285
Paula Harris	197	251	206	149	135	180	1118
Betty McGill	203	269	211	156	139	203	1181
William Harris	192	256	200	149	133	181	1111
Tracy Cote	212	278	222	156	141	185	1194
Donna Pineau	208	266	221	156	138	185	1174
Karen Barry	197	265	219	173	147	193	1194
John Strong	195	266	217	152	136	183	1149
Write-in Vote	0	0	0	0	0	0	0
Blanks	81	85	102	91	104	119	582
Total Ballots Cast	419	564	485	343	350	431	2592
Absentees Inc. in Above	30	36	33	10	13	54	176

### **Working Families**

Presidential Preference							
Write-in Vote	0	0	0	1	0	0	1

### **Total Vote Count**

<b>Democrats</b>	<b>543</b>	<b>580</b>	<b>486</b>	<b>446</b>	<b>461</b>	<b>444</b>	<b>2960</b>
<b>Green Rainbow</b>	<b>1</b>	<b>2</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1</b>	<b>4</b>
<b>Republicans</b>	<b>419</b>	<b>564</b>	<b>485</b>	<b>343</b>	<b>350</b>	<b>431</b>	<b>2592</b>
<b>Working Families</b>	<b>0</b>	<b>0</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>1</b>
<b>Total Vote Count</b>	<b>963</b>	<b>1146</b>	<b>972</b>	<b>789</b>	<b>811</b>	<b>876</b>	<b>5557</b>
<b>Total Ab's Inc in above</b>	<b>68</b>	<b>74</b>	<b>66</b>	<b>41</b>	<b>31</b>	<b>105</b>	<b>385</b>

Respectfully Submitted,  
Nancy M. Oates,  
Duxbury Town Clerk

**SPECIAL TOWN MEETING  
MARCH 8, 2008  
DUXBURY PERFORMING ARTS CENTER  
73 Alden Street, Duxbury**

The meeting was called to order after the opening and recessing of the Annual Town Meeting at 9:17 am and was adjourned sine die at 10:17am.

**Article 1- Motion 1-Police Department-**Moved and seconded that the Town vote to appropriate the sum of \$28,358.00 for Police Department Salaries and to meet this appropriation to transfer the sum of \$28,358.00 from the Unexpended Balance under the Employee Life and Health Insurance appropriation, as voted by the 2007 Annual Town Meeting. Motion carried

**Article 1-Motion 2-Accounting Department-**Moved and seconded that the Town vote to appropriate the sum of \$25,000.00 for Accounting Department Salaries, and to meet this appropriation to transfer the sum of \$25,000.00 from the Overlay Surplus Account. Motion carried

**Article 1-Motion 3-School Department-**Moved and seconded that the town vote to appropriate the sum of \$454,000.00 for School Department expenses, transfer the sum of \$304,000.00 from Free Cash, and transfer the sum of \$150,000.00 from the Unexpended Balance under the Employee Life and Health Insurance appropriation as voted by the 2007 Annual Town Meeting. Motion carried

**Article 1-Motion 4- Birch St. Tank-**Moved and seconded that the Town vote to appropriate the sum of \$250,000.00 to supplement a previous appropriation, for the purpose of constructing the Birch Street Water Tank and to meet this appropriation to transfer the sum of \$250,000.00 from the Water Enterprise Fund Retained Earnings. Motion carried

**Article 2- Unpaid Bills-** Moved and seconded that the Town vote to appropriate the sum of \$17,177.63 to pay the following unpaid bills of previous fiscal years which may be legally unenforceable due to the insufficiency of an appropriation:

Injured on Duty Claims-Police Dept	\$556.46
Grievance Settlement-Fire Dept	3,115.80
Medication Re-Stocking-Fire Dept	347.92
Repair Ambulance-Fire Dept	1,054.05
Printing Expenses-Selectmen Dept	159.07
Collection Services-Collector's Dept	437.42
Appraisals-Community Preservation Committee	6,076.11
Professional Services-Community Preservation Committee	3,250.00
Wiper Blade-Police Dept	6.99
Waste Disposal-Transfer Station	2,173.81
Total	\$17,177.63

And to meet this appropriation transfer the sum of \$7,851.52 from Overlay Surplus, and upon recommendation of the Community Preservation Committee to transfer the sum of \$9,326.11 from the Community Preservation Fund Unreserved Fund Balance. 9/10 vote required. Motion carried unanimously

**Article 3- Clerical Union-**Moved and seconded that the Town vote to appropriate the sum of \$24,500.00 for the purpose of funding a Collective Bargaining Agreement with the Service Employees International Union, AFL-CIO Local 888 (Town Hall Clerical Employees) for the Fiscal Year Beginning July 1, 2007 and ending June 30, 2008, and to meet said appropriation transfer the sum of \$23,300.00 from the Unexpended Balance under the Employee Health and Life Insurance appropriation as voted by the 2007 Annual Town Meeting and transfer the amount of \$1,200.00 from the Water Enterprise Fund Retained Earnings. Motion carried

**Article 4- Town Clerk Stipend-**Moved and seconded that the Town vote to accept the Provisions of Massachusetts General Laws Chapter 41, Section 19K authorizing the payment of an amount not to exceed one-thousand dollars per year if the Town Clerk satisfies the requirements for Certification set forth in the Statute and further to appropriate the sum of \$1,000.00 for the purpose of such payment for the Fiscal Year beginning July 1, 2007 and ending June 30, 2008, and to meet this appropriation to transfer the sum of \$1,000.00 from Article 7 of the 2006 Annual Town Meeting.  
Motion carried

**Article 5-Evergreen Well-**Moved and seconded that the Town vote to appropriate the sum of \$30,000.00 for repairs to the Evergreen Wells and to meet this appropriation, to transfer the sum of \$30,000.00 from the Water Enterprise Fund Retained Earnings. Motion carried

**Article 6-Telephone Systems-**Moved and seconded that the Town appropriate the sum of \$69,205.00 for the purpose of Purchasing Telephone Systems for Town Hall, Library, Cemetery Department and Council on Aging, and to meet this appropriation to transfer the sum of \$51,553.00 from Overlay Surplus, the sum of \$6,385.00 from the Fy-06 State Aid –to-Libraries Grant the sum of \$6,257.00 from Article 6 of the 2005 Annual Town Meeting, \$2,000.00 from Article 6 of the Annual Town Meeting of 2006, the sum of \$282.50 from Article 10 of the 2005 Annual Town Meeting, the sum of \$500.00 from Article 10 of the 2006 Annual Town Meeting, and the sum of \$2,227.50 from the Water Enterprise Fund Retained Earnings.  
Motion carried

**Article 7-Stabilization Fund-**Moved and seconded that the Town vote to appropriate the sum of \$300,000.00 to the Stabilization Fund, and to meet this appropriation to transfer the sum of \$300,000.00 from the Unexpanded Balance under the Employee Health and Life Insurance appropriation as voted at the 2007 Annual Town Meeting. Motion carried.

**Article 8-State Highway Fund-** Moved and seconded that the Town vote to accept the sum of \$80, 227.00 that will be available from the State Highway Fund and such additional sums as may be made available from other County, State or Federal agencies for Highway related work and to further authorize the Treasurer, with approval of the Board of Selectmen to borrow in



anticipation of receipt of said funds in accordance with Massachusetts General Laws Chapter 44, Sections 4 and 6A. Motion carried

Certification of funds:

<u>Appropriation</u>	<u>\$1,199,240.63</u>
From other available funds	\$895,240.63
Free Cash	\$304,000.00

Respectfully submitted,  
Nancy M. Oates  
Duxbury Town Clerk

**ANNUAL March 8, 2008  
TOWN MEETING  
Duxbury Performing Arts Center  
73 Alden Street, Duxbury, MA**

The meeting was called to order by the Moderator at 9:05am, and recessed at 9:17am for a Special Town Meeting which was adjourned sine die at 10:17am. The meeting reconvened at 10:20am and recessed for lunch at 12:15pm and reconvened at 1:20pm until recessing at 5:20pm until Monday, March 10, 2008 reconvening at 7:30pm. The meeting was recessed at 10:30pm until reconvening at 7:30pm on Tuesday, March 11, 2008 and adjourning sine die at 9:55pm. All the meetings were held at the Duxbury Performing Arts Center.

March 8-Articles 1-15

March 10-Articles 16-27

March 11-Articles 28-42

**Article 1**-Moved and seconded that the Town vote that the Moderator and Board of Selectmen be authorized to appoint the Officers not chosen by ballot. **Motion carried**

**Article 2**-Moved and seconded that the Town receive the reports of its Town Officials, Boards, Committees, and Commissions as printed in the Annual Report.  
A report was given by Scott Zoltowski for the Open Space Committee  
**Motion carried**

**Article 3**-Moved and seconded that the Town fix the compensation of the elected officials for the Twelve month period beginning July 1, 2008 as set forth in column entitled "Finance Committee recommended FY-09" and appropriate the sum of \$77,040 for the purposes of this article as follows:

<b>Moderator</b>	\$40	
<b>Selectmen</b>		
Chair	\$2,000	
Member	\$1,500	
Member	\$1,500	
<b>Assessors</b>		
Chair	\$2,000	
Member	\$1,500	
Member	\$1,500	
<b>Town Clerk</b>	\$67,000	<b>Motion carried</b>

**Article 4-State Highway Fund**-Moved and seconded that the Town vote to accept the Sum of \$409,278.00 that will be available from the State Highway Fund and such additional sums as may be made available from other county, state or federal agencies for highway

related work and to further authorize the Treasurer, with the approval of the Board of Selectmen to borrow in anticipation of receipt of said funds in accordance with Massachusetts General Laws Chapter 44, Sections 4 and 6 A. **Motion carried**

### **Article 5-Operating Budget**

**Motion 1-General Government**-Moved and seconded that the Town vote to Appropriate the sum of \$1,900,724 and to meet this appropriation to raise and appropriate the sum of \$1,900,724 for the following purposes:

Selectmen/Manager	Finance Director	Accounting
Salaries \$243,350	Salaries \$81,370	Salaries \$193,894
<u>Expenses 31,122</u>	<u>Expenses 2,000</u>	<u>Expenses 47,125</u>
Total \$274,472	Total \$83,370	Total \$241,019
Computer Department	Assessors	Personnel Board
Salaries \$56,401	Salaries \$195,792	Salaries \$5,575
<u>Expenses 100,427</u>	<u>Expenses 29,945</u>	<u>Expenses 3,000</u>
Total \$156,828	Total \$225,737	Total \$8,575
Treasurer/Collector	Town Clerk	Elections
Salaries \$307,552	Salaries \$42,798	Salaries \$27,375
<u>Expenses 61,000</u>	<u>Expenses 3,250</u>	<u>Expenses 16,800</u>
Total \$368,552	Total \$46,048	Total \$44,175
Planning Board	Conservation Commission	Legal Services
Salaries \$89,978	Salaries \$90,800	<u>Expenses \$190,000</u>
<u>Expenses 13,250</u>	<u>Expenses 12,150</u>	Total \$190,000
Total \$103,228	Total \$102,950	
Town Meeting	Finance Committee	Audit
<u>Expenses \$4,920</u>	<u>Expenses \$500</u>	<u>Expenses \$40,000</u>
Total \$4,920	Total \$500	Total \$40,000
Tax Title	Cable T V Advisory Com.	Historical Commission
<u>Expenses \$10,000</u>	<u>Expenses \$100</u>	<u>Expenses \$250</u>
Total \$10,000	Total \$100	Total \$250

### **Total General Government**

**Salaries \$1,334,885**  
**Expenses 565,839**  
**Total \$1,900,724**

**Motion carried**

**Motion 2-Public Safety**-Moved and seconded that the Town vote to appropriate the sum of \$6,123,123 and to meet this appropriation raise and appropriate the sum of \$6,123,123 for the following purposes:

Police	
Salaries	\$2,967,680
<u>Expenses</u>	<u>264,965</u>
Total	\$3,232,645

Animal Control	
Salaries	\$50,777
<u>Expenses</u>	<u>12,213</u>
Total	\$62,990

Fire	
Salaries	\$1,975,966
<u>Expenses</u>	<u>219,353</u>
Total	\$2,195,319

Inspectional Services	
Salaries	\$384,521
<u>Expenses</u>	<u>34,100</u>
Total	\$418,621

Harbor/Coastal Mgt	
Salaries	\$187,548
<u>Expenses</u>	<u>26,000</u>
Total	\$213,548

Public Safety	
<b>Salaries</b>	<b>\$5,566,492</b>
<b><u>Expenses</u></b>	<b><u>556,631</u></b>
<b>Total</b>	<b>\$6,123,123</b>

**Motion carried**

**Motion-3 Public Works**-Moved and seconded that the Town vote to appropriate the sum of \$5,269,505 and to meet this appropriation transfer the sum of \$40,000 from the Cemetery Perpetual Care Fund, transfer the sum of \$1,612,462 from the Water Enterprise Fund, and raise and appropriate the sum of \$3,617,043 for the following purposes:

Admin/Engineering	
Salaries	\$233,469
<u>Expenses</u>	<u>26,100</u>
Total	\$259,569

Highway/Road Maintenance	
Salaries	\$379,948
<u>Expenses</u>	<u>63,450</u>
Total	\$443,398

Snow and Ice	
Salaries	\$55,000
<u>Expenses</u>	<u>94,200</u>
Total	\$149,200

Vehicle Maintenance	
Salaries	\$93,561
<u>Expenses</u>	<u>79,800</u>
Total	\$173,361

Lands/ Natural Resources	
Salaries	\$342,941
<u>Expenses</u>	<u>48,900</u>
Total	\$391,841

Cemetery	
Salaries	\$317,998
<u>Expenses</u>	<u>164,630</u>
Total	\$482,628

Central Bldg Service	
Salaries	\$39,688
<u>Expenses</u>	<u>225,350</u>
Total	\$265,038
Sewer	
Salaries	\$14,945
<u>Expenses</u>	<u>221,635</u>
Total	\$236,580

Transfer Station	
Salaries	\$194,516
<u>Expenses</u>	<u>755,212</u>
Total	\$949,728
Central Fuel Depot	
<u>Expenses</u>	<u>\$228,400</u>
	\$228,400

Water	
Salaries	\$590,283
<u>Expenses</u>	<u>1,022,179</u>
Total	\$1,612,462
Street Lights	
<u>Expenses</u>	<u>\$39,000</u>
Total	\$39,000

Town Building Maintenance	
<u>Expenses</u>	<u>\$36,200</u>
Total	\$36,200
Tarkiln Community Center	
<u>Expenses</u>	<u>\$2,100</u>
Total	\$2,100

DPW (W/O Water)	
Salaries	\$1,672,066
<u>Expenses</u>	<u>1,984,977</u>
Total	\$3,657,043

**DPW**

<b>Salaries</b>	<b>\$2,262,349</b>
<b><u>Expenses</u></b>	<b><u>3,007,156</u></b>

**Grand Total \$5,269,505 DPW-Water, Included Motion Carried**

**Motion 4-Library and Recreation**-Moved and seconded that the Town vote to appropriate the sum of \$1,600,976 and to meet this appropriation to raise and appropriate the sum of \$1,600,976 for the following purposes:

Library		Recreation		Percy Walker Pool	
Salaries	\$841,029	Salaries	\$140,626	Salaries	\$178,826
<u>Expenses</u>	<u>302,293</u>	<u>Expenses</u>	<u>5,252</u>	<u>Expenses</u>	<u>109,080</u>
Total	\$1,143,322	Total	\$145,878	Total	\$287,906
Beach Life Guards		North Hill Golf Course		Public Celebrations	
Salaries	\$16,770	<u>Expenses</u>	<u>\$2,000</u>	<u>Expenses</u>	<u>\$4,000</u>
<u>Expenses</u>	<u>1,100</u>	Total	\$2,000	Total	\$4,000
Total	\$17,870				

**Library and Recreation**

**Salaries** \$1,177,251  
**Expenses** 423,725  
**Total** \$1,600,976

**Motion Carried**

**Motion 5-Human Services**-Moved and seconded that the Town Vote to appropriate the sum of \$476,923 and to meet this appropriation to raise and appropriate the sum of \$476,923 for the following purposes:

Council on Aging		Veterans Services		PlymouthCounty Coop.Ext	
Salaries	\$307,112	Salaries	\$20,911	<u>Expenses</u>	<u>\$200</u>
<u>Expenses</u>	<u>112,250</u>	<u>Expenses</u>	<u>36,450</u>	Total	\$200
Total	\$419,362	Total	\$57,361		

**Human Services**

**Salaries** \$328,023  
**Expenses** 148,900  
**Total** \$476,923

**Motion carried**

**Motion 6-Schools**-Moved and seconded that the Town vote to appropriate the sum of \$26,746,458 for the Duxbury Schools, and to meet this appropriation to raise and appropriate the sum of \$26,746,458 for the following purposes:

**Duxbury Schools**

**Salaries** \$20,147,418  
**Expenses** 6,599,040  
**Total** \$26,746,458

**Motion carried**

**Motion 7-Shared Costs**-Moved and seconded that the town vote to appropriate the sum of \$14,782,734 for shared costs and to meet this appropriation to transfer the amount of \$150,000 from the Pension Reserve Fund, transfer the amount of \$901,165 from the Water Enterprise

Fund, and the sum of \$300,000 from the Water Enterprise Fund Retained Earnings, and Raise and appropriate the sum of \$13,431,569 for the following purposes:

**Town and School Shared Costs**

**Employee Benefits**

Medicare	\$400,000
Employee Life & Health Insurance	7,290,000
Contributory Pensions	1,843,795
Non-Contributory Pensions	29,500
Unemployment Compensation	50,000
<u>Workers Compensation</u>	<u>308,610</u>
Sub-Total Employee Benefits	\$9,921,905

**Other Shared Costs**

Fire, Liability, Insurance	\$291,718
<u>Reserve Fund</u>	<u>100,000</u>
Sub-Total Liability Ins/Res Fund	\$391,718

**Debt Service Town and School**

Principal Payments	\$2,554,860
Interest on Bonded Debt	673,086
Interest on Temp. Notes	20,000
<u>Bond Expense</u>	<u>20,000</u>
Sub-Total Debt	\$3,267,946

**Debt Service Water**

Principal Payments	\$880,000
Interest on Bonded Debt	216,165
Interest on Temp. Notes-Water	25,000
<u>Bond Expense</u>	<u>80,000</u>
Sub-Total Water Debt	\$1,201,165

**Town and School Shared Costs                      \$14,782,734      Motion carried**

**Motion 8-Total Budget Summary Article 5-**Moved and seconded that the vote to appropriate the sum of \$56,900,443 as the Operating Budget of the Town for the FY-09 beginning July 1, 2008 for the purposes and in the amounts specified in the Motions previously voted under Article 5 of the Warrant and to meet this appropriation raise and appropriate the sum of \$53,896,816 and transfer the amount of \$3,003,627 in accordance with the transfers voted in Motions previously voted as follows:

Items	Appropriation	Transfer	Raise
General Government	\$1,900,724	-----	\$1,900,724
Public Safety	\$6,123,123	-----	\$6,123,123
Public Works	\$5,269,505	\$1,652,462	\$3,617,043

Library & Recreation	\$1,600,976	-----	\$1,600,976
Human Services	\$476,923	-----	\$476,923
Education	\$26,746,458	-----	\$26,746,458
Emp.Ben.Shared Costs	\$14,782,734	\$1,351,165	\$13,431,569
<b>Total</b>	<b>\$56,900,443</b>	<b>\$3,003,627</b>	<b>\$53,896,816</b>

**Motion carried**

A Motion was made to reconsider, but was withdrawn.

Recessed for lunch at 12:10 pm and reconvened at 1:17 pm.

### **Article 6-Capital Requests-General Government**

**Motion 1-**Moved and seconded that the town vote to appropriate the sum of \$71,879 for the purposed and amounts as follows:

\$30,000 for Document Management Software

\$41,879 for Emergency Management Services Software (Fire Dept)

And to meet this appropriation to transfer the sum of \$25,000 from the Isabelle Freeman Fund and transfer the sum of \$46,879 from Free Cash to be expended under the direction of the Town Manager.

**Motion carried**

**Motion 2-**Moved and seconded that the Town vote to appropriate the sum of \$128,070 for Public Safety for purposes and in the amounts as follows:

\$96,000 for Brush-Breaker Refurbishment-Fire Dept.

\$10,000 for Inflatable Boat & Motor-Fire Dept

\$10,000 for Defibrillators-Fire Dept

\$10,700 for Outboard Motor Replacement-Marine Unit#2-Harbormaster

\$2,000 for Town Pier Mooring Gear-Harbormaster

And to meet this appropriation transfer the sum of \$10,000 from Overlay Surplus and transfer the sum of \$118,070 from Free Cash to be expended under the direction of the Town Manager.

**Motion carried**

**Motion 3-**Moved and seconded that the Town vote to appropriate the sum of \$187,000 for Public Works

For the purposes and in the amounts as follows:

\$40,000 for Town Hall Air Handler

\$60,000 for Stake Body Truck

\$7,000 to pave Shipyard Lane Parking Lot

\$50,000 for One-Ton Dump Truck

\$30,000 to Re-Line Crematory Retorts



And to meet said appropriation transfer \$50,000 from the sale of lots and graves and transfer the sum of \$130,000 from Overlay Surplus and transfer the sum of \$7,000 from Free Cash to be expended under the direction of the Town Manager. **Motion carried**

**Motion 4-**Moved and seconded that Town vote to appropriate the sum of \$8,000 for Library and Recreation to purchase replacement components for the Irrigation System at North Hill Golf Course and to meet this appropriation transfer the sum of \$8,000 from Free Cash to be expended under that direction of theTown Manager. **Motion carried**

**Motion 5-**Moved and seconded that the town vote to appropriate the sum of \$720,000 for the Water Department for the purpose and in the amounts as follows:

\$620,000    Damon Well Construction  
\$100,000    PCE Main Pipe Replacement

And to meet this appropriation transfer the sum of \$150,000 from Water Enterprise Fund Retained Earnings, and the Treasurer with the approval of the Board of Selectmen is authorized to borrow the sum of \$570,000 in accordance with M.G.L. Chapter 44, or any other enabling authority, to be expended under the direction of the Town Manager. 2/3 vote required **Motion received the requisite 2/3 vote    and carried.**

**Article 7-Motion 1-Capital Exclusion-Public Safety-**Moved and seconded that the Town vote to appropriate the sum of \$36,000 to replace the Fire Chief's vehicle , and to meet this appropriation to raise the sum of \$36,000 to be expended under the direction of the Town Manager and that the appropriation of these funds be subject to passage of a Capital Exclusion override. **Motion carried**

**Article 7-Motion 2-Capital Exclusion-Public Works-**Moved and seconded that the Town vote to appropriate the sum of \$92,000 for Public Works for the purposes and in the amounts as follows:

\$22,000 for Town Hall Roof  
\$30,000 for Old Town Hall Shingles & Trim  
\$40,000 for Hazardous Tree Removal

And to meet this appropriation raise the sum of \$92,000 to be spent under the direction of the Town Manager, and that the appropriation of these funds be subject to the passage of a Capital Exclusion Override. **Motion carried**

**Article 7-Motion 3-Capital Exclusion-Library & Recreation-**Moved and seconded that the town vote to appropriate the sum of \$22,000 to repair the Alden Tennis Courts and to meet this appropriation to raise the sum of \$22,000 to be expended under the direction of the Town Manager, and that the appropriation of these funds be subject to the passage of a Capital Exclusion Override. **Motion carried**

**Article 7-Motion 4-Capital Exclusion Schools-** Moved and seconded that the Town vote to appropriate the sum of \$466,774 for the Duxbury Schools for the purpose and in the amounts as shown in a Hand-Out and to meet this appropriation to raise and appropriate the sum of \$466,774 to be expended under the direction of the Town Manager, and that the appropriation of these funds be subject to the passage of a Capital Exclusion override. **Motion carried**

**Article 8-Personnel Bylaw-**Moved and seconded that the Town vote to amend the Personnel Bylaw originally accepted March 12, 1955 and last amended March 10, 2007 by replacing the current Management Schedule, Regular Employee Provisions, and Compensation Schedules Q, T, and R with revised July 1, 2008 Management Schedule, Regular Employee Provisions, and compensation Schedules Q, T, and R which are on file at the Town Clerk's office, to become effective July 1, 2008 and to appropriate the sum of \$129,800 for the purposes of this article and to meet this appropriation to raise and appropriate the sum of \$125,800 and transfer the sum of \$4,000 from the Water Enterprise Fund. **Motion carried**

**Article 9-Union Contracts-DPW-**Moved and seconded that the Town vote to appropriate the sum of \$64,000 for the purpose of funding a Collective Bargaining Agreement with the American Federation of State, County and Municipal Employees, Council 93, Local 1700, Duxbury DPW Employees Unit for the Fiscal year beginning July 1, 2008 and ending June 30, 2009, and to meet this appropriation to raise and appropriate the sum of \$49,000 and transfer the sum of \$15,000 from the Water Enterprise Fund. **Motion carried**

**Article 10-Duxbury Beach Lease-**Moved and seconded that the town vote to raise and appropriate the sum of \$400,000 to be expended under the direction of the Town Manager for the purpose of leasing Duxbury Beach, being that portion of land in the towns of Duxbury and Plymouth owned by the Duxbury Beach Reservation, Inc. South of a line running approximately East to West along the Northerly edge of the Northerly Parking area, at the East end of the Powder Point Bridge (subject to the Migratory Shorebirds Refuge at High Pines and excluding the land at High Pines leased to a third party) and to authorize the Board of Selectmen to execute a lease in the name and on the behalf of the Town for the period beginning July 1, 2008 and ending June 30, 2009 on such terms as may be approved by the Board of Selectmen. **2/3 vote required-Received the requisite 2/3 vote and carried**

**Article 11-July 4<sup>th</sup> Parade-**Move and carried that the Town vote to raise and appropriate the sum of \$10,000 to fund the Town of Duxbury's Fourth of July Parade and ceremony. **Motion carried**

**Article 12-Conservation Fund-**Moved and seconded that the Town vote to raise and appropriate the sum of \$17,000 to be added to the Conservation Fund and to be used under the direction of the Conservation Commission for any purpose authorized by Chapter 40, Section 8C. **Motion Carried**

**Article 13-Council on Aging Revolving Fund-Motion 1-**Moved and seconded that the Town vote to re-authorize a Revolving Fund under M.G.L. Chapter 44 Section 53E1/2 to allow the Council on Aging to be credited with all fees and charges received from the Senior Center

programs, and to authorize the expenditure of an amount not to exceed \$70,000 from said revolving fund to be expended under the direction of the Council on Aging Director for senior programs. **Motion carried**

**Article 13-Motion 2-GIS Revolving Fund-**Moved and seconded that the Town vote to re-authorize a Revolving Fund under MGL Chapter 44 Section 53E1/2 to allow the Geographic Information Systems Committee to be credited with all fees and charges received from the provision of GIS services and to authorize the expenditure in an amount not to exceed \$40,000.00 from said revolving fund to be expended under the direction of the Town Manager, for GIS Program Development. **Motion carried**

**Article 13-Motion 3-Revolving Fund for Jaycox Tree Farm-** Moved and seconded that the Town vote to re-authorize a Revolving Fund under MGL Chapter 44 Section 53E1/2 To allow the Conservation Commission to set Fees and charges received from the operation of the Jaycox Christmas Tree Farm and to authorize the expenditure in an amount not to exceed \$15,000.00 from said revolving fund to be expended under the direction of the Conservation Administrator for supplies and any needs of the Jaycox Christmas Tree Farm. **Motion carried**

**Article 14- Rescind Debt-**Moved and seconded that the Town vote to rescind the balance of authorized and un-issued debt from:

The March 10, 2001 Special Town Meeting under Article 1 (School Facilities); \$39,436,000 authorized, and \$20,000 to be rescinded.

The 2005 Annual Town Meeting under Article 6 (Department Equipment: Jaws of Life); \$25,000 authorized, and \$100 to be rescinded.

The 2005 Annual Town Meeting under Article 6 (Building Alarms); \$100,000 authorized, \$16,000 to be rescinded.

The March 10, 2007 Special Town Meeting under Article 5 (Seawall Construction); \$350,000 authorized, \$212,000 to be rescinded. **Motion carried to rescind**

**Article 15-Public Safety Buildings-**Moved and seconded that the Town vote to appropriate the sum of \$1,000,000 for Architectural, Engineering, and Design Services, including construction bid documents, for the renovation and improvement or reconstruction of Public Safety Buildings, consisting of a Fire Station and /or Police Station, this sum to be expended under the direction of the Town Manager, and to meet this appropriation, authorize the Treasurer with approval of the Board of Selectmen, to borrow the sum of \$1,000,000 pursuant to Chapter 44 of the MGL or any other enabling authority, and further to authorize the Town Manager to take all necessary actions to carry out this project, this appropriation to be contingent upon approval by Town voters of a ballot question at the Annual Town Election to be held on March 22, 2008, this ballot question to ask the voters to allow the Town to exempt the debt from the provisions of Proposition 2-1/2 so called, the amounts required to pay for the bonds to be issued for said services.

A detailed schematic site design for alternative sites and building sizes be done prior to commencing the preliminary building plan.

1. A motion to divide the question into two sections \$500,000 for Police and \$500,000 for Fire. Failed Yes-144 and No-240

2. An amendment was made: Moved and seconded to amend the article by requesting that a detailed schematic site design for alternative sites and building sizes be done prior to commencing the preliminary building plan. Yes-208 and No-108 Amendment carried (included in the article in the last sentence)

3. Another amendment to reduce the amount to \$750,000. Motion to amend failed.

**2/3 vote required- Main motion, as amended, received a 2/3 vote by count Yes-229 and No-67**

**Meeting recessed at 5:20pm until Monday, this place at 7:30pm**

**Reconvened at 7:30pm Monday, March 10<sup>th</sup> at 7:30pm**

**Article 16- Percy Walker Pool-** Moved and seconded that the Town vote the sum of \$163,000 for Architectural, Engineering, and Design Services, including Construction bid documents, for the renovation and improvement of the Percy Walker Pool, said sum to be expended under the direction of the Town Manager, and to meet said appropriation, authorize the Treasurer with the approval of the Board of Selectmen, to borrow the sum of \$163,000 pursuant to Chapter 44 of the Massachusetts General Laws or any other enabling authority, and further to authorize the Town Manager to take all necessary actions to carry out this project, said appropriation to be contingent upon approval by Town Voters of a Ballot Question at the Annual Town Election to be held on

March 22, 2008, said Ballot Question to ask the voters to allow the Town to exempt the debt from the Provisions of Proposition 2-1/2 so called, the amounts required to pay for bonds to be issued for said services. **2/3 vote required. Motion received the requisite**

**2/3 votes and carried**

**Article 17 CPC-Operating Costs-** Moved and seconded that the Town vote upon recommendation of the Community Preservation Committee, to raise and appropriate the sum of \$80,000 in accordance with Massachusetts General Laws, Chapter 44B, for expenses and charges for the Operation of the Community Preservation Committee, all for the Fiscal Year beginning July 1, 2008 and ending June 30, 2009, said funds to be expended under the direction of the Town Manager. **Motion carried**

**Article 18-CPC Allocations-**Moved and seconded that the Town vote to raise and appropriate, upon recommendation of the Community Preservation Committee, the sum of \$552,000 for the purpose of meeting the requirements of the Community Preservation Act, MGL Chapter 44B, Section 6, for the purposes of Open Space, Community Housing (Affordable) and Historic Resources (Preservation). **Motion carried**

**Article 19- CPC Transfer Unused Funds-**Moved and seconded and carried to indefinitely postpone.

**Article 20-CPC Land Exchange-**Moved and seconded that the Town vote to authorize the Board of Selectmen, under terms and conditions deemed to be in the best interest of the Town, to grant an easement on a portion of a parcel of land, identified on Duxbury, Assessors Map as parcel 020-500-005, currently under the care, custody, and control of the Board of Selectmen, as shown on a Plan of Land on file at the office of the Town Clerk. 2/3 vote required-**Motion received the requisite 2/3 vote and carried**

**Article 21-CPC Tarklin Building-** Moved and seconded that the Town vote to appropriate, upon recommendation of the Community Preservation Committee, the sum of \$1,555,000 for the purpose of Reconstructing and Rehabilitating the Tarklin Community Center located on Summer Street; and to meet said appropriation transfer the sum of \$430,000 from the Community Preservation Fund Historical Reserves and authorize the Treasurer with approval of the Board of Selectmen to borrow the sum of \$1,125,000 pursuant to M.G.L. Chapters 44 and 44B and further to authorize the Town Manager to expend said sums of money from the Community Preservation Fund for the purposes of this Article. 2/3 vote required-Motion for the previous question-Received the requisite 2/3 vote and carried. **Main motion Yes-162 and No-245 motion failed to receive the 2/3 vote and failed to pass.**

**Article 22-CPC Land Purchase-Winter ST. (Berrybrook)-**Moved and seconded that the Town vote to appropriate, upon recommendation of the Community Preservation Committee, the sum of \$2,163,000 to acquire for Conservation purposes, to be under the care and control of the Conservation Commission, with a permanent restriction under MGL Chapter 184, parcels of land, approximately 40.5 acres in area, shown on Plans of Land on file at the office of the Town Clerk, and for costs related thereto and authorize the Board of Selectmen to solicit grants or receive gifts for said purchase and to meet said appropriation to raise and appropriate the sum of \$1,143,000 from estimated Community Preservation Fund Annual Revenue, transfer the sum of \$30,000 from Open Space Reserves of the Community Preservation Fund, and transfer \$990,000 from the FY-07 undesignated Fund Balance of the Community Fund, and further to authorize the Town Manager to expend said sums of money from the Community Preservation Fund for the purposes of this article, and further to authorize the Conservation Commission, under MGL, Chapter 40, Section 8C to manage the properties and to enter in an agreement of up to ten (10) years for management of the Hayfields. **2/3 vote required-Received the requisite 2/3 vote and carried**

**Article 23-CPC Land Purchase-Temple ST. (Crossroads For Kids)-**Moved and seconded that the Town vote to appropriate, upon the recommendation of the Community Preservation Committee, the sum of \$1,040,000 to acquire by purchase and/or by eminent domain, for Conservation and Community Housing purposes, with a permanent restriction under MGL Chapter 184, parcels of land, approximately 106 acres in area, shown on a Plan of Land on file at the office of Town Clerk, with the Conservation Parcel to be under the care and control of the Conservation Commission, and for costs related thereto, and authorize the Board of Selectmen to solicit grants or receive gifts for said purchase and to meet this appropriation to raise and appropriate the sum of \$47,000 from estimated Annual Revenue of the Community Preservation Fund, to transfer the sum of \$368,000 from Open Space Reserves of the Community Preservation Fund, to transfer the sum of \$225,000 from the Community Housing Reserves of the Community Preservation Fund, and to authorize the Treasurer, with

the approval of the Board of Selectmen to borrow the sum of \$400,000 and further to authorize the Town Manager to expend said sums of money from the Community Preservation Fund for the purpose of this article. 2/3 vote required. **Motion received the requisite 2/3 vote and carried**

**Article 24-CPC Land Purchase-Grange (Franklin ST.)-** Moved and seconded that the Town vote to appropriate, upon recommendation of the Community Preservation Committee, the sum of \$70,000 to acquire for Community Housing purposes with a permanent restriction under MGL Chapter 184, a parcel of land, to be held under the care and control of the Board of Selectmen, approximately 0.13 acres in area, identified as parcel 120-441-006 on Duxbury Assessors Maps, and for costs related thereto and to meet said appropriation to transfer the sum of \$70,000 from the Community Housing Reserves of the Community Preservation Fund, and further to authorize the Town Manager to expend said sums of money from the Community Preservation Fund for purposes of this article, and authorize the Board of Selectmen to solicit grants or receive gifts for said purchase, and to authorize the Board of Selectmen to enter into a lease agreement for the property. 2/3 vote required. **Received the requisite 2/3 vote and carried**

**Article 25-Town of Duxbury Affordable Housing Trust-**Moved and seconded that the Town vote to accept:

**Article 25**  
**TOWN OF DUXBURY**  
**AFFORDABLE HOUSING TRUST**

Pursuant to a vote at the Duxbury 2008 Annual Town Meeting and pursuant to the provisions of M.G.L. c. 44 Section 55C adopted at the Duxbury 2008 Annual Town Meeting, the Town of Duxbury hereby establishes the Town of Duxbury Affordable Housing Trust for the benefit of all of the inhabitants of the Town of Duxbury in the manner and under the terms and conditions set forth herein.

**ARTICLE FIRST: Name of the Trust**

The trust shall be called the "Town of Duxbury Affordable Housing Trust", herein referred to as the Trust.

**ARTICLE SECOND: Purpose**

The purpose of the Trust shall be to provide for the preservation and creation of affordable housing in the Town of Duxbury for the benefit of low and moderate income households.

**ARTICLE THIRD: Tenure of Trustees**

There shall be a Board of Trustees consisting of five Trustees who shall be appointed by the Board of Selectmen. One of the Trustees shall be a member of the Board of Selectmen. Only persons who are residents of the Town of Duxbury shall be eligible to hold the office of Trustee. The Chairman of the Town of Duxbury Local Housing Partnership shall be an ex-officio member with no right to vote. Trustees shall serve for a term of two years, except that two of the initial trustee appointments shall be for a term of one year. Trustees may be reappointed by the Board of Selectmen for succeeding terms, and there is no limit on the number of terms which a Trustee can serve. Any Trustee may resign by written instrument signed and acknowledged by such Trustee and duly filed with the Town Clerk. If a Trustee shall die, resign, or for any other reason cease to fulfill the duties of a Trustee hereunder before his/her term of office expires, a successor shall be appointed by the Board of Selectmen to fill the

remainder of the term of such vacancy provided that said appointment and acceptance in writing by the newly appointed Trustee are filed with the Town Clerk. Upon the appointment of any Trustee and the filing of such appointment with the Town Clerk, the title to the Trust estate shall thereupon and without the necessity of any conveyance be vested in such succeeding Trustee jointly with the remaining Trustees. Reference to the Trustee shall mean the Trustee or Trustees for the time being hereunder. Trustees may be removed at any time for cause by a majority vote of the Board of Selectmen following a properly noticed public hearing. Cause shall include, but not be limited to, violation of any local, state or federal law; non-participation in business of the Trust; incapacity to perform the duties of a Trustee; acts of the Trustee, that in the opinion of the Board of Selectmen, are grossly negligent or detrimental to the Town of Duxbury or the Trust.

#### ARTICLE FOURTH: Meetings of the Trust

The Trust shall meet at least quarterly at such time and at such place as the Trustees shall determine. Notice of all meetings of the Trust shall be given in accordance with the provisions of the Open Meeting Law, G.L. Chapter 39, Sections 23A, 23B and 23C. A quorum at any meeting shall be a majority of the Trustees qualified and present in person. Minutes of all meetings shall be recorded and filed with the Town Clerk in accordance with the provisions of the Open Meeting Law, M.G.L. Chapter 39, Sections 23A, 23B and 23C.

#### ARTICLE FIFTH: Powers of Trustees

The Powers of the Trust, shall be the following, except that any purchase, sale, lease, exchange, transfer or conveyance of any interest in real property is subject to a two-thirds (2/3rds) vote of the Trustees:

(1) to accept and receive property, whether real or personal, by gift, grant, devise, or transfer from any person, firm, corporation or other public or private entity, including without limitation grants of funds or other property tendered to the trust in connection with provisions of any zoning ordinance or by-law or any other ordinance or by-law;

(2) to purchase and retain real or personal property, including without restriction investments that yield a high rate of income or no income;

(3) to sell, lease, exchange, transfer or convey any personal, mixed or real property at public auction or by private contract for such consideration and on such terms as to credit or otherwise and to make such contracts and enter into such undertakings relative to trust property as the Trust deems advisable notwithstanding the length of any such lease or contract;

(4) to execute, acknowledge and deliver deeds, assignments, transfers, pledges, leases, covenants, contracts, promissory notes, releases and other instruments sealed or unsealed, necessary, proper or incident to any transaction in which the Board engages for the accomplishment of the purposes of the Trust;

(5) to employ advisors and agents, such as accountants, appraisers and lawyers as the Trust deems necessary;

(6) to pay reasonable compensation and expenses to all advisors and agents as the Trust deems advisable;

(7) to apportion receipts and charges between incomes and principal as the Trust deems advisable, to amortize premiums and establish sinking funds for such purpose and to create reserves for depreciation, depletion or otherwise;

(8) to participate in any reorganization, recapitalization, merger or similar transactions; and to give proxies or powers of attorney with or without power of substitution to vote any securities or certificates of interest and to consent to any contract, lease, mortgage, purchase or sale of property, by or between any corporation and any other corporation or person;

(9) to deposit any security with any protective reorganization committee and to delegate to such committee such powers and authority with relation thereto as the Trust may deem proper and to pay out of Trust property, such portion of expenses and compensation of such committee as the Trust may deem necessary and appropriate;

(10) to carry property for accounting purposes other than acquisition date values;

(11) to make distributions or divisions of principal in kind;

(12) to comprise, attribute, defend, enforce, release, settle or otherwise adjust claims in favor or against the Trust, including claims for taxes and to accept any property, either in total or partial satisfaction of any indebtedness or other obligation and subject to the provisions of state statutes, to continue to hold the same for such period of time as the Trust may deem appropriate;

(13) to manage or improve real property and to abandon any property which the Trust determines not to be worth retaining;

(14) to hold all or part of the Trust property uninvested for such purposes and for such time as the Trust may deem appropriate; and

(15) to extend the time for payment of any obligation to the Trust.

#### ARTICLE SIXTH: Funds Paid to the Trust

Notwithstanding any general or special law to the contrary, all monies paid to the Trust in accordance with any Town of Duxbury zoning by-law, exaction fee, or private contribution shall be paid directly into the Trust and need not be appropriated or accepted and approved into the Trust.

Funds appropriated by the Town of Duxbury Town Meeting for payment into the Trust become Trust property and these funds need not be further appropriated to be expended except as set forth in Article Fifth herein. All monies remaining in the Trust at the end of any fiscal year, whether or not expended by the Trust, remain Trust property. The Trust shall comply with any conditions stipulated in the article's motion for monies appropriated by the Duxbury Town Meeting.

#### ARTICLE SEVENTH: Acts of Trustees

A majority of Trustees may exercise any or all of the powers of the Trustees hereunder, unless otherwise provided, and may execute on behalf of the Trustees any and all instruments with the same effect as though executed by all the Trustees. No Trustee shall be required to give bond. No license of court shall be required to confirm the validity of any transaction entered into by the Trustees with respect to the Trust Estate. Any expenditures by the trust to any one party in a cumulative amount exceeding \$100,000.00 or donations to any charitable organization by the Trust shall also be approved by the Board of Selectmen prior to finalizing the transaction.

#### ARTICLE EIGHTH: Liability

Neither the Trustees nor any agent or officer of the Trust shall have the authority to bind the Town of Duxbury, except in the manner specifically authorized herein. The Trust is a public employer and the



Trustees are public employees for the purposes of M.G.L. Chapter 268A. The Trust shall be deemed a municipal agency and the Trustees special municipal employees for the purposes of M.G.L. Chapter 268A.

**ARTICLE NINTH: Taxes**

The Trust is exempt from M.G.L. Chapter 59 and 62, and from any other provisions concerning payment of taxes based upon or measured by property or income imposed by the Commonwealth or any subdivision thereto.

**ARTICLE TENTH: Custodian of Funds**

The Town of Duxbury Treasurer shall be the custodian of the funds of the Trust. The books and records of the Trust shall be audited annually by the Town of Duxbury's auditor in accordance with accepted accounting practices for municipalities. Costs associated with the independent audit shall be born by the Trust.

**ARTICLE ELEVENTH: Governmental Body**

The Trust is a governmental body for purposes of Sections 23A, 23B and 23C of M.G.L. Chapter 39.

**ARTICLE TWELFTH: Board of the Town**

The Trust is a Board of the Town for purposes of M.G.L. Chapter 30B and Section 15A of M.G.L. Chapter 40; but agreements and conveyances between the Trust and agencies, boards, commissions, authorities, departments and public instrumentalities of the town shall be exempt from said Chapter 30B.

**ARTICLE THIRTEENTH: Duration of the Trust**

This Trust shall be of indefinite duration until terminated by a vote of the Duxbury Town Meeting. Upon termination of the Trust, subject to the payment of or making provisions for the payment of all obligations and liabilities of the Trust and the Trustees, the net assets of the Trust shall be transferred to the Town of Duxbury and held by the Board of Selectmen for affordable housing purposes. In making any such distribution, the Trustees may, subject to the approval of the Board of Selectmen, sell all or any portion of the Trust property and distribute the net proceeds thereof to the Town of Duxbury. The powers of the Trustees shall continue until the affairs of the Trust are concluded. Once the Duxbury Town Meeting has voted to terminate the Trust, all financial transactions made on behalf of the Trust shall be approved by the Board of Selectmen.

**ARTICLE FOURTEENTH: Registry of Deeds**

The Board of Selectmen may authorize the Trustees to execute, deliver and record with the Registry of Deeds any documents required for any conveyance authorized hereunder.

**ARTICLE FIFTEENTH: Titles**

The titles to the various Articles herein are for convenience only and are not to be considered part of said Articles nor shall they affect the meaning or the language of any such Article.

**ARTICLE SIXTEENTH: Compensation of Trustees**

Trustees shall not receive a salary, stipend, bonus or other means of compensation for their service as a Trustee, nor shall they be eligible for any benefits from the Town of Duxbury. Trustees may be compensated for reasonable out-of-pocket expenses for travel and other Trust-related expenses. All such out-of-pocket expenses shall be fully documented with receipts for expenses prior to payment by the Trust.

**ARTICLE SEVENTEENTH: Amendments**

The provisions of this Trust can only be amended by a vote of the Duxbury Town Meeting.

**ARTICLE EIGHTEENTH: Conflicts of Interest**

The Trust shall be considered a public employer and the Trustees shall be subject to the conflict of interest provisions of M.G.L. Chapter 268A.

**ARTICLE NINETEENTH: Trustee Agreements**

Trustees will be required to execute an agreement with the Trust at the time of their appointment by the Board of Selectmen outlining their roles and responsibilities in accordance with the provisions of this Trust. Such form of agreement shall be developed by the Board of Selectmen and approved as to form by the Duxbury Town Counsel.

**ARTICLE TWENTIETH: Annual Report**

The Trustees shall prepare an annual report describing the activities of the Trust on a fiscal year basis beginning on July 1 and ending on June 30. The annual report shall be submitted to the Duxbury Board of Selectmen by August 1 of each year. The annual report shall list all financial transactions conducted by the Trust including all revenues and costs, provide a balance sheet of liabilities and assets of the Trust, list an inventory of all affordable housing units created, sold, and or managed by the Trust, and any other pertinent information related to the business of the Trust. Twenty copies hard copies and an electronic copy of the annual report shall be submitted to the Board of Selectmen. **Motion carried**

**Article 26-CPC-Fund Housing Assistance Program**-Moved and seconded the Town vote to appropriate, upon the recommendation of the Community Preservation Committee, the sum of \$500,000 to fund a Housing Assistance Program as established by the Board of Selectmen and to meet this appropriation to transfer the sum of \$500,000 from the Community Housing Reserves of the Community Preservation Fund, and further to authorize the Town Manager to expend said sums of money from the Community Preservation Fund for the purposes of this article. **Motion carried**

**Article 27- Housing Trust Allocation Plan**-Moved and seconded that the Town vote to adopt a Plan for relocation of the resources of the Duxbury Affordable Housing Trust for Fiscal Year 2009 as set forth under Article 27 of the warrant, with the following change: that the word "Fund" follows the words, "Duxbury Affordable Housing Trust" in the first sentence of the Article:

The Town will adopt a Plan for the Allocation of the Resources of the **Duxbury Affordable Housing Trust Fund** for Fiscal Year 2009 in accordance with the provisions of Chapter 112 of the Acts of 2005. The Provisions of this Allocation Plan are as follows:

**A. First Time Homeownership Program**

1. Provide low-interest loans or deferred payment loans to assist low income homebuyers to purchase a home in the town of Duxbury.
2. Purchase rights of first refusal to acquire existing dwelling units for sale to low income households.

## **B. Conversion of Existing Properties**

1. Acquire and rehabilitate or redevelop existing residential units for purchase or rental by low income home buyers or tenants.

2. Acquire, redevelop or convert existing non-residential structures for low income housing purchasers or tenants.

## **C. Develop New Affordable Housing Units**

1. Acquire and/or construct new residential units for purchase or rental by low income home buyers or tenants.

**Motion carried**

**Article 28-South Shore Recycling Cooperative**-Moved and seconded that the Town vote to authorize the Board of Selectmen to enter into a five-year extension of the Inter-Municipal agreement relative to the South Shore Recycling Cooperative, effective July 1, 2008, on terms and conditions deemed to be in the best interests of the Town.

**Motion carried**

**Article 29-Right-To-Farm Bylaw**-Moved and seconded that the Town vote to amend the General Bylaws of the Town by adding the following new Chapter 11 entitled, "Right to Farm Bylaw":

## **RIGHT TO FARM BYLAW**

### **Section 1: Purpose and Intent**

The Town of Duxbury finds that farming is an essential and valued activity, which provides fresh food, clean air, economic diversity, local employment, and open spaces to all the citizens of the town. This by-law is intended to encourage the pursuit of agriculture, promote agricultural-based economic and employment opportunities, and protect farmland within the Town of Duxbury.

The purpose and intent of this by-law is to allow agricultural uses and related activities to function in harmony with the community, Town agencies, and others. This By-law shall apply to all jurisdictional areas within the Town.

This by-law re-states with emphasis the Right to Farm accorded to all citizens of the Commonwealth of Massachusetts as stated under the Constitution and General Laws and Regulations, including but not limited to Article 97, of the Constitution, Massachusetts General Laws Chapter 40A, Section 3, Paragraph 1; (The Zoning Act) Chapter 90, Section 9, Chapter 111, Section 125A and Chapter 128 Section 1A.

### **Section 2: Definitions**

**Farm:** Any parcel or parcels of land, or water bodies, used for the purpose of commercial or private agriculture, or accessory thereto.

**“Farming” or “Agriculture” or their derivatives** shall include, but not be limited to commercial and private pursuit of the following:

- Farming in all its branches and the cultivation and tillage of the soil;
- Production, cultivation, growing, and harvesting of any agricultural, aquaculture, floriculture, viticulture, or horticultural commodities including orchards;
- Growing and harvesting of forest products, including the production of maple syrup and other related forestry or lumbering operations;
- Breeding, raising, keeping, dairying, and/or selling of livestock, e.g. cattle, sheep, swine, goats, llamas, and alpacas;
- Breeding, raising, keeping, and/or selling horses; e.g. boarding, training, or as an adjunct to farming;
- Breeding, raising, keeping, and/or selling poultry, owls, rabbits, bees, fur-bearing animals and other domesticated animals for food, fiber, fur or other agricultural purposes.

**“Farming”** shall encompass activities including, but not limited to, the following:

- Operation and transportation of slow-moving farm equipment over roads with the Town;
- Control of pests, including but not limited to, insects, weeds, predators, and disease organism of plants and animals under generally accepted management practices;
- Application and storage of manure, pesticides, and fertilizers under generally accepted management practices;
- Conducting agriculture-related educational and farm-based recreational activities, including agri-tourism, provided that the activities are related to marketing and agricultural output or services of the farm;
- Processing and packaging of the agricultural output of the farm and the operation of a farmer’s market or farm stand including signage thereto.
- Maintenance, repair, or storage of farm equipment, or apparatus owned or leased by the farm owner or manager used expressly for the purpose of propagation, processing, management, or sale of the agricultural products;
- On-farm relocation of earth or sale of material and the clearing of ground for farming operations;
- Constructing and maintaining farm buildings used for shelter, feed, and storage;
- Maintaining drainage or irrigation ditches; picking stone; constructing, repairing, or maintaining fences; and clearing, renovating and maintaining pastures.

### **Section 3: Right to Farm Declaration**

The Right to Farm is hereby recognized to exist within the Town of Duxbury. The above-described agricultural activities may occur on holidays, weekdays, and weekends; by night or day and shall include the attendant incidental noise, odors, dust, and fumes associated with normally accepted agricultural practices. It is hereby determined that whatever impact may be caused to others through the normal practices of agriculture is more than offset by the benefits of farming to the neighborhood, community, and society in general. The benefits and protections of this By-law are intended to apply to those commercial and private agricultural

and farming operations and activities conducted in accordance with generally accepted agricultural practices. For any agricultural practice, in determining the reasonableness of the time, place, and methodology of such practice, consideration shall be given to both traditional customs and procedures as well as to new practices and innovations. Moreover, nothing in this Right to Farm By-law shall be deemed as acquiring any interest in land, or as imposing any land use regulation, which is properly the subject of state statute, regulation, local zoning law, and local Board of Health rules and regulations.

#### **Section 4: Disclosure Notification**

In order to ensure that prospective owners and prospective tenants are aware of the policy of the Town of Duxbury expressed in this By-law regarding agricultural uses, the following notification shall be prominently posted in the Duxbury Town Hall, Duxbury Free Library, and on the Town of Duxbury website within 30 days of this bylaw becoming effective. In addition, the notification language required by this section shall appear each year in the Town's Annual Report.

*It is the policy of this community to conserve, protect, and encourage the maintenance and improvement of agricultural land for the production of food and other agricultural products, and for its natural and ecological value. This disclosure notification is to inform buyers or occupants that the property they are about to acquire or occupy lies within a community where farming activities occur and are encouraged. Such farming activities may include, but are not limited to, activities that cause noise, dust, and odors. Buyers and occupants are informed that any property within the Town of Duxbury may be impacted by commercial agricultural and farming activities.*

Property owners should make efforts to inform prospective tenants or buyers that Duxbury is a Right to Farm community.

#### **Section 5: Resolution of Disputes**

Any person having a complaint about a farm activity or practice is encouraged to seek an amicable resolution to the complaint, including talking directly with the involved farmer.

Any person who seeks to complain about the operation of a farm may, notwithstanding pursuing any other available remedy, file a grievance with the Board of Selectmen, the Zoning Enforcement Officer, or the Board of Health, depending upon the nature of the grievance. The filing of the grievance does not suspend the time within which to pursue any other available remedies that the aggrieved may have. The Zoning Enforcement Officer or Board of Selectmen may forward a copy of the grievance of the Agricultural Commission or its agent, which shall review and facilitate the resolution of the grievance, and report its recommendations to the referring Town authority within sixty days.

The Board of Health shall forward a copy of the grievance to the Agricultural Commission or its agent, which shall review and facilitate the resolution of the grievance, and report on its recommendations to the Board of Health within an agreed upon time frame.

## **Section 6: Severability Clause**

If any part of this By-law is for any reason held to be unconstitutional or invalid, such decision shall not affect the remainder of this By-law. The Town of Duxbury hereby declares the provisions of this By-law to be severable.

An amendment was made to add the words “and the rules and regulations of the Board of Health.” Be added the Section 3 and to the end of the last sentence. This has been added to the text above in Article 28. Amendment carried -Yes 100 and No-62

An amendment was made to add in Section 2 “Any parcel of land five (5) acres or more”

Amendment failed -Yes-71 and No-102

An amendment to move the previous question .2/3 vote required –Received the requisite 2/3 vote and carried.

### **Main motion, as amended, carried Yes-103 and No-89**

**Article 30- Land Gift-**Moved and seconded that the Town vote to accept a gift of land located on Lincoln Street and consisting of approximately 2.34 acres in area, identified as parcel 070-031-000 as shown on Duxbury’s Assessors record, a copy of which is on file at the office of the Town Clerk, currently owned by the Natalie S. Goodrich Realty Trust and the Anderson /Youse Nominee Trust, on terms and conditions deemed by the Board of Selectmen to be in the best interest of the Town. **2/3 vote required-Received the requisite 2/3 vote and carried.**

**Article 31-North Hill Golf Course-**Moved and seconded that the Town vote to authorize the Town Manager to issue a request for proposals and enter into a lease of the North Hill Golf Course on terms and conditions deemed to be in the best interest of the Town. **2/3 vote required. Received the requisite 2/3 vote and carried.**

**Article 32-Affordable Housing Bylaw-**Moved and seconded that the Town vote to accept the new language as written and amend the Duxbury Protective Bylaw under Article 500 by adding the following new Section 570 as written:

### **570 AFFORDABLE HOUSING:**

#### **570.1 Purpose**

To facilitate affordable housing development on qualified pre-existing non-conforming lots as defined in this Bylaw. The intent of this section is to provide a mechanism for the construction of affordable housing units to satisfy the needs of the present and future inhabitants of Duxbury of low and moderate income. The Planning Board is designated as the Special Permit Granting Authority (SPGA) for purposes of this Bylaw and may grant a special permit for the specific and sole purpose of constructing an Affordable Housing dwelling pursuant to this section of this Bylaw.

## **570.2 Definitions**

1. Affordable Housing Unit: See Section 560.2.1
2. Low and Moderate Income Household: A household income not exceeding eighty percent (80%) of the median household income, adjusted for household size, in the metropolitan or non-metropolitan statistical area that includes the Town of Duxbury, as determined annually by the U.S. Department of Housing and Urban Development (HUD).
3. Median Household Income: The median household income for the metropolitan or non-metropolitan statistical area that includes the Town of Duxbury, as determined annually by the U.S. Department of Housing and Urban Development (HUD).
4. Qualified Affordable Housing Unit Purchaser: See Section 560.2.2.
5. Use Restriction: A deed restriction or other legal instrument recorded in the Plymouth County Registry of Deeds or land court registry district which effectively restricts the occupancy of an affordable housing unit to households of low and moderate income during the term of affordability. Selection of eligible tenant/owners shall be made in a fair and reasonable manner in compliance with any and all applicable fair housing and antidiscrimination laws.
6. Upland Area: All lands not defined herein as wetlands.
7. Floor Area Ratio (FAR): Gross floor area of all buildings on the lot measured in square feet, divided by the total square footage of the entire lot.
8. Vacant Lot: A lot absent of any man-made structure above the surface.
9. Appraised Value – An opinion of value developed by a Massachusetts licensed real estate appraiser that conforms to the Uniform Standards of Professional Appraisal Practice (USPAP).
10. Effective Date – March 8, 2008.

## **570.3 Special Permit Criteria for Eligible Lots**

The Planning Board, as the Special Permit Granting Authority (SPGA) under this section of the Bylaw, may grant a special permit to allow construction of an Affordable Single Family Housing Unit on an eligible parcel of land in the Residential Compatibility (RC) and Planned Development (PD) Zoning Districts that meets the following criteria:

1. Pre-Existing Lot: Eligible parcels must have existed as a separate lot of record prior to the effective date of this Bylaw (the "Effective Date"). No landowner shall be eligible for more than one (1) affordable housing unit lot from a single parcel of land, or from adjoining parcels of land in common ownership, based on the ownership status of the land as determined by instruments and plans on file at the Plymouth County Registry of Deeds as of the Effective Date. No affordable housing unit lot shall be further divided. The Planning Board shall note such

limitations, with a description of the land affected by such limitations, in its written decision.

2. Existing Ownership and Use: Eligible lots must be in private ownership and vacant prior to and following the Effective Date. Eligible lots may also be owned by the Duxbury Affordable Housing Trust and/or any other non-profit housing entity.
3. Dimensional Characteristics: Eligible lots must meet the dimensional characteristics prior to the Effective Date:
  - a. Lot Area: Minimum 10,000 square feet of upland area.
  - b. Continuous Frontage: 25 feet on a public road.
  - c. Lot Shape: See Section 570.3.13 below.
4. Setbacks: All structures must be set back 30 feet from all front, side and rear property lines.
5. Access: The applicant shall provide for safe access for public safety vehicles and personnel to the dwelling unit to be constructed on the lot, and the intersection of such access driveway to the public way shall be placed across the frontage in the best location available to the applicant.
6. Dwelling Unit Size and Coverage: The size of a dwelling unit and number of bedrooms in the Aquifer Protection Overlay District (APOD) zone shall meet the requirements of Section 406 herein.
7. Floor Area Ratio: The maximum floor area ratio (FAR) of the dwelling shall not exceed 0.15 up to a maximum of 2,500 square feet per dwelling unit. Future additions or alterations that would exceed the 2,500 square feet maximum floor area ratio are prohibited once a special permit has been issued.
8. Minimum and Maximum and Dwelling Unit Size - Each Affordable Housing Unit shall contain a minimum area of 700 square feet with one bedroom; a minimum area of 850 square feet with two bedrooms; a minimum area of 1,200 square feet with three bedrooms; or a minimum area of 1,400 square feet with four bedrooms or more. The maximum dwelling unit size shall not exceed the FAR.
9. Utilities: All utilities shall be installed underground.
10. Purchase or Rent: The Affordable Housing Unit permitted by this section shall be restricted for purchase or rent by only low and moderate households, in accordance with the standards set forth in this section.
11. Parking – All private parking areas shall be contained entirely on the property.
12. Plans: The applicant shall submit, along with the special permit application, a surveyed site plan depicting the proposed affordable housing unit and lot layout. The plan shall be prepared by a registered land surveyor, and shall be in such form as will be required for recording with the Registry of Deeds or filing with the Land Court.



13. Control of Substantially Irregular Lot Shape - No lot shall be created which is substantially irregular in shape. For the purposes of this section, a lot is "substantially irregular" if it has a regularity factor which is less than 0.4 as determined by the following formula:  $r = 16A/P^2$  where  $r$  = regularity factor;  $A$  = area of the lot (in square feet); and  $P$  = perimeter of the lot (in feet). Lots less than 0.4 by the applied formula shall be considered ineligible for the purposes of this Bylaw. (See Figure 1 below).
14. Other Requirements: All other requirements of Article 500 and the remainder of this Bylaw shall remain applicable and in full force and effect.

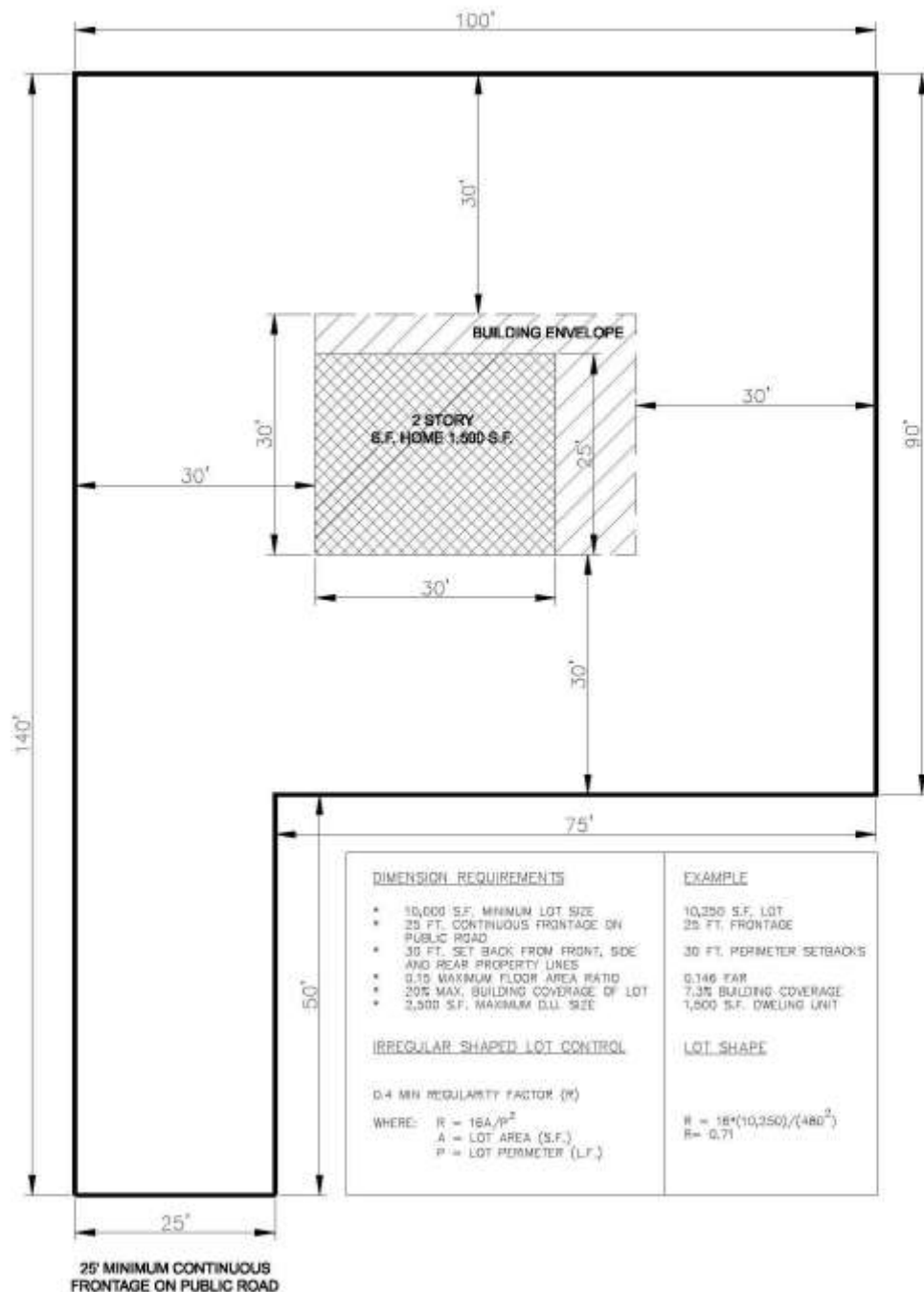
#### **570.4 Use Restrictions**

Any affordable housing unit created under this section shall be subject to a use restriction/regulatory agreement on the lot conforming to the following criteria:

1. The restriction shall be assured in perpetuity or for the longest period of time allowed by applicable law.
2. The restriction shall be recorded as a condition of deed or mortgage.
3. The restriction shall have a legal mechanism for compliance that occurs without Town intervention in any form or manner.
4. The restriction shall include a process for verification of compliance.
5. The restriction shall ensure that the affordable housing unit may only be sold to Qualified Affordable Housing Unit Purchasers at an affordable price, or leased to Qualified Affordable Housing Unit Renters at affordable rents, subject to Section 570.6.3 herein.
6. The restriction shall provide that the affordable housing unit must be sold or rented on a fair and open basis.

For purposes of this bylaw, the Town of Duxbury either through the Duxbury Housing Authority or any designee established by the Town, agrees to perform the duties of Monitoring Agent and to adhere to the responsibilities as defined in the Monitoring and Marketing Agreement entered into between the Town and the applicant.

# **EXAMPLE OF ELIGIBLE LOT FOR AFFORDABLE HOUSING UNIT**



### **570.5 Maximum Incomes and Selling Prices: Initial Sale**

1. Proof of Income Eligibility: To ensure that only eligible households may purchase affordable housing units pursuant to this Bylaw, the purchaser of an affordable housing unit shall be required to submit copies of the last three years' federal and state income tax returns and certify, in writing and prior to transfer of title, to the developer of the housing units or his/her/their agent, and within thirty (30) days following transfer of title, to the local housing trust, community development corporation, housing authority or other agency as established by the Town, that his/her or their family's annual income level does not exceed the maximum level as established by the Commonwealth's Department of Housing and Community Development, and as may be revised from time to time.
2. Maximum Housing Cost: The maximum housing cost for affordable units created under this Bylaw is as established by the Commonwealth's Department of Housing and Community Development, Local Initiative Program, as may be revised from time to time, or as revised from time to time by the Town.

### **570.6 Preservation of Affordability; Restrictions on Resale**

1. Preservation of Affordability: Each affordable unit created in accordance with this Bylaw shall have limitations governing its resale. The purpose of these limitations is to preserve the long-term affordability of the unit and to ensure its continued availability for affordable income households. The resale controls shall be established through a use restriction on the property pursuant to Section 570.4 above and shall be in full force and effect in perpetuity or the longest period of time allowed by applicable law.
2. Resale Price: Sales beyond the initial sale to a qualified affordable income purchaser shall include the initial discount sale price not to exceed ninety percent (90%) of the property's appraised value (as defined under Section 570.1 above) at the time of sale. This percentage shall be recorded as part of the restriction on the property pursuant to Section 570.4 above.
3. Right of First Refusal to Purchase: The purchaser of an affordable housing unit developed as a result of this Bylaw shall agree to execute a deed rider approved by the Town, consistent with model riders prepared by Department of Housing and Community Development, granting, among other things, the Town of Duxbury or the Duxbury Affordable Housing Trust the right of first refusal to purchase the property in the event that a subsequent qualified purchaser cannot be located.
4. Deed Restrictions: The Planning Board shall require, as a condition for a special permit under this Bylaw, that the applicant comply with the mandatory set-asides and accompanying restrictions on affordability, including the execution of a regulatory agreement pursuant to Section 570.4 above. The Building Commissioner/Inspector shall not issue a building permit for any affordable unit until the regulatory agreement is recorded.

### **570.7 Conflict with Other Bylaws**

The provisions of this Bylaw shall be considered supplemental of existing zoning bylaws. To the extent that a conflict exists between this Bylaw and others, the more restrictive bylaw, or provisions therein, shall apply.

### **570.8 Review by Special Permit Granting Authority**

Prior to granting a special permit for an affordable housing unit under this section, the Planning Board must make the following findings:

1. The proposed affordable housing unit will be in harmony with the general purpose and intent of the Bylaws;
2. The increase in density resulting from the grant of a special permit will not adversely affect the surrounding neighborhood
3. The placement of a new single family housing unit on the non-conforming lot can be accomplished without jeopardizing public health or safety, and without detriment to the environment: and
4. In determining whether or not to grant a special permit for development of an affordable housing unit lot, and in determining what conditions, if any, to impose on such a special permit, the Planning Board may consider, among other things, circumstances related to soil conditions, topography, lot history, wetlands, proposed building locations, and public safety and convenience.

### **570.9 Severability**

If any provision of this Bylaw is held invalid by a court of competent jurisdiction, the remainder of this Bylaw shall remain in full force and effect.

**2/3 vote required-Received the requisite 2/3 vote and carried**

**Article 33-Fees in lieu of Affordable Units**-Moved and seconded that the Town vote to amend the Duxbury Protective Bylaw under Article 500, Section 560.11 as follows: (Deletions from the original text are shown with strike through format. Additions to the original text are shown in bold italicized print).

#### **560.11**

As an alternative to Section 560.5 (a) through (c), an applicant may contribute a cash payment to the Affordable Housing Trust Fund, to be used for the development of affordable housing by the Town or its designees, in lieu of constructing and offering affordable units within the locus of the proposed development or off-site.

1. Calculation of fees-in-lieu of units. The applicant for development subject to this Bylaw may pay a fee in lieu of the construction of affordable units. For each affordable unit not constructed or provided through one or a combination of the methods specified in 560.5 (a) through (c), the fee shall be an amount equal to the difference between the median sale price for new single-family homes built in Duxbury during the preceding three fiscal years, as

determined and reported by the Board of Assessors, and the purchase price of a home that is affordable to a qualified purchaser.

- a) For developments of multi-family condominiums, the Planning Board may substitute the median sale price for new condominiums built in Duxbury during the preceding three fiscal years for the median sale price of new single-family homes.
- b) The methodology used to determine an affordable purchase price shall comply with Local Initiative Program guidelines in effect at the time of application for a special permit.
- c) The assumptions used to determine an affordable purchase price, including but not limited to minimum down payment, mortgage interest rate, term, closing and other costs shall be consistent with first-time homebuyer mortgage products available from commercial lending institutions located in or serving Duxbury at the time of application for a special permit, all in accordance with the Inclusionary Housing Submission Requirements and Procedures Manual adopted by the Planning Board and filed with the Town Clerk.
- c) Upon adoption of this bylaw by town meeting, the Planning Board shall prepare and adopt an Inclusionary Housing Submission Requirements and Procedures Manual after holding a public hearing on same.

2. Schedule in lieu of construction shall be paid to the Affordable Housing Trust Fund by the applicant at the time of application for building permits, according to the applicant's choice of one of the two following payment schedules:

- a) A lump sum total payment submitted with the initial building permit application in the amount calculated in accordance with Section 560.11 and established with the Planning Department;

or

- b) A prorated payment calculated in accordance with Section 560.11 and divided as equal per unit established by the Planning Department, initiated with the first building permit application and paid in full with the filing of the building permit application representing the project's eighty percent (80%) completion.

2/3 vote required. **Received the requisite 2/3 vote and carried**

**Article 34-Surveyor Requirement**-Moved, seconded and carried to indefinitely postpone.

**Article 35- Parking Design Standards**-Moved, seconded and carried to indefinitely postpone.

**Article 36-Citizen's Petition**-Moved, seconded and carried to indefinitely postpone.

**Article 37-Sale Town Owned Land**-Moved, seconded and carried to indefinitely postpone.

**Article 38-Citizen's Petition-Pay- As You-Throw**-Moved and seconded that the Town vote to direct the Selectmen to stay implementation of the Pay- As-You-Throw trash disposal program, scheduled to take effect on April 1, 2008, until such time as the issue has been presented to Town Meeting for consideration.

Motion to move the question vote required. 2/3-Received the requisite 2/3 vote and carried.

**Main motion failed.**

**Article 39-N-Star Easement**-Moved and seconded that the Town vote to authorize the Selectmen to grant N-star Electric Company, its successors and assigns, or any licensee from it, (hereinafter called the Grantee) the perpetual right and easement to locate, erect, install, maintain, inspect, repair, replace, extend or remove one or more lines for the transmission and/or distribution of intelligence by electricity or otherwise, and all necessary and proper wires, cables, conduits, conductors, transformers, poles, crossarms, guys, braces, anchors and supports, deemed necessary for the purposes specified above, under, above, upon and over that certain parcel of Town owned land namely:

Being shown as a lot on Church Street on a plan entitled: "Plan of Land in Duxbury, Mass, dated May 24, 1978 Whitman & Howard Inc. Engineers and Architects" which Plan is on file with the Office of the Town Clerk, to provide permanent rights for N-Star Electric Company.

2/3 vote required-**Received the requisite 2/3 vote and carried**

**Article 40-Compensation from Entergy**-Pilgrim Nuclear Power Station is licenses to operate until 2012. Pilgrim NPS has applied to extend its operations to 2032; and, irrespective of when operations cease, highly toxic spent fuel assemblies will be stored on site for the indefinite future requiring emergency preparedness and response in the event of a nuclear disaster.

Pilgrim NPS adds substantial additional expenses to our emergency planning requirements; and those expenses should be compensated by the licensee, Entergy. Therefore the Town of Duxbury is directed to negotiate with Entergy, and examine all other means, to assure proper compensation so that responsible Town Departments are able to provide reasonable assurance that our citizens will be protected in a radiological disaster. Current equipment needs include, but are not limited to; Emergency Management Agency -Replace or refurbish EOC; electronic message boards, trailer mounted for traffic; four wheel drive vehicle; weather monitoring station; 2 portable lighting units on trailers; filtration masks for shelters

Fire Department - Replace Station One Radio System; (5) truck mounted radiological monitors; 22' Boat with Motor. DPW - 12 Portable Radios High Band 24 Saw Horses; Police Department - 68 Portable Radios Narrow Band Technology; 50 traffic cones; Incident Command mapping software and hard copy maps. Harbormaster - GPS Marine Navigational System; Marine radar 16 mile; 3 Portable radios; Marine boat motor 130 HP; School Department - 12 Portable radios. The Clerk of Duxbury shall forward the text of this Article to the U.S. Nuclear Regulatory Commission; The Honorable Deval Patrick, Governor of the Commonwealth; Secretary Kevin Burke, Executive Office Public Safety; Joint Committee on Public Safety and Homeland Security, Massachusetts Legislature; Senator Robert Hedlund; Representatives Thomas Calter and Daniel Webster; and Entergy Corp., so that the intent of the Citizens of Duxbury is widely known. **Motion carried**

**Article 41- Use of the Stabilization Fund**-Moved, seconded and carried to indefinitely postpone

**Article 42-Use Free Cash To Reduce The Tax Rate**-Moved and seconded that the Town vote to use Free Cash in the amount of \$1,922,114 to reduce the Tax Rate.

**Motion carried**

Moved, seconded and carried to adjourn sine die at 9:55pm on Tuesday,  
March 11, 2008

I hereby certify the funds voted at the ATM and the methods for achieving them. The Meeting was held on March 8<sup>th</sup> and continued on the evening of March 10<sup>th</sup> and 11<sup>th</sup> where was adjourned sine die at 10pm all at the Duxbury Performing Arts Center, Duxbury, MA

<b><u>Total Appropriation-</u></b>	<b><u>\$66,820,120</u></b>
Tax Levy	57,014,430
Other Available Funds	5,570,627
Free Cash	179,949
Free Cash to reduce Tax levy	1,922,114
Borrowing	2,133,000

Respectfully submitted,  
Nancy M. Oates  
Duxbury Town Clerk

**ANNUAL TOWN ELECTION  
DUXBURY MIDDLE SCHOOL GYM  
SATURDAY, MARCH 22, 2008**

<b>Selectman-one for three years</b>	<b>Pr. 1</b>	<b>Pr. 2</b>	<b>Pr. 3</b>	<b>Pr. 4</b>	<b>Pr. 5</b>	<b>Pr. 6</b>	<b>Total</b>
<b>Elizabeth H. Sullivan</b>	<b>227</b>	<b>365</b>	<b>237</b>	<b>194</b>	<b>195</b>	<b>179</b>	<b>1397</b>
<b>Niamh F. O'Byrne</b>	151	167	175	118	147	100	858
<b>Write-in</b>	0	0	1	2	0	0	3
<b>Blanks</b>	14	17	24	23	25	17	123
<b>Assessor-one for three years</b>							
<b>June E. Albritton</b>	<b>306</b>	<b>429</b>	<b>335</b>	<b>250</b>	<b>260</b>	<b>217</b>	<b>1797</b>
<b>Write-in</b>	3	4	5	0	1	0	13
<b>Blanks</b>	83	116	97	87	106	79	571
<b>Moderator-one for one year</b>							
<b>Allen M. Bornheimer</b>	<b>329</b>	<b>449</b>	<b>344</b>	<b>265</b>	<b>276</b>	<b>230</b>	<b>1893</b>
<b>Write-in</b>	1	4	4	3	1	3	16
<b>Blanks</b>	62	96	89	69	90	63	472
<b>Planning Board-two for five years</b>							
<b>Harold F. Moody, Jr</b>	<b>255</b>	<b>333</b>	<b>280</b>	<b>221</b>	<b>250</b>	<b>201</b>	<b>1539</b>
<b>Cynthia Ladd Fiorini</b>	<b>258</b>	<b>355</b>	<b>254</b>	<b>200</b>	<b>225</b>	<b>174</b>	<b>1465</b>
<b>Write-in</b>	0	2	4	2	1	2	11
<b>Write-in</b>	0	0	0	0	0	0	0
<b>Blanks/Overvotes</b>	273	408	336	251	258	215	1747
<b>School Committee-two for three years</b>							
<b>Anne R. Ward</b>	<b>236</b>	<b>272</b>	<b>230</b>	<b>222</b>	<b>210</b>	<b>176</b>	<b>1346</b>
<b>Maureen C. Connolly</b>	<b>244</b>	<b>318</b>	<b>273</b>	<b>192</b>	<b>245</b>	<b>166</b>	<b>1438</b>
<b>ML Nichols</b>	166	289	209	153	163	141	1121
<b>Write-in</b>	1	5	2	0	1	0	9
<b>Write-in</b>	0	0	0	0	0	0	0
<b>Blanks/Overvotes</b>	137	214	160	101	115	109	848
<b>Library Trustee-two for three years</b>							
<b>James B. Mandrell</b>	<b>287</b>	<b>381</b>	<b>319</b>	<b>238</b>	<b>261</b>	<b>209</b>	<b>1695</b>
<b>John W. Britten</b>	<b>257</b>	<b>347</b>	<b>269</b>	<b>216</b>	<b>223</b>	<b>175</b>	<b>1487</b>
<b>Write-in</b>	3	2	6	0	1	0	12
<b>Write-in</b>	0	0	0	0	0	0	0
<b>Blanks/Overvotes</b>	237	368	280	220	249	208	1568
<b>Housing Authority-one for five years</b>							
<b>Brendan K. Keohan</b>	<b>291</b>	<b>392</b>	<b>317</b>	<b>243</b>	<b>250</b>	<b>211</b>	<b>1704</b>
<b>Write-in</b>	2	3	4	0	2	2	13
<b>Blanks</b>	99	154	116	94	115	83	664



<b>Question 1-Capital Exclusion</b>							
<b>Shall the Town of Duxbury be allowed to assess an additional \$911,400 in real estate and personal property taxes to purchase capital items for the Town and School Department, as voted under Article 7 at the 2008 Annual Town Meeting, for the fiscal year beginning July 1, 2008?</b>							
<b>Yes</b>	<b>196</b>	<b>295</b>	<b>261</b>	<b>209</b>	<b>210</b>	<b>176</b>	<b>1347</b>
<b>No</b>	191	241	165	121	149	116	983
<b>Blanks</b>	5	13	11	7	8	4	51
<b>Question 2-Debt Exclusion</b>							
<b>Shall the Town of Duxbury be allowed to exempt from the provisions of proposition two and one-half, so called, the amounts required to pay the bond issued to fund the architectural, engineering and design services, including construction bid documents, for the renovation and improvement or reconstruction of Public Safety Buildings, consisting of a fire station and/or a police station?</b>							
<b>Yes</b>	158	183	184	132	114	114	885
<b>No</b>	<b>228</b>	<b>345</b>	<b>234</b>	<b>198</b>	<b>242</b>	<b>175</b>	<b>1422</b>
<b>Blanks</b>	6	21	19	7	11	7	74
<b>Question 3-Debt Exclusion</b>							
<b>Shall the Town of Duxbury be allowed to exempt from the provisions of proposition two and one half, so called, the amounts required to pay the the bond issued in order to fund the architectural, engineering and design services, including construction bids documents, for the renovation and improvement of the Percy Walker pool?</b>							
<b>Yes</b>	<b>231</b>	<b>340</b>	<b>287</b>	<b>207</b>	<b>190</b>	<b>158</b>	<b>1413</b>
<b>No</b>	154	192	139	119	168	130	902
<b>Blanks</b>	7	17	11	11	9	8	66
<b>Totals</b>	<b>392</b>	<b>549</b>	<b>437</b>	<b>337</b>	<b>367</b>	<b>299</b>	<b>2381</b>
<b>Absentee Ballots-mailed</b>	20	28	14	14	12	58	146
<b>Absentee Ballots Voted in the T. C. Office</b>	19	46	22	22	18	21	148

<b>Total Absentee Ballots</b>	39	74	36	36	30	79	294
<b>Absentee Ballots voted included in Total</b>	<b>33</b>	<b>71</b>	<b>30</b>	<b>29</b>	<b>28</b>	<b>53</b>	<b>244</b>
<b>The vote was completed at 9:00 PM</b>							
<b>Respectfully submitted,</b>							

**Nancy M. Oates**  
**Duxbury Town Clerk**

## DEATHS RECORDED IN DUXBURY

### July 2007

2	Edna H. Bernhart	91	Augustas and Maud (Barry)Hasbrouck
2	Margaret A. LeBreton	79	William E. and Elizabeth A.(McGrath)Wedge
5	Lawrence A. Sykes	99	Frederick G. and Neva (Sandborn) Sykes
6	Dorothy D. Mulroy	94	Joseph and Margaret (McDonough) Drinkwater
8	Granville C. Baker	94	Lester and Grace (Winsor) Baker
16	John Edward Harris, Jr.	91	John E and Ethel (Snell) Harris, Sr.
18	Mary Lyons	83	Nicholas and Mildred (Rago) Mattola
18	Thomas O. Pyle	67	William and Sybil (Tyner) Pyle
23	Catharine E. Olive	83	John F. and Catharine (Whalen) Fennessey
30	Robert Allan Hutchinson	68	Charles and Bertha (Bladock) Hutchinson
31	James C. Pye	91	Frederick and Freda A.( Spurr) Pye
31	Nanette J. Simon	83	Douglas R. and Mildred M. (Roberts) Simon

### August

3	Mildred R. Widdop	89	Richard and Georganna (MacLean) Williams
4	George A. Doherty	57	John T. and Mary (Morris) Doherty
5	Hugh Stedman Grey	97	Charlie S. and Ruth MacClellan
10	Edmund Francis Ingalls	91	Willard E. and Margaret (Kerrigan) Ingalls
14	Yvonne Lorraine Collins	63	John and Madelyn (Cyr) Reynolds
16	Marion L. Andresen	83	William F. and Susan (Cremin) Mulhern
17	Candida D. Zaccariello	79	Quentin and Maria (Vidal) Perez
18	Frederick A. Archibald, Jr.	95	Frederick and Helen (Fessenden) Archibald, Sr.
18	Rose Ellen Aiu	82	Buita and Nahi (Kiyabu) Shiroma
18	Marion T. Cicierega	77	Robert and Olive (Graham) Thompson
18	Nancy Jane George	82	Walter E. and Mary (Siders) Schultz
19	William C. Hall	89	William C. and Felicie (Pauli) Hall, Sr.
20	Eleanor J. Miller	84	William F. and Annabelle (Morrison) Miller
22	Carolyn W. Norris	91	Ralph H. and Carolyn L. (Gilbert) Williams
30	Lois M. Nass	64	Gustaf and Ruth E. (Johnson) Gustafson

### September

4	Mary E. Todd	83	Unknown and Unknown
5	Eleanor M. Roberts	97	Joseph and Annie (Fitzgerald) Roberts
8	Robert E. Kultgen	66	Alvin and Gregory P. (Bertrand) Kultgen
10	Maryann Murphy	60	Robert R. and Anna (Cwalina) Gaffuri
15	Steven Michael Laramée, Jr.	18	Steven M. and Kelly (Moneghan) Laramée, Sr.
18	Margaret M. Millis	79	Maurice P. and Hester R. (Brennan) FitzGerald
21	Goodwill Murray Stewart	87	Thomas W. A. and Dorothy (Murray) Stewart
22	Sharon-Lee Griffith	58	Eugene F. and Roberta (Ellis) Conway
29	Roy O. Herring	79	Roy and Iola (Gibbons) Herring

**October**

2	Margie E. Maccaferri	83	Lloyd and Doris (Cotton) Winnell
8	George A. Z. Clark	94	David W. and Martha L. (Abbott) Clark
9	Richard L. Yocum	76	Henry L. and Anna S. (Wesler) Yocum
11	George A. Lawrence	84	Elmer and Bernice (Gifford) Lawrence, Sr.
12	Miriam G. Barron	88	Samuel and Hannah (Chapel) Greene
15	William A. Poellnitz	82	William C. and Lena (Pross) Poellnitz
16	Daniel Joseph Corcoran	86	Daniel J. and Margaret (Moolick) Corcoran
22	Med Allen Hornecker	39	Edward M. and Marie (Bassinger) Hornecker
27	Dianne L. Bloom	65	Louis and Ida (Ginsberg) Barr
28	Caroline W. Rogerson	79	Charles and Harriett (Cordingley) Wilson
29	Anna Morini	81	Carlo and Dolores (Roncarati) Pederzani
31	Ruth H. Fitzgerald	89	Phillip and Harriet (Comer) McDavitt

**November**

1	Catherine J. Shea	90	Edward J. and Catherine (Forestal) Murray
3	Richard F. Davidson	58	Harold and Catherine (Garitty) Davidson
4	Opal G. Danziger	93	Kenneth and Katherine (Pardee) Danziger
5	Leah Straker	95	Angelo and Matilda (Baroni) Lamborghini
11	Mary Alice Carver	96	Edwin C. and Amanda (Charrett) Vickery
14	Robert L. Stewart	68	William I. and Jennie (Robertson) Stewart
18	Nancy S. Center	88	Robert C. and Grace (Montgomery) Stirton
18	Margaret M. Magrath	60	George P. and Margaret (Hughes) Harrington
23	Bernice Smith	95	Godfrey and Lily Maud (Bartlett) Wintle
26	Katherine M. Fleming	85	Thomas and Margaret. (Drumme) Fleming

**December**

1	Anna B. Millar	89	Edward B. and Laura (Elms) Benedict
1	Kathleen M. Trask	95	John J. and Margaret (Chisholm) MacDonald
2	Virginia M. Collins	88	James and Mary (Obert) McGregor
3	Sheila M. Fisher	65	Michael and Grace (Daly) Egan
3	Olive E. MacQuarrie	88	James B. and Ruth C. (Farmer) Copland
5	Amy McManus	90	Edward E. and Olive (Woolson) Freeman
9	Laura H. Burk	102	Leander and Isabella (Dallas) Hunter
12	Virginia R. Jenkins	87	Harold G. and Emma (Wixon) Roberts
15	Gladys L. Renaghan	93	William H. and Elsie (McQueen) Loring
16	Dorothy J. Wallour	98	Adelbert O. and Mildred (Brooks) Gooch
20	Dorothy Boulerice	80	Horace and Grace (Peterson) Randall
25	Doris M. Clem	90	John and Ada (Kirby) Noble
26	Barry L. Wirt	58	Herbert and Dorothy (Hillicker) Wirt
27	Robert G. Valencia	52	William B. and Velma (Broad) Valencia
30	Thomas F. Merna	80	Frank T. and Katherine (Ash) Merna
30	Diane E. Seppala	65	Philip and Shirley (Sternlof) Waid
31	Ethel Burton	87	William and Anna (Leyboldt) Draper

## January 2008

4	Barbara McCormick	76	Henry and Mary (Corbin) Golder
6	Cora April	97	Edouard and Claudia (Plourde) LeDoux
7	Mary M. Stewart	93	James E.(Handrahan) Gillan
8	Nicola Cafardo	85	Federico and Giovannamaria (Celli) Cafardo
11	Nancy S. Eustis	84	Philip H. and Katherine (Saxe) Sumner
12	John R. Casey	79	John T. and Eva (Dusanne) Casey
13	Jane F. Kearns	90	Edward J. and Mabel L. (Buckley) Morris
15	Charles W. Hird	88	Frederick A. and Helen (Carter) Hird
18	Harold R. Barker	76	Harold V. and Alta (Headon) Barker
18	Anne M. Lewis	91	Samuel and Freda (Schwan) Levy
18	Janet C. Rogers	83	George G. and Margaret (Shepardson) Jones
19	Marjorie L. Ness	81	Axel and Sadie (Gustafson) Lundfelt
20	Robert E. Gallinger	86	Roy and Mildred (Madducks) Gallinger
20	Ellen R. Robinson	96	Frank and Lillian (Drucquer) Robinson
23	Marilyn Sturgis	86	Frederick and Bertha (Taylor) Sugden
24	Helen M. Conroy	84	Daniel J. and Mary Rose (Keefe) Murphy
25	Stella H. Wiencko	94	Steven and Mary (Cruel) Obenisky
28	George E. Halle	87	Harold H. and Belle McCormick) Halle
29	Emmett C. Hoffman	90	Camillus and Winifred (Mayne) Hoffman
30	Marie C. Peterson	88	Joseph and Geogilina (unknown) Soares

## February

2	Paul A. Greeley	39	Thomas J. and Rosemary MacDonnell) Greeley
4	Kenneth H. Matson	88	Harry E. and Ann (Strolin) Matson
4	Virginia M. Prario	87	Clarence and Lillian (Julian) Eisenhauer
5	Patrick J. Purcell	47	John J. and Adelle (Puchek) Purcell
6	Philip F. Wormwood	86	Clarence and Bertha (Ruf) Wormwood
8	Jane A. Slattery	68	Patrick and Catherine (Pike) Hester
9	Katharyn L. Packard	95	Arthur and Myrtle (Jones) Loheed
12	Patricia A. Olson	72	Leopold and Lois (Paulson) Schneider
15	Evelyn M. Murdock	92	Henry and Lempi (Hill) Mattson
18	Doris M. Cavanaugh	85	Frank J. and Clotilde L. (Fandel) McCabe
18	Robert L. Elliott	76	Sidney and Florence (Dutton) Elliott
21	Walter E. Casey	85	Richard. and Catherine (Tangney) Casey
21	Margery S. Trout	92	Oscar and Esther (Colin) Sandberg
22	Salvatore J. Fazio	94	Salvatore and Carmella (Sylvestro) Fazio
27	Helen M. Slattery	80	Thomas and Margaret (Begley) Leary
27	Edith V. Walter	89	John and Susan (Murray) Page
28	William H. Stuart, Jr.	92	William and Grace (Carpenter) Stuart, Sr.

## March

1	Janet G. Celino	94	Daniel and Rosaria (Amicone) Chiachio
2	Kenneth R. Park	99	Thomas and Annie (Belyea) Park
3	Robert A. Fontaine, Jr.	60	Robert and Margaret (Armstrong) Fontaine, Sr.
4	Margaret Sawtelle	82	William and Mary (McCarthy) McHale

5	Ellery C. Willis	92	Leon and Annie (Carter) Willis
5	MaryJane Fiske	69	Theodore and Mary (Dwyer) Fabisak
7	William A. Davison	84	William and Katherine (Dwyer) Davison
8	Bronya A. Sharkey	84	Felix and Amelia (Knapick) Wencis
9	Kathleen McAleer	61	John and Mary (Dolan) Baldwin
12	Elinor M. Dorn	89	Herbert E. and Elizabeth (Mannix) Montgomery
13	Charles A. Minehan	63	Alfred and Dorothy (Armstrong) Minehan
16	Daniel H. Ruprecht	82	Henry and Norma (Govoni) Ruprecht
17	Mabel B. Colburn	96	Stoughton and Mabel (Lewis) Bell
18	Vilma Hodder	95	Ernest and Matilda (Peterson) Lexen
22	William J. Ciesla	92	Andrew and Mary (Schibik) Ciesla
23	William A. Olson, Sr.	73	George T. and Sylvia (Ward) Olson
24	Gertrude A. Dolan	84	Walter M. and Marion E. (Sullivan) Dolan
25	Grace S. Poellnitz	83	George W. and Anna (Seitz) Stroh
26	Harry G. Norris	99	Rufus and Alice (Steeves) Norris
28	David E. Robinson	63	Alfred and Ruth (Emerson) Robinson
29	Eufemija Ilteris	93	Aleksandras and unknown) Kazakevics
29	Douglas C. Danner	83	Carl F. and Cornelia J. (Hatmaker) Danner
31	Ethel M. Nickerson	90	Unknown and Ebba (Keating) Daly

## April

12	Phyllis L. Howe	83	William B. and Harriet (Bayley) Long
12	Lynne M. Wisneski	60	Walter and Marilyn (Briscoe) Nickerson
19	Rose V. Quigley	90	John and Mary F. (Cleary) Heher
23	Helen K. Sullivan	83	Edward and Frances (Kelly) Keaney
26	Edith A. Currul	85	Edward and Unknown Pierce
27	Eleanor Gaudette	90	J. Lyman and Geneva A. (Loring) Wadsworth
30	Marie Madeleine Desmarais	77	Adele and Mary (Mercier) Gagne

## May

1	John C. White	78	William F. and Florence A. (Murphy) White
1	Marie Impemba	77	Cresenzo and Florence (Stasio) Guerriero
2	Greta H. Muise	99	James and Margaret (McLong) Tabor
7	Annamay S. Hall	94	Danford and Anna (Pohl) Holbrook
12	William J. McCarthy	87	William F. and Julia (O'Brien) McCarthy
14	Douglass E. Murray, Jr.	73	Douglass E. and Eleanor (Webendorfer) Murray
14	Jenny G. Fraggos	84	George and Jeanne (Deans) Leeds
17	Marian McClure Flint	93	Lynn and Hazel (Southworth) Whitaker
22	William E. Barhite, III	71	William and Elizabeth (McOwen) Barhite
22	Mary Knight	90	Harry and Elsie (Moody) Burnett
22	Dorothy E. Kelley	95	Patrick J. and Annie G. (Keenan) Ryan
22	Robert A. Cline	81	Albion L. and Elsie (Hicks) Cline
22	MaryAnne Wilson	66	Stephen A. and Marie H. (Egan) Conlon
23	Leonard Corwin	88	Israel and Celia (Roth) Cohen
24	Claire M. McCarthy	80	Joseph and Cecilia (King) McCauley
29	Mary P. Boyle	79	Joseph and Eleanor (Gallagher) Wachtel

**June**

2	John E. Whitley	78	Robert and Catherine (Hynes) Whitley
2	John W. Twitchell	80	Thomas and Theresa (Tobin) Twitchell
8	Barbara McDermott	91	Francis and Barbara (McGovern) Boylan
10	Mary Bearce	82	Milton and Mary (Roach) Emerald
10	Louis W. Hall	92	Joseph A. and Catherine (Connor) Hall
14	Phyllis M. Corthell	89	Nathan R. and Clarissa A. (Metzger) Hutchins
20	Roger W. Brown, Jr.	89	Roger W. and Maude I. (White) Brown, Sr.
20	George E. Phalen	84	George E. and Eva (Welch) Phalen
20	Coleman F. Cody	85	Michael E. and Meriel (Squire) Cody
24	Thomas P. Scott, Jr.	87	Thomas P. and Esther (Hayes) Scott, Sr.
25	John D. DeWolf	65	John H. and Helen (Snider) DeWolf
26	Catherine J. Billie	84	Cesare and Jennie (DiStaula) DiTullio

## **MARRIAGES RECORED IN DUXBURY**

### **June 2007**

- 17 Stephen M. Sampson and Lisa Gaye Driscoll both of Kingston in Duxbury
- 30 Fabio E. Neal and Annette P. Florido both of Winthrop both in Duxbury

### **July**

- 6 Mark L. Henry and Michelle M. Sanchez both of Braintree in Duxbury
- 7 Patrick D. Leahy and Kelsey Nichols both of Duxbury in Boston
- 7 William S. Barley and Lydia B. Gregory both of NY, NY in Duxbury
- 14 Douglas C. Francoeur and Laura A. Van Haur both of Plymouth in Duxbury
- 21 Brendan T. Toole of Dover and Noreen M. Murray of Abington in Duxbury
- 28 Daniel T. McCone of Quincy and Laurie C. Driscoll of Duxbury in Duxbury
- 28 Arthur H. Verdini, Jr. and Elizabeth L. Gould both of Duxbury in Boston

### **August**

- 1 Julie A. Silva and Theresa L. May both of Duxbury in Wellfleet
- 4 Christopher E. Kane and Katherine E. Armstrong both of NY, NY in Duxbury
- 5 Jacob D. Moore and Patricia M. Joyce both of Kingston in Duxbury
- 10 Andrew S. Feldman and Tara D. Smyth both of Duxbury in Kingston
- 11 Michael P. Manganello and Jennifer L. Van Haur both of Duxbury in Plymouth
- 18 Michael S. Cook of Boston and Sarah B. Irving of Duxbury in Duxbury
- 18 Stewart R. Smith and Lauren C. Snow both of Duxbury in Duxbury
- 18 Daniel J. Green and Elizabeth S. Daley both of St Helen, MI. in Kingston
- 18 Edward O. Fowler and Katherine E. Coveney both of Duxbury in Duxbury
- 24 Matthew W. Langlois and Brooke S. Cochrane both of Duxbury in Duxbury

### **September**

- 8 Gregory W. Howard and Andrea L. Calafato both of Duxbury in Scituate
- 8 Paul M. Cheevers and Paula L. Frederick both of Duxbury in Duxbury
- 15 Nathaniel B. Smith and Imelda T. Dundas of Kingston in Duxbury
- 22 Thomas M. Brown and Melissa R. Comeiro both of Marshfield in Woburn

### **October**

- 6 John A. Hamilton, Jr. and Donna L. Bernheart both of Duxbury in Kingston
- 7 Scott H. Connor and Cortney D. Duffy both of Greenwich, Ct in Harwich

**No marriages Nov. through Dec. 2007**

### **January 2008**

No marriages

### **February**

- 4 Jorge H. Sousa and Verdi M. DeMiranda both of Duxbury in Kingston
- 9 Stanley J. Soderstrom and Jade T. Benemile both of Duxbury in Duxbury



**March**

9 Francis X. Foley of Boston and Claire V. Madden of Duxbury in Duxbury

**April**

19 Alton F. Phillips III of Duxbury and Ann C. McDermott of Pembroke in

Duxbury

19 Scott A. Cipura of Norwood and Sarah E. Heneghan of Duxbury in Duxbury

19 Edwin A. Marengo of Boston and Katelyn A. Wittliff of Duxbury in Duxbury

26 Sean P. Cronin of Kingston and Maureen H. Shores of Duxbury in

Duxbury

**May**

24 Brenton E. MacKechnie and Dawn A. Fleming both of Plymouth in Duxbury

28 Daniel S. Frongillo and Sara Geggis both of Duxbury in Carver

**June**

7 Daniel P. Einstein of Maine and Selma C. Holden of Duxbury in Duxbury

14 Adam E. Tanney of New Hampshire and Jennifer A. Kirby of Duxbury in

Duxbury

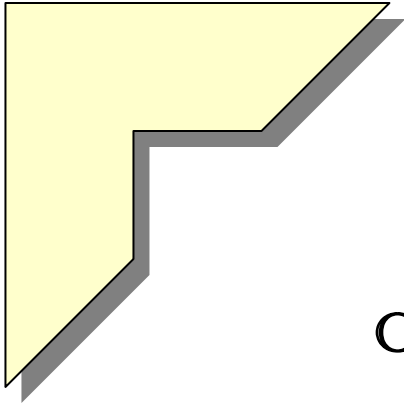
20 Zachary O. Brickman and Maura E. O'Donnell both of Colorado in Falmouth

21 Robin E. Grote of Plymouth and Cathleen R. Dennison of Duxbury in Duxbury

22 David B. Garrity and Ann N. P. Hecker both of Duxbury in Duxbury

27 Brian P. Loud and Nicole B. Byron both of Duxbury in Rockland

28 Benjamin E. Hastings and Brenda M. Kiley both of Virginia in Duxbury



# DEPARTMENT OF PUBLIC WORKS

CEMETERY

DPW OPERATIONS (HIGHWAY)

LANDS & NATURAL RESOURCES

TRANSFER STATION

WATER & SEWER DIVISION

WATER ADVISORY BOARD

## CEMETERY

---



The Cemetery Department continues the work of the expansion. Ninety-two graves have been sold since a portion was opened in November 2007 and sadly with that some burials have occurred. The Highway Department has been assisting in getting the projects done by grading, adding hills along the back to block the view of Mayflower Street and coordinating the paving of the Roads. It will still take time to mark out the lots and landscape some areas but we are confident that the project will be complete by the end of next fall.

The Cemetery Board of Trustees were notified by the Police and Fire Committee that they would like to use the portion of land between the Senior

Center and Cemetery for the building of a dual Police and Fire station, this land is approximately 4.5 acres. The Cemetery Board is not in favor of this proposal. The Cemetery Board has expressed that this land is the logical spot for the next expansion which could take place within the next ten - fifteen years and taking into consideration that there would be minimal work and cost as far as grading is concerned.

The Town of Duxbury was willed or gifted this land as early as the 1900's to be kept for the purpose of a cemetery and it was the intent of these forefathers to leave parts of their land for this future development. Mayflower Street was moved to its present location and is now known as Mayflower Ave., the main entrance into the cemetery grounds. The former Mayflower Street once led straight through to the back of the cemetery and was a direct route to the "Town Dump," this was a busy route for it was the only way that led to the dump. The Town of Duxbury along with the cemetery trustees in the 1920's decided to move Mayflower Street to its present location so that the cemetery could be what it continues to be today a place of peace and tranquility and a historical resting place for those who have gone before us. In 1927 the granite pillars that grace the entrance to the cemetery were donated by Mr. & Mrs. Ernest H. Bailey and later that same year Lucy Hathaway completed the iron fencing from the granite pillars clear to where Mayflower Street exists today in memory of her father, mother and sister. I think it prudent that we do not ignore the intent of these people who so generously gave to the Town a place of perpetual peace.

The following paragraph was written in last year's annual report; I think it is fitting to leave this in again this year as a reminder as to what our efforts are in maintaining the cemetery grounds.

Our rules and regulations were revised in order for residents to have a clearer understanding of what is required and not required on cemetery grounds. Some have been unhappy with what is needed to be enforced, what is enforced is mainly due to safety issues or certain decorative items. Each family has a unique way of wanting to remember and memorialize their loved one although we do need to remember that a cemetery is for all and the way you memorialize may impact the family next to you. Rules and regulations are set forth from the Board of Cemetery Trustees and approved by the Selectmen. The Superintendents task is to make sure that these rules and regulations are followed.

As I enter my fifth year as Superintendent I reflect on the accomplishments we were able to make to this department. All of this does not happen with myself but is an accumulative effort of people and staff.

To my fellow DPW managers who have helped along with their crew in getting the cemetery expansion underway.

To the Board of Cemetery trustees who give of their time in volunteering to work towards the best interests of the town cemeteries.

To my staff of three grounds men who maintain 37 acres of land in Mayflower Cemetery but who also maintain two additional tombs and three cemeteries in town.

To the two technicians who operate the crematorium in a caring and dignified way, who have managed to keep the pace in a small space even though our facility is the largest in volume for cremation (3,040 to be exact) in the state of Massachusetts servicing over 45 funeral homes and countless families.

To our administrative assistant who helps to keep it all together.

I'm grateful for each and everyone for their hard work and integrity that they bring to the job.

*"Lives are commemorated, deaths are recorded, families are reunited, memories are made tangible and love is undisguised. This is a cemetery."*

Respectfully Submitted,

Patricia J. Pappas  
Superintendent of Cemeteries and Crematory

## DPW OPERATIONS (HIGHWAY)

---

During the winter of 2007-2008 the Department of Public Works handled a total of six plowing operations. Four of those plow operations were carried out with only our own crew and equipment. Contractors were called in to assist during the other two. The department tries to handle all of the snow removal operations on its own with assistance from all the division of the Department of Public Works; however, from time to time we do need the assistance of outside plows and operators. We have great appreciation for the help they provide.

Here are some figures on snow removal operations from last year:

Total number of sanding operations	35
Tons of salt used on roadways	2,277
Tons of sand used on roadways	2,277
Date of first sanding operation	December 2, 2007
Date of first plowing operation	December 2, 2007
Last snowfall of the season	March 15, 2008
Total snowfall	35"

The Highway Department has been working hard to improve drainage from roadways throughout town. On Union Bridge Road our employees installed 3 large drainage pits, on Gurnet Road they replaced a 225' long drainage trunk line, they installed many asphalt berms and driveway aprons. The berms and driveway aprons serve to keep runoff water off residents' properties and out of their driveways and houses. Every year the Highway Department repairs 25 to 30 catch basins and totally reconstructs 5 to 8 of these structures. And, of course, basin cleaning is a job that must be done each year.

The Highway Department continues to maintain the Powder Point Bridge and beach parking lots, making them safe for all. The pins used in the original construction have a smooth shaft and a tendency to work their way up out of the decking. As this happens we replace them with lag screws that do a much better job of tightening down the planks. At the lot at the west end of the bridge the department constructed a seawall measuring 100' long x 18' high to replace the old one which had

washed away over the years. At the east end of the bridge we replaced one side of the bulkhead. The old one was built of old bridge timbers. The new one is constructed of a dense grade concrete building block.

The department is in the process of replacing street signs making them compliant with current regulations. Litter cleanup continues to be an ongoing job. We try to collect litter from 4 to 5 streets each week. Once we are done we start over again. Cross walks and, traffic islands have been painted and line painting of all town-owned parking lots was done. Street Sweeping is done twice a year, every year.

Paving and line-striping is done on various roads each year. During the past year the following streets were paved:

<u>Street Name</u>	<u>Tons of Bituminous Concrete Used</u>
Alden Street	808
Bay Pond Road	94
Bow Street	283
Crescent Street	811
Depot Street	1002
Lincoln Street (portion of)	404
Merry Avenue	235
Partridge Road	376
So. Station Street	214
Surplus Street	365
Union Bridge Road	431

Summary - 5,023 Tons of new pavement on Duxbury's roads

Vehicle maintenance is a major part of the Highway Department's operation. The town is very fortunate to have two highly trained, highly motivated and responsible employees taking care of its fleet. Keith Mason, the foreman, and Doug Gray, the leadman, both bring years of experience and many hours of professional training to the job as well as a cooperative, can do attitude. Keeping the DPW vehicles and equipment in good running order is no small task and together Keith and Doug have set a high standard for quality of work and rate of production. It should be said that in addition to his work as foreman/mechanic Keith also assist in the preparation of specifications for new vehicles, handles warranty issues, billing and budgetary issues.



Keith and Doug are only two of the many talented and dedicated employees of the Department of Public Works. They all deserve a lot of credit for keeping the residents of our town safe and comfortable.

Respectfully,  
Edward C. Vickers  
Operations Manager, DPW

## LANDS AND NATURAL RESOURCES

---

The Department continues its efforts to serve the people of Duxbury by working with the other town departments, citizens and organizations to ensure that our public lands, buildings, trees, open spaces and athletic facilities remain sources of pride for the people of Duxbury.

We continue to deal with damage to oak and maple trees caused by years of defoliation by Gypsy Moths, Canker Worms and Winter Worms. Removing dead, damaged and hazardous trees is always our top priority. During the past few years we have removed hundreds of such trees from town properties and roadways. Residents are urged to monitor their own trees to ensure that they are not becoming a hazard.

Each year the National Arbor Day Foundation, United States Department of Agriculture and National Forest Service award communities that prove a dedication to beautifying and preserving their lands the Tree City USA Award. The Town of Duxbury received that award for the seventeenth consecutive year. We in Lands & Natural Resources are very proud of this achievement.

I wish to thank the crew of the Department of Lands and Natural Resources for their hard work, dedication; the other town departments for their cooperation; the management for their support and guidance and the residents of Duxbury for assisting us in taking so much pride in and caring for the Town's public spaces.

Respectfully submitted:  
James Savonen  
Lands & Natural Resources

## TRANSFER STATION

---



The Transfer Station has undergone many changes in the past year. In the fall of 2007 Duxbury became one of the first municipalities in the area to provide its' residents with single stream recycling. The opening of a second recycling area combined with a restructured traffic flow has efficiently reduced the time it takes for residents to do their recycling. Spring of 2008 brought in Save-As-You-Throw, an incentive to increase recycling and reduce household waste. The program is based on the simple idea that households that generate less trash pay less to dispose of it and that a direct link to the cost of disposal acts as an incentive for residents to recycling as much as possible. It's working!

Tonnages for household trash disposal have decreased and tonnages of recycled material have risen dramatically. The most obvious change is the increase in the amount of paper and cardboard being recycled. Congratulations! You, the townspeople, are doing a great job.

Items recycled at the Transfer Station include but are not limited to; newspaper, cardboard, batteries, items containing Freon, propane tanks, televisions, computer monitors, appliances, metal, tires, fluorescent light tubes, motor oil, textiles and clothing. Our increased recycling efforts not only benefit the environment, but also benefit the town monetarily. The Town receives revenue from most recycled materials. These revenues offset a significant amount of the cost of operating the Transfer Station.



As is true every year the Transfer Station employees have done an excellent job and we wish to thank them for their outstanding efforts. Special thanks must also go to resident volunteer, Bob Marcell, who does an exceptional job maintaining the book exchange as well as planting and maintain the plantings at the gate of the Transfer Station.

Respectfully submitted,  
Ed Vickers,  
Operations Manager

## WATER & SEWER DIVISION

---



***Water Department Staff***

“When you drink the water, remember the spring.”  
Chinese Proverb.

Sometimes we forget the importance of this natural resource and the efforts it takes to “maintain the spring”. Duxbury Water Department consists of twelve Well Sites and two Storage Tanks connected by approximately 130 miles of water main. The maintenance associated with the daily operations is immense and requires the efforts of nine field staff, two office staff and myself. The management and operations of the water and sewer in Duxbury directly impacts public health and safety daily and it is only with the tireless efforts of the field and office staff that I submit the following.

Distribution Foreman Doug Ficks continues to do an excellent job managing the daily operations. Doug has continued his efforts in organizing the water shop and training new employees. Radio read meters continue to be installed as part of our meter replacement program. This technology makes the meter



***Field staff repairing a leaking pipe***

reading process quicker allowing staff to focus on other high priority projects. Ten percent of the meters are replaced every year to ensure the age of the meters does not impact their accuracy. Five major main breaks and ten service leaks were repaired. Twenty water services and seven fire hydrants were replaced; additional fire hydrants were rebuilt. Mark outs of water main and services were too numerous to count due to roadway construction and paving. All cross connection devices were tested (200 tests) in accordance with DEP regulations. Commercial properties were surveyed to ensure that Duxbury's drinking water is protected from any form of contamination; this survey resulted in the installation of nine new backflow devices. In addition to the above, distribution operators performed routine

maintenance of the system on a daily basis and responded to countless customer needs.

On the water treatment end of the department, Treatment Foreman Bob Crowley continues to focus on improving the efficiency and overall operations of ten wells, the Greensand Treatment Plant, High

School Wastewater Treatment Plant and three shared septic systems. Evergreen Wells 1 and 2 were both removed and redeveloped as part of a continuing maintenance program. The Tremont 2 Well was put back in service for the first time in over ten years to aid the other sources during peak demand times. Two fatigued chemical pumps were replaced and eleven were refurbished, making chemical injection more consistent. The treatment staff continues to oversee the operations of the High School Wastewater Treatment Plant. Two Variable Frequency Drive units were installed to reduce the electrical costs associated with plant operations. The plant continues to operate efficiently and is operating well within DEP parameters.



***Well being redeveloped***



***Birch Street Tank Construction***

The Water Department distribution system map has been updated and now accurately represents water main size and location. We are working on locating infrastructure (gate valves, hydrants) so they can be added to the existing map. This information will be utilized to create a hydrant flushing program which is an imperative component in ensuring high quality drinking water. It will also be utilized as an asset management tool, prioritizing infrastructure replacement. The Birch Street Storage Tank Project has been awarded to Caldwell Tanks Inc. and is currently under construction. This project received SRF Funding approval, this funding is at a low interest rate providing significant savings to the town over the term of the borrowing. The new tank will increase domestic water pressure as well as fire flow availability in the north and west parts of town. The Damon Wells Project was awarded to MECO Environmental Services Inc. and is currently under construction. These wells will provide an additional 1 million gallons per day to the residents of Duxbury, which is greatly needed during the hot summer months.

I would like to thank the Water Department staff for their hard work over the past year. The field staff are the finest operators I have had the opportunity to work with and I look forward to the years to come. Over the past year, many of them have obtained higher grades of licensing issued by the state; I am proud of their accomplishments and thankful that the town benefits from their expertise daily. The office staff are crucial in the daily operations of the department and central to the communication with the residents of the town. Their patience, professionalism and dedication do not go unnoticed.



***Damon Wells Construction***



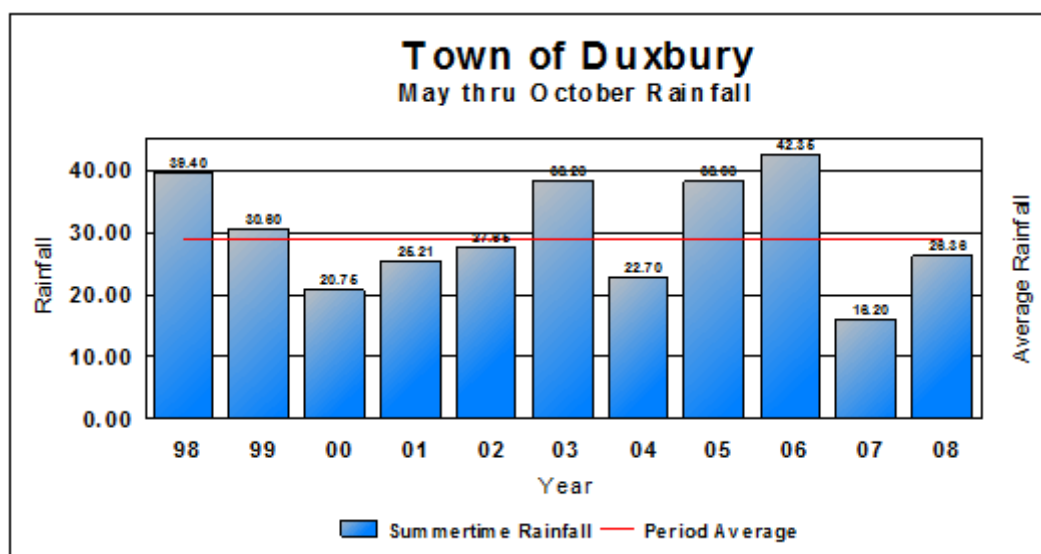
If a manager is only as effective as his employees are capable, I am truly fortunate.

Respectfully Submitted,  
Paul Anderson  
Water & Sewer Superintendent

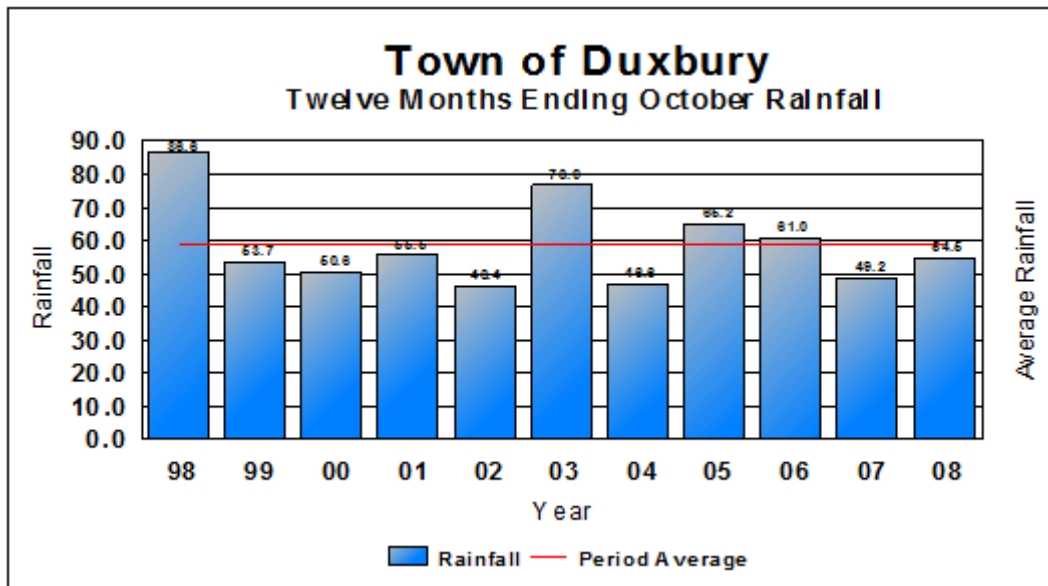
## WATER & SEWER ADVISORY BOARD

---

For the fiscal year ending June 30, 2008, Paul Anderson continued to work on various projects such as the new pressure zone which includes a new standpipe, upgraded pump motors needed for the additional pressure, a water main to the Evergreen Treatment Plant and altitude valves to allow for the movement of water from the higher pressure zone to the lower pressure zone; a new water main on Temple Street and the new water supplies at Damon One and Two wells. The water main on Temple Street has been completed in the fall of 2007. Construction continued on the Damon Wells and the new standpipe. Rainfall for the twelve months ending June 30, 2008 was not unusual, and was average for the summer growing months. Despite summer average demand, voluntary restrictions were invoked. As shown in the chart below, the summer growing period was unusually wet for 2006, unusually dry for 2007, and close to average for 2008.



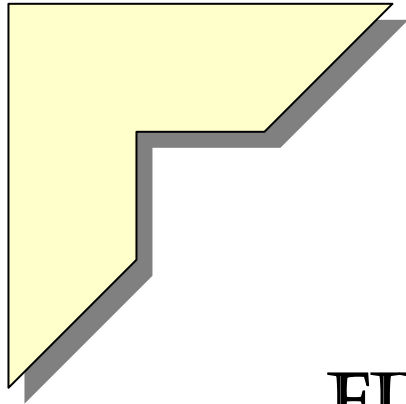
Twelve months rainfall ending October was only slightly below average, and almost reached 55 inches. The next chart shows the twelve months ending October, 2008, and note that the annual rainfall seems to be close to the average. This would suggest that pond and aquifer levels remained fairly stable. Winter rainfall largely ends up in ponds and the aquifer, while summer rainfall is largely taken up by vegetation and evaporation. Well withdrawal models assume that none of the summer rainfall is available to the wells.



Despite the presence of significant rainfall in October, the Department of Environmental Protection (DEP) is currently pressing a requirement during the withdrawal permit renewal process that communities reduce their sales to an average day of 65 gallons per day per person. With Duxbury currently utilizing from 85 to 90 gallons per day per person, the requirement would result in the elimination of all water usage unique to the summer in order to be compliant. This would result in the reduction in usage roughly equal to one half of one percent of annual rainfall of about 24 billion gallons on average. The DEP requirement does not seem to be based on any empirical basis, is virtually unattainable, and, if attained, would not result in any measurable changes in the water table, pond levels or stream flows. The Town is currently appealing this requirement.

Respectfully Submitted,

George D. Wadsworth, Chairman  
 Freeman Boynton, Jr., Clerk  
 Paul Keohan



# FINANCE

ASSESSING DEPARTMENT

FISCAL ADVISORY COMMITTEE

FINANCE COMMITTEE

FINANCE DIRECTOR

TOWN ACCOUNTANT  
(INCLUDING FINANCIAL REPORTS)

TREASURER/COLLECTOR

TRUST FUNDS

## ASSESSING DEPARTMENT

---

Included among its FY 2008 significant activities and accomplishments, the Assessing Department:



**Back Row: Richard Finnegan, Mary McCarron, Trudi Boc, Kathy Pizzella Front Row: Linda Collari, James MacNab, June Albritton**

- 1) Successfully completed the FY 2008 Townwide revaluation program; and continued its record of enabling tax bills to be issued on schedule every year.
- 2) In response to a mandate from the State Department of Revenue, continued the implementation of a program to inspect properties that had not been inspected within the past nine years.

- 3) Saw an average of 83 users per day use the Town's web based Geographic Information System (GIS).
- 4) Conducted another well attended senior citizen presentation and question and answer period to promote the Town's tax relief programs.
- 5) For the second year in a row put an insert in the tax bills of all Town property owners that summarized the Assessing Department's tax relief programs.
- 6) Continued a Payment In Lieu Of Taxes initiative under which the Town's non-profit tax exempt properties make a financial contribution to support such Town services such as police and fire protection and DPW services. A total of \$27,750 was received under this program.
- 7) Saw the Appellate Tax Board decide in favor of the Town in all three of the appeals that Duxbury property owners brought to this level.
- 8) Updated its fee schedule for Assessing Department records and computerized data.
- 9) Received a two-hour Power Point presentation from The Town's Director of Inspectional Services, Scott Lambiase, concerning new and changed building materials and methods.
- 10) Updated itself on the status of the cranberry agriculture market by having its entire Board attend a *Cranberry Agriculture Workshop for Public Officials* in Plymouth.

### ***Notable Assessment Statistics***

Assessment Data	FY 2008	FY 2007
Taxable Real Estate	\$3,623,193,100	\$3,643,442,600
Personal Property	\$28,288,280	\$24,798,370
Total Real and Personal	\$3,651,481,380	\$3,668,240,970
Average Single Family Assessment	\$641,300	\$649,100

#### Budget and Tax Data

Total Amount Raised	\$58,994,349.07	\$57,659,860.00
Non Tax Levy Sources	\$20,252,131.62	\$20,504,746.55
Total Tax Levy	\$38,742,217.45	\$37,195,963.43
Average Single Family Tax Bill	\$6,804.00	\$6,581.87

Respectfully submitted,  
Board of Assessors

Linda M. Collari, Chair; James G. MacNab, V. Chair; June E. Albritton, Clerk

### FISCAL ADVISORY COMMITTEE

---

The Fiscal Advisory Committee (FAC), under the Town By-Laws, is charged with reviewing Town and School capital budget requests and presenting its recommendations to Town Meeting. The Committee held meetings with Department Heads to review capital requests that they had submitted for consideration at the March 2008 Annual Town Meeting. The Committee also reviewed and reported on several warrant articles dealing with land purchases by the CPC and requests for funding for plans and specifications for the pool and public safety buildings.

The FAC is also responsible for reviewing and making recommendations on proposed changes in Town fees. In late spring, the Committee, with the assistance of Beth Conway, our Treasurer/Collector, reviewed proposed changes to various fees charged for services rendered by departments. Department Heads are urged to review their fees yearly to make sure they reflect the current cost of the services being provided.

In the upcoming year, the FAC will work with John Madden, our Finance Director, to develop a long-range comprehensive capital plan for the Town. The development of such a plan will require input and collaboration from the Board of Selectmen, School Committee, Town Manager, School Superintendent, as well as several Town committees. In addition, we will be reviewing the capital budget and warrant articles proposed for the coming fiscal year.

No group works in a vacuum and, as always, the Committee appreciates the cooperation and input of the Town Manager, School Superintendent, Finance Director and Department Heads for taking the time to meet with the Committee to discuss their requests.

The dedication of the Committee members, Paul Arsenian, Paul Brogna, Melissa Donohoe, David Madigan, Harvey McCormick, William O'Toole, Kim O'Sullivan, and Friend Weiler needs to be recognized. The work of the Committee requires many meetings, meaning time away from their families, to meet their obligations.

Submitted by,  
Francis Mangione, Chair

### FINANCE COMMITTEE

---

The Finance Committee is responsible for making recommendations on all matters that are brought before Town Meeting, consistent with Chapter 6 of the Duxbury General Laws. While many towns limit the scope of their finance committees, in Duxbury, the Finance Committee operates as Town Meeting advisor, making recommendations on everything from the Town Manager's proposed budget to zoning changes to citizen petition articles. The Finance Committee fulfilled its obligations this past year by reviewing all 68 budgets that constitute the Town's annual operating budget as well as the remaining

42 articles on the 2008 Annual Town Meeting Warrant and the 8 articles on the Special Town Meeting Warrant (March, 2008).

The other members of the FY2008 Finance Committee have been Gene Blanchard, Colleen Brayer, Jack Corbett, David Madigan, Mark Mahoney, Keith Pratt, Ron Ramseyer, and Bill Tenhoor. I thank them for their service to the Town.

Respectfully submitted,  
Ken McCarthy, Chair

## FINANCE DIRECTOR

---

Fiscal Year 2008 proved to be a mixed bag financially for the Finance Department and the Town of Duxbury. During FY 2008 the Town was awarded an AAA rating by the rating agency of Standard & Poor's. The department is extremely proud of this accomplishment as only a handful of communities in the Commonwealth have achieved this distinction. This rating is based primarily on solid management practices and sound financial policies. The award is truly a distinguished honor. However, now comes the hard part, keeping it.

There was some belt tightening of budgets during FY 2008. Costs required to provide the level of service the community has come to expect continued to increase at a rate faster than the increase of revenues necessary to support them. While extreme measures were taken to make ends meet, I believe that FY 2008 is just a precursor of what is to come. I want to thank all those departments that took a good hard look at how we provide services and developed more efficient ways to provide them. No greater example of this can be found than the highly successful "Pay-As-You-Throw" program which is expected to save the budget over \$200,000.

On a sad note, FY 2008 saw the retirement of two stalwarts of the Department of Finance. On December 31<sup>st</sup> Nancy Boulanger retired after twenty four years of service. On May 2<sup>nd</sup>, a veteran of thirty nine years Elsie Vuilleumier decided to hang up the calculator. We all wish them nothing but the best. To you both, good health, blue skies, and an unlimited supply of umbrella drinks.

Respectfully Submitted,  
John Madden, Finance Director

## TOWN ACCOUNTANT

---

The Department of Revenue has certified 2008 General Fund Free Cash in the amount of \$1,148,688 and the Water Enterprise Fund Retained Earnings in the amount of \$901,021. General Fund revenues came in approximately \$856,000 more than budgeted. There were several factors that contributed to this increase. Motor Vehicle Excise taxes came in \$192,056 more than budgeted. Departmental and other revenue came in \$664,503 more than budgeted due to surpluses of \$247,494 in licenses and permits, \$294,003 in ambulance and Medicare receipts and \$79,625 in cemetery receipts. General Fund expenditures came in approximately \$542,000 less than budgeted. Some of the budgets that had returned unexpended funds that attributed to this surplus were the transfer station in the amount of \$183,600, the fire department for \$35,000, inspectional services for \$32,400, sewer for \$39,200, health insurance for \$20,000 and interest expense for \$31,000. The Town's Health Claims Trust Fund balance continues to maintain an adequate balance of \$3,351,043. For Fiscal Year 2008 rates for HMO increased 3%, the indemnity plan increased 10%, and the PPO remained at 2007 rates.

The Town prepared, for the third year, The Comprehensive Annual Financial Report for Fiscal Year ended June 30, 2007 and received the Certificate of Achievement for Excellence in Financial Reporting for the third year. This achievement is accomplished with the cooperative efforts of the assessors' office, the treasurer/collector's office, and the accounting department with the assistance from our auditors, Powers and Sullivan. The audit for Fiscal Year 2008 has been completed and the Comprehensive Annual Financial Report (CAFR) has been submitted to the Government Finance Officers Association (GFOA).

The Town continues to try to provide the level of services that have existed in the past, but the slight increase in revenue as well as the increase in the cost of oil and utilities continues to put a strain on meeting a balanced budget as well as limiting the funds available for capital expenses. In order to provide a balanced budget for Fiscal Year 2008 \$2,030,443 was transferred from Free Cash.

Respectfully submitted,

Claudette Coutu  
Town Accountant

**FINANCIAL SPREADSHEETS GO HERE**

---



## TREASURER/COLLECTOR

---

The Treasurer/Collector is pleased to submit the annual accounting of the Town's receipts and disbursements for the fiscal year ending June 30, 2008. Our office is responsible for the receipt, investment, and disbursement of all Town funds; billing and collection of all taxes and utilities; collection of beach and transfer permit fees; debt management; administration of the various Town trust funds; collection of mooring and shellfish permit fees; and management of the Town's property that is in Tax Title or Foreclosure.

### ***Cash Management***

The Treasurer is responsible for investing public monies at the highest rate reasonably available, taking account of safety, liquidity, and yield. In the current market turmoil, managing liquidity and ensuring the security of the Town's funds have become increasingly important. The stability of the institutions with which we do business has taken priority over return on investment. This past year saw a significant decline in interest income as interest rates dropped from 5.25% to 2.0%. The Town's short-term investments earned an annualized return of 3.64% with revenue of \$593,856.

### ***Receipts and Disbursements***

Balance July 1, 2007	\$22,477,868
Receipts for the year	\$81,018,970
Disbursements for the year	(\$78,627,262)
Balance June 30, 2008	<b>\$24,869,576</b>

### ***Bank Balances as of June 30, 2008***

CDs	\$1,980,072
Disbursement Accounts	\$500,000
Money Market	\$17,728,576
Trust Funds	\$5,921,174
Balance June 30, 2008	<b>\$25,629,822</b>

### ***Credit Rating***

Every year the town seeks ratings from Moody's and Standard and Poor's for its long term debt. These ratings are based on the overall financial health of the town, its fiscal policies, and stability of the town's tax base. In the latest review, Standard & Poor's upgraded Duxbury's rating to AAA, the highest rating possible. Only 15 of 351 municipalities have achieved this mark. Debt that is rated AAA garners lower interest rates and is more marketable, ultimately saving the town money. Moody's reaffirmed the Town's strong credit rating at Aa2.

### ***Debt***

The Town was fortunate to issue debt before the recent deterioration in the credit markets. In fiscal year 2008, the town issued two bond anticipation notes (BANs) and one General Obligation Bond. The first BAN for \$550,000 was a 6-month note issued in January 2008 at 3.5%. This note was for the Damon Well, which was permanently financed in May 2008.

The second BAN for \$163,000 was a 1-year note issued May 15, 2008, at a rate of 2.50%. The proceeds were used for architectural, engineering and design services for Percy Walker Pool. This debt was voted by the Town to be exempt from the limits of Proposition 2 ½.

Finally, the Town issued a 15-year bond in May 2008, for \$3,125,000 at a net interest cost of 3.0%. This issue was comprised of \$1,700,000 for the Damon Well and Route 3 water main; \$125,000 for seawall repair, and \$1,300,000 in refunded library bonds. By refinancing the library bonds, the town will realize savings of \$63,621.

### **LONG TERM DEBT ISSUED IN FY2008**

<u>Purpose</u>	<u>Amount</u>	<u>Maturity</u>
Library (refunding)	1,300,000	06/15/2017
Water	1,700,000	06/15/2023
Seawall	\$125,000	06/15/2017
<b><i>TOTAL</i></b>	<b><i>\$3,125,000</i></b>	

### **Tax Collection**

**Property Taxes** - Property tax collection during FY08 totaled \$39,165,444 net of refunds. The delinquency rate was 1.6% as of June 30, 2008, a slight increase from FY2007.

**Tax Title** - We began FY08 with 7 properties in Tax Title and a balance of \$59,280. In September 2007, we recorded liens on 28 parcels. During the year, we collected \$101,963 in outstanding taxes on 29 parcels. As of June 30, 2008, 6 properties remained in Tax Title with a balance of \$57,810.

**Motor Vehicle Excise** - There was a 2% decline in motor vehicle commitments from 2007. This is due to the continued decline in new car sales, which has resulted in reduced valuations. In fiscal year 2008, we issued 15,563 bills and collected a total of \$2,242,056. This represents a 1% decline in revenue from the previous fiscal year.

### **Municipal Lien Certificates**

Municipal lien certificates (MLC's) are issued to lawyers and mortgage-lending institutions to assist in the transfer and/or refinance of real estate. Six hundred seventy MLC's were issued during FY2008, producing revenue of \$16,750. This represents a 7% decline in requests from 2007 and is indicative of the downturn in the home sale and refinance markets.

### **Trust Funds**

Trust Fund assets are currently pooled in an account at Rockland Trust. The Town invests only in those securities that are on The Massachusetts Legal List as set forth by the Commissioner of Banks. Our trust fund portfolio was not immune to the market upheaval this year. Overall, the portfolio lost 9.8% in market value. See Tables for Fund 80 and Fund 84 for individual trust fund activity. Descriptions of the individual trusts included in the Annual Report.

#### **Town of Duxbury Trust Fund Activity**

<u>Market Value Summary</u>	<u>07/01/07 to 06/30/08</u>
Beginning Market Value	\$5,402,189
Additions	\$412,885
Withdrawals	(\$272,898)
Income & Realized Gains	\$193,463
Fees	(\$15,396)
Change in Market Value	(\$528,555)
<b>Ending Market Value</b>	<b>\$5,191,655</b>

### **Payroll**

	Year Ended	
	Checks	
<u>PAYROLL</u>	<u>06/30/08</u>	<u>Issued</u>
Town Departments	\$11,083,108	7,820
<u>School</u>	<u>\$23,095,110</u>	<u>14,309</u>
TOTAL	\$34,178,218	21,575

The Treasurer's office in conjunction with the Payroll Clerk in Accounting is responsible for all payroll activities including accurate and timely payments to 520 full-time employees and 620 part time and seasonal staff; the related employee/employer deductions, taxes and wage reporting. We distributed \$34.2 million in payroll, along with \$5.4 million in taxes, and \$4.3 million in pension and deferred compensation.

### **Beach and Transfer Station Permits**

Permit sales remained relatively stable this past year. Non-resident beach sticker sales increased 6% while permits for the parking lot and resident oversand remained flat. The quantity of transfer station stickers sold declined by 5.3% with the advent of the Save

#### **Permit Sales through June 30, 2008**

<u>Permit Type</u>	<u>Qty Sold</u>	<u>Revenue</u>
Parking Lot	3,569	\$121,605
Oversand	2,935	\$333,395
Non-Oversand	3,075	\$718,530
<u>Transfer Station</u>	<u>6,178</u>	<u>\$151,780</u>
Totals	15,534	\$1,325,310

As You Throw program, but savings and revenue were in line with projections. Online sticker sales continued to improve with 39% of non-resident stickers purchased online.

### ***Mooring and Shellfish Fees***

In fiscal year 2008, the Town issued 1,000 mooring permits, 1,073 shellfish permits, 600 dog-walking permits, and 52 horseback riding permits for total revenue of \$228,262.

On the whole, the slight decline in revenues and minor increase in delinquencies did not impede the Town during this fiscal year due to conservative financial practices. These decreases were projected and factored into the budget process. We expect further declines in the coming fiscal year, but are cautiously optimistic that our reduced revenue projections will still be met. I am very proud of the efforts of my staff for their hard work and dedication, and their commitment to providing excellent customer service. We look forward to another successful year.

Respectfully submitted,

Elizabeth Conway  
Treasurer/Collector

---



***Left to Right: Diana Wang, Maureen Connolly, Kelly Smith, Elizabeth Conway, Mary Leach, Dolores Marchewka***

## TRUST FUNDS

---

Balances may be found in the Accounting records

### **ANNA BIGELOW DAVIS FUND**

As per the will of Anna Bigelow Davis: "one part to the Town of Duxbury, the principal thereof to be invested and the net income therefrom to be employed for the purpose of establishing and maintaining at the Duxbury High School, an Art Scholarship Fund for needy students who have studied art in the Duxbury High School Art Department."

### **ANNIE DREW DUNHAM SCHOLARSHIP FUND**

"Under term of Will (Accepted ATM 3/14/64, Art. 45) Article Sixteen: (b) Three-fourths thereof I give to the Town of Duxbury, in trust, nevertheless, to invest, reinvest, and from time to time to change the investments at the discretion of said trustee, and annually (January first to December first) to pay the net income therefrom derived in a scholarship to, or on behalf of, a student selected as hereinafter provided, in furtherance of his or her education in any branch of learning which such student prefers, and which student is a resident of Duxbury who is graduating from, or has graduated from, Duxbury High School (or if Duxbury no longer shall have its own high school, then the regional or district high school of which Duxbury is a participant). Selection of such student (preferably one in the then-current graduating class) shall be made before June first of each year by a group made up of the following members: The Superintendent of Schools of the Town of Duxbury (or if Duxbury shall no longer have its own school superintendent, then the superintendent of the regional or district school of which Duxbury is participant); the Principal of the Duxbury High School (or if Duxbury shall no longer have its own school principal, then the principal of the regional or district school of which Duxbury is participant); and the members of the Duxbury School Committee.

Should the group herein before provided, or any of them, be unwilling to accept the responsibility of selecting students, to receive such scholarships, the Town of Duxbury, may, at any regular or special Town Meeting, appoint alternates for said principal, Superintendent, and members of the School Committee, and such alternate or alternates may substitute for the person or persons unwilling or unable to participate in such selection.

The fund hereby created shall be known as "The Annie Drew Dunham Scholarship Fund", and the scholarship shall be known as "The Annie Drew Dunham Scholarship".

### **AGNES E. ELLISON FUND**

"The income to be used for the under-privileged children in need of medical attention, particularly to alleviate blindness and deafness."

### **ARTHUR D. EATON CEMETERY FUND**

Last Will and Testament of Arthur D. Eaton - Article Tenth:

"All the rest, residue and remainder of my estate to the Town of DUXBURY, a municipal corporation within said County of Plymouth, and Commonwealth of Massachusetts, IN TRUST NEVERTHELESS, the income therefrom to be expended annually by the Cemetery Trustees of said Town, insofar as may be necessary for the perpetual care of said Eaton Lot, so-called, being Lot #1259 in Mayflower Cemetery, wherein is buried the body of my late Mother, Edna L. Eaton, and in which my body is to be buried as aforesaid, and for flowers and the placing thereof annually in front of the monument on said lot on Memorial Day, and for a wreath and the attaching thereof, annually, to said monument on Christmas Day, the balance of said income in each year to be used for the general care, improvement, and the embellishment of the 'old portion' so-called, of said Mayflower Cemetery: said fund to be known as the "Arthur D. Eaton Fund".

#### **BENJAMIN M. FEINBERG TRUST FUND**

"I give and bequeath to the inhabitants of the Town of Duxbury, Massachusetts for educational purposes the sum of fifteen hundred (\$1,500) dollars. Said sum shall be held in trust by the Town of Duxbury and the Principal thereof shall be invested so that the members of the School Committee of said Town may make an annual award to a member of each year's graduating class of the high school, who intends to pursue his or her education further, either in a college, university, trade school or other institution of higher learning. It is my desire that preference be given to a student who may be in need of financial assistance. The amount of such award shall be determined by the Trustees and shall be paid out of the annual income or out of the undistributed income

"The term 'Annual Income' shall be the 'net income' as herein defined, for the 'fiscal year' of the Fund which ends prior to the date of graduation for which such award is to be made. The term 'net income' as herein used shall include income received from all sources, other than gains from sales or exchanges of property, held by such Fund, after deducting all expenses property chargeable against income. Any gains or losses from sales or exchanges of property held by such Fund shall be regarded as an addition to or as a charge against Principal. The fiscal year of such Fund shall be the twelve-month period commencing with the first day of the month in which such fund shall be created."

#### **EBEN H. ELLISON TRUST FUND**

"Annual Town Meeting, April 28, 1990, Article 36, moved and seconded that the Town vote to accept a gift from Eben H. Ellison Trust and authorize the Board of Selectmen to establish procedures regarding the use of such gift in accordance with Article 36 of the warrant:

"To see if the Town will vote to accept a certain sum of money from the Eben H. Ellison Trust to be invested by the Treasurer, in which no more than one-half the income derived there from shall be disposed of for the support and maintenance of the William P. Ellison Playgrounds, and the remaining income to be used for a worthy Town need or project. All funds are to be allocated at the discretion of two Trustees, Elton F. Drew and Clarence W. Walker, or their successors.

All funds not so expended in any year shall be reinvested by the Treasurer. The sum of Five Hundred (\$500.00) dollars, Two Hundred Fifty (\$250.00) dollars per trustee per year, from the income shall be paid to the Trustees."

#### **EDMUND A. DONDERO SCHOLARSHIP FUND**

Special Town Meeting held May 5, 1986, Article 5, it was moved and seconded that the Town appropriate and transfer \$1,000.00 from Free Cash to establish a scholarship fund, in the name of and to honor Edmund A. Dondero, the income from which is to be used toward the payment of college tuition and expenses for a deserving student interested in pursuing a career in government service, with the scholarship funds to be administered and applied under the Board of Selectmen.

#### **EDWARD P. HOBART SCHOLARSHIP FUND**

As per Will of Ruth C. Hobart-

"Article Fifth: I give and bequeath unto the Town of Duxbury, a municipal corporation within said County of Plymouth and Commonwealth of Massachusetts, the sum of Ten Thousand dollars (\$10,000), IN TRUST NEVERTHELESS, the net income to be paid in annual scholarships to be determined by the amount of income available for distribution in each year. Any excess over the amount necessary to make one or more full scholarships of Five Hundred Dollars (\$500.00) each shall be paid in conjunction with income earned in the year following, or subsequent years, to aggregate a full Five Hundred Dollars (\$500.00) scholarship."

#### **HARRIETT S. CROZIER SCHOLARSHIP FUND**

"Under term of Will - 22nd, A. Scholarship Fund of the Town of Duxbury, Massachusetts, in memory of my late sister, Marion A. Crozier".

#### **HARRY C. & MARY E. GRAFTON MEMORIAL SCHOLARSHIP FUND**

"To establish two one-year scholarships for needy Duxbury High School seniors who plan to continue their education. The Trustees contemplate that this will be an annual award, and that each recipient will

be supported for up to four consecutive years (at \$1000 per year upon satisfactory completion of the prior year) for college, or vocational training. Thus, future grants from the Grafton Trust to the Town for this purpose could be increased to a total of \$8,000 in a given year".

#### **HELEN DELANO HOWE SCHOLARSHIP FUND**

"Twenty-sixth: I give and bequeath the sum of One Hundred Twenty-Five Thousand (\$125,000) to the Town of Duxbury to establish in this Massachusetts town, a separate fund to be known as the Helen Delano Howe Scholarship Fund, the income of such fund to be awarded annually on an objective and non-discriminatory basis, in one or more scholarships, to students residing in said town who desire to continue their education after high school in an educational institution, as defined in Section 170 (b) (1) (A) (ii) of the Internal Revenue Code of 1986, as amended (the 'Code'), with preference to those students intending to enter the teaching profession. Said scholarships are to awarded and administered by the process usually employed in the selection of scholarship candidates in named Town. Such awards may be made to students upon their graduation from high school and the recipients thereof shall continue to be eligible for annual awards, providing that student remains academically and personally qualified and worthy, in the discretion of the awarding authority until the student has received the bachelor's degree."

#### **HERITAGE FUND**

The Board of Selectmen voted to adopt the following motion at their meeting of July 9, 1990:

"Moved the Town Accountant be authorized to transfer \$14,000 from the Excess and Deficiency (E & D) Fund to Duxbury Heritage Fund to be established by the Town Treasurer. Said action being consistent with the Motions adopted under Article 14 of the Special Town Meeting of March 1988, and Article 2, of the Special Town Meeting of November 1988.

The Duxbury Heritage Trust Fund shall be for promotion of the Town of Duxbury's natural, historical and cultural heritage. The Board of Selectmen shall enact rules and regulations to govern the Fund and may accept contributions to the Fund and may expend investment earnings of said Fund. Said Fund is established with the \$14,000 contribution given to the Town on behalf of the Town's 350th Anniversary Celebration.

The Town Treasurer shall each year submit to the Board of Selectmen a written account summarizing the assets, contributions and expenditures of said fund. The Selectmen may appoint a committee to advise and assist the Board in the administration of said Fund."

#### **ISABELLE FREEMAN TRUST FUND**

"I bequeath and devise to the Town of Duxbury, Massachusetts, but in TRUST nevertheless for the following uses and purposes: to maintain my house lot at 155 Depot Street, Duxbury, Massachusetts, in conservation for use as, but not limited to, a bird sanctuary. Such money to be included in this bequest shall be held intact, the income there from to be used for minor repairs of the real estate.

Should the income from such money exceed the operating and maintenance expenses of said real estate, then the Trustees may, in their discretion, expend appropriate portions of the income to provide ambulance services in the Town of Duxbury, Massachusetts, but for no other purposes.

I nominate as Trustees for this bequest to the Town of Duxbury, Massachusetts, its duly elected Board of Selectmen.

#### **ISABELLE V. FREEMAN POWDER POINT TRUST**

"Income to be expended under direction of the Selectmen for Ambulance Services only".

#### **JAMES BUECHLER BOOK FUND**

Gift left in memory of James Buechler, a former teacher, for the schools to purchase books.

#### **JONATHAN AND RUTH FORD TRUST FUND**

"Net income only, of said funds, is to be paid by said Town from time to time each year to or for the benefit of those residents of said Town who are, in the sole discretion of said Town, financially unable to

secure badly needed medical and/or nursing care, supplies, hospitalization, operations, x-rays, and/or assistance (including dental work) deemed necessary by said Town in any case."

#### **KING CAESAR'S FUND**

"To provide for relief of the poor and elderly citizens of said Town; and to assist any citizen of said Town who is, in the judgment of the Selectmen, otherwise unable to pay in obtaining proper medical, dental, psychiatric and nursing care by establishing, equipping and maintaining, through the Plymouth Community Nurse Association or otherwise, a program or programs of preventative medicine and a clinic or clinics for furnishing such care at convenient and accessible locations in said Town and by other appropriate means. Within 90 days following the payment to the Selectmen, they shall submit to the trust a written report as to the objects or purposes for which said payment has been or is to be expended."

#### **LADIES UNION FAIR ASSOCIATION OF DUXBURY TRUST FUND**

Accepted at Annual Town Meeting, March 14, 1964, Article 32. Income to be used for the general care of the old section of Mayflower Cemetery.

#### **LUCY E. EWELL TRUST FUND**

"Income to be paid over" annually to the authorities in charge of the 'Upper Cemetery' on Keene Street in the part of the Town of Duxbury called ASHDOD, to be expended by them for the care, improvement and embellishment of said cemetery."

#### **LUCY HATHAWAY TRUST FUND**

"Income to be 'applied for the purpose and in the proportion hereinafter specified':

- (a) One-fourth of said income to be applied to the care and improvement of the public streets in said Town of Duxbury;
- (b) One-eight of said income to be applied to the care of shade trees within the limits of the public highways in said Town of Duxbury;
- (c) One-sixteenth of said income to be applied to the care and improvement of Mayflower Cemetery in said Town of Duxbury;
- (d) One-fourth of said income to be applied to the support of the public schools in said Town of Duxbury;
- (e) One-sixteenth of said income to be applied to the purchase of books for the public library in said Town of Duxbury;
- (f) One-eight of said income to be applied to the care and maintenance of the public landings in said Town and the approaches thereto;
- (g) One-eighth of said income to be applied to the maintenance and care of public bridges in said Town."

#### **MARGERY S. PARCHER MEMORIAL TRUST FUND**

Special Town Meeting held November 23, 1987, Article 18, it was moved and seconded that the Town vote to approve the establishment of the Margery Parcher Memorial Trust Fund, said Fund to be used to enhance the Town of Duxbury's Annual Fourth of July activities as directed by the Board of Selectmen on the advice of the Fourth of July Committee.

#### **MARIETTA F. RUSSELL SCHOOL LIBRARY FUND**

"Received from the Estate of Marietta F. Russell, check for \$1,500.00 bequeathed to the Town of Duxbury by said Marietta F. Russell, under and in accordance with the provisions of Paragraph 14 of her Will, in memory of her parents, Edward B. Russell and Katherine A. Russell, to be held in Trust, and the income therefrom to be used annually for the purchase of books for the Library of the Duxbury High and Elementary Schools."

#### **MARIETTA F. RUSSELL SCIENCE MATERIAL FUND**

"Received from the Estate of Marietta F. Russell, check for \$500.00 bequeathed to the Town of Duxbury by said Marietta F. Russell, under Paragraph 34 of her said Will, the income therefrom to be used for the purchase of science materials for the Elementary and High Schools."

### **MARY E. CARR NEPTON SCHOLARSHIP FUND**

"Terms of Will- Clause 6. All the rest, residue and remainder of my estate, both real and personal, I give, devise and bequeath to my Trustee hereinafter named, in trust as follows:

(a) To establish a fund to be called 'The Mary E. Carr Nepton Scholarship Fund of the Town of Duxbury'.

(b) The said fund to be held by the Town Treasurer of Duxbury, Massachusetts, as a trust fund, the net income therefrom to be used from time to time for the payment of a part or all of the tuition of needy male students at a recognized college or other institution of higher learning."

### **MOLLY HOPKINS TAFT LIBRARY SERVICE SCHOLARSHIP AWARD**

"To provide a living memorial and at the same time to encourage academic excellence by Duxbury High School students, and especially those who are active in school library activities.

Basis for Selection of Recipient:

Academic excellence is required. If there is a Library Service Club, or equivalent student activity in assisting with the maintenance of library systems, selection should focus on a college-bound student who has participated in such activities. Demonstrated knowledge of library access procedures and unusual familiarity in the use of reference material could aid in selection in lieu of library service although library service is preferable. Performance, not "need" is to be prime consideration. Special consideration is to be given to a student who qualifies well in the two foregoing conditions and has been accepted by Wellesley College, Molly's alma mater.

In the event the student who is thought to most nearly meet the above described conditions elects to not accept this award it should be allowed to accumulate that year, since it is intended that the recipient be selected on academic excellence and library service or unusual facility with and knowledge of reference material accession. Also, in the unlikely event that there is no suitable candidate the fund should be allowed to accumulate.

The award is to be made to reach recipient only one time; it is intended for college expenses during the first year. In the event that the designatee cannot attend a school of higher learning in the same calendar year in which the award was made -- for whatever reason--the amount awarded is to be held in the Fund for up to three years for that person's use when electing to go forward with his education. If not claimed by the end of the three-year period, the award is voided and amount of the award reverts unconditionally to the Fund.

If there is a direct descendent of Molly Hopkins Taft (Molly Malvina Taft) who wishes to participate in the selection of the recipient, that person will, after obtaining School Department recommendations, have the right to determine who will be selected for the award, since it is believed that such person is more likely to understand the intent of this Fund."

### **MYLES STANDISH HOMESITE FUND**

"Annual Meeting, Town of Duxbury 3/1/30 - Article 15 - Voted unanimously that the Town accept the homesite of Myles Standish at Standish Shore and send thanks to the Trustees of the Standish Monument Association.

Annual Meeting, Town of Duxbury 3/7/31 - Article 30 - Voted unanimously that the Town accept the gift of \$1,133.16 from the Standish Monument Association, the income from this amount to be used for the care of the lot at Standish Shore where the original Myles Standish house was located.

Annual Meeting, Town of Duxbury 3/12/60 - Article 21 - Voted to authorize the Town Treasurer to accept from time to time any and all money which may be donated to the Myles Standish Monument Fund."



#### **NELSON T. SAUNDERS MEMORIAL TRUST**

Special Town Meeting held April 28, 1990, Article 9, moved and seconded that the Town vote to approve the establishment of the Nelson Saunders Memorial Trust Fund of which the principal and interest may be used for shellfish propagation and cultivation for the Town of Duxbury as approved by the Board of Selectmen on the advice of the Shellfish Advisory Committee.

#### **RICHMOND G. WIGHT FUND**

Annual Town Meeting held March 11, 1989, Article 36, moved and seconded that the Town accept a gift from the Estate of Richmond G. Wight and authorize the Board of Selectmen to establish procedures regarding the use of said gift in accord with the provision of the Will of Richmond G. Wight. "The gift to the Town of Duxbury is in trust, the income, current and accumulated, to be used in the discretion of the Selectmen or such other persons as may be designated by the Town to exercise such authority, for those proposed beneficial to the Town and its inhabitants for which adequate public funds are not available. Preference shall be given, but not limited, to uses related to the history of the Town, the preservation of historical places and buildings, and the encouragement of all forms of art and artistic appreciation and endeavor within the Town. Payment may be made to charitable organizations for such purposes."

#### **THOMAS D. HATHAWAY FUND**

"Income to be expended annually in the purchase, planting and replanting of shade and ornamental trees and shrubbery on and in the several Town ways and highways in said Town of Duxbury and in the care of the same, but should the Selectmen of said Town in any year or years think there was more money from said income than could be well expended for the foregoing purposes they may expend a portion of said income as shall seem to them expedient in improving the sidewalks in said Town of Duxbury."

#### **WESTON-THOMPSON FUND**

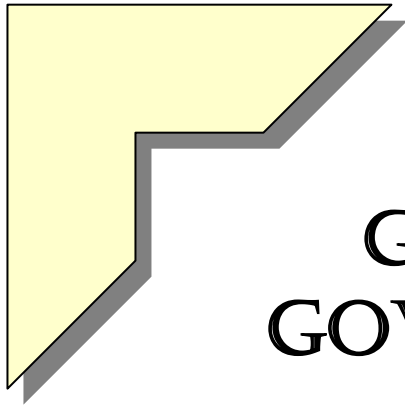
"To the Town of Duxbury, Massachusetts, the sum of Ten Thousand Dollars, to be held and administered by the Town Treasurer, with the advice and consultation of the Trustees of Trust Funds, as an endowment to be known as the "Weston-Thompson Fund". The income from said endowment shall be used to provide scholarships for graduates of Duxbury High School who wish to pursue their education in the vocations, such as, but not limited to, carpentry, plumbing, electrical work, auto mechanics, and electronic services, and who would, without financial assistance, be unable to advance in their chosen fields. The selection of the recipient or recipients of this award each year shall be made by the principal of Duxbury High School and the superintendent of the Duxbury school system."

#### **WILLIAM P. ELLISON CHARITABLE TRUST**

Special Town Meeting held March 11, 1984, Article 4, moved and seconded that the Town vote to accept a gift from the estate of William P. Ellison and authorize the Board of Selectmen to establish procedures and decide upon uses of said gift that are to be for exclusively public purposes. The Board of Selectmen voted March 27, 1989 to approve the use of the Ellison gift for lights at Chandler Field.

#### **WILLIAM PENN HARDING LIBRARY FUND**

"Income to be paid by the Town Treasurer to the trustees of the Public Library of said Town, sometimes called the 'Wright Memorial Library' to be expended by them in the month of May each year, in the purchase of recent books on Science, Art or Travel of a popular and instructive character, which books shall be placed in said library for general circulation. Said bequest shall be designated as 'William Penn Harding Library Fund' which designation shall be printed or written in all books so purchased when placed in said Library."



# GENERAL GOVERNMENT

CABLE ADVISORY COMMITTEE

DUXBURY CULTURAL COUNCIL

FOURTH OF JULY COMMITTEE

INFORMATION SERVICES

PERSONNEL BOARD

WAR MONUMENT COMMITTEE

## CABLE ADVISORY COMMITTEE

---

The Cable Advisory Committee advises the Board of Selectmen and the Town Manager on cable-related matters. Although the committee strives to identify and address the concerns of Duxbury's cable customers and monitor their satisfaction with the service being provided, federal law limits municipal oversight of cable service provided by a traditional cable company or, at some point in Duxbury, by the local phone company. The town has no jurisdiction over Internet service, rates, or channel lineup.

The principal activity of the committee over the past year, as it has been for some time, has been to negotiate a cable franchise licensing agreement with Comcast, which purchased the Adelphia license as part of Adelphia's bankruptcy proceedings. In fact, Duxbury has not had a cable agreement since Adelphia's license expired in November 2004. As of June 30, 2008, the committee had not been able to reach an agreement with Comcast. The committee will continue to seek a mutually satisfactory licensing agreement.

The committee wishes to thank Robert Fitzpatrick for his leadership as chairman over this difficult period, and we express appreciation to Richard Dunphy for his contribution as a committee member over several years.

Respectfully submitted,  
William J. Kearney, Interim Chair

## DUXBURY CULTURAL COUNCIL

---

The Duxbury Cultural Council (DCC) awards funds from the Massachusetts Cultural Council (MCC) to support the arts, humanities and interpretive sciences in the community. In FY 07 the DCC received 28 grant applications totaling over \$14,000. DCC awarded grants totaling \$4,000 to the following 12 projects, giving preference to multi-generational and culturally diverse programs.

<b>Applicant</b>	<b>Project</b>	<b>Approved</b>
Art Complex Museum	Japanese Tea Ceremony	\$500
Duxbury Art Association	Midsummer Art Show	100
Duxbury Art Association	Themed Gallery Exhibit	100
Duxbury Art Association	Winter Juried Show	100
Duxbury Council on Aging	Dinner with Morrie	500
Duxbury Public Schools	Moby Dick	750
Fine Arts Choral	2007-2008 Concert	250
Jameson, Scott	Magic and Juggling Act	300
Pilgrim Festival Chorus	9 <sup>th</sup> Season 2007-2008	250
Plymouth Philharmonic	92 <sup>nd</sup> Season 2007-2008	250
South Shore Band	4 <sup>th</sup> of July Concert	400
South Shore Conservatory	"Die Fledermaus"	500
<b>Total</b>		<b>\$4,000</b>

The awards reflected the MCC FY 07 allotment of \$4000. October 15, 2007 marked the deadline for applications. The DCC met to award the grants on October 26, 2007. By the January 15, 2008 deadline, DCC submitted to MCC the 12 successful applications with supporting material.

On January 26, 2008 the DCC held a fund-raiser at the Duxbury Senior Center in honor of Robert Burns. About 200 people attended and enjoyed an evening of traditional Scottish music, poetry, dance and food.

The DCC is grateful to departing member Cary Johnson for her excellent service over the past three years. The DCC welcomed new members Helen Fowler and Janet Ritch. Janet previously was a member of DCC for 6 years

The Duxbury Cultural Council is indebted to the Massachusetts Cultural Council' representatives, especially Sara Ewing and Jennifer Lawless, for their guidance and support. MCC continues to designate DCC as a "streamlined council", a classification given to cultural councils that have demonstrated a history of sound judgment in granting practices and whose members have completed all required training courses.

Respectfully submitted,  
Alice Vautrain, Chairman  
Laura Doherty, Secretary  
Mary Beth MacQuarrie, Treasurer

Marcy Bravo  
Rebecca Chin  
Eija Heward  
Cary Johnson

Barbara Kiley  
Anthony Pilla  
Larry Smith

## FOURTH OF JULY COMMITTEE

---

The Fourth of July Activities Committee is pleased to report that Duxbury's 116<sup>th</sup> Fourth of July celebration was very successful. The theme of this year's parade was "Hats Off to Our American Heroes." Anne Antonellis, president of the Duxbury Business Association, was elected parade marshal in honor of her involvement in many town organizations. The now-traditional beach party took place on Saturday, July 5. The committee featured Sons of Blues, a favorite local band, and Cheech and the Reggae Bubblers, a popular band from St. Croix. The weather cooperated for both the parade and beach party, and everyone seemed to enjoy the weekend. The committee was especially pleased by the efforts of Lieutenant Roger Banfill, who worked with us in providing excellent police coverage of both events.

New this year was an Independence Eve Benefit Concert by the Student Union. On the morning of the 4<sup>th</sup>, the Duxbury Road Race, a benefit for those with Duchenne's Muscular Dystrophy, took place. On Sunday, July 6, the Cornerstone Lodge held its annual holiday breakfast. On Sunday evening, the South Shore Bay Band had its annual outdoor concert on the grounds of Duxbury High School. Although the committee did not fund any of these events, we did promote all of them in our 4<sup>th</sup> of July booklet.

The committee relies heavily on the support of townspeople and is grateful for this year's response to the Margery Parcher appeal. The committee received close to \$23,000 from donations to the Margery Parcher Fund, which, in combination with the town meeting appropriation of \$10,000, supported the activities budget of just over \$33,000 for the beach party entertainment and parade bands and entertainers.

Many people helped the committee during the parade and beach party, from parade judges and parade monitors to a loyal group of volunteers who collected pallets and built the bonfire. We thank the many truck owners and drivers who pulled floats. We thank Mass Hauling for again donating the dumpster for the beach party. Finally, we thank the police, fire, and harbor master departments for their assistance. Our "hats off" to all of you.

If you want to join the committee in planning next year's 4<sup>th</sup> of July events, fill out a talent bank application and drop it off at the town manager's office. We are a fun group and always welcome new members.

Respectfully submitted,  
Margaret Kearney and Rich Potash, Co-Chairs

## INFORMATION SERVICES

---

The Town of Duxbury believes it should "deliver excellent services to the community in the most fiscally responsible and innovative manner." Duxbury has endeavored to achieve results that are reflective of this mission during a period of time that has proven to be challenging for many municipalities.

The challenge was felt by all who serve Duxbury in Fiscal Year 2008. During this time, technology continued to make progress. As it evolved, implementation and/or modification of technology were examined to determine its applicability to the systems used by Duxbury. This was a period of time when examination allowed the Information Services Department to prepare and position Duxbury for upcoming technology transformations. It has been a pleasure to be involved in the process and to have worked with many fine people who serve Duxbury either as volunteers or as dedicated staff.

I have received a great deal of satisfaction in working with the departments within the Town of Duxbury. Being able to help them achieve their goals, of providing excellent service in a fiscally responsible and innovated manner, is highly motivational. Although our fiscal challenges as a community will have even greater significance in Fiscal Year 09, a commitment to providing a more efficient and effective IT infrastructure remains constant. I look forward to improving Duxbury's infrastructure and thereby providing excellent services to the community of Duxbury in Fiscal Year 2009.

Respectfully submitted,  
Mary E. MacQuarrie  
IS Administrator

## PERSONNEL BOARD

---

The Board continued in its function of supporting the Town Manager in his role of Chief Human Resources Officer for the Town. This past year we worked with and advised the Town Manager on a number of issues including revising a compensation plan presented by a municipal consultant, and also continuing work in the revision of the Personnel Plan.

At fiscal year-end, the Board was in the process of working with the Town Manager and Finance Director is establishing the first and critically needed Personnel Assistant position for the town.

Finally, we wish to recognize the many years of invaluable service to the town rendered by Nan O'Neill and Paul McDonough who are stepping down after many years of service with the Board. Wayne Heward replaces Paul McDonough as Chair.

Respectfully Submitted,  
Rob Molla, Jean Riley, Sandy Salmela, Anita Stiles, Wayne Heward-Chair

## WAR MONUMENT COMMITTEE

---

The War Monument Committee was appointed by the Town Manager in September of 2007 to explore the status of the monument formerly installed at Boomer Square. We gathered the pieces at the Department of Public Works and began a program of identifying who were the people honored on the monument and what could reasonably be done to restore this, the only Honor Roll remembering those who answered the call in the "Great War" we now know as World War I. The Selectmen dedicated this honor roll in 1922 and it stood at the intersection of Tremont and Depot Street for many years. In the 1960's it was the victim of a vehicle accident, deemed no longer safe and removed. It was shuffled around various Town properties shedding pieces as it slipped out of memory. Relocated in July of 2007 what was left was gathered together and the quest for restoration began. Many hours and consultations have been consumed and we now are developing a feel for the process and costs to restore the monument. We anticipate bringing the question of restoration and location before a Town Meeting soon.

Your committee is made up as follows. Katherine Pillsbury, Town Historian; Beverly Johnson, Cemetery Trustee; Terry Vose, Chair, Historical Commission; Holly Morris, Chair, Community Preservation Committee, Russ Pratt, Representing the American Legion; Pam Smith, Architectural and Design Specialist, Patrick Browne, Executive Director of the Rural and Historical Society, Gil McNab, representing the interest of several honorees and Joe Shea, Chair



# HEALTH & HUMAN SERVICES

COUNCIL ON AGING

DUXBURY HOUSING AUTHORITY

KING CAESAR ADVISORY COMMITTEE

LOCAL HOUSING PARTNERSHIP

MUNICIPAL COMMISSION ON DISABILITY

VETERANS' SERVICES

## COUNCIL ON AGING

---

The Council and staff of the Duxbury Senior Center would like to thank the 236 volunteers who gave 23,298.50 hours of service this past year. With their gift of time, talent and love the Senior Center had a very successful year.

We had 24,585 visitors come to the Senior Center to participate in our varied programs and activities including cultural trips, supper clubs, exercise, lifelong learning, art, and the Alzheimer's Support Group for those with Alzheimer's Disease and their loved ones.

"Intermissions", our twice a week supportive day care program, provided caregivers of Alzheimer's clients 576 hours of much needed respite this year. Without this relief time many would not be able to continue the non-stop attention these clients require.

The Outreach staff made 1,034 contacts with seniors and caregivers providing information and referrals, case management and advocacy services.

The drivers of Sadie I provided 3,692 rides for shopping, banking and to the Duxbury Senior Center for lunch/activities. While SADIE II, our new medical van, provided transportation to seniors needing rides to medical appointments and treatment - locally and out of town 414 times. Our volunteer drivers also provided 464 transports during fiscal 2008.

The Life-Long-Learning Program continues to grow in popularity. In 2008, this unique program, with its dedicated volunteers, was the recipient of the MCOA Innovation Award.

The Food Service staff prepared 12,080 delicious and nutritious meals. There were 4,986 meals served in the Ellison Café and an additional 7,094 home delivered meals all by volunteers.

The Duxbury Senior Center is a special place--from the meals that are cooked on-site, to the diverse program base, to the caring people who are proud to call the senior center their second home.

The Council on Aging, staff and volunteers appreciate the generosity of the Friends of the Duxbury Senior Center. Through their successful fundraising and community efforts, they have been able to underwrite the salaries for the outreach staff and provide support with the day-to-day operation of the Center.

We would like to thank the entire staff who make this wonderful building a warm and inviting oasis. Many thanks to our dedicated Director, Joanne Moore, and Assistant Director, Donna Pizura.

Respectfully submitted:

Ninky Savage, Chair

John Madden, Chair Elect

Catherine Mavin, Secretary

Rev. Catherine Cullen

Pauline Flynn

Henry Milliken

Patti Ryan

Dick Sigrist

Pamela Campbell Smith

Matthew Walsh

Beverly A. Walters



## DUXBURY HOUSING AUTHORITY (STATE AGENCY)

---

The Housing Authority continues to manage and operate fifty-two elderly and handicap units at Duxborough Village located on Chestnut Street, and seven scattered site family units which consists of four two-bedroom and three three-bedroom units. We manage in conjunction with the DMR, 8 units on Merry Ave for special need clients and four units for special need clients on Cordwood Path. In addition, we administer 13 Federal Section 8 Housing Choice Vouchers and 3 Massachusetts Rental Vouchers.

This year our Housing Authority completed four new units for our special needs clients on Cordwood Path and finished renovating the A-Frame on Old Cordwood Path. We received funding from the Department of Housing and Community Development to put new siding, and windows at one of our family scattered site and new windows on another site. We are currently in the process of replacing the septic at our elderly complex.

At this time we would like to thank our Fire and Police Departments for their dedication and service they provide us and also to the Town Manager, Building Inspector, Board of Health, Water Department, Department of Public Works and to all the Town Boards and Committees for their continued support in helping us to reach our goal to provide affordable housing to all who may need it.

Thank you.

Respectfully submitted:

Linda M. Bacci – Executive Director

Linda Garrity – Chairman  
Brendan Keohan – Member  
John Griffin – Member  
Beverly Walters - Member  
John Todd - Member

## KING CAESAR ADVISORY COMMITTEE

---

In February, 1916, the King Caesar Poor and Hospital Fund (now called the King Caesar's Fund) was established by the terms of the will of William Bradford Weston. The focus of the Fund has been "to provide for the relief of the poor and elderly citizens of said Town; and to assist any citizen of said Town, who is, in the judgment of the Selectmen otherwise unable to pay in obtaining proper medical, dental, psychiatric and nursing care..." The King Caesar Advisory Committee consists of three individuals and an intake case worker with administrative support provided by a member of the Board of Selectmen's staff. The three members have traditionally included individuals with medical backgrounds and a member of the Duxbury Interfaith community. The Board of Selectmen relies on the King Caesar Advisory Committee to review client cases and make recommendations.

This year the King Caesar Advisory Committee was able to refer a number of individuals to other social service agencies. In addition, the Fund assisted several clients who would have "fallen through the cracks" in the healthcare system. Even with the advent of more widespread health insurance coverage for Massachusetts residents, need still exists for those underinsured and those whose insurance cannot meet the escalating costs of medical treatments.

The Committee has been fortunate to have Jackie Barbieri, RN as its intake worker. Jackie's medical knowledge is only surpassed by her compassion. She is a passionate advocate for those in need and

goes above and beyond, whether the client is one who can be served by the Fund or requires referrals to other agencies.

Respectfully submitted,

Diane Barker, RN; Rev. Catherine Cullen; Carol Langford, M.D; and  
Jackie Barbieri, RN – intake worker  
C. Anne Murray, Staff Liaison to the King Caesar Advisory Committee

## LOCAL HOUSING PARTNERSHIP

---

The Local Housing Partnership (LHP) wishes to express gratitude to Town Meeting for their support of the following articles approved March 8, 2008:

- The purchase of the Grange to be rehabilitated for housing from CPA
- Affordable Housing Bylaw (ZBL Section 570)
- Housing Assistance Program funding \$500,000 from CPA
- Creation and organization of a Housing Trust
- Allocation Plan for the Housing Trust
- The purchase of 3 acres for housing as part of Camp Wing acquisition

Town Meeting's support of these articles was a clear message of the Town's desire to provide affordable housing to Duxbury residents.

In addition to Town Meeting activities, the LHP over the last year has been approached by a homeowner willing to donate a home scheduled for demolition that could be moved to another location for affordable housing. This is the second building offered to the Town through the LHP in as many years. Due to the lack of Town owned lots dedicated to affordable housing, funds for house moving and timing of available funding, our committee was forced to decline acceptance of the home due to these issues.

In April the LHP began working on the Housing Assistance Program guidelines for implementing the funding approved at Town Meeting. We received assistance from Peter Milewski, Director of Mass Housing's Mortgage Insurance Fund and Manager of Homeownership Business Development program, from Sarah Martin Brook, Senior Loan Officer with Rockland Trust, and from Laura Schaefer, Executive Director of the Plymouth Redevelopment Authority. All shared their knowledge and expertise with the committee. Upon establishment and appointment of the Housing Trust, suggested program guidelines were forwarded to the Housing Trust for use in their implementation of the program. We are hopeful that this program will be implemented as soon as possible in FY09.

Among our other activities, the LHP reviewed and made recommendations to the Board of Selectmen relative to the proposed Duxbury guidelines for approval of a Local Initiative Project (LIP). The LHP also reviewed and made recommendations to the Board of Appeals during their process of updating their Local Guidelines for Comprehensive Permit applications.

The LHP has also taken a major role with supporting the Island Creek expansion project, which includes additional rental, homeownership and assisted living units. The LHP has also actively worked with the developer to preserve the subsidy for the existing 106 units at Island Creek due to expire in 2012. At present our Subsidized Housing Inventory (SHI) Town-wide is 3.7% and with the approval of the proposed Island Creek units under consideration, the SHI would increase to 6.73%, a substantial gain towards the mandated 10% Affordable Housing required of each community in the Commonwealth.

This past May, the LHP applied for and received a grant from the Citizen's Housing and Planning Association (CHAPA) to assist in the public outreach and implementation of the newly approved Affordable Housing Bylaw (Section 570). The approved Affordable Housing Bylaw is a novel approach through a Special Permit process for securing affordable housing in the community on lots that may have zoning deficiencies that would otherwise not be capable of being built upon. OKM Associates, who has been working with the Town, was a prequalified consultant with CHAPA that allowed for them to be awarded to this grant to assist the LHP.

During the past year our committee had resignations and new appointments. The LHP would like to thank Charles Rourke for over twelve years of dedication towards the pursuit of affordable housing and note his resignation along with former Planning Board member Angela Scieszka. The LHP would also thank Bill Campbell for his continuous efforts as an interested resident to assist the LHP in their many endeavors. We also welcome our newest members, Denece McCann Clinton, Matthew Walsh, and George Wadsworth. The LHP continues to work diligently and tirelessly to pursue through development, preservation and programs, ample opportunities for affordable housing in Duxbury.

Diane Bartlett, Chairman

Bruce Bygate  
Denece McGann Clinton  
John Griffin  
Barbara Kelley  
Brendan Keohan  
Andre Martecchini  
Brian Murphy  
George Wadsworth  
Matthew Walsh

## MUNICIPAL COMMISSION ON DISABILITY

---

The Municipal Commission on Disability for the Town of Duxbury meets monthly on the 1<sup>st</sup> Wednesday of the month with the exception of July and August. This fiscal year of 2008 we provided financial supported for the new electronic door opener at the Performing Arts Center and the new signs for the additional handicap parking spaces at the Senior Center.

In February two of our members attended a meeting on how people with disabilities would have the assistance they need in times of emergency. Tracy Mayo, Health Agent, met with the commission at our next meeting to talk about Duxbury's plans for disasters.

We continue to advocate for the disabled in all new public buildings under construction. We welcome any interested person to attend our meetings.

Respectfully submitted

Pat Randall, chair

Joe Shea   Patty Cristoforo   Marcia Solberg   Jerry Nightingale   Anita Stiles   Nancy Shine

## VETERANS' SERVICES

---

The Duxbury office of Veterans' Services Continues to serve Veterans, their spouses and/or dependents by counseling, advising, and assisting in procuring Federal and State benefits or entitlements for which they may be eligible.

On the state and local levels, we seek benefits for financial assistance, medical treatment, fuel assistance, tax abatements, housing, employment and counseling to those that are qualified under MGL: Chapter 115. The program is 75% reimbursable.

Although the final figures for the annual monetary award have not yet been received, I anticipate that the figure will be greater than last year due to an increase in pension and compensation for Veterans.

Our department also provides assistance in obtaining federal benefits such as service-connected disabilities, non-service pensions, enrollment into the VA Healthcare system and educational benefits. We provide Veterans and dependents assistance in obtaining military records, replacement of medals and ordering of grave markers.

The process may require appointments at the office or the client's home or the JFK Building in Boston and VA Hospitals in order to verify and justify eligibility. An investigation of assets or other sources of income is performed to seek alternative sources such as social security, social security disability, and VA pensions for which the Veteran and/or spouse and dependents might be eligible, and would also limit the financial exposure to the Town and the State. The Federal government does not automatically grant benefits to disabled Veterans. Benefits must be applied for and often fought for. I also visit hospitalized Veterans and those in nursing homes and eldercare facilities.

I am presently co-chairman of the Veterans Association Legislative Board. To date we have filed eight (8) bills pertaining to Veterans.

I wish to thank the American Legion Post #223 and the citizens of Duxbury for their continued support of my efforts on behalf of the Veterans in the Town.

God Bless America.

Respectfully submitted,  
Robert Lyons,  
Director / Veterans' Service Officer



# LAND USE & RESOURCE PRESERVATION

AGRICULTURAL COMMISSION

ALTERNATIVE ENERGY COMMISSION

COMMUNITY PRESERVATION COMMITTEE

CONSERVATION COMMISSION

DUXBURY BAY MANAGEMENT COMMISSION

HISTORICAL COMMISSION

INSPECTIONAL SERVICES DEPARTMENT

- BOARD OF HEALTH
- BUILDING
- DESIGN REVIEW BOARD
- WEIGHTS & MEASURES
- ZONING BOARD OF APPEALS

OPEN SPACE & RECREATION COMMITTEE

PLANNING BOARD

SIDEWALK & BIKE PATH COMMITTEE

TOWN HISTORIAN

## AGRICULTURAL COMMISSION

---

***It is the policy of this community to conserve, protect, and encourage the maintenance and improvement of agricultural land for the production of food and other agricultural products, and for its natural and ecological value. This disclosure notification is to inform buyers or occupants that the property they are about to acquire or occupy lies within a community where farming activities occur and are encouraged. Such farming activities may include, but are not limited to, activities that cause noise, dust, and odors. Buyers and occupants are informed that any property within the Town of Duxbury may be impacted by commercial agricultural and farming activities.***

Duxbury's Agricultural Commission completed a "Right to Farm Bylaw" based on the state model which was adopted by the 2008 Annual Town Meeting. The commission reviewed the productivity of Town-owned cranberry bogs, reviewed farming practices for the Inspectional Services Department and met with residents regarding hosting a Farmers' Market in Duxbury. The Commission looks forward to working with residents on any agricultural issues and endeavors in the future.

Respectfully submitted  
Jeffrey A. Chandler, Chairman

## ALTERNATIVE ENERGY COMMITTEE

---

The Duxbury Alternative Energy Committee consists of eleven appointed members. They are:

Andre Martecchini (Board of Selectman), Barbara Bartlett, Lynn Smith, Donna Theodossiou, Geoffrey Wilkinson, John Doherty, Matthew Doyon, Jim Goldenberg, John Murdock, Frank Duggan and Donald Greenbaum.

The committee has had several new members appointed this year, as previous appointments have lapsed. The committee has listened to, evaluated, and considered several alternative energy saving technologies, some of which are being considered for possible future capital building projects. Alternative energy saving technologies being considered by the committee for applicability to the Town, range from distributed on-site power generation, solar, geothermal, biomass, wind and alternative fuel vehicles. We have had numerous presentations from experts and companies involved with each of the above mentioned technologies. As with many new technologies, some have a lot of promise for the correct application, especially if State or Federal grants can be leveraged to help advance project pay-backs. The committee continues to explore possible avenues for such grants.

The committee's current work and focus is drafting and finalizing for Planning Board review and submission as an article for Town Meeting consideration, a wind turbine by law, which would set guidelines in place for the possible implementation of this alternative energy technology, should current state legislation, regulatory environment, available financing, and project economics be found favorable.

Other efforts being worked on by the committee are the ongoing "energy benchmarking" of the Town's buildings. Benchmarking is a tool used to evaluate a building's energy consumption against similar building peers. This effort usually yields indicators as to a building's energy performance or lack thereof, and can lead to the identification of possible energy saving measures for the building that could be addressed. The committee is also working with the Massachusetts Technology Collaborative to apply for a wind study at several sites in Duxbury. This is the first step in obtaining possible grant monies to install a wind turbine should the wind study results prove positive for the current sites being

considered. Because of the current regulatory environment, many variables are at play in siting a wind turbine. At the moment, the most important variable is proximity to electric loads being served and verifying that enough wind exist at such location to justify the wind turbine economics.

The committee will continue to explore other alternative, energy saving technologies and make recommendations to the Selectmen as applicable opportunities arise.

Respectfully submitted,  
Frank Duggan, Chairman

## COMMUNITY PRESERVATION COMMITTEE

---



**Back Row (L to R): Holly Morris, Tony Kelso, Pat Loring**  
**Front Row (L to R): Sarianna Seewald, Brendan Keohan, Lynne Devnew, John Bear**

In Fiscal year 2008 CPA surcharge receipts totaled \$1,120,149 and we received a 100% state match in October (based on our receipts for FY 07) of \$1,078,089. The Committee met with Stuart Saginor of the Community Preservation Coalition to discuss the pending bills to the Legislature and the expected decline in state matching funds due to more communities participating in CPA and a reduction in state receipts. Dr. Lynne Devnew, Pat Loring and Holly Morris also attended the CPA conference and had an opportunity to share experiences with other communities and to become better acquainted with DOR provisions.

The most rewarding experience for the CPC is to see projects come to completion. In September 2007, the newly restored Wright Building was formally opened to the public. It now serves as a repository for the Duxbury Rural & Historical Society's archives and the town's collection and is frequently used for research, meetings and presentations. The newer wing of the building is now the student union.

Also in September, the Historic O'Neil Farm celebrated its first annual farm day. Thanks to generous donations, The Wildlands Trust, CPA and the Massachusetts Department of Agricultural Resources, 140 acres of open space and farmland are permanently protected. A Massachusetts Farm Viability Program grant provided funding for the completion of the first phase of the farm's business plan. The 4-H program has been very active and the first newsletter was published. Two Eagle scouts and volunteers completed a trail with interpretive signs, a bridge that crosses Hall's Brook, and parking on Autumn Avenue.

Volunteers assisted in the herring count at the Island Creek fish ladder, which was originally built in 1702 and restored in 2006 with funds from CPA, Duxbury Conservation Fund, the U.S. Fish and Wildlife, Battelle Memorial Laboratory, and NOAA/NMFS. It was discovered that the state had discretely stocked the pond with herring which is intended to provide a viable resource in the coming years.

In August, Brendan Keohan informed the committee that the contract for the renovation of the Delano Farm house and the construction of the 689 group home had been awarded by the Department of Housing and Community Development. Completion of the project was expected in Spring 2008.

The Local Housing Partnership sponsored Article 26 and requested \$500,000 from CPA funds for an affordable housing purchase program. This money is to be used to assist persons making 80% or less of the median income, as established by the Department of Housing and Urban Development, in the purchase of a first home. The preferred candidates for this program are to be Town employees and must meet certain criteria.

The Local Housing Partnership also sponsored the purchase of the Grange on Franklin Street for community housing. The Grange, which was constructed in 1884 and used as a meeting hall, was owned by the Duxbury Webster Grange #288. Adjacent to the Grange is the North Duxbury Engine House, which was constructed in 1916-17 and manned by a volunteer fire company. Habitat for Humanity has submitted a proposal for the renovation of both buildings for community housing.

At the 2007 annual town meeting the voters approved the expenditure of \$125,000 of CPA money for the plans and specifications for the Tarkiln Building. This project has been under discussion for more than a decade. Durland Van Voorhis Architects were hired and the estimate for renovation, including site work, was \$1.2 million. The Historical Commission, which spearheaded the restoration and remains committed to the success of this project, met with the Committee to discuss possible alternatives and to review the bid documents that were received shortly before the annual town meeting. There was much discussion as to how this project was to be funded. The motion for Article 21 for the expenditure of \$1,555,000 from CPA fund transfers and borrowing was voted on by the committee; 3 in favor, 1 opposed, and 1 abstention. Article 21, which required a two thirds vote, failed at the annual town meeting; 162 in favor, 245 opposed.

The Trustees of the Lucretia Prentiss Bailey Foundation, which was undertaking a sizable school construction project, approached the CPC for the sale of the Berrybrook fields. Berrybrook has been targeted for open space protection for decades as it has been actively farmed for generations and valued for its scenic vista and open field habitat, which is becoming increasingly rare in this region. The property is located on Winter Street and is comprised of two parcels; the 13 acre North Parcel adjacent to the Historic O'Neil Farm and the 27 acre Oak Tree parcel. Approximately 17 acres of the Oak Tree field is within the Town of Kingston, however, it was necessary to preserve this portion in order to maintain the outstanding visual landscape and the hay fields for the dairy cows at the O'Neil Farm. Berrybrook has vernal pool habitat and is a Natural Heritage Site for "Priority Habitat for Rare Wildlife." In addition to the land purchase, the Town received the Right of First Refusal on the remaining 27 acres of the school.

The voters also approved the purchase of 106 acres of Camp Wing land from the non-profit trust, Crossroads for Kids. The South River, which the U.S. Fish and Wildlife regards as an important, scarce and vulnerable wetland, courses through the property. This purchase protects over two miles of riparian corridor and establishes a critical link between conservation holdings; it adjoins the 354 acre parcel that the town purchased from Camp Wing in 1998. A portion of the property is "Priority Habitat for Rare Species." The stone foundation of the historic Keene Mill is a unique feature. Three acres of upland will be set aside for affordable housing. The town has applied for a self help grant and the seller has agreed to delay the closing until November 2008, after receipt of the state matching CPA funds.

The Committee, in response to a significant amount of criticism for the use of CPA money for the drainage and site work for an artificial turf field, has developed a new set of criteria for evaluating every potential CPA project. The criteria will be tested on forthcoming proposals. Proponents of the turf project are actively fundraising and must raise \$2 for every dollar of CPA money that is expended.

At the March 2008 annual town meeting the voters approved a FY 2008 administrative budget of \$80,000 to be funded by CPA funds. Any unused proceeds that are remaining in this account at the end of the fiscal year are returned to the CPA general fund. The voters also approved the following:



- Article 18 – Allocation of 10% of CPA receipts (surcharge receipts and state matching funds) for each of the three purposes; open space, historic preservation, and community (affordable) housing. \$552,000
- Article 22 – Acquisition of the Berrybrook fields for conservation purposes \$2,163,000
- Article 23 – Acquisition of Camp Wing land for conservation and community housing purposes \$1,040,000
- Article 24 – Acquisition of the Grange for community housing purposes \$70,000
- Article 26 – Homeownership Assistance Program \$500,000

The Committee would again like to thank Joe Grady for his assistance on these projects, making sure that appraisals, site reviews and site plans are complete. Joe also keeps the Committee updated on existing projects and serves as a liaison with other town departments. Sincere thanks to Pam Johnson who has served the committee since its inception, preparing for our meetings and the annual town meeting. Special thanks to Selectman Betsy Sullivan for assisting us with the negotiations at Berrybrook as we needed a town representative in the process. The Committee would also like to thank Pat Loring who prepared the conservation restrictions on all of our properties and to George Wadsworth, who has served on the Committee and assisted with financial presentations. The Committee also thanks the town's Finance Director, John Madden, and the town's Planner, Christine Stickney. And the Committee appreciates the attendance of Frank Mangione, member of the Fiscal Advisory Committee, who actively participates in the discussions.

The Committee meets every other week at 8 am in the Mural Room of Town Hall and welcomes the public.

Respectfully submitted,

Holly Morris, Chair (Conservation Commission)  
 John Bear (Planning Board)  
 Dr. Lynne Devnew (Historical Commission)  
 Tony Kelso (Member at Large)  
 Brendan Keohan (Housing Authority)  
 Pat Loring, Vice Chair (Open Space Committee)  
 Sarianna Seewald (Member at Large)

## CONSERVATION COMMISSION

---

The Conservation Commission successfully negotiated purchase and sale agreements for the 40-acre Berrybrook fields (including land along Winter Street in Kingston) and a 100-acre parcel of Camp Wing along the South River. In the spring of 2008 the residents approved the land purchases at the Annual Town Meeting.

The Draft 2008 Open Space & Recreation Plan was accepted by the State with a few conditions which we are addressing.

Volunteers continue to monitor the Island Creek fish ladder and observed numerous smelt along with a few herring this spring. The MA Division of Marine Fisheries stocked Island Creek Pond for the second

year in a row with herring as seen in the photograph below. It will be four to five years before herring from this stocking program return to the pond to breed.



The osprey population continues to grow on the South Shore, but predation appears to be a significant problem in Duxbury. Only two checks were fledged on the Hicks Point pole. Chicks being raised on Eagles Nest and Back River poles were predated before the chicks fledged.

The weed harvesting program continued on Island Creek pond with the work performed by a volunteer, Mickey McGonagle. He completed a very thorough harvest by the end of August.

\$17,000 was added to the Conservation Fund for land management by the votes at the Annual Town Meeting. Student interns Mike Seigfried and Seth Coburn were employed to care for the open space areas throughout town. Intern Elizabeth Nollner continues to assist in the Conservation Office with open space issues.

The town received a Coastal Pollution Remediation grant from MA Coastal Zone Management in the amount of \$118,600 to complete the pollution remediation work in Halls Corner. Work was expected to be completed by the end of the summer.

The Jaycox Tree Farm had another successful Christmas tree sale with over 214 trees being harvested during the first weekend in December. We thank all the volunteers that helped out that weekend. This year's receipts totaled over \$14,600 which will be used to manage the farm with the assistance of the local forester, Phil Benjamin.

As always the Conservation Commission land management program can not be successful without many thanks to DPW Director Peter Buttkus, Ed Vickers, Jim Savonen and Bruce O'Neil from the Department of Public Works for their valuable assistance in maintaining the conservation areas in Duxbury.

Respectfully submitted,

Joseph Messina, Chairman  
Thomas Gill III, Vice-Chairman  
Samuel Butcher  
Dianne Hearn  
Barbara Kelley  
Holly Morris  
Corey Wisneski

## DUXBURY BAY MANAGEMENT COMMISSION

---

The Duxbury Bay Management Commission (DBMC) consists of nine members appointed by the BOS and serving three year staggered terms. Members must have an interest in the Bay, including but not limited to aquaculture, boating, commercial and not for profit waterfront users, ecology, shellfish and finfish or have experience that enhances the diversity of the Commission. The Commission is not a regulatory body, but instead serves in an advisory role for the BOS and to other Bay related committees and groups.

**Mission:** to finalize, implement and maintain a management plan that will enhance and preserve the ecological health, pristine waters, and natural beauty of Duxbury Bay for future generations while sustaining harmony among all its uses.

**Powers and duties:** Evaluate and review any proposed change in Bay use and access, inclusive of structures, and all Bay related issues requiring the action of the Board of Selectman (BOS), Duxbury Conservation Commission (DCC), Zoning Board of Appeals (ZBA), Planning Board (PB), Harbormasters Office and Board of Health (BOH) involving Coastal Resource Areas as defined in M.G.L. c.131 S40 and the Town of Duxbury Wetlands Bylaw (Chapter 9 General By-Laws of the Town of Duxbury).

**FY2008 activities:** The Commission's principal activity during FY2009 was work on a report to the Selectmen on the pending moratorium on approval of additional aquaculture licenses. The report was close to finalization at the end of the year. The report is being prepared by a committee consisting of representatives of the DBMC, Shellfish Advisory Committees, Agriculture Commission, and the aquaculture industry. The report will be completed by late summer 2008.

The DBMC also initiated work on several projects that should be completed during FY2009. These include: water quality, winter safety, storm emergency planning, and mooring management.

Restoration of the Island Creek herring run is nearly complete. All construction work is finished, a management plan has been established and a three-year restocking program implemented by the state Division of Marine Fisheries will be completed next year. Returning adult fish are expected by 2011.

The DBMC also continued to provide comments on a variety of projects with the potential to affect the bay. These included several piers, a proposed aquaculture license (exempt from the moratorium), and a marina at Cordage Park in Plymouth.

The Commission meets on the second and fourth Thursdays of each month. Meetings are at the Senior Center and begin at 7:00 PM.

Respectfully submitted,  
Ned Lawson, Chair

Commission Members and officers as of 6/30/08

Ned Lawson - Chair  
Shawn Dahlen - Vice Chair  
Corey Wisneski – Clerk  
John Carnuccio  
John Brawley  
Emmett Sheehan  
Don Merry  
Jack Kent  
Joe Messina  
Betsy Sullivan (BOS liaison)

## HISTORICAL COMMISSION

---

### Tarkiln Building

In FY 2008, the Duxbury Historical Commission focused most of its time developing a plan to be included in the warrant for the March 2008 Annual Town Meeting. We were asking the Town to approve 1.2 million dollars to preserve the two Tarkiln School buildings. These two buildings were built in 1871 and 1907 with a connector in 1925 and are located at 245 Summer Street & Route 53. The last third grade class graduated from Tarkiln in 1949. Later, the buildings were used as the Tarkiln Community Center and for other community groups. The buildings were closed in the fall of 2006.

The architectural firm of Menders, Torrey, and Spencer of Boston completed their plans and specifications at the funded amount of \$135,000 for preserving and opening the buildings. As the records indicate, the article did not pass, but came close to the two-thirds majority needed.

The Massachusetts Historical Commission has submitted an application for the twin school house's inclusion in the National Register of Historic Places. The twin buildings have been designated as one of the Ten Most Endangered buildings in Massachusetts for 2008 & 2009 by Preservation Massachusetts. We have been assured that there is great potential for the national designation to be accepted.

The Commission continues with its survey of historic building sites and cemeteries.

### Demolition Bylaw

For FY 2008, the Historical Commission reviewed five demolition permits that fell under our bylaws. Those reviewed and passed were: 384 King Caesar Road (demolish garage); 1 Fairway Lane (demolish garage); 11 High Street (demolish house); 322 King Caesar Road (partial demolition of main house with permission of the Historical Commission); and 11 Bumble Bee Lane (demolish garage—save if possible, and remove porches). There were no demolition delays issued and no public hearings.

Respectfully Submitted,  
Robert C. Vose III, Chair  
Laura Doherty, Vice-Chair  
Barbara Kiley  
Norman Tucker  
Lynne Devnew  
James Nihan  
Lee Adams

## INSPECTIONAL SERVICES DEPARTMENT

---

The Inspectional Services Department offers this report for inclusion into the FY08 Town Report.

The report includes the breakdown of the **2,352** permits issued by the Department.

New construction, additions, and renovations continued to be strong. The high volume of permitting, administrative tasks, and inspections are handled by the outstanding work performed by the Inspectional Services staff.

I thank them all for their commitment to their duties and their support to me and to the Zoning Board of Appeals, the Health Department, the Historical Commission and the Design Review Board.

I would also like to thank the Town Manager and the Board of Selectmen for their continued support.

Respectfully submitted,  
Scott J. Lambiase  
Director of Inspectional Services

## **BOARD OF HEALTH**

The Duxbury Board of Health consists of five members appointed for three-year terms by the Selectmen. The Board of Health's duties relative to the protection of public health, the control of disease, the promotion of sanitary living conditions and the protection of the environment include: enforcement of State Sanitary Codes, as well as smoking rules and regulations, oversight of the permitting for septic systems, restaurants, semi-public and public swimming pools, beaches and recreational camps for children.

The Board of Health retained its current membership with Dr. David Brumley as Chairman and Clinton Watson as Vice Chairman. Jerry Janousek and Bruce Bygate were reappointed for additional three-year terms. Board Members continue to actively participate as Board of Health liaisons on other local committees and boards.

Under the direction of the Duxbury Board of Health and Emergency Management, the Duxbury Bay Area Regional Medical Reserve Corps (MRC) a partnership between Duxbury, Hanson, Marshfield, Pembroke, and Whitman continue to recruit, train, mobilize and coordinate a community based group of volunteers who can serve during an emergency health situation and assist with public health needs in our communities throughout the year. The MRC received over \$13,000.00 in grant monies from the State this year to be utilized for training volunteers and staff and purchasing necessary equipment.

During the period of July 1, 2007 through June 30, 2008, the Board received and granted sixteen (16) requests for variances to Duxbury Supplementary Rules & Regulations and Title 5.

At Public Hearings, the Board: Denied the applicant's request for a variance to local regulation 1.15(1) (construction in fill) for the proposed redevelopment of Millbrook Crossing, citing that the applicant had not sufficiently established or proven that enforcement of the provision of Town of Duxbury Supplementary Rules & Regulations from which a variance was sought would be "manifestly unjust".

The Board of Health, in conjunction with the Department of Public Works, revised the Rules & Regulations for Disposal of Solid Wastes.

The Board of Health appreciates the support and assistance of the Board of Selectmen, Conservation Commission, and all Town Offices and agencies.

Respectfully submitted,  
Dr. David Brumley, Chairman  
Clinton Watson, Vice Chairman  
Jerry Janousek  
Bruce Bygate  
Karen Tepper

### Permits Issued:

Disposal System Construction Permits

New Systems and Repairs of Existing Systems

Percolation Tests

130

69

Installers Permits	43
Septage Haulers Permits	19
Solid Waste	5
Food Establishment Permits	47
Miscellaneous Food Permits: milk & cream, catering, bakery, etc.	33
Miscellaneous Health Permits:	103
(Includes camps, swimming pools, tanning facilities, barns, dumpsters, solid waste, wells, tobacco)	

---

TOTAL BOARD OF HEALTH PERMITS	449
-------------------------------	-----

### **BUILDING**

<b><i>Permits Issued:</i></b>	<b><i>Total No.</i></b>	<b><i>Estimate</i></b>
Attached Garage	8	\$823,300
Attached Single Family Dwellings	9	\$2,197,000
Building Relocation	1	\$7,500
Business Occupancy	12	
Change of Use	1	
Demolitions	35	\$396,200
Demolitions-Partial	4	\$44,000
Detached Garages - Residential	11	\$674,940
Detached Single Family Dwellings	1	\$270,000
Fences	2	\$7,000
Foundations	21	\$420,650
Home Occupation Permits	2	
Mechanical	1	\$95,000
Miscellaneous - Trailer	4	
Mixed Use Building-Alteration	1	\$36,000
Municipal Building Additions/Alterations	1	\$4,500
Municipal Building New	1	\$520,000
Non-Residential Accessory Bldg	4	\$506,000
Non-Residential Additions/Alterations	14	\$335,764
<b><i>Non-Residential Buildings New</i></b>	<b>3</b>	<b>\$1,470,750</b>
<b><i>Occupancy Permits</i></b>	<b>55</b>	
Quick Permits	160	\$1,298,095
Residential Accessory Buildings	21	\$920,900
Residential Additions/Alterations	221	\$8,484,895
Retaining Wall	1	\$96,361
Sign Permits	24	
Single Family Houses	26	\$7,309,346
Single Family Townhouse	11	\$1,965,600
Spas	2	\$10,600
State Inspection Permits	50	
Swimming Pools	16	\$544,240
Tennis Courts	1	\$3,500
Wood and/or Coal Stove Permits	17	\$16,500
Zoning Permits	21	\$69,300
Electrical Permits	483	
Plumbing/Gas Permits	658	
<hr/>		
<b><i>TOTAL BUILDING PERMITS:</i></b>	<b>1903</b>	<b>\$28,527,941</b>

## INSPECTIONAL SERVICES FEES COLLECTED

Board of Appeals-Fees	\$4,600
Board of Health	\$74,273
Building	\$274,350
Copies	\$300
Plumbing/Gas	\$52,756
Weights and Measures	\$2,087
Wiring	\$31,005
<hr/>	
<b>TOTAL</b>	<b>\$439,371</b>

## **DESIGN REVIEW BOARD**

The Design Review Board, with five members and two alternates appointed by the Selectmen, meets the fourth Tuesday of each month and makes recommendations on special permits to the Zoning Board of Appeals. Before an application for a special permit is heard by the ZBA, the Design Review Board examines the proposal and evaluates the design, considering scale, mass, proportion, roof lines, and materials.

If the proposal is for an addition, we consider compatibility with the existing structure, how the addition will harmonize with the neighborhood and what the impact will be on the neighbors. If the proposal is for new construction, we apply the same principles. If we think a design is in need of changes, we make suggestions as to how they can be managed.

Special permits govern renovations or additions to residences deemed non-conforming because they are on non-conforming lots. We also review applications for commercial buildings and for large projects termed "40Bs". Finally, we review changes proposed for homes in "cluster" zones.

Respectfully submitted,  
Sarah B. McCormick, Chair  
Michael Gray, Judy Hall, Nancy Johnson, and Jessica Williams  
Alternates: Becky Wells, Eugene "Gene" M. Orosz

## **WEIGHTS & MEASURES**

Summary of work completed July 1, 2007 through June 30, 2008

Scales:	Over 10,000 pounds	1
	100-1000	5
	10-100	34
	10 or less	1
Motor Fuel:	Gas Pumps	54
	Diesel Pumps	6
	Adjustments	13

### **Getting What You Pay For – Weights and Measures Tips For Consumers**

Almost everything that we buy is sold by weight, volume, count or length. Some examples: a pound of hamburger, a gallon of milk, gasoline for your car, oil for your home, a dozen eggs, a cord of firewood.

Check your receipts before you leave the store, if possible.

Check all represented prices – price on item, in flyer, on unit price tag, on signs – the lowest is correct.

Watch deli items being weighed – be sure tare (weight of container or wrapping, for which there can be no charge) is taken.

Use unit price labels to value shop.

Be sure scales and pumps start at zero.

Be sure gasoline pump reading is not creeping along before you start nozzle.

Respectfully submitted by:  
Harold Tuttle  
Sealer of Weights and Measures

## **ZONING BOARD OF APPEALS**

The Board of Appeals had four members: James B. Lampert, Chair; Elizabeth Lewis, Vice Chair; Sara Wilson, Clerk; and Thomas Henaghen. Also there were seven associate members: Alan Crandon, Martin P. Desmery, Vincenzo Giambertone, Thomas McClure, Dennis Murphy, Yesugey Oktay and Mary Jo Pierce.

The Board of Appeals for the fiscal year of 2008 has voted in new members: Dennis A. Murphy, Chair; Joseph Maher, Vice Chair; Judith Barrett, Clerk; Michael Gill and David Marsocci. There are also six associate members: Alan Crandon, Martin Desmery, Elizabeth Lewis, Gene Orosz, Mary Jo Pierce and Dimitri Theodossiou.

The Board of Appeals accepted fifteen (15) matters – eight (8) applications for a Special Permit, and one Modification under Section 40B. During the period from July 1, 2007 through June 30, 2008, five (5) applications were granted, one (1) was withdrawn; and nine (9) remained open.

Respectfully submitted,  
Dennis A. Murphy, Chair



## OPEN SPACE & RECREATION COMMITTEE

---

The Duxbury Open Space and Recreation Committee would like to express its gratitude to the Selectman, Town Manager and residents of the Duxbury for all their support during the past year. This has been a very busy year for the Committee.

The Committee spent significant time and energy contributing to the developing and producing the Duxbury 2008 Open Space and Recreation Plan for the Commonwealth of Massachusetts. With the guidance and leadership of Joe Grady and the Conservation Commission staff the Committee oversaw many Plan details and issues. In June, a draft Plan was presented to the Selectmen. Final work continued through the remainder of Fiscal 2008.

We wish to thank the following non-committee members who were instrumental producing the Plan: Joe Grady, Art Vautrain, Kay Foster, Holly Morris, Pam Johnson, and Elizabeth Nollner. It should be noted that the Commonwealth changed the Open Space Workbook requirements in March 2008. This subjected the 2008 Open Space Plan to additional requirements and caused further work to be completed through the summer. It is anticipated that the final Plan will be submitted to the Commonwealth in the fall of 2008.

The results of the 2007 Open Space Survey were formally presented to the Selectmen and then to the town in March at Town Meeting. This information served helpful for consideration of various open space and recreation issues on the 2007 warrant.

The 20<sup>th</sup> anniversary of the annual Fall Foliage Fiesta walk was held in October 2007 in conjunction with the Duxbury Rural & Historical Society. The Committee chose the Round Pond Trails as the FFF location, the site of the first FFF in 1987. Once again, local artist, Bob Cipriani, donated his time and talent to design the wonderful posters that spotlighted Duxbury's open spaces and the event. We had a strong turn out on an unseasonably warm fall afternoon.

Various Committee members participated in the Jaycox Tree Farm annual tree cutting in early December.

In May 2008, the Committee held the fourth annual Nature Scavenger Hunt at the Myles Standish Monument State Reservation. The weather was beautiful and many families attended. We would like to thank local graphic artist, Margaret Curran, who designed the event poster, and FarFar's and Once Upon a Time for donating prizes. Paul Costello once again took the lead and made this a very successful event.

The Open Space and Recreation Committee had another very successful year promoting the recreational use of Duxbury's wonderful natural resources, developing the 2008 Open Space Plan and monitoring Duxbury's conservation land.

Effective June 1, 2007, open positions on the Committee were filled by Paul Keohan, representing the Water Advisory Board, and Harold Moody, representing the Planning Board. Effective June 30, 2008, the Committee accepted the resignations of long time members and former Committee Chairs, Dick Rothschild (resignation) and Paula Harris (non-renewal of term). Both Paula and Dick dedicated significant time and energy to the Committee and they will be sorely missed.

Respectfully submitted,  
Duxbury Open Space and Recreation Committee  
Scott Zoltowski, chair  
Paul Costello  
Jay Curran  
Lorrie Hall  
Paula Harris

Paul Keohan  
Pat Loring  
Harold Moody  
Dick Rothschild

## PLANNING BOARD

---

Despite a slowdown in construction activity, the Duxbury Planning Board remained active during fiscal year 2008 in processing applications, new initiatives and community participation. There was one change in Board membership during this fiscal year. Angela Scieszka chose to not seek re-election after seven years of active service to the Planning Board, and a newly elected member, Cynthia Ladd Fiorini, was welcomed to the Board in March 2008. Officers retained their positions, with Amy MacNab serving as Chairman, George Wadsworth serving as Vice Chairman, and Brendan Halligan serving as Clerk.



***Back Row (L-R): John Bear, Brendan Halligan, Harold Moody. Front Row (L-R): Amy MacNab, George Wadsworth, Cynthia Ladd-Fiorini. Not present for photo: James Kimball.***

Among the routine workload, the Planning Board processed ten new ANR (Approval Not Required) plans resulting in five new vacant lots, with the other ANRs mere land swaps among neighbors. In addition the Board reviewed three Administrative Site Plan Review applications for new commercial or educational structures. The continuing decline in new housing construction resulted in another year with no new subdivision submissions to the Planning Board.

In addition to the roles and responsibilities of the Planning Board, members continue to actively participate as Planning Board liaisons on other local and regional committees and/or boards: the Community Preservation Committee, Local Housing Partnership, Land Use Group, MBTA Advisory Board, MAPC – South Shore Coalition, Open Space Committee, and the new Affordable Housing Trust, which was created through an Annual Town Meeting vote in March 2008.

Last year the Planning Board, in cooperation with the Local Housing Partnership, guided the Town's Housing Consultant, OKM Associates, in the development of a Planned Production Plan for Affordable Housing. Approved by the DHCD in November 2007, the Planned Production Plan outlines potential strategies for both production and preservation of affordable housing at a local Duxbury level.

A successful strategy from the Planned Production Plan was the adoption of an Affordable Housing Bylaw which was approved by Town Meeting vote in March 2008. The bylaw allows property owners of non-conforming lots to apply, by special permit, for development of affordable housing on their property.

The Planning Board continues to offer significant beneficial input into the Town's review of Comprehensive Permits (Chapter 40B) with technical review of these proposals for the Zoning Board of Appeals. The Planning Board strives to offer constructive review of the various land use aspects of these developments. At a Land Use summit called by the Board of Selectmen in June 2008, it became clear that most Town Boards support working toward elimination of the Comprehensive Permit process, which appears to be in conflict with Zoning Bylaws and such elimination would be in the best interests of the Town of Duxbury.

Planning Board members:

Amy M. MacNab, Chair  
George D. Wadsworth, Vice-Chair  
Brendan P. Halligan, Clerk  
John P. Bear  
Cynthia Ladd Fiorini  
James R. Kimball, Jr.  
Harold F. Moody, Jr.

## SIDEWALK & BIKEPATH COMMITTEE

---

In conjunction with the Town's Department of Public Works, our committee was successful in obtaining funding for purchasing 30 bike racks for the Town. The bike racks were installed by the Department of Public Works in various locations throughout the town including the beach, Halls Corner, the Student Union/Wright Building, Town Hall, Keene Fields, Bay Farm Trails, Girl Scout House and the dock at the Blue Fish River.

The Committee has also been working on obtaining funding for the design of a shared use path along Tremont Street (Route 3A) that extends from Chestnut Street to Depot Street. The Committee has prepared and submitted proposals for grants from the State of Massachusetts' Department of Conservation and Recreation and from Bikes Belong, a private organization that promotes biking throughout the country. Neither of these organizations funded our proposals and thus the Committee continues to pursue avenues to fund the design of the path.

Respectfully Submitted,  
Jeff Lewis, Chair  
Dick Rothschild, Nancy Johnson, John Taft and John Edwards

## TOWN HISTORIAN

---

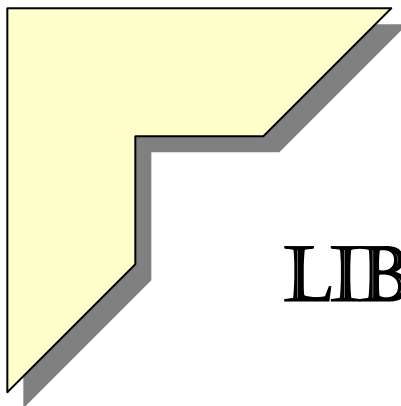
The highpoint of the past year for Duxbury's history came on September 22, 2007, when Selectman Andre Martecchini cut the ribbon to open the Drew Archives in the "old library," the brick building on St. George Street which had originally been given to the Town of Duxbury as a library by Mrs. Georgianna Wright in 1909. Under the supervision of the Duxbury Board of Selectmen, the Community Preservation Committee, the Duxbury Rural and Historical Society and architects Finegold, Alexander and Associates, the interior had been beautifully restored to its original look of 1909, when it was a Duxbury showplace.

From the beginning the archives has been well used, under the direction of archivist Kerry Durkin, by residents and researchers who are using the manuscripts, books and photographs which have been carefully protected and preserved in the facility. Thanks to the quality of storage at the archives, new gifts have been offered regularly by residents, friends, and organizations. Seeing this building renovated in such a useful and valuable way has certainly also been the highpoint of my years as Town Historian.

Other parts of the historian's work continue. September, 2007 also marked the first meeting of the War Memorial Committee. Under the able leadership of Joe Shea, he and committee members have been working not only on resurrecting the World War I Memorial which had been rediscovered, in sections, at the Mayflower Cemetery, but also on reassembling pieces of the story of how it got there.

In the spring of '08, I attended the New England Archivists meeting in Newport, where I visited local archives, and attended lectures on preserving manuscripts and historic houses. I also continue as a member of the historical society's Publications Committee. Current work includes preparing the manuscript for "Duxbury Past and Present," written by Norman Forgit and Patrick Browne, with a projected publication date of December 2008.

Respectfully Submitted,  
Katherine Pillsbury  
Duxbury Town Historian



LIBRARY  
&  
SCHOOLS

## LIBRARY

---

The Library has a vibrant, interactive website: [duxburyfreelibrary.org](http://duxburyfreelibrary.org). It invites all residents to sign up to receive **BookLetters** by visiting the site and following the link. You can receive e-mail newsletters of new or recommended titles as well as links to the library's catalog so you can easily reserve titles of interest.

After ten years of service, Carl Meier retired from the Board of Library Trustees. John Britten was newly elected and incumbent James Mandrell was re-elected for three-year terms. Reference librarian Judith Sime retired in August and part time librarian Denise Garvin was promoted to full-time reference librarian. Josephine Hall was hired to fill Denise's vacated part time professional position in technical services. Amy Tull resigned from a full time support position in the circulation department and Laura Blake was hired in that position.

The library received a federal Library Services and Technology (LSTA) grant in the amount of \$7,500 for a community reading program. The program titled *On the Same Page . . . Duxbury Reads The Soloist by Mark Salzman* took place in February and March 2008. The Library collaborated with the Duxbury Art Association, the South Shore Conservatory, the Plymouth Philharmonic Orchestra, the Duxbury Schools music department, Westwinds Bookshop, and the Helen Bumpus Gallery on this very successful project, which include 22 public programs.

Program coordinator Carol Jankowski scheduled a full fall/winter calendar of events that included a diverse *Sunday Salon* series, a *Thursday Technology Talks* series, a virtual travel series, and programs to support the *Duxbury Reads* grant. Jim Mandrell developed and led our third *Fourth Friday Film* series, which ran from September to June. Poetry Circle celebrated its eighth birthday this year.

*Threads from Duxbury's Past: a rotating exhibit of historic fashion from the Duxbury Rural & Historical Society* is a new collaboration with the DRHS to bring history into the community. An archival case on the library's upper level holds items from the DRHS collections under the direction of Madelon Ali. This project was funded by generous donations from Mrs. Jane Fogg and the DRHS. The first exhibit was an 1838 burgundy-colored silk dress donated by Mrs. Fogg. The second was a velvet lady's suit ca. 1850-70 and the third, an Emilio Pucci dress, vintage 1960. Please visit the library's upper level to see the fashions and accompanying displays.

The Library implemented trash recycling this year for both staff and the public. Coffee/tea service for adults was added in the Cutler Reading Room. A low service desk for children, handicapped users, and those just needing a seat while conducting business was added to the main desk. This year we added 13 magazine subscriptions, 2 museum passes, and 10 online research databases to our collections. A new integrated phone and voicemail system was installed in April.

The Friends of Duxbury Free Library celebrated the Library's tenth year at 77 Alden Street with a gala reception in November. Guests of honor were Anna Conway and Jon Hodany, the artists who created the whimsical mural in the children's picture book room. Signed reproductions of the mural were sold. The Friends donated \$15,000 to supplement the library's collections. This gift enabled the Library to meet its state requirements for certification. They also underwrote the costs of summer programs for children and teens, and awarded seven scholarships to graduating seniors.

Last fiscal year the Friends donated funds to landscape the grounds around the building. Hedges, Inc. completed installation this year. Robert DiRamio of Duxbury created the design. Residents have responded very favorably to the beautiful gardens and are most grateful for the addition of walkways and steps from Train Field to the library. I would like to acknowledge not just the funds, but also the help and support of the Friends of the Library on this project.

The generosity of Duxbury Free Library, Incorporated, allow the library to meet its state-mandated materials expenditure requirement by supplementing the budget for books, museum passes, and audio-visual materials.

Respectfully submitted,  
Elaine Winquist, Library Director  
Library Trustees: Theodore Flynn, Chair; Jack Hill, Vice-chair; Laney Mutkoski, John Britten, Nancy Delano, James Mandrell

## DUXBURY PUBLIC SCHOOLS

---

Once again this year the Duxbury Public Schools has focused its work on the attainment of the mission, vision, and goals that the district established with the development of its Five-Year Strategic Plan. The acronym PRIDE symbolizes our vision: Passion for learning; Respect for diversity; Integrity of our actions; and the Desire to make a difference in Education. In striving to meet this vision and our mission of "Learning for Life", we have also taken up the charge of moving our schools from "Good to Great". We respect that Duxbury has a very good school system with many accomplishments of which it should be proud but that this is not enough in a global world with increasing demands on our graduates.

Our work in 2007-2008 has focused on beginning the process that will ensure we reach our intended goal. Throughout our schools our staff has been engaged in the establishment of a curriculum that is aligned with the state frameworks; demonstrates, through a vertical and systematic progression (from Kindergarten through grade 12) the skills and knowledge that will hold all students to high expectations, be rigorous in its content and provide students with the hands-on, real world experiences that that will make their learning relevant and provide all students with the skills and knowledge that will be required in the years ahead.

The effective integration of technology into our classrooms continues to also be a focus. The mission of the District's Technology Plan is to provide a state of the art technology environment designed to insure maximum learning opportunities for all students to become dynamic citizens of our nation and world. It is the vision of this plan that students are technology proficient; teachers are technologically literate and are able to offer students a variety of ways to learn; and administrators are knowledgeable leaders who emphasize content and technology standards while they promote technology infused teaching strategies. This infusion of technology into the teaching and learning of our classrooms requires hardware, software, and the development of teaching strategies that effectively integrate these tools into teaching and learning.

Extensive, timely, and effective professional development is critical to the attainment of all of our goals. Believing that all children can learn and that we as educators can successfully assist all students in attaining their highest potential requires professional development that strengthens our teachers' strategies and skills in differentiated instruction, technology integration, content specific knowledge, and collaborative teaming between and across grade levels and departments. Our continued efforts to broaden our distributed leadership through the development of instructional coaches through grade 8 and the continued efforts of our department heads at the high school are designed to strengthen our schools through ongoing collaboration, sharing of best practices, and teaming. This is not simple work nor is it work that can be accomplished in one year. However it is work that has begun and that with continued effort will take our schools from "Good to Great."

From a financial standpoint 2007-2008 was a challenging year for the schools. Early in the school year it was evident that we would be faced with a financial deficit that would not easily be addressed. Freezing the budget in late October in all areas with the exception of those essential and mandated areas was unprecedented. Yet unexpected significant costs in a number of special education areas resulted in a deficit that could not be absorbed by the imposed freeze. Significant collaborative work

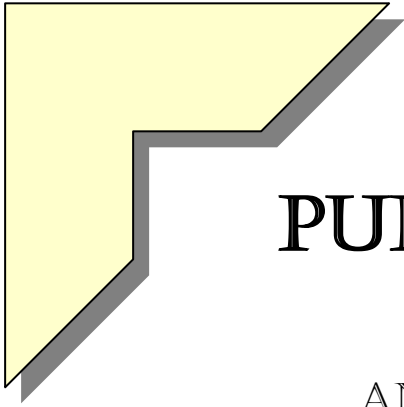
was required between the Town and the Schools to address this shortfall successfully in the 2008 Special Town Meeting. Additionally for the first time the District placed the funding of textbooks in a Capital Debt Exclusion Article for consideration at the 2008 Annual Town Meeting. The successful passage of this article and the subsequent positive vote in the town election ensured that the schools would be able to provide its students with the necessary tools to address their learning needs. The relationship that has been established with the Town and the collaborative effort that has been developed through the Town Working Group has helped to create a unified effort to jointly address the needs of the town as a whole. While the schools continue to work to provide high quality education to all of its students, the budgetary constraints continue to impact the full attainment of our educational goals.

Once again this year the Duxbury Public Schools has experienced the retirement of a number of its veteran teaching staff. These members include: Pat Tarantino, Cathy Breen, Glenn Pina, Linda Atkinson, Pam Cicaloni, Ed Mack, Ellen O'Connell, Tom O'Connell, Wendy Moore, Maryann Mannis, Linda Daignault, Susan Landers, Wendy Pomeroy, and Nancy Webb. Each of these individuals has significantly contributed to the students of Duxbury over their years of service and we wish them well in their retirement years.

Moving forward the Duxbury Public Schools is committed to meeting the needs of all children by providing them with the programs and opportunities that will assist each one in attaining their full potential.

Respectfully submitted,  
Susan K. Skeiber  
Superintendent





# PUBLIC SAFETY

ANIMAL CONTROL

DUXBURY EMERGENCY MANAGEMENT AGENCY

FIRE DEPARTMENT

HARBORMASTER

HIGHWAY SAFETY ADVISORY COMMITTEE

NUCLEAR ADVISORY COMMITTEE

POLICE DEPARTMENT

PUBLIC SAFETY BUILDING  
FEASIBILITY STUDY COMMITTEE

## ANIMAL CONTROL

---

The Duxbury Animal Control Department received over 4,000 phone calls from Duxbury residents as well as residents from other town for advice and assistance with animal issues. Some of these issues include, animal bites, quarantines, cats in trees, rescuing injured seals on the beach, barking dog complaints, rescuing exotic animals, barn inspections, wildlife, and preparing animals for rabies tests and then transporting said tests to the state laboratory in Boston for examination.

The Animal Control Officer (ACO), has responded to over 1,500 calls for injured, and stray animals at all times of the day, night, and on the weekend. The Duxbury Animal Control Officer is the Plymouth County Representative for the Animal Control Officers Association of Massachusetts and he works closely with the Massachusetts Society for Prevention of Cruelty to Animals (MSPCA) and the Animal Rescue League of Boston as well as other rescue groups through out Massachusetts.

The Duxbury Animal Shelter has housed over 400 animals in the last year giving personal care to people's lost pets. Most of these animals were reunited with their families. The remainder of these pets were adopted into loving homes. The Town of Duxbury Animal Shelter and Animal Control Department provide a great service to the people and animals of Duxbury and will continue these services in the future.

We also must acknowledge the dedication of the volunteers and the "Friends of the Duxbury Animal Shelter" who give their valuable time and resources to the Duxbury Animal Shelter. Generous donations from residents and various corporations have also supported the outstanding efforts of the Duxbury Animal Control Department in maintaining a healthy and safe environment for lost and injured pets and wildlife.

Respectfully Submitted,  
Chief Mark DeLuca

## DUXBURY EMERGENCY MANAGEMENT AGENCY (DEMA)

---

The Office continues to update the Town's Comprehensive Emergency Management Plan. This plan is an all hazards approach to emergencies the Town may face such as hurricanes, flooding and other natural or manmade disasters. The Office is also responsible in participating in the Pilgrim Area Regional Planning Committee. This long standing committee ensures that we are knowledgeable about any substantial hazardous materials in our area as well as plans to deal with them.

The Office has deployed a new rapid notification system (Connect CTY) which has had many uses and has had positive feedback. Residents need to ensure their contact information is correct. This can be done by going to the Towns Web Site and clicking on the Connect CTY icon.

The Office continues to work with the Duxbury Nuclear Advisory Committee and seeks to ensure that the emergency policy and procedures for the Pilgrim Nuclear Power Station are up to date and adequate.

The Emergency Operations Center has had many maintenance related issues including the heating and air conditioning systems.

I wish to thank all that have assisted us in meeting our mission: mitigation, preparedness, response and recovery. Additionally I wish to thank the Duxbury Nuclear Advisory Committee for its continued support and enthusiasm in our effort in making the community safer.

Respectfully Submitted,  
Kevin Nord, Director

## FIRE DEPARTMENT

---

I am proud to present our 2008 Duxbury Fire Department Annual Report. The men and women of the Duxbury Fire Department are dedicated to providing quality and innovative fire, rescue, emergency medical services and life safety services to a great community.

In the last fiscal year, the Department responded to over 2,009 calls for emergencies. We are steadfast in our commitment to prevent fire and injuries through comprehensive public education programs. Firefighters delivered 49 programs in the community and worked with parents, day cares, pre-schools and grade schools, senior groups and businesses and camps. We expanded our education with preparing high school students with dormitory fire safety as many of our graduating seniors go off to college and live away from home for the first time.

To ensure that the Department is prepared for our mission we have increased training to better serve the community. Members conduct basic firefighter skill training but also received training in emergency vehicle driving and hazardous materials training. The Department Dive Team received many hours of specialized training.

The Departments operating budget was just over 2.1 million and received \$630,000 to the Town from ambulance receipts, permits executed. The Department members were aggressive with finding other funding sources through grants and private donations totaling \$27,000. Two donations worth noting was the U.S. Smokeless Tobacco 6X6 Polaris ATV and the Greeley Family donations on behalf of Paul Greeley. Paul was ice fishing on North Hill Pond last year and tragically fell through the ice and died. These monies are dedicated to ice rescue equipment.

The Department's strategic plan for vehicle replacement is on track. Town Meeting has voted to refurbish the other 1988 Forest Fire Truck allowing both vehicles to continue to serve the Town for many years. Other long range goals include renovating or replacing Station 1, currently this building is failing in many areas, electrical, plumbing, space needs and gender neutral quarters. The Public Safety Building Committee is working on a solution.

DFD issued permits and inspected the following from July 1, 2007 to June 30, 2008:

General Permits Business/Residential Issued: 498  
Burning Permits Issued 950  
Inspections Conducted 590

In closing, I would like to thank the Town Manager, Board of Selectman and the Towns people for its continued support and allowing us to promote and deliver life safety in a timely, efficient and professional manner.

Respectfully Submitted,  
Kevin M. Nord  
Chief of Department

## HARBORMASTER

---

### **Beach Management Operations**

This summer season ended yet another successful year on Duxbury Beach. Permit sales for the summer of 2008 were as follows; 3,569 Resident Parking lot permits, 2,800 Resident ORV permits, 2,879 Non-Resident ORV permits, 52 Horseback riding permits. In accordance with the beach management plan set forth by the Duxbury Beach Reservation and the Conservation Commission, all

work on Duxbury Beach Road was coordinated with the Endangered Species Officer to ensure the safety of the endangered species present on Duxbury Beach. Total restrictions for 2008 Resident permit holders within the ORV area were 1 time totaling only 2 hours of closure for the entire summer. This was shut down for public safety due to high tides. Non-resident total restrictions were 2 closures for a total of 2 hours, on the same day. The weather at the end of 2007 season was mostly clear and mild with a few minor storms. The beginning of the 2008 peak season was stormy in early May, and a tow day storm in early June did a minor amount of damage to the beach snow fencing and dunes. The remainder of the 2008 season brought numerous mild sunny days through the middle of October with a very high number of beach visitors that late in the year. Trash on Duxbury Beach was managed the same as last summer with barrels placed on pedestrian walkways strategically to eliminate household garbage from collecting and help manage small litter. The "Carry-In Carry-Out" policy for rubbish and garbage was used again and worked well to keep the aesthetics of the Beach, and keep unwanted scavengers from spreading the refuse along the beach. The Dog Walking permits and regulations were still in effect and were managed well. The number of Dog Walking permits issued for the 2008 season was 579 permits. Duxbury Beach stands alone in its ability to allow the cohabitation of recreational beach visitors and endangered species. It was another safe and fun summer experience for those who had the opportunity to enjoy it.

### **Shellfish Department**

Shellfish harvesting in Duxbury is a regionally popular and important activity within the Commonwealth.

The Town sold:

- 1- 401 Resident Shellfish Permits- \$10,025.00
  - 2- 672 Non Resident Shellfish Permits-\$73,920.00
  - 3- 65 Commercial Shellfish Licenses-\$7,775.00
  - 4- Aquaculture Leases-\$1,325.00
- Total: \$93,045.00

Shellfish resources were abundant and in very good condition that allowed other than the regular seasons, the Selectmen to declare and extend bonus shellfish seasons on the recreational and commercial harvesting of soft shelled clams (steamers) and the commercial harvesting of Quahog (hard shell clams).

This was also the first year in over a decade that the recreational harvesting of oysters was allowed. A group of Duxbury aqua culturists provided / donated to the town many hundreds of bushels of adult oysters and labor to allow a modest recreational harvest. Harvest areas were selected that considered access and opportunity, taking full advantage of this put and take program.

Continued improvements in the bay water quality allowed the Commonwealth to continue the conditional opening and management of large tracks of tidal flats once considered lost to coastal pollution. Further the town's efforts to solve our coastal pollution issues have had an impressive positive impact on our natural resources and our ability to enjoy them.

The department has daily high visibility shore patrols during the time of low tides. These patrols and efforts are extremely important for natural resource management and protection. Shellfish violations were minimal. Shellfish violations include: digging out of season; harvesting without a permit or license; harvesting in closed or restricted areas; use of illegal tools; harvesting undersized shellfish and harvesting over bag limits. We are fortunate that our shellfish harvester is a well informed and a concerned individual.

Shellfish farms (aqua culture leases) are throughout the bay and appear to be very successful. The department works closely with the Shellfish Advisory Committee, the Duxbury Bay Management Commission and this industry to assist wherever possible and practical in effectively managing this historic bay activity. It has evolved into a very impressive local commerce program.

It's been a very active year for this division of the department and an honor and privilege to serve this community.

With the provisions of our Shellfish Management Plan and the efforts of all involved, this wonderful natural resource will continue being a tremendous asset and tribute to this coastal community.

Respectfully Submitted,  
Donald C. Beers, Harbormaster

## **Endangered Species Report**

### Summer 2008 Piping Plover Data:

- Nesting Pairs on Duxbury Beach: 8 pair
- Total number of chicks fledged: 9
- Fledge Rate for Duxbury Beach: 1.1
- State Fledge Rate: unknown at this time

### Adult Plover Mortality

- Witnessed/Recovered: 0
- Reported from other Agency or Group: 0

### Plover Chick Mortality

- Crow/Gull/Coyote/Exposure/Other: 5
- Motor Vehicle chick takes: 0
- Human chick takes: 0
- Dog chick takes: 0

### Nest Mortality:

- Nests washed out by tide/storm conditions = 6
- Nests lost due to suspected depredation: Skunk = 4
- Nests lost unknown/abandoned: 1
- Nests lost due to Motor Vehicles: 0
- Nests lost due to Dogs: 0
- Nests lost to Pedestrians: 0

### Protection Mechanisms

- All nests were protected by symbolic fencing and/or enclosures
- Predatory Exclosures Erected: 3
- All ESP Officers attended a predatory exclosure construction class held on Duxbury Beach by M.A.S. Director and Staff.
- Supplemented by regulatory pedestrian and vehicular signage/traffic control barrels.
- ESP Patrols day and night.

### Nesting Habitat:

Piping Plover pairs nested in the same general areas as last year with a few exceptions. No plover nests were located on the pedestrian beach this season. The burn area south of high pines on the bayside did not yield any plover nests this year...a probable cause could be the rate and density at which the beach grass and mosses grew back. After many nest were washed out by storm and tidal conditions (1 or more times) pairs re-nested under snow fencing or on top of the dunes where there is frequently large amounts of buried storm debris which inhibit usage of predatory exclosures.

### Monitors:

There were 25+ monitors employed this summer. We had a very good crew this year. The nesting books were a great tool to keep monitors engaged in their duty while making recordings at the pre-determined times throughout the shifts. The monitors attended the Mass Audubon Coastal Waterbird

training class (es) held at their Marshfield office needed to fulfill the position of monitoring plover chicks on Duxbury Beach.

Massachusetts Audubon Society Coastal Waterbird Program:

The Mass Audubon Society CWP run by Director Becky Harris employed two seasonal coastal water bird staff members assigned to Duxbury Beach as well as a few other area beaches. One biologist and one intern were charged with the responsibility of assisting the Endangered Species Division of the Duxbury Harbormaster Department with locating Piping Plover and Least tern nests and the collection of scientific data on them, and a few other species. Overall the M.A.S. staff members assigned to Duxbury Beach were very professional in carrying out their duties, assisting the Endangered Species Division, and when handling questions/comments from the public. The CWP Biologist and Intern fulfilled all of their duties responsibilities.

Overall Impressions

In closing we had another very successful summer on Duxbury Beach. Considering the tidal conditions and storms during the 2008 nesting season, the Plovers were still productive. The Endangered Species Division worked very cohesively, and the addition of a fully trained Deputy ESO has given our program crucial professional coverage in day to day operations protecting both the Endangered/Threatened Species and recreational access to the barrier beach.

Respectfully Submitted,  
Michael Pffor, Endangered Species Officer

## HIGHWAY SAFETY ADVISORY COMMITTEE

---

The Highway Safety and Advisory Committee (HSAC) completed another very successful year serving the highway and safety needs of the citizens of Duxbury. This annual report covers the period from July 1, 2007 through June 30, 2008.

Our committee provided close monitoring of the repairs to the Powder Point Bridge. Upon completion and inspection by the Massachusetts Highway Department, the weight limit was raised from 4 tons to 8 tons.

The committee continued to work with the Massachusetts Highway Department on the final design for the improvements to the Winter Street/ Kingstown Way (Rt. 53) intersection. As of now the preferred design will be a roundabout. A meeting with the design engineer was also held. In addition, the committee is looking into potential traffic signal(s) on Route 3A at exit 10 of Route 3 at the Kingston town line. This issue will be the center of future discussions with the proposed expansion of the Island Creek Village housing project at 30 Tremont Street. Also, our committee continued to monitor and study the justification, use, and installation of all traffic signals in Town with emphasis on STOP signs and lines. Traffic counts and speed studies were also completed as necessary. Detailed safety discussions were completed relating to parking issues at Camp Wing (Myrtle St.) and at the Percey Walker Pool and the Wright Building.

The HSAC wishes to thank the Board of Selectman, Richard MacDonald, Town Manager, and the Police, Fire, and Public Works Departments for their continued cooperation and assistance. The departure of Tom Daley, DPW Director, was acknowledged. His expertise and professionalism will be greatly missed. Peter Buttkus has replaced Mr. Daley and is a welcome addition to the committee.

The committee looks forward again to another progressive and successful year serving and protecting the needs of Duxbury.

Respectfully submitted,  
Joe Shea, Chairman  
Fred Von Bargaen  
Jeff Lewis  
Peter Buttkus, Duxbury DPW

Diane Bartlett  
Mary Ellen Vidito, Duxbury Police  
Bill Carrico, Deputy Fire Chief  
Paul Brogna

## NUCLEAR ADVISORY COMMITTEE

---

The following article was submitted by the committee and approved by Annual Town Meeting 2008: **Article 40, Pertaining to Financial compensation from Entergy.** The Town of Duxbury recognized that the operations of the Pilgrim Nuclear Power Station have an economic impact on the Town of Duxbury that deserves commensurate compensation from the licensee. Therefore the Town was directed to negotiate with Entergy; examine legislative measures; and all other means to assure proper compensation. **Emergency Planning:** Continued to review the Duxbury Radiological Plan and Implementing Procedures. The Committee noted that again none of the emergency planning updates approved by voters at past Annual Town Meetings have been implemented into our procedures by Entergy and MEMA, despite repeated requests by Duxbury's Emergency Management Agency [DEMA]. The Committee, Selectmen Martecchini and DEMA arranged a meeting with MEMA to discuss these needed changes to our plan and made no progress. The Committee discussed the emergency plan with pre schools, day cares and our group home facility and solicited their recommendations. Observed the 2008 Bi-Annual Pilgrim Station Exercise and noted deficiencies - primarily in needed upgrades to our communication equipment. Example: RACES (Regional Amateur Citizens Emergency System, a.k.a. volunteer ham operators) is the backup communication system; however Duxbury's equipment is not operable and Entergy has refused to fund new equipment. We learned that The US Coast Guard does not plan to enter the 10-mile emergency planning zone area in an emergency to provide near shore assistance to harbormasters. We provided shelter recommendations to the managers of town buildings if the protective action call in a disaster is to shelter. Not all rooms provide equal protection. Windows provide no protection and locations at the greatest distance from the roof are the best areas. Distributed the Multi hazard Handbook at schools, pre -schools and day care centers throughout the Town that explain what to do in a radiological emergency. **Nuclear Matters:** Relicensing - Pilgrim Nuclear Power Station applied January 27, 2006 to extend their operating license to 2032. Several members of the Committee attended and submitted testimony at Public Meetings and commented on draft documents on the Environmental Impact Statement for License Renewal and Safety Evaluation Reports. Pilgrim put in place a 4-well groundwater monitoring well program to test for radioactive leakage that may migrate into Cape Cod Bay. We noted that their system did not meet accepted design standards and that although 4-wells may be suitable for a corner gas station, it is woefully inadequate for an oceanfront nuclear power plant. Recognized that supplementary monitoring by Mass Dept of Public Health (MDPH) of off-site radioactive releases is an important public health concern, we participated in a meeting with MDPH to discuss shortcomings in both Entergy's and MDPH's program and advocated for areas of improvement; communications are ongoing. We continue to monitor and support all efforts to enhance security and to require safer, interim, onsite storage of spent fuel until a permanent solution away from the reactor is developed - specifically low density, open frame storage racks in the pool and hardened, randomly dispersed dry casks.

Submitted by: Mary Lampert, Chair; Rebecca Chin, Co- Chair; Kevin Craig, Barbara Pye, Millie Morrison and Henry Chang

## POLICE DEPARTMENT

---

We are always proud to present the Annual Town Report to the residents of Duxbury. I find it appropriate that our report is prefaced with the Duxbury Police Department's Mission Statement. This mission statement is a realistic blueprint of how the Duxbury Police Department conducts itself on a daily basis.

The mission of the Duxbury Police Department is to serve all people and businesses within the Town of Duxbury with respect, fairness, integrity, and sensitivity. We are committed to the prevention of crime and the protection of life and property; the preservation of peace, order, and safety; the enforcement of laws and ordinances, and the safeguarding of constitutional guarantees. With community service and problem-solving as our foundation, our goal is to enhance the quality of life, conduct thorough investigations, seek collaborative solutions and foster a sense of security in our community and its individuals. We seek to foster public trust by holding ourselves to the highest standards of performance and ethics.

During this current year, the Duxbury Police Department responded to over 10,000 calls for service, ranging from Motor Vehicle Accidents and Assaults to requests for well-being checks on our elderly residents. These connections resulted in interaction with over 7,300 different persons from various areas of our community. In comparison to last year, arrests made by our police officers have increased by eleven percent.

In this fiscal environment, as many towns struggle with eliminating services, the Duxbury Police Department has taken steps to lessen the burden on the Duxbury residents while maintaining the highest level of service. Some of those measures we have undertaken comprise of police officers volunteering their time to community groups where an officer's presence is necessary to ensure safety to all. Just this year alone, officers have volunteered over 400 hours of their time at no cost to the Town of Duxbury, in addition to saving sums of money to the various fundraising organizations. Several of these school-sponsored and privately-sponsored events are as follows: the PanMass Challenge for Kids, the Multiple Sclerosis fundraiser, the Alden School PTA Walkathon, the Town Green events, Duxbury Education Foundation fundraiser, Duxbury Art Association fundraiser, Friends of the Duxbury Council on Aging fundraiser and the Annual Duxbury Triathlon fundraiser. Additional savings to the Town include officers volunteering their time for weekend patrols.

After establishing the Community Action Team ("C.A.T.") a few years ago, communication among the police, residents and business owners of Duxbury continues to thrive. "C.A.T." is comprised of a volunteer from each of the six voting precincts, the business community, the interfaith council, and the senior community. The object of our C.A.T. is to maintain communication between the Police Department and our community in an effort to proactively address concerns or potential concerns here in Duxbury.

The Duxbury Police Department takes pride in being the only South Shore community yet to achieve Accreditation through the MA Police Accreditation Commission. The Department has worked hard at continually maintaining the standards expected to preserve its accreditation. Accreditation is important because it guarantees our residents the level of service they deserve.

While maintaining the current level of training, many police officers were given the opportunity to attend specialized investigative classes. These certified courses included: Detective & Undercover Operations, Property/Evidence Room Technicians, Background Investigations for Public Safety Personnel, Forensics, and DNA – Evidence Training. Furthermore, two additional officers were trained as Sexual Assault Investigators bringing our total number of certified officers to six. We are also part of the Massachusetts Attorney General's Cyber Crime Program. Chief Mark DeLuca was recently appointed to the International Association of Chiefs of Police, a 30-Member National Committee that addresses community policing issues worldwide.



The U.S. Marine Corps. requested the assistance of Chief DeLuca on a mission to Northern Ireland in an effort to identify successful and failed strategies implemented by Northern Ireland over the course of the last 28 years as it relates to the present situation in Iraq. Chief DeLuca was able to help the USMC better understand how police forces, when properly organized and trained, can create a major contribution to combating terrorist activity.

Through new, pioneering technology, along with intense training, the Duxbury Police Department now has the capability to produce facial composites. This powerful investigative tool creates accurate photo-realistic facial composite sketches based on verbal descriptions provided by a witness or victim. There are four officers who are currently trained to use this program.

Duxbury along with 42 other cities and towns belong to Metro-Lec, the Metro Law Enforcement Council which provides highly trained Police personnel trained in SWAT, Rapid Response Search Teams, Motorcycle Unit, Cyber Crime, ISU/Detectives and CART, who respond to serious incidents. Two of our officers have assisted with the development of the Metro-Lec Field Manual which is a series of protocols used for Missing or Abducted Children.

The Duxbury Police Department joined forces with surrounding police departments to form the Old Colony Special Operations Group. This task force includes six area towns: Duxbury, Pembroke, Kingston, Halifax, Plympton and Whitman. This highly skilled group consists of Police personnel available to respond to serious events in the above-mentioned towns for mutual aid. The O.C.S.O.G. are also members of the Metro Law Enforcement Counsel ("MLEC"). MLEC is a larger regional organization comprised of SWAT, search teams, motorcycle units, cyber crime unit and a Child Abduction Response Team. As in MLEC, Duxbury Police's affiliation with O.C.S.O.G. provides our residents with recovery resources not otherwise available. Chief DeLuca was asked by Chiefs of Police affiliated with the O.C.S.O.G. to lead their SRT Team. This unit is a local regional organization aimed at providing a hasty response to high level threats.

The success of our Senior Police Academy program has been reflected in this year's invitation from the Governor's Office for a tour of the State House to meet Governor Patrick and his staff. Duxbury Police organized this Senior Police Academy trip to Boston in August for a personal tour of the State House and a meet and greet with Governor Deval Patrick.

Like Duxbury's senior community, the youth in Duxbury is also a priority of the Police Department. The importance of developing and maintaining relations with the Police Department and our kids is imperative. The Police Athletic League (PAL) is one way of achieving this goal. The PAL program was founded in 1999 by Chief Mark DeLuca and began as a program to fulfill critical time after school for our youth. Since 1999 PAL has become a major contributor to many community organizations and events such as Avon Breast Cancer walk, fine arts, music programs, several scholarships to out-of-bound Duxbury High School graduates. Many donations are made to worthy causes that affect not only Duxbury residents but regional communities as well. PAL also sponsors two summer DARE camps and two Junior Police Academies. The Dragons Lair Strength and Conditioning Program continues to grow as we are now running programs throughout the year. We proudly completed our third season of summer conditioning/training programs for Duxbury teenage boys and girls in our fully equipped and well staffed health facility. For the first time, we offered a summer program designed for boys and girls in grades 4 through 8 as an introduction to our already established Dragon's Lair Strength and Conditioning Program. To complement the existing sport-specific training sessions offered at the PAL gym, which were primarily attended by male students, PAL established the "Duxbury Girl Power" fitness class for all middle-school and high-school aged girls. These sessions concentrate on improving the girls' strength, power and agility. PAL finds that an added benefit for many participants is a significant increase in their self esteem and self worth. With all the positive feedback received, PAL will continue to run these "Duxbury Girl Power" fitness sessions. The Police Athletic League hosted its 7<sup>th</sup> Annual Duxbury Beach Triathlon with over 600 participants this year. The wide-spread event continues to be a favorite by many professional and amateur athletes, as well as the

supportive spectators. Much of the proceeds raised go to the PAL Program that assists in funding the DARE Programs along with the Jett Foundation and the Special Olympics.

The Duxbury Police Department continues to develop and implement methods of interacting with kids in our community. Thanks to our ongoing relationship with the School Department, the School Resource Officer (S.R.O.) maintains an office in the high school and continues to present safety initiatives to all of the schools in the district. Some of these programs include: school bus safety, stranger danger, Halloween safety, bicycle/pedestrian safety, anti-bullying curricula, teen dating violence prevention, the junior police academy and "teenagers and the law" classes. The Police Department has also been able to facilitate several leadership and self-esteem building workshops for students including a drug education program for elementary aged children despite the loss of federal and state DARE funding. The community partnerships and bonds that have been forged through these programs have been invaluable.

The Duxbury Police were very eager to implement the Rape Aggression Defense ("R.A.D.") Program here in Duxbury. Our department currently has three officers trained in R.A.D. The R.A.D. System is a comprehensive, women-only course that begins with awareness, prevention, risk reduction and risk avoidance, while progressing on to the basics of hands-on defense training. This is a 9-12 hour self-defense course that provides a deeper understanding of one's own potential in protecting themselves. The course includes lecture, discussion and self defense techniques, suitable for women of all ages and abilities. The men and women of Duxbury have a right to know how to protect them from violence, and they have a right to expect their public safety departments to provide this valuable information. Duxbury Police Department is obligated to fulfill the public's expectation and need for realistic self-defense education. Our RAD-trained officers are eager to continue their on-going monthly classes for all girls and women ages thirteen and up.

The Duxbury Police K9 Unit is an instrumental tool in protecting the community. Police K9 Zar continues to have great success in his area of expertise which is tracking individuals whether they are criminals or a lost child. This has increased his demand from the surrounding communities. One of our K9 calls included mutual aid to the town of Rockland for a suspect involved in a stabbing. K9 Zar was responsible for apprehension of the suspect, after tracking him to the basement of a residence. Without the use of K9 Zar, the suspect would not have been located. This is just one example of how our K9 Unit enhances our ability to protect and serve our community as well as the surrounding communities.

Having a K9 Unit provides faster response time and the ability to help deter crime. K9 Zar and his handler receive the highest quality training in the state, which reflects in their abilities and success rate. We offer several demonstrations throughout the year to educate the community about the effectiveness of having a K9 Unit in Duxbury.

The Ford Pickup truck recently purchased has been instrumental to our department in many situations. Some key examples of this are transporting both the two radar trailers which we relocate on a constant basis in accordance to need and the mobile command post to major incidents and community-based events; as well as acting as a carrier for barricades and signage necessary for blocking off streets thus keeping officers on patrol rather than tied up blocking off intersections. Large recovered property and evidence can now be transported by this truck to the police station where as in the past we had to rely on outside agencies for assistance. Moreover, this 4X4 truck allows our department to respond to calls during inclement weather more efficiently and effectively in such cases like evacuations. With the assistance of donated funds, we purchased a second motorcycle that will be utilized for traffic enforcement and patrols.

In these economic times, it has become increasingly challenging to maintain the level of service that our residents have rightfully grown accustomed to. We will continue to "think outside of the box" in an effort to maintain our current level of policing regardless of the economic downfall we are currently facing. The men and women of the Duxbury Police Department are true professionals and will

continue, regardless of what obstacles we face, to provide the residents of Duxbury the finest quality of policing in Massachusetts. As always, I am blessed to be in a position to serve you, the residents of Duxbury. I thank you for all of your support.

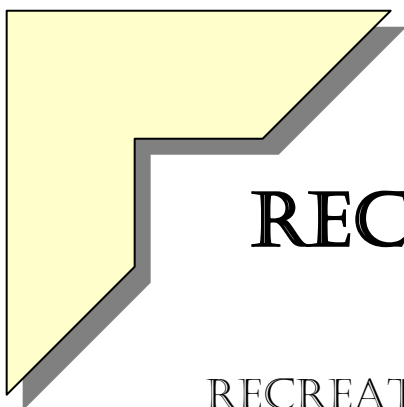
Most sincerely,  
Chief Mark DeLuca

## PUBLIC SAFETY BUILDING FEASIBILITY STUDY COMMITTEE

The committee met on a regular basis over the last year to continue with the work of producing a final recommendation relative to upgrading or replacing both the Fire Headquarters and Police Station. Presentation was made to Town Meeting and a request for authorization for final design funds for a proposed new Fire Headquarters to be located on the present fire headquarters site and a proposed new Police Station to be located on town owned land near the intersection of Rt. 3 and Rt. 14 was made. Borrowing for the design portion of the project, excluding construction administration, did not receive a majority vote at town election. The committee has since been concentrating on looking at a combined facility.

For the combined facility, cemetery land located between the Senior Center and the active cemetery was considered as well as other public land in the area including the present fire headquarters site. The requirement that the Fire Headquarters must be close to the existing site due to response times and that it be on a major roadway has severely limited the potential sites. The Board of Cemetery Trustees has noted by letter to the Selectmen that "the Board of Cemetery Trustees oppose these plans to use cemetery land for the dual Police/Fire Station".

Neil M. Johnson, Chairman



# RECREATION

RECREATION DEPARTMENT

NORTH HILL COUNTRY CLUB

PERCY WALKER POOL

PERCY WALKER POOL COMMITTEE

For the fifth consecutive fiscal year the Recreation Department has struggled with dwindling resources allotted through the budget process. We are hopeful that the future will bring a brighter fiscal situation that will allow us to maintain and expand our level of excellence.

## RECREATION

---

The Recreation Department offered 40 year round programs to Duxbury residents in fiscal year 2008. The Recreation Revolving Fund generated revenues of \$287,000 and had expenditures of \$231,425. The Revolving Fund returned \$18,361 to the General Fund. The Recreation Revolving Fund employed 115 part time employees and was also assisted by over 200 community volunteers. In fiscal year 2008 over 3,000 residents registered for our 40 programs.

The Ellison Playground, along with other Town playground areas of Tarkiln and Wadsworth continue to host strong numbers of residents enjoying leisure time activities.

The playing fields in the Town of Duxbury continue to be an extremely popular destination for people in Town. This past year over 6,000 residents used our playing fields.

The Recreation Department continued to work with the PRIDE Committee and the School Department in the dream of building an artificial turf field at Duxbury High School. At the conclusion of the fiscal year the Recreation Department was very hopeful that construction of this new complex would begin in the Fall of 2008.

## NORTH HILL

---

This past year North Hill Country Club had approximately 28,000 rounds of play. The property continues to be a popular facility for golf, cross country skiing, running, sledding, and other leisure activities.

Due to budget cuts no capital projects were completed at North Hill for the fifth year in a row. The operating budget at North Hill is currently at an all time low of \$2,000.

The Town of Duxbury received \$101,000 in rent from the golf course manager and over \$6,000 in taxes, licenses and fees in FY '08. The current contract with the Manager runs through December 31<sup>st</sup> of 2008. The Recreation Department has been working closely with the North Hill Advisory Committee investigating the Town's best option for managing the course after 2008 and into the future. The Recreation Department will be issuing a Request for Proposal for a new five year management contract sometime in the fall of 2008.

In conclusion, I would like to thank my staff at the Recreation Department and the Percy Walker Pool for all their help and support during this past year. It is a pleasure to work in such a great community where people can pull together during very difficult economic times. Hopefully better fiscal times are on the horizon.

## PERCY WALKER POOL

---

The Percy Walker Pool was open an average of 123 hours per week in FY 2008. Budget cuts for this past fiscal year resulted in no capital projects being completed at the Percy Walker Pool for the fifth year in a row.

Even with the above noted budgetary difficulties, the pool was a popular destination for residents and non-residents alike. Nine area swim teams continue to use our aquatic facility as their base of operations: Duxbury High School boys and girls swim teams, Gators/Aquadux swim team, Marshfield High School swim team, Marshfield Area Swim Klub, Dolphins, Pembroke Swim Team, South Shore Diving Club and Pembroke High School.

Annual Town Meeting of 2008 approved a \$163,000 article to provide plans, specifications and bid documents for the rehabilitation of Percy Walker Pool. Architecture firm Graham/Meus from Boston will provide these documents to the Town of Duxbury sometime in the winter of 2008/09.

Finally, we continue to enjoy having both Duxbury High School swim teams and the fourth grade swim program at Alden Elementary use the Percy Walker Pool at no charge. We feel that these programs provide a great service to the community at large.

Respectfully Submitted,  
Gordon H. Cushing, Recreation Director

## PERCY WALKER POOL COMMITTEE

---

The Long Range Planning Committee for the Percy Walker Pool had an active year. The architectural firm Graham-Meus delivered a report to the committee regarding the condition of the pool. The results revealed that the actual building envelope is in good condition, but the interior systems, electric and mechanical, need replacement. The building could benefit from a dehumidification system as the air quality is uncomfortable. The town wide survey had called for better lighting, improved air quality, and improved locker rooms. The architects confirmed that all of these issues should be addressed if the pool is to be rehabilitated.

The committee took this information to the Board of Selectmen in September and, with their encouragement, drafted an article for Town Meeting to request the architectural and design fees necessary to complete the next step of the renovation project. After the BOS reviewed the draft article it was suggested the final article request a debt exclusion in the amount of \$163,000 to cover the architectural design and documentation phase of the project. The article was presented at Town Meeting and passed with limited discussion or opposition. The article was then put forth to the town as a ballot question given the debt exclusion. At the end of March the townspeople voted in favor of the question approving the \$ 163,000 debt exclusion.

The committee then took on the job of writing an RFP to find an architectural firm with pool experience to design the renovation of the pool facility. This RFP was completed and put out to bid in June, 2008. The committee is in the process of awaiting final bids as of June 30, 2008.

Percy Walker Pool Committee  
Kathleen Coghlan, Chairman

# State and Local Information

## GEOGRAPHIC DESCRIPTION AND STATISTICS FOR DUXBURY

Location: Eastern Massachusetts, bordered by Pembroke on the west, Marshfield on the north, Kingston on the south, and the Atlantic Ocean on the east and southeast. Duxbury is 33 miles south of Boston and 246 miles from New York City.

**Total Area:** 37.63 sq. miles

**Land Area:** 23.76 sq. miles

**Population:** 15,360  
(Town Clerk, 01/01/2008)

**Density:** 637  
per sq. mile

**Climate:** (National Climatic Data Center, Plymouth Station)

Normal temperature in January: 26.5°F  
Normal temperature in July: 71.0°F  
Normal annual precipitation: 48.8"

## TOWN GOVERNMENT



### Municipal Offices

**878 Tremont St., Duxbury, MA 02332**

Monday: 8:00 AM - 7:00 PM

Tuesday through Thursday: 8:00 AM - 4:00 PM

Friday: 8am - 12:30 PM

### Form of Government:

3-Member Elected Board of Selectmen  
Town Manager  
Open Town Meeting(s)

**Year Incorporated as a town: 1637**

### Registered Voters

(Town Clerk, 01/01/2007)

Total	Number
Registered	10,591
Democrats	2,098
Republicans	2,480
Other parties	50
Unenrolled voters	5,963



## U.S. LEGISLATORS

**US Senator** Edward M. Kennedy  
315 Russell Senate Bldg.  
US Senate  
Washington DC 20510  
(202) 224-4543  
617-565-3170  
senator@kennedy.senate.gov

**US Senator** John F. Kerry  
304 Russell Senate Bldg.  
US Senate  
Washington DC 20510  
(202) 224-2742  
john\_kerry@kerry.senate.gov

**US Congressman** William Delahunt  
2454 Rayburn House  
Office Building  
Washington, DC 20505  
(202-255-3111)  
800-794-9911  
william.delahunt@mail.house.gov



## State and County Representation

**State Senator** Robert L. Hedlund  
State House  
Boston, MA 02133  
617-722-1646  
Robert.Hedlund@state.ma.us

**State Representatives** Daniel K. Webster  
State House  
Precincts 2-5 Boston, MA 02133  
617-722-2487  
Rep.DanielWebster@hou.state.ma.us

Precincts 1 and 6 Thomas J. Calter  
State House  
Boston, MA 02133  
617-722-2305  
Rep.ThomasCalter@hou.state.ma.us

TOWN OF DUXBURY WEBSITE: [www.town.duxbury.ma.us](http://www.town.duxbury.ma.us)

**DUXBURY TOWN HALL: 781-934-1100**  
DEPARTMENT EXTENSIONS BELOW

Accounting & Finance	132
Assessors	115
Board of Health	140
Building Department	125
Conservation	134
DPW	142
Highway	131
Information Systems	156
Lands & Natural Resources	133
Personnel Administrator	143
Planning	148
Selectmen	149
<b>STICKERS</b> (Transfer Station & Beach)	147
Town Clerk	150
Town Manager	141
Treasurer/Collector	147
Water Dept.	129
Zoning Board of Appeals	122

<b>Other Important Numbers (Outside Town Hall):</b>	
<b>For Police &amp; Fire Emergencies</b>	<b>911</b>
Fire (non-emergency)	781-934-5693
Police (non-emergency)	781-934-5656
Animal Control	781-934-6424
Cemetery	781-934-5261
Council on Aging (Senior Center)	781-934-5774
Council on Aging Bus	781-934-6800
Duxbury Free Library	781-934-2721
Harbormaster	781-934-2866
Housing Authority	781-934-6618
Percy Walker Pool	781-934-2464
Plymouth County Mosquito Control	781-585-5450
Recreation	781-934-7034
Schools Administration:	781-934-7600
Veteran's Services:	781-934-5774

State Representative Thomas J. Calter, Precints 1-6: 617-722-2305  
State Representative Daniel K. Webster, Precincts 2-5: 617-722-2487  
State Senator Robert Hedlund: 617-722-1646



**TOWN OF DUXBURY WEBSITE**

[www.town.duxbury.ma.us](http://www.town.duxbury.ma.us)