



# **Town of Duxbury**

## **Annual Town Meeting Motions**

**March 10, 2018**

# ARTICLE 1

## SUBJECT: ELECTION

*Article 1 is a notice to inhabitants of the coming election; no vote is required.*

I move that the Town bring in their votes for the following offices: one Selectman for a term of three years; one Moderator for a term of one year; one Assessor for a term of three years; one School Committee Member for a term of three years; two Planning Board Members for a term of five years; two Library Trustees for a term of three years; and one Duxbury Housing Authority Member for a term of five years.

## ARTICLE 2

### **SUBJECT: REPORTS**

I move that the Town receive the reports of town officials, boards, committees, and commissions.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend*

## ARTICLE 3

### **SUBJECT: COMPENSATION OF ELECTED OFFICIALS**

I move that the Town fix the compensation of the elected Town Officers for the twelve month period beginning July 1, 2018 as set forth in the column entitled “Finance Committee Recommended FY19,” as printed in the Warrant.

***Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend***

## ARTICLE 4A

### **SUBJECT: PERSONNEL PLAN AMENDMENT**

I move that the Town amend the Town By-law known as the current “Town of Duxbury Personnel Plan,” originally accepted on March 12, 1955 and last amended on March 11, 2017, by deleting it and, pursuant to M.G.L. c.41 §108C, replacing it in its entirety with a new “Town of Duxbury Personnel By-Law” to be added as Chapter 3.1.7 of the Duxbury General By-laws to become effective July 1, 2018, as printed in the Warrant.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 8-0 to Recommend*

## ARTICLE 4B

### **SUBJECT: FUNDING OF SALARIES**

I move that the Town raise and appropriate the sum of **\$187,000.00** to implement the Personnel By-law and provide funding for any other salary or compensation not addressed by the Personnel By-law, as printed in the Warrant, and to be expended under the direction of the Town Manager.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend*

## **ARTICLE 5 - MOTION 1**

### **SUBJECT: OPERATING BUDGET**

I move that the Town appropriate the sum of **\$40,560,292.00** as the General Fund Operating Budget of the Town as printed in the Warrant in Lines **#1-76** and Lines **#80-91** for the purposes and in the amounts specified below, and to meet said appropriation, raise and appropriate the sum of **\$39,543,936.00** and to transfer the sum of **\$1,016,356.00**, of which:

**\$82,575.00** shall come from the Waterways Improvement Fund to fund Line **#38**;

**\$111,222.00** shall come from the Water Enterprise Fund revenue for Lines **#13**, **41**, **80**,  
**81**, **82**, and **83**;

**\$280,000.00** shall come from the PEG Access Fund revenue for Line **#20**;

**\$80,000.00** shall come from the Pension Reserve Fund for Line **#83**;  
**\$445,145.00** shall come from the Fund Balance Bond Premium for Line **#88**;  
**\$15,528.00** shall come from the Sale of Real Estate Fund for Line **#88**; and  
**\$1,886.00** shall come from the Massachusetts Water Pollution Abatement Trust for  
Line **#89**,  
to be expended under the direction of the Town Manager.

***Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend***



## ARTICLE 5 - MOTION 2

### **SUBJECT: SCHOOL OPERATING BUDGET**

I move that the Town appropriate the sum of **\$35,594,000.00** as the General Fund School Operating Budget for the purposes and in the amounts specified below, and to meet said appropriation, raise and appropriate the sum of **\$35,449,000.00**, and to transfer the sum of **\$145,000.00** from the PEG Access Fund, to be expended under the direction of the School Committee.

***Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend***

## ARTICLE 5 - MOTION 3

### **SUBJECT: WATER ENTERPRISE FUND**

I move that the Town appropriate the sum of **\$2,710,080.00** from Water Enterprise Fund revenue for the purposes and in the amounts specified below, and further that **\$111,222.00** be raised from Water Enterprise Fund revenue to fund indirect costs associated with the Water Enterprise Fund appropriated in the General Fund as identified in Article 5, Motion 1, to be expended under the direction of the Town Manager.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend*

# Article 5 Motions Summary (*Informational*)

Article 5 Motions Summary ( <i>Informational</i> )				
Motion	Description	Raise	Transfers	Total Appropriation
Motion 1	General Fund	39,543,936	1,016,356	<b>40,560,292</b>
Motion 2	School Budget	35,449,000	145,000	<b>35,594,000</b>
Motion 3	Water Enterprise Fund	2,710,080	0	<b>2,710,080</b>
	<b>Total</b>			<b>78,864,372</b>

## ARTICLE 6 - MOTION 1

### **SUBJECT: GENERAL FUND CAPITAL BUDGET**

I move that the Town appropriate the sum of **\$664,497.00** as the General Fund Capital Budget of the Town, for the purposes and in the amounts specified as follows, and to meet said appropriation, raise and appropriate the sum of **\$75,000.00**, and transfer **\$589,497.00**, of which **\$465,704.00** shall come from Free Cash, **\$31,000.00**, shall come from Overlay Surplus Fund, **\$47,793.00**, shall come from Waterways Improvement Receipts Fund, and **\$45,000.00** shall come from the sale of lots and graves, to be expended under the direction of the Town Manager.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend*

## **ARTICLE 6 - MOTION 2**

### **SUBJECT: GENERAL FUND SCHOOL BUDGET**

I move that the Town appropriate the sum of **\$635,420.00** as the General Fund School Capital Budget for the purposes and in the amounts specified below, and to meet said appropriation, raise and appropriate the sum of **\$75,000.00**, and transfer **\$560,420.00** from Free Cash, to be expended under the direction of the School Committee.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend*

## **ARTICLE 6 - MOTION 3**

### **SUBJECT: WATER ENTERPRISE FUND**

### **CAPITAL BUDGET**

I move that the Town appropriate the sum of **\$338,500.00** as the Water Enterprise Fund Capital Budget, for the purposes and in the amounts specified below, and to meet said appropriation, transfer the sum of **\$338,500.00** from Water Enterprise Fund Retained Earnings, to be expended under the direction of the Town Manager.

***Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend***

## ARTICLE 7 – MOTION 1

### **SUBJECT: SMALL EQUIPMENT AND MINOR SERVICES**

I move that the Town appropriate the sum of **\$62,867.00** as the Small Equipment and Minor Services Budget for the purposes and in the amounts specified below, and to meet said appropriation, raise and appropriate the sum of **\$62,867.00**, to be expended under the direction of the Town Manager.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 8-0 to Recommend*

## ARTICLE 7 – MOTION 2

### **SUBJECT: SMALL EQUIPMENT AND MINOR SERVICES**

I move that the Town appropriate the sum of **\$48,590.00** as the Small Equipment and Minor Services Budget for the purposes and in the amounts specified below, and to meet said appropriation, raise and appropriate the sum of **\$48,590.00**, to be expended under the direction of the School Committee.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 8-0 to Recommend*



## ARTICLE 8

### **SUBJECT: UNION CONTRACTS**

I move to indefinitely postpone this article.

*Recommendations: Board of Selectmen Vote – Indefinitely Postpone  
Finance Committee Vote – Indefinitely Postpone*

# ARTICLE 9

## SUBJECT: SPENDING LIMITED ON REVOLVING FUNDS

I move that the Town establish annual expenditure limits for revolving funds established by the Town’s General Bylaws, Section 1.4, as printed in the Warrant.

Line	Revolving Fund	FY 2019 Spending Limit
1	Senior Center	\$175,000
2	Jaycox Tree Farm	\$20,000
3	Hazardous Materials Response	\$50,000
4	Regional Dispatch Services	\$150,000

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend*

## ARTICLE 10

### **SUBJECT: ELECTRONIC BALLOTING**

I move that the Town raise and appropriate the sum of **\$35,000.00** to fund the cost of operating electronic balloting at Town Meetings.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend*

**SUBJECT: DUXBURY BEACH LEASE**

I move that the Town raise and appropriate the sum of **\$750,000.00** 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 an area of land excluded at High Pines used by the Duxbury Beach Reservation) and to authorize the Board of Selectmen to execute a lease in the name and on the behalf of the Town of Duxbury for the period beginning July 1, 2018 and ending June 30, 2019 on such terms and conditions the Board of Selectmen deems in the best interests of the Town.

***Recommendations: Board of Selectmen Voted 2-0-1 to Recommend  
Finance Committee Voted 7-0 to Recommend***

## ARTICLE 12

### **SUBJECT: FOURTH OF JULY APPROPRIATION**

I move that the Town raise and appropriate the sum of **\$15,000.00** to fund the Town of Duxbury's Fourth of July parade and ceremonies, to be expended under the direction of the Town Manager.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend*

## ARTICLE 13

*2/3 Vote Required*

**SUBJECT: CITIZENS' PETITION – AMEND ZONING BY-LAWS –**  
**PROPOSAL TO RE-ZONE FORMER BATTELLE MEMORIAL INSTITUTE**  
**PROPERTY FROM RESIDENTIAL COMPATIBILITY (RC) TO**  
**NEIGHBORHOOD BUSINESS (NB1)**

I move that the Town vote to amend the Town of Duxbury, Massachusetts Zoning Maps as revised and amended, as printed in the Warrant.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 6-0-1 to Recommend*

## ARTICLE 14

### **SUBJECT: AMEND GENERAL BY-LAWS – FACILITIES FOR MARIJUANA NOT MEDICALLY PRESCRIBED**

I move that the Town amend its General By-laws by adding new Section 7.25, as printed in the Warrant.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend*

## ARTICLE 15

*2/3 Vote Required*

### **SUBJECT: AMEND ZONING BY-LAWS – FACILITIES FOR MARIJUANA NOT MEDICALLY PRESCRIBED**

I move that the Town amend the Duxbury Zoning By-laws by adding a new Section 619, as printed in the Warrant.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend*



## ARTICLE 16

*2/3 Vote Required*

### **SUBJECT: AMEND ZONING BY-LAW – SECTION 617 – TEMPORARY MORATORIUM ON MEDICAL MARIJUANA TREATMENT CENTERS**

I move that the Town amend the Zoning By-law by deleting, in its entirety, existing Section 617 Temporary Moratorium on Medical Marijuana Treatment Centers, which expired on December 31, 2014.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend*

## ARTICLE 17

*2/3 Vote Required*

### **SUBJECT: SENIOR CENTER EXPANSION**

I move that the Town appropriate the sum of **\$2,575,750.00** and to meet said appropriation, authorize the Treasurer, with the approval of the Board of Selectmen, to borrow **\$2,575,750.00** under Chapter 44, Sections 7 and 8 or any other enabling authority for the expansion, equipping and furnishing of the Duxbury Senior Center on Parcel No. 093-500-096 on Mayflower Street, said funds to be expended under the direction of the Town Manager, and to authorize the Town Manager to accept any grants for such project and to authorize the Board of Selectmen to accept any gifts for such project, and further to authorize

the Treasurer, with the approval of the Board of Selectmen to issue bonds and notes therefor; provided further that any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any premium applied to the payment of costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with M.G.L. Chapter 44, Section 20, thereby reducing by a like amount the amount authorized to be borrowed to pay such costs.

***Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 6-3 to Recommend***

## ARTICLE 18

### **SUBJECT: ISLAND CREEK VILLAGE ATB PROFESSIONAL SERVICES**

I move that the Town transfer from Overlay Surplus the sum of **\$40,000.00** to be expended under the direction of the Town Manager for the purpose of defending the Town's valuation of the residential component of the Island Creek development project.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 5-0 to Recommend*

## ARTICLE 19

### **SUBJECT: INFORMATION TECHNOLOGY STEERING COMMITTEE**

I move that the Town authorize the Board of Selectmen to appoint an eleven (11) member Information Technology Steering Committee, as printed in the Warrant, and further to raise and appropriate **\$75,000.00** to hire an independent consultant for the purpose of completing a Town-wide IT master plan.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 8-0 to Recommend*

## ARTICLE 20

### **SUBJECT: GENERAL BY-LAW REVISIONS**

I move that the Town amend the General By-laws of the Town by making certain non-substantive, ministerial and clerical amendments thereto, by correcting inconsistencies, deleting obsolete references, fixing typographical errors, streamlining text for readability and the like, all as set forth in a document entitled, “Government Study Committee Recommendations – 2018”, as filed with the Town Clerk, and presented to the Town Meeting and to read as shown using underlining for additions and interlineation for deletions (such markings for illustrative purposes only).

***Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend***

## ARTICLE 21

### **SUBJECT: AMEND GENERAL BY-LAWS – INCREASE MODERATOR’S TERM OF OFFICE**

I move that the Town change the term of office of the elected Town Moderator from one (1) year to three (3) years beginning with the 2019 Annual Town Election, and for such purposes, by amending Section 3.3.1 of the General By-laws of the Town of Duxbury, as printed in the Warrant.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend*

## ARTICLE 22

### **SUBJECT: RECONSIDERATION**

I move that the Town amend section 2.4.6 of the General By-laws of the Town, as printed in the Warrant.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 8-0 to Recommend*



## ARTICLE 23

### **SUBJECT: AMEND GENERAL BY-LAWS – CHANGE THE APPOINTING AND REPORTING AUTHORITY OF THE TOWN PLANNER FROM THE PLANNING BOARD TO THE TOWN MANAGER**

I move that the Town change the appointing authority of the Town Planner from the Planning Board to the Town Manager and clarify the Town Manager's authority to direct the day-to-day activities of the Town Planner, and to accomplish the same by making amendments to the General By-laws, as printed in the Warrant.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend*

## ARTICLE 24

### **SUBJECT: AMEND GENERAL BY-LAWS – ADD NEW SECTION 6.16 – AUDIT COMMITTEE**

I move that the Town establish an Audit Committee to assist the Board of Selectmen in overseeing the Town's periodic financial auditing process and the system of internal financial controls and to accomplish the foregoing by amending the General By-laws, as printed in the Warrant.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 8-0 to Recommend*

## ARTICLE 25

### **SUBJECT: AMEND GENERAL BY-LAWS – PROHIBITION ON HOLDING DUAL OFFICES**

I move that the Town amend section 3.1.2 of the General By-laws of the Town, as printed in the Warrant.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend*

## ARTICLE 26

### **SUBJECT: AMEND GENERAL BY-LAWS – ENFORCEMENT OF TAX REGULATIONS AND AUTHORITY FOR PARTIAL TAX PAYMENTS**

I move that the Town amend the General By-laws by adding a new Chapter 14 of the Duxbury General By-laws entitled “Tax Title Payment Plans” for the purpose of allowing payment plans for tax title properties, as printed in the Warrant.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend*

## ARTICLE 27

### **SUBJECT: AMEND GENERAL BY-LAWS – LICENSE DENIAL FOR FAILURE TO PAY TAXES**

I move that the Town amend Section 1.3.2 (a) of the General By-laws of the Town, as printed in the Warrant.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend*

## ARTICLE 28

### **SUBJECT: AMEND GENERAL BY-LAWS – ELIMINATION OF PERSONNEL BOARD**

I move that the Town amend Section 5.1 (“Appointments Made by the Moderator”) of the General Bylaws of the Town by deleting the words “Personnel Board” and by deleting Section 6.10 (“Personnel Board”) in its entirety and substituting in place thereof “6.10 Reserved.”

***Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend***

## ARTICLE 29

### **SUBJECT: AMEND GENERAL BY-LAW RE: HANDICAP PARKING FINES AND ENFORCEMENT FUNDING**

I move that the Town amend the General By-laws of the Town Section 7.21(d), entitled “Handicap Parking”, as printed in the Warrant.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend*

## ARTICLE 30

### **SUBJECT: FUNDING AN UPDATE OF THE COMPREHENSIVE (MASTER) PLAN**

I move that the Town raise and appropriate the sum of **\$75,000.00** for the purpose of completing the updating of the Comprehensive (Master) Plan for the Town of Duxbury to be expended under the direction of the Planning Director in consultation with the Planning Board to secure professional planning services to assist with the project.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend*



## ARTICLE 31

*2/3 Vote Required*

### **SUBJECT: AMEND ZONING BY-LAWS – ARTICLE 425 – NB COVERAGE**

I move that the Town amend the Duxbury Zoning By-laws to amend Article 425, as printed in the Warrant.

*Recommendations: Board of Selectmen Voted 2-0 to IP  
Finance Committee Voted 7-0 to IP*

## ARTICLE 32

*2/3 Vote Required*

### **SUBJECT: AMEND ZONING BY-LAWS – ARTICLE 621 – SOLAR PHOTOVOLTAIC FACILITIES**

I move that the Town amend the Duxbury Zoning By-laws by adding a new Article 621 entitled “Solar Photovoltaic Facilities”, as printed in the Warrant.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend*

## ARTICLE 33

*2/3 Vote Required*

**SUBJECT: AMEND ZONING BY-LAWS – ARTICLE 400 – SECTIONS 404.6.5**  
**AND 404.10 REGARDING UTILITIES INSTALLATION – SOLAR**  
**PHOTOVOLTAIC FACILITIES**

I move that the Town amend the Duxbury Zoning By-laws, Article 400, Sections 404.6.5 and 404.10, regarding Utilities Installation, as printed in the Warrant.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend*  
*Finance Committee Voted 7-0 to Recommend*

## ARTICLE 34

*2/3 Vote Required*

### **SUBJECT: CONSERVATION LAND PURCHASE – SUMMER STREET**

I move that the Town, upon recommendation of the Community Preservation Committee, authorize the Board of Selectmen to acquire by purchase, gift or eminent domain, on terms that the Board of Selectmen deems to be in the best interests of the Town, for open space, agricultural, water supply protection and passive recreation purposes, a fee simple interest in a certain parcel of land located on Summer Street, containing approximately 27.32 acres, shown on a plan of land on file at the Office of the Town Clerk, known as the DeLorenzo Parcel, and identified as a portion of Assessor's Parcel Number 031-047-000, with the Conservation Commission having care, custody and control of said land under the provisions of M.G.L. c. 40, Section 8C, and appropriate and transfer from the Community Preservation Fund Undesignated Fund Balance the sum of **\$770,000.00**

for the purposes of this Article, including any costs related thereto, and further authorize the Board of Selectmen, the Conservation Commission, and/or their designees to solicit, apply for, and accept on behalf of the Town gifts and grants under the Local Acquisitions for Natural Diversity (LAND) grant program (M.G.L. Chapter 132A, Section 11) and/or any federal or other state programs, including those in aid of the acquisition of land for the purposes stated herein, and authorize the Board of Selectmen and/or the Conservation Commission to enter into and execute any and all agreements and instruments to effectuate the foregoing acquisition, and also to enter into management agreements for up to ten years as may be necessary for the purposes of this Article on terms deemed by the Board of Selectmen and/or the Conservation Commission to be in the best interest of the Town, and, further, authorize the Board of Selectmen to grant a permanent restriction or restrictions on said land meeting the provisions of M.G.L. Chapter 184, Sections 31-33, as required under M.G.L. Chapter 44B, Section 12(a).

***Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend***

## ARTICLE 35

*2/3 Vote Required*

### **SUBJECT: CONSERVATION LAND PURCHASE – CHURCH STREET**

I move that the Town, upon recommendation of the Community Preservation Committee, authorize the Board of Selectmen to acquire by purchase, gift or eminent domain, on terms that the Board of Selectmen deems to be in the best interests of the Town, for open space, agricultural, water treatment, supply, and supply protection, and passive recreation purposes, a fee simple interest in certain parcels of land located on Church Street, containing approximately 21.61 acres in the aggregate, shown on a plan of land on file at the Office of the Town Clerk, known as the Williams Parcel, and identified as a portion of Assessor's Parcel Numbers 088-022-000 and 088-038-000, with the Conservation Commission and the Water Commissioners having the care, custody and control of said land under the provisions of M.G.L. c. 40, Section 8C (for open space and passive recreation purposes) and M.G.L. c. 40, Sections 39B and 41 (for water treatment, water supply, and water supply protection purposes), respectively, and appropriate the sum of **\$1,500,000.00** for the purposes of this Article, including any

costs related thereto, and to meet this appropriation, transfer the sum of \$900,000.00 from the Community Preservation Fund Undesignated Fund Balance, \$200,000.00 from the Open Space Reserve, and \$400,000.00 from the Water Enterprise Fund Retained Earnings, and further authorize the Board of Selectmen, the Conservation Commission, and/or the Water Commissioners to solicit, apply for and accept on behalf of the Town gifts and grants under the Local Acquisitions for Natural Diversity (LAND) grant program (M.G.L. Chapter 132A, Section 11) and/or any federal and/or other state programs, including those in aid of the acquisition of land for the purposes stated herein, and enter into and execute any and all agreements and instruments to effectuate the foregoing acquisition, and, further, authorize the Board of Selectmen to grant a permanent restriction or restrictions on said land meeting the provisions of M.G.L. Chapter 184, Sections 31-33, as required under M.G.L. Chapter 44B, Section 12(a).

***Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend***

## ARTICLE 36

### **SUBJECT: CONSERVATION LAND DONATION**

I move that the Town authorize the Board of Selectmen to acquire, by gift and/or eminent domain, a parcel of land located off Duck Hill Road, containing 20.53 acres, more or less, identified as Assessor's Parcel 105-041-000, and described in a deed recorded with the Plymouth County Registry of Deeds in Book 2527, Page 226, said property to be acquired for and dedicated to conservation and passive recreation purposes in perpetuity and under the care, custody and control of the Conservation Commission pursuant to the provisions of M.G.L. c.40 §8C.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend*



**SUBJECT: CONVEYANCE A PARCEL OF LAND LOCATED ON SUMMER STREET  
FROM THE DUXBURY AFFORDABLE HOUSING TRUST TO THE  
CONSERVATION COMMISSION**

I move that the Town transfer from and authorize the Duxbury Affordable Housing Trust (the “Trust”) to convey a parcel of land located on Summer Street, described in a deed recorded with the Plymouth Registry of Deeds in Book 48429, Page 188, and granted to the Trust by the Town for affordable housing purposes, to the Conservation Commission under the provisions of M.G.L. c.40 §8C and to dedicate said parcel for conservation purposes in perpetuity.

***Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 7-0 to Recommend***

## ARTICLE 38

*2/3 Vote Required*

### **SUBJECT: SALE OF TOWN-OWNED LAND ACQUIRED BY TAX TITLE -** **SOUTH RIVER LANE EAST**

I move to indefinitely postpone Article 38.

# ARTICLE 39

*2/3 Vote Required*

**SUBJECT: TRANSFER OF TOWN-OWNED LAND ACQUIRED BY TAX TITLE TO THE**  
**TOWN OF DUXBURY AFFORDABLE HOUSING TRUST –**  
**SOUTH RIVER LANE EAST**

I move to indefinitely postpone Article 39.

## ARTICLE 40

### **SUBJECT: CPC: OPERATING FUND**

I move that the Town, upon recommendation of the Community Preservation Committee, appropriate the sum of **\$30,330.00** from the Community Preservation Act Fund FY2019 anticipated revenues for the purpose of meeting the requirements of the Community Preservation Act, in accordance with M.G.L. Chapter 44B, such sum of money as it determines necessary for the administrative expenses and charges for operation of the Community Preservation Committee, all for the Fiscal Year beginning July 1, 2018 and ending June 30, 2019 inclusive, said funds to be expended under the direction of the Town Manager.

***Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 5-0 to Recommend***

# ARTICLE 41

## **SUBJECT: CPC: ALLOCATIONS**

I move that the Town, upon recommendation of the Community Preservation Committee, appropriate the sum of **\$181,134.00** from the Community Preservation Act Fund FY 2019 anticipated revenues for the purpose of meeting the requirements of the Community Preservation Act, M.G.L., Chapter 44B, Section 6, with **\$60,378.00** of said amount reserved for Open Space, **\$60,378.00** of said amount reserved for Community Housing (Affordable), and **\$60,378.00** of said amount reserved for Historic Resources (Preservation).

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 5-0 to Recommend*

## ARTICLE 42

### **SUBJECT: TOWN CLERK RECORDS PRESERVATION**

I move that the Town, upon recommendation of the Community Preservation Committee, appropriate a sum of **\$25,000.00** from the Historic Resources Reserve of the Community Preservation Fund to be utilized to pay for the preservation of permanent records, to be expended under the direction of the Town Clerk.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 5-0 to Recommend*

## ARTICLE 43

### **SUBJECT: CONSTRUCTION OF BALL FIELD DUGOUTS AT KEENE STREET PLAYGROUND**

I move that the Town, upon recommendation of the Community Preservation Committee, appropriate a sum of **\$88,000.00** from the Open Space Reserve of the Community Preservation Fund to fund the construction of dugout structures at the Keene Street Ball Fields, to be expended under the direction of the Town Manager.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 5-0 to Recommend*

## ARTICLE 44

### **SUBJECT: DECOMMISSIONING RADIOLOGICAL CLEANUP STANDARD**

I move that the Town authorize the Board of Selectmen to request that the Secretary of Health and Human Services direct the Massachusetts Department of Public Health to establish a radiological cleanup standard for decommissioned commercial nuclear reactor sites that is more conservative than the federal standard, as printed in the Warrant.

*Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 5-0 to Recommend*



**SUBJECT: PROPOSED NEW LOCAL HISTORIC DISTRICTS**

I move that the Town create new local historic districts to be administrated through the Duxbury General By-law, Chapter 12, and to update the Official Local Historic District Map of the Town of Duxbury, to include the new Local Historic Districts, as follows and as printed in the Warrant.

***Recommendations: Board of Selectmen Voted 3-0 to Recommend  
Finance Committee Voted 9-0 to Recommend***

	<b>Proposed Local Historic District Name</b>	<b>Address</b>	<b>Owner</b>	<b>Parcel ID MBLU</b>
<b>1</b>	Surplus Street	26 Surplus Street	David P Corey & Xandra O Breakfield	119 087 000
<b>2</b>	Surplus Street	47 Surplus Street	David P Corey & Xandra O Breakfield	119 098 000
<b>3</b>	Surplus Street	218 Surplus Street	Allen C & Joanne I Lahey	108 965 001
<b>4</b>	Washington Street	259 and 265 Washington Street	Maarten & Mavis Hemsley	120 177 001
<b>5</b>	Washington Street	338 Washington Street	William P Rice	119 083 000
<b>6</b>	King Caesar Road	120 King Caesar Road	Duxbury Rural & Historic Society Inc.	134 404 095

## ARTICLE 46

*2/3 Vote Required*

### **SUBJECT: AMEND ZONING BY-LAWS – ARTICLE 600 – DEMOLITION OF HISTORICALLY SIGNIFICANT BUILDINGS – 609.2 DEFINITIONS**

I move that the Town amend the Duxbury Zoning By-laws Section 609.2 entitled “Definitions,” as printed in the Warrant.

*Recommendations: Board of Selectmen Voted 2-1 to Recommend  
Finance Committee Voted 0-7 to Recommend*

**SUBJECT: AMEND ZONING BY-LAWS – ARTICLE 600 – DEMOLITION OF  
HISTORICALLY SIGNIFICANT BUILDINGS – 609.3 PROCEDURES**

I move that the Town amend the Duxbury Zoning By-laws Section 609.3 entitled  
“Procedures,” as printed in the Warrant.

*Recommendations: Board of Selectmen Voted 0-3 to Recommend  
Finance Committee Voted 1-6 to Recommend*