

## **ANNUAL TOWN MEETING**

**JUNE 4, 2018**

### **COMMONWEALTH OF MASSACHUSETTS**

The Annual Town Meeting held on June 4, 2018, at the Dighton Middle School, was called to order at 7:00PM by William E. McKeon, Jr., Moderator. Salute to the flag was given. The checkers were Irene Bilodeau, Eleanor Boegler, Theresa Carpenter, Adele Collard, Maureen Dutra, Christina Franca, Margaret Mullen, Anabela Powell, Elizabeth Silvia, Glenna Smith and Joan Ready, Warden. Total attendance was 362.

#### **MODERATOR'S REMARKS**

#### **DIGHTON ANNUAL TOWN MEETING**

**JUNE 4, 2018**

In May, I lost a good neighbor and friend. I knew Tom Cartin for over thirty years. Tom had all the characteristics of a good neighbor. He was friendly. He always asked how my family and I were doing. He offered to help. At the same time, he was respectful and not too imposing. He kept up his property and contributed to the neighborhood. Tom was just a good guy. I will miss Tom's company, his friendship, and especially the long talks we had while each of us was out in the yard.

Robert Louis Stevenson famously wrote "a friend is a gift you give yourself".

The same is true of a good neighbor. Too often, we overlook how a good neighbor enhances our own lives. They care about you. They look after you. They are there for you.

Our community is simply a collection of neighbors. I am very

grateful for my good neighbors. It is a joy in life to have good neighbors. Let us be good neighbors and have good neighbors.

**VOTED UNANIMOUSLY:** On motion of Nancy Goulart and seconded to dispense with the reading of the warrant.

**VOTED UNANIMOUSLY:** On motion of Nancy Goulart and seconded to dispense with the reading of the Articles and that reference to them be made by number and content.

**VOTED UNANIMOUSLY:** On motion of Brett Zografos and seconded to consider adjournment at 11:00 P.M.

**ARTICLE 1. VOTED UNANIMOUSLY:** On motion of Brett Zografos and seconded to hear reports of the Town Officials and the Capital Outlay Committee.

Brett Zografos, Chairman, Board of Selectmen read the following statement:

**Report of the Board of Selectmen - Annual Town Meeting – June 4, 2018**

To the Citizens of the Town of Dighton:

We begin this, our *Annual Report*, with recognition for service to the town by two gentlemen who served on the Boards of Selectmen and Health. Francis J. Torres served the town in various capacities, among them as a member of the local school committee, on the committee that planned and carried out the 250<sup>th</sup> Anniversary Celebration, and for fifteen years as a selectman and member of the Board of Health. Richard Hegeman, a Viet Nam veteran and businessman, served as selectman and member of the Board of Health for 6 years. Richard was very proud of his military service and was seen at each Memorial Day and Veteran's Day event. He managed his time well and that included his family, town and business. We offer our sincere condolences to their families and appreciate their years of service to the town.

On January 10, 2017 voters approved the debt exclusion for funding the new police station/communications center. This building project had been worked on over a number of years and with this final approval, the Police Station Building Committee proceeded with the process needed so that on November 21, 2017 ground was broken for this facility.

Also in January, the Board of Selectmen formed the Green Communities Grant Committee to help the town become a designated Green Community through the Massachusetts Department of

Energy Resources. This would allow the town to earn grant funds for energy improvement projects. The committee earned a Municipal Energy Technical Assistance grant of \$7,500 to work with S.R.P.E.D.D. to earn Green Community status.

Under the direction and leadership of James Aguiar, Jr., Building Commissioner, work began on the Old Town Hall, formerly used by the Grange and the Intertribal Council. On the lower level, much-needed new office space was created to house the Board of Health, Building Department, Zoning Board of Appeals, Veteran's Services, and the Conservation Commission. Work on the upper level took place as time permitted and when finished, the original town hall will be restored and modernized to meet state building codes and the public will once again be able to attend meetings of various boards, committees, and possibly town meetings as occupancy regulations allow. When completed, the cost for this project will be approximately \$155,000. The town is very fortunate to have employees in the Highway Department who are carpenters and craftsmen who looked at this historic building and were allowed to plan, create, restore, and repair public space that residents will be very proud to visit. Thank you to this talented group of individuals.

Selectman Brett Zografos completed the overhaul of the Town of Dighton website in March. In an effort to boost transparency and improve communication between the town and the residents of Dighton, he created Town of Dighton Twitter, Instagram, and Facebook accounts.

The Taunton Municipal Lighting Plant offered the opportunity for the town to participate with the Dighton-Rehoboth Regional School District in a project to bring fiber optic services to the local schools and the town hall campus. This project was funded in part by an educational discount, grant funds accessed by the School Department and money provided by the town. The first phase will be to provide fiber optic services to the schools followed by services to the town.

As the result of work begun in 2016 by the then Board of Selectmen, the town received a \$10,000 grant for services provided by S.R.P.E.D.D. to apply for state designation as a Community Compact Cabinet (CCC) member. Work continued during the year and on October 3, 2017, Lt. Governor Karyn Polito came to town and signed the official document in recognition of the town's achieving this designation. The three best practices that were approved for the CCC: (1) Expansion of the storm water education program; (2) Formation of an agricultural commission; and (3) Open space planning. It should be noted that of over 300 communities whose best practices were approved throughout the state to date, ours was the first time that the plan to form an agricultural commission was submitted as a best practice and that suggestion was submitted by Selectman Zografos.

Following three separate searches, the town selected Mrs. Mallory Aronstein as the first town administrator and she began her official duties in December. Prior to coming to Dighton, she worked with the town administrator in West Bridgewater. She holds a Master's Degree in Public Administration from Northwestern University.

The Board of Health separated from the Board of Selectmen in April. Thomas Pires, Kevin Bernardo and Matthew Tanis were appointed to fill the newly-created board.

Legalization of marijuana for recreational purposes passed at the town and state levels. A presentation was made that proposed to operate a medical marijuana growing and processing facility in the former Mt. Hope Mill. However, that project did not come to fruition. A proposal was submitted to voters that would have created a medical marijuana overlay district to be located in the Dighton Rock Plaza area on County Street. That failed due to the lack of attaining a two-thirds majority vote.

The Complete Streets Program Application was approved by the state for funding in the amount of \$450,000. This money will be used to plan and construct the proposed sidewalk project that involves Somerset Avenue, Pearl Street, and Center Street west to Stonegate Landing.

Speaking of sidewalks, under the supervision of Mr. Tom Ferry, highway department employees along with contracted services installed a sidewalk on the south side of Center Street that began at the east Aggie School driveway and traveled along the south side of Center Street west to the signal at the intersection with Somerset Avenue. This construction project completed the plans put in place when the preliminary discussions about replacement of the Berkley Dighton Bridge were held with MA DOT. This project was funded by using Ch. 90 money.

In late fall, the town was offered the opportunity to purchase prime farmland known as Council Oak II located west of the Sanson Farm off Elm Street. This land had been proposed for development. With assistance from the property owner, a contribution of \$150,000 from the Taunton Development Corp., and \$150,000 from the town's Conservation Commission, the town acquired over eight acres of farmland that now has an Agricultural Restriction and a Conservation Restriction. The Board of Selectmen expresses its thanks and appreciation to everyone involved who contributed funding and assisted in any way with this acquisition. The land will be leased to meet the requirements of the Agricultural Restriction.

As we look back at 2017, we recognize that everything that was accomplished was made possible through and with the support of the residents, town employees, elected and appointed officials, and the many volunteers who stepped up whenever help was needed. We sincerely thank everyone for the commitment of time and money that allowed so many valuable and beneficial events and projects to be completed.

Respectfully submitted,

BOARD OF SELECTMEN

Dean V. Cronin, Chairman through April 8, 2017

John P. Taylor, Chairman

Nancy J. Goulart, Chairman, Board of Health through April 2017

Brett R. Zografos, Ph. D., Clerk

Edward Swartz, Chairman of the Finance Committee read the following statement:

Mr. Moderator, BOS, Madam Administrator, Madam Clerk, Town Council, Members of the Finance Committee and fellow Residents of Dighton.

Welcome to the Annual Town meeting: My name is Ed Swartz (Chairman of the Finance Committee)

Let me begin by thanking the Departments Heads, Town Administrator, Town Accountant and the Administrative Assistant to the BOS and Administrator Karin Brady for their assistance in preparing tonight's Warrant.

The Financial Stability of our town is strong. The budget presented this evening is balanced and meets all the thresholds to stay within the Prop. 2 ½ Levy.

It provides for a strong commitment to the services that we as townspeople expect.

Let me review a few highlights:

**Public safety:**

Recommended purchase of a New Ambulance

Replacement of Fire Chief Vehicle

Annual Police Cruiser Purchase

**Highway:**

Purchase of (2) additional plows

**Education:**

**Fully Funded Operating increase to the DR School District of Approximately \$900K**

**In closing the FinCom met extensively with all involved to develop the recommendations in front of you and ask for your support of these recommendations.**

**Thank you again for your attendance at this important Annual meeting and we welcome all comments and questions along the way.**

Carol Beauregard, Chairman of the Board of Assessors stated the Board of Assessors had no report.

Dr. Anthony Azar, Superintendent of the Dighton-Rehoboth Regional School District thanked the Town officials, Town Administrator, Board of Selectmen for their continued support to the district. He is in his 4<sup>th</sup> year as Superintendent, and has enjoyed his position until the past week. He encouraged everyone to attend the school committee meeting on June 12, 2018 at the Dighton Rehoboth Regional High School. He stated that he had three points to address. First, Solar construction has been completed and there should be a 75% savings in electrical costs. Secondly, construction of the new roof at the high school will happen the summer of 2018. Third, himself and the Facility manager are working with five broken buildings. He will address the capacity of the school buildings and the modular units later when the article on the modulars is presented. He

encouraged all Dighton residents to contact friends and relatives and ask them to support the special election being held in Rehoboth on July 17, 2018 to approve Rehoboth's share of the school budget. He is very optimistic that the vote will pass in Rehoboth and that the residents of Rehoboth will come out and vote. If the vote does not pass in Rehoboth then the district budget will be set by the Commissioner of Education with a 1/12 budget every month until a budget has been voted. He is very excited about Dighton's vote tonight, whereas the town of Dighton is always very supportive of the school district. He asked for continued support of the school system.

**VOTED UNANIMOUSLY:** On motion of Nancy Goulart and seconded that the reports of Town Officials be accepted as read and as published in the book of Annual Town Reports.

**ARTICLE 2. VOTED:** On motion of Brett Zografos and seconded that the Town authorize the Board of Selectmen to appoint all necessary Town Officials and Town Committees not otherwise provided for by statute.

**ARTICLE 3. VOTED AS AMENDED:** On motion of Edward Swartz and seconded that the Town establish the following salaries of elected Town Officials for Fiscal Year 2019 in accordance with the provisions of Section 108 of Chapter 41 of the General Laws:

**BOARD OF ASSESSORS**

Chairman	\$82,147.00
Members (2) Each	5,277.96
Total	\$92,702.92

**BOARD OF SELECTMEN**

Chairman	\$ 5,000.00
Member	5,000.00
Member	5,000.00
<b>Total</b>	<b>\$ 15,000.00</b>

**TREE WARDEN** \$ 253.58

**MODERATOR** \$ 573.68

**TOWN CLERK** \$75,712.00.

**TOWN COLLECTOR**

\$ 38,993.50

**TOWN TREASURER**  
\$ 38,993.50

**PLANNING BOARD**  
Chairman \$ 2,992.44  
Members (4) Each \$ 1,995.84  
Total \$ 10,975.80

**SEWER COMMISSIONERS**  
Chairman \$ 3,509.84  
Members (2) Each \$ 2,329.65  
Total \$ 8,169.14

Finance Committee Recommends

VOTED: On motion of Joseph Pacheco and seconded to amend salaries of the Board of Selectmen from \$7,803.00 to \$5,000.00.

ARTICLE 4. VOTED: On motion of Edward Swartz and seconded that the Town raise by taxation and/or transfer from available funds in the Treasury the appropriations necessary to defray Town Charges and Assessments as considered by the Finance Committee.

VOTED UNANIMOUSLY: On motion of Edward Swartz and seconded that the Town vote to raise and appropriate to General Government accounts as specified in the warrant for the June 4, 2018 Annual Town Meeting, Article 4, and specifically for personnel and expenses of said departments as therein provided, the sum of \$1,505,299.41 for fiscal year 2019.

Finance Committee Recommends

010-113 **TOWN MEETING**  
That the Town raise and appropriate \$2,040.00 for the Personnel Expenses of the Town Meeting Account and \$1,224.00 for the Expenses of the Town Meeting Account.

Finance Committee Recommends

010-114 **MODERATOR**  
That the Town raise and appropriate \$573.68 for the Personnel Expenses of the Moderator Account.

Finance Committee Recommends

010-122 **BOARD OF SELECTMEN**  
That the Town raise and appropriate \$53,407.54 for the Personnel Expenses and \$71,750.00 for the Expenses of the Board of Selectmen Account.  
Finance Committee Recommends

010-124 **TOWN ADMINISTRATOR**  
That the Town raise and appropriate \$139,808.68 for the Personnel Expenses and \$9,950.00 for the Expenses of the Town Administrator Account.  
Finance Committee Recommends

010-131 **FINANCE COMMITTEE**  
That the Town raise and appropriate \$3,907.44 for the Personnel Expenses and \$699.55 for the Expenses of the Finance Committee Account.  
Finance Committee Recommends

010-132 **RESERVE FUND**  
That the Town raise and appropriate \$50,000.00 for the Expenses of the Reserve Fund.  
Finance Committee Recommends

010-135 **ACCOUNTANT**  
That the Town raise and appropriate \$135,507.28 for the Personnel Expenses and \$4,900.00 for the Expenses of the Accountant Account.  
Finance Committee Recommends

010-141 **ASSESSORS**  
That the Town raise and appropriate \$177,129.96 for the Personnel Expenses and \$15,430.00 for the Expenses of the Assessors Account.  
Finance Committee Recommends

010-145 **TREASURER**  
That the Town raise and appropriate \$77,503.95 for the Personnel Expenses and \$33,900.00 for the Expenses of the Treasurer Account.  
Finance Committee Recommends

010-146 **COLLECTOR**  
That the Town raise and appropriate \$78,703.95 for the Personnel Expenses and \$21,343.46 for the Expenses of the Collector Account.  
Finance Committee Recommends

010-151 **LAW (TOWN COUNSEL)**  
That the Town raise and appropriate \$50,000.00 for the Expenses of the Law (Town Counsel) Account.  
Finance Committee Recommends

010-155 **DATA PROCESSING**  
That the Town raise and appropriate \$82,663.22 for the Expenses of the Data Processing Account.  
Finance Committee Recommends

010-158 **TAX TITLE FORECLOSURE**  
That the Town raise and appropriate \$19,000.00 for the Expenses of the Tax Title Foreclosure Account.  
Finance Committee Recommends

010-161 **TOWN CLERK**  
That the Town raise and appropriate \$141,226.91 for the Personnel Expenses and \$5,300.00 for the Expenses of the Town Clerk Account.  
Finance Committee Recommends

010-162 **ELECTIONS**  
That the Town raise and appropriate \$14,300.00 for the Personnel Expenses and \$21,500.00 for the Expenses of the Election Account.  
Finance Committee Recommends

010-163 **REGISTRATION**  
That the Town raise and appropriate \$600.00 for the Personnel Expenses and \$4,200.00 for the Expenses of the Registration Account.  
Finance Committee Recommends

010-171 **CONSERVATION COMMISSION**  
That the Town raise and appropriate \$5,202.00 for the Personnel Expenses and \$1,200.00 for the Expenses of the Conservation Commission Account.  
Finance Committee Recommends

010-175 **PLANNING BOARD**  
That the Town raise and appropriate \$49,755.80 for the Personnel Expenses and \$18,864.95 for the Expenses of the Planning Board Account.  
Finance Committee Recommends

010-176      **BOARD OF APPEALS**  
That the Town raise and appropriate \$36,529.04 for the Personnel Expenses and \$14,500.00 for the Expenses of the Board of Appeals Account.  
Finance Committee Recommends

010-189      **DEVELOPEMNT AND INDUSTRIAL COMMISSION**  
That the Town raise and appropriate \$1,000.00 for the Expenses of the Development and Industrial Commission Account

010-192      **PUBLIC BUILDINGS & PROPERTIES MAINTENANCE**  
That the Town raise and appropriate \$104,178.00 for the Expenses of the Public Buildings and Properties Maintenance Account.  
Finance Committee Recommends

010-193      **BUILDING INSURANCE**  
That the Town raise and appropriate \$55,000.00 for the Expenses of the Building Insurance Account.  
Finance Committee Recommends

010-195      **TOWN REPORTS**  
That the Town raise and appropriate \$2,500.00 for the Expenses of the Town Report Account.  
Finance Committee Recommends

VOTED UNANIMOUSLY: On motion of Edward Swartz and seconded that the Town vote to raise and appropriate and transfer from the Ambulance Fund to Public Safety accounts, as specified in the warrant for the June 4, 2018 Annual Town Meeting, Article 4, and specifically for personnel and expenses of said departments as therein provided, the sum of \$3,528,033.25 for fiscal year 2019.  
Finance Committee Recommends

010-210      **POLICE**  
That the Town raise and appropriate \$1,353,890.50 for the Personnel Expenses and \$181,086.54 for the Expenses of the Police Department Account.  
Finance Committee Recommends

010-215 **COMMUNICATION CENTER**  
That the Town raise and appropriate \$352,487.92 for the Personnel Expenses and \$26,643.75 for the Expenses of the Communication Center Account.  
Finance Committee Recommends

010-220 **FIRE**  
That the Town raise and appropriate \$545,579.87 for the Personnel Expenses and \$113,485.00 for the Expenses of the Fire Department Account.  
Finance Committee Recommends

010-231 **AMBULANCE SERVICES**  
That the Town raise and appropriate \$416,064.87 for the Personnel Expenses and that the Town transfer from the Ambulance Fund \$143,515.00 for the Personnel Expenses and \$156,485.00 for the Expenses of the Fire Department Ambulance Services.  
Finance Committee Recommends

010-241 **BUILDING INSPECTOR**  
That the Town raise and appropriate \$115,968.80 for the Personnel Expenses and \$36,230.00 for the Expenses of the Building Inspector Account.  
Finance Committee Recommends

010-242 **GAS INSPECTOR**  
That the Town raise and appropriate \$9,800.00 for the Personnel Expenses of the Gas Inspector Account.  
Finance Committee Recommends

010-243 **PLUMBING INSPECTOR**  
That the Town raise and appropriate \$9,800.00 for the Personnel Expenses and \$0.00 for the Expenses of the Plumbing Inspector Account.  
Finance Committee Recommends

010-244 **WEIGHTS AND MEASURES**  
That the Town raise and appropriate \$1,200.00 for the Personnel Expenses and \$370.00 for the Expenses of the Weights and Measures Account.  
Finance Committee Recommends

010-245 **ELECTRICAL INSPECTOR**  
That the Town raise and appropriate \$25,200.00 for the Personnel Expenses of the Electrical Inspector Account.  
Finance Committee Recommends

010-292 **ANIMAL CONTROL OFFICER**  
That the Town raise and appropriate \$20,500.00 for the Personnel Expenses and \$6,600.00 for the Expenses of the Animal Officer Account.  
Finance Committee Recommends

010-294 **FORESTRY**  
That the Town raise and appropriate \$445.20 for the Personnel Expenses of the Forestry Account.  
Finance Committee Recommends

010-295 **HARBORMASTER**  
That the Town raise and appropriate \$2,080.80 for the Personnel Expenses and \$6,100.00 for the Expenses of the Harbormaster Account.  
Finance Committee Recommends

010-299 **DISASTER COMMITTEE**  
That the Town raise and appropriate \$4,500.00 for the Expenses of the Disaster Committee Account.  
Finance Committee Recommends

VOTED UNANIMOULSY: On motion of Edward Swartz and seconded that the Town vote to raise and appropriate for Education assessments, as specified in the warrant for the June 4, 2018 Annual Town Meeting, Article 4, the sum of \$10,770,270.00 for fiscal year 2019.  
Finance Committee Recommends

010-300-5690 **REGIONAL SCHOOL DISTRICT**  
That the Town raise and appropriate \$9,760,012.00 for the Operating Assessment and \$330,619.00 for the Capital Assessments from the Dighton-Rehoboth Regional School District.  
Finance Committee Recommends

010-300-5691 **BRISTOL COUNTY AGRICULTURAL DISTRICT**  
That the Town raise and appropriate \$57,925.00 for the Bristol County Agricultural High School Operating Assessment.  
Finance Committee Recommends

010-300-5692 BRISTOL PLYMOUTH REGIONAL HIGH SCHOOL

That the Town raise and appropriate \$607,656.00 for the Operating Assessment and \$14,058.00 for the Capital Assessment for the Bristol Plymouth Regional High School.

Finance Committee Recommends

**VOTED UNANIMOUSLY AS AMENDED:** On motion of Edward Swartz and seconded that the Town vote to raise and appropriate to Highway accounts, as specified in the warrant for the June 4, 2018 annual town meeting, Article 4, and specifically for personnel and expenses of the Highway department as therein provided, the sum of \$948,032.26 for fiscal year 2019.

Finance Committee Recommends

**VOTED:** On motion of Nancy Goulart and seconded to amend Highway Construction & Maintenance Account, Personnel Expenses to the new amount of \$554,839.16 for a total appropriation of \$703,539.16.

010-422 HIGHWAY

That the Town raise and appropriate \$554,839.16 for the Personnel Expenses and \$148,700.00 for the Expenses of the Highway Account.

Finance Committee Recommends

010-423 SNOW REMOVAL

That the Town raise and appropriate \$13,000.00 for the Personnel Expenses and \$37,000.00 for the Expenses of the Snow Removal Account.

Finance Committee Recommends

010-429 DIGHTON BERKLEY BRIDGE

That the Town raise and appropriate \$0.00 for the Personnel Expenses and \$1,800.00 for the Expenses of the Dighton-Berkley Bridge Account.

Finance Committee Recommends

010-432 STREET CLEANING/STORMWATER

That the Town raise and appropriate \$120,093.10 for the Personnel Expenses and \$72,600.00 for the Expenses of the Street Cleaning/Storm water Account.

Finance Committee Recommends

VOTED UNANIMOUSLY: On motion of Edward Swartz and seconded that the Town vote to raise and appropriate to the Sanitation account, to wit, Waste Collection and Disposal, as specified in the warrant for the June 4, 2018 Annual Town Meeting, Article 4, and specifically for personnel and expenses of said department as therein provided, the sum of \$582,841.04 for fiscal year 2019.

Finance Committee Recommends

010-433      WASTE COLLECTION DISPOSAL

That the Town raise and appropriate \$8,177.54 for the Personnel Expenses and \$574,663.50 for the Expenses of the Waste Collection and Disposal Account.

Finance Committee Recommends

VOTED UNANIMOUSLY: On motion of Scott Dingus and seconded that the Town vote to raise and appropriate to Other Environmental accounts, to wit the Cemetery account, as specified in the warrant for the June 4, 2018 annual town meeting, Article 4, and specifically for personnel and expenses of said department as therein provided, the sum of \$19,700.00 for fiscal year 2019.

Finance Committee Recommends

010-491      CEMETERIES

That the Town raise and appropriate \$19,700.00 for the Expenses of the Cemeteries Account.

Finance Committee Recommends

VOTED UNANIMOUSLY: On motion of Scott Dingus and seconded that the Town vote to raise and appropriate to Human Services accounts, as specified in the warrant for the June 4, 2018 Annual Town Meeting, Article 4, and specifically for personnel and expenses of said departments as therein provided, the sum of \$438,488.96 for fiscal year 2019.

Finance Committee Recommends

010-510      BOARD OF HEALTH - REGULATIONS & INSPECTIONS

That the Town raise and appropriate \$42,513.52 for the Personnel Expenses and \$1,000.00 for the Expenses of the Health (Regulation) Account.

Finance Committee Recommends

010-519      **BOARD OF HEALTH ADMINISTRATION**  
That the Town raise and appropriate \$64,233.50 for the Personnel Expenses and \$4,800.00 for the Expenses of the Health (Administration) Account.  
                    Finance Committee Recommends

010-541      **COUNCIL ON AGING**  
That the Town raise and appropriate \$73,703.78 for the Personnel Expenses and \$19,903.00 for the Expenses of the Council on Aging Account.  
                    Finance Committee Recommends

010-542      **PRIME TIME**  
That the Town raise and appropriate \$81,534.06 for the Personnel Expenses of the Prime Time Account.  
                    Finance Committee Recommends

010-543      **VETERANS SERVICES**  
That the Town raise and appropriate \$46,476.10 for the Personnel Expenses and \$104,325.00 for the Expenses of the Veterans Services Account.  
                    Finance Committee Recommends

VOTED UNANIMOUSLY: On motion of Scott Dingus and seconded that the Town vote to raise and appropriate and transfer from PEG Access and Cable related fund to Culture & Recreation accounts, as specified in the warrant for the June 4, 2018 Annual Town Meeting, Article 4, and specifically for personnel and expenses of said departments as therein provided, the sum of \$325,079.96 for fiscal year 2019.  
                    Finance Committee Recommends

010-610      **LIBRARY**  
That the Town raise and appropriate \$179,755.96 for the Personnel Expenses and \$79,534.00 for the Expenses of the Library Account.  
                    Finance Committee Recommends

010-630      **PARKS & RECREATION**  
That the Town raise and appropriate \$29,940.00 for the Expenses of the Recreation Account.  
                    Finance Committee Recommends

010-690      **TOWN HISTORIAN**  
That the Town raise and appropriate \$250.00 for the Expenses of the Town Historian Account.  
                    Finance Committee Recommends

010-691      **HISTORICAL COMMISSION**  
That the Town raise and appropriate \$1,500.00 for the Expenses of the Historical Commission Account.  
                    Finance Committee Recommends

010-698      **CABLE COMMISSION**  
That the Town transfer from the PEG Access and Cable Related Fund \$12,000.00 for the Personnel Expenses and \$22,100.00 for the Expenses of the Cable Commission Account.  
                    Finance Committee Recommends

VOTED UNANIMOUSLY: On motion of Scott Dingus and seconded that the Town vote to raise and appropriate and transfer from Title V account to Debt Service accounts, as specified in the warrant for the June 4, 2018 Annual Town Meeting, Article 4 and specifically for expenses of said accounts as therein provided, the sum of \$425,287.00 for fiscal year 2019.  
                    Finance Committee Recommends

010-710      **RETIREMENT OF DEBT**  
That the Town raise and appropriate \$235,000.00 and transfer from (Title V) \$10,362.00.00 for the Expenses of the Retirement of Debt Account.  
                    Finance Committee Recommends

010-751      **INTEREST ON LONG-TERM DEBT**  
That the Town raise and appropriate \$179,925.00 for the Expenses of the Interest on Long-Term Debt account.  
                    Finance Committee Recommends

VOTED UNANIMOUSLY: On motion of Scott Dingus and seconded that the Town vote to raise and appropriate to Employee Benefits accounts, as specified in the warrant for the June 4, 2018 Annual Town Meeting, Article 4, and specifically for expenses of said accounts as therein provided, the sum of \$1,823,383.12 for fiscal year 2019.

Finance Committee Recommends

010-911 **RETIREMENT AND PENSION CONTRIBUTIONS**  
That the Town raise and appropriate \$690,701.00 for the Expenses of the Retirement and Pension Contributions Account.  
Finance Committee Recommends

010-912 **WORKMAN'S COMPENSATION INSURANCE**  
That the Town raise and appropriate \$50,000.00 for the Expenses of the Workman's Compensation Insurance Account.  
Finance Committee Recommends

010-914 **GROUP HEALTH INSURANCE**  
That the Town raise and appropriate \$973,082.12 for the Expenses of the Group Health Insurance Account.  
Finance Committee Recommends

010-915 **LIFE INSURANCE**  
That the Town raise and appropriate \$600.00 for the Expenses of the Life Insurance Account.  
Finance Committee Recommends

010-916 **EMPLOYER CONTRIBUTIONS**  
That the Town raise and appropriate \$70,000.00 for the Expenses of the Employer Contributions for FICA and Medicare.  
Finance Committee Recommends

010-919 **OPEB**  
That the Town raise and appropriate \$35,000.00 for the Expenses of the OPEB account.  
Finance Committee Recommends

010-920 **TUITION**  
That the Town raise and appropriate \$4,000.00 for the Expenses of the Tuition Account.  
Finance Committee Recommends

VOTED UNANIMOUSLY: On motion of Scott Dingus and seconded that the Town vote to raise and appropriate to Liability Insurance accounts, as specified in the warrant for the June 4, 2018 Annual Town Meeting, Article 4, and specifically for expenses of said accounts as therein provided, the sum of \$127,000.00 for fiscal year 2019.

Finance Committee Recommends

010-945      LIABILITY INSURANCE

That the Town raise and appropriate \$127,000.00 for the Expenses of the Liability Insurance Account.

Finance Committee Recommends

ARTICLE 5. VOTED UNANIMOUSLY: On motion of Edward Swartz and seconded that the Town approve the following sums to be expended under the direction of the Board of Sewer Commissioners for the maintenance of the Sewer Enterprise for Fiscal Year 2019:

**Direct Costs:**

Salaries:	\$108,151.26
Expenses:	\$176,800.00
Capital Expenses	\$ 25,000.00

Indirect Costs Total	\$ 44,933.87
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The above appropriations will be funded as follows:

\$300,000.00 through sewer receipts and \$54,885.13 transferred from Sewer Enterprise retained earnings totaling \$354,885.13.

Finance Committee Recommends  
Board of Selectmen Recommends

ARTICLE 6. VOTED UNANIMOUSLY: On motion of Edward Swartz and seconded that the town vote, pursuant to M.G.L., Chapter 44, Section 53E ½ as most recently amended, to establish fiscal year limitations on expenditures from the revolving funds established by the Town of Dighton General Bylaws, Section XXXVI, "Departmental Revolving Funds", for FY 19 as follows:

<b>Revolving Fund</b>	<b>FY19 Spending Limit</b>
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Trustees of the Dighton Public Library	
Copying, Faxing and Printing Services	\$5,000.00

**Trustees of the Dighton Public Library**

For overdue, lost or damaged materials

\$8,000.00

**Council on Aging Board**

Fees, Charges and Receipts for Services Rendered by Prime Time    \$150,000.00

Finance Committee Recommends

**ARTICLE 7.** VOTED UNANIMOUSLY: On motion of Brett Zografos and seconded that the town vote to authorize the Town Treasurer with the approval of the Board of Selectmen to sell at public auction, and further allow the Board of Selectmen to sell through the sealed bid process according to MGL Ch. 30B, Section 16, all properties which the Town has legally acquired by Tax Title.

**ARTICLE 8.** VOTED UNANIMOUSLY: On motion of Nancy Goulart and seconded that the town vote to authorize the Town Treasurer, with the approval of the Selectmen, to borrow money from time to time in anticipation of revenue of the financial year beginning July 1, 2018 in accordance with the provisions of General Laws, Chapter 44, Section 4, and to issue a note or notes therefor, payable within one year, and to renew any note or notes as may be given for a period of less than one year in accordance with General Laws, Chapter 44, Section 17.

**ARTICLE 9.** VOTED UNANIMOUSLY: On motion of Edward Swartz and seconded that the Town vote to appropriate from available funds from Mass Department of Public Works for Fiscal Year 2019 for the purpose of expending funds for capital improvements of local roads under "Transportation Bond Issue" (Chapter 90) \$300,511.00.

Finance Committee Recommends

**ARTICLE 10.** VOTED UNANIMOUSLY: On motion of Nancy Goulart and seconded that the town vote to grant to the Board of Selectmen the authority to obtain whatever parcels or easements as necessary, to make changes in grade, take land by purchase or eminent domain and to settle damages from land taken in conjunction with highway maintenance or road or bridge reconstruction projects.

**ARTICLE 11.** VOTED UNANIMOUSLY: On motion of Brett Zografos and seconded that the town vote to authorize the Board of Selectmen, subject to the approval of the Finance Committee, to dispose of used items returned to them, by sale to highest bidder.

**ARTICLE 12.** VOTED UNANIMOUSLY: On motion of Nancy Goulart and seconded that the town vote to make changes in grade, take land by purchase or eminent domain, and to settle damages from land taken in conjunction with the Fiscal Year 2019 Highway Program under Chapter 90, and the Town road improvement program, or act thereon.

ARTICLE 13. VOTED UNANIMOUSLY: On motion of Scott Dingus and seconded that the town vote to raise and appropriate an amount of \$18,500.00 to perform an audit for FY18, or act thereon.

Finance Committee Recommends

ARTICLE 14. VOTED UNANIMOUSLY: On motion of Timothy Rhines and seconded that the town vote to appropriate or reserve from the Community Preservation annual reserves in the amounts recommended by the Community Preservation Committee for the committee administrative expenses, Community Preservation projects and other expenses in the fiscal year 2019, with each item to be considered a separate appropriation:

Appropriations:

From FY 2019 estimated revenues for the Committee Administrative expenses  
\$5,000.00

Reserves:

From FY 2019 estimated revenues for Historic Resources: \$9,000.00  
From FY 2019 estimated revenues for Community Housing Reserve \$9,000.00  
From FY 2019 estimated revenues for Open Space \$9,000.00  
From FY 2019 estimated revenues for budget reserve \$58,000.00

CPC Recommends

ARTICLE 15. VOTED: On motion of Timothy Rhines and seconded that the town vote to appropriate from the Community Preservation Open Space Reserve a sum of \$25,000.00, and a sum of \$58,000.00 from the Community Preservation Undesignated Reserve Fund, and to accept the sum of \$207,000.00 from the Commonwealth of Massachusetts Executive Office of Energy and Environmental Affairs Department of Agricultural Resources, for a total sum of \$290,000.00 to be expended under the direction of the Community Preservation Commission for expenses associated with acceptance of an Agricultural Preservation Restriction as approved by the Massachusetts Department of Agricultural Resources on 20.6 acres of land located at 1996 Elm Street, Dighton, MA, and a portion of Lot 115, and for such restriction to be recorded at the Bristol County Registry of Deeds.

CPC Recommends

2/3 Vote Required: YES: 317 NO: 2

ARTICLE 16. VOTED TO TABLE: To see if the town will vote to appropriate from the Community Preservation Historic Reserve Fund \$25,000.00 and \$18,000.00 from the Community Preservation Undesignated Reserve Fund and \$2,000.00 from the Dighton Historical Commission Seg. School Gift Account for a total sum not to exceed \$45,000.00 for the De-leading of the

Segregansett School House located at 1092 Somerset Ave Map 9 Lot 2. Said funds are to be expended under the direction of the Dighton Community Preservation Commission.

CPC Recommends

VOTED: On motion of Timothy Rhines and seconded that James Aguiar, Building Inspector be allowed to address the voters at the Annual Town Meeting.

VOTED: On motion of William Rasmussen and seconded to Table Article 16.

ARTICLE 17. NO MOTION : To see if the Town will vote to appropriate from the Community Preservation Undesignated Reserve Fund \$8,400.00 to furnish and install a 100 amp overhead electrical service and furnish and install one (1) Mitsubishi 18,000 btu Single Zone Mini Split heating and air conditioning system at the Segregansett School House located at 1092 Somerset Ave Map 9 Lot 2, said funds to be expended under the direction of the Community Preservation Commission.

CPC Recommends

ARTICLE 18. VOTED UNANIMOUSLY: On motion of Edward Swartz and seconded that the town vote to transfer from Free Cash a sum of money in the amount of \$13,500.00 to be expended by the Highway Superintendent to purchase two complete snow plows for use by Dighton Highway Department.

Finance Committee Recommends

ARTICLE 19. VOTED UNANIMOUSLY: On motion of Edward Swartz and seconded that the town vote to transfer from Free Cash a sum of money in the amount of \$32,140.65 to be expended by the Police Chief for the purchase of one fully equipped police vehicle including Kenwood Cruiser Radio (split face), cable, Bluetooth, radio antenna and accessories

Finance Committee Recommends.

ARTICLE 20. VOTED UNANIMOUSLY: On motion of Scott Dingus and seconded that the town vote to transfer from Free Cash a sum of money in the amount of \$52,636.27 as the tenth (10<sup>th</sup>) year payment on the Rescue Pumper ten (10) year lease program.

Finance Committee Recommends

ARTICLE 21. VOTED UNANIMOUSLY: On motion of Scott Dingus and seconded that the town vote transfer from Free Cash the amount of \$50,000.00 and transfer from the Ambulance Fund the amount of \$281,000.00 for a total sum of \$331,000.00 to be expended by the Fire Chief for the purchase of a new ambulance and any necessary accessories.

Finance Committee Recommends

ARTICLE 22. VOTED UNANIMOUSLY: On motion of Scott Dingus and seconded that the town vote to transfer from the Capital Stabilization Account a sum of money in the amount of \$70,000.00 to be expended by the Fire Chief to purchase a Chevrolet Tahoe Four Door Utility Vehicle (Car 1) and any related accessories.

Finance Committee Recommends

ARTICLE 23. VOTED UNANIMOUSLY: On motion of Scott Dingus and seconded that the town vote to transfer from Free Cash a sum of money in the amount of \$12,500.00 to be expended by the Parks and Recreation Department to pave the North Dighton Playground Basketball Court located at 0 Prospect Street.

Finance Committee Recommends

ARTICLE 24. VOTED TO TABLE: To see if the town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money to purchase 949 Somerset Avenue, Assessor Map 5, Lot#31, or take any other action relative thereto.

Finance Committee Does Not Recommend

NO VOTE TAKEN: On motion of Nancy Goulart and seconded that the Town transfer from free cash \$205,000.00 to purchase 949 Somerset Avenue, Assessor's Map 5, Lot #131, or take any other action relative thereto.

VOTED: On motion of Lisa Lach-Fletcher and seconded to Table Article 24.

ARTICLE 25. VOTED: On motion of Nancy Goulart and seconded that the town vote to transfer from Free Cash a sum of \$68,500.00 to be expended by the Board of Selectmen to conduct an environmental land study of four (4) lots located a 0 Elm Street, Assessor's Map 20, Lot #106; Map 17, Lot #164; Map 17, Lot #129 and Map 7, Lot #131.

Finance Committee Recommends

DEFEATED: On motion of Aaron Tarver and seconded to Table Article 25.

ARTICLE 26. VOTED UNANIMOUSLY: On motion of Scott Dingus and seconded that the town vote to transfer from Free Cash the sum of \$5,000.00 to be expended by the Emergency Preparedness Committee for the purpose of purchasing folding cots and other related sheltering items to re-stock the Dighton Shelter and Emergency Dispensing Site.

Finance Committee Recommends

ARTICLE 27. VOTED UNANIMOUSLY: On motion of Scott Dingus and seconded that the town vote to transfer from the PEG Access and Cable Related Fund the amount of \$58,000.00 to be expended by the Cable Television Committee to purchase new equipment for the control room and install the same for recording live events and meetings.

Finance Committee Recommends

ARTICLE 28. VOTED TO TABLE: To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money in the amount of \$1,114,195.00 to defray the costs and expenses of the installation/decommission and utility hook ups for modular units for Dighton Elementary School in the ensuing fiscal year or to take any other action relative thereto.

Finance Committee Does Not Recommends

NO VOTE TAKEN: On motion of Jessica Beerman and seconded that the Town will vote to transfer from available funds the amount of \$1,114,195.00 to purchase and install modular units for Dighton Elementary School in the ensuing fiscal year.

VOTED: On motion of Edward Swartz and seconded to allow David Nappy, Dighton Rehoboth Regional School District Facility Manager to address voters at the Annual Town Meeting.

Dr. Azar, Superintendent of the Dighton-Rehoboth Regional School District, stated that the District needs the modular units ready for September 1<sup>st</sup>. No longer can Dighton Elementary be reconfigured. They are out of space.

VOTED: On motion of Rachel Dingus and seconded to Table Article 28.

**William McKeon Jr., Moderator called for a recess at 10:37PM; Meeting called back to order at 10:44PM by the Moderator.**

ARTICLE 29. VOTED: On motion of Scott Dingus and seconded that the town transfer from Free Cash a sum of money in the amount of \$20,000.00 to be expended by the Building Department to fund multiple municipal departments in scanning and digitizing their files for archiving and public transparency purposes.

Finance Committee Recommends

ARTICLE 30. VOTED: On motion of Peter Benvie and seconded that the Town will vote to accept the provisions of MGL Chapter 64N, Section 3 and impose an excise tax upon the sale of marijuana for adult use originating within the Town by a vendor at a rate of three (3%) percent of the gross receipts of the vendor from the sale of recreational marijuana, marijuana products, marijuana edibles and ancillary products, said excise to take effect on the first day of the calendar quarter commencing at least thirty days after such vote by Town Meeting; or take any action in relation thereto

VOTED: On motion of Brett Zografos and seconded that Mallory Aronstein be allowed to address the residents at the Annual Town Meeting.

**VOTED: On motion of Tom Pires and seconded that Annual Town Meeting be adjourned at 11:00PM.**

**William J. McKeon Jr., Moderator, informed all those in attendance that the Annual Town Meeting would reconvene on Wednesday, June 13, 2018 at 6:00PM at the Dighton Rehoboth Regional High School.**

**The Annual Town Meeting held on June 4, 2018, which is now reconvened on June 13, 2018 at the Dighton Rehoboth Regional High School, was called to order at 6:00PM by William E. McKeon, Jr., Moderator. Salute to the flag was given. The checkers were Irene Bilodeau, Eleanor Boegler, Theresa Carpenter, Adele Collard, Maureen Dutra, Christina Franca, Margaret Mullen, Elizabeth Silvia, and Joan Ready, Warden. Total attendance was 259.**

Edward Swartz, Chairman of the Finance Committee, made a statement regarding Article 28. He stated that leasing modular units are not an option. There are methods that need to be followed. In reality, the School Committee needs to go out to bid for the purchase of 6 modular units and then come back to a Special Town Meeting. Finance Committee is committed to the purchase and will come back to the Special Town Meeting for the best option for funding. The commitment tonight is to put aside an amount of monies to start the process. The six (6) modular units will get us through the next 5-year period.

**ARTICLE 31. VOTED: On motion of Brett Zografos and seconded that the town vote to enact a Chapter of the Town of Dighton General Bylaws, entitled "Stretch Energy Code", for the purpose of regulating the design and construction of buildings for the effective use of energy, and adopt Appendix 115.AA of the Massachusetts Building Code, 780 CMR, the Stretch Energy Code, including future editions, amendments or modifications thereto, with an effective date of January 1, 2019 as follows.**

#### **1. Definitions**

International Energy Conservation Code (IECC) - The International Energy Conservation Code (IECC) is a building energy code created by the International Code Council. It is a model code adopted by many state and municipal governments in the United States for the establishment of minimum design and construction requirements for energy

efficiency, and is updated on a three-year cycle. The baseline energy conservation requirements of the MA State Building Code are the IECC with Massachusetts amendments, as approved by the Board of Building Regulations and Standards.

Stretch Energy Code - Codified by the Board of Building Regulations and Standards as 780 CMR Appendix 115.AA of the Massachusetts building code, the Stretch Energy Code is an appendix to the Massachusetts building code, based on further amendments to the International Energy Conservation Code (IECC) to improve the energy efficiency of buildings built to this code.

## **2. Purpose**

The purpose of 780 CMR 115.AA is to provide a more energy efficient alternative to the Base Energy Code applicable to the relevant sections of the building code for new buildings.

## **3. Applicability**

This code applies to residential and commercial buildings. Buildings not included in this scope shall comply with 780 CMR 115.AA, as indicated.

## **4. Stretch Code**

The Stretch Code, as codified by the Board of Building Regulations and Standards as 780 CMR Appendix 115.AA, including any future editions, amendments or modifications, is herein incorporated by reference into the Town of Dighton General Bylaws.

The Stretch Code is enforceable by the inspector of buildings or building commissioner and effective as of January 1, 2019, or take any other action relative thereto.

VOTED: On motion of Brett Zografos and seconded that John Gray be allowed to address those in attendance.

Mr. Gray gave a recap of his presentation of the Annual Town Meeting held on June 4, 2018.

He stated that there are grants available and that many of the surrounding towns including Acushnet, Lakeville, Seekonk, and Dartmouth to name a few have all accepted the Stretch Energy code. He also stated that the net cost is approximately \$1200.00 to the homeowner but the saving in energy will surpass any initial costs.

VOTED: On motion of Brett Zografos and seconded that Seth Pickering of the Dept. of Energy Resources of the Regional Green Communities be allowed to address the residents at the Annual Town Meeting. He reiterated much of the same information that

Mr. John Gray presented. He stated the homeowner will see an approximate annual \$700.00 savings in their energy bill.

Nancy Goulart, read the following statement that was prepared by James Aguiar, Building Inspector.

June 13, 2018

**Re: Green Communities Program**

To the people of Dighton:

Please accept an apology for my absence this evening, other obligations prohibit my attendance.

The Town has initiated involvement in the Green Communities program, Selectmen Zografos and the Green Community Committee have been open and inclusive conducting public forums and educating all those interested in energy conservation. There has been much debate over this topic and whether it's appropriate for the buildings in climates like New England. Energy conservation is important and the words in this letter should not be construed as a deterrent from saving energy or our natural resources.

I have a great understanding of building sciences and the mechanics of a home, especially when the human element is added, I feel any further energy conservation may come at the increased expense of indoor air quality and a potential reduction in a buildings longevity. Changes in the existing base codes have already been made to alleviate indoor air quality concerns, but those changes all come at a cost. It is more simply put as the "cause and effect" theory, we already have seen real world recourse with homes throughout the regions. The Stretch Code was always designed to be a more stringent code than the current base model.

The people of this Town trust and respect the integrity of my office and I cherish that immensely, but I also respect Selectmen Zografos's efforts to conserve energy and have access to potential grant opportunities. This room is filled with intelligent people and I implore you to discuss and debate what is best for this great town. As I've done in the past, I will support your decision and look forward to continue serving as your Building Commissioner.

Respectfully,

James D. Aguiar, Jr.  
Building Commissioner  
Agent for the Board of Selectmen  
Agent for the Board of Health  
Town of Dighton  
Jaguiar@townofdighton.com

**ARTICLE 32. VOTED UNANIMOUSLY:** On motion of Brett Zografos and seconded that the town vote to direct the Board of Selectmen to establish and charge an Agricultural Commission, pursuant to M.G.L., Chapter 40, Section 8L to represent Town of Dighton's agricultural community and interests, and to act fully thereon. By request of the Board of Selectmen.

The Selectmen and said Commission, once appointed, shall develop a work plan to guide its activities. Such activities shall include, but not be limited to the following: serve as facilitators for encouraging the pursuit of agriculture in Dighton; promote agricultural-based economic opportunities in the town; act as mediators, advocates, educators, and/or negotiators; act in an advisory capacity on farming issues for established town committees and departments; pursue all initiatives appropriate to creating a sustainable agricultural community; and encourage the pursuit of agriculture as a career opportunity and lifestyle.

For the purposes of this article, agriculture is defined as farming in all of its branches.

The Commission membership shall consist of five (5) residents, who shall be actively engaged in farming, appointed by the Board of Selectmen. The terms shall stagger on three year intervals with the initial terms being two members for three years, two members for two years, and one member for one year, and three years thereafter. Up to three (3) non-voting associate members may also be appointed by the Board of Selectmen. Associate members shall be actively engaged in farming or have knowledge and experience in the practice of agriculture, or related agricultural business, or have an interest in farming. Each shall serve for a one-year term, and/or take any other action relative thereto.

The Board of Selectmen shall fill a vacancy based on the unexpired term of the vacancy in order to maintain the cycle of appointments, based on the recommendations of the Commission.

**ARTICLE 33. VOTED UNANIMOUSLY:** On motion of Brett Zografos and seconded that the town vote to amend the general bylaws of the Town by adding a new section as follows:

## **RIGHT TO FARM BYLAW**

### **Section 1 Legislative Purpose and Intent**

The purpose and intent of this Bylaw is to state with emphasis the Right to Farm accorded to all citizens of the Commonwealth under Article 97, of the Constitution, and all state statutes and regulations thereunder including, but not limited to, Massachusetts General Laws Chapter 40A, Section 3, Paragraph 1; Chapter 90, Section 9; Chapter 111, Section 125A; Chapter 128, Section IA; 330 CMR 31.00, and; 310 CMR 10.04. We the citizens of Dighton restate and republish these rights pursuant to the Town's authority conferred by Article 89 of the Articles of Amendment of the Massachusetts Constitution, ("Home Rule Amendment").

This General Bylaw encourages the pursuit of agriculture, promotes agriculture-based economic opportunities, and protects farmland within the Town of Dighton by allowing agricultural uses and related activities to function with minimal conflict with abutters and Town agencies. This Bylaw shall apply to all jurisdictional areas within Town.

### **Section 2 Definitions**

The word "farm" shall include any parcel or contiguous parcels of land, or water bodies used for the primary purpose of commercial agricultural, or accessory thereto.

The words "farming" or "agriculture" or their derivatives shall include, but not be limited to the following:

- farming in all its branches and the cultivation and tillage of the soil;
- dairying;
- production, cultivation, growing, and harvesting of any agricultural, aquacultural, floricultural, viticultural, or horticultural commodities;
- growing and harvesting of forest products upon forest land, and any other forest or lumbering operations;
- raising of livestock including horses;
- keeping of horses as a commercial enterprise; and keeping and raising of poultry, no more than 3 swine, cattle, ratters (such as emus, ostriches and rheas) and camelids (such as llamas and camels), and other domesticated animals for food and other agricultural purposes, including bees and fur-bearing animals.

"Farming" shall encompass activities including, but not limited to, the following:

- operation and transportation of slow-moving farm equipment over roads within the Town;
- control of pests, including, but not limited to, insects, weeds, predators and disease organisms of plants and animals;
- application of manure, fertilizers and pesticides;
- conducting agriculture-related educational and farm-based recreational activities, including agri-tourism provided that the activities are related to marketing the 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 seasonal 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; and
- on-farm relocation of earth and the clearing of ground for farming operations.

### **Section 3      Right To Farm Declaration**

The Right to Farm is hereby recognized to exist within the Town of Dighton. 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 practice 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 Bylaw are intended to apply exclusively to those commercial agricultural and farming operations and activities conducted in accordance with generally accepted agricultural practices. 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, or local zoning law.

### **Section 4      Disclosure Notification**

Within 30 days after this Bylaw becomes effective, the Board of Selectmen shall prominently post in the Town Hall and make available for distribution the following disclosure:

"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 also for its natural and ecological value. This disclosure notification is to inform buyers and occupants that the property they are about to acquire or occupy lies within a town where farming activities occur. Such farming activities may include, but are not limited to, activities that cause noise, dust and odors. Buyers and occupants are also informed that the location of property within the Town may be impacted by commercial agricultural operations including the ability to access water services for such property under certain circumstances."

In addition to the above, copies of this disclosure notification shall be available in a public area at the Town Hall.

## **Section 5      Resolution of Disputes**

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 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 its recommendations to the referring Town authority within an agreed upon time frame.

The Board of Health, except in cases of imminent danger or public health risk, 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 its recommendations to the Board of Health within an agreed upon time frame.

## **Section 6      Severability Clause**

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

ARTICLE 34. VOTED: On motion of Peter Benvie and seconded that the town will vote to amend the Town of Dighton Zoning Bylaws by amending Section 2900, by deleting it in its entirety and replacing it with the following and to amend Appendix A (Table of Use) to conform to said changes or take any other action relative thereto, as follows:

## **Section 2900. MARIJUANA OVERLAY DISTRICT**

### **Section 2910. Purpose**

2911. To provide for the limited establishment of Registered Marijuana Dispensaries (RMDs) and Marijuana Establishments, as defined pursuant to G.L. c. 94G, in appropriate places and under strict conditions in accordance with applicable laws.
2912. To minimize the adverse impacts of RMDs and Marijuana Establishments on adjacent properties, residential neighborhoods, schools and other places where children congregate, local historic districts, and other land uses potentially incompatible with RMDs and Marijuana Establishments.
2913. To regulate the siting, design, placement, safety, monitoring, modification, and removal of RMDs and Marijuana Establishments.

### **2914. Applicability**

2915. The cultivation, production, processing, assembly, packaging, retail or wholesale sale, trade distribution or dispensing of Marijuana for Medical or Adult Use is prohibited unless permitted as an RMD or Marijuana Establishment under this Section 2900.

No RMD or Marijuana Establishment shall be established except in compliance with the provisions of Section 2900.

Nothing in this Bylaw shall be construed to supersede federal and state laws governing the sale and distribution of narcotic drugs.

If any provision of this Section or the application of any such provision to any person or circumstance shall be held invalid, the remainder of this Section, to the extent it can be given effect, or the application of those provisions to persons or circumstances other than those to which it is held invalid, shall not be affected thereby, and to this end the provisions of this

## Section 2916. Definitions

Marijuana – shall be defined as “marijuana” under Chapter 94C of the Massachusetts General Laws.

Marijuana Establishment - shall mean considered a cultivator, marijuana testing facility, marijuana product manufacturer, marijuana retailer or any other type of licensed marijuana-related business, all as defined in the Massachusetts General Laws, Chapter 94G, said Marijuana Establishments shall be deemed independent of any other definition in this by-law and not a subset or subcategory of any other category.

Marijuana for Adult Use – Marijuana that is designated for use by adults 21 years of age or older.

Marijuana for Medical Use – Marijuana that is designated and restricted for use by, and for the benefit of, Qualifying Patients in the treatment of Debilitating Medical Conditions.

Registered Marijuana Dispensary – shall mean an entity registered by the Department of Public Health, or subsequent to the enactment of this bylaw licensed by the Cannabis Control Commission, that acquires, cultivates possesses, processes (including development of related products such as food, tinctures, aerosols, oils or ointments), transfers, transports, sells, distributes, dispenses, or administers marijuana, products containing marijuana, related supplies, or educational materials to qualifying patients or their personal caregivers.

## 2917 Authority

The Marijuana Overlay District is adopted pursuant to authority provided by G.L. c. 40A, G.L. c. 94G and the Home Rule amendment, Article 89 of the amendments to the Constitution of the Commonwealth.

## 2918 Establishment of Overlay District

The Marijuana Overlay District is herein established as an Overlay District as shown on the revised Zoning Map dated January 1, 2017. Included in said overlay district are those parcels with frontage on Williams Street beginning at that parcel identified as Lot 127 of Assessor’s Map 2 and ending at the Town Line. An RMD or Marijuana Establishment shall be permitted only in the Marijuana Overlay District by Special Permit by the Planning Board in accordance with the provisions noted below and in accordance with the general Special Permit and Site Plan requirements as set forth in sections 5300 and 5400 of these bylaws. All rules of the underlying district(s) shall remain in full force and effect, except where the requirements of the MARIJUANA OVERLAY DISTRICT are more

stringent in which case, the requirements of this overlay district shall supersede those of the underlying district.

2919 General Requirements and Conditions for all Registered Marijuana Dispensaries and Establishments

2920. All RMDs and Marijuana Establishments shall be contained within a building or structure.
2921. Drive-through services for the purpose of dispensing Medical or Adult Use Marijuana are prohibited.
2922. The hours of operation of an RMD or Marijuana Establishment shall be set by the Special Permit Granting Authority, but in no event shall said RMDs or Marijuana Establishments be open and/or operating between the hours of 9:00 PM and 8:00 AM.
2923. No special permit for an RMD or Marijuana Establishment shall be issued to a person who has been convicted of a felony or a violation of state or federal statute prohibiting the unlawful possession, sale or distribution of narcotic drugs or prescription drugs, except a prior conviction solely for a marijuana offense or solely for a violation of section 34 of chapter 94C of the General Laws, unless the offense involved distribution of a controlled substance, including marijuana, to a minor. Further, no special permit for an RMD or Marijuana Establishment shall be issued to a business or non-profit corporation in which an owner, shareholder, member officer, manager, or employee has been convicted of a violation of a felony or a state or federal statute prohibiting the unlawful possession, sale or distribution of narcotic drugs or prescription drugs, except a prior conviction solely for a marijuana offense or solely for a violation of section 34 of chapter 94C of the General Laws, unless the offense involved distribution of a controlled substance, including marijuana, to a minor.
2924. No RMD or Marijuana Establishment shall be located within 100 feet of a residential zoning district.
2925. No RMD or Marijuana Establishment shall be located within 1,000 feet of any of the following structures or uses:
  - a. any school attended by children under the age of 18;
  - b. any licensed child care facility;
  - c. any drug or alcohol rehabilitation facility; or

- d. any correctional facility, half-way house, or similar facility.
- 2926. No RMD or Marijuana Establishment shall be located within  $\frac{1}{4}$  mile of any playground, public athletic field or similar public recreational facility.
- 2927. No smoking or burning of marijuana or marijuana- related products shall be permitted on the premises of an RMD or Marijuana Establishment.
- 2928. No RMD or Marijuana Establishment shall be located inside a building containing residential units, including transient housing such as motels and dormitories, or inside a movable or mobile structure such as a van or truck.
- 2929. Signage for an RMD or Marijuana Establishment must conform to Section 3300 of this bylaw, as well as any and all rules and regulations established by the Department of Public Health or the Cannabis Control Commission.
- 2930. All RMDs and Marijuana Establishments shall provide the Special Permit Granting Authority with the name, phone number and email address of an on-site community relations staff person to whom one can provide notice if there are operating problems associated with the Facility.
- 2931. An RMD or Marijuana Establishment may sell or distribute cannabis only to registered, qualifying patients in possession of a current, valid, medical cannabis registration card issued by the Department of Public Health, or to the duly registered personal care giver of a qualified, registered patient, or an adult 21 years of age or older having a valid, government-issued photographic identification containing the bearer's date of birth that the purchaser is 21 years of age or older, respectively.
- 2932. All employees of an RMD or Marijuana Establishment shall be at least 21 years of age.
- 2933. No person who is not at least 18 years of age shall be permitted on the premises of an RMD if co-located with a Marijuana Establishment during hours of operation unless that person is a qualified patient or caregiver with a valid registration card; No person who is not at least 21 years of age shall be permitted on the premises of a Marijuana Establishment, unless said Marijuana Establishment is co-located with an RMD as stated above.
- 2934. Special Permit Requirements

An RMD or Marijuana Establishment may only be allowed by special permit from the Special Permit Granting Authority in accordance with G.L. c. 40A, §9, subject to the following statements, regulations, requirements, conditions and limitations.

2935. A special permit granted under this Section shall have a term limited to the duration of the applicant's ownership and use of the premises as an RMD or Marijuana Establishment. A special permit may be transferred only with the approval of the Special Permit Granting Authority in the form of an amendment to the special permit.

2936. A special permit for an RMD or Marijuana Establishment shall be limited to one or more of the following uses that shall be prescribed by the Special Permit Granting Authority.

- a. Cultivation of Marijuana for Medical or Adult Use (horticulture);
- b. Processing and packaging of Marijuana for Medical or Adult Use, including Marijuana that is in the form of smoking materials, food products, oils, aerosols, ointments, and other products;
- c. Retail sale or distribution of Marijuana for Medical or Adult Use to Qualifying Patients or persons over the age of 21;
- d. Wholesale sale of Marijuana for Medical or Adult Use to other RMDs or Marijuana Establishments.
- e. Testing marijuana and marijuana products, including certification for potency and the presence of contaminants.

2937. In addition to the application requirements set forth in Sections of this Bylaw, and Section 5400 Special Permit, a special permit application for an RMD or Marijuana Establishment shall include the following:

- a. A statement for the Applicant under oath, setting forth the following information:
  - i. The name and address of each owner, manager, member, partner and employee of the Facility, and a statement indicating whether the application conforms to Sections above;
  - ii. The source of all marijuana that will be sold or distributed at the Facility;
  - iii. The source of all marijuana that will be cultivated, processed, packaged, sold and/or distributed at the Facility; and
  - iv. The quantity of marijuana that will be cultivated, processed, packaged, sold and/or distributed at the facility; and
  - v. If marijuana is to be cultivated, processed, and/or packaged at the Facility,

the name and address of each purchaser of said marijuana.

- b. If the Applicant is a non-profit organization, a copy of its Articles of Organization, a current Certificate of Legal Existence from the Secretary of the Commonwealth, and the most recent annual report; if the Applicant is a for-profit corporate entity, a copy of its Articles of Incorporation or equivalent documents, a current Certificate of Legal Existence from the Secretary of the Commonwealth, and the most recent annual report; if the Applicant is a public agency, evidence of the agency's authority to engage in the development of the Facility as proposed by the application.
- c. Copies of all licenses and permits issued by the Commonwealth of Massachusetts and any of its agencies for the Facility;
- d. Evidence of the Applicant's right to use the site of the Facility for use as an RMD or Marijuana Establishment, such as a deed, lease, purchase and sale agreement or other legally-binding document;
- e. If the Applicant is a business organization, a statement under oath disclosing all of its owners, shareholders, partners, members, managers, directors, officers, or other similarly-situated individuals and entities. If any of the above are entities rather than persons, the Applicant must disclose the identity of the owners of such entities until the disclosure contains the names of individuals;
- f. A certified list of all parties in interest entitled to notice of the hearing for the special permit application, taken from the most recent tax list of the town and certified by the Town Assessor;
- g. Proposed security measures for the RMD or Marijuana Establishment, including lighting and alarms, to ensure the safety of persons and to protect the premises from theft in accordance with 105 CMR 725.110;
- h. Resume(s) of the Applicant and all members of the Facility's management, including company history, references, and relevant experience;

#### 2938 Mandatory Findings.

The Special Permit Authority shall not issue a special permit for an RMD or Marijuana Establishment unless it finds that:

- a. The Facility is designed to minimize any adverse visual or economic impacts on abutters and other parties in interest, as defined in G.L. c. 40A, § 11;

- b. That the project is compatible with the immediately surrounding uses. In determining same the Applicant shall show how the proposed use fits in with the surrounding uses, by traffic impacts, pedestrian safety impacts, odor(s), and noise impact(s).
- c. The Facility is fully permitted by all applicable agencies within the Commonwealth of Massachusetts and is in compliance with all applicable state laws and regulations;
- d. The applicant has not provided materially false documents or testimony; and
- e. The applicant has satisfied all of the conditions and requirements of this Bylaw.

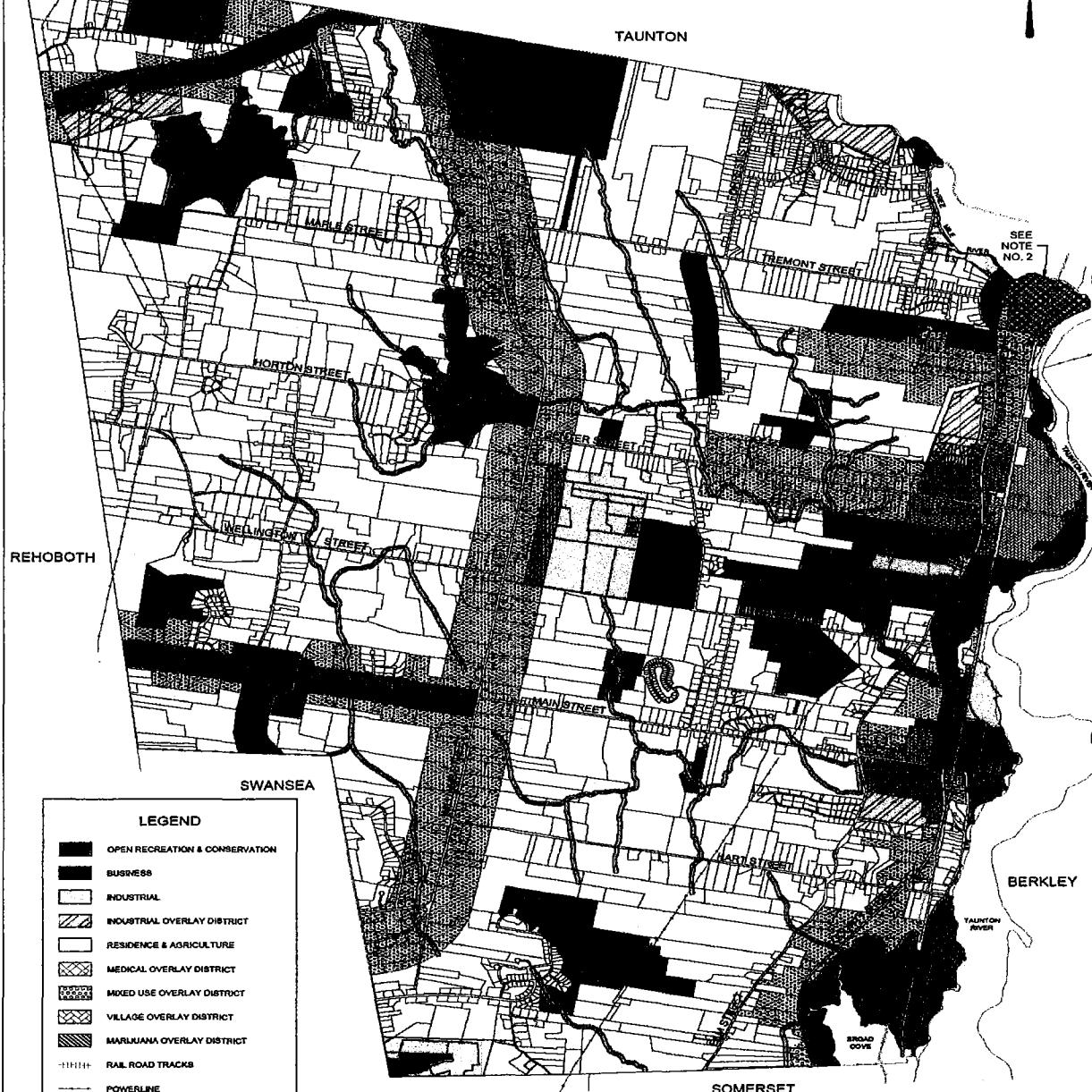
**2939 Annual Reporting.**

Each RMD and Marijuana Establishment permitted under this Bylaw shall as a condition of its special permit file an annual report with the Special Permit Granting Authority and the Town Clerk no later than January 31<sup>st</sup>, providing a copy of all current applicable state licenses for the Facility and/or its owners, and containing a statement under oath that answers each of the questions set forth under Sections in this bylaw for the preceding year, as well as the Facility's best good faith estimate for the then-current calendar year.

**2940 Violations.**

Any violations of this bylaw shall be grounds for revocation of a special permit issued under this Section.

**ZONING MAP  
TOWN OF Dighton, Massachusetts**



THIS IS TO CERTIFY THAT THIS IS THE ZONING MAP OF THE TOWN OF DIGHTON, MASSACHUSETTS, REFERRED TO IN THE ZONING BY-LAW OF THE TOWN OF DIGHTON, MASSACHUSETTS WHICH WAS APPROVED BY THE TOWN ON \_\_\_\_\_

ATTEST:

TOWN CLERK

TOWN SEAL

**GZA GeoEnvironmental, Inc.**  
Engineers and Scientists  
[www.gza.com](http://www.gza.com)

DATA SPECIFICALLY OWNED BY UNITED STATES GOVERNMENT. THIS MAP IS THE PROPERTY OF THE MASSACHUSETTS DEPARTMENT OF ECONOMIC DEVELOPMENT. IT IS PROVIDED FOR OFFICIAL USE ONLY. IT IS THE PROPERTY OF THE MASSACHUSETTS DEPARTMENT OF ECONOMIC DEVELOPMENT AND IS NOT TO BE USED FOR COMMERCIAL PURPOSES. IT IS THE PROPERTY OF THE MASSACHUSETTS DEPARTMENT OF ECONOMIC DEVELOPMENT AND IS NOT TO BE USED FOR COMMERCIAL PURPOSES.

NOTES:  
1. TOWN BOUNDARY LINE, ASSESSOR PARCEL LINES, POWER TRAAMS, AND OTHER SOURCE INFORMATION ARE BASED ON PUBLISHED STATE SHAPFILE DATA OBTAINED FROM THE OFFICE OF GEOGRAPHIC INFORMATION SYSTEMS, MASSACHUSETTS INFORMATION TECHNOLOGY DIVISION.  
2. THIS AREA IS ALSO DESIGNATED AS INDUSTRIAL OVERLAY DISTRICT.

Kenneth Pacheco, Chairman of the Zoning Boards of Appeals stated that the Zoning Board unanimously recommends.

Peter Benvie, Chairman of the Planning Board stated the Planning Board recommends.

Peter Benvie stated that this amended zoning bylaw conforms to State regulations, it would be restricted to this this area, and if this overlay district is not passed than the state could open Registered Marijuana Dispensaries and Marijuana Establishments in any business district area.

**2/3 Vote Required: YES: 198 NO: 12**

**ARTICLE 35. NO MOTION.** To see if the Town will vote to amend Article VII of the General By Laws by adding a new section, Section 16, as follows:

The Town may make temporary repairs on private ways by grading gravel roadways; patching, sealing and filling cracks; leveling, by pulverizing or by other maintenance methods, damaged pavement and potholes in accordance with good pavement management principles. The Town shall not be liable for any damages caused by such repairs.

**ARTICLE 36. VOTED UNANIMOUSLY:** On motion of Tom Pires and seconded that the town vote to amend the Town of Dighton General Bylaws by amending Article XXVII Section 2, by deleting it in its entirety and replacing it with the following Section 2, or take any other action relative thereto, as follows:

## **SECTION 2**

Without intending to limit the generality of the foregoing, it is the intention of this Article that Town bylaws, rules and regulations are to be included within the scope of this Article. In addition to police officers who shall in all cases be considered enforcing persons for the purpose of this Article, the municipal personnel listed for each respective Town bylaw, rule or regulation, if any, shall also be enforcing persons for such section(s). Each day on which any violation exists shall be deemed to be a separate offense.

ARTICLE 37. VOTED: On motion Tom Pires and seconded that the town vote to amend the Town of Dighton General Bylaws by amending Article XXIX Section 2 by deleting it in its entirety and replacing it with the following Section 2, or take any other action relative thereto, as follows:

## SECTION 2

No person owning or harboring a dog shall suffer or allow it to run at large in any of the streets or public places in the town or allow it upon the premises of anyone other than the owner or keeper of such dog without the permission of the owner or occupant of such premises. No dog shall be permitted in any street or public place within the town unless it is effectively restrained as above defined by a chain or leash not exceeding six (6) feet. With the exception of service dogs as defined by Title II and III of the ADA, (Americans with Disabilities Act) all dogs are prohibited in/on any public park, playground or school. If an animal is found running at large in violation of this bylaw, the owner or keeper of such animal, as appropriate, will be cited and fined in accordance with Section 173A of Chapter 140 of the General Laws.

ARTICLE 38. NO MOTION: To see if the Town will vote to raise and appropriate the amount of \$2,600.00 to additionally fund Account #010-0-292-0000-50-5105, Salary-Animal Control Officer.

ARTICLE 39. DEFEATED AS AMENDED: On motion of Timothy Rhines and seconded that the town establish a Bylaw establishing a curfew and rules regarding the posting of restrictions in Parks and Playgrounds and Conservation Areas in the town of Dighton.

### Section 1.

No person shall be allowed to loiter or remain in any park or playground or conservation areas from the hour of 10:00 p.m. to 5:00 a.m. unless in the performance or attendance of a sport, educational, governmental, or other recreational activity as authorized by the Board or Commission having control of said property.

Any person who violates any provisions of this Bylaw shall be subject to a fine not exceeding one hundred dollars (\$100.00).

Whoever violates the provisions of this Bylaw may be arrested without a warrant by any officer authorized to serve criminal process and kept in custody until he or she can be taken before a court having jurisdiction over the offense.

## Section 2.

From time to time the Parks and Recreation Commission, Board of Selectmen or Conservation Commission with control over Town properties, may adopt other reasonable regulations on the use of parks or playgrounds or conservation areas, and to post such regulations in said areas.

Any person violating said posted restrictions shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in an amount not to exceed one hundred dollars (\$100.00). As an alternative to initiating criminal proceedings under this section, any police officer taking cognizance of a violation of said posted restrictions may employ the provisions and procedures for non-criminal disposition of violations contained in Massachusetts General Law's chapter 40, section 21d, and the Non-criminal Disposition By-law. If such non-criminal disposition is employed, the penalty for such violation shall be \$25.00 for the first violation, \$50.00 for a second or subsequent violation.

VOTED: On motion of Patrick Duczkowski and seconded to amend article from 6AM to 5AM.

**This article (Article 40) was proposed as a NON-BINDING REFERENDUM to determine how voters feel about the following issue:**

ARTICLE 40. DEFEATED: On motion of Nancy Goulart and seconded should the town expand the Board of Selectmen from the current three-member board to a five-member board..

William McKeon Jr. presented the articles to current and former Selectmen in attendance for their input.

Brett Zografos, Current Chairman of the Board of Selectmen stated that the Town of Dighton now has a Town Administrator with a change of government. Dr. Zografos believes that issues may arise with the Open Meeting Law being broken with 2 members having discussions on town matters, and it is a quality issue not a quantity issue.

Robert Perry who served the town for 6 years as a Selectmen is in favor of a 5-member board.

Tom Pires, who served 9 years on the Board of Selectmen stated that the Board was very successful with a 3-member board. A good three-member board would suffice, but a tough decision.

Mr. McKeon also asked for the opinions of the 4 candidates who are on the ballot for the upcoming Special Town Election to fill the vacancy in the office of the Board of Selectmen.

Vicki Piazza is not in favor of a five-member board.

Kenneth Pacheco is not in favor of a five-member board.

Timothy Rhines is in favor of a five-member board.

Peter Caron is in favor of a three-member board.

**VOTED UNANIMOUSLY: On motion of Tom Pires and seconded to suspend Article 41 until Article 42 has been disposed at tonight's meeting.**

**ARTICLE 42. DEFEATED:** On motion of Dan Higgins and seconded that the town will transfer from available funds in the treasury the sum of \$200,000.00 to partially fund the moving of the Captain Nathaniel Crane House from its present location at 130 Center Street to property owned by the Town of Dighton.

Finance Committee Does Not Recommend

**ARTICLE 41. DEFEATED UNANIMOUSLY:** On motion of Robert Delfin and seconded that the town vote to accept the gift of the Captain Nathaniel Crane House located at 130 Center Street from the Trustees of the Bristol County Agricultural High School with the understanding that the house must be removed from its present location at 130 Center Street, and with the understanding that the acceptance of the house is contingent upon funding approval.

**ARTICLE 43. DEFEATED:** On motion of Richard Gunter and seconded that the town vote to enact an addition to the General By-Laws as "Article XXXV, Town of Dighton Historic Stonewall Protection By-Law".

#### **TOWN OF DIGHTON HISTORIC STONE WALL PROTECTION BY-LAW**

**Purpose.** The intent of this by-law is to protect the historic stone walls located in Dighton since they are a cultural resource, and help preserve the rural character of the Town. This by-law will establish guidelines for the identification of historic stone walls and provide for the protection and preservation of the Town's historic stone walls. The protection and preservation of the Town's historic stone walls is also in furtherance of the public health, safety and welfare.

**Definition.** For the purposes of this by-law, a "Historic Stone Wall" is a vertical structure of aligned natural stone of at least seventy-five (75) years of age, normally constructed to designate a property boundary or to separate agricultural activities within a farmstead. Further classification

of historic stone walls will follow the guidelines set forth in Exploring Stone Walls by R.M. Thornton (Walker & Co., New York 2005), as the same may be revised from time to time.

**General Provisions.**

- a) The alteration, relocation or demolition of an historic stone wall or any portion thereof which is located in Dighton shall require prior written approval of the Dighton Building Commissioner, after notification and approval of the Dighton Historical Commission, obtained by submission of a specific plan containing details of the location, project, and reconstruction plan. The plan must show due regard for the historic value of the stone wall and repair methods compliant with these guidelines. A contingency repair bond may be required by the Building Official.
- b) The alteration, relocation or demolition of an historic stone wall as part of any subdivision project must also be approved by the Planning Board.
- c) The replacement of an historic stone wall at its original location shall be with the same materials and the same construction method as the original wall, using as many original stones as possible.
- d) Cuts for driveways, roads, utility easements or fire lanes shall be of the minimum necessary length, and ends of the walls must be restored.
- e) Historic stone walls in disrepair or neglected condition shall not be removed from their present location, but must be repaired or left as is. Any in situ reconstruction shall match that of the original wall, i.e., drywall or hidden cement.
- f) New stone walls must closely approximate the appearance of the adjoining historic stone wall with respect to coursing, native field stone, joint width and distribution of stones by size.

**Penalties.** Any person violating any provision of this by-law shall be subject to a fine of \$200. Each day any violation of this by-law shall continue shall constitute a separate offense.

**Severability.** If any one or more sections of this by-law shall for any reason be adjudged unconstitutional or otherwise invalid, the judgment shall not affect, impair, or invalidate the remaining provisions.

**Relationship to Other By-laws.** Nothing in this by-law shall be construed to restrict, amend, repeal, or otherwise limit the application or enforcement of the Dighton Zoning By-law.

**THIS BY-LAW SHALL BECOME EFFECTIVE IMMEDIATELY AFTER ALL NECESSARY APPROVALS HAVE BEEN OBTAINED.**

**ARTICLE 44. NO MOTION:** To see if the town will vote to amend Section II, Subsection 2100 Districts, of the Town of Dighton Zoning Bylaw by amending the "Town of Dighton Zoning Map, dated June 1, 2015 and which changes thereon the following:

Medical Overlay District to include the area at 1901 County Street as shown on the amended Plan above and, all as reflected in said plan amendment on file with the Town of Dighton Town Clerk's office,

ARTICLE 45: The Moderator appointed the following members to the Finance Committee for FY 2019:

Edward B. Swartz  
Christopher M. Wilcox  
Peter J. Roache  
Kevin J. Perry  
Bridget E. Connors  
Gary Scott Dingus  
Robert G. Rendon

VOTED: On motion of Edward Swartz and seconded to reconsider the motion to table under Article 28.

**Moderator, William E. McKeon, Jr. called a five-minute recess at 8:40PM. Meeting called back to order at 8:45PM.**

ARTICLE 28: VOTED UNANIMOUSLY: On motion of Edward Swartz and seconded to raise and appropriate \$100,000.00 and transfer from free cash \$200,000 for the purchase and installation of six (6) modular units to be placed on the campus of the Dighton school's property pending receipts of bids and additional funding and scheduling of a Special Town Meeting at the appropriate time.

Finance Committee Recommends

Board of Selectmen Recommends

VOTED: On motion of Edward Swartz and seconded to dissolve the Annual Town Meeting at 9:07 PM.

ATTEST:

  
Susana Medeiros  
Dighton Town Clerk