

W A R R A N T

ANNUAL SPRING TOWN MEETING
TOWN OF WAREHAM

APRIL 24, 2023
(GENERAL BUSINESS PORTION)

WAREHAM ELEMENTARY SCHOOL
63 MINOT AVENUE
WAREHAM, MA 02571

7:00 O'CLOCK P.M.

MAY 2, 2023
(ELECTION)

DESIGNATED POLL LOCATIONS 8:00 O'CLOCK A.M. to 8:00 O'CLOCK P.M.

COMMONWEALTH OF MASSACHUSETTS

PLYMOUTH, S.S.

TO EITHER OF THE CONSTABLES OF THE TOWN OF WAREHAM

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the legal voters of the Town qualified to vote in Town affairs Town Meeting shall commence on April 24, 2023 at 7:00 o'clock p.m. at the Wareham Elementary School Cafetorium, 63 Minot Avenue, Wareham, MA at which time the general business of the Town shall be transacted to meet and act upon the articles below; following the conclusion of which the meeting shall be adjourned until the commencement of the Annual Town Election for Town Officers designated in the official ballot on May 2, 2023 at 8:00 o'clock a.m., said Election to take place in: **Precinct 1:** Wareham Town Hall, 54 Marion Road, Wareham; **Precinct 2 and Precinct 3:** Ethel E. Hammond Elementary School, 13 Highland Avenue, Onset; **Precinct 4 and Precinct 5:** Redmen Hall, 745 Main Street, West Wareham; **Precinct 6:** Wareham Town Hall, 54 Marion Road, Wareham on Tuesday, with dissolution of Town Meeting taking place at the end of the Election on May 2, 2023 at 8:00 o'clock p.m.

ARTICLE 1 - ELECTION OF OFFICERS

To choose the following officers: two Select Board members for a term of three (3) years, two Assessors for a term of three (3) years, two School Committee members for a term of three (3) years, one Housing Authority member for a term of five (5) years, one Constable for a term of three (3) years, one Sewer User Commissioner for a term of three (3) years, one At-Large Sewer Commissioner for a term of three (3) years, or to do or act in any manner relative thereto.

Inserted by the Select Board

APRIL 24, 2023
SPRING TOWN MEETING WARRANT (CONT'D.)

ARTICLE 2 - RECURRING BUSINESS

- A. To see if the town will vote to authorize the Select Board and/or the Town Administrator to apply for, accept and enter into contracts from time to time for the expenditure of any funds allotted or otherwise available to Wareham by the Commonwealth of Massachusetts or the U.S. Government under any State or Federal Grant program or activity, or to do or act in any manner relative thereto.

Inserted by the Select Board

- B. To see if the Town will authorize its Town Treasurer/Collector to enter into compensating balance agreements for fiscal year 2024 pursuant to Chapter 44, Section 53F of the General Laws, or to do or act in any manner relative thereto.

Inserted by the Select Board

- C. To see if the Town will vote to expend interest earned from loan repayments made between the Town of Wareham and Wareham residential property owners as authorized under Chapter 111, Section 127B1/2 and/or Chapter 29C of the General Laws for use for the administration of the Septic Loan Program and for additional so-called betterment loan projects, or to do or act in any manner relative thereto.

Inserted by the Select Board at the request of the Director of Planning and Community Development

ARTICLE 3 - COMPENSATION OF CERTAIN APPOINTED AND ELECTED OFFICIALS

To see if the Town will vote pursuant to G.L. c. 41, Section 108 to set the compensation of elected officials, and further, to set the compensation of certain appointed officials, or to do or act in any manner relative thereto.

Inserted by the Select Board

APRIL 24, 2023
 SPRING TOWN MEETING WARRANT (CONT'D.)

ARTICLE 4 – FY24 REVOLVING FUNDS

To see if the Town will vote to approve all of the following G.L. c. 44, Section 53E½ revolving funds, or to do or act in any manner relative thereto:

<u>Revolving Fund</u>	<u>Authorizing to Spend Fund</u>	<u>Revenue Source</u>	<u>Use of Fund</u>	<u>FY24 (current) Spending Limit</u>	<u>Disposition of FY 23(prior) Fund Balance</u>
COA/ Transportation	COA/ Transportation	User Fees/	Transportation	200,000	Unencumbered balance from FY23 funds transferred to FY24 revolving fund
Library	Library	Fines/fees/ Fund Raising	Supplies, books	20,000	Unencumbered balance from FY23 funds transferred to FY24 revolving fund
COA/Social Programs/ Daycare	COA/Social Programs	User Fees/ Fund Raising	Programs, supplies, equipment, contracted instructors and any other related expenses	50,000	Unencumbered balance from FY23 funds transferred to FY24 revolving fund
COA/Activities	COA/Activities	User Fees/ Fund Raising	Programs, supplies, equipment, contracted instructors and any other related expenses	50,000	Unencumbered balance from FY23 funds transferred to FY24 revolving fund
Hammond Rental	Director of Municipal Maintenance	Rent from former Hammond School	Operating costs of buildings and grounds	50,000	Unencumbered balance from FY23 funds transferred to FY24 revolving fund
Recycling	Chair of Recycling Committee with approval of Town Administrator	User Fees/ Fund Raising	Programs, supplies, equipment, contracted instructors and any other related expenses	50,000	Unencumbered balance from FY23 funds transferred to FY24 revolving fund
Shellfish Propagation	Shellfish Constable and Town Administrator	Shellfish permits fees + 20% of all fees derived from shellfish permits	Shellfish Propagation and enhancement of shellfish resources	30,000	Unencumbered balance from FY23 funds transferred to FY24 revolving fund
Board of Health	Health Department	Fees from Rental Inspection program	Fund Rental Inspection Program	75,000	Unencumbered balance from FY23 funds transferred to FY24 revolving fund
Treasurer	Director of Finance	Tax Title Collections	Necessary and related Tax Title Fees	150,000	Unencumbered balance from FY32 funds transferred to FY24 revolving fund
Code Enforcement	Building Commissioner	Fines, Fees and Funds from Enforcement	Fund Code Enforcement	100,000	Unencumbered balance from FY23 funds transferred to FY24 revolving fund
Solid Waste and Recycling	Town Administrator, Municipal Maintenance Director	Beginning 7/1/2019 all revenue from solid waste and recycling programs including sticker fees and any other revenue associated with solid waste, recycling, bulky items and white goods	Pay for all operational and disposal costs of solid waste, recycling, bulky items white goods and associated costs, including assessments for transfer station	2,500,000	Unencumbered balance from FY23 funds transferred to FY24 revolving fund
Tremont Nail Factory Buildings & Grounds	Director of Municipal Maintenance	Rent, Fees, Charges, Fund Raising	Operating costs of buildings and grounds	500,000	Unencumbered balance from FY23 funds transferred to FY24 revolving fund

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SPRING TOWN MEETING WARRANT (CONT'D.)

Inserted by the Select Board at the request of the Town Administrator

ARTICLE 5 - OCCASIONAL REPORTS

To receive and hear reports regarding the Redevelopment Authority, Select Board, School Committee, Capital Planning Committee and Planning Board and any other reports from committees who deem it necessary, or to do or act in any other manner relative thereto.

Inserted by the Select Board

ARTICLE 6 – FY24 CAPITAL PLAN

To see if the Town of Wareham will vote to raise and appropriate and/or transfer a sum of money from available funds and authorize borrowing subject to MGL Chapter 44, Sections 7 or 8 or any other enabling authority, for the purpose of capital improvement projects including replacement of vehicles and equipment and repairs to and improvements to town buildings, facilities and waterways, or to do or act in any manner relative thereto.

Inserted by the Select Board at the request of the Town Administrator

ARTICLE 7 – FY24 BUDGET

To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow such sums of money as are necessary to fund the annual operating budget of the Town for Fiscal Year 2024, or take any other action relative thereto.

Inserted by the Select Board at the request of the Town Administrator

ARTICLE 8 - EMERGENCY MEDICAL SERVICES BUDGET

To see if the Town will vote to appropriate a sum of money to the Emergency Medical Services salaries and wages account, the Emergency Medical Services general expense account, and further, to authorize a sum of money in estimated receipts of the Emergency Medical Services to be used to offset said appropriation in accordance with M.G.L. Chapter 44, Section 53E, or to do or act in any manner relative thereto.

Inserted by the Select Board at the request of the Town Administrator

ARTICLE 9 - UPPER CAPE COD REGIONAL TECHNICAL HIGH SCHOOL BUDGET

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money as its share of the operating and capital costs of the Upper Cape Cod Regional Technical High School District for the Fiscal Year July 1, 2023 through June 30, 2024, or to do or act in any manner relative thereto.

Inserted by the Select Board at the request of the Upper Cape Cod Regional Technical High

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SPRING TOWN MEETING WARRANT (CONT'D.)

School District

ARTICLE 10 - WPCF ENTERPRISE FUND

To see if the Town will vote to appropriate a sum of money from the Water Pollution Control Enterprise Fund: Salary and Wages; Expenditures (includes debt), in accordance with Chapter 44, Section 53F-1/2 of Massachusetts General Laws to defray the operating and capital expenses of the Water Pollution Control Enterprise Fund for the fiscal year beginning July 1, 2023, and ending June 30, 2024, or to do or act in any manner relative thereto.

Inserted by the Select Board at the request of the Sewer Commission

ARTICLE 11 - FY 2024 COMMUNITY PRESERVATION FUND RESERVES

To see if the Town will vote to reserve for future appropriation from Community Preservation Act Funds FY 2024 estimated annual revenues for the following amounts (1) \$80,000.00 for administrative expenses; (2) \$160,000.00 to Open Space Reserves; (3) \$160,000.00 to Historical Preservation Reserves; and (4) \$160,000.00 to Affordable Housing Reserves or to do or act in any manner relative thereto.

Inserted by the Select Board at the request of the Community Preservation Committee

ARTICLE 12 - WOODLAND COVE PHASE II

To see if the Town will vote to appropriate from the Community Preservation Undesignated Funds or any other available monies in the Community Preservation Act Fund, under the category of Affordable Housing, a grant to WC2 Owner LLC, (Woodland Cove Phase II) 235 Bear Hill Road, Suite 400, Waltham, the sum of \$400,000.00, to construct 63 rental units, of which 56 are affordable units, and further to require a 50 year affordable deed restriction to be recorded in the Land Use Restriction Agreement (LURA) on the land and structures at 3102 Cranberry Highway (Assessors map 131, Parcel Q) or to do or act in any manner relative thereto.

Inserted by the Select Board at the request of the Community Preservation Committee

ARTICLE 13 - SAWYER CONSERVATION AREA

To see if the Town will vote to appropriate from the Community Preservation Open Space Reserve Fund or any other available monies in the Community Preservation Fund, under the category of Open Space/Recreation, for a grant to the Wareham Land Trust, the sum of \$48,000 to purchase the property shown on the Assessor's Map 128/lot 1006, and further to obtain a permanent conservation restriction on the land to be known as Sawyer Conservation Area or to do or act in any manner relative thereto.

Inserted by the Select Board at the request of the Community Preservation Committee

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SPRING TOWN MEETING WARRANT (CONT'D.)

ARTICLE 14 - DEPOT AUTO LLC, ONSET TRAIN STATION

To see if the Town will vote to appropriate from the Community Preservation Undesignated Funds or any other available monies in the Community Preservation Act Fund, under the category of Historic Preservation, for a grant to Depot Auto LLC 447 Onset Avenue, Wareham in the amount of \$400,000 for the restoration of the Onset Train Station at 447 Onset Avenue (Map 14/lot 1000) and further to require a historic preservation restriction on the building or to do or act in any manner relative thereto.

Inserted by the Select Board at the request of the Community Preservation Committee

ARTICLE 15 - TREMONT NAIL FACTORY OFFICE BUILDING

To see if the Town will vote to transfer from Community Preservation Undesignated Funds or any other available monies in the Community Preservation Act Fund, under the category of Historical Preservation, the sum of \$200,000.00, for a grant to the Town of Wareham's Selectboard for restoration of the exterior clapboards, windows and sign on the Tremont Nail Factory Office Building at 8 Elm Street, Wareham MA and to require a historic preservation restriction on the building, or to do or act in any manner relative thereto.

Inserted by the Select Board at the request of the Community Preservation Committee

ARTICLE 16 - HARBOR SERVICES PERMIT RECEIPTS RESERVED FOR APPROPRIATIONS ACCOUNT

To see if the Town will vote to transfer the sum of \$8,750.00 from the Harbor Services Permits Receipts Reserved for Appropriations Account, to be transferred to the Harbormaster's Maintenance and Improvements account or take any other action relative thereto.

Inserted by the Select Board at the request of the Harbormaster

ARTICLE 17 – AMEND ZONING BYLAW/PARKING

To see if Town Meeting will vote to amend the zoning bylaws: Article 921 Table of Parking Regulations; by changing the number 2 to 5, so that the table reads: "Motor Vehicle Repair 5 parking spaces per lift or bay", or take any other action relative thereto. Copies of the proposed amended bylaw are on file with the Town Clerk and the Planning Office.

Inserted by the Select Board at the request of the Direct of Planning

ARTICLE 18 - WAREHAM MIDDLE SCHOOL ROOF REPLACEMENT PROJECT

To see if the Town of Wareham (the "Town") will vote to appropriate, borrow or transfer from available funds, an amount of money to be expended under the direction of the School Building Committee for the Roof replacement project at Wareham Middle School, 4 Viking Dr, Wareham,

APRIL 24, 2023
SPRING TOWN MEETING WARRANT (CONT'D.)

MA 02571, which proposed repair project would materially extend the useful life of the school and preserve an asset that otherwise is capable of supporting the required educational program and for which the Town has applied for a school construction grant from the Massachusetts School Building Authority ("MSBA"). The Town acknowledges that the MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and if the MSBA's Board of Directors votes to invite the Town to collaborate with the MSBA on this proposed repair project, any project costs the Town incurs in excess of any grant that may be approved by and received from the MSBA shall be the sole responsibility of the Town, or to take any other action relative thereto.

Inserted by the Select Board at the request of the Wareham School Committee

**ARTICLE 19 - TRANSFER OF MCKINNEY-VENTO FUNDS TO TRANSPORTATION
REVOLVING ACCOUNT**

To see if the Town will vote to approve the transfer of McKinney Vento revenue received in FY22 into the School Transportation Revolving Account or take any other action relative thereto.

Inserted by the Select Board at the request of the Wareham School Committee

APRIL 24, 2023
SPRING TOWN MEETING WARRANT (CONT'D.)

CITIZENS PETITIONS

ARTICLE 20 - TERMINATE CONTRACT 2022-001/SEWER (SWIFTS BEACH)

To see if the Town will exercise its right under Section 1.51 of Contract 2022-001 to terminate the contract titled Low Pressure Sewer Force Main and further that Town consider all options to repair the gravity sewer lines on Wankinquoah Avenue, Murphy Street, Barnes Street, Pleasant Street, and Bayview Avenue, or to do or act in any manner relative thereto.

Inserted by Jean Welch et al.

ARTICLE 21 - TOWN OF WAREHAM PLAYGROUND REVOLVING FUND

To see if the Town will vote to amend the Town By-law Division I, Article VI, Section 4 Revolving Funds by inserting the following table to establish a Town of Wareham Playground Revolving Fund, pursuant to MA GL Chapter 44, Section 53E ½ to be administered under the direction of the Director of Municipal Maintenance, who shall be authorized to expend from such fund; and further, to transfer the annual sum of \$100,000 from the Unencumbered Balance of the prior FY to the current FY revolving fund; and that fees from grants and/or fundraising be credited to the revolving fund; such funds are to be used solely for the purpose of maintenance and necessary repair of existing Town owned playgrounds or to do or act in any manner thereto.

Inserted by Claire Smith et al.

ARTICLE 22 – PETITION/PARKER MILLS DAM

To see if the Town will vote to urge the Select Board to use its authority to direct Town Counsel and such other professionals as may be necessary to immediately employ all legal and equitable means to determine what portion of the Parker Mills Dam, if any, is owned by the AD Makepeace Company so that the removal of the Dam can proceed to protect the health, safety, and welfare of Wareham citizens, particularly the infants and children at the daycare center abutting the Dam, or to take any other action relative thereto.

Inserted by Barry Cosgrove et al.

APRIL 24, 2023
SPRING TOWN MEETING WARRANT (CONT'D.)

To the Constables of the Town of Wareham:

Greetings:

You are hereby directed to serve this Warrant by posting attested copies thereof on or before March 6, 2023 upon the principle town bulletin board outside of the Town Clerk's office.

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

Given under our hands this 28th day of February, 2023.

TOWN OF WAREHAM SELECT BOARD



Judith Whiteside, Chair



Patricia A. Wurts, Clerk

Alan H. Slavin



Ronald S. Besse

Jared S. Chadwick

A True Copy

ATTEST:



Constable of Wareham

3-2-23
Date

APRIL 24, 2023
SPRING TOWN MEETING WARRANT (CONT'D.)

Plymouth, S.S.

Pursuant to the within Warrant, I have notified the inhabitants of the Town of Wareham herein described, to meet at the time and place for the purpose within mentioned by posting attested copies thereof upon the Town's principal bulletin board within the Town on or before March 6, 2023.

Robert E. Short
Constable of Wareham

3-2-23
Date

The original posting with return made was delivered to Michele Bissonnette, Town Clerk.

Robert E. Short
Constable of Wareham

3-2-23
Date

In accordance with the Wareham Charter, Article 2 - Legislative Branch - Section 2-4(d) Town Meeting Warrants, I have hand delivered a copy of the Warrant for the Annual Fall Town Meeting to be held on April 24, 2023 at 7:00 o'clock p.m. to the Town Moderator and the Chairman of the Finance Committee.

Robert E. Short
Constable of Wareham

3-2-23
Date

