



Board of Selectmen

65 North Main Street
West Bridgewater, MA 02379
Telephone (508) 894-1267
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**Open Session Agenda
Thursday, April 25, 2019
Selectmen's Meeting Room – 2nd Floor
8:30 p.m.**

The listing of matters is those reasonably anticipated by the Chair, which may be discussed at the meeting. Not all items may, in fact, be discussed and other items not listed may be brought up for discussion to the extent permitted by law. This meeting may be recorded for use on the internet.

APPOINTMENTS

PUBLIC HEARINGS

1. Warrants/Board of Selectmen Business:

- a. By-Law Study Committee Recommendations (p. 2-3)
- b. Vote on Articles to be Placed on Warrant for Annual Town Meeting (p. 4-17)
- c. Approve Meeting Minutes of April 3, 2019 (p. 18-23)
- d. Accept Meeting Minutes of March 25, 2019 and April 17, 2019 for Review (p. 24-31)

1. Communications and Reports from Boards, Commissions and Town Officials:

- a. ADA Training for Boards, Committees, and Employees, May 21, 2019 (p. 32-33)

2. Correspondence from the Public to Determine a Course of Action:

3. Public Comment Period:

4. Town Administrator's Report

- a. Massachusetts Electric Company Pole Installation at Rail Trail Transmission Crossing (p.34-52)

5. Adjourn:

6. Executive Session:

Mr Steven Hobbs presented a Windmill Bylaw that would restrict where wind power fields could be placed in town. There were many questions and concerns over the way the proposal was written and Mr. Hobbs was going to rewrite and represent the proposal to the Board. To date, we have not received any revisions therefore it has been tabled until a new proposal is received.

Finance Committee originally to be on the agenda to change the board from 9 members to 7 members, but chose to wait until next year to present to the board.

Article 23 Not recommended

Mr. Ronald Olson presented an article to add an addendum to Article 23 Section 1 to read "The unregistered motor vehicle may not be a commercial vehicle". i.e. Step Van, UPS, FEDEX, U-Haul, Bakery Truck

Article 43 Recommended to Rescind

On behalf of the BOS Town Administrator David Gagne presented an article to rescind Article 43, Fee Schedule for Sealer of Weights and Measures. Currently the rates have not been updated since 2007 and need to be addressed. This is normally done at town meeting. The bylaw change would rescind the current bylaw and allow the Board of Selectemen to adjust the fee schedule accordingly and as needed

Article 51 Recommended to Rescind

Mr. John Dupuis presented an article to rescind Article 51 regarding Cigar Wrappers being sold in stores in West Bridgewater. Marijuana is now legal in the state of Massachusetts and Mr. Dupuis feels this by-law is no longer necessary.

Article 5.2.2.e Recommended to Amend

Mr. John Delano suggested adding the following bold section to the bylaw
"All lots being subdivided shall be designed geometrically to show a 100' (foot) by 100'(foot) square beginning at the minimum front yard setback line for a structure **and shall not contain any wetland or the 50' buffer thereto.**

Article 6.3.1.1.e Recommended to Amend

- e. Mr. Hugh Hurley suggested the following line be changed as shown below
Place of Assembly, Restaurant: One (1) parking space per every ~~four (4)~~ two and one half (2 ½) seats.
Reduce 4 seats to 2 ½ seats

Article 7.8.5.10(G) Recommend to Amend

This amendment changes the town bylaw to be in line with 105 CMR 725.110(A)(14) and within the "municipal guidance" provided by the state for the Medical Use of Marijuana Program" having the 500 foot distance being measured from the facility and not the property line. **This only affects MEDICAL marijuana**

See document attached

WARRANT ARTICLE

To see if the Town will vote to change Section 7.8.5.10(g) of the Zoning Bylaw to be consistent with state Department of Public Health regulation, 105CMR725.110(A)(14).

Currently, §7.8.5.10(g) provides that:

"The distances specified above shall be measured by a straight line from the nearest **property line** of the premises on which the RMD is to be located to the nearest boundary line of a residential zoning district, or to the nearest property line of any residential use, public or private school, church or other religious facility, public park or recreational area, group day care center, family day care center, nursing home, hospital or any other RMD use, as the case may be."

As proposed, the Bylaw would be revised to reflect the language in the state law as follows (revision in bold and showing strikethrough of words being replaced):

"The distances specified above shall be measured by a straight line from the nearest ~~property line of the premises on~~ **point of the facility in** which the RMD is to be located to the nearest boundary line of a residential zoning district, or to the nearest property line of any residential use, public or private school, church or other religious facility, public park or recreational area, group day care center, family day care center, nursing home, hospital or any other RMD use, as the case may be."

For purposes of this bylaw, "facility" shall be defined as:

The physical structure where medical marijuana is to be cultivated, processed, and sold, as well as all permitted guest and employee parking spaces.

BYLAW COMMITTEE

TOWN MEETING

COMMONWEALTH OF MASSACHUSETTS

PLYMOUTH COUNTY, SS.

**To either of the Constables of West Bridgewater, in the County of
Plymouth**

Greeting:

**In the name of the Commonwealth of Massachusetts you are hereby
directed to notify and warn the inhabitants of the Town of West
Bridgewater qualified to vote in Elections and Town Affairs to meet
at the West Bridgewater Middle-Senior High School Auditorium.**

**IN SAID TOWN ON
June 3, 2019 at 7:00 p.m.**

Then and there to act on the following Articles, to wit:

Article 1: To hear reports of all Town Officers and act thereon.

Article 2: To see if the Town will vote to authorize the Board of Selectmen to enter into a contract or contracts with the Massachusetts Department of Public Works for the construction and maintenance of public highways for the fiscal year, or take any action relative thereto.

Article 3: To see if the Town will vote to determine the salaries of the following elected Town Officials for the fiscal year beginning July 1, 2019:

Moderator
Board of Selectmen
Town Clerk
Board of Health

Board of Assessors
Water Commissioners

The following officers to serve without pay:

Library Trustees
Planning Board

School Committee
Tree Warden

Or take any action relative thereto.

Article 4: To raise such sums of money as may be necessary to defray Town charges for the fiscal year beginning July 1, 2019 and to make appropriations for the same, or take any action relative thereto.

Article 5: To see if the Town will vote to accept the provisions of Section 4 of Chapter 73 of the Acts of 1986 and to further accept the provisions of Chapter 126 of the Acts of 1988, which will grant a percentage increase to real estate tax exemptions to persons who are otherwise qualified for such exemptions, or take any action relative thereto.

Section 4 of Chapter 73 of the Acts of 1986 authorizes towns certified by the Commissioner of Revenue to be assessing all property at its full and fair cash value, and which accept the provisions of that Act to grant additional real estate tax exemptions. Such additional exemptions may be granted to persons who qualify for property tax exemptions under Clauses 17D, 22, 22A, 22B, 22C, 22D, 22E, 37A and 41C.

This would increase the status exemptions to qualified individuals as follows:

<u>Exemption</u>	<u>FY2019 Amount</u>	<u>With 25% increase FY 2020</u>
Elderly	\$500.00	\$625.00
Widows/Over 70	\$175.00	\$218.75
Veterans	\$400.00	\$500.00
Blind	\$500.00	\$625.00

This increased amount will stay in place so long as it is voted each year at Town Meeting

Article 6: To see if the Town will vote to borrow a sum of money in anticipation of reimbursement to meet the Town's share of the cost of work for State Aid Construction and Maintenance or take any action relative thereto. *(Borrow \$322,502 per allocation of Chapter 90 funds for West Bridgewater from the State's Chapter 90 local transportation aid funding for FY 2020 in anticipation of reimbursement from the state.)*

Article 7: To see if the Town will vote to appropriate a sum of money for the purpose of financing the following water pollution abatement facility projects: repair, replacement and/or upgrade of septic systems, pursuant to agreements with Board of Health and residential property owners, including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws; to determine whether this appropriation shall be raised by using the monies repaid to the Town by current outstanding loans that are in excess of amounts due to be repaid to the Massachusetts Water Pollution Abatement Trust or otherwise, or to take any other action relative thereto.

Article 8: To see if the Town will vote to appropriate, or reserve from the projected Fiscal Year 2020 Community Preservation Estimated Revenues in the amounts recommended by the Community Preservation Committee for committee administrative expenses, community debt services, community preservation projects, Open Space, Historic Resources, and Community Housing reserves, and other expenses in Fiscal Year 2020 with each item to be a separate appropriation or reserve:

Appropriations:

From FY 2020 estimated revenues for Committee Administrative Expenses\$9,200

From FY 2020 estimated revenues for Open Space Reserve.....\$0

From FY 2020 estimated revenues for Historic Resources Reserve:\$0

From FY 2020 estimated revenues for Community Housing Reserve: ...\$18,400

From FY 2020 estimated revenues for Undesignated Funds (remainder of income).....\$0

Or take any other action relative thereto.

Article 9: To determine whether the Town will vote to appropriate the sum of \$15,000, or any other sum, from the West Bridgewater Community Preservation Fund, of which up to \$15,000 shall be appropriated from the projected Fiscal Year 2020 Fund Revenues in accordance with Chapter 44B of the Massachusetts General Laws, under the category of Historic Preservation to be expended under the direction of the Town Clerk for the continued preservation and digitization of historic vital records, or any other action relative thereto.

Article 10: To determine whether the Town will vote to appropriate the sum of \$10,000, or any other sum, from the West Bridgewater Community Preservation Fund, of which up to \$10,000 shall be appropriated from the projected Fiscal Year 2020 Fund Revenues in accordance with Chapter 44B of the Massachusetts General Laws, under the category of Historic Preservation to be expended under the direction of the Board of Assessors for the continued preservation of historic vital records, or any other action relative thereto.

Article 11: To determine whether the Town will vote to appropriate the sum of \$36,605, or any other sum, from the West Bridgewater Community Preservation Fund, of which up to \$36,605 shall be appropriated from the projected Fiscal Year 2020 Fund Revenues in accordance with Chapter 44B of the Massachusetts General Laws, under the category of Historic Preservation to be expended under the direction of the West Bridgewater Historical Commission for the preservation and rehabilitation of the Old Fire Barn/Town Museum at 65 N. Main Street, Rear of Town Hall, or any other action relative thereto.

- Article 12: To determine whether the Town will vote to appropriate the sum of \$10,000, or any other sum, from the West Bridgewater Community Preservation Fund, of which up to \$10,000 shall be appropriated from the projected Fiscal Year 2020 Fund Revenues in accordance with Chapter 44B of the Massachusetts General Laws, under the category of Open Space to be expended under the direction of the Department of Public Works for the War Memorial Park Fish Passage Improvement Study for wildlife habitat preservation, or any other action relative thereto.
- Article 13: To determine whether the Town will vote to appropriate the sum of \$110,000, or any other sum, from the West Bridgewater Community Preservation Fund, of which up to \$84,795 shall be appropriated from projected Fiscal Year 2020 Fund Revenues and up to \$25,205 shall be appropriated from the Community Preservation Undesignated Fund Balance in accordance with Chapter 44B of the Massachusetts General Laws, under the category of Historic to be expended under the direction of the Department of Public Works for the repairs to the town-owned cemeteries, or any other action relative thereto.
- Article 14: To determine whether the Town will vote to appropriate the sum of \$320,000, or any other sum, from the Community Preservation Act Fund under the category of Recreation to be expended under the direction of the Department of Public Works for Friendship Park Playground Replacement project and that to meet this appropriation, the Treasurer, with the approval of the Selectmen, be authorized to borrow the sum of up to \$320,000 for five years as authorized under the Community Preservation Program pursuant to Massachusetts General Laws, Chapter 44B Section 11, and to execute any instruments and to take any other action necessary to carry out the purposes of this vote, or take any other action relative thereto.
- Article 15: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to fund Other Post-Employment Benefits (OPEB) Liability Trust Fund established in accordance with Chapter 32B, Section 20 of the Massachusetts General Laws, or take any other action relative thereto. *(\$100,000, Raise and Appropriate)*
- Article 16: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money as the Town's match for the WEB Task Force in FY2020, or take any action relative thereto. *(\$10,000, Raise and Appropriate)*
- Article 17: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to fund the Municipal Building Needs Fund, or take any action relative thereto. *(\$20,000 Raise and Appropriate)*
- Article 18: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Fire Department to purchase 5 new AED's (Automatic Defibrillators) to replace 5 obsolete AED's, or take any action relative thereto. *(\$8,675 Free Cash)*

- Article 19: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Fire Department to pay for the Town's share of a grant (if awarded) for a Source Capture Vehicle Exhaust System, or take any action relative thereto. (*\$3,203 Free Cash*)
- Article 20: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Police Department to purchase and equip one new Ford Explorer all-wheel drive cruiser and to authorize the Board of Selectmen to dispose of the vehicle to be taken out of service in the best interest of the Town, or take any action relative thereto. (*\$43,703 Free Cash*)
- Article 21: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Police Department to purchase a new updated public safety console system, or take any action relative thereto. (*\$49,150 Free Cash*)
- Article 22: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Department of Public Works to purchase a new Vermeer 1500 Chipper, or take any action relative thereto. (*\$59,262 Free Cash*)
- Article 23: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Department of Public Works to purchase a new Ford F150 4 x 4 pickup truck, or take any action relative thereto. (*\$37,982 Free Cash*)
- Article 24: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Department of Public Works for Engineering and Surveying services for site design of a new Transfer Station Building, or take any action relative thereto. (*\$18,000 Free Cash*)
- Article 25: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Department of Public Works to purchase a new Cold Storage Facility, or take any action relative thereto. (*\$105,375 Free Cash*)
- Article 26: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Town Treasurer to pay down debt on Article 24 of the Annual Town Meeting of June 4, 2018 "East Street/East Center Street traffic lights", or take any action relative thereto. (*\$225,000 Transfer Free Cash*)
- Article 27: To see if the Town will vote to close out Article 4 of the Special Town Meeting of October 22, 2015, "Traffic Signal Design Study for East Street/East Center St" and

to transfer the unexpended funds to a new account labeled “Design Study and Engineering Costs Associated with the Construction, Re-construction of Sidewalks and Intersections Fund”, to be expended by the Department of Public Works, or take any other actions relative thereto. (*\$80,000 – Article 4, STM 10/22/2015*)

- Article 28: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Board of Selectmen for the construction of sidewalks. (*\$100,000, Free Cash*)
- Article 29: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Board of Selectmen to purchase netting for the Turf Athletic Field adjacent to Route 106, or take any action relative thereto. (*\$14,000 Free Cash*)
- Article 30: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by Data Processing to Upgrade the Network Infrastructure, or take any action relative thereto. (*\$171,341 Free Cash*)
- Article 31: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the School Committee to cover the costs of unanticipated and unbudgeted Special Education costs in the FY 19 operating budget, or take any action relative thereto. (*\$150,000 Free Cash*)
- Article 32: To see if the Town will vote to accept Massachusetts General Laws, Chapter 40, Section 13E, to establish a reserve fund to be utilized in the upcoming fiscal years to pay, without further appropriation, for unanticipated or unbudgeted costs of special education, out of district tuition or transportation. The balance in such reserve fund shall not exceed two percent of the annual net school spending of the school district, or take any other action relative thereto.
- Article 33: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Town Treasurer to pay off and close Article 27 of the Annual Town Meeting of June 4, 2018” Replacement of the Library Roof”, or take any action relative thereto. (*\$48,925 Free Cash, \$28,575 Unexpended Bond Proceeds from Article 27.*)
- Article 34: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Library Trustees to install exterior/interior cameras and associated security items at the West Bridgewater Public Library, or take any action relative thereto. (*\$10,000, Free Cash*)
- Article 35: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Library Trustees to upgrade and move the network cabling, racks and switch boxes at the West Bridgewater Public Library, or take any action relative thereto. (*\$10,000, Free Cash*)

- Article 36: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be placed in the Town's Stabilization Fund, or take any action relative thereto. (*\$220,000 Free Cash*)
- Article 37: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Water Commissioners to continue permitting of a new water source, or take any other action relative thereto. (*\$80,000 Water Surplus*)
- Article 38: To see if the Town will vote to raise and appropriate, transfer from available funds or borrow a sum of money to be expended by the Water Commissioners to refit piping of the Spring St tanks with altitude valves in a new above ground building, or take any other action relative thereto. (*\$620,000 Borrow*)
- Article 39: To see if the Town will vote to approve a PILOT (Payment in Lieu of Taxes) agreement negotiated by the Board of Selectmen and the Board of Assessors with Proffetty Solar LLC, 71 Austin Street, Bridgewater, Massachusetts, 02324, for the purposes of a solar array, or to take any other action relative thereto.
- Article 40: To see if the Town will vote to approve a PILOT (Payment in Lieu of Taxes) agreement negotiated by the Board of Selectmen and the Board of Assessors with Clean Energy Collective, or its affiliates, 361 Centennial Parkway, Third Floor, Louisville, Colorado, 80027, for the purposes of a solar array, or to take any other action relative thereto.
- Article 41: Home Rule Petition-Special Legislation concerning Special Police Officers:
An act relative to Special Police Officers in the Town of West Bridgewater.

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court to enact legislation in substantially the following form, provided that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of this petition:

SECTION 1. Notwithstanding the provisions of any general or special law to the contrary, the Board of Selectmen of the Town of West Bridgewater may appoint, at the recommendation of the Police Chief and as said Chief deems necessary, individuals as Special Police Officers to perform police details or any other duties arising therefrom or during the course of police detail work, whether or not related to the detail work. Prior to appointment under this act, a Special Police Officer shall pass a medical examination conducted by a physician or other certified professional chosen by the Town to determine whether the Special Police Officer is capable of performing the essential duties of a Special Police Officer and the cost thereof shall be borne by the Special Police Officer.

SECTION 2. Special Police Officers shall not be subject to Chapter 31 of the General Laws, Section 99A of Chapter 41 of the General Laws, or Chapter 150E of the General Laws.

SECTION 3. A Special Police Officer shall be appointed by the Board of Selectmen upon a recommendation by the Chief of Police for a one-year term, subject to removal or suspension by the Chief at any time. Within (5) days of any removal or suspension, a Special Police Officer may request in writing from the Chief the reason(s) for such removal or suspension. Upon receiving a written request, the Chief shall provide written notice of the reason(s) for such removal or suspension within (10) days of receipt from the request. The Special Police Officer may appeal to the Board of Selectmen and request a hearing within 10 business days. Said hearing shall be held within 30 days of receipt of the appeal. The Board of Selectmen shall render a written decision within 10 business days of the Hearing. Said decision shall be final.

SECTION 4. When performing duties authorized under Section 1, Special Police Officers shall have the same power to make arrests as do regular police officers of the Town of West Bridgewater. Special Police Officers shall be subject to the rules and regulations, policies and procedures and requirements of the Board of Selectmen and the Chief of Police of the Town of West Bridgewater including, but not limited to, restrictions on the type of detail assignments, responsibilities, authority, requirements regarding medical examinations to determine continuing capability to perform the duties of a Special Police Officer, requirements for training, requirements for firearms licensing and qualifications and requirements regarding uniform and equipment. Special Police Officers shall not be subject to Section 96B of Chapter 41 of the General Laws. The cost of all training, uniforms and equipment shall be borne by the Special Police Officer.

SECTION 5. Special Police Officers shall be sworn before the Town Clerk of the Town of West Bridgewater who shall keep a record of all such appointments.

SECTION 6. Special Police Officers appointed under this act shall be subject to Sections 100 and 111F of Chapter 41 of the General Laws. The amount payable under said Section 111F shall be calculated by averaging the amount earned over the prior 52 weeks as a Special Police Officer working police details, or averaged over such lesser period of time for any officer designated as a Special Police Officer less than 52 weeks prior to the incapacity. Payments under said Section 111F of said Chapter 41 shall not exceed, in a calendar year, the limitation on earnings in paragraph (b) of Section 91 of Chapter 32 of the General Laws. Payments under said Section 111F of said Chapter 41 shall terminate in accordance with said Section 111F of said Chapter 41 or when a Special Police Officer reaches the age of 65, whichever occurs sooner. In the event the age limitation applicable to regular Police Officers serving a town is increased under said Chapter 32 from the current 65 years of age, the termination benefits under said Section 111F of said Chapter 41, as provided under this act to Special Police Officers, shall terminate at such

higher age limit but in no event shall those termination benefits extend beyond the age of 70 for such Special Police Officers. Special Police Officers appointed under this act shall not be subject to Sections 89E, 85H or 85H½ of said Chapter 32 nor shall they be eligible for any benefits pursuant thereto.

SECTION 7. An appointment as a Special Police Officer shall not entitle that person to assignment to a detail.

SECTION 8. Special Police Officers appointed under this act shall be subject to the limitation on hours worked and other restrictions on earnings as provided in paragraph (b) of Section 91 of Chapter 32 of the General Laws.

SECTION 9. A Special Police Officer shall not be subject to maximum age restrictions applied to regular officers under Chapter 32 of the General Laws, but shall not be eligible to serve as a Special Police Officer upon reaching the age of 70. The provisions of this section shall apply to any Special Police Officer appointed prior or subsequent to the effective date of this act.

SECTION 10. This act shall take effect upon its passage.

Or to act in any other manner in relation thereto.

Article 42: To see if the Town will vote to rescind in its entirety Article 43 of the Town's General Bylaws Fee Schedule for Sealer of Weights and Measures. The current bylaw reads as follows:

FEE SCHEDULE FOR SEALER OF WEIGHTS AND MEASURES

The Sealer of Weights and Measures shall receive the following fees for sealing the following weighing or measuring devices:

Scales and Balances

Over 10,000 pounds	\$100.00
5,000 to 10,000 pounds	\$ 75.00
1,000 to 5,000 pounds	\$ 60.00
100 to 1,000 pounds	\$ 30.00
10 to 100 pounds	\$ 18.00
Under 10 pounds	\$ 12.00

Weights

Avoirdupois	\$ 2.00
Metric	\$ 2.00
Apothecary	\$ 2.00
Troy	\$ 2.00

Capacity Measures

Vehicle Tanks

Each Indicator	\$ 10.00
Each 100 gallons or fraction thereof	\$ 5.00

Liquid

1 gallon or less	\$ 2.00
More than 1 gallon	\$ 3.00

Liquid Measuring Meters

Inlet ½ inch or less

Oil, grease	\$ 10.00
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Inlet more than ½ to 1 inch

Gasoline or Diesel Fuel	\$ 20.00
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Inlet more than 1 inch

Vehicle Tank Pump	\$ 35.00
Vehicle Tank Gravity	\$ 35.00

<u>Bulk Storage</u>	\$ 60.00
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<u>Company Supplies Prover</u>	\$ 30.00
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Pumps

Each stop on pump	\$ 2.50
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Other Devices

Taxi Meters	\$ 20.00
Odometer-Hubodometer	\$ 20.00
Leather Measuring (Semi-Annual)	\$ 10.00
Fabric Measuring	\$ 10.00
Wire-Rope-Cordage	\$ 10.00
Container Redemption Machines	\$ 10.00

Linear Measurers

Yard Sticks	\$ 2.00
Metal Rules	\$ 2.00
Tapes	\$ 3.00
Milk Jars (Per Gross)	\$ 10.00

Scanner System

1 to 3 Scanners	\$ 75.00
4 to 11 Scanners	\$ 150.00
12 or more Scanners	\$ 250.00

Additional Fees

Re-Inspection Fee	\$ 20.00
Adjustment or Repair Fee	\$ 10.00

Article 43: To see if the Town will vote to rescind in its entirety Article 51 of the Town's General Bylaws Cigar Wrappers. The current bylaw reads as follows:

ARTICLE 51 CIGAR WRAPPERS

Section 1. Sale or Display Prohibited. No person or retail business shall sell or offer for sale, nor display any cigar wrappers in the Town of West Bridgewater.

Section 2. Violations and penalties. Any person or business which violates this article shall be punished by a fine of \$50.00 for each offense.

Article 44: To see if the Town will vote to amend the Town's Zoning By-Law by adding the following language to Section 5.2.2.e, as follows (new language shown in bold):

5.2.2. Other Dimensional and Density Provisions

- e. All lots being subdivided shall be designed geometrically to show a 100' foot) by 100' (foot) square beginning at the minimum front yard setback line for a structure **and shall not contain any wetland or the 50' buffer thereto.**

Article 45: To see if the Town will vote to amend the Town's Zoning By-Laws by amending Section 6.3.1.1.e, as follows (old language stricken, new language in bold):

6.3.1. Required Parking

- e. Place of Assembly, Restaurant: One (1) parking space per every ~~four (4)~~ **two and one half (2 ½ seats)**

Article 46: To see if the Town will vote to amend the Town's Zoning Bylaws by amending Section 7.8.1 by adding the following language as follows:

7.8.1. Definitions

"Facility" shall be defined as: The physical structure where medical marijuana is to be cultivated, processed, and sold, as well as all permitted guest and employee parking spaces.

Article 47: To see if the Town will vote to amend the Town's Zoning Bylaws by amending Section 7.8.5.10 (g) as follows (old language stricken, new language in bold):

7.8.5.10 No RMD shall be located within the following designated areas:

(g) "The distances specified above shall be measured by a straight line from the nearest ~~property line of the premise~~ **on point of the facility in** which the RMD is to be located to the nearest boundary line of a residential zoning district, or to the nearest property line of any residential use, public or private school, church or other religious facility, public park or recreational area, group day care center, family day care center, nursing home, hospital or any other RMD use, as the case may be."

Article 48: To see if the Town will vote to accept, in accordance with Chapter 82, Sections 22 through 24 of the Massachusetts General Laws, Pearl Road as a Town way as shown on plans approved by the Planning Board, filed with the Town Clerk and recorded in the Registry of Deeds, or take any other action relative thereto.

And you are directed to serve this Warrant, by posting attested copies thereof, as directed by the By-Laws of the Town, at least seven days before the time of holding the aforesaid meeting.

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

Given under our hands and seal this 25th day of April in the year of our Lord two thousand and nineteen.

A true copy. Attest:

Selectmen of the
Town of West Bridgewater

Anne Iannitelli, Town Clerk

Eldon F. Moreira, Chairman

Constable of West Bridgewater

Denise R. Reyes, Vice-Chairman

Anthony J. Kinahan, Clerk

Unanticipated Special Education Costs 18-19:

1. A student already placed in a collaborative moved into WB on 9/9/18:
Tuition: \$65,000
Wheelchair Van and Monitor: \$45,000
Extended School Year services: \$4000
Total: **\$114,000**
2. A student in an existing OOD Program required a 1:1
\$16,000
3. An in-district service provider went out on an extended medical leave from October to June: A long term sub had to be hired to provide services already outlined in student IEPs:
Total cost: \$44,160 (\$24,000) taken from budgeted substitute lines:
Difference **\$20,000**
4. A student in an existing OOD program required a monitor on transportation to and from school: A cost share was negotiated: Our Cost: \$10,000

Total costs equal \$184,000, we are Asking for **\$150,000** out of free cash or stabilization to cover the costs.

Minutes of the Board of Selectmen Meeting of Wednesday, April 3, 2019. Present were Anthony Kinahan, Chairman, Eldon F. Moreira, Vice Chairman, and Denise R. Reyes, Clerk. Also present was David L. Gagne, Town Administrator and Linda A. Torres, Assistant Town Administrator. The meeting convened at 7:00 p.m. in the Selectmen's Meeting Room in Town Hall.

Also present at this time:

Chris Iannitelli, DPW Director
Luis Lopes, Southeastern Regional School
George Russo, 134 Lincoln Street
Janet Carlson, 49 Maolis Ave
Marguerite Morse, 605 East Street
Daniela Nilsson, 38 Goldie Road
Deborah Cauley, 660 North Main
Keith Lambert, New England Novelty

Chairman Kinahan called the meeting to order at 6:59 p.m.

The Board led the Pledge of Allegiance.

Chairman Kinahan stated that the meeting would be recorded and that some or all parts of the meeting may be used by our local access company to be shown on local access along with internet feeds and clips which may be used separately from the video of the entire meeting.

Chairman Kinahan stated first on the agenda was George Russo's Transient Vendor Application.

Mr. Gagne stated Mr. Russo is applying for a Transient Vendor License for Easter Day weekend to sell flowers and plants. Mr. Gagne stated Mr. Russo will be operating out of Hockomock Plaza. Mr. Gagne asked that the Board approve his application subject to the receipt of any final documentation.

Ms. Reyes **MOVED** to approve Mr. Russo's Transient Vendor License, subject to receipt of any outstanding documents, Mr. Moreira seconded, and so voted unanimously.

Chairman Kinahan stated next on the agenda was Keith Lambert's Transient Vendor Application.

Mr. Gagne stated Mr. Lambert, in association with New England Novelty, is applying for a Transient Vendor License for Easter Day weekend and Mother's Day weekend to sell flowers and plants. Mr. Gagne stated Mr. Lambert will be operating at 4 South Main Street. Mr. Gagne asked that the Board approve his application subject to the receipt of any final documentation.

Mr. Moreira **MOVED** to approve Mr. Lambert's Transient Vendor License, subject to receipt of any outstanding documents, Ms. Reyes seconded, and so voted unanimously.

Chairman Kinahan stated next on the agenda was the stop sign at the Charles Street/South Elm Street intersection.

Mr. Gagne explained that there have been some resident complaints about this intersection. Mr. Gagne stated the DPW investigated and spoke with the Police Chief and they are all in agreement that there should be a stop sign at that intersection. Mr. Gagne explained per State law the Board has to take a vote on the installation of stop signs and then it will be posted in the newspaper before implementation.

Mr. Iannitelli stated the volume of traffic going through this intersection has increased over time. Mr. Iannitelli said he has consulted with OCPC who agreed the installation of a stop sign would be beneficial.

Mr. Moreira **MOVED** to approve the installation of a stop sign at the Charles Street/South Elm Street intersection, Ms. Reyes seconded, and so voted unanimously.

Chairman Kinahan stated next on the agenda was the stop sign at Sunset Ave Extension.

Mr. Gagne stated the DPW Director and Police Chief all feel strongly that there should be a stop sign there due to traffic merging onto Sunset Ave.

Mr. Iannitelli stated it is a dangerous corner and installing a stop sign would be a precaution.

Ms. Reyes **MOVED** to approve the installation of a stop sign at Sunset Ave Extension, Mr. Moreira seconded, and so voted unanimously.

Mr. Lambert entered the Selectmen's Meeting Room.

Mr. Gagne informed Mr. Lambert that his Transient Vendor's license had already been approved by the Board. Mr. Gagne informed Mr. Lambert that he is only licensed to sell flower and plants, nothing more.

Mr. Lambert exited the Selectmen's Meeting Room.

Chairman Kinahan stated next on the Agenda was an appointment to the Council on Aging Board of Directors. Chairman Kinahan stated Mr. Gagne informed the Board that they did not have to take action on the matter.

Mr. Gagne explained there was an error in tracking how many people were on the Council on Aging Board of Directors. Mr. Gagne stated the Council on Aging Board of Directors is full and there are no open positions for the appointment.

Chairman Kinahan stated there was an appointee who was not able to make it to the meeting a couple of weeks ago present at today's meeting. Chairman Kinahan asked Ms. Carlson to introduce herself.

Ms. Carlson introduced herself and stated she was appointed to the Council on Aging Board of Directors.

The Board thanked Ms. Carlson for volunteering her time.

Chairman Kinahan stated next on the agenda was the ratification on the new Assessors employee, Daniela Nilsson.

Mr. Gagne stated they received over 400 applications for the Administrative Assistant to the Board of Assessors position. Mr. Gagne stated a search committee was formed of Board of Assessors Chairman Mr. McCarthy, Principal Assessor Mr. Donahue and Assistant Town Administrator Ms. Torres, who looked at the applications and narrowed it down to 11 interviews and then 5 finalists. Mr. Gagne stated one contestant dropped out and the other four he interviewed personally. Mr. Gagne stated he and the screening committee all agreed that Ms. Nilsson was the best fit for the position.

Ms. Nilsson introduced herself to the Board and stated she has worked as an administrative assistant for the past 12 years and is very excited about the position. Ms. Nilsson stated she will start next Thursday, April 11, 2019.

Ms. Reyes **MOVED** to ratify Ms. Nilsson's employment, Mr. Moreira seconded, and so voted unanimously.

Chairman Kinahan stated next on the agenda was ratifying non-union personnel contracts for the Town Administrator and the Police Chief.

Mr. Moreira **MOVED** to ratify the non-union personnel contracts for the Town Administrator and the Police Chief, Ms. Reyes seconded, and so voted unanimously.

Chairman Kinahan stated next on the agenda was ratifying the non-union personnel contract amendments for the DPW director, Council on Aging Director, Building Inspector, Fire Chief and the Treasurer/Collector.

Ms. Reyes **MOVED** to ratify the non-union personnel contract amendments, Mr. Moreira seconded, and so voted unanimously.

Chairman Kinahan announced the start of budget hearings.

Mr. Lopes presented the budget request for 3200 Southeastern Regional School.

Chairman Kinahan stated next on the agenda were the 4215 Public Works, 4230 Public Works Snow Removal, 4240 Public Works Street Lighting, and 4330 Waste Disposal Budgets.

Mr. Iannitelli presented the budget requests for 4215 Public Works, 4230 Public Works Snow Removal, 4240 Public Works Street Lighting, and 4330 Waste Disposal.

Mr. Iannitelli and the Board discussed the addition of a GIS employee to the Public Works budget.

Chairman Kinahan asked if Mr. Iannitelli planned on accepting storm debris/brush at the transfer station this year. Chairman Kinahan stated he believes it is a good service for the Town and that it should be done annually.

Mr. Iannitelli said he would try to incorporate it into the Public Works budget for this year.

Chairman Kinahan stated next on the agenda were the 1140 Moderator, 2440 Sealer of Weights and Measures, 6910 Historical Commission, 9100 Benefits, and 9300 Insurances Budgets.

Mr. Gagne presented the budget requests for 1140 Moderator, 2440 Sealer of Weights and Measures, 6910 Historical Commission, 9100 Benefits, and 9300 Insurances.

Mr. Moreira **MOVED** to send all budgets as presented to the Finance Committee, Ms. Reyes seconded, and so voted unanimously.

Chairman Kinahan stated next on the agenda was approving the meeting minutes of March 6, 2019.

Mr. Moreira **MOVED** to approve the meeting minutes of March 6, 2019, Ms. Reyes seconded, and so voted unanimously.

Chairman Kinahan stated next on the agenda was accepting the meeting minutes of March 20, 2019 for review.

Ms. Reyes **MOVED** to accept the meeting minutes of March 20, 2019 for review, Mr. Moreira seconded and so voted unanimously.

Chairman Kinahan stated next on the agenda was releasing the executive session minutes of March 7, 2018, March 21, 2018, April 4, 2018, May 2, 2018, May 16, 2018, June 6, 2018, July 11, 2018, October 3, 2018, and November 7, 2018.

Mr. Moreira **MOVED** to release the executive session minutes, Ms. Reyes seconded, and so voted unanimously.

Chairman Kinahan stated next on the agenda was an announcement from the Board of Health regarding the Rabies Clinic that will take place on May 4th, 2019, at 9 a.m. for dogs and 10 a.m. for cats.

At 7:47 p.m. Chairman Kinahan opened the public comment period.

Ms. Reyes asked if there was an update on the East Street/East Center Street light.

Mr. Gagne stated all electronics have been installed however there is a utility pole owned by National Grid that still needs to be removed in order to complete the project. Mr. Gagne stated there is no timeline as to when it will be removed. Mr. Gagne stated once National Grid removes the pole then permanent markings will be put down and the light can go fully operational.

Mr. Moreira stated the OCPC is doing a study comprised of all of the local communities and West Bridgewater has been named one of the fastest growing towns in the entire area. Mr. Moreira stated West Bridgewater is estimated to have a population of 10,000 in the year 2040.

Mr. Moreira stated he attended Cultural Night at the Middle Senior High School and had a great time. Mr. Moreira stated West Bridgewater is very diverse and he was very proud seeing the children and parents of West Bridgewater celebrating that diversity.

Ms. Reyes stated there is concern regarding the dumping going on at the Shaw's plaza.

Mr. Gagne stated the office has received a handful of complaints regarding the dumping at the Shaw's Plaza. Mr. Gagne stated he surveyed the area to get an idea of what the complaints were referring to. Mr. Gagne stated Ms. Torres reached out to the Board of Health who informed her that they have sent several letters to the property owner who recently attended a Board of Health meeting where he agreed to clean up the area.

Chairman Kinahan stated next on the agenda was the Town Administrator's Report.

Mr. Gagne stated he approved the WBYAA's request to use the Town Hall Parking lot and Public Roads for the annual Field Day Parade taking place on April 27, 2019.

Mr. Gagne stated the Town has done a lot of work over the past year trying to get approval through Safe Routes to school for grant money for construction and reconstruction of sidewalks. Mr. Gagne stated unfortunately they did not approve any funding for West Bridgewater but they encourage the Town to apply again.

Mr. Gagne stated the Mr. Iannitelli, Ms. Torres and himself met with Mass DOT to discuss funding relative to the widening of Route 106 and installing a light at Matfield Street and Route 28. Mr. Gagne stated OCPC will provide a safety audit to the state in order to justify State funding.

Mr. Gagne stated per the request of the Town Clerk he is providing a Census announcement. Mr. Gagne stated almost 1,000 people have not returned their Census and the Town has to send out a second notice, which costs the Town money. Mr. Gagne stated it is important for every resident to be adequately represented because those numbers are taken into account when the Town applies for funding.

Mr. Gagne stated last on his report is a reminder that Candidates Night will be taking place on April 10, 2019 at 7 p.m. at the Middle Senior High School Auditorium.

At 8:00 p.m. Ms. Reyes **MOVED** to adjourn, Mr. Moreira seconded, and so voted unanimously.

The meeting adjourned at 8:00 p.m.

Denise R. Reyes

Respectfully submitted by Lorna J. Hutchings, Confidential Secretary.

List of documents in the April 3, 2019 Meeting Packet:

- *Mr. Russo's Transient Vendor Application*
 - *Temporary Signage Application*
 - *Map*
 - *Letter re: Permission to Sell on Property*
- *Mr. Lambert's Transient Vendor Application*
 - *Temporary Signage Application*

- *Map*
 - *Special State Hawker/Pedlers License*
- *Email from Mr. Iannitelli re: Stop Signs*
 - *Examples of Stop Signs/Warning Signs*
 - *Map of Charles Street/South Elm Street*
 - *Map of Sunset Ave Extension*
- *Daniela Nilsson's Resume*
- *Town Administrator's Employment Agreement*
- *Police Chief's Employment Agreement*
- *DPW Director's Employment Agreement Amendment*
- *COA Director's Employment Agreement Amendment*
- *Building Inspector's Employment Agreement Amendment*
- *Fire Chief's Employment Agreement Amendment*
- *Treasurer/Collector's Employment Agreement Amendment*
- *3200 Southeastern Regional Voc. School Budget*
 - *Slide Show Presentation*
- *4215 Public Works Budget*
- *4230 Public Works Snow Removal Budget*
- *4240 Public Works Street Lighting Budget*
- *4330 Waste Disposal Budget*
- *1140 Moderator Budget*
- *2440 Sealer of Weights and Measures Budget*
- *6910 Historical Commission Budget*
- *9100 Benefits Budget*
- *9300 Insurances Budget*
- *Meeting Minutes of March 6, 2019*
- *Meeting Minutes of March 20, 2019*
- *Executive Session Minutes:*
 - *March 7, 2018*
 - *March 21, 2018*
 - *April 4, 2018*
 - *May 2, 2018*
 - *May 16, 2018*
 - *June 6, 2018*
 - *July 11, 2018*
 - *October 3, 2018*
 - *November 7, 2018*
- *Board of Health Rabies Clinic Flyer*
- *WBYAA's Request to use Town Hall Parking Lot and Public Roads*
- *Letter from Mass DOT re: Safe Routes to School*
- *Email re: Road Safety Audit for Route 28 and Matfield Street*
- *Candidates Night Flyer*

Minutes of the Board of Selectmen Meeting of Wednesday, March 25, 2019. Present were Anthony Kinahan, Chairman; and Eldon F. Moreira, Vice Chairman; and Denise R. Reyes, Clerk. Also present was David L. Gagne, Town Administrator and Linda A. Torres, Assistant Town Administrator. The meeting convened at 6:30 p.m. in the Middle/Senior High School Auditorium.

Chairman Kinahan called the meeting to order at 6:30 p.m.

No official discussion took place.

The Board remained in session for the duration of the Special Town Meeting.

The meeting adjourned at the same time as the Special Town Meeting, 7:37 p.m.

Denise R. Reyes

Respectfully submitted by Lorna J. Hutchings, Confidential Secretary.

Minutes of the Board of Selectmen Meeting of Wednesday, April 17, 2019. Present were Anthony Kinahan, Chairman; Eldon F. Moreira, Vice Chairman; and Denise R. Reyes, Clerk. Also present was David L. Gagne, Town Administrator and Linda Torres, Assistant Town Administrator. The meeting convened at 7:00 p.m. in the Selectmen's Meeting Room in Town Hall.

Also present at this time:

William Solomon, Attorney, Comcast
Catherine Maloney, Comcast
Ben Smith, Cable Advisory Committee
Josie Albertson-Grove, Brockton Enterprise
Scott Cray, Middle Senior High School
Marsha Johnson, 389 Walpole Street, Norwood
Phil Arsenault, 16 Pearl Road
Justin Howard, 5 Pearl Road
Christina Reid, 2 Pearl Road
Mike Ryan, 6 Pearl Road
Daniel Lind, 4 Pearl Road
Elaine Martineau, 3 Pearl Road
Sandy Churchill, 2 Cornerstone Lane
Tim Churchill, 2 Cornerstone Lane

Chairman Kinahan called the meeting to order at 7:00 p.m.

The Board led the Pledge of Allegiance.

Chairman Kinahan stated that the meeting would be recorded and that some or all parts of the meeting may be used by our local access company to be shown on local access along with internet feeds and clips which may be used separately from the video of the entire meeting.

Chairman Kinahan read the public hearing notice into the record for the renewal of the cable television license of Comcast Cable Communications and to establish and adjust the basic service tier programming, equipment, and installation rates for the Town of West Bridgewater.

Mr. Moreira **MOVED** to open the public hearing, Ms. Reyes seconded, and so voted unanimously.

Mr. Gagne stated Special Legal Counsel was not present at the moment.

Chairman Kinahan stated next on the agenda was reorganizing the Board.

Ms. Reyes **MOVED** to appoint Mr. Moreira as Chairman, Chairman Kinahan seconded, and so voted unanimously.

Mr. Moreira thanked Chairman Kinahan for a great year and all that he has accomplished as Chair.

Mr. Moreira **MOVED** to appoint Ms. Reyes as Vice Chairman, Chairman Kinahan seconded, and so voted unanimously.

Ms. Reyes **MOVED** to appoint Chairman Kinahan as Clerk, Mr. Moreira seconded, and so voted unanimously.

Attorney Solomon, Special Town Legal Counsel, entered the Selectmen's Meeting Room.

Mr. Gagne stated the 10 year Comcast contract will be expiring in June. Mr. Gagne stated the purpose of tonight's hearing is to ask/answer any questions they may have pertaining to the contract. Mr. Gagne explained that the Cable Committee has not taken their vote yet, therefore the Board will not take a vote tonight and the hearing will be continued to a later date.

Attorney Solomon presented the proposed Comcast contract to the Board.

Ms. Reyes **MOVED** to continue the Public Hearing to May 15, 2019 at 7 p.m., Mr. Moreira seconded, and so voted unanimously.

Chairman Kinahan stated next on the agenda was assigning Selectmen roles.

Ms. Reyes **MOVED** to assign Mr. Moreira as Road Opening signatory, Chairman Kinahan as SERSG signatory, and herself as the Parking Clerk, Mr. Moreira seconded, and so voted unanimously.

Chairman Kinahan stated next on the agenda was the discussion on Pearl Road being accepted as a Town Road.

Mr. Gagne stated Pearl Road was permitted through the Planning Board as a traditional subdivision with a shared septic system. Mr. Gagne stated Pearl Road is registered with the Registry of Deeds as a private subdivision. Mr. Gagne stated the residents have petitioned for the road to be accepted as a public road. Mr. Gagne stated the Board would have to take a vote to place the request on the Town Meeting Warrant.

Mr. Howard stated the residents on the road would like the road to be accepted as a public way in order to be maintained by the Town. Mr. Howard stated the Planning Board has inspected the road and have written a letter suggesting that the road be made a public road.

Mr. Gagne stated the normal course of action is that the Planning Board charges the developer for a peer review of the road. Mr. Gagne stated the engineer would oversee the project and attest that the road meets all normal specifications and requirements.

Mr. Moreira stated he wants to make sure that there are no issues with the road before accepting it was a public road. Mr. Moreira asked if there are problems that arise who will be responsible for addressing them?

Mr. Howard stated the HOA will be taking on drainage issues and septic issues but other than that the Town will be taking responsibility for the maintenance of the road.

Ms. Reyes asked if there was already an agreement with the HOA.

Mr. Gagne stated the agreement is relatively new and is being reviewed by Town Counsel. Mr. Gagne stated if the agreement is not signed by Town Meeting then the request cannot be approved. Mr. Gagne stated once the agreement is finalized the Planning Board will be required to have a public hearing and will propose an article to the Board to be place on the Town Meeting Warrant.

Chairman Kinahan stated next on the agenda was the Boston Post Cane Display. Chairman Kinahan stated Southeastern Regional Vocational Technical High School made the display case for the Board which now houses the original Boston Post Cane. Chairman Kinahan stated the display is furnished with name plates noting each recipient to date.

Mr. Moreira **MOVED** to send a letter of thanks to Southeastern Regional Vocational Technical High School, Ms. Reyes seconded, and so voted unanimously.

Chairman Kinahan stated next on the agenda was the Site Plan Review for the Contractor's Yard at 373 Crescent Street.

Mr. Gagne stated the contractor's yard is in a residential area but the facility has been a commercial entity for quite some time.

Chairman Kinahan stated he would like for the Planning Board to consider the noise level with it being in a residential area.

Ms. Reyes stated she would like for the Planning Board to consider reasonable hours of access to the facility with it being in a residential area.

Mr. Moreira **MOVED** to forward the site plan to the Planning Board with the instruction of being sensitive to the hours of operation both during and after construction.

Chairman Kinahan stated next on the agenda were the Antique License Renewals.

Mr. Moreira **MOVED** to approve the renewal applications subject to submission of any outstanding application materials and collection of license fees, both prior to April 30, 2019, Ms. Reyes seconded, and so voted unanimously.

Chairman Kinahan stated next on the agenda was approving the annual Arbor Day Proclamation.

Ms. Reyes **MOVED** to approve the annual Arbor Day Proclamation, Mr. Moreira seconded, and so voted unanimously.

Chairman Kinahan stated next on the agenda was voting on the FY 20 Budget.

Mr. Gagne provided an executive summary of the FY 20 Budget.

Chairman Kinahan stated the Board can vote to pass the budget along to the Finance Committee or make additional changes.

Ms. Reyes stated she would like to reduce Budget 1410 by \$18,572.

Mr. Gagne exited the Selectmen Meeting Room to obtain his line by line break down of the budget.

Chairman Kinahan stated next on the agenda was approving the meeting minutes of March 20, 2019.

Mr. Moreira **MOVED** to approve the meeting minutes, Ms. Reyes seconded, and so voted unanimously.

Chairman Kinahan stated next on the agenda was accepting the meeting minutes of April 3, 2019 for review.

Ms. Reyes **MOVED** to accept the meeting minutes of April 3, 2019 for review, Mr. Moreira seconded, and so voted unanimously.

Chairman Kinahan stated next on the agenda was releasing the executive meeting minutes of February 6, 2019.

Mr. Moreira **MOVED** to release the executive meeting minutes of February 6, 2019, Ms. Reyes seconded, and so voted unanimously.

Mr. Gagne entered the Selectmen's Meeting Room.

Ms. Reyes stated she would like to reduce Budget 1940 by \$4,200 between the Town line for electric and telephone.

Ms. Reyes stated she did not recommend adding another police officer in Budget 2100.

Mr. Moreira stated the chief has indicated that they're very busy and is already down one police officer. Mr. Moreira stated he feels as though another officer is justified.

Chairman Kinahan stated the Police Department is down one officer due to filling the Student Resource Officer position. Chairman Kinahan stated it has been a long time since the department has seen an increase and at times there are only 3 officers on duty, 2 on the road and 1 in the station. Chairman Kinahan stated that West Bridgewater is a small town but answers many service calls. Chairman Kinahan stated he thinks it is time for another officer.

Mr. Moreira stated the additional officer can be used to reduce overtime.

Ms. Reyes stated she agreed that the additional officer could be used to reduce overtime. Ms. Reyes stated she is in support of hiring an additional police officer.

Ms. Reyes stated Budget 2410 should only be reduced by \$15,244. Ms. Reyes stated she is in support of hiring an intern to work in the Building Department and make recommendations as to how the office can be run more efficiently.

Mr. Moreira stated right now the department does not have anyone to cover for the secretary when she is out and the residents need to be served.

Chairman Kinahan stated the intern will solve the staffing issue to an extent but he does not want the intern doing consulting work.

Mr. Moreira stated there is a lot of building and contracting going on which keeps that department busy.

Ms. Reyes asked how much the intern would work.

Mr. Gagne answered approximately 12 hours per week. Mr. Gagne stated the permitting fee revenue is down from previous years, which could be a seasonal reflection. Mr. Gagne stated having an intern in the office would be helpful with answering phones and covering vacation time.

Ms. Reyes stated the Building Department is using all paper applications and suggested moving to all online applications. Ms. Reyes asked where the fees from the permits go.

Chairman Kinahan stated they go into a general fund and the Town is looking into increasing the fees to cover the Building Department expenses.

Ms. Reyes stated she would like to reduce Budget 3000 by \$65,000.

Chairman Kinahan stated he has a hard time accepting the reduction because he does not know how it will affect the school.

Mr. Moreira agreed with Chairman Kinahan and stated the Board cannot arbitrarily cut the budget without knowing all of the facts.

Ms. Reyes stated she would like to reduce Budget 6100 by \$4,600.

Mr. Gagne stated the Board of Health is looking to increase their stipend by \$2,500.

Ms. Reyes stated she believes it is unfair to compensate one board over others who do equal work but she is willing to go along with Mr. Gagne's recommendation.

The Board approved the following changes: reduce Budget 1940.5211 by \$1000, Budget 1940.5340 by \$1000 and increase Budget 2410 by \$5000 for an intern.

Mr. Moreira **MOVED** to pass the budget with Ms. Reyes' adjustments along to the Finance Committee, totaling \$35,317,819, Ms. Reyes seconded, and so voted unanimously.

At 8:21 p.m. Chairman Kinahan opened the public comment period.

Ms. Bunker stated that online permitting does not seem to be worth it since all of the paper work has to go through the same approval process regardless of being filed online.

Mr. Moreira stated the press box behind the baseball field has been damaged and he knows someone who is volunteering to fix it. Mr. Moreira stated he has brought it to the attention of the president of the YAA and is waiting to hear back from him.

Ms. Reyes asked if there has been any update on the East Street/ East Center Street project.

Mr. Gagne stated he has not received an update.

Ms. Reyes stated she would like to send National Grid a letter asking for an update and possible timeline of when they will address the utility pole issue.

Chairman Kinahan stated he is unable to attend the May 1st meeting and would like to rescheduled the meeting. Chairman Kinahan proposed April 25, 2019.

Mr. Gagne said he would communicate with each member of the Board and figure out the most ideal date.

Chairman Kinahan stated next on the agenda was the Town Administrator's Report.

Mr. Gagne stated first on his report was an update on the Daniel Desmond v. The Town of West Bridgewater case. Mr. Gagne stated the Town won at all levels and the appeals period is now over.

Mr. Gagne stated he approved a request to use the Town Hall Parking Lot and Public Roads for the Crush Cancer 5k on April 20, 2019.

Mr. Gagne stated the OPEB policy is in front of the Board. Mr. Gagne stated OPEB is for retirees that are on the Town's health insurance. Mr. Gagne stated the Town tries to put \$50,000 - \$100,000 into the account each year at Town Meeting. Mr. Gagne stated over the past couple of years they have increased the bond rating to AA+. Mr. Gagne and the Treasurer will be meeting with S&P to see if they can further increase the bond rating and wanted to have a policy regarding OPEB set in place before that meeting.

Ms. Reyes **MOVED** to approve the OPEB policy as presented, Mr. Moreira seconded, and so voted unanimously.

Mr. Gagne stated last year the Town incurred a lot of overtime expenses due to the winter storm. Mr. Gagne stated FEMA made grant money available to cover the extra expenses brought on by the storm and the Town Accountant and other departments have taken the time to put the documents together to apply for the grant money. Mr. Gagne stated the Town will be reimbursed approximately \$30,000.

At 8:36 p.m. Chairman Kinahan stated the following "I would entertain a motion to enter into executive session not to return to open session for purposes of conducting a strategy session in preparation for contract negotiations with nonunion personnel, specifically the Vehicle Maintenance Superintendent."

ROLL CALL VOTE: Chairman Kinahan, yes; Mr. Moreira, yes; Ms. Reyes, yes.

Open session adjourned at 8:36 p.m.

Denise R. Reyes, Clerk

Respectfully submitted by Lorna J. Hutchings, Confidential Secretary

List of documents in the March 6, 2019 Meeting Packet:

- *Public Hearing Notice*
 - *Letter from the Commonwealth of Massachusetts Department of Telecommunications and Cable*
 - *Cable Television Renewal License*
 - *Letter of Support from Ms. Snoeyenbos*
 - *Letter of Support from Ms. Baker*
 - *Letter of Support from Ms. Hammel*
- *Map of Pearl Road*
- *Site Plan Review-Special Permit re: 373 Crescent Street*
 - *Letter from the Building Inspector re: 373 Crescent Street*
 - *Planning Board Application for Special Permit/Site Plan Hearing*
 - *Site Narrative from Michael J. Koska & Associates, Inc.*
 - *Water Resource Protection District Overlay Map*
 - *Exhibit A-USGS Map*
 - *Exhibit B-Index Map*
 - *Exhibit C-NHESP Map*
 - *Exhibit D-ACEC Map*
 - *Exhibit E-Zone II Map*
 - *Exhibit F- National Flood Hazard Layer FIRMette*
 - *Letter from the Commonwealth of Massachusetts re: Crestant, LLC*
 - *Quitclaim Deed*
 - *4 Maps of Land*
 - *Wetland Delineation Memo*
 - *Map of Land*
 - *Abutters List*
 - *Greenbar Wall Sconce Documents*
 - *Existing Conditions Plan*
 - *Site Improvement Plan*
- *Memo from the Confidential Secretary re: Annual Antique/Second Hand license Renewals*
- *Arbor Day Proclamation*
- *Memo from the Town Administrator re: FY 2020 Budget – For Final Review*
 - *FY 2020 Budget*
 - *Building Inspector Peer Communities Study*
 - *Inspectional Services Permit Fee Analysis*
- *Meeting Minutes of March 20, 2019*
- *Meeting Minutes of April 3, 2019*
- *Executive Session Meeting Minutes of February 6, 2019*
- *Request to use Town Hall Parking Lot and/or Grounds re: Crush Cancer 5k*
 - *Crush Cancer 5k Course and Interesting Streets*
- *OPEB Policy*
- *TA Recommendations –FY 20 Operating Budget*

ADA- Training May 21 2019 WB Highschool Auditorium

3 messages

Joan Shea <shea51@comcast.net>

Tue, Apr 16, 2019 at 7:57 PM

To: Lorna Hutchings <lhutchings@wbridgewater.com>, dgagne@wbridgewater.com, Anne Iannitelli <aiannitelli@wbridgewater.com>

Cc: dreyes@wbridgewater.com, slackdorothy276@gmail.com, Brenda Cappiello <bcappiello@jordans.com>, Maria Baker

<fbaker6550@yahoo.com>, Marilyn Raleigh <ralautobod@comcast.net>, Michael White <mwhite@wbridgewater.com>,

patriciaspry@comcast.net, sankal143@yahoo.com

Good evening-

In light of the ADA concerns brought up during 2018, the West Bridgewater ADA Committee has set up a night of training with the help of the Massachusetts Office of Disabilities.

Training and Communications Specialist Moss Lynch will present an overview of ADA Law, providing an opportunity to educate board and committee members as well as any interested employees of the

Town of West Bridgewater regarding ADA law and our responsibility to the West Bridgewater Community.

Although this training is voluntary I would ask for your recommendation to all boards and committee members to attend.

I have attached the Agenda for the evening of May 21, 2019 as well as a roster. The MOD has asked for a head count prior to the event so training materials can be supplied.

I will need a tentative head count by May 10, 2019.

Thank you for your assistance,

Joanie Shea

SHRM Certified

West Bridgewater ADA- Community Access Monitor


Cell: 508-562-1358


Those Who Can

When They Can

Do What They Can

2 attachments

 **ADA- Compliance Agenda May 21, 2019.doc**
57K

 **ADA- Training Roster.xlsx**
12K

David Gagne <dgagne@wbridgewater.com>

Tue, Apr 23, 2019 at 12:43 PM

To: Lorna Hutchings <lhutchings@wbridgewater.com>

Hi Lorna

ADA- West Bridgewater

Topic- ADA Compliance Overview

Date: Tuesday May 21, 2019

Time: 6:00pm- 7:30pm

Where: WB High School Auditorium

Presenter: Moss Lynch- Training and Communications Specialist from the Massachusetts Office on Disability

www.mass.gov/mod

Presentation:

- A brief definition and overview of the ADA
- Title II State and Local Government obligations under the ADA
- Reasonable Accommodations and Auxiliary Aids for meetings
- Web accessibility and accessible documents for emailing about meetings
- Service Animals under Title II; what the roles and responsibilities are, their rights and obligations, and Service Animals as accommodations under the ADA

The presentation will be one hour, leaving 30 minutes for questions post-presentation.

Training is available to all Town employees, and recommended for All Elected and Appointed board and committee members.

RE: EXT || Rail Trail Work

4 messages

Watjen, Robert <Robert.Watjen@nationalgrid.com>
To: Lorna Hutchings <lhutchings@wbridgewater.com>

Mon, Apr 22, 2019 at 1:32 PM

Hi Lorna,

The attached document is a thorough description of the work that Massachusetts Electric Company (MEC) will be doing, and was filed with an NOI application to the Conservation Commission. A locus map is on page 29 and the best aerial map is on page 30. As shown on page 30, we are installing a new pole between two existing structures and an additional overhead line to provide a needed connection. All of the work is situated within existing easements. The new pole will be on town-owned former RR land, within MEC's easement, well off the elevated rail trail itself. The new wire will cross from an existing MEC easement to the east, over the former RR land and onto MEC land.

The work is preliminarily scheduled for the timeframe May 10 to the 16th. Please let me know if there are any questions. Thank you for your assistance with this courtesy notice.

Bob

Robert Watjen

Senior Real Estate Representative

Right of Way and Survey Engineering
nationalgrid | Business Services

1-781-907-2260
robert.watjen@nationalgrid.com

Reservoir Woods, [40 Sylvan Road, 1 Floor, E1.688, Waltham, Ma 02451](#)
nationalgrid.com | [Twitter](#) | [LinkedIn](#) | [Facebook](#)

Please consider the environment before printing this email.

Advance notice of vacation: No vacation days booked


From: Lorna Hutchings [<mailto:lhutchings@wbridgewater.com>]
Sent: Monday, April 22, 2019 12:38 PM
To: Watjen, Robert <Robert.Watjen@nationalgrid.com>
Subject: EXT || Rail Trail Work

Hello Bob,

I have passed the information along regarding the Rail Trail to the Town Administrator, Conservation and DPW. Would you be able to provide us an over view of the work being performed?

Thank you,

Lorna Hutchings
Confidential Secretary
Board of Selectmen
65 North [Main Street](#)
[West Bridgewater, MA 02379](#)
tel: 508-894-1267
fax: 508-894-1269

 **2019 West Bridgewater NOI_Final-signed.pdf**
5305K

Lorna Hutchings <lhutchings@wbridgewater.com>
To: David Gagne <dgagne@wbridgewater.com>


Mon, Apr 22, 2019 at 2:10 PM

Hello David,

Please see the below email outlining the Rail Trail National Grid work.

Lorna H.
[Quoted text hidden]

[Quoted text hidden]

 **2019 West Bridgewater NOI_Final-signed.pdf**
5305K

David Gagne <dgagne@wbridgewater.com>
To: Lorna Hutchings <lhutchings@wbridgewater.com>

Mon, Apr 22, 2019 at 2:16 PM

Thanks Lorna

David L. Gagne
Town Administrator
Town of West Bridgewater
65 North [Main Street](#)
[West Bridgewater MA 02379](#)
(508) 894 1267

[Quoted text hidden]

Lorna Hutchings <lhutchings@wbridgewater.com>
To: John Delano <jdelano@wbridgewater.com>, Chris Iannitelli <ciannitelli@wbridgewater.com>

Mon, Apr 22, 2019 at 2:19 PM

Hello Gentlemen,

For your convenience I have attached an email with a description of the work being done on the Rial Trail.

Thank you,

Lorna H.
----- Forwarded message -----
From: **Watjen, Robert** <Robert.Watjen@nationalgrid.com>

Date: Mon, Apr 22, 2019 at 1:33 PM
Subject: RE: EXT || Rail Trail Work
To: Lorna Hutchings <lhutchings@wbridgewater.com>

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2019 West Bridgewater NOI_Final-signed.pdf
5305K

1.0 INTRODUCTION

TRC Environmental (TRC) has prepared this Notice of Intent (NOI) on behalf of the Massachusetts Electric Company (MEC) for compliance with the Massachusetts Wetlands Protection Act (WPA) (M.G.L. Chapter 131, Section 40), its associated regulations (310 CMR 10.00) and the West Bridgewater Wetlands Protection Bylaw (Article 44). MEC plans to install one 35-foot Class 2 wood pole in West Bridgewater, Massachusetts. The new pole installation is necessary to complete the fiber connectivity between the L1 and E20 115kV transmission lines as it will provide adequate clearance for 250 feet of new overhead ADSS cable from Structure 2 on the L1 Line and Structure 218 on the E20 Line.

The new pole installation is the subject of this NOI as it will take place within a regulated wetland resource area and could be considered beyond the scope of the utility maintenance provision in the WPA (310 CMR 10.02(2)(a)2) and the West Bridgewater Wetlands Bylaw (Article 44, Section 5b.). All other work described in this NOI (i.e. clearing, placement of swamp mats, installation of overhead cable) is exempt from review under the WPA and West Bridgewater Wetlands Bylaw since it qualifies as a routine maintenance activity in the WPA (310 CMR 10.02(2)(a)2) and the West Bridgewater Wetlands Bylaw (Article 44, Section 5b.).

2.0 SITE DESCRIPTION AND EXISTING CONDITIONS

2.1 General Site Conditions

The enclosed figures (see Attachment B, Figures 1 and 2) illustrate the location of the Site, along with the MEC electric transmission right-of-way ("ROW") involved with the L1 & E20 Fiber Connection Project, existing structures, proposed access routes, environmental resources and bordering vegetated wetland ("BVW") identified at the Site. The Site where the new pole installation will take place is within a BVW.

The Site is located at the intersection of the L1 and E20 Transmission Line ROWs, adjacent to the Wildlands Trust Rail Trail and approximately 0.50-miles east-northeast of North Main Street in West Bridgewater, MA (Attachment B, Figure 1). The existing Wildlands Trust Rail Trail, which extends northeast from North Main Street, will be used to access the Site. Surrounding land use at the Site adjacent to the ROW is characterized by undeveloped deciduous forest and agricultural land.

2.2 Jurisdictional Resource Areas

Two bordering vegetated wetlands that are regulated by the WPA and the West Bridgewater Wetlands Bylaw exist at the Site.

2.2.1 Bordering Vegetated Wetland

Per 310 CMR 10.55(2), BVW are *"freshwater wetlands which border on creeks, rivers, streams, ponds and lakes"* and *"are areas where the soils are saturated and/or inundated such that they support a predominance of wetland indicator plants."*

The Project Site is located within a BVW. BVW also extends east and west of the Project Site.

The proposed Project includes temporary impacts to BVW. All wetland impact will be temporary except for a negligible amount of permanent impact where the new pole will be installed.

2.2.2 Buffer Zone

Per 310 CMR 10.02, a buffer zone extends 100 feet outward from the BVW at the Site. Buffer zone exists along BVW throughout the Sites as shown in Attachment B. No impacts to buffer zone are proposed.

2.3 Delineated Wetland Resource Areas

TRC Wetland Scientists completed a detailed wetland delineation in March 2015. The boundary of the BVW East of the Wildlands Trust Rail Trail was flagged in the field as series L1-1-W1 and located using a Trimble GeoXT hand-held global positioning system ("GPS") unit. The GPS points were downloaded and transferred to Figure 2 (Attachment B). The wetland boundary was extended to the edge of the existing MEC ROW in accordance with MEC's easement rights.

The BVW boundaries adjacent to the Wildlands Trust Rail Trail were updated in January 2019. The updated boundaries were flagged in the field as series JR-W1 for the wetland in the L1 ROW and JR-W2 for the wetland in the E20 ROW. Sequentially numbered pink flagging emblazoned with the words "Wetland Delineation" were used to mark the BVW boundaries and each flag was geo-located using the survey pole mounted, real-time Geode GPS receiver with sub-meter accuracy.

Within the ROW, the delineated wetland is dominated by wetland shrub species including silky dogwood (*Cornus amomum*), white dogwood (*Cornus alba*), red maple (*Acer rubrum*), multiflora rose (*Rosa multiflora*). The soil profile consisted of a thick layer of clay (10YR 5/2). In addition, the hydrologic characteristic Depleted Matrix was observed. Wetland delineation data forms are provided in Attachment C.

2.4 Other Resource Areas

A review of available Massachusetts Geographic Information System ("MassGIS") mapping indicates that there are no Outstanding Resource Water areas and no Areas of Critical Environmental Concern ("ACEC") at the Project Site. The Site is located outside the 100-year floodplain (Zone A). According to mapping from the Federal Emergency Management Agency (see Attachment B, Figure 2).

Based on review of the 2017 Massachusetts Natural Heritage & Endangered Species Program (NHESP) MassGIS-based data base, there are no mapped Priority or Estimated Habitats near the Site. Additionally, there are no potential or certified vernal pools mapped in the vicinity (see Attachment B, Figure 2).

3.0 PROPOSED PROJECT DESCRIPTION

3.1 Activities Subject to the WPA and West Bridgewater Wetland Bylaw

Select activities may be considered beyond the scope of the utility maintenance exemption provision in the WPA and the West Bridgewater Bylaw. Therefore, MEC is filing this NOI under the WPA and West Bridgewater Bylaw for the following activities:

- Installation of one new wooden pole within a BVW

The regulated utility work described herein is subject to the “limited project” provision pursuant to 310 CMR 10.53(3)(d), which states:

“The construction, reconstruction, operation and maintenance of underground and overhead public utilities, such as electrical distribution or transmission lines...may be permitted in accordance with the following general conditions and any additional conditions deemed necessary by the issuing authority:

- 1. The issuing authority may require a reasonable alternative route with fewer adverse effects for a local distribution or connecting line not reviewed by the Energy Facilities Siting Council;*
- 2. Best available measures shall be used to minimize adverse effects during construction;*
- 3. The surface vegetation and contours of the area shall be substantially restored; and*
- 4. All sewer lines shall be constructed to minimize inflow and leakage.”*

Due to the nature of the work and the location of the existing infrastructure along the L1 ROW, some disturbance to regulated wetlands is unavoidable. However, project components have been designed to minimize disturbance to regulated areas at the Site. Although work will occur in regulated areas, BMPs will be utilized and temporarily disturbed areas will be restored after construction is complete. Proposed BMPs and mitigation measures are discussed further below and in applicable pages from National Grid’s Environmental Guidance Document – Access, Maintenance and Construction Best Management Practices (EG-303NE) (Attachment D).

3.2 Activities Exempt from Review under the WPA and West Bridgewater Wetland Bylaw

The following maintenance work activities, although located within areas subject to protection under the WPA and West Bridgewater Bylaw, will be conducted in accordance with the utility maintenance exemption provision in the WPA, which allows *“activities conducted to maintain, repair, or replace, but not substantially change or enlarge an existing and lawfully located structure or facility used in the service of the public and used to provide electric...services, provided said work utilizes the best practical measures to avoid or minimize impacts to wetland resource areas outside the footprint of said structure or facility”* without filing a Notice of Intent (See 310 CMR 10.02(2)(a.2)). The following maintenance work activities will also be conducted

in accordance with the utility maintenance exemption provision in the West Bridgewater Wetlands Bylaw, which allows similar activity provided that *“written notice has been given to the Commission prior to commencement of the work and provided that the work conforms to any performance standards and design specifications in regulations adopted by the commission”* without filing a Notice of Intent (See Section 5b).

- Installation of new overhead ADSS cable between the L1 and E20 lines
- Installation of associated overhead ADSS cable hardware
- Temporary installation of swamp matting

In accordance with the West Bridgewater Wetland Bylaw, this NOI serves as the pre-construction written notification to the West Bridgewater Conservation Commission that is required before conducting these maintenance activities.

3.3 Work Descriptions

The Project involves three (3) primary components: initial, limited brush clearing (if necessary), equipment mobilization to the site and new pole installation. These components are described in more detail below.

3.3.1 Brush Clearing

Maintenance brush cutting along the ROW near the work areas will be performed if necessary to facilitate access to the Site and provide a safe work area for project personnel.

3.3.2 Equipment Access

MEC will avoid and minimize wetland resource area impacts associated with the new pole installation to the extent practical by using the existing Wildlands Trust Rail Trail as an access road and conducting work activities on construction mats in wetlands to minimize wetland disturbance and compaction of soils. Should conditions be suitable (i.e. wetlands are seasonally dry with no standing water), low ground pressure (LGP) equipment may be used to access the structure.

For construction vehicles to access the Site located in the regulated wetland, construction mats will be used to minimize the potential for rutting and soil compaction. Construction mats will be used to provide a stable workspace area. Construction mat workspace will consist of vehicle access, material staging area and temporary spoil stockpile required to complete the work.

3.3.3 New Pole Installation

The new pole is a single wood pole that will be installed within a 30" diameter culvert. The new pole is approximately 35 feet tall. This pole will support the new ADSS cable that will connect from Structure 2 on the L1 line to Structure 218 on the E20 line. Detailed information on the pole and ADSS cable are provided in an excerpt from the Design Package (Attachment E).

Installation of the single wood pole will involve installing a corrugated metal culvert to a depth of approximately 8 to 10 feet, acting as a sleeve around the pole. Poles located in wetlands are typically installed using a truck mounted auger also contained within an oversized metal sleeve

to minimize disturbance. Upon reaching adequate depth, the culvert will be installed or pushed down to grade with an excavator. If obstructions (e.g. large boulders) are encountered, then a standard excavator bucket may be required to remove the obstruction. Dewatering is not anticipated, but if required, will be discharged to an appropriately sized, temporary sedimentation basin in an upland or matted area at a rate that facilitates upland recharge of groundwater.

Once the culvert-sleeve is installed, the pole will be set inside to depth and backfilled inside the culvert with clean 1-2 inch gravel. An ADSS trunnion support will be installed on the pole to support the new ADSS cable.

4.0 IMPACTS, PERFORMANCE STANDARDS, AND BEST MANAGEMENT PRACTICES

4.1 Impacts

The proposed Project will result in temporary impacts and negligible permanent impacts to jurisdictional resource areas as described in the following table:

RESOURCE AREA	IMPACTS	IMPACT DESCRIPTION
BVW	7,468.75 sf of temporary impacts for matting 5 sf of permanent impact for new pole.	<ul style="list-style-type: none"> • Construction mat work pads • New pole installation

While the existing access routes pass through buffer zones, no impacts to these areas are anticipated. The proposed temporary impacts to BVW are related to swamp matting for the work pad from which new pole installation will be performed. Construction matting is considered a best management practice for construction access and matting will be removed after the completion of the work. The Project complies with performance standards for this resource area to the maximum extent practicable. The following sections address performance standards for proposed temporary impacts.

4.2 Massachusetts WPA Performance Standards

The proposed work complies to the maximum extent practicable with the WPA performance standards for BVW as described in the following table:

PERFORMANCE STANDARDS 310 CMR 10.55(4)	PROJECT'S COMPLIANCE WITH PERFORMANCE STANDARD
(a) Where the presumption set forth in 310 CMR 10.55(3) is not overcome, any proposed work in a Bordering Vegetated Wetland shall not destroy or otherwise impair any portion of said area.	As described in Section 4.5, BMPs are being utilized to minimize the proposed impacts to BVW. Temporary impacts are unavoidable due to the location of the existing structures. Permanent alteration to the BVW will be limited to the diameter of the structure, which is minimal (approximately 5

PERFORMANCE STANDARDS 310 CMR 10.55(4)	PROJECT'S COMPLIANCE WITH PERFORMANCE STANDARD
	square-feet for the 2.5-foot diameter pole and stone-filled culvert-sleeve).
(b) Notwithstanding the provisions of 310 CMR 10.55(4)(a), the issuing authority may issue an Order of Conditions permitting work which results in the loss of up to 5000 square feet of Bordering Vegetated Wetland when said area is replaced in accordance with the following general conditions and any additional, specific conditions the issuing authority deems necessary to ensure that the replacement area will function in a manner similar to the area that will be lost.	This standard is not applicable given the negligible impact to BVW (5 square-feet) and BVW functions will not be adversely impacted.
(c) Notwithstanding the provisions of 310 CMR 10.55(4)(a), the issuing authority may issue an Order of Conditions permitting work which results in the loss of a portion of Bordering Vegetated Wetland when; 1. said portion has a surface area less than 500 square feet; 2. said portion extends in a distinct linear configuration ("finger-like") into adjacent uplands; and 3. in the judgment of the issuing authority it is not reasonable to scale down, redesign or otherwise change the proposed work so that it could be completed without loss of said wetland.	Although not a "finger-like" wetland that extends into uplands, criteria 1 and 3 apply to this situation. In addition, the Commission may allow the loss of the 5 square-feet of BVW without mitigation in accordance with the limited project provisions.
<i>Performance Standards d and e are not applicable and were not included as no impacts are proposed to rare species habitat or Areas of Critical Environmental concern.</i>	

4.3 West Bridgewater Wetlands Bylaw Performance Standards

The proposed work complies to the maximum extent practicable with the West Bridgewater Wetlands Bylaw performance standards for BVW as described in the following table:

PERFORMANCE STANDARDS WEST BRIDGEWATER WETLAND BYLAW ARTICLE 44	PROJECT'S COMPLIANCE WITH PERFORMANCE STANDARD
9.3.1 No activity, other than the maintenance of an already existing structure, which will result in the building within or upon, removing, filling or altering or a vegetated wetland, or of land fifty (50) feet of a vegetated wetland, shall be permitted by the Conservation Commission, except for activity which is allowed under a variance from these regulations granted pursuant to Section 13.0.	As described in Section 4.5, BMPs are being utilized to minimize the proposed impacts to BVW. Temporary impacts are unavoidable due to the location of the existing structures. Permanent alteration to the BVW will be limited to the diameter of the structure, which is minimal (approximately 5 square-feet for the 2.5-foot diameter pole and stone-filled culvert-sleeve). Engineering constraints limit the location of the new pole to the wetland. MEC will require a variance per 13.0.
9.4.1 Any activity which is allowed under a variance granted pursuant to Section 13.0 of these regulations upon or within fifty (50) feet of a vegetated wetland shall not impair in any way the vegetated wetland's ability to perform any of the functions set forth in Section 9.1.	MEC is requesting to complete this minor work under a variance. Given the minimal size of the pole, vegetated wetland functions will not be impacted.

4.4 West Bridgewater Wetlands Bylaw Compliance

Except for the installation of the single new wood pole, the work is exempt from review under the Massachusetts WPA and the West Bridgewater Wetlands Protection Bylaw per the maintenance exemption (310 CMR(2)(a)2) in the WPA and Article 44 of the West Bridgewater Wetlands Bylaw (Section 5b).

As described in the NOI, the proposed new structure is located within wetland L1-1-W1 (See Attachment B, Figure 2). In accordance with the West Bridgewater Wetland Bylaw, a wetland line review and associated fee is typically required for NOI filings. However, MEC is respectfully requesting a waiver from this requirement per Part IV of the Bylaw as this requirement does not appear to be applicable for the following reasons:

- Since the proposed new pole is located within a BVW and not in an adjacent buffer zone, determining the limits of the wetland line are not a concern in this case.
- There is no work proposed in the buffer zone. Though construction equipment will access the transmission line right-of-way from the existing unimproved roadway located within buffer zone, the only work subject to Conservation Commission review is the installation of the single new pole, which is within a BVW.

In summary, the review and verification of a wetland line seems most appropriate in situations where there may be work located within buffer zone, near a wetland edge, to ensure the work does not encroach on any bordering vegetated wetlands. Since the only work under review in this situation is located within a bordering vegetated wetland, the need to review the wetland line and associated fee do not appear to be necessary.

4.5 Best Management Practices

Due to the nature of the work and the location of the proposed new pole, some disturbance to the regulated BVWs are unavoidable. However, new pole installation will lead to minimal disturbance to the regulated BVWs at the Site and will impact approximately 5 square-feet. Although work will occur in a regulated area, BMPs will be used and temporarily disturbed areas will be restored after the boring is complete. Proposed BMPs and mitigation measures are discussed further below and shown in the applicable pages of National Grid's Environmental Guidance Document – *Access, Maintenance and Construction Best Management Practices* (EG-303NE) (Attachment D).

MEC will meet the performance standards associated with protected resource areas while working in the regulated BVW. BMPs that will be implemented at the Site will include:

- having an Environmental Inspector/Monitor on-site during construction;
- avoiding significant disturbance to regulated wetlands;
- using construction mats for equipment access to the wetland, which avoids rutting and direct soil disturbance;
- using erosion controls where an erosion hazard exists;
- restoring altered areas to pre-construction contours and applying a wetland seed mix and or mulching with straw, if necessary;
- removing excess soil
- keeping spill response equipment on-hand and ready for deployment in the event of a spill; and
- refueling and storing equipment outside the BVW.

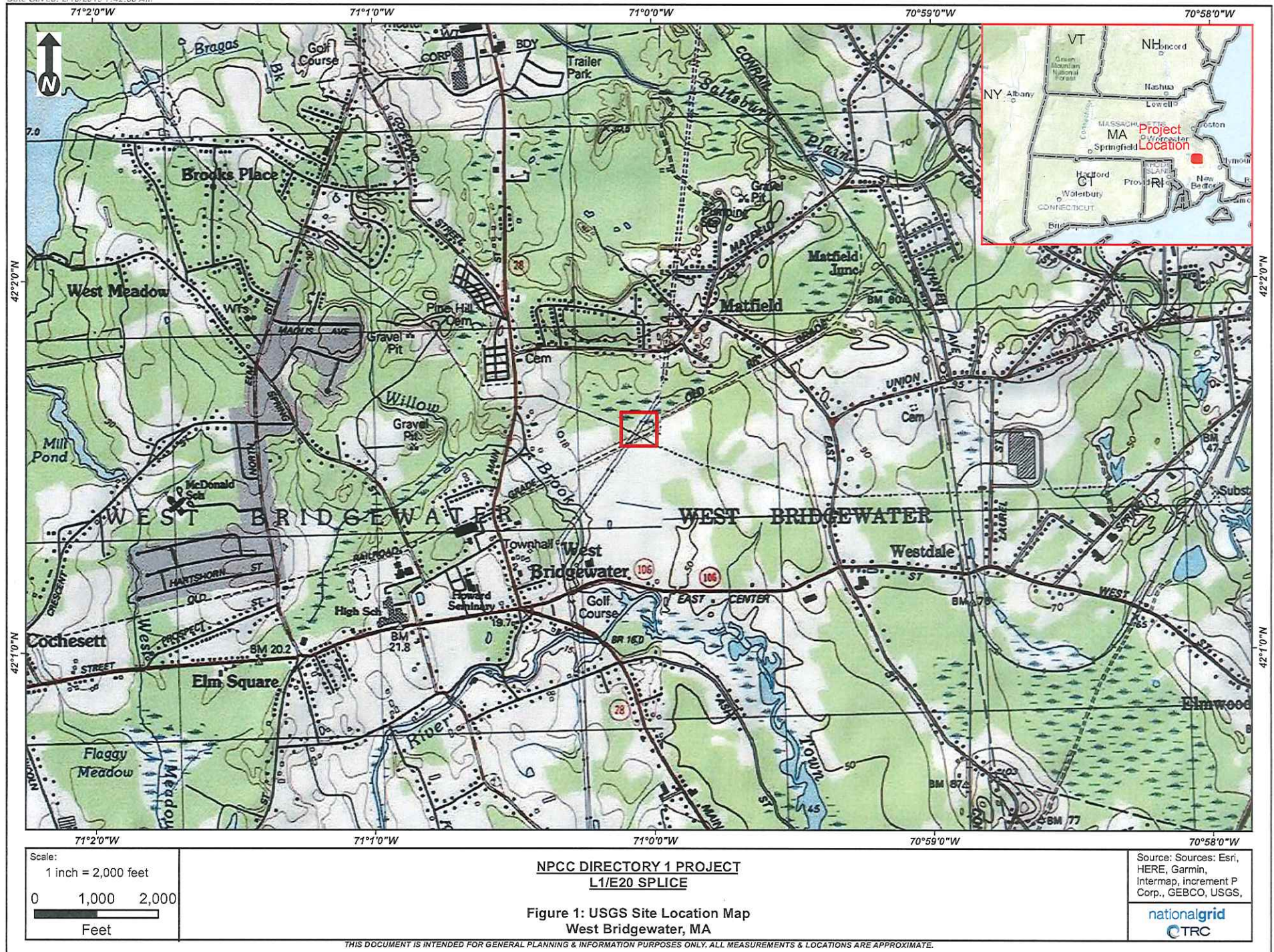
4.6 Buffer Zone

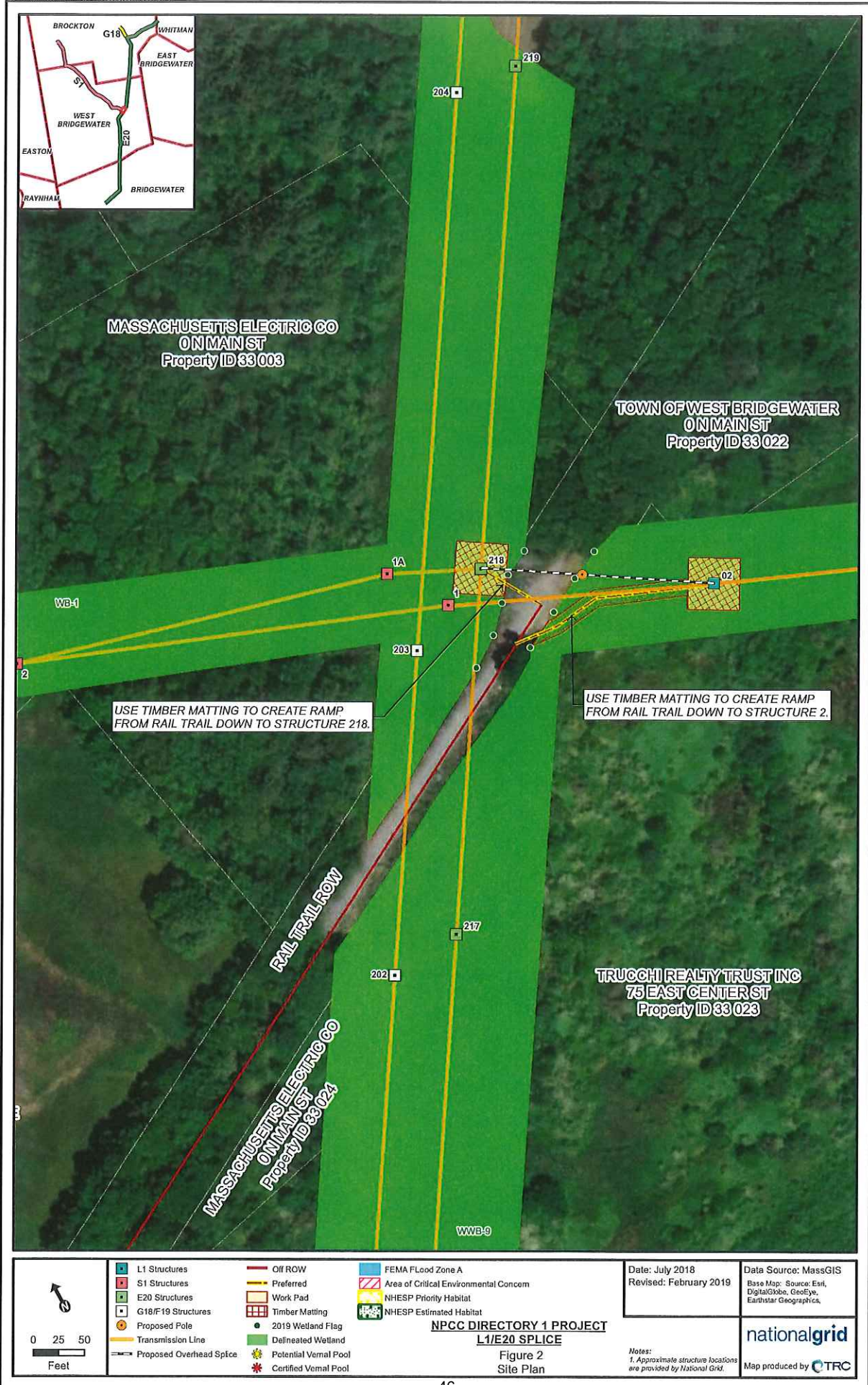
While the WPA recognizes the importance of the buffer zone, it does not include specific performance standards. Proposed work within buffer zone includes a portion of the existing access routes as shown in Attachment B. No impacts to the buffer zone are anticipated.

4.7 Stormwater Management

Since no grade changes are proposed and the proposed impacts are temporary, a Stormwater Management Report and Checklist is not required and has not been included.

BMPs will be used, as described earlier in Section 4.5, to control erosion and sedimentation during the proposed work.





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400673-C-L-01

VER	DATE	VERSION DESCRIPTION	PREPARED	REVIEWED	APPROVED	VERSION
1						0
2						
3						
4						



ADSS CONNECTION BETWEEN L1 & E20

LOCUS MAP

nationalgrid

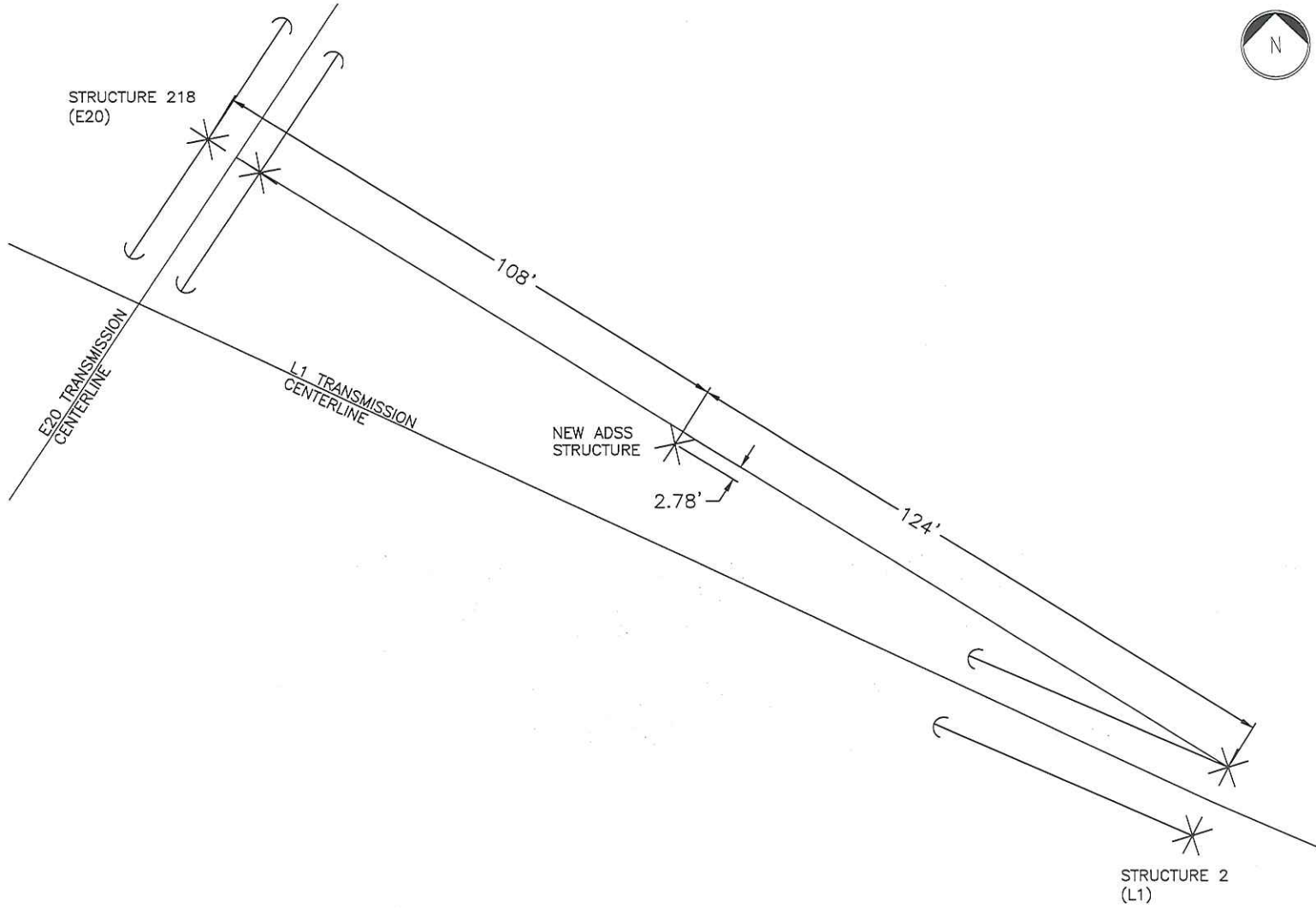
PREPARED BY	TRC	11/01/18
REVIEWED BY	GN	
APPROVED BY	NM	
SCALE	N.T.S.	
SHEET	1	OF 1
INDEX	400679	

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VER	DATE	VERSION DESCRIPTION	PREPARED	REVIEWED	APPROVED	VERSION
1						0
2						
3						
4						



L1 115KV

NEW ADSS STRUCTURE

WEST BRIDGEWATER, MA

STAKING DIAGRAM

nationalgrid

PREPARED BY	TRC	12/28/2018
REVIEWED BY	TRC	12/28/2018
APPROVED BY	GN	12/28/2018
SCALE	1" = 20'	
SHEET	1	OF 1
INDEX		400673

400673-C-K-01

ATTACHMENT F – Abutter Information

**Notification to Abutters Under the
Massachusetts Wetlands Protection Act**

In accordance with the second paragraph of Massachusetts General Laws Chapter 131, Section 40 and the Town of West Bridgewater Wetlands Protection Bylaw (Article 44), you are hereby notified of the following:

- 1) Applicant Name: Massachusetts Electric Company d/b/a National Grid
- 2) Location: Property off North Main Street, Map 33, Lot 22
- 3) Type of West Bridgewater Conservation Commission filing: Notice of Intent (NOI) for work within Bordering Vegetated Wetland
- 4) Project description: Installation of one new wood pole along transmission line as part of L1 & E20 Fiber Connection Project.
- 5) Date, time and place of the public hearing: Tuesday, March 19th, 6:30 PM, First Floor Conference Room, West Bridgewater Town Hall
- 6) This application may be viewed Monday – Thursday, 8AM - 4PM at West Bridgewater Conservation Commission Office (Call 508.894.4073 to confirm hours)
- 7) Notice of the public hearing, including its date, time and place, will be published at least 5 calendar days prior to the hearing in the Enterprise.
- 8) Agenda for the public hearing, including its date, time, and place, will be posted in the Town Clerk's office at Town Hall not less than 48 hours prior to the hearing.

AFFADAVIT OF SERVICE

Under the Massachusetts Wetlands Protection Act and West Bridgewater Wetland Bylaw

I, James Rynes hereby certify under the pains and penalties of perjury that on March 1, 2019, I gave notification to abutters in compliance with the second paragraph of Massachusetts General Laws Chapter 131, Section 40, with additional guidance from the West Bridgewater Conservation Agent, in connection with the following matter:

A Notice of Intent filed under the Massachusetts Wetlands Protection Act and West Bridgewater Wetland Bylaw by Massachusetts Electric Company d/b/a National Grid for proposed of a new utility pole in West Bridgewater, MA.

The form of the notification, and a list of the abutters to whom it was given and their addresses, are attached to this Affidavit of Service.

<u>James Rynes</u>	<u>3-1-2019</u>
Name	Date

Properties within 300 Feet of Pole Installation Site

Parcel ID	Location	Owner	Co-owner	Mailing Address	City	State	Zip
Map 33, Lot 3	N Main St	Massachusetts Electric Co	Property Tax Department	40 Sylvan Rd	Waltham	MA	02451-2286
Map 33, Lot 4	Matfield St	Forbes Richard M JR + Robin L		107 Matfield St	W Bridgewater	MA	02379
Map 33, Lot 23	75 East Center St	Trucchi Reality Trust Inc		1062 Broadway	Raynham	MA	02767

Note: As directed by the Conservation Agent, abutter list represents properties within 300-feet of the new pole installation. Work area is located within a small, discrete area of a large linear parcel. The list above was pulled from a certified abutter list for the entire parcel, dated 2/27/19.