

TOWN OF MATTAPOISETT

TOWN MEETING WARRANT

ANNUAL TOWN MEETING

MAY 8, 2023

6:30 P.M.

**OLD ROCHESTER REGIONAL
HIGH SCHOOL AUDITORIUM**

**ANNUAL TOWN MEETING
TOWN OF MATTAPOISETT
MAY 8, 2023**

Commonwealth of Massachusetts

Plymouth, ss

To either of the Constables of Mattapoisett, in said County of Plymouth:

Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of the Town of Mattapoisett qualified to vote in Elections and Town Affairs to meet at the Old Rochester Regional High School, located at 135 Marion Road, in said Mattapoisett on Monday, the eighth day of May in the Year 2023 at six thirty in the evening, then and there to act on the following Articles:

ARTICLE 1: ELECTED OFFICERS' COMPENSATION

To see if the Town will vote to fix the salaries of elected officers of the Town for Fiscal Year 2024 as follows:

	<u>CURRENT</u>	<u>PROPOSED</u>
Moderator	282. ⁰⁰	290. ⁰⁰
Board of Selectmen, Chairman	5,829. ⁰⁰	5,945. ⁰⁰
Board of Selectmen, Members – each	5,253. ⁰⁰	5,358. ⁰⁰
Assessor – each	5,253. ⁰⁰	5,358. ⁰⁰
Town Clerk	71,400. ⁰⁰	75,000. ⁰⁰
Board of Health – each	678. ⁰⁰	692. ⁰⁰
Highway Surveyor	80,000. ⁰⁰	87,500. ⁰⁰
Mattapoisett School Committee – each	678. ⁰⁰	692. ⁰⁰
Water/Sewer Commissioner – each	678. ⁰⁰	692. ⁰⁰
Tree Warden	10,083. ⁰⁰	10,500. ⁰⁰
Herring Inspector	968. ⁰⁰	988. ⁰⁰

or take any action relative thereto.

BY VARIOUS BOARDS AND COMMITTEES

ARTICLE 2: GENERAL OPERATING BUDGET

To see if the Town will vote to appropriate the sums of money to defray general operating expense of the Town for Fiscal Year 2024 including debt and interest, the money to be raised by taxation, borrowing or transfer from available funds, or take any action relative thereto.

Amounts to be voted are shown in Attachment "A".

BY VARIOUS TOWN DEPARTMENTS

ARTICLE 3: APPROPRIATION FOR OPEB LIABILITIES

To see if the Town will vote to appropriate the total sum of \$204,100 to meet the Town's obligations under the Government Accounting Standards Board (GASB) Statement 45 to fund the Town's future costs of other post-employment benefits (OPEB) identified by the GASB 45 Report; and as funding therefor, to raise \$175,000 from the Tax Levy, with \$140,000 to be appropriated to the Town of Mattapoisett OPEB Account, and \$35,000 to be paid for the Mattapoisett share of the ORR School Liability, and transfer the sums of \$4,100 from Sewer Retained Earnings and \$25,000 from Water Retained Earnings, to the Town of Mattapoisett OPEB Account for Water and Sewer Enterprise related OPEB Liability or take any action relative thereto.

BY SELECT BOARD

ARTICLE 4: APPROPRIATION TO SCHOOL ASSESSMENT STABILIZATION FUND

To see if the Town will vote to appropriate the sum of \$160,000 from the Tax Levy to be placed within the Town's School Assessment Stabilization Fund or take any action relative thereto.

BY SELECT BOARD

ARTICLE 5: DEPARTMENTAL REVOLVING FUND AUTHORIZATION

To see if the Town will vote pursuant to MGL c. 44 Sec. 53E ½ for Fiscal Year 2024 to amend Article 27 of the Town Bylaws by deleting the text and list set forth in Section 27.2(1), and, further, to authorize annual expenditure limits for Revolving Funds for certain departments, as set forth below, with such expenditure limits to be applicable from fiscal year to fiscal year unless Town Meeting votes to change the same prior to the start of such fiscal year, or take any action relative thereto.

Revolving Fund	FY24 Limit
Public Health Nursing Services	\$5,000
Heritage Days	\$10,000
Local Cultural Council	\$15,000
Wood Waste Recycling	\$10,000
Community Farmer's Market	\$7,500
Library Fines	\$10,000
Private Road Maintenance	\$25,000
Fire Alarm Bylaw Penalties	\$10,000

Public Access Channels	\$200,000
Recreation Fund	\$150,000
COA Programs	\$5,000
School Kiln/Art Project	\$7,500
Center School Clock Maintenance	\$5,000

BY VARIOUS TOWN DEPARTMENTS

ARTICLE 6: CYCLICAL ANNUAL PROPERTY REVALUATION AND TOWN MAPPING

To see if the Town will vote to appropriate the sum of \$45,000 from the Town's Tax Levy for the purpose of funding the Department of Revenue mandated cyclical revaluation of property in Mattapoisett and mapping updates including all incidental and related expenses or take any action relative thereto.

BY BOARD OF ASSESSORS

ARTICLE 7: CYCLICAL ANNUAL OPEB ACTUARIAL REPORT

To see if the Town will vote to appropriate the sum of \$4,500 from the Town's Tax Levy for the purpose of funding the mandated actuarial analysis of the Town's OPEB liability including all incidental and related expenses or take any action relative thereto.

BY SELECT BOARD

ARTICLE 8: PERSONNEL SCHEDULES

To see if the Town will vote to amend the Town of Mattapoisett Personnel Compensation Schedules, by adding the Personnel Schedules **all as shown in Attachment "B"** or take any action relative thereto.

BY SELECT BOARD

ARTICLE 9: ACCEPTANCE OF REPORT OF CAPITAL PLANNING COMMITTEE

To see if the Town will vote to accept a report of the Capital Planning Committee outlining the needs of the various town departments as to both short and long-term capital equipment, improvements, and project needs **all as shown in Attachment "C"** or take any action relative thereto.

BY CAPITAL PLANNING COMMITTEE

ARTICLE 10: CAPITAL PLAN FUNDING

To see if the Town will vote to appropriate the total sum of \$1,176,650, with \$961,650 from Surplus Revenue/Free Cash, \$180,000 from Water Retained Earnings, and \$35,000 from Sewer Retained Earnings, for the purpose of replacing and/or purchasing and /or lease purchasing for terms up to or more than three years, as appropriate, the following items including equipping of vehicles and equipment and as applicable, professional engineering, architectural services, design, site preparation and demolition, installation, including services and all other incidental and related expenses all as set forth below:

2 Exacq Security Server (Schools)	\$ 20,000
CAT Backhoe/Loader	\$ 170,000
Replace Fire Panel (Schools)	\$ 19,000
SUV Replacement (Fire)	\$ 55,000
Police Cruiser	\$ 65,000
Road Improvements	\$ 250,000
Kitchen Oven (Schools)	\$ 19,500
Roof Soffits & Gutters (Schools)	\$ 48,150
Carpet Replacement - Lower Level (Library)	\$ 45,000
Restore Slate Roof (Library)	\$ 85,000
Town Hall Study	\$ 35,000
Repair Window Seals (Schools)	\$ 20,000
Replace VCT Flooring (Schools)	\$ 25,000
Furniture & Equipment (Town Offices)	\$ 25,000
Transfer Station	
Reorganize, Cleanup and Repair	\$ 15,000
Waterfront Department	
Long Wharf Boring Study	\$ 30,000
Dredge Inner Harbor	\$ 35,000
Water Department	
Village Water Main Replacement	\$ 120,000
Lead & Copper Study and Plan	\$ 30,000
Water Well Updates	\$ 30,000
Sewer Department	
Lift Station Upgrades	\$ 35,000

or take any action relative thereto.

BY VARIOUS TOWN DEPARTMENTS

ARTICLE 11: FAIRHAVEN SEWER TREATMENT PLANT UPGRADES

To see if the Town will vote to raise and appropriate, transfer from available funds or borrow the sum of \$3,700,000 to pay the costs of the design, planning, engineering, construction, reconstruction, rehabilitation, and installation associated with the Fairhaven Sewer Treatment

Plant upgrade project, including all incidental and related expenses; and, to authorize the Treasurer, with approval of the Select Board, to borrow said sum pursuant to G.L.c.44, §§7 or 8 or any other enabling authority, and to issue bonds and notes therefore, and, further, that the Select Board be authorized to enter into such contracts and agreements as shall in its judgement be necessary to effectuate the intent of this article, or take any action relative thereto.

BY BOARD OF WATER AND SEWER COMMISSIONERS

ARTICLE 12: MATTAPOISETT RIVER VALLEY DRINKING WATER SUPPLY PROTECTION

To see if the Town will vote to authorize the Select Board and/or the Board of Water and Sewer Commissioners to acquire, pursuant to the provisions of G.L. c.40, §§39B & 41, and all other authority appertaining, upon such terms and conditions as such Board and/or Boards deem appropriate: 1) the fee simple in all or a portion of the lands associated with the Mattapoissett River Valley Water Supply Resilience Project and described as Lots 2 and 3 of Mattapoissett Assessors Map 25 and as Lot 4 of Rochester Assessors Map 3; and 2) conservation restrictions, which may be held jointly with others, in all or a portion of the lands associated with the above-referenced project and described as Lots 8A (portion) and 30 of Mattapoissett Assessors Map 25; Lots 35, 35B and 37 of Mattapoissett Assessors Map 22; Lot 32 of Acushnet Assessors Map 9; and Lots 1, 2, 3 and 3A of Acushnet Assessors Map 10, all said interests in land to be acquired for the purposes of drinking water supply protection, conservation, agriculture, and passive recreation consistent with water supply protection and the provisions of 310 CMR 22.00, and to be held in the care, custody, and control of the Board of Water and Sewer Commissioners and benefitted by and subject to the protections of Article 97 of the Amendments to the Massachusetts Constitution, and as funding for such acquisition and any and all costs incidental and related thereto, including title investigations, closing costs, payment of a purchase deposit, attorney's fees, and transfer expenses, to appropriate from the Community Preservation Fund, transfer from available funds, and/or borrow, a sum or sums of money, said sums to be expended under the direction of the Select Board, and to authorize such Board as has title to lands purchased with Community Preservation Funds to convey such permanent restrictions in such lands as may be required by G.L. c.44B, §12, or otherwise; and to authorize the Select Board and/or the Board of Water and Sewer Commissioners to apply for, accept and expend any sums, including grants and/or reimbursements, that may be obtained from any and all federal, state, local and private sources, including the State Municipal Vulnerability Preparedness Grant Program (Chapter 209 of the Acts of 2018, line item 2000 -7081 and Executive Order 569), and/or any other program in any way connected with the scope of this vote, to defray all or a portion of the costs of said acquisition, and to enter into all agreements, execute any and all instruments, and take any and all actions as may be necessary or appropriate to effectuate the foregoing purposes, provided that no funds may be expended pursuant to this vote until the Town has received, been allocated or otherwise secures through grants, contracts for reimbursement, gifts, contributions from other towns or other external funding, an amount equal to the acquisition costs, including related project costs, closing costs, legal fees, and transfer expenses for said property, or take any action relative thereto.

BY BOARD OF WATER AND SEWER COMMISSIONERS

ARTICLE 13: OLD COLONY DEBT AUTHORIZATION FOR FEASIBILITY STUDY

To see if the Town will vote to approve the \$500,000 indebtedness authorized by the Regional District School Committee of the Old Colony Regional Vocational-Technical High School District to pay costs of a feasibility study relating to the possible replacement or reconstruction of the District High School, located at 476 North Avenue, Rochester, Massachusetts, including all costs incidental and related thereto. The total amount appropriated by the district for this purpose is \$1,000,000, which will be reduced to the extent of any grants received by the District from the Massachusetts School Building Authority, or take any action relative thereto.

BY SELECT BOARD

ARTICLE 14: DEBT EXCLUSION – OAKLAND & PEARL STREET RECONSTRUCTION

To see if the Town will vote to raise and appropriate, transfer from available funds or borrow the sum of \$1,437,000 to pay the costs of the design, planning, engineering, construction, reconstruction, rehabilitation, and installation associated with the Oakland Street and Pearl Street projects, including all incidental and related expenses; and, to authorize the Treasurer, with approval of the Select Board, to borrow said sum pursuant to G.L.c.44, §§7 or 8 or any other enabling authority, and to issue bonds and notes therefore; provided, however, that the appropriation and debt authorized hereunder shall be contingent upon passage of a so-called Proposition 2 ½ debt exclusion question pursuant to G.L. c.59, §21C(k); and, further, that the Select Board be authorized to enter into such contracts and agreements as shall in its judgement be necessary to effectuate the intent of this article, or take any action relative thereto.

BY SELECT BOARD

ARTICLE 15: ALLOCATION OF REVENUES COMMUNITY PRESERVATION ACT (From Community Preservation Funds)

To see if the Town will vote to hear and act on the report of the Community Preservation Committee on the FY2024 Community Preservation Budget, and to appropriate or reserve from the Community Preservation Act, FY2024 estimated annual revenues to meet the administrative expenses and all other necessary and proper expenses of the Committee for FY2024 and reserve for future appropriation from said annual revenues a sum of money for open space, historic preservation and community housing purposes, as well as a sum of money to be placed in the FY2024 Budgeted Reserve all as recommended by the Community Preservation Committee as follows

Appropriate FY2024 Estimated Annual Revenues

Administrative Expenses	\$ 1,000
Debt Service Expense	\$ 49,890

Transfer from FY2024 Estimated Annual Revenues for the following Reserve Accounts.

Housing	\$ 25,300
Historic Preservation	\$ 25,300
Open Space	\$ 25,300
Budgeted Reserve	\$ 115,000

or take any action relative thereto.

BY COMMUNITY PRESERVATION COMMITTEE

ARTICLE 16: CPA FUNDING – MATTAPOISETT HISTORICAL COMMISSION

To see if the Town will vote to appropriate from the CPA Historic Preservation Fund, or other available Community Preservation Fund revenues, the sum of \$15,000 for the purpose of entering into a services contract with a preservation consultant to complete the survey plan that is Phase I of the Mattapoissett Historic Resource Inventory Project, including all incidental and related expenses, or take any action relative thereto.

BY COMMUNITY PRESERVATION COMMITTEE

ARTICLE 17: CPA FUNDING – FLORENCE EASTMAN AMERICAN LEGION POST 280

To see if the Town will vote to appropriate from the CPA Historic Preservation Fund, or other available Community Preservation Fund revenues, the sum of \$42,000 for the purpose of funding the rehabilitation of the Depot Street Legion Hall by providing ADA compliant entry ramps and restrooms, including all incidental and related expenses, or take any action relative thereto.

BY COMMUNITY PRESERVATION COMMITTEE

ARTICLE 18: CPA FUNDING – MATTAPOISETT HOUSING AUTHORITY

To see if the Town will vote to appropriate from the CPA Community Housing Fund, or other available Community Preservation Fund revenues, the sum of \$150,000 for the purpose of funding the replacement of failing windows within the building walkway of the 1 Acushnet Road facility, including all incidental and related expenses, or take any action relative thereto.

BY COMMUNITY PRESERVATION COMMITTEE

ARTICLE 19: CPA FUNDING – MATTAPOISETT RIVER VALLEY WATER SUPPLY RESILIENCE PROJECT

To see if the Town will vote to appropriate from the CPA Open Space Fund, or other available Community Preservation Fund revenues, the sum of \$85,000 for the purpose of acquiring 241 acres of land, of which 151 acres are in Mattapoissett, comprised of Lots 35, 35A, 35B, and 37 of Mattapoissett Assessors Map 22 and Lots 2, 3, 8A and 30 of Mattapoissett Assessors Map 25, for the protection and conservation of the Town drinking water aquifer or take any action relative thereto.

BY COMMUNITY PRESERVATION COMMITTEE

ARTICLE 20: CPA FUNDING – MATTAPOISETT CHRISTIAN CHURCH/MUSEUM REPAIR AND PRESERVATION

To see if the Town will vote to appropriate from the CPA Historic Preservation Fund, or other available Community Preservation Fund revenues, the sum of \$38,000 for the preservation, rehabilitation and restoration of the historic Church Street building including replacement of clapboards, repair and replacement of damaged exterior walls, roof, facias, soffits, windows and corner boards, including all incidental and related expenses, or take any action relative thereto.

BY COMMUNITY PRESERVATION COMMITTEE

ARTICLE 21: WATER RESERVE ACCOUNT

To see if the Town will vote to appropriate the sum of \$10,000 from Water Retained Earnings for the purpose of establishing a Reserve for unforeseen expenses of the Department in FY2024 or take any action relative thereto.

BY BOARD OF WATER AND SEWER COMMISSIONERS

ARTICLE 22: SEWER RESERVE ACCOUNT

To see if the Town will vote to appropriate the sum of \$10,000 from Sewer Retained Earnings for the purpose of establishing a Reserve for unforeseen expenses of the Department in FY2024 or take any action relative thereto.

BY BOARD OF WATER AND SEWER COMMISSIONERS

ARTICLE 23: VETERANS WORK OFF PROGRAM

To see if the Town will vote to accept Massachusetts General Law Chapter 59 Section 5N, Reduction of property tax obligation of veteran in exchange for volunteer services or take any action relative thereto.

BY SELECT BOARD

ARTICLE 24: AMENDMENT TO TOWN GENERAL BYLAWS (*Scenic Roadway Trees*)

To see if the Town will vote to amend the Mattapoisett General Bylaws in Article 8 of the General Bylaws by inserting the following new section:

8.3 Removal of Trees on Scenic Roadways

Except as provided by M.G.L. Chapter 87, Section Five, public shade trees shall not be cut, trimmed or removed, in whole or in part, by any person other than the tree warden or his deputy, even if he be the owner of the fee in the land on which such tree is situated, except upon a permit in writing from said tree warden, nor shall they be cut down or removed by the tree warden or his deputy or other person without a public hearing and said tree warden or his deputy shall cause a notice of the time and place of such hearing thereof, which shall identify the size, type and location of the shade tree or trees to be cut down or removed, to be posted in two or more public places in the town and upon the tree at least seven days before such hearing and published in a newspaper of general circulation in the town once in each of two successive weeks, the first publication to be not less than seven days before the day of the hearing or if no such local newspaper exists then in accordance with the provisions of section six of chapter four of the Massachusetts General Laws; provided, however, that when a public hearing must be held under the provisions of this section and under section fifteen C of chapter forty of the Massachusetts General Laws prior to the cutting or removal of a tree, such hearings shall be consolidated into a single public hearing before the tree warden and the Planning Board, and notice of such consolidated public hearing shall be given by the tree warden or his deputy.

or take any action relative thereto.

BY SELECT BOARD

ARTICLE 25: AMENDMENT TO TOWN GENERAL BYLAWS - CEMETERY COMMISSION

To see if the Town will vote to amend the Mattapoisett General Bylaws in Article 2 by adding the following new section:

2.19 Establishment of a Cemetery Commission to care for and oversee the Town cemeteries.

Said Commission once appointed shall develop a work plan to guide its activities. Such activities shall include, but are not limited to, the following: serve as facilitators for the care and oversight of Town cemeteries, advise the Select Board annually of any improvements or facility related needs at the properties, and alert the Town Administrator to any concerns regarding the daily operations of said properties.

The Commission shall consist of three members appointed by the Select Board, who shall serve for three years terms, with initial terms as follows: one member for three years, one member for two years, and one member for one year. The Select Board shall, based upon recommendations by the Commission, fill any vacancy for the remainder of the unexpired term.

And to vote pursuant to M.G.L. c.41, §21 to authorize the Select Board to appoint a Cemetery Commission, such authority to be contingent on approval on a ballot question at the 2024 Annual Election, or take any action relative thereto. or take any action relative thereto.

BY SELECT BOARD

ARTICLE 26: AMENDMENT TO TOWN GENERAL BYLAWS – CAPITAL PLANNING COMMITTEE

To see if the Town will vote to amend the Mattapoisett General Bylaws in Article 2, Section 2.3 paragraph two by deleting said paragraph and inserting in its place the following:

The Select Board, Moderator, and Chairman of the Mattapoisett School Committee shall appoint a Capital Planning Committee consisting of seven voting members and two alternate members to assist and advise the Town Administrator in preparing a five-year Capital Improvement Plan. Members shall serve terms of three years. Initially two members shall serve for one year, two for two years, and three for three years and may be re-appointed. The committee shall be comprised as follows: 1) Three citizens at large; 2) A person who is a member of the Mattapoisett local School Committee; 3) A person who represents the business, financial, or banking community; 4) A person with experience in the management of construction activities; 5) A person knowledgeable about the Town's needs in the areas of open space and recreation facilities or activities; 6) The Finance Director/Town Accountant and Treasurer/Collector shall serve as ex-officio non-voting members; 7) Town Administrator shall serve as an ex-officio non-voting member; 8) Three alternate members who shall be citizens at large.

or take any action relative thereto.

BY SELECT BOARD

ARTICLE 27: FINANCE COMMITTEE ALTERNATE MEMBERS

To see if the Town will vote to authorize the Select Board to petition the General Court for a special act in the form set forth below, authorizing the appointment of an alternate member to the Mattapoissett Finance Committee; provided, however, that the General Court may make clerical or editorial changes of form only to the bill, unless the Select Board approve amendments to the bill before enactment by the General Court; and provided further that the Select Board is hereby authorized to approve amendments which shall be within the scope of the general public objectives of this petition:

AN ACT PROVIDING FOR AN ALTERNATE MEMBER OF THE TOWN OF MATTAPOISETT FINANCE COMMITTEE.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same as follows:

SECTION 1. Notwithstanding section 16 of Chapter 39 of the General Laws or any other general or special law to the contrary, the committee authorized by town bylaw to appoint members of the Finance Committee may appoint a person to serve as an alternate member of the Finance Committee.

SECTION 2. A person appointed as an alternate member of the Finance Committee may act as a member of the Committee as set forth in section 16 of chapter 39 of the General Laws and any other applicable law or by-law, but only in the absence of a regular member of the Committee.

SECTION 3. The initial term of the alternate member shall be for 3 years, and thereafter successors shall be appointed for a term of 3 years. An alternate member may, after a public hearing if requested, be removed for cause by the appointing authority. A vacancy occurring otherwise than by expiration of a term of an alternate member shall be filled for the remainder of the unexpired term in the same manner as the initial appointment.

SECTION 4. This act shall take effect upon its passage.

or take any action relative thereto.

BY SELECT BOARD

ARTICLE 28: CONSERVATION COMMISSION ALTERNATE MEMBERS

To see if the Town will vote to authorize the Select Board to petition the General Court for the enactment of special legislation entitled "An Act Authorizing Alternate Members for the Mattapoissett Conservation Commission" as set forth below, provided however, that the General Court may make clerical and editorial changes of form only to the bill, unless the Select Board approves amendments to the bill before enactment by the General Court, and to authorize the Select Board to approve such amendments which shall be within the scope of the general public objectives of the petition, or take any other action thereon or in relation thereto:

AN ACT PROVIDING FOR ALTERNATE MEMBERS OF THE MATTAPOISETT CONSERVATION COMMISSION.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Notwithstanding section 8C of chapter 40 of the General Laws, the Select Board of the Town of Mattapoisett may appoint two alternate members of the conservation commission of the Town for staggered terms not to exceed 3 years.

SECTION 2. The Chair of the Conservation Commission of the Town of Mattapoisett may designate any of the alternate members to sit on the Commission in the case of absence, inability to act or conflict of interest on the part of a member of the Commission or, in the event of a vacancy on the Conservation Commission, until the vacancy is filled in accordance with section 8C of chapter 40 of the General Laws.

SECTION 3. This act shall take effect upon its passage.

or take any action relative thereto.

BY SELECT BOARD

ARTICLE 29: AMENDMENT TO TOWN GENERAL BYLAWS – DOG WASTE

To see if the Town will vote to amend the Mattapoisett General Bylaws in Article 17, Section 4 with the following:

No person owning or having custody or control of a dog owned or kept in the town shall permit such a dog to soil, defile or commit any nuisance on any public street or sidewalk of the town, including the town wharfs, or on any public park, beach or grounds of a public building, including school grounds, or on any private property in the town of a person or entity other than the owner or person having custody or control of a dog, unless such person picks up the dog waste and disposes of it in a sanitary manner. This section shall not apply to a physically handicapped person in sole custody or control of a dog.

No person who owns, possesses or controls such dog shall appear with such dog on any sidewalk, street, park or other public area without the means of removal of any feces left by such dog. Furthermore, no person who owns, possesses or controls such dog shall appear with such dog on any private property neither owned nor occupied by said person without the means of removal of any feces left by said dog.

For the purposes of this regulation, the means of removal shall be any tool, implement or other device carried for the purpose of picking up and containing such feces, unexposed to said person or the public. Disposal shall be accomplished by transporting such feces to a place suitable and regularly reserved for the disposal of canine feces or as otherwise designated as appropriate by the Board of Health.

Violation of this section shall, at the enforcing official's option, be punishable pursuant to non-criminal disposition pursuant to G.L. c.40, §21D, and the fine shall be ten dollars for the first offense committed by such person within a calendar year. For subsequent offenses, the schedule of fines shall be fifty dollars for a second offense, one hundred dollars for a third offense and two hundred and fifty dollars for a fourth or subsequent offense, or take any action relative thereto.

BY SELECT BOARD

ARTICLE 30: BAN OF SALES OF "NIPS"

To see if the Town will vote to amend the Mattapoisett General Bylaws in Article 20 by adding the following new section:

20.4 The sale of alcoholic beverages in containers less than or equal to 100 milliliters is prohibited within the Town of Mattapoisett effective October 1, 2023.

or take any action relative thereto.

BY CITIZEN PETITION

ARTICLE 31: EXIT AGREEMENT FOR LANDFILL SOLAR

To see if the Town will encourage the Select Board to enter into negotiations with NEXAMP, Inc. to exit the unsigned agreement to place a PV system on the landfill or take any action relative thereto.

BY CITIZEN PETITION

You are hereby notified to serve this Warrant by posting up attested copies thereof at the several places designated in the Town By-Laws, namely the Mattapoisett Post Office and the Mattapoisett Town Hall, and the Mattapoisett Library seven (7) days at least before the day appointed for said meeting.

Here of fail not and make do return of this Warrant with your doing thereon to the Town Clerk at the time and place of the meeting aforesaid.

Given under our hands this 20th day of *April* in the year Two Thousand and Twenty-Three.

SELECT BOARD



R. Tyler Macallister

Jodi L. Bauer



Jordan C. Collyer

