

ANNUAL TOWN MEETING

MAY 7, 2012

Pursuant to the provisions of the Warrant of March 20, 2012, the inhabitants of the Town of Sharon qualified to vote in Town affairs met at the Arthur E. Collins Auditorium at 7:00 P.M.

The meeting was called to order by Moderator David L. Yas. The Moderator said that in the absence of any objection he would assume that there was unanimous consent to waive the reading of the call and return of the Warrant by Town Clerk Marlene B. Chused. There was no objection to this request.

The Moderator said that in the absence of any objection he would assume there was unanimous consent to allow the following non-voters to address the meeting: Richard Gelerman, Lisa Whelan, Cindy Doherty, Eric Hooper, Peter O'Cain, Mark Mazur, Norma Simons Fitzgerald, Timothy Farmer, Glenn Brant, Brett MacGowan, Greg Meister, Mariya Semyoniv and Jonathan Hall.

VOTED UNANIMOUSLY: That whenever at this Town Meeting a majority or two thirds vote is required by statute, by-law or rule of procedure, a count need not be taken, or recorded by the clerk but may be publicly declared by the Moderator. If a vote so declared is immediately questioned by seven or more voters, the count shall be taken, and the vote shall be recorded by the clerk; provided, however, that if the vote is unanimous, a count, need not be taken and the clerk shall record the vote as unanimous.

VOTED UNANIMOUSLY: That the meeting adjourn at 11:00 P.M. or at the close of the Article then under discussion and to reconvene on Tuesday evening May 8, 2012 at the Arthur E. Collins Auditorium at 7:00 P.M.

VOTED UNANIMOUSLY: That this Town Meeting be adjourned to reconvene at this auditorium upon the adjournment or dissolution of the Special Town Meeting within the Annual Meeting of May 7, 2012.

SPECIAL TOWN MEETING WITHIN THE ANNUAL TOWN MEETING

ARTICLE 1.

VOTED UNANIMOUSLY: That the Town transfer the sum of \$30,000 from Assessor Encumbrance (00011417-731100) to Assessor Property Assessment (00011416-614501) for revaluation services.

ARTICLE 2.

VOTED UNANIMOUSLY: That the Town vote to rescind the following borrowing authorization for projects completed under budget or not needed exactly as printed on pages 6 - 7 of the warrant for this Special Meeting within the Annual Town Meeting except for deletion of the words "or take any other action relative thereto."

Date of Vote	Purpose	Amount
ATM 5/4/09 (Article 29)	Information Tech -Equipment (Fund 3200)	\$ 2,000.00
ATM 5/3/10 (Article 18G)	Selectmen - Equipment (Fund 3200)	\$ 3,000.00
ATM 5/2/11 (Article 14D)	STD Bldg - HS Roof (Fund 3100)	\$2,054,740.00
ATM 5/2/11 (Article 14H)	COA - Equipment (Fund 3200)	\$ 60,000.00
ATM 5/19/03 (Article 23)	Police -Equipment 04 (Fund 1)	\$ 38,935.84
ATM 5/8/07 (Article 7)	DPW Projects 08 (Fund 1)	\$ 2,000.00
ATM 5/8/07 (Article 8)	Police - Equipment 08 (Fund 1)	\$ 346.00
ATM 5/2/06 (Article 20)	Comm Ctr Rebuild (NB)	\$ 481,845.00
ATM 5/4/09 (Article 28)	Town Clerk-Equipment (Fund 3200)	\$ 17,000.00
STM 11/5/07 (Article 11)	Stabilization Horizons for Youth(Fund 1)	\$ 67,900.00

ARTICLE 3.

VOTED UNANIMOUSLY: That the Town rescind the following borrowing authorizations for projects completed in the amount of \$440,042 exactly as printed on pages 8 - 9 of the Warrant for this Special Town Meeting within the Annual Town Meeting except for the deletion of the words "or take any other action relative thereto" and to meet this appropriation \$440,042 shall be transferred from "Free Cash".

Date of Vote	Purpose	Authorized Amount	Spent/Needed Amount	Rescind Amount
ATM 5/4/09 (Article 29)	Information Tech - Equipment	\$ 27,000	\$ 25,000	\$ 2,000
ATM 5/3/10 (Article 18G)	Selectmen - Equipment	\$ 15,000	\$ 11,063	\$ 3,000
ATM 5/2/11 (Article 14D)	STD Bldg - HS Roof	\$4,354,740	\$ 2,300,000	\$ 2,054,740
ATM 5/2/11 (Article 14H)	COA - Equipment	\$ 60,000	\$ 0	\$ 60,000
ATM 5/19/03 (Article 23)	Police - Equipment 04	\$ 480,000 Rescinded in 2011: \$201,064.16	\$ 39,999.84	\$ 38,936
ATM 5/8/07 (Article 7)	DPW Projects 08	\$ 767,000	\$ 767,000	\$ 2,000
ATM 5/8/07 (Article 8)	Police - Equipment 08	\$ 109,971	\$ 109,971	\$ 346
ATM 5/2/06 (Article 20)	Comm. Ctr. Rebuild	\$ 1,340,845	\$ 859,000	\$ 481,845
ATM 5/4/09 (Article 28)	Town Clerk-Equipment	\$ 51,800	Needed: \$34,800	\$ 17,000
STM 11/5/07 (Article 11)	Stabilization Horizons for Youth	\$ 132,900	\$ 132,900	\$ 67,900

ARTICLE 4.

VOTED UNANIMOUSLY: That the Town vote to appropriate \$805,790.00 to the FY2012 "Debt Budget" for current year Bond Payments and to meet this appropriation \$164,129.39 shall be transferred from prior borrowed article balances exactly as printed on page 10 of the warrant for this Special Town Meeting within the Annual Town Meeting except for deletion of the words "or take any other action relative thereto" and by transfer of \$641,660.61 from "Free Cash".

VOTED UNANIMOUSLY: That this Special Town Meeting be dissolved.

ANNUAL TOWN MEETING

ARTICLE 1.

MOVED: That the Town vote to authorize the Board of Selectmen to file a Home Rule petition with the General Court of the Commonwealth of Massachusetts on behalf of the Town to allow the Board of Selectmen, as licensing authority, to grant up to 4 (four) licenses for the sale of all alcoholic beverages not to be drunk on the premises, provided that such licensed premises must be located in the Business D District or the Light Industrial District, or upon land in the Town of Sharon identified by Assessors parcel Map 37, Lot 5 (Shaw's Plaza, 700-800 South Main Street, Sharon, MA), provided that any such use is allowed by right or by special permit in such applicable zoning district or location. Such petition is set forth on pages 12 and 13 of the warrant for this Annual Town. And further, to authorize the General Court to make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General Court, and to authorize the Board of Selectmen to approve amendments which shall be within the scope of the general public objectives of this petition.

MOTION TO AMEND: To amend the motion under Article 1 to include the following after the words "(Shaw's Plaza, 700-800 South Main Street, Sharon, MA),":

and provided that such licensed premises may also be located in a "food store," as that term is defined in Chapter 471 of the Acts of 2008, located in the Business A District and/or located on land identified as Sharon Assessors Map 69, Parcel 227 in the Business B District and known as Sharon Heights Shopping Mall, 362 South Main Street; provided that any such use is allowed by right or by special permit in such applicable zoning district or location, and

And to delete the sentence: "Such petition is set forth on pages 12 and 13 of the warrant for this Annual Town."

And to amend the motion under Article 1 by substituting the number 6 (six) for the number 4 (four) for the number of authorized licenses.

And to amend the proposed petition to the Legislature accordingly.

So, that the motion under Article 1, as amended, will read as follows:

That the Town vote to authorize the Board of Selectmen to file a Home Rule petition with the General Court of the Commonwealth of Massachusetts on behalf of the Town to allow the Board of Selectmen, as licensing authority, to grant up to 6 (six) licenses for the sale of all alcoholic beverages not to be drunk on the premises, provided that such licensed premises must be located in the Business D District or the Light Industrial District, or upon land in the Town of Sharon identified by Assessors parcel Map 37, Lot 5 (Shaw's Plaza, 700-800 South Main Street, Sharon, MA), and provided that such licensed premises may also be located in a "food store," as that term is defined in Chapter 471 of the Acts of 2008, located in the Business A District and/or located on land identified as Sharon Assessors Map 69, Parcel 227 in the Business B District and known as Sharon Heights Shopping Mall, 362 South Main Street; provided that any such use is allowed by right or by special permit in such applicable zoning district or location. And further, to authorize the General Court to make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General Court, and to authorize the Board of Selectmen to approve amendments which shall be within the scope of the general public objectives of this petition.

And the petition to the Legislature will read as follows:

AN ACT RELATIVE TO THE TOWN OF SHARON TO GRANT LICENSES FOR THE SALE OF ALL ALCOHOLIC BEVERAGES, NOT TO BE DRUNK ON THE PREMISES.

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

SECTION 1. Notwithstanding sections 11 and 17 of chapter 138 of the General Laws or any other general or special law to the contrary, the licensing authority of the town of Sharon may grant 6 (six) licenses for the sale of all alcoholic beverages not to be drunk on the premises, under section 15 of said chapter 138. Except as otherwise provided herein, such licenses shall be subject to all of said chapter 138 except section 17,

provided that such use is allowed by right or by special permit in such applicable zoning districts or location and that the licensed premises may be located in the Business D District or the Light Industrial District, and may also be located upon land in the Town of Sharon identified by Assessors parcel Map 37, Lot 5 (Shaw's Plaza, 700-800 South Main Street, Sharon, MA), and further provided that such licensed premises may also be located in the Business A District and/or on land identified as Sharon Assessors Map 69, Parcel 227 in the Business B District and known as Sharon Heights Shopping Mall, 362 South Main Street, provided that the licensed premises in the Business A District and in the Sharon Heights Shopping Mall are "food stores," as that term is defined in Chapter 471 of the Acts of 2008.

SECTION 2. This act shall take effect upon its passage.

MOTION: To call the question. **CARRIED.**

MOTION TO AMEND: To amend the motion under Article 1 to include the following after the words "(Shaw's Plaza, 700-800 South Main Street, Sharon, MA),":

and provided that such licensed premises may also be located in a "food store," as that term is defined in Chapter 471 of the Acts of 2008, located in the Business A District and/or located on land identified as Sharon Assessors Map 69, Parcel 227 in the Business B District and known as Sharon Heights Shopping Mall, 362 South Main Street; provided that any such use is allowed by right or by special permit in such applicable zoning district or location, and

And to delete the sentence: "Such petition is set forth on pages 12 and 13 of the warrant for this Annual Town."

And to amend the motion under Article 1 by substituting the number 6 (six) for the number 4 (four) for the number of authorized licenses.

And to amend the proposed petition to the Legislature accordingly.

So, that the motion under Article 1, as amended, will read as follows:

That the Town vote to authorize the Board of Selectmen to file a Home Rule petition with the General Court of the Commonwealth of Massachusetts on behalf of the Town to allow the Board of

Selectmen, as licensing authority, to grant up to 6 (six) licenses for the sale of all alcoholic beverages not to be drunk on the premises, provided that such licensed premises must be located in the Business D District or the Light Industrial District, or upon land in the Town of Sharon identified by Assessors parcel Map 37, Lot 5 (Shaw's Plaza, 700-800 South Main Street, Sharon, MA), and provided that such licensed premises may also be located in a "food store," as that term is defined in Chapter 471 of the Acts of 2008, located in the Business A District and/or located on land identified as Sharon Assessors Map 69, Parcel 227 in the Business B District and known as Sharon Heights Shopping Mall, 362 South Main Street; provided that any such use is allowed by right or by special permit in such applicable zoning district or location. And further, to authorize the General Court to make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General Court, and to authorize the Board of Selectmen to approve amendments which shall be within the scope of the general public objectives of this petition.

And the petition to the Legislature will read as follows:

AN ACT RELATIVE TO THE TOWN OF SHARON TO GRANT LICENSES FOR THE SALE OF ALL ALCOHOLIC BEVERAGES, NOT TO BE DRUNK ON THE PREMISES.

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

SECTION 1. Notwithstanding sections 11 and 17 of chapter 138 of the General Laws or any other general or special law to the contrary, the licensing authority of the town of Sharon may grant 6 (six) licenses for the sale of all alcoholic beverages not to be drunk on the premises, under section 15 of said chapter 138. Except as otherwise provided herein, such licenses shall be subject to all of said chapter 138 except section 17, provided that such use is allowed by right or by special permit in such applicable zoning districts or location and that the licensed premises may be located in the Business D District or the Light Industrial District, and may also be located upon land in the Town of Sharon identified by Assessors parcel Map 37, Lot 5 (Shaw's Plaza, 700-800 South Main Street, Sharon, MA), and further provided that such licensed premises may also be located in the Business A District and/or on land identified as Sharon Assessors Map 69, Parcel 227 in the Business B District and

known as Sharon Heights Shopping Mall, 362 South Main Street, provided that the licensed premises in the Business A District and in the Sharon Heights Shopping Mall are "food stores," as that term is defined in Chapter 471 of the Acts of 2008.

SECTION 2. This act shall take effect upon its passage.

CARRIED. A standing vote. Votes in the affirmative 121, votes in the negative 109.

MOTION: To call the question. **CARRIED.** (Moderator allowed speakers at the microphone to speak.)

POINT OF ORDER: To read motion to amend. **DENIED BY MODERATOR.**

MOTION: To amend the motion under Article 1 to include the following after the words "(Shaw's Plaza, 700-800 South Main Street, Sharon, MA),":

and provided that such licensed premises may also be located in a "food store," as that term is defined in Chapter 471 of the Acts of 2008, located in the Business A District and/or located on land identified as Sharon Assessors Map 69, Parcel 227 in the Business B District and known as Sharon Heights Shopping Mall, 362 South Main Street; provided that any such use is allowed by right or by special permit in such applicable zoning district or location, and

And to delete the sentence: "Such petition is set forth on pages 12 and 13 of the warrant for this Annual Town."

And to amend the motion under Article 1 by substituting the number 6 (six) for the number 4 (four) for the number of authorized licenses.

And to amend the proposed petition to the Legislature accordingly.

So, that the motion under Article 1, as amended, will read as follows:

That the Town vote to authorize the Board of Selectmen to file a Home Rule petition with the General Court of the Commonwealth of Massachusetts on behalf of the Town to allow the Board of Selectmen, as licensing authority, to grant up to 6 (six) licenses for the sale of all alcoholic beverages not to be drunk on the premises, provided that such licensed premises must be

located in the Business D District or the Light Industrial District, or upon land in the Town of Sharon identified by Assessors parcel Map 37, Lot 5 (Shaw's Plaza, 700-800 South Main Street, Sharon, MA), and provided that such licensed premises may also be located in a "food store," as that term is defined in Chapter 471 of the Acts of 2008, located in the Business A District and/or located on land identified as Sharon Assessors Map 69, Parcel 227 in the Business B District and known as Sharon Heights Shopping Mall, 362 South Main Street; provided that any such use is allowed by right or by special permit in such applicable zoning district or location. And further, to authorize the General Court to make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General Court, and to authorize the Board of Selectmen to approve amendments which shall be within the scope of the general public objectives of this petition.

And the petition to the Legislature will read as follows:

AN ACT RELATIVE TO THE TOWN OF SHARON TO GRANT LICENSES FOR THE SALE OF ALL ALCOHOLIC BEVERAGES, NOT TO BE DRUNK ON THE PREMISES.

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 sections 11 and 17 of chapter 138 of the General Laws or any other general or special law to the contrary, the licensing authority of the town of Sharon may grant 6 (six) licenses for the sale of all alcoholic beverages not to be drunk on the premises, under section 15 of said chapter 138. Except as otherwise provided herein, such licenses shall be subject to all of said chapter 138 except section 17, provided that such use is allowed by right or by special permit in such applicable zoning districts or location and that the licensed premises may be located in the Business D District or the Light Industrial District, and may also be located upon land in the Town of Sharon identified by Assessors parcel Map 37, Lot 5 (Shaw's Plaza, 700-800 South Main Street, Sharon, MA), and further provided that such licensed premises may also be located in the Business A District and/or on land identified as Sharon Assessors Map 69, Parcel 227 in the Business B District and known as Sharon Heights Shopping Mall, 362 South Main Street, provided that the licensed premises in the Business A District

and in the Sharon Heights Shopping Mall are "food stores," as that term is defined in Chapter 471 of the Acts of 2008.

SECTION 2. This act shall take effect upon its passage. **NOT CARRIED. A standing vote. Votes in the affirmative 112. Votes in the negative 125.**

ARTICLE 2.

VOTED: That the Town vote to authorize the Board of Selectmen to file a Home Rule petition with the General Court of the Commonwealth of Massachusetts on behalf of the Town to amend Section 1 of Chapter 431 of the Acts of 1998 by reducing the required seating capacity for restaurants and function rooms licensed to serve all alcoholic beverages from 50 persons to 18 persons, such amendment to be as set forth on pages 13 and 14 of the warrant for this Annual Town Meeting except for deletion of the words "or take any other action relative thereto" and further, to authorize the General Court to make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General Court, and to authorize the Board of Selectmen to approve amendments which shall be within the scope of the general public objectives of this petition.

AN ACT AUTHORIZING THE TOWN OF SHARON TO ISSUE LICENSES TO CERTAIN ESTABLISHMENTS FOR THE SALE OF ALL ALCOHOLIC BEVERAGES TO BE DRUNK ON THE PREMISES.

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

SECTION 1. Section 1 of chapter 431 of the acts of 1998 is hereby amended by reducing the required seating capacity for restaurants and function rooms authorized to be licensed to serve all alcoholic beverages to be drunk on the premises from 50 persons to 18 persons.

SECTION 2. This act shall take effect upon its passage.

ARTICLE 3.

MOTION: That the Town amend the General By-Laws, Article 10, Police Regulations, by adding a new Section 36, regulating dogs on Veteran's Memorial Park and Beach as follows:

SECTION 36. No dogs shall be allowed on Veteran's Memorial Park and Beach, with the exception of service dogs, without a permit issued by the Board of Selectmen

And by amending the General By-Laws, Article 11, by adding a new paragraph 17, as follows:

BY-LAW, RULE OR REGULATION	AMOUNT OF FINE	ENFORCING PERSON
17. Art. 10 (Police Regulations, Section 36)	\$25 for first offense, \$50 for second offense, \$100 for each subsequent offense	Police Dept.

MOTION: To call the question. **CARRIED. (Moderator allowed speakers at the microphones to speak.)**

MOTION: That the Town amend the General By-Laws, Article 10, Police Regulations, by adding a new Section 36, regulating dogs on Veteran's Memorial Park and Beach as follows:

SECTION 36. No dogs shall be allowed on Veteran's Memorial Park and Beach, with the exception of service dogs, without a permit issued by the Board of Selectmen

And by amending the General By-Laws, Article 11, by adding a new paragraph 17, as follows:

BY-LAW, RULE OR REGULATION	AMOUNT OF FINE	ENFORCING PERSON
17. Art. 10 (Police Regulations, Section 36)	\$25 for first offense, \$50 for second offense, \$100 for each subsequent offense	Police Dept.

NOT CARRIED.

ARTICLE 4.

VOTED: *That the Town amend the Personnel By-law of the Town of Sharon exactly as printed on pages 16-23 of the warrant for this Annual Town Meeting except for striking the amount \$75,564 for E-3 Library Director under SECTION 2.100 BASE PAY SCHEDULE/ANNUALLY on page 16 of the warrant and substituting in place therefore the amount \$76,320 and by deletion of the words "or take any other action relative thereto."*

To see if the Town will vote to amend the Personnel By-Law of the Town of Sharon as follows, or act in anyway relating thereto:

A. By adopting as amendments to said By-Law, the following interim and/or emergency changes, additions or deletions made by the Personnel Board in its authority under Section 2.6 of the By-Law:

B. By striking out all classification schedules and pay schedules in Appendix A and Appendix B and substituting new classification schedules and new pay schedules Appendix A and Appendix B as of July 1, 2012, except as other dates are specified.

The Projects and Office Manager position, formally referred to as the Administrative Secretary, Board of Selectmen position was rated as an MP-1, effective retroactively to May 20, 2011.

APPENDIX A

THE FOLLOWING POSITIONS CONTAINED WITHIN CLASSIFICATION SCHEDULE SECTION ENTITLED 1.100-1.300 WITH ASSOCIATED PAY SCHEDULE SECTION 2.100-2.300 ARE NOT COVERED BY COLLECTIVE BARGAINING AGREEMENTS.

EXECUTIVE CATEGORY JULY 1, 2012 - JUNE 30, 2013

SECTION 1.100 CLASSIFICATION SCHEDULE

SECTION 2.100 BASE PAY SCHEDULE/ANNUALLY

E-1	Police Chief	151,268
E-1	Superintendent of Public Works	114,239
E-1	Fire Chief	110,160
E-1	Finance Director	93,274
E-3	Town Engineer	90,968
E-3	Recreation Director	67,525
E-3	Data Processing Systems Admin	90,368
E-3	Library Director	75,564*
E-4	Town Accountant	82,886
E-4	Council On Aging - Executive Dir	71,933
E-4	Administrative Assessor	77,746

* At the time of the printing of the Warrant the recommendation of the Library Trustees had not been received.

SECTION 1.200
CLASSIFICATION SCHEDULE

SECTION 2.200
PAY SCHEDULE

PROJECTS AND OFFICE MANAGER
BOARD OF SELECTMEN (HRLY)

Effective 7/1/12

STEPS

Min	2	3	4	5	6	7	8	9	10	Max
29.7123	30.3830	31.0654	31.7476	32.4641	33.2146	33.9537	34.7042	35.4887	36.3074	37.1262

Note: Position is hereby entitled to benefits provided to ATP/MP Association per contract provisions as follows: Article III "Longevity," Article IV "Leave," Article V "Sick Leave," Article VI "Hours of Work" (with premium rates applicable after 37.5 hrs/wk) Article VII "Miscellaneous Benefits" (J) "Special Eyeglasses" (L) "Fitness Club."

SECRETARY - BOARD OF SELECTMEN (HRLY)

Effective 7/1/12

Steps	Min	2	3	4	5	6	7	8	9	Max
	22.48	22.95	23.42	23.90	24.37	24.88	25.38	25.89	26.43	26.96

MISCELLANEOUS

SECTION 1.300
CLASSIFICATION SCHEDULE
EFFECTIVE JULY 1, 2012

SECTION 2.300
PAY SCHEDULE

TITLE	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5
VETERANS' AGENT (YRLY)					13,848.00
SEALER OF WEIGHTS/MEASURES (YRLY)					3,955.00
ANIMAL CONTROL OFFICER					
ASSISTANT ANIMAL CONTROL/SR. FILL-IN OFFICE					\$2,500 YEARLY
FILL-IN (WEEKEND/SICK/HOLIDAY/VACATION COVERAGE)					43.48/62.13
FILL-IN (NIGHT PAGER COVERAGE)					12.43/night
FILL-IN (AFTER HOUR COVERAGE)					12.43/call
ANIMAL INSPECTOR (YRLY)					3,727.00
CUST/MAINT (HOURLY)	7.71	7.96	8.18	8.43	
DPW TEMP/SUMMER					
LABOR (HRLY)	9.63	10.55	11.54		
PER DIEM PUBLIC HEALTH NURSE					24.00

Project Manager for the Standing Building Committee (hourly steps)

Steps	Min	2	3	4	5	6	7	8	9	10	Max
hrly	24.41	24.99	25.52	26.11	26.68	27.28	27.90	28.53	29.18	29.83	30.50

SECRETARY/STANDING BUILDING COMMITTEE
FY'12 Hourly 22.90

SUMMER EMPLOYMENT - PART-TIME
EFFECTIVE May 1, 2012 (HRLY)

	<u>Step 1</u>	<u>Step 2</u>
Waterfront Supervisor	15.07	15.33
Assistant Supervisor	12.50	12.77
Swimming Instructor (WSI certified)	11.47	11.74
Lifeguard	10.44	10.71
Attendant/Maint.	9.27	9.53
Sailing Supervisor	15.07	15.33
Assistant Sailing Supervisor	12.50	12.77
Sailing Instructor	10.44	10.71
Tag & Sticker Clerk	14.38	14.63
Summer Camp Supervisor	14.92	15.18
Camp Counselor (Sports)	10.00	10.30

Note: Executive and certain Miscellaneous Category positions represent the recommendations of the appropriate appointing authority (i.e., Board of Selectmen, Library Trustees and Assessors).

APPENDIX B

THE FOLLOWING POSITIONS CONTAINED WITHIN CLASSIFICATION SCHEDULE SECTIONS ENTITLED 1.400-1.800 WITH ASSOCIATED PAY SCHEDULE SECTIONS 2.400-2.800 ARE COVERED BY COLLECTIVE BARGAINING AGREEMENTS.

MANAGEMENT PROFESSIONAL CATEGORY (FORMERLY ADMINISTRATIVE, TECHNICAL AND PROFESSIONAL CATEGORY)

SECTION 1.400 CLASSIFICATION SCHEDULE

MP-00	Assistant Town Engineer	MP-2	Animal Control Officer* Asst. Recreation Director*
MP-0	Building Inspector Water Systems Supervisor		Business Manager Info Svcs/Asst Library Director* Asst Operations Supervisor Asst Supervisor-Water
MP-1	Operations Supervisor Public Health Nurse* Forestry & Grounds Supervisor Health Agent for Engineering Conservation Administrator Health Administrator* GIS Coordinator	MP-3	Recreation Athletic Supervisor Case Mngr/Coord.Volunteer Svcs* Technical Support Specialist*
		MP-4	Part-Time Public Health Nurse*

*The following positions work other than a 40 hour work week:

Info Services/Asst Library Director-37.5hrs
Public Health Nurse-30 hours
Animal Control Officer-25 hours
Asst. Recreation Director-37.5 hours
Case Manager/Coordinator of Volunteer Services-28 hours
Health Administrator-35 hours
Technical Support Specialist-20 hours
Part-time Public Health Nurse 3 hours (up to 10 hours for vacation coverage)

SECTION 2.400 PAY SCHEDULE/HOURLY

July 1, 2011 - June 30, 2012

Grade	Min	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8	Step 9	Step10	Step11
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MP-00	32.8420	33.5777	34.3358	35.1050	35.8965	36.7102	37.5352	38.3825	39.2409	40.1216	41.0245
MP-0	31.1473	31.8498	32.5744	33.2990	34.0571	34.8150	35.6066	36.3982	37.2232	38.0703	38.9287
MP-1	29.1297	29.7873	30.4563	31.1251	31.8275	32.5633	33.2879	34.0237	34.7928	35.5955	36.3982
MP-2	26.4208	27.0449	27.6247	28.2601	28.8732	29.5310	30.1999	30.8798	31.5823	32.2846	33.0091
MP-3	24.2469	24.7931	25.3282	25.9079	26.4876	27.1008	27.6917	28.3383	28.9624	29.6091	30.2779
MP-4	22.0507	22.5412	23.0429	23.5557	24.0907	24.6482	25.1833	25.7407	26.3427	26.9112	27.5244

*This is the rate that has been in effect, and will continue to be in effect, until such time as a new collective bargaining agreement is executed.

July 1, 2010 to June 30, 2011

LIBRARY CATEGORY

LMP-3 Children's Service Librarian

LMP-4 Information Service Librarian

Grade	Min	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8	Step 9	Max
LMP-3	23.77	24.31	24.85	25.41	25.98	26.57	27.17	27.79	28.40	29.04
LMP-4	21.61	22.10	22.60	23.11	23.63	24.16	24.70	25.26	25.83	26.41

Department of Public Works Library Custodian

L4	19.76	20.15	20.55	20.97	21.39	21.82	22.25	22.69	23.15	23.62
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LOC-3a Circulation Supervisor
Technical Services Supervisor

LOC-3b

LOC-4a Library Assistant
Technical Services Asst.
Administrative Asst.-Library

Grade	Min	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8	Step 9	Max
LOC-3a	20.51	20.93	21.33	21.78	22.21	22.65	23.10	23.57	24.04	24.51
LOC-3b	19.43	19.82	20.21	20.61	21.03	21.46	21.88	22.32	22.77	23.23
LOC-4a	18.42	18.78	19.16	19.54	19.94	20.32	20.75	21.16	21.57	22.01
LOC-4b	17.46	17.82	18.16	18.53	18.91	19.28	19.67	20.07	20.46	20.88

Library Page 9.62

*This is the rate that has been in effect, and will continue to be in effect, until such time as a new collective bargaining agreement is executed.

LABOR CATEGORY

SECTION 1.500

CLASSIFICATION SCHEDULE

Grade A	Working Foreman-Operations	Grade D	Night Custodian
	Senior Water Systems Tech		
	Working Foreman -Water	Grade E	AutoEquipmentOperator
	Working Foreman -Forestry&Grnds		Recreation Custodian

Grade B Master Mechanic

Grade C Heavy Equip Operator
Aerial Lift Operator

Water Systems Tech
Working Foreman/Facilities Maint-Community Ctr.

SECTION 2.500
PAY SCHEDULE/HOURLY
July 1, 2011 - June 30, 2012

Grade	Min	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8	Step 9	Max
A	23.94	24.58	25.21	25.86	26.50	27.14	27.80	28.44	29.07	29.71
B	22.90	23.42	23.92	24.42	24.92	25.45	25.94	26.46	26.97	27.48
C	20.92	21.48	22.04	22.60	23.15	23.72	24.29	24.84	25.40	25.96
D	21.13	21.56	21.99	22.44	22.88	23.33	23.80	24.28	24.76	25.25
E	20.05	20.46	20.86	21.29	21.70	22.12	22.58	23.02	23.49	23.95

*This is the rate that has been in effect, and will continue to be in effect, until such time as a new collective bargaining agreement is executed.

OFFICE OCCUPATION CATEGORY

SECTION 1.600
CLASSIFICATION SCHEDULE

OC-1	Assistant Accountant Assistant Collector Assistant Treasurer	OC-4a	Bookkeeper Secretary-Fire Admin. Asst-Planning Board PT Admin Asst.-Board of Health
OC-2	Confidential Police Secretary Administrative Asst.-Assessor Administrative Asst.-Ex Dir COA Admin Asst to Fire Chief/Ambulance Rec. Assistant Town Clerk	OC-4b	Bus/Van Driver Police Clerk Secretary-Zoning Board of Appeals Secretary-Community Preservation
OC-3a	Collections Supervisor Treasury Supervisor (Payroll) Election & Registration Secretary	OC-5	Secretary-Conservation Secretary-Personnel Board Secretary-Finance Committee Secretary -Charter Commission
OC-3b	Senior Assessor Clerk Activities/Program Coordinator COA Secretary - Building & Engineering Secretary - Clerk Accounting/Veterans Agent Secretary - Recreation Secretary - Water Secretary - Operations Division		

SECTION 1.600
CLASSIFICATION SCHEDULE

SECTION 2.600
PAY SCHEDULE/HOURLY

July 1, 2011 - June 30, 2012

Grade	Min	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8	Step 9	Step10	Step 11
OC-1	24.84	25.34	25.85	26.36	26.89	27.43	27.97	28.53	29.10	29.69	30.27
OC-2	22.37	22.81	23.28	23.74	24.19	24.68	25.18	25.68	26.20	26.72	27.26
OC-3a	20.92	21.35	21.76	22.22	22.65	23.10	23.56	24.04	24.52	25.00	25.52
OC-3b	19.82	20.22	20.61	21.02	21.45	21.89	22.32	22.77	23.23	23.69	24.15

OC-4a	18.79	19.16	19.54	19.93	20.34	20.73	21.17	21.58	22.00	22.45	22.90
OC-4b	17.81	18.18	18.52	18.90	19.29	19.67	20.06	20.47	20.87	21.30	21.71
OC-5	16.03	16.35	16.68	17.01	17.35	17.70	18.05	18.41	18.78	19.16	19.54

*This is the rate that has been in effect, and will continue to be in effect, until such time as a new collective bargaining agreement is executed.

PUBLIC SAFETY CATEGORY

SECTION 1.700
CLASSIFICATION SCHEDULE

SECTION 2.700
PAY SCHEDULE/WEEKLY

POLICE DEPARTMENT

TITLE	CODE	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5				
Police Chief	PD-110					2909.00				
Effective Dates										
July 1, 2012 - June 30, 2013										
Deputy Police Chief		STEP 1	STEP 2	STEP 3	STEP 4	STEP 5				
Effective Date						3135.95				
July 1, 2012- June 30, 2013										
Sergeant	PD-80	PD-80A	PD-80B	PD-80C						
Effective Date										
July 1, 2011-		Step 1	Step 2	Step 3						
June 30,2012		1183.64	1207.31	1231.48						
Patrolman	PD-60	PD-60A	PD-60B	PD-60C	PD-60D	PD-60E	PD-60F	PD-60G		
Effective Date										
July 1, 2011-		Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7		
June 30,2012		784.58	837.37	892.62	987.56	1007.34	1027.50	1078.42		
Dispatchers										
Effective Dates**										
July 1, 2011 - June 30, 2012										
Steps	Min	2	3	4	5	6	7	8	9	Max
hrly	19.63	20.01	20.42	20.83	21.25	21.67	22.11	22.54	23.00	23.44

The amounts of pay shown in the above schedule for position code PD-60 and PD-80 do not include the extra pay for educational qualifications provided for in the statutes and regulations of the State.

Members of the Police Department while so designated by the Chief of Police shall receive additional compensation to be considered part of their base pay as follows:

MOTORCYCLE OPERATOR (SELECTIVE ENFORCEMENT)	\$32.54 PER WEEK
ACCREDITATION MANAGER, COMPUTER MANAGER	\$32.54 PER WEEK
LEAPS REPRESENTATIVE	\$10.00 PER WEEK
CRIME PREVENTION OFFICER	\$32.54 PER WEEK
SPECIAL ASSIGNMENT OFFICER	\$32.54 PER WEEK
PROSECUTOR	\$50.00 PER WEEK
DETECTIVE PATROL OFFICER	\$50.00 PER WEEK

The pay of the Police Chief, including all overtime pay and extra pay for educational qualifications, shall be limited to \$2909.00 per week, effective 7/1/12 (Non-Civil Service).

Any patrolman, appointed without being required to take the written examination, shall be paid the base pay rate called for by step 1 of the pay schedule for a period of six months following his appointment, and, upon the expiration of said six-month period, shall be paid the base pay rate provided for by step 2 unless he shall have previously been employed full time as a police officer, in which case he shall be paid the base pay rate under the step he would have been paid if his prior employment had been in the Sharon Police Department, but not greater than Step 4. Notwithstanding the step increase or increases provided herein, a patrolman's probationary period shall be the probationary period provided for in 5-5 of this By-Law or in the collective bargaining agreement, whichever is applicable.

POLICE CROSSING GUARDS*

7/1/11 to 6/30/12

DAILY RATE:

	STEP 1	STEP 2	STEP 3
School Crossing Guard PD20	34.56	37.66	41.43
School Crossing Guard Supervisor PD20A			51.86

Maximum rate for fill-in personnel is Step 2.

*PD20 and PD20A-The amounts of pay shown in the above schedule shall be paid in the event that school is canceled due to snow.

SUPERIOR OFFICERS

July 1, 2011 - June 30, 2012

	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5	STEP 6
Lieutenant, Police	1763.68	1834.57	1907.72	1965.39	2024.34	2064.83
Dept.						

FIRE DEPARTMENT

SECTION 1.800

CLASSIFICATION SCHEDULE

SECTION 2.800

PAY SCHEDULE/WEEKLY

JULY 1, 2012 - JUNE 30, 2013

TITLE	CODE	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5
FIRE CHIEF	100					2118.46
DEP FIRE CHIEF	99					1700.69

The pay of the Fire Chief, including all overtime pay, shall be limited to \$2,118.46 per week for fiscal year 2012-2013.

SECTION 1.410

CLASSIFICATION SCHEDULE

SECTION 2.410

PAY SCHEDULE/WEEKLY

Effective JULY 1, 2010 - JUNE 30, 2011

TITLE	CODE	STEP 1	STEP 2	STEP 3	STEP 4
CAPT./EMT	FD-90			1155.84	1242.36
CAPT./Para	FD-92			1195.74	1282.26
LT./EMT	FD-80			1230.18	
LT./Para	FD-82			1270.08	
FF./EMT	FD-60	915.18	957.60	1068.90	
FF./Para	FD-62	955.08	997.50	1108.80	

Members of the Fire Department are eligible to receive additional compensation in each fiscal year in accordance with the following educational incentive program:

FOR 15 COURSE CREDITS CERTIFIED	\$ 375 ANNUALLY
FOR 30 COURSE CREDITS CERTIFIED	575 ANNUALLY
FOR AN ASSOCIATE'S DEGREE CERTIFIED	1,200 ANNUALLY
FOR A BACHELOR'S DEGREE CERTIFIED	2,000 ANNUALLY

CALL FIREFIGHTERS
HOURLY COMPENSATION RATE
July 1, 2010 - June 30, 2011
Hourly 20.00

THE FOLLOWING POSITIONS CONTAINED WITHIN CLASSIFICATION SCHEDULE SECTION ENTITLED 1.100-1.300 WITH ASSOCIATED PAY SCHEDULE SECTION 2.100-2.300 ARE NOT COVERED BY COLLECTIVE BARGAINING AGREEMENTS.

A challenged vote of the Moderator. A Standing vote in excess of majority.

ARTICLE 5.

VOTED: That the Town raise and appropriate for the various Town offices and for defraying charges and expenses of the Town, including debt and interest for fiscal year, July 1, 2012, through June 30, 2013, the various sums stated as "Finance Committee Recommendation" on pages "68-69" of the Warrant except the following:

Board of Selectmen

Town Clerk

Board of Assessors

Debt: Principal

Fire/Ambulance

Debt: Interest

Schools

Moderator	\$50
Finance Committee	\$12,452
Personnel Board	\$3,525
Conservation Commission	\$111,684
Lake Management	\$2,500
Planning Board	\$13,600
Board of Appeals	\$21,881
Board of Health Services & Admin	\$167,286
Accountant	\$232,691
Treasurer	\$396,978
Law	\$130,275
Information Technology	\$249,412
Elections & Registration	\$117,586
Town Report	\$12,699

Police	\$3,318,703
Animal Inspector	\$3,853
Weights & Measures	\$4,620
Civil Defense	\$9,772
Animal Control	\$69,826
Public Works - DPW	\$2,784,992
Council on Aging	\$261,286
Veterans' Agent	\$32,075
Veterans' Graves	\$3,772
Commission on Disability	\$500
Library	\$874,400
Recreation	\$202,113
Historical Commission	\$650
Community Celebrations	\$2,568
Voc Tech School	\$254,232
Voc Tuition/Norfolk Ad Tuition	\$27,300
SNCARC	\$9,916
Reserve Fund	\$350,000
Street Lighting	\$186,000
Bd of Health-Waste Removal	\$118,000
FICA: Medicare	\$614,401
FICA: Soc. Security	\$9,000
Insurance	\$7,267,976
Unemployment	\$75,000
Annual Audit	\$52,800
Retirement	\$2,434,478
Cedar Swamp Funding	
TOTAL "FIXED AND UNCONTROLLABLE"	\$18,972,466

SELECTMEN

VOTED: That the Town raise and appropriate the sum of \$293,996 for the Board of Selectmen's budget, of which \$500 shall be for the Chairman and \$800 for the salaries of the other members, and \$292,696 shall be for other salaries, wages and expenses.

ASSESSORS

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$224,500 for the Board of Assessors' budget, of which \$2,400 shall be for the salary of the chairman, \$4,400 shall be for the salaries for the other members, and \$217,700 shall be for the other salaries, wages and expenses.

FIRE/AMBULANCE

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$2,825,223 for the Fire/Ambulance budget, of which \$525,000 shall be transferred from the Ambulance Reserve Account, with the balance of \$2,300,223 raised on the tax levy.

SCHOOL COMMITTEE

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$36,957,713 for the purpose of operating the Public Schools for the fiscal year beginning July 1, 2012, and in order to meet this appropriation \$900,000 shall be transferred from "Free Cash" and \$400,000 shall be transferred from the Overlay Reserve Account with the balance of \$35,657,713 raised on the tax levy.

TOWN CLERK

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$134,662 for the Town Clerk's budget, of which \$70,711 shall be for the salary of the Town Clerk, and \$63,951 shall be for other salaries, wages and expenses.

DEBT

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$7,864,811 for the Debt: Principal budget (\$5,736,701) and Debt interest (\$2,128,110) in order to meet said appropriation the following amounts shall be transferred from accounts as set forth below:

\$21,474 Fund Balance Reserve Excluded Debt

\$29,215 Septic Loan program receipts

with the balance of \$7,814,122 raised on the tax levy.

THE MEETING ADJOURNED AT 11:15 P.M.

Attendance: 265

ANNUAL TOWN MEETING

MAY 7, 2012

The Annual Town Meeting of May 7, 2012 was adjourned at 11:15 P.M. to reconvene at the Sharon High School, Arthur E. Collins Auditorium on Pond Street on Tuesday, May 8, 2012 at 7:00 P.M. then and there to act on all unfinished business in the Annual Town Meeting Warrant of 2012.

Attest:

**Marlene B. Chused
Sharon Town Clerk**

May 8, 2012

This is to certify that I have posted a copy of the above notice in accordance with Town By-Laws.

**JOSEPH S. BERNSTEIN
CONSTABLE
SHARON, MASSACHUSETTS**

ADJOURNED ANNUAL TOWN MEETING

MAY 8, 2012

ARTICLE 6.

VOTED UNANIMOUSLY: That the Town elect to the Finance Committee the following named:

Charles Goodman, 72 Lincoln Road, 3 Year Term

Ira Miller, 6 Horizons Road, 3 Year Term

Laura Nelson, 236 Edge Hill Road, 3 Year Term

Edward Philips, 3 Garden Street, 3 Year Term

ARTICLE 7.

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$2,434,478 to be added to the special fund established to pay

the Norfolk County Retirement Board for the Annual Assessment costs chargeable to the Town.

ARTICLE 8.

VOTED UNANIMOUSLY: That action under Article 8 be indefinitely postponed. (Motion to add money to the Stabilization Fund.)

ARTICLE 9.

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$75,000 to be added to the special fund established to reimburse the Massachusetts Division of Employment and Training for the actual costs of benefits paid to former Town employees and chargeable to the Town.

ARTICLE 10.

VOTED UNANIMOUSLY:

A. That the Town Clerk cast one ballot for the Trustees of the Dorchester and Surplus Revenue School Funds as follows:

Bettye Outlaw, Patricia Zlotin and William Fowler

B. That the Town Clerk cast one ballot for the Trustees of the Edmund H. Talbot Fund as follows:

Shirley Schofield, James J. Testa and Marie Cuneo

C. That the Town Clerk cast one ballot for the Trustees of the Sharon Friends School Fund as follows:

Marie Cuneo, Fred Clay, William Fowler, Corrine Hershman and Lylli Joan Brown, known as Joan Brown; and,

D. To accept the report of the donors of the Sharon Friends School Fund.

ARTICLE 11.

VOTED UNANIMOUSLY: That the reports of the various officials, boards committees be received for filing.

ARTICLE 12.

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$52,800 for the purpose of paying for the cost of services to

perform an annual audit of fixed assets and annual audit of accounts of the Town of Sharon for fiscal year 2012 in accordance with Chapter 44, Section 40 of the General Laws of the Commonwealth.

ARTICLE 13.

VOTED UNANIMOUSLY: That the Town appropriate the sum of \$2,410,950; \$1,129,200 for Public Works; \$99,000 for Fire; and \$100,000 for Information Technology, \$70,000 for Recreation, \$40,000 for Emergency Management \$260,750 for School Remodeling, \$457,000 for School Department Equipment, \$125,000 for Water Equipment and \$130,000 for Water Main Replacement, as set forth in items 13 C, F, G, H and I under Article 13 on pages 31 - 37 of the Warrant for this Town Meeting except for deletion of the words "or take any other action relative thereto" and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow \$2,410,950 under Massachusetts General Law Chapter 44, S7.

EXPLANATION OF 13 C, F, G, H, I

ARTICLE 13C. That the Town appropriate the sum of \$110,000 for remodeling, reconstruction, and making extraordinary repairs to various public buildings; and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow \$110,000 under Massachusetts General Law Chapter 44, S7.

ARTICLE 13F. That the Town appropriate the sum of \$99,000 for the purchase of additional departmental equipment for the Fire Department; and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow \$99,000 under Massachusetts General Law Chapter 44, S7.

ARTICLE 13G. That the Town appropriate the sum of \$100,000 for the purchase of additional departmental equipment for the Information Technology Department; and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow \$100,000 under Massachusetts General Law Chapter 44, S7.

ARTICLE 13H. That the Town appropriate the sum of \$70,000 for the purpose of remodeling, reconstruction, and making extraordinary repairs to public building for the Recreation

Department; and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow \$70,000 under Massachusetts General Law Chapter 44, S7.

ARTICLE 13I. That the Town appropriate the sum of \$25,000 for the purpose of remodeling, reconstruction, and making extraordinary repairs to public buildings for Emergency Management; and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow \$25,000 under Massachusetts General Law Chapter 44, S7.

ARTICLE 13A.

VOTED: That the Town appropriate the sum of \$696,000 for the resurfacing of public ways and for the reconstruction of sidewalks for Public Works; and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow \$696,000 under Massachusetts General Law Chapter 44, S7. **2/3 VOTE DECLARED BY MODERATOR.**

ARTICLE 13B.

VOTED: That the Town appropriate the sum of \$323,200 for the purchase of additional departmental equipment for Public Works; and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow \$323,200 under Massachusetts General Law Chapter 44, S7. **2/3 VOTED DECLARED BY MODERATOR.**

ARTICLE 13D.

VOTED UNANIMOUSLY: That the Town of Sharon appropriate the sum \$260,750 for the remodeling, reconstruction, and making extraordinary repairs to public school buildings for the School Department; and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow \$260,750.00 under Massachusetts General Law Chapter 44, S7.

ARTICLE 13E.

VOTED UNANIMOUSLY: That the Town appropriate the sum of \$457,000 for the purchase of additional departmental equipment for the School Department; and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow \$457,000 under Massachusetts General Law Chapter 44, S7.

ARTICLE 13J.

VOTED UNANIMOUSLY: That the Town appropriate the sum of \$15,000 for the purchase of additional department equipment for Emergency Management; and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow \$15,000 under Massachusetts General Law Chapter 44, S7.

ARTICLE 13K.

VOTED UNANIMOUSLY: That the Town appropriate the sum of \$125,000 for the purchase of additional department equipment for the Water Department; and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow \$125,000 under Massachusetts General Law Chapter 44, S7.

ARTICLE 13L.

VOTED UNANIMOUSLY: That the Town appropriate the sum of \$130,000 for the replacement and upgrade of Town water mains for the Water Department; and to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to borrow \$130,000 under Massachusetts General Law Chapter 44, S7.

ARTICLE 14.

VOTED: That the Town amend Article 7, "Licenses", of the General Bylaws by deleting the existing Article 7 in its entirety and replacing it with the following new Article 7 entitled "Second Hand Dealers" exactly as printed on pages 38 to 39 of this Annual Town Warrant except for the deletion of the words "or take any other action relative thereto."

SECOND HAND DEALERS

Section 1. No person shall keep a shop for the purchase, sale or barter of junk, gold, silver, platinum, jewelry, old metals, second hand articles, electronics and no person shall collect by purchase or otherwise, junk, old metals, or second-hand articles from place to place in this Town without a license issued by the Board of Selectmen and signed by the Town Clerk, in accordance with the provisions Massachusetts General Laws Chapter 140, Sections 54, 55, 202, and 205, relating to the licensing of dealers in and keepers of shops for the purchase,

sale or barter of junk, old metals, second-hand articles, or electronics.

Section 2. Every dealer licensed under this section shall prepare a record (hereinafter, "Transaction Record") of the acquisition of any article, good, or item subject to licensing hereunder, regardless of the manner of acquisition. Transaction Records shall be submitted to the Chief of Police or his designee on a weekly basis with record of all transactions, including the date and time of sale, amount, seller's name and address, date of birth, driver's license number and an itemized list and detailed description of each article including names or "etchings" or serial numbers. Each licensee shall also take a color photograph of each item purchased and a color photograph of each person selling said items. Each Transaction Record shall be legible and written in English. The required reports and photographs may be stored and transmitted electronically in a format which is approved by the Chief of Police.

Section 3. No dealer licensed under this section shall sell, barter, exchange, encumber, remove from the premises, or otherwise dispose of any article received under this section, or disguise, secrete, or alter the appearance of any such article until 30 days have elapsed since receipt of the article and until the Transaction Record detailing the article's receipt has been transmitted to the Chief of Police.

Section 4. No dealer licensed under this section shall purchase, barter for, or otherwise acquire -- directly or indirectly -- any article from anyone under the age of 18.

Section 5. Any dealer licensed under this section receiving any article under circumstances that would cause a reasonable person in the position of the licensed dealer to question whether the article might be stolen shall immediately report receipt of the article to the Chief of Police and shall immediately make the article available to the Police Department for inspection and identification.

Section 6. The following penalties shall apply to violations of this section and shall be enforceable through criminal indictment or complaint under Section 21 of Chapter 40 of the General Laws or by non-criminal disposition under Section 21D of Chapter 40 of the General Laws:

1st offense in calendar year	\$100
2nd offense in calendar year	\$200

3rd and subsequent offenses in calendar year \$300

In addition, for one or more violations of this section over any period of time, the Board of Selectmen may revoke any license in accordance with Section 54 of Chapter 140 of the General Laws or may impose any other sanction up to revocation, including but not limited to written warning, probation, imposition of conditions, or suspension.

Section 7. Applicants for licenses under this Article may be subject to the provisions of Article 10, Section 35 of these Bylaws;

ARTICLE 15.

VOTED UNANIMOUSLY: That the Town amend Article 8, Hawkers and Peddlers, of the General Bylaws by adding a new Section 9 as follows:

SECTION 9. Applicants for licenses under this Article may be subject to the provisions of Article 10, Section 35 of these Bylaws.

ARTICLE 16.

MOVED: That the Town accept Section 4, Chapter 73 of the Acts of 1986, as amended by Chapter 126 of the Acts of 1988, and Chapter 380 of the Acts of 2000, which authorizes additional real estate exemptions to be granted to persons who qualify for property tax exemptions under Clauses 17, 17C, 17C 2, 17D, 17E, 22, 22A, 22B, 22C, 22D, 22E, 37, 37A, 41, 41B, 41C and 41D of M.G.L. ch. 59, § 5 in an amount equal to 100 percent, to be effective for the fiscal year beginning July 1, 2012, and ending June 30, 2013.

MOTION TO AMEND: By changing the words "100 percent" to "75 percent" **NOT CARRIED.**

VOTED: That the Town accept Section 4, Chapter 73 of the Acts of 1986, as amended by Chapter 126 of the Acts of 1988, and Chapter 380 of the Acts of 2000, which authorizes additional real estate exemptions to be granted to persons who qualify for property tax exemptions under Clauses 17, 17C, 17C 2, 17D, 17E, 22, 22A, 22B, 22C, 22D, 22E, 37, 37A, 41, 41B, 41C and 41D of M.G.L. ch. 59, § 5 in an amount equal to 100 percent, to be effective for the fiscal year beginning July 1, 2012, and ending June 30, 2013.

ARTICLE 17.

MOVED: That the Town raise and appropriate the sum of \$458,461.58 and transfer \$45,859.12 from Open Space Reserved Fund Balance for a total appropriation of \$504,320.70 exactly as printed on pages 42 - 43 of the Warrant for this Annual Town Meeting except for deletion of the words "or take any other action relative thereto."

To see if the Town will vote to hear and act on the recommendations of the Community Preservation Committee on the Fiscal Year 2013 Community Preservation Budget and to Appropriate or Reserve for later Appropriation monies from Community Preservation Fund Annual Revenues or available Funds for the Administrative Expenses of the Community Preservation Committee, the Payment of Debt Service, the Undertaking of Community Preservation Projects and all other Necessary and Proper Expenses for the Year, as follows:

Proposed Fiscal Year 2013 Community Preservation Budget

The Community Preservation Committee Recommends that the following amounts be appropriated or reserved from Fiscal Year 2013 Community Preservation Fund Revenues, unless otherwise specified, for Fiscal Year 2013 Community Preservation Purposes with each item considered a separate appropriation:

PURPOSE	RECOMMENDED AMOUNT	FUNDING SOURCE
Appropriations		
Budget-Salaries	\$4,000.00	FY13 Annual Estimated
	Revenues	
Budget -Expenses	\$16,000.00	FY13 Annual Estimated
Revenues		

(**Community Preservation Committee Annual Funding** - To raise and appropriate up to 5% of the Town's portion of the expected fiscal year 2013 Community Preservation Fund Revenues, to permit the Community Preservation Committee to expend funds as it deems necessary for its administrative and operating expenses, in accordance with the provisions of M.G.L. Ch.44B, Sec 6 and amendments thereof.)

Debt - Principal

& Interest	\$ 153,528.38	FY13 Annual Estimated Revenues
Debt - Principal & Interest	\$ 45,859.12	Open Space Fund Balance

(**Debt** - To appropriate, as recommended by the Community Preservation Committee, for Debt Principal and Debt Interest for the Funds borrowed by the Town for the purchase in the name of the Town for recreation purposes and open space and/or conservation purposes under the Community Preservation Program properties known as 161 Lakeview Street and as 229 Lakeview Street consisting of 46.7 acres and 10.00 acres respectively, in accordance with the terms of Article 2 of the November 13, 2006 Special town Meeting, where a portion of such funds is to be taken from the Community Preservation Fund uncommitted general account balance of \$153,528.38 and a portion is to be taken from the Community Preservation Fund Open Space account balance of \$45,859.12.)

Open Space 45 Richards Ave	\$145,000.00	FY13 Annual Estimated Revenues
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(**Community Preservation Open Space Purchase** - To appropriate, as recommended by the Community Preservation Committee, to acquire by purchase a parcel of land described as follows:

The land shown as Lot 30 on a plan entitled "45 Richards Avenue, Subdivision Plan of Land," dated December 19, 2011, as the same may be amended, a copy of which is on file with the office of the Town Clerk, containing approximately 4.49 acres, more or less,

for open space purposes under the Community Preservation Act and to appropriate from FY2013 Annual Revenues the sum of \$145,000 to the Sharon Conservation Committee for such acquisition,

And to authorize the Conservation Commission to grant a conservation restriction to a qualified nonprofit, charitable corporation on such terms and conditions and for such consideration as the Conservation Commission shall determine and further to authorize the Conservation Commission to enter into all agreements and execute any and all instruments necessary for such acquisition.)

Reserves Open Space	\$ 46,644.40	FY13 Annual Estimated Revenue
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Historic Resources	\$ 46,644.40	FY13 Annual Estimated Revenue
Community Housing	\$ 46,644.40	FY13 Annual Estimated Revenue

MOTION TO AMEND: By deleting "Open Space \$145,000 Richards Avenue" **NOT CARRIED.**

VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of \$458,461.58 and transfer \$45,859.12 from Open Space Reserved Fund Balance for a total appropriation of \$504,320.70 exactly as printed on pages 42 - 43 of the Warrant for this Annual Town Meeting except for deletion of the words "or take any other action relative thereto."

To see if the Town will vote to hear and act on the recommendations of the Community Preservation Committee on the Fiscal Year 2013 Community Preservation Budget and to appropriate or reserve for later Appropriation monies from Community Preservation Fund Annual Revenues or available Funds for the Administrative Expenses of the Community Preservation Committee, the Payment of Debt Service, the Undertaking of Community Preservation Projects and all other Necessary and Proper Expenses for the Year, as follows:

Proposed Fiscal Year 2013 Community Preservation Budget

The Community Preservation Committee Recommends that the following amounts be appropriated or reserved from Fiscal Year 2013 Community Preservation Fund Revenues, unless otherwise specified, for Fiscal Year 2013 Community Preservation Purposes with each item considered a separate appropriation:

PURPOSE	RECOMMENDED AMOUNT	FUNDING SOURCE
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Appropriations

Budget-Salaries	\$4,000.00	FY13 Annual Estimated Revenues
Budget -Expenses	\$16,000.00	FY13 Annual Estimated Revenues

(Community Preservation Committee Annual Funding - To raise and appropriate up to 5% of the Town's portion of the expected fiscal year 2013 Community Preservation Fund Revenues, to permit

the Community Preservation Committee to expend funds as it deems necessary for its administrative and operating expenses, in accordance with the provisions of M.G.L. Ch.44B, Sec 6 and amendments thereof.)

Debt - Principal & Interest	\$ 153,528.38	FY13 Annual Estimated Revenues
Debt - Principal & Interest	\$ 45,859.12	Open Space Fund Balance

(**Debt** - To appropriate, as recommended by the Community Preservation Committee, for Debt Principal and Debt Interest for the Funds borrowed by the Town for the purchase in the name of the Town for recreation purposes and open space and/or conservation purposes under the Community Preservation Program properties known as 161 Lakeview Street and as 229 Lakeview Street consisting of 46.7 acres and 10.00 acres respectively, in accordance with the terms of Article 2 of the November 13, 2006 Special town Meeting, where a portion of such funds is to be taken from the Community Preservation Fund uncommitted general account balance of \$153,528.38 and a portion is to be taken from the Community Preservation Fund Open Space account balance of \$45,859.12.)

Open Space 45 Richards Ave	\$145,000.00	FY13 Annual Estimated Revenues
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(**Community Preservation Open Space Purchase** - To appropriate, as recommended by the Community Preservation Committee, to acquire by purchase a parcel of land described as follows:

The land shown as Lot 30 on a plan entitled "45 Richards Avenue, Subdivision Plan of Land," dated December 19, 2011, as the same may be amended, a copy of which is on file with the office of the Town Clerk, containing approximately 4.49 acres, more or less,

for open space purposes under the Community Preservation Act and to appropriate from FY2013 Annual Revenues the sum of \$145,000 to the Sharon Conservation Committee for such acquisition,

And to authorize the Conservation Commission to grant a conservation restriction to a qualified nonprofit, charitable corporation on such terms and conditions and for such consideration as the Conservation Commission shall determine and further to authorize the Conservation Commission to enter into

all agreements and execute any and all instruments necessary for such acquisition.)

Reserves Open Space	\$ 46,644.40	FY13 Annual Estimated Revenue
Historic Resources	\$ 46,644.40	FY13 Annual Estimated Revenue
Community Housing	\$ 46,644.40	FY13 Annual Estimated Revenue

ARTICLE 18.

MOVED: That the Town adjust the exemption allowed under General Laws Chapter 59, Section 5K, as previously accepted by the Town of Sharon, by allowing an approved representative, for persons physically unable, to provide services to the town in exchange for reduction of the real property tax obligations of such physically unable person.

MOTION TO AMEND: By adding "also to allow participants to bank any additional hours worked for future years at the town's discretion. Further the bank could be transferred to the documented medical and/or physical disabled. Further that if the town did not fund or discontinued the program participants would lose their bank. **NOT CARRIED.**

VOTED UNANIMOUSLY: That the Town adjust the exemption allowed under General Laws Chapter 59, Section 5K, as previously accepted by the Town of Sharon, by allowing an approved representative, for persons physically unable, to provide services to the town in exchange for reduction of the real property tax obligations of such physically unable person.

ARTICLE 19.

MOVED: That the Town raise and appropriate or transfer the sum of \$10,000.00 to be expended by the Board of Selectmen as Water Commissioners or the Board of Selectmen so that the Board of Selectmen may acquire by gift, purchase or eminent domain under Massachusetts General Laws Chapter 79 and/or Chapter 40, §39B, the fee in the following parcel of land or portions thereof:

The property now or formerly owned by Nicholas G. Diesso situated in Sharon, Massachusetts, located off of East Foxboro Street, consisting of .24 acres +/- and shown on

Sharon Assessors Map 31, Parcel 016, Lot 000, or as the same may be more particularly described.

And to authorize the Selectmen to take all actions necessary and to execute such documents as they deem necessary to effect the foregoing.

MOTION TO AMEND: By adding after S39B, "for water related uses and general municipal purposes, including without limitation, water supply and resource preservation and protection, including well head protection purposes". **NOT CARRIED.**

MOTION: To call the question. **CARRIED. (Moderator allowed speakers at microphones to speak.)**

VOTED: That the Town raise and appropriate or transfer the sum of \$10,000.00 to be expended by the Board of Selectmen as Water Commissioners or the Board of Selectmen so that the Board of Selectmen may acquire by gift, purchase or eminent domain under Massachusetts General Laws Chapter 79 and/or Chapter 40, §39B, the fee in the following parcel of land or portions thereof:

The property now or formerly owned by Nicholas G. Diesso situated in Sharon, Massachusetts, located off of East Foxboro Street, consisting of .24 acres +/- and shown on Sharon Assessors Map 31, Parcel 016, Lot 000, or as the same may be more particularly described.

And to authorize the Selectmen to take all actions necessary and to execute such documents as they deem necessary to effect the foregoing. **A standing vote. Votes in the affirmative 56. Votes in the negative 25.**

ARTICLE 20.

VOTED UNANIMOUSLY: That the Town amend the Town's Zoning Map by amending the Flood Hazard District overlay district by deleting the second paragraph of Section 2120 of the Zoning By-Laws in its entirety and replacing it with the following new paragraph exactly as printed on page 47 of the Warrant for this Annual Town Meeting except for the deletion of the words "or take any other action relative thereto."

Flood Hazard Districts are defined as an overlay district. The district includes all special flood hazard areas within the Town

of Sharon designated as Zone A and AE on the Norfolk County Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency for the administration of the National Flood Insurance Program. The map panels of the Norfolk County FIRM that are wholly or partially within the Town of Sharon are panel numbers 25021C0187E, 25021C0188E, 25021C0189E, 25021C0191E, 25021C0193E, 25021C0194E, 25021C0351E, 25021C0352E, 25021C0353E, 25021C0354E, 25021C0356E, 25021C0357E, 25021C0358E, 25021C0359E, and 25021C0366E dated July 17, 2012. The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM and further defined by the Norfolk County Flood Insurance Study (FIS) report dated July 17, 2012. The FIRM and FIS report are incorporated herein by reference and are on file with the Engineering Division of the Department of Public Works.

ARTICLE 21.

VOTED UNANIMOUSLY: That the Town amend the following sections of the Zoning By-Laws for the purpose of conforming to the Federal Emergency Management Agency Flood Insurance Rate Maps, exactly as printed on pages 48 - 49 of this Warrant for this Annual Town Meeting except for the deletion of the words "or take any other action relative thereto."

Delete Section 4410.1. Floodplain District Boundaries, in its entirety and replace it with the following new Section 4410.1:

4410.1. Floodplain District Boundaries.

The Floodplain District is herein established as an overlay district. The District includes all special flood hazard areas within the Town of Sharon designated as Zone A and AE on the Norfolk County Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency for the administration of the National Flood Insurance Program. The map panels of the Norfolk County FIRM that are wholly or partially within the Town of Sharon are panel numbers 25021C0187E, 25021C0188E, 25021C0189E, 25021C0191E, 25021C0193E, 25021C0194E, 25021C0351E, 25021C0352E, 25021C0353E, 25021C0354E, 25021C0356E, 25021C0357E, 25021C0358E, 25021C0359E, and 25021C0366E dated July 17, 2012. The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM and further defined by the Norfolk County Flood Insurance Study (FIS) report dated July 17, 2012. The FIRM and FIS report are incorporated herein by reference and are on file with the Engineering Division of the Department of Public Works.

Amend Section 4410.2. Base Flood Elevation, by changing "FIA Maps" to "FEMA FIRMs".

Amend Section 4410.3. Floodway Data, by changing "A1-A30" to "AE".

Amend Section 4422. Encroachments of Proposed Development, by changing "Within the Floodway designed on FIA Flood Boundary and Floodway Maps," to "Within the floodway designated on the FEMA Flood Insurance Rate Map,".

Amend Section 4423. Reference to Existing State Regulations, by deleting the first bulleted section and replacing it with the following new bulleted section: "Sections of the Massachusetts State Building Code (780 CMR) which addresses floodplain and coastal high hazard areas;" and by changing the third bulleted section to change "310 CMR 13.10" to "310 CMR 13.00."

ARTICLE 22.

VOTED UNANIMOUSLY: That the Town rename the Recreation Committee, created by vote of the Town under Article 22 of the March 25, 1968 Annual Town Meeting, and as amended by vote under Article 61 of the March 1972 Annual Town Meeting, as the Recreation Advisory Committee. The Recreation Advisory Committee is to recommend recreational policies, programs and to advise concerning public and private recreation activities throughout the Town; and to change the composition of said Committee, so that said Committee shall be comprised of no more than eight at large members appointed by the Board of Selectmen for three year overlapping terms, one member appointed by the School Committee and the Town Administrator, ex officio.

ARTICLE 23.

VOTED UNANIMOUSLY: That the Town amend the Zoning Bylaw by adding a new subsection m, to Section 2334, Uses and Accessory Uses Allowed by Special Permit in the Light Industrial Zone, as follows:

m. Adult Entertainment Uses pursuant to section 4100. These uses shall not be considered accessory uses.

And by adding a new section 4100, Adult Entertainment Uses, as follows exactly as printed on pages 51 to 57 of the Warrant for

this Annual Town Meeting except for the deletion of the words "or take any other action relative thereto."

4100. Adult Entertainment Uses.

4110. Purpose and Authority.

The purpose of this bylaw is to address the well-documented secondary impacts of Adult Uses, as defined herein. Such secondary impacts have been found to include increased levels of crime, blight resulting from the clustering and concentration of Adult Uses, adverse impacts on the business climate of municipalities, and adverse impacts on property values of residential and commercial properties. Late night noise and traffic also increase due to the late hours of operation of many of these establishments. This section is enacted pursuant to G.L. c. 40A, s. 9A, with the purpose and intent of addressing and mitigating the secondary impacts of Adult Uses that are adverse to the health, safety, and welfare of the Town and its inhabitants.

The provisions of this section have neither the purpose nor intent of imposing a limitation or restriction on the content of any communicative matter or materials, including sexually oriented matters or materials. Similarly, it is not the purpose or intent of this section to restrict or deny access by adults to sexually oriented matter or materials protected by the Constitutions of the United States or of the Commonwealth of Massachusetts, or to restrict or deny rights that distributors or exhibitors of such matter or materials may have to sell, rent, distribute, or exhibit such matter or materials. Neither is it the purpose or intent of this section to legalize the sale, rental, distribution, dissemination, or exhibition of obscene or other illegal matter or materials, as defined in G.L. c. 272, s. 31.

4120. Definitions.

ADULT BOOKSTORE: An establishment having as a substantial or significant portion of its stock-in-trade books, magazines and other matter which are distinguished or characterized by their emphasis depicting, describing or relating to sexual conduct or sexual excitement, as defined in G.L. c. 272, s. 31.

ADULT CABARET: A nightclub, bar, restaurant, tavern, dance hall or similar commercial establishment which regularly features persons or entertainers who appear in a state of nudity or live performances which are distinguished or characterized by nudity,

sexual conduct or sexual excitement, as defined in G.L. c. 272, s. 31.

ADULT MOTION-PICTURE THEATER: An enclosed building or any portion thereof regularly used for presenting material (motion-picture films, video cassettes, cable television, slides or any other such visual media) distinguished by an emphasis on matter depicting, describing or relating to sexual conduct or sexual excitement, as defined in G.L. c. 272, s. 31.

ADULT PARAPHERNALIA STORE: An establishment having as a substantial or significant portion of its stock devices, objects, tools or toys which are distinguished or characterized by their association with sexual activity, including sexual conduct or sexual excitement, as defined in G.L. c. 272, s. 31.

ADULT VIDEO STORE: An establishment having as a substantial or significant portion of its stock-in-trade, for sale or rent, motion-picture films, video cassettes and similar audio/visual media, which are distinguished or characterized by their emphasis depicting, describing or relating to sexual conduct or sexual excitement, as defined in G.L. c. 272, s. 31.

ADULT USE: Adult bookstores, adult cabarets, adult motion-picture theaters, adult paraphernalia stores and adult video stores, or a combination thereof operated as a single business, or any other business or establishment characterized by an emphasis depicting, describing or related to sexual conduct or excitement as defined in G.L. c. 272, s. 31, and as defined in this by-law. For purposes of interpreting the definition of "adult use" as defined by this by-law, "regular or regularly," shall mean a consistent, ongoing and substantial course of conduct, such that the films, performances or business activities so described constitute a significant and substantial portion of the films, performances or business activities offered as a part of the ongoing business of the sexually oriented business. For purposes of this bylaw, "significant or substantial" shall mean more than twenty five (25%) percent of the subject establishment's inventory of stock or more than twenty five (25%) percent of the subject premise's gross floor area.

4130. Additional Setbacks.

All Adult Uses as defined in section 4120 of this Zoning Bylaw are allowed only in the Light Industrial (LI) District upon the granting of a special permit by the Zoning Board of Appeals.

No Adult Use shall be located less than four hundred (400) feet from any residential zoning district or from any residential use; from any public or private school, or municipal building open to the general public; from any church or other religious facility; from any public park or recreation area and any principal or accessory private recreational facility use; from any group day care center, family day care center, nursing home or hospital; from any establishment licensed under the provisions of G.L. c. 138, s. 12; or from any other Adult Use establishment. The minimum distance specified above shall be measured in a straight line from the structure in which the Adult Use is to be located to the nearest boundary line of a residential zoning district, or the nearest property line of any of the designated uses set forth herein.

4140. Additional Siting Requirements.

- a. The maximum lot coverage, including building, parking and driveways shall be fifty (50%) percent of the upland lot area.
- b. A fifty (50) foot vegetated buffer containing adequate screening appropriate to the character of the area and the intensity of the use shall be provided between an Adult Use and other abutting commercial uses.
- c. An Adult Use shall not be allowed within a building containing other retail, consumer or residential uses, or within a shopping center, shopping plaza, or mall.
- d. The appearance of buildings for Adult Uses shall be consistent with the appearance of buildings in similar (but not specifically 'adult') use, and not employ unusual color or building design which would attract attention to the premises.
- e. There shall be screening of windows and doors to prevent the public's view of the interior from any public or private right of way or abutting property.
- f. No adult use shall be allowed to disseminate adult matter to minors, to cause Adult Use displays to be viewed by minors or to allow minors to linger on the premises.

4150. Off-street Parking and Loading.

Off-street parking and loading shall be provided as required for retail uses in the Light Industrial District, sections 3130 and 3133.

4160. Sign Requirements.

- a. Only one (1) sign to be mounted flat on the building wall face shall be allowed for an Adult Use. The area of this wall sign shall be not more than ten (10%) percent of the projected area of the elevation it is attached to, except that no sign shall exceed thirty (30) square feet.
- b. Only one (1) freestanding sign may be allowed at the discretion of the Zoning Board of Appeals, in a situation where the wall sign may not be visible from the street on which the property has frontage. This freestanding sign shall not be located within five (5) feet of any street or property line and not more than ten (10) feet above the ground. Any such sign shall have a maximum sign area of four (4) square feet.
- c. All other signs, including temporary and window signs, whether on the exterior of the building or visible from the exterior of the building, are prohibited.
- d. No Adult Use may have any flashing lights visible from outside the establishment. Furthermore, no sign shall rotate, or contain reflective or fluorescent elements.
- e. The appropriate lighting of the sign(s) shall be determined by the Zoning Board of Appeals.
- f. The sign(s) shall otherwise comply with the Sign Bylaw, Article 12, of the General Bylaws of the Town of Sharon.

4170. Special Permit Submission and Approval.

- a. A site plan shall be submitted by the applicant in order that the Special Permit Granting Authority may determine that the above standards and the standards of section 6300, Special Review Procedures, of this bylaw have been met. The site plan shall be prepared and submitted in accordance with section 6326, Site Plan Review Submissions, of this bylaw. The site plan shall also show, as appropriate, the distances between the proposed Adult Use establishment and any residential zoning district, public or private school, church or other religious facility, public park or recreation area, group day care center, family day care center, nursing home and hospital, municipal building, any establishment licensed under the provisions of G.L. c. 138, s. 12. and any other Adult Use establishment(s).
- b. All applications for a special permit must include the following information:

1) Names and addresses of the legal owner(s) of the Adult Entertainment Establishment.

2) Name and addresses of all persons having a fee, equity and/or security interest in such establishment. In the event a corporation, partnership, trust or other entity is listed, the name and address of every person who has an ownership interest and/or beneficial interest in the entity must be listed in order that the Special Permit Granting Authority will know who are the persons who will actually own and control the establishment. The applicant and/or owner must disclose if they have been convicted of violating the provisions of MGL Ch. 119, Section 63 (inducing or abetting delinquency of a child) or MGL Ch. 272, Section 28 (matter harmful to minors, etc.) or similar laws in other states.

3) Name and address of the manager.

4) The number of employees, or proposed number of employees, as the case may be.

5) Proposed security precautions.

c. Special permits shall be granted for Adult Uses only upon determination by the Special Permit Granting Authority that the location and design of the facility are in harmony with its surroundings, and that adequate safeguards exist through licensing or other means to assure on a continuing basis that activities therein will not be patently contrary to prevailing standards of adults in the community and will not involve minors in any way.

d. In approving a special permit, the Special Permit Granting Authority may attach such conditions, limitations and safeguards as are deemed necessary to protect the immediate area and the Town, provided however that no such conditions in fact prohibit the use of the property for the use intended. No special permit shall take effect until such decision has been recorded in the Registry of Deeds. Conditions of approval may include but are not limited to the following:

1) Street, side or rear setbacks greater than the minimum required by this bylaw.

2) Requirement of screening or parking areas or other parts of the premises from adjoining premises or from the street, by walls, fences, planting, or other means.

- 3) Modification of the exterior features or appearances of the structure.
- 4) Limitation of size, number of occupants, method or time of operation, or extent of facilities.
- 5) Regulation of number, design and location of access drives or other traffic features.
- 6) Requirement of off-street parking or other special features beyond the minimum required by this or other applicable ordinances.
- 7) The special permit shall be issued to the owner of the establishment and shall not transfer with a change in ownership of the business and/or property.
- 8) Where the Adult Use is not governed by other State or local Licensing Board, the following conditions shall apply:
 - A. A manager responsible for the operation of the establishment shall be designated by the owner, if the owner is not the manager. The manager shall register with the Board of Selectmen. No manager shall be designated who has been convicted of violating MGL Ch. 119, Section 63, or MGL Ch. 272, Section 28, or similar laws in other states.
 - B. Special permits for Adult Use establishments shall not be granted to any person or persons convicted of violating the provisions of Massachusetts General Laws Chapter 119, Section 63, nor Massachusetts General Laws Chapter 272, Section 28, or similar laws in other states.

e. Lapse of Permit.

- 1) Any special permit granted hereunder for an Adult Use establishment shall lapse after one (1) year, including such time required to pursue or await the determination of an appeal from the grant thereof, if a substantial use thereof has not sooner commenced except for good cause, or if in the case of a permit for construction, if construction has not begun by such date except for good cause, including such time to pursue or await the determination of an appeal referred to in Massachusetts General Laws Chapter 40A, Section 17, from the grant thereof.

2) The special permit shall not be renewed if any of the following has taken place on or in proximity to and associated with the premises, a) unlawful sexual activity; b) gambling; c) drug use; d) violent crimes; e) offenses against children; f) repeated public disturbances requiring intervention by the police; and, g) any other illegal activities.

3) Violation of any of the conditions of approval of the special permit shall be grounds for non-renewal of the special permit as provided for above.

4180. Existing Adult Use Establishments.

Any Adult Use Establishment that was in existence as of the first date of the publication of the notice of public hearing on this zoning amendment regulating Adult Uses may continue to operate in the same location, without material change in scale or content of the business, but shall apply for such special permit within ninety (90) days following the adoption of this bylaw and shall thereafter comply with all of the requirements herein.

4190. Prohibited Uses.

Nothing in this Ordinance is intended to authorize, legalize or permit the establishment, operation or maintenance of any business, building or use which violated any Town Ordinance or Statute of the Commonwealth of Massachusetts regarding public nuisances, sexual conduct, lewdness, or obscene or harmful matter, or the exhibition or public display thereof.

If any provision of this section of the bylaw is ruled invalid by a court of competent jurisdiction, such ruling shall not affect the validity of the remainder of the section.

ARTICLE 24.

VOTED UNANIMOUSLY: That the Town reauthorize the various revolving funds under M.G.L. c.44 sec.53E½ for the fiscal year commencing July 1, 2012 exactly as printed on pages 59-68 under Article 24 of the Warrant for this Annual Meeting, except for the deletion of the words "or act in any way relative thereto."

A. Cable TV Licensing and Re-licensing Fund

That the Town vote to reauthorize a revolving fund known as the Cable TV Licensing and Re-licensing Fund in accordance with M.G.L. ch. 44, §53E½.

The purpose of this fund is to prepare for future cable licensing or re-licensing, and to defray the costs incurred by the Town in providing public internet access. Receipts to be deposited to this fund shall be solely derived from the annual proceeds received by the Town from the cable television licensee under the terms of a Renewal License granted by the Board of Selectmen. Said license requires that to the extent authorized by M.G.L. ch.166A, and permitted by Federal Communication Commission regulations, 50 cents per subscriber per year be forwarded to the Town annually.

Expenditures in Fiscal Year 2013 shall not exceed the balance in the fund carried forward from Fiscal Year 2012 plus receipts deposited into the fund during Fiscal Year 2013 and in any case shall not exceed Twenty Thousand (\$20,000.00) dollars.

Any unused balance, subject to subsequent Town Meeting authorization, shall carry forward for the benefit of Sharon cable subscribers to cover any costs incurred at the time of license issuance or renewal.

The Board of Selectmen shall have the authority to expend from this fund; or act in any way relative thereto.

B. Library Public-Use Supplies Replacement Fund

That the Town vote to reauthorize a revolving fund known as the Library Public-Use Supplies Replacement Fund in accordance with M.G.L. ch. 44, § 53E½.

The purpose of this fund is to acquire supplies associated with the use of public-use computer printers and faxes such as, but not limited to, paper and ink cartridges. Receipts to be deposited in this fund shall be monies collected as a user fee paid by the users of computer printers and/or the recipients of faxes. Such monies represent the replacement cost of the supplies. The Library Director, with the approval of the Library Board of Trustees, shall be authorized to expend from this fund.

Expenditures in Fiscal Year 2013 shall not exceed the balance in the fund carried forward from Fiscal Year 2012 plus monies deposited into the fund during FY 2013 and in any event shall not exceed seven thousand (\$7,000.00) dollars; or act in any way relative thereto.

C. Street Opening Fund

That the Town reauthorize a revolving fund, first established for Fiscal Year 1992, known as the Street Opening Fund as provided by M.G.L. ch. 44, § 53E½.

The purpose of this fund is to defray the cost of making permanent repairs to openings in Town streets by utility companies, contractors, and/or the Town Water Division.

Receipts to be deposited in this fund shall be monies paid by utility companies, contractors and/or the Town Water Division in accordance with the requirements of the Town of Sharon Street Opening Manual. The Superintendent of Public Works, with the approval of the Board of Selectmen, shall be authorized to expend from this fund.

Expenditures in Fiscal Year 2013 shall not exceed the balance in the fund carried forward from Fiscal Year 2012 plus monies deposited into the fund during Fiscal Year 2013 and in any event shall not exceed Twenty-Five Thousand (\$25,000.00) dollars; or act in any way relative thereto.

D. Recycling Fund

That the Town reauthorize a revolving fund, first established for Fiscal Year 1991, known as the Recycling Fund as provided by M.G.L. ch. 44, § 53E½.

The purpose of this fund is to support the recycling program of the Town of Sharon and to purchase and install shade trees and shrubs to be planted in the public ways of the Town and otherwise as provided for in M.G.L. ch. 87, § 7. Receipts to be deposited to this fund shall be monies derived from the sale of recycled materials including, but not limited to, newspaper, glass, metals and plastics, the sale of leaf bags, and disposal fees for certain special wastes generated by the citizens of Sharon including, but not limited to, batteries, tires, and used motor oil and white goods, and an amount equal to the number of tons of material recycled times the Tipping Fee at the SEMASS facility to be transferred from the Tipping Fee Escrow Fund. The

Superintendent of Public Works, with the approval of the Board of Selectmen, shall be authorized to expend from this fund.

Expenditures in Fiscal Year 2013 shall not exceed the balance in the fund carried forward from Fiscal Year 2012 plus monies deposited into the fund during Fiscal Year 2013, and in any event shall not exceed One Hundred Fifty Thousand (\$150,000.00) dollars; or act in any way relative thereto.

E. Conservation Commission Advertising Revolving Fund

That the Town reauthorize a revolving fund known as the Conservation Commission Advertising Revolving Fund in accordance with M.G.L. ch. 44, § 53E½.

The purpose of this fund shall be to defray the cost of advertising for hearings and meetings before the Sharon Conservation Commission. Receipts to be deposited in this fund shall be monies paid by persons requesting hearings before the Sharon Conservation Commission. The Conservation Commission shall be authorized to expend from this fund.

Expenditures in Fiscal Year 2013 shall not exceed the balance in the fund carried forward from Fiscal Year 2012 plus monies deposited into the fund during FY 2013 and in any event shall not exceed Four Thousand (\$4,000.00) dollars; or act in any way relative thereto.

F. Library Materials Replacement Fund

That the Town reauthorize a revolving fund, first established for Fiscal Year 1993, known as the Library Materials Replacement Fund in accordance with M.G.L. ch. 44, § 53E½.

The purpose of this fund is to acquire equivalent Public Library materials to replace items lost by those who borrow such materials. Receipts to be deposited in this fund shall be monies paid by the borrowers of the lost materials. Such monies represent the replacement cost of the material. The Library Director, with the approval of the Library Board of Trustees, shall be authorized to expend from this fund.

Expenditures in Fiscal Year 2013 shall not exceed the balance in the fund carried forward from Fiscal Year 2012 plus receipts deposited into the fund during Fiscal Year 2013 and in any case shall not exceed Three Thousand Five Hundred (\$3,500.00) dollars; or act in any way relative thereto.

G. Recreation Programs Revolving Fund

That the Town reauthorize a revolving fund known as the Recreation Programs Revolving Fund in accordance with M.G.L. ch. 44, § 53E½.

The purpose of this fund is to support the fee-based recreation department programs. Receipts to be deposited into this fund shall be monies collected from users of the recreation department programs and facilities. The Recreation Director, with the approval of the Board of Selectmen, shall be authorized to expend from this fund. Expenditures in Fiscal Year 2013 shall not exceed the balance carried forward from Fiscal Year 2012 plus monies deposited into the fund during Fiscal Year 2013 and in any event shall not exceed Three Hundred Thousand (\$300,000.00) dollars; or act in any way relative thereto.

H. Parking Lot Fund

That the Town reauthorize a revolving fund known as the Parking Lot Fund in accordance with M.G.L. ch. 44, § 53E½.

The purpose of this fund is to provide and pay for the maintenance, repair, improvement, monitoring, and operation, including payment for public liability coverage, for municipal parking lots within the Town that are subject to the control of the Board of Selectmen, including, but not limited to, the parking lot located on Pond Street which was accepted at Special Town Meeting on June 21, 1978, by gift of the Sharon Civic Foundation, and/or to purchase or lease additional parking lots, and in general for any traffic control or traffic safety purposes. Receipts to be deposited to this fund shall be solely derived from the receipt of parking fees and charges. The Superintendent of Public Works, with the approval of the Board of Selectmen, shall be authorized to administer and expend from this fund.

Expenditures in Fiscal Year 2013 shall not exceed the balance carried forward from Fiscal Year 2012 plus monies deposited into the fund during Fiscal Year 2013 and in any event shall not exceed Sixty-five Thousand (\$65,000.00) dollars; or act in any way relative thereto.

I. Board of Health Fund for Monitoring Compliance with Septic Variance

That the Town reauthorize a revolving fund known as the Board of Health Fund for Monitoring Compliance with Septic Variances in accordance with M.G.L. ch. 44, §53E½.

The purpose of this fund is to support the Board of Health's efforts to protect public health through the successful management and oversight of all required reporting and testing requirements placed on onsite wastewater disposal installations that have been and will be approved for installation requiring mandated variances.

Receipts to be deposited into this fund shall be monies collected from fees generated from application fees for all new onsite wastewater disposal installations, which require variance from the requirements of Title V or Article 7 and annual fees, assessed to owners of new and existing onsite wastewater disposal installations that require reporting, annual, or more frequent pumping, testing, or other actions by the owner, as required by their variance from Title V or Article 7. The Board of Health shall be authorized to expend from this fund.

Expenditures in Fiscal Year 2013 shall not exceed the balance carried forward from Fiscal Year 2012 plus monies deposited into the fund during FY 2013 and in any event shall not exceed Twenty Thousand (\$20,000.00) dollars; or act in any way relative thereto.

J. Health Department Revolving Fund

That the Town reauthorize a revolving fund known as the Health Department Revolving Fund in accordance with M.G.L. ch. 44, § 53E½.

The purpose of this fund is to support health promotion clinics for Sharon residents including, but not limited to, influenza and pneumococcal vaccination clinics. Receipts to be deposited into this fund shall be monies collected through reimbursements for immunizations. The Board of Health shall be authorized to expend from this fund.

Expenditures in Fiscal Year 2013 shall not exceed the balance carried forward from Fiscal Year 2012 plus monies deposited into the fund during Fiscal Year 2013 and in any event shall not exceed Forty Thousand (\$40,000.00) dollars; or act in any way relative thereto.

K. Horizons for Youth Revolving Fund

That The Town reauthorize a revolving fund known as the Horizons for Youth Revolving Fund in accordance with M.G. L. ch. 44, § 53E½.

The purpose of this fund is to provide for maintenance and improvements to facilities and property and general support for programs occurring on said property.

Receipts to be deposited into this fund shall be monies collected from users of the former Horizons for Youth property and facilities and programs occurring thereon. The Board of Selectmen shall be authorized to expend from this fund. Expenditures in Fiscal Year 2013 shall not exceed the balance carried forward from Fiscal Year 2012 plus monies deposited in the fund during Fiscal Year 2013 and in any event shall not exceed One Hundred Thousand (\$100,000.00) dollars; or act in any way relative thereto.

L. Waterfront Recreation Programs Revolving Fund

That the Town reauthorize a revolving fund known as the Waterfront Recreation Program Revolving Fund in accordance with M.G.L. ch. 44, § 53E½.

The purpose of this fund is to utilize all program monies associated with Massapoag Lake to be utilized for expenses incurred related to programs occurring on the lake as well as the beaches.

Expenditures in Fiscal Year 2013 shall not exceed the balance carried forward from Fiscal Year 2012 plus monies deposited into the fund during Fiscal Year 2013 and in any event shall not exceed One Hundred Fifty Thousand (\$150,000.00) dollars; or act in any way relative thereto.

M. Community Center Building Maintenance Fund

That the Town reauthorize a revolving fund known as the Community Center Building Maintenance Fund in accordance with the provisions of General Laws ch. 44, § 53E½.

The purpose of this fund is to provide and pay for the maintenance, repair, improvement, monitoring, and operation of the Community Center. Receipts to be deposited into the fund

shall be monies collected from users and lessees of the Community Center.

The Superintendent of Public Works, with the approval of the Board of Selectmen shall be authorized to expend from this fund. Expenditures in Fiscal Year 2013 shall not exceed the balance carried forward from Fiscal Year 2012 plus monies deposited into the fund during Fiscal Year 2013 and in any event shall not exceed One Hundred Thousand (\$100,000.00) dollars or act in any way relative thereto.

N. Council on Aging Program Revolving Fund

That the Town reauthorize a revolving fund known as the Council on Aging Program Revolving Fund in accordance with the provisions of General Laws ch. 44, § 53E½.

The purpose of this fund is to support fee based Council on Aging programs. Receipts to be deposited into the fund shall be monies collected from programming at the Council on Aging.

The Council on Aging Director, with the approval of the Board of Selectmen, shall be authorized to expend from this fund. Expenditures in Fiscal Year 2013 shall not exceed the balance carried forward from Fiscal Year 2012 plus monies deposited into the fund during Fiscal Year 2013 and in any event shall not exceed Twenty-Five Thousand (\$25,000.00) dollars; or act in any way relative thereto.

VOTED UNANIMOUSLY: That the Annual Town Meeting be dissolved at 9:45 P.M.

Attendance: 96