

The Annual Town Meeting of the Town of Manchester-by-the-Sea was held on Monday, April 2, 2018 in the Manchester Memorial School on Lincoln Street, pursuant to the warrant being duly posted and the return of the Constable being received. Registrars Eileen Buckley and Bruce Warren were in charge of the check-in tables. They were assisted at the front and on the floor in the Auditorium by Becky Jaques, Martha Gubbins, Lee Simonds, Alison Anholt-White, Nancy Hammond, Beth Heisey, Pamela Thorne, Michelle Baer and Kathy Ryan. Three hundred and thirty three voters checked in for the meeting. A quorum was reached at 6:45 P.M., and the meeting was called to order at 7:03 P.M. Moderator Alan Wilson waived the reading of the warrant but confirmed it was properly served. Moderator Wilson then asked that the meeting rise for the invocation given by James C. Diedrich, Jr, followed by the Pledge of Allegiance to the flag. Moderator Wilson then proceeded to the usual preliminaries consisting of the Memorial Resolution honoring deceased town officials and employees. The annual report recorded the loss of fifteen former town employees and officials in 2017. The following Memorial Resolution is submitted:

RESOLUTION

Whereas the citizens of the Town of Manchester-by-the-Sea note with profound regret the deaths of several of their friends and neighbors during the past year, and seek to recognize and acknowledge their varied contributions to the town's commonwealth and welfare and our mutual sense of community,

Said citizens hereby salute the departed, acknowledge our common indebtedness to them, extend the sympathy of the town to their intimates and survivors, and declare that this resolution be entered in the town archives, and a true copy sent the appropriate survivor.

The persons so memorialized and their achievements are hereby proclaimed:

John M. Bishop
Public Works Commissioner

Shepard Brown
Poll Worker

William A. Colella
Council on Aging

Lewis "Bud" F. Day, Jr.
Council on Aging Bus Driver

Robert W. Emmons, Jr.
Zoning Board of Appeals

Kathryn C. Greenslet
Council on Aging
Library Trustee

Edward S. Keating
Building Needs Committee
Finance Committee

Arthur M. Landy
Personnel Board

George C. Moniz
School Bus Driver

Carl V. Nickerson
Planning Board
Housing Authority
Manchester High & Memorial School Architect

Margaret “Peggy” M. Pallazola
Election Teller

Patricia J. Plummer
Memorial School Teacher
Election Teller

Hugh Shepley
Building Needs Committee
Conservation Committee
Volunteer of the Year Award – 1993

Lewis O. Thompson, Jr.
Substitute Teacher

Ruth M. Wilson
Memorial School Secretary

Eli Boling, Chair of the Board of Selectmen moved the Memorial Resolution as read, Susan Beckman, Vice Chair seconded the motion and it was unanimously adopted. The meeting rose for a moment of silence in memory of our former town citizens. Moderator Alan Wilson also took a moment to reflect upon Sam Adams, former Town Moderator, who passed away in early 2018. Moderator Wilson also congratulated town meeting stalwart Albert M. Creighton Jr., co-founder of the Manchester Essex Conservation Trust, who just celebrated his 100th birthday on March 28th.

Moderator Wilson then moved for the meeting to elect the Town’s ancient and honorary offices. The Moderator recognized Charlotte Wilson for the nomination of Poundkeeper. Ms. Wilson nominates Adele Ervin for Poundkeeper. Adele Ervin is voted unanimously as Poundkeeper.

The Moderator then called for the election of five Fence Viewers. The meeting nominated Michael Chapman, Todd Cooper, Ken King, Linda Parkins and Elizabeth Clark. The individuals nominated were elected unanimously.

The Moderator then opened the floor for the election of three Field Drivers: The meeting nominated Carol Cabot, Susan Henderson and Janet Willwerth. The individuals nominated were elected unanimously.

The Moderator then opened the floor for the election of three Measurers of Lumber: The meeting nominated Richard “Axel” A. Magnuson, Sue Thorne and Dee Burroughs. The individuals nominated were elected unanimously.

The Moderator then opened the floor for the election of three Measurers of Wood and Bark: The meeting nominated Carley A. Cook, Peggy Coleman, and Paul Clark. The individuals nominated were elected unanimously.

The Moderator then read the usual list of procedural points and announced that red voting cards would be used for this meeting if for some reason the electronic voting system failed. He thanked the volunteers who were assisting in conduct of the meeting. The Moderator welcomed the new Town Clerk, Christina St. Pierre, and also thanked Tom Kehoe for his numerous years of service to the Town. Mr. Kehoe will not be seeking re-election after 12 years on the Board of Selectmen and countless years on other local boards, committees, appointments and volunteer positions.

Chairman of the Board of Selectmen Eli Boling presented opening remarks. Chairman of the Finance Committee Mory Creighton presented comments on the Town’s finances.

**COMMONWEALTH OF MASSACHUSETTS
TOWN OF MANCHESTER-BY-THE-SEA**



ARTICLE 1. To see if the Town will vote to receive and place on file the reports of the Town boards and committees appearing in the Annual Report, or take any other action relative thereto.

Per petition of the Board of Selectmen

Tom Kehoe moves and Margaret Driscoll seconds that the Town receive and place on file the reports of the Town boards and committees appearing in the Annual Report.

The Finance Committee and the Board of Selectmen both recommend approval.

THE MOTION IS VOTED UNANIMOUSLY.

ARTICLE 2. To see if the Town will vote to fix the 12-month fiscal year salary and compensation of all elective officers of the Town as provided in Section 108 of Chapter 41, as amended, as follows; or take any other action relative thereto.

Moderator	\$0.00
Chairman, Selectmen	\$0.00
Other four Selectmen	\$0.00

Per petition of the Board of Selectmen

Eli Boling moves the article as printed in the warrant to set those salaries to zero; Mory Creighton seconds.

The Finance Committee and the Board of Selectmen both recommend approval.

THE MOTION IS VOTED UNANIMOUSLY.

ARTICLE 3. To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money as the Town's share of the Essex North Shore Agricultural and Technical School District, or take any other action relative thereto.

Per petition of the Board of Selectmen

Eli Boling moves and Susan Beckmann seconds that the town raise and appropriate \$97,688 for the purpose of funding the Town's share of the Essex North Shore Agricultural and Technical School District. The Finance Committee and the Board of Selectmen both recommend approval.

THE MOTION UNDER ARTICLE 3 WAS APPROVED WITH 269 YES VOTES AND 11 NO VOTES, THE MOTION PREVAILS.

ARTICLE 4. To see what sums of money the Town will raise by taxation or otherwise to pay Town debts and charges for the ensuing 12 months, effective July 1, 2018, and appropriate the same.

Per petition of the Board of Selectmen

DEPARTMENTAL REQUESTS AND
FINANCE COMMITTEE RECOMMENDATIONS

Item No.	Appropriations FY - 2018	Requests FY - 2019	Recommendations FY - 2019	Funding Sources	
GENERAL GOVERNMENT 32%					
<u>SELECTMEN'S DEPARTMENT</u>					
1 Salaries	197,774	202,719	202,719	TAXATION	
2 Expenses	23,600	33,525	33,525	TAXATION	
3 Audit	37,000	47,000	47,000	TAXATION	
<u>INFORMATION TECHNOLOGY</u>					
4 Salaries	5,500	3,750	3,750	TAXATION	
5 Expenses	101,000	99,300	99,300	TAXATION	
<u>MODERATOR</u>					
5 Expenses	50	50	50	TAXATION	
<u>FINANCE COMMITTEE</u>					
6 Salaries	3,000	4,500	4,500	TAXATION	
7 Expenses	320	320	320	TAXATION	
8 Reserve Fund	150,000	170,000	170,000	TAXATION OVERLAY SUR.	45,000 125,000
<u>ELECTION & REGISTRATION</u>					
9 Salaries	3,800	7,300	7,300	TAXATION	
10 Expenses	10,080	23,195	23,195	TAXATION	
11 Town Reports	-	-	-	TAXATION	
<u>ACCOUNTING</u>					
11 Salaries	124,620	149,052	149,052	TAXATION	
12 Expenses	4,700	4,700	4,700	TAXATION	
<u>ASSESSORS</u>					
13 Salaries	148,241	152,687	152,687	TAXATION	
14 Expenses	38,605	38,545	38,545	TAXATION	
<u>TREASURER/COLLECTOR</u>					
15 Salaries	151,827	156,173	156,173	TAXATION	
16 Expenses	27,490	27,490	27,490	TAXATION	
<u>TOWN CLERK</u>					
17 Salaries	100,010	96,095	96,095	TAXATION	
18 Expenses	6,250	6,900	6,900	TAXATION	
<u>LEGAL</u>					
19 Expenses	118,000	110,000	110,000	TAXATION	
<u>APPEALS BOARD</u>					
20 Salaries	21,326	21,859	21,859	TAXATION	
21 Expenses	11,250	9,750	9,750	TAXATION	
<u>PLANNING BOARD</u>					
22 Salaries	67,843	80,356	80,356	TAXATION	
23 Expenses	8,950	9,150	9,150	TAXATION	
25 Professional Services	-	-	-	TAXATION	
<u>TOWN HALL & COMMON</u>					
24 Expenses	73,100	80,100	80,100	TAXATION	
27 Seaside One	-	-	-	TAXATION	
<u>PENSIONS</u>					
25 Contributory	1,062,507	1,168,756	1,168,756	TAXATION SEWER RATES	1,060,354 61,944

				WATER RATES	46,458
26 Non-Contributory	2,200	2,200	2,200	TAXATION	
<u>INSURANCE</u>					
27 Group Health Insurance	1,560,000	1,560,000	1,560,000	TAXATION	1,437,454
				SEWER RATES	72,438
				WATER RATES	50,108
28 Workers' Compensation	65,000	65,000	65,000	TAXATION	45,500
				SEWER RATES	9,000
				WATER RATES	10,500
29 Fire/Auto/Liability	120,000	120,000	120,000	TAXATION	98,450
				SEWER RATES	10,000
				WATER RATES	11,550
30 Unemployment Compensation	7,000	7,000	7,000	TAXATION	
31 FICA-Medicare	90,000	95,000	95,000	TAXATION	88,200
				SEWER RATES	3,500
				WATER RATES	3,300
Total General Government	4,341,043	4,552,472	4,552,472	TAXATION	4,148,673
				OVERLAY SUR.	125,000
				SEWER RATES	156,882
				WATER RATES	121,916
					4,552,472
PUBLIC SAFETY					
24%					
<u>POLICE</u>					
32 Salaries	1,612,873	1,618,786	1,618,786	TAXATION	
33 Expenses	103,650	110,806	110,806	TAXATION	
<u>PARKING CLERK/RESIDENT PARKING</u>					
34 Salaries	11,808	12,063	12,063	TAXATION	
35 Expenses	11,955	16,550	16,550	TAXATION	
<u>FIRE</u>					
36 Salaries	1,223,930	1,256,639	1,256,639	TAXATION	
37 Expenses	126,100	125,600	125,600	TAXATION	
41 Ambulance Billing Expenses	-	-	-	TAXATION	
<u>HARBOR MASTER</u>					
38 Salaries	95,415	138,968	138,968	MOORING FEES	
39 Expenses	18,900	21,800	21,800	MOORING FEES	160,768
44 Care of Floats	-	-	-		
<u>BUILDING DEPARTMENT</u>					
40 BUILDING INSPECTOR	46,243	47,396	47,396	TAXATION	
41 GAS/PLUMBING INSPECTOR	12,660	12,977	12,977	TAXATION	
42 SEALER OF WIGHT'S & MEASURES	3,000	3,200	3,200	TAXATION	
43 ELECTRICAL INSPECTOR	12,660	12,977	12,977	TAXATION	
44 INSPECTORS' EXPENSES	4,800	4,800	4,800	TAXATION	
<u>EMERGENCY MANAGEMENT</u>					
45 Salaries	4,000	4,000	4,000	TAXATION	
46 Expenses	1,000	1,000	1,000	TAXATION	
47 Emergency Notification	5,500	5,500	5,500	TAXATION	
<u>ANIMAL CONTROL</u>					
48 Salaries	-	-	-	TAXATION	
49 Expenses	17,500	17,500	17,500	TAXATION	
Total Public Safety	3,311,894	3,410,562	3,410,562	TAXATION	3,249,794
				MOORING FEES	160,768

3,410,562

PUBLIC WORKS
14%

DEPARTMENT OF PUBLIC WORKS

50 Salaries	541,449	811,777	811,777	TAXATION	784,977
				SEWER RATES	13,400
				WATER RATES	13,400

51 Expenses	412,250	353,250	353,250	TAXATION	
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57 Park/Beach Maintenance	-	-	-		
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58 Maintenance	-	-	-		
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59 Trees	-	-	-		
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BUILDINGS & GROUNDS

81 Salaries	77,018	-	-	TAXATION	
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82 Expenses	46,250	-	-	TAXATION	
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SNOW REMOVAL

52 Salaries	32,000	32,000	32,000	TAXATION	
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53 Expenses	170,000	170,000	170,000	TAXATION	
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54 STREET LIGHTING	100,000	40,000	40,000	TAXATION	
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SANITATION/COMPOSTING/RECYCLING

55 Salaries	22,550	21,000	21,000	TAXATION	
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56 Expenses	45,000	45,000	45,000	TAXATION	
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57 Rubbish Collection/Recycling	410,000	395,000	395,000	TAXATION	
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58 Disposal	82,000	120,000	120,000	TAXATION	
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Total Dept. of Public Works	1,938,517	1,988,027	1,988,027	TAXATION	1,961,227
				SEWER RATES	13,400
				WATER RATES	13,400
					1,988,027

OTHER ENVIRONMENTAL
1%

HISTORIC DISTRICT COMMISSION

59 Salaries	4,279	4,386	4,386	TAXATION	
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60 Expenses	700	700	700	TAXATION	
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CONSERVATION COMMISSION

61 Salaries	63,253	64,834	64,834	TAXATION	59,834
				WETLANDS FD.	5,000

62 Expenses	2,650	2,950	2,950	TAXATION	
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63 CHEBACCO WOODS	1,250	-	-	TAXATION	
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Total Other Environmental	72,132	72,870	72,870	TAXATION	67,870
				WETLANDS FD.	5,000
					72,870

HUMAN SERVICES
2%

HEALTH

64 Salaries	63,880	65,444	65,444	TAXATION	
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65 Expenses	53,625	52,550	52,550	TAXATION	
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74 HAZARDOUS WASTE DEPOSAL	-	-	-		
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VETERANS' SERVICES

66 Veterans' Agent	-	-	-	TAXATION	
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67 Expenses	14,500	14,500	14,500	TAXATION	
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68 Veterans' Benefits	500	28,800	28,800	TAXATION	
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<u>COUNCIL ON AGING</u>					
69 Salaries	149,420	160,316	160,316	TAXATION	
70 Expenses	16,550	17,125	17,125	TAXATION	
Total Human Services	298,475	338,735	338,735	TAXATION	338,735
LIBRARY 3%					
<u>LIBRARY</u>					
71 Salaries	310,041	315,157	315,157	TAXATION	
72 Expenses	155,723	161,763	161,763	TAXATION	
Total Culture and Informational Services	465,764	476,920	476,920	TAXATION	476,920
RECREATION 2%					
<u>PARKS & RECREATION</u>					
73 Salaries	136,163	138,283	138,283	TAXATION	88,283
				PROGRAM FEES	50,000
74 Expenses	8,300	8,334	8,334	TAXATION	
<u>SINGING BEACH OPERATIONS</u>					
75 Salaries	67,084	70,284	70,284	TAXATION	
76 Expenses	13,800	16,800	16,800	TAXATION	
<u>LIFEGUARDS</u>					
77 Salaries	54,614	57,814	57,814	TAXATION	
78 Expenses	3,400	3,400	3,400	TAXATION	
<u>TUCK'S POINT</u>					
79 Salaries	6,000	6,400	6,400	TAXATION	
80 Expenses	30,370	30,370	30,370	TAXATION	
<u>OTHER RECREATION</u>					
90 ATHLETIC FIELD MAINTENANCE	-	-	-		
83 MEMORIAL DAY	3,000	3,000	3,000	TAXATION	
84 FOURTH OF JULY	12,000	13,000	13,000	TAXATION	
Total Recreation	334,731	347,685	347,685	TAXATION	297,685
				PROGRAM FEES	50,000
				BEACH FEES	-
					347,685
DEBT SERVICE 11%					
<u>DEBT SERVICE</u>					
PRINCIPAL ON BONDS	1,221,815	1,170,387	1,170,387		
INTEREST ON BONDS	396,829	371,339	371,339		
TEMPORARY LOANS/INTEREST	30,000	30,000	30,000		
WPAT ADMINISTRATION FEES	244	2,503	2,503		
85 Total Debt Service	1,648,888	1,574,229	1,574,229	TAXATION	1,298,053
				SEWER RATES	276,176
					1,574,229
ENTERPRISE FUNDS 11%					
<u>SEWER FUND</u>					
86 Salaries	290,315	274,762	274,762	SEWER RATES	
87 Expenses	324,750	352,150	352,150	SEWER RATES	
88 Maintenance	-	-	-	SEWER RATES	
<u>WATER FUND</u>					
88 Salaries	245,239	224,533	224,533	WATER RATES	

89 Distribution Expenses		142,800	158,000	158,000	WATER RATES	
90 Treatment Expenses		540,212	574,862	574,862	WATER RATES	
92 Maintenance		-	-	-	WATER RATES	
Total Enterprise Funds		1,543,316	1,584,306	1,584,306	SEWER RATES	626,912
					WATER RATES	957,395
						1,584,306
TOTAL ARTICLE 4		13,954,760	14,345,807	14,345,807		
<u>EXPENSES BUDGET SUMMARY</u>						
GENERAL GOVERNMENT	32%	4,341,043	4,552,472	4,552,472	TAXATION	4,148,673
					OVERLAY SUR.	125,000
					SEWER RATES	156,882
					WATER RATES	121,916
						4,552,472
PUBLIC SAFETY	24%	3,311,894	3,410,562	3,410,562	TAXATION	3,249,794
					MOORING FEES	160,768
						3,410,562
DEPARTMENT OF PLANNING	14%	1,938,517	1,988,027	1,988,027	TAXATION	1,961,227
					SEWER RATES	13,400
					WATER RATES	13,400
						1,988,027
OTHER ENVIRONMENTAL	1%	72,132	72,870	72,870	TAXATION	67,870
					WETLANDS FD.	5,000
						72,870
HUMAN SERVICES	2%	298,475	338,735	338,735	TAXATION	338,735
LIBRARY	3%	465,764	476,920	476,920	TAXATION	476,920
PARKS & RECREATION	2%	334,731	347,685	347,685	TAXATION	297,685
					PROGRAM FEES	50,000
						347,685
DEBT SERVICE	11%	1,648,888	1,574,229	1,574,229	TAXATION	1,298,053
					SEWER RATES	276,176
						1,574,229
ENTERPRISE FUNDS	11%	1,543,316	1,584,306	1,584,306	SEWER RATES	626,912
					WATER RATES	957,395
						1,584,306
TOTALS	100%	13,954,760	14,345,807	14,345,807		14,345,807

FUNDING SOURCES SUMMARY	
TAXATION	11,838,958
OVERLAY SURPLUS	125,000
MOORING FEES	160,768
PROGRAM FEES	50,000
WETLANDS FD	5,000
SEWER RATES	1,073,370
WATER RATES	1,092,711
TOTAL	14,345,807

Eli Boling moves and Mory Creighton seconds that the Town raise by taxation or otherwise to pay Town debts and charges for the ensuing 12 months, effective July 1, 2018, and appropriate the same the amounts as presented in the “Expenses Budget Summary” section under the “recommended” and “funding sources” columns of the Finance Committee Report, page 27 and 28 under Article 4, provided however that, with prior approval of the Board of Selectmen and the Finance Committee, the Town Administrator is authorized to transfer unexpended funds within a summary category (for example, within General Government).

THE MOTION TO APPROVE THE OPERATING BUDGET APPROVED WITH 263 YES VOTES AND 42 NO VOTES. THE MOTION PREVAILED.

ARTICLE 5. To see if the Town will vote to raise and appropriate the sums of money called for under the following items, or any other sums, for the purposes indicated, and to determine whether the money shall be provided by taxation, by appropriation from available funds in the Treasury, or by borrowing, or take any other action relative thereto.

Dept.	Item	Requested	Recommended	Funding Source
1. DPW	Road resurfacing	\$205,000	\$205,000	Fund Balance
2. DPW	1-Ton Truck w/plow and sander	\$ 82,000	\$ 82,000	Taxation
3. DPW	Excavator	\$ 88,000	\$ 88,000	Taxation
4. DPW	Guardrail Replacement	\$ 15,000	\$ 15,000	Taxation
5. DPW	Drainage/Sidewalk Improvements	\$325,000	\$325,000	Taxation/Fund Bal
6. DPW	Shop Equipment	\$ 20,000	\$ 20,000	Taxation
7. DPW	Pickup Truck	\$ 55,000	\$ 55,000	Taxation
8. DPW	Engineering – Complete Streets Grant	\$ 32,000	\$ 32,000	Taxation
9. DPW	New Compost Site –match for grant	\$ 75,000	\$ 75,000	Taxation
10. DPW	Pedestrian Crossing Actuated Lights	\$ 12,000	\$ 12,000	Taxation
11. DPW	Replacement Dump Truck Body	\$ 16,225	\$ 16,225	Taxation
12. Library	Teen Space Construction	\$ 40,000	\$ 40,000	Taxation
13. Park/Rec	Athletic Fields Master Plan	\$ 20,000	\$ 20,000	Taxation
14. Park/ Rec	Tennis Court Resurfacing	\$ 10,000	\$ 10,000	Taxation
15. Public Safety	Police Weapons replacement	\$ 5,000	\$ 5,000	Taxation
16. Public Safety	Radio System Upgrades	\$ 80,000	\$ 80,000	Taxation
17. Public Safety	Fire Engine Fund	\$250,000	\$250,000	Taxation
18. Public Safety	Replacement Police Cruiser	\$ 39,000	\$ 39,000	Taxation
19. Harbor	Dredging: Phase II Engineering	\$ 75,000	\$ 75,000	Waterway Fund
20. Harbor	Tuck’s Point Kayak Racks	\$ 10,000	\$ 10,000	Taxation
21. Water	Plant Upgrades/Equipment Replacement	\$190,000	\$190,000	Water Enterprise & Taxation
22. Sewer	Plant Upgrades/Equipment Replacement	\$160,000	\$160,000	Sewer Enterprise & Taxation
Total		\$1,804,225	\$1,804,225	

Per petition of the Board of Selectmen

Eli Boling moves and Mory Creighton seconds to appropriate the following amounts in order to pay the costs of various capital items as set forth in Article 5 including payment of all costs incidental and related thereto.

- Item 1 \$205,000 to be funded by the Fund Balance;**
- Items 2- 4 \$185,000 to be funded by taxation**
- Item 5 \$225,000 to be funded by taxation and \$100,000 by the Fund Balance**
- Items 6-18 \$654,225 to be funded by taxation**
- Item 19 \$75,000 to be funded by the Waterway Fund**
- Item 20 \$10,000 to be funded by taxation**
- Item 21 \$30,000 to be funded by taxation and \$160,000 by the Water Rates**

Item 22 \$15,000 to be funded by taxation and \$145,000 by the Sewer

The Finance Committee and The Board of Selectmen both recommend approval.

The Moderator called for any holds. Holds were placed on items: 1, 9, 10, 12, 20 and 21.

MOTION ON THE NON-HOLD ITEMS WAS APPROVED UNANIMOUSLY.

The meeting then voted on the non-hold items:

ITEM 1 - APPROVED, MOTION PREVAILS (BY VOICE VOTE)

ITEM 9 – APPROVED, MOTION PREVAILS (BY VOICE VOTE)

ITEM 10 – APPROVED, MOTION PREVAILS (BY VOICE VOTE)

ITEM 12 – APPROVED WITH 222 YES VOTES AND 49 NO VOTES

ITEM 20 – APPROVED, MOTION PREVAILS (BY VOICE VOTE)

ITEM 21 – APPROVED WITH A UNANIMOUS VOTE (VOICE VOTE)

ARTICLE 6: To see if the Town will vote to raise and appropriate \$400,000 for the purpose of contributing to the cost of the repair and reconstruction of the Central Street Dam and Culvert; provided, however, that said appropriation shall be contingent upon the approval by the voters of a Capital Expenditure Exclusion question in accordance with G.L. c.59, §21C; or take any other action relative thereto.

Per petition of the Board of Selectmen

The Finance Committee and the Board of Selectmen both recommend approval.

Eli Bowling moves the article as printed in the warrant, and Margaret Driscoll seconds.

THE MOTION UNDER ARTICLE 6 PREVAILED.

ARTICLE 7. To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money for the Town's assessment from the District for the Gross Operating and Maintenance Budget of the Manchester-Essex Regional School District including debt service - said sum to be calculated solely in accordance with the "Agreement Between the Towns of Essex and Manchester-by-the-Sea, Massachusetts with Respect to the Formation of a Regional School District", as most recently amended, by invoking and approving the provision found in paragraph four of G.L. c. 71, § 16B allowing District members "to reallocate the sum of their required local contributions to the District in accordance with the regional agreement", for the fiscal year beginning July first, two thousand eighteen; or take any other action relative thereto.

Per petition of the Manchester-Essex Regional School Committee

Motion #1

Julie Riordan of the Manchester Essex Regional School Committee moves and Shannon Erdmann, also of the Manchester Essex Regional School Committee seconds that the town approve the assessment calculation in accordance with the "Agreement Between the Towns of Essex and Manchester-by-the-Sea, Massachusetts with Respect to the Formation of a Regional School District", by invoking and approving the provision found in paragraph four of G.L. c. 71, § 16B allowing District members "to reallocate the sum of their required local contributions to the district in accordance with the regional agreement", for the fiscal year beginning July first, two thousand eighteen.

MOTION 1 UNDER ARTICLE 7 VOTED UNANIMOUSLY.

Motion #2

Julie Riordan of the Manchester Essex Regional School Committee moves and Shannon Erdmann, also of the Manchester Essex Regional School Committee seconds that the Town raise and appropriate \$14,274,688 to fund the

Town's assessment from the Manchester Essex Regional School District for the fiscal year beginning July first, two thousand eighteen for the gross operating and maintenance budget.

MOTION 2 UNDER ARTICLE 7 VOTED BY THE MAJORITY.

Motion #3

Julie Riordan of the Manchester Essex Regional School Committee moves and Shannon Erdmann, also of the Manchester Essex Regional School Committee seconds that the Town raise and appropriate \$1,403,891 to fund the Town's assessment from the Manchester Essex Regional School District to cover the long-term debt for the fiscal year beginning July first, two thousand eighteen.

MOTION 1 UNDER ARTICLE 7 VOTED UNANIMOUSLY.

ARTICLE 8. To see if the Town will vote to hear and act on the report of the Community Preservation Committee on the Fiscal Year 2019 Community Preservation budget and to appropriate from the Community Preservation Fund estimated annual revenues a sum of money to meet the administrative expenses and all other necessary and proper expenses of the Community Preservation Committee for Fiscal Year 2019; and further to reserve for future appropriation a sum of money from the Community Preservation Fund estimated annual revenues for open space, including land for recreational space, historic resources, and community housing purposes, as well as a sum of money to be placed in the 2019 Budgeted Reserve for general Community Preservation Act purposes; and further to appropriate from the Community Preservation Fund a sum or sums of money for Community Preservation projects or purposes as recommended by the Community Preservation Committee as follows; or take any other action relative thereto.

1. Community Preservation Committee Expenses (studies, etc.)	(administrative)	\$ 20,000*
2. Tuck's Point Chowder House	(historic preservation)	\$ 23,000
3. Title Research for lands with owners unknown	(open space & recreation)	\$ 25,000
4. Masconomo Park Plantings	(open space & recreation)	\$ 10,000
5. Affordable Housing Trust Project Funding	(community housing)	\$ 150,000
6. Tuck's Point Rotunda Storm Repairs	(historic preservation)	\$ 100,000
7. Historic Preservation Reserve Account	(historic preservation)	\$ 18,000
8. Recreation/Open Space Reserve Account	(recreation/open space)	\$ 6,000
TOTAL		\$ 352,000

(*Administrative amount limited to 5% of total annual revenue)

Per petition of the Community Preservation Committee
Per petition of the Board of Selectmen

Christopher Kelly of the Community Preservation Committee moves, and Sue Thorne seconds that the Town appropriate the following sums of money pursuant to the provisions of the Community Preservation Act for the following purposes:

- 1) To appropriate \$20,000 from the Community Preservation Fund FY-2019 estimated annual revenues for Community Preservation Committee administrative costs including but not limited to: secretary, historical surveys, historical consultant, grant writing and administration and payment of CPA Coalition annual dues.
- 2) To appropriate \$23,000 from the Community Preservation Fund FY-2018 undesignated fund balance for historic preservation; for repairs to the Tuck's Point Chowder House.
- 3) To appropriate \$25,000 from the Community Preservation Fund - FY-2019 estimated annual revenues for open space and recreation; for title research for lands with owners unknown.
- 4) To appropriate \$10,000 from the Community Preservation Fund FY-2018 undesignated fund balance; for plantings at Masconomo Park.

- 5) To appropriate \$150,000 from the Community Preservation Fund FY-2018 fund balance consisting of \$94,000 from the Community Housing reserve fund and \$56,000 from the FY2018 undesignated fund; for technical assistance and support of Manchester's Affordable Housing Trust.
- 6) To appropriate \$100,000 from the Community Preservation Fund FY-2018 undesignated fund balance for historic preservation; for storm damage repairs to the Tuck's Point Rotunda.
- 7) To appropriate ~~\$18,000~~ \$0 from the Community Preservation Fund FY-2019 estimated annual revenues for historic preservation reserve account; ~~to meet the annual 10% requirement.~~
- 8) To appropriate \$6,000 from the Community Preservation Fund FY-2019 estimated annual revenues for open space and recreation reserve account; to meet the annual 10% requirement.

For a grand total of \$334,000 (total does not include the originally proposed amount for # 7; this original amount is only needed if # 6 is not approved).

Financial Summary:

FY-2019 Total estimated Annual Revenues = \$ 407,000
 \$ 355,000 (1.5 % surcharge) + \$ 52,000 (estimated 15% Mass. State matching revenue)

Reserved for Open Space Fund balance = \$ 100,455
 Reserved for Community Housing balance = \$ 94,028

CPC Undesignated Fund balance (est.) 06/30/18 = \$ 205,000

Total Funds Available for FY19 = \$ 612,000 (\$205,000 est unreserved as of 6/30/2018+est revenue \$407,000) (this does not deduct any amounts from this article)

Total Proposed Expenditures for FY19 = \$ 328,000 assuming #6 passes, does not include reserve allocations.

HOLDS PLACED ON ITEMS 2, 5, 6 & 7

MOTION ON NON-HOLD ITEMS WAS VOTED UNANIMOUSLY.

Motion made by Robert Meahl, duly seconded, to request that the Moderator use the electronic voting devices for all votes. **MOTION FAILS WITH 89 YES VOTES AND 203 NO VOTES.**

ITEM 2 – APPROVED, MOTION PREVAILS (VOICE VOTE)

ITEM 5 – APPROVED, THE MOTION PREVAILS WITH 207 YES VOTES AND 74 NO VOTES.

ITEM 6 – APPROVED, THE MOTION PREVAILS WITH 226 YES VOTES AND 36 NO VOTES.

ITEM 7 - APPROVED, MOTION VOTED UNANIMOUSLY.

ARTICLE 9. To see if the Town will vote to request that the Selectmen and the Finance Committee investigate regional options for the funding and delivery of public safety and public works services in order to maintain or enhance these services while improving efficiencies. (This is an advisory vote only.)

Per petition of the Board of Selectmen

Susan Beckmann moves and Arthur Steinert seconds that the Town requests the Selectmen and Finance Committee to investigate regional options for the funding and delivery of public safety and public works services in order to maintain or enhance these services while improving efficiencies.

The Finance Committee and The Board of Selectmen both recommend approval.

Motion made by Tim Gates, duly seconded, that after the word safety insert “public transportation, (CATA, except The Ride type services)” and carry on with ‘public works services...’

Motion made by Nicholas R. White to terminate debate and move the question. **MOTION TO TERMINATE DEBATE PASSES UNANIMOUSLY.**

Vote on motion to amend the article as written to include after the word safety insert “public transportation, (CATA, except The Ride type services)” and carry on with ‘public works services...’ **MOTION FAILS.**

ORIGINAL MOTION UNDER ARTICLE 9 PASSES WITH 232 YES VOTES AND 26 NO VOTES.

ARTICLE 10. To see if the Town will vote to raise and appropriate or transfer from available funds \$15,000 to augment the FY18 Sewer Salaries Accounts, or to take any other action relative thereto.

Per petition of the Board of Selectmen

Margaret Driscoll moves the article as printed in the warrant and Thomas Kehoe seconds the motion.

Finance Committee and Board of Selectmen both recommend approval.

Moderator Wilson clarifies that the motion will transfer from sewer retained earnings.

THE MOTION UNDER ARTICLE 10 PASSES UNANIMOUSLY.

ARTICLE 11. To see if the Town will vote to raise and appropriate or transfer from available funds \$17,000 to augment the FY18 Water Salaries Accounts, or to take any other action relative thereto.

Per petition of the Board of Selectmen

Eli Boling moves to transfer \$17,000 to augment the FY18 Water Salaries account and Arthur Steinert secondns the motion, to be transferred from retained earnings, the Water Enterprise Fund.

The Finance Committee and Board of Selectmen both recommend approval.

THE MOTION UNDER ARTICLE 11 IS VOTED UNANIMOUSLY.

ARTICLE 12. To see if the Town will vote to raise and appropriate or transfer from available funds \$150,000 to augment the FY18 Reserve Account for the purpose of repairing storm damage, or to take any other action relative thereto.

Per petition of the Board of Selectmen

Eli Boling moves and Margaret Driscoll seconds that the Town transfer \$150,000 from Free Cash to the Reserve Account for FY18 to cover the costs of repairing storm damage that has occurred in recent months.

The Board of Selectmen and Finance Committee both recommend approval.

THE MOTION UNDER ARTICLE 12 IS VOTED UNANIMOUSLY.

ARTICLE 13. To see if the Town will vote to raise and appropriate or transfer from available funds \$252,011 to be deposited into the Town’s Other Post Employment Benefits Trust Fund, subject to said appropriation being expended from the Trust Fund only for the purposes authorized by section 20 of Chapter 32B of the General Laws of the Commonwealth of Massachusetts; or take any other action relative thereto.

Per petition of the Board of Selectmen

Susan Beckmann moves the article as printed in the warrant and Thomas Kehoe seconds.

The Finance Committee and Board of Selectmen both recommend approval.

Moderator Wilson clarifies that the motion is a transfer from free cash.

THE MOTION UNDER ARTICLE 13 PASSES UNANIMOUSLY.

ARTICLE 14. To see if the Town will vote to accept the provisions of G.L. c. 44, §53F ¾ and establish a special revenue fund known as the “PEG – Public, Education, Government -- Access and Cable Related Fund”, into which account shall be deposited funds received in connection with a franchise agreement between a cable operator and the town. Monies in the fund shall only be appropriated for the purposes identified in G.L. c. 44, Section 53F¾; and further to vote to appropriate \$160,000 from the fund for the purpose of installing a new fiber cable loop that serves municipal facilities in furtherance of broadcasting PEG programming; or take any other action relative thereto.

Per petition of the Board of Selectmen

Arthur Steinert moves the article as printed in the warrant and Eli Boling seconds the motion.

The Finance Committee and Board of Selectmen both recommend approval.

Adele Ervin make a motion, duly seconded, to move the question.

MOTION TO MOVE THE QUESTION PREVAILS WITH DECLARED 2/3RD VOTE.

THE MOTION UNDER ARTICLE 14 PREVAILS WITH 166 YES VOTES AND 80 NO VOTES.

ARTICLE 15. To see if the Town will vote, pursuant to the provisions of G.L. c.44, §53E½ as most recently amended, to set the following Fiscal Year 2019 spending limitations on expenditures from the revolving fund(s) set forth in the Town’s Revolving Fund By-law, Article IV, Section 11 of the General By-laws:

Program or Purpose: Costs Associated with Town of Manchester-by-the-Sea Recreation Programs;
FY2019 spending limit: \$260,000.

Or take any other action relative thereto.

Per petition of the Board of Selectmen

Margaret Driscoll moves the article as printed in the warrant and Eli Boling seconds.

The Finance Committee and the Board of Selectmen both recommend approval.

THE MOTION UNDER ARTICLE 15 PASSES UNANIMOUSLY.

ARTICLE 16. To see if the Town will vote to amend the Town’s General Bylaw Article XVII, General Wetlands Bylaw, Section 1, Purpose, by adding the protection of unspoiled wetland scenery to the list of interests already protected under the Manchester-by-the-Sea General Wetlands Bylaw. The amended section would read as follows (added language is highlighted and underlined):

Article XVII, SECTION 1. Purpose

The purpose of this By-Law is to protect the wetlands, water resources, flood prone areas, and adjoining upland areas in the Town of Manchester-by-the-Sea (“Town”) by controlling initiatives and activities deemed by the Town Conservation Commission (“ConCom”) likely to have a significant effect, immediate or cumulative, on the:

protection of public or private water supply; protection of groundwater supply; flood control; erosion and sedimentation control; storm damage prevention, including coastal storm flowage; water quality; avoidance of water pollution; protection of fisheries; protection of land containing shellfish; protection of wildlife habitat and rare species habitat; **unspoiled wetland scenery**; agriculture; aquaculture; and other resource area values deemed important to the Town.

Per petition of the Conservation Commission

Steve Gang moves the article as written in the warrant and the motion is duly seconded.

The Finance Committee takes no position on this article. The Board of Selectmen recommend approval.

THE MOTION UNDER ARTICLE 16 FAILS WITH 51 YES VOTES AND 202 NO VOTES.

Charlotte Wilson makes a motion, duly seconded, to allow for Article 20 to be taken before Article 17.

THE MOTION TO ALLOW ARTICLE 20 BEFORE ARTICLE 17 PREVAILS UNANIMOUSLY.

ARTICLE 20. To see if the Town will vote to support “Flowers for Freedom”, a community service project that aims to put carnations on all veteran’s graves in town cemeteries for Memorial Day and to raise and appropriate or transfer from available funds \$1,000 for this purpose.

Per Citizen Petition

Mary Ann Palermo moves and Adele Ervin seconds that the Town transfer from Free Cash \$1,000 for the purpose of supporting Flowers for Freedom, a community service project that places carnations on all veteran graves in town cemeteries for Memorial Day.

The Finance Committee recommends approval, the sum to be added to the Memorial Day Account which was voted in Article 4 (item 82). The Board of Selectmen now recommends approval.

THE MOTION UNDER ARTICLE 20 WAS APPROVED UNANIMOUSLY.

Article 17, 18 and 19 all address recreational marijuana and will be discussed together. Article 17 is a zoning bylaw to ban recreational marijuana in Manchester-by-the-Sea. Article 18 is a zoning bylaw which would restrict recreational marijuana to the Limited Commercial District.

The Finance Committee takes no position.

The Board of Selectmen recommends approval on Article 17, ban by Zoning Bylaw, 4-1.

The Board of Selectmen recommends approval on Article 18, ban by General Bylaw 4-1.

The Board of Selectmen recommends approval on Article 19, restrict by Zoning Bylaw 5-0.

ARTICLE 17. To see if the Town will vote to amend the Town’s Zoning Bylaw by adding a new **Section 6.21 Marijuana Establishments**, that would provide as follows, with the understanding that in accordance with G.L. c.94G, Section 3(a)(2) such bylaw must also be approved by the voters of the Town at an election:

Section 6.21. Consistent with G.L. c. 94G, Section 3(a)(2), all types of non-medical “marijuana establishments” as defined in G.L. c. 94G, Section 1, including marijuana cultivators, independent testing laboratories, marijuana product manufacturers, marijuana retailers or any other types of licensed marijuana related businesses, shall be prohibited within the Town of Manchester-by-the-Sea.

Or take any other action relative thereto.

Per Citizen Petition

Sue Centner moves the article as printed in the warrant and Lorraine Iovanni seconds.

MOTION MADE BY GRETCHEN WOOD, DULY SECONDED, TO MOVE THE QUESTION.

MOTION TO MOVE THE QUESTION AND END DEBATE ON ARTICLE 17 PREVAILS WITH A DECLARED 2/3RDS VOTE.

THE VOTE ON THE MAIN MOTION FAILS WITH 117 YES VOTES AND 117 NO VOTES. DOES NOT ACHIEVE THE REQUIRED 2/3RDS THRESHOLD FOR APPROVAL.

ARTICLE 18. To see if the Town will vote to amend Article X, of the General By-laws by adding a **new Section 44 Marijuana Establishments** that would provide as follows, with the understanding that in accordance with G.L. c.94G, Section 3(a)(2) such bylaw must also be approved by the voters of the Town at an election:

Article X Section 44. Consistent with G.L. c. 94G, Section 3(a)(2), all types of non-medical “marijuana establishments” as defined in G.L. c. 94G, Section 1, including marijuana cultivators, independent testing laboratories, marijuana product manufacturers, marijuana retailers or any other types of licensed marijuana related businesses, shall be prohibited within the Town of Manchester-by-the-Sea.

Or take any other action relative thereto.

Per petition of the Board of Selectmen

Thomas Kehoe moves the Article as printed in the warrant and Margaret Driscoll seconds.

MOTION MADE BY GRETCHEN WOOD, DULY SECONDED, TO MOVE THE QUESTION.

MOTION TO MOVE THE QUESTION AND END DEBATE ON ARTICLE 18 PREVAILS WITH A DECLARED 2/3RDS VOTE.

THE VOTE ON ARTICLE 18 DOES NOT PREVAIL WITH 110 VOTES YES AND 122 VOTES NO.

ARTICLE 19. To see if the Town will vote to amend the Town’s Zoning Bylaw by replacing **Section 6.19 REGULATION OF MEDICAL MARIJUANA TREATMENT CENTERS OR REGISTERED MARIJUANA DISPENSARIES** with a new **Section 6.19 Regulation of Marijuana Businesses** that allows for additional marijuana establishments only in the Limited Commercial District as follows (language to be deleted is shown with a strike through and language to be added is underlined), or take any other action relative thereto:

~~6.19 REGULATION OF MEDICAL MARIJUANA BUSINESSES TREATMENT CENTERS OR REGISTERED MARIJUANA DISPENSARIES~~

6.19.1 Purpose

The purposes of this By-Law are:
to exercise lawful oversight and regulation of Medical Marijuana Treatment Centers (also known as Registered Marijuana Dispensaries) and Marijuana Establishments, together referred to herein as Marijuana Businesses, consistent with Chapter 369 of the Acts of 2012, An Act To Ensure Safe Access to Marijuana, Chapter 55 of the Acts of 2017, all regulations which have or may be issued by the Department of Public Health and/or the Cannabis Control Commission, including, but not limited to 105 CMR 725.00 et seq. and 935 CMR 500.00, et seq., and the Town’s regulatory powers; and to limit the siting and operation of ~~Medical Marijuana Treatment Centers~~ Businesses to locations appropriate to such use, and to regulate such use through conditions necessary to protect community safety while ensuring legitimate patient access.

6.19.2 Applicability

1. The commercial cultivation, production, processing, assembly, packaging, retail or wholesale sale, trade, distribution or dispensing of marijuana ~~for medical use~~ is prohibited unless permitted as a

- ~~Medical-Marijuana Business Treatment Center~~ under this By-Law.
2. No ~~Medical-Marijuana Treatment Center Business~~ shall be established except in conformity with this By-Law and all applicable laws and regulations, including with all such regulations as may be promulgated by the Board of Health; and the requirements of 105 CMR 725.00 et seq. and 935 CMR 500.00, et seq.
 3. Nothing in this By-Law shall be construed to supersede any state or federal laws or regulations governing the sale and distribution of narcotic drugs.

6.19.3 Definitions

Where not expressly defined in the Zoning By-law, terms used in this bylaw shall be interpreted as defined in G.L. c.94I and G.L. c.94G and regulations promulgated and/or incorporated thereunder, and otherwise by their plain language.

Marijuana means all parts of the plant Cannabis sativa L., whether growing or not, the seeds thereof and resin extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds or resin. It does not include the mature stalks of the plant, fiber produced from the stalks, oil, or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture or preparation of the mature stalks, except the resin extracted therefrom, fiber, oil, or cake or the sterilized seed of the plant which is incapable of germination. Marijuana also includes Marijuana infused Products (MIPs) except where the context clearly indicates otherwise.

Marijuana Business means a Medical Marijuana Treatment Center, Marijuana Establishment, or any combination or part thereof.

Marijuana Establishment: A marijuana cultivator, independent testing laboratory, marijuana product manufacturer, marijuana retailer, or any other type of licensed marijuana-related business for the non-medical, including recreational use of marijuana, as set forth in G.L. 94G, and any regulations promulgated thereunder.

Marijuana infused Products (MIP) means a product infused with Marijuana that is intended for use or consumption, including, but not limited to edible products, ointments, aerosols, oils, and tinctures. These products, when created or sold by a Registered Marijuana Dispensary, shall not be considered a food or drug as defined in M.G.L. c. 91, Section 1.

Medical Marijuana Treatment Center as defined by 105 CMR 725.000, et al., as it may be amended or superseded, and pursuant to all other applicable state laws and regulations, means a not-for-profit entity registered under 105 CMR 725.100, otherwise to be known as a Registered Marijuana Dispensary (RMD), that acquires, cultivates, possesses, processes (including development of related products such as edible MIPs, tinctures, aerosols, oils, or ointments), transfers, transports, sells, distributes, dispenses, or administers Marijuana, products containing Marijuana, related supplies, or educational materials to registered qualifying patients or their personal caregivers, as those terms are defined under 105 CMR 725.004. Unless otherwise specified, RMD refers to the site(s) of dispensing, cultivation, and preparation of Marijuana.

Medical use of marijuana means the acquisition, cultivation, possession, processing (including development of related products such as tinctures, aerosols, or ointments), transfer, transportation, sale, distribution, dispensing, or administration of Marijuana for the benefit of qualifying patients in the treatment of debilitating medical conditions, or the symptoms thereof, as those terms are defined under 105 CMR 725.004

Registered Marijuana Dispensary (RMD) has the same meaning as Medical Marijuana Treatment Center

Special Permit Granting Authority (SPGA) pursuant to this By-Law shall be the Planning Board.

6.19.4 Eligible Locations

1. ~~Medical-Marijuana Treatment Centers Businesses~~ may be allowed by Special Permit in the Limited Commercial Zoning District, subject to all requirements of this Zoning By-Law, the requirements of the Board of Health, and of 105 CMR 725.00 et seq. applicable state laws and regulations.

6.19.5 General Requirements and Conditions

The following requirements and conditions shall apply to all ~~Medical-Marijuana Treatment Centers~~ Businesses:

1. All ~~Medical-Marijuana Treatment Centers~~ Businesses must obtain a special permit from the Planning Board pursuant to the requirements of Section 6.4 (Signs), 6.9 (Site Plan Review Special Permit), Section 7.5 (Special Permits) and the requirements of Section 6.19. The Planning Board may grant a single special permit incorporating the requirements of Sections 6.4, 6.9, 7.5 and 6.19 for a ~~Medical-Marijuana Treatment Centers~~ Business.
2. No Special Permit shall issue without demonstration by the applicant of compliance with all applicable state laws and regulations, and with all local regulations.
3. No ~~Medical-Marijuana Treatment Center~~ Business shall be located within 300 feet of a residential zoning district, or within 500 feet of any lot containing a school, child care facility, or playground.
4. No smoking, burning or consumption of any product containing Marijuana or Marijuana-infused products shall be permitted on the premises of a ~~Medical-Marijuana Treatment Center~~ Business except as may be expressly permitted by law.
5. No products shall be displayed in the facilities windows or be visible from any street or parking lot.
6. Signs for all ~~Medical-Marijuana Treatment Centers~~ Businesses shall, at a minimum, comply with Section 6.4 of the Zoning By-Law, the provisions of 105 CMR 725.105(L) ("Marketing and Advertising Requirements"), the provisions of 935 CMR 500 et seq., and the terms and conditions of the special permit issued pursuant to Section 6.19, et seq.

6.19.6 Special Permit Requirements

A ~~Medical-Marijuana Treatment Center~~ Business shall be allowed only by Special Permit in accordance with G.L. c. 40A, s. 9; with the requirements of Section 7.5 et seq. of the Zoning By-Law, with the terms and conditions of the special permit issued pursuant to Section 6.19, et seq. and with the additional requirements contained in this Section (6.19.6), below.

1. Uses. A Special Permit for a ~~Medical-Marijuana Treatment Center~~ Business shall be limited to one or more of the following uses for which RMD's and Marijuana Establishments are authorized to engage in by law.
 - A. ~~cultivation of Marijuana for Medical Use~~
 - B. ~~processing and packaging of Marijuana for Medical Use, including Marijuana that is in the form of smoking materials, food products, oils, aerosols, ointments, and other products; or~~
 - C. ~~retail sale or distribution of Marijuana for Medical Use to Qualifying patients, as that term is defined in 105 CMR 725.001~~
2. Application. In addition to the application requirements set forth in the rules of the Special Permit Granting Authority, a Special Permit application for a ~~Medical-Marijuana Treatment Center~~ Business shall include the following:
 - A. The name and address of each owner of the establishment and property owner;
 - B. Copies of all required licenses and permits issued to the applicant by the Commonwealth of Massachusetts and any of its agencies for the establishment;
 - C. Evidence of the applicant's right to use the site for the establishment, such as a deed, or lease;
 - D. Proposed security measures for the ~~Medical-Marijuana Treatment Center~~ Business demonstrating compliance with all requirements of 105 CMR 725.110, "Security Requirements for Registered Marijuana Dispensaries," including but not limited to secure storage areas, limited access areas, security and alarm systems compliant with 105 CMR 725.110(D), and the requirements of 935 CMR 500 et seq. A copy of the approved security measures shall be provided to the Police Department.

Pursuant to 105 CMR 725.200 (C), The above information is may be confidential and exempt from the provisions of G.L. c. 66, and as such ~~it~~ shall not be part of the public record.
 - E. As applicable, the Proposed Operations and Maintenance Manual for the Medical Marijuana Treatment Center demonstrating compliance with all requirements of 105 CMR 725.110, "Security

Requirements for Registered Marijuana Dispensaries," including but not limited to procedures for limiting access to the facility to persons authorized under 105 CMR 725.110(A); and procedures for transport of Marijuana and/or MIPs as provided under 105 CMR 725.110(E).

Pursuant to 105 CMR 725.200 (C), the above information ~~is~~ may be confidential and exempt from the provisions of G.L. c. 66, and as such ~~it~~ shall not be part of the public record.

3. Hours of Operation. The hours of operation of a ~~Medical Marijuana Treatment Center Business~~ shall be established by the Special Permit Granting Authority.
4. Term of a Special Permit. Special Permits shall be valid for a period of two (2) years from the effective date of the special permit.
5. Transferability of a Special Permit. Special Permits may be transferred only with the approval by the Special Permit Granting Authority, in the form of an amendment to the Special Permit, conditioned upon satisfactory submission of all information required for an original Special Permit.
6. Renewals. A Special Permit may be renewed for successive two (2) year periods provided that a written request for renewal is made to the Special Permit Granting Authority not less than three (3) months prior to the expiration of the then-existing term. Any request for a renewal of a Special Permit shall be subject to publication notice requirements as required for an original application for a Special Permit. Such notice shall state that the renewal request will be granted unless, prior to the expiration of the existing Special Permit, a written objection, stating reasons for such objection, is received by the Special Permit Granting Authority.
 - 6.1. If any such objection is received, the Special Permit Granting Authority shall hold a public hearing on the renewal request and shall proceed in a manner consistent with the proceedings required for an original application.
 - 6.2. The Special Permit shall remain in effect until the conclusion of the public hearing and decision of the Special Permit Granting Authority either granting or denying the Special Permit renewal request.
 - 6.3. In granting any renewal, the Special Permit Granting Authority may alter or impose additional conditions, and/or may provide for revocation of the Special Permit if any identified violations of this By-Law or any other applicable regulation are not corrected within a specified time period.

6.19.7 Severability

If any provision of this Section or the application of any such provision to any person or circumstance shall be held invalid, the remainder of this Section, to the extent it can be given effect, or the application of those provisions to persons or circumstances other than those to which it is held invalid, shall not be affected thereby, and to this end the provisions of this Section are severable. [Added 2015]

Per Petition of the Board of Selectmen

Eli Boling moves the article as printed in the warrant to amend the Town's Zoning Bylaw Section 6.19 by adding the words underlined and striking the words lined out and Thomas Kehoe seconds the motion.

THE MOTION ON ARTICLE 19 PREVAILS WITH 183 YES VOTES AND 43 NO VOTES, ACHIEVING THE 2/3RDS REQUIRED THRESHOLD.

Note to reader: The Meeting acted on Article 20 prior to Article 17.

ARTICLE 21. To see if the Town will vote to raise and appropriate or transfer from available funds \$100,000 to the Stabilization Fund, or take any other action relative thereto.

Per Petition of the Board of Selectmen

Tom Kehoe moves to transfer from Free Cash the sum of \$100,000 into the Stabilization Account and Margaret Driscoll seconds.

The Finance Committee and Board of Selectmen both recommend approval.

THE MOTION UNDER ARTICLE 21 PASSES UNANIMOUSLY.

ARTICLE 22. To see what sum of money the Town will vote to appropriate or transfer from available funds for the purpose of reducing the tax rate, or take any other action relative thereto.

Per petition of the Board of Selectmen

Eli Boling moves and Mory Creighton seconds that the Town pass over or do nothing under Article 22.

The Finance Committee and Board of Selectmen both recommend passing over Article 22.

THE MOTION TO PASS OVER ARTICLE 22 IS VOTED UNANIMOUSLY.

Tom Kehoe moves to dissolve the Annual Town Meeting and Eli Bowling seconds the motion.

THE MOTION TO DISSOLVE THE MEETING PASSES UNANIMOUSLY.

The Moderator declares the meeting dissolved at 10:53 p.m. and thanked everyone for coming.

A True Copy.

Attest: _____
Christina J. St. Pierre, CMMC
Town Clerk
Manchester-by-the-Sea, MA