

**PLYMPTON ANNUAL TOWN MEETING**  
**Commonwealth of Massachusetts**  
**May 14, 2003**

The Plympton Annual Town Meeting was called to order by Moderator William Slater at 7:10 p.m. at the Dennett Elementary School. Moderator Slater led us in a moment of silence in memory of our neighbors who have passed away this year and for the Armed Forces serving around the world. He then led us in the pledge of allegiance to the flag.

The Moderator, Mr. Slater, read the call to the warrant and the Town Clerk, Nancy J. Butler, read the return of the warrant. The Moderator introduced the Finance Committee, Selectmen, Town Clerk, Town Counsel, and the Town Accountant. The tellers were Lenore Swanson and Helen Reynolds. There were 183 registered voters present.

**Voted** (On the motion of Richard L. Springer) The Town vote to allow the following non-residents to speak at the Annual Town Meeting, Representative Tom O'Brien, Police Chief Matthew Clancy, Town Accountant Barbara Gomez, and Town Counsel Rich Bowen.

**Unanimous**

**Voted** (On the motion of Richard L. Springer) The Town vote to adjourn the Annual Town Meeting at 8:30 p.m. to conduct the Special Town Meeting.

**Unanimous**

**Article 1.** The following people gave oral presentations: Susan Ossoff for the School Building Committee and Maxwell West for the Website Development & Maintenance Committee.

**Article 1. Voted:** (On the motion of Richard L. Springer) The Town vote to accept the oral presentations from the School Building Committee and the Website Development & Maintenance Committee.

**Unanimous**

**Article 2. Voted:** (On the motion of Barry DeCristofano) The Town vote to authorize the Town Treasurer to enter into Compensating Balance agreements for FY 2004 as permitted by and in accordance with G.L. c.44§53F.

**Unanimous**

**Article 3. Voted** (On the motion of Stephen Lee) The Town vote to waive the reading of the dollar amounts for Wage & Personnel Classification Plan.

**Unanimous**

**Article 3.** (On the motion of James Ruxton) The Town to vote to amend the rate for Third Year Firefighter to a 3% increase rate.

**Motion fails**

**Article 3. Voted** (On the motion of David Rich) The Town to vote to amend the EMT Standby amount from \$19.19 per 12-hour shift to **\$18.00** per 12-hour shift.

**Motion passes**

**Article 3. Voted** (On the motion of Richard L. Springer) The Town vote to accept the amended Wage & Personnel Classification Plan effective July 1, 2003 and to pay as wages the following sums.

**Motion passes**

**WAGE RECOMMENDATIONS  
FISCAL 2003 – 2004**

**A. Firefighters  
(Part Time)**

|                | <b>SALARY RANGE</b>       |           | <b>PREMIUM</b> |           |
|----------------|---------------------------|-----------|----------------|-----------|
| **Deputy Chief | \$12.59                   | - \$13.19 | \$18.88        | - \$19.80 |
| **Captain      | \$12.47                   | - \$13.07 | \$18.69        | - \$19.61 |
| *Lieutenant    | \$12.35                   | - \$12.94 | \$18.52        | - \$19.42 |
| *First year    | \$10.89                   | - \$11.47 | \$16.33        | - \$17.22 |
| *Second year   | \$11.27                   | - \$11.87 | \$16.89        | - \$17.79 |
| *Third year    | \$12.23                   | - \$12.82 | \$18.33        | - \$19.23 |
| Certified EMT  | \$13.58                   | - \$14.17 | \$20.36        | - \$21.29 |
| EMT Standby    | \$18.00 per 12 hour shift |           |                |           |

**B. Highway Labor**

|                      |         |           |
|----------------------|---------|-----------|
| Working Foreman      | \$14.80 | - \$16.25 |
| Truck Driver/Laborer | \$14.15 | - \$14.74 |
| Laborer              | \$11.53 | - \$12.11 |

**C. Town Labor**

|                        |         |           |
|------------------------|---------|-----------|
| Laborer                | \$11.53 | - \$12.11 |
| Sr. Disposal Attendant | \$13.33 | - \$13.93 |
| Disposal Attendant     | \$11.88 | - \$12.47 |

**D. Clerical**

|                       |         |           |
|-----------------------|---------|-----------|
| Junior Clerk - 1 year | \$ 7.55 | - \$ 8.15 |
| Senior Clerk- 2 years | \$ 9.67 | - \$10.27 |

**E. Accounting/ Assessor**

|                               |         |           |
|-------------------------------|---------|-----------|
| Jr. Accounting Clerk          | \$10.06 | - \$10.65 |
| Sr. Accounting Clerk – 1 yr   | \$11.18 | - \$11.77 |
| Sr. Accounting Clerk - 3 yrs. | \$12.78 | - \$13.35 |
| Sr. Accounting Clerk - 5 yrs. | \$13.93 | - \$14.47 |
| Asst. to Collector/Treasurer  | \$14.57 | - \$16.30 |

**F. Selectmen's Office**

|                            |         |           |
|----------------------------|---------|-----------|
| Junior Secretary - 1 year  | \$ 9.67 | - \$10.27 |
| Senior Secretary - 2 years | \$11.29 | - \$11.89 |
| Senior Secretary - 5 years | \$12.39 | - \$12.98 |
| Assistant to Board         | \$14.57 | - \$16.30 |

**G. Library**

|                           |         |           |
|---------------------------|---------|-----------|
| Director                  | \$16.22 | - \$17.84 |
| Senior Library Technician | \$12.26 | - \$14.39 |
| Library Technician        | \$11.70 | - \$12.87 |
| Circulation Clerk         | \$ 9.60 | - \$10.76 |
| Library Clerk             | \$ 8.00 | - \$ 9.50 |

**H. Salaried Employees**

|                          |             |               |
|--------------------------|-------------|---------------|
| Fire Chief               | \$41,870.38 | - \$53,925.70 |
| Police Chief             | \$41,870.38 | - \$53,925.70 |
| Librarian                | \$23,921.10 | - \$26,608.61 |
| Asst. Assessor - 1 year  | \$19,790.15 | - \$21,846.30 |
| Asst. Assessor - 3 years | \$22,495.20 | - \$24,658.20 |
| Asst. Assessor - 5 years | \$24,945.57 | - \$28,840.00 |
| Veteran's Agent          | \$ 2,607.03 | - \$ 2,633.73 |

**Article 4. Voted** (On the motion of David Pecinovsky) The Town vote to approve the \$47,300,000 indebtedness authorized by the Silver Lake Regional School District School Committee, subject to the terms of the vote authorizing such indebtedness, for the purpose of constructing, reconstructing, adding to, equipping, remodeling and making extraordinary repairs to the Silver Lake Regional High School, including the construction and reconstruction of athletic fields, which authorization shall not take effect until each member town votes to exempt from the limitation on total taxes imposed by G.L.c.59. §21C (Proposition 2 ½) amounts required to pay its share of the principal of and interest on the borrowing authorized by the Silver Lake Regional School District.

**Declared 2/3 majority**

**Article 5. Voted** (On the motion of Richard L. Springer) The Town vote to amend the sum of \$51,000 to **\$3,000** and change the budget line from 62, Fire Services to **63, Fire/EMS.**

**Motion carries majority**

**Article 5. Voted** (On the motion of David Rich) The Town vote to transfer **\$3,000** from the Receipts Reserved Account to budget line **63, Fire/EMS.**

**Passes majority**

**Article 6. Voted** (On the motion of Richard L. Springer) The Town vote to amend the line #62 to **#63 Fire/EMS.**

**Motion carries**

**Article 6. Voted** (On the motion of David Rich) The Town vote to transfer the sum of **\$18,000** from warrant article 29 of the Annual Town Meeting May 16, 2002 to budget line **#63 Fire/EMS** to supplement the ambulance payment.

**Motion carries**

**Voted:** (On the motion of Richard L. Springer) The Town vote to take articles 8 & 9 out of order.

**Motion passes majority**

**Article 8. Voted:** (On the motion of Christine M. Joy) The Town vote to amend the amount of \$39,316 to **\$35,000.**

**Motion carries**

**Article 8. Voted:** (On the motion of Christine M. Joy) The Town vote to transfer from free cash the sum of **\$35,000** to purchase equipment and hardware to upgrade the police department PAMET police server computer system.

**Unanimous**

**Article 9. Voted:** (On the motion of Christine M. Joy) The Town vote to transfer from free cash the sum of **\$20,518** to make the second of three (3) lease payments for two (2) patrol cars leased in FY'03.

**Motion carries**

**Voted:** (On the motion of John Newburn) The Town vote to advance to article #12 before the break for the Special Town Meeting.

**Unanimous**

**Article 12. Voted:** (On the motion of Maureen Springer) The Town vote to adjust the eligibility requisite age from 70 to 65, increase the amount of the exemption from \$500 to \$1,000, increase the allowable income for applicants from \$13,000 to \$20,000 if single and from \$15,000 to \$30,000 if married,

increase the allowable assets for single applicants from \$28,000 to \$40,000 and married applicants from \$30,000 to \$50,000 for property tax exemption for senior citizens under G.L. c.59§5, Clause 41C in accordance with §51 of c.184 of the Acts of 2002.

**Unanimous**

**Recessed at 8:45 P.M. for Special Town Meeting.**

**Reconvened Annual Town Meeting at 9:37 P.M.**

**Article 7. Voted** (On the motion of Barry DeCristofano) The Town vote to take affirmative action to fix the compensation of elected officers and to see what sums of money the Town will raise and appropriate including appropriations from available funds or borrow to defray charges and expenses of the Town including debt and interest for the ensuing year.

**Motion carries**

**Voted** (On the motion of David Batchelder) The Town vote to amend **Line #1 Assessors Salaries** from \$4,689 to **\$2,000.**

**Unanimous**

**Voted** (On the motion of Richard L. Springer) The Town vote to amend **Line #3 Assistant Assessor** from \$28,000 to **\$28,840.**

**Motion carries**

**Voted** (On the motion of Richard L. Springer) The Town vote to amend **Line #4 Accountant/Auditor** from \$7,347 to **\$7,568.**

**Motion carries**

**Voted** (On the motion of Richard L. Springer) The Town vote to amend **Line #7 Town Clerk Salary** from \$20,573 to **\$21,190.**

**Motion carries**

**Voted** (On the motion of Richard L. Springer) The Town vote to amend **Line #12 Tax Collector Salary** from \$23,508 to **\$23,213.**

**Motion carries**

**Voted** (On the motion of Richard L. Springer) The Town vote to amend **Line # 14 Selectmen Salaries** from \$3,000 to **\$3.**

**Motion carries**

**Voted** (On the motion of Richard L. Springer) The Town vote to amend **Line #22 Treasurer Salary** from \$20,573 to **\$21,190.**

**Motion carries**

**Voted** (On the motion of Barry DeCristofano) The Town vote as amended to raise and appropriate Lines 1-34.

**TOTAL GENERAL GOVERNMENT** **\$275,453**  
**Unanimous**

**Voted** (On the motion of Barry DeCristofano) The Town vote to amend **Line #35 Group Health** from \$154,280 to **\$144,280.**

**Unanimous**

**Voted** (On the motion of Barry DeCristofano) The Town vote as amended to raise and appropriate Lines 35 – 39.

**TOTAL INSURANCE & PENSION** **\$351,616**  
**Unanimous**

**Voted** (On the motion of Abdu Nessralla) The Town vote to amend **Line #40 Health Salaries** from \$300 to **\$3.**

**Unanimous**

**Voted** (On the motion of Barry DeCristofano) The Town vote as amended to raise and appropriate Lines 40 – 41.

**TOTAL BOARD OF HEALTH** **\$157,453**  
**Unanimous**

**Voted** (On the motion of Richard L. Springer) The Town vote to amend **Line #42 Surveyor Salary** from \$41,562 to **\$42,812.**

**Motion carries**

**Voted** (On the motion of Barry DeCristofano) The Town vote as amended to raise and appropriate Lines 42 – 49.

**TOTAL HIGHWAY** **\$216,705**  
**Unanimous**

**Voted** (On the motion of Barry DeCristofano) The Town vote to raise and appropriate Lines 50 – 55.

**TOTAL PROTECTION OF PERSONAL PROPERTY**  
**\$19,970**  
**Unanimous**

**Voted** (On the motion of Barry DeCristofano) The Town vote to raise and appropriate Lines 56 -60.

**TOTAL BUILDING DEPARTMENT** **\$33,690**  
**Unanimous**

**Voted** (On the motion of Richard L. Springer) The Town vote to amend **Line #61 Fire Chief Salary** from \$45,098 to **\$46,450.**

**Passes majority**

**Voted** (On the motion of Barry DeCristofano) The Town vote to amend **Line #63** to raise and appropriate **\$2,000** and transfer from Ambulance Fund **\$51,000.** **Unanimous**

**Voted** (On the motion of Barry DeCristofano) The Town vote to raise and appropriate as amended Lines 61 – 64.

**TOTAL FIRE SERVICES** **\$143,080**  
**Unanimous**

**Voted** (On the motion of Richard L. Springer) The Town vote to amend **Line #68 Police Department** from \$18,500 to **\$48,443.**

**Unanimous**

**Voted** (On the motion of Richard L. Springer) The Town vote to amend **Line #69 Police Clerical** from \$12,443 to **\$0.00.**

**Unanimous**

**Voted** (On the motion of Richard L. Springer) The Town vote to amend **Line #70 Police Equipment** from \$17,500 to **\$0.00.**

**Unanimous**

**Voted** (On the motion of Barry DeCristofano) The Town vote to raise and appropriate as amended Lines 65 -71.

**POLICE SERVICES** **\$436,948**  
**Passes majority**

**Voted** (On the motion of Christine M. Joy) The Town vote to raise and appropriate Lines 72 – 73.

**TOTAL AMBULANCE & COMMUNICATION** **\$2,000**  
**Unanimous**

**Voted** (On the motion of Richard L. Springer) The Town vote to raise and appropriate Lines 74 – 77.

**TOTAL VETERANS** **\$11,745**  
**Unanimous**

**Voted** (On the motion of Barry DeCristofano) The Town vote to amend **Line 78 Library Director** to raise and appropriate

**\$25,309** and transfer from free cash **\$759.**  
**Motion carries**

**Voted** (On the motion of Barry DeCristofano) The Town vote as amended Lines 78 – 79.

**TOTAL LIBRARY**  
**\$78,068**  
**Unanimous**

**Voted** (On the motion of Maureen Springer) The Town vote to raise and appropriate Lines 80 – 81.

**TOTAL LOCAL SCHOOL** **\$2,195,346**  
**Passes majority**

**Voted** (On the motion of Maureen Springer) The Town vote **Line #82** to raise and appropriate **\$1,338,575** and to transfer from free cash **\$49,425**. **Motion carries**

**Voted** (On the motion of Richard L. Springer) The Town vote as amended Lines 82 – 82A.

**TOTAL REGIONAL SCHOOL** **\$1,432,841**  
**Unanimous**

**Voted** (On the motion of Christine M. Joy) The Town vote as amended Lines 80 – 82A.

**TOTAL ALL SCHOOLS** **\$3,628,187**  
**Unanimous**

**Voted** (On the motion of Barry DeCristofano) The Town vote **Line #83** to transfer from the Overlay Account the sum of **\$40,000**. **Unanimous**

**TOTAL RESERVE FUND**

**\$40,000**  
**Unanimous**

**Voted** (On the motion of Barry DeCristofano) The Town vote to amend **Line # 85 Interest/Loan/Refunds** to transfer from free cash the sum of **\$1,500** and **\$2,000** from the Overlay Account. **Unanimous**

**Voted** (On the motion of Barry DeCristofano) The Town vote to amend **Line #86 Principal & Interest** to transfer from Free Cash **\$30,518** and **\$219,602** from Debt Reserve. **Unanimous**

**Voted** (On the motion of Barry DeCristofano) The Town vote as amended Lines 84 – 86A.

**TOTAL DEBT & INTEREST** **\$705,518**  
**Unanimous**

**Voted** (On the motion of Barry DeCristofano) The Town vote as amended.

**TOTAL WARRANT** **\$6,100,433**  
**Unanimous**

**Voted** (On the motion of Richard L. Springer) The Town vote to adjourn the Plympton Annual Town Meeting and to reconvene on Thursday May 15, 2003 at the Dennett Elementary School at 7:00 P.M. **Unanimous**

**TOWN OF PLYMPTON  
RECONVENED ANNUAL TOWN MEETING  
MAY 15, 2003**

The Reconvened Annual Town Meeting was called to order by the Moderator William L. Slater at 7:05 P.M. The tellers were Lenore Swanson and Helen Reynolds and there were 74 registered voters present. The Moderator led us in the pledge allegiance to the flag.

**Article 10.** To see if the town will vote to raise and appropriate or transfer from available funds the sum of \$8,920 to make the first of three (3) lease payments on a four-wheel drive patrol/utility vehicle for the police department or take any other action relative thereto.

**Article 10. Voted** (On the motion of Richard L. Springer) The Town vote to pass over Article #10. **Unanimous**

**Article 11. Voted** (On the motion of Christine M. Joy) the town to transfer from free cash the sum of **\$21,000** for the purpose of the **Fiscal 2005 Triennial Revaluation** and its associated costs as mandated by the Department of Revenue. **Unanimous**

**Article 13.** To see if the Town will vote to amend Section 4.2 – Scheduled Uses – as follows: Add to Section 4.2 Scheduled Uses

|  | AR | B  | LM | I  |
|--|----|----|----|----|
| Bottling and Distribution Plant for purpose of bottling and distributing water drawn from Plympton             | X  | X  | X  | X  |
| Water withdrawal to support a private water system to serve two (2) or more lots that are entirely in Plympton | X  | SP | SP | SP |
| Water withdrawal for commercial sale (wholesale or resale) or distribution                                     | X  | X  | X  | X  |
| Water withdrawal to support a municipal water system to serve the town.  | P  | P  | P  | P  |
| Water withdrawal as an accessory use to support an allowed principal use on the same lot.                      | P  | P  | P  | P  |

or take any other action relative thereto.

**Planning Board**

**Article 13.** It was noted that the Planning Board did not sponsor this article.

**Article 13. Voted** (On the motion of Christine M. Joy) The Town vote to pass over Article #13. **Unanimous**

Brian Wick, member of the Planning Board gave a verbal report of the public hearing held on May 6, 2003. The Plympton Planning Board voted 2 to 1 in favor of article #14.

**Article 14.** Upon recommendation of Town Counsel the following changes will be incorporated within the original article.

- Amend the article by striking “flagpoles” from **Section 6.9.8** and by adding a new “**Section 6.9.10.iii, Displays of the**

*United States Flag:* Flagpoles displaying the United States flag are exempt from this bylaw, provided that the sole objective of the illumination is the United States flag and the illumination does not fall upon any commercial signage. For purposes of enforcement, this means that no more than 0.2 (two-tenths\_ foot candles of illumination may fall upon any commercial signage.

- Amend **Section 6.9.10** of the article as follows:  
*Renumber* subsections 6.9.10 (5) and 6.9.10 (6) so they read 6.9.10.i and 6.9.10.ii, respectively; and **add: “Section 6.9.10.iv: Short-term lighting.** Any site shall be allowed to exceed the specification of this bylaw, provided that all of the following conditions are met: (a) the use of such lighting is for any 21 consecutive calendar days or partial days or less; and (b) the total number of days that any one site may be exempted by this provision shall not exceed 45 days (or partial days) per calendar year.”
- Amend the article to **add:**  
**Section 6.9.11.i Special Permit Granting Authority:** The Planning Board shall be the Special Permit Granting Authority for the provisions of this section of the bylaw.

**Article 14. Voted** (On the motion of Robert Smith) The Town vote to amend Zoning Bylaw Section 6 – General Regulations—to add a new subsection as follows:

#### **Lighting Systems and Fixtures**

6.9.1 *Purpose and Intent:* Outdoor lighting is provided for a variety of purposes to the benefit of modern society. It enables people to see essential detail to conduct work or recreation activities at night. It facilitates safety or security of persons or property, for example through lighting on roads and pathways. Outdoor lighting may be used to emphasize features of architectural or historical significance. It is used to call attention to commercial premises by means of area lighting or signs. At times, the pursuit of these purposes through the selection of specific lighting fixture and systems might, in unintended ways, interfere with safety and security (by causing glare that minimizes visibility), and infringe upon the ability of residents to enjoy the nighttime environment. In addition, some lighting fixtures and systems waste public and private resources by consuming more energy than is required to meet the lighting goals at hand.

The purpose of this Bylaw is to preserve, protect, and enhance the lawful nighttime use and enjoyment of any and all property, through ensuring the use of appropriate lighting practices and systems. Such practices, lighting fixtures, and systems--while designed, constructed, and installed such that they maintain safety, security, and productivity--also control glare and light trespass, conserve energy and resources, minimize obtrusive light, and curtail the degradation of the nighttime visual environment. Appropriate systems, therefore, will decrease lighting costs and preserve the night sky as a natural and historical resource without negatively impacting the benefits of lighting in a modern society.

6.9.3 Applicability:

The requirements of this provision shall apply to any new or replacement municipal, industrial, commercial, and special permit uses in any district. This provision also shall apply to any new sign sited in any district and also to any new multi-family uses in any district.

6.9.3 Definitions: Except as noted hereinafter, all definitions are provided in the Zoning Bylaw. Unless the context clearly indicates otherwise, certain words and phrases used in this section shall mean the following:

"Lamp" means the component of an outdoor light fixture that produces light.

"Direct Light" means light emitted directly by a lamp, off a reflector, or through a refractor of an outdoor light fixture.

"Light Trespass" means direct light emitted by an outdoor lamp fixture that shines beyond the boundaries of the property on which the outdoor light fixture is installed.

"Up-light" means direct light emitted by an outdoor light fixture above a horizontal plane through the fixture's lowest light emitting part.

"Shielded" when referring to an outdoor light fixture means that the fixture allows no up-light.

"Filtered" when referring to an outdoor light fixture means that the fixture is to be fitted with a glass, acrylic, or other translucent enclosure of the light source.

6.9.4 Shielding: All outdoor light fixtures subject to this bylaw shall be shielded.

6.9.5 Prohibited Light Sources:

6.9.5.1 Mercury Vapor and Quartz Lamps: For the purposes of this bylaw, quartz lamps shall not be considered an incandescent light source.

6.9.5.4 Laser Source Light: The use of laser source light or any similar high intensity light for outdoor advertising, when projected above the horizontal, is prohibited.

6.9.5.5 Searchlights: The operation of searchlights for advertising purposes is prohibited.

6.9.6 Metal Halide Lighting: All outdoor light fixtures utilizing a metal halide lamp or lamps shall be shielded and filtered. Filtering using quartz glass does not meet this requirement.

6.9.7 Outdoor Advertising Signs: Outdoor light fixtures used to illuminate an outdoor advertising sign shall be mounted on the top of the sign structure.

6.9.8 Outdoor Landscaping and Decorative Lighting: All outdoor light fixtures subject to this Bylaw and used to illuminate landscape features, flagpoles, and other objects shall be shielded and mounted so that they allow no up-light.

6.9.9 Outdoor Light Output Specifications:

(i) Total outdoor light output of any site, excluding street lights used for illumination of public rights-of-way, shall not exceed fifty thousand (50,000) lumens per acre, averaged over the entire property.

(ii) No more than five thousand, five hundred (5,500) lumens per acre may be accounted for by lamps in unshielded fixtures permitted in section 6.9.10 of this bylaw.

(iii) At no point along the property line shall the measured light exceed two tenths (0.2) of a foot candle.

*(iv) No lamp shall be visible to a person of average height standing on the property line.*

6.9.10 Exemptions

7 Fossil Fuel Light: All outdoor light fixtures producing light directly by the combustion of natural gas or other fossil fuels are exempt from all requirements of this Bylaw.

8 Other Light Sources: All outdoor light fixtures using an incandescent lamp or lamps of 150 watts or less are exempt from all requirements of this bylaw. All outdoor light fixtures using any lamp or lamps of fifty (50) total watts or less are exempt from all requirements of this bylaw.

6.9.11 Special Permit Alternative: Outdoor light fixtures may be allowed by special permit if it is found that: (1) significant light pollution will not be created, (2) light trespass will not exceed two tenths (0.2) of a foot candle at the property line, and (3) no lamp is visible to a person of average height standing on the property line.

**2/3 vote**

**Declared 2/3 majority passes**

**Article 15.** The undersigned registered voters of Plympton hereby petition the Board of Selectmen to place the following article on the forth coming annual Town Meeting (2003) warrant:

***Draft Amendment to the Rules and Regulations Governing  
the Subdivision of land, Plympton, MA  
Section 4G. Local Streets***

Purpose: In order to provide an alternative to a standard subdivision, the Planning Board creates the new category of "Local Street". Under this section, it shall be the policy of the Plympton Planning Board to grant waivers to their Rules and Regulations Governing the Subdivision of Land. These waivers would reduce engineering and construction requirements provided the proposed subdivision roadway serves two lots or less. Each lot must contain 120,000 square feet of upland.

This policy is intended to substantially reduce tree removal inherent to a standard subdivision roadway and help retain the rural character of the town by allowing the road to appear more as a driveway rather than a suburban roadway with dwellings every two hundred feet on both sides. This policy is also intended to provide owners of substantial acreage the option of a limited subdivision rather being forced by the high cost of designing and constructing a standard roadway to create and market as many lots as possible.

The width of the layout shall be that required by the Subdivision Regulations and unless specifically addressed below, all provisions of the Plympton Zoning By-law and "The Rules and Regulations Governing the Subdivision of Land in Plympton" shall apply.

The waivers granted shall be to allow the following construction requirements:

A: Pavement: The width shall be twelve feet. 18" wide Cape Cod Berms will be required only on grades steeper than 3.5%. The pavement roundings at the public way need be 15 feet. Property line roundings may not be required. Rather than constructing a cul-de-sac, a hammerhead configuration meeting the AASHTO requirement for a single until truck (SU-30) may be used within the cul-de-sac layout.

B: Drainage: Catch basins are not required but a drainage analysis must be provided to insure adequate drainage and no adverse impacts either to abutters or any wetlands resource areas will be allowed.

C: In order to preserve as many existing trees as possible, no sidewalks or shoulders are required, and the clearing and grubbing must be extended only two feet beyond the edge of the pavement. Also, the roadway need not have a mathematically correct profile but unless authorized by the Planning Board must conform to the existing topography. There will be no minimum slope, but the maximum slope will be 6%. To verify this and to identify any problem sections of the roadway, a plan of the existing and proposed profile will be provided.

D: Unless there are existing utility lines, all utilities shall be underground. In order to reduce the cutting of trees, they shall be installed no more than 2 feet off the roadway.

E: Due to the limited scope of such a project, no EIA will be required, but all wetlands on the subject property must be shown and the required topography with two foot contours need only extend 50 feet from the proposed roadway layout.

In exchange for the reductions in the construction requirements, the subdivider will be expected to agree to the following restrictions, which must be noted on all deeds for all the land within the subdivision:

- 5) The roadway will remain a private way unless upgraded to the roadway requirements for a standard subdivision in force at the time of the upgrade.
- 6) While the roadway remains a private way, it's maintenance will be the responsibility of the owners of the land within the subdivision.

- 7) The roadway shall serve no more than two lots. The roadway will be labeled as "No Access" except at the frontage of the two newly created lots.
- 8) Abutting property owners will not be granted access to the roadway.

**Article 15. Voted** (On the motion of Ronald McAndrews) The Town vote to withdraw the article without prejudice. **Unanimous**

**Article 16.** To see if the Town will vote to amend Article II§1 of the Town of Plympton Municipal By-Laws to read as follows: The Annual Election of officers shall be held on the third Saturday in May, the Annual Town Meeting for the transaction of municipal business shall be held on the first Wednesday in May or take any other action relative thereto.

**Article 16. Voted** (On the motion of Nancy J. Butler) The Town vote to pass over Article #16. **Unanimous**

**Article 17. Voted** (On the motion of Christine M. Joy) The Town vote to amend article #17 to read to transfer the sum of **\$4,351.06** from the Dog License Fund to the **Library Expense Fund.** **Majority**

Article 17. Voted (On the motion of Christine M. Joy) The Town vote to transfer the sum of **\$4351.06** from the dog license fund to the **Library Expense Fund.** **Motion carries**

**Article 18. Voted** (On the motion of Barry DeCristofano) The Town vote to transfer from free cash the sum of **\$11,500.00** to conduct a **financial audit of Fiscal 2003.** **Unanimous**

**Article 19. Voted** (On the motion of James Mulcahy) The town vote to borrow, in anticipation of reimbursement, the sum of \$81,851.86 as the states share of the cost of work under Chapter 90 section 34-2a of the General Laws.  
**2/3 Vote** **Declared 2/3 majority**

**Article 20. Voted** (On the motion of James Mulcahy) The Town to transfer from the sale of lots and graves **\$25,000** for the purpose of expanding and renovating a section of The Hillcrest Cemetery. **Unanimous**

**Article 21.** To see if the Town will vote to raise and appropriate or transfer from available funds and to authorize the Fire Chief to enter into a lease purchase agreement not to

exceed five (5) years, to purchase and equip a fire truck to replace the 1971 brush breaker; said purchase not to exceed one-hundred fifty thousand dollars (\$150,000) with the first payment of \$34,500 (first of five payments) not due before July 1, 2003 or take any other action relative thereto.

**Fire Chief**

**Article 21. Voted** (On the motion of David Rich) The Town vote to pass over Article #21. **Unanimous**

**Article 22.** To see if the Town will vote to raise and appropriate or transfer from available funds to the sum of \$10,000 to replace siding, trim boards, and other repairs to the fire station or take any other action relative thereto.

**Fire Chief**

**Article 22.** No action.

**Article 23. Voted** (On the motion of David Rich) The Town vote to amend line 2 of Article 23 and add the industrial (buildings).

**Majority motion carries**

**Article 23.** (On the motion of Maureen Springer) To amend line 2 of Article 23 and strike the word public (school).

**Motion fails**

**Article 23. Voted** (On the motion of David Rich) The Town vote to adopt Municipal By-law Article XVIII Section 2; The owner of any multi-unit dwelling of four (4) residential units or more, commercial or industrial building, public or private school, or a church shall be subject to a fine of two hundred fifty dollars (\$250) after three (3) fire alarm activations which are deemed to be either false alarms, system malfunctions, or alarms activated due to lack of maintenance in any calendar year. The property owner shall be fined for the fourth fire department response and each response after until the end of the calendar year. Said fine shall be collected and deposited to the Fire Department Receipts Reserved Account. **Motion carries majority**

**Article 24. Voted** (On the motion of James Mulcahy) The Town vote to amend the sum of \$11,700.00 to **\$6,000** and two grass mowers to **one (1) grass mower.** **Motion carries**

**Article 24. Voted** (On the motion of James Mulcahy) The Town vote to transfer from free cash the sum of \$6,000 to purchase **one (1) grass mower.** **Unanimous**

**Article 25. Voted** (On the motion of Nancy J. Butler) The Town vote to accept M.G.L.c140§147A.

**Chapter 140: Section 147A. By-laws and ordinances relative to regulation of dogs.**

Section 147A. Any city or town which accepts the provisions of this section is hereby empowered to enact by-laws and ordinances relative to the regulation of dogs. Except as hereinafter provided in clauses (a), (b) and (c), and notwithstanding any contrary provision of sections one hundred and thirty-seven to one hundred and seventy-four D, inclusive, relating to the regulation of dogs or any special law relating to the regulation of dogs, such by-laws and ordinances may relate to, but not be limited to dog licensing, establishing dog fees, disposition of fees, appointment of dog officers, kennel licensing and regulations, procedures for the investigation of and reimbursement for damage caused by dogs, restraining of dogs and establishing penalties for a breach thereof. No such by-law or ordinance shall be inconsistent with the provisions of this chapter relating to (a) the turning over or sale of animals to any business or institution licensed or registered as a research facility or animal dealer, as provided in section one hundred and fifty-one; (b) the minimum confinement period of dogs as provided in section one hundred and fifty-one A; and (c) the methods of execution, as provided in said section one hundred and fifty-one A.

In any city or town which accepts this section, all money received from licenses or recovered as fines under any by-law or ordinance enacted pursuant to the provisions of this section, shall be paid into the treasury of said town or city and shall not thereafter be paid over by the town or city treasurer to the county in which said town or city is located.

Any and all functions relating to the regulation of dogs pursuant to section one hundred and thirty-seven to one hundred and seventy-four D, inclusive, which would otherwise be performed by the county, by the county commissioner or otherwise, shall not be performed by the county on behalf of any city or town which is not a member of the county dog fund.

Any and all costs which would otherwise be paid out of the county dog fund shall not be paid by the county to any city or town which is not a member of the county dog fund, or to any city or town which accepts this section and such cities and towns shall thereupon be responsible for all costs and expenses relating to the regulation of dogs.

**Unanimous**

**Article 26. Voted** (On the motion of Nancy J. Butler) The Town vote to waive the reading of Article #26, to amend the following typographical errors:

Section 3 KENNEL LICENSES: The last sentence in the first paragraph to remove the words "Section 6.1A of the Town's Zoning By-law." And to amend it to read Kennels are defined and classified in "Section 1 of Article XXI."

Section 11 RESTRAINT OR MUZZLING: Amend the last sentence to read, If the owner or keeper refuses or neglects to restrain or muzzle such dog as required, he shall *be punished by a fine of not* more than twenty-five dollars (\$25.00).

**Motion carries**

**Article 26.** (On the motion of Edward Yurewicz) To amend Section 5. PENALTIES FOR FAILURE AND/OR TARDINESS TO LICENSE: Paragraph two (2) by striking out the words "refuses to answer, or"

**Motion fails**

**Article 26. Voted** (On the motion of Brian Wick) To amend Section 11 RESTRAINT OR MUZZLING by adding sub-section G. "G. for any activity surrounding the use of training dogs for attack, protection, guard, or similar purposes that are not performed behind an enclosed and secured fence or restrained by a lead or chain of less than seven (7) feet." **Unanimous**

**Article 26. Voted The** Town vote to adopt Article XXI §1 through §18 of the Municipal By-laws in its entirety.

## **ARTICLE XXI**

### **RULES AND REGULATIONS RELATIVE TO THE**

## **CONTROL OF DOGS IN THE TOWN OF PLYMPTON**

### **Section 1.**

DEFINITIONS: The following words and phrases shall have the following meaning:

**"Dog Officer"**, any officer appointed under these Rules and Regulations for the enforcement of said Rules and Regulations.

**"Keeper"**, any person, corporation or society, other than the owner, harboring or having in his possession any dog.

**"Kennel"** single premises with a collection of no more than five (5) dogs, six (6) months or older, that are maintained for breeding, boarding, sale, training, hunting, or any other purpose.

**"Hobby Kennel"**, single premises with a collection of six (6) to ten (10) dogs, six (6) months or older, that are maintained for

any purpose, and where fewer than four litters per year are raised.

**“Commercial Kennel”**, single premises with a collection of eleven (11) or more dogs six (6) months or older that are maintained for any purpose, or where four (4) or more litters per year are raised, or where the boarding or grooming of dogs is performed as a business.

**“License Period”**, the time between July 1 and the following June 30<sup>th</sup>, both dates inclusive.

**“Clerk”**, the Town of Plympton Clerk.

**“Livestock or fowl”**, animals or fowl kept or propagated by the owner for food or recreational purposes.

**“Domestic Animals”** shall include but not be limited to dogs and cats.

**“Selectman”** shall mean the Plympton Board of Selectmen.

**“Board of Health”** shall mean the Plympton Board of Health.

**“Town”** shall mean the Town of Plympton.

## **Section 2.**

### **LICENSES AND TAGS:**

The owner or keeper of a dog kept in the Town of Plympton is subject to these Regulations when the dog attains the age of six (6) months and annually thereafter as required by M.G.L c140§145B.

The Town Clerk shall issue dog licenses and tags on a form prescribed and furnished by the Town of Plympton. The Dog Officer may accept applications and fees for licenses and shall transmit same to the Clerk who shall cause the license to be issued. Subject to the approval of the Board of Selectmen, the town may permit licensing to be conducted through the mail.

The Clerk shall record each license issued, the name of the owner or keeper of each dog so licensed, and the name, registered number and description of each dog. The owner or keeper of any dog so licensed shall state upon the license form the breed, color, weight, age, and special markings of the dog. Such books shall be open to public inspection during the usual office hours of such clerk.

Each tag shall include the license number, a statement that the dog is licensed in the Town of Plympton, and the year issued.

The owner or keeper shall cause said dog to wear around its neck or body a collar or harness to which the tag shall be securely attached. In the event that any tag is lost, defaced or

destroyed, the owner or keeper shall obtain substitute tags from the town Clerk at a cost of two dollars (\$2.00) to be paid to the Town.

The fee for each dog licensed shall be ten dollars (\$10.00) unless a certificate from a veterinarian stating that the dog has been spayed or neutered has been presented to the clerk, in which case the fee shall be seven dollars (\$7.00). A certified copy of such certificate on file in the office of any city or town clerk within the Commonwealth of Massachusetts may be accepted as evidence that such operation has been performed. If the Town Clerk is satisfied that the certification by the veterinarian who neutered or spayed the dog cannot be obtained, the Town Clerk may accept in lieu thereof a statement under the penalties of perjury by a veterinarian registered and practicing in the Commonwealth describing the dog and stating that he has examined such dog and in his opinion, the dog has been neutered or spayed. Until the veterinarian has examined the dog in question, license fee for the licensing period shall be at the rate of the unaltered male or female dog.

No fee shall be charged for a dog specially trained to lead or trained to lead or serve a blind or deaf person upon presentation to the clerk of a certificate of such training. No fee shall be charged for dog specially trained for police work and actively serving in law enforcement.

A license fee shall not be refunded because of a subsequent death, loss, spaying or neutering, or removal from the Town of such dog, nor because a license fee has been mistakenly paid to a city or town.

The provisions of this section shall not apply to institutions licensed under Chapter 140, Section 174D of the General Laws, to shops licensed under Section 39A of Chapter 129 of the General Laws, to any person operating a licensed kennel and where otherwise provided, by law.

### **Section 3.**

#### **KENNEL LICENSES:**

Any owner or keeper of four (4) or more dogs, six (6) months of age or over, shall obtain a kennel license; provided, however, that if necessary to operate a kennel under the Town's Zoning By-law, the written approval of the Board of Appeals or special permit granting authority must be presented to the Town Clerk prior to the issuance of such license. Kennels are defined and

classified in Section 1 of Article XXI.

The fees for each classification of kennel license shall be as follows:

Kennel License: \$30 (thirty dollars) per year

Hobby Kennel License: \$60 (sixty dollars) per year

Commercial Kennel License: \$150 (one-hundred fifty dollars) per year

A kennel license shall be in lieu of any other license required for any dog which may be kept in such kennel for any portion of the period for which the license is issued. The owner or keeper of such kennel shall renew the license prior to the commencement of each succeeding license period.

While at large, each dog in a kennel shall wear a collar or harness to which shall be securely attached a tag upon which shall appear the number of the kennel license, the name "Town of Plympton", and the year of issuance. Such tag shall be in a form prescribed and furnished by the Town of Plympton and shall be issued by the Town Clerk along with the kennel license.

If a kennel owner desires to increase the capacity of his kennel during a license period, he shall apply for a license modification to the Town Clerk, and, if necessary, present the Town Clerk with the written approval of the Board of Appeals prior to the issuance of such license modification. The Clerk shall issue such modification upon payment by the owner of the difference between his existing kennel license and the fee for the kennel license most recently approved.

The Clerk shall issue, without charge, upon written application and written approval of the Board of Appeals, a kennel license to any domestic charitable corporation incorporated in the Commonwealth of Massachusetts exclusively for the purpose of protecting animals from cruelty, neglect or abuse.

A veterinary hospital shall not be considered a kennel unless it contains an area for the grooming or selling of dogs, or for the boarding of dogs for other than medical or surgical purposes, in which case it shall supply to the Clerk proof of obtaining a special permit from the Board of Appeals prior to the issuance of a kennel license.

All holders of kennel licenses shall notify the Town Clerk, in writing, of the sale of any dog or pup, including a description of

the animal, the age, color, identifying marks, sex and whether the dog has been spayed or neutered. The kennel owner will forward a copy of such notice, to the clerk of the city or town in which the new owner of the dog resides.

**Section 4.**

**KENNEL INSPECTION AND REGULATION:**

The Dog Officer or the Chief of Police of the Town of Plympton or other persons authorized under the General Laws, shall at any time inspect or cause to be inspected any kennel and if, in his or her judgment, the kennel is not being maintained in a sanitary and humane manner, or if records are not properly kept as required by law, the Board of Selectmen shall by order revoke or suspend said kennel license. In the case of suspension of said license, the Board of Selectmen may reinstate such kennel license and impose conditions and regulations upon the operation of said kennel.

Upon the petition of six (6) citizens filed with the Board of Selectmen setting forth that they are aggrieved or annoyed to an unreasonable extent by one or more dogs at a kennel located in the Town of Plympton because of excessive barking or vicious disposition of such dogs or other conditions connected with the kennel that constitute a public nuisance, the Board of Selectmen shall, within seven (7) days of the filing of such petition, give notice to all parties concerned of a public hearing to be held within fourteen (14) days after the date of such notice. Within seven (7) days after the public hearing, the Board of Selectmen shall make an order either revoking or suspending such kennel license or otherwise regulating the operation of said kennel, or shall dismiss such petition.

Any person maintaining a kennel after the license has been suspended or revoked shall be punished by a fine of not less than fifty dollars (\$50.00) per day payable to the Town of Plympton.

**Section 5.**

**PENALTIES FOR FAILURE AND/OR TARDINESS TO LICENSE:**

Whoever violates any provision of Article XXI §2 or §3 of these Rules and Regulations shall be punished by a fine of not less than twenty-five dollars (\$25.00) nor more than fifty dollars (\$50.00), which shall be paid to the Town.

If any persons refuses to answer, or answers falsely, questions of a police officer or a Dog Officer pertaining to his ownership of a dog, he shall be punished by a fine of not less than twenty-five dollars (\$25.00), which shall be paid to the Town.

If the dog as to which any violation occurs was unlicensed at the time of such violation, a fine of not less than twenty-five dollars (\$25.00) nor more than fifty dollars (\$50.00) shall be imposed to be paid to the Town, and the owner or keeper of such dog will be required to immediately procure the current license and tag.

**Section 6.**

**RABIES:**

The owner or keeper of a dog, which has reached the age of six (6) months, shall cause that dog to be vaccinated against rabies by a veterinarian using a vaccine approved by the Department of Public Health.

Upon vaccination, the veterinarian shall provide a tag which shall be secured to the collar or harness of the dog which shall show the year the vaccination was given and he shall prepare three copies of a form which shall specify the name and address of the owner or keeper of the dog, the name, registration number, rabies tag number, license number, life of the vaccine and the name of the company that produced the vaccine. The veterinarian shall mail one copy to the Plympton Town Clerk, present one copy to the owner or keeper of the dog and keep one copy.

The Plympton Board of Health shall furnish upon request to any uninsured resident of the Town who has been or may be exposed to rabies, anti-rabic vaccine and treatment free of charge in accordance with the rules and regulations of the Department of Public Health and accepted medical practice. Such person shall have the right to select his own physician who shall be paid by the Town at a rate established by the Board of Health.

The Board of Health shall provide a rabies vaccination free of charge upon request of the Dog Officer.

Unvaccinated dogs acquired or brought into the Town of Plympton shall be vaccinated within ninety days (90) or upon reaching the age of six (6) months, whichever is later.

Vaccinated dogs shall be revaccinated as required in accordance with rules adopted and promulgated by the Department of Public Health.

Whoever violates the provisions of this Section shall be punished by a fine of fifty dollars (\$50.00) which shall be paid to the Town.

**Section 7.**  
DISPOSITION OF FEES AND FINES:

The Town Clerk shall issue said licenses and tags and receive the money therefore and pay it into the Town treasury not later than the first Monday of each month.

The Town Clerk shall make a record in books kept therefore of each licensed issued, the name and address of the owner or keeper of each dog so licensed, the registered number and description of each dog, and such books shall be open to public inspection during the usual office hours. The Town shall pay for all license forms, tags, record books and all standard operating forms.

**Section 8.**  
DOG OFFICERS:

The Board of Selectmen shall, from time to time, appoint one or more Dog Officers who shall receive an annual salary which shall be set by the Board of Selectmen within the amount appropriated by the Town. The Dog Officer may be a police officer or constable.

The Board of Selectmen, on behalf of the Town, may enter into a contract with a domestic charitable corporation incorporated exclusively for the purpose of protecting animals from cruelty, neglect or abuse, to perform the duties of the Dog Officer.

**Section 9.**  
DOG OFFICERS — DUTIES:

The Dog Officer shall attend to all complaints, except as assigned to the Chief of Police, or other matters regarding dogs in the Town.

The Dog Officer shall, at least twice in each year, inspect every premises holding a kennel license and shall issue a written report of the conditions of said kennel to the Board of Selectmen and the Board of Health, stating his opinion as to the

maintenance, humane and sanitary conditions, and if records are properly kept by the owner or keeper of said kennel.

The Dog Officer shall be responsible for maintaining records of all animals that become the subject of any action and shall record each complaint and the nature thereof and what action, if any, was taken by the Dog Officer or any other authority of the Town.

The Dog Officer shall maintain records of each dog confined under his care and custody for any reason whatsoever, stating the reasons for such confinement, the breed and color of the dog, the date the dog came under the control of the Dog Officer, the final disposition of the dog and the date of this disposition.

The records maintained by the Dog Officer are considered public documents and available upon request.

The Dog Officer shall examine any premises to be used as a proposed kennel and must submit a written report to the Board of Selectmen or if a special permit is required the Zoning Board of Appeals as well, stating their opinion as to whether or not such a site would be suitable for the type of kennel license requested.

No Dog Officer shall be a licensed animal dealer registered with the United States Department of Agriculture and no Dog Officer or any representative shall sell any animal to any licensed animal dealer registered with the United States Department of Agriculture. Whoever violates the provision of this Section shall be punished by a fine of not less than fifty dollars (\$50.00) not more than two hundred dollars (\$200.00) payable to the Town of Plympton.

**Section 10.**  
**DISTURBING THE PEACE:**

If any person shall make a complaint in writing to the Dog Officer that any dog owned or harbored within the Town of Plympton is a nuisance by reason of biting, excessive barking, howling or any other manner that disturbs the quiet of the public, or is a source of annoyance to any sick person residing in the vicinity, the Dog Officer shall investigate or cause to be investigated such complaint which may include an examination under oath of the complainant, submit a written report to the Selectmen of his findings and recommendations, together with the written complaint. Upon receipt of such report, the Selectmen may call

a hearing, giving the owner or keeper of the dog due notice to appear, to interview, under oath, the complainant and the owner or keeper of the dog. The Selectmen after the hearing may make such order concerning the restraint, muzzling, silencing, removing or disposing of such dog, dismissal of the complaint or such other action as may be deemed necessary. The Dog Officer, after investigation, may issue an interim order that such dog be restrained or muzzled for a period not to exceed fourteen (14) days to enable the Selectmen to issue their order following receipt of the report of the Dog Officer. If the Selectmen fail to act during the period of the interim order, upon expiration of the interim period, the order is automatically vacated.

Any owner or keeper who fails to comply with an order with the Board of Selectmen, Dog Officer, or District Court shall face a complaint in the District Court and shall pay to the Town a fine of not more than twenty-five dollars (\$25.00) for the first offense and not more than one hundred dollars (\$100.00) for a second or subsequent offense.

**Section 11.**  
**RESTRAINT OR MUZZLING**

The Dog Officer may restrain or muzzle, or issue an interim order to restrain or muzzle, for a period not to exceed fourteen (14) days, any dog for any of the following reasons:

- A. for having bitten or threatened (worried) any person
- B. if found at large or unmuzzled, as the case may be while an order for restraint of such dog is in effect. For the purpose of this by-law, the term "at large" means a dog which is defined as any and all of the following:
  - C. is outside the enclosure of the owner or keeper and not under the immediate care of the owner or keeper of such dog
  - D. is not restrained by a lead or chain of less than seven (7) feet that is of suitable test for the size of the dog being restrained.
  - E. if found in a school, or schoolyard or other recreational area
- F. for having killed or maimed or otherwise damaged any domestic animal, livestock, or fowl
- G. for chasing any vehicle (including bicycles) upon any public way or way open to public travel in the town
- H. for chasing people walking or running on any public way or way open to public travel in the town
- I. for any activity surrounding the use of training dogs for

attack, protection, guard, or similar purposes that are not performed behind an enclosed and secured fence or restrained by a lead or chain of less than seven (7) feet.

All dogs must be muzzled or restrained within twelve (12) hours of issuance of such order. If the owner or keeper refuses or neglects to restrain or muzzle such dog as required, he shall be punished by a fine or not more than twenty-five dollars (\$25).

**Section 12.**

COMPLAINT OF NUISANCE:

If any person shall make a complaint to the Dog Officer that any dog harbored within the Town of Plympton is a nuisance by reason of a vicious disposition, the Dog Officer shall investigate or cause to be investigated such complaint which may include an examination under oath of the complainant, submit a written report of his findings and recommendations, together with the written complaint. Upon receipt of such report, the Selectmen may call a hearing, giving the owner or keeper of the dog due notice to appear, to interview, under oath, the complainant and the owner or keeper of the dog. The Selectmen after the hearing may make such order concerning the restraint, muzzling, removing or disposing of such dog, dismissal of the complaint or such other action as may be deemed necessary. The Dog Officer, after his investigation, may issue an interim order that such dog be restrained or muzzled for a period not to exceed fourteen (14) days to enable the Selectmen to issue their order following receipt of the report of the Dog Officer. If the Selectmen fail to act during the period of the interim order, upon expiration of the interim period, the order is automatically vacated.

Any owner or keeper who fails to comply with an order with the Board of Selectmen, Dog Officer, or District Court shall face a complain in the District Court and shall pay to the Town a fine of not more than twenty-five dollars (\$25.00) for the first offense and not more than one hundred dollars (\$100.00) for a second or subsequent offense.

Any police officer, constable or Dog Officer shall kill a dog or cause the dog to be killed, which the Board of Selectmen, and upon review, a magistrate or judge of the district court shall have ordered to be restrained or destroyed for vicious behavior, and if such dog is again found outside the enclosure of its owner or keeper and not under his immediate care. Any police officer, Dog Officer or constable may kill a dog, which is living in a wild state.

**Section 13.**

ANY PERSON MAY KILL A DOG, WHEN:

Any person may kill a dog, which suddenly assaults him while he is peaceably standing, walking or riding outside the enclosure of its owner or keeper. Any person may kill a dog found out of the enclosure of its owner or keeper and not under his immediate care of the owner or keeper of such dog in the act of worrying, wounding or killings persons, domestic animals, livestock, or fowl. If any person shall kill or attempt to kill a dog so found, he shall not be held liable for cruelty to the dog unless it shall be shown that he intended to be cruel to the dog, or that he acted with a wanton disregard for the suffering of the dog. Any person who kills or wounds a dog under this section shall, within twenty-four (24) hours, report such action to the Dog Officer and police department.

Any police officer, constable or Dog Officer shall kill a dog, which the Board of Selectmen, or upon review, a magistrate or judge of the district court shall have ordered to be restrained or destroyed for vicious behavior, and if such dog is again found outside the enclosure of its owner or keeper and not under his immediate care. Any police officer, dog officer or constable may kill a dog, which is living in a wild state.

**Section. 14.**

KILLING OF DOG KNOWN TO HAVE DONE DAMAGE-BONDS:

The Selectmen or their agents duly authorized in writing, may, after written notice to the owner or keeper, enter upon the premises of the owner or keeper of any dog known to have done damage to domestic animals, livestock, or fowl, and then and there kill such dog or cause such dog to be killed, unless such owner or keeper whose premises are thus entered shall give a bond in the sum of two hundred dollars (\$200.00), with sufficient sureties, approved by the Board of Selectmen, conditioned that the dog be under permanent restraint. If the owner or keeper declares his intention to provide such bond, he shall be allowed seven (7) business days, excluding holidays in which to provide said bond to the Town Clerk.

**Section 15.**

PROPERTY DAMAGE, APPRAISAL, REIMBURSEMENT:

Whoever suffers loss by the worrying, killing or maiming of

domestic animal, livestock or fowl by dog(s) shall inform the Dog Officer who shall forthwith proceed to the scene to view the damage, who shall determine if the damage was done in fact by dog(s) and, if so, appraise the amount of the damage if it does not exceed fifty dollars (\$50.00).

If in the opinion of the Dog Officer the damage exceeds fifty dollars (\$50.00), the damage shall be appraised on oath by three persons, one of whom shall be the dog officer, one shall be appointed by the person alleged to be damaged and the third appointed by the other two.

The said appraisers shall consider and include in such damages the number and kind of animals damaged, the extent of the damage and the approximate weight of the killed animals. The appraisers will also note in their report whether or not any animals were sent for veterinarian treatment in an effort to save them or sent to the veterinarian to be destroyed due to extensive damage suffered, and the number and kind of such animals. Such report will be filed in the office of the Town Clerk within ten (10) days of said appraisal, who shall submit said appraisal report to the Board of Selectmen. The Board of Selectmen may require the appraisers to provide any additional information that they deem appropriate in accordance with the report of the appraiser.

**Section 16.**

**NO REIMBURSEMENT IN CERTAIN CASES:**

No owner of domestic animals, livestock or fowl shall be reimbursed for damages inflicted by his own dog or dogs, nor shall he be reimbursed if he, himself, was the owner or keeper of an unlicensed dog six months of age or older. No reimbursement shall be made in the case of damage to deer, elk, cottontail rabbit, northern hares, pheasants, quail, partridge and other livestock or fowl determined by the Department of Fisheries, Wildlife and Recreational Vehicles to be wild. No reimbursement will be made for damages unless the livestock or fowl are kept in proper houses or in suitable enclosed areas. Awards for damages in no case shall exceed the fair cash market value of such domestic animal, livestock or fowl.

**Section 17.**

**LIABILITY OF OWNER:**

The owner or keeper of a dog which has done damage to domestic animals, livestock or fowl shall be liable for such

damage, and the Selectmen may order the owner or keeper to pay such damages after an investigation by the Dog Officer of the facts of the matter and an appraisal by the Dog Officer, one person chosen by the person sustaining the damage and a third appraiser chosen by the other two. The appraisers will submit a report to the Selectmen stating the type of damage, the number and kind of animal damages and whether any animals required medical treatment by a veterinarian to save them or if the veterinarian destroyed the animal as a result of extensive damage suffered.

In the event that the owner or keeper of such dog known to have done damage to domestic animals, livestock, or fowl refuses to pay upon the order of the Selectmen, the Selectmen shall enter or cause to be entered a complaint in district court for the enforcement of the order.

If the owner or keeper of a dog, which has previously been ordered restrained or destroyed by the Selectmen, appeals the decision to the district court, and such dog wounds any person, or shall maim or kill any domestic animal, livestock, or fowl during the appeal process, the owner or keeper of such dog will be liable to the person injured either in body or through damage to domestic animal, livestock, or fowl in triple the amount of actual damages sustained by him.

**Section 18.**

**EFFECTIVE DATE:**

Article XXI §1 through §18 inclusive shall take effect on July 1, 2003.

**Motion carries majority**

**Article 27.** To see if the Town will vote to raise and appropriate or transfer from available funds in the treasury a sum of money to be added to the Stabilization Fund or take any other action relative thereto.

**Board of Selectmen**

**Article 27. Voted** (On the motion of Richard L. Springer) The Town vote to pass over Article #27.

**Unanimous**

**Article 28.** To see if the Town will authorize and direct the Assessors to take a sum of money from available funds to reduce the tax levy for the current year, or take any other action relative thereto.



Respectfully submitted,  
Nancy J. Butler, CMC/CMMC  
Town Clerk

A true copy,  
ATTEST:

Nancy J. Butler, CMC/CMMC  
Town Clerk

**PLYMPTON SPECIAL TOWN MEETING WARRANT**  
**Commonwealth of Massachusetts**  
**May 14, 2003**

PLYMOUTH, ss.

To either of the Constables or officers of the Town of Plympton,  
in the County of Plymouth:

GREETING:

In the name of the Commonwealth of Massachusetts  
you are directed to notify and warn the inhabitants of the Town of  
Plympton qualified to vote in elections and town affairs to meet  
at the

**Dennett Elementary School**  
**Wednesday, May 14, 2003**  
**8:30 PM**

for the transaction of any business that may legally come before  
said meeting and then and there to vote on the following articles:

**Article 1.** To see if the Town will transfer from available  
funds the sum of \$25.00 to pay an unpaid telephone bill from  
fiscal year 2003 or take any other action relative thereto.

**Board of Selectmen**

**Article 2.** To see if the Town will vote to transfer from  
available funds the sum of \$20,000 to budget line 21 (Town  
Counsel) to cover increased legal expenses for FY'03 or take  
any other action relative thereto.

**Board of Selectmen**

**Article 3.** To see if the Town will vote to transfer from  
available funds the sum of \$4,367.00 to budget line 36 (Blanket  
Insurance) to cover increased insurance costs for FY'03 or take  
any other action relative thereto.

**Board of Selectmen**

**Article 4.** To see if the Town will vote to transfer from  
available funds the sum of \$14,000 to budget line 67 (Police  
Services) to offset a shortfall or take any other action relative  
thereto.

**Police Chief**

**Article 5.** To see if the Town will vote to transfer \$2,500  
from budget line 66 (Chief's Salary) and a further sum of money

from available funds to budget line 67 (Police Services) to help offset a shortfall or take any other action relative thereto.

**Police Chief**

**Article 6.** To see if the Town will transfer from available funds the sum of \$2,500 to budget line 72 (Police Vehicles) to offset a shortfall or take any other action relative thereto.

**Police Chief**

**Article 7.** To see if the Town will vote to transfer from available funds a sum of money to line 39 (Unemployment) or take any other action relative thereto.

**Treasurer**

**Article 8.** To see if the Town will vote to transfer from budget line 35 (Group Health) voted on May 15, 2002 \$5,000 to budget line 38 (Town Share Medicare) and \$9,000 to budget line 84 (Reserve Fund) or take any other action relative thereto.

**Treasurer**

You are directed to post five (5) copies of this warrant, one at each of the public bulletin boards at the Plympton Town House, Plympton Public Library, Dennett Elementary School, Pogo's Restaurant and the Plympton Post Office, hereof, fail not and make due return of your doings thereon at the time and place of said meeting.

Given under our hands this 22<sup>nd</sup> day of April 2003.

\_\_\_\_\_(Signed) \_\_\_\_\_(Signed) \_\_\_\_\_(Signed)  
Richard L. Springer Christine M. Joy John C. Newburn  
**Board of Selectmen**

I have posted five (5) copies as directed.

Constable: \_\_\_\_\_(Signed) \_\_\_\_\_  
Dana L. Fowler  
Date: \_\_\_\_\_4/22/03

A true copy,  
ATTEST:  
Nancy J. Butler, CMC/CMMC  
Town Clerk

**PLYMPTON SPECIAL TOWN MEETING MINUTES**  
**Commonwealth of Massachusetts**  
**May 14, 2003**

The Plympton Special Town Meeting was called to order by Moderator William Slater at 8:45 p.m. at the Dennett Elementary School. The Town Clerk Nancy J. Butler read the return of the warrant.

The Tellers were Lenore Swanson and Helen Reynolds. There were 183 registered voters present. Town Counsel was Richard Bowen.

**Article 1. Voted** (On the motion of Richard L. Springer) The Town vote to amend the article to read fiscal year 2002.

**Unanimous**

**Article 1. Voted** (On the motion of Richard L. Springer) The Town vote to transfer from free cash the sum of \$25.00 to pay an unpaid telephone bill from fiscal year 2002.

**9/10 Majority**

**Unanimous**

**Article 2. Voted** (On the motion of Richard L. Springer) The Town vote to transfer from free cash the sum of \$20,000 to budget line 21 (Town Counsel) to cover increased legal expenses for FY'03.

**Unanimous**

**Article 3. Voted** (On the motion of Christine M. Joy) The Town vote to transfer from free cash the sum of \$4,367.00 to budget line 36 (Blanket Insurance) to cover increased insurance costs for FY'03.

**Unanimous**

**Article 4. Voted** (On the motion of Richard L. Springer) The Town vote to amend the sum from \$14,000 to **\$13,000**.

**Unanimous**

**Article 4. Voted** (On the motion of Barry DeCristofano) The Town vote to transfer from free cash the sum of \$14,000 to budget line 67 (Police Services) to offset a shortfall.

**Unanimous**

**Article 5. Voted** (On the motion of Christine M. Joy) The Town vote to amend the article to remove the words "and a further sum of money from available funds". **Unanimous**

**Article 5. Voted** (On the motion of Richard L. Springer) The Town will vote to transfer from free cash \$2,500 to budget line 67 (Police Services) to help offset a shortfall. **Unanimous**

**Article 6.** To see if the Town will transfer from available funds the sum of \$2,500 to budget line 72 (Police Vehicles) to offset a shortfall or take any other action relative thereto.

**Police Chief**

**Article 6.** (On the motion of Richard L. Springer) The Town vote to pass over Article #6. **Unanimous**

**Article 7. Voted** (On the motion of Barry DeCristofano) The Town vote to amend the amount to **\$10,646.00. Unanimous**

**Article 7. Voted** (On the motion of Barry DeCristofano) The Town vote to transfer the sum of **\$10,646.00** from free cash to line 39 (Unemployment). **Motion carries**

**Article 8. Voted** (On the motion of Jeanne Sullivan) The Town vote to transfer from budget line 35 (Group Health) voted on May 15, 2002 \$5,000 to budget line 38 (Town Share Medicare) and \$9,000 to budget line 84 (Reserve Fund).

**Unanimous**

**Voted** (On the motion of Christine M. Joy) The Town vote to dissolve the Special Town Meeting. **Unanimous**

The Plympton Special Town Meeting dissolved at 9:15 P.M.

Respectfully submitted,

Nancy J. Butler, CMC/CMMC  
Town Clerk

A true copy,  
ATTEST:

Nancy J. Butler, CMC/CMMC  
Town Clerk

**PLYMPTON SPECIAL TOWN MEETING WARRANT**  
**Commonwealth of Massachusetts**  
**October 1, 2003**

PLYMOUTH, ss.

To either of the Constables or officers of the Town of Plympton,  
in the County of Plymouth:

GREETING:

In the name of the Commonwealth of Massachusetts  
you are directed to notify and warn the inhabitants of the Town of  
Plympton qualified to vote in elections and town affairs to meet  
at the

**Plympton Town House**  
**5 Palmer Road**  
**7:00 PM**

for the transaction of any business that may legally come before  
said meeting and then and there to vote on the following articles:

**Article 1.** To see if the Town will fix the compensation of  
elected officers and to see what sums of money the Town will  
raise and appropriate including appropriations from available  
funds or borrow to defray charges and expenses of the Town  
including debt and interest for the ensuing year or take any other  
action relative thereto.

**Board of Selectmen**

**Article 2.** To see if the Town will vote to accept  
Cushman's Landing as a public way, in accordance with the  
Street Acceptance Plan of Cushman's Landing in Plympton,  
Mass., Prepared for Michael R. McCaffrey Scale 1"=40", dated  
February 10, 2003 by Vautrinot Land Surveying, Inc., Engineers  
and Land Surveyors, P.O. Box 144, Plympton, MA, (781) 585-  
5505, (781) 585-5520, (fax), which plan is on file at the Town  
Clerk's office, or take any other action.

**Planning Board**

**Article 3.** To see if the Town will vote to transfer \$20,000  
from the stabilization fund to budget line #66 (Police Services) to  
maintain 24 hour a day police coverage or take any other action  
relative thereto.

**Chief of Police**

**Article 4.** To see if the Town will vote to transfer \$2,500  
from budget line #68 (Police Department) to budget line #66  
(Police Services) or take any other action relative thereto.

**Chief of Police**

**Article 5.** To see if the Town will transfer a sum of money from the receipts reserved account to the Fire/EMS budget line #63 or take any other action relative thereto.

**Fire Chief**

**Article 6.** To see if the Town will transfer a sum of money from the receipts reserved account to the Fire Services budget line #62 or take any other action relative thereto.

**Fire Chief**

**Article 7.** To see if the Town will accept MGL Chapter 32B§2 as amended by Chapter 46 of the Acts of 2003. The amendment reads "A member of a call fire department or other volunteer emergency service agency serving a municipality shall be considered an employee, if approved by vote of the municipal legislative body, and the municipality shall charge such individual 100 percent of the premium."

**Fire Chief**

**Article 8.** To see if the town will transfer a sum of money from the stabilization account to budget line #62 Fire Services or take any other action relative thereto.

**Fire Chief**

You are directed to post five (5) copies of this warrant, one at each of the public bulletin boards at the Plympton Town House, Plympton Public Library, Dennett Elementary School, Plympton Pizza and the Plympton Post Office, hereof, fail not and make due return of your doings thereon at the time and place of said meeting.

Given under our hands this 2nd day of September 2003.

Richard L. Springer (signed)      Christine M. Joy (signed)

**Board of Selectmen**

I have posted five (5) copies as directed.

Constable: Dana L. Fowler (signed)

Date: 9/16/03

A true copy,

ATTEST:

Nancy J. Butler, CMC/CMMC

Town Clerk

**PLYMPTON SPECIAL TOWN MEETING**  
**Commonwealth of Massachusetts**  
**October 1, 2003**

The Plympton Special Town Meeting was called to order by Moderator William L. Slater at 7:10 p.m. at the Plympton Town House. The Moderator welcomed everyone and introduced himself. Mr. Slater asked for a moment of silence for all members of our community who have passed on since our last meeting then, led us in the Pledge of Allegiance to the Flag. The members of the Finance Committee, the Selectmen and the Town Clerk were introduced.

The tellers were Lenore S. Swanson and Helen Reynolds and there were 108 registered voters. The Town Clerk Nancy J. Butler read the return of the warrant.

**Voted:** (On the motion of Christine Joy) The Town voted to allow the following non-residents to speak at the Special Town Meeting this included Representative Tom O'Brien, Police Chief Matthew Clancy, Town Accountant Barbara Gomez.

**Unanimous**

Representative Tom O'Brien spoke briefly concerning the financial state of the State and advised it probably will not be any better next year.

**Article 1. Voted:** (On the motion of David Bugbee) The Town vote to take affirmative action to fix the compensation of elected officers and to see what sums of money the Town will raise and appropriate including appropriations from available funds or borrow to defray charges and expenses of the Town including debt and interest for the ensuing year.

**Unanimous**

**Voted:** (On the motion of Howard Randall) The Town vote to reduce Lines 1 – 34, of the voted budget of May 16, 2003 by \$17,429.

**TOTAL GENERAL GOVERNMENT** **-\$17,429**  
**Passes Majority**

**Voted:** (On the motion of David Bugbee) The Town vote *no change* to Lines 35 – 39 of the voted budget of May 16, 2003.

**TOTAL INSURANCE & PENSION** **\$351,616**  
**Unanimous**

**Voted:** (On the motion of David Bugbee) The Town vote to reduce Lines 40 – 41 of the voted budget of May 16, 2003 by \$13,453.

**TOTAL BOARD OF HEALTH** **-\$13,453**  
**Passes Majority**

**Voted:** (On the motion of David Bugbee) The Town vote to reduce Lines 42 – 49 of the voted budget of May 16, 2003 by \$13,545.

**TOTAL HIGHWAY** **-\$13,545**  
**Passes Majority**

**Voted:** (On the motion of David Bugbee) The Town vote to reduce Lines 50-55 of the voted budget of May 16, 2003 by \$788.

**TOTAL PROTECT. PERSL PRPRTY** **-\$788**  
**Unanimous**

**Voted:** (On the motion of David Bugbee) The Town vote to reduce Lines 56 -60 of the voted budget of May 16, 2003 by \$2,878.

**TOTAL BULDING DEPT.** **-\$2,878**  
**Unanimous**

**Voted:** (On the motion of David Bugbee) The Town vote to reduce Lines 61 – 64 of the voted budget of May 16, 2003 by \$7,080.

**TOTAL FIRE SERVICES** **-\$7,080**  
**Passes majority**

**Voted:** (On the motion of David Bugbee) The Town vote to reduce Lines 65 – 71 of the voted budget of May 16, 2003 by \$32,861.

**TOTAL POLICE SERVICES** **-\$32,861**  
**Passes majority**

**Recessed at 7:45 P.M. for  
Special Emergency Town Meeting.**

**Reconvened Special Town Meeting at 8:05 P.M.**

**Voted:** (On the motion of David Bugbee) The Town vote *no change* to Line 72 **Unanimous**

**Voted:** (On the motion of David Rich) The Town vote to reduce Line 73 of the voted budget of May 16, 2003 by \$171 and to

transfer from Reserve Account \$171.00 to Fire & Police Communications.

**TOTAL AMB. & COM.** **-\$171**  
**Unanimous**

**Voted:** (On the motion of David Bugbee) The Town vote to reduce Lines 74 - 77 of the voted budget of May 16, 2003 by \$790.

**TOTAL VETERANS** **-\$790**  
**Unanimous**

**Voted:** (On the motion of David Bugbee) The Town vote to reduce Lines 78 – 79 of the voted budget of May 16, 2003 by \$5,202.

**TOTAL LIBRARY** **-\$5,202**  
**Unanimous**

**Voted:** (On the motion of David Bugbee) The Town vote to reduce Lines 80 – 81 of the voted budget of May 16, 2003 by \$187,579.

**TOTAL LOCAL SCHOOL** **-\$187,579**  
**Unanimous**

**Voted:** (On the motion of David Bugbee) The Town vote to reduce Lines 82 – 82A of the voted budget of May 16, 2003 by \$61,392.

**TOTAL REGIONAL SCHOOLS** **-\$61,392**  
**Unanimous**

**TOTAL ALL SCHOOLS** **-\$248,971**  
**Unanimous**

**Voted:** (On the motion of David Bugbee) The Town vote to reduce Line 83 of the voted budget of May 16, 2003 by \$3,589.

**RESERVE FUND** **-\$3,589**  
**Unanimous**

**Voted:** (On the motion of David Bugbee) The Town vote *no change* to Lines 84 – 86A of the voted budget of May 16, 2003.

**TOTAL DEBT & INTEREST** **\$705,518**  
**Unanimous**

**TOTAL REDUCTION** **-\$346,586**  
**Unanimous**

**TOTAL ADJUSTED BUDGET** **\$5,717,265**  
**(See attached worksheet)**

**Article 2.** To see if the Town will vote to accept Cushman's Landing as a public way, in accordance with the Street Acceptance Plan of Cushman's Landing in Plympton, Mass., Prepared for Michael R. McCaffrey Scale 1"=40", dated February 10, 2003 by Vautrinot Land Surveying, Inc., Engineers and Land Surveyors, P.O. Box 144, Plympton, MA, (781) 585-5505, (781) 585-5520, (fax), which plan is on file at the Town Clerk's office, or take any other action.

**Planning Board**

**Article 2. Voted:** (On the motion of D. Howard Randall) The Town vote to pass over Article 2. **Declared Majority**

**Article 3. Voted:** (On the motion of Richard Springer) The Town vote to transfer \$20,000 from the stabilization fund to budget line #66 (Police Services). **Declared Majority**

**Article 4. Voted:** (On the motion of Christine Joy) The Town vote to transfer \$2,500 from budget line #68 (Police Department) to budget line #66 (Police Services).

**Unanimous**

**Article 5.** To see if the Town will transfer a sum of money from the receipts reserved account to the Fire/EMS budget line #63 or take any other action relative thereto.

**Fire Chief**

**Article 5. Voted:** (On the motion of Richard Springer) The Town vote to pass over Article 5. **Unanimous**

**Article 6.** To see if the Town will transfer a sum of money from the receipts reserved account to the Fire Services budget line #62 or take any other action relative thereto.

**Fire Chief**

**Article 6.** (On the motion of David Rich) The Town vote to amend the sum of money to \$8,000. **Motion failed**

**Article 6.** The Moderator declared the article was **out of order**.

**Article 7. Voted:** (On the motion of David Rich) The Town vote accept MGL Chapter 32B§2 as amended by Chapter 46 of the Acts of 2003. The amendment reads "A member of a call fire department or other volunteer emergency service agency serving a municipality shall be considered an employee, if

approved by vote of the municipal legislative body, and the municipality shall charge such individual 100 percent of the premium.” **Declared majority**

**Article 8.** To see if the town will transfer a sum of money from the stabilization account to budget line #62 Fire Services or take any other action relative thereto.

***Fire Chief***

**Article 8.** (On the motion of David Rich) The town vote to amend the sum of money to \$8,000. **Motion passed**

**Article 8.** (On the motion of David Rich) The town vote to transfer \$8,000 from the stabilization account to budget line #62 Fire Services. **2/3 Vote Declared motion failed**

**Vote:** (On the motion of Howard Randall) The Special Town Meeting dissolved at 9:10 p.m. **Unanimous**

Respectfully submitted,

Nancy J. Butler, CMC/CMMC  
Town Clerk, Plympton

A true copy,  
ATTEST:

Nancy J. Butler, CMC/CMMC  
Town Clerk, Plympton

**PLYMPTON SPECIAL TOWN MEETING WARRANT**  
**Commonwealth of Massachusetts**  
**October 1, 2003**

PLYMOUTH, ss.

To either of the Constables or officers of the Town of Plympton,  
in the County of Plymouth:

GREETING:

In the name of the Commonwealth of Massachusetts  
you are directed to notify and warn the inhabitants of the Town of  
Plympton qualified to vote in elections and town affairs to meet  
at the

**Plympton Town House**  
**5 Palmer Road**  
**Assembly Room**  
**7:45 PM**

for the transaction of any business that may legally come before  
said meeting and then and there to vote on the following articles:

**Article 1.** To see if the Town will vote to transfer \$100,000  
from the stabilization account to pay for the mold remediation at  
the Dennett Elementary School with all expenditures under the  
direction of the Board of Selectmen or take any other action  
relative thereto.

**Board of Selectmen**

You are directed to post five (5) copies of this warrant, one at  
each of the public bulletin boards at the Plympton Town House,  
Plympton Public Library, Dennett Elementary School, Plympton  
Pizza and the Plympton Post Office, hereof, fail not and make  
due return of your doings thereon at the time and place of said  
meeting.

Given under our hands this 15th day of September 2003.

Richard L. Springer (signed)      Christine M. Joy (signed)  
**Board of Selectmen**

I have posted five (5) copies as directed.

Constable: Dana L. Fowler

Date: 9/16/03

A true copy,

ATTEST:

Nancy J. Butler, CMC/CMMC  
Town Clerk

**PLYMPTON SPECIAL TOWN MEETING**  
**Commonwealth of Massachusetts**  
**October 1, 2003**

The Plympton Special Emergency Town Meeting was called to order by Moderator William L. Slater, at 7:45 p.m. at the Plympton Town House.

The tellers were Lenore S. Swanson and Helen Reynolds; there were 108 registered voters present. The Town Clerk Nancy J. Butler read the return of the warrant.

**Article 1. Voted:** (On the motion of Richard Springer) Following a motion and seconded to move the article forward, the Town vote to amend the amount to transfer from the stabilization account from \$100,000 to \$25,000. **Unanimous**

**Article 1. Voted:** (On the motion of Richard Springer) The Town vote to transfer \$25,000 from the stabilization account to pay for the mold remediation at the Dennett Elementary School with all expenditures under the direction of the Board of Selectmen. **2/3 Vote** **Declared 2/3 majority**

**Voted:** (On the motion of Richard L. Springer) The Town voted to adjourn to the Special Town Meeting **Unanimous**

Special Emergency Town Meeting dissolved 7:55 p.m.

Respectfully submitted,

Nancy J. Butler, CMC/CMMC, Town Clerk

A true copy,

ATTEST:

Nancy J. Butler, CMC/CMMC  
Town Clerk