

TOWN COUNCIL MEETING MINUTES
Weymouth Town Hall
Council Chambers
June 15, 2015, Monday

Present: Patrick O'Connor, President
Michael Smart, Councilor
Robert Conlon, Councilor
Kenneth DiFazio, Councilor
Jane Hackett, Councilor
Ed Harrington, Councilor
Rebecca Haugh, Councilor
Thomas J. Lacey, Councilor
Arthur Mathews, Councilor
Brian McDonald, Councilor
Michael Molisse, Councilor

Also Present: Susan M. Kay, Mayor
George Lane, Town Solicitor
Kathy Deree, Town Clerk
Richard Swanson, Town Auditor

Recording Secretary: Mary Barker

President O'Connor called the meeting to order at 7:30 PM. After the Pledge of Allegiance, Town Clerk Kathy Deree called the roll, with one member not yet present. President O'Connor reported that Councilor Lacey planned to arrive late due to a work commitment.

ANNOUNCEMENTS

Councilor Smart announced the Weymouth Public Library Summer Sounds Concert series to take place on the lawn of the Fogg Library and sponsored by the Cultural Council. Concert dates are July 7th, 14th and 21st at 7PM, and residents are invited to bring a blanket or lawn chair and enjoy the music.

Councilor DiFazio announced the East Weymouth Neighborhood Association, North Weymouth Civic Association and the Idlewell Neighborhood Civic Association to co-sponsor a Proposition 2 ½ Override informational meeting at the Abigail Adams Auditorium at 7 PM on June 23, 2015. The Mayor and administrative staff will present information and answer questions.

Councilor Harrington announced the Pond Plain Improvement Association plans to schedule an informational meeting on the proposed Proposition 2 ½ Override in early July. The public will be notified of the date and time on the town's website.

Councilor McDonald announced the town's 4th of July festivities to be held on July 3, 2015 at Lane Beach in North Weymouth. Shuttle busses will run from the Whipple Center, 181 Green Street. Call 340-2133 for additional information.

Councilor Hackett announced the reopening of Legion Field on June 20, 2015 from 2-6PM. Call 340-5012 for additional information/questions.

Mayor Kay announced an open house at the Emery Estate on Saturday, June 20, 2015.

Citation Issuance to William McKinney, Resignation – Mayor Susan Kay, Council President Patrick O'Connor and Councilor Michael Molisse

Mayor Kay presented Mr. McKinney with a Certificate of Recognition for his service to the Town and Council President O'Connor read a citation presented on behalf of the Town Council. Mr. McKinney received an ovation from the audience.

Citation Issuance to Thomas Slattery, Retirement – Mayor Susan Kay and Councilor Thomas J. Lacey

Mayor Kay read a citation into the record from the town and Council President Patrick O'Connor read a citation presented on behalf of the Town Council recognizing Mr. Slattery's 40 years of service to the School Department.

Citation Issuance to Nancy Marrapese-Burrell, Community Service– Mayor Susan Kay and Councilor Brian McDonald

Mayor Kay and Councilor McDonald read the citation presented a Certificate of Merit to Ms. Marrapese-Burrell, Boston Globe sportswriter, on behalf of the town and the Town Council for her fundraising efforts to benefit the Weymouth Food Pantry and Cee Cee & Friends, a local animal shelter. Ms. Marrapese-Burrell was acknowledged for having raised over \$126,000 on behalf of the two organizations over the past six years.

Citation Issuance to Susie Chu, Community Service– Mayor Susan Kay and Councilor Brian McDonald

Councilors McDonald and Haugh read the citation and presented it to Susie Chu who was recently recognized by the Weymouth Elks as Citizen of the Year for her fundraising efforts to benefit Weymouth through the South Shore Showcase.

During this presentation, at 7:53 PM, Councilor Lacey arrived.

MINUTES

Budget/Management Committee Meeting Minutes of April 27, 2015

A motion was made by Vice President Smart to approve the minutes of the Budget/Management Committee meeting of April 27, 2015 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

Budget/Management Committee Meeting Minutes of April 29, 2015

A motion was made by Vice President Smart to approve the minutes of the Budget/Management Committee meeting of April 29, 2015 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

Economic Development Committee Meeting Minutes of May 12, 2015

A motion was made by Vice President Smart to approve the minutes of the Economic Development Committee meeting of April 21, 2015 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

Ordinance Committee Meeting Minutes of June 4, 2015

A motion was made by Vice President Smart to table the minutes of the Ordinance Committee meeting of June 4, 2015 and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

COMMUNICATIONS AND REPORTS FROM THE MAYOR, TOWN OFFICERS AND TOWN BOARDS

15 090-Proposed Amendment to the Animal Control Ordinance

Mayor Kay requested that the Town of Weymouth, through Town Council, amend the Town of Weymouth Code of Ordinances, Section 6-700 through 6-801, by deleting same in its entirety and in substitution thereof, the following:

SECTION 6-700 NON-DOMESTICATED ANIMALS & DOMESTICATED ANIMALS

SECTION 6-701 Animals at Large

(a) No person shall suffer any horse, cattle, other grazing animals or fowl kept or controlled by him to run at large upon any of the streets or other places in the Town, either with or without a keeper.

SECTION 6-702 Displaying Non-domesticated Animals for Entertainment

(a) *Definitions:*

Animals - Any mammal, bird, reptile, amphibian, or fish with the exception of human beings.

Domesticated Animal - Any animal occurring naturally or historically in the United States, that through long association with humans, has been bred to a degree which has resulted in genetic changes affecting the temperament, color, conformation or other attributes of the species to the extent that makes it unique and different from wild animals of its kind. (aka not domesticated)

Wild Animal - Any animal occurring naturally and traditionally within the United States that is not a domesticated animal, livestock, or fowl.

Exotic Animal - Any animal not occurring naturally or historically in the United States. The phrase includes, but is not limited to, all manner of lions, tigers, leopards, jaguars,

cheetahs, elephants, zebras, camels, giraffes, reptiles and any crossbreed of these animals other than fish or insects.

Education - Non-profit groups, institutions or individuals who engage in teaching and instructing with intent and the effect of imparting knowledge to others through oral presentations and/or written hand-outs (whose sole purpose is to teach without entertainment), or entity deemed educational by the Massachusetts Society for the Prevention of Cruelty to Animals.

Entertainment - Any organization which replicates the traditional wild animal circus in which wild animals are required to perform tricks or participate as accompaniments in performances for the amusement of an audience.

(b) No Living non-domesticated animals shall be displayed for public entertainment or amusement in circuses, carnivals or other similar entities on property owned by the Town of Weymouth, on Town-owned property under lease, or on private property. As used in this paragraph, “displayed” shall include, but is not limited to, animal acts or performances, animal rides and competitive animal races.

(c) This Ordinance shall not apply to domestic animals including, but not limited to, dogs, cats, horses and farm animals.

(d) This Ordinance shall not apply to exhibits deemed educational by the Town of Weymouth

SECTION 6-703 *Feeding of Wildlife*

(a) No person within the town shall feed any wildlife where posted.

(b) The Animal Control Officer or Police Officer is hereby authorized to seek a complaint against the person who is found to have violated the provisions of this Ordinance. Section 6-703 shall be subject to enforcement under the provisions of C. 40, s. 21D, by the fines of:

1. The penalty for the first violation shall be fifty dollars (\$50);
2. The penalty for the second violation shall be seventy-five dollars (\$75);
3. The penalty for the third and each subsequent violation shall be one-hundred dollars (\$100).

SECTION 6-704 *Keeping of Farm Type Animals/Fowl*

(a) *Definitions:*

ABUTTER: The owners or tenants of property which adjoin the lot upon which animals are to be kept and the shelter is within 100 feet of the abutters occupied dwelling.

REGULATED ANIMALS: swine, horses, cows, goats, sheep, burros, llamas, deer, chickens, ducks, or other fowl, or other farm type animals stabled outside homes within the Town of Weymouth.

*****ROOSTERS AND CROWING HENS ARE PROHIBITED*****.

STABLE: any building, enclosure, premises or portion thereof where regulated animals over twenty (20) pounds or more than 10 small animals (under 20 pounds), are kept

SMALL ANIMAL SHELTER: any building, enclosure, premises or portion thereof where regulated animals, (i.e. fowl & rabbits) under twenty (20) pounds, other than house pets, are kept. No more than 10 animals are allowed on site in a small animal shelter.

WETLAND: any wetland resource area as defined in 310 CMR 10.000 or other land defined as wetland with the Weymouth Conservation Department.

(b) No person shall keep or allow to be kept within the limits of this town, in any building, or on any premises of which he may be the owner, tenant, or occupant: swine, horses, cattle, goats, rabbits, fowl, ducks, poultry, ratites, camelids, sheep, or other regulated animals without a Livestock Permit granted by the Animal Control Officer.

(c) Livestock permit applicants must reside at the property, as well as, must provide the name, address, and telephone number of a competent caretaker, who;

1. resides within close proximity of the property
2. is capable of caring for the farm animals or fowl, and
3. is willing to care for the animals in an emergency.
4. if property is not owned by the applicant, the applicant must submit a notarized letter from the property owner giving permission to have livestock on the property.

(d) Livestock Permits are not transferable from person to person, location to location, and do not run with the land.

(e) All Livestock Permit applications must be submitted with the application fee, the plot plan showing the location of the small animal shelter/stable and size of the shelter/stable, and the abutter notifications if applicable to the Weymouth Health Department. The Animal Control Officer and/or Health Agent will perform an inspection of the property and the farm animal housing area once the application is received. No animals shall be allowed on-site until such permit is granted.

(f) Applicants must make sure that the setbacks listed below are met and are shown on their site or plot plan for approval:

1. Small Animal Shelter:
 - a) 10 feet to an adjacent property line
 - b) 20 feet to adjacent dwelling (neighbor)
 - c) 100 feet from a wetland
 - d) 200 feet from high water mark of a source of drinking water or tributary thereof
 - e) 10 feet from occupied dwelling on permitted property

2. Stable:

- a) 100 feet to an adjacent property line
- b) 100 feet to adjacent dwelling
- c) 100 feet from a wetland
- d) 200 feet from high water mark of a source of drinking water or tributary thereof

(g) The Weymouth Animal Control Officer and/or Agent of the Health Department must visit the property before farm animals are brought on-site to determine the fitness of the property for housing farm animals. Such inspection shall consist of verifying the suitability of the site, the condition of the facilities, and the manure storage/odor abatement plan.

(h) Anyone requesting a permit under this section must notify direct abutters if applicable by certified mail or constable. Proof of notification must be submitted with application. Sample notification letter will be supplied with application.

(i) In those cases where abutters express significant concerns and /or objections, the permit shall not issue.

(j) Livestock Permits expire annually on December 31st and must be renewed on an annual basis with the appropriate fee established by this ordinance. Failure to renew may result in late fees and/or fines.

(k) The maximum allowable number of animals will be stated on the permit. The Animal Control Officer and/or the Health Department will determine the maximum allowable number of animals on a case by case basis.

(l) The construction of stables shall be in conformity with the Town of Weymouth Building Code and shall include but not be limited to the following:

- 1. There shall be at least two (2) windows in each stable.
- 2. There shall be adequate ventilation in each stable.
- 3. Each stall shall be no less than five (5) feet by ten (10) feet in size, or such larger size so as to allow the horse to have room to comfortably lie down or stand up.
- 4. There shall be adequate drainage either natural or artificial for urine or waste matter in every horse or pony stall
- 5. All flooring in any stable shall be acceptable to the Animal Control Officer and Health Department and be constructed in a manner to adequately drain.

(m) The owners or persons in control of any buildings or premises, in which animals are kept, shall keep the buildings and premises clean and free from decaying food, filth, dirt, stagnant water, and animal wastes.

(n) All manure shall be kept in a suitable pit or receptacles. No storage of manure will be allowed within one hundred feet (100') of any wetland. Manure shall be removed

as necessary to eliminate odor or insect problems. The accumulation, stockpiling, and storage of manure outside of a pit or receptacle is prohibited.

(o) All animals must be confined to the permitted stable or small animal shelter. They shall not roam freely on the property.

(p) Adequate potable water supply must be available at all times.

(q) Upon inspection, if deficiencies are found by the Animal Control Officer or Health Department, either department may at its discretion issue fines or a written order to the person or persons having control of the premises to correct the deficiencies. A re-inspection will then be conducted to ensure compliance. Failure to comply may result in revocation or suspension of a permit, an order of removal of all animals and/or fines. The permit holder acknowledges that holding a permit allows the Animal Control Officer, Animal Inspector and or Health Department to inspect the property at any time. Failure to allow inspection is subject to permit suspension/revocation and or fines listed in the subsequent section.

(r) Any violation of this ordinance, the possession of a farm type animal(s) without a valid permit, or the possession of fowl(s) without a valid permit may result in a permit being suspended/revoked and or the following fines:

- | | |
|------------------|--|
| 1. 1st Violation | \$50.00 |
| 2. 2nd Violation | \$75.00 |
| 3. 3rd Violation | \$100.00 and or suspension or revocation of a permit |

Each day a violation exists shall be deemed to be a separate offense.

(s) The owner or operator of the premises where regulated animals are kept shall give written notice to the Animal Control Officer and the Health Departments if they request a hearing for the purpose of permit suspension, revocation, denial or refusal to renew a permit. This written notice shall be served through a certified letter sent return receipt requested or by constable. The Health Department shall hold the hearing no later than 21 days from the date the written notice is received.

(t) The annual fee for a Livestock Permit fee will be set in accordance with the Weymouth Code of Ordinances section 5-305 after review and consent of the Mayor.

SECTION 6-705 *Dogs and Cats*

(a) Leashing required; length of leash - No person shall permit a dog owned or kept by him beyond the confines of the property of the owner or keeper unless the dog is held firmly on a leash. The length of a leash shall not exceed six (6) feet when off the property of the owner or keeper. An owner or keeper may use a leash of a greater length to restrain a dog on the property of an owner or keeper, provided that the dog is securely confined to the premises of the owner or keeper.

(b) Disturbing the peace - No person shall own or keep within the Town any dog which by biting, barking, howling or in any other manner disturbs the peace and quiet of any neighborhood or endangers the safety of any person or domesticated or farm animal.

(c) Restrictions – Defecation - An owner or keeper of a dog shall remove, and dispose of any feces left by such dog on any sidewalk, street, park or other public area or on any private property which is not owned or occupied by such owner. If a dog defecates on property other than that of the owner or keeper, the owner or keeper of the dog is responsible for the immediate removal of the feces.

Feces shall only be disposed of at a place suitable and regularly reserved for the disposal of human feces or otherwise designated by the Board of Health, to include an amount of feces that can be disposed of in the regular trash located upon the property owned or possessed by the person in control of the dog, provided it is contained in a plastic or paper bag. It shall be unlawful for any person to allow dog feces to accumulate in any yard, pen, building, structure or premises so as to cause an annoyance or discomfort to the public.

Section 6-801 (c) of this Chapter shall not apply to a person who, by reason of a physical disability, is unable to comply with requirements of such a section.

(d) Penalties - The Animal Control Officer is hereby authorized to seek a complaint against the owner or keeper of a dog who is found to have violated the provisions of this Ordinance. This section shall be subject to enforcement under the provisions of C. 40, s. 21D.

1. The penalty for the first violation shall be fifty dollars (\$50);
2. The penalty for the second violation shall be seventy-five (\$75) dollars;
3. The penalty for the third and each subsequent violation shall be one-hundred (\$100).

Any person who violates any provisions of Chapter 6-801 section A through Q shall be subject to the penalties listed above.

(e) Order to restrain or muzzle; review of order by court - In addition to the foregoing penalties, the Animal Control Officer is also authorized and empowered to muzzle, restrain or order the owner or keeper of a dog to muzzle or restrain a dog pending a hearing before the Chief of Police as hereinafter provided, when the Animal Control Officer finds that a dog has bitten or threatened any person or domesticated farm animal; chased any vehicle upon any way open to public travel in the Town; or the owner had violated the provision of this Ordinance more than three (3) times. The owner or keeper of any dog that has been ordered to be restrained or muzzled under the provisions of this section may request the Animal Control Officer in writing to vacate such order. If such order is not vacated, the owner or keeper of such dog may bring a petition in District Court praying that the order of restraint may be reviewed by the court as provided in M.G.L C. 140, s. 157.

(f) Additional remedies - In addition to any other statutory authority as may be, including but not limited to M.G.L.C. 140 the Animal Control Officer may, with the approval of the Chief of Police, enter a complaint before the said Chief for the purpose of obtaining an order with respect to the control of disposition of a dog found to be uncontrollable or whose owner or keeper is unresponsive to any other penalties contained in this Ordinance.

(g) Penalties in addition to license fee; In addition to the requirement that a dog shall be duly licensed as required by law, the owner of a dog which has not renewed a license before March 1st in any year shall be subject to a late fee penalty of Ten Dollars (\$10.00), any dog license renewed starting April 01 through December 31 shall be subject to a Twenty-five \$25.00 late fee in addition to the license fee.

(h) Duty of Animal Control Officer; registry required - It shall be the duty of the Animal Control Officer and every police officer to apprehend any dog found running around at large and to impound such dog in a facility approved by the Chief of Police. The Animal Control Officer upon receiving any dog shall make a complete registry, entering the breed, color and sex of such dog and whether licensed. If licensed, the name and address of the owner and the number of the license tag shall be recorded.

(i) Notice of impoundment; reclamation; charges - Not later than three (3) days after the impounding of any dog, the owner shall be notified, or, if the owner of the dog is unknown, written notice shall be posted for three (3) days at one (1) or more conspicuous places in the Town describing the dog and the place and time of taking. The owner of any dog so impounded may reclaim such dog upon payment of the costs and charges incurred by the Town for impounding and maintenance of such dog. Charges shall be paid to the facility which the dog was held. The daily rate for keeping of a dog shall be set by the approved facility holding the dog. Any owner/keeper not paying the facility will be fined the amount owed to the facility and if not paid within 21 days a criminal complaint will be filed in the district court.

(j) Rabies vaccinations - Whoever is the owner or keeper of a dog or cat six (6) months of age or older shall cause such dog and cat to be vaccinated against rabies by a licensed veterinarian using a vaccine approved by the Director of Public Health. Such owner or keeper shall procure a veterinarian's certification that such dog and cat has been so vaccinated and setting forth the date of such vaccination and the duration of immunity, or notarized letter from a veterinarian that a certificate was issued, and a metal rabies tag bearing an expiration date indicating that such certification is still in effect. Unvaccinated dogs and cats acquired or brought into the Town shall be vaccinated within thirty (30) days after acquisition or entry into the Town or upon reaching the age of six (6) months, whichever comes later. The rabies tag shall be worn on a dog in the same manner as a dog license.

(k) Dogs on public beach- No person shall allow a dog owned or kept by him on any public beach within the Town, whether leashed or unleashed. Service dogs under close

control of their owners wearing a valid dog license and certified as aid dogs shall be excluded from the provisions of this Section.

(l) Displaying of tags - All dogs within the Town of Weymouth shall at all times display on a collar the Town/City license tag in which the dog is licensed and a current Rabies Vaccination Tag.

(m) Failure to identify to Animal Control Officer/Law Enforcement - All owners/keepers of dogs or cats shall not refuse to identify or provide false information regarding their name, DOB, address and animal information to the Animal Control Officer, Constable or Police Officer.

(n) Posted Town of Weymouth Property - No person shall allow a dog onto any town property posted No Dogs Allowed whether leashed or unleashed. Service dogs under close control of their owners wearing a valid dog license and certified as aid dogs shall be excluded from the provisions of this Section.

(o) Animals left unattended in motor vehicle - No person shall allow any domesticated animal to be left unattended in a motor vehicle for more than five (5) minutes with the exception of a Police/Law Enforcement K9/Animal Control.

(p) Unattended Dogs - No person shall allow a dog to be unattended outside for more than two (2) hours unless the dog has access to food, water and enclosed shelter from the elements.

(q) Cats & Ferrets - No person, firm, organization or corporation shall keep or house within the Town of Weymouth, in any building, or on any premises on which he may be the owner, lessee, tenant, or occupant more than 3 cats or ferrets, not including kittens under 10 weeks old, unless such corporation/organization holds a valid Pet Shop License from the Massachusetts Division of Animal Health or is a registered Animal Shelter with the Massachusetts Division of Animal Health and has written approval from the Animal Control Officer or is a licensed veterinarian with the state of Massachusetts, veterinarians do not require written approval. Pet shops, animal shelters and veterinarians must be located on business zoned properties.

SECTION 6-800 – KENNEL LICENSES

SECTION 6-801 Personal Kennel License

1. Anyone wishing to keep more than four (4) dogs 3 months (13 weeks) or older must apply for a Personal Kennel License.
2. The maximum number of dogs allowed to be kept under a Personal Kennel License is six (6).
3. Any application for a personal kennel license shall be submitted to the Town Clerk's office on a form provided by the Town Clerk.

4. New applicants must have a ten foot (10) setback from where any kenneled animal is kept to an adjacent property line and a twenty (20) foot setback from anywhere a kenneled animal is kept to abutting habitable structure.
5. New applicants requesting a License must notify direct abutters by certified mail or constable. Proof of notification must be submitted with application.
6. Weymouth Police Animal Control Officer shall inspect the facility before the kennel license can be issued or renewed.
7. Each kennel license may be issued by the Town Clerk from January 1 until December 31 of the calendar year, and each kennel be charged in accordance with the town fee schedule
8. The personal kennel shall be maintained in sanitary condition.
9. The personal kennel shall not cause a nuisance to others (i.e. disturbing the peace, excessive barking, excessive odor indoor or outdoor, or cause vicious animal demeanor).
10. The animals within the kennel shall not be found at large, not under the control of the owner.
11. The kennel shall not cause a health or safety hazard to the animals within the kennel or to the general public, owner/operator of kennel.
12. All dogs within a personal kennel shall be vaccinated for Rabies and certificates must be produced for inspection when requested.
13. The annual fee for a Personal Kennel License will be set in accordance with the Weymouth Code of Ordinances section 5-305 after review and consent of the Mayor.

SECTION 6-802 *Commercial Kennel Licenses*

(a) New applications for a commercial kennel license shall be submitted to the Town Clerk's office, on a form provided by the Town Clerk, along with 2 copies of interior and exterior plans of the kennel, as well as, a plot plan.

(b) No new kennel license will be issued until proof is submitted by the applicant that the location and operation of the kennel are in compliance with the Town of Weymouth's zoning and land use regulations.

(c) No new kennel license will be issued unless the Weymouth Police Animal Control Officer, Weymouth Health Department, Weymouth Building Department, and Town Clerk review and approve the application. All kennel license renewals must be inspected by the Weymouth Police Animal Control Officer before a kennel license can be renewed.

(d) Each kennel license may be issued by the Town Clerk from January 1 until December 31 of the calendar year, and each kennel shall be charged in accordance with the fee schedule at the end of this regulation

(e) All direct property abutters must be notified in writing of the intent to operate a Commercial Kennel and evidence of notification must be submitted with application. The abutter section applies to new kennel licenses only.

(f) The annual fee for a Commercial Kennel License will be set in accordance with the Weymouth Code of Ordinances section 5-305 after review and consent of the Mayor.

(g) Commercial Kennel Licenses shall be issued 35 dog tags, any dog on the property over 35 not covered under the kennel license shall have a town license tag from which the dog resides available for inspection upon request.

SECTION 6-803 Commercial Kennel Requirements

(a) Housing facilities for dogs shall be maintained in good repair and in a sanitary condition; to protect the dogs from injury or disease, to contain the dogs, to restrict the entrance of other animals; and location, construction, arrangement and operation shall not constitute a nuisance.

(b) Reliable and adequate utilities are required (i.e. electric power, natural gas, oil, water, sewer/septic). Adequate potable water shall be provided.

(c) Supplies of food and bedding shall be stored in facilities which adequately protect such supplies against infestation or contamination by vermin or other contaminant. Refrigeration shall be provided for supplies of perishable food or medication.

(d) Provision shall be made for the removal and disposal of dog and food wastes, bedding, and other debris. Disposal facilities shall be provided and operated as to control vermin infestation, odors and disease hazards

(e) Facilities, such as washrooms, basins or sinks, shall be provided in the facility to maintain cleanliness among dog caretakers; hot and cold running water, soap, and towels shall be provided. Toilet facilities shall be provided in the facility or nearby on the premises and shall be kept clean, sanitary, and in good repair.

(f) Premises (buildings and grounds) shall be kept clean, sanitary and in good repair in order to protect the dogs from injury or disease. Premises shall remain free of accumulations of trash, feces, and the overgrowth of vegetation up to the property line or within 20 feet of the facility. Insects, parasites, rodents, and other pests shall be controlled effectively.

(g) All commercial kennels shall have an appropriately stocked animal first aid kit that will be available and easily assessable at all times.

(h) All commercial kennels shall post Red Cross or similar animal CPR guidance in a conspicuous spot within the kennel.

(i) All commercial kennels shall only administer medication to animals if it is in the original veterinary prescribed bottle or container.

(j) All commercial kennels shall have an on-call veterinarian on file that they may consult with for medical advice.

(k) Commercial kennels that offer grooming shall keep boarded dogs and groomed dogs separate at all times, unless proof of Rabies vaccination is available. No dog shall be groomed that is not current on Rabies Vaccination.

SECTION 6-804 Indoor Commercial Kennel Requirements

(a) Indoor dog facilities shall be provided for all pet shops, shelters and kennels. In order, to protect the dogs from adverse weather condition.

(b) Indoor housing facilities for dogs shall be sufficiently heated when necessary to protect the dogs from cold, and to provide for their health and comfort. Adequate heat shall mean enough heat necessary to prevent physical damage to a dog from hypothermia. The dogs' age, physical condition and hair coat shall be taken into consideration. The temperature at the height level of the dogs shall not be allowed to fall below 55 degrees Fahrenheit in any indoor primary enclosures where dogs are housed.

(c) Indoor housing facilities for dogs shall be adequately ventilated to provide for the health and comfort of the animals at all times. Such facilities shall be provided with fresh air either by means of windows, doors, vents, or air conditioning and shall be ventilated so as to minimize drafts, odors and moisture condensation. Auxiliary ventilation, such as exhaust fans and vents or air conditioning, shall be provided when the ambient temperature is 80 degrees Fahrenheit or higher.

(d) Indoor housing facilities for animals shall have ample light, by natural or artificial means, or both, of good quality and well distributed. Such lighting shall provide uniformly distributed illumination or sufficient light intensity to permit routine inspection and cleaning during the entire working period.

(e) Primary enclosures shall be so placed as to protect the animals from excessive sunlight.

(f) The interior building surfaces of indoor housing facilities at commercial kennels shall be constructed and maintained so that they are impervious to moisture and may be readily cleaned and sanitized.

(g) Commercial kennels shall have a suitable method to eliminate excess wash water from indoor housing facilities. Drains, when used, shall be properly constructed and kept in good repair to avoid foul odors and back-up. Facilities which are not connected to a municipal sewerage system shall have a system for the disposal of dog excrement that meets all applicable state and local standards.

(h) Commercial kennels shall have personnel on-site at all times when dogs are present, unless adequate security measures are available to ensure the safety of the animals present (i.e. security/fire protection system/live video).

(i) Commercial kennels shall have one person on-site at all times during normal business hours that is trained in Red Cross or similar (approved by the town) dog CPR and First Aid

SECTION 6-805 Outdoor Commercial Kennel Requirements

(a) When sunlight is likely to cause overheating or discomfort, sufficient shade shall be provided to allow dogs kept outdoors to protect themselves from the direct rays of the sun.

(b) Whenever dogs are kept outdoors, they shall be provided with access to shelter to allow them to remain dry during rain, snow, or other adverse weather condition.

(c) A suitable method shall be provided to drain surface water rapidly.

(d) Surfaces of outdoor enclosures of pet shops, shelters and kennels shall be constructed and maintained so that they are impervious to moisture and may be readily cleaned and sanitized; run off from outdoor enclosures shall be disposed of in accordance with all applicable regulations.

(e) Outdoor facilities shall be adequately secured to protect the dogs from predators, as well as, to contain the dogs.

(f) All commercial kennels shall post the “signs/symptoms of heat stroke and hypothermia” in dogs within outdoor and indoor play areas.

(g) Clean water shall be supplied at all times at outdoor kennels.

SECTION 6-806 Primary Enclosures for Commercial Kennels

(a) Primary enclosures shall be structurally sound and maintained in good repair so as to:

(b) Contain the dogs; Protect dogs from injury; Keep predators out; Enable dogs to remain dry and clean; Permit dogs convenient access to food and water as required in these rules;

(c) Provide sufficient space for each dog to turn about freely and to stand, sit and lie in a comfortable normal position; Have no sharp points or edges accessible to the dogs that could cause injury.

(d) Animals housed in the same enclosure shall be maintained in compatible groups.

- (e) Sexually intact males and females shall not be housed in the same enclosure, except for breeding purposes requested by the owner in writing
- (f) Any dog exhibiting a vicious disposition shall be housed individually in a primary enclosure
- (g) Immature dogs shall not be housed in the same primary enclosure with adults other than their mother.
- (h) Animals of different species shall not be housed in the same primary enclosures.
- (i) Dogs shall not be placed in empty primary enclosures previously inhabited by other animals unless the enclosure has first been cleaned and disinfected.
- (j) Animals showing signs of contagious illness shall be removed from rooms and enclosures containing healthy animals and housed in a separate isolation room.
- (k) The floors of primary enclosures shall be constructed so as to protect the dogs' feet and legs from injury. Enclosures may have grid-type flooring, provided that the grid material is of adequate gauge to prevent sagging under the weight of the dog and that the mesh is small enough to prevent their feet from passing through or to cause cutting injuries to foot pads.
- (l) Dogs confined in a primary enclosure shall be exercised in runs or walked on a leash at least three times a day, totaling 60 minutes of exercise.
- (m) Dogs shall not be tied to fences or cages in lieu of being housed in primary enclosures.

SECTION 6-807 *Commercial Kennel Care Requirements*

- (a) Dogs being boarded overnight shall be fed at least once each day except as otherwise might be required to provide adequate care. Food from the previous day shall be discarded and fresh food supplied daily except when self-feeders are used.
- (b) The food shall be free from contamination, wholesome, palatable, and of sufficient quantity and nutritional value to meet the normal daily requirements for the condition and size of the dogs.
- (c) Immature dogs shall be fed in accordance with generally accepted procedures; those animals less than three months of age shall be fed three times daily; those three to six months of age shall be fed twice daily.
- (d) Containers of food shall be accessible to animals and shall be located so as to minimize contamination by excreta or other contaminants and sources of filth.

- (e) Feeding pans shall be durable, cleaned and sanitized daily.
- (f) Disposable food receptacles may be used but must be discarded after each feeding.
- (g) Self-feeders may be used for the feeding of dry food and they shall be cleaned regularly to prevent molding, deterioration or caking of feed.
- (h) Potable water must be accessible to dogs at all times unless contraindicated by a written veterinarian order. Receptacles for such purposes shall be cleaned daily.

SECTION 6-808 *Sanitation of Commercial Kennels*

- (a) Primary enclosures for animals shall be physically cleaned often enough to prevent an accumulation of debris, excretions, and agents that may cause injury to animals or humans.
- (b) Cages, floors, and hard surfaced pens or runs shall be sanitized at least once per day by washing them with hot water (180 degrees Fahrenheit) and soap or detergent as in a mechanical cage washer, or by washing all soiled surfaces with a detergent solution followed by a safe and effective disinfectant.
- (c) Premises (buildings and grounds) shall be kept clean, sanitary, and in good repair in order to protect the animals from injury and disease, to facilitate the prescribed sanitary practices as set forth in these rules, and to prevent nuisances.
- (d) An effective program for the control of insects, parasites, rodents, and other pests shall be established and maintained.
- (e) Excretions shall be removed from the primary enclosures as often as necessary to prevent contamination of the dogs contained therein and to control disease hazards and odors. When cleaning, any dog contained therein shall be removed from such enclosures during the cleaning process, and adequate measures shall be taken to protect the dogs in other such enclosures from being contaminated with water and other wastes.

SECTION 6-809 *Disease Control and Vaccination Requirements for Commercial Kennels*

- (a) Each animal shall be observed daily for signs of communicable disease or stress. Sick, diseased, injured or lame dogs shall be provided with at least prompt, basic veterinary care (that is, to alleviate pain and suffering), unless such action is inconsistent with the purposes for which the dog was obtained and is being held;
- (b) Any dog under confinement for, or with signs of, a communicable disease shall be separated from other healthy animals and placed in an isolation area in order to minimize dissemination of such disease. Caretakers shall wash their hands after handling these dogs and follow procedures which control the dissemination of disease.

(c) Cleaning utensils for the isolation area shall be separate from those used for cleaning the general animal population area; such utensils shall either be washed separately from, or after, those used for the general population.

(d) All dogs within the kennel shall have current vaccinations for Rabies, Distemper and Bordetella

(e) If in the opinion of the Weymouth Police Animal Control Officer or the Director of Public Health additional vaccinations are necessary due to animal or public health concerns, additional vaccinations may be required. If additional vaccinations are required license holders will be notified in writing by the Animal Control Officer or Director of Public Health.

SECTION 6-810 *Administrative and Record Requirements of Commercial Kennels*

(a) There shall be kept at each kennel or private shelter a record of all dogs received. Such record shall state the date each animal was received, description of animal, breed, age and sex of animal; name, address, contact information of person from whom acquired and vaccination records for each animal being kept. These records shall be kept for two (2) years.

(b) All commercial kennels shall maintain a list of all dogs medical conditions, as well as, medications.

(c) Each commercial kennel or private shelter shall have an adequate written emergency plan for the emergency medical treatment of its dogs, as well as, in the case of a natural disaster. The kennel shall maintain proof that all employees have read, understood, and know the whereabouts of this document.

(d) A licensee shall promptly notify the licensing agency of any change in his or her name and address, or any change in operations which may affect his or her status.

(e) Any incident involving dog bites either dog vs dog, dog vs person or injury requiring veterinarian care to a dog shall be reported to the Weymouth Police Animal Control Officer within 8 hours of the incident.

(f) Any dog is found deceased at a kennel must be reported to the Weymouth Police Animal Control when the dog is found by contacting the Weymouth Police Department.

SECTION 6-811 *Right of Entry and Inspections of Commercial Kennels*

(a) To the extent permitted by law, owners or operators shall authorize the Weymouth Animal Control Officer, Weymouth Animal Inspector, Weymouth Health

Department, Weymouth Police Department, Weymouth Inspectional Services Department or other Law Enforcement Agency as authorized by law to enter, examine or survey the premises at any reasonable time for the purpose of compliance inspections, whether or not there is prior evidence of non-compliance. Agents may examine any pertinent records pertaining to this regulation. Refusal of entry for an agent or refusal of access to records may be grounds for an emergency suspension or revocation.

(b) Random compliance inspections can occur on an annual basis or other time period as deemed appropriate for such facility. At the time of the inspection, or promptly thereafter, the inspecting officer will document any violations found.

SECTION 6-812 General Enforcement

(a) These regulations may be enforced by the Weymouth Police Animal Control Officer, Health Department, Inspectional Services Department or the Police Department, except that only the Chief of Police, Animal Control Officer, and the Health Department may deny, revoke, suspend or modify permits of these regulations.

1. The grounds on which a license would be denied renewal, revoked, suspended, or modified pursuant to these regulations include, but are not limited to:
 - (a) Refusal to permit a local, state, or governmental official to inspect the facility and any records pertaining to the operation of the kennel;
 - (b) Interference with official in the performance of their duty;
 - (c) A criminal conviction of the permit holder or employee relating to animal cruelty.
 - (d) Failure of the licensee to maintain the proper records.
 - (e) Failure to provide an adequate facility;
 - (f) Failure to pay the required fees or assessed fines/penalties;
 - (g) An unsanitary condition that may present a nuisance or threat to the public health;
 - (h) The licensee and/or operator's substantial failure to comply with these regulations;
 - (i) Keeping or submitting any misleading or false records or documents related to the operation of the kennel;
 - (j) If any animal maintained under a kennel license under this chapter is found at large or out of the confines of the kennel or designated area.
 - (k) If kennel is causing a public nuisance, disturbing the peace of other such as excessive barking or excessive odor. If a complaint is made in writing and investigated
 - (l) Otherwise, enforcement action will be taken if the operation of the kennel creates a threat to animal health and safety or the health and safety of the general public.

These regulations may also be enforced through appropriate criminal or civil process under Massachusetts General Laws.

SECTION 6-813 Fines and Violations

(a) Each violation of Section 6-900 may result in the following fines and or suspension or revocation of a Kennel License and or an order to remove kennel animals. Section 6-900 is also enforceable under the provisions of M.G.L C. 40, s. 21D.

1. 1st offense seventy-fifty dollars (\$75);
2. 2nd offense one-hundred fifty dollars (\$150);
3. 3rd offense shall be three hundred (\$300).

Each day the violation exists shall be deemed a separate offense

This measure was presented at the request of the Dog Officer.

A motion was made by Vice President Smart to refer measure 15 090 to the Ordinance Committee and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

REPORTS OF COMMITTEES

Budget/Management Committee- Chairman Michael Molisse

Councilor Molisse reported that the Mayor presented a budget to the Council on April 21, 2015 and it was referred that evening to the Budget/Management Committee. Although they were not happy with this budget, it includes no layoffs and is sustainable. The committee met on several occasions to vet the individual department budgets. Councilor Molisse thanked the committee for its work and the administration and department representatives for their diligence presenting the requests.

15 051 A-Town Council

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 26, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051-Town Council in the amount of \$288,097, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 051 B-Mayor's Office

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 20, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 B-Mayor's Office in the amount of \$1,150,965, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 051 C-Reserve Fund

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on April 27, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 C-Reserve Fund in the amount of \$500,000, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 051 D-Municipal Finance

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 26, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 D-Municipal Finance in the amount of \$1,875,287, and was seconded by Vice President Smart. (Councilors Smart and Conlon abstaining) UNANIMOUSLY VOTED 9/0.

15 051 E-Town Solicitor

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 20, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 E-Town Solicitor in the amount of \$329,833, and was seconded by Vice President Smart. Council President O'Connor announced that this would be Solicitor Lane's last meeting as Town Solicitor and acknowledged Atty. Lane's over twenty-four years of service to the town. Atty. Lane received a standing ovation and thanked the Council and Administration. UNANIMOUSLY VOTED.

15 051 F-Information Services

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 20, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 F-Information Services in the amount of \$876,803, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 051 G-Town Clerk

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 26, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 G-Town Clerk in the amount of \$354,435, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 051 H-Planning and Development

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 26, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 H-Planning and Development in the amount of \$573,892, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 051 I-Town Building Maintenance

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 20, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 I-Town Building Maintenance in the amount of \$470,820, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 051 J-Administrative Services

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 20, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 J-Administrative Services in the amount of \$88,038, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 051 K-Human Resources

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 20, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 K-Human Resources in the amount of \$235,043, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 051 L-Police Department

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on April 29, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 L-Police Department in the amount of \$11,235,600, and was seconded by Vice President Smart. UNANIMOUSLY VOTED 10/0. Councilor Molisse abstained.

15 051 M-Fire Department

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 4, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 M-Fire Department in the amount of \$8,165,626, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 051 N-Licensing and Inspections

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 26, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 N-Licensing and Inspections in the amount of \$687,534, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 051 O-Department of Public Works

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 18, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 O-Department of Public Works in the amount of \$9,923,458, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 051 P-Health

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 26, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 P-Health in the amount of \$517,650, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 051 Q-Library

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 26, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 Q-Library in the amount of \$1,415,351, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 051 R-Veterans' Services

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 20, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 R-Veterans' Services in the amount of \$676,646, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 051 S-Parks and Recreation

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 20, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 S-Parks and Recreation in the amount of \$201,927, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 051 T-Elder Services

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 20, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 T-Elder Services in the amount of \$214,115, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 051 U-Civil Defense

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 20, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 U-Civil Defense in the amount of \$14,418, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 051 V-Commission on Disabilities

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 20, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 V-Commission on Disabilities in the amount of \$392, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 051 W-Youth and Family Services

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 20, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 W-Youth and Family Services in the amount of \$99,264, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 051 X-Debt

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on April 27, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 X-Debt in the amount of \$10,267,597, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 051 Y-Pensions and Benefits

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on April 27, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 Y-Pensions and Benefits in the amount of \$33,267,000, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 051 Z-Schools

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on June 8, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 Z-Schools in the amount of \$61,859,972, and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 051 AA-State and County Assessments

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on April 27, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 AA-State and County Assessments in the amount of 2,956,966 and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 051 BB-Overlay for Abatements

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on April 27, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 BB-Overlay for Abatements, in the amount of \$800,000 and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 051-General Government Annual Authorization

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 051 General Government Annual Authorization; that the Town of Weymouth raise and appropriate the sum of \$149,046,710 to provide for all the expenses for the maintenance and operation of the Town's several departments and activities for the fiscal year 2016. That the several sums herein set forth are hereby approved for the

several purposes and are subject to the conditions specified. The sources of funding for said expenditures are as outlined in the Revenue Projections, which are attached hereto and incorporated herein.

Furthermore, that the sum of \$50,000 is appropriated from the Waterways Fund to meet some of the costs of the Harbormaster's Program. The measure was seconded by Vice President Smart. Councilor Hackett pointed out the \$1 million in revenue from Southfield that would not have been realized, without the efforts of the Mayor and Council to change the enabling legislation. President O'Connor thanked Councilor Molisse and the other members of the Budget/Management Committee for their work in committee. UNANIMOUSLY VOTED.

15 052-Revolving Accounts Annual Authorization

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on April 27, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 052-Revolving Accounts Annual Authorization; that the Town of Weymouth authorizes the creation of the following revolving accounts in accord with Massachusetts General Laws chapter 44 section 53E ½ for Fiscal year 2016 and Account 5209 for Parks and Recreation established by G.L. c.44 section 53D. Furthermore that each of these revolving accounts is permitted to accept funds in the aggregate to the limit set forth below and expend those funds in the aggregate to the limit herein expressed with the consent of the Mayor.

The Motion was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 053-Gift Accounts Annual Authorization

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on April 27, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 053-Gift Accounts Annual Authorization; that the Town of Weymouth authorizes the creation of the following revolving accounts for the fiscal year 2016 in accord with Massachusetts General Laws chapter 44 section 53A. Furthermore that each of these Donation accounts is permitted to accept gifts and/or donations to the limit in the aggregate set forth below and expend with the consent of the Mayor those funds to the limit in the aggregate herein expressed.

The motion was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 054-Unpaid Bills

This measure was referred to the Budget/Management Committee on April 21, 2015. The Committee deliberated on April 27, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee a Motion was made by Councilor Molisse to Approve 15 051-Unpaid Bills; that the Town of Weymouth raise and appropriate the sum of \$4,760 from free cash for the purpose of paying several unpaid bills

Furthermore, that the Town Accountant is hereby authorized to pay such bills.

The motion was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 055- MTBE Settlement – FY15 Snow Removal Appropriation

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 18, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to approve item 15 055-MTBE Settlement; that the Town of Weymouth raise and appropriate the sum of \$761,320.28 plus any accrued interest from the date of submission to the date of approval from account 5234 (MTBE Settlement) for the purpose of supplementing the FY15 snow removal budget.

The Motion was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 056- Free Cash-FY 15 Snow Removal Appropriation

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 18, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 056-Free Cash-FY15 Snow Removal Appropriation; that the Town of Weymouth raise and appropriate the sum of \$2,000,000 from free cash for the purpose of supplementing the FY15 snow removal budget. This amount is to be placed in Fund 0002 and any unexpended balances as of June 30, 2015 are to fall to free cash.

The Motion was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 057- Free Cash- SPED Out-of-District Tuition

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on June 8, 2015 and voted June 15, 2015 to forward to the full

Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to approve 15 057-Free Cash-SPED Out-of-District Tuition; that the Town of Weymouth raise and appropriate the sum of \$1,300,000 from free cash for the purpose of funding the FY16 costs associated with Special Education out-of-district tuition for the school department.

The Motion was seconded by Vice President Smart. UNANIMOUSLY VOTED 10/0. Councilor Haugh abstained.

15 058- Free Cash-FY 16 53rd Week of Payroll

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on April 27, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 058-Free Cash FY16 53rd Week of Payroll; that the Town of Weymouth raise and appropriate the sum of \$500,000 from free cash to the various salary and overtime line items as determined by the Town Accountant for the purpose of funding the 53rd payroll in FY16.

The Motion was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 059- Sewer Enterprise Fund Annual Appropriation

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse that the Town of Weymouth raise and appropriate the sum of \$15,315,220 from the Sewer Enterprise Fund receipts and appropriate for the salaries, operation and expenses during fiscal year 2016 for the Sewer Department Enterprise Fund and that the Director of Public Works with the approval of the Mayor be authorized to expend said funds.

In addition, any expenditure from the Reserve Fund for extraordinary and unforeseen circumstances is subject to the approval of the Mayor and Town Council.

The Motion was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 060- Sewer Department-MWRA I/I Phase 8 Allocation

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 18, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to approve 15 060-Sewer Department-MWRA I/I Phase 8 Allocation; that the Town of Weymouth appropriate the sum of \$985,000 for the purpose of planning, construction and reconstruction of sewers, sewer systems and sewerage disposal facilities, consisting of infiltration/inflow improvements; and to meet this appropriation the Treasurer with the approval of the Mayor is authorized to borrow \$985,000 and issue bonds or notes therefore under Chapter 44 of the General Laws; that such bonds or notes shall be general obligations of the Town; that the Treasurer with the approval of the Mayor is authorized to borrow all or portion of such amount from the Massachusetts Water Resources Authority (hereinafter called the “Authority”); and in connection therewith to enter into a loan agreement and/or a security agreement with the Authority and otherwise to contract with the Authority; and that the Treasurer with the approval of the Mayor is authorized to borrow all or a portion of such amount from the Massachusetts Water Resources Authority (MWRA) and in connection therewith to enter into a loan agreement and/or a financial assistance agreement with the MWRA and otherwise to contract for and to expend any federal or state aid available for the project including any grants related to the project from the MWRA; and that the Mayor is authorized to expend all funds available for the project and to take any other action necessary to carry out the project.

The Motion was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 061- Sewer Retained Earnings-Pump Station Improvements

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 18, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 061-Sewer Retained Earnings-Pump Station Improvements; that the Town of Weymouth raise and appropriate the sum of \$200,000 from the Sewer Enterprise Fund – Retained Earning for the purpose of funding the costs associated with Sewer Pump Station improvements.

The Motion was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 062- Sewer Retained Earnings Capital Equipment

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 18, 2015 and voted June 15, 2015 to forward to the full

Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to approve 15 062-Sewer Retained Earnings Capital Equipment; that the Town of Weymouth raise and appropriate the sum of \$35,000 from the Sewer Enterprise Fund – Retained Earnings for the purpose of funding the costs associated with the purchase of a new pick-up truck and associated equipment.

The Motion was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 063- Sewer Capital Projects-Transfer Unexpended Balances to Capital Projects Residuals

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 18, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 063-Sewer Capital Projects-Transfer Unexpended Balances to Capital Projects Residuals; that the Town of Weymouth raise and appropriate the sum of \$66,077.81 from the following capital projects to the Sewer Capital Projects Residuals Fund.

The motion was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 064- Water Enterprise Fund Annual Appropriation

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 18, and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee a Motion was made by Councilor Molisse to Approve 15 064-Water Enterprise Fund Annual Appropriation; that the Town of Weymouth raise and appropriate the sum of \$9,797,056 from the Water Enterprise Fund receipts and appropriate for the salaries, operation and expense during fiscal year 2016 for the Water Department and that the Director of Public Works with the approval of the Mayor be authorized to expend said funds.

In addition, any expenditure from the Reserve Fund for extraordinary and unforeseen circumstances is subject to the approval of the Mayor and Town Council.

The Motion was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 065- Water Retained Earnings-Water Main Improvements

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 18, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of Budget/Management Committee, a Motion was made by Councilor Molisse to Approve 15 065-Water Retained Earnings-Water Main Improvements; that the Town of Weymouth raise and appropriate the sum of \$1,000,000 from the Water Enterprise Fund – Retained Earnings for the purpose of funding for the costs associated with water main improvements for the Town’s water distribution system.

The Motion was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 066- Water Retained Earnings-Capital Equipment

This measure was referred to the Budget Management Committee on April 21,2015. The committee deliberated on May 18, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee a Motion was made by Councilor Molisse to approve 15 066-Water Retained Earnings-Capital Equipment; that the Town of Weymouth raise and appropriate the sum of \$230,000 from the Water Enterprise Fund – Retained Earnings for the purpose of funding the costs associated with the purchase of new vehicles and associated equipment.

The Motion was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 067- Water Retained Earnings-AJB WTP & Well Improvements

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 18, 2015 and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee a Motion was made by Councilor Molisse to Approve 15 067-Water Retained Earnings-AJB WTP & Well Improvements; that the Town of Weymouth raise and appropriate the sum of \$250,000 from the Water Enterprise Fund – Retained Earnings for the purpose of funding the costs associated with the AJB WTP and well improvements.

The Motion was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 068- Water Capital Projects-Transfer Unexpended Balances to Capital Projects Residuals

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 18, 2015 and voted June 15, 2015 to forward to the full

Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee a Motion was made by Councilor Molisse to Approve 15 068-Water Capital Projects-Transfer Unexpended Balances to Capital Projects Residuals; that the Town of Weymouth transfer the sum of \$17,053.78 from several capital projects to the Water Capital Projects Residuals Fund

The Motion was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 069- Community Preservation Committee Annual Appropriation

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on May 18, 2015.

On behalf of the Budget/Management Committee a Motion was made by Councilor Molisse to Approve 15 069-Community Preservation Committee Annual Appropriation; that the Town of Weymouth adopt the recommendation of the Community Preservation Committee on the Fiscal Year 2016 Community Preservation Budget in the amount of \$735,000 and all other necessary and proper expenses for the fiscal year 2016 as identified

The Motion was seconded by Vice President Smart. UNANIMOUSLY VOTED.

Issue-Capital Improvement Plan FY2016

This issue was referred to the Budget/Management Committee on April 21, 2015. The committee deliberated on May 26, 2015 and voted on June 15, 2015 to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee, a Motion was made by Councilor Molisse to approve the Capital Improvement Plan FY 2016 and was seconded by Vice President Smart. UNANIMOUSLY VOTED.

Non-Budget Measures:

15 072- CPC-Presentation of Weymouth Libraries' Historical Collections

This measure was referred to the Budget Management Committee on April 21, 2015. The committee deliberated on May 26, 2015 and voted June 8, 2015 to forward to the full Town Council with a recommendation for favorable action. A Public Hearing was held on June 1, 2015.

On behalf of the Budget/Management Committee, a motion was made by Councilor Molisse to approve 15 72-CPC-Presentation of Weymouth Libraries' Historical Collections; that the Town of Weymouth raise and appropriate the sum of \$31,000 from the Community Preservation Fund - Fund Balance Reserved (Historic) to fund the costs

associated with the conservation and preservation of select items from the Weymouth Public Libraries' historical collections.

The Motion was seconded by Vice President Smart. UNANIMOUSLY VOTED.

15 086-Pensions and Benefits Line Item Transfer Part 2

This measure was referred to the Budget/Management Committee on June 1, 2016. The committee deliberated and voted June 8, 2016 to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee a Motion was made by Councilor Molisse to Approve 15 086-Pensions and Benefits Line Item Transfer Part 2; that the Town of Weymouth transfers the sum of \$50,000 from the Health Insurance to Medicare Insurance line for the purpose of funding the costs associated with an increase in Medicare taxes and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

15 087-Reappointment to the Board of Registrars-Kenneth Karlberg

This matter was referred to the Budget/Management Committee on June 8, 2016. The committee deliberated and voted June 15, 2015 to forward to the full Town Council with a recommendation for favorable action.

On behalf of the Budget/Management Committee a Motion was made by Councilor Molisse to approve 15 087-Reappointment to the Board of Registrars; that the Town of Weymouth re-appoints Kenneth Karlberg, of 15 Burkhall Street to the Board of Registrars for a term to expire on June 30, 2018 and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

Public Works Committee- Chairman Arthur Mathews

Councilor Mathews reported that the committee met on June 11, 2015 to discuss the issue of utility work road review for excavation of streets in the community.

Utility Work Road Review

The matter was referred on May 4, 2015 as a result of several constituent complaints. The committee met with Kenan Connell, DPW Director, Jim McGrath, Asst. Town Engineer, Joe Cardinal, Manager of Community & Customer Relations for National Grid and Elsworth Andrew, Construction Manager for National Grid to discuss the issue and included:

- List of street openings, provided by the Town Engineering Dept.
- List of streets provided by the Council with excavation work over a year old
- Process for street openings, to ensure that streets are put back in original condition
- Ordinance 8-401 and its enforceability

The committee plans to meet with the DPW Director and the Mayor's office to review whether additional language is needed. National Grid representatives will also be invited. The committee continued the matter to further deliberate. DPW and National Grid have

agreed to look at some of the streets that were identified by Council and administration to remedy the conditions.

Ordinance Committee-Chairman Kenneth DiFazio

15 013-Requested Change to Zoning Ordinance Section 120-22.8

Councilor DiFazio reported that this matter was submitted via a citizen petition on January 23, 2014 and was referred to the Ordinance Committee on March 16, 2015. On June 4, 2015, a joint public hearing was held with the Planning Board, which issued its negative recommendation to the Town Council on May 19, 2015. On June 4, 2015, the Ordinance Committee reviewed the Planning Board's recommendation and voted to forward it to the full Town Council with a unanimous recommendation for negative action. In summary, the amendment seeks to amend the current ordinance 120-22.8 e Special Permit Uses in the HT zoning district by dropping the 1-acre minimum land area requirement and adding references and requirements for landscaping and parking which are already in the current zoning ordinance. These proposed changes would amend a section of the Highway Transition District, which was previously amended on March 2, 2015. That amendment was voted affirmatively by this Town Council's vote on measure 14 107-Drive-thru Restaurants in the Highway Transition Zone. This measure allowed drive-thru's in the HT district provided the lot size is a minimum 43,560 square feet. Planning Board and Ordinance Committee both voted against adopting the measure 15 013 for the following reasons:

1. The 1-acre land area minimum discourages restaurant drive thru on smaller lots and limits potential sites for this land use in the HT district.
2. The references to landscaping and parking requirements are already in the existing Zoning Ordinance and must be followed unless there are existing nonconforming uses which would be reviewed and deliberated by the Zoning Board of Appeals on a case-by-case basis.
3. The zoning change approved in March 2015 allows a reasonable, limited expansion of drive-through uses in the HT Zone.

On behalf of the Ordinance Committee a Motion was made by Councilor DiFazio for negative action on measure 15 013-Requested Change to Zoning Ordinance Section 120-22.8 and was seconded by Councilor Smart. UNANIMOUSLY VOTED.

15 031-Parking Fines Amendment to Code of Ordinances-Section 12-103(q)

Chairman DiFazio reported that this measure was referred to the Ordinance Committee on April 6, 2015. A public hearing was held on June 1, 2015. The committee voted on June 4, 2015 to forward to the full Town Council on June 4, 2015 with a recommendation for favorable action. In summary, three sections were amended:

1. The \$25 fines section was modified as follows:
 - a. Remove *on a sidewalk*
 - b. Remove *uninspected vehicles on a public way*
 - c. Remove *violation of parking in municipal parking lots*
2. The \$50 fines section was modified as follows:

- a. Remove *parking in a fire lane*
 - b. Add *on a sidewalk*
 - c. Add *within an intersection*
 - d. Add *uninspected motor vehicles on a public way*
 - e. Add *unauthorized parking on any municipal property*
3. The \$100 fines section was modified as follows:
- a. Add *parking in a fire lane*
4. The fines for the following violations were increased from \$100 to \$200:
- a. Parking in Handicapped parking zone
 - b. Blocking Handicap ramps
 - c. Blocking Handicap access

On behalf of the Ordinance Committee a motion was made by Councilor DiFazio to approve 15 031-Parking Fines Amendment to Code of Ordinances –Section 12-103(q); that the Town of Weymouth, through Town Council, amend the Town of Weymouth Code of Ordinances, Section 13-103(q), by deleting same in its entirety and in substitution thereof, the following:

(q) Parking Fines

Pursuant to the provisions of M.G.L. C. 90, s. 20A, and C. 40, s. 21, the following schedule of fines is enacted:

Twenty-Five Dollars, (\$25.00) Fines:

- 1. Right wheels more than twelve (12) inches from curb;
- 2. Overtime parking;
- 3. All night parking;
- 4. Within twenty (20) feet of an intersection;
- 5. Wrong direction;
- 6. Restricted or prohibited areas including Town Hall and Municipal Lots;
- 7. Beach Permit parking;
- 8. Improper parallel parking;
- 9. Improper angle parking;
- 10. Lack of ten foot (10') Passage
- 11. Blocking a driveway or Private Road;
- 12. Double parking;
- 13. Restricted Area.

Fifty Dollar, (\$50.00) Fines:

- 1. Truck parking restriction;
- 2. Vehicle on crosswalk;
- 3. Interfering with snow removal;
- 4. Fire Station entrance;

5. Within ten (10) feet of a fire hydrant;
6. Block private way/obstruct fire apparatus;
7. On a sidewalk;
8. Within an intersection;
9. Uninspected motor vehicle on a public way;
10. Unauthorized parking on any Municipal Property.

One Hundred Dollar, (\$100.00) Fines:

1. Unregistered motor vehicle in a public way;
2. Vehicle parked in a bus stop shall be subject to a one hundred dollar, (\$100.00) fine for the first offense and two hundred dollars, (\$200.00) for any second or subsequent offense;
3. Parking in Fire Lane.

Two Hundred Dollar, (\$200.00) Fines:

1. Handicapped Parking Zone;
2. Blocking Handicap ramp;
3. Blocking Handicap Access.

The measure was seconded by Councilor Smart. Councilor Haugh asked when the change takes effect. Chief Grimes responded that the department is working on the new citations and will announce an effective date. UNANIMOUSLY VOTED.

NEW BUSINESS

15 089-Town Clerk-Call of the Special Town Election for August 4, 2015-Action Requested under 2-9(b)

A motion was made by Vice President Smart to consider item 15 089-Town Clerk-Call of the Special Town Election for August 4, 2015 under 2-9(b), same night and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

A motion was made by Vice President Smart to approve item 15 089-Call of the Special Election for August 4, 2015:

In the name of the Commonwealth, the Town of Weymouth is hereby required to notify and warn the inhabitants of said town who are qualified to vote in the Special Town Election to vote on Tuesday, August 4, 2015.

Councilor Conlon asked for an explanation as to how the town will “notify and warn the inhabitants;” by what process will residents be notified? Council President O’Connor responded that the reading of this notice fulfills the Town Council’s requirement under MGL. This is done for every election. Any other notification is outside of the scope of the Council’s jurisdiction. Town Clerk Kathleen Deree responded that notification will be made by posting this legal notice and a copy of the ballot seven (7) days before the

election in two locations at each precinct. Mayor Kay responded that many non-profit groups will provide factual information to inform the public and that she will conduct office hours for this press-worthy election. Vice President Smart responded that the Town Council will work within the legal requirements of the state; the Council has done what it is required to do by reading the notice into the record. UNANIMOUSLY VOTED.

MOTIONS, ORDERS AND RESOLUTIONS

Motion to Suspend Town Council Rule number 24 (Council Meetings)-Council President Patrick O'Connor

A Motion was made by Vice President Smart to suspend Town Council Rule 24 (Council Meetings) and was seconded by Councilor Mathews. Council President O'Connor noted that this does not mean the Council will not meet in the summer; meetings will be scheduled as needed to discuss items. UNANIMOUSLY VOTED.

ADJOURNMENT

The next regularly meeting of the Town Council is scheduled for Tuesday, September 8, 2015 due to the Labor Day holiday. At 8:42PM, there being no further business, a motion was made by Vice President Smart to adjourn and was seconded by Councilor Mathews. UNANIMOUSLY VOTED.

Respectfully submitted by Mary Barker as Recording Secretary

Approved by Council President Patrick O'Connor
Approved unanimously on 24 August 2015