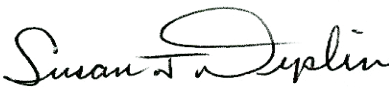


## MAY 6, 2013 ANNUAL TOWN MEETING MINUTES

A TRUE COPY

ATTEST:   
Susan J. Duplin  
Town Clerk, Swampscott

### RETURN OF SERVICE:

Pursuant to the within warrant to me directed, I have notified the inhabitants of The Town of Swampscott qualified to vote in elections and in town affairs by posting an attested copy thereof at the Town Administration Building, at the Post Office, and at least two public and conspicuous places in each precinct in the Town, and at or in the immediately vicinity of the Swampscott Railroad Station. Said posting was done on April 18, 2013, and not less than seven (7) days before the date appointed for said Election.

Attest:

Paul Minsky  
Constable of Swampscott

### MAILING OF WARRANTS:

The Warrants for the Annual and Special Town Meetings were mailed on April 18, 2013 to the current Town Meeting Members and to candidates running for a Town Meeting seat (listed on the ballot). Copies of the warrant were available, free of charge, for any interested person at the Town Administration Building.

### NOTICE OF ANNUAL TOWN MEETING

The Annual Town Meeting of 2013 will convene on Tuesday, April 30, 2013, with Article 1 (the Town Election) at 7:00 a.m. in the Town's regular polling locations. At 8:00 p.m., the Town Meeting will be adjourned until Monday, May 6, 2013, 7:15 p.m., when it will be reconvened in the Swampscott High School Auditorium located at 200 Essex Street, Swampscott.

**NOTICE OF ADJOURNED ANNUAL TOWN MEETING**  
**MONDAY, MAY 6, 2013, 7:15 P.M.**

To the Town Meeting members:

Notice is hereby given in accordance with Article I, Section 2, of the Bylaws of the Town of Swampscott that the Adjourned Annual Town Meeting will be held on Monday, May 6, 2013, beginning at 7:15 p.m. in the Swampscott High School Auditorium located at 200 Essex Street, Swampscott.

Moderator Joseph Markarian Esquire presided

**Meeting Certifications:**

I hereby certify that in accordance with the adjournment of the Annual Town Meeting of April 30, 2013, the Adjourned Town Meeting of May 6, 2013 was held in the Swampscott High School auditorium located at 200 Essex Street, Swampscott. The meeting was called to order at 7:20 p.m. with the necessary quorum being present (277). At 10:15 p.m. it was voted to adjourn to May 7, 2013.

I further certify that a Special Town Meeting of May 6, 2013 was called to order at 9:10 p.m. with the necessary quorum present (277). At 9:20 p.m. it was voted to dissolve the Special Town meeting.

I hereby certify that in accordance with the adjournment of the May 6, 2013, the Adjourned Annual Town Meeting of May 7, 2013 was held at the Swampscott High School auditorium located at 200 Essex Street, Swampscott. The meeting was called to order at 7:20 p.m. with the necessary quorum being present (235). At 9:05 p.m. it was voted to dissolve the 2013 Annual Town Meeting.

**Attendance:**

For the 2013 Town Meeting attendance, by precinct, see the list of members at the end of this report.

**Town Meeting Action:**

Pledge of Allegiance

**Announcements:**

Moderator Markarian introduced Tom Reid the Swampscott High School Video & Technology Director who stated this year's TV auction begins Monday, May 20<sup>th</sup> thru May 23<sup>rd</sup>. Sponsors are needed. The auction provides about 95% funding for video & technology programs. Mr. Reid also thanked his students.

Moderator Markarian introduced Janell Cameron TMM P2 & Recreation Commission At-Large Member who stated this year's July 4<sup>th</sup> parade will be on June 30<sup>th</sup> followed by the Strawberry Festival at Town Hall, all are invited. Ms. Cameron as the Hadley School Administrative Assistant announced her "annual plea" for unused recycles bin donations for the school. Ms. Cameron also announced as the Swampscott Foundation Education Clerk the next Swampscott Education Foundation fundraiser will be held at the Tides on Monday, May 13<sup>th</sup>.

Moderator Markarian announced heavy metals drop off has started, last Sat of every month, the money collected supports finishing the Jackson Park Playground.

Moderator Markarian congratulated Anne Driscoll winner of the Fullbright Award who will be travelling to Ireland.

**ARTICLE 2.** To hear and act on the reports of Town Officials, Boards and Committees.  
Sponsored by the Board of Selectmen

Comment: This routine Article appears every year to allow Town groups to make reports.

To accept the report from Patrick Jones TMM P2 Chair of the Police Station Building Committee with a background history and progress update on the construction of the New Police Station. "As of today the Police Station is 89% complete and remains on budget". The New Police Station on Humphrey Street will be opening soon.

To accept the report from Christian Urbano TMM P4 Chair of the Athletic Field Study Committee provided a background and explained the need for a new Athletic Field. Mr. Urbano discussed the activities, findings, recommendations and their 3 phrase approach AFSC is working on.

To accept the report from Joe Crimmons TMM P2 Chair of the Swampscott School Building Committee with a brief status report. The committee is moving forward with the MSBA's procedures and guidelines with respect to renovating the Hadley school or building a new one.

To accept the report from Angela Ippolita TMM P5 Chair of the Open Space and Recreation Committee with an update of the Town's Open Space Plan. The Open Space and Recreation Plan allows communities to look at their entire open space infrastructure and cohesively determine the proper maintenance and enhancement of these assets. About 28 parcels have been identified as Open Space. An Open Public meeting is scheduled for June 11<sup>th</sup>.

To accept the report from Mary DeChillo Chair of the Local Historic District Study Committee with a progress update. The Committee visited the Frederick Law Olmstead National Historic site in Brookline Mass. to get a better idea and understanding of the Olmsted work and to see what is available to the committee in the archives in terms of Planning. As a result of the Committees survey inserted with the Annual Census, the committee will assemble a report to be submitted to the Mass. Historic Commission for their review that will hopefully be approved so the committee can move forward. Ms. DeChillo introduced Architect Dana Anderson former High School Building Committee Member who defined Historic Districts in the Town.

**ARTICLE 3.** To see if the Town will vote to approve the Swampscott Retirement Board's vote to increase the cost of living base from \$13,000 to \$15,000 consistent with the provisions of Massachusetts General Laws Chapter 32, Section 103, as recently amended by Chapter 188, Section 19, of the Acts of 2010, or take any action related thereto.

Sponsored by the Swampscott Retirement Board

Comment: Retirees and survivors of the Swampscott Retirement System who are eligible to receive an annual cost of living adjustment receive that adjustment based only on the first \$13,000 of the retiree's allowance and the cost of living adjustment in any given year cannot exceed 3% by statute. Thus, in any given year the Swampscott Retirement Board can only grant a \$390 cost of living adjustment allowance. By increasing the base to \$15,000, the Board has the discretion to grant up to a 3% increase or an annual increase of \$450. Accordingly, by voting to increase the base to \$15,000, each eligible retiree and survivor of the Swampscott Retirement System will receive at maximum an additional \$5.00 per month in their retirement allowance.

**Voted Article 3. That this Article be indefinitely postponed.**

**Counted Vote: 168 In favor No count taken in opposition**

**5/6/13 ATM**

**ARTICLE 4.** To see if the Town will vote to accept the provisions of Chapter 176, Sections 29 and 30 of the Acts of 2011 to amend Massachusetts General Laws, Chapter 32, Section 12, to increase the benefit provided therein from \$750 to \$1,000, or take any other action relative thereto.

Sponsored by the Swampscott Retirement Board

Comment: This Article only impacts survivors of members of the Swampscott Retirement System who retired for accidental (job-related) disability on or before November 11, 1996. Prior to that date, accidental disabilities could not provide a benefit for a surviving spouse in the event the retiree died for a reason unrelated to the reason for which the member retired. In such a case, Section 101 currently provides that the surviving spouse receives \$9,000 annually for life. An affirmative vote on this warrant article will increase the benefit from \$9,000 to \$12,000 annually.

**Voted Article 4. That the Town accepts the provisions of state law as specified in this Article.**

**Majority Vote/Passed**

**5/6/13 ATM**

**ARTICLE 5.** To see if the Town will vote to authorize the Board of Selectmen to file a petition with the General Court for special legislation as set forth below to allow the Town to provide new employees hired after the effective date of this act retirement and/or health insurance benefits outside of the provisions of Chapters 32 and 32B of the General Laws c. 32 and 32B; provided, however, that the General Court may make grammatical or editorial changes of form only to such bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General Court, and that the Board of Selectmen is authorized to approve amendments which shall be within the scope of the general public objectives of the petition; or to act in any manner in relation thereto.

**An Act relative to Retirement and Health Insurance Benefits in the Town of Swampscott**

SECTION 1. Notwithstanding the provisions of section 4B of Chapter 4 or of Chapters 32 and 32B of the General Laws, or of any other general or special law to the contrary, the town of Swampscott shall have the option at the discretion of the board of selectmen of providing a retirement/pension plan and/or health insurance benefits to employees hired after the effective date of this Act, including health insurance to such employees upon retirement on such terms and conditions as said board of selectmen determines to be fair, reasonable and equitable, and in the best interests of the town. Prior to providing such plans or benefits, said board of selectmen shall hold at least one public hearing, notice of which shall be provided in a newspaper of general circulation in the town in each of two weeks immediately prior to said hearing. Said

retirement/pension plan and/or health insurance benefits shall be subject to bargaining under chapter 150E of the General laws for employees represented by employee organizations that are covered by said chapter. The Town may provide different premiums, contribution rates, plan designs, and/or retirement benefits to different groups or classes of employees.

SECTION 2. Section 1 shall not affect the health insurance or retirement benefits of employees or retirees that were employed for the Town prior to the effective date of this Act. Section 1 shall also not affect the retirement/pension plan of any teacher or retired teacher regardless of their date of hire.

SECTION 3. This act shall take effect ninety (90) days following its passage or upon the July 1st immediately following its passage, whichever date is later.

Sponsored by the Board of Selectmen

Comment: This Article provides the Selectmen to file a home rule petition which would authorize them to negotiate an alternative pension plan with newly hired municipal employees excluding teachers.

**Voted Article 5. Motion Failed.**

**Majority Vote.**

**5/6/2013**

**ARTICLE 6.** To see if the Town will create a committee to research and evaluate regionalization opportunities, including shared services, shared departments, disincorporation, or annexation by neighboring municipalities; said committee to consist of seven residents to be appointed as follows: the Finance Committee and the School Committee shall each appoint one of their members or a designee, the Board of Selectmen shall appoint one of their members, plus two residents, and the remaining two residents shall be appointed by the Moderator; reports by the committee to be made yearly at Annual Town Meeting; or take any other action relative thereto.

Sponsored by Michael McClung, et al.

Comment: This article would create the process to appoint a town-wide Regionalization Committee.

**Voted Article 6. That this Article be approved.**

**Majority Vote/Passed**

**5/6/13 ATM**

**ARTICLE 7.** To see if the Town will vote to adopt the following by-law: The Use of Leaf Blowers.

Section 1. STATEMENT OF PURPOSE

Reducing the use of gasoline and oil fuels and reducing carbon emissions into the environment are public purpose of the Town and the reduction of noise and emissions of particular matter resulting from the use of leaf blowers are public purpose in protecting the health, welfare and environment of the Town. Therefore, this by-law shall limit and regulate the use of leaf blowers as defined and set forth herein.

Section 2. USE REGULATIONS

1. Leaf Blowers.

Leaf blowers are defined as any portable powered machine used to blow leaves, dirt, and other debris off lawns, sidewalks, driveways, and other horizontal surfaces.

2. Limitations on Use



- a. Leaf blowers shall not be operated except between March 15 and May 15 and between September 15 and December 15 in any year. The provisions of this subsection do not apply to the use of leaf blowers by the Town and its contractors. The provisions of this section also do not apply to non-residential property owners but only with respect to parcels that contain at least five acres of open space. The provision of this subsection also shall not apply to the use of leaf blowers by the Town or its designees for performing emergency operations and clean-up associated with storms, hurricanes and the like.

3. Regulations

The Commissioner of Public Works with the approval of the Board of Selectmen shall have the authority to promulgate regulations to implement the provisions of this Leaf Blower By-Law.

4. Enforcement and Penalties

- a. This bylaw may be enforced in accordance with the General By-Laws by a police officer, the Building Commissioner or his/her designee, the Commissioner of Public Works or his/her designee and/or the Director of Public Health or his/her designee.
- b. For the purpose of this section “person” shall be defined as any individual, company, occupant, real property owner, or agent in control of real property. Each violation shall be subject to fines according to the following schedule:
  - (a) a warning or \$50.00 for the first offense;
  - (b) \$100.00 for the second offense;
  - (c) \$200.00 for the third offense;
  - (d) \$200.00 for successive violations, plus
  - (e) Court costs for any enforcement action.

5. Effective Date.

The provision of this Leaf Blower By-Law shall be effective in accordance with the provisions of other By Laws in the Town of Swampscott.

,or to take any other action relative thereto.

Sponsored by Eric Bachman, et.al.

Comment: This proposed by-law would restrict the use of leaf blowers in the Town of Swampscott to the Spring and Fall and provide a fining mechanism.

**Voted Article 7. Motion Failed.**

**Counted Vote: Yes 124 No 121 (2/3<sup>rd</sup>s required)**

**5/7/13 ATM**

**ARTICLE 8.** To see if the Town will vote to authorize the Board of Selectmen to acquire by gift, purchase, eminent domain or otherwise, for general municipal purposes, all or any portion or any interest in the property identified as 10 Railroad Avenue, being Town Assessor’s Map 3, Parcel 94, consisting of at least a building, the land underneath the building, and such land and/or easements as may be required in order to access the building, any portions of the building that the Town may be required to maintain, and to provide suitable parking therefor, and to raise and appropriate or transfer from available funds the sum of **\$50,000** for this purpose and any costs and expenses related thereto, and further to authorize the Board of Selectmen to enter into all agreements and take all related actions necessary or appropriate to carry out the acquisition of the property, or to take any other action relative thereto.

Sponsored by The Board of Selectmen

Comment: This article authorizes the Town to purchase the MBTA Rail Depot located adjacent to Railroad Ave.

**Voted Article 8. That this article be approved.**

**Unanimous Vote**

**5/7/13 ATM**

**ARTICLE 9.** To see if the Town will vote to authorize the Board of Selectmen to dispose of all or any portion or any interest in the property identified as 10 Railroad Avenue, being Town Assessor's Map 3, Parcel 94, consisting of at least a building, the land underneath the building, and such land and/or easements as may be required in order to access the building, any portions of the building that the Town may be required to maintain, and to provide suitable parking therefor, for the purpose to lease said property to a third party, for a term not to exceed fifty (50) years, and further to authorize the Board of Selectmen to enter into all agreements and take all related actions necessary or appropriate to carry out the disposition and lease of the property per the provisions of Massachusetts General Law Chapter 30B, or to take any other action relative thereto.

Sponsored by The Board of Selectmen

Comment: This article authorizes the Town to lease the MBTA Rail Depot located adjacent to Railroad Ave. (once the Town acquires such) to a third party for a term not to exceed 50 years.

**Voted Article 9. That this article be approved.**

**Majority Vote**

**5/7/13 ATM**

**ARTICLE 10.** To see if the Town will vote to amend the Zoning By-Law and Zoning Map to zone the following parcels of land that are currently not zoned, and in doing to zone them within the zoning districts as established by the Zoning By-Law as follows:

- 10 Railroad Avenue (Map 3, Lot 94)-to be zoned B-1
- 100 Pine Street (Map 3, Lot 49)-to be zoned as B-1
- Columbia Street (Map 3, Lot 97)-to be zoned B-2

or take any action relative thereto.

Sponsored by The Board of Selectmen

Comment: The MBTA land on Railroad Ave., Pine St. and Columbia St. is currently unzoned land. Any future use of these lands is uncertain due to the lack of zoning on these properties. The proposed article allows the Town to zone these properties so as to be contiguous with surrounding parcels and outlines potential future uses of those lands (based on the proposed zoning district).

**Voted Article 10. That this article be approved.**  
**Unanimous Vote**  
**5/6/13 ATM**

**ARTICLE 11.** To see if the Town will vote to amend the General By-Laws, Article IX Uses of Land, Section 4 by deleting the provisions shown as strikethrough and inserting those provisions as shown in bold/italics, as set forth in Appendix F, or take any action relative thereto.

The current version of Article IX, Uses of Land, Section 4 appears below. The proposed amendments appear in Appendix F.

**Section 4. The Preservation of Historically Significant Buildings**

(a) Intent and Purpose

This by-law is enacted for the purpose of preserving and protecting significant buildings within the Town of Swampscott that constitute or reflect distinctive features of the architectural, cultural, economic, political or social history of the town and to limit the detrimental effect of demolition on the character of the town. Through this bylaw, owners of preferably preserved buildings are encouraged to seek out alternative options that will preserve, rehabilitate or restore such buildings and residents of the town are alerted to impending demolitions of significant buildings. By preserving and protecting significant buildings, streetscapes and neighborhoods, this bylaw promotes the public welfare by making the town a more attractive and desirable place in which to live and work. To achieve these purposes the Historical Commission is authorized to advise the Building Inspector with respect to demolition permit applications. The issuance of demolition permits is regulated as provided by this by-law.

(b) Definitions

For the purposes of this by-law, the following words and phrases shall have the meanings set forth below:

1. APPLICANT-Any person or entity who files an application for a demolition permit. If the applicant is not the owner of the premises upon which the building is situated, the owner must indicate on or with the application his/her assent to the filing of the application.
2. APPLICATION-An application for the demolition of a building.

3. BOARD OF SURVEY-the board that is ordered to respond under Massachusetts General Laws Chapter 143 Section 8, when an owner of a building or structure fail to take action on a notice that the building or structure is unsafe. The board shall consist of the Town Engineer, the Fire Chief, and one disinterested person to be appointed by the Building Inspector.
4. BUILDING-Any combination of materials forming a shelter for persons, animals, or property.
5. BUILDING INSPECTOR - The person occupying the office of Building Inspector or otherwise authorized to issue demolition permits.
6. BUSINESS DAY - a day that is not a Saturday, Sunday or a recognized municipal or federal holiday.
7. CHAIRPERSON- the head of the Commission, the person performing the functions of the chairperson in the event that no one holds that title, or any other person to whom the chairperson has delegated authority to act according to this ordinance.
8. COMMISSION - The Swampscott Historical Commission or its designee.
9. DEMOLITION-Any act of pulling down, destroying, removing, dismantling or razing a building or any part thereof.
10. DEMOLITION PERMIT - The building permit issued by the Building Inspector, as required by the State Building Code, for a demolition of a building, excluding a building permit issued solely for the demolition of the interior of a building.
11. FINAL DETERMINATION- a decision made by the Commission in accordance with Section (d) 3.C. of this chapter.
12. INITIAL DETERMINATION- any determination made by the Commission in accordance with Section (d) 3.A. of this chapter.
13. OWNER- the person with legal title to a building or structure. Where the term "owner" is used, it shall include the owner's legally authorized representative.
14. PERMIT- the document issued by the Building Inspector for demolition of a building or structure pursuant to an application.
15. PERSON- a private individual, firm, corporation, partnership, association, trust or society.
16. PREFERABLY PRESERVED - Any significant building which the Commission determines, following a public hearing, that it is in the public interest to be preserved rather than demolished. A preferably preserved building is subject to the nine-month demolition delay review period of this bylaw.
17. SIGNIFICANT BUILDING OR STRUCTURE - Any building or structure within the town which is in whole or in part seventy-five years or more old (at the time of the request for the demolition permit) and which:
  - A. Is-listed on, or is within an area listed on, the National Register of Historic Places; or which is the subject of a pending application for listing on

the National Register, or

B. Is or has been designated by the Commission to be eligible as a significant building or structure after a finding that the building or structure is either:

- (1.) Importantly associated with one or more historic persons or events, or with the broad architectural, cultural, political, economic or social history of the Town of Swampscott or the Commonwealth of Massachusetts; or
- (2.) Historically or architecturally significant (in terms of period, style, method of building or construction, or association with a reputed architect or builder) either by itself or in the context of a group of buildings or structures, or
- (3.) Listed in the Swampscott Historical Commission Survey, originally published in 1986, as periodically amended. A copy is available for review at Town Hall and the Swampscott Public Library.

and therefore it is in the public interest to be preserved or rehabilitated rather than to be demolished.

C. Any additions, outbuildings or other structures relating to the significant building, that are less than 75 years old are exempted from this by-law, with sufficient documented proof of age as determined by the Commission.

18. STRUCTURE- any constructed, erected, or placed material or combination of materials in or upon the ground, excluding sidewalks and paving on streets, driveways, parking areas, and patios.

19. VOLUNTARILY- any act(s) done by design or intention, which is proposed, intended, or not accidental.

#### (c) Computation of Time

For the purposes of computing any period of time regarding the demolition review process, excluding age of the building or structure, the day of the act after which the designated period of time begins to run is excluded: The last day shall be included, unless it is a Saturday, Sunday, or municipal or federal holiday, in which case, the period runs to the next business day.

For the purpose of calculating the age of a building or structure, any point on a calendar year shall be counted as a complete year; e.g.: a building or structure built in June 1930 shall be considered 75 years old on January 1, 2005.

#### (d) Procedure

1. Upon receipt of a demolition permit application, the Building Inspector will immediately date stamp the application. If the Building Inspector can determine with certainty that the building or structure is not significant per Section (b) 17, then the permit may be issued according to current laws.

2. If the building or structure is significant per Section (b) 17, or the Building Inspector cannot determine its status with certainty, then the Inspector shall notify the Historical Commission in writing within seven (7) business days, that he/she has received a demolition permit request, attaching a copy of the application to the notice. The Building Inspector shall also forward copies of the notice to the applicant and the owner (if different).

3. Commission's Determinations

A. Initial Determination: The Commission shall make a written determination of whether the building or structure to be demolished is significant within forty-five (45) days after receipt of the written notice from the Building Inspector, or sixty (60) days after the receipt of the application by the Building Inspector, whichever ever shall first occur, and complete the following:

If the Commission determines that the building or structure is not significant, the Commission shall so notify the Building Inspector, the applicant, the owner (if different) and the Town Clerk in writing. The applicant shall not be required to take any further action in regard to this ordinance.

If the Commission determines that the building or structure is significant, the Commission shall so notify the Building Inspector, the applicant, the owner (if different) and the Town Clerk of their determination in writing.

If the Commission fails to respond to the Building Inspector's notice within forty five (45) days of receipt of the written notice from the Building Inspector, or within sixty (60) days of the receipt of the application by the Building Inspector, whichever ever shall first occur, the Building Inspector may grant the demolition permit.

B. Public Hearing: The Commission shall hold a public hearing on the initial determination and the application within (45) days of filing the initial determination with the Town Clerk. The Town of Swampscott shall give public notice of the hearing by publishing the time, place and purpose of the hearing in a local newspaper and in a conspicuous place in town hall for a period of not less than seven (7) days prior to the hearing. The Town of Swampscott shall also send notice of the public hearing to applicant and owner (if different), and abutters by certified mail, at least seven (7) days prior to the hearing, as defined in Chapter 40A of Massachusetts General Laws.

The applicant for demolition permit may voluntarily submit to the Commission a demolition plan that may include:

A brief description of the type of building or structure and the reason for the proposed demolition, with supporting data.

A scaled plot plan showing the location of the significant building or structure on the property and with reference to neighboring properties.

Photographs of all elevations of the building or structure in the context of its surroundings.

C. Final Determination: Within ten (10) days of the close of the public hearing the Commission shall file a written final determination with the Town Clerk. The Commission shall simultaneously send a copy of the final determination to the Building Inspector and send copies to the applicant and the owner (if different) by certified mail. If the Commission determines that demolition of the significant building or structure would be detrimental to the architectural, cultural, political, economic, or social heritage of the Town, such building or structure shall be

considered as preferably preserved.

If the Commission determines that the building is not preferably preserved, the Commission shall so notify the Building Inspector and applicant and owner (if different) in writing. The Building Inspector may then issue the demolition permit.

4. If the Commission determines that the building is preferably preserved, the Commission shall notify the Building Inspector and applicant and owner (if different) in writing. No demolition permit may then be issued for a period of nine (9) months from the date of the determination. If the Commission does not so notify the Building Inspector in writing within ten (10) days of the public hearing, the Building Inspector may issue the demolition permit.

Upon a determination by the Commission that any building which is the subject of an application is a preferably preserved building, no building permit for new construction or alterations on the premises shall be issued for a period of nine (9) months from the date of the determination. During this period, the applicant is encouraged to locate a purchaser for the building or structure who is willing to preserve, restore or relocate the building or structure.

No permit for demolition of a building determined to be a preferably preserved building shall be granted until all approvals necessary for the issuance of a building permit are obtained; including without limitation any necessary zoning variances or special permits, and all appeals from the granting of such approvals must be concluded.

The Building Inspector may issue a demolition permit or a building permit for a preferably preserved building within the nine months if the Commission notifies the Building Inspector in writing that the Commission finds that the intent and purpose of this bylaw is served even with the issuance of the demolition permit or the building permit.

Following the nine-month review period, the Building Inspector may issue the demolition permit.

Prior to the commencement of the demolition process, the property owner shall allow the Commission to make a proper photographic record of the interior and exterior of the building, and allow for salvage of any unique architectural detail that would otherwise be lost during the demolition process.

#### 5. Emergency Demolition and Unsafe Structure

- A. **Emergency Demolition:** If after an inspection, the Building Inspector finds that a building or structure subject to this bylaw is found to pose an immediate threat to public health or safety due to its deteriorated condition and that there is no reasonable alternative to the immediate demolition of the building or structure, then the Building Inspector may issue an emergency demolition permit to the owner of the building or structure. The Building Inspector shall then prepare a report explaining the condition of the building and the basis for his decision, which shall be forwarded to the Commission.
- B. **Unsafe Structure:** In the event that a Board of Survey is convened to consider the condition of a building or structure under Massachusetts General Laws Chapter 143, Section 8, the Chairperson shall be notified to accompany the Board during its inspection.

#### 6. Enforcement

- A. The Commission and/or the Building Inspector are each specifically authorized to institute any and all actions and proceedings, in law or equity, as they may deem necessary and appropriate to obtain compliance with the requirements of this bylaw or to prevent a threatened violation thereof.



- B. Anyone who voluntarily demolishes a building or structure without first obtaining a demolition permit in accordance with the provisions of this bylaw shall be subject to a fine of not more than ten percent of the assessed property value. No building permit shall be issued for a period of two years from the date of the demolition on the subject parcel of land or any adjoining parcels of land under common ownership and control unless the building permit is for the faithful restoration or unless otherwise agreed to by the Commission.

**Section 5: Historic Districts Act.**

If any of the provisions of this by-law conflict with the Historic Districts Act, Massachusetts General Law, Chapter 40C, that act shall prevail.

**Section 6: Severability**

In case any section, paragraph or part of this by-law be for any reason declared invalid or unconstitutional by any court, every other section, paragraph, and part shall continue in full force and effect.

Sponsored by The Historical Commission

Comment: The proposed article makes changes to the demolition delay by-law.

**Voted Article 11.**

**Motion Failed**

**5/6/13 ATM**

**ARTICLE 12.** To see if the Town will vote to appropriate a sum of money to repair, construct or reconstruct streets, together with all necessary work incidental thereto, including engineering, in conjunction with the Commonwealth of Massachusetts, under General Laws, Chapter 90 or otherwise; and to transfer for this purpose any unexpended balance of appropriations voted for this purpose at prior Town Meetings, or take any action relative thereto.

Sponsored by the Director of Public Works

Comment: The purpose of this article is to appropriate monies approved by the Legislature for highway and traffic safety projects as approved by the Massachusetts Highway Department. The monies may be spent for more than one year

**Voted Article 12.** That the sum of \$454,295 be appropriated to repair, construct or reconstruct streets, together with all necessary work incidental thereto, including engineering, in conjunction with the Commonwealth of Massachusetts, under General Laws, Chapter 90 or otherwise; and to transfer for this purpose any unexpended balance of appropriations voted for this purpose at prior Town Meetings, or take any action relative thereto

**Majority Vote/Passed**

**5/7/13 ATM**

**ARTICLE 13.** To see if the Town will vote to appropriate the necessary funds, by borrowing or otherwise, for the following projects, or take any action relative thereto and that to meet this appropriation (i) \$18,553.15 is hereby transferred from the amount previously appropriated under Article 9 of the Warrant at the May 3, 2010 Town Meeting for Police Station exterior repair, which funds are no longer needed to complete the project for which they were initially borrowed, and applied to the payment of the costs of item 13-11 Odor Mitigation, (ii) \$43,968.72 is hereby transferred from the amount previously appropriated under Article 9 of the Warrant at the May 3, 2010 Town Meeting for Police Station interior repair, which funds are no longer needed to complete the project for which they were initially borrowed, and applied to the payment of the costs of item 13-11 Odor Mitigation, and (iii) the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$2,276,858.13 under Chapter 44 of the General Laws or any other enabling authority.

<u>No.</u>	<u>Purpose</u>	<u>Request</u>	<u>Recommended</u>	<u>Funding Source</u>
<b>School Department</b>				
13-01	District wide technology upgrade	218,000	105,000	Taxes
<b>Treasurer/Collector</b>				
13-02	Technology Upgrade	50,000	50,000	Taxes
<b>Department of Public Works</b>				
13-03	Cassidy Park Seawall	75,000	75,000	Taxes
13-04	Public Building remodeling and equipment	100,000	75,000	Taxes
13-05	Fisherman's Beach Improvements	95,000	90,000	Taxes
13-06	Paving Non Chapter 90	150,000	150,000	Taxes
13-07	Open Space Improvements	50,000	50,000	Taxes
13-08	Paving Chapter 90	303,000	303,000	Grant
13-09	Water Main Replacement	1,250,000	1,250,000	MWRA Loan
13-10	Replacing Street Signage	25,000	25,000	Taxes
13-11	Odor Mitigation	80,000	80,000	Taxes
<b>Fire Dept.</b>				
13-12	Asbestos Floor Tile Removal	<u>86,380</u>	<u>86,380</u>	Taxes
	Total	<b>\$2,482,380</b>	<b>\$2,339,380</b>	

Each numbered item will be considered a separate appropriation. The budgeted amount may be spent only for the stated purpose.  
Sponsored by the Capital Improvement Committee

Comment: The above projects were recommended for funding in FY2014 by the Capital Improvement Committee (CIC). Refer to Appendix A for the complete CIC report.

<u>No.</u>	<u>Purpose</u>	<u>Request</u>	<u>Recommended</u>	<u>Funding Source</u>
<b>School Department</b>				
13-01	District wide technology upgrade	218,000	105,000	Taxes
<b>Treasurer/Collector</b>				
13-02	Technology Upgrade	50,000	50,000	Taxes
<b>Department of Public Works</b>				
13-03	Cassidy Park Seawall	75,000	75,000	Taxes
13-04	Public Building remodeling and equipment	100,000	75,000	Taxes
13-05	Fisherman's Beach Improvements	95,000	90,000	Taxes
13-06	Paving Non Chapter 90	150,000	150,000	Taxes
13-07	Open Space Improvements	50,000	50,000	Taxes
13-08	Paving Chapter 90	303,000	303,000	Grant
13-09	Water Main Replacement	1,250,000	1,250,000	MWRA Loan
13-10	Replacing Street Signage	25,000	25,000	Taxes
13-11	Odor Mitigation	80,000	80,000	Taxes
<b>Fire Dept.</b>				
13-12	Asbestos Floor Tile Removal	<u>86,380</u>	<u>86,380</u>	Taxes
Total		<b>\$2,482,380</b>	<b>\$2,339,380</b>	

Each numbered item will be considered a separate appropriation. The budgeted amount may be spent only for the stated purpose.  
Sponsored by the Capital Improvement Committee

**ARTICLE 13. Voted as Amended** that the Town appropriate the necessary funds, by borrowing or otherwise, for the following projects, or take any action relative thereto and that to meet this appropriation (i) \$18,553.15 is hereby transferred from the amount previously appropriated under Article 9 of the Warrant at the May 3, 2010 Town Meeting for Police Station exterior repair, which funds are no longer needed to complete the project for which they were initially borrowed, and applied to the payment of the costs of item 13-11 Odor Mitigation, (ii) \$43,968.72 is hereby transferred from the amount previously appropriated under Article 9 of the Warrant at the May 3, 2010 Town Meeting for Police Station interior repair, which funds are no longer needed to complete the project for which they were initially borrowed, and applied to the payment of the costs of item 13-11 Odor Mitigation, and (iii) the Treasurer with the approval of the Board of Selectmen is authorized to borrow ~~\$2,276,858.43~~ **\$2,550,675 as amended** under Chapter 44 of the General Laws or any other enabling authority.

<u>No.</u>	<u>Purpose</u>	<u>Request</u>	<u>Recommended</u>	<u>Funding Source</u>
<b>School Department</b>				
13-01	District wide technology upgrade	218,000	105,000	Taxes

<b>Treasurer/Collector</b>			
13-02 Technology Upgrade	50,000	50,000	Taxes
<b>Department of Public Works</b>			
13-03 Cassidy Park Seawall	75,000	75,000	Taxes
13-04 Public Building remodeling and equipment	100,000	75,000	Taxes
13-05 Fisherman's Beach Improvements	95,000	90,000	Taxes
13-06 Paving Non Chapter 90	150,000	150,000	Taxes
13-07 Open Space Improvements	50,000	50,000	Taxes
13-08 Paving Chapter 90	303,000	<b>454,295</b>	Grant
13-09 Water Main Replacement	1,250,000	1,250,000	MWRA Loan
13-10 Replacing Street Signage	25,000	25,000	Taxes
13-11 Odor Mitigation	80,000	<b>140,000</b>	Taxes
<b>Fire Dept.</b>			
13-12 Asbestos Floor Tile Removal	<u>86,380</u>	<u>86,380</u>	Taxes
Total	<b>\$2,482,380</b>	<b>\$2,550,675</b>	

**VOTED ARTICLE 13 as amended to appropriate the sum of \$454, 295 (as voted in Article 12 of this warrant) for the above 13-09 Paving Non Chapter 90.**

**To appropriate the sum of \$140,000 for the above 13-11 Odor Mitigation amended to include \$60,000 as printed under the CIC's requested funding in this warrant page. 40 under "Other Funding Source".**

**Unanimous Vote/PASSED  
5/7/2013 ATM**

**ARTICLE 14.** To see if the Town will vote to amend the Position Classification and Salary Classification Plans of the Personnel By-Laws, exclusive of reclassification, as it applies to those positions not covered by collective bargaining agreements as recommended by the Personnel Board, or take any action relative thereto. The proposed modified classification plans can be found in Appendix B.

Sponsored by the Personnel Board

Comment: This article allows the Town to adopt changes to the Job Classification and Salary Classification Plans of the Personnel By-Laws. There is a 2% cost of living increase proposed in Fiscal 2014 for employees subject to the Personnel By-Law.

**Voted Article 14. That this article be approved.**  
**Majority Vote/Passed.**  
**5/7/13 ATM**

**ARTICLE 15.** To see if the Town will vote to amend the Personnel By-Laws so as to reclassify certain existing positions, as recommended by the Personnel Board, or take any action relative thereto. The proposed modified classification schedule can be found in Appendix B.  
Sponsored by the Personnel Board

Comment: This article allows the Town to reclassify positions covered by the Personnel By-Laws.

**Voted Article 15. That this article be approved.**  
**Majority Vote/Passed**  
**5/7/13 ATM**

**ARTICLE 16.** To see what action the Town will take in relation to the salaries of elected Town Officials for the ensuing year, or take any action relative thereto.  
Sponsored by the Board of Selectmen

Comment: The statutes require that the Town vote to fix salaries of elected Officers annually. The appropriation is in Article 25.

**Constable \$100**

**Voted Article 16. That this article be approved.**  
**Majority Vote/Passed**  
**5/7/13 ATM**

**ARTICLE 17.** To see if the Town will vote to authorize the continuation of the Council on Aging Revolving Account as authorized by Chapter 44, Section 53E1/2, of the Massachusetts General Laws, said account to be under the direction of the Council on Aging and used for the deposit of receipts collected through user fees of Council on Aging programs; and further to allow the Council on Aging to expend funds not to exceed \$30,000 for fiscal year 2014 from said account for ongoing salaries, supplies, equipment and programs. This would be contingent upon an annual report from the Council on Aging to the Town on the total receipts and expenditures of the Account each fiscal year, or take any action relative thereto.

Sponsored by the Town Administrator

Comment: The intent of this article is to allow funds received from Council on Aging (COA) activities to be used solely for additional COA programs and activities. The COA would also have the responsibility of reporting to the Town the total receipts and expenditures through this account each fiscal year

**Voted Article 17. That this article be approved.**

**Majority Vote/Passed**

**5/7/13 ATM**

**ARTICLE 18.** To see if the Town will vote to authorize the continuation of the Recycling – Blue Bins Revolving Account as authorized by Chapter 44, Section 53E1/2, of the Massachusetts General Laws, said account to be under the direction of the Health Department and used for the deposit of receipts collected through the sale of recycling bins; and further to allow the Health Department to expend funds not to exceed \$5,000 for fiscal year 2014 from said account for ongoing supplies and equipment. This would be contingent upon an annual report from the Health Department to the Town on the total receipts and expenditures of the Account each fiscal year, or take any action relative thereto.

Sponsored by the Town Administrator

Comment: The intent of this article is to allow funds received from recycling activities (e.g., sale of recycling bins) to be used solely for additional recycling and health activities. The Health Department would also have the responsibility of reporting to the Town the total receipts and expenditures through this account each fiscal year.

**Voted Article 18. That this article be approved.**

**Majority Vote/Passed**

**5/7/13 ATM**

**ARTICLE 19.** To see if the Town will vote to authorize the continuation of a Recreation Revolving Account as authorized by Chapter 44, Section 53E1/2, of the Massachusetts General Laws, said account to be under the direction of the Town Administrator and used for the deposit of receipts collected through user fees of recreation programs; and further, to allow the Town Administrator to expend funds not to exceed \$250,000 for fiscal year 2014 from said account for ongoing supplies,

salaries and equipment. This would be contingent upon an annual report from the Recreation Department to the Town on the total receipts and expenditures of the Account each fiscal year, or take any action relative thereto.

Sponsored by the Town Administrator

Comment: The intent of this article is to allow funds received from recreation activities to be used solely for additional recreation activities. The Town Administrator/Recreation Department would also have the responsibility of reporting to the Town the total receipts and expenditures through this account each fiscal year.

**Voted Article 19. That this article be approved.**

**Majority Vote/Passed**

**5/7/13 ATM**

**ARTICLE 20.** To see if the Town will vote to authorize the creation of a Public Library Revolving Account as authorized by Chapter 44, Section 53E1/2, of the Massachusetts General Laws, said account to be under the direction of the Town Administrator and used for the deposit of receipts collected through the uses of the library public copier and computer printers; and further, to allow the Town Administrator to expend funds not to exceed \$3,500 for fiscal year 2014 from said account for ongoing supplies and paper for said copier and printers. This would be contingent upon an annual report from the Library Department to the Town on the total receipts and expenditures of the Account each fiscal year, or take any action relative thereto.

Sponsored by the Town Administrator

Comment: The intent of this article is to allow funds received from the Library Department copier and printers to be used solely for the supplies and paper for those items. The Town Administrator/Library Department would also have the responsibility of reporting to the Town the total receipts and expenditures through this account each fiscal year.

**Voted Article 20. That this article be approved.**

**Majority Vote/Passed**

**5/7/13 ATM**

**ARTICLE 21.** To act on the report of the Finance Committee on the Fiscal Year 2014 budget and to raise and appropriate or transfer from available funds money for the operation of the Town's Departments and the payment of debt service and all other necessary and proper expenses for the year, or take any action relative thereto.

Sponsored by the Finance Committee

Comment: The Finance Committee's recommendation will be the initial motion on the floor to deal with this budget. The budget as printed here will be amended to reflect any changes voted at this Town Meeting. The Moderator has traditionally allowed for discussion and reconsideration of each line item within this budget individually and in any order.

**Voted Article 21. That this article be approved.**

**Majority Vote/Passed**

**5/7/13 ATM**



**ARTICLE 22.** To see if the Town will vote to transfer from the Water Retained Earnings of the Water Enterprise Fund to the account of Current Revenue the sum of \$400,000 to be used and applied by the Board of Selectmen in the reduction of the water rate, or take any action relative thereto.

Sponsored by the Board of Selectmen

Comment: Surplus revenue is money not set aside for any special purpose. It results from the difference between estimates and actual receipts of water user fees and other revenues plus unexpended funds from the water department's budget. This is normally surplus revenue available for Town Meeting to be used to reduce rates for the coming year.

**Voted Article 22.** To transfer from the Water Retained Earnings of the Water Enterprise Fund to the account of Current Revenue the sum of \$400,000 to be used and applied by the Board of Selectmen in the reduction of the water rate, or take any action relative thereto.

**Majority Vote/Passed**

**5/7/13 ATM**

**ARTICLE 23.** To see if the Town will vote to accept the provisions of G.L. c.32B, §20, which would authorize the Town to establish an Other Post-Employment Benefits Liability Trust Fund, and to raise and appropriate or transfer from available funds the sum of \$500,000 to be added to said Fund, or take any other action in relation thereto

Sponsored by the Town Administrator

Comment: This article will allow the Town to establish an Other Post-Employment Benefits Liability Trust und and to place \$500,000 in to the Trust Fund.

**Voted Article 23.** Voted that the Town accept the provisions of G.L. c.32B, §20, which would authorize the Town to establish an Other Post-Employment Benefits Liability Trust Fund, and to raise and appropriate or transfer from available funds the sum of \$500,000 to be added to said Fund, or take any other action in relation thereto

**Majority Vote/Passed**

**5/7/13 ATM**

**ARTICLE 24.** To see if the Town will vote to transfer from Free Cash of the Town to the account of Current Revenue a sum of money to be used and applied by the Board of Assessors in the reduction of the tax levy, or take any action relative thereto.

Sponsored by the Town Administrator

Comment: Surplus revenue is money not set aside for any special purpose. It results from the difference between estimates and actual receipts of departmental collections and revenues (such as licenses, permits, etc.) plus unexpended funds from departmental budgets. When uncollected taxes are

subtracted from surplus revenue, the total is "Free Cash". This is normally surplus revenue available for Town Meeting to be used to reduce taxes for the coming year.

**Voted Article 24.** Voted that the Town transfer from Free Cash of the Town to the account of Current Revenue a sum of \$160,000 to be used and applied by the Board of Assessors in the reduction of the tax levy, or take any action relative thereto.

**Majority Voted/Passed**

**5/7/13 ATM**

**ARTICLE 25.** To see if the Town will vote to appropriate and raise, by borrowing or otherwise, under any general or special law which authorizes the Town to raise money, by borrowing or otherwise, such sums of money as may be necessary for any and all of the purposes mentioned in the foregoing articles, or take any action relative thereto.

Sponsored by the Board of Selectmen

**Voted Article 25.**

**Majority Vote/Passed**

**5/7/13 ATM**

**The Town of Swampscott**  
**Town Warrant**  
**May 2013**

SS.

To either of the Constables of the Town of Swampscott

GREETINGS:

In the name of the Commonwealth, you are hereby required to notify and warn the inhabitants of said town that a Special Town Meeting will be held on **Monday, May 6, 2013**, beginning at 8:30 P.M. in the Swampscott High School Auditorium located at 200 Essex Street, Swampscott.

**NOTICE OF SPECIAL TOWN MEETING**  
**MONDAY, MAY 6, 2013, 8:30 P.M.**

To the Town Meeting Members:

Notice is hereby given in accordance with Article II, Section 2, of the Bylaws of the Town of Swampscott that a Special Town Meeting will be held on Monday, May 6, 2013, beginning at 8:30 p.m. in the Swampscott High School Auditorium located at 200 Essex Street, Swampscott.

Town Moderator, Joseph Markarian will preside.

**ARTICLE 1.** To see if the Town will vote to amend the FY13 Budget voted under Article 25 of the May 7, 2012 Annual Town Meeting warrant to increase under Line No. 33, Police Overtime from \$425,000 to \$584,000 (\$159,000), increase under Line No. 36, Fire Overtime from \$295,000 to \$378,500 (\$83,500), increase Line No. 60 Snow and Ice from \$170,000 to \$220,000 (\$50,000) and to reduce under Line No.23 Assistant Assessor from \$65,000 to \$36,250 (\$28,750) and Assessor Clerical from \$91,460 to \$70,460 (\$21,000), reduce under Line No.30 Employee Group Health from \$4,530,000 to \$4,390,460 (\$210,000) and to reduce under Line No. 82 Interest from \$1,287,625 to \$1,254,875 (\$32,750) and furthermore, transfer from Town Counsel Salary Line No. 7 \$55,000 to Town Counsel Contract Expense Line No. 8 \$55,000, or take any other action relative thereto.

Sponsored by the Town Administrator.

Comment: This article increases the appropriation to FY13 Police and Fire Overtime and also increases the appropriation to the town's Snow & Ice Account to cover deficits.

**Voted Article 1. That this Article be approved.**

**Majority Vote.**

**5/6/13 STM**

**ARTICLE 2.** To see if the Town will vote to transfer the care, custody, maintenance and custody of a parcel of land described below from the board or officer currently having control thereof to the Board of Selectmen for general municipal purposes and for the purpose of conveyance, and further to authorize the Board of Selectmen to grant an easement upon the property at 17 Park Square, identified as "Swampscott, Massachusetts Plan Of Land Prepared For A. James Real Estate 17 Park Square Parcel ID10-38-0 Reid Land Surveyors, 365 Chatham Street, Lynn, Massachusetts Date: March 20, 2013 Scale 1"=20" to clear title on the property of A. James Lynch Inc. due to a house encroachment of 88 square feet more or less, upon such terms and conditions as the Board of Selectmen shall establish, or to take any other action relative thereto.

Sponsored by the Town Administrator.

Comment: This article would authorize the Board of Selectmen to grant an 88+ square foot easement to resolve an encroachment issue and clear title to a single family home constructed in 1890. The home was constructed partially on this approximately 29' x 3' portion of Park Square.

**Voted Article 2. That this article be approved.**

**Unanimous Vote.**

**5/6/13 STM**

**ARTICLE 3.** To see if the Town will vote to authorize the Board of Selectmen to acquire by gift, purchase, eminent domain or otherwise, for general municipal purposes, all or any portion or any interest in the property identified on Swampscott Assessor's Map 33, Lots 53, 10 and 10D abutting Ocean Avenue of 3.7 ± acres of undeveloped land and to raise and appropriate or transfer from available funds the sum of \$140,000 for this purpose and any costs and expenses related thereto, or take any other action relative thereto.

Sponsored by the Board of Selectmen

Comment: This article authorizes the Town to acquire and clear property rights to access Phillips Beach.

**Voted Article 3. Indefinitely Postponed.**

**Majority Vote.**

**5/6/13 STM**

**ARTICLE 4.** To see if the Town will vote to appropriate or transfer the sum of \$1,708.01 to the account of unpaid bills for the purpose of settling all bills contracted prior to July 1, 2012, and remaining unpaid at the time of the closing of the Town's books for the year ending June 30, 2012, according to the Town Accountant, or take any other action relative thereto.

Sponsored by the Board of Selectmen.

<b>Election Systems &amp; Software</b>	\$1,063.41	<b>The Newark Group</b>	\$644.60
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Comment: This article authorizes the payment of bills from FY12 that were not paid or received prior to June 30, 2012.

**Voted Article 4 as Amended.** To appropriate or transfer the sum of **\$10,708.01** to the account of unpaid bills for the purpose of settling all bills contracted prior to July 1, 2012, and remaining unpaid at the time of the closing of the Town's books for the year ending June 30, 2013, according to the Town Accountant, or take any other action relative thereto.

<b>Election Systems &amp; Software</b>	<b>\$1,063.41</b>
<b>The Newark Group</b>	<b>\$644.60</b>
<b>Northshore Composting</b>	<b>\$9,000</b>

**Unanimous Vote/Passed**  
**5/6/13 STM**







Interior Maintenance and Renovations	\$36,000.00					\$36,000.00	\$0.00	\$36,000.00	Public Building Maintenance Funds
HVAC Repairs		\$30,000.00							
Exterior Renovations			\$40,000.00						
Second Floor Renovations				\$40,000.00					
Technology Upgrades					\$30,000.00				
<b>Total Library</b>	<b>\$36,000.00</b>	<b>\$30,000.00</b>	<b>\$40,000.00</b>	<b>\$40,000.00</b>	<b>\$30,000.00</b>	<b>\$36,000.00</b>	<b>\$0.00</b>	<b>\$36,000.00</b>	
<b>Town Planner</b>									
Master Plan Study	\$125,000.00					\$0.00			
<b>Total Town Planner</b>	<b>\$125,000.00</b>					<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	
<b>Fire Department</b>									
New Squad Vehicle	\$56,400.00					\$0.00			
Asbestos Floor Tile Removal	\$86,380.00					\$86,380.00	\$86,380.00		
Wired Fire Alarm System	\$25,000.00	\$25,000.00	\$25,000.00	\$25,000.00	\$25,000.00	\$0.00	\$0.00		
Rescue Boat Engine 22 Replacement		\$101,158.00					\$0.00		
					\$600,000.00	\$0.00	\$0.00		
<b>Total Fire Department</b>	<b>\$167,780.00</b>	<b>\$126,158.00</b>	<b>\$25,000.00</b>	<b>\$25,000.00</b>	<b>\$625,000.00</b>	<b>\$86,380.00</b>	<b>\$86,380.00</b>	<b>\$0.00</b>	
<b>Total Capital Improvement</b>	<b>\$3,527,052.00</b>								



**APPENDIX B**

**TOWN OF SWAMPSCOTT  
POSITION CLASSIFICATION PLAN  
FOR EMPLOYEES**

**Grade M16**

Police Chief

**Grade M15**

Town Administrator

**Grade M14**

Open

**Grade M13**

Fire Chief

**Grade M12**

Town Accountant  
Director of Public Works (2)

**Grade M11**

Open

**Grade M10**

Library Director  
Treasurer/Collector  
Assistant Engineer (2)

**Grade M9**

Health Director

**Grade M8**

Town Clerk  
Assistant Assessor  
Personnel Manager (1)

**Grade M7**

Recreation Director (1)  
Facilities Coordinator/Local Building Inspector

**Grade M6**

Council on Aging Director  
Assistant Library Director  
Town Planner  
Administrative Assistant

**Grade M5**

Assistant Town Accountant  
Assistant Treasurer

**Grade M4**

Open

**Grade M3**

Open

**Grade M2**

Open

**Grade M1**

Open

**TOWN OF SWAMPSCOTT  
POSITION CLASSIFICATION PLAN  
FOR EMPLOYEES**

(Continued)

**Grade S1**

Plumbing/Gas Inspector  
Wiring Inspector  
Municipal Hearing Officer  
Veterans' Agent  
Harbormaster  
Appeals Board Secretary  
Emergency Management Director  
Assistant Plumbing Inspector  
Assistant Electrical Inspector  
Planning Board Secretary  
Parking Clerk  
Animal Control Officer  
Finance Committee Secretary  
Director of Information & Technology  
Inspector of Buildings

**Grade H**

Outreach Worker  
Activities Coordinator  
COA Office Assistant  
COA Data Clerk  
Van Driver  
Police Matrons  
Police Reserves/Special Officers  
Public Health Nurse  
Library Pages  
Local Building Inspector

**Town of Swampscott**  
**SALARY CLASSIFICATION PLAN FOR EMPLOYEES**  
**As of July 1, 2013(2% Increase)**

Grade	Min	Mid	Max
M16	\$129,215	\$ 142,136	\$ 155,058
M15	\$117,469	\$ 129,216	\$ 140,962
M14	\$105,720	\$ 116,293	\$ 126,865
M13	\$ 95,151	\$ 104,666	\$ 114,181
M12	\$ 85,633	\$ 94,197	\$ 102,760
M11	\$ 77,071	\$ 84,778	\$ 92,485
M10	\$ 69,364	\$ 76,300	\$ 83,236
M9	\$ 62,429	\$ 68,672	\$ 74,914
M8	\$ 56,184	\$ 61,802	\$ 67,420
M7	\$ 50,566	\$ 55,622	\$ 60,679
M6	\$ 45,509	\$ 50,060	\$ 54,611
M5	\$ 40,958	\$ 45,055	\$ 49,151
M4	\$ 36,861	\$ 40,548	\$ 44,234
M3	\$ 33,174	\$ 36,492	\$ 39,809
M2	\$ 29,859	\$ 32,845	\$ 35,830
M1	\$ 26,874	\$ 29,562	\$ 32,249

Notes for "M" classified positions:

20% differential min to max, approximately 10% differential between grades

- (1) Salary Classification based on FTE salary for employees working less than full-time.
- (2) Salary Classification of Director of Public Works and Assistant Engineer is based on a forty (40) hour work week as opposed to all other "M" positions which are based on an thirty-four (34) hour work week.

<u>Grade</u>	Annual Compensation
S1	
Plumbing/Gas Inspector	\$22,816
Wiring Inspector	\$22,816
Municipal Hearing Officer	\$2,500
Veterans' Agent	\$10,250
Harbormaster	\$7,523
Parking Clerk	\$1,639
Appeals Board Secretary	\$2,081
Emergency Management Director	\$1,040
Assistant Plumbing Inspector	\$1,000
Assistant Electrical Inspector	\$1,000
Planning Board Secretary	\$2,081
Animal Control Officer	\$15,300
Finance Committee Secretary	\$2,373
Director of Information & Technology	\$5,410
Inspector of Buildings	\$5,200

**Town of Swampscott**  
**SALARY CLASSIFICATION PLAN FOR EMPLOYEES**  
**As of July 1, 2013 (2% Increase)**  
**(Continued)**

<u>Grade</u>	Min	Mid	Max
Activities Coordinator	\$12.25	\$13.46	\$14.80
Outreach Worker	\$17.81	\$19.58	\$21.56
Van Driver	\$14.44	\$15.92	\$17.51
COA Office Assistant	\$13.08	\$14.37	\$15.81
COA Data Clerk	\$12.25	\$13.46	\$14.80
Public Health Nurse	\$29.71	\$32.69	\$35.65
Police Matrons	\$13.60	\$14.95	\$16.32
Police Reserve/Special Officers	\$13.60	\$14.95	\$16.32
Library Pages	\$8.70	\$9.57	\$10.45
Local Building Inspector	\$30.73	\$33.81	\$37.19

Notes for "H" classified positions  
20% differential min to max

**Town of Swampscott**  
**Summary of Revenues and Expenditures**

July 1, 2013

	ADOPTED FY13	DEPARTMENT REQUEST FY14	ADMINISTRATOR RECOMMENDED FY14	FIN COMM RECOMMENDED FY14
<b>I. REVENUES</b>				
TAX LEVY	39,442,674	40,706,438	40,706,438	40,706,438
DEBT EXCLUSION	3,885,162	3,150,662	3,107,838	3,107,838
NEW GROWTH	<u>270,924</u>	<u>225,000</u>	<u>225,000</u>	<u>225,000</u>
SUBTOTAL	43,598,760	44,082,100	44,039,276	44,039,276
LOCAL RECEIPTS	2,880,000	2,780,000	2,780,000	2,780,000
OUTSIDE TUITIONS	1,264,200	1,234,600	1,234,600	1,234,600
EST CHERRY SHEET	3,972,571	3,972,571	3,972,571	3,972,571
INTERGOVERNMENTAL	<u>802,000</u>	<u>802,000</u>	<u>802,000</u>	<u>802,000</u>
SUBTOTAL	8,918,771	8,789,171	8,789,171	8,789,171
<b>TOTAL REVENUE</b>	<b>52,517,531</b>	<b>52,871,271</b>	<b>52,828,447</b>	<b>52,828,447</b>
<b>II. EXPENSES</b>				
<b>TOWN BUDGETS</b>	<b>12,382,420</b>	<b>12,116,573</b>	<b>11,962,332</b>	<b>11,974,078</b>
<b>SCHOOL BUDGET</b>	<b>24,305,400</b>	<b>24,805,400</b>	<b>24,440,400</b>	<b>24,481,000</b>
<b>VOCATIONAL SCHOOL</b>	<b>360,418</b>	<b>428,220</b>	<b>428,220</b>	<b>428,220</b>
SHARED EXPENSES				
HEALTH INSURANCE	4,530,000	4,756,500	4,625,000	4,625,000
RETIREMENT	3,798,025	3,922,374	3,922,374	3,922,374
MEDICARE	383,675	392,000	392,000	392,000
PROPERTY & CASUALTY INSURANCE	650,000	700,000	700,000	650,000
WORKER'S COMPENSATION	400,000	425,000	425,000	425,000
UNCOMPENSATED BALANCES	100,000	150,000	75,000	75,000
RESERVE FUND	200,000	200,000	175,000	175,000
DEBT	4,748,440	4,932,665	4,820,818	4,820,818
TOWN AUDIT	50,000	52,500	52,500	52,500
CAPITAL STABILIZATION	50,000	50,000	50,000	50,000
STABILIZATION	50,000	50,000	50,000	50,000
OVERLAY PROVISIONS	200,000	225,000	225,000	225,000
ASSESSMENTS/OFFSETS	616,350	619,803	619,803	619,803
<b>2012 ATM Article 19</b>	37,700	-	-	-
		-	-	-
		-	-	-
<b>TOTAL EXPENSES</b>	<b>52,862,428</b>	<b>53,826,035</b>	<b>52,963,447</b>	<b>52,965,793</b>
<b>BALANCE AVAILABLE</b>	(344,897)	(954,764)	(135,000)	(137,346)
<b>ONE TIME REVENUES</b>				
ASSESSORS OVERLAY	125,000	-	-	-
FREE CASH	315,000	160,000	160,000	160,000
STABILIZATION	-			

SALE OF LOTS FUND	-			
<b>EXCESS/(DEFICIT)</b>	<b>95,103</b>	<b>(794,764)</b>	<b>25,000</b>	<b>22,654</b>
<b>ENTERPRISE FUNDS</b>				
WATER RECEIPTS	3,621,476	3,700,782	3,722,637	3,722,637
SEWER RECEIPTS	2,245,601	2,404,932	2,408,052	2,408,052
SEWER EXPENSES	2,245,601	2,404,932	2,408,052	2,408,052
WATER EXPENSES	3,621,476	3,700,782	3,722,637	3,722,637
	58,729,505	59,931,749	59,094,136	58,251,679