



**TOWN OF LONGMEADOW  
ANNUAL TOWN MEETING**  
Tuesday, May 10, 2022 at 7:00 p.m.  
Longmeadow High School Gymnasium  
**WARRANT**

COMMONWEALTH OF MASSACHUSETTS, HAMPDEN, ss  
To Katherine Ingram, Town Clerk, or any of the Constables of the Town of Longmeadow, in said County:

**GREETINGS:**

In the name of the Commonwealth of Massachusetts, you are directed to notify and warn the Inhabitants of the Town of Longmeadow, qualified to vote in elections and Town affairs, to meet at the LONGMEADOW HIGH SCHOOL in said Town on TUESDAY, the TENTH day of MAY 2022, **at 7:00 p.m.** o'clock in the evening. If the Longmeadow High School Gymnasium, shall not, in the opinion of the Moderator, be adequate to contain such Inhabitants who shall meet, then to meet also in and such other locations in the LONGMEADOW HIGH SCHOOL as the Moderator deems appropriate, at such time and place then and there to act on the following articles to wit:

<p><b>ARTICLE 1.</b></p>	<p>To see if the Town will vote to choose three trustees, Frances Miffit, William McGurk, and Erin Koebler to administer the William Goldthwait Bequest, or take any other action relative thereto.</p> <p><i>The Goldthwait Bequest is an endowment fund left to the Town of Longmeadow for assistance to “the worthy poor of Longmeadow”. The Board of Trustees administers this fund and makes expenditures, from the accruing interest, for applicants experiencing financial hardship. The trustees are chosen annually by Town Meeting.</i></p>
<p><b>ARTICLE 2.</b></p>	<p>To see if the Town will vote to transfer from available funds in the Treasury, the sum of \$100,000.00 or a greater or lesser sum, for the purpose of supplementing the FY 2022 Operating Budget for Snow and Ice removal, or take any other action relative thereto.</p> <p><i>The FY2022 Snow and Ice removal budget was \$125,000. Although the FY2022 winter season was relatively mild, there are additional costs that have exceeded the original budgetary appropriation, including salt and maintenance supplies. This transfer would fully fund the costs for the current fiscal year.</i></p>



<p><b>ARTICLE 3.</b></p>	<p>To see if the Town will vote to transfer from available funds in the Treasury, the sum of \$100,000.00 or a greater or lesser sum, for the purpose of funding an Active Recreation Area Conditions Assessment or take any other action relative thereto.</p> <p><i>The Town would like to undertake an active recreation area conditions assessment to create an accurate needs assessment (both user needs and maintenance) of our playgrounds, pools, tennis courts, athletic fields (excluding Wolf Swamp) and basketball courts. A maintenance plan and prioritization list would be developed for each facility. A robust public engagement process would be part of developing the “Master Plan”.</i></p>
<p><b>ARTICLE 4.</b></p>	<p>To see if the Town will vote to transfer from available funds in the Treasury, the sum of \$75,000, or a greater or lesser sum, for the purposes of conducting a compensation and classification study for non-union, DPW, and Clerical positions, or take any action relative thereto.</p> <p><i>This appropriation will provide funds to cover the costs to conduct a compensation and classification study. Best practice calls for a study to be done every five years. The Town of Longmeadow last conducted a study in 2004. Filling positions is challenging and we have found that our current salaries for many positions have fallen behind other area communities.</i></p>
<p><b>ARTICLE 5.</b></p>	<p>To see if the Town will vote to transfer from available funds in the Treasury, the sum of \$30,000, or a greater or lesser sum, to add a pool cover to the Greenwood pool, or take any other action relative thereto.</p> <p><i>Greenwood pool does not currently have a pool cover and water is drained yearly. Best practice recommends some water be left in the pool for preservation of the concrete infrastructure and new liner.</i></p>
<p><b>ARTICLE 6.</b></p>	<p>To see if the Town will transfer from available funds in the Treasury, the sum of \$8,111.51, or a greater or lesser sum, for the purpose of paying prior year’s bills, or take any other action relative thereto.</p> <p><b>Four-fifths vote required.</b></p> <p><i>It was discovered around the time the Town was closing its FY 2021 financial records that certain commitments involving DPW related expenses remained outstanding. This appropriation will allow the Town to make good on those commitments.</i></p>



<p><b>ARTICLE 7.</b></p>	<p>To see if the Town will vote to authorize the School Department to enter into a lease purchase financing agreement to acquire IT capital equipment for a period up to four (4) years, or take any other action relative thereto.</p> <p><i>Massachusetts General Law Chapter 44, Section 21C (effective November 7, 2016 as part of the Governor’s Municipal Modernization Act) allows Town Meeting to authorize a Department to enter into a lease purchase finance agreement upon the recommendation of the Select Board and a 2/3rds affirmative vote. The School Department is planning on entering into a four (4) year lease purchase financing agreement at \$84,307.50 annually to replace existing equipment. Any residual value received from the replaced equipment will go into the Town’s General Fund.</i></p>												
<p><b>ARTICLE 8.</b></p>	<p>To see if the Town will vote to appropriate \$471,699 or a greater or lesser sum, from the state for highway improvements under the authority of M.G.L Chapter 90 including funds to be received in FY 2023, or any applicable laws, and to authorize the Select Board, if necessary, to apply for, accept, borrow in anticipation of state aid and expend such funds, or take any other action relative thereto.</p> <p><i>The state annually allocates to the Town a sum of money to be spent on Town roads. This amount must be appropriated by town meeting. The Town spends the money first and is reimbursed by the state upon completion of the project.</i></p> <p><b>Two-thirds vote required in case of borrowing.</b></p>												
<p><b>ARTICLE 9.</b></p>	<p>To see if the Town will vote to authorize the Select Board to acquire the following land parcels and or rights in land parcels for the purpose of obtaining a secure and public right of way. This will allow for the construction and roadway safety improvements under a project known as: Longmeadow- Springfield- Resurfacing and Intersection Improvements on Longmeadow Street (Route 5) and Converse Street (MassDOT Project #608881) in the Town of Longmeadow, Hampden County (the “Project”).</p> <table data-bbox="454 1554 1429 1743"><thead><tr><th></th><th><u>Total # of Parcels</u></th><th><u>Area (Square Footage)</u></th></tr></thead><tbody><tr><td>Temporary Easements</td><td>71</td><td>43,077</td></tr><tr><td>Permanent Easements</td><td>4</td><td>1,414</td></tr><tr><td>Fee Interest</td><td>1</td><td>423</td></tr></tbody></table> <p>Further that the Select Board may acquire these parcels, or modification of these parcels or other required parcels through all legal means, including, without limitation,</p>		<u>Total # of Parcels</u>	<u>Area (Square Footage)</u>	Temporary Easements	71	43,077	Permanent Easements	4	1,414	Fee Interest	1	423
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donation(s), purchase(s), and eminent domain condemnation. The subject parcels are currently identified on plans drafted by Fuss & O'Neill, Dated: 1-12-2022 and Titled: Longmeadow Street (U.S. Route 5) & Converse Street, Preliminary Right of Way, 75% Submission.

And, further, to see if the Town will vote to appropriate the sum of \$287,000, or a greater or lesser sum, from the Massachusetts Department of Transportation (MassDOT) Chapter 90 allotment for the purposes to defray any associated right of way expenses connected with the Project.

*NEEDS AN EXPLANATION*

**Two-thirds vote required**

**ARTICLE 10.**

To see if the Town will vote to provide for a reserve fund, and to approve the Fiscal Year 2023 operating budget totaling \$76,513,613.33\*\*, or a greater or lesser sum, and itemized as follows:

General Government	\$1,925,023.49
Public Safety	5,766,567.00
Planning & Community Development	244,464.77
Schools	37,395,859.36
Department of Public Works (General Fund)	4,815,438.00
Community and Cultural Services	1,865,863.37
<u>Debt Service &amp; Town/School Employee/Retire Benefits</u>	<u>18,017,653.00</u>
<b>Subtotal General Fund</b>	<b>\$70,030,868.99</b>
Water Enterprise	3,179,235.10
Sewer Enterprise	2,225,538.24
<u>Stormwater Enterprise</u>	<u>1,077,971.00</u>
<b>Total</b>	<b>\$76,513,613.33</b>

\*\*And to fund the General Fund \$70,030,868.99 be raised and appropriated as follows: \$70,030,868.99 from general taxation; and to fund the Water Enterprise Fund \$3,179,235.10 be raised and appropriated as follows: \$3,179,235.10 from Water receipts; and to fund the Sewer Enterprise Fund \$2,225,538.24 be raised and appropriated as follows: \$2,225,538.24 from Sewer receipts; and to fund the Stormwater Enterprise, \$1,077,971.00 be raised and appropriated as follows: \$546,747.00 from Stormwater receipts and \$531,224.00 from general taxation, or take any other action relative thereto.

An annual operating budget must be adopted and funded for Fiscal Year 2023 that begins on July 1, 2022. The Select Board's budget was reviewed by the Finance Committee, as required by the Town Charter. The Select Board's budget, as printed, is a balanced budget as required by Massachusetts General Laws and the Charter. The Select Board's FY 2023 recommended budget only utilized 1.75% of the allowable



	<p>2.50% increase authorized by Proposition 2 1/2, which creates an estimated \$396,769 in unused tax levy capacity.</p> <p><i>The Select Board's proposed budget is \$76,513,613.33. This budget achieves the goal of limiting FY 2023's tax increase to no greater than 1.75% of the allowable 2.50%, in accordance with the Finance Committee's firm recommendation that tax rate growth be constrained in order to delay an intersection with the looming \$25/\$1,000 mil rate tax ceiling.</i></p>																		
<p><b>ARTICLE 11.</b></p>	<p>To see if the Town will vote to raise and appropriate the sum of \$578,218.00, or a greater or lesser sum, for the purposes of establishing a Wage Settlement Account to cover the FY2023 DPW reorganization, DPW, Police, and Clerical collective bargaining agreements, non-school, non-union wage adjustments, as well as the implementation of the wage and classification study, or take any other action relative thereto.</p> <p><i>With the exception of the Fire collective bargaining agreement, all other non-School collective bargaining agreements are currently in negotiations expiring at the end of FY2022. Wage adjustments for DPW, Police, Clerical and non-school, non-union personnel are not built into the FY2023 budget presented. This appropriation will provide funds to cover wage adjustments as determined by the Town Manager under the Town Charter 5-2(d). The Finance Director will only release funds from the Wage Settlement Account to the proper budgetary line items upon notification from the Town Manager of the wage adjustments allotted and ratification of the collective bargaining agreements.</i></p>																		
<p><b>ARTICLE 12.</b></p>	<p>To see if the Town will vote to raise and appropriate, or transfer from available funds, the following amounts, or a greater or lesser sum, for capital projects and that any remaining amounts from the capital projects be returned to the Capital Stabilization Fund:</p> <p><b><u>From Raise and Appropriate (FY 2023)</u></b></p> <table data-bbox="423 1465 1279 1864"> <tr> <td>Project Development</td> <td>\$25,000.00</td> </tr> <tr> <td>Project Reserve</td> <td>\$10,000.00</td> </tr> <tr> <td>Fire Truck Replacement Reserve</td> <td>\$75,000.00</td> </tr> <tr> <td>Center School Flat Roof Replacement (phase 1 of 2)</td> <td>\$695,000.00</td> </tr> <tr> <td>Police Station Kitchen Upgrade</td> <td>\$55,000.00</td> </tr> <tr> <td>Double Folding Wing Mower</td> <td>\$115,000.00</td> </tr> <tr> <td>Pavement Preservation</td> <td>\$ 635,000.00</td> </tr> <tr> <td><u>Sidewalk Reconstruction</u></td> <td><u>\$400,000.00</u></td> </tr> <tr> <td><b>Total Capital Stabilization Fund</b></td> <td><b>\$2,010,000.00</b></td> </tr> </table>	Project Development	\$25,000.00	Project Reserve	\$10,000.00	Fire Truck Replacement Reserve	\$75,000.00	Center School Flat Roof Replacement (phase 1 of 2)	\$695,000.00	Police Station Kitchen Upgrade	\$55,000.00	Double Folding Wing Mower	\$115,000.00	Pavement Preservation	\$ 635,000.00	<u>Sidewalk Reconstruction</u>	<u>\$400,000.00</u>	<b>Total Capital Stabilization Fund</b>	<b>\$2,010,000.00</b>
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	<p><i>Annually the Town appropriates funds for capital expenditures. The FY2023 Capital Plan is funded at 3.00% of the estimated General Fund revenues less Debt Exclusion taxation as allotted for in their Capital Funding Policy.</i></p>
<p><b>ARTICLE 13.</b></p>	<p>To see if the Town will vote to raise and appropriate, the of sum of \$200,000, or a greater or lesser sum, to add a pool liner to the Greenwood pool, or take any other action relative thereto, and that to meet this appropriation, the Treasurer, with the approval of the Select Board, is authorized to borrow said amount under and pursuant to G.L. c. 44, §7(1), or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor. Any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with G.L. c. 44, §20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount, or take any other action relative thereto.</p> <p><i>Greenwood pool has significant cracks in the concrete walls and deck as a result of aging infrastructure. The pool is estimated to be leaking 15,000 gallons of water per day at a cost of approximately \$80.00/day in lost water. Adding a liner will prevent water leaks.</i></p> <p><b>Two-thirds vote required in case of borrowing.</b></p>
<p><b>ARTICLE 14.</b></p>	<p>To see if the Town will vote to transfer from Sewer Retained Earnings, the sum of \$30,000.00, or a greater or lesser sum, for the purpose of replacing the flat roof of the Sewer Pumping Station on Emerson Road.</p> <p><i>The Emerson Road pump station roof is currently leaking and in need of replacement. This project was identified as an FY2023 Capital Improvement project for the Sewer division of the DPW.</i></p>
<p><b>ARTICLE 15.</b></p>	<p>To see if the Town will vote to transfer from Stowmwater Retained Earnings, the sum of \$101,000.00, or a greater or lesser sum, for the purpose of improving the drainage on Shady Knoll Drive.</p> <p><i>Shady Knoll Drive has a failing outfall as recognized by the DPW. The project received \$131,500 in funding at the FY2022 Annual Town Meeting for the repair. Additional erosion has increased the size of the project and updated design and permit are needed to complete the project. This project was identified as an FY2023 Capital Improvement project for the Stormwater division of the DPW.</i></p>



<p><b>ARTICLE 16.</b></p>	<p>To see if the Town will vote to raise and appropriate the sum of \$200,000.00, or a greater or lesser sum, to pay costs of the Longmeadow Street Water Main Replacement drawings, including the payment of all costs incidental and related thereto, and that to meet this appropriation, the Treasurer, with the approval of the Select Board, is authorized to borrow said amount under and pursuant to G.L. c. 44, §7(1), or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor. Any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with G.L. c. 44, §20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount, or take any other action relative thereto and to be paid in the first instance from water receipts.</p> <p><i>Funds will support a water main study including modeling and design for possible replacements or upgrades of water main infrastructure on Longmeadow Street from Converse Street to Forest Glen Road. Infrastructure review and design is needed before the Longmeadow Street improvements are started. This project was identified as an FY2023 Capital Improvement project for the Water division of the DPW.</i></p> <p><b>Two-thirds vote required in the case of borrowing</b></p>
<p><b>ARTICLE 17.</b></p>	<p>To see if the Town will vote to raise and appropriate the sum of \$200,000.00, or a greater or lesser sum, to pay costs of the Longmeadow Street Sewer Rehabilitation drawings, including the payment of all costs incidental and related thereto, and that to meet this appropriation, the Treasurer, with the approval of the Select Board, is authorized to borrow said amount under and pursuant to G.L. c. 44, §7(1), or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor. Any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with G.L. c. 44, §20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount, or take any other action relative thereto and to be paid in the first instance from sewer receipts.</p> <p><i>Funds will support a sewer main study including modeling and design for possible replacements or upgrades to the sewer main infrastructure on Longmeadow Street from Converse Street to Forest Glen Road. Infrastructure review and design is needed before the Longmeadow Street improvements are started. This project was identified as an FY2023 Capital Improvement project for the Sewer division of the DPW.</i></p>



	<p><b>Two-thirds vote required in the case of borrowing</b></p>
<p><b>ARTICLE 18.</b></p>	<p>To see if the Town will vote to raise and appropriate the sum of \$900,000.00, or a greater or lesser sum, to pay costs of Emerson Road Water Main Replacement, including the payment of all costs incidental and related thereto, and that to meet this appropriation, the Treasurer, with the approval of the Select Board, is authorized to borrow said amount under and pursuant to G.L. c. 44, §7(1), or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor. Any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with G.L. c. 44, §20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount, or take any other action relative thereto and to be paid in the first instance from water receipts.</p> <p><i>Several water main breaks have happened in recent years on Emerson Road. Funds will support new water main lines and supporting infrastructure. The project area is from Longmeadow Street to Pondsideroad. This project was identified as an FY2023 Capital Improvement project for the Water division of the DPW.</i></p> <p><b>Two-thirds vote required in the case of borrowing</b></p>
<p><b>ARTICLE 19.</b></p>	<p>To see if the Town will vote to raise and appropriate the sum of \$750,000.00, or a greater or lesser sum, to pay costs of a water main replacement on Cooley Drive, including the payment of all costs incidental and related thereto, and that to meet this appropriation, the Treasurer, with the approval of the Select Board, is authorized to borrow said amount under and pursuant to G.L. c. 44, §7(1), or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor. Any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with G.L. c. 44, §20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount, or take any other action relative thereto and to be paid in the first instance from water receipts.</p> <p><i>Several water main breaks have happened in recent years on Cooley Drive. Funds will support new water main lines and supporting infrastructure. The project size is from Longmeadow Street to Riverview Avenue. This project was identified as an FY2023 Capital Improvement project for the Water division of the DPW.</i></p>



	<b>Two-thirds vote required in the case of borrowing</b>
<b>ARTICLE 20.</b>	<p>To see if the Town will vote to raise and appropriate the sum of \$200,000.00, or a greater or lesser sum, to pay costs of system-wide water quality and flow enhancements, including the payment of all costs incidental and related thereto, and that to meet this appropriation, the Treasurer, with the approval of the Select Board, is authorized to borrow said amount under and pursuant to G.L. c. 44, §7(1), or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor. Any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with G.L. c. 44, §20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount, or take any other action relative thereto and to be paid in the first instance from water receipts.</p> <p><i>Quarterly water testing is required as a condition of the Town's permit from DEP to operate a Consecutive Public Water System. This testing has consistently yielded high Disinfection Byproducts. To better identify the quality and flow issues, the Town is completing a hydraulic modeling and tracer study which will be completed by the end of April 2022. This warrant article will begin to fund projects identified in the above mentioned study aimed at improving flow and water quality. This project was identified as an FY2023 Capital Improvement project for the Water division of the DPW.</i></p> <p><b>Two-thirds vote required in the case of borrowing</b></p>
<b>ARTICLE 21.</b>	<p>To see if the Town will vote to transfer from Sewer Retained Earnings, the sum of \$195,000.00, or a greater or lesser sum, for the purpose of funding the Capacity Management Operation and Maintenance (CMOM) multi year project (year 1 of 2).</p> <p><i>CMOM is a sewer monitoring project mandated by MASSDEP which inspects the sewer system in order to identify and reduce inflow or infiltration into the sewer system from groundwater or other sources. This project was identified as an FY2023 Capital Improvement project for the Sewer division of the DPW.</i></p>
<b>ARTICLE 22.</b>	<p>To see if the Town will vote to raise and appropriate the sum of \$250,000.00, or a greater or lesser sum, for the Longmeadow Stormwater Asset Management Project awarded under the 2022 Clean Water State Revolving Fund Intended Use Plan., including the payment of all costs incidental and related thereto, and that to meet this appropriation, the Treasurer, with the approval of the Select Board, is authorized to borrow said amount under and pursuant to G.L. c. 44, §7(1), or pursuant to any other</p>



	<p>enabling authority, and to issue bonds or notes of the Town therefor. Any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with G.L. c. 44, §20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount, or take any other action relative thereto and to be paid in the first instance from stormwater receipts.</p> <p><i>The total project cost of \$250,000 is comprised of a \$150,000 grant (60% of the total project cost), which the Town will be reimbursed for in two payments of \$75,000 at 50% and 100% project completion by MassDEP and the Massachusetts Clean Water Trust. The balance of the project will be comprised of in-kind services provided by the Town valued at \$50,000 and a cash contribution from Town Funds valued at \$50,000.</i></p>
<p><b>ARTICLE 23.</b></p>	<p>To see if the Town will vote to raise and appropriate the sum of \$180,775.00, or a greater or lesser sum for the purposes of paying the FY 2023 District Improvement Financing (DIF) Debt Service, or take any other action relative thereto.</p> <p><i>The District Improvement Financing (DIF) statute, M.G.L. Ch. 40Q requires the Town to annually budget for the debt service related to the Dwight Road / Maple Street DIF Program. At the 2017 ATM, the Dwight Rd Improvement District was created and a \$2.5 million bond was issued in August of 2018 for infrastructure improvements within the improvement district. Each year, the debt payment needs to be appropriated. The FY 2023 debt payment for the Dwight Road Improvement District is \$180,775. In FY 2023 the total estimated taxes due are \$205,000 resulting in an increase of \$30,000 to the Town General fund along with an additional \$20,000 given to the Town by East Longmeadow as agreed upon in a twenty year DIF Inter Municipal Agreement.</i></p>
<p><b>ARTICLE 24.</b></p>	<p>To see if the Town will vote to establish a funding limit for the Town's Council on Aging Revolving Fund with payments from the fund to be expended by the Director of the Council on Aging up to \$85,000.00, or take any other action relative thereto.</p> <p><i>Effective November 2016, as part of the Municipal Modernization Act, Revolving Funds created pursuant to Massachusetts General Law Chapter 44 Section 53E ½ as established in the Town's' Bylaws, must have an annual expenditure limit set at the Town's Annual Town Meeting. This article sets the annual expenditure limit.</i></p>



<p><b>ARTICLE 25.</b></p>	<p>To see if the Town will vote to transfer \$7,194, or a greater or lesser sum, from the FY 2022 Community Preservation Undesignated Fund for: CPA Fund Balance Reserve for Open Space \$2,398, CPA Fund Balance Reserve for Community Housing \$2,398 and CPA Fund Balance Reserve for Historic Preservation \$2,398, or take any other action relative thereto.</p> <p><i>The Community Preservation (CP) Fund allocations calculated using three sources, the Annual commitment, a state match and any interest earned on available funds. The Annual Commitment decreased slightly, interest amounts remained the same, and due to a surplus of FY21 budget funds at the State, the State increased their matched funds from 32.2% to 43.8%, netting an additional \$23,980 for the CP fund. Massachusetts General Law Chapter 40B requires in each fiscal year, the Town must spend or reserve at least 10 percent of the annual CP Fund revenues for each of the CPA's community preservation purposes: open space (including recreation), historic resources and community housing</i></p>
<p><b>ARTICLE 26.</b></p>	<p>To see if the Town will vote to raise and appropriate the sum of \$8,000.00, or a greater or lesser sum, from the FY 2023 Community Preservation local surcharge and trust fund for administrative costs for the Community Preservation Committee, or take any other action relative thereto.</p> <p><i>These funds are for any expenses incurred by the Community Preservation Committee. In FY 2021 the Committee spent approximately \$2,381.40 for annual dues for the state organization, and administrative matters. Any funds not used during the year are returned to the Community Preservation Undesignated Fund Balance account.</i></p>
<p><b>ARTICLE 27.</b></p>	<p>To see if the Town will vote to fund the Community Preservation Project for a survey of structures constructed before 1911 in the amount of \$10,500.00, or a greater or lesser sum, funded first from the Community Preservation Historical Preservation Fund balance, or take any other action relative thereto.</p> <p><i>The Historical Commission previously commissioned a survey of structures constructed before 1901. Expanding the survey to pre-1911 structures (estimated to be 36 properties) will enable the Commission to provide more accurate information on historically significant structures in the Town.</i></p>



<p><b>ARTICLE 28.</b></p>	<p>To see if the Town will vote to fund the Community Preservation project for a hydrologic and hydraulic study of Bliss and Laurel Parks in the amount of \$75,000, or a greater or lesser sum, funded from the Recreation/Open Space Fund Balance, or take any other action relative thereto.</p> <p><i>This engineering study will focus on the Bliss and Laurel Parks portion of the Cooley Brook drainage area and will identify causes of erosion, sedimentation, and flooding in and around Cooley Brook and Laurel Pond. The study will provide information necessary to guide any future work related to the development of high quality, high value CPA eligible projects, such as the removal of the derelict, nonfunctional reservoir infrastructure; improvements or other dam-related work on Laurel Pond dam; and rehabilitation of Laurel Pond and/or Cooley Brook's streambanks. The hydrologic and hydraulic study will have the added benefit of supplying the town with information regarding stormwater management in the Blueberry Hill area of town.</i></p>
<p><b>ARTICLE 29.</b></p>	<p>To see if the Town will vote to fund the Community Preservation project to provide upgrades to the Edgerly Building at Wolf Swamp Field and to provide dugouts and other field amenities at the field, in the amount of \$108,700, or a greater or lesser sum, to be funded first from the Recreation/Open Space Fund Balance, then from the Undesignated Balance, or to take any other action relative thereto.</p> <p><i>This project will provide funding for upgrades at the Edgerly Building at the Wolf Swamp field, such as kitchen upgrades and ADA compliance, and to provide dugouts, storage sheds and other amenities at the fields.</i></p>
<p><b>ARTICLE 30.</b></p>	<p>To see if the Town will vote to provide funding for the repair and/or replacement of windows at Center School in the amount of \$300,000, or a greater of lesser sum, to be funded first from the Historic Preservation Fund, then from the Undesignated Fund Balance, or to take any other action relative thereto.</p> <p><i>The windows at Center School are approaching 30 years old. They are energy inefficient, many of them are inoperable by school staff, and need to be repaired or replaced. The determination of the scope of the work is ongoing, and this project will provide partial funding for the anticipated work, to be supplemented with ARPA relief funds and other sources.</i></p>



<p><b>ARTICLE 31.</b></p>	<p>To see if the Town will vote to fund the Community Preservation Project to provide funding for the replacement of a fence at the Richard Salter Storrs House in the amount of \$19,619, or a greater or lesser sum, to be funded from the Historic Preservation Fund, or to take any other action relative thereto.</p> <p><i>The fence is located behind the Storrs House on land owned by the Trustees of the Storrs Library. The current fence has rotted and needs to be replaced.</i></p>
<p><b>ARTICLE 32</b></p>	<p>To see if the Town will vote to fund the Community Preservation Project for surveying, mapping and possible permitting for riverfront conservation land in the amount of \$8,500, or a greater or lesser sum, funded from the Recreation/Open Space Fund Balance, or take any other action relative thereto.</p> <p><i>The property consists of 2.16 acres of riverfront land owned by the Town. This project will enable the Conservation Commission to obtain surveys and maps of the parcel, which will facilitate the Commission's ability to create better access (including handicap access) and amenities at the Property.</i></p>
<p><b>ARTICLE 33.</b></p>	<p>To see if the Town will vote to fund the Community Preservation Project to provide funding for the construction of a skateboard park at Bliss Park in the amount of \$350,000, or a greater or lesser sum, to be funded from the Undesignated Fund Balance, or take any other action relative thereto.</p> <p><i>In 2020 the Town approved a study for the design, feasibility, and potential locations of a skatepark in town. Based on that study, the proponents now propose to have a skatepark constructed; the location would be the current location of the two of the currently existing four clay tennis courts.</i></p>
<p><b>ARTICLE 34.</b></p>	<p>To see if the Town will vote to fund the Community Preservation project for planting perennial pollinator plants and installing bluebird boxes at the Community Gardens in the amount of \$1,500, or a greater or lesser sum, to be funded from the Open Space/Recreation Fund Balance, or take any other action relative thereto.</p> <p><i>The planting of various native plants to attract pollinators will enhance the productivity and beauty of the community gardens, and the installation of bluebird boxes will combat population decline of this species.</i></p>



<p><b>ARTICLE 35.</b></p>	<p>To see if the Town will vote to fund the Community Preservation project for a study of the Old Town Hall to determine the work needed to preserve it, and the estimated costs, in the amount of \$10,000, or a greater or lesser sum, to be funded from the Historic Preservation Fund, or take any other action relative thereto.</p> <p><i>The Old Town Hall is the oldest town-owned building in Longmeadow, and is in need of extensive preservation efforts. This study will determine the repairs that are needed and their estimated costs.</i></p>
<p><b>ARTICLE 36.</b></p>	<p>To see if the Town will vote to adopt the Outdoor Water Use Bylaw.</p> <p style="text-align: center;"><b>Town of Longmeadow OUTDOOR WATER USE BYLAW</b></p> <p><b>Section 1: Authority</b> This bylaw is adopted by the Town under its police powers pursuant to the Home Rule Amendment of the Massachusetts Constitution, Article LXXXIX, to protect public health and welfare and pursuant to its powers under M.G.L. c. 40, §§ 21 <i>et seq.</i> and implements the Town’s authority to regulate water use pursuant to M.G.L. c. 41, § 69B. This bylaw also implements the Town’s authority under M.G.L. c. 40, § 41A, conditioned upon a declaration of water supply emergency issued by the Department of Environmental Protection under G.L. c. 21G, §§ 15-17. This bylaw is also intended to implement other water conservation requirements of M.G.L. c. 21G, the “Massachusetts Water Management Act”, and its regulations promulgated at 310 CMR 36.00.</p> <p><b>Section 2: Purpose</b> The purpose of this bylaw is to protect, preserve and maintain public health, safety, and welfare, and the health of the environment, especially whenever there is in force a “State of Water Supply Conservation”, a “State of Drought” or a “State of Water Supply Emergency”, by ensuring:</p> <ul style="list-style-type: none"><li>● adequate supply of water for drinking and fire protection;</li><li>● adequate quality and quantity of water in local aquatic habitats such as ponds, rivers and wetlands; and,</li><li>● that Longmeadow’s per capita water use is in line with the Massachusetts Department of Environmental Protection’s water conservation goal of 65 gallons per capita use per day, or as amended.</li></ul> <p>These purposes will be accomplished by providing for the imposition and enforcement of any duly implemented restrictions, requirements, provisions or conditions on water use imposed by the Town in accordance with this bylaw, by the Board of Commissioners of Springfield Water and Sewer Commission under Chapter 40N of the Massachusetts General Laws, and/or by the Department of Environmental Protection under its state law authorities.</p> <p><b>Section 3: Applicability</b> All customers of the public water supply system shall be subject to this bylaw. This bylaw shall be in effect year round.</p>



**Section 4: Definitions**

Agriculture shall mean farming in all its branches as defined at M.G.L. c. 128, § 1A.

Automatic irrigation system, including sprinklers, shall mean any system for watering vegetation other than a hand-held hose or a bucket.

Enforcing agents shall include uniformed officers, the Building Inspector/Zoning Enforcement Officer, the Public Health Director, and members of the Department of Public Works.

Nonessential outdoor water use shall mean those uses that are not required:

1. for health or safety reasons;
2. by regulation;
3. for the production of food and fiber;
4. for the maintenance of livestock; or
5. to meet the core functions of a business.

Nonessential outdoor water uses that are subject to mandatory restrictions include:

- irrigation of lawns via sprinklers or automatic irrigation systems;
- washing of vehicles, except in a commercial car wash or as necessary for operator safety or to prevent damage and/or maintain performance of agricultural or construction vehicles or equipment; and
- washing of exterior building surfaces, parking lots, driveways or sidewalks, except as necessary to apply paint, preservatives, stucco, pavement or cement.

Exceptions to nonessential outdoor water uses are:

- irrigation of lawns, gardens, flowers and ornamental plants by means of a hand-held hose controlled by a nozzle or a drip-irrigation system; and
- irrigation with harvested and stored stormwater runoff.

The following outdoor water uses are subject to review and approval by The Town, through its Water Commissioners or their designee:

- irrigation of public parks and recreation fields outside the hours of 9 AM to 5 PM;
- irrigation to establish replanted or re-sodded lawn or plantings during the months of May and September;
- irrigation of newly planted lawns (seeded or sodded) in the current calendar year for homes or businesses newly constructed in the previous twelve months; and
- filling of privately owned outdoor pools.

Person shall mean any individual, corporation, trust, partnership, association, agency or authority, or other entity and any officer, employee, group or agent of such persons.

State of Drought shall mean a Drought Advisory, Watch, Warning or Emergency declared by the Secretary of Energy and Environmental Affairs in consultation with the Massachusetts Drought Management Task Force.

State of Water Supply Emergency shall mean a State of Water Supply Emergency declared by the Department of Environmental Protection under M.G.L. c. 21G, §§ 15-17.



State of Water Supply Conservation shall mean a State of Water Supply Conservation declared by the Town pursuant to Section 5 of this bylaw.

Water Commissioners are the Select Board, as enabled by the Charter of the Town of Longmeadow (Article 3 Section 3-2(b)), or as appointed.

Water Customers, or Customers, shall mean all persons (as defined above) receiving the Town of Longmeadow's public water supply irrespective of that person's responsibility for payment for use of the water.

Water Department is the staff or division of the Longmeadow Department of Public Works that operates the Town's water supply, system, plant, and equipment for public use.

### **Section 5: Controls on In-Ground Irrigation Systems**

#### **Subsection 5.1 Registration and Installation**

- a) All new and existing in-ground irrigation systems shall be registered with the Water Department of the DPW in such form and manner as they shall determine. A fee may be charged for this registration. Registration fees shall be set by the Water Commissioners. The Water Department may require inspection of the irrigation system.
- b) All in-ground irrigation systems shall be equipped with a timing device that can be set to make the system conform to the Town's nonessential outdoor water use restrictions. Whenever outdoor water use restrictions are in force, the timing device must be set to conform to the daily and hourly nonessential outdoor water use restrictions.
- c) All in-ground irrigation systems shall be plumbed in accordance with the Uniform State Plumbing Code (248 CMR 10.00), and additionally so that a shutoff valve is located outside the building and situated so that it may be shut off if found to be in violation of this bylaw. For the purposes of this section only, police officers of the Town and/or Agents of the Water Commissioners may enter upon any property to enforce this section.

#### **Subsection 5.2 Moisture-Sensor and Weather-Based Irrigation Controllers**

- a) All in-ground irrigation systems installed in the Town after the date of effect of this bylaw shall be equipped with a soil moisture-sensor irrigation controller or a weather-based irrigation controller, approved by the Water Commissioners, to prevent the system from starting automatically when not needed.<sup>1</sup> Proof of this installation shall be provided to the Water Department at the time of registration.
- b) Any service or repair to an existing in-ground irrigation system shall include the installation of an approved moisture-sensor or weather-based irrigation device, if the same is not already installed and in good working condition. Proof of this installation shall be provided to the Water Department at the time of installation.



- c) Before installation of an irrigation controller, the customer shall submit a design data sheet for approval from the Water Department.

**Subsection 5.3 Backflow Prevention**

- a) All in-ground irrigation systems connected to the municipal water system in the Town shall be protected from backflow events by the installation of a backflow prevention device approved by the Water Commissioners. Each backflow prevention device shall be registered with the Water Department. A fee may be charged for this registration. Registration fees shall be set by the Water Commissioners.
- b) Before installation of a backflow preventer, the customer shall submit a design data sheet / specification sheet for approval from the Water Department. Refer to Table 22-1 in 310 CMR 22.22 for the recommended backflow protection for irrigation systems.
- c) Each backflow prevention device shall be installed in accordance with 310 CMR 22.22 and the manufacturer's instructions. Each device shall be tested upon its installation and annually thereafter. A Massachusetts Certified Backflow Device Tester shall perform all testing. Copies of results of all testing shall be filed with the Water Department.

**Section 6: Declaration of a State of Water Supply Conservation**

The Town, through its Water Commissioners or their designee authorized to act as such:

- a) may declare a State of Water Supply Conservation upon a determination that conservation measures are appropriate to ensure an adequate supply of water for drinking and fire protection, to protect the quality and quantity of water in local aquatic habitats such as ponds, rivers and wetlands; and
- b) shall declare a State of Water Supply Conservation as necessary to ensure compliance with the Water Management Act.

Upon notification to the public that a State of Water Supply Conservation has been declared, no water customer shall violate any provision, restriction, requirement or condition of the declaration. The Water Commissioners may designate the Town Manager or DPW Director to declare a State of Water Supply Conservation at any time that conditions warrant. Public notice of a State of Water Conservation shall be given under Section 10 of this bylaw before it may be enforced. The applicable restrictions, conditions or requirements shall be included in the public notice.

**Section 7: State of Drought**

Upon notification to the public that a State of Drought has been declared, no water customer shall violate any provision, restriction, requirement or condition of the Town's water use restrictions. Public notice of a State of Drought shall be given under Section 10 of this bylaw before it may be enforced. The applicable restrictions, conditions or requirements shall be included in the public notice.

**Section 8: Declaration of a State of Water Supply Emergency**

Upon notification to the public that a declaration of a State of Water Supply Emergency has been issued by the Department of Environmental Protection, no person shall violate any provision, restriction, requirement, condition of any order approved or issued by the Department for the purpose of bringing about an end to the State of Water Supply Emergency. Public notice



of a State of Water Supply Emergency shall be given under Section 10 of this bylaw before it may be enforced. The applicable restrictions, conditions or requirements shall be included in the public notice.

**Section 9: Restricted Water Uses**

A declaration of a State of Water Supply Conservation, State of Drought or State of Water Supply Emergency shall include one or more of the following restrictions, conditions, or requirements limiting nonessential outdoor water use by water customers as necessary to control the volume of water pumped each day, except as provided as acceptable in Section 4. The applicable restrictions, conditions or requirements shall be included in the public notice required under Section 10.

- a) Nonessential outdoor water use days: Nonessential outdoor water use is permitted only on the days per week specified in the State of Water Supply Conservation, State of Drought or a State of Water Supply Emergency and public notice thereof. During a State of Water Supply Conservation, nonessential outdoor water use is restricted as necessary to ensure compliance with the Water Management Act, or for a Town or Water District without a Water Management Act permit, to two days or fewer per week.
- b) Nonessential outdoor water use hours: Nonessential outdoor water use is permitted only during the hourly periods specified in the State of Water Supply Conservation, State of Drought or State of Water Supply Emergency and public notice thereof. At a minimum, nonessential outdoor water use is prohibited during the hours from 9AM to 5PM.
- c) Nonessential outdoor water use method restriction: Nonessential outdoor water use is restricted to a bucket or hand-held hose controlled by a nozzle.
- d) Nonessential outdoor water use ban: Nonessential outdoor water use is prohibited at all times.
- e) Automatic irrigation systems, including sprinklers: The use of automatic irrigation systems is prohibited.

**Section 10: Public Notification and Notification of DEP**

- a) Public Notification of a State of Water Supply Conservation or a State of Drought – Notice to the public of all provisions, including all restrictions, requirements and conditions imposed by the Town as part of a State of Water Supply Conservation or a State of Drought shall be made as soon as possible, but no later than 48 hours following the declaration of a State Water Supply Conservation or State of Drought by publication in a newspaper of general circulation within the Town and by signage on major roadways or intersections. Notification may also include email, the Town website and social media accounts, public service announcements on local media, reverse 911 calls, or other such means reasonably calculated to reach and inform all water customers.
- b) Public Notification of a State of Water Supply Emergency – Notice to the public of all provisions, including all restrictions, requirements and conditions imposed by a State of Water Supply Emergency declared by the Department shall be made as soon as possible, but not later than 48 hours after the public water system receives notice of the Department’s declaration of a State of Water Supply Emergency, by publication in a newspaper of general circulation with the Town and by signage on major roadways or



intersections. Notification may also include email, the Town website and social media accounts, public service announcements on local media, reverse 911 calls, or other such means reasonably calculated to reach and inform all water customers on the declaration of the State of Water Supply Emergency.

- c) Any restriction imposed pursuant to Section 6 or Section 7 or in the Department's State of Water Supply Emergency or Order shall not be effective until notification to the public is provided.
- d) **Notification of DEP:** Submittal of MassDEP's form "Notification of Water Use Restriction" shall be provided to the Massachusetts Department of Environmental Protection within 14 days of the effective date of the restrictions, per MassDEP regulations (310 CMR 22.15(8)).

**Section 11: Termination of a State of Water Supply Conservation; Notice**

A State of Water Supply Conservation may be terminated by a majority vote of the Water Commissioners or by decision of their designee upon a determination by either or both of them that the conditions requiring the State of Water Supply Conservation no longer exist, or in accordance with the Water Management Act permit conditions. Public notification of the termination of a State of Water Supply Conservation shall be given in the same manner as is required in Section 10a for notice of its imposition.

**Section 12: Termination of a State of Drought; Notice**

Upon notification to the Town that the declaration of a State of Drought has been terminated by the Secretary of Energy and Environmental Affairs, the public will be notified of the termination in the same manner as is required in Section 10a for notice of its imposition.

**Section 13: Termination of a State of Water Supply Emergency; Notice**

Upon notification to the Town that the declaration of a State of Water Supply Emergency has been terminated by the Department of Environmental Protection, the public will be notified of the termination in the same manner as is required in Section 10b for notice of its imposition.

**Section 14: Penalties**

The Town through its Water Commissioners or their designee including the Town Manager or DPW Director may enforce this bylaw. Any person violating this bylaw shall be liable to the Town in the amounts enumerated in **Article I Chapter 500** of the Town of Longmeadow General Bylaws.

Each day of violation shall constitute a separate offense. Fines shall be recovered by complaint before the District Court, or by non-criminal disposition in accordance with section 21D of chapter 40 of the general laws. For purposes of non-criminal disposition, the enforcing person shall be any police officer of the town or the DPW Director or the DPW Director's designee. If a State of Water Supply Emergency has been declared the Water commissioners may, in accordance with G.L. c. 40, § 41A, shut off the water at the meter or the curb stop.

**Section 15: Severability**

The invalidity of any portion or provision of this bylaw shall not invalidate any other portion or provision thereof.



*Adoption of this bylaw is a critical component for Longmeadow's compliance with the Massachusetts Department of Environmental Protection (MassDEP) Drinking Water Program's sanitary survey compliance agreement. In 2021, MassDEP reported that Longmeadow's residential per capita water use, reported in gallons/person/day (G/P/D), has exceeded MassDEP's water conservation goal of 65 G/P/D. During the previous three years, Longmeadow's residential G/P/D had been reported at 120 G/P/D (2020), 92 G/P/D (2019), and 94 G/P/D (2018). To comply with MassDEP's per capita water use reduction agreement, the Town committed to establishing a water conservation bylaw requiring:*

- *weather-responsive controls on automated lawn irrigation systems;*
- *nonessential water use restrictions triggered by declarations of States of Water Supply Conservation, Drought, or Water Supply Emergency; and*
- *proper installation of all in-ground irrigation systems and registration with the DPW Water Department.*

*The proposed bylaw **does not** regulate outdoor water use during times of normal seasonal precipitation.*