

Town of Erving

2012 ANNUAL REPORT

Commonwealth of Massachusetts

Incorporated in 1838



Elizabeth and Collis Adams

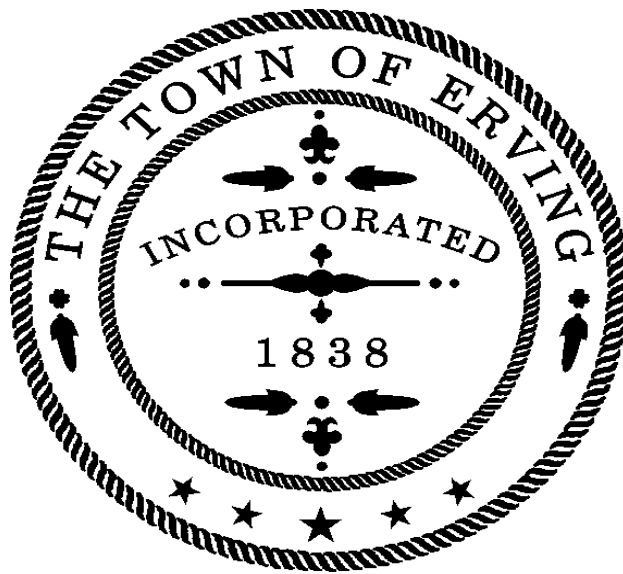
***Cover Photo Submitted By Sarah Meuse, An Erving Resident,
Proud Daughter of Elizabeth and Collis Adams***

I want to thank all of those who again contributed to this report.

Betsy Sicard, Municipal Clerk

ANNUAL REPORT

TOWN OF ERVING MASSACHUSETTS



**FOR THE YEAR ENDING
DECEMBER 31, 2012**

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DEDICATION

We dedicate this year's Annual Town Report to Collis and Elizabeth Adams

This year we dedicate our Annual Town Report to two individuals, who together have given over 55 years of service to the Town of Erving: Collis and Elizabeth Adams.

Although not born in Erving, both Collis and Elizabeth have roots in the Pioneer Valley. Collis was born in Athol and Elizabeth in Greenfield. They married on October 27, 1951, and celebrated their 61st wedding anniversary in October of 2012. 58 years ago in 1955, they bought the house on Wells Street that they still live in today. During those 58 years, they raised four children: Sarah Meuse of Erving, MA, Collis of Goffstown, NH, Christopher of Ledyard, CT and Ethan of Fitchburg, MA, and so far have been blessed with 10 grandchildren and 2 great-grandchildren.

Collis is a decorated Veteran. He served in the Army with Patton's Third Army, Yankee Division, Anti-Tank Company where he survived the Battle of Bulge and was awarded the Bronze Star and the Combat Infantry Badge. Collis was discharged in 1946 at the age of 22. He went on to work over 20 years at the Union Twist Drill in Athol and then at Erving Paper Mill where he retired after 20 years of service.

Along the way, Collis served the Town of Erving in many capacities including being the Town Treasurer from 1958 – 1984; a span of 26 years! During Collis' time as Town Treasurer, he needed to be reelected every year. Collis also served as the Town Clerk (1967) and has been on the Council of Aging from 1988-2012, a span of 14 years, as the Chair and Vice Chairman. He is still currently active at the Erving Senior Center and plays a mean game of pool. He was instrumental in the planning and building of the new Senior/Community Center as well as being an active member of the Erving Lion's Club. When his children were young, he gave many hours volunteering in Boy Scouting and Little League Baseball.

Elizabeth grew up in Greenfield and graduated from Springfield Hospital School of Nursing with a Registered Nurse Degree and was a member of the Cadet Nursing Program during World War II. She not only raised a family with Collis but worked as a Registered Nurse in Springfield, MA, Boston, MA, Los Angeles, CA, Detroit, MI, and finally Greenfield, MA where she retired from nursing.

Elizabeth served the Town of Erving in many capacities, including being the first woman elected as Selectman in Franklin County in 1970. She served as a Selectman from 1970 – 1975 and was instrumental in helping with the planning and building of the wastewater treatment plants, the Erving Elementary School, the Erving center and Ervingside fire stations, and the renovation of the Erving Town Hall. Elizabeth served on the Regional School District Planning Committee (1967-1968), Future Planning Committee (1969), Erving School Building Committee (1971), Precinct One Park Custodian (1971-1974), Arts Lottery Council (1985-1991), and Erving Secondary Study Committee (1991-1993). When her children were young she was very active in Cub Scouting and the Erving

Elementary PTA. Even after her children had grown, Elizabeth continued to serve as a School Volunteer at the Erving Elementary School until recently. Elizabeth was, and continues to be, an active member of the Erving Senior Center. You can always count on Liz to be the first one to smile and say “Hello” when you walk through the door.

The Town of Erving and its townspeople are most fortunate that Collis and Elizabeth decided to settle in Erving back in 1955. Their combined service of 55 years and counting, to the Town through their various elected and volunteer positions have made our community so much better.

*It is a pleasure and an honor to dedicate the 2012 Town Report to
Liz and Collis Adams for their service and dedication through the
years to the Town of Erving.*

We thank you.

Town Clerk

Reports

2012



Richard W. Newton

ELECTED TOWN OFFICIALS

BOARD OF SELECTMEN

Eugene M. Klepadlo (Chair)	Term Expires 2013
Andrew N. Goodwin	Term Expires 2014
Margaret A. Sullivan	Term Expires 2015

BOARD OF ASSESSORS

James Carpenter	Term Expires 2013
Beth A. Palmquist	Term Expires 2014
Margaret A. Sullivan (Chair)	Term Expires 2015

TOWN CLERK

Richard W. Newton	Term Expires 2015
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TOWN TREASURER

Margaret A. Sullivan	Term Expires 2014
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TAX COLLECTOR

Michele M. Turner	Term Expires 2013
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LIBRARY TRUSTEE

Robert B. Fletcher	Term Expires 2013
Gregory F. Greuling (Resigned 10/15/12)	Term Expires 2014
Mackensey L. Bailey (Appointed 12/17/12)	Term Expires 2014
Molly K. Mast	Term Expires 2015

MODERATOR

Richard K. Peabody	Term Expires 2013
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ERVING SCHOOL COMMITTEE

Melanie J. Burnett	Term Expires 2013
Renee A. Tela	Term Expires 2013
Mackensey L. Bailey (Resigned 11/30/12)	Term Expires 2014
Jarod J. Boissonneault	Term Expires 2014
Scott M. Bastarache	Term Expires 2015

TREE WARDEN

Christopher R. Stacy	Term Expires 2013
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CONSTABLES

Richard W. Newton	Term Expires 2013
Arthur A. Kaczinski	Term Expires 2014
Daniel B. Hammock	Term Expires 2015

PLANNING BOARD

Jacquelyn M. Boyden	Term Expires 2013
Michael M. Shaffer	Term Expires 2013
William J. Morris, Jr. (Chairman)	Term Expires 2014
Jeffrey E. Dubay (Resigned 11/27/12)	Term Expires 2014
Judith Collins	Term Expires 2015
Winniphred A. Stone (Resigned 12/3/12)	Alternate Member

RECREATION COMMISSION

Jillian Betters	Term Expires 2013
Melinda A. LaBelle	Term Expires 2013
Matthew T. Kolodziej	Term Expires 2014
Shawn M. Johnson	Term Expires 2014
Mark D. Burnett (Chairman)	Term Expires 2015

BOARD OF HEALTH

Leo J. Parent, Jr.	Term Expires 2013
Bruce W. Scott	Term Expires 2014
Michael J. Gralenski (Chairman)	Term Expires 2015

COMMITTEES OR REPRESENTATIVES APPOINTED BY THE MODERATOR

FINANCE COMMITTEE

Dan Hammock (Chairman)	Term Expires 2014
Stanley Gradowski (Resigned)	Term Expires 2014
Dennis Wonsey (Resigned 12/3/12)	Term Expires 2013
Winniphred Stone (Resigned 12/3/12)	Term Expires 2013
Arthur Johnson	Term Expires 2015

FRANKLIN COUNTY TECHNICAL SCHOOL DISTRICT REPRESENTATIVE

Robert Bitzer	Term Expires 2013
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ERVING REGIONALIZATION STUDY COMMITTEE

Beth Lux
Kelly Loynd
Mackensey Bailey

TOWN OFFICIALS APPOINTED BY THE BOARD OF SELECTMEN

ADMINISTRATIVE

Thomas E. Sharp	Administrative Coordinator
Elizabeth C. Sicard	Municipal Clerk
Elizabeth C. Sicard	Assistant Town Clerk
Deborah M. Mero	Accountant
Donna MacNicol	Town Counsel

PUBLIC SAFETY - POLICE DEPARTMENT

Christopher Blair	Chief of Police
Corey Greene	Sergeant
Bethann Kaczinski-Bezio	Full-Time Police Officer
Robert Holst	Full-Time Police Officer
James LaFlamme	Full-Time Police Officer
David R. Gendron	Part-Time Police Officer
James Loynd	Part-Time Police Officer
Heath Cummings	Part-Time Police Officer
Jay Butynski	Part-Time Police Officer
Arthur Kaczinski	Auxiliary Police Officer

EMERGENCY MANAGEMENT AGENCY

Luke Hartnett (Resigned 10/01/2012)	Director
Philip Wonkka (Appointed 12/12/2012)	Director
Laura Conway	Deputy Director

FIRE DEPARTMENT OFFICERS AND FOREST FIRE WARDENS

Almon Meattay, Jr.	Chief and Warden
Leonard Clark, Jr. (Resigned 8/2011)	1 st Deputy Chief/Fire Prevention
Philip Wonkka	1 st Deputy Chief/Fire Prevention
Herman Meattay	2 nd Deputy Chief/Deputy Warden
Luke Hartnett (Resigned 10/1/12)	1 st Captain
Ryan Betters	Captain
Eugene Klepadlo (Resigned 8/27/12)	1 st Lieutenant
Mark Kosloski	Lieutenant

ERVING FIREFIGHTERS/EMT

Raymond Mailloux	Joe Reed, Jr.
Sarah Meattey, EMT	Shaina Kosloski
Justin Fellows, EMT	Chris Radzuik
Cody Pease	Brandon Breault, EMT
Aaron Budine	Kelly Potts, EMT
William Pease	Cody Traceski
Zachary Little	Elizabeth Call
Philip Sheridan, EMT	Tim Cronin
Frank Fellows	Melinda Hodgkins
Jacob Louison	Brian Mitchell
Charles Korby	

JUNIOR FIREFIGHTERS

Kyle Meattey	Katarina Clark
Jeremy Klepadlo	Andrew N. Goodwin, Jr.
CJ Tucker	Tim Momaney
Jordan Meattey	Spencer Harris
Jacob Clark	

Erving Fire Department Life Members

Gary Burnett	Jason Burnett
William Lemieux	Robert Haselton
Douglas Walker	Donald Keith
Douglas Dupell	Dana Dodge
William Hackett	Leo Cordery
James Paulin	George Burnett
William Meuse	Leonard Clark, Jr.

COMMITTEES & APPOINTMENTS BY THE BOARD OF SELECTMEN

CONSERVATION COMMISSION

David Brule (Chairman)	Cyd Scott
Craig Moore	Laura Herbert
Harry Sharbaugh	Carole Gregory (Alternate)

HISTORICAL COMMISSION

Carole Lyman
Jeffrey E. Dubay

ERVING CULTURAL COUNCIL

Elizabeth Sicard (Chairman)	Term Expires 2013
Rebecca Hubbard	Term Expires 2013
Katelyn Mailloux (Treasurer)	Term Expires 2014
Andreana Garcia (Secretary)	Term Expires 2014
Jean Lawrence	Term Expires 2014
Lisa Rau	Term Expires 2014
Megan Niedzwiedz	Term Expires 2017

ZONING BOARD OF APPEALS

Leonard H. Clark, Jr. (Chairman)	Term Expires 2013
Arthur D. Johnson	Term Expires 2013
Daniel B. Hammock	Term Expires 2013
Deborah Mero (Alternate)	Term Expires 2013
Gail Lynch (Alternate)	Term Expires 2013

COUNCIL ON AGING

Margaret Sullivan	Term Expires 2014
Robert Turner	Term Expires 2014
Louise Golosh	Term Expires 2014
Marge Clark	Term Expires 2013
Carole Lyman	Term Expires 2013
Collis Adams (Resigned)	Term Expires 2013
Norma Charbonneau	Term Expires 2012

SENIOR HOUSING COMMITTEE

Carole Lyman	Louise Golosh
Polly Kiely	Collis Adams

SENIOR CENTER COMMITTEE

Collis Adams	Carole Lyman	Polly Kiely
Leo Parent, Jr.	Louise Golosh	Bruce Bezio
Jacquelyn Boyden (Chairman)		Margaret Sullivan
Thomas Sharp		

WORKERS' COMPENSATION TREASURER

Margaret A. Sullivan

PARK CUSTODIAN

CEMETERY

David Labelle (Position Eliminated 7/01/2012) Joseph Bagdonas (Resigned 12/6/12)

TOWN BUILDINGS MAINTENANCE

James Paulin
Peter Walsh (Hired 10/1/2012)

HIGHWAY/WATER/WASTEWATER

Paul Prest, Director
Dana Moore, Jr.
Glenn McCrory, Foreman

Peter Sanders, Lead Water Operator & Chief Wastewater Operator
Darby Chagnon, Wastewater Operator

E911 PLANNING COMMITTEE

Luke Hartnett (Resigned 10/01/12)	Emergency Management Director
Richard Newton	Database Coordinator

FRANKLIN COUNTY SOLID WASTE DISTRICT

Thomas E. Sharp - Representative

FRANKLIN REGIONAL COUNCIL OF GOVERNMENTS

Thomas E. Sharp - Representative

FRANKLIN COUNTY COOPERATIVE INSPECTION PROGRAM

Margaret Sullivan - Representative

FRANKLIN REGIONAL PLANNING BOARD

Winniphred Stone - Representative

ELECTION WORKERS

Bruce Cromack - Warden

Leslie Brown - Clerk

INSPECTORS & TELLERS

Jane Carpenter

Carole Lyman

Joyce Newton

Cyd Scott

BOARD OF REGISTRARS

Richard Newton

Theresa Dodge

Warren Boyden

Elizabeth Sicard

ERVING IMPROVEMENT COUNCIL

Jacquelyn Boyden (Chairman)

Linda Downs-Bembury

Jeffrey Dubay

Carole Lyman

Kim Lyman

TREASURER'S OFFICE

Julie Wonkka, Payroll/HR Assistant

Avis Suddy, Clerk

TAX COLLECTOR'S OFFICE

Elizabeth Sicard, Assistant Tax Collector (Resigned 7/2012)

Ann Petrain, Assistant Tax Collector (Appointed 8/13/2012)

TOWN CLERK'S OFFICE

Elizabeth Sicard, Assistant Town Clerk

HRA HOUSING REHAB CITIZEN ADVISORY

Carole Lyman

Marjorie Clark

CENTRAL FRANKLIN COUNTY VETERANS' DISTRICT

Bruce Bezio

VETERANS' COMMITTEE

Leo Parent, Jr.
Dan Hammock
Art Kaczinski

MEMORIAL DAY COMMITTEE

Carole Lyman, Chairman
Laura Bezio
Rebecca Leclerc

APPOINTMENTS BY THE
ERVING ELEMENTARY SCHOOL COMMITTEE

GILL MONTAGUE REGIONAL SCHOOL COMMITTEE REPRESENTATIVES

Beth Lux
Kelly Loynd
Vacancy

SCHOOL UNION 28 REPRESENTATIVES

Jarod Boissonneault
Melanie Burnett
Scott Bastarache
Renee Tela (Alternate)
Vacancy

SCHOOL UNION 28 JOINT SUPERVISORY COMMITTEE

Scott Bastarache, Chairman

ERVING ELEMENTARY SCHOOL COUNCIL

Scott Lyman	Principal	Laura Bezio	Parent
Mary Glabach	Teacher	Lee Healey	Parent
Lisa Nuttelman	Teacher	Bobbi Braun	Parent
Taylor Gallerani	Teacher		

TOWN CLERK

VITAL STATISTICS FOR 2012

BIRTHS

A total of 11 births were recorded in the Town of Erving for this year.

MARRIAGES

A total of 3 marriages were recorded in the Town of Erving for this year.

DEATHS

A total of 9 deaths were recorded in the Town of Erving for this year.

REPORTS
OF
BOARDS
AND
DEPARTMENTS

**BOARD
OF
SELECTMEN**

*Eugene M. Klepadlo,
Chairman*

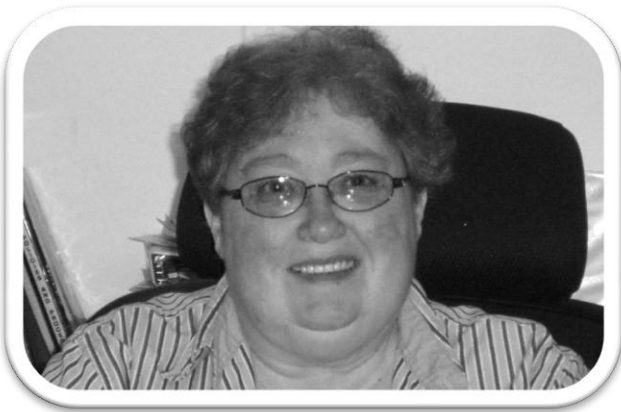
Andrew N. Goodwin

Margaret Sullivan

Board of Selectmen



*Eugene Klepadlo,
Chairman*



Margaret Sullivan



Andrew Goodwin

Board of Selectmen's Report

We are honored to have represented the people of Erving in 2012.

Jamie Hackett completed his three year term and decided not to seek reelection. Margaret Sullivan won the open seat and joined the Board in May. Eugene Klepadlo became the Board's Chairman.

As we've stated in the past, one of our primary objectives continues to be providing first rate services (education, highway, fire, police, etc.) while maintaining Erving's low tax rate. A great deal of attention this year was dedicated to Public Safety. The goal of making Erving a safer place for its residents resulted in stronger internal procedures and guidelines for the Fire Department and for Emergency Management. Emergency Services discussions were held with our neighbors in Northfield and Orange, in the hopes of improved ambulance service. New generators were approved to keep the lights on at Town Hall and the Senior/Community Center during power outages. A new Emergency Management Director was appointed. We feel that we are better prepared for the next emergency. We proudly acknowledge the police, firefighters, town employees, and other volunteers who turn out to help minimize the impact of these emergencies for all of us. Our newly activated Reverse 911 emergency communication system will continue to be used to send messages to homes, cell phones, and computers in an effort to provide residents with emergency updates.

Speaking of safety, concerns about someone getting hurt at the Usher Plant site in Erving Center continued to occupy us. This old mill had been torched by arsonists, and became an attractive nuisance tempting people to explore the unsafe structures. It needed to be demolished and the debris hauled away. First the Town had to foreclose on the owners, who had stopped paying taxes on the properties. Then the demolition was bid out and awarded to the low bidder. The site should be cleaned up (and no longer a ticking bomb) by next spring.

We continued to be true to our commitment to improve the Town's infrastructure. The \$280,000 sewer main relining project was completed in Erving'side.

To save some taxpayer money, two outstanding loans were closed. The \$2.3 million school renovation borrowing agreement the state was closed. A 5% loan from USDA for the water tank was refinanced at 2.5%. As a result of these two financial maneuvers, the Town will save in excess of \$180,000 over the next ten years.

The Select Board, again this year, was proud to take the lead role in securing grants that allow income-eligible residents access to zero interest loans in order to make needed improvements to their homes.

Eugene M. Klepadlo

Andrew N. Goodwin

Margaret A. Sullivan

Board of Selectmen's Office



Tom Sharp
Town Administrator



Betsy Sicard
Municipal Clerk

Town Administrator's Report

In six months I will have completed my 10th year of service to the Town of Erving. Two of the things that bolster me just as strongly today as they did ten years ago are the beauty of this area (the mountains, the meadows, and the Millers River) and the goodness of the people who call Erving their home.

Our Senior/Community Center celebrated its first year of operation this year. It promises to serve the community needs in good fashion for many years. Avis Suddy and Margaret Sullivan were appointed to the Council on Aging Board.

Police Officers Rob Holst and Jim LaFlamme also celebrated their first year in Erving. So did Badge, that very large dog with such a good nose. One of our newer part time Police Officers is Jay Butynski. Officer Bethann is once again noted for administrating the CORI paperwork that has become necessary in today's society.

Paul Prest became our Highway/Water/Wastewater (HWW) Director. Glenn McCrory began new responsibilities as the Highway Foreman. Jim Paulin was promoted into Highway, and Peter Walsh became our new Highway/Building Maintenance employee.

I was sad to see Luke Hartnett leave, but it allowed the Select Board to appoint Phil Wonkka as Erving's Emergency Management Director late in the year.

Mackensey Bailey became a Library Trustee when Greg Greuling had to resign. The Library got a two-for-one special when Marion Overgaard and Jean Daley were hired.

Leo Parent is thanked for continuing to serve on the FRTA Board, as are Carole Lyman and Marjorie Clark for their service on the Housing Committee.

Welcome Ann Petrain as Erving's Assistant Tax Collector.

I can't help but smile as I recall that Kim Gregory was reappointed as our Town Crier.

A community's strength comes from its people. We need to thank all of Erving's employees, elected officials, committee members, and those who volunteer to serve their community.

What makes Erving a special place is the people.

Respectfully submitted,

Tom Sharp



ERVING, MASSACHUSETTS

Fire-Rescue



10 East Main Street, Erving, Ma 01344 — (413) 422-2800 Ext 118

Chief Almon Meattley

CheifMeattley@Yahoo.com

2012 Annual Report of the Erving Fire Department

We, the members of the Erving Fire Department, serve the changing needs of our citizens and our community by providing the highest quality fire and emergency medical service with professionalism, enthusiasm, integrity, effectiveness and pride.

In opening this year's annual report I would like to commend the Fire Officers, Firefighters and EMT's for their dedication to the Town of Erving's residents and those that visit and pass through our town. Their skills and dedication is a credit to the Town of Erving and its Fire Department.

This year was a busy year. We had several wild land fires which took days to extinguish; one being the Rattle Snake Mt fire which was hard to get at. This fire was put out by the firefighters using hand tools, bladder bags and a helicopter from the National Guard.

This year there were two firefighters who completed their EMT. Also we had nine firefighters complete the Firefighter 1 and 2 courses through the Massachusetts Fire Academy. Training programs continue monthly in both stations and cover many subjects; Tanker Shuttle, Pumps and Hydraulics, Self Contained Breathing Apparatus, CPR, First Responder, Rapid Intervention and other curriculum from the Massachusetts Fire Fighting Academy. I commend the firefighters for doing their part to better serve their community.

This year's capital improvements were turn out gear and large diameter hose. These Capital Improvements replaced used and worn out equipment.

As in past years, the emergency services providers for the Town of Erving strongly recommend that all homeowners, landlords and dwellers correctly number their properties. For information on correct street numbers and other requirements of this by-law, please consult the office of the Town Clerk.

The Following is a List of Fire Officers and Firefighters

Fire Chief

Almon Meattey

Deputy Chief

Philip Wonkka

Herman Meattey

Captain

Ryan Betters

Lieutenant

Mark Kosloski

Firefighters

Aaron Budine

Frank Fellows

Brandon Breault

Melinda Hodgkins

Elizabeth Call

Jacob Louison

Tim Cronin

Raymond Mailloux

Justin Fellows/EMT

Sarah Meattey/EMT Paramedic

Brian Mitchell

Cody Pease

William Pease

Kelly Potts/EMT

Joseph Reed, Jr.

Philip Sheridan/EMT Paramedic

Cody Traceski

The Following is a List of Emergency Response Calls

<i>Reported Calls</i>	165
<i>Paid Hours</i>	2,505
<i>Volunteer Hours</i>	1,421

<i>Alarms</i>	5	<i>Medical Response</i>	96	<i>Structure Fires</i>	5
<i>Wildland Fires</i>	6	<i>Mutual Aid</i>	27	<i>Wires Down</i>	3
<i>Auto Accidents</i>	6	<i>Public Service</i>	8	<i>Chimney Fires</i>	4
<i>Vehicle Fires</i>	0	<i>Industrial Fires</i>	4	<i>Haz-Mat</i>	1

Respectfully submitted,

Almon Meattey, Fire Chief

Highway, Water, Wastewater
2012 Annual Report

I would like to take this opportunity to thank the Select Board for having the confidence in me to take on the role of DPW Director for this town. It is an honor for me to continue to serve this community. I would also like to thank the staff in all departments: In the Highway Department: Dana Moore, Glenn McCrory, and Jim Paulin. In the Treatment Facility: Peter Sanders and Darby Chagnon. In Buildings and Grounds: our new employee Peter Walsh. I could not have made this transition without this fine group of dedicated employees. I would also like to thank and bid farewell to David LaBelle and Joe Bagdonas. Their dedication to this town has not gone unnoticed in the parks and cemetery.

In 2012 the DPW has completed the following projects: installing two new sewer structures on Church Street; a full rehab of Pratt, Lester, and Moore Streets; new generators at the Senior Center, Town Hall, and Fire Station; ice skating rinks in two parks; began demolishing the Usher Plant which should be completed in 2013; ongoing upgrades to the treatment plant and pump stations; and slip lining of sewer lines on both ends of town has resulted in a 5% decrease in flow to the treatment plant.

The DPW has also completed its annual projects including roadside mowing, line painting, street sweeping and catch basin cleaning, Anything Goes, leaf pickup, maintenance of the town parks and buildings.

Respectfully submitted

Paul Prest, D.P.W Director



Erving Police Department

2012 Annual Report

In 2012 the Department had over 3,606 calls or incidents. These included, but were not limited to motor vehicle crashes, alarms, animal & dog complaints, breaking and entering, disturbances and general complaints.

This year there were 1,348 house checks done as a courtesy for residents who were on vacation. House checks are done regularly on shift. If you are going on vacation and want to have your house checked please call the police station with the information. All information obtained is confidential.

There were 449 traffic citations written in 2012, these include civil infractions and written warnings. The civil citations totaled \$13,515.00 in original fines.

The Department received over 1,000 calls directly to the station. There were over 329 walk-ins to the station.

In July 2012 the Department purchased a radar speed trailer. This is a portable unit that allows us to position it throughout the Town. This trailer will be a huge help in deterring high speed traffic and addressing traffic complaints.

Later in the year we received a combined grant from the Northwestern District Attorney's Office and the Department of Public Health (Bureau of Substance Abuse Services) to obtain a permanent residential waste medication collection kiosk. This allows residents to properly dispose of their prescription medications (needles and liquid are not accepted in the kiosk). The kiosk is located in the main lobby of the police department. The public has access to this during regular station hours.

During the calendar year of 2012 there were two high profile arrests. Officer James LaFlamme arrested a subject for the possession of illegal drugs, this arrest resulted in the largest quantity of drugs confiscated in Department history. A total of 104.0 grams of cocaine and heroin were taken off the street.

Officer James Loynd conducted an investigation that resulted in the arrest of an online sexual predator. Officer Loynd has had training and certification through the Internet Crimes Against Children Task Force (ICAC).

The station is open to the public on Monday, Tuesday and Thursdays from 9:00 am to 2:00 pm and on Wednesdays 9:00 am to 1:00 pm and 5:00 pm to 7:00 pm for evening hours.

As in the past, please do not hesitate to call me at (413) 423-3310 with any questions or concerns. Have a safe and prosperous new year!

Sincerely,
Chief Christopher M. Blair

Erving Recreation Commission

2012 Annual Report

What a year! Rock climbing walls clamored over, ghouls and goblins parading, basketball court resurfacing, Santa, “Ho, ho, ho-ing,” for the first time at the Erving Community Center, record-high attendance at Summer Park, and a year of triumphant returns to town: ice-skating rinks, after a few decades absence, and baseball, with its perfect season, ending with a championship. Activities are happening in town, and we’re excited about it.

A New Face: The Commission welcomed a new face, Jillian Betters, who was elected in May. Jill has been a dependable and insightful addition to the commission, and we’re pleased to have her!

Budget: We’re proud of the fact that we have worked inside our budget for numerous years without requesting any increases from the town, while offering wonderful opportunities to the youth and others in town and not skimping on the experiences given to them.

Improvements: While working within our budget, we also plan ahead with smaller capital improvement projects, always with an eye on improving what we have. In the past, we’ve done such smaller things as paying for the relocation of the basketball scorer’s clock at the school gymnasium to a wall where spectators can actually see it during a game, to something a bit bigger, such as adding new playground equipment at Veteran’s Field. Here are some improvements from this year:

1. Resurfacing of the very badly cracked and dangerous basketball court at Veteran’s Field. This court is the most used in town where you can almost always find someone shooting around on it. Though we couldn’t get it painted and striped before winter hit, which is planned for this year.
2. Scoreboards at Zilinski Field and Veteran’s Field were installed. These royal blue gems, with the title “Erving Athletics” on them, catch the eye and are a nice addition to the fields, after many years without them.
3. Skating rinks! Need we say more? Many of us who grew up in town remember those rinks as kids, and many of us learned how to skate on them. They are back at both ends of town, the Park St. Park and Zilinski Field, and will annually be a seasonal highlight for kids of all ages. Thanks to members of the Erving Fire Department for helping keep them filled and “topped off.”
4. Batting Cage: Purchased by a previous group of Commissioners, but never installed, we erected it, and it was used non-stop by players of all ages. It too will be a yearly seasonal item to use.

Summer Park: A rousing success! This program continues to grow. We enjoy a great partnership with the school, offering the facilities of the school and it’s playground along with our amazing staff. Crafts, games, weekly fieldtrips to both the lake and to an array of interesting locations were appreciated by kids and working parents alike.

Sports: Participation in soccer, basketball and baseball continues to impress us. More and more young kids are getting involved at an early age in our instructional programs, beginning as low as five years old, giving them an outlet for physical activity and possibly a lifelong joy or even love of a game. Our focus is to make sure every child has an equal chance at learning and playing and to be taught in a nurturing environment.

After a year without enough baseball players to form a team in 2011 because we compete with surrounding leagues for players - it returned. Not only did the Pee Wee team reform, it went 13-0 and won the league championship!

Zumba: A dancing aerobic workout, Zumba shimmied its way into town, being offered at both the school and community center for adults.

Pictures with Santa: Santa made his inaugural trip to the Erving Community Center receiving high praise from kids and adults alike. How much nicer could a professional photograph with Santa be, lounging by the fireplace in that beautiful sitting room? Thanks to Mary Johnson for volunteering her time photographing, and to Luke Hartnett, who has Santa's number on speed dial and always gets him there.

Fall Festival: We adjusted our focus in a different direction this year, shifting from music and shows to activities. Bringing in the inflatable obstacle course, bounce house, climbing wall, and bungee jumpers was a huge success according to all the positive comments we received from many in attendance.

We thank all of you who participated, volunteered, cheered, attended, or assisted us in any way, making our programs successful this year!

Sincerely,

Jillian Betters, Mark Burnett, Matthew Kolodziej, Mindy LaBelle, and Shawn Johnson



Erving's 2012 Tri-County Pee Wee Champions - After Winning the Game

Erving Public Library Annual Report 2012



Pirates' Treasure... Cake by M. Bailey

As we look forward to the 175th anniversary year of the incorporation of the Town of Erving in 2013, we reflect on the many changes that have occurred over a century and three-quarters. The Library is planning to mark the upcoming year with programming that explores the history of Erving, but in each year we see changes in Library service and face new challenges.

Library Service

Public library service has existed for over 150 years in the United States, but the way libraries serve their communities continues to evolve. Social networking now links the Erving Library to over 100 households. We use Facebook, Wordpress, and the Town's website to broadcast our services, as well as submitting a monthly printed library insert to the *Around Town*.

Although circulation of books and DVDs remains at all-time highs, the Erving Library is seeing more patrons downloading ebooks, audiobooks, and videos from the library network catalog at digitalcatalog.cwmars.org. This service is provided through Erving Library's network membership from C/W MARS (Central/Western Massachusetts Automated Resource Sharing).

This year C/W MARS challenged staff with software changes. Among the benefits of the new Evergreen system is the capability to tap library collections in both the Central and Western regions of Massachusetts when requesting interlibrary loans.

Our experiment loaning out e-readers has allowed the library to share this technology with the community and instruct those who own these devices. Three computers, two printers, and a copy machine are available for public use in the library. Wireless access is available 24/7.

Through the Massachusetts Broadband Initiative, new hardware has been installed into the building and should soon be connected for faster Internet service. This is a state supported project that has also run cable to other town buildings.

Library Staff

Library Assistant Cindy Rucci, who joined us in 2011, left in June and was replaced by two job-sharers, Marion Overgaard and Jean Daley. Barbara Friedman remains the Director. The combined staff works 29 hours. The library is open four days each week (Sunday, Monday, Wednesday, Thursday) for a total of 21 hours.

Friends of the Library

The Friends of the Library are a relatively new group in town, formed in 2010 with membership open to all residents and library supporters. Their purpose is to raise awareness of the Library and to raise money for programs and projects. The group was nominated for the *Fantastic Friends Award* sponsored by the Massachusetts Friends of the Library and is in the process of incorporating.



Friends: Elaine & Becky

Board Changes

Marion Overgaard chose not to run for the Board after many years serving as loyal Trustee, and part-time employee. Molly Mast was elected to the Board in May. Mid-term, Greg Greuling, a regular volunteer and enthusiastic Trustee, resigned from the Board of Trustees for personal reasons. The Board has welcomed MacKensey Bailey as his replacement.

Expanded Programming

Our goal is to provide variety in programming for both education and just plain fun for all ages. Due to the increased volunteerism by the Friends of the Library, the following programs/events/projects were offered in 2012.

1. The *Franklin County Reads* Program held at the Erving Senior Center in March featured Jan and Brad Peters' Civil War talk, a "tie-in to Geraldine Brook's novel, *March*.
2. An *Outdoor Garden Project* was aided by the Erving Girl Scouts.
3. The *First Annual Mini-Golf Fundraiser* was held on the library grounds.
4. The Fall Festival Friends' activities included GIANT bubbles, and a plant and book sale.
5. A *Story Walk* circled the library building at the beginning of the Summer Reading Program. Friend, Katie Stetson, received assistance from the Community Network for Children for this project.
6. 100 books were given to participants in the Summer Reading Program. The Friends also solicited donations and created gift bags for raffles throughout the summer.
7. The Veteran's Week program entitled *The 300th Combat Engineers* was lead by Jan and Brad Peters, who shared their impressive WWII artifacts.
8. Twelve monthly craft days led by Katie Stetson were held with assistance from Becky Hubbard.



December Crafters' Snow Village.
Houses donated by Mary Budine



Mini-Golf Fundraiser

The statewide Summer Reading Program for 2012 with themes *Dream Big*, *Into the Night* and *Between the Covers* attracted over 100 participants, logging their reading and attending programs. Some of our programs were attended by five people, others by 55 people. During the summer we offered:

1. Six story hours on Thursday evenings were lead by various volunteers.
2. Six Junior Book Club meetings for 2nd through 7th Graders.
3. A *Starlab* (a portable planetarium) at the Senior/Community Center sponsored by the Museum of Science (Boston) Traveling Program.
4. A *Pirate Party* that was a summer highlight, featuring a play performed by the Jr. Book Club members, walking the plank, a treasure hunt, pirate food, and a treasure chest craft.
5. *International Dance with Steve Damon* was sponsored by the Cultural Council and the Community Network for Children was held on the first day of the Summer Reading Program.
6. *Drumming into the Night*, which was sponsored by the Erving Cultural Council, provided a drumming experience for pre-teens.
7. The *Animal Experience*, another program funded by the Erving Cultural Council, was held at the Erving Elementary School. Ten live animals including a large snake, an alligator and a hedgehog held everyone's attention.



Library Community Connections

The library staff works with the school librarian, elementary school teachers, and the staff of the recreation department to provide joint experiences for Erving children, including hosting library visits, sharing programming, and participating in school events. The Library Director also provides materials for seniors at a monthly preview day held at the new Senior/Community Center.

Grants and Assistance received by the Library included:

- A Computers in Small Libraries grant which reduced the C/W MARS annual fee.
- The Massachusetts Humanities FAIR (Family Adventure in Reading) grant that will be implemented in 2013 in cooperation with the Dickenson Memorial Library in Northfield.
- Erving Cultural Council grants which supported summer and winter programs.
- The Museum of Science Traveling grant that funded the *Starlab* Program hosted by the library at the Senior Center for families and community members.
- A SCHRAB grant which provided an archivist to visit the Travesari Room at the Erving Public Library. The examination of this historical collection will be reported in 2013.
- State Aid to Libraries which is annual monetary assistance to supplements the library budget.
- In-Kind assistance and printed materials for the Summer Reading Program were offered by the Massachusetts Board of Library Commissioners and the Massachusetts Library System.
- Continuing education opportunities, both in-person and web-based, were provided for library staff by C/W MARS and the Massachusetts Library System.
- Friends of the Erving Public Library donated time and money.

Volunteers

Ann Lucas and Greg Greuling have been invaluable weekly volunteers during 2012. Friends of the Library officers: Becky Hubbard, Arlene Wonsey, and Katie Stetson volunteer their time, holding monthly meetings, and organizing programs throughout the year. Special thanks to Elaine Stafford and Dennis Wonsey for their willingness to help.

The Library Facility

We are grateful to Jim Paulin, Peter Walsh, and Paul Prest for the tree removal and sidewalk improvement in front of the Library, and also for maintenance of the building. As we look to the future, the library will need technology improvements, as well as additional space through renovation or adding new space. The Trustees will be forming a committee to examine the needs and are soliciting participation of interested citizens.

Special Thanks

We wish to thank individuals and local businesses for their support of our summer program, and to all who contributed to the summer prize baskets, and to all those who donate books and other media to our library and to the bi-annual sales. We also appreciate those who contribute monetarily and provide in-kind gifts of supplies. Support throughout the year came from the staff of the Massachusetts Library System, the agency that provides delivery service to our library twice per week, and offers continuing education and advisory services for staff. This is a state-funded agency.

Prepared by Barbara Friedman, Library Director

Respectfully submitted,

Robert Fletcher, Trustee Chair
Molly Mast, Trustee Secretary
MacKensy Bailey, Trustee

ERVING COUNCIL ON AGING

To the Board of Selectmen and the citizens of Erving:

As the director of the Council on Aging and the Senior Center, I am pleased to present the report of the year of 2012.

The Council on Aging is into its 38th year, serving the needs of Erving Seniors across town and at the Erving Senior Center. We have are open five days a week from 8:30 until 2:30 here in our new home at 1 Care Drive.

The C.O.A. continues to provide transportation services to the elderly and handicapped of Erving Monday through Friday from 9 until 3 p.m. with the van. The van is owned by F.R.T.A. and operated by the Erving C.O.A. We provide rides to the Senior Center, Medical appointments in county, and shopping. More than 1500 rides were given. The Med-Ride program provides medical rides that have to go out of county. This program is funded through F.R.T.A. and the rides are provided by individual cars from volunteers who receive a stipend.

Other services provided by The Council on Aging begin with the Nutrition program, which is provided by Franklin County Home Care on Monday through Thursday. We are now cooking our own meals on Fridays. We served approximately 3500 meals at the Senior Center. The Meals on Wheels program is continuing although the heating process has been moved to Orange. F.C.H.C. has instituted a "Rethermalization Center" at the Orange Armory to serve the North Quabbin region with these meals. We continue another nutrition program sponsored by the C.O.A. This is the Brown Bag, which is a monthly food distribution program available to income eligible seniors through The Food Bank.

Medical programs provided by the Council on Aging included a Flu Clinic in the November, which served over 85 elders. The provider, Athol Memorial Hospital also runs our monthly Blood Pressure clinics. Monthly, we hold a Foot Clinic in which a toenail trim for those that need this assistance. These clinics are held with the assistance of the Board of Health.

We continue to act as a referral service for such programs as Med-Ride, SHINE counseling, Money Management, Tax Assistance, Legal Assistance and other service programs in the area. We became a certified in-take service for Fuel Assistance.

Exercise programs continue to be a popular activity with seniors with classes held every day. On Mondays, Marcia Gobeil teaches Tai Chi, followed by a weight class for Osteoporosis prevention. On Tuesday, it's Chair aerobics with Linda Allis. Wednesdays has Line Dancing with Linda, followed by Chair Yoga with Marcia. Thursdays, we have aerobics with Linda Allis followed by Posture Perfect with Jo Eisenberg. We have a Bowling Program at The French King Bowling Center on Fridays. New participants are always welcome in every program.

Many social and recreational activities were held at the Center. These include a North Quabbin picnic, which was held with elders from 9 other towns. Many smaller outings to area restaurants and shops were held.

Other daily activities continue at the Center, including a weekly Pitch party on Thursdays, Painting classes on Tuesdays and Quilting Classes on Mondays. Our fundraising efforts included our annual Harvest Bazaar.

I would like to thank again all those whose individuals and businesses volunteered their time and services to the Council on Aging.

Respectfully Submitted,

Polly Kiely, Director

TOWN OF ERVING
GOLDEN CANE AWARD

IS PRESENTED TO

Arlene H. Clark

In recognition of being the Town's eldest resident.



ARLENE CLARK

*2012
Golden Cane Recipient*



ARLENE CLARK
2012
Golden Cane Recipient

Family:
Kathleen Tuttle-Connelly and
Patricia Shepardson, Nieces

Golden Cane Committee:
Leo Parent, Bruce Bezio and
Carole Lyman

Board of Health

The Board of Health, as in previous years, in conjunction with the Erving Senior Center, sponsored several health clinics for our Seniors. Clinics include monthly blood pressure checks, diabetic/cholesterol screenings, flu clinics and foot clinics.

In 2012 the Board of Health issued 4 new Preparation and Serving of Food permits for a total of 14, two Semi-public Swimming Pool permits, one Tanning Facility permit and two Outdoor Wood Burning Boiler permits.

The Board of Health issued 21 Septage Hauler permits for 2012. Septage Hauler permits allows septic hauling companies to dispose of waste at the Erving Center Treatment Plant or at the Erving side Wastewater Facility. The waste from residents' septic systems can be disposed of without charge at the Erving side Plant. The septic hauler must call the facility in advance at 413-423-3354.

There are several ways to obtain permit applications for all of the above:

•Visit the Board of Health page on the town website at www.erving-ma.org and download the application; click on 'forms' and find the application that you need.

•Call or email the Board of Health Clerk and request an application be mailed or emailed to you. Contact information is at the end of this report.

•Come into Town Hall and pick up an application in the Board of Selectmen's Office.

As in previous years there were workshops and trainings through the Massachusetts Association for Public Health for the purpose of awareness and preparedness for immunizations, emergency and catastrophic events, for both the State and local Board of Health levels. The EEE Virus brought on a scare here and in the surrounding towns this past season like no other, with Erving being at 'Level Red' and no outdoor activities in the evening hours until the first frost.

We continue to work with, as well as seek guidance and advice from our Health Agents, David Zarozinski and Deborah Palmer from the Eastern Franklin County Health District. Please be sure to read their report that is included within this Annual Report. We thank them for their continued help and support as each year passes. In 2012 we depended on them for so many things from rabies concerns, tenant complaints, fires to both a motel and an apartment house, and everything in between. They are truly an asset to the Town of Erving.

The Board of Health is always open to any questions, concerns or problems regarding health issues in our town. Please feel free to call anytime at 413-422-2800 ext. 101; or you may email the Board of Health Clerk, Betsy Sicard, at ervingbos@comcast.net.

Respectfully submitted,
Michael Gralenski, Chair
Leo Parent, Jr.
Cyd Scott
Erving Board of Health

EDUCATION

Erving Elementary

Gill-Montague Regional

Franklin County Technical

Annual Report from the Erving Elementary School

It gives me great pleasure to submit this report on behalf of the Erving Elementary School. As I write this report I'm just completing my second month as principal. Mrs. Galenski retired November 1, 2012 and left me with a great staff, wonderful children and a very supportive community of parents, grandparents, and citizens.

Currently the total enrollment of the school is 156-students in grades preschool (half-day) through grade 6. New additions to the faculty this year are Stephanie Barry Grade 1, Heather Peterson Speech and Language Pathologist, Dan Korpita Physical Education, and Taylor Gallerani Special Education.

In the winter and spring the faculty worked on the English Language Arts Common Core standards. In the fall the faculty's work focused on the Common Core Mathematics Standards and they will continue that work in 2013.

Erving Elementary students did quite well this past year on the state MCAS test. Their efforts earned the school the status of Level 1. This being the highest level of 4, given to all schools in the state. Few Franklin County Schools received the Level I classification, which tells us that we are meeting state goals for aggregate and high needs student progress.

This year's grade 6 attended Nature's Classroom in Hancock, New Hampshire with the support of the PTO. Nature's Classroom is a 5-day residential outdoor education program. Parents, teachers, and children who attend speak of its impact for years. The PTO is a very vital part of the schools daily life. Recently, they held the Annual Cookie Exchange after our holiday concert and made sure every person from age 1 to 90 left with 11 home-baked cookies to start the holidays. Traditions like the Cookie Exchange are very important to a healthy school culture like the one I found here in Erving.

The School Council is working on a Wellness Policy and looking at after school activities for the future.

The School Committee meets monthly. Currently their plates are very full as they work on negotiations, budget, Union 28 initiatives, working with Superintendent Wickman to hire a new principal, and the hundreds of small details it takes to open the school doors each day.

In my many years in education I have worked with some very dedicated people. Here in Erving you have some of the best of the best. Faculty and staff work extremely hard to make sure students leave with the tools to succeed at the next level.

I would like to thank all of you for making my transition from my retirement to principal such a smooth and enjoyable one. Pat Nauman, our school secretary, I thank for all she does to help us do our jobs. She and Gail Dubreuil, our school nurse, quietly and professionally take care of the entire school community, making my job very easy.

Thanks for allowing me the privilege of working in your wonderful school.

Scott Lyman

**ANNUAL REPORT
GILL-MONTAGUE REGIONAL SCHOOL DISTRICT
FISCAL YEAR 2011-2012**

<u>SCHOOL COMMITTEE</u>	<u>TERM EXPIRATION (May)</u>
Joyce Phillips, Chair	2013
Jane Oakes, V. Chair	2013
Sandy Brown	2014
Shelly Clark	2014
Lesley Cogswell	2015
Mike Langknecht	2014
Marjorie Levenson	2013
Misty Lyons	2015
Jennifer Waldron	2015

**GILL-MONTAGUE REGIONAL SCHOOL DISTRICT
MISSION STATEMENT**

The Gill-Montague Regional School District promotes intellectual, ethical, and social growth within a dynamic educational community in order to develop knowledgeable, productive, and caring citizens.

**Superintendent's Annual Report
2011-2012**

Governance/Leadership

The district experienced some change over in leadership in 2011-2012, beginning with the School Committee. Newly elected members included Misty Lyons (Montague), Shelly Clark (Montague), Lesley Cogswell (Montague) and Jennifer Waldron (Gill).

Nadine Ekstrom was hired as Interim Superintendent of Schools to lead the district along with newly hired Montague Elementary School Principal, Maureen Donelan and Assistant Principal, Travis Yagodzinski. Also Gill Elementary School hired a new Principal, Kathleen Adams.

Educational Improvement

At the elementary level they continued to emphasize a balance between the academic and the social curriculum. Teachers worked to refine their instructional techniques in several key initiatives – Tools of the Mind for Pre-School and Kindergarten, Math Expressions, and Responsive Classroom.

At Great Falls Middle School, under the leadership of Donna Fitzpatrick, teachers continued training in Developmental Designs and working with Keys to Literacy to improve the reading and writing skills of all students.

At Turners Falls High School, Donna Fitzpatrick continued to expand the Reconnecting Youth program, and supporting a Dual-enrollment program with Greenfield Community College.

The Special Education department, under the new leadership of Jean Bean, Special Education Director, continued its efforts to provide outstanding programming for our students with limited resources. Ms. Bean continued to maintain the programs that were developed previously.

Establishing a Path to Success

As a result of the Comprehensive District Review, our efforts turned to incorporating the Strategic Vision into an Accelerated Improvement Plan that will focus on greater alignment of curriculum and instruction, continued efforts

to rein in district costs, and greater collaboration fostered between all the stakeholders in the community. This is again ambitious work but is critical if we are to meet the needs of all of our students in the 21st century.

Curriculum

The major curriculum work that was done in 2012 involved the creation of curriculum maps for all grades. These maps are aligned with the latest Massachusetts Curriculum Frameworks. We continue to update those guides as new information becomes available.

We also implemented bullying prevention programs in all schools. There are separate nationally recognized programs for grades Pre-K to 2, grades 3-5, and grades 6-12.

We continue to support our Pre-Kindergarten and Kindergarten curriculum called Tools of the Mind. This innovative and highly successful program is now being implemented in other districts in Massachusetts as well as across the country. We also continue to use and support our long standing Responsive Classroom program in the elementary schools and Developmental Design in the middle school. The high school uses the Advisor-Advisee program.

For the past 32 years we have been implementing the Keys to Literacy program in all schools. We trained more than 10 additional teachers in this highly respected program in 2012. Except for our most recent hires, all teachers have been trained in the comprehension and vocabulary strategies of this program.

In the past three years we have greatly expanded the number of Advanced Placement courses in our high school as well as the number of students who enroll in those classes. They include: AP Calculus, AP Statistics, AP Biology, AP Environmental Science, AP Language and Composition, AP Literature and Composition, AP Psychology, and AP U.S. History.

We adopted a new lesson planning template and began period Learning Walkthroughs to assess the implementation of our various curriculum and instructional initiatives. These Learning Walkthroughs are done by teams of administrators and teachers who visit various classrooms to determine how well we are carrying out the best practices identified by the Department of Elementary and Secondary Education.

Over the summer a team of over 30 teachers and administrators created a plan to implement the new Massachusetts Tiered System of Support in our schools. Teachers are being trained to implement “differentiated instruction” as a first step in providing the instructional supports needed by each student to be successful.

The use of student performance data to plan instruction and evaluate the success of our curricula has been a high priority for us and for school districts throughout the country. It is a major component of our Accelerated Improvement Plan along with the updating of our curriculum. We have created Data Teams in each of our schools and are using data from the NEWA Measurement of Academic Progress given 3 times during the year as well as our unit tests and MCAS data.

We also began the process of training our administrators and teachers in the use of the new Educator Evaluation System required by the Department of Elementary and Secondary Education. At least half of our teachers will be evaluated using this new tool in the 2013 school year.

Montague Elementary School Annual Report 2011-2012

Parents, Students and Community Members of Montague Elementary School:

I am pleased to present you with the School Annual Report, which provides key information about the 2011-2012 educational progress for Montague Elementary School. This report contains information about student assessment, Adequate Yearly Progress (AYP) and teacher quality.

STUDENT DATA: Statistics describing the student population served by Montague Elementary School during the 2011-2012 school year may be found below:

- Hillcrest served grades PK, K, and 1 with 3 Preschool classes, 4 Kindergarten classes, and 4 first grade classes.
- Sheffield served a 2-5 grade span, with 3 classrooms for each grade.
- The average class size was 17 students.
- Our average daily attendance rate was 94.65%.
- There were 442 students enrolled during the school year.
- Our population of children receiving Free and Reduced Lunch increased to 63% (from 60% in 2010-2011) maintaining our school-wide Title I status.
 - Our F&R Lunch population allows us to offer breakfast to all students regardless of income.
- Our English language learner population was just over 9% and included children with widely varying degrees of English competence.
- Special education population fluctuates over the year. The overall Sped population was 22%. Three substantially separate programs for children with significant disabilities grew and were included in this number. Our two therapeutic programs (one at Sheffield and one at Hillcrest) served 20 students with emotional disabilities. Our suite for children with developmental disabilities served 7 children. Montague Elementary practices inclusion for all children with special needs.

Montague Elementary School did not make Adequate Yearly Progress (AYP) as identified by the No Child Left Behind Act (NCLB). More than 99% of students in grades 3-5 took the state MCAS test. The district worked on implementing the Accelerated Improvement Plan (AIP) as part of district efforts to move the district out of Level 4 Status.

Overview of School Improvement Goals 2011-12: We continued to build on the goals of the previous year. The Accelerated Improvement Plan (AIP) was the driving force behind our school improvement efforts. Our staff focused on developing weekly standards based lesson plans with measurable mastery objectives and formative assessments. Professional development supported these efforts. Data teams and grade level teams focused on using data from our various assessments: Massachusetts Comprehensive Assessment System (MCAS), Measures of Academic Progress (MAP), Dynamic Indicators of Basic Literacy Skills (DIBELS), Directed Reading Assessment (DRA), and other formal and classroom based assessments to make instructional plans and adjustments and to plan interventions to support students. The AIP is a tool to support progress toward ambitious goals and consistency across the district. To this end, the plan consists of the following objectives and initiatives.

Strategic Objective 1: To improve the performance of all students through high quality instructions measured through an aligned curriculum and standards based lesson plans.

1. To implement a preschool through grade 12 curriculum aligned with the Massachusetts Frameworks
2. Leverage Common Planning Time to improve educator practice and student learning outcomes.

Strategic Objective 2: To improve the performance of all students by thoughtfully analyzing student performance data and using the results to inform modifications to curriculum and instruction.

1. Formative, interim and benchmark assessments will be administered PK – 12.
2. Grade/content, school and district based data teams will analyze varying sources of student level data, document themes, and use data to inform make decisions and changes in instruction
3. Teachers and administrators will utilize assessment data to determine student specific, differentiated instructional strategies resulting in increased student outcomes.

Strategic Objective 3: To provide professional development resulting in improved teaching practice and student outcomes

1. Implement a system of support and accountability for school and district administrators.
2. Staff will receive professional development improving their understanding of the new evaluation tool and the new educator evaluation standards.

Strategic Objective 4: To function as a united, goal oriented, forward moving and civil School Committee that makes decisions around student needs.

- **Continuous Improvement**

In 2011-12, Montague Elementary worked with other district schools to develop ELA and Math curriculum maps that will be the basis for instruction. Montague Elementary continues to focus on ELA and math while upgrading and updating materials and instruction in ELA and math as described by our goals and school improvement plan. Our three Title 1 Reading teachers have also contributed tremendously to student achievement and have helped students accelerate their reading level to meet grade-level expectation. Several tools are used to evaluate student performance, including portfolios, test scores, observation, report cards, standardized and non-standardized assessment, such as MAPS, DIBELS, DRAs, MCAS, and running records. These tools are used to gather and analyze data and to focus continuous improvement on academic achievement for all students.

- **Extended Learning Opportunities**

A variety of techniques are used to identify and provide support to academically At Risk students, including but not limited to: achievement, attendance, and discipline data; staff and parent referrals; and Individual Educational Development Plans. Students who are identified as academically at risk are matched to appropriate extended-learning opportunities. Through our Student Support Team Meetings, data analysis, and parent communication, we identify at-risk students in each classroom and create an individualized intervention program for each child. These lists of students, interventions, and methods are monitored for effectiveness and adjusted as needed. Montague Elementary has before-and after-school programs that provide tutoring, homework assistance, reading help and enrichment activities.

- **Family Involvement**

Our School uses various strategies to regularly communicate with the community. Regular and timely one-way information is given to parents through the use of monthly newsletters and notes and letters from teachers as needed. There are also many opportunities for two-way communication with families and community members, including conferences, phone calls, workshops, Family Literacy and Math Nights, PTO meetings, general parent meetings, Special Education PAC meetings, home visitations, and other methods.

- **School & Community Relationships**

Montague Elementary works with families and community to build positive relationships that support student learning. Our School has an active Parent-Teacher Organization and Community School Council. The school has a strong relationship with several outside organizations, such as The Catholic Social Ministries and Nurturing Families programs. The school provides opportunities for families to participate in events that support student achievement. Activities include information on how parents can support student learning at home, staff development on family involvement, parenting classes that support student and family learning, computer classes for parents, and conflict-resolution training for students and adults. Parent support groups, family attendance at school functions, and parent volunteer experiences all contribute to parents becoming actively engaged with students.

- **Student Attendance**

Our School has a supportive, student-centered climate that promotes attendance and a safe, orderly environment. Student work is regularly on display in hallways and common areas throughout the school. There are follow-up and accountability notes for parents and students whose attendance may be negatively impacted by academic, emotional, social, or family problems. Our school has a crisis plan in place and conducts fire drills on a regular basis to ensure student safety. The School adheres to the district policies around student conduct and complies with Safe and Drug Free Schools, GMRSD Bullying Prevention and Intervention Plan, utilizes Responsive Classroom strategies, develops individual classroom and school rules, and provides a system to identify student needs that impact attendance. The student handbook, Parent Compact, parent newsletters, individual discipline classroom plans, Admin. Plus attendance data, and tardy and absenteeism letters are all used to build communication between students, staff, and parents regarding attendance.

Title 1 School-wide Plan

Goals for the program were as follows:

- Maintain the school-wide status and programs at Montague Elementary School.
- Maintain the intensive academic support services that were put in place as part of our SES program even though we no longer have any NCLB status.
- Expand the offerings at evening programs for parents to include topics requested on the parent survey.

GILL ELEMENTARY SCHOOL

Overview

Gill Elementary School is an exemplar school in the region. The leadership and direction of the school, the quality instruction given to the students, the dedication of the staff to create a positive learning environment, and the strong parental and community support over the years make this exemplar status possible. Strong achievement, steady enrollment, new staff and new changes to teaching and learning characterized the 2011-2012 school year at Gill Elementary School. The district's accelerated improvement plan brought many system changes such as an aligned curriculum, the use of research based instructional practices, data driven decision making and new collaboration structures focused on improving instructional practice and student achievement. As a result of these changes and a laser sharp focus on teaching and learning by both the teachers and administration, Gill ended the year as a Level 1 school with MCAS scores showing a 7% increase in English Language Arts and a 6% increase in Math resulting in 75% of the students reaching proficiency in English Language Arts and 65% in Math.

Students and Staff

The school held steady an average enrollment of 133 students with 66 students being male and 67 female. The attendance rate at 96.4% came in higher than the state average. The class breakdowns were as follows:

Kindergarten	19
Grade 1	17
Grade 2	17
Grade 3	22
Grade 4	21
Grade 5	23
Grade 6	14

In terms of personnel, there were quite a few changes at the start of school. A new Principal, first grade teacher and special education paraprofessional were hired. The role of principal became a shared position with the Early Childhood Coordinator for the district. The nurse position was decreased to .5 and was shared with the middle school. In addition to new hires, the counselor and secretary positions changed hands through intra-district transfer.

Professional Development and Structures for Collaboration

The staff met weekly in vertical teams focused on curriculum, instruction and student achievement. This collaboration structure allowed for embedded professional development and provided opportunities for collective inquiry and action research to achieve better results for the students at Gill. Learning Walkthroughs were implemented as a collaborative tool to assess teaching and learning trends. Teachers and administrators received professional development in this new model and in April, Gill held a building based learning walkthrough with a team of administrators, teachers and coaches focusing on higher-level thinking and the use of Bloom's Taxonomy in teaching and learning. Teachers also participated in professional development in Bloom's Taxonomy, the use of mastery objectives, data driven decision-making, Edline and Responsive Classroom.

Academic Program

The staff continued with the implementation of the district's social and academic curriculum. Responsive Classroom formed the core of the social curriculum from First Grade through Sixth Grade with Kindergarten using a blend of Tools of the Mind and Responsive Classroom. Instructional programs continued to be supported with Houghton-Mifflin Reading, Houghton-Mifflin Math Expressions and Tools of the Mind in Kindergarten. The staff had the support of a Math coach and an English Language Arts coach. The students had the support of a part time reading specialist, part time counselor, a full time special education teacher and two full time special education paraprofessionals. The kindergarten children benefitted from a full time paraprofessional. Our Sixth Grade continued to participate in a weeklong environmentally focused outdoor learning experience at the Sargent Center in New Hampshire.

School Council

The School Council continued to grow and become a more pivotal component of the Gill School Community. The Council was comprised of Kathleen Adams, Principal, Kathryn Hayden, School Adjustment Counselor, Joanne Flagg, Sixth Grade teacher, Matt Leaf, Christina Postera, Wendy LaPoint as parent representatives and Patricia

Crosby and Kara McLaughlin as community representatives. This group developed a School Improvement Plan that was submitted and accepted by Nadine Ekstrom, the Interim Superintendent of Schools for the Gill-Montague Regional School District. This Improvement Plan was aligned to the district's Accelerated Improvement Plan and focused on four main goals with an emphasis on effective instruction, student assessment, supporting students' social emotional needs through the Responsive Classroom approach and strengthening family-school engagement through a summer reading initiative and a thematic focus on art and nature.

Family School Engagement

Parents continued to be involved in many ways. The efforts of the PTO focused on fund raising to supply much needed items to the school and offering community events to build school culture. The PTO continued its traditions of offering a before-school Ice Cream Social, a Winter Crafts Night, Trivia Night, a Family Dance, a Scholastic book fair, a Read-a-thon, a Spring Carnival and the culminating Arts and Eats Night. In the fall, the staff offered a separate Open House and a Curriculum Night that were very well attended. Attendance at Parent-Teacher conferences was 100%.

This year also marked a deeper connection between the Gill Elementary School community and the Northfield Mount Hermon (NMH) school community. Our Spanish program was expanded to run year round and include First grade through Sixth Grade students on a weekly basis. Students from NMH also undertook smaller projects, such as tutoring individual students, volunteering in the classrooms and putting on chemistry and dance shows. Students from Eaglebrook also came and put on their annual winter concert.

Improvements to the School Building and Grounds

The improvements for the building concentrated on energy efficiency through the installation of the new boiler system and lighting. The school's technology infrastructure was upgraded by the installation of high-speed internet, wireless internet access and a new phone system. To the exterior, a new flagpole was erected, a garden created, the Gill front sign and basketball hoops repainted and the flower and garden beds mulched. The painting and mulching were a result of volunteer help from Northfield Mount Hermon. The PTO created the garden bed and through a GMEF grant; the Girl Scouts and Gill students planted and cultivated the beds. Parents continued to improve and maintain a flower garden by the entrance to the school.

Great Falls Middle School 2011-12

Great Falls Middle School is a middle school of approximately 250 students grades six through eight. Nineteen of the children grades 6-8 are school choice students. A team structure, common planning time, flexible scheduling, and philosophy that acknowledge the needs of young adolescents are what set us apart from junior highs and many other middle schools. We take great pride in the quality of the education that we offer our students and in the cooperative and respectful atmosphere where students and teachers work and learn together as a community. Great Falls Middle School is housed in the addition attached to the East end of Turners Falls High School. While Great Falls Middle School is substantially separate from the High School, the library, gymnasium, pool, auditorium, band room, and cafeteria are shared facilities.

Great Falls Middle School is composed of three interdisciplinary academic teams, one at the sixth grade level, one at the seventh grade level, and one at the eighth grade level. The 7th and 8th grade teams include teachers of math, science, language arts and social studies, as well as, a special education teacher. The 6th grade team is composed of a math, language arts, science, and a special education teacher. Three of the teachers also teach social studies. A fourth team is composed of the teachers of related arts classes which include Art, Physical Education, Family Consumer Science, and Reading. In addition to the four academic courses all students participate in a study skills class where they learn skills to help improve their overall academic performance by building essential skills. On the state rating scale of 1-5, one being the best, Great Falls Middle School is a Level 2 School.

Great Falls Middle School students also participate in the Developmental Designs for Middle School Program. The staff and administration have had training in Developmental Designs and embrace the philosophy fully. This approach includes students taking part in a Circle of Power and Respect three mornings per week in small groups, where students get to know one another, learn to interact respectfully, and have the opportunity to participate in group greetings, sharing and activities. There are also full school meetings every Monday and Friday when the

middle school comes together in the theater. As part of this philosophy students create a social contract with rules they develop and agree will help the middle school be a great place to learn and grow as citizens.

Throughout the year, students have the option of participating in marching band, concert band, and chorus, as well as, peer mediation, and student council. All students are invited to participate in a variety of after school activities offered daily through the After School Program. The program offerings include a wide range of activities that vary each session. There are three sessions during the course of the school year. In addition to the activities already mentioned, students may participate in the inter-scholastic sports program which includes soccer, football, field hockey, cross country, volleyball, golf, basketball, swimming, baseball, softball, tennis, and track.

The highlights at Great Falls Middle School:

- Annual First Day Celebration: The middle school began the year with a First Day Celebration. On the day prior to school opening, parents and families of our students joined the faculty and staff for a light breakfast in the cafeteria. Parents have the opportunity to meet with the teachers of their child's team, and new students have the opportunity to meet teachers and other students. It was a great success and a wonderful start to the new school year.
- Open House: Meeting with parents, family members, and people in the community is essential to an effective school program. At our annual open house we all came together to learn about the middle school program and the middle school facility and its many advantages for our students. The open house is always a wonderful way to start the year and helps parents and teachers get to know each other as they begin the important work together of educating children. The evening culminates with staff and families sharing donuts and cider in the cafeteria.
- The Dessert Potluck: Parent and community involvement in the education of our young people is essential to any successful school. This annual event provides an opportunity for students, parents and staff to make critical connections and get to know one another. We solicit prizes because it also serves as the culminating activity for the annual school raffle which raises money for student activities.
- GFMS/TFHS musical production of Bye Bye Birdie March of 2012 provided students with a wide variety of activities and learning experiences as a means of educating the "whole child", one of the middle school goals. In this endeavor, many middle school and high school students joined together to perform the production. A tremendous amount of help from parents, staff, and the community preparing sets and costumes went into making a wonderful event. The production in the school theater was truly a marvelous experience.
- The social development of our middle school students is important so to that end throughout the school year there are dances held. Often the dances are sponsored by Student Council or one of the classes. Students look forward to these events, as does the staff, as a way to connect with each other outside of the classroom.
- Community Service: As citizens of any community, it is important that students understand and value the need to be of service to others. Once again, the Great Falls Middle School Student Council, with the charitable assistance of the middle school community, successfully responded to the needs of others by collecting several car loads of food for donation to the survival center. Student Council also spearheaded other fund raisers throughout the school year to benefit people in our community.
- Our school year always concludes with the 8th Grade Celebration. The last day of school we gather all of our students, parents, and community members in the gymnasium to celebrate the 8th grade students finishing their middle school career and going onto high school. Speeches are given by newly elected class officers, school committee chair, and the principal. There is a slide show to show the students growth throughout their time with us at the middle school. We honor all of our students' success and wish them well in high school.

Great Falls Middle School provides a safe, nurturing, and academically challenging environment and a supportive transition from elementary to secondary school. The program is specifically designed to meet the needs of early adolescents while empowering them to develop and recognize their value and place in the global community.

Turners Falls High School 2011-2012

Turners Falls High School is a four-year, comprehensive high school accredited by the New England Association of Schools and Colleges. For this school year there are approximately 250 students enrolled. The Turners Falls High School has a modified schedule of 4x4 blocks with a 30 minute block at the end of the day called GAP, short for Guided Academic Progress.

Students of Turners Falls High School are required to earn one hundred forty (140) credits to graduate. In addition to course offerings in English, mathematics, science, and social studies, Turners Falls High School has offered diverse elective courses including three world languages (Latin, Spanish, and French), business education, technology education (graphic arts, Computer Aided Design, Wood Shop Manufacturing, Basic Video, and Television Studio Production), health education, physical education grades 9-12, art, music, fine arts, theater arts, and Native American studies. The school curriculum supports Advanced Placement courses that offer students the opportunity to receive college credit for courses. Through the MMSI (Massachusetts Math and Science Initiative) the high school has been able to add more AP classes for a total of 9 Advanced Placement classes. When a student scores a 3, 4 or 5 on an **AP** test, colleges award college credit, which can save parents tuition costs. Opportunities are available for students to take courses outside of Turners Falls High. We have partnered with Greenfield Community College's Educational Transitions Program which also provides low income students with dual enrollment opportunities at no cost to their families. Recognizing the importance of providing students with insight into the world of work, we also provide school-to-work opportunities for students who qualify. Student internships inside and outside of the school provide assistance to staff and programs at both Turners Falls High School and other schools in the district.

Turners Falls High School has a tradition of maintaining a commitment to excellence, a caring atmosphere promoted by students and staff, and a sense of community. This sense of community is celebrated every Tuesday in a school-wide meeting during which students and staff are recognized for achievement, awards presented, and student entertainment is a regular occurrence. This tradition was also exhibited in several other events throughout the year. Student Council, National Honor Society, and the Rise Up students worked on a variety of individual projects to improve school community relationships as well as several community service efforts and charitable undertakings. The high school also conducts advisory every Wednesday morning. Small groups of students are assigned to meet with a staff member to do a variety of activities, including team building, planning for the future, and building communication skills. The students are assigned to the same staff member throughout their high school career as a way to help students build connections and build supportive relationships with adults in the school community.

The Turners Falls High School and Great Falls Middle School complex is a "Green School". This is a term that is given to schools or buildings that are designed to be environmentally sensitive, energy efficient and healthy for their occupants. In keeping with the "Green School" classification, TFHS students recycle paper, glass, plastic, and juice cartons in the school cafeteria, classrooms, and grounds. This year both the high school and middle school have begun composting. This endeavor is a win-win situation because it is good for the environment, teaches students lifelong habits, and saves the district money in trash removal fees.

The 2012 graduation was held in our air conditioned gymnasium. Students set up and decorated the facility, taking great pride in their efforts. The Turners Falls High School administration and staff celebrated the event with the students, their parents, and family members. Joe Fleming, last year's interim principal, established the tradition of giving each graduate a long-stemmed rose and then asked each one to present it to someone in the audience that had an impact on their lives.

Students continued to participate and excel in a wide variety of athletics: in the fall, cross-country, football, volleyball, soccer, and field hockey; in the winter, basketball, swimming and ice hockey (co-op team); and in the spring, softball, baseball, tennis, golf, and track. Many of our teams were very successful in post season play, bringing recognition to our school. A special nod to Softball for another State Championship!

Students also participated in a variety of academic, fine arts and club activities. The band and chorus continued to entertain. The band marched in the Booster Day Parade and continues to build participation after a change in staffing. Activities such as the Annual Powder Puff Football Game, Annual Arts Evening, Snow Ball, National

Honor Society Induction, Prom (this year a harbor cruise), and Booster Day activities including all four classes constructing floats and marching in the parade aided in a well rounded experience for students. The Thanksgiving bonfire, prior to the Thanksgiving Day football game, was organized by students from the Technology classes and Mr. Jobst, was a highlight of the fall season. In March, students from Turners Falls High School and Great Falls Middle School participated in the musical, Bye, Bye Birdie and performed to large crowds at each performance. In the spring the annual spirit week activities included a field day in which all students and faculty participated.

Turners Falls High School is grateful for the community's support of the many activities, athletic events, fundraisers, concerts, musical productions, and field trips and for the help of the many volunteers who assist the school on a daily basis.

Special Education and Student Support Services

This is my first annual report as the Director of Student Support Services and Special Education for the Gill-Montague Regional School District. The information in this report has been provided by the last Interim Director of Student Support Services, Jean Bean, special education support staff, administrators, staff and parents.

We provided two hundred and twenty-nine (229) students between the ages of three (3) and twenty-two (22) with special education services. Students who receive special education services have an identified disability which impacts their ability to make effective progress. Each student with special needs has an individualized education program designed to meet that student's unique needs. We provided one hundred and fifteen (115) students with accommodations with a 504 plan.

The Gill-Montague School District has made a concerted effort to serve students with special needs in our local schools whenever possible. Due to the commendable skills of our special educators, classroom teachers, support staff, the District has been and continues to provide our students with a comprehensive system of support through the in-districts' Special Education and Student Support Services Team. Student Support Services Teams frequently review the progress of students and identify any student who may be at risk academically, socially, emotionally or with the physical health concerns.

The District has been successful in providing high quality, cost effective programs for disabled students within our local schools. Therefore, we have a small number students (15) placed outside the District in specialized programs.

Ms. Rebecca Wright, Coordinator continues to monitor our required specialized instruction through our English Language Learner program. Each school has a teacher who specializes in teaching students who are still learning to read, speak and write in English. As the coordinator, it is her role to identify students who require attention in learning English language instruction. Ms. Wright continues to be a strong community outreach advocate for the students and their families. She meets with families in their homes and community agencies in order to help facilitate a smooth transition into the community.

At the early childhood level the District has three preschool classes. Each classroom has a full time teacher, a paraprofessional and therapists. Currently the classes are housed at the Hillcrest building. This year, the Great Falls Middle School housed a pre-school class which provided an opportunity for some of our adolescents to have experience working with young children. We have programs for children with moderate to intense learning needs at the elementary, middle and high schools. Students are surrounded with academic support as well as occupational therapy, speech therapy and physical therapy. The Transitions Program continues to provide for our special needs population for those students that have graduated from high school and until the student reaches the age of 22. Most of our transitions students who are leaving our district are employed.

All of our Student Support Staff continue to expand our collaboration with the community agencies in this area. Creating connections between outside agencies and our school based team's helps to ensure that families have more success in raising their children. The special education teams within our schools include special education teachers, school psychologists, speech, language therapists, team chairpersons, occupational therapist, physical therapists and paraprofessionals.

I was hired by the District in July 2012 as the Director of Student Support Services and Special Education. On behalf of Jean Beam it was a privilege and pleasure serving this District and its Communities. I would like to thank

Jean Bean, my support staff, co-workers, teachers, parents, students and the community for their support and hard work.

Food Services Department

The focus of the food service department for the 2011-2012 school year was transitioning to the new nutrition standards set forth by the Healthy, Hunger-Free Kids Act. Included in this effort was the enhancement of our salad bars, and an increase in availability of fresh fruit. We continued participation in the Farm to School Program and began incorporating vegetables grown in our high school greenhouse classes into our daily offerings. Our staff attended trainings for new food prep and presentation techniques. Over the course of the year, we served over 120,000 meals to students, 61% of which were served to children who qualify for free or reduced price meals.

Grants

The Gill-Montague Regional School District receives grant funds for both programs and personnel from private organizations and from state and federal agencies. These grants and reimbursements may cover all or some portion of the cost of a wide variety of school programs. All of the programs supported through these grants provide valuable services to students and staff. Literally every student in the district benefits to some degree from these grants. For the 2011-2012 school year we received just over 1.8 million dollars in grant funds, an increase mainly due to the large federal ARRA stimulus grants. The stimulus funding ended in 2012. We will continue to actively seek out and apply for grants whenever we find an opportunity.

It should be noted that we continue to benefit from grants awarded to the Gill-Montague Community-School Partnership and the member organizations of the Partnership who work with youth in our community. Most notably, this includes a Drug Free Communities grant of \$125,000 from the U. S. Dept. of Health & Human Services.

Technology

The following are highlights of accomplishments in the 2011-2012 school year in the area of technology:

- Maintenance was done on all computers and servers over the summer.
- We replaced our aged telephone system with a new digital system.
- We re-purposed 25 of our oldest computers as thin clients.
- We virtualized 8 servers.
- We upgraded our anti-virus software.
- We replaced our old teacher workstations with laptop computers and re-deployed the workstations for student use.
- We installed a few additional wireless access points at key locations.
- We were able to purchase and install 10 interactive projectors in elementary school classrooms.
- We began piloting the use of iPads in selected classrooms.
- We continued to provide courteous and responsive help desk support as needed.

Each year educators find new ways to use computer technology to help students learn. We continue to do our best to comply with the Massachusetts' Technology Benchmarks and to take advantage of the ever-increasing educational possibilities presented by technology. We are fortunate in having a technology support staff that is able to maintain the integrity of our computer networks and to keep our old computer equipment running as long as possible. We make every effort to keep down the cost of technology by repairing whatever we can ourselves. However, the cost of maintaining a district-wide computer network, classroom computer services, Internet service, and educational software licenses continues to grow and to strain our fiscal resources.

Gill-Montague Regional School District
GENERAL FUND
Statement of Revenues and Other Sources, and Expenditures and Other Uses – Budget and Actual
For the Year Ended June 30, 2012 (Unaudited)

	Original Budget	Final Budget	Actual Amounts	Variance with Final Budget Positive (Negative)
Revenues and Other Sources:				
Assessments to member towns	\$8,966,659	\$8,966,659	\$8,966,446	(\$213)
Tuition	\$560,000	\$560,000	\$558,082	(\$1,918)
Intergovernmental	\$6,466,503	\$6,466,503	\$6,783,454	\$316,951
Investment Income	\$15,000	\$15,000	\$5,612	(\$9,388)
Miscellaneous				
Other Sources	\$400,000	\$400,000	\$424,352	\$24,352
Total Revenues and Other Sources	\$16,408,162	\$16,408,162	\$16,737,946	\$329,784
Expenditures and Other Uses:				
Administration	\$668,760	\$600,971	\$598,568	(\$2,403)
Instruction	\$7,725,004	\$7,892,876	\$7,894,399	\$1,522
Other School Services	\$1,024,876	\$1,006,763	\$1,026,594	\$19,831
Operation and maintenance	\$1,624,720	\$1,736,554	\$1,615,779	(\$120,774)
Fixed charges benefits	\$3,399,844	\$3,140,590	\$3,288,752	\$148,162
Debt Service	\$210,949	\$210,949	\$204,450	(\$6,499)
Acquisition	\$0	\$155,317	\$167,476	\$12,159
Special education tuitions	\$749,071	\$358,468	\$161,774	(\$196,694)
School choice/charter	\$1,004,938	\$1,305,674	\$1,455,981	\$150,307
Total Expenditures and Other Uses	\$16,408,162	\$16,408,162	\$16,413,772	\$5,610
Excess (deficiency) of revenues and other sources over expenditure and other uses			\$324,174	\$324,174

<u>Contributors to the Annual Report</u>
Mark Prince, Interim Superintendent of Schools
The Management Solutions, Business and Operations
Martin Espinola, Director of Teaching and Learning
Walter Solzak, Director of Special Education and Student Services
Kathleen Adams, Principal, Gill Elementary School
Mark Andrews, Principal, Montague Elementary School
Donna Fitzpatrick, Principal, Great Falls Middle School
Patricia Gardner, Principal, Turners Falls High School
James Loynd, Food Service Manager

Franklin County Technical School District
2012 Annual Report to Towns

We submit this annual report for 2012 on behalf of the Franklin County Technical School District and its administration, faculty, staff and students.

Total enrollment as of October 1, 2012 was 517 students with town breakouts as follows:

Bernardston	14	Erving	19	Montague	73	Sunderland	13
Buckland	14	Gill	12	New Salem	9	Warwick	10
Colrain	20	Greenfield	109	Northfield	28	Wendell	8
Conway	9	Heath	2	Orange	79	Whately	9
Deerfield	21	Leyden	8	Shelburne	13	Non-District	47

Franklin County Technical School awarded 117 diplomas to our seniors in June of 2012. Massachusetts students are required to pass the MCAS in order to receive a high school diploma and once again our students were very successful in meeting this high academic standard. The graduates also earned their vocational certificate along with their diploma. 56% of our graduates planned to go on to either a two or four year college, 30% joined the area work force, 1% planned to join the military, 1% went on to a post-secondary trade/technical school, and 12% were unsure as to which of the above options they would pursue. We are proud of the accomplishments of the Class of 2012.

During 2012, the students from various technical programs performed a variety of service-learning projects that directly benefit many of our member towns, their schools, and the city of Greenfield. We plan to continue supplying our constituent towns with these services for two main reasons: they offer both the ideal learning laboratories for our students as well as an opportunity to contribute back to the communities that have supported us so well over 38 years. A small sample of recent projects include completion of a single family home in collaboration with the Habitat for Humanity in Montague, continual service learning work in the Baystate Franklin Medical Center and Charlene Manor Extended Care, Colrain Town Hall wiring upgrades, an electrical service upgrade at Greenfield's Camp Avery, further energy-efficiency lighting modifications at the Orange Airport, and the completion of a transfer station building for Warwick. A number of programs also continue to assist our own building maintenance department, supplying services that significantly reduce costs to our member towns.

FCTS, like every other school in the Commonwealth and along with 45 other states, is continuing a transition to the new Common Core academic state standards. Franklin County Technical School's MCAS scores have remained steady over the last four years with modest growth, which is not sufficient to obtain adequate gains for student progress. In consultation with the Massachusetts Pioneer Valley DSAC (District & School Assistance Centers), we have begun to take immediate action to implement a continuity of math instruction at the outset of 2013.

Franklin County Tech is implementing a 10-point comprehensive school improvement plan called Math 180. This plan is designed to significantly bring up our overall math MCAS scores by utilizing an adaptive math software program during 9th and 10th grade shop weeks. Students will now be exposed to math instruction on a weekly basis as opposed to every other week.

In closing, we will continue to work diligently to ensure that our graduates are an integral part of the economic development for the region and we thank each and every citizen of Franklin County for your continued support.

Respectfully,

Mr. Richard J. Kuklewicz
School Committee Chairman

Mr. James M. Lavery
Superintendent-Director

Franklin County Technical School District Committee Members

Bernardston - Lloyd J. Szulborski
Buckland - Laura J. Earl
Colrain - Nicole Slowinski
Conway - Stephanie Recore
Deerfield - Vernon Harrington
Erving - Robert F. Bitzer
Gill - Clifford C. Hatch
Greenfield - Larry D. Geiser, Jeffrey D. Hampton,
Christopher L. Joseph & Mark M. Maloney
Heath - Arthur A. Schwenger
Leyden - Gerald N. Levine
Montague - Richard J. Kuklewicz, Chairman;
& Dennis L. Grader
New Salem - Jeff D. Adams
Northfield - Scott Milton
Orange - Clifford J. Fournier, Secretary;
& Linda R. Chapman
Shelburne - Angus Dun
Sunderland - James Bernotas
Warwick - A. George Day, Jr., Vice-Chairman
Wendell - Richard E. Drohen
Whately - Donald C. Sluter

TOWN
ELECTIONS
&
MEETINGS

COMMONWEALTH OF MASSACHUSETTS
WILLIAM FRANCIS GALVIN
SECRETARY OF THE COMMONWEALTH

WARRANT FOR PRESIDENTIAL PRIMARY

FRANKLIN SS.

To either of the Constables of the Town of Erving

GREETING:

In the name of the Commonwealth, you are hereby required to notify and warn the inhabitants of said city or town who are qualified to vote in Primaries to vote at

PRECINCT 1
(insert ward/precinct numbers)

TOWN HALL, 12 EAST MAIN STREET
(insert polling locations)


on **TUESDAY, THE SIXTH DAY OF MARCH, 2012**, from 7:00 A.M. to 8:00 P.M. for the following purpose:

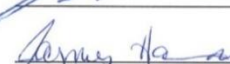
To cast their votes in the Presidential Primary for the candidates of political parties for the following offices:

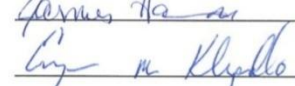
PRESIDENTIAL PREFERENCE FOR THIS COMMONWEALTH
STATE COMMITTEE MAN HAMPSHIRE & FRANKLIN SENATORIAL DISTRICT
STATE COMMITTEE WOMAN HAMPSHIRE & FRANKLIN SENATORIAL DISTRICT
WARD OR TOWN COMMITTEE TOWN OF ERVING

Hereof fail not and make return of this warrant with your doings thereon at the time and place of said voting.

Given under our hands this 6th day of February, 2012.
(month)

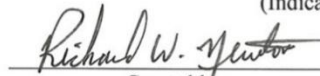






Selectmen of Erving

By Hand
(Indicate method of service of warrant.)



Constable
February 13, 2012.
(month and day)

Warrant must be posted by **February 28, 2012**, (at least *seven days* prior to the **March 6, 2012**, Presidential Preference Primary).

DEMOCRATIC PRESIDENTIAL PRIMARY RESULTS MARCH 6, 2012

OFFICE	VOTES
Presidential Preference – Vote For One	
Barack Obama	31
No Preference	1
TOTAL	32
State Committee Man – Vote For One Man	
William R. Rosen	22
Gregory D. Bascomb, Sr.	7
Blanks	3
TOTAL	32
State Committee Woman – Vote For One Woman	
Mollie M. Fox	26
Blanks	6
TOTAL	32
Town Committee – Vote For Ten	
Others	3
Blanks	317
TOTAL	320

GREEN-RAINBOW PRESIDENTIAL PRIMARY RESULTS MARCH 6, 2012

OFFICE	VOTES
Presidential Preference – Vote For One	
Harley Mikkelson	1
No Preference	1
TOTAL	2
State Committee Man – Vote For One Man	
Blanks	2
TOTAL	2
State Committee Woman – Vote For One Woman	
Blanks	2
TOTAL	2
Town Committee – Vote For Ten	
Blanks	20
TOTAL	20

REPUBLICAN PRESIDENTIAL PRIMARY RESULTS MARCH 6, 2012

OFFICE	VOTES
Presidential Preference – Vote For One	
Ron Paul	12
Mitt Romney	33
Rick Santorum	14
Newt Gingrich	7
No Preference	1
Others	1
TOTAL	68
State Committee Man – Vote For One Man	
John Andrulis	41
Others	1
Blanks	26
TOTAL	68
State Committee Woman – Vote For One Woman	
Kathleen T. Mailhot	11
Tammy S. Mosher	43
Blanks	14
TOTAL	68
Town Committee – Vote For Ten	
Others	10
Blanks	670
TOTAL	680

ANNUAL TOWN ELECTIONS
MONDAY MAY 7, 2012

To either of the Constables of the Town of Erving:

Greetings: In the name of the Commonwealth of Massachusetts you are hereby directed to notify and warn the inhabitants of the Town of Erving, qualified to vote in town affairs to meet in the meeting room at the Town Hall in Erving Center on Monday, May 7, 2012, at 10:00 a.m. then and there to bring in their votes for the following town officers:

One Selectman for 3 years
One Assessor for 3 years
One Town Clerk for 3 years
One Tax Collector for 1 year
One Library Trustee for 3 years
One Moderator for 1 year
One School Committee member for 3 years
One Tree Warden for 1 year
One Constable for 3 years
One Planning Board member for 3 years
One Recreation Commission member for 3 years
One Recreation Commission member for 1 year
One Board of Health member for 3 years
One Board of Health member for 1 year

The polls will close at 8:00 PM.

2012 TOWN ELECTION RESULTS

OFFICE	VOTES
Selectman – 3 Years	
Arthur D. Johnson	79
Joseph W. Newton	55
Margaret A. Sullivan	93
Others	2
Blanks	4
Total	233
Assessor – 3 Years	
Margaret A. Sullivan	181
Others	7
Blanks	45
Total	233
Town Clerk – 3 Years	
Richard W. Newton	211
Blanks	22
Total	233
Tax Collector – 1 Year	
Michele M. Turner	208
Blanks	25
Total	233
Library Trustee – 3 Years	
Daniel B. Hammock	15
Molly K. Mast	26
Others	15
Blanks	177
Total	233
Moderator – 1 Year	
Richard K. Peabody	191
Others	4
Blanks	38
Total	233
School Committee – 3 Years	
Scott M. Bastarache	196
Blanks	37
Total	233
Tree Warden – 1 Year	
Christopher R. Stacy	193
Blanks	40
Total	233

2012 TOWN ELECTION RESULTS

OFFICE	VOTES
Constable – 3 Years	
Daniel B. Hammock	17
Luke Hartnett	8
Others	10
Blanks	198
Total	233
Planning Board – 3 Years	
Judith L. Collins	189
Others	2
Blanks	42
Total	233
Recreation Commission – 3 Years	
Jillian Betters	1
Mark D. Burnett	199
Others	2
Blanks	31
Total	233
Recreation Commission – 1 Year	
Jillian Betters	8
Son Hui May	3
Charlene McDonough	3
Others	10
Blanks	209
Total	233
Board of Health – 3 Years	
Michael J. Gralenski	201
Blanks	32
Total	233
Board of Health – 1 Year	
Leo J. Parent, Jr.	195
Blanks	38
Total	233

**COUNTY OF FRANKLIN
TOWN OF ERVING**

**ANNUAL TOWN MEETING
WEDNESDAY, MAY 9, 2012**

Pursuant to a warrant signed by the Erving Selectmen and duly posted, as directed by the vote of the Town, the legal voters met in the Erving Elementary School, 28 Northfield Road, Erving, Massachusetts, on Wednesday May 9, 2012, at 7:00 p.m. and conducted the following business. The meeting was called to order by Moderator Richard K. Peabody at 7:04 p.m. who noted that a quorum was present. The Moderator read the call and the Officer's return, and lead the body in the Pledge of Allegiance to the Flag. The Moderator then swore in the following newly elected and appointed Town officials:

Selectman	Margaret A. Sullivan
Assessor	Margaret A. Sullivan
Town Clerk	Richard W. Newton
Library Trustee	Molly K. Mast
School Committee	Scott M. Bastarache
Constable	Daniel B. Hammock
Tree Warden	Christopher R. Stacy
Planning Board	Judith L. Collins
Recreation Commission	Mark D. Burnett
Board of Health	Michael J. Gralenski
Board of Health	Leo J. Parent, Jr.

ARTICLE 1

The Town voted unanimously to accept the reports of the Town Officers for 2011.

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 2

The Town voted unanimously to raise and appropriate the following itemized amounts, all for municipal purposes.

Line item #1	General Government	\$ 522,575.00
Line item #2	Protection of Persons & Property	\$ 515,455.00
Line item #3	Health and Sanitation	\$ 139,600.00
Line item #4	Highways & Cemeteries	\$ 380,850.00
Line item #5	Human & Veteran's Services	\$ 130,727.00
Line item #6	Libraries	\$ 43,470.00
Line item #7	Parks & Recreation	\$ 41,750.00
Line item #8	Insurance/Payroll Expenses	\$ 1,482,229.00
Grand Total	Article 2	\$ 3,256,646.00

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 3

The Town voted unanimously to authorize the Board of Selectmen to apply for State or Federal grants and to expend any monies received, as set forth by the grant, and to follow the appropriate procedures.

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 4

The Town voted unanimously to raise and appropriate for FY13, the sum of Ninety-five Thousand, Seven Hundred, Thirty One Dollars and No Cents (\$95,731.00) for Elected Town Officials' salaries, and vote that the following salary and compensation be paid from this sum to the following Elective Officers of the Town, as provided by Section 108, chapter 41 of the General Laws, as amended by Chapter 540 of the Acts of 1947.

Moderator	\$ 77.00	
Selectmen	\$ 10,215.00	\$3,405 each
Assessor	\$ 9,939.00	\$3,313 each
Treasurer	\$ 39,580.00	
Tax Collector	\$ 9,922.00	
Town Clerk	\$ 8,267.00	
Planning Board	\$ 3,126.00	\$ 625 each
School Committee	\$ 5,990.00	\$1,198 each
Tree Warden	\$ 2,165.00	
Board of Health	\$ 2,490.00	\$ 830 each
Recreation Commissioner	\$ 3,960.00	\$ 792 each
TOTAL	\$ 95,731.00	

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 5 – ORIGINAL ARTICLE

To see if the Town will vote to raise and appropriate the sum of Two Million, Four Hundred, Eleven Thousand, Five Hundred, Thirty-one Dollars and No Cents (\$2,411,531.00) for the expense and operation of the Erving Elementary School for FY13, beginning July 1, 2012, or take any other action relative thereto.

SUBMITTED by the SCHOOL COMMITTEE
FINANCE COMMITTEE DOES NOT RECOMMEND APPROVAL

Amendment: To change the amount to \$2,241,540.00 Moved and Seconded. The amendment failed on a hand count of 23 YES and 50 NO.

Article 5 with the original amount passed by majority.

ARTICLE 6

The Town voted unanimously to raise and appropriate the sum of One Million, Eighteen Thousand, Nine Hundred, Thirty-two Dollars and No Cents (\$1,018,932.00) for tuition and expenses for secondary education for FY13, beginning July 1, 2012.

SUBMITTED by the SCHOOL COMMITTEE
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 7

The Town voted unanimously to raise and appropriate the sum of Two Hundred, Ninety-seven Thousand, Seventy-six Dollars and No Cents (\$297,076.00) for secondary education at the Franklin County Technical School for FY13, beginning July 1, 2012.

SUBMITTED by the SCHOOL COMMITTEE
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 8

The Town voted unanimously to raise and appropriate the sum of Twelve Thousand Dollars and No Cents (\$12,000.00) for the Special Stabilization fund for EES computers (#83-3-592-000).

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS APPROVAL
2/3 Vote Required

ARTICLE 9

The Town voted unanimously to amend the Erving Zoning Bylaws by adopting the follow language as 4.11 of the Bylaws:

4.11 COMMUNITY BYLAW FOR FLOODPLAIN DISTRICTS

4.11.1 STATEMENT OF PURPOSE (b, c, d, e communities)

The purposes of the Floodplain District are to:

- 1) Ensure public safety through reducing the threats to life and personal injury;
- 2) Eliminate new hazards to emergency response officials;
- 3) Prevent the occurrence of public emergencies resulting from water quality, contamination, and pollution due to flooding;
- 4) Avoid the loss of utility services which if damaged by flooding would disrupt or shut down the utility network and impact regions of the community beyond the site of flooding;
- 5) Eliminate costs associated with the response and cleanup of flooding conditions;
- 6) Reduce damage to public and private property resulting from flooding waters.

4.11.2 FLOODPLAIN DISTRICT BOUNDARIES AND BASE FLOOD ELEVATION AND FLOODWAY DATA

A. FLOODPLAIN DISTRICT BOUNDARIES AND BASE FLOOD ELEVATION DATA (b, c, d, e communities with modifications)

For communities with “Community-Based” FIRMs and FIS:

The Floodplain District is herein established as an overlay district. The District includes all special flood hazard areas designated on the Town of Erving’s Flood Insurance Rate Maps (FIRM’s) issued by the Federal Emergency Management Agency (FEMA) for the administration of the NFIP dated July 5, 1982 as Zone A and A1-A30, and the FEMA Flood Boundary & Floodway Maps dated July 5, 1982, both sets of maps which indicate the 100-year regulatory floodplain. The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM and further defined by the Flood Insurance Study (FIS) report dated July 5, 1982. The FIRM, Flood Boundary & Floodway Map, and FIS report are incorporated herein by reference and are on file with the Planning Board, Conservation Commission and the Franklin County Cooperative Inspection Program.

B. BASE FLOOD ELEVATION AND FLOODWAY DATA

1. Floodway Data. In Zones A and A1-30, along watercourses that have not had a regulatory floodway designated, the best available Federal, State, local, or other floodway data shall be used to prohibit encroachments in floodways which would result in any increase in flood levels within the community during the occurrence of the base flood discharge.
2. Base Flood Elevation Data. Base flood elevation data is required for subdivision proposals or other developments greater than 50 lots or 5 acres, whichever is the lesser, within unnumbered A zones.

4.11.3 NOTIFICATION OF WATERCOURSE ALTERATION (b, c, d, e communities)

In a riverine situation, the Emergency Management Director shall notify the following of any alteration or relocation of a watercourse:

- Adjacent Communities
- NFIP State Coordinator
Massachusetts Department of Conservation and Recreation
251 Causeway Street, Suite 600-700
Boston, MA 02114-2104
- NFIP Program Specialist
Federal Emergency Management Agency, Region I
99 High Street, 6th Floor
Boston, MA 02110

4.11.4 USE REGULATIONS

A. REFERENCE TO EXISTING REGULATIONS (b, c, d, e communities)

The Floodplain District is established as an overlay district to all other districts. All development in the district, including structural and non-structural activities, whether permitted by right or by special permit must be in compliance with Chapter 131, Section 40 of the Massachusetts General Laws and with the following:

- Section of the Massachusetts State Building Code which addresses floodplain and coastal high hazard areas (currently 780 CMR 120.G, "Flood Resistant Construction and Construction in Coastal Dunes");
- Wetlands Protection Regulations, Department of Environmental Protection (DEP) (currently 310 CMR 10.00);
- Inland Wetlands Restriction, DEP (currently 310 CMR 13.00);

- Minimum Requirements for the Subsurface Disposal of Sanitary Sewage, DEP (currently 310 CMR 15, Title 5);

Any variances from the provisions and requirements of the above referenced state regulations may only be granted in accordance with the required variance procedures of these state regulations.

B. OTHER USE REGULATIONS

- 1) In Zones A1-30 along watercourses that have a regulatory floodway designated on the Town of Erving's Flood Boundary & Floodway Maps encroachments are prohibited in the regulatory floodway which would result in any increase in flood levels within the community during the occurrence of the base flood discharge. (d, e communities)
- 2) All subdivision proposals must be designed to assure that:
 - a) such proposals minimize flood damage;
 - b) all public utilities and facilities are located and constructed to minimize or eliminate flood damage; and
 - c) adequate drainage is provided to reduce exposure to flood hazards.(b, c, d, e communities)
- 3) Existing contour intervals of site and elevations of existing structures must be included on plan proposal. (optional for b, c, d, e communities)
- 4) There shall be established a "routing procedure" which will circulate or transmit one copy of the development plan to the Conservation Commission, Planning Board, Board of Health, Building Commissioner and the Franklin County Cooperative Inspection Program for comments which will be considered by the appropriate permitting board prior to issuing applicable permits. (optional for b, c, d, e communities)

4.11.5 PERMITTED USES (b, c, d, e communities)

The following uses of low flood damage potential and causing no obstructions to flood flows are encouraged provided they are permitted in the underlying district and they do not require structures, fill, or storage of materials or equipment:

- 1) Agricultural uses such as farming, grazing, truck farming, horticulture, etc.
- 2) Forestry and nursery uses.
- 3) Outdoor recreational uses, including fishing, boating, play areas, etc.
- 4) Conservation of water, plants, wildlife.
- 5) Wildlife management areas, foot, bicycle, and/or horse paths.
- 6) Temporary non-residential structures used in connection with fishing, growing, harvesting, storage, or sale of crops raised on the premises.

- 7) Buildings lawfully existing prior to the adoption of these provisions.

4.11.6 DEFINITIONS

AREA OF SPECIAL FLOOD HAZARD is the land in the floodplain within a community subject to a one percent or greater chance of flooding in any given year. The area may be designated as Zone A, AO, AH, A1-30, AE, A99, V1-30, VE, or V.

BASE FLOOD means the flood having a one percent chance of being equaled or exceeded in any given year.

COASTAL HIGH HAZARD AREA means an area of special flood hazard extending from offshore to the inland limit of a primary frontal dune along an open coast and any other area subject to high velocity wave action from storms or seismic sources. The area is designated on a FIRM as Zone V, V1-30, VE.

DEVELOPMENT means any manmade change to improved or unimproved real estate, including but not limited to building or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations.

DISTRICT means floodplain district.

FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) administers the National Flood Insurance Program. FEMA provides a nationwide flood hazard area mapping study program for communities as well as regulatory standards for development in the flood hazard areas.

FLOOD BOUNDARY AND FLOODWAY MAP means an official map of a community issued by FEMA that depicts, based on detailed analyses, the boundaries of the 100-year and 500 year floods and the 100-year floodway. (For maps done in 1987 and later, the floodway designation is included on the FIRM.

FLOOD HAZARD BOUNDARY MAP (FHBM) means an official map of a community issued by FEMA where the boundaries of the flood and related erosion areas having special hazards have been designated as Zone A or E.

FLOOD INSURANCE RATE MAP (FIRM) means an official map of a community on which FEMA has delineated both the areas of special flood hazard and the risk premium zones applicable to the community.

FLOOD INSURANCE STUDY means an examination, evaluation, and determination of flood hazards, and, if appropriate, corresponding water surface elevations, or an examination, evaluation and determination of flood-related erosion hazards.

FLOODWAY means the channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation.

LOWEST FLOOR means the lowest floor of the lowest enclosed area (including basement or cellar). An unfinished or flood resistant enclosure, usable solely for parking of vehicles, building access or storage in an area other than a basement area is not considered a building's lowest floor, PROVIDED that such enclosure is not built so as to render the structure in violation of the applicable non-elevation design requirements of NFIP Regulations 60.3.

MANUFACTURED HOME means a structure, transportable in one or more sections, which is built on a permanent chassis and is designed for use with or without a permanent foundation when connected to the required utilities. For floodplain management purposes the term "manufactured home" also includes park trailers, travel trailers, and other similar vehicles placed on a site for greater than 180 consecutive days. For insurance purposes, the term "manufactured home" does not include park trailers, travel trailers, and other similar vehicles.

MANUFACTURED HOME PARK OR SUBDIVISION means a parcel (or contiguous parcels) of land divided into two or more manufactured home lots for rent or sale.

NEW CONSTRUCTION means, for floodplain management purposes, structures for which the "start of construction" commenced on or after the effective date of a floodplain management regulation adopted by a community. For the purpose of determining insurance rates, NEW CONSTRUCTION means structures for which the "start of construction" commenced on or after the effective date of an initial FIRM or after December 31, 1974, whichever is later.

ONE-HUNDRED-YEAR FLOOD - see BASE FLOOD.

REGULATORY FLOODWAY - see FLOODWAY

SPECIAL FLOOD HAZARD AREA means an area having special flood and/or flood-related erosion hazards, and shown on an FHBM or FIRM as Zone A, AO, A1-30, AE, A99, AH, V, V1-30, VE.

STRUCTURE means, for floodplain management purposes, a walled and roofed building, including a gas or liquid storage tank, that is principally above ground, as well as a manufactured home. STRUCTURE, for insurance coverage purposes, means a walled and roofed building, other than a gas or liquid storage tank that is principally above ground and affixed to a permanent site, as well as a manufactured home on foundation. For the latter purpose, the term includes a building while in the course of construction, alteration, or repair, but does not include building materials or supplies intended for use in such construction, alteration, or repair, unless such materials or supplies are within an enclosed building on the premises.

SUBSTANTIAL DAMAGE means damage of any origin sustained by a structure whereby the cost of restoring the structure to its before-damaged condition would equal or exceed 50 percent of the market value of the structure before the damage occurred.

SUBSTANTIAL IMPROVEMENT means any repair, reconstruction, or improvement of a structure, the cost of which equals or exceeds 50 percent of the market value of the structure either (a) before the improvement or repair is started, or (b) if the structure has been damaged and is being restored, before the damage occurred. For the purposes of this definition, "substantial improvement" is considered to occur when the first alteration of any wall, ceiling, floor, or other structural part of the building commences, whether or not that alteration affects the external dimensions of the structure.

ZONE A means the 100-year floodplain area where the base flood elevation (BFE) has not been determined. To determine the BFE, use the best available federal, state, local, or other data.

ZONE A1-30 and ZONE AE (for new and revised maps) means the 100-year floodplain where the base flood elevation has been determined.

ZONE AH and ZONE AO means the 100-year floodplain with flood depths of 1 to 3 feet, where a clearly defined channel does not exist, where the path of flooding is unpredictable, and where velocity flow may be evident. Such flooding is characterized by ponding or sheet flow.

ZONE A99 means areas to be protected from the 100-year flood by federal flood protection system under construction. Base flood elevations have not been determined.

ZONES B, C, AND X are areas identified in the community Flood Insurance Study as areas of moderate or minimal flood hazard. Zone X replaces Zones B and C on new and revised maps.

ZONE V means a special flood hazard area along a coast subject to inundation by the 100-year flood with the additional hazards associated with storm waves. Base flood elevations have not been determined.

ZONE V1-30 and ZONE VE (for new and revised maps) means a special flood hazard area along a coast subject to inundation by the 100-year flood with additional hazards due to velocity (wave action). Base flood elevations have been determined.

SUBMITTED by the PLANNING BOARD

ARTICLE 10

The Town voted unanimously to raise and appropriate or transfer from available funds a sum of money to operate the Town of Erving's Wastewater Operations, as per the agreement dated January 29, 1973, the total sum of Six Hundred, Seventy-six Thousand, Nine Hundred, Seventy-eight Dollars and No Cents (\$676,978.00). The \$676,978.00 is to be raised as follows:

Town of Montague receipts	\$179,806.00
Retained earnings of Wastewater Enterprise Fund (transfer)	\$120,000.00
Tax levy (raise and appropriate)	\$377,172.00

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 11

The Town voted unanimously to transfer from unexpended fund balance (free cash) the sum of Twenty-five Thousand Dollars and No Cents (\$25,000.00) to purchase a 2012 or 2013 Ford F-150 truck (or equivalent) for the Wastewater Department.

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 12

The Town voted unanimously to transfer from unexpended fund balance (free cash) the sum of Two Thousand, Five Hundred Dollars and No Cents (\$2,500.00) to purchase computers, hardware, software, components and/or accessories for the Library.

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 13

The Town voted unanimously to transfer from unexpended fund balance (free cash) the sum of Sixty Thousand Dollars and No Cents (\$60,000.00) to purchase accounting software, components and/or accessories, and software support at Town Hall.

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 14

The Town voted by majority to transfer from unexpended fund balance (free cash) the sum of Five Thousand Dollars and No Cents (\$5,000.00) to facilitate uniformity of e-mail services and related software support in the Town.

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 15

The Town voted unanimously to transfer from unexpended fund balance (free cash) the sum of Twenty-five Thousand Dollars and No Cents (\$25,000.00) to Account # 01-5-903-095 for the purpose of maintaining and improving Town buildings.

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 16

The Town voted unanimously to transfer from unexpended fund balance (free cash) the sum of One Hundred Thousand Dollars and No Cents (\$100,000.00) to establish a continuing appropriation for highway work on Moore Street, Lester Street, and Pratt Street. This transfer will be the second installment toward a total contribution of \$500,000.00 over a five year period for the purpose of this on-going highway road work. The improvements will include sidewalks, catch basins, grinding, paving, and conduit (if conduit is feasible).

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 17

The Town voted unanimously to transfer from unexpended fund balance (free cash) the sum of Two Hundred Thousand Dollars and No Cents (\$200,000.00) for the purpose of purchasing a 2012 or 2013 International 7400 six yard stainless steel dump truck (or equivalent) with plow and inline sander for the Highway Department.

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 18

The Town voted unanimously to raise and appropriate the sum of Ten Thousand Dollars and No Cents (\$10,000.00) for the purpose of repairing and replacing existing streetlights.

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 19

The Town voted unanimously to raise and appropriate the sum of Six Thousand, Five Hundred Dollars and No Cents (\$6,500.00) for the purpose of purchasing turn out gear for the Fire Department.

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 20

The Town voted unanimously to raise and appropriate the sum of Six Thousand, Five Hundred Dollars and No Cents (\$6,500.00) for the purpose of purchasing large diameter hoses and accessories for the Fire Department, or take any other action relative thereto.

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 21

The Town voted unanimously to transfer from unexpended fund balance (free cash), the sum of Seven Thousand, Two Hundred and Twenty Dollars and No Cents (\$7,220.00) for the purpose of buying computers, hardware, software, components and/or accessories for the Police Department.

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 22

The Town voted unanimously to transfer from unexpended fund balance (free cash) the sum of Two Thousand Dollars and No Cents (\$2,000.00) to the continuing appropriation authorized at the September 29, 2008 Special Town Meeting (#01-5-903-142) for the purpose of supporting the Town Hall computer server, accessories, installation, and IT services.

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 23

The Town voted unanimously to transfer from unexpended fund balance (free cash) the sum of Two Thousand Dollars and No Cents (\$2,000.00) to the continuing appropriation authorized at the May 3, 2006 Annual Town Meeting (#01-5-903-129) for the purpose of maintaining the Town of Erving's web-site.

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 24

The Town voted unanimously to transfer from unexpended fund balance (free cash) the sum of Two Thousand, Five Hundred Dollars and No Cents (\$2,500.00) for the purpose of purchasing computers and accessories in the Board of Selectmen's office.

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 25

The Town voted unanimously to raise and appropriate the sum of Two Thousand Dollars and No Cents (\$2,000.00) to the continuing appropriation (#01-5-903-004) established for revaluation work by the Assessors.

SUBMITTED by the BOARD OF ASSESSORS
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 26

The Town voted unanimously to raise and appropriate the sum of Two Thousand Dollars and No Cents (\$2,000.00) to the continuing appropriation (#01-5-903-061) established for the purpose of the valuation of the Northfield Mountain Pumped Storage Project – Hydro Electric Generating Facility.

SUBMITTED by the BOARD OF ASSESSORS
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 27

The Town voted unanimously to raise and appropriate the sum of Two Thousand Dollars and No Cents (\$2,000.00) for the Audit Expense continuing appropriation (#01-5-903-001).

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 28

The Town voted unanimously to raise and appropriate the sum of One Dollar and No Cents (\$1.00) to pay Erving Paper Mill the Town's obligation under Section 16 of the Agreement between the Mill and the Town as amended, dated July 9, 1973, for the Town's share of the operation of the Erving Center Waste Water Treatment Plant.

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 29

The Town voted unanimously to raise and appropriate the sum of Four Thousand, Three Hundred Dollars and No Cents (\$4,300.00) for the purpose of purchasing space in the *Around Town* newsletter (#01-5-903-056).

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 30

The Town voted unanimously to re-authorize the establishment of a revolving fund in accordance with Massachusetts General Law Chapter 44, Section 53 E 1/2, for the use of the Erving Council on Aging, during the fiscal year beginning July 1, 2012. The fund shall receive reimbursements for Medicaid rides provided by the Council on Aging van and will make expenditures for providing outreach and community services for Erving seniors as well as provide the 20% matching funds for the purchase of a new Council on Aging van. The fund will be under the control of the Council on Aging and the expenditures from the fund on maintenance and repair, programming, and general expenses will be limited to Ten Thousand Dollars and No Cents (\$10,000.00) or the total amount of the receipts, whichever is less. If this fund is not re-authorized for the following fiscal year, the remaining balance will be transferred to the general fund at the close of the fiscal year ending June 30, 2013.

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 31

To see if the Town will vote to authorize the establishment of a revolving fund in accordance with Massachusetts General Law Chapter 44, Section 53 E 1/2, for the use of the Erving Council on Aging, during the fiscal year beginning July 1, 2012. The fund shall receive facility use payments from outside groups. The fund will be under the control of the Council on Aging and the expenditures from the fund on maintenance and repair for the facility. Expenses will be limited to Ten Thousand Dollars and No Cents (\$10,000.00) or the total amount of the receipts, whichever is less. If this fund is not re-authorized for the following fiscal year, the remaining balance will be transferred to the general fund at the close of the fiscal year ending June 30, 2013.

SUBMITTED by the BOARD OF SELECTMEN

ARTICLE 32

The Town voted unanimously to raise and appropriate the sum of Five Thousand Dollars and No Cents (\$5,000.00) to the continuing appropriation established for the Maple Avenue landfill's closure (#01-5-903-088).

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 33

The Town voted unanimously to appropriate the sum of Eighty-seven Thousand, Six Hundred, Eleven Dollars and No Cents (\$87,611.00) to fund the Water Department's FY13 budget. Said money to be raised from receipts, revenues, and funds from any source derived from activities of the Erving Water Department.

SUBMITTED by the WATER COMMISSIONERS
FINANCE COMMITTEE RECOMMENDS APPROVAL

ARTICLE 34

The Town voted unanimously to transfer the sum of Fifty-nine Thousand, Eight Hundred, Sixty-five Dollars and Twenty-three Cents (\$59,865.23) from the Water Enterprise Fund and vote to transfer the sum of One Hundred, Twenty Thousand Dollars and No Cents (\$120,000.00) from the Town's Stabilization Fund to close out the balance of the funds due to the U.S. Department of Agriculture for the 5% loan negotiated 12-20-83 for the Town's Water Tank,. The Water Department will repay the Town's General Fund over the next ten (10) years at a 2.5% rate of interest.

SUBMITTED by the BOARD OF SELECTMEN
2/3 vote required

ARTICLE 35

The Town voted unanimously to authorize the Board of Selectmen to dispose of any Town property that was declared surplus by the Selectmen (or other departments of the Town).

SUBMITTED by the BOARD OF SELECTMEN

ARTICLE 36

The Town voted unanimously to accept the provisions of MGL Chapter 32B, Section 20.

Chapter 32B: Section 20. Other Post-Employment Benefits Liability Trust Fund

Text of section as amended by 2011, 68, Sec. 57 effective July 1, 2011.

Section 20. (a) A city, town, district, county or municipal lighting plant that accepts this section may establish an Other Post-Employment Benefits Liability Trust Fund, and may appropriate amounts to be credited to the fund. Any interest or other income generated by the fund shall be

added to and become part of the fund. Amounts that a governmental unit receives as a sponsor of a qualified retiree prescription drug plan under 42 U.S.C. section 1395w-132 may be added to and become part of the fund. All monies held in the fund shall be segregated from other funds and shall not be subject to the claims of any general creditor of the city, town, district, county or municipal lighting plant.

(b) The custodian of the fund shall be (i) a designee appointed by the board of a municipal lighting plant; (ii) the treasurer of any other governmental unit; or (iii) if designated by the city, town, district, county or municipal lighting plant in the same manner as acceptance prescribed in this section, the Health Care Security Trust board of trustees established in section 4 of chapter 29D, provided that the board of trustees accepts the designation. The custodian may employ an outside custodial service to hold the monies in the fund. Monies in the fund shall be invested and reinvested by the custodian consistent with the prudent investor rule established in chapter 203C and may, with the approval of the Health Care Security Trust board of trustees, be invested in the State Retiree Benefits Trust Fund established in section 24 of chapter 32A.

(c) This section may be accepted in a city having a Plan D or Plan E charter, by vote of the city council; in any other city, by vote of the city council and approval of the mayor; in a town, by vote of the town at a town meeting; in a district, by vote of the governing board; in a municipal lighting plant, by vote of the board; and in a county, by vote of the county commissioners.

(a) Every city, town, district, county and municipal lighting plant shall annually submit to the public employee retirement administration commission, on or before December 31, a summary of its other post-employment benefits cost and obligations and all related information required under Government Accounting Standards Board standard 45, in this subsection called "GASB 45", covering the last fiscal or calendar year for which this information is available. On or before June 30 of the following year, the public employee retirement administration commission shall notify any entity submitting this summary of any concerns that the commission may have or any areas in which the summary does not conform to the requirements of GASB 45 or other standards that the commission may establish. The public employee retirement administration commission shall file a summary report of the information received under this subsection with the chairs of the house and senate committees on ways and means, the secretary of administration and finance and the board of trustees of the Health Care Security Trust.

SUBMITTED by the BOARD OF SELECTMEN

ARTICLE 37

To see if the Town will vote to transfer the current balance of One Hundred, Eighteen Thousand, Seven Hundred, Fifteen Dollars and Twenty-three Cents (\$118,715.23) from the Special Stabilization Fund of Employee Benefits to the Other Post Employment Benefits (OPEB) Liability Trust Fund.

SUBMITTED by the BOARD OF SELECTMEN

2/3 vote required

ARTICLE 38

To see if the Town will vote to transfer the current balance of Two Hundred, Thirty-seven Thousand, Four Hundred, Thirty Dollars and Forty-one Cents (237,430.41) from the Special Stabilization Fund of Retiree Insurance to the Other Post Employment Benefits (OPEB) Liability Trust Fund, or take any other action relative thereto.

SUBMITTED by the BOARD OF SELECTMEN
2/3 vote required

ARTICLE 39

The Town voted unanimously to transfer from unexpended fund balance (free cash), the sum of Two Hundred, Thirty Thousand Dollars and No Cents (\$230,000.00) to the Other Post Employment Benefits (OPEB) Liability Trust Fund.

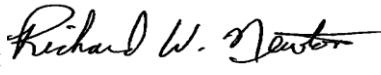
SUBMITTED by the BOARD OF SELECTMEN

ARTICLE 40

The Town voted unanimously vote to raise and appropriate the sum of Seven Hundred, Thirty-seven Thousand, Seven Hundred, Sixty-seven Dollars and No Cents (\$737,767.00) to the Stabilization Fund.

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS APPROVAL
2/3 vote required

81 registered voters attended this meeting. The meeting was dissolved at 9:37 p.m.

A true copy, ATTEST: 
Richard W. Newton
Erving Town Clerk

COMMONWEALTH OF MASSACHUSETTS

**COUNTY OF FRANKLIN
TOWN OF ERVING**

**SPECIAL TOWN MEETING
June 25, 2012**

Pursuant to a warrant signed by the Erving Selectmen and duly posted, as directed by the vote of the Town, the legal voters met in the Erving Elementary School, 28 Northfield Road, Erving, Massachusetts, on Wednesday May 9, 2012, at 7:00 p.m. and conducted the following business. The meeting was called to order by Moderator Richard K. Peabody at 7:04 p.m. who noted that a quorum was present. The Moderator read the call and the Officer's return, and lead the body in the Pledge of Allegiance to the Flag. The Moderator then swore in the following newly elected and appointed Town officials:

ARTICLE 1

The Town voted by majority (14 YES 6 NO) to amend the Erving Zoning Bylaws by adopting the following language as 1.4.1 of the Bylaws.

(Proposed additions are shown in *Italics* and proposed deletions are [underlined and in brackets]):

Section 1.4.1 - Filing Fees

Any application for a Special Permit, variance, and/or appeal *for a commercial project (non-residential)* shall be accompanied by a filing fee of \$500.00; *for a residential project the filing fee shall be \$300.00, [\$150]* plus any additional expenses as specified in this Bylaw.

SUBMITTED by the PLANNING BOARD
FINANCE COMMITTEE DOES NOT RECOMMEND

ARTICLE 2

The Town voted unanimously to amend the Erving Zoning Bylaws by deleting 4.4.11 of the Bylaws.

(Proposed additions are shown in *Italics* and proposed deletions are [underlined and in brackets]):

4.4.11 Fees

[A filing fee of \$150 shall be submitted with the application to cover the cost of processing and notification.]

SUBMITTED by the PLANNING BOARD
FINANCE COMMITTEE DOES NOT RECOMMEND

ARTICLE 3

The Town voted unanimously to amend the Erving Zoning Bylaws Section 4.6 Use Regulations.

4.6. Sign Regulations

4.6.1 Purpose.

The following sign regulations are intended to allow the identification and location of activities or premises while protecting the visual character of the town and the safety of its residents. Any exterior sign or advertising device hereafter erected or maintained shall conform to the following regulations.

4.6.2 General restrictions.

- (1) All permanent signs erected or relocated, which are greater than 6 square feet shall require a permit issued by the Building Inspector.
- (2) No permanent exterior sign shall flash, move or display movement or generate music or an audible message.
- (3) Signs may be lighted internally or externally, but illumination of all signs shall be of a white light and shall be shielded and not be directed onto adjacent property, roadways or upward.
- (4) Signs may be illuminated only during normal business hours.
- (5) Neon signs are prohibited.
- (6) No sign shall be placed closer than 10 feet to a public right-of-way or within any side or rear yard requirement and it shall not impair pedestrian or vehicular traffic flow or sight.
- (7) Freestanding signs may be up to 15 feet in height above the ground, measured from the average ground grade on the premises to the top of the sign.
- (8) Signs attached to a building may be either flat against the wall or perpendicular to it but shall not project more than two feet above the eaves line of the building or more than three feet from the vertical plane of the wall. Signs attached to a parapet shall not project above the top of the parapet.
- (9) Double-sided signs with equal and parallel faces providing identical information on both sides shall be measured on one side only in determining square footage.
- (10) Non-accessory signs or billboards (general advertising not related to the premises) are prohibited.

4.6.3 General Sign Regulations

- (1) On-premises signs.
 - a. Any residential dwelling is allowed one sign up to 6 square feet in area for each family/household residing on the premises, indicating the name of the owner or occupant or the name of the building, or other non-commercial message. Such

sign may pertain to a permitted accessory use. In special instances, the Zoning Board of Appeals may issue a special permit for a larger or second sign for a residential dwelling. However, the aggregate total square footage for signage shall not exceed 20 square feet. In determining whether to grant an increase in signage under this subsection, the Zoning Board of Appeals shall consider the respective interests of the applicant, the adjacent property owners, and the interests of Town at large.

- b. One announcement or bulletin board up to 12 square feet is allowed for a public, educational, charitable or religious organization.
- c. Commercial and industrial uses shall be allowed two signs, one attached to the building and one freestanding. Any commercial message on such signs shall be limited to identification of the establishment and the products or services available or produced on the premises.
- d. Businesses sharing a single building are allowed one wall sign per business up to 15 square feet, and one shared freestanding sign up to 20 square feet for the entire premises bearing the name of each business located there. In special instances, the Zoning Board of Appeals may issue a Special Permit to each business for larger signs herein before specified, which have an aggregate total of not more than 30 square feet for the freestanding sign, and 20 square feet for a wall sign, upon the Board's determination that the sign will serve the informational needs of the motoring public, will not obscure the legibility of existing signs on adjacent premises, will not obstruct sight distance of traffic on the highway, employs minimum wording to enhance legibility, and is consistent with the rural character of the neighborhood and Town. The Special Permit shall specify the size and location and maximum height of the sign(s), not to exceed 20 feet in height, and impose other terms and regulations as the Zoning Board of Appeals may deem to be in the public interest.

(2) Off-premises signs

- a. Off-premise signs are signs which are not located on the property where the business/establishment is operated. Off-premise signs are prohibited in the Town of Erving, with the following exceptions:
 - i. "Tourist Oriented Directional Signs" and associated "trailblazing signs," as defined by Mass Highway in the Rules and Standards for Tourist Oriented Directional Signing on Conventional Roads. Such signs shall conform to both Mass Highway regulations and the following local regulation.
- b. A Special Permit granted by the Zoning Board of Appeals shall be required as evidence of community approval for "trailblazing signs." Approval of a Special Permit for "trailblazing signs" shall be subject to a finding by the Zoning Board of Appeals that such signs will promote the public interest, will not endanger the public safety, and will be of such size, location and design as to not be detrimental to the neighborhood. The Zoning Board of Appeals shall have the authority to establish and amend rules and regulations pertaining to the design and placement of "trailblazing signs" within the Town of Erving. Such signs shall not exceed nine square feet in area or 10 feet in height.

4.6.4 Nonconforming Signs

(1) Continuance.

A nonconforming sign lawfully existing at the time of adoption or subsequent amendment of this Bylaw may continue although such sign does not conform to the provisions of this section, but if the business being advertised is discontinued for a period of two years or more, then the use of the sign shall not be resumed and the sign shall be removed.

(2) Maintenance.

Any lawfully existing sign may be maintained, repaired or repainted, but shall not be expanded, extended or enlarged, in dimension or use, except in conformance with the provisions of this bylaw.

(3) Replacement.

Any sign replacing a nonconforming sign shall conform to the provisions of this bylaw, and the nonconforming sign shall not thereafter be displayed. If a nonconforming sign is destroyed by vandalism, act of God or other reason beyond the control of the owner, it may be restored or replaced within two years.

4.6.5 Exempt Signs

(1) Signs exempt from this bylaw:

- a. Legal notices for identification, information, or providing direction created or required by governmental bodies.
- b. Signs directing and guiding traffic and parking, but bearing no advertising matter, including name or products.
- c. Signs of up to 5 square feet advertising rental or sale of the premises. Such signs shall be promptly removed within five days after the sale, rental or lease is consummated.
- d. Tag Sale Signs, but only during the period that the sale is in progress. Allowed only for tag sales which occur no more often than once each month.
- e. Seasonal Farm Stand Signs not to exceed a period of six months in a calendar year.
- f. Contractor's sign which is removed within five days after the work is completed.
- g. Temporary Commercial signs which are removed promptly upon completion of the activity to which they relate. Temporary commercial signs shall not exceed 12 square feet in area and 10 feet in height. Temporary Commercial signs shall not be in place more than 5 days per month.
- h. A single portable or movable commercial sign is allowed during regular business hours, provided such sign stands on legs or wheels, and does not exceed 12 square feet.
- i. Internal signs within a building or structure which are not viewable from a road are exempt from the provisions of this bylaw.

SUBMITTED by the PLANNING BOARD

ARTICLE 4 – ORIGINAL ARTICLE

4.10 LARGE-SCALE GROUND-MOUNTED PHOTOVOLTAIC INSTALLATIONS

4.10.1 Purpose

The purpose of this subsection of the Zoning Bylaw is to establish appropriate criteria and standards for the placement, design, construction, operation, monitoring, modification and removal of new large-scale ground-mounted solar photovoltaic installations that address public safety, minimize impacts on scenic, natural and historic resources and to provide adequate financial assurance for the eventual decommissioning of such installations. The provisions set forth in this section shall apply to the construction, operation, and/or repair of large-scale ground-mounted solar photovoltaic installations.

4.10.2 Applicability

This section applies to large-scale ground-mounted solar photovoltaic installations proposed to be constructed after the effective date of this section. This section also pertains to physical modifications that materially alter the type, configuration, or size of existing installations or related equipment.

4.10.2.A Definitions

As-of-Right Siting: As-of-Right Siting shall mean that development may proceed without the need for a special permit, variance, amendment, waiver, or other discretionary approval. As-of-right development may be subject to site plan review to determine conformance with local zoning ordinances or bylaws. Projects cannot be prohibited, but can be reasonably regulated by the inspector of buildings, building commissioner, local inspector, or if there is none in a town, the board of selectmen, or person or board designated by local ordinance or bylaw.

Building Inspector: The inspector of buildings, building commissioner, or local inspector, or person or board designated by local ordinance or bylaw charged with the enforcement of the zoning ordinance.

Building Permit: A construction permit issued by an authorized building inspector; the building permit evidences that the project is consistent with the state and federal building codes as well as local zoning bylaws, including those governing ground-mounted large-scale solar photovoltaic installations.

Designated Location: The location[s] designated by the Town of Erving in accordance with Massachusetts General Laws Chapter 40A, section 5, where ground-mounted large scale solar photovoltaic installations may be sited as-of right. Said location[s] are shown on a Zoning Map [insert title of map] pursuant to Massachusetts General Laws Chapter 40A Section 4. This map is hereby made a part of this Zoning Bylaw and is on file in the Office of the Town Clerk.

Large-Scale Ground-Mounted Solar Photovoltaic Installation: A solar photovoltaic system that is structurally mounted on the ground and is not roof-mounted, and has a minimum nameplate capacity of 250kWDC.

On-Site Solar Photovoltaic Installation: A solar photovoltaic installation that is constructed at a location where other uses of the underlying property occur.

Rated Nameplate Capacity: The maximum rated output of electric power production of the Photovoltaic system in Direct Current (DC).

Site Plan Review: review by the Site Plan Review Authority to determine conformance with Local zoning ordinances or bylaws.

Site Plan Review Authority: For purposes of this bylaw, Site Plan Review Authority refers to the Town of Erving Planning Board.

Zoning Enforcement Authority: The person or board charged with enforcing the zoning ordinances or bylaws.

4.10.3 Location

Large-Scale Ground Mounted Photovoltaic Installations shall be allowed by right with site plan review and approval for all parcels of land under single ownership that contain 40 contiguous acres or greater. Parcels 20 contiguous acres and greater, but less than 40 contiguous acres may be approved for Large-Scale Ground Mounted Photovoltaic Installations by Special Permit from the Planning Board (the Special Permit Granting Authority), upon a determination of compliance with the General Requirements for all Large-Scale Ground-Mounted Photovoltaic Installations - Section as set forth below, and Section 6 of the Erving Bylaws – Special Permit and Site Plan Review.

4.10.4 General Requirements for all Large-Scale Ground-Mounted Photovoltaic Installations

The following requirements are common to all solar photovoltaic installations to be sited in designated locations.

4.10.4.1 Compliance with Laws, Ordinances and Regulations

The construction and operation of all large scale solar photovoltaic installations shall meet all applicable local, state and federal requirements, including but not limited to all applicable safety, construction, electrical, and communications requirements. All buildings and fixtures forming part of a solar photovoltaic installation shall be constructed in accordance with the State Building Code, and further comply with all other provisions of the Erving Zoning bylaws.

4.10.4.2 Building Permit and Building Inspection

No large scale solar photovoltaic installation shall be constructed, installed or modified as provided in this section without first obtaining a building permit.

4.10.4.3 Fees

The application for a building permit for a large scale solar photovoltaic installation must be accompanied by the fee required for a building permit.

4.10.5 Site Plan Review

Ground-mounted large scale solar photovoltaic installations with 250 kW or larger of rated nameplate capacity shall undergo site plan review by the Erving Planning Board acting as the Site Plan Review Authority (SPRA) and obtain approval there from prior to construction, installation or modification as provided in this section. No large scale solar photovoltaic installation shall be added to, modified or changed without additional site plan review and approval from the SPRA without first obtaining a building permit.

4.10.6 Application Requirements

All plans and maps shall be prepared, stamped and signed by a Professional Engineer licensed to practice in the Commonwealth of Massachusetts.

Pursuant to the site plan review process, the project proponent shall provide the following documents:

1. A site plan showing:
2. Documentation of actual or prospective access and control of the project site sufficient to allow for construction and operation of the proposed solar photovoltaic installation.
3. An operation and maintenance plan which shall include measures for maintaining safe access to the installation, storm water controls, and general procedures for operational maintenance of the installation.
4. Proof of liability insurance.
5. Payment of financial surety that satisfies Section 4.10.11.3.
6. Utility Notification. No large-scale ground-mounted solar photovoltaic installation shall be constructed until evidence has been given to the SPRA that the utility company that operates the electrical grid where the installation is to be located has been informed of the solar photovoltaic installation owner or operator's intent to install an interconnected customer-owned generator. Off grid systems shall be exempt from this requirement.

4.10.7 Design Standards

4.10.7.1 Dimensional and Density Requirements

All large-scale ground-mounted solar photovoltaic arrays shall have 75 foot set-backs to adjacent non-owned parcels, as well as compliance with the yard, space, coverage percentage, and height requirements of the zoning district(s) in which the installation is located.

4.10.7.2 Lighting

Lighting of solar photovoltaic installations shall be consistent with local, state and federal law. Lighting of other parts of the installation, such as appurtenant structures, shall be limited to that required for safety and operational purposes, and shall be reasonably shielded from abutting properties. Lighting of the solar photovoltaic installation shall be directed downward and inward and shall incorporate full cut off fixtures to reduce light pollution.

4.10.7.3 Signage

Signs shall comply with Section 4.6 of the Erving Zoning Bylaws. A sign compliant with Section 4.6 of the Erving Zoning Bylaw shall be required to identify the owner and provide a 24-hour emergency contact phone number. Solar photovoltaic installations shall not be used for displaying any advertising except for reasonable identification of the manufacturer or operator of the solar photovoltaic installation.

4.10.7.4 Utility Connections

Reasonable efforts, as determined by the SPRA, shall be made to place all utility connections from the solar photovoltaic installation underground, depending on appropriate soil conditions, shape, and topography of the site and any requirements of the utility provider. Electrical transformers for utility interconnections may be above ground if required by the utility provider.

4.10.7.5 Appurtenant Structures

All appurtenant structures to large-scale ground-mounted solar photovoltaic arrays shall conform to the setback requirements of the zoning district in which the installation is located. All such appurtenant structures, including but not limited to, equipment shelters, storage facilities, transformers, and substations, shall be architecturally compatible with each other. Whenever reasonable, structures should be shaded from view by vegetation and/or joined or clustered to avoid adverse visual impacts. All appurtenant structures shall have a Landscape Plan.

4.10.8 Safety and Environmental Standards

4.10.8.1 Emergency Services

The large scale solar photovoltaic installation owner or operator shall provide a copy of the project summary, electrical schematic, and site plan to the local Fire Chief. Upon request the owner or operator shall cooperate with local emergency services in developing an emergency response plan. All means of shutting down the solar photovoltaic installation shall be clearly

marked. The owner or operator shall provide the name, phone number, and email of the person responsible for public inquiries throughout the life of the installation.

4.10.8.2 Land Clearing, Soil Erosion and Habitat Impacts

Clearing of natural vegetation shall be limited to what is necessary for the construction, operation and maintenance of the large scale ground-mounted solar photovoltaic installation or otherwise prescribed by applicable laws, regulations, and bylaws.

4.10.8.3 Landscaped Buffer Strip

A landscaped buffer strip is intended to provide in a reasonable time a visual barrier between the Large-scale ground-mounted solar photovoltaic installation and adjacent parcels. Except for vehicular and pedestrian passways, the areas shall be used only for an interplanting of deciduous and evergreen trees and shrubs, with lawn or other suitable and appropriate ground cover. The buffer must provide coverage of three feet in height from the proposed grade to the top of the majority of the planting material at time of installation. Reasonable leeway may be provided by the SPRA to allow for expected growth of the buffer strip over time. The buffer strip shall occupy at least 20% of the depth between the property line and the mandated setback of the zoning district where the installation is located. Where considered appropriate in the judgment of the site plan review authority, walls and fences may be used in addition to in lieu of plantings. A planting plan showing the types, sizes and locations of material to be used shall be subject to the approval of the SPRA. The SPRA may waive the requirements of the visual barrier where it deems it advisable.

4.10.9 Monitoring and Maintenance

4.10.9.1 Installation Conditions

The large scale ground-mounted solar photovoltaic installation owner or operator shall maintain the facility in good conditions. Maintenance shall include, but not be limited to, painting, structural repairs, and integrity of security measures. Site access shall be maintained to a level acceptable to the local Fire Chief. The owner or operator shall be responsible for the cost of maintaining the solar photovoltaic installation and any access/road(s) unless accepted as a public way.

4.10.9.2 Modification Conditions

Any material modifications to a solar photovoltaic installation made after issuance of the required building permit shall require approval by the SPRA.

4.10.10 Waivers

1. The SPRA may waive strict compliance with any requirement of the Design Standards, Safety and Environmental Standards section of this bylaw, or the rules and regulations promulgated hereunder, where:
 - (a) Such action is allowed by federal, state and local statutes and/or regulations;

- (b) Is in the public interest:
- (c) Is not inconsistent with the purpose and intent of this by-law.
- 2. Any applicant may submit a written request to be granted such a waiver. Such a request shall be accompanied by an explanation or documentation supporting the waiver request and demonstrating that strict application of the by-laws does not further the purposes or objectives of this by-law.
- 3. All waiver requests shall be discussed and voted on by the SPRA.
- 4. If in the SPRA deems additional time or information is required in the review of a waiver request, the SPRA may continue the request for a waiver until such time as the SPRA deems it is ready to vote on said request.

4.10.11 Abandonment or Decommissioning

4.10.11.1 Removal Requirements

Any large scale ground mounted solar photovoltaic installation which has reached the end of its useful life or has been abandoned shall be removed. The owner or operator shall physically remove the installation no more than one hundred and fifty (150) days after the date of discontinued operations. The owner or operator shall notify the SPRA by certified mail of the proposed date of discontinued operations and plans for removal. Decommissioning shall consist of:

- (b) Physical removal of all large scale ground solar photovoltaic installations, arrays, structures, equipment, security barriers and above ground transmission lines from the site, if any.
- (c) Disposal of all solid and hazardous waste in accordance with local, state, and federal waste disposal regulations.
- (d) Stabilization or re-vegetation of the site as necessary to minimize erosion. The SPRA may allow the owner or operator to leave landscaping or designated below grade foundations in order to minimize erosion and disruption to vegetation.

4.10.11.2 Abandonment

Absent notice of a proposed date of decommissioning or written notice of extenuating circumstances, the solar photovoltaic installation shall be considered abandoned when it fails to operate for more than one year without the written consent of the SPRA. If the owner or operator of the large scale ground mounted solar photovoltaic installation fails to remove the installation in accordance with the requirements of this section within one hundred and fifty (150) days of abandonment or the proposed date of decommissioning, the Town may enter the property and physically remove the installation, and/or take any other available legal or equitable action against the owner/applicant.

4.10.11.3 Financial Surety

Owner/applicant(s) of large scale ground mounted solar photovoltaic projects shall provide a form of surety through escrow account cash or surety bond to cover the cost of removal in the event the Town must remove the installation and remediate the landscape, in an amount

determined to be reasonable by the SPRA, but in no event to exceed more than one hundred and twenty five (125%) percent of the cost of removal and compliance with the additional requirements set forth herein, as determined by the project proponent. The project proponent shall submit a fully inclusive estimate of the costs associated with removal, prepared by a qualified engineer. The amount shall include a mechanism for calculating increased removal costs due to inflation.

SUBMITTED by the PLANNING BOARD

It was moved and seconded to add section 4.10 to the Erving Zoning Bylaws.

Amendment 1: It was moved and seconded to delete the entire definition for Designated Location in Section 4.10.2.A.

Discussion: The Planning Board noted that this definition was not required as there is no zoning map for this bylaw but rather photovoltaic is allowed by right any place in Town the only requirement being lot size as noted in Section 4.10.3.

Amendment 1 passed unanimously.

Amendment 2: It was moved and seconded to add in the following sub subsections (a) through (h) in Section 4.10.6 Application Requirements after subsection 1 and before subsection 2:

- (a) Property lines and physical features, including roads and buildings, for the project site.
- (b) Proposed changes to the landscape of the site, grading, vegetation clearing and planting, exterior lighting, screening vegetation or structures, and a landscape plan (in plan view) identifying plant material to be used to screen all appurtenant structures (per 4.10.7.5) and identifying plant material or fencing to be used to satisfy the requirement for a buffer between installation and property edge as per Section 4.10.8.3.
- (c) Blueprints of the solar photovoltaic installation signed by a Professional Engineer licensed to practice in the Commonwealth of Massachusetts showing the proposed layout of the system and any potential shading from nearby structures.
- (d) One or three line electrical diagram detailing the solar photovoltaic installation, associated components, and electrical interconnection methods, with all National Electrical Code compliant disconnects and overcurrent devices.
- (e) Documentation of the major system components to be used, including the PV panels, mounting system, and inverter.
- (f) Name, address, and contact information for proposed system installer.
- (g) Name, address, phone number and signature of the project proponent, as well as all co-proponents or property owners, if any.
- (h) Name, contact information and signature of any agents representing the project proponent, if any.

Discussion: The Planning Board asked for this motion. These items were on the original Bylaw that was discussed at the public hearing and somehow were inadvertently left off of the warrant for this meeting.

Amendment 2 passed unanimously.

ARTICLE 4 passed as amended by majority 20 YES and 1 NO.

ARTICLE 5

The Town voted unanimously to transfer from the Senior Center Capital Project continuing appropriation (#32-5-541-001) the sum of Fifty Thousand Dollars and No Cents (\$50,000.00) for an emergency generator to service the Senior/Community Center.

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS

ARTICLE 6

The Town voted unanimously to transfer from the Inspect and Repair Sewer Mains continuing appropriation (#60-5-903-409) the sum of Sixty Thousand Dollars and No Cents (\$60,000.00) for an emergency generator to service both Town Hall and Fire Hall #1.

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS

ARTICLE 7 – ORIGINAL ARTICLE

To see if the Town will vote to amend the following FY13 Elected Town Officials' salaries adopted at the 5-9-12 Annual Town Meeting (Article #4) to properly reflect this funding as "elected official salary", or take any other action relative thereto.

	Was	Now	Additional Salary
Treasurer	\$39,580.00	\$42,118.00	\$2,538.00

(\$1,000.00 from FY13 Treasurer Certification budget line (01-5-145-121) and \$1,538.00 from FY13 Water Department Water Rates – Treasurer (61-5-146-111).

	Was	Now	Additional Salary
Tax Collector	\$ 9,922.00	\$11,930.00	\$2,008.00

(\$4,608.00 was budgeted as FY13 Water Department Rates- Collector. \$2,008.00 will be budgeted as FY13 Tax Collector Salary (01-5-146-110) and \$2,600.00 will be budgeted as FY13 Tax Collector's Water Rates Assistant (see Article 9).

	Was	Now	Additional Salary
Town Clerk	\$8,267.00	\$9,267.00	\$1,000.00

(\$1,000.00 from FY13 Town Clerk Expenses (01-5-161-780)).

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS
2/3 vote required

Amendment: It was moved and seconded to change the words “see Article 9” to “see Article 8”.

The amendment passed unanimously.

ARTICLE 7 passed unanimously.

ARTICLE 8

The Town voted unanimously to authorize adding an FY13 budget line Tax Collector’s Water Rates Assistant and funding it with Two Thousand, Six Hundred Dollars and No Cents (\$2,600.00 see Article 7) from a portion of FY13 Water Department Rates- Collector budget line (61-5-146-110).

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS
2/3 vote required

ARTICLE 9

The Town voted unanimously to authorize the Board of Selectmen to appoint Select Board member Margaret Sullivan to the Town’s Council on Aging in FY13.

SUBMITTED by the BOARD OF SELECTMEN

ARTICLE 10

The Town voted unanimously to transfer the sum of Ten Thousand, Seven Hundred, Seventy-eight Dollars and Ten Cents (\$10,778.10) from the Water Enterprise Fund to purchase a handheld computer (water meter gun) and associated hardware/software to read water meter usage data.

SUBMITTED by the WATER COMMISSIONERS
FINANCE COMMITTEE RECOMMENDS
2/3 vote required

ARTICLE 11

The Town voted unanimously to transfer from unexpended fund balance (free cash), the sum of Eight Thousand Dollars and No Cents (\$8,000.00) to replace the Police Department's RADAR speed trailer.

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS

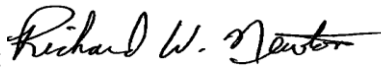
ARTICLE 12

The Town voted unanimously to transfer from unexpended fund balance (free cash) the sum of Forty Thousand Dollars and No Cents (\$40,000.00) to purchase a police cruiser, including equipment, or take any other action relative thereto. This new vehicle will replace the 2005 Ford Crown Victoria which has approximately 132,000 miles.

SUBMITTED by the BOARD OF SELECTMEN
FINANCE COMMITTEE RECOMMENDS

23 registered voters attended this meeting.

The meeting was dissolved at 8:11 p.m.

A true copy, ATTEST: 
Richard W. Newton
Erving Town Clerk

COMMONWEALTH OF MASSACHUSETTS
COUNTY OF FRANKLIN

SPECIAL TOWN MEETING

August 13, 2012

Pursuant to a warrant signed by the Erving Selectmen and duly posted, as directed by the vote of the Town, the legal voters met in the Erving Town Hall, 12 East Main Street, Erving, Massachusetts, on Monday August 13, 2012, at 7:00 p.m. and conducted the following business. The meeting was called to order by Moderator Richard K. Peabody at 7:08 p.m. who noted that a quorum was present. The Moderator read the call and the Officer's return, and lead the body in the Pledge of Allegiance to the Flag.

ARTICLE 1

The Town voted unanimously to transfer from the Stabilization Fund the sum of Five Hundred Thousand Dollars and No Cents (\$500,000.00) for expenses related to the demolition and clean-up at the Usher Plant site. This transfer will be in addition to the \$500,000.00 transfer from the Stabilization Fund authorized by Town Voters at Erving's May 5, 2010 Annual Town Meeting.

SUBMITTED by the BOARD OF SELECTMEN
2/3 Vote Required

ARTICLE 2 – ORIGINAL ARTICLE

To see if the Town will vote to adopt the following updated Water Department Regulations and updated fees and charges, or take any other action relative thereto.

Please note: Proposed additions are in *italics* and deletions are [underlined and in brackets]

**TOWN OF ERVING
WATER DEPARTMENT REGULATIONS**

Section 1. All applications for connection and use of water from the municipal water supply system must be [made at] *submitted to* the Water Commissioners Office and must state fully and truly the various uses for which water is required. The completed application form must be submitted thirty (30) days prior to commencement of work.

Section 2. For all new services there will be a connection fee as outlined in the attached fee schedule. [\$150.00 of which will serve as a deposit] *A deposit of \$150.00 is required* before any work is done. [and t] *The remaining fees* are to be paid upon completion. Excavation and backfill

costs[,] incurred by the Water Department *or its* authorized [contractors] *agents* from the water main through the curb stop[,] are not included in the connection fee but must be paid in full [,by the applicant,] prior to turning on the water. A [written] permit to open the road must be obtained from the Water Commissioners [/Selectmen].

Section 3. The Water Commissioners reserve the right to defer action on any application for new service connections to be installed between November 15th and April 1st.

Section 4. All water services shall be installed by the [w]Water [d]Department, or its authorized agents, at the expense of the property owner. The work, [and] service, pipe[s] size and material shall be determined by the Water Operator. The Water Operator [or their agent,] [will put on the corporation cock and locate the service boxes] *in all cases will inspect all corporations and/or connections.*

Section 5. Property owners must bear the expense of laying and maintaining all pipe and fixtures from their premises to the curb stop and main. [and] *Owners are responsible for the cost of opening and closing the highway trench, and must keep [the] same adequately protected from freezing and prevent all waste of water. Owners will be held liable for all damage resulting from their failure to do so.*

Section 6. Prior to any water distribution system work by a developer a plotted plan and profile prepared by a certified engineer must be filed with the Water Commissioners. All material used must meet the specifications of the Water Commissioners. The Commissioners must be notified thirty (30) days before construction is started so they may arrange to have an inspector available to supervise the work.

Section 7. Old building water services may be used in connection with the new buildings only when found, on examination and test by the Commissioners, to meet all requirements of the water department.

Section 8. Property owners will be held responsible for all costs associated with theft, damage, or freezing of meters other than normal wear and tear from ordinary use.

Section 9. The property owner shall keep the water meter, the outside reading device (if one is installed) and entrance valve free from rubbish and other material which may obstruct access by the [w]Water [d] Department.

Section 10. The Water Department reserves the right at any time, with or without notice, to shut off the water supply for the purpose of making repairs, extensions, alterations or other necessary work, in case of fire, and for non-payment or neglect or refusal to comply with rules and regulations governing water services. Customers are urged to supply safety devices on boilers and other appliances on their premises for their own protection as they are hereby notified that [neither the Water Commissioners,] the Water Department [nor their agents or servants] will *not* be responsible for any damages *resulting* from shutting off the water. Temporary loss of water notices will be given whenever possible.

Section 11. All persons are forbidden to connect with any main or service pipe between the curb and an existing meter. All plumbing where town water is used must conform to the Massachusetts plumbing code including cross connections and back flow situations.

Section 12. Water customers shall at reasonable hours permit the [w]Water [d]Department to enter the premises and examine the way in which water is being used. In cases where repairs are needed the [w]Water [d]Department will order the repairs to be done. Property owners will be responsible for costs of such repairs.

Section 13. No unauthorized person shall uncover, make any connections with or opening into, use, alter, or disturb any public water main or appurtenance thereto without first obtaining a written permit from the Commissioners.

Section 14. No person shall be allowed to open any service box or hydrant or tamper with water meters in any way without a written permit from the Water Operator. If the [w]Water [d]Department finds positive evidence of tampering, the next water bill will be estimated based on previous water usage. Upon repetition of the offense, the water service will be disconnected. The Fire Department shall in all cases, have control of the hydrants at all fires.

Section 15. No person shall change, alter or disconnect a meter. Any person removing a water meter without written authority of the Water Commissioners will be fined \$1,000.00

Section 16. No person shall operate fire hydrants except the [f]Fire [d]Department for the purpose of fire fighting or the [w]Water [d]Department employees or agents for the purpose of service work. Violators will be subject to a \$50.00 fine for each violation.

Section 17. No water customer shall allow water to be taken off the premises, either by connecting pipes or hose, nor in any other way make a practice of furnishing water to anyone outside the building without a permit from the Water Commissioners.

Section 18. No unauthorized person shall shut off, test, or repair fire line services supplying sprinkler systems without notifying the Fire Department and Water Commissioners. No work may be done on any fire lines without a [written] permit. Emergency repairs may be made upon verbal notification of the Fire Chief [or his agent] and/or the Water Commissioners.

Section 19. A minimum billing charge will be assessed for any fire protection sprinkler system, for each billing period. Sprinkler systems connected to an otherwise unmetered service line will be connected to a fire service by-pass meter.

Section 20. No cross connection between the water service supplying the premises and any other source will be permitted, nor with any fixture or any appliance containing liquid subject to pollution whereby there is any possibility under any conditions of back flow or leakage into the service pipe or water distribution system.

Section 21. In case of emergency, [the Board of] Water Commissioners reserve[s] the right to restrict the use of water in hoses, or any other apparatus that tends to waste water and deplete the water supply.

Section 22. The [w]Water [d]Department shall not be liable for any claim resulting from the use of the water, the presence of the Water Department's property or personnel on the owners' premises, nor for the discontinuance of service.

Section 23. The [w]Water [d]Department will furnish the water meter in sizes 5/8" through 1". Any meter larger than 1" must be purchased by the property owner. Meter style, make and model must be approved by the Water Operator prior to being purchased by the owner. Once a meter has been installed it becomes the property of the [w]Water [d]Department. All new meters are to measure in gallons.

Section 24. [Testing water meters.]Water meters will be [taken out and test,] tested upon receiving a written complaint from a customer for a fee of \$50.00. If meter accuracy does not test out within 2% [of being accurate,] the meter will be replaced and the fee will be returned. The [w]Water [d]Department requests that the customer, or their agent, be present at the time of the test.

Section 25. The owner of the premises shall be responsible for the payment of all charges for water and service furnished to the property. Under the General Laws of Massachusetts Chapter 40 Sec. 42A as accepted in Article 7 of [the] Erving's Special [t]Town Meeting on June 29,

1992, unpaid water bills become a lien on the property immediately following the due date for such rate or charge. [and c] Collections may be made by the sale of property. Water bills will be mailed semi-annually and are due for payment 30 days from the postmarked date of mailing. Water service may be disconnected [of] if charges for water supplied remain unpaid 60 days after they become due.

Section 26. [Installation of meters:] No plastic lines are allowed between the curb box and the meter. No plastic lines larger than 2 inches will be attached to municipal water supply lines, in any development. If a property owner insists on plastic, the owner [MUST] *must* install a meter pit at his or her own expense.

Section 27. When ownership changes, the name and address of the new owner must be registered with the Water Department's office. Failure of owner or consumer to receive a bill does not relieve them from obligation of payment, or from consequences of [its] non-payment.

Section 28. Abatements or rebates for water services will not be made unless a written notice is filed at the office of the Water Department within fifteen (15) days after date of invoice.

Section 29. When a meter fails to function properly and does not register, the consumer shall pay an estimated charge based on the registration for a previous corresponding period.

Section 30. All water passing through a meter will be charged, [for] whether it is used or not.

Section 31. The Water Department will not be responsible for damages caused by dirty water resulting from opening or closing of gates, repairs, the use of hydrants or the breaking of lines or any other reason.

Section 32. [Hydrant Clearing.] Owners of property abutting any hydrant are responsible for keeping snow and ice cleared away for adequate access by [fire fighters] *firefighters*. Failure to do this, no later than twenty four hours after a storm, may result in a fine of \$100.00. In the event of questions or disputes[,] the *Water* Commissioners will be responsible for final resolution.

Section 33. The water supply, water distribution and water system maintenance functions shall be performed by the Water Department.

33.1 The Water Department shall have and exercise all the powers vested in the town by the general laws or special acts and by-laws pertaining to the water system. The Water Department shall be supervised and controlled by the Water Commissioners. The [w] Water Commissioners or their designee may appoint such officers agents and assistants as shall be necessary to accomplish the administration of the water system.

[33.2 The Water Commissioners shall meet bi-monthly, on the first Wednesday of the month in precinct 2 in the Senior Center and on the third Wednesday of the month in Precinct 1 in the Selectmen's Meeting Room at the Erving Town Hall, at 7:30 PM to hear and decide all Water Department business. The Water Commissioners may meet at other times and occasions with property notice posting to conduct Water Department business.]

33.2 The Water Department shall cause to be read all meters used for the purpose of measuring water supplied by the town at least twice in each year, and at more frequent intervals if so directed by the Water Commissioners. It shall, whenever water service is discontinued at the request of the owner of premises or for non-payment of water rates, or for any other reason, forthwith read or cause to be read, the meter of the water taker. The Water Commissioners or their designee shall assess all charges for water supplied by the town in accordance with the rates as established from time to time, and the same shall be committed to the collector, who shall after notice to the persons to whom they are assessed, collect the same and pay the proceeds to

the Water Department. All charges for water shall be due and payable to the collector as provided for in these rules and regulations.

33.3 The Water Commissioners shall have the authority and the duty to adopt, issue and administer rules and regulations for the administration and operations of the water functions and services, water usage and all subjects related to the functioning of the water works system.

[Section 34. Permit Process.]

34.1 Any person desiring to connect to the Erving Water System or desiring any other permit from the Water Department shall do so only after securing a written permit for such connection from the [Town of Erving] Water Commissioners.

34.2 The applicant shall make a written application (on a form provided by the Water Department) to the Water Commissioners, with a plan showing:

34.2.1 Any water lines to be installed, altered, repaired or removed and the relationship to the nearest water main, the public way, the house, and any other significant object.

34.2.2 Construction details sufficient to guarantee and describe compliance with these rules and regulations.

34.3 The Water Commissioners shall notify the property owner making the application within thirty days of the completed submission that the:

34.3.1 Application conforms to the Water Department standards and is approved, or

34.3.2 Applications do not conform to the Water Department standards and is denied.

34.4 If the Water Commissioners take no action within thirty (30) days of the completed submission, the application is automatically denied.

[Section 35. Appeals Procedure.]

35.1 If an application is denied, water is shut off, or a person is aggrieved [in a way that relates to the Water Department's responsibility by the Water Commissioners or their designees,] an appeal may be made within thirty days to the *Water* Commissioners. Said appeal shall include the following:

35.1.1 The date of submission of the application and a copy of the application and plan. [or][i]In the case of water shut off or other grievance, a factual statement [of the action taken water by the Water Department or its designee] *should be submitted.*

35.1.2 A copy of any communication written from the Water Department and the date of same.

35.1.3 The reasons setting forth why the applicant feels the permit should not have been denied or the action should not have been taken in the case of any other grievance.

Accepted as amended all but Section 19

June 21, 1993 Special Town Meeting

Section 19 accepted as amended

July 19, 1993

**ERVING WATER DEPARTMENT
FEES AND CHARGES**

The "per gallon" charge for water is determined by the [amount of the] Water [Department budget and the amount of annual water usage.] *Commissioners.*

MINIMUM CHARGE: [\$30.00] \$40.00 per billing period (*twice annually*).

Testing Meters: [Please] See [Water Department Regulations] Section 24 \$ 50.00

Frozen Meters: [Customer Pays] \$ 300.00

Shutoff Notice: \$ 15.00

To Shut Off Water: [\$30.00] \$ 40.00

To Turn [Back] Water On: [\$30.00] \$ 40.00

Initial water turn on fee per property/customer: [\$30.00] \$ 40.00
(Reading fees for transfers, etc.)

NEW INSTALLATIONS: Please see rules and regulations.

BAD CHECK: Insufficient Funds Charge: \$ 25.00

DELINQUENT PAYMENT: Processing Charge \$ 25.00

CONNECTION FEE SCHEDULE

TAP SIZE	DEMAND
$\frac{3}{4}$ "	<u>[\$750.00]</u> \$1,000.00
1"	<u>[\$900.00]</u> \$1,000.00
1 $\frac{1}{2}$ "	<u>[\$1,175.00]</u> \$1,000.00
2"	<u>[\$1,375.00]</u> \$1,000.00
4"	\$2,000.00
6"	\$2,500.00
8"	\$3,000.00
12"	\$3,500.00

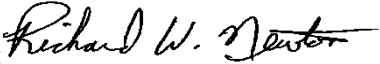
All saddles, valves, sleeves, pipes or other appurtenances, opening and closing of a road is the responsibility of the applicant.

Failure to clear out the hydrant within 24 hours of a storm: [\$100 fine] \$100.00

SUBMITTED by the WATER COMMISSIONERS
2/3 Vote Required

THE TOWN VOTED UNANIMOUSLY TO PASS OVER ARTICLE 2.

20 registered voters attended this meeting. The meeting was dissolved at 7:47 p.m.

A true copy, ATTEST: 

Richard W. Newton
Erving Town Clerk

COMMONWEALTH OF MASSACHUSETTS
WILLIAM FRANCIS GALVIN
SECRETARY OF THE COMMONWEALTH

SS.
To the Constables of the Town of Erving

GREETING:
In the name of the Commonwealth, you are hereby required to notify and warn the inhabitants of said city or town who are qualified to vote in Primaries to vote at

PRECINCT 1
TOWN HALL, 12 EAST MAIN STREET

on **THURSDAY, THE SIXTH DAY OF SEPTEMBER, 2012**, from 7:00 A.M. to 8:00 P.M. for the following purpose:

To cast their votes in the State Primaries for the candidates of political parties for the following offices:

SENATOR IN CONGRESSFOR THIS COMMONWEALTH
REPRESENTATIVE IN CONGRESSSECOND DISTRICT
COUNCILLOR.....EIGHTH DISTRICT
SENATOR IN GENERAL COURT..... HAMPSHIRE, FRANKLIN & WORCESTER DISTRICT
REPRESENTATIVE IN GENERAL COURTSECOND FRANKLIN DISTRICT
REGISTER OF DEEDSFRANKLIN DISTRICT
CLERK OF COURTSFRANKLIN COUNTY


Hereof fail not and make return of this warrant with your doings thereon at the time and place of said voting.

Given under our hands this 23rd day of July, 2012.




Selectmen of Erving

By hand
(Indicate method of service of warrant.)


Constable

July 23, 2012.
(month and day)

Warrant must be posted by **August 30, 2012**, (at least *seven days* prior to the **September 6, 2012** State Primary).

DEMOCRATIC STATE PRIMARY RESULTS SEPTEMBER 6, 2012

OFFICE	VOTES
Senator In Congress – Vote For One	
Elizabeth A. Warren	159
Others	3
Blanks	22
TOTAL	184
Representative In Congress – Vote For One	
James P. McGovern	137
William Feegbeh	11
Others	2
Blanks	34
TOTAL	184
Councillor – Vote For One	
Michael J. Albano	74
Gerry Roy	12
Kevin J. Sullivan	63
Others	1
Blanks	34
TOTAL	184
Senator In General Court – Vote For One	
Stanley C. Rosenberg	165
Others	1
Blanks	18
TOTAL	184
Representative In General Court – Vote For One	
Denise Andrews	114
Rebecca J. Bialecki	37
Genevieve C. Fraser	2
Jim White	25
Others	1
Blanks	5
TOTAL	184
Clerk of Courts – Vote For One	
Susan K. Emond	134
David R. Roulston	39
Others	1
Blanks	10
TOTAL	184
Register of Deeds – Vote For One	
Joseph A. Gochinski	59
Scott A. Cote	113
Others	1
Blanks	11
TOTAL	184

GREEN-RAINBOW STATE PRIMARY RESULTS SEPTEMBER 6, 2012

OFFICE	VOTES
Senator In Congress – Vote For One	
Others	1
TOTAL	1
Representative In Congress – Vote For One	
Others	1
TOTAL	1
Councillor – Vote For One	
Others	1
TOTAL	1
Senator In General Court – Vote For One	
Others	1
TOTAL	1
Representative In General Court – Vote For One	
Others	1
TOTAL	1
Clerk of Courts – Vote For One	
Others	1
TOTAL	1
Register of Deeds – Vote For One	
Others	1
TOTAL	1

REPUBLICAN STATE PRIMARY RESULTS SEPTEMBER 6, 2012

OFFICE	VOTES
Senator In Congress – Vote For One	
Scott P. Brown	18
Others	1
TOTAL	19
Representative In Congress – Vote For One	
Others	2
Blanks	17
TOTAL	19
Councillor – Vote For One	
Michael F. Case	9
Michael Franco	7
Blanks	3
TOTAL	19
Senator In General Court – Vote For One	
Others	1
Blanks	18
TOTAL	19
Representative In General Court – Vote For One	
Susannah M. Lee	18
Blanks	1
TOTAL	19
Clerk of Courts – Vote For One	
Others	2
Blanks	17
TOTAL	19
Register of Deeds – Vote For One	
Others	2
Blanks	17
TOTAL	19

COMMONWEALTH OF MASSACHUSETTS
WILLIAM FRANCIS GALVIN
SECRETARY OF THE COMMONWEALTH

SS.
To the Constables of the Town of Erving

GREETING:
In the name of the Commonwealth, you are hereby required to notify and warn the inhabitants of said city or town who are qualified to vote in the State Election to vote at

Precinct 1
Town Hall, 12 East Main Street

on **TUESDAY, THE SIXTH DAY OF NOVEMBER, 2012**, from 7:00 A.M. to 8:00 P.M. for the following purpose:

To cast their votes in the State Election for the candidates for the following offices and questions:

ELECTORS OF PRESIDENT AND VICE PRESIDENT FOR THIS COMMONWEALTH
SENATOR IN CONGRESS FOR THIS COMMONWEALTH
REPRESENTATIVE IN CONGRESS SECOND DISTRICT
COUNCILLOR EIGHTH DISTRICT
SENATOR IN GENERAL COURT . . . HAMPSHIRE, FRANKLIN & WORCESTER DISTRICT
REPRESENTATIVE IN GENERAL COURT SECOND FRANKLIN DISTRICT
CLERK OF COURTS FRANKLIN COUNTY
REGISTER OF DEEDS FRANKLIN DISTRICT
COUNCIL OF GOVERNMENT EXECUTIVE COMMITTEE . FRANKLIN COUNTY

QUESTION 1: LAW PROPOSED BY INITIATIVE PETITION

Do you approve of a law summarized below, on which no vote was taken by the Senate or the House of Representatives on or before May 1, 2012?

SUMMARY

This proposed law would prohibit any motor vehicle manufacturer, starting with model year 2015, from selling or leasing, either directly or through a dealer, a new motor vehicle without allowing the owner to have access to the same diagnostic and repair information made available to the manufacturer's dealers and in-state authorized repair facilities.

The manufacturer would have to allow the owner, or the owner's designated in-state independent repair facility (one not affiliated with a manufacturer or its authorized dealers), to obtain diagnostic and repair information electronically, on an hourly, daily, monthly, or yearly subscription basis, for no more than fair market value and on terms that do not unfairly favor dealers and authorized repair facilities.

The manufacturer would have to provide access to the information through a non-proprietary vehicle interface, using a standard applied in federal emissions-control regulations. Such information would have to include the same content, and be in the same form and accessible in the same manner, as is provided to the manufacturer's dealers and authorized repair facilities.

For vehicles manufactured from 2002 through model year 2014, the proposed law would require a manufacturer of motor vehicles sold in Massachusetts to make available for purchase, by vehicle owners and in-state independent repair facilities, the same diagnostic and repair information that the manufacturer makes available through an electronic system to its dealers and in-state authorized repair facilities. Manufacturers would have to make such information available in the same form and manner, and to the same extent, as they do for dealers and authorized repair facilities. The information would be available for purchase on an hourly, daily, monthly, or yearly subscription basis, for no more than fair market value and on terms that do not unfairly favor dealers and authorized repair facilities.

For vehicles manufactured from 2002 through model year 2014, the proposed law would also require manufacturers to make available for purchase, by vehicle owners and in-state independent repair facilities, all diagnostic repair tools, incorporating the same diagnostic, repair and wireless capabilities as those available to dealers and authorized repair facilities. Such tools would have to be made available for no more than fair market value and on terms that do not unfairly favor dealers and authorized repair facilities.

For all years covered by the proposed law, the required diagnostic and repair information would not include the information necessary to reset a vehicle immobilizer, an anti-theft device that prevents a vehicle from being started unless the correct key code is present. Such information would have to be made available to dealers, repair facilities, and owners through a separate, secure data release system.

The proposed law would not require a manufacturer to reveal a trade secret and would not interfere with any agreement made by a manufacturer, dealer, or authorized repair facility that is in force on the effective date of the proposed law. Starting January 1, 2013, the proposed law would prohibit any agreement that waives or limits a manufacturer's compliance with the proposed law.

Any violation of the proposed law would be treated as a violation of existing state consumer protection and unfair trade-practices laws.

A YES VOTE would enact the proposed law requiring motor vehicle manufacturers to allow vehicle owners and independent repair facilities in Massachusetts to have access to the same vehicle diagnostic and repair information made available to the manufacturers' Massachusetts dealers and authorized repair facilities.

A NO VOTE would make no change in existing laws.

QUESTION 2: LAW PROPOSED BY INITIATIVE PETITION

Do you approve of a law summarized below, on which no vote was taken by the Senate or the House of Representatives on or before May 1, 2012?

SUMMARY

This proposed law would allow a physician licensed in Massachusetts to prescribe medication, at a terminally ill patient's request, to end that patient's life. To qualify, a patient would have to be an adult resident who (1) is medically determined to be mentally capable of making and communicating health care decisions; (2) has been diagnosed by attending and consulting physicians as having an incurable, irreversible disease that will, within reasonable medical judgment, cause death within six months; and (3) voluntarily expresses a wish to die and has made an informed decision. The proposed law states that the patient would ingest the medicine in order to cause death in a humane and dignified manner.

The proposed law would require the patient, directly or through a person familiar with the patient's manner of communicating, to orally communicate to a physician on two occasions, 15 days apart, the patient's request for the medication. At the time of the second request, the physician would have to offer the patient an opportunity to rescind the request. The patient would also have to sign a standard form, in the presence of two witnesses, one of whom is not a relative, a beneficiary of the patient's estate, or an owner, operator, or employee of a health care facility where the patient receives treatment or lives.

The proposed law would require the attending physician to: (1) determine if the patient is qualified; (2) inform the patient of his or her medical diagnosis and prognosis, the potential risks and probable result of ingesting the medication, and the feasible alternatives, including comfort care, hospice care and pain control; (3) refer the patient to a consulting physician for a diagnosis and prognosis regarding the patient's disease, and confirmation in writing that the patient is capable, acting voluntarily, and making an informed decision; (4) refer the patient for psychiatric or psychological consultation if the physician believes the patient may have a disorder causing impaired judgment; (5) recommend that the patient notify next of kin of the patient's intention; (6) recommend that the patient have another person present when the patient ingests the medicine and to not take it in a public place; (7) inform the patient that he or she may rescind the request at any time; (8)

write the prescription when the requirements of the law are met, including verifying that the patient is making an informed decision; and (9) arrange for the medicine to be dispensed directly to the patient, or the patient's agent, but not by mail or courier.

The proposed law would make it punishable by imprisonment and/or fines, for anyone to (1) coerce a patient to request medication, (2) forge a request, or (3) conceal a rescission of a request. The proposed law would not authorize ending a patient's life by lethal injection, active euthanasia, or mercy killing. The death certificate would list the underlying terminal disease as the cause of death.

Participation under the proposed law would be voluntary. An unwilling health care provider could prohibit or sanction another health care provider for participating while on the premises of, or while acting as an employee of or contractor for, the unwilling provider.

The proposed law states that no person would be civilly or criminally liable or subject to professional discipline for actions that comply with the law, including actions taken in good faith that substantially comply. It also states that it should not be interpreted to lower the applicable standard of care for any health care provider.

A person's decision to make or rescind a request could not be restricted by will or contract made on or after January 1, 2013, and could not be considered in issuing, or setting the rates for, insurance policies or annuities. Also, the proposed law would require the attending physician to report each case in which life-ending medication is dispensed to the state Department of Public Health. The Department would provide public access to statistical data compiled from the reports.

The proposed law states that if any of its parts was held invalid, the other parts would stay in effect.

A YES VOTE would enact the proposed law allowing a physician licensed in Massachusetts to prescribe medication, at the request of a terminally-ill patient meeting certain conditions, to end that person's life.

A NO VOTE would make no change in existing laws.

QUESTION 3: LAW PROPOSED BY INITIATIVE PETITION

Do you approve of a law summarized below, on which no vote was taken by the Senate or the House of Representatives on or before May 1, 2012?

SUMMARY

This proposed law would eliminate state criminal and civil penalties for the medical use of marijuana by qualifying patients. To qualify, a patient must have been diagnosed with a debilitating medical condition, such as cancer, glaucoma, HIV-positive status or AIDS, hepatitis C, Crohn's disease, Parkinson's disease, ALS, or multiple sclerosis. The patient would also have to obtain a written certification, from a physician with whom the patient has a bona fide physician-patient relationship, that the patient has a specific debilitating medical condition and would likely obtain a net benefit from medical use of marijuana.

The proposed law would allow patients to possess up to a 60-day supply of marijuana for their personal medical use. The state Department of Public Health (DPH) would decide what amount would be a 60-day supply. A patient could designate a personal caregiver, at least 21 years old, who could assist with the patient's medical use of marijuana but would be prohibited from consuming that marijuana. Patients and caregivers would have to register with DPH by submitting the physician's certification.

The proposed law would allow for non-profit medical marijuana treatment centers to grow, process and provide marijuana to patients or their caregivers. A treatment center would have to apply for a DPH registration by (1) paying a fee to offset DPH's administrative costs; (2) identifying its location and one additional location, if any, where marijuana would be grown; and (3) submitting operating procedures, consistent with rules to be issued by DPH, including cultivation and storage of marijuana only in enclosed, locked facilities.

A treatment center's personnel would have to register with DPH before working or volunteering at the center, be at least 21 years old, and have no felony drug convictions. In 2013, there could be no more than 35 treatment centers, with at least

one but not more than five centers in each county. In later years, DPH could modify the number of centers.

The proposed law would require DPH to issue a cultivation registration to a qualifying patient whose access to a treatment center is limited by financial hardship, physical inability to access reasonable transportation, or distance. This would allow the patient or caregiver to grow only enough plants, in a closed, locked facility, for a 60-day supply of marijuana for the patient's own use.

DPH could revoke any registration for a willful violation of the proposed law. Fraudulent use of a DPH registration could be punished by up to six months in a house of correction or a fine of up to \$500, and fraudulent use of a registration for the sale, distribution, or trafficking of marijuana for non-medical use for profit could be punished by up to five years in state prison or by two and one-half years in a house of correction.

The proposed law would (1) not give immunity under federal law or obstruct federal enforcement of federal law; (2) not supersede Massachusetts laws prohibiting possession, cultivation, or sale of marijuana for nonmedical purposes; (3) not allow the operation of a motor vehicle, boat, or aircraft while under the influence of marijuana; (4) not require any health insurer or government entity to reimburse for the costs of the medical use of marijuana; (5) not require any health care professional to authorize the medical use of marijuana; (6) not require any accommodation of the medical use of marijuana in any workplace, school bus or grounds, youth center, or correctional facility; and (7) not require any accommodation of smoking marijuana in any public place.

The proposed law would take effect January 1, 2013, and states that if any of its part were declared invalid, the other parts would stay in effect.

A YES VOTE would enact the proposed law eliminating state criminal and civil penalties related to the medical use of marijuana, allowing patients meeting certain conditions to obtain marijuana produced and distributed by new state-regulated centers or, in specific hardship cases, to grow marijuana for their own use.

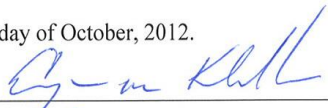
A NO VOTE would make no change in existing laws.

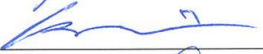
QUESTION 4
THIS QUESTION IS NOT BINDING


Shall the state senator from this district be instructed to vote in favor of a resolution calling upon Congress to propose an amendment to the U.S. constitution affirming that (1) corporations are not entitled to the constitutional rights of human beings, and (2) both Congress and the states may place limits on political contributions and political spending?

Hereof fail not and make return of this warrant with your doings thereon at the time and place of said voting.

Given under our hands this 22nd day of October, 2012.



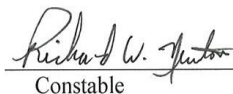




Selectmen of: Town of Erving


By Hand

(Indicate method of service of warrant.)



Constable

OCT 22, 2012.
(month and day)

Warrant must be posted by **October 30, 2012**, (at least *seven days* prior to the **November 6, 2012**, State Election).

PRESIDENTIAL ELECTION NOVEMBER 6, 2012

OFFICE	VOTES
Electors of President and Vice President	
Johnson and Gray	8
Obama and Biden	557
Romney and Ryan	200
Stein and Honkala	5
Others	3
Blanks	5
TOTAL	778
Senator in Congress	
Scott P. Brown	298
Elizabeth A. Warren	476
Others	2
Blanks	2
TOTAL	778
Representative in Congress	
James P. McGovern	625
Others	8
Blanks	145
TOTAL	778
Councillor	
Michael J. Albano	497
Michael Franco	186
Others	2
Blanks	93
TOTAL	778
Senator in General Court	
Stanley C. Rosenberg	655
Others	5
Blanks	118
TOTAL	778
Representative in General Court	
Denise Andrews	469
Susannah M. Whipps Lee	218
Richard F. Schober, Jr.	48
Others	1
Blanks	42
TOTAL	778

PRESIDENTIAL ELECTION NOVEMBER 6, 2012

OFFICE	VOTES
Clerk or Courts	
Susan K. Emond	657
Others	4
Blanks	117
TOTAL	778
Register of Deeds	
Scott A. Cote	643
Others	7
Blanks	128
TOTAL	778
Council of Governments Executive Committee	
John P. Paciorek	604
Others	12
Blanks	162
TOTAL	778
QUESTION 1 Motor Vehicle Repair Law	
Yes	581
No	108
Blanks	89
TOTAL	778
QUESTION 2 Doctor Assisted Suicide	
Yes	385
No	367
Blanks	26
TOTAL	778
QUESTION 3 Marijuana Prescription Law	
Yes	519
No	229
Blanks	30
TOTAL	778
QUESTION 4 Corporations Not Treated As Persons	
Yes	518
No	150
Blanks	110
TOTAL	778

COMMONWEALTH OF MASSACHUSETTS
COUNTY OF FRANKLIN
SPECIAL TOWN MEETING
December 17, 2012

Pursuant to a warrant signed by the Erving Selectmen and duly posted, as directed by the vote of the Town, the legal voters met in the Erving Town Hall, 12 East Main Street, Erving, Massachusetts, on Monday December 17, 2012, at 7:00 p.m. and conducted the following business. The meeting was called to order by Moderator Richard K. Peabody at 7:05 p.m. who noted that a quorum was present. The Moderator read the call and the Officer's return, and lead the body in the Pledge of Allegiance to the Flag.

ARTICLE 1

The Town voted unanimously to authorize a by-law allowing consolidated billing for utility charges and fees to be in the same envelopes or electronic message as the property tax bills pursuant to MGL c. 60 Section 3A(c).

SUBMITTED by the TAX COLLECTOR

ARTICLE 2

The Town voted unanimously to transfer from the 2005 Overlay Account (01-1-230-105) or other available funds the sum of Four Thousand, Eight Hundred Dollars and No Cents (\$4,800.00) to the 2009 Overlay Account (01-1-230-109).

SUBMITTED by the BOARD of ASSESSORS

ARTICLE 3

The Town voted unanimously vote to rescind Article 7 (shown below in bold italics) that was adopted at the 6-25-12 Special Town Meeting.

To see if the Town will vote to amend the following FY13 Elected Town Officials' salaries adopted at the 5-9-12 Annual Town Meeting (Article #4) to properly reflect this funding as "elected official salary", or take any other action relative thereto.

	<i>Was</i>	<i>Now</i>	<i>Additional Salary</i>
<i>Treasurer</i>	<i>\$39,580.00</i>	<i>\$42,118.00</i>	<i>\$2,538.00</i>
<i>(\$1,000.00 from FY13 Treasurer Certification budget line (01-5-145-121) and \$1,538.00 from FY13 Water Department Water Rates – Treasurer (61-5-146-111).</i>			
	<i>Was</i>	<i>Now</i>	<i>Additional Salary</i>
<i>Tax Collector</i>	<i>\$9,922.00</i>	<i>\$11,930.00</i>	<i>\$2,008.00</i>
<i>(\$4,608.00 was budgeted as FY13 Water Department Rates- Collector. \$2,008.00 will be budgeted as FY13 Tax Collector Salary (01-5-146-110) and \$2,600.00 will be budgeted as FY13 Tax Collector's Water Rates Assistant.</i>			
	<i>Was</i>	<i>Now</i>	<i>Additional Salary</i>
<i>Town Clerk</i>	<i>\$8,267.00</i>	<i>\$9,267.00</i>	<i>\$1,000.00</i>

(\$1,000.00 from FY13 Town Clerk Expenses (01-5-161-780).)

SUBMITTED by the TOWN ACCOUNTANT

2/3 vote required

ARTICLE 4

The Town voted unanimously to fix the amounts of the total FY13 salaries for certain elected officials as listed below and as funded by existing appropriations.

Treasurer:	Total Salary =	\$42,118.00
Funded in the General Fund		
Treasurer's Salary		\$39,580.00
Treasurer's Certification		\$ 1,000.00
Funded in the Water Enterprise Fund		
Water Rates Treasurer		\$ 1,538.00

Tax Collector:	Total Salary =	\$11,930.00
Funded in the General Fund		
Tax Collector Salary		\$ 9,922.00
Funded in the Water Enterprise Fund		
Water Rates Collector		\$ 2,008.00

Town Clerk:	Total Salary =	\$ 9,267.00
Funded in the General Fund		
Town Clerk Salary		\$ 8,267.00
Census additional amount to be paid from Town Clerk Expense		
Town Clerk Additional		\$ 1,000.00

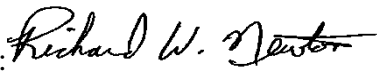
SUBMITTED by the TOWN ACCOUNTANT
2/3 vote required

ARTICLE 5

The Town defeated by majority (5 YES to 10 No) to accept the provisions of MGL Chapter 40 Section 22F allowing municipal boards or officers empowered to issue licenses, permits, certificates or to render a service or perform work for a person or class of persons from time to time to fix reasonable fees for such licenses, permits, or certificates and reasonable charges for any services rendered or work performed.

SUBMITTED by the TOWN CLERK

17 registered voters attended this meeting. The meeting was dissolved at 8:05 p.m.

A true copy, ATTEST: 
Richard W. Newton
Erving Town Clerk

ASSESSORS

Margaret Sullivan, Chairman

Jim Carpenter

Beth Palmquist

Jacquie Boyden, MAA, Assistant Assessor

TAX COLLECTOR

Michele M. Turner

Ann Petrain, Assistant

TREASURER/WATER COLLECTOR

Margaret Sullivan, CMMT

Julie Wonkka, Payroll HR Assistant

Avis Suddy, Clerk

Board of Assessors



Margaret Sullivan, Chair ▪ Jim Carpenter ▪ Beth Palmquist



Jacquie Boyden, Assistant Assessor

2012 FINANCIAL REPORT

ERVING BOARD OF ASSESSORS

TOTAL AMOUNT TO BE RAISED FOR FY 2013 **\$11,682,214.75**

LESS RECEIPTS & REVENUE **\$3,094,084.58**

Estimated Receipts from Cherry Sheet	\$ 593,134.00
Local Estimated Receipts	\$ 238,814.00
Free Cash	\$ 709,220.00
Enterprise Fund	\$ 458,060.33

NET AMOUNT TO BE RAISED BY TAXATION **\$8,074,130.17**

ASSESSED VALUATIONS

Residential	120,548,555.00
Open Space	565,800.00
Commercial	7,003,044.00
Industrial	423,383,068.00
Personal Property	97,464,710.00
 Total Taxable Value	 648,965,177.00

CLASSIFIED TAX RATES FOR FY 2013

Our Fiscal Year 2013 Tax Rate was finalized by the Department of Revenue on December 6, 2012.

Residential & Open Space	\$ 8.09
Commercial, Industrial & Personal Property	\$13.44

ABATEMENTS AND EXEMPTIONS GRANTED FROM FISCAL YEAR 2012

#	TYPE	TOTAL AMOUNT
2	Real Estate Abatements	\$ 285.38
1	Personal Property Abatement	\$ 113.92
19	Veteran's Exemption	\$ 12,150.00
1	Blind Exemption	\$ 500.00
37	Persons 65 & Over Exemption	\$ 35,331.66
6	Persons 70+ & Surviving Spouse	\$ 1,050.00
1	Hardship Clause	<u>\$ 500.00</u>
64	Total (as of 6/30/12)	\$ 49,531.66

MOTOR VEHICLE EXCISE ASSESSED IN CALENDAR YEAR 2012

2011	Levy	
	Number of Vehicles	35
	Total Valuation	170,800.00
	Total Tax	\$668.02
2012	Levy	
	Number of Vehicles	1815
	Total Valuation	5,974,550.00
	Total Tax	\$133,066.64
	Total of Commitments	\$133,734.66

MOTOR VEHICLE EXCISE RECOMMITTED IN CALENDAR YEAR 2012

2002	Levy	
	Number of Vehicles	1
	Total Tax	\$ 35.00

MOTOR VEHICLE EXCISE ABATEMENTS GRANTED IN CALENDAR YEAR 2012

2011	Levy	
	Number of Abatements	4
	Total Amount Granted	\$ 200.21
2012	Levy	
	Number of Abatements	54
	Total Amount Granted	\$ 4,017.42

Respectfully Submitted,

The Erving Board of Assessors

Margaret Sullivan, Chair
James Carpenter
Beth Palmquist

Tax Collector

Reports Ending 6/30/2012



Michele M. Turner, Tax Collector



Ann Petrain, Assistant Tax Collector

REPORT OF THE COLLECTOR OF TAXES

For Fiscal Year 2011 (7/1/2011 - 6/30/2012)

Levy Year	Tax / Fee / Lien	Balance 07/01/2011	Levy Commitment	Collections Net of Refunds & Tax Title	Abatements Exemptions Adjustments	Balance 06/30/2012
2012	Real Estate		\$4,844,153.09	\$4,769,956.59	\$47,817.04	\$26,379.46
2011	Real Estate	\$70,831.86		\$70,831.86		\$0.00
2010	Real Estate	\$10,624.28		\$10,624.28		\$0.00
2009	Real Estate	(\$33.09)		(\$33.09)		\$0.00
2012	Personal Property		\$2,653,514.58	\$2,652,217.51	\$113.92	\$1,183.15
2011	Personal Property	\$977.28		\$706.50		\$270.78
2010	Personal Property	\$265.48		\$11.08		\$254.40
2009	Personal Property	\$1,292.71		\$2.06	\$948.55	\$342.10
2008	Personal Property	\$969.95		\$665.28		\$304.67
2007	Personal Property	\$101.23		\$0.00		\$101.23
2012	Motor Vehicle Excise		\$120,914.95	\$107,772.30	\$3,230.54	\$9,912.11
2011	Motor Vehicle Excise	\$10,014.11	\$12,914.16	\$18,862.19	\$1,074.39	\$2,991.69
2010	Motor Vehicle Excise	\$3,546.98		\$1,684.93		\$1,862.05
2009	Motor Vehicle Excise	\$1,709.62		\$95.13		\$1,614.49
2008	Motor Vehicle Excise	\$1,489.48		\$32.50		\$1,456.98
2007	Motor Vehicle Excise	\$815.95		\$51.67		\$764.28
2006	Motor Vehicle Excise	\$770.21		\$135.00		\$635.21
2005	Motor Vehicle Excise	\$399.89		\$61.25		\$338.64
2004	Motor Vehicle Excise	\$1,336.14		\$6.46		\$1,329.68
2003	Motor Vehicle Excise	\$355.63		\$0.00		\$355.63
2002	Motor Vehicle Excise	\$86.79		\$40.63		\$46.16
		<hr/>				<hr/>
		\$105,554.50				\$50,142.71
				Interest Collected on Past Due Taxes	\$8,171.28	
				Collection Fees and Charges	\$11,457.28	
				Mobile Home Fees In Lieu of Taxes	\$864.00	
				Municipal Lien Certificates	\$1,450.00	
				<hr/>		
TOTAL COLLECTIONS FOR FY 2012				\$7,655,666.69		

Respectfully submitted,

Michele M. Turner
Tax Collector

Treasurer's Office



Left to Right:

Avis Suddy, Clerk

Julie Wonkka, Payroll HR Assistant

Margaret Sullivan, Treasurer

Treasurer's 2012 Annual Report
By Margaret Sullivan, CMMT
Erving Treasurer

Julie Wonkka, Payroll & Human Resources Assistant, and Avis Suddy, Clerk, still work in the Treasurer's Office. It is nice to have continuity.

The Tax Title balance, owed by thirteen taxpayers, was approximately \$87,500.00 at the beginning of the year. As the year went on, more accounts were entered into Tax Title and some were redeemed. As of June 30, 2012, there were still sixteen parcels, owned by nine property owners, with an outstanding principal amount of approximately \$84,700.00. During the year, the Town completed a "Judgment in Tax Lien Case" against Patriots Environmental Corporation, who were the owners of the old Erving Paper Usher Plant. As of February 24, 2012, the town became the owner of that property.

The Erving Elementary School Addition Bond was paid off with assistance from the State paying their portion early.

Erving Wastewater Treatment Plant upgrade, which was finalized in March 2009, will be paid off in June 2029. We borrowed \$4,511,419 for a period of 20 years through the Massachusetts Water Pollution Abatement Trust Program.

The Town of Erving is the lead town for the Northern Tier Ten Town Economic Development Program which benefits ten towns. We have a contract with the Franklin County Community Development Corporation (FCCDC) to administer the monies. The Trust Fund is utilized only for eligible activities as allowed by program income trust fund guidelines of the Small Cities Block Grant Program. Currently we have a balance of \$143,428.71 which is able to be loaned out to applicants.

We produce payroll every other week for approximately 100 employees on a regular basis and the numbers increase on a quarterly basis and throughout the summer. We generated 220 W-2's for calendar year 2012. Eighty-five employees take advantage of Direct Deposit. We offer deferred compensation. Health, Dental, and Life Insurance plans are offered to eligible employees at 84% paid by the town and Health Insurance is offered to retired employees at 77% paid by the town.

The bills for the town are paid every other week, the opposite week of payroll.

Money comes into the Treasurer's office in many different ways: The State automatically deposits their payments; The school brings over lunch money and after school program funds; The Select board turns in receipts from building, electrical, and plumbing permits and licenses; The Fire Chief turns in money from permits; Recreation department turns in money for programs they offer; and money is received from disposal of other people's waste and disposal of white goods.

Sincerely,

Margaret Sullivan, CMMT
Erving Treasurer

**Water Department
Treasurer/Collector
FY 2012 Annual Report
By Margaret Sullivan**

The Water Receipts for FY 2012 included the following:

Water Testing	\$2,500.00
Testing backflow devices	\$594.10
House Sales & other fees	\$830.00
Hydrant Flushings	\$5,893.89
Water usage	\$76,863.33
Interest on Water Charges	\$477.31
Total Receipts from sales	\$87,158.63
Less Abatements	-\$90.00
Net Receipts from sales	\$87,068.30
Interest from Bank	\$437.18
Total Receipts	\$87,505.81
Bank Balance on 6/30/2012	\$162,744.82

Water bills are mailed semi-annually and are due thirty (30) days after the postmarked date they were mailed. Overdue notices go to property owners 45 days after the original bills were mailed. Shut-off notices go to property owners 60 days after the original bill was postmarked. There is an additional fee to turn the water off and to turn it back on again. Employees who are sent to the property to shut off the water cannot accept payments.

Town Accountant

Financial Reports



Deb Mero

TOWN OF ERVING, MASSACHUSETTS
COMBINED BALANCE SHEET - ALL FUND TYPES AND ACCOUNT GROUPS
JUNE 30, 2012

	General	Special Revenue	Capital Projects	Enterprise	Trust and Agency	Long Term Debt	Totals (Memorandum Only)
Assets							
Cash and Investments	\$ 3,747,798.27	\$ 450,231.40	\$ 336,856.43	1,548,652.67	\$ 6,071,483.54	\$ -	\$ 12,155,022.31
Accounts Receivable:							
Overpayment Refund	1,647.90	-	-	-	-	-	1,647.90
Property Taxes	44,391.67	-	-	-	-	-	44,391.67
Excise Taxes	22,802.77	-	-	-	-	-	22,802.77
Tax Liens	84,677.22	-	-	-	-	-	84,677.22
Tax Foreclosures	31,409.88	-	-	-	-	-	31,409.88
User Charges	-	-	-	4,026.62	-	-	4,026.62
Less: Allowance for Uncollectible Accounts	(248,887.50)	-	-	-	-	-	(248,887.50)
Due from Other Governments	-	64,819.76	-	-	-	-	64,819.76
Due from Other Funds	-	-	-	-	-	-	-
Amount to be Provided for the Payment of Debt	-	-	-	-	-	4,050,539.00	4,050,539.00
Total Assets	\$ 3,683,840.21	\$ 515,051.16	\$ 336,856.43	\$ 1,552,679.29	\$ 6,071,483.54	\$ 4,050,539.00	\$ 16,210,449.63
Liabilities and Fund Equity							
Liabilities:							
Warrants & Payrolls Payable	\$ 245,387.82	\$ -	\$ -	\$ 9,121.49	\$ -	\$ -	\$ 254,509.31
Employee Withholdings	13,443.97	-	-	-	-	-	13,443.97
Due to Others	282.80	-	-	-	1,414.00	-	1,696.80
Due to Student Groups	-	-	-	-	9,887.44	-	9,887.44
Deferred Revenue:							
Property Taxes	(204,495.83)	-	-	-	-	-	(204,495.83)
Other	138,889.87	64,819.76	-	4,026.62	-	-	207,736.25
Due to Other Funds	-	-	-	-	-	-	-
Bond Indebtedness	-	-	-	-	-	4,050,539.00	4,050,539.00
Total Liabilities	193,508.63	64,819.76	-	13,148.11	11,301.44	4,050,539.00	4,333,316.94
Fund Equity:							
Retained Earnings:							
Reserved for Encumbrances	-	-	-	408,534.61	-	-	408,534.61
Unreserved:							
Designated for Subsequent Years' Expenditures				130,778.10			130,778.10
Undesignated				1,000,218.47			1,000,218.47
Fund Balance:							
Reserved for Encumbrances	1,191,525.60	-	336,856.43	-	-	-	1,528,382.03
Reserved for Nonexpendable Trust Principal	-	-	-	-	9,840.18	-	9,840.18
Unreserved:							
Designated for Subsequent Years' Expenditures	709,220.00	-	-	-	-	-	709,220.00
Undesignated	1,589,585.98	450,231.40	-	-	6,050,341.92	-	8,090,159.30
Total Fund Equity	3,490,331.58	450,231.40	336,856.43	1,539,531.18	6,060,182.10	-	11,877,132.69
Total Liabilities and Fund Equity	\$ 3,683,840.21	\$ 515,051.16	\$ 336,856.43	\$ 1,552,679.29	\$ 6,071,483.54	\$ 4,050,539.00	\$ 16,210,449.63

**TOWN OF ERVING, MASSACHUSETTS
BALANCE SHEET - ENTERPRISE FUNDS
JUNE 30, 2012**

	POTW Fund	Water Fund	Totals
Assets			
Cash and Investments	\$ 1,408,275.12	\$ 140,377.55	\$ 1,548,652.67
Accounts Receivable:			
User Charges	-	4,026.62	4,026.62
Total Assets	\$ 1,408,275.12	\$ 144,404.17	\$ 1,552,679.29
Liabilities and Fund Equity			
Liabilities:			
Warrants Payable	9,041.49	80.00	9,121.49
Deferred Revenue	-	4,026.62	4,026.62
Total Liabilities	9,041.49	4,106.62	13,148.11
Fund Equity:			
Reserved for Encumbrances	385,947.48	22,587.13	408,534.61
Reserved for Expenditure	120,000.00	10,778.10	130,778.10
Unreserved Retained Earnings	893,286.15	106,932.32	1,000,218.47
Total Fund Equity	1,399,233.63	140,297.55	1,539,531.18
Total Liabilities and Fund Equity	\$ 1,408,275.12	\$ 144,404.17	\$ 1,552,679.29

TOWN OF ERVING, MASSACHUSETTS
COMBINED STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCES -
ALL GOVERNMENTAL FUND TYPES AND EXPENDABLE TRUST FUNDS
FOR THE YEAR ENDED JUNE 30, 2012

	Governmental Fund Types			Fiduciary Fund Types	Totals
	General Fund	Special Revenue	Capital Projects	Trust Funds	(Memorandum Only)
Revenues:					
Taxes	7,417,911.30	\$ -	\$ -	\$ -	\$ 7,417,911.30
State Receipts	3,469,731.00	-	-	-	3,469,731.00
Excise Taxes	128,262.71	-	-	-	128,262.71
Licenses, Permits, Fees, Fines, Misc	128,569.93	-	-	-	128,569.93
Interest on Delinquent Taxes	8,866.77	-	-	-	8,866.77
Investment Income:					
Interest	16,974.64	14,595.64	-	199,104.49	230,674.77
Grants and Fees	-	672,368.83	-	-	672,368.83
Other	-	-	-	-	-
Total Revenues	11,170,316.35	686,964.47	-	199,104.49	12,056,385.31
Expenditures:					
Current:					
General Government	609,869.64	20,232.00	-	-	630,101.64
Public Safety	555,034.94	71,311.62	-	-	626,346.56
Public Works	459,073.79	93,430.20	-	-	552,503.99
Education	2,907,315.25	269,922.64	-	-	3,177,237.89
Health and Human Services	114,832.32	14,835.93	750,536.96	-	880,205.21
Culture and Recreation	87,072.28	20,424.73	-	-	107,497.01
Employee Benefits and Insurance	958,656.92	-	-	-	958,656.92
State Assessments	588,210.00	-	-	-	588,210.00
Debt Service:	-	-	-	-	-
Principal	2,225,000.00	-	-	-	2,225,000.00
Interest and Fiscal Charges	148,592.93	-	-	-	148,592.93
Total Expenditures	8,653,658.07	490,157.12	750,536.96	-	9,894,352.15
Excess of Revenues Over (Under) Expenditures	2,516,658.28	196,807.35	(750,536.96)	199,104.49	2,162,033.16
Other Financing Sources (Uses):					
Operating Transfers In	71,464.00	10,000.00	-	1,539,145.64	1,620,609.64
Operating Transfers Out	(1,939,497.00)	(39,618.00)	-	(507,991.64)	(2,487,106.64)
Proceeds of Notes and Debt	-	-	-	-	-
Total Other Financing Sources (Uses)	(1,868,033.00)	(29,618.00)	-	1,031,154.00	(866,497.00)
Excess of Revenues and Other Financing Sources Over (Under) Expenditures and Other Financing Uses	648,625.28	167,189.35	(750,536.96)	1,230,258.49	1,295,536.16
Fund Balances, Beginning of Year	2,841,706.30	283,042.05	1,087,393.39	4,829,923.61	9,042,065.35
Fund Balances, End of Year	\$ 3,490,331.58	\$ 450,231.40	\$ 336,856.43	\$ 6,060,182.10	\$ 10,337,601.51

**TOWN OF ERVING, MASSACHUSETTS
COMBINED STATEMENT OF REVENUES AND EXPENDITURES -
BUDGET AND ACTUAL - GENERAL FUND
FOR THE YEAR ENDED JUNE 30, 2012**

	Original Budget	Final Budget	Actual	Amounts Carried Forward to Next Year	Variance Favorable (Unfavorable)
Revenues:					
Taxes	\$ 7,415,913.94	7,415,913.94	\$ 7,417,911.30	\$ -	\$ 1,997.36
State Receipts	1,174,113.00	1,174,113.00	3,469,731.00	-	2,295,618.00
Excise and Other Taxes	123,792.00	123,792.00	128,262.71	-	4,470.71
Licenses, Permits, Fees, Fines, Misc	88,800.00	88,800.00	128,569.93	-	39,769.93
Interest on Delinquent Taxes	4,000.00	4,000.00	8,866.77	-	4,866.77
Interest on Investments	17,000.00	17,000.00	16,974.64	-	(25.36)
Total Revenues	<u>8,823,618.94</u>	<u>8,823,618.94</u>	<u>11,170,316.35</u>	<u>-</u>	<u>2,346,697.41</u>
	^	^	^		
Expenditures:					
Current:					
General Government	\$1,546,803.00	\$1,529,376.29	\$609,869.64	806,557.78	112,948.87
Public Safety	576,032.96	593,459.67	555,034.94	24,367.26	14,057.47
Public Works	648,183.31	648,183.31	459,073.79	74,482.86	114,626.66
Education	3,510,484.25	3,510,484.25	2,907,315.25	286,117.70	317,051.30
Health and Human Services	132,346.00	132,346.00	114,832.32	-	17,513.68
Culture and Recreation	96,974.96	96,974.96	87,072.28	-	9,902.68
Employee Benefits and Insurance	1,043,163.00	1,043,163.00	958,656.92	-	84,506.08
State Assessments	643,134.00	643,134.00	588,210.00	-	54,924.00
Debt Service:					
Principal	445,000.00	445,000.00	2,225,000.00	-	(1,780,000.00)
Interest and Fiscal Charges	121,819.00	121,819.00	148,592.93	-	(26,773.93)
Total Expenditures	<u>8,763,940.48</u>	<u>8,763,940.48</u>	<u>8,653,658.07</u>	<u>1,191,525.60</u>	<u>(1,081,243.19)</u>
Excess of Revenues Over (Under) Expenditures	<u>59,678.46</u>	<u>59,678.46</u>	<u>2,516,658.28</u>	<u>(1,191,525.60)</u>	<u>1,265,454.22</u>
Other Financing Sources (Uses):					
Operating Transfers In	31,846.00	31,846.00	71,464.00	-	39,618.00
Operating Transfers Out	(1,929,497.00)	(1,929,497.00)	(1,939,497.00)	-	(10,000.00)
Total Other Financing Sources (Uses)	<u>(1,897,651.00)</u>	<u>(1,897,651.00)</u>	<u>(1,868,033.00)</u>	<u>-</u>	<u>29,618.00</u>
Budget Variance:					
Excess of Revenues and Other Financing Sources Over (Under) Expenditures and Other Financing Uses	<u>\$ (1,837,972.54)</u>	<u>\$ (1,837,972.54)</u>	<u>\$ 648,625.28</u>	<u>\$ (1,191,525.60)</u>	<u>\$ 1,295,072.22</u>

**TOWN OF ERVING, MASSACHUSETTS
COMBINED STATEMENT OF REVENUES, EXPENSES
AND CHANGES IN RETAINED EARNINGS
PROPRIETARY FUND TYPES
FOR THE YEAR ENDED JUNE 30, 2012**

	Proprietary Fund Types		Totals
	POTW Fund	Water Fund	(Memorandum Only)
Operating Revenues:			
Collections and User Fees	\$ 166,864.00	\$ 94,193.72	\$ 261,057.72
Other Income	115,558.00	25.09	115,583.09
Interest on User Charges		841.12	841.12
Total Operating Revenues	282,422.00	95,059.93	377,481.93
Operating Expenses:			
Operating Costs	377,534.77	47,452.04	424,986.81
Total Operating Expenses	377,534.77	47,452.04	424,986.81
Operating Income (Loss)	(95,112.77)	47,607.89	(47,504.88)
Non-Operating Revenues (Expenses):			
Interest	1,134.70	437.13	1,571.83
Capital Outlay	(241,029.42)	(4,210.00)	(245,239.42)
Payment of Debt	(192,196.00)	(192,000.00)	(384,196.00)
Interest Expense	(86,572.69)	(9,123.31)	(95,696.00)
Total Non-Operating Revenues (Expenses)	(518,663.41)	(204,896.18)	(723,559.59)
Income (Loss) Before Operating Transfers	(613,776.18)	(157,288.29)	(771,064.47)
Operating Transfers In (Out)	746,497.00	120,000.00	866,497.00
Net Income (Loss)	132,720.82	(37,288.29)	95,432.53
Retained Earnings July 1, 2011	1,266,512.81	177,585.84	\$ 1,444,098.65
Retained Earnings June 30, 2012	\$ 1,399,233.63	\$ 140,297.55	\$ 1,539,531.18

**TOWN OF ERVING, MASSACHUSETTS
COMBINING STATEMENT OF SPECIAL REVENUE FUND REVENUES, EXPENDITURES
AND CHANGES IN FUND BALANCES
FOR THE YEAR ENDED JUNE 30, 2012**

	Fund Balances July 1, 2011	Revenues	Expenditures	Other Financing Sources (Uses)	Fund Balances June 30, 2012
Highway Grants:	\$ (6,569.80)	100,000.00	93,430.20		\$ -
School Grants:					
SPED IDEA	8,485.21	51,972.00	53,378.52		7,078.69
SPED Early Childhood	210.82	1,487.85	1,445.96		252.71
SPED Program Improvement	-	4,421.00	2,853.14		1,567.86
ARRA IDEA	3,638.00	-	3,638.00		-
ARRA SFSF	4,522.84	-	4,522.84		-
ARRA SFSF-B	0.05	-	0.05		0.00
Title I	4,105.08	22,458.00	22,886.82		3,676.26
REAP Grant	(2,375.19)	21,951.11	21,216.82		(1,640.90)
Title II A - Education Quality	488.00	8,982.00	8,854.80		615.20
Ed Jobs	-	30,454.00	25,152.66		5,301.34
Foundation Reserve-"Pothole"	34,882.15	-	-		34,882.15
Community Part for Children	4,010.03	26,022.00	25,213.19		4,818.84
SPED Circuit Breaker	39,618.00	77,555.00		(39,618.00)	77,555.00
Kindergarten Enhancement Program	1,682.45	11,600.00	11,134.31		2,148.14
Police Grants:					
Community Policing	-				-
Bullet Proof Vests	-				-
Local Law Enforcement System Improvement	344.08				344.08
Select Enforce OT	(913.52)	1,795.26	896.34		(14.60)
DCR VFA FY12 Firefighting Equipment	0.00	1,987.50	1,987.50		-
DFS2009 Firefighting Equipment	-				-
DCR Grant/Fire Department	-				-
Emergency Operations Planning Grant	92.04				92.04
CT CDA FY09 Emerg Mgmt Planning Grant	-				-
FEMA/MEMA Storm Relief	-	7,567.25	5,587.78		1,979.47
EOCD Housing Rehab	1,000.00		1,000.00		-
Energy Efficiency Grant	-				-
Septic Management Grant	2,000.00				2,000.00
MAPHC-Public Health	180.00				180.00
FCHHC-DPH My Life/My Health	1,822.77	2,000.00	690.00		3,132.77
Wellhead Protection Grant	1,167.78				1,167.78
COA Formula Grant	-	3,500.00	3,500.00		-
Library	7,597.42	1,621.19	1,465.57		7,753.04
Schools:					
School Lunch	7,467.60	53,010.09	62,290.41	10,000.00	8,187.28
Revolving Funds:					
After School Program	388.62	15,894.75	12,930.52		3,352.85
School E Rate Revolving	-	5,748.03			5,748.03
Read-A-Thon Revolving Fund	3,773.85	-	211.29		3,562.56
Pre-K Tuition Revolving Fund	13,457.80	11,803.00	14,193.31		11,067.49
Other:					
Recreation Revolving	11,634.94	15,797.61	13,589.59		13,842.96
Ten Town Loan Program	40,241.25	116,787.46	13,600.00		143,428.71
Cultural Council	3,044.21	3,876.26	3,765.00		3,155.47
Road Machinery Fund	786.47				786.47
Sale of Cemetary Lots	8,375.00	200.00			8,575.00
Wetlands Protection Fund	3,623.83				3,623.83
Post War Rehab	19,512.70	805.96			20,318.66
Insurance Proceeds	-	5,632.00	5,632.00		-
History of Erving Books Revolving	-				-
Cons Comm Consultant Fees	958.87				958.87
FRCOG-Mini Grant-BOH	197.23				197.23
FRCOG-Mini Grant-Wmass Homeland Security	-				-
Cable-PEG Access Support	22,292.31	6,951.56			29,243.87
COA Revolving:	9,393.19	9,123.59	10,645.93		7,870.85
Dog Fund Library	1,555.64				1,555.64
Police Outside Detail	25,192.43	65,960.00	62,840.00		28,312.43
Library-Ezra Jack Keats Foundation	206.26				206.26
Library-Gifts	2,057.65		1,604.57		453.08
Other Gifts	2,893.99				2,893.99
	<u>\$ 283,042.05</u>	<u>\$ 686,964.47</u>	<u>\$ 490,157.12</u>	<u>\$ (29,618.00)</u>	<u>\$ 450,231.40</u>

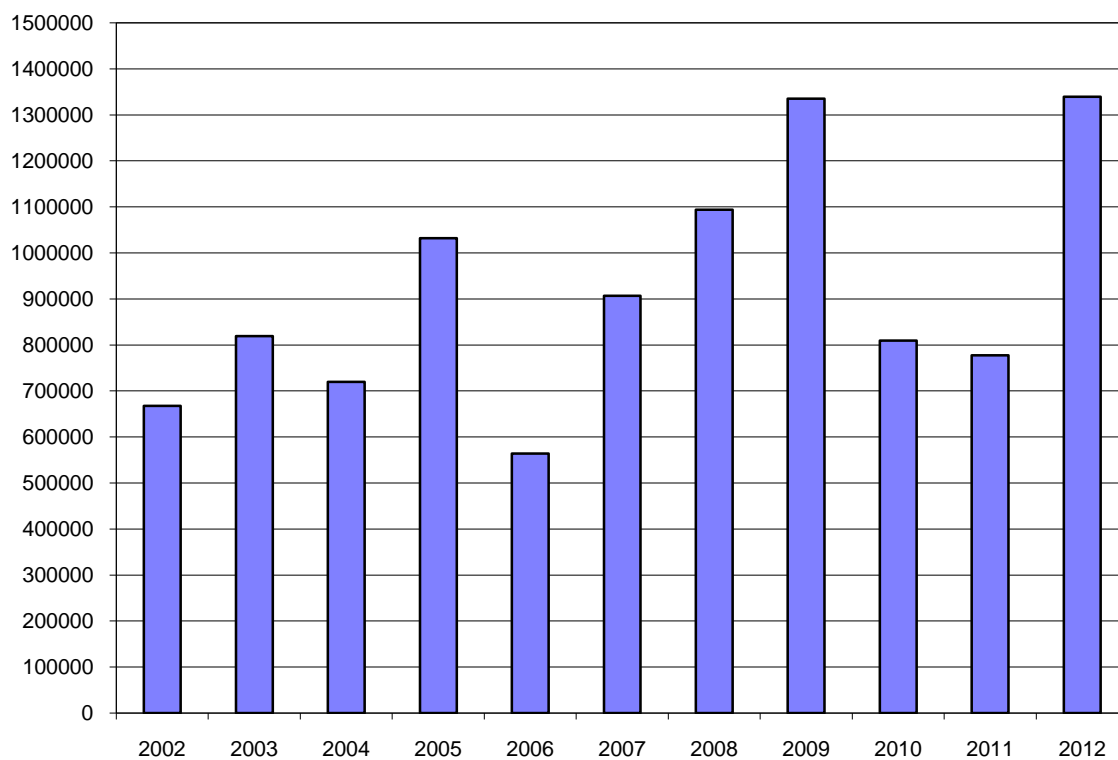
TOWN OF ERVING, MASSACHUSETTS
 COMBINING STATEMENT OF CAPITAL PROJECTS FUND REVENUES, EXPENDITURES
 AND CHANGES IN FUND BALANCES
 FOR THE YEAR ENDED JUNE 30, 2012

	Fund Balances July 1, 2011	Revenues	Expenditures	Other Financing Sources (Uses)	Fund Balances June 30, 2012
Erving Elementary School Construction	\$ 69,648.95				\$ 69,648.95
Erving Senior Community Center	\$ 1,003,672.63		\$ 750,536.96		253,135.67
POTW#1 Facility Upgrade	14,071.81				14,071.81
	<u>\$ 1,087,393.39</u>	<u>\$ -</u>	<u>\$ 750,536.96</u>	<u>\$ -</u>	<u>\$ 336,856.43</u>

**TOWN OF ERVING, MASSACHUSETTS
COMBINING STATEMENT OF TRUST FUND REVENUES, EXPENSES
AND CHANGES IN FUND BALANCES - EXPENDABLE TRUST FUNDS
FOR THE YEAR ENDED JUNE 30, 2012**

	Fund Balances July 1, 2011	Revenues	Expenditures	Other Financing Sources (Uses)	Fund Balances June 30, 2012
Stabilization Fund:					
General	\$ 4,338,998.11	\$ 185,174.05		\$ 511,000.00	\$ 5,035,172.16
Fire Truck	24,552.77	1,014.14			25,566.91
Elem Sch Computers	71,987.17	2,596.92		(19,846.00)	54,738.09
Retiree Insurance	232,696.84	5,803.78		(237,430.41)	1,070.21
Employee Benefits	116,380.76	2,901.89		(118,715.23)	567.42
OPEB Trust Fund	-			896,145.64	896,145.64
Cemetery Perpetual Care:					
Non-Expendable	9,840.18				9,840.18
Expendable	27,106.84	1,613.71			28,720.55
Conservation Fund	8,360.94	-	-		8,360.94
	<u>\$ 4,829,923.61</u>	<u>\$ 199,104.49</u>	<u>\$ -</u>	<u>\$ 1,031,154.00</u>	<u>\$ 6,060,182.10</u>

Free Cash FY 2001 - FY 2011



REGIONAL REPORTS

*FRANKLIN REGIONAL
COUNCIL OF GOVERNMENTS*



*FRANKLIN COUNTY
SOLID WASTE MANAGEMENT DISTRICT*



*EASTERN FRANKLIN COUNTY
HEALTH DISTRICT*



DEPARTMENT OF VETERAN SERVICES



*FRANKLIN COUNTY COOPERATIVE
INSPECTION PROGRAM*



Franklin Regional Council of Governments 2012 Annual Report

Calendar year 2012 was a significant year for the FRCOG. In April we moved to offices at the John W. Olver Transit Center. This marks the first time in 18 years that FRCOG staff have been housed under one roof, and the benefits of this were immediately noticeable from better collaboration between FRCOG programs to reduced administrative costs. On July 1, the FRCOG celebrated its 15th anniversary. We believe that the Charter Commission that created the FRCOG would agree that the FRCOG is meeting its mission and serving the region of Franklin County and its towns well. Provided below are highlights from each of our programs.

Administration and Special Regional Projects. In 2012 special projects included organizing the fourth annual statewide Regionalization Conference with Lt. Governor Tim Murray's office. This conference highlights the FRCOG and the towns of Franklin County for its regionalization efforts and has identified the FRCOG as the leading regionalization organization in Massachusetts.

Cooperative Public Health Service. This program was created in 2012 by combining the Regional Health and Regional Nurse Programs. The program provided public health and nursing to eight towns and will expand to 10 towns in 2013. In 2012 the program conducted: 95 food inspections, 40 septic plan reviews, 90 Title 5 inspections, 12 camp inspections, 7 pool inspections, 10 hotel/motel inspections, 40 perc tests, and administered more than 1,000 vaccines at flu clinics throughout the county.

Cooperative Purchasing Program. The Cooperative Purchasing Program provided bidding and contracting services for more than 20 highway products and services to 23 towns; fuel bidding services to 19 towns and non-profits; dog tags and licenses for 45 towns in 5 counties; and elevator maintenance services to 3 school districts and 11 towns.

Economic Development. Using a U.S. Environmental Protection Agency (EPA) grant, over \$53,000 worth of environmental site assessment work was conducted on six properties in four Franklin County towns that were potentially contaminated brownfields sites. As the 1,300-mile MassBroadband middle mile network neared completion, the FRCOG engaged in a municipal broadband adoption project that included a municipal survey of each town's existing voice and data contracts and a Request for Information to all last mile service providers so that towns can compare options, services and pricing.

Emergency Preparedness. Emergency Preparedness staff assisted several municipal public health and public safety groups in Franklin County including the Mohawk Area Public Health Coalition (MAPHCO), the Franklin County Regional Emergency Planning Committee (REPC), the Citizen Emergency Response Team (CERT), the Medical Reserve Corps (MRC) and the Disaster Animal Response Team (DART). For each of these groups, FRCOG staff organized workshops, trainings, and exercises, analyzed past response efforts, and worked to plan a coordinated emergency response before Franklin County's next regional, emergency event.

Franklin County Cooperative Inspection Program (FCCIP). The FCCIP provides building, plumbing and wiring inspection services to 16 Franklin County towns. The highlight of 2012 was implementation of a revised assessment formula that reduces town assessments and makes the assessments more predictable over time.

Homeland Security Fiduciary. The FRCOG has served as fiduciary for the Western Region Homeland Security Advisory Council (WHRSAC) since 2004. Franklin County 2012 projects included: improvements to the Route 202 corridor coverage of the Franklin County Emergency Communications System; a new emergency sheltering equipment trailer housed in Buckland; the development of a Technical Rescue Team for the Western Mass Fire Chiefs Association; and video downlink equipment, housed at the Greenfield Fire Department, which allows incident commanders to view aerial video taken by the Massachusetts State Police.

Land Use Planning. Based on socio-economic analysis, Franklin County needs to accommodate 3,500 new houses and adapt to and provide services for an aging population over the next 25 years. The FRCOG received a 3-year Sustainable Communities Regional Planning Grant from the U.S. Department of Housing and Urban Development (HUD) Sustainable Communities Initiative to address this. The goal of the project is to create a plan that identifies where and how new housing, including senior housing, should be built to have the least impact on prime farmland and forestland and centralize development in community service areas by using undeveloped and under-utilized parcels and buildings.

Natural Resources Planning. The FRCOG spent the last part of 2012 focusing on the upcoming Federal Energy Regulatory Commission (FERC) relicensing of five hydroelectric facilities on the Connecticut River, two of which are located in Franklin County. The new licenses will be in effect for 30-50 years, so the FRCOG recognizes the importance of ensuring that the river, the farmland along the river, and the associated recreation facilities important to Franklin County are protected and maintained by the licenses.

Town Accounting Program. The Town Accounting Program now provides accounting services and software to 14 towns. The focus of 2012 was to provide and improve the quality of service to all participating communities.

Transportation Planning. The FRCOG, along with MassDOT and three other regional planning agencies, have been working to launch a marketing campaign for the seven designated Scenic Byways in Western Massachusetts. In Franklin County this includes Route 122, Route 2, Route 116, Route 47 and 63/10, and Route 122. The goal of the project is to brand and promote these Scenic Byways as local and regional travel destinations. To date the project has produced a family of logos and graphics for the byways, and is well underway with website development, the production of maps and brochures, and identification of a wayfinding sign system.

For additional details about FRCOG programs, we encourage residents to read the FRCOG Annual Report, which will be posted on our web site, www.frcog.org, or you can receive a copy by calling 413-774-3167.

2012 REPORT OF THE FRANKLIN COUNTY SOLID WASTE MANAGEMENT DISTRICT

To the Residents of the Solid Waste District:

The Solid Waste District was formed in 1989 to help Franklin County towns manage all aspects of their solid waste – recyclables, organics, hazardous waste, wastewater treatment sludge, and trash. We continue to provide assistance to twenty-two member towns through administrative support, professional consultation, trainings, and outreach to residents and businesses.

A review of recycling tonnage for 2012 shows a slight decrease from 2011. District residents recycled over 1,900 tons of paper and over 1,100 tons of mixed containers. The recyclable material was processed at the Springfield Materials Recycling Facility. Market prices for recyclables were low from June through December. Despite the low market prices, District towns received a total of \$94,500 in revenue for their recyclables.

In 2012, the District sponsored spring and fall “Clean Sweep” collections for bulky items, electronics, tires, appliances, and anything too big to fit into a trash bag. Almost 60 tons of material was recycled or disposed of from the two collections. A total of 512 households participated in these collection events.

We also held our annual household hazardous waste collection in September 2012. This event allows residents to properly dispose of toxic cleaners, automotive products, pesticides, and other toxic products. A total of 324 households participated in this event. 50% of participants were using the collection for the first time.

We continue to work with public schools to improve their recycling programs and to implement programs to collect food waste for composting. The District also provides hands-on assistance to businesses and institutions that want to recycle or compost their waste. In 2012 we used a state grant to supply twenty-seven wheeled carts for bottles/cans recycling to area schools. We also helped member towns implement \$23,000 worth of small scale initiative grants from the MA Department of Environmental Protection.

If you have questions about District programs, call us at 413-772-2438 (MA Relay for the hearing impaired: 711 or 1-800-439-2370 TTY/TDD), visit our website at www.franklincountywastedistrict.org or visit us at 50 Miles Street in Greenfield.

Jan Ameen - *Executive Director*

Jonathan Lagreze, Colrain - *Chair*

Chris Boutwell, Montague - *Vice-Chair*

Andrea Donlon, Buckland - *Treasurer*

2012
Annual Report
Eastern Franklin County Health District for the Erving Board of Health

The Eastern Franklin County Health District is responsible for conducting inspections and enforcement of federal, state and local health regulations. In addition, the District works with the Erving Board of Health in consultation to formulate and enact policies that carry out the intent of the Board for municipal health protection. The Eastern Franklin County Health District has provided public health services for the Town of Erving since its inception in 1985.

The District accepts calls from citizens with questions or health concerns, with subjects as varied as water quality, indoor air quality, mold, rodents and insects, septic system maintenance, community public health resources, and funding for maintaining minimum standards for housing.

Food Establishments, recreational camps, pools, and certain other services are required to be inspected annually on different schedules regulated by state law. Erving has two pools, a motel, tanning facility, and several restaurants. When food establishments change hands or re-open under new management, a pre-inspection and consultation prior to opening is required. This year saw changes in management of two establishments, which also necessitates plan review and pre-opening inspections.

New residential construction continues to decline. However there has been an increase in Title V inspections and repairs to existing septic systems. Resale of properties has been stable, with some property owners having Title V inspections in preparation for listing or sale. Percolation testing, plan review and inspection of installed sub-surface sewage systems were performed by the agents, mostly this year for re-sale properties. Replacement of these older systems which do not properly treat sewage increased the quality of everyone's drinking water.

This year saw an increase in cases of EEE (Equine Encephalitis) and other insect-borne illness. Statewide monitoring is required, along with reporting to the CDC on the federal level. Departments in town such as Recreation Department will be alerted when conditions are favorable for transmission of these diseases via mosquitoes or ticks. Some evening activities may have to be cancelled if these illnesses are prevalent later in the summer season.

Two fires in town required participation in post-fire status evaluation by the Board of Health Agents and other town departments. Both remain unoccupied at this time.

Well permitting remained steady in numbers from last year. The District and the Board of Health Clerk processed well permits for installation and decommissioning of wells, and the District processed the installers licensing procedures. In addition, there were several cases of citizens without potable water, or water that was questionable and needed testing.

Due to economic distress, there continues to be complaints regarding substandard housing (Chapter II of the State Sanitary code). Once again, all were resolved between the parties, and none required court action to resolve.

An ongoing problem in Erving revolves around "nuisance" complaints, usually regarding excess trash accumulation, pet waste, and trash dumping in both residential and unoccupied areas. These complaints tend to rise in times of economic stress. The District office continues to expend increasing resources in this area of public health. Several cases in town are still undergoing monitoring for clean-up. Coordination between the Police Department and Building Inspector's office, Wiring Inspector's and Plumbing Inspector's offices was necessary for several of these complaints. Zoning enforcement is usually needed in addition to the Health Inspector's monitoring. Several sites in Erving have had continual issues with excess trash and debris. Residents should be aware that in addition to being unsightly and decreasing property values, some debris (batteries, chemical waste, petroleum based products) are dangerous, and others (mattresses, cardboard boxes, furniture) are an attraction to rodents and vermin.

There continues to be an increase in the filing of communicable diseases with the State lab in Boston from health care providers and hospitals. Communicable disease reports are processed by the District and the State Laboratory in Boston with follow-up by the District. Pertussis (Whooping Cough) and Lyme disease continues to be prevalent, as do giardia cases and other gastro enteric illness. There have been two possible rabies cases that the department was notified of. One was followed through quarantine, and the other had a resident who moved from town to an unknown location. A recent mandate by the State Department of Health that towns cease paper-based reporting documents and comply with use of the MAVEN computer-based system was just issued in 2011. The Town of Erving and the District have been using this computer system for several years.

The Agents worked with three new Food Establishment concerns in opening new restaurants and a proposed Meals on Wheels site. We remain available to work with new operators and managers in preparation for new ownership or repairs of existing businesses before renovation, to ensure new establishments or renovated ones meet all prevailing regulations, both state and federal.

David Zarozinski
Deborah Palmer
Board of Health Agents

**Department Of Veterans Services
District Town Report
July 1, 2012 - June 30, 2013**

The Central Franklin County District was formed in 1940 and provides Veterans Services for twenty three towns within Franklin County. Currently we are providing support for 76 veterans who reside in your district.

The mission of the Department of Veterans' Services (DVS) is to be the chief advocate for the nearly half-million veterans of the Commonwealth and their families.

Under Chapter 115 of Massachusetts General Laws (M.G.L. ch. 115), the Commonwealth provides a uniform program of financial and medical assistance for income eligible veterans and their dependents. Qualifying veterans and their dependents receive financial assistance for food, shelter, clothing, housing supplies, and medical care in accordance with a formula which takes into account the number of dependants and income from all sources. Eligible dependents of deceased veterans are provided with the same benefits as they would were the veteran still living.

The District office is located at 190 Millers Falls Road, Turners falls, Mass.01376. Our offices are open four days a week from 8:00 AM until 4:00 PM (413-863-3205), and Friday by appointment. Leo Parent is the Director of Veterans Services, Mark Fitzpatrick is your Veterans Services Officer, and Donna Bezio is our Administrative Assistant.

Leo and Mark held our first annual Job Fair for Veterans at the French King Bowling Center with great success; as well as, a Veterans Administration Health Fair

Many Veterans have been calling looking for the VA Web Sites here are a few for you.

Educational Benefits: www.gibill.va.gov **Home Loan Guaranty:** www.homeloans.va.gov

Federal Jobs: www.usajobs.opm.gov **Returning Veterans:** www.seamlesstranstion.va.gov

VA Home Page: www.va.gov **Government Jobs:** www.usajobs.gov/opm

Massachusetts State Veterans Services: [MassVets Advisor](#)

Leo J. Parent, Director

Mark Fitzpatrick, VSO

**FRANKLIN REGIONAL COUNCIL OF GOVERNMENTS
FRANKLIN COUNTY
COOPERATIVE BUILDING INSPECTION PROGRAM
2012 ANNUAL REPORT**

Dear Residents of Erving:

As you know, your town receives building, plumbing, gas, and wiring inspection and zoning enforcement services through the Franklin County Cooperative Inspection Program (FCCIP), a thirty-one year old shared service housed at the Franklin Regional Council of Governments (FRCOG). We thank your town for your continued participation in the FCCIP, which allows small towns to have access to professional staff and state-of-the-art technology.

2012 was a busy year for the program. We issued 2,043 permits, including a significant number of insulation upgrade, solar array and wood/pellet stove permits. 24 new dwelling units were constructed in participating towns. The number of permits and fee revenues were higher in 2012 than in the previous year.

Our new online permitting program went live on July 1, 2011 and has issued 3,472 building, electrical & plumbing/gas permits since then. The program allows you to apply, pay for, and track the progress of any permit online, saving you time and visits to our office in Greenfield. The program has 1,719 registered users. You can find it at www.frcog.org under the Franklin County Cooperative Inspection Program. Our website also includes helpful information on inspection requirements, permit costs, and contractor licensing.

Along with the rest of the FRCOG, at the end of April 2012 we moved our offices from the courthouse to the 2nd floor of the new John W. Olver Transit Center. If you haven't visited us at our new location yet, we hope to see you soon.

In FY 2012, the FCCIP processed the following permits for Erving:

Residential	53
Commercial	10
Sheet Metal	1
Electrical	34
Plumbing	14
Gas	13
Cert. of Inspection	11

We would like to remind all residents of the importance of applying for permits for work done. Building, Electrical and Plumbing/Gas permits are required by law and are an essential step in ensuring the safety of our communities. Please feel free to call our office with any building or zoning questions at 774-3167, extension 2.

James D. Hawkins
Building Commissioner
jhawkins@frcog.org

James Cerone
Building Inspector
jcerone@frcog.org

Tom McDonald
Electrical Inspector
electric@frcog.org

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GLOSSARY

OF

TERMS

AND

DEFINITIONS

ACCOUNTANT

The town accountant maintains custody of all town contracts and keeps a detailed record of the town debt, including the reasons for borrowing, the rate of interest when due, and payment provisions (41:57). She/he is bound as well to keep a complete set of municipal books including each specific appropriation, the amounts and purposes of each expenditure, and the receipts from each source of income.

The accountant must inform town officers of unexpended balances in their appropriations (41:58), immediately upon the close of the calendar year, she/he must prepare statements detailing the preceding fiscal year's appropriations and expenditures, appropriations for the current fiscal year, and expenditures incurred during its first six months, as well as estimated expenditures for the second six months and estimates for the ensuing fiscal year. By August 1, the accountant or treasurer must furnish the assessors with a written report of the money received other than from taxes, loans, and trust funds for the preceding fiscal years (41:54A).

A critical function of the town accountant (41:56) relates to the payment of the bills and payrolls, which must be examined for the requisite oaths and approvals. Should any claims be deemed fraudulent, unlawful, or excessive, payment authorization may be withheld. In such instances, a statement must be filed with the town treasurer, outlining the reasons for the refusal. Alternatively, if all is in order, the accountant will draw a warrant upon the treasury for payment.

APPROPRIATION

An authorization granted by a legislative body to make expenditures and to incur obligations for specific purposes. An appropriation is usually limited in amount as to the time when it may be expended. Only a town meeting or the school committee can authorize money appropriated for one purpose to be used for another. Any part of a "general" appropriation not spent or encumbered by June 30 automatically reverts to surplus. A "specific" or "particular" appropriation is carried forward from year to year until spent for the designated purpose or transferred by town meeting vote to another account.

ASSESSED VALUATION

The value placed on a particular property by the local board of assessors for the purpose of apportioning the town's tax levy among individual property owners equitably and in accordance with the legal requirement that property be assessed at "full and fair cash value," as certified periodically by the state commissioner of revenue.

ASSESSOR

The board of assessors is responsible for the valuation of real and personal property for the purposes of levying the property tax: Generally, the required training, the responsibility for maintaining assessment at full and fair cash value and the required revaluation of property every three years have placed an added burden on assessing offices. As part of their function, the assessors must maintain an extensive database on each parcel of property in town. The assessors are also responsible for establishing a tax rate within the levy limit established by Proposition 2 1/2. They must perform the formal calculation of the tax rate(s) for the town on the "tax rate recapitulation sheet." The role of the assessors is important because they maintain and administer the tax base, a major source of revenue for the town.

CHERRY SHEET

Traditionally printed on cherry-colored paper, this financial statement from the State still retains its nickname in spite of being pink and green.

This form lists all the estimated State and County assessments reduced by any money the State expects to return to the Town. This "Cherry Sheet" must be received by the Assessors before the new tax rate can be set.

DEPARTMENT HEAD

Department heads (either appointed, i.e., I-Highway Superintendent, or elected, i.e., Town Clerk) usually prepare their own budgets. Each departmental budget is prepared within the framework and guidelines set by the financial team. Another major role is in the capital planning process. In order to monitor spending activity, department heads must have access to and use interim financial reports. The department head identifies capital needs and usually has the best information regarding level of utilization and specifications for the acquisition. Department heads should meet periodically with the financial team to inform these teammates in the financial management process of major issues facing the department.

EXCLUSIONS

There are two types of exclusions; debt and capital outlay expenditure. These are temporary increases in the levy limit. For debt exclusion, the additional amount for the payment of debt service is added to the levy limit for the life of the debt only. The additional amount for the payment of the capital project cost is added to the levy limit only for the year in which the project is being undertaken.

FY-FISCAL YEAR

July 1st to June 30th. At the Annual Town Meeting May 8, 2013, we will be voting the budget for FY2014 which starts on July 1, 2013. FY2014 taxes are assessed as of January 1, 2013, and billed according to the Fiscal Year July 1, 2013 to June 30, 2014.

FINANCE COMMITTEE

The finance committee is the official fiscal watchdog for the town. Finance committees were established so that a representative group of taxpayers could conduct a thorough review of any or all municipal questions on behalf of all the citizens. The finance committee is primarily responsible for submitting its recommendations on the annual budget to the town meeting. The committee is commonly involved in the preparation process involving the development of the budget forms and, in many communities, the establishment of guidelines for department heads. Their statutory authority is limited to making transfers from the town's reserve fund to other line items in the budget as requested.

FREE CASH

Free cash is a term which generally represents the amount of community funds that are unrestricted and available for appropriation. Free cash is generated when actual revenue collections are more than budgeted and when expenditures are less than appropriations, or both. Once certified, that amount can only be used through 6/30 of the fiscal year. Free Cash must be certified each year.

LEVY

The property tax levy is the revenue a community actually raises through real and personal property taxes. The property tax levy is the largest source of revenue for most towns.

LEVY CEILING

The levy ceiling is 2.5% of the total full and fair cash value of all taxable real and personal property in the community. (This is equal to a \$25.00 tax rate.)

LEVY LIMIT

The levy limit is the amount the town can raise. This limit is increased from year to year as long as it remains below the levy ceiling. Permanent increases in the levy limit result from the following-. Automatic 2.5% increase yearly; new growth resulting from new construction and overrides.

LOAN INTEREST

If the Town has to borrow money, we have to pay back the loan plus interest. The amount voted for Treasurer Loan Interest would be a part of these payments.

MEDICARE

Wages of local government employees hired after March 31, 1986, are generally subject to the hospital insurance (Medicare) portion of the social security tax under the Consolidated Omnibus Budget Reconciliation Act which became effective on April 1, 1986. The tax is equal to 1.45% of the employee's pay. The employer is required to contribute an amount equal to that deducted from the employee's pay (An additional 1.45%).

NEW GROWTH

New growth is generated by a substantial improvement to a property (generally, any new dwelling unit or an addition adding at least 50% to the value of residential property and not less than \$100,000 or 50% for commercial, industrial and personal property) in a particular year. New growth is calculated by multiplying the allowable new valuation times the prior year's tax rate. It directly increases the levy limit of a community. This is especially important for towns experiencing significant new construction, since growth frequently brings with it a need for increased services.

OMNIBUS ARTICLE

A Town Meeting Warrant Article which consolidates budget items for various departments. At the Annual Meeting the Moderator reads the total budget allowing a "question" to be called if more discussion is wanted on a certain item. A vote will be taken first on the total of items not questioned then each questioned item will be voted separately.

OVERLAY

Overlay is a reserve account which is established by the assessors annually prior to setting the tax rate. The amount established for overlay should reflect the expected amount that will eventually have to be provided to taxpayers as a result of abatements or exemptions for property taxes. The overlay should be reasonable and be based on historical trends.

OVERLAY SURPLUS

Overlay surplus is the balance in the overlay for a particular year that is an excess of the amount remaining to be collected or abated. The assessors release this excess amount from overlay to overlay surplus. As a result of new legislation, these funds may be appropriated by town meeting for any purpose for which a town may expend funds. At the close of the fiscal year, any balance in the overlay surplus account becomes part of surplus revenue.

OVERRIDE

A community can permanently increase its levy limit by successfully voting an override. The amount of the override becomes a permanent part of the levy limit base. On a ballot, override questions must be presented in dollar terms and must specify the purpose of the override. Overrides may only be presented at an election and require a majority vote for approval.

RESERVE FUND

The reserve fund is a contingency fund usually created as part of the annual budget appropriations which is used to fund extraordinary and unforeseen expenses. It is disbursed through transfers approved by the finance committee. In general, extraordinary and unforeseen items such as an increased insurance premium or a new police cruiser are acceptable. Salary increases are generally not an acceptable use of this reserve.

RESOLUTION AID

Resolution aid refers to the amounts allocated to each city, town and regional school district as stated in the Legislative Resolution in March. It includes direct, flexible aid under the Cherry Sheet program headings Chapter 70, Additional Assistance, and any others so designed by the Legislature. Although Resolution Aid represents the bulk of Cherry Sheet Aid, the terms are not synonymous. Cherry Sheet aid represents the total of all programs appearing on the Cherry Sheet, Resolution Aid represents a portion of this aid.

REVENUE SHARING

Federal tax dollars paid to a town to be used for any purpose which is permissible use of its own revenue. Public Hearings are required before the sums may be appropriated to individual accounts at the Annual Town Meeting.

SCHOOL DEPARTMENT

School departments have a special status concerning a municipality's budget. Under state law (71:34), the legislative body of a town (town meeting) shall establish the total appropriation for the support of the public schools, but may not limit the authority of the school committee to determine expenditures within the total appropriation.

SELECTMEN

The Selectmen are the closest thing a town has to a chief executive. They have overall responsibility for the general operations of town government. As chief executive body of the town, the selectmen develop guidelines consistent with policy, at the same time taking into consideration the available financial resources of the town. As the budget is the single most important policy document that a town develops each year, participation by the selectmen is essential to their maintaining a leadership role in the town. They should review all the budget requests and develop a good understanding of the finance committee's position on the budget. The selectmen should establish policy priorities and provide leadership in the constant debate between the needs of the departments for sufficient resources to deliver public services and what the taxpayer can afford.

SOFTWARE SUPPORT FEES (TAX COLLECTOR)

Money for the purpose of tape conversions (a process which converts the excise tax information at the Registry of Motor Vehicles to the Tax Collector's computer software data structures) and software updates required for the Tax Collector in order to comply with applicable laws of the Commonwealth of Massachusetts.

STABILIZATION

The stabilization fund may be created pursuant to 40:5B. Any interest earned shall be added to and become a part of the fund. This fund may be appropriated for any lawful purpose. The fund may be appropriated in a town at the annual town meeting or a special town meeting by a 2/3 vote.

TAX COLLECTOR

The collector is charged with the responsibility for collecting all taxes owed to the municipality. This requires maintaining a good record keeping system and organization to deposit revenue into town accounts as soon as possible. All receipts must be turned over to the treasurer at least once a week (or more often during heavy collection periods). Another major responsibility of the collector is the processing of motor vehicle excise bills. These bills are generated by the Registry of Motor Vehicles and sent to the town for distribution and collection. Timely action pursuing delinquent accounts dramatically increases the likelihood of eventual collection of the tax or payment due.

TAX TITLE FORECLOSURE

Foreclosures in the Land Court are, generally speaking, the main avenue by which the treasurer will either be able to force the delinquent taxpayer to redeem the tax title or, if payment is not made, to acquire title to the property for the municipality through foreclosure proceedings.

TOWN CLERK

The town clerk certifies town meeting vote, to the treasurer, assessors and accounting officer, with each appropriation in detail including how each appropriation is to be funded. The town clerk certifies all town meeting actions, debt, and overrides to the Department of Revenue.

TREASURER

The treasurer is the custodian of all town funds. The position is responsible for the deposit, investment and disbursement of town funds. The treasurer is empowered by town meeting to issue debt on behalf of the town with the approval of the selectmen. During the year, the treasurer must determine the cash needs of the town (i.e., when money will be available to invest and when money will have to be borrowed to meet expenses.) Treasurers should maintain a cash flow budget which is updated and adjusted on a monthly basis. They should review the banking services that are available and competitively seek those that are most cost effective. Investments should be made in accordance with a written investment policy which is reviewed with the selectmen and the finance committee. A strong record keeping system is also important to document performance.

WARRANT

There are three types:

1. Treasurer's Warrant, which is signed by the board of selectmen which authorizes the treasurer's to pay a list of bills (41:56)
2. Assessor's Warrant to Collect, which authorizes the collector to collect the amount of tax that has been committed to the collector (59:55)
3. Town Meeting Warrant. All town meetings must be called by a warrant that state the time and place of the meeting and lists all items of business to be acted upon. The warrant must be posted seven (7) days prior the annual town meeting and 14 days prior to a special town meeting (39:10)

IN MEMORY OF
THOSE WE'VE LOST IN 2012

<i>Wilfred G. McCabe</i>	<i>04-02-26 to 12-08-11</i>
<i>Chester J. Kabaniec</i>	<i>11-24-26 to 12-18-11</i>
<i>Dorothy Annette Black</i>	<i>09-25-20 to 12-27-11</i>
<i>Walter Gagne</i>	<i>10-30-56 to 04-18-12</i>
<i>Freda Songer</i>	<i>07-16-34 to 04-23-12</i>
<i>Marian McKnight</i>	<i>01-22-55 to 06-05-12</i>
<i>Kim M. Weston</i>	<i>12-13-63 to 07-15-12</i>
<i>Virginia G. Moore</i>	<i>10-06-23 to 08-31-12</i>
<i>Carroll W. Mankowsky</i>	<i>04-05-18 to 09-08-12</i>
<i>Sandra L. Miner</i>	<i>08-22-41 to 10-30-12</i>
<i>Martin A. McGuane</i>	<i>05-11-57 to 10-09-12</i>
<i>Gloria J. Evans</i>	<i>11-25-60 to 10-28-12</i>
<i>Edward G. Kavanaugh</i>	<i>09-12-27 to 12-03-12</i>

United States Senator

*Elizabeth Warren
Springfield Federal Building
1550 Main Street, Suite 406
Springfield, MA 01103
(413) 788-2693*

United States Senator

*John Kerry
Springfield Federal Building
1550 Main Street, Suite 304
Springfield, MA 01103-1427
(413) 785-4610
Kerry.senate.gov*

Congressman

*Jim McGovern
94 Pleasant Street
Northampton, MA 01060
(413) 341-8700*

Governor

Commonwealth of Massachusetts

*Deval Patrick
State House – Room 360
Boston, MA 02133
(617) 722-4005*

Senator in General Court

*Stan Rosenberg
State House – Room 320
Boston, MA 02133
(617) 722-1532*

Representative in General Court

*Denise Andrews
State House – Room 443
Boston, MA 02133
(617) 722-2460
Denise.Andrews@mahouse.gov*

AT YOUR SERVICE

HELPFUL CONTACT AND SCHEDULE INFORMATION

Board of Selectmen/ Water Commissioners Town Hall

Monday 6:30 PM
413-422-2800 Ext. 100

Administrator Town Hall

Monday thru Friday
8:30 AM – 5:00 PM
Monday evening
6:30 PM – 8:30 PM
413-422-2800 Ext. 100
ervingadmin@comcast.net

Municipal Clerk Town Hall

Mon., Tues., Thurs.
9:00 AM – 5:00 PM
Wednesday
9:00 AM – 1:30 PM
Friday
9:00 AM – 4:00 PM
413-422-2800 Ext. 101
ervingbos@comcast.net

Accountant Town Hall

Thursday
9:00 AM – 5:00 PM
Friday hours vary
413-422-2800 Ext. 103
ervacct@comcast.net

Board of Assessors Town Hall

Every Other Monday 6:00 PM
413-422-2800 Ext. 107

Assistant Assessor Town Hall

Monday, Tuesday and Thursday
9:00 AM – 4:00 PM
6:30 PM – 9:30 PM
413-422-2800 Ext. 107
ervingboa@comcast.net

Erving Fire Station #2

413-422-2800 Ext. 120 or 911

Conservation Commission Town Hall

First Monday 7:30 PM
413-422-2800 Ext. 100

Council on Aging Senior / Community Center

1 Care Drive
Meets Second Tuesday 9:30 AM
413-423-3649
Center Open Mon – Fri
9:00 AM – 2:00 PM
ervingcoa@comcast.net

Highway, Water & Wastewater Dept. 16 Public Works Blvd.

Monday thru Friday
6:00 AM – 4:00 PM
413-423-3354
ervhwy@yahoo.com

Finance Committee Town Hall

As Necessary
413-422-2800 Ext. 100

Erving Public Library 17 Moore Street

Sunday 1:00 PM – 4:00 PM
Monday 1:00 PM – 7:00 PM
Wednesday 10:00 AM – 4:00 PM
Thursday 1:00 PM – 7:00 PM
413-423-3348
ervinglibrary@cwmar.org

Town Clerk Town Hall

Monday evening
7:00 PM – 9:00 PM
413-422-2800 Ext. 102

Planning Board Town Hall

Third Thursday 7:00 PM
413-422-2800 Ext. 100

Tax and Water Collector Town Hall

Monday 9:00 AM – 1:00 PM
6:00 PM – 9:00 PM
Tuesday and Thursday
9:00 AM – Noon
Friday 9:00 AM – 1:00 PM
413-422-2800 Ext. 104
ervingtax@comcast.net

Veteran's Agent 194 Millers Falls Road Turners Falls

Monday thru Friday
8:00 AM – 4:00 PM
413-863-3205

Zoning Board of Appeals Town Hall

Meets by Appointment
413-422-2800 Ext. 100

Treasurer Town Hall

Monday, Tuesday, Thursday
9:00 AM – 12:00 PM
413-422-2800 Ext. 114
ervtreas@crocker.com

Erving Elementary School

28 Northfield Road
413-423-3326

Erving School Committee

Erving Elementary School
Third Tuesday 7:00 PM

Board of Health Town Hall

Meets by Appointment
413-422-2800 Ext. 101
ervingbos@comcast.net

Erving Police Station

71 French King Highway
413-423-3310

Town of Erving's Website: www.erving-ma.org