



Town of Raynham
Town Clerk

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The following amendments to the Town of Raynham's General and Zoning By-laws were passed at the Annual Town Meeting of May 16, 2022. The Attorney General approved these amendments on September 13, 2022.

ARTICLE 25. It was voted to renumber and recaption the General Bylaws of the Town by (a) assigning a chapter/article number to each of the General Bylaws; (b) renumbering each section of each bylaw accordingly; (c) inserting chapter, article, section and subsection titles; and (d) updating internal references to reflect the new numbering system, all as set forth in the Final Draft of the Code of the Town of Raynham, dated August 2021, on file with the Town Clerk.

The Moderator declared the motion passed.

A true copy. Attest:

MARSHA L. SILVIA
TOWN CLERK

ARTICLE 26. It was voted to adopt the following changes to the General Bylaws as set forth in the Final Draft of the Code of the Town of Raynham, on file with the Town Clerk, by deleting the language that is ~~struck through~~ and adding the language that is underlined.

General Revisions:

References to the Massachusetts General Laws are standardized to the following format: MGL c. __, § __.

Throughout the General Bylaws, the term "Chairman" is amended to read "Chair"; references to the Building Inspector are amended to read "Building Commissioner"; and references to the Town Treasurer and Town Collector are amended to read "Treasurer/Collector."

The following bylaws are repealed: Section 1/1.2, Building Code Board of Appeals, of the current bylaw compilation; Section 2/39, Outdoor Swimming Pool Fence Required, of the current bylaw compilation, adopted 5-18-2009 ATM by Art. 17; and the Sewer Use Bylaw adopted 5-19-1976 ATM by Art. 58.

Specific Revisions:

Ch. 1. Boards, Commissions and Committees.

Section 10-1 is amended to read as follows: "The Selectmen's office shall maintain a current list of elected and appointed boards, committees, commissions, and councils, which shall be reviewed on an annual basis at the first meeting of the Board of Selectmen after a municipal election."

Section 10-3A and C are amended to change "Capital Improvement Planning Committee" to "Capital Planning Committee."

Section 10-4E is amended as indicated: "The TIFB shall thereupon review the status of each certified project to determine compliance with the terms and conditions included in each executed agreement and submit its annual report to the Town Planner, ~~TIFB~~ and EACC no later than July 31 of each calendar year."

Section 10-5A is amended to change "Commission on Aging established under Chapter 6, Section 73, of the General Laws" to "Department of Elder Affairs established under MGL c. 19A."

Section 10-5B is amended to change "concurrent terms" to "consecutive terms."

Section 10-5E is amended to change "Commission on Aging" to "Department of Elder Affairs."

Section 10-5G is added to read as follows:

The names, addresses, telephone numbers, or other identifying information about elderly persons in the possession of the Council shall not be public records, but the use of these records shall comply with MGL c. 19A, §§ 14 to 24, inclusive, as a condition of receiving a government contract, program grant or other benefit, or as otherwise required by law.

Section 10-10 is amended to change "officers, boards and committees" to "boards, commissions and committees" and to change "board or committee" to "board, commission or committee."

Ch. 37. Elections.

Section 37-5 is amended as indicated:

If not reelected in the recall election, he shall be deemed removed upon the qualifications of his successor, who shall hold office during the unexpired term. If the successor fails to qualify within five days after receiving notification of his election, the incumbent shall thereupon be deemed removed and the office vacant.

Ch. 84. Officers and Employees.

Section 84-1B is amended to delete "MGL c. 40, § 5(16A)" from Subsection B (3); to change "Animal Officer" to "Animal Control Officer" in Subsection B (7); and to delete the following: "State Aid and Burial Agent. MGL c. 114, § 10," "Civil Defense Director Special law. MGL c. 31, § 13" and "Gas Appliances Inspector."

Section 84-3B is amended to delete the reference to MGL c. 41, § 48.

Section 84-6A is amended to read as follows:

At the Town election of 1976 and thereafter, the Town Clerk shall be elected for a term of three years. In the event of a vacancy, the Selectmen shall appoint a temporary Town Clerk to fill the vacancy until the next Town election, at which time a successor will be elected to fill the remainder of the unexpired term, subject to the provisions contained in MGL c. 41, §§ 19D and 19E.

Section 84-7A is amended to read as follows:

The Board of Selectmen shall appoint a Town Treasurer/Town Collector to a term up to three years on or about July 1 of an expiring term. The Town Treasurer/Town Collector shall perform all of the duties of the Town Treasurer as per Subsections B, C and D of this section and any applicable Massachusetts General Laws. The Collector of Taxes shall collect, under the title of Treasurer/Collector, all accounts due the Town, and in such capacity the Treasurer/Collector shall, in the collection of such accounts, have all the remedies provided by MGL c. 60, §§ 35, 36 and 93, for the collection of taxes on personal estate; provided, however, that said duties of the Treasurer/Collector shall not apply to the collection of interest on investments of sinking or trust funds and that all bills for accounts due the Town shall state that all checks, drafts or money orders shall be made payable to or to the order of the Town and to or to the order of any office, board or commission.

Section 84-8 is amended to change "Department of Agriculture" to "Department of Agricultural Resources."

Ch. 98. Reports.

Section 98-1 is amended to change "on or before the 15th day of January" to "on a date set by the Town Clerk."

Ch. 145. Alarm Systems.

Section 145-1 is amended as indicated in the first sentence: "It is determined that the number of false alarms being made to the Police Department hinders the efficiency and ~~promoted safety~~ problems to the Department of the Department and lowers the morale of Department personnel."

Section 145-4A is amended to change \$25 to \$100 and to change "false alarm service fee" to "false alarm fine."

Section 145-4C is amended to read as follows: "Failure to comply with § 145-3A, B, C, D or F shall constitute violations of this bylaw punishable by fines of up to \$100."

Ch. 148. Alcoholic Beverages.

Section 148-1 is amended as indicated:

No person shall drink alcoholic beverages as defined in MGL c. 138, § 1, while on, in or upon any public way, or upon any way to which the public has a right of access, or any place to which the public has access as invitees[,] or licensees, or any park or playground, or private land or place without the consent of the owner or person in control thereof.

Section 148-2B is amended as indicated: "Whoever is found guilty of violating the provisions of this bylaw shall be liable to a fine of not more than ~~\$50~~ \$150 for each violation."

Ch. 153, Animals.

Section 153-1F is amended to revise the last sentence to read as follows: "No fee shall be charged for a license for a service animal as defined by the Americans with Disabilities Act or regulations promulgated thereunder."

Section 153-4E and F are amended to delete "Animal Health Inspector."

Section 153-8A is amended to add the following sentence to the end of the subsection: "This subsection shall not apply to a disabled person who is using a service animal and who is physically unable to comply with the requirements of this subsection."

Section 153-9B is amended to read as follows:

A person who violates this section shall, for a first offense, be issued a written warning or punished by a fine of not more than \$50, for a second offense, be punished by a fine of not more than \$200, and for a third or subsequent offense, be punished by a fine of not more than \$300 and be subject to impoundment of the dog in a local shelter at the owner's, keeper's or guardian's expense pending compliance with this section, or loss of ownership of the dog.

Sections 153-12B and 153-13 are amended to change "Division of Law Enforcement" to "Massachusetts Environmental Police."

Ch. 165. Building Construction.

Section 165-1 is amended to delete Subsection B, Regulations, and Subsection F, Board of Appeals.

Section 165-2A is amended as indicated: "The Board of Selectmen annually in ~~March~~ May shall appoint a Building Inspector to hold office for the term of one year from the first of ~~April~~ July following and until his successor is appointed and qualified."

Section 165-2E is amended to change \$20 to \$200.

Section 165-2H is amended to read as follows: "Any person appointed Building Commissioner shall meet the requirements of MGL c. 143, § 3."

Section 165-3 is amended to change "Highway Surveyor" to "Highway Superintendent."

Section 165-4 is amended to read as follows: "The Town shall follow and enforce the most current State Building Code."

Ch. 169. Buildings and Structures, Numbering of.

Section 169-3K is amended to read as follows: "With the assignment of a number derived from the aforementioned system, all existing numbers, posted or otherwise valid, become invalid, and the assigned number shall become the only recognized building number."

Section 169-3L is amended as indicated:

The owner is responsible for notification of all agencies which will use the assigned number and shall affix to the building in a prominent spot the assigned number in numerals not less than ~~two~~ two inches in height and made of durable material what is required as specified under MGL c. 148, § 59.

Section 169-4A is amended to change \$10 to \$100.

Ch. 174. Carbon Monoxide Detectors.

Section 174-1 is amended to read as follows:

The Town of Raynham requires that every dwelling, building or structure, occupied in whole or in part for residential purposes, shall, upon sale or transfer of such dwelling, building or structure, be inspected by the head of the Fire Department for compliance with the requirements of MGL c. 148, §§ 26F and 26F 1/2.

Section 174-2 is added to read as follows: "Failure to provide carbon monoxide detectors as required by this bylaw will result in a fine of up to \$100."

Ch. 197. Hazardous Materials.

Section 197-3A is amended to change "not more than \$20" to "not more than \$200."

Ch. 209. Junk and Secondhand Dealers.

Section 209-1 is amended to add the following sentence to the end thereof: "The license fee shall be established/updated by the Board of Selectmen from time to time."

Section 209-3A is amended to change "At the time every purchase" to "At the time of purchase" at the beginning of the second sentence thereof.

Section 209-3D is amended to add the following sentence to the end thereof: "In addition to revocation of the license, violation of this bylaw shall be subject to a fine of \$20."

Section 209-4 is amended to change "Department" to "Police Department."

Ch. 218. Licenses and Permits.

Section 218-5 is amended to delete "bicycle permits, MGL c. 85, § 11A" following "open burning, MGL c. 48, § 13."

Ch. 224. Marijuana.

Section 224-10 is amended to change "MGL c. 94G, § 1(j)" to "MGL c. 94G, § 1."

Ch. 230. Mobile Homes and Mobile Home Parks.

Throughout Chapter 230 the terms "trailer" and "house trailer" are amended to read "mobile home."

Section 230-2 is amended to read as follows:

In this bylaw, the following terms, unless a contrary meaning is required by the context or is specifically prescribed, shall have the following meanings:

MOBILE HOME—A structure, transportable in one or more sections, which is eight body feet or more in width and is 40 body feet or more in length, and a minimum of 320 square feet, and which is built on a permanent chassis and designed to be used as a dwelling with permanent foundation, when connected to the required utilities, and includes the plumbing, heating, air-conditioning and electrical systems contained therein.

MOBILE HOME PARK—An area approved by the Board of Health under the provisions of this bylaw for the location of three or more house trailers.

Section 230-5B is amended to change "not more than \$20" to "not more than \$100."

The definition of "rules and regulations" in § 230-7 is amended to change "Board" to "Rent Board."

Section 230-14 is amended to change "not more than \$1,000" to "not more than \$300."

Section 230-15 is amended to delete the following from the end thereof: "; additionally, the invalid provision shall be interpreted and applied until amendment by the appropriate body to the fullest extent applicable under Massachusetts law and regulations."

Ch. 244. Pawnbrokers.

Section 244-2A is amended to add the following sentence: " If the seller is not the owner of a registered motor vehicle, the subject's motor vehicle operator license shall be recorded."

Section 224-3 is amended as indicated: "Every pawnbroker shall, at the time of making such loans, deliver to the person who pawns any article a memorandum or note signed by him and containing the substance of the entry required by ~~those set forth in~~ § 244-2A."

Ch. 248. Peace and Good Order.

Section 248-1D is added to read as follows: "Any person violating this section shall be punished by a fine of up to \$100."

Section 248-3 is amended to change "any public way that" to "any public way where."

Section 248-4 is amended to change "a fine of \$20" to "a fine of up to \$100."

Section 248-6B is amended to read as follows:

As used in this section, "paintball gun" means an instrument or implement capable of propelling and projecting a projectile by means of air pressure or other means of propulsion, which projectile leaves a distinguishing mark, stain or color upon impact which may be indelible or may be temporary in nature.

Ch. 251. Peddling and Soliciting.

Article I, Registration, is amended in its entirety to read as follows:

§ 251-1. Registration required.

All transient vendors, hawkers, and peddlers duly licensed by the Deputy Director of Standards of the commonwealth under MGL c. 101 and all hawkers and peddlers of publications except newspapers and peddlers of ice, flowering plants, flowers, fruits, nuts and berries, toys and novelties shall register their name and address with the Chief of Police before doing business in the Town.

§ 251-2. Violations and penalties.

Any person violating this bylaw shall be punished by a fine of up to \$100.

Ch. 257. Property Maintenance.

Section 257-2A is amended as indicated in the first sentence: "Any person who violates the provisions of this bylaw shall be subject to a ~~penalty of \$25 for the first offense, and \$50 for the second and each subsequent offense~~ fine of up to \$100."

Ch. 275. Sewers and Sewage Disposal.

Section 275-2F is amended to read as follows: "The house sewer which will receive discharge from the house drain and conduct it to the disposal system shall be constructed in accordance to the State of Massachusetts Plumbing Code."

Section 275-5 is amended to change "not more than \$20" to "not more than \$100."

Section 275-6 is amended as indicated in the lead-in paragraph: "Note: All the provisions of § 275-6 come under the jurisdiction of the Board of Health, as covered in MGL c. 111, § 31A and 31B, and the ~~State Sanitary Code, Article 11~~ 310 CMR 15.00, the State Environmental Code, Title 5."

Ch. 282. Snow and Ice.

Section 282-1 is amended to change "Town layout" to "Town right-of-way."

Section 282-3A is amended to change the penalty of \$50 to \$100 for second and subsequent offenses.

Ch. 286. Soil, Loam, Sand and Gravel Removal.

Section 286-2B is amended to change "Inland Wetlands or Coastal Wetlands Districts" to "Wetland District."

Section 286-4F is amended as indicated: "Adequate provisions are to be made ~~from~~ for drainage."

Section 286-4M is amended to change "as relating to the site plan and land reuse plan requirements set forth in the paragraphs in triplicate below" to "as relating to the site plan and land restoration plan requirements set forth in §§ 286-5 and 286-6 below."

Section 286-5M is amended as indicated: "Provisions for a substantial fence enclosing the excavation or quarry ~~that~~ where any excavation or quarry will extend under original ground level or will have a depth of 10 feet or more and create a slope of more than one foot in two feet."

Section 286-8A is amended to read as follows: "The penalty for the violation of this bylaw, or the removal of any soil, loam, sand, or gravel within the Town of Raynham without a permit hereunder, except as hereinbefore provided, shall be \$100 and/or revocation of the permit, at the discretion of the Board."

Section 286-9C is amended to change "Water Commission" to "applicable water district commission."

Ch. 290. Solid Waste.

Section 290-5 is amended to read as follows: "This bylaw shall not apply to any area designated by the Board of Health as a landfill or dumping site under the provisions of MGL c. 111."

Ch. 295. Stormwater Management.

The definition of "outfall" in § 295-2A is amended as indicated: "The point at which stormwater flows out from a point source (a discernible, confined and discrete conveyance) into waters of the commonwealth."

Section 295-4B (3) is amended as indicated: "If an illicit connection is found to be from a sump pump or similar discharge, the property owner must eliminate the connection, acquire the proper permit, conform to other requirements stated herein, and complete remediation ~~completed~~ in 90 days."

Section 295-5E is amended to change references to the Department of Public Works to read "Highway Department."

Section 295-8C (3) is amended as indicated in the second sentence thereof: "the costs shall become a special assessment against the property ~~owner of said costs.~~"

Section 295-8E is amended as indicated: "The Board of Health or the Highway Department shall be the enforcing entity. The penalty for the first violation shall be \$100. The penalty for the second violation shall be \$200. The penalty for the third and subsequent violations shall be \$300."

Section 295-10 is amended as indicated: "Residential property owners shall comply with this bylaw."

Ch. 298. Streets and Sidewalks.

Section 298-1 is amended to change "Highway Surveyor" to "Highway Superintendent."

Section 298-3 is amended to change "Selectmen" and "Board of Selectmen" to "Highway Superintendent" and to change "its agent" to "his or her agent."

Section 298-5 is added to read as follows: "Any person violating § 298-3 shall be subject to a fine of up to \$100 per violation, plus the cost of repairs incurred by the Town."

Section 298-7A is amended to change "awarding authority (Raynham Highway Department)" to "awarding authority (Board of Selectmen)."

Section 298-8A is amended as indicated: "(A ~~The current schedule of deposits amount of the refundable deposit~~ for standard work is ~~attached on file with the Highway Department.~~)"

Section 298-12 is amended to revise the last sentence to read as follows: "(See Article IV, Public Works Construction, of this chapter.)"

Section 298-14. Throughout this section, "Diagram" is changed to "Standard Construction Detail."

The lead-in paragraph is amended to change "Massachusetts Highway Department's" to "Massachusetts Department of Transportation's (MassDOT)" and to delete "1995 edition" following "Highways and Bridges."

Subsection A is amended to change "pavement shall be cut" to read "pavement shall be saw cut" and to change "Occupational Safety and Health Act" to "Occupational Safety and Health Administration."

Section 298-15B is amended to change "Department of Telecommunications and Energy" to "Department of Telecommunications and Cable."

Section 298-16 is amended as indicated in the opening paragraph: "If a permit holder or licensed contractor shall be in default ~~as defined herein~~, the awarding authority may" and to add the following to the end of Subsection C: "Remedies may include full reimbursement to the Town for any corrective action required as determined by the Highway Superintendent or authorized designee."

The definition of "license application fee" in § 298-18 is amended as indicated: "An annual \$50 nonrefundable fee set by the Board of Selectmen, payable ~~in cash or by check by money order, credit card, or cashier's check~~ made payable to the awarding authority, each time a license application or renewal is filed."

Section 298-19B is amended to change "Massachusetts Highway Department" to "Massachusetts Department of Transportation."

Section 298-20A is amended as indicated: "Any and all certificates shall accompany the license application, including certificates of insurance demonstrating compliance with § 298-19 hereafter, and other items specified in the application or reasonably requested by the awarding authority."

Ch. 325. Vehicles and Traffic.

Section 325-2A is amended as indicated:

...shall reserve parking spaces in said off-street parking areas for any vehicle owned and operated by a disabled veteran or handicapped person whose vehicle bears the distinguishing license plate authorized by MGL c. 90, § 2, or for any vehicle transporting a handicapped person and displaying

the special identification plate authorized by MGL c. 90, § 2, or for any vehicle bearing the official identification of a handicapped person issued by any other state, or any Canadian Province, according to the following formula...

Section 325-2B is amended to replace "shall be 12 feet wide or two eight-foot-wide areas with four feet of cross hatch between them" with the following:

...shall be as near as possible to a building entrance or walkway, shall be adjacent to curb ramps or other unobstructed methods permitting sidewalk access to a handicapped person and shall be at least eight feet wide, not including the cross-hatch access aisle as defined by the Architectural Access Board established in MGL c. 22, § 13A2. The cross-hatch access aisle abutting a handicapped parking space shall be considered part of the handicapped parking space to which it abuts to provide individuals who use wheelchairs or other mobility aids with sufficient space to enter and exit their vehicles. No person shall park in the cross-hatched access aisle.

Section 325-2D is amended as indicated: "The penalty for violation of this bylaw shall be \$100, and the vehicle may be removed in accordance with MGL c. 40, § 22D."

Section 325-4 is amended to change "a fine of \$15" to "a fine of \$50."

Section 325-6 is amended to change "a fine of \$25" to "a fine of \$50."

Ch. 331. Water Resources.

Section 331-3 is added to read as follows: "Violation of this bylaw shall be subject to a fine of \$100 for the initial violation and \$100 per week that the violation is not corrected."

Ch. 336. Wetlands Protection.

Section 336-5B is amended to delete "(Taunton Gazette)" following "general circulation in the Town."

Section 336-6C is amended as indicated: "Due consideration shall be given to demonstrated hardship on the applicant or by reasons of denial, as presented at the public hearing."

Section 336-6F is amended as indicated: "In an appropriate case, the Commission may combine the permit ~~with~~ or other action on an application issued under this bylaw with the order of conditions issued under the Wetlands Protection Act."

Section 336-7L is amended to read as follows:

All BVW within the riverfront of a perennial waterway should have evidence that a 100-foot jurisdictional/protective buffer zone shall be established around the boundaries for all certified and potential vernal pools with a storage volume equal or greater than 1/4 acre-foot during wet seasons (December through April).

Section 336-8.

The lead-in paragraph is amended as indicated: "Failure of the RCC to promulgate such rules and regulations or ~~to have~~ a legal declaration of their invalidity by a court of law shall not act to suspend or invalidate the effect of this bylaw."

Subsection B is amended to change "three copies of the site plan" to "three copies of the site/subdivision plan."

Subsection D is amended to delete "documented in the Fee Schedule" from the end of the subsection.


Subsection E is amended to delete the second-last sentence, which originally read:
Each application filed with the RCC shall be submitted with three copies of the site/subdivision plan(s) for all individual single-family projects; all other projects will require six copies of the plans.

Section 336-13 is amended as indicated in the last sentence thereof: "All ~~applications~~ applicants for certificates of compliance are encouraged to review their orders of conditions prior to filing any request in order to verify they have met the requirements for the ~~filing~~ issuance of a certificate of compliance."

Section 336-14 is amended to change "House Rule Statutes" to "Home Rule Statutes."

The Moderator declared the motion passed by a two-thirds majority vote.

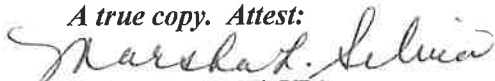
A true copy. Attest:


MARSHA L. SILVIA
TOWN CLERK

ARTICLE 27. It was voted to renumber and recaption the Zoning Bylaw of the Town by (a) designating the Zoning Bylaw as Chapter 350 of the Code of the Town of Raynham; (b) renumbering each section and subsection of the bylaw accordingly; (c) inserting article, section and subsection titles; and (d) updating internal references to reflect the new numbering system, all as set forth in the Final Draft of the Code of the Town of Raynham dated August 2021, on file with the Town Clerk.

The Moderator declared the vote was unanimous.

A true copy. Attest:


MARSHA L. SILVIA
TOWN CLERK

ARTICLE 28. It was voted to adopt the following changes to the Zoning Bylaw by deleting the language that is ~~struck through~~ and adding the language that is underlined.

General Revisions:

References to the Massachusetts General Laws are standardized to the following format: MGL c.

____,
§ ____.

Throughout the Zoning Bylaw, references to the Town Treasurer are amended to read "Treasurer/Collector"; the term "occupancy permit" is amended to read "certificate of occupancy"; the term "Board of Appeals" is amended to read "Zoning Board of Appeals"; and the terms "Building Inspector" and "Inspector of Buildings" are amended to read "Building Commissioner."

Specific Revisions:

Section 350-2.1B is amended as indicated: "No building ~~other than a dwelling~~ shall be occupied until a certificate of occupancy has been issued by the Inspector of Buildings."

Section 350-2.1C is amended to change "zoning enforcement officer" to "Inspector of Buildings."

Section 350-2.3C is amended to change "the ordinance or bylaw" to "this bylaw."

Section 350-3.1 is amended to add "Office Development District" and to change "Registered Marijuana Dispensary Overlay District" to "Medical Marijuana Treatment Center Overlay District."

Section 350-4.1B(3)(a) is amended as indicated: "Cluster multifamily developments shall only be permitted in Residential B District (and in no other district, ~~including "General Use" district~~) upon issuance of site plan approval from the Raynham Planning Board."

Section 350-4.1B(3)(b) is amended to change "open space multifamily development" to "cluster multifamily development."

Section 350-4.1B(3)(e)[5] is amended to change "any one building" to "any other building."

Section 350-4.10D is amended as indicated: "Educational, hospital or medical or health-related, athletic/physical fitness or agricultural facility."

Section 350-5.1B is amended as indicated: "Minimum front yard setback to be measured from the right-of-way line where a plan of the way is on file with the Registry of Deeds or, in the absence of such a plan, from a line 20 feet from ~~the~~ and parallel ~~with~~ to the center line of the travelled way."

Section 350-5.1C and D are amended to change "Residence District" to "Residential District."

Section 350-5.4 is amended as indicated in the fourth sentence thereof: "The minimum frontage requirement shall not extend beyond the midpoint of the corner radius ~~(illustrated below)~~."

Section 350-5.6 is amended in the last sentence thereof to change "or a combination of" to "or a combination thereof."

Section 350-6.2A is amended as indicated in the second sentence thereof:

Such prior, lawfully existing nonconforming uses and structures may continue, provided that no modification of the use or structure take place, unless authorized hereunder [;], but this Zoning Bylaw, or any amendment to this Zoning Bylaw, as the case may be, shall apply to any change or substantial extension of such use...

Section 350-6.3C is amended to change references to "storage container" to read "portable storage container."

Section 350-6.6.

The lead-in paragraph is amended to add "shall be permitted" to the end of the first sentence and to add "in any residential district" to the end of the last sentence.

Subsection D (1) is amended as indicated in the second-last sentence thereof: "Such permit shall be issued only if the Sign Officer determines that the sign complies or will comply with all applicable provisions of this section and the State Building Code, ~~Article 14.~~"

Subsection I(1)(d) is amended to read as follows: "A wall-mounted sign shall be no greater than 120 square feet and no longer than 15 feet in length, which includes logos, business name and all other visual and/or written communication."

Subsection I(2)(a) is amended as indicated:

No part of any freestanding sign other than the post or other support structure shall be located lower than eight feet above the ground level (except for signs beyond eight feet from the boundary line), and ~~no sign~~ a freestanding sign shall be no more than 23 feet in height above the ground level and no wider than 15 feet.

Subsection I(2)(b) is amended to change "no face of a standing sign" to "no face of a freestanding sign."

Section 350-6.8D is amended to delete the definitions of "rear yard," "side yard," and "front yard."

Section 350-6.10 is amended to change "business, industrial or general use district" to "business or industrial district."

Section 350-6.11H is amended as indicated:

Accessory uses allowed. Accessory uses incidental or subordinate to a permitted main use, including, without limitation, cafeterias, day care, or such other retail or service uses, shall be permitted in an Office Development District, provided such uses primarily service the occupants of the lot or lots so served.

Section 350-6.14 is amended to change "MGL c. 94G, § 1(j)" to "MGL c. 94G, § 1."

Section 350-7.2B is amended to change "within two years" to "within three years" in the second sentence thereof.

Section 350-7.4A (32) is amended to change "registered marijuana dispensary" to "medical marijuana treatment center."

In § 350-7.4A(32)(c) and the definition of "medical marijuana treatment center" in § 350-10.1, references to 105 CMR 725.000 are updated to 935 CMR 501.000.

Section 350-8.3A is amended to delete "(currently Section 744)" from the end of the subsection.

Sections 350-8.3D (4) and 350-9.3D are amended to delete the reference to the Hazardous Waste Board and to delete the reference to MGL c. 21, §§ 52, 57 and 58.

Section 350-10.3 is amended to change "Section 200" to "Chapter 2."

Section 350-11.5 is amended to revise the reference in Note 4 of the Table of Regulated Activities to 310 CMR 32.3-31 to read 310 CMR 32.03 to 32.31.

Section 350-12.2D is amended to change "Massachusetts Aeronautics Commission" to "Aeronautics Division of the Massachusetts Department of Transportation."

Section 350-12.7C is amended to read as follows: "Bush blades instead of dirt blades on bulldozers shall be used in clearing operations where such use will preserve the cover crop of grass, low-growing brush or other vegetation."

Section 350-12.18A is amended to change "National Council for Radiation Protection" to "National Council on Radiation Protection and Measurements."

Section 350-13.1A is amended as indicated: "~~The location of b~~ Buildings, uses and other site development are properly located on a site;"

The third sentence of § 350-13.3B is amended to read as follows: "Site plans will be circulated by the Planning Board agent to the Fire Department, Police Department, Planning Department, Inspector of Buildings, Sewer Department, Water Department, Highway Department, Conservation Commission, and the Board of Health."

Section 350-13.11B is amended to delete the third sentence, which originally read: "A determination that a modification will not require a public hearing shall be made by the Planning Board." In the second-last sentence, "Building Inspector, and Engineering" is changed to "Building Inspector, and the Engineering Department."

Section 350-14.7B is amended to update MGL c. 132A, §§ 11A to 11D, to MGL c. 20, § 23.

Section 350-14.9E(1)(b) is amended to read as follows: "Requiring that the uses allowed in designated open spaces and recreational structures, such as tennis courts, swimming pools, accessory clubhouses, or any other structures, be submitted to the Planning Board for site plan approval."

Article 16, Subdivision Phasing, is repealed.

Section 350-17.6A is amended as indicated: "The lot sizes for the receiving shall ~~must~~ comply with the minimum dimensional requirements below."

The definition of "boulevard" in § 350-18.3 is amended as indicated: "A portion of a street and/or an entire street that is divided by a landscape area."


Section 350-18.16 is amended to change "55-over" to "55 and over."

The definition of "designated location" in § 350-19.2 is amended to change "Forest District II" to "Farm and Forest District II."

The definition of "large-scale ground-mounted solar photovoltaic installation" in § 350-19.2 is amended to change "Taunton Municipal Light TMLP" to "Taunton Municipal Light Plant (TMLP)."

The Moderator declared the motion passed by a two-thirds majority vote.

A true copy. Attest:


MARSHA L. SILVIA
TOWN CLERK

ARTICLE 29. It was voted to amend the General Bylaws by adopting a new bylaw, entitled Surplus Property.

I. Surplus Property

a. Scope.

i. The disposition of tangible property no longer useful to the Town, but having a resale or salvage value, shall be in accordance with this chapter and shall conform to the provisions of the Massachusetts Procurement Act, MGL c. 30B, as it may from time to time be amended. For purposes of this chapter, "property" shall mean all tangible property, including but not limited to motor vehicles, machinery, computers, equipment, furniture, and other supplies. This chapter does not apply to the disposition of real property or interests therein.

b. Procedures for disposition.

i. General provisions.

1. The Town's Chief Procurement Officer shall oversee the disposition of all surplus property.
2. Prior to disposition of surplus property, the department head, official, board, commission, or other Town entity in control of the property shall notify the Chief Procurement Officer, in writing, that it is surplus and no longer needed or useful and shall provide the Chief Procurement Officer with an estimate of its value based upon a reasonable investigation and determination of the value of similar property being offered for resale or salvage by other public or private sellers.
3. Any property determined to be surplus may be transferred by the Select Board to another Town department, officer, board, commission, or other Town entity which has expressed its interest in acquiring the surplus property.
4. Surplus property may be traded in as part of the purchase of other property if it is listed for trade-in in the invitation for bids or requests for proposals for such other property.
5. Surplus property shall be disposed of on an "as is" basis, with no warranty of any kind, either express or implied.
6. All money received from the sale of surplus property shall be deposited into the Town's general fund.

ii. Value less than \$5,000.


1. The Chief Procurement Officer shall dispose of surplus property with an estimated net value of less than \$5,000 by using written procedures approved by the Board of Selectmen.
2. If no purchase offer is made for the surplus property, the Chief Procurement Officer may dispose of it in any commercially reasonable manner.

iii. Value of \$5,000 or more.

1. The Chief Procurement Officer shall dispose of surplus property with an estimated net value of \$5,000 or more by either competitive sealed bids, public auction, including online auction, or established markets.
2. Public notice of sale by bid or auction shall:
 - a. Describe the surplus property offered for sale;
 - b. Designate the dates, times, location and method for inspection of such property;
 - c. State the terms and conditions of sale;
 - d. State the place, date and time for the bid opening or auction;
 - e. Remain posted for at least two weeks in a conspicuous place in or near the offices of the Town until the time specified for the bid opening or auction;
 - f. Be published at least once, not less than two weeks prior to the time specified for the bid opening or auction, in a newspaper of general circulation within the area served by the Town;
 - g. Conform to such other notice requirements as are required by MGL c. 30B, § 5; and
 - h. State that the Town retains the right to reject any and all bids.
3. If the Town rejects the bid of the highest responsive bidder, the Town may:
 - a. Negotiate a sale of such supply as long as the negotiated sale price is higher than the bid price; or
 - b. Resolicit bids.

The Moderator declared the motion passed.

A true copy. Attest:


MARSHA L. SILVIA
TOWN CLERK

ARTICLE 30. It was voted to amend Chapter 123 of the Town By-laws by deleting the language that is ~~struck through~~ and adding the language that is underlined:

123-1 Annual Town Meeting

The Annual ~~financial~~ Town Meeting shall be held on the third Monday in May at 7:00P.M. ~~Commencing year 1975. (March 1974 ATM)~~

123-2 Warrant

- A. The Board of Selectmen shall determine at least one week prior to the opening of any warrant the dates the warrant shall be opened and closed. Once determined, said dates shall be publicized to all Town Departments, Boards and Committees.
- B. Every Town Meeting shall be called by a Warrant directed to a Constable, or other duly appointed person, by posting attested copies of said warrant in not less than ~~seven~~ six public places in the Town, at least seven days before the day fixed for the annual town meeting, and at least fourteen days before the day fixed for a special town meeting. ~~In addition, attested copies of Special Town Meeting warrants shall be posted at all polling places.~~
- C. The following are places for posting Town Warrants:
~~Slip's Capeway Marine, Municipal Building Raynham Town Hall, Raynham Center Post Office, Raynham Post Office, Gilmore Hall, Merrill School~~ Raynham Public Library, Senior Center, Middle School. All warrants should also be posted on the town website.
- D. Every article intended for insertion in the warrant for annual or special Town Meetings must be presented in writing to the Selectmen, in accordance with law, on or before the date the Selectmen set to close the warrant. ~~February 10th March 30th in the case of the annual meeting, and not less than two~~ four weeks before a Special Town Meeting. At the same time a copy of each of said articles shall be filed with the Town Attorney for a review of legal compliance. ~~Clerk of the Advisory and Finance Committee. (Amended June 1983 ATM, May 1984 ATM)~~

123-3 Procedures at Town Meeting

- A. Only registered Raynham voters shall be admitted to the place of meeting or to a defined portion thereof, and a check list, kept by the Town Clerk, shall be used in enforcement of such order. This does not prohibit the moderator from admitting any person to the town meeting who has business before it so requested by an office holder of the Town or by ten or more voters who shall sign such a request. The moderator shall announce to the

Meeting the name of those thus admitted ~~to become~~ becoming a matter of record of the Town Meeting or make the Town Clerks check list readily available for review by voters at the meeting.

B. All articles in the warrant shall be acted upon in the order of their arrangement, unless the Meeting by vote otherwise determined by a majority vote.

C. Any report, resolution, motion or appropriation shall be reduced to writing, if the moderator so directs.

D. No person shall address the meeting unless recognized by the moderator, nor speak more than once on the same subject to the exclusion of any other who may desire to speak.

E. Any person who is employed as an attorney by another interested in any matter under discussion at a town meeting shall disclose the fact of his employment before speaking thereon.

F. In accordance with MGL Ch.39 Sec.15, the Moderator shall preside over town meetings, regulate the proceedings, decide all questions of order and make public declarations of all votes. If a two-thirds vote of a town meeting is required by statute, the Moderator shall at his sole discretion determine whether it is necessary to count and record the vote by a show of hands or by electronic vote. If any declaration of vote by the moderator is immediately questioned by seven or more voters rising in place, the Moderator shall verify and record the vote, which shall in such case be taken by electronic vote, show of hands or standing vote. The vote on any motion, provided at least twenty-five voters so order, shall be taken by a "Yes" or No" paper ballot or electronic vote at the moderators discretion.

G. No reports of committees shall be in order at any special town meeting unless made under an article in the warrant which indicates the subject to be reported upon.

H. No vote after being once passed at a meeting shall be reconsidered at that meeting or at an adjournment thereof, except by a two-thirds vote.

I. No motion, the effect of which would be to dissolve the meeting, shall be in order until every article in the warrant has been duly considered and acted upon, but this shall not preclude the postponement of the consideration of any article to an adjournment of the meeting to a stated time and place.

~~J. The duties of the moderator, not specially provided by law or by these by-laws, shall be determined by the rules of practice contained in Cushing's Manual of Parliamentary Practice, so far as the same is applicable to a town meeting~~


J.J. The duties of the Moderator, not specially provided by law or these by-laws, shall be determined by the rules of practice as set forth in Town Meeting Time, as amended, as far as the same is applicable to a town meeting.

123-5 Quorum

Section 123-5 is amended as indicated: "A quorum at any Town Meeting, except such parts as are devoted to the elections of Town officers ..."

The Moderator declared the motion passed.

A true copy. Attest:


MARSHA L. SILVIA
TOWN CLERK


ARTICLE 33. It was voted to amend the Raynham Zoning By-Laws by amending Article 6 to add Section 6.14, entitled "Associate Member of the Planning Board," to create the position of an Associate Member for the Planning Board, as a Special Permit Granting Authority, in accordance with M.G.L. Chapter 40A, §9, as follows:

Associate Member of the Planning Board. The Associate Planning Board Member is a two (2) year position that shall be appointed by a joint vote of the Board of Selectmen and the Planning Board. The Chairman of the Planning Board must designate the Associate Member to sit on the board for the purposes of acting on a special permit application or site plan approval, in the case of absence, inability to act, or conflict of interest, on the part of any member of the planning board or in the event of a vacancy on the board. Any vacancy in the office of the Associate Member will be filled by a majority joint vote of the Board of Selectmen and the Planning Board.

Term of Associate Member. The term of appointment shall be two (2) years from the date of appointment. Any vacancy in the position of associate member shall be filled for the balance of the term of the associate member when the position becomes vacant.

The Moderator declared the motion passed by a two-thirds majority vote.

A true copy. Attest:


MARSHA L. SILVIA
TOWN CLERK

ARTICLE 37. It was voted to amend the Town of Raynham General By-Laws by adding a new section, Section 2/46 SINGLE-USE STYROFOAM PACKAGING:

Section 2/46 SINGLE-USE STYROFOAM PACKAGING

2/46 - Subsection 1. Definitions.

1. "Packaging" shall mean all food and beverage related wrappings, bags, boxes and containers.
2. "Styrofoam" shall mean single-use expandable polystyrene foam products including but not limited to cups, bowls, plates, takeout containers and trays.
3. "Retail Food and/or Beverage Establishment" shall mean any restaurant, food operation public or private, or any other place, other than a private residence, where food and drink is prepared or served, with or without charge, for consumption on or off the premises, including any catering establishment or any eating place, whether fixed or mobile, restaurant, bar, cafe, cafeteria, public or private school, hospital, private club, coffee shop, sandwich stand, or any other type of food service operation.
4. "Prepared food" shall mean ready for immediate consumption.
5. "Board of Health" shall mean any entity serving as such or their authorized agent

2/46 - Subsection 2. Prohibition.

No retail food and/or beverage establishment located and doing business within the Town of Raynham shall sell or convey prepared food or beverage directly to consumers within the Town of Raynham if such food and/ or beverage is placed, packaged, or wrapped in Styrofoam.

2/46 - Subsection 3. Temporary Waiver.

The Board of Health may grant a one-time temporary waiver of 6 months if the applicant can show, in writing, that compliance would create an undue financial hardship, or practical difficulty, not generally applicable to other persons in similar circumstances, and good cause is shown.

2/46 - Subsection 4. Enforcement.

Enforcement of this bylaw shall be the responsibility of the Board of Health.

2/46 - Subsection 5. Regulations.

The Board of Health may issue and promulgate such rules and regulations as may be necessary to implement and carry out the provision of this law.

2/46 - Subsection 6. Violation.

Violation of the SINGLE-USE STYROFOAM PACKAGING By-law shall result in the following penalties payable to the Town of Raynham:

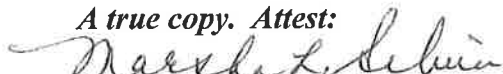
1st offense - Written Warning; 2nd offense - \$200 per day; 3rd and each subsequent offense - \$400 per day

2/46 – Subsection 7. Effective Date.

This by-law shall take effect on January 1, 2023.

The Moderator declared the motion passed.

A true copy. Attest:


MARSHA L. SILVIA
TOWN CLERK

Any claims of invalidity by reason of any defect in the procedure of the preceding adoption of the amendment(s) to the Zoning By-laws passed at the Annual Town Meeting of May 16, 2022 may only be made within ninety (90) days of this posting. Copies may be examined and obtained at the office of the Town Clerk.

Attested copies of the above have been posted in one public place in each precinct of the Town, in accordance with Massachusetts General Laws, Chapter 40, Section 32, on September 20 2022.

CONSTABLE


9/20/22