

Pelham Board of Health Message For A Safer Town Meeting

1. All attendees are encouraged to wear a mask or other type of face covering.
2. Please bring your own water or another beverage with you. And if you have your own bottle of hand sanitizer, bring that as well.
3. Seating will be set up so social distancing will be adhered to.
4. If you are sick, have a fever, in quarantine, or recently exposed to an COVID-19-positive person, you should not attend Town Meeting.

Pelham Finance Committee Report To The Town 2022

The Pelham Finance Committee has completed its recommended budget for the Town as you will see in Articles 3 and 5. This has been the most difficult year that we have ever experienced since the requests for money reached an all-time record. Normally we expect requests to total around \$130,000, but this year the amount was just under \$200,000. For reference, the 2.5% guideline for tax increases is about \$90,000. The costs of operating the town have been affected by inflation, the complexities in managing some Board and Commission responsibilities, and maintenance of aging buildings. Some of these problems will be with us for many years. Others will hopefully decline a bit in the next few years. Overall, with little new revenue anticipated, the increase cost will fall to the property owners.

The following are examples of the challenging issues that affect the Town budget for this year and the ensuing 3 to 5 years.

The Town

- The complexities of handling the requirements of the Planning Board and Conservation Commission have necessitated those organizations to request more money for clerical and technical help.
- The DPW is expecting two of the three members to retire in the next few years which will bring a big void in knowing all the idiosyncrasies about maintaining the roads, equipment and buildings. To help build that knowledge base, a fourth temporary position is included in this budget. This department will return to three members once the retirements are completed. Most of the funding is coming from the DPW existing budget.
- The new hybrid police cruiser scheduled for this year was estimated in December to cost \$54,000, but now will cost \$62,000. In spite of this purchase, we do not foresee an appreciable reduction in fuel expense. The Capital plan shows the second cruiser being replaced next year, likely at a higher cost as well.

The Pelham Elementary School

The Elementary School budget increased this year by \$42,810 which was within the 2.5% guidelines, though the number of students continues to decline. Currently there are 120 students with 61 from Pelham and 59 from School Choice. Next year the expectation is for 113 students, 56 from Pelham and 57 from School Choice.

- The Elementary School had a major renovation and addition completed just over twenty years ago. The current Capital Plan is to replace the furnace and roof in the next 5 years. The plan has to be enhanced to replace the air conditioning and air handling system soon after. If we want to move to a HVAC system using new technology, we may need to find the money for the design work as early as next year. If solar panels are going to be considered for the roof of the building, plans for the roof support design and funding sources should also begin in the next few years.
- This is all on top of the need to address the ADA compliance audit that was completed in 2019 by continuing to make recommended improvements.

Amherst Pelham Regional School

- Pelham's portion of the Regional School Budget is increasing by \$37,181. This is higher than we would normally expect because the Region is moving away from the old assessment method of each Town paying the same per pupil amount and moving toward the state statutory method that takes into account each Town's ability to pay. Next year if the same plan is followed, the Region should be fully adjusted to the statutory method and we anticipate that Pelham's increase will not be as severe.
- Of equal importance is the Capital Plan that the Region has put forth. Because the Regional School buildings are showing their age, (the Middle School was built in 1969, the Regional High School was built in 1955, an addition in 1963 and a further addition and renovation in 1996) the infrastructure is in need of upgrading and replacement. The plan calls for about \$35 million over the next 10 years to cover the cost. Pelham's assessed portion is just under a million dollars or \$100,000 each year for ten years. We cannot cover this with Pelham's current Capital funding program nor can we count on Free Cash as a source. The Finance Committee is working on a plan that we expect to bring to the May 2023 Town meeting for consideration.

In Summary

Unfortunately, Pelham taxpayers need to anticipate noticeable tax increases over the next two to three years as the total cost of running the Town is dependent on an increasing tax rate. The Finance Committee is working hard for our taxpayers to avoid sudden sharp tax increases through creative spending, working collaboratively with the Select Board, Departments and Commissions to suggest cost reductions, and identifying potential decreases in future expenditures.

Respectfully submitted,
F. Vanderbeck, E. Marriott, C. Castenson and J. Trickey



**WARRANT ARTICLES
ANNUAL TOWN MEETING
May 14, 2022**

Hampshire, ss.
To one of the Constables of the Town of Pelham, in said County.

Greetings:

In the name of the Commonwealth of Massachusetts you are hereby directed to notify and warn the inhabitants of the Town of Pelham, Massachusetts, qualified to vote in the Town affairs to meet in the Pelham Elementary School, at 45 Amherst Road, in said Pelham on Saturday the fourteenth day of May, in the year A.D. 2022 at 9:00 a.m. for the reading of the Town Warrant and to proceed with the meeting.

Local elections will be held May 17, 2022 at the Ramsdell Room at the Library, 2 South Valley Road. Polls will open at 11:00 a.m. and close at 7:00 p.m.

Article 1.

To see if the Town will vote to accept the reports of the Town Officers and Committees, or take any other action relative thereto.

Article 2.

To see if the Town will vote to authorize the Town Treasurer, with the approval of the Select Board, to borrow money from time to time in anticipation of the revenue of the FY2023 beginning July 1, 2022, in accordance with the provisions of Massachusetts General Laws, Chapter 44, Section 4, and to issue a note or notes as may be given for a period of less than one year in accordance with Massachusetts General Laws, Chapter 44, Section 17, or take any other action relative thereto.

Article 3.

To see if the Town will vote to raise and appropriate, and/or transfer from available funds a sum of money necessary to defray the expenses of the Town for the ensuing fiscal year, or take any other action relative thereto.

		FY2021	FY 2022	FY 2023	FY 2023
	Article 3	Appropriated	Appropriated	Requested	Recommended
	GENERAL GOVERNMENT				
2	Selectperson Salary	\$3,600	\$3,600	\$3,600	\$3,600
	Expenses				
3	Town Clerk Salary	\$19,292	\$19,581	\$20,071	\$20,071
	Records/Information Clerk	\$12,920	\$13,114	\$13,442	\$13,442
	Expenses	\$8,000	\$8,000	\$8,000	\$8,000
4	Finance Committee	\$990	\$990	\$990	\$990
5	Assessor's Salary	\$2,000	\$2,000	\$2,000	\$2,000
	Assistant Assessors Salary	\$12,300	\$12,300	\$12,300	\$12,300
	Clerical/Consulting		\$700	\$2,000	\$2,000

		Appropriated	Appropriated	Requested	Recommended
	Contract Service	\$9,900	\$8,300	\$8,900	\$8,900
	Expenses	\$5,750	\$5,750	\$3,850	\$3,850
6	Collector Salary	\$17,212	\$17,814	\$18,816	\$18,616
	Expenses	\$9,775	\$10,264	\$10,521	\$10,521
7	Treasurer Salary	\$27,988	\$28,967	\$30,271	\$30,271
	Expenses	\$8,670	\$9,104	\$9,332	\$9,332
	Clerical/Consulting	\$6,050	\$6,353	\$6,512	\$6,512
8	Legal Services	\$15,000	\$15,000	\$15,000	\$15,000
9	Town Meetings, Elections etc.	\$13,000	\$13,000	\$13,000	\$13,000
10	Town Reports	\$875	\$875	\$875	\$875
11	Town Office Wages	\$28,253	\$28,677	\$29,394	\$29,394
	Select Board/Town Office Expenses	\$21,500	\$21,500	\$21,500	\$21,500
12	Buildings and Grounds				
	Salaries	\$16,862	\$17,115	\$17,543	\$17,543
	Expenses	\$62,720	\$62,720	\$65,720	\$65,720
	Maintenance	\$22,000	\$22,000	\$22,000	\$22,000
13	Blanket Insurance	\$46,000	\$51,000	\$45,000	\$45,000
14	Town Accountant	\$7,000	\$10,000	\$10,000	\$10,000
	Town Accountant Expense		\$200	\$200	\$200
15	Reserve Fund	\$87,000	\$87,000	\$87,000	\$87,000
16	Surety Bonds	\$1,000	\$1,000	\$1,000	\$1,000
17	Emergency Management	\$7,000	\$7,000	\$7,000	\$7,000
18	Archivist	\$0	\$0	\$0	\$0
19	Hampshire County COG	\$0	\$0	\$0	\$0
TOTAL GENERAL GOVERNMENT		\$472,657	\$483,924	\$485,837	\$485,637
BOARDS AND COMMISSIONS					
20	Board of Appeals	\$200	\$200	\$200	\$200
21	Conservation Commission	\$850	\$850	\$850	\$850
	Part Time Conservation Agent	\$5,000	\$5,000	\$12,500	
22	Council on Aging	\$5,000	\$5,000	\$5,000	\$5,000
23	Historical Commission	\$200	\$200	\$200	\$200
24	Library Trustees				
	Director Salary	\$27,770	\$30,423	\$30,945	\$30,945
	Staff Salaries	\$16,132	\$16,273	\$17,723	\$17,723
	Expenses	\$10,814	\$9,400	\$8,800	\$8,800
25	Planning Board	\$1,500	\$1,500	\$1,500	\$1,500
	Clerical/consulting			\$7,500	
26	Recreation Commission	\$0	\$0	\$0	\$0
28	Cemetery Commission	\$7,000	\$7,000	\$7,000	\$7,000
	Energy Committee	\$500	\$500	\$500	\$500
TOTAL BOARDS AND COMMISSIONS		\$74,966	\$76,346	\$92,718	\$72,718

SCHOOLS		Appropriated	Appropriated	Requested	Recommended
30	Pelham Elementary	\$1,826,299	\$1,874,990	\$1,917,800	\$1,917,800
31	Amherst Pelham Regional	\$891,934	\$929,525	\$966,706	\$966,706
TOTAL SCHOOLS		\$2,718,233	\$2,804,515	\$2,884,506	\$2,884,506
PUBLIC WORKS					
40	Highway Fund				
	Superintendent Salary	\$66,499	\$69,824	\$73,650	\$73,650
	Staff Salaries	\$127,871	\$129,789	\$158,656	\$158,656
	Expenses	\$121,362	\$121,362	\$106,362	\$106,362
41	School Signal Lights	\$900	\$900	\$900	\$900
42	Snow Removal				
	Salaries	\$14,582	\$14,801	\$15,171	\$15,171
	Materials	\$68,432	\$68,432	\$68,432	\$68,432
TOTAL PUBLIC WORKS		\$399,646	\$405,108	\$423,171	\$423,171
PROTECTION OF PERSONS AND PROPERTY					
50	Police Department				
	Chief Salary	\$66,725	\$70,140	\$73,623	\$73,623
	Full Time Officer Salary	\$41,605	\$43,056	\$45,015	\$45,015
	Part Time Officer's Salaries	\$43,684	\$44,337	\$50,445	\$45,445
	Training and Education	\$10,000	\$10,000	\$11,255	\$11,255
	Expenses	\$25,701	\$25,701	\$25,701	\$25,701
	Expenses Fuel	\$10,475	\$10,475	\$10,475	\$10,475
	Reserve Officers	\$0	\$0	\$0	\$0
	Regional Lockup	\$1,255	\$1,255	\$0	\$0
50A	Town Road Detail	\$3,729	\$3,729	\$3,729	\$3,729
50C	Constable: Elections	\$2,275	\$2,275	\$2,275	\$2,275
51	Fire Department				
	Chief Salary	\$27,875	\$28,293	\$29,000	\$29,000
	Firefighter's Salaries	\$46,259	\$46,952	\$48,125	\$48,125
	Expenses	\$23,980	\$23,980	\$23,980	\$23,980
53	Fire Hydrants	\$280	\$280	\$280	\$280
54	Tree Warden Salary	\$1,500	\$1,500	\$1,500	\$1,500
	Expenses	\$11,500	\$11,500	\$11,500	\$11,500
57	Ambulance	\$32,500	\$33,300	\$34,133	\$34,133
58	Animal Control	\$2,500	\$2,500	\$3,000	\$3,000
TOTAL PUBLIC SAFETY		\$351,843	\$359,273	\$374,036	\$369,036
HEALTH AND SANITATION					
60	Board of Health Salaries	\$500	\$500	\$500	\$500

		Appropriated	Appropriated	Requested	Recommended
	Expenses	\$400	\$400	\$400	\$400
	Pioneer Valley Mosquito Control	\$5,000	\$5,000	\$5,500	
61	Solid Waste				
	Hazardous Household Waste	\$1,200	\$1,200	\$1,400	\$1,400
	Recycling	\$0	\$0	\$0	\$0
63	Inspector of Animals	\$75	\$75	\$75	\$75
65	Quabbin Health District	\$17,861	\$18,861	\$19,361	\$19,361
TOTAL HEALTH AND SANITATION		\$25,036	\$26,036	\$27,236	\$21,736
BENEFITS AND INSURANCE					
70	County Retirement	\$226,318	\$259,719	\$295,519	\$295,519
71	Veteran's Agent Salary	\$6,369	\$6,559	\$6,339	\$6,339
	Expenses				
	Benefits	\$49,248	\$49,248	\$49,248	\$49,248
72	Workers' Compensation	\$24,000	\$26,400	\$26,800	\$26,800
73	Unemployment Insurance	\$6,000	\$6,000	\$6,000	\$6,000
74	Group Health /Medicare	\$175,000	\$175,000	\$185,500	\$185,500
	Health Insurance Opt Out	\$9,000	\$9,000	\$9,000	\$9,000
75	OPEB Deposit	\$140,000	\$160,000	\$180,000	\$180,000
TOTAL BENEFITS AND INSURANCE		\$635,935	\$691,926	\$758,406	\$758,406
GRAND TOTAL		\$4,678,316	\$4,847,128	\$5,045,910	\$5,015,210

Recommended by the Finance Committee and Select Board.

Article 4.

To see if the Town will name the salaries and wages for all elected officers for the ensuing year, which payments shall not be made in advance of performance, and to determine when and how they shall be paid, or take any other action relative thereto.

		FY2021 Appropriated	FY2022 Appropriated	FY2023 Recommended
Assessors	(Chair)	\$1,000	\$1,000	\$1,000
Assessors	(others)	\$500	\$500	\$500
Auditor		\$0	\$0	\$0
Board of Health	(Chair)	\$200	\$200	\$200
Board of Health	(others)	\$150	\$150	\$150
Cemetery Commissioner	(each 3) \$9.00hr	\$0	\$0	\$0
Library Trustees		\$0	\$0	\$0
Moderator		\$0	\$0	\$0
Planning Board		\$0	\$0	\$0
School Committee		\$0	\$0	\$0
Select Board	(each 3)	\$1,200	\$1,200	\$1,200
Tree Warden		\$1,500	\$1,500	\$1,500

Recommended by the Select Board.

Article 5.

To see if the Town will vote to appropriate from Free Cash the sum of \$287,615 for expenditure as follows:

- A. \$20,000 to be deposited in the OPEB Trust Fund
- B. \$2,000 as Pelham's share of replacing the radio transmitter and bus communication software
- C. \$1,000 as Pelham's share of replacing the Building Energy Management automation system
- D. \$15,000 to replace the Pelham Elementary Computer room HVAC system
- E. \$4,090 to the School Department for FY2023, this money representing an amount equal to that received by the Town as medical reimbursement for services provided by the School Department.
- F. \$25,000 for reimbursement of unanticipated special education charges, which reimbursement would require the approval of the School Committee, Select Board and Finance Committee.
- G. \$50,000 to be put in the Regional Capital account to cover future Capital needs
- H. \$62,000 to purchase and equip a new hybrid Police cruiser
- I. \$5,000 for clerical help for the Police Department
- J. \$1,000 for maintenance of the Historical Complex
- K. \$7,500 for clerical/consulting help for the Planning Board
- L. \$500 for consulting help for the Zoning Board of Appeals
- M. \$500 for Record preservation
- N. \$15,000 for the Town's property assessment re-evaluation
- O. \$6,000 for the purchase of replacement turnout gear for the Fire Department
- P. \$5,000 for the removal of trees in the Town's cemeteries
- Q. \$1,000 for maintenance of the Town's cemeteries
- R. \$3,500 for DEI training for Town staff
- S. \$2,000 for polling pads for Town elections
- T. \$1,000 for the annual OPEB study
- U. \$10,000 for an electrical monitoring and reporting system for the Community HVAC system
- V. \$7,500 to repair the sprinkler system in the Community Center
- W. \$10,000 to maintain the existing heating system in the Community Center
- X. \$3,500 to upgrade the Fire Alarm System in the Rhodes Building
- Y. \$3,025 to pay for joining the Group Buying program with the Franklin Regional Council of Governments
- Z. \$12,500 for a Part-time Conservation Agent
- AA. \$5,500 for membership in the Pioneer Valley Mosquito Control program
- BB. \$8,500 to pay one year of health insurance for a DPW employee

or take any other action relative thereto.

Recommended by the Finance Committee and Select Board.

Article 6.

To see if the Town will vote to adopt the recommendation of the Community Preservation Committee to appropriate and transfer the following sums of money from the Community Preservation Fund estimated annual revenues for Community Preservation Committee administrative expenses in FY2023 in the amount of \$3,500, or take any other action relative thereto.

Recommended by the Select Board.

Article 7.

To see if the Town will vote to adopt the recommendation of the Community Preservation Committee to appropriate and transfer the following sums of money from the Community Preservation Fund estimated annual revenues, and to reserve for later appropriation; \$14,700 for Open Space; \$14,700 for Community Housing; and \$14,700 for Historic Resources; and to reserve for later appropriation \$40,200 to the FY2023 Community Preservation Fund Budgeted Reserve, or take any other action relative thereto.

Recommended by the Select Board.

Article 8.

To see if the Town will vote to amend Section VI of the Amherst Pelham Regional School District Agreement by replacing subsection j) as follows: "For Fiscal Year 2023 only, the alternative operating budget assessment shall be calculated as a five-year average of minimum contributions with the remainder of the assessment allocated to

the member towns in accordance with the per-pupil method found in Section VI e) of the Amherst Pelham Regional School District Agreement. Additionally, if any member town's assessment based on this method increases or decreases more than 4% from their Fiscal Year 2022 assessment, the Fiscal Year 2023 assessment shall be limited to a 4% change provided that the requirements of Minimum Local Contribution are still met. The five-year average of minimum contributions will include the five most recent years."; or take any other action relative thereto.

Recommended by the Select Board.

Article 9.

To see if the Town will vote to raise and appropriate the sum of \$56,867.22 and transfer \$12,657.78 from Massachusetts School Building Authority (MSBA) Funds for the payment of the Town's (General Fund) indebtedness, or take any other action relative thereto.

Recommended by the Select Board.

Article 10.

To see if the Town will vote to appropriate the sum of \$30,095 from the Regional School Capital account to pay Pelham's share of the Regional School Capital debt, or take any other action relative thereto.

Recommended by the Finance Committee and Select Board.

Article 11.

To see if the Town will vote to appropriate the sum of \$10,418 from the PEG Access and Cable Related Fund (established by vote of the Fall 2015 Town Meeting) to be used by the Select Board for the purpose of Technology services and purchases for the Town, or take any other action relative thereto.

Recommended by the Select Board.

Article 12.

To see if the Town will vote to approve annual spending limits for FY2023 for revolving funds established in the Town Bylaws, in accordance with G.L c.44, Section 53E1/2, with such expenditure limits to be applicable for each fiscal year until such time as Town Meeting votes, prior to July 1 in any year, to increase the same for the ensuing fiscal year; provided, however, that at the request of the entity authorized to expend such funds, the Select Board, with the approval of the Finance Committee, may increase such limit, for that fiscal year only, all as set forth below, or take any other action relative thereto:

Revolving fund	FY spending limit
Archivist	\$2,500
Building Inspector	\$30,000
Community Garden Committee	\$5,000
Community Hall	\$7,000
Fire Department	\$7,500
Gas Inspector	\$1,500
Department of Public Works	\$7,500
Planning Board	\$15,000
Plumbing Inspector	\$1,500
Police Department	\$7,500
Wiring Inspector	\$3,000
Zoning Board of Appeals	\$1,000

Recommended by the Select Board.

Article 13.

To see if the Town will vote to authorize the Library Trustees to expend such monies as they may receive from the sale of discarded books, gifts, and bequests, and from the State and Federal Governments, or take any other action relative thereto.

Recommended by the Select Board.

Article 14.

To see if the Town will vote to authorize the Pelham Cultural Council to expend such monies as it may receive from the State and Federal Governments, and from gifts and bequests, or take any other action relative thereto.
Recommended by the Select Board.

Article 15.

To see if the Town will vote to authorize the Select Board to enter into contracts with the Massachusetts Highway Department for construction and/or maintenance of public highways for the Fiscal Year 2023, and further to authorize the Select Board on behalf of the Town to accept and expend any money from the Commonwealth of Massachusetts for highway construction and/or maintenance, provided that no funds shall be expended to widen, or enter into a contract to widen, any Town road unless the Select Board has held a public hearing advertised at least fourteen (14) days in advance, with any proposed contract and/or plans for such road improvements being posted for public viewing prior to the public hearing, and further provided that such policy is consistent with State requirements, or take any other action relative thereto.
Recommended by the Select Board.

Article 16.

To see if the Town will vote to authorize the Select Board to accept and/or apply for any State or Federal funds or grants that may become available during the Fiscal Year 2023 and to expend such funds in accordance with the terms and conditions thereof, provided that no funds shall be expended to widen, or to enter into a contract to widen, any Town road unless the Select Board has held a public hearing advertised at least fourteen (14) days in advance, with any proposed contract and/or plans for such road improvements being posted for public viewing prior to the public hearing, and further provided that such policy is consistent with State requirements, or take any other action relative thereto.
Recommended by the Select Board.

Article 17.

To see if the Town will vote to amend the Zoning Bylaws of the Town to rename the Board of Selectmen as the Select Board, by striking out, in every instance in which they appear, the words "Board of Selectmen" and inserting in place thereof the words "Select Board"; and by striking out, in every instance in which they appear, the word "Selectman" and "Selectmen" and inserting in place thereof the words "Select Board Member" or "Select Board Members"; and further to authorize the Town Clerk to prepare and publish a version of the Zoning Bylaw which conforms to such change in title; or take any other action relative thereto.
Recommended by the Select Board.

Article 18.

To see if the Town will vote to amend the Town of Pelham General Bylaw "Non-Criminal Dispositions," by deleting the text shown in strike through as follows:

Any-by-law of the Town of Pelham, or rule or regulation of its officers, boards or departments, the violation of which is subject to a specific penalty, may, in the discretion of the Town official who is the appropriate enforcing person, be enforced in the non-criminal disposition method provided in Section 21D of Chapter 40 of the Massachusetts General Laws. The non-criminal penalty for each violation, if not otherwise specified in such by-law, rule or regulation, shall be \$75.00 for the first violation, \$125 for the second violation, and \$175 for the third and subsequent violations. Each day that a violation exists shall constitute a separate offense.

"Enforcing person" as used in this by-law shall mean: The Town of Pelham police and fire chiefs or their designees; the Building Inspector and his/her designee; the members of the Board of Health, its Health Agent or other designee; the Conservation Commission; the Planning Board; the Zoning Board of Appeals; the Select Board or its designee; ~~and such other officials as the Select Board from time to time designate~~, each with respect to the violation of by-laws, rules, and regulations within their respective jurisdictions. If more than one official has jurisdiction in a given case, any such official may be the enforcing person with respect thereto, or take any other action relative thereto.

Recommended by the Select Board.

Article 19.

To see if the Town will vote to amend the Town of Pelham General Bylaw "Delinquent Licenses and Fees Bylaw," Section (a), by deleting the text shown in strike through and inserting the bold underlined text as follows:

(a) The tax collector or other municipal official responsible for records of all municipal taxes, assessments, betterments and other municipal charges, hereinafter referred to as the tax collector, shall annually **and may periodically** furnish to each department, board, commission or division, hereinafter referred to as the licensing authority, that issues licenses or permits including renewals and transfers, a list of any person, corporation, or business enterprise, hereinafter referred to as the party, that has neglected or refused to pay any local taxes, fees, assessments, betterments or other municipal charges ~~for not less than a twelve month period~~, and that such party has not filed in good faith a pending application for an abatement of such tax or a pending petition before the appellate tax board,

(b) The licensing authority may deny, revoke or suspend any license or permit, including renewals and transfers of any party whose name appears on said list furnished to the licensing authority from the tax collector or with respect to any activity, event or other matter which is the subject of such license or permit and which activity, event or matter is carried out or exercised or is to be carried out or exercised on or about real estate owned by any party whose name appears on said list furnished to the licensing authority from the tax collector; provided, however, that written notice is given to the party and the tax collector, as required by applicable provisions of law, and the party is given a hearing, to be held not earlier than fourteen days after said notice. Said list shall be prima facie evidence for denial, revocation or suspension of said license or permit to any party. The tax collector shall have the right to intervene in any hearing conducted with respect to such license denial, revocation or suspension. Any findings made by the licensing authority with respect to such license denial, revocation or suspension shall be made only for the purposes of such proceeding and shall not be relevant to or introduced in any other proceeding at law, except for any appeal from such license denial, revocation or suspension. Any license or permit denied, suspended or revoked under this section shall not be reissued or renewed until the license authority receives a certificate issued by the tax collector that the party is in good standing with respect to any and all local taxes, fees, assessments, betterments or other municipal charges, payable to the municipality as the date of issuance of said certificate.

(c) Any party shall be given an opportunity to enter into a payment agreement, thereby allowing the licensing authority to issue a certificate indicating said limitations to the license or permit and the validity of said license shall be conditioned upon the satisfactory compliance with said agreement. Failure to comply with said agreement shall be grounds for the suspension or revocation of said license or permit; provided, however, that the holder be given notice and a hearing as required by applicable provisions of law.

(d) The board of selectmen may waive such denial, suspension or revocation if it finds there is no direct or indirect business interest by the property owner, its officers or stockholders, if any, or members of his immediate family, as defined in section one of chapter two hundred and sixty-eight A in the business or activity conducted in or on said property.

This section shall not apply to the following licenses and permits: open burning; G.L.c. 48, §13; bicycle permits; G.L. c.85, §11A; sales of articles for charitable purposes, G.L. c.101, §33; children work permits, G.L. c. 149, §69 ; clubs, associations dispensing food or beverage licenses, G.L. c.140, §21E; dog licenses, GL c.140, §137; fishing, hunting, trapping license, G.L. c.131, §12; marriage licenses, G.L. c.207, §28; and theatrical events, public exhibition permits, G.L. c.140, §181.
or take any other action relative thereto.

Recommended by the Select Board.

Article 20.

Citizens Petition

Amend the Code of the Town of Pelham bylaws Chapter 5 Animals, Article II Dog Control, by making revisions shown below, with additions shown as underlined:

§ Section 5-7 Violations enumerated

Any owner who allows his/her dog to do any of the following will be considered in violation of this article:

- A. Unlicensed dog: a dog six months or older, which is unlicensed or not relicensed by May 31 each year.
- B. Running at large: to go beyond the boundaries of the owner's residence unless the dog is:
 - 1. In sight and under immediate response to voice command and does not trespass on residential property; or
 - 2. Under leash control; however, dogs in the act of training, working or hunting are excepted.
- C. To chase a pedestrian, bicycle or any other vehicle.
- D. To bark excessively during the day or to bark between 10:00 p.m. and 8:00 a.m. so as to disturb the reasonable quiet of the neighborhood.
- E. Worrying livestock: to worry, injure or kill another's livestock, fowl or pet.
- F. Vicious dog: to menace, attack or bite a person without provocation.

PELHAM SELECT BOARD

Robert Agolia, Chair _____

David Shanabrook, Vice-Chair _____

Tara Loomis, Clerk _____

Date signed: April 12, 2022 _____

CONSTABLE Ary Thomas _____

Date posted: 4/12/2022 _____ Fire/Police Station and Rhodes Building