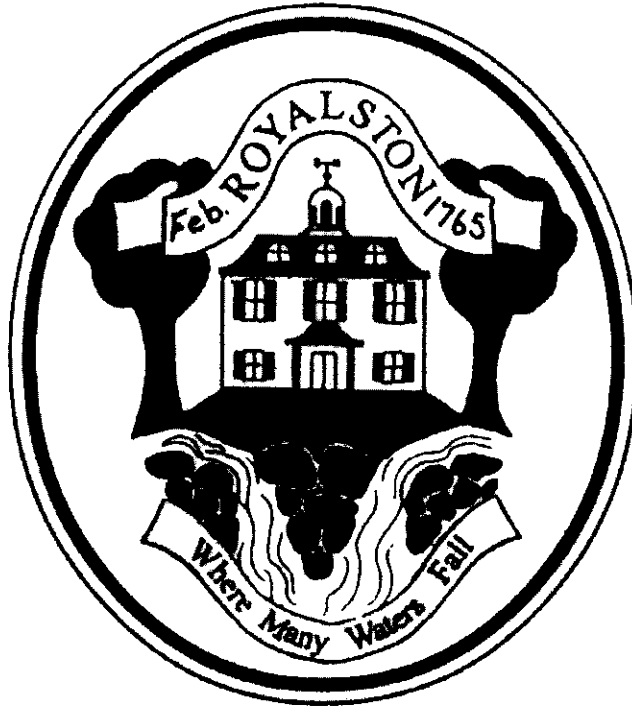


Town of Royalston

Royalston, Massachusetts 01368



GENERAL BY-LAWS

True copy attest:


Barbara Richardson— Royalston Town Clerk

Town of Royalston General By-Laws as of 9/6/2019 posting –Article IV. Capital Finance Committee, Article XVI. Department of Public Works, Article XVII. Personnel Bylaw, and XIX. Community Preservation Committee bylaw Approved by Town Meeting 5-10-2019, approved by the Attorney General on August 28, 2018. , Effective Date September 6, 2019

All department heads, officers, boards and committees, including the Select Board and School Committee, shall, by January 1st of each year, provide the Committee with information concerning all anticipated capital purchases and/or projects covered under this bylaw and requiring Town Meeting action during the ensuing five years and either describe how such capital outlays fit into the Town's long-term Capital Improvement Plan or advocate for amendment of the Plan to include them. The Committee shall consider the relative need, impact, timing, and cost of these expenditures and the effect each will have on the financial position of the Town.

SECTION 3. Based on the information received, the Committee shall present annually to the Select Board for approval a Capital Spending Budget for the ensuing fiscal year, and a Capital Improvement Plan including recommended capital improvements for the following ten fiscal years. The Committee shall extend, re-evaluate and/or update as necessary the Capital Improvement Plan annually. The Committee shall submit the Capital Spending Budget, as approved by the Select Board, to the Annual Town Meeting (ATM) for adoption by the Town.

SECTION 4. The Capital Improvement Plan, after its adoption, shall permit spending on approved programs or improvements from departmental budgets for surveys, architectural or engineering advice, options, or appraisals. These expenditures must be appropriated by Town Meeting. Spending cannot fund preliminary planning for projects to be undertaken more than ten years in the future unless those projects have been included in an approved extension of the Capital Improvement Plan. *(Amended at May 11, 2018 Annual Town Meeting, approved by the Attorney General August 27, 2018. Effective date (posted date): August 28, 2018.)*

Article XIX. Community Preservation Committee Bylaw

The following bylaw was approved by vote of the May 9, 2008 Annual Town Meeting, and subsequently approved by the Attorney General January 6, 2009, amended 5-10-2019 ATM, approved by the Attorney General 8-28-2019

A: Establishment

There is hereby established a permanent committee of the Town to be known as the Community Preservation Committee, consisting of seven (7) voting members, pursuant to G.L. c. 44B, §5. The composition of the committee, the appointing authority and the term of office for the committee members shall be as follows:

1. One member of the Conservation Commission as designated by the Commission;
2. One member of the Historical Commission as designated by the Commission;
3. One member of the Planning Board as designated by the Board;
4. One member of the Open Space and recreation Committee as designated by the Committee;
5. One member of the Select Board (acting as the Park Commission) as designated by the Board
6. One member appointed by the Select Board to represent affordable housing interests
7. One member at large appointed by the Select Board

Each member of the committee shall serve for a term of three years or until the person no longer serves in the position or on the board or committee as set forth above, whichever is earlier. Any member of the committee may be removed for cause by his/her respective appointing authority after hearing.

B: Duties

(1) In consultation with existing municipal boards, the Community Preservation Committee shall study the needs, possibilities and resources of the Town regarding community preservation. As part of its study, the Committee shall hold one annual public informational hearing, or more at its discretion, notice of which shall be posted publicly and published for each of two weeks preceding a hearing in a newspaper of general circulation in the Town.

(2) The Committee shall review proposals for community projects, first determining whether a project meets the criteria established by the Community Preservation Act and then whether to recommend the project and the funding amount.

(3) The Committee may include in its recommendation to Town Meeting a recommendation to set aside for later spending funds for specific purposes that are consistent with community preservation but for which sufficient revenues are not then available in the Community Preservation Fund to accomplish that specific purpose or to set aside for later spending funds for general purposes that are consistent with community preservation.

(4) In every fiscal year, the Committee must recommend either that Town Meeting spend, or set aside for later spending, not less than 10% of the annual revenues in the Community Preservation Fund for open space (not including land for recreational use); not less than 10% of the annual revenues in the Community Preservation Fund for historic resources; and not less than 10% of the annual revenues in the Community Preservation Fund for community housing.

ARTICLE XX. RIGHT TO FARM BY-LAW (Added effective 10/8/2013)

Section 1 - Legislative Purpose and Intent

The purpose and intent of this bylaw is to explain the existing Right to Farm accorded to all citizens of the Commonwealth under Article 97 of the Constitution and all state statutes and regulations thereunder, including, but not limited to, Massachusetts General Laws Chapter 40A, Section 3, Paragraph 1; Chapter 90, Section 9, Chapter 111, Section 125A and Chapter 128 Section 1A. We the citizens of Royalston restate and republish these rights pursuant to the Town's authority conferred by Article 89 of the Articles of Amendment of the Massachusetts Constitution, ("Home Rule Amendment").

Original Royalston CPC Bylaw (5-9-2008)

Attached in following pages

THE COMMONWEALTH OF MASSACHUSETTS

Annual Town Meeting

May 9, 2008

I, Melanie A. Mangum, as Town Clerk of Royalston, do hereby certify that these are the actions taken on Article 25 of the Annual Town Meeting, convened on May 9, 2008 and reconvened on June 27, 2008.



Melanie A. Mangum

:town seal

Article 25. To see if the Town will vote to approve a bylaw for the composition and appointment of the local Community Preservation Committee. The Committee will consist of nine members; one each from the Conservation Commission, Historic District Commission, Planning Board, Board of Selectman, Capital Planning, Open Space Committee, and the Building Inspector, in addition to two at large members appointed by the Board of Selectmen, or act anything thereon.

MAY 9, 2008 - Motion to table this article until the reconvene of the Annual Town Meeting – **Voted to table - Unanimous**

JUNE 27, 2008 –

1. Motion to remove from table - **Voted to remove from table, Unanimous**
2. Motion to approve a bylaw for the Community Preservation Act which will read as follows: **(So Voted - 26 In favor, 3 opposed)**

Community Preservation Committee Bylaw

A: Establishment

There is hereby established a permanent committee of the Town to be known as the Community Preservation Committee, consisting of eight (8) voting members, pursuant to G.L. c. 44B, §5. The composition of the committee, the appointing authority and the term of office for the committee members shall be as follows:

- (1) One member of the Conservation Commission as designated by the Commission;
- (2) One member of the Historical Commission as designated by the Commission;
- (3) One member of the Planning Board as designated by the Board;
- (4) One member ; the Building Inspector
- (5) One member of the Open Space Committee as designated by the Committee;
- (6) One member of the Board of Selectman as designated by the Board.
- (7) One member of the Board of Public Welfare as designated by the Board;
- (8) One member at large appointed by the Board of Selectman;

Each member of the committee shall serve for a term of three years or until the person no longer serves in the position or on the board or committee as set forth above, whichever is earlier.

Should any of the officers and commissions, boards, or committees who have appointing authority under this bylaw be no longer in existence for whatever reason, the Board of Selectmen shall appoint a suitable person to serve in his/her place.

Any member of the committee may be removed for cause by his/her respective appointing authority after hearing.

B: Duties

(1) The community preservation committee shall study the needs, possibilities and resources of the town regarding community preservation. The committee shall consult with existing municipal boards, including the conservation commission, the historical commission, the planning board, the department of public works, and the housing authority, or persons acting in those capacities or performing like duties, in conducting such studies. As part of its study, the committee shall hold one annual public informational hearing, or more at its discretion, on the needs, possibilities and resources of the town regarding community preservation possibilities and resources, notice of which shall be posted publicly and published for each of two weeks preceding a hearing in a newspaper of general circulation in the town.

(2) The community preservation committee shall make recommendations to Town Meeting for the acquisition, creation and preservation of open space; for the acquisition, preservation, restoration and rehabilitation of historic resources; for the acquisition, creation and preservation of land for recreational use; for the acquisition, creation, preservation and support of community housing; and for the rehabilitation or restoration of such open space, land for recreational use and community housing that is acquired or created as provided in the Community Preservation Act. With respect to community housing, the community preservation committee shall recommend, wherever possible, the reuse of existing buildings or construction of new buildings on previously developed sites. Recommendations to Town Meeting shall also include the committee's anticipated costs.

(3) The community preservation committee may include in its recommendation to Town Meeting a recommendation to set aside for later spending funds for specific purposes that are consistent with community preservation but for which sufficient revenues are not then available in the Community Preservation Fund to accomplish that specific purpose or to set aside for later spending funds for general purposes that are consistent with community preservation.

(4) In every fiscal year, the community preservation committee must recommend either that Town Meeting spend, or set aside for later spending, not less than 10% of the annual revenues in the Community Preservation Fund for open space (not including land for recreational use); not less than 10% of the annual revenues in the Community Preservation Fund for historic resources; and not less than 10% of the annual revenues in the Community Preservation Fund for community housing.

C: Effective Date

This bylaw shall take effect upon acceptance by the voters at the November 4, 2008 State Election and approval by the Attorney General of the Commonwealth, and after all requirements of G.L. c.40, §32 have been met. Each appointing authority shall have thirty days after approval by the Attorney General to make its initial appointment.