

TOWN OF LAKEVILLE

OFFICE OF THE TOWN CLERK

346 Bedford Street Lakeville, Massachusetts 02347 508-946-8814 Idrane@lakevillema.org

PUBLIC NOTICE

March 11, 2024

TO: Dary Mackiewnz, Constable

In the name of the Town of Lakeville, you are hereby required to notify the inhabitants of the Town of Lakeville of the APPROVAL by the Attorney General of the Commonwealth of Massachusetts of Warrant Articles #6 and #7 (General Bylaws) and Articles #9 and #10 (Zoning Bylaws) voted on at the Special Town Meeting held on November 13, 2023.

You are further directed to serve this notice by posting attested copies thereof at the following places:

- **Town Office Building**
- Star Liquor Market
- Clark Shores Association Bulletin Board
- Apponequet Regional High School
- Senior Center
- **Assawompset School**

Any claims that these by-laws are invalid because of a defect in the procedure by which they were adopted or amended, may only be made within 90 days of this posting. Copies of these by-laws may be examined and obtained at the Town Clerk's office.

Attest:

Lillian M. Drane, MMC/CMMC

Town Clerk

Plymouth ss:

Lakeville, Massachusetts

March 11, 2024

I have this day posted the Approved Bylaw Notice as directed, in the following places: Town Office Building, Star Liquor Market, the Clark Shores Assn. Bulletin Board, Apponequet Regional High School, the Senior Center and the Assawompset

Constable





THE COMMONWEALTH OF MASSACHUSETTS OFFICE OF THE ATTORNEY GENERAL

CENTRAL MASSACHUSETTS DIVISION 10 MECHANIC STREET, SUITE 301 WORCESTER, MA 01608

Andrea Joy Campbell Attorney General

(508) 792-7600 (508) 795-1991 fax www.mass.gov/ago

March 1, 2024

Lillian M. Drane, Town Clerk Town of Lakeville 346 Bedford Street Lakeville, MA 02347

Re:

Lakeville Special Town Meeting of November 13, 2023 -- Case # 11277

Warrant Articles # 9 and 10 (Zoning) Warrant Articles # 6 and 7 (General)

Dear Ms. Drane:

Articles 6, 7, 9 and 10 – We approve Articles 6, 7, 9 and 10 voted at the Lakeville November 13, 2023 Special Town Meeting.

Note: Pursuant to G.L. c. 40, § 32, neither general nor zoning by-laws take effect unless the Town has first satisfied the posting/publishing requirements of that statute. Once this statutory duty is fulfilled, (1) general by-laws and amendments take effect on the date these posting and publishing requirements are satisfied unless a later effective date is prescribed in the by-law, and (2) zoning by-laws and amendments are deemed to have taken effect from the date they were approved by the Town Meeting, unless a later effective date is prescribed in the by-law.

Very truly yours,

ANDREA JOY CAMPBELL ATTORNEY GENERAL

Kélli E. Sunagan

By: Kelli E. Gunagan Assistant Attorney General Municipal Law Unit 10 Mechanic Street, Suite 301 Worcester, MA 01608 (508) 792-7600

cc: Town Counsel Gregg J. Corbo



OF HOE OF THE AUTORNAY CHUSETT OF HOE OF THE AUTORNAY CENTRAL

word of engage a sector of 1940 (A) , in an expense of the control of 1940 (A) What is a Victor of the control of 1940 (A)

Andra Joy Campiell Attorne General

1863 (\$1.1862) 2011 (\$1.17.1 a.c.)

2020 Lt a 2020

bill am M. Donne, Town Clerk Town of Labertie 346 Hedfied Street Lakeville, MA 12347

Sec. Lakevith Special Cown Meeting of November 13, 2021 or super 1 (2021) of super 1 (2021) or super 1

Sept Marcoll

Artistes (p. 12. 2 **and 12.** 2 and 12. 2 and 12. 2 and 12. 2 along the state of the

Foregram to this and by S. anther general and made to be a second of the related that the form has first entiated, the posting publishing requirements of tear thereto interest in the denoting and thing is fullified. (1) generally in positive and antended or the second of the control of the second of the positive date is prescribed to the form and (2) xoning by laws and antendent of control or have taken effect been it edited the they and prescribed to the second of the seco

and House March

Carry Control American Sensitive American

9 At Frencesco

A Secretary Communities of the Community of the Community

Town Council Grego Ecocho

Town of Lakeville Town Meeting Action:

Article 6:

I move that the Town vote to amend Chapter II of the Town's General Bylaws, Town Meetings (Chapter 74 in the Town Code voted at the May 8, 2023 Annual Town Meeting), to change the date of the annual Town Meeting to the second Monday in June and to change the date for submission of warrant articles for the annual Town Meeting to the second Monday of April, as shown below, with additions in **bold** and deletions in strikethrough, said change to take effect for Clerk be permitted to make nonsubstantive changes to the numbering of this bylaw in order that it be in compliance with the numbering format of the Code of Lakeville (as voted at the May 8, 2023 Annual Town Meeting) when said Code takes effect, or take any other action relative thereto.

TOWN MEETINGS

Section 2: All business of the *Annual Town Meeting*, except the election of said officers and determination of such matters as are required by law to be elected or determined by ballot, shall be considered at an adjournment of such meeting, to be held on the at 7:00 p.m.

Section 4: Any article shall be received for insertion in the annual warrant by the Select Board up to 4:00 p.m. on the second Monday of March April.

Or take any action relative thereto;

Sponsor: Select Board

Select Board Chairman, Brian Day, made a motion to approve the article as printed in the warrant.

Motion was seconded and PASSED unanimously at the **Special Town Meeting of November** 13, 2023.

A True Copy Attest:

Lillian M. Drane, MMC/CMMC.

fown Meeting Action

Article 6:

I move that the Torror vare to arrear. On apportunition to a Senero-Brane have therrops therrops of the control of the seneral to the seneral form of the seneral Torror than the seneral Torror than the seneral Torror than the seneral of the Sener

parks. Burn VMV of Land

Section 2: All business of the Annual Toylor vispour material the element of sead officers oned determination of such matters as and error no lived by the dement of the halos should be a considered at an edjourne and of such means of the board of the property of the pr

Section 4 they adepts shall be required for local to the continuous and continue they are demand they as

organization religious francisco

Select Spand

Salect Board Chairman, Brian Day Import, materials events at the prince of an about the weight over

Wetton was seminded and PARSEID waymmungly it has Special Town Maeting of Movember

Ulian M. Cane, Edic/OMM

lown Clerics

Town of Lakeville Town Meeting Action:

Article 7:

I move that the Town vote to amend the Lakeville General By-Laws by adding the following new section Fire Alarm System By-Law, to provide as follows and further that the Town Clerk be permitted to assign such numbering and make nonsubstantive changes to the format of this bylaw in order that it be in compliance with the numbering format in the version of the Town Bylaws currently in effect and/or in the Code of Lakeville (as voted at the May 8, 2023 Annual Town Meeting) when said Code takes effect:

Definitions.

The following definitions shall apply to this bylaw:

BURN-IN-PERIOD — A period of time when a newly installed or modified alarm system is placed in service. System faults and malfunctions are commonly identified and corrected during this time.

COMBINATION SYSTEM — An alarm system that provides different monitoring functions such as fire, intrusion, and mechanical functions.

FIRE ALARM SYSTEM — A system or portion of a combination system that consists of components and circuits arranged to monitor and annunciate the status of fire alarm or supervisory signal-initiating devices and to initiate the appropriate response to those signals, capable of transmitting a fire alarm signal to the emergency response officials via telephone or radio.

FIRE ALARM SYSTEM MALFUNCTION — The transmittal of a fire alarm to the Lakeville Fire Department via the telephone or radio, which alarm is caused by a malfunction. For the purposes of this bylaw, a "malfunction" is defined as the failure of a fire alarm system to operate in the normal or usual manner due to improper installation or maintenance and/or mechanical defect(s) in the system, resulting in the transmittal of a needless alarm signal to the Lakeville Fire Department.

FIRE ALARM SYSTEM OWNER — An individual or entity who or which owns the title to and/or has on their property or its business a fire alarm system equipped to send a fire alarm signal to the Lakeville Fire Department. Excluded from this definition are single-family residential properties, two-family residential properties, municipal, county, state and federal properties.

HALF-YEAR PERIOD — January 1 through June 30 or July 1 through December 31, as the case may be, of any calendar year.

MALICIOUSLY INDUCED ALARM — The intentional activation of a Fire Alarm System without knowledge of fire or other emergency warranting an emergency response.

RADIO MASTER BOX OWNER — An individual or entity who or which has on their property or its business a fire alarm system equipped to send a fire alarm signal directly to Lakeville emergency response officials via a master box.

Administrative rules.

The Fire Chief may promulgate such rules as may be necessary for the implementation of this bylaw.

Connection of fire alarm systems to Fire Department via radio master box.

- A. Before the fire alarm system is connected to the Lakeville Fire Department, the master box owner shall provide the Fire Chief or their designee with the following information:
 - (1) The name, address, and home and work telephone numbers of the master box owner;
 - (2) The street address where the radio master box is located;
 - (3) The names, addresses and telephone numbers of the persons or businesses protected by the fire alarm system connected to the radio master box; and
 - (4) The names, addresses and home and work telephone numbers of at least two persons other than the owner who can be contacted 24 hours a day, who are authorized by the master box owner to respond to an alarm signal and who have access to the premises in which the radio master is located.
- B. If at passage of this bylaw a fire alarm radio system has already been connected to the Lakeville Fire Department via a master box, the master box owner shall comply with the requirements of this section. Any master box owner found to be not in compliance with this section shall become compliant within 30 days of receipt of written notice of a citation for non-compliance. If a master box owner fails to comply with this section, they shall be punished by a fine of \$50 for each day of noncompliance.

Connection of station operating companies to Fire Department.

- A. Before the central station operating company is connected with the Lakeville Fire Department, it shall provide the Fire Chief or their designee with the following information:
 - (1) The name, address and telephone numbers of the central station operating company;
 - (2) The name, addresses and telephone numbers of the persons or businesses protected by the fire alarm system connected by the central station operating company;
 - (3) A copy of the central station operating company's certification from a nationally recognized listing company as a central station operating company;
 - (4) The names, addresses, and home and work telephone numbers of at least two persons who can be contacted 24 hours a day, who are authorized by the central station operating company to respond to an alarm signal and who have access to the premises from which the alarm signal is emitting to the central station operating company; and
 - (5) The name, address, home and work telephone numbers, and the location of the premises of each customer of the central station operating company who has a fire alarm system equipped to send a fire alarm signal to the central station operating company.
- B. If at the passage of this bylaw a central station operating company already has a direct connection to the Lakeville Fire Department, the operating company shall comply with the

requirements of this section. Any operating company found to be not in compliance with this section shall become compliant within 30 days of receipt of written notice of a citation for non-compliance.

C. If a central station operating company fails to comply with this section, the Fire Chief or their designee may assess a fine of \$50 for each day of noncompliance.

Updating information.

Every radio master box owner and every central station operating company shall be responsible for updating the information herein required to be provided to the Fire Chief or their designee. If the information provided changes, the radio master box owner and the central station operating company shall provide the Fire Chief or their designee information within 30 days. If a radio master box owner or a central station operating company fails to comply with this section, the Fire Chief or their designee shall assess a fine of \$50 for each day of noncompliance.

Testing of equipment.

No alarm system designed to transmit emergency messages directly to the Fire Department via radio master box shall be worked on, tested or demonstrated without obtaining permission from the Fire Department. Permission is not required to test or demonstrate alarm devices not transmitting emergency messages directly to the Fire Department. An unauthorized test shall constitute a false alarm.

Burn-in period.

A burn-in period of 30 days from final inspection will be granted, during which time no fines will be assessed.

Enforcement.

The Fire Chief Shall be the enforcement authority under this Bylaw and any regulations promulgated hereunder.

Violations and penalties.

- A. Upon receipt of three or more false alarms within a six-month period from multifamily residential or from commercial/industrial properties, the Fire Chief or their designee may assess a fine pursuant to MGL c. 40, § 21D, against the fire alarm system owner.
- **B.** The following acts and omissions shall constitute violations of this bylaw punishable by the fines as herein provided:
 - (1) An alarm user whose alarm system transmits or otherwise causes more than three false alarms in a six-month period shall be assessed a fine according to the following schedule:
 - (a) Fourth false alarm: \$100.
 - (b) Fifth false alarm: \$150.
 - (c) Sixth false alarm: \$200.
 - (d) Seventh false alarm: \$250.

- (e) Eighth and any subsequent false alarms: \$300.
- (2) An alarm user who fails to comply with any of the requirements of this bylaw relative to the testing of equipment shall be punished by a fine of \$300.

Severability.

If any clause, sentence, paragraph, or part of this bylaw or the application thereof to any persons or circumstances shall for any reason be adjudged by a court to be invalid, such judgment shall not affect, impair or invalidate the remainder and the application thereof to other persons or circumstances, but shall be confined in its operation to the clause, sentence, paragraph or part thereof directly involved in the controversy in which such judgment shall been rendered, and to the person or circumstances involved.

Or take any action relative thereto;

Sponsor: Fire Chief

Fire Chief, Michael O'Brien, made a motion to approve the article as printed in the warrant.

Motion was seconded and PASSED unanimously at the **Special Town Meeting of November 13, 2023.**

A True Copy Attest:

Lillian M. Drane, MMC/CMMC,

Town of Lakeville Town Meeting Action:

Article 9:

I move that the Town vote to amend the Lakeville Zoning By-Laws, 6.6, Sign Regulations (Section 270.6.6.F, by adding the following text in bold to Subsection 6.6.6.3, Special Permits, and further to authorize the Town Clerk to make nonsubstantive changes to the numbering of this bylaw in order that it be in compliance with Code of Lakeville (as voted at the May 8, 2023 Annual Town Meeting) when said Code takes effect:

6.6.6.3 Changeable copy signs, electronic message board signs, and internally illuminated or the portion of a sign that is changeable copy, an electronic message board or internally illuminated shall require a special permit by the Zoning Board of Appeals.

Or take any action relative thereto;

Sponsor: Planning Board

Mark Knox, Planning Board Chairman, made a motion to approve the article as printed in the warrant.

Motion was seconded and PASSED unanimously by the 2/3rds requirement at the **Special Town Meeting of November 13, 2023.**

A True Copy Attest:

Lillian M. Drane, MMC/CMMC,

Town of Lakeville
Town Meeting Action

Article 9:

I move that the Town vote to amend the Leadythe Zoning By-Lay is diff. Sign Regulation, (Section 270,6.5). By adding the following text to bold to subsection 6.6 6.3. Special Permits, and further to authorize the Town Clare to make non-visitabilities of make to make the make the man numbering of this cylaw in order that it were trought angle with the visit bering of organism to be Code of Lakeville (as vered at the Max 3.0000 tyrnogh Town Mouth if which it when again Towler affect.)

6.6.6.3. Changeable roppy signs electronic message on a signo and marriely illuminated or the portion of a sign that is changuable copy, an electronic message no and or internally illuminates anall roduling a specific or present by the Zeronal Board of Appeals.

constant evidere notice insisted iConstant

Sponsor Planning Board

<mark>Mark Knox Planning Board Chairma</mark>n II ado nimber no protectivo caprillo en printe en printe en printes especiales

Motion was secondae and PAS 35D is ammount by the 113d alrequerment softer Spectru 1 or all **Meeting of November 19, 2**00 k.

dan M Dianel Mill S NIMO.

Town of Lakeville Town Meeting Action:

Article 10:

I move that the Town vote to amend the Lakeville Zoning By-Laws, Section by adding the following new section relative to the requirements for obtaining a Special Permit for certain types of signs, as shown below, and further to authorize the Town Clerk to assign such numbering and to make nonsubstantive changes to the format of this bylaw in order that it be in compliance with the numbering format in the version of the Zoning Bylaw currently in effect and/or the Code of Lakeville (as voted at the May 8, 2023 Annual Town Meeting) when said Code takes effect:

Signs - Changeable copy signs, electronic message board signs, and internally illuminated signs.

These signs must meet the following standards in order to receive a Special Permit by the Zoning Board of Appeals.

- (a) The parcel where the sign is proposed shall not abut properties on either side or across the street that are zoned Residential.
- (b) If the property cannot meet the above standard (a) a special permit may still be issued only if the sign is for a use that identifies municipal or public safety buildings, medical facilities, or retail stores that sell medical supplies.
- (c) It must be determined that the sign is not detrimental to the character of the neighborhood.

Or take any action relative thereto;

Sponsor: Planning Board

Mark Knox, Planning Board Chairman, made a motion to approve the article as printed in the warrant but with the following amendment, it was seconded and the motion to amend Article 10 PASSED by majority.

AMENDMENT:

ADD the words "or contain a single-family dwelling."

So that the sentence reads:

(a) "The parcel where the sign is proposed shall not abut properties on either side or across the street that are zoned Residential or contain a single-family dwelling."

Motion was seconded and PASSED unanimously by the 2/3rds requirement at the **Special Town Meeting of November 13, 2023.**

A True Copy Attest:

Lillian M. Drane, MMC/CMMC,

Town of Lakeville Town Meeting Action

Article 10:

' move that the Town vote to amend the boxevise Zorung 25 sever. So fromby adding the following new section relative to the requirements for other ray of opens in the case which authorizes the authorizes the formal process of store as allowing the material managements of the solution of the street of the stre

Signs - Changesbie copy signs etertrom ; more eyester agos and capos and capos about decrease; signs

These signs must meet the founding sto office or order to election or an all Parent ville are to pure the progress of the section of Alexander.

- (iii). <mark>The parcel where</mark> the sign is proposed industributed a respective and extra wife or acrows the street that are screek example.
- (b) If the property cannot most the onder the contest of a second permit may still by remote only if the sign is for a use that then the contest of the chart safety and impact made as facilities of retail stores met sell made to such as
- to) It must be determined that the signish or common, but the unmaking of the pergrap whose

Of Pake any action relative thesets

Sponson Planning Board

Vlark Knox, Plageing Board Chaumen, made in whose no knorevolme about in as crime, in the Margant but with the following amendated. If a lessuant document into historian alternostrible. If the PASSED by majority

AMENDMENT

ADD the words "or contain a simple-family conding."

So that the centerion reads

(a) "The parcel where the sign is proposed situation, which is proposed or persuasion for persuasion street, that are zoged Residential or material control of controls diversely diversely.

Motion was seconded and PASSED area mountly by the 2th the requirement of the Special Town Meeting of November 11, 2020

The state of the s

rist Thwo T