

Special Town Meeting  
Monday October 23, 2023

I, Kathlene A. Sanderell, having been duly elected by town meeting members to act as Town Clerk for the Town of Deerfield for the 2023 Special Town Meeting hereby verify that the following votes were taken at the Deerfield Special Town Meeting held on Monday, October 23, 2023, in the Frontier Regional School Auditorium, 113 North Main Street in the Village of South Deerfield.

True and attested copies of the warrant were posted by Constable Raymond Burniske in five of the town's posting locations. All additional local by-law requirements were met prior to the meeting. The meeting was called to order at 7:11 pm by Town Moderator, Daniel F. Graves with a declared quorum of 234 voters present.

Motion made by Trevor McDaniel and seconded by Carolyn Shores Ness to nominate Kathlene (Cassie) Sanderell to serve as Town Clerk for the 2023 Special Town Meeting. Town meeting members voted by ballot and Moderator Daniel Graves Esq., declared Kathlene Sanderell the winner.

Moderator led the Pledge of Allegiance.

**Moderator's Motions:**

Voted that the reading of all articles be waived and that prior to the reading of a motion under the article, the Moderator briefly summarize the content of the article to be considered; and, further, that unless an objection is raised, the reading of detailed motions be waived where the article as printed can, in the opinion of the Moderator, be incorporated by reference in any motion presented.

***Motion carried, so declared the Moderator.***

Voted the following people be allowed to address the audience during the Town Meeting:

- Attorney Lisa Mead, Town Counsel
- Brenda Hill, Town Accountant
- Kayce Warren, Town Administrator

**Motion carried, so declared the Moderator.**

**The following business was transacted:**

**ARTICLE 1**: The Town voted to transfer \$2,240 from Free Cash to support a prior year bill for Out of District Placement Transportation.

**Motion carried unanimously, so declared the Moderator.**

**ARTICLE 2**: The Town voted to transfer \$92,176 from Free Cash to fund a cash match for a Municipal Vulnerability Grant awarded to the Town.

**Motion carried unanimously, so declared the Moderator.**

**ARTICLE 3**: The Town Voted to transfer \$250,000 from Free Cash to fund design and installation of a heating, ventilation and air conditioning (HVAC) system for the Police Department building.

**Motion carried, so declared the Moderator.**

**ARTICLE 4:** The town voted to amend the FY2024 Classification-Compensation Plan in accordance with the Deerfield General Bylaws Chapter 35, Personnel, Article III, Classification-Compensation Plan for the Fiscal Year beginning July 1, 2023 as printed in the Warrant.

Grade	Position	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8	Step 9	Step 10	Step 11	Step 12
<b>A</b>													
	Landfill Attendants	17.51	17.95	18.40	18.86	19.33	19.81	20.31	20.82	21.34	21.87	22.42	22.98
	Library Assistant(s)	17.51	17.95	18.40	18.86	19.33	19.81	20.31	20.82	21.34	21.87	22.42	22.98
<b>B</b>													
	Adult Circulation	20.14	20.64	21.16	21.69	22.23	22.79	23.36	23.94	24.54	25.15	25.78	26.42
	Circulation & Technical Services Assistant(s)	20.14	20.64	21.16	21.69	22.23	22.79	23.36	23.94	24.54	25.15	25.78	26.42
	Program Coordinator	20.14	20.64	21.16	21.69	22.23	22.79	23.36	23.94	24.54	25.15	25.78	26.42
<b>C</b>													
	Head of Adult Services	23.16	23.74	24.33	24.94	25.56	26.20	26.86	27.53	28.22	28.93	29.65	30.39
	Head of Young Adult Services	23.16	23.74	24.33	24.94	25.56	26.20	26.86	27.53	28.22	28.93	29.65	30.39
	Operator-in-Training	23.16	23.74	24.33	24.94	25.56	26.20	26.86	27.53	28.22	28.93	29.65	30.39
	Outreach Coordinator	23.16	23.74	24.33	24.94	25.56	26.20	26.86	27.53	28.22	28.93	29.65	30.39
	Administrative Assistant(s)	23.16	23.74	24.33	24.94	25.56	26.20	26.86	27.53	28.22	28.93	29.65	30.39
	EMT-Basic(s)	23.16	23.74	24.33	24.94	25.56	26.20	26.86	27.53	28.22	28.93	29.65	30.39
<b>D</b>													
	Children's Librarian	26.63	27.30	27.98	28.68	29.40	30.14	30.89	31.66	32.45	33.26	34.09	34.94
	Advanced EMT	26.63	27.30	27.98	28.68	29.40	30.14	30.89	31.66	32.45	33.26	34.09	34.94
	Operator(s) - Sewer	26.63	27.30	27.98	28.68	29.40	30.14	30.89	31.66	32.45	33.26	34.09	34.94
<b>E</b>													
	Paramedic(s)	30.62	31.39	32.17	32.97	33.79	34.63	35.50	36.39	37.30	38.23	39.19	40.17
	Senior Center Director	30.62	31.39	32.17	32.97	33.79	34.63	35.50	36.39	37.30	38.23	39.19	40.17
	Assistant to Board of Assessors	30.62	31.39	32.17	32.97	33.79	34.63	35.50	36.39	37.30	38.23	39.19	40.17
	<b>Assistant Town Clerk</b>	<b>30.62</b>	<b>31.39</b>	<b>32.17</b>	<b>32.97</b>	<b>33.79</b>	<b>34.63</b>	<b>35.50</b>	<b>36.39</b>	<b>37.30</b>	<b>38.23</b>	<b>39.19</b>	<b>40.17</b>
	Assistant Treasurer/Collector	30.62	31.39	32.17	32.97	33.79	34.63	35.50	36.39	37.30	38.23	39.19	40.17
	Recreation Director	30.62	31.39	32.17	32.97	33.79	34.63	35.50	36.39	37.30	38.23	39.19	40.17
<b>F</b>													
	Health Agent	35.21	36.09	36.99	37.91	38.86	39.83	40.83	41.85	42.9	43.97	45.07	46.20
	EMS Deputy Chief	35.21	36.09	36.99	37.91	38.86	39.83	40.83	41.85	42.9	43.97	45.07	46.20
	Asst Town Administrator	35.21	36.09	36.99	37.91	38.86	39.83	40.83	41.85	42.9	43.97	45.07	46.20
	Chief WWTP Operator	35.21	36.09	36.99	37.91	38.86	39.83	40.83	41.85	42.9	43.97	45.07	46.20
	Library Director	35.21	36.09	36.99	37.91	38.86	39.83	40.83	41.85	42.9	43.97	45.07	46.20
	Planning/Econ Develop Coordinator	35.21	36.09	36.99	37.91	38.86	39.83	40.83	41.85	42.9	43.97	45.07	46.20
	Asst Public Works Supt	35.21	36.09	36.99	37.91	38.86	39.83	40.83	41.85	42.90	43.97	45.07	46.20
<b>G</b>													
	Public Works Superintendent	38.73	39.70	40.69	41.71	42.75	43.82	44.92	46.04	47.19	48.37	49.58	50.82

Town Clerk	38.73	39.70	40.69	41.71	42.75	43.82	44.92	46.04	47.19	48.37	49.58	50.82
Treasurer/Collector	38.73	39.70	40.69	41.71	42.75	43.82	44.92	46.04	47.19	48.37	49.58	50.82
Building Commissioner	38.73	39.70	40.69	41.71	42.75	43.82	44.92	46.04	47.19	48.37	49.58	50.82
EMS Chief	38.73	39.70	40.69	41.71	42.75	43.82	44.92	46.04	47.19	48.37	49.58	50.82

<b>LONGEVITY</b>	<b>10-14 Yrs \$200</b>	<b>15-19 Yrs \$300</b>	<b>20-24 Yrs \$400</b>	<b>25+ Yrs \$500</b>
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**Motion carried, so declared the Moderator.**

**Article 5:** The Town voted to amend the Town of Deerfield General Bylaws as presented in the Warrant with the following amendment to section 186-1(F) which was inadvertently omitted from the warrant:

“F. Whosoever fails to license their dog(s) in violation of this § 60-5 shall be punished as follows: ~~Failure to license: penalty of \$10.~~”

A: Licensing fees in Article I. Chapter 186 Fees, Dogs, of the Town of Deerfield By-Laws as follows (**Bold and underline** new ~~cross-out~~ removed) :

Article I -Dogs

§ 186-1 Fees established.

The following charges are hereby adopted:

- A. Dog pickup: \$9.
- B. Call, no dog: \$5.
- C. Daily keep: \$2 (~~cost of dog food shared with Sunderland~~).
- D. A fine would also be levied as follows:
  - 1. \$15, first offense.
  - 2. \$30, each subsequent offense.
- E. Licenses.
  - 1. Male: ~~\$10~~ **15**.
  - 2. Female: ~~\$10~~ **15**.
  - 3. Neutered male: ~~\$5~~ **10**.
  - 4. Spayed female: ~~\$5~~ **10**.
  - 5. Transferred license: \$1.
  - 6. Substitute tag: \$1.
  - 7. Kennel licenses.
    - a. One to four dogs: \$30
    - b. Five to 10 dogs: \$40.
    - c. 11 or more dogs: \$50.
- F. Failure to license: penalty ~~of \$10~~.
  - 1. **Between May 1<sup>st</sup> and July 1<sup>st</sup>: \$20**
  - 2. **After July 1<sup>st</sup>: \$35**

And B Article II of Chapter 60, Animals, §60-5, Dogs, of the Town of Deerfield By-Laws, as follows (**Bold and underline** new ~~cross-out~~ removed):

§ 60-5

License requirements; fees.

- A. All dogs kept, harbored, or maintained by their owner or keepers in the Town of Deerfield shall be licensed and registered if over six months of age. Dog licenses shall be issued by the Town Clerk upon the payment of a license fee of ~~\$5~~**10** for a spayed or neutered dog or upon the payment of a license fee of ~~\$10~~ **15** for an intact dog. The owner or keeper shall state at the time application is made for such license and upon printed forms provided for such purpose his or her name and address, and the name, breed, color and sex of each dog owned or kept by the applicant. For a spayed or neutered dog, a veterinarian's certificate shall be provided to the Town Clerk upon application for a license as proof that the dog is spayed or neutered; provided, however, that the Town Clerk, in his or her discretion, may accept such alternative forms of proof as are specified in MGL c. 140, § 139, if a veterinarian's certificate cannot be obtained.
- B. No dog license shall be issued unless the Town Clerk is presented with a veterinarian's certification that the dog has been vaccinated against rabies in accordance with MGL c. 140, § 145B. The Town Clerk may grant an exemption from this § 60-5B upon proof of certain enumerated conditions provided in said MGL c. 140, § 145B.
- C. Notwithstanding the foregoing, a license shall be issued for any dog transferred from another municipality within the Commonwealth upon presentation to the Town Clerk of the original license and tag of such dog and payment of the license fee required by this bylaw.
- D. Upon the payment of the license fee, the Clerk shall issue to the applicant a license certificate and tag for each dog so licensed. The tag shall have stamped thereon the name of the Town, the year for which it was issued and the number corresponding with the number on the certificate. Every owner or keeper shall be required to provide each dog with a collar to which the license tag shall be affixed, and shall see that the collar and tag are constantly worn. Dog tags shall not be transferable from one dog to another and no refunds shall be made on any dog license fee because of death of the dog or the owner's leaving the Town before the expiration of the license period.
- E. The licensing period shall be from March 15 to April 30 of each calendar year.
- F. Notwithstanding the provisions of this bylaw, all other provisions of MGL Chapter 140, §§ 136A through 174E not inconsistent with this chapter shall be applicable.
- G. The fees collected shall be deposited into the general fund.
- H. **Notwithstanding any other provision hereof to the contrary, no fee shall be charged for a license issued under this section for a service animal as defined by the Americans with Disabilities Act or regulations promulgated thereunder. No fee shall be charged for a license for a dog owned by a person aged 70 years or over in a city or town that accepts this provision. No license fee or portion thereof shall be refunded because of the subsequent death, loss, spaying or removal from the commonwealth or other disposal of the dog,**

\*Article 5 contains both a motion and an amendment

**Motion carried, so declared the Moderator**

**ARTICLE 6:** The Town voted to authorize the Selectboard to purchase, acquire, or take by eminent domain the parcel of land identified as approximately 2.1 acres +/- identified in the Assessors records as Map 169 Lot 14 and owned by Laurie Cuevas by deed recorded in the Franklin County Registry of Deeds, Books 6474, Page 25, for the amount of \$420,000.00 and to fund said purchase using funds previously approved in Article 11 of the 2023 Annual Town Meeting for land acquisition for purposes of Senior Housing; said acquisition of land having been determined to be necessary for the health and welfare of the inhabitants of Deerfield to be used for senior housing purposes with said land to be under the care, custody and control of the Selectboard.

**Motion to call the question**

**Motion carried, so declared the Moderator**

**Motion carried by 2/3 vote, so declared the Moderator**

**Call to count**

**Count taken, 20% opposed, Motion carried by 2/3 vote, so declared the Moderator**

**ARTICLE 7:** The Town voted to amend its Zoning Bylaws as set forth in the Town Meeting handout which was on file with the Town Clerk.

- Section 2100. Districts,
- Section 2200. Use Regulations,
- Section 2300. Dimensional Requirements,
- Section 2400. Rate of Development,
- Section 3100. Townwide Parking & Loading Requirements,
- Section 3200. Signs,
- Section 3300. General Landscaping Requirements,
- Section 3400. Driveway Regulations,
- Section 3600. Conservation Subdivision Design,
- Section 3700. Environmental Regulations,
- Section 3800. Solar Energy Systems,
- Section 4100. Planned Industrial District,
- Section 4200. Watershed Protection Districts,
- Section 4300. Floodplain District,
- Section 4400. Wireless Communications District,
- Section 4500. Earth Removal,
- Section 4600. Adult Use Overlay District,
- Section 4660. Marijuana Establishments,
- Section 4700. Expedited Permitting District,
- Section 4900. Performance Standards for Manufacturing, Processing, Assembly or Fabrication,
- Section 4950. Tourism Overlay District,
- Section 5300. Special Permits,
- Section 5400. Site Plan Review,
- Article VI. Definitions, and
- A new Official Zoning Map

**Motion carried by 2/3 vote, so declared the Moderator**

**ARTICLE 8:** The Town voted to amend the Zoning Bylaws to update Section 3600. Conservation Subdivision Design as set forth in the Town Meeting handout and which is on file with the Town Clerk.

**Motion carried by 2/3 vote, so declared the Moderator**

**ARTICLE 9:** The Town voted to amend its Zoning Bylaws to update Section 4300, Floodplain District Bylaw, as set forth in the Town Meeting handout and which is on file with the Town Clerk.

**Motion carried by 2/3 vote, so declared the Moderator**

**ARTICLE 10:** The Town voted to raise. and appropriate \$5,000,000 for extraordinary road and sidewalk re-construction repairs and for all of the costs related and incidental thereto, including

engineering and design, and to meet said appropriation the Town Treasurer, with the approval of the Selectboard, is authorized to borrow said amount under and pursuant to G.L. c. 44, §7(1), or any other enabling authority, and to issue the bonds or notes of the Town therefor and further that the approval hereof shall not take effect until the Town votes to exempt from the limitation on total taxes imposed by G.L. c. 59, §21C (Proposition 2½ override) the amounts required to pay the principal of and interest on the borrowing authorized by this article.

**Motion carried by 2/3 vote, so declared the Moderator**

**ARTICLE 11:** The Town voted to accept by gift, eminent domain or otherwise acquire the roads known as Snowberry Circle and Gray Lock Lane and to accept same as Public Ways, as more fully set forth on a plan entitled “Street Acceptance Plan, the Condominiums at Sugarloaf” by SVE Associates, October 5, 2023, and to accept any easements as shown thereon and to authorize the Selectboard to enter into any agreements or accept any deeds in order to effectuate same, with acceptance and designation as a Public Way effective upon approval of all final documents and recording of the same in the Registry of Deeds.

**Motion carried, so declared the Moderator**

**Meeting adjourned at 8:04pm**

**Respectfully submitted,**

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**Kathlene A. Sanderell**  
**Town of Deerfield, Temporary Town Clerk**