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TOWN OF ADAMS
ADAMS

SPECIAL MEETING WARRANT
June 16, 2022

SPECIAL ADAMS FIRE DISTRICT MEETING
FIRE DISTRICT WARRANT

COMMONWEALTH OF MASSACHUSETTS

Berkshire, ss.

To either of the Constables of the Town of Adams in the County of Berkshire in said Commonwealth:

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of the Town of Adams, qualified to vote in Fire District affairs, to meet at the Fire District Building at Three Columbia Street on Thursday, the sixteenth day of June, two thousand twenty two, at 7:00 p.m., then and there to act on the following article, to wit:

ARTICLE 1. To see if the Fire District will vote to amend Article XIII, sections 3 and 11 of the Adams Fire District Bylaws, effective for July 1, 2022, as follows:

FROM:

3. (a) The Prudential Committee shall each fiscal year establish water rates for metered water. A record of such rates shall be maintained and shall be open for inspection by the public.

(b) The Prudential Committee shall each fiscal year establish a fee for fire protection and street lighting. A record of such fees shall be maintained and shall be open for inspection by the public.

(c) The Prudential Committee shall from time to time establish fees for shut off and reactivation of water service, and other charges for materials and services. A record of such fees and charges shall be maintained and shall be open for inspection by the public.

11. All bills for water, fire protection and street lighting shall be paid quarterly at the Fire District Office. All other charges shall be paid as billed at the Fire District Office. Interest shall be added at the rate of 14% per annum for all unpaid balances not paid within 30 days from date of mailing the bill. In the case of partial payment, payment shall be first applied toward interest.

TO:

3. (a) The Fire District shall raise by taxation money for fire protection and street lighting, as provided by Section 69 and 73 of Chapter 48 of the General Laws. A record of such taxes shall be maintained and shall be open for inspection by the public.

All bills for fire protection and street lighting shall be paid semi-annually at Town Hall. See the Town of Adams for their collection policies.

(b) The Prudential Committee shall each fiscal year establish water rates for metered water. A record of such rates shall be maintained and shall be open for inspection by the public.

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All bills for water shall be paid quarterly at the Fire District Office. Interest shall be added at the rate of 14% per annum for all unpaid balances not paid within 30 days from date of mailing the bill. In the case of partial payment, payment shall be first applied toward interest.

(c) The Prudential Committee shall from time to time establish fees for other services and materials relating to the Fire Department and Water Department. A record of such fees and charges shall be maintained and shall be open for inspection by the public.

All other charges shall be paid as billed at the Fire District Office. Interest shall be added at the rate of 14% per annum for all unpaid balances not paid within 30 days from date of mailing the bill. In the case of partial payment, payment shall be first applied toward interest.

ARTICLE 2. To see if the Fire District will vote to amend Article XIII of the Adams Fire District Bylaws so as to add paragraphs 27 through 30 thereto, which shall read as follows: (Required by Massachusetts law, Section 29 of Article XIII requires approval of the Massachusetts Attorney General and publication to be effective).

(Under Article XIII – Business Operating Rules and Regulations)

27. The Prudential Committee shall have the authority to declare a State of Water Shortage (based upon the criteria set forth in the Massachusetts Drought Management Plan) and restrict nonessential outdoor water use by all persons using water furnished by the District according to the following four-stage classification system:

- (a) Level 1 - Mild Drought;
- (b) Level 2 – Significant Drought;
- (c) Level 3 - Critical Drought;
- (d) Level 4 - Emergency Drought;

In general terms, nonessential outdoor water use constitutes all uses of water that are not required either for health or safety reasons, by regulation, for the production of food or fiber, for the maintenance of livestock, or to meet the core function of a business. Subject to the limitations imposed by this general definition, in the context of the restrictions referred to in paragraph 28 below, such use more specifically consists of:

- i. Watering lawns, plants, trees, and other vegetation - - whether via sprinkler, irrigation system, hand-held hose or watering can.
- ii. Washing vehicles at any place other than a car wash (business) - - except insofar as necessary for operator safety or to prevent damage and/or maintain performance of agricultural or construction vehicles or equipment.
- iii. Refilling swimming pools.
- iv. Washing of driveways, walks, patios, sidewalks or gutters - - except as necessary to apply paint, preservatives, stucco, pavement or cement.

28. Subject to the exceptions referred to in paragraph 29 below, the following restrictions shall apply to nonessential outdoor water use:

- A. Level 1 - Mild Drought: Nonessential outdoor water use shall only be allowed one day per week during the hours after 5:00 P.M. and before 9:00 A.M., with such day of the week to be determined by the Prudential Committee.
- B. Level 2 – Significant Drought: Nonessential outdoor water use limited to hand-held hoses or watering cans during the hours after 5:00 P.M. and before 9:00 A.M.
- C. Level 3 – Critical Drought: Ban on all nonessential outdoor water use.
- D. Level 4 – Emergency Drought: Ban on all nonessential outdoor water use.

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29. Notwithstanding the restrictions set forth in paragraph 28 above, the following nonessential outdoor water uses are permitted during Level 1 (Mild Drought) through Level 2 (Significant Drought) - - albeit not Level 3 and 4 (Critical and Emergency Drought) - - if and only if they have been reviewed and approved by the Prudential Committee:

- Irrigation of public parks and recreation fields outside the hours of 5:00 P.M. and 9:00 A.M.
- Irrigation to establish replanted or re-sodded lawn or plantings.
- Irrigation of newly planted lawns seeded and sodded in the current calendar year for homes or businesses newly constructed in the previous twelve months.
- Filling of privately-owned outdoor pools that were previously unfilled or in construction at the time of the drought conditions.

30. Persons violating the use restrictions set forth in paragraphs 27 through 29 above shall be subject to the following graduated penalties:

(a) Level 1 Mild Drought:

- 1st offense - - verbal warning
- 2nd and subsequent offense - - written warning

(b) Level 2 Significant Drought:

- 1st offense - - written warning
- 2nd offense - - \$100.00
- 3rd and subsequent offense - - \$200.00

(c) Level 3 Critical Drought:

- 1st offense - - written warning
- 2nd offense - - \$250.00
- 3rd and subsequent offense - - \$300.00

(d) Level 4 Emergency Drought:

- 1st offense - - \$300.00
- 2nd offense - - \$300.00
- 3rd and subsequent offense - - \$300.00

Penalties for the foregoing offenses shall compound throughout the four stages.

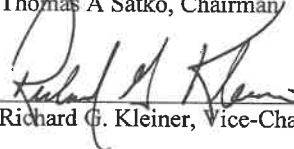
ARTICLE 3. To transact any other business that may legally come before said meeting.

You are to serve this warrant by posting in two or more public places, in said Town of Adams, within the territory of the Adams Fire District, true and attested copies thereof, seven days at least before the time of holding said meeting.

HEREOF FAIL NOT and make due return to the Clerk of the Adams Fire District at the time and place of said meeting.

Given under our hands this Sixth day of June, in the year of our Lord, two thousand twenty two.

Thomas A Satko, Chairman



Richard G. Kleiner, Vice-Chairman




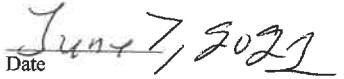
Allen J. Mendel, Member

PRUDENTIAL COMMITTEE
ADAMS FIRE DISTRICT

CONSTABLE'S RETURN


I have served the foregoing warrant by posting in two or more public places in the Town of Adams, within the territory of the Adams Fire District, true and attested copies thereof, seven days at least before the time of holding said meeting.


Herman Bishop
Constable of the Town of Adams


Date

A true copy,

Attest:


Herman Bishop, Constable of the Town of Adams

June 7, 2022