

ARTICLE VI
TOWN PROPERTY

Section 1 Real Estate

The board of selectmen may acquire by gift, purchase or taking by eminent domain any land, easement or right therein within the town not already appropriated to public use, for any municipal purpose, provided that the acquisition has previously been authorized by a majority vote of the town and an appropriation of money, to be raised by loan or otherwise, has been made for the purpose by a two-thirds vote of the town.

If any board or officer of the town having charge of any land, easement or right therein, acquired otherwise than by purchase, notified the selectmen that in its opinion such land, easement or right, or part thereof, is no longer required for public purposes, and if thereafter, the town by a two-thirds vote, authorizes the conveyance of such land or part thereof, or the abandonment of such easement or right, or part thereof, and specifies the minimum amount to be paid for such conveyance or abandonment, the selectmen, may, for such amount or a larger amount, and upon such other terms as they shall consider proper, convey said land, or part thereof, by deed, or declare said easement or right, or part thereof, to be abandoned. Such delegation shall extinguish the easement or right, or part thereof, upon being recorded with the Norfolk County Registry of Deeds.

Whenever a board or officer having charge of land within the town, excluding any land acquired for park purposes; constituting the whole or any part of an estate held by the town within its limits for a specific purpose, shall determine that such land is no longer needed for such purpose, such board or officer shall forthwith, give notice of such determination to the board of selectmen. At any time after the receipt of such notice, the town by a two-thirds vote at an annual or special town meeting, may transfer the care, custody, management and control of such land to the same or another board or officer of the town for another specific municipal purpose; but no such transfer shall be valid if it is in violation of any term or condition of the title of the town to such land.

Section 2 Personal Property

Any board or officer in charge of a department of the town may, with the approval of the selectmen, sell any personal property of the town within the possession and control of the department, which property has become obsolete or is not required for further use by the department and which does not, in the opinion of the selectmen, exceed two hundred dollars (\$200.00) in value. If, in the opinion of the selectmen, such property does exceed two hundred dollars (\$200.00) in value, such officer or board shall make the sale by public auction of which notice shall be published in a local newspaper at least seven (7) days prior to such sale, unless such property is to be delivered as part payment for new equipment or property.

Section 3 Streets

The town shall appropriate money annually for the removal of snow and ice from public ways and from such private ways open to public use as may be designated by the board of selectmen and may appropriate money for the removal of snow and ice from its sidewalks.

Ways newly constructed under the subdivision control law shall be named by the board of selectmen, and lots and buildings abutting such ways shall be assigned street numbers by the planning board, which numbers shall be displayed by owners of such lots and buildings so as to be legible to persons traveling upon the abutting way.

No excavation shall be made by any person or department of the town within the limits of any public way in the absence of a permit issued by the board of selectmen. Such permit shall state the time when the work may be performed and shall require that all excavating, backfilling, tamping and resurfacing to be subject to the approval of the superintendent of streets and that adequate barriers and lights be provided to protect the public.

No town meeting shall consider any article to accept any way as a public way unless a petition for a layout shall have been filed with the board of selectmen at least sixty (60) days prior to said town meeting, but nothing in this section shall be construed to prevent the board of selectmen from initiating a layout. No public way shall be laid out, altered, relocated or discontinued unless the proposed layout, alteration, relocation or discontinuance has been referred to the planning board and such board has reported thereon or has allowed forty-five (45) days to elapse after such reference without submitting its report. Each petition for a layout filed with the board of selectmen shall be accompanied by a plan and profile of the street or way, bearing the seal of a registered professional engineer or registered land surveyor and a narrative description of the meets and bounds of the street or way.

All persons engaged in the removal of snow shall under no circumstances, cause said snow to be deposited on or across any public way or sidewalk. No person or persons shall engage in the removal of snow for profit by means other than hand shoveling and/or private snow blowers without first obtaining a permit from the highway superintendent, and each person so engaged shall further be required to furnish said superintendent with a list of all customers catered to. Each person so engaged shall further be required to make revisions to said list whenever any change occurs.

All rules and regulations set forth by the highway department with regards to the removal of snow shall be strictly adhered to and any violation shall be cause for revoking the permit, and violators shall be subject to any fines or penalties as outlined in Article VIII, Section 4 of these by-laws.

All curb cuts for driveways shall be limited to those areas outside the point of curvature (P.C.) or point of tangency (P.T.) of two (2) intersecting ways. No curb cuts for driveways shall be constructed without a permit from the highway department, and upon approval, the construction shall be accomplished at the expense of the owner.