



# **Town of North Andover, Massachusetts**

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## **2006 Annual Report**

**On the Cover:** Memorial Park, Main Street.

Memorial Park, located adjacent to Stevens Memorial Library, was designed in 1922 as the centerpiece for “Tavern Acres,” one of the first planned residential subdivisions in the Merrimack Valley. The park is dedicated as a site for the the location of the World War Memorial and as a Patriots Memorial Park in honor of the men and women of North Andover who, during its two hundred seventy-five years of existence, have rendered the State or Nation patriotic service of either a civic or military nature. Recently, as part of a restoration of the park that began in 1996, the monuments to town veterans of World War II and the Korean and Vietnam Conflicts were moved to the park.

Tavern Acres is, to quote landscape historian Peter Hornbeck, “a handsome neighborhood oasis and a signature work of the celebrated and preeminent design firm of Olmsted Brothers Landscape Architects.” The Olmsted Brothers plan for Tavern Acres can still be seen today in the green leafy open spaces of Memorial Park and the surrounding curving tree-lined streets, settings for the 20 Arts and Crafts houses built from 1920 to 1923. The houses, library, and park were listed as Tavern Acres Historic District by the National Register of Historic Places in 1995.

Text courtesy North Andover Improvement Society.

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# North Andover Service Listings

## Our Town

### INCORPORATED

April 7, 1855

### SITUATION

About 24 miles north of Boston

Latitude 42°40"

Longitude 71°7"

### COUNTY

Essex

### POPULATION

30,145

### AREA

Approximately 26.63 square miles

### ELEVATION

91 feet .847 inches above sea level at Town Building

### TOWN HALL

Built in 1925

### SENATORS IN CONGRESS

Edward Kennedy (617) 565-3170

John Kerry (617) 565-8519

### REPRESENTATIVE IN CONGRESS

John Tierney (508) 531-1669

### STATE REPRESENTATIVES

14th Essex—Precincts 1, 2, 3, 4, 5, and 6

David M. Torrisi (617) 722-2396

18th Essex—Precincts 7 and 8

Barbara A. L'Italien (617) 722-2100

### STATE SENATORS

1st Essex Precincts 1, 4, 6, and 8

Steven Baddour (617) 722-1604

1st Essex and Middlesex Precincts 2, 3, 5, and 7

Bruce E. Tarr (617) 722-1600

### ASSESSED VALUATION

Real Estate Only \$4,573,701,819

Personal Property \$77,931,290

Total \$4,651,633,109

### TAX RATE

For the period from July 1, 2006–June 30, 2007

Residential \$10.45, Commercial \$12.63

### TAX BILLS

Tax bills are paid quarterly. Payments are due on August 1, November 1, February 1, and May 1. If unpaid by due date, interest will be added according to law from the date due to the date payment is made. Motor Vehicle Excise is due thirty days from date of issuance. Water bills are issued quarterly and are due 30 days from date of issuance.

### ANNUAL TOWN ELECTION

Last Tuesday in March

### TOWN MEETING

Open Town Meeting

Meets in May

### PRECINCT VOTING LOCATIONS\*

All precincts vote at North Andover High School,  
430 Osgood St.

Polls open 7:00 A.M. until 8:00 P.M.

Call Town Clerk's Office at (978) 688-9501 for information.

\*Polling locations subject to change.

# Town Offices

## **FIRE DEPARTMENT**

124 Main Street  
Emergency: 911  
PHONE: (978) 688-9590  
FAX: (978) 688-9594  
BUSINESS HOURS: 8:30–4:30

## **POLICE DEPARTMENT**

566 Main Street  
Emergency: 911  
PHONE: (978) 683-3168  
FAX: (978) 681-1172  
TTY: (978) 683-3168  
HOURS: 24 hours a day

## **ANIMAL CONTROL**

PHONE: (978) 683-3168

## **PUBLIC LIBRARY**

345 Main Street  
PHONE: (978) 688-9505  
FAX: (978) 688-9507  
HOURS: Please call for hours

## **PUBLIC WORKS**

384 Osgood Street  
PHONE: (978) 685-0950  
FAX: (978) 688-9573  
HOURS: Office 8:30–4:30

## **SENIOR CENTER**

120R Main Street  
PHONE: (978) 688-9560  
FAX: (978) 688-9563  
HOURS: 8:30–4:30

## **TOWN MANAGER**

120 Main Street  
PHONE: (978) 688-9510  
FAX: (978) 688-9556

## **TOWN CLERK**

120 Main Street  
PHONE: (978) 688-9500  
FAX: (978) 688-9557  
HOURS: Monday–Friday 8:30–4:30

## **SCHOOL ADMINISTRATION**

43 High Street  
PHONE: (978) 794-1503  
FAX: (978) 794-0231  
HOURS: 8:00–4:30

### **North Andover High School**

430 Osgood Street  
(978) 794-1711

### **North Andover Middle School**

495 Main Street  
(978) 794-1870

### **Atkinson Elementary School**

111 Phillips Brook Road  
(978) 794-0124

### **Franklin Elementary School**

2 Cypress Terrace  
(978) 794-1990

### **Kittredge Elementary School**

601 Main Street  
(978) 794-1688

### **Sargent Elementary School**

300 Abbott Street  
(978) 794-3673

### **Thomson Elementary School**

266 Waverly Road  
(978) 794-1545

**ASSESSORS**

120 Main Street  
 PHONE: (978) 688-9566  
 FAX: (978) 688-9556  
 Exemption Applications  
 Motor Vehicle Excise Questions  
 Property Assessments  
 Tax Rate Information

**BOARD OF HEALTH**

1600 Osgood Street  
 PHONE: (978) 688-9540  
 Communicable Diseases Info/Surveillance  
 Environmental Health Concerns  
 Food Establishment Permits/Complaints  
 Food Sanitation Training Programs  
 Health Screening: Blood Pressure, TB  
 Home Visits  
 Housing: Requirements for safe and sanitary housing  
 Influenza  
 Nuisance and Sanitation Complaints  
 Public Swimming Pool Permits  
 Rabies Vaccination Clinics: Dogs and Cats  
 Recreational Camp Permits  
 Subsurface Sewage Disposal: Permits and  
 Information on Location  
 Tanning & Massage Est. Permits  
 Tobacco Control Program  
 Vaccine Depot  
 Well Drilling Permits

**BUILDING DEPARTMENT**

1600 Osgood Street  
 PHONE: (978) 688-9545  
 ADA Coordinator  
 Building Permits  
 Building Information  
 Demolition Permits  
 Fireplace & Chimney Permits  
 Gas Permits  
 Masonry Permits  
 Occupancy Permits  
 Plumbing Permits  
 Relocating Structure Permits  
 Replacement Door Permits  
 Replacement Window Permits  
 Roofing Permits  
 Sealer of Weight and Measures  
 Sign Permits  
 Swimming Pool Permits  
 Tent Permits  
 Vinyl Siding Permits  
 Woodstove Permits  
 Zoning By-Law Enforcement/Questions

**COMMISSION ON DISABILITIES**

American Disabilities Act Coordinator

**CONSERVATION COMMISSION**

1600 Osgood Street  
 PHONE: (978) 688-9530  
 Wetlands Information

**COUNCIL ON AGING-SENIOR CENTER**

120R Main Street  
 PHONE: (978) 688-9560  
 HOURS: Monday–Friday 8:30–4:30  
 Alzheimer’s Identification/Intervention Program  
 Assistance Programs  
 Blood Pressure Clinics  
 Choral Group  
 Discussion Group  
 Educational Programs  
 Elders at Risk  
 Fitness Programs  
 Free Pamphlets  
 Friendly Visitor Program  
 Fund-Raising  
 Handicapped Accessible  
 Health Care Proxy  
 Health Screenings  
 Home Care Services  
 Homestead Act  
 Immunization Programs  
 Income Tax Assistance  
 Informational and Referral  
 Lectures  
 Lending Library  
 Lunch Program  
 Magazines and Newspapers  
 Meals on Wheels  
 Memorials  
 Monthly Parties  
 Newsletter  
 Outreach  
 Recreational Programs  
 Senior/Disabled Tax Relief Program  
 SHINE (Serving Health Insurance Needs for Elders)  
 Telephone Reassurance Program  
 Transportation Programs: Medical & Grocery  
 Shopping Volunteer Opportunities  
 Weight Maintenance Program  
 Widows/Widowers Support Group

**EMERGENCY MANAGEMENT SERVICES**

PHONE: (978) 688-4904

Auxiliary Police  
 Disaster Services  
 Evacuation Coordination Services  
 Liaison for State and Federal Agencies  
 Local Emergency Planning Committee  
 Radio Communication Capability with Local,  
 State and Federal Agencies

**EMERGENCY MEDICAL SERVICES**

PHONE: 911

**FIRE DEPARTMENT**

124 Main Street

PHONE: Emergency 911

Non-Emergency (978) 688-9590

Blasting Permits  
 Burning Permits 1/15-5/1  
 Fire Prevention  
 Fire Inspection - Smoke Detectors  
 Flammable Liquids/LP Gas Permits  
 Oil Heat Appliance Installation  
 Sprinkler Fire Alarm Plan Review  
 Sprinkler Installation  
 Underground Fuel Tank Installation/Removal  
 Permits

**LIBRARY**

345 Main Street

PHONE: (978) 688-9505

FAX: (978) 688-9507

Anne Bradstreet Collection  
 Book Discussion Series  
 Books  
 Books on Tapes  
 Boston Globe on CD-ROM  
 Camcorder  
 Cassette Players  
 Computers (PC and Mac)  
 Conference Room  
 Dial-Up Access  
 Exhibits  
 Friends of Stevens Memorial Library  
 Geneology and Local History  
 Handicapped Accessible  
 Inter-Library Loan  
 Language Tapes  
 Large Print Books  
 Magazines and Newspapers  
 Meeting Room  
 Merrimack Valley Library Consortium Member  
 Museum Passes

Music CDs

On-line Periodical Database

Original Art for Loan

Phonedisc

Photocopies (reduce and enlarge)

Records

Rental Books

Reference Services

Special Programs for Adults and Young Adults

Storyhours/Children's Programs

Talking Books for the Blind

Tax Forms

Television with Cable TV Hook-up

Videos

**PARKING CLERK**

120 Main Street

PHONE: (978) 688-9550

Parking Ticket Information/Payment

**PERSONNEL**

Town Hall

120 Main Street

PHONE: (978) 688-9516

Town Employment Opportunities

**PLANNING**

1600 Osgood Street

PHONE: (978) 688-9535

Flood Maps  
 Planning Board Agendas  
 Site Plan Review  
 Subdivision Plans  
 Zoning By-Law  
 Zoning Map Information

**POLICE DEPARTMENT**

566 Main Street

PHONE: Emergency 911

Non-Emergency (978) 683-3168

FAX: (978) 681-1172

TTY: (978) 683-3168

Adult Police Academy  
 Alcohol Server Training Information  
 Animal Control  
 Auction Permits  
 Bicycle Helmet Sales  
 Bicycle Registration  
 Burial Permits (Non-Business Hours)  
 Business Security Surveys  
 Car Seat Loan Program  
 Child Identification Program  
 Citizen Advisory Council

Community Policing  
Crime Watch  
D.A.R.E. Program  
Detective Hot Line  
Firearm Permits  
School Safety Questions  
Student Police Academy  
Town Emergencies (Non-Business Hours)  
Traffic Control and Safety Issues

### **PUBLIC WORKS**

384 Osgood Street  
PHONE: (978) 685-0950  
EMERGENCY (Non-Business Hours): (978) 683-3168  
FAX: (978) 688-9573  
HOURS: Monday–Friday 8:30–4:30  
Field and Park Maintenance  
Boat and Fishing Permits - Lake Cochichewick  
Pothole and Road Hazard Repairs  
Public Tree Issues  
Recycling Permits  
Sewer Connections  
Sewer Blockages  
Snow Removal Regulations  
Street/Sidewalk Resurfacing Info.  
Trash & Recycling Collection Info.  
Water Connections  
Water Leaks  
Water Main Replacement  
Water Meters  
Watershed Information

### **RECREATION**

PHONE: (978) 682-9000  
Arts in the Parks/Children's Theatre  
Band Concerts  
Boys Basketball  
Field/Park Administration  
Field/Playground Permits  
Field Trips  
Girls Basketball  
Girls Softball  
Indoor/Outdoor Skating Information  
Parent Guide to Children's Resources.  
Playground Areas  
Program Information/Registration  
Seasonal Employment/Volunteer Opportunities  
Sports Organization Information  
Tennis Court Passes  
Women's Softball

### **SCHOOL ADMINISTRATION— SUPERINTENDENT'S OFFICE**

43 High Street  
PHONE: (978) 794-1503  
FAX: (978) 794-0231  
Art: K-12  
Athletics (794-3144)  
Community Schools Program (978-794-3080)  
Day Care Programs  
Breakfast Club  
Extended Kindergarten  
KidStop!  
EXCEL Enrichment Program  
High School SAT Prep  
High School Driver Education  
Men's Basketball  
Summer School  
Academic Remediation  
Camps  
Technology Training  
Computers: K-12 (978-794-3144)  
Continuing Education (978-794-1711)  
English as a Second Language  
Literary Publications  
Music: K-12  
Physical Education: K-12 (978-794-3144)  
Special Education: Pre-School-12 (978-794-1717)

### **SCHOOL CLOSINGS**

When weather conditions cause schools to be closed or to delay their openings, PLEASE DO NOT CALL THE SCHOOL DEPARTMENT, POLICE DEPARTMENT, OR FIRE DEPARTMENT.

Announcements are made on GOVERNMENT ACCESS CHANNEL 22, local television stations (WBZ—Channel 4, WCVB—Channel 5, WHDH—Channel 7) and radio stations (WBZ AM, WRKO AM, WBMX FM, WCCM AM, WLLH AM WHAV AM).

### **SELECTMEN'S OFFICE**

Town Hall, Second Floor  
PHONE: (978) 688-9510  
Appointments—Boards/Commissions  
Selectmen's Meeting Agendas  
Utilities Hearings

### **STEVENS ESTATE AT OSGOOD HILL**

723 Osgood St.  
PHONE: (978) 682-7072  
Facility Rental Information

**TOWN CLERK**

Town Hall, Main Floor

PHONE: (978) 688-9500—General Information  
(978) 688-9501—Town Clerk

Absentee Ballots  
 Alcoholic Liquor License  
 Appointed Committee Listing  
 Automatic Amusement Device License  
 Birth Certificates  
 Bowling Alley/Billiard License  
 Business Certificates  
 Census Information/Jury List  
 Certification of Petitions  
 Class I—Dealer License  
 Class II—Used Cars License  
 Class III—Junk Dealer License  
 Common Victualler License  
 Coordinates Annual Town Report  
 Death Certificates  
 Dog License—due January 1  
 Elected Officials Current Listing  
 Entertainment License  
 Fishing and Hunting License  
 Justice of the Peace  
 Marriage License  
 Massachusetts Income Tax Forms  
 Nomination Papers  
 Notary Public  
 Passports  
 Raffle Permits  
 Residential Street Listing  
 Voter Registration

**TREASURER/TAX COLLECTOR**

Town Hall, Main Floor

PHONE: (978) 688-9550

Betterments  
 Motor Vehicle Excise Tax Payments  
 Municipal Lien Certificates  
 Parking Ticket Payments  
 Real Estate Information/Payments  
 Water/Sewer Bill Payments

**VETERANS' SERVICES**

Town Hall

PHONE: (978) 682-6378

All Veteran Benefits  
 Discharge Papers Recorded  
 Flags and Holders for Graves  
 Headstones and Grave Markers  
 Veterans' Assistance

**YOUTH SERVICES**

33 Johnson St.

PHONE: (978) 682-9000/688-9515

EMERGENCY BEEPER: (508) 387-4919

Crisis Intervention  
 Information and Referral  
 Social Programs  
 Recreation Programs  
 Juvenile Court Services  
 Support Services  
 Student-Run Services  
 Adventure Programs  
 Ropes Course  
 Clothes Closet  
 Summer Programs  
 Job Bank  
 Peer Mediation  
 Joseph N. Hermann Youth Center  
 Prevention Programs  
 24-Hour Emergenc Response  
 Attendance Officer  
 Holiday Giving Program  
 Parenting Programs  
 Family Services  
 Youth Concert Series

# Town Officers and Committees

## Officials and Term Expiration Dates

### ASSESSORS, BOARD OF<sup>3</sup>

David J. Minicucci, Chairperson	2007
George R. Barker, Jr.	2007
Ernest Jones	2007

### BUDGET DIRECTOR/TOWN ACCOUNTANT<sup>2</sup>

Lyne Savage	2007
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### CABLE TV COMMITTEE<sup>2</sup>

George I. Dague, Chairperson	2008
Arthur S. Fundeklian	2007
Robert S. Parker	2008
George E. Johnson	2008
Thomas D. Ippolito	2007
Ronn R. Faigen	2009
Vacancy	2009

### COMMUNITY ACCESS & MEDIA, BOARD OF DIRECTORS

Ramsey A. Bahrawy, President <sup>7</sup>	2008
Thomas D. Ippolito <sup>7</sup>	2009
Stephen J. D'Onofrio <sup>2</sup>	2010
John W. Graham <sup>7</sup>	2009
Michael J. McVeigh <sup>6</sup>	2007
Eleanor Pye, Executive Director	

### COMMUNITY DEVELOPMENT<sup>3</sup>

Curt T. Bellavance, Division Director	
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### COMMUNITY PRESERVATION COMMITTEE<sup>2</sup>

John Simons, Chairperson	2007
Felipe Schwarz	2008
Joanne Comerford	2009
John T. Mabon	2007
Linda E. Tremblay	2007
Ronald S. Headrick	2008
Thomas P. Coppa	2009
Stephen A. Sakakeeny	2007
Joe Silveira	2008

### CONSERVATION COMMISSION<sup>2</sup>

Scott Masse, Chairperson	2007
Albert P. Manzi, Jr.	2008
Deborah Feltovic	2009
Joseph W. Lynch	2007
John Mabon	2007
Sean F. McDonough	2009
Louis Napoli	2008
Alison McKay, Conservation Administrator	

### COUNCIL ON AGING<sup>2</sup>

John Graham, Chairperson	2008
Albert S. Movesian	2009
Maria V. Rosati	2009
William P. Callahan	2007
Elizabeth A. Poirier	2007
Patricia A. Long	2008
Margaret V. Shaheen	2007
Priscilla Cole	2007
Peter Aziz	2008
Irene O'Brien, Director, Elder Services	

### COMMISSION ON DISABILITY ISSUES<sup>2</sup>

James F. Lyons, Jr., Chairperson	2008
Barbara Currier	2009
Donald B. Stewart	2009
Nancy D. Murphy	2009
Brenda Pierro Savary	2007
Maureen Cushing	2008
Frank H. Dushame	2007

### CULTURAL COUNCIL<sup>2</sup>

Ann Cavanaugh, Chairperson	2008
Brenda C. Reeve	2008
Gillian L. Pearlson	2007
Bonnie Wolstromer	2007
Anna Choi	2009
Claire McCarron	2008
Denise L. McManus	2009
Vacancy	2009
Vacancy	2007

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<sup>1</sup> Elected Official

<sup>2</sup> Appointed by Selectmen

<sup>3</sup> Appointed by Town Manager

<sup>4</sup> Appointed by Town Moderator

<sup>5</sup> Appointed by School Committee

<sup>6</sup> Appointed by School Superintendent

<sup>7</sup> Replacement by Vote of Remaining Members

**EMERGENCY MANAGEMENT AGENCY<sup>2</sup>**

Jeffrey J. Coco, Director  
 John J. Coco, Deputy Director  
 Richard Stanley, Police Services Officer  
 William Dolan, Warning Services Officer  
 Richard C. Boettcher, OIC Aux./Special Police  
 William M. Hastings, Communications Officer  
 Leonard Somers, Education and Training Officer  
 John Savastano, Senior Operations Officer  
 Richard T. Shaughnessy, Operations Officer  
 Robert Scanlon, Operations Officer

**FINANCE COMMITTEE<sup>4</sup>**

Michael Batsimm, Chairperson	2007
Melinda Coppa	2007
Mark Nichols	2008
Stephen P. Dawe	2007
Mike Giarratano	2008
Eva Hamori	2008
Ellis Fitzpatrick	2009
Benjamin C. Osgood	2009
Peter D. Besen	2009

**FIRE CHIEF<sup>2</sup>**

William V. Dolan

**GREATER LAWRENCE COMMUNITY ACTION COUNCIL<sup>2</sup>**

James F. Lyons, Jr.

**GREATER LAWRENCE REGIONAL TECHNICAL HIGH SCHOOL DISTRICT COMMITTEE REPRESENTATIVE<sup>1</sup>**

John M. Driscoll	2008
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**GREATER LAWRENCE SANITARY DISTRICT REPRESENTATIVE<sup>2</sup>**

Leonard J. Degnan	2009
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**BOARD OF HEALTH<sup>3</sup>**

Thomas Trowbridge, DDS, MD, Chairman  
 2009  
 Jonathan Markey 2007  
 Larry F. Fixler 2008  
 Anne L. Brennan 2009  
 Francis P. MacMillan, MD, Public Health Physician  
 Susan Sawyer, Health Director  
 Michele Grant, Health Inspector  
 Debra Rillahan, R.N.

**HISTORICAL COMMISSION<sup>2</sup>**

Kathleen Szyska, Chairperson	2009
Patricia Long	2009
Anne Erickson	2007
Barbara Somers	2007
Linda Tremblay	2008

**HOUSING AUTHORITY<sup>1</sup>**

Helen Soucy	2008
Anna P. O'Connor	2007
Edward Snell	2011
Tracy Watson	2007
Paul Gilligan - State Appointee	2006
Joanne Comerford, Executive Director	

**HUMAN RESOURCES DIRECTOR/ ASSISTANT TOWN MANAGER<sup>3</sup>**

Raymond Santilli

**INSPECTORS<sup>3</sup>**

Gerald A. Brown, Inspector of Buildings & Zoning Enforcement Officer  
 Brian Leathe, Local Inspector  
 James L. Diozzi, Plumbing & Gas Inspector  
 Peter Murphy, Electrical Inspector  
 R. David Lindsay, DVM, Animal Inspector  
 2007

**LIBRARY TRUSTEES<sup>7</sup>**

William Duffy, Jr., Chairperson  
 Martha Salisbury  
 Mary Ellen Osgood  
 E. William Hansen  
 Peter Lafond  
 Maria G. Messinger  
 Raymond Vivenzio  
 Sue Ellen Holmes, Library Director

**LICENSING COMMISSIONERS<sup>1</sup>**

Mark J. T. Caggiano, Chairperson	2009
Rosemary Connelly Smedile	2007
James M. Xenakis	2008
Thomas Licciardello	2008
Daniel P. Lanen	2009

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<sup>1</sup> Elected Official

<sup>2</sup> Appointed by Selectmen

<sup>3</sup> Appointed by Town Manager

<sup>4</sup> Appointed by Town Moderator

<sup>5</sup> Appointed by School Committee

<sup>6</sup> Appointed by School Superintendent

<sup>7</sup> Replacement by Vote of Remaining Members

**MERRIMACK VALLEY PLANNING COMMISSION**

David E. Boudreau <sup>3</sup>	2009
Roberto Angles, Jr. (Appt. by Planning Bd.)	2009

**OLD CENTER HISTORIC DISTRICT COMMISSION<sup>2</sup>**

George Schruender, Chairperson	2009
Martha Larson	2009
Leslie Hopkins	2007
Kathleen Szyska	2007
Harry Aznoian	2008
Robert Stevens	2008
Richard M. Gramly	2008
Joseph M. Piotte, Alternate	2007
Peter P. Devlin, Alternate	2009

**PLANNING BOARD<sup>3</sup>**

Richard A. Nardella, Chairperson	2009
Alberto Angles, Jr.	2008
John Simons	2009
Jennifer Kusek	2007
Richard S. Rowen	2008
Timothy R. Seibert - Associate	2009
Lincoln J. Daley, Town Planner	

**POET LAUREATE<sup>2</sup>**

Michael Souza	2008
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**POLICE CHIEF<sup>2</sup>****Richard M. Stanley****PUBLIC WORKS<sup>3</sup>****J. William Hmurciak, Director****RECREATION COUNCIL<sup>2</sup>**

William McCarthy	2009
Chris Rock	2008
Joan Heafey	2007
Thomas D. Ippolito	2007
Keli Bannister	2009
Kai Foley	2008
Barbara Pybus	2007
John Driscoll	2008
Joe Silveira	2009

**REGISTRAR OF VOTERS, BOARD OF<sup>2</sup>**

Martha Salisbury, Chairperson	2008
Carrie Crouch	2007
Betsy Leeman	2009
Joyce A. Bradshaw, Town Clerk (Ex Officio)	

**SCHOOL BUILDING COMMITTEE<sup>4,5</sup>**

Louis Minicucci, Chairperson  
 Harold Dushame  
 Domenic Scalise  
 William W. Kelly  
 James R. Lafond  
 Barbara Whidden  
 Timothy Pybus

**SCHOOL COMMITTEE<sup>1</sup>**

Alfred M. Perry, Chairperson	2007
Charles C. Ormsby	2009
Timothy Pybus	2008
William W. Kelly	2008
Barbara J. Whidden	2009

**SCHOOL, SUPERINTENDENT OF<sup>5</sup>**

Dr. Daniel O'Connor, Interim

**SELECTMEN, BOARD OF<sup>1</sup>**

Thomas Licciardello, Chairperson	2008
Rosemary Connelly Smedile	2007
James M. Xenakis	2008
Mark J. T. Caggiano	2009
Daniel P. Lanen	2009

**SOLID WASTE ADVISORY COMMITTEE<sup>2</sup>**

Tina Klein, Chairperson	2008
Joan Kulash	2008
Karen Kline	2008
Steven Daly	2007
Vacancy	2007
Vacancy	2007
Vacancy	2009
Keith Alter	2009
Joanne Parrill, School Liaison	2009
Mark J. T. Caggiano (Ex Officio)	
William Hmurciak (Ex Officio)	

<sup>1</sup> Elected Official<sup>2</sup> Appointed by Selectmen<sup>3</sup> Appointed by Town Manager<sup>4</sup> Appointed by Town Moderator<sup>5</sup> Appointed by School Committee<sup>6</sup> Appointed by School Superintendent<sup>7</sup> Replacement by Vote of Remaining Members

**STEVENS ESTATE, BOARD OF TRUSTEES<sup>2</sup>**

Kevin Willoe, Chairperson	2007
E. William Hansen	2008
Martha Larson	2008
John McGarry, Esq.	2007
Eric Demers	2009
George A. Peters, Jr.	2009
Vacancy	2008
Kim Willey, Interim Director	

**TOWN CLERK<sup>3</sup>**

Joyce A. Bradshaw	
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**TOWN COUNSEL<sup>2</sup>**

Urbelis & Fieldsteel, LLP	
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**TOWN MANAGER<sup>2</sup>**

Mark H. Rees	
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**TOWN MODERATOR<sup>1</sup>**

Charles A. Salisbury	2009
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**TOWN TREASURER/COLLECTOR<sup>3</sup>**

Jennifer A. Yarid	
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**VETERANS' SERVICES<sup>2</sup>**

Edward V. Mitchell, Director	2009
Philip Brooks, Graves Officer	2009

**YOUTH SERVICES,  
BOARD OF DIRECTORS<sup>2</sup>**

Carrie Crouch, Chairperson	2009
Thomas Burkhardt	2008
Peter Breen	2008
John F. Shaw, III	2007
Cathy Carol	2007
Gerald A. Sanford	2007
Olien Lu	2009
James M. Xenakis, Selectman (Ex Officio)	
William Masterson, JNHYC, Inc. (Ex Officio)	
Richard Gorman, Youth Services Director (Ex Officio)	

**ZONING BOARD OF APPEALS<sup>2</sup>**

Albert P. Manzi, III, Chairperson	2009
Ellen McIntyre	2007
Joseph D. LaGrasse	2007
Richard J. Byers	2009
David R. Webster	2008
Richard M. Vaillancourt, Associate	2009
Thomas D. Ippolito, Associate	2007
Daniel S. Braese, Associate	2008

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<sup>1</sup> Elected Official

<sup>2</sup> Appointed by Selectmen

<sup>3</sup> Appointed by Town Manager

<sup>4</sup> Appointed by Town Moderator

<sup>5</sup> Appointed by School Committee

<sup>6</sup> Appointed by School Superintendent

<sup>7</sup> Replacement by Vote of Remaining Members

## Board of Selectmen

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Thomas Licciardello, Chairman  
Mark J. T. Caggiano  
Rosemary Connelly Smedile  
Daniel P. Lanen  
James M. Xenakis

North Andover persevered through two major storms during 2006, one being weather related and the other budgetary. While both events caused considerable disruption to the town, they also brought about a recognition that we must work together during difficult times in order to make North Andover a better place to live and work.

In May of 2006, the Merrimack Valley region was hit with the second worst flooding since weather records started being kept in the late 1800's and North Andover was one of the communities impacted the hardest. Numerous houses and businesses located in low lying areas required emergency evacuations and suffered considerable damage. North Andover Emergency Management, Police and Fire personnel performed remarkably during this emergency period. No less impressive was the clean up and relief operations that ensued afterwards. The Health, Public Works and Building Inspections departments immediately began assisting affected residents regain some semblance of normalcy. In amazing display of community unity, over 300 volunteers from numerous civic and town organizations gathered together on Saturday, May 20th, to assist residents in cleaning out their homes damaged by the floods. This was done concurrently with a clothing drive that provided an overwhelming amount of replacement garments to those in need. North Andover's response to the May flooding was truly amazing and heartwarming.

The FY 2007 budget debate that occurred during June and July of 2006 was no less awe inspiring when taking into context of community participation. The June 5, 2006, annual town meeting was one of the largest ever held in North Andover with over 1,700 residents in attendance and the subsequent July 10, 2006, special town meeting was the largest ever held in the Commonwealth of Massachusetts with over 3,100 voters participating. While the proceedings at both meetings were often times contentious and emotional, no one can deny that North Andover has a very committed and active citizenry. Special thanks should be accorded to Moderator Charles Salisbury for the excellent work he did in running both those town meetings during exceptionally difficult circumstances. On another note, the Board of Selectmen, School Committee and Finance Committee all came out of the budget process with a renewed commitment for cooperation and improved communication. The town is best served when, through compromise and consensus, all three boards work together.

While the flooding and the FY 2007 budget debate were the two largest events impacting North Andover in 2006, there were also many positive happenings that also occurred during the year:

After years of planning, construction began on the long awaited improvements in the Old Center Common. One component of this work includes the installation of drainage and construction of new roadways with a roundabout and a traffic light and the other consists of placing of utility wires underground and the installation of historically appropriate street lights. The roadway construction program is being paid for with 80% funding from state and federal transportation money and the undergrounding of utilities is being financed by a 2% surcharge on utility bills. Construction activities are expected to continue throughout 2007.

Another major infrastructure project commenced during 2006 was the replacement of plastic lined water storage reservoirs on Bear Hill and Sutton Hill with modern, state of the art, concrete water tanks. The new tanks will improve water quality, eliminate leaks and address security issues.

The funding afforded to the Town through our participation in the Community Preservation Act (CPA) continued to pay dividends during 2006. Ten more acres of additional open space around Lake Cochichewick was acquired bringing the total numbers of acres purchased to protect our drinking water supply using CPA funds to 104 acres. CPA funds were also al-

located to improve town parks and playgrounds, assist in developing affordable housing and protecting historical records and buildings.

While continuing to preserve the town's historical and rural character, recognition must also be made that in order to address the town's systemic financial problems, a strong commercial and industrial base is also necessary. To that end, additional portions of Route 114 were rezoned during 2006 for commercial uses. Similar land use changes paved the way for the Eaglewood shopping mall and the Walgreens retail center that began construction in 2006. In partnership with Ozzy Properties, the owners of the former Lucent site on Osgood Street, progress was made on restoring that massive parcel to its former economic viability. Currently 50% of the existing office space and 33% of the industrial space has been leased.

Weather related events and budget problems are a fact of life for communities across Massachusetts. What separates a good community from others in similar circumstances is how they respond to these problems. As evidenced by the activities that occurred in North Andover during 2006, our community is clearly moving in the right direction.

# Assessors Office

Garrett C. Boles, Chief Assessor

Aggregate Value of Real Estate—12 month	\$4,573,701,819
Aggregate Value of Personal Property	\$77,931,290
Real Estate Tax Levy—12 months	\$41,703,270.71
Personal Property Tax Levy—12 month	\$961,802.88
Residential Rate per Thousand	\$10.45
C.I.P. Rate per Thousand	\$12.63
Water Lein	\$175,936.28
Sewer Lein	\$131,151.32
Interest (Water)	\$20,546.78
Interest (Sewer)	\$14,504.01
<b>Betterment with Interest</b>	
Chapter 80 (Sewer)	\$97,959.66
Chapter 40 (Sewer)	—
Committed Interest (Sewer)	—
Committed Interest (Water)	—
Water/Sewer Lien Demand	\$7934.72
Water/Sewer Lien Demand Commit Interest	\$951.79
<b>Buildings and Vacant Land Assessed</b>	
Single Family	6143
Condominiums	1581
Misc. Res.	28
Two Family	435
Three Family	46
Four–Eight Family	51
Vacant Land	536
Residential/Commercial	42
Commercial Buildings and Land	438
Industrial Buildings and Land	81
Personal Property Accounts	783
Chapter 61—Forest Property	5
Chapter 61A—Farm Property	144
Chapter 61B—Recreational Land	6
Exempt Buildings and Land	421
Public Utilities	4
Utilities Valued by State	6

# Town Treasurer

Jennifer Yarid, Treasurer

As Town Treasurer, I submit my report for the 12 months ending June 30, 2006.

## Receipts

July 1, 2005 to June 30, 2006 \$138,682,165.05

## Disbursements

July 1, 2005 to June 30, 2006 \$140,484,777.13

### RECONCILIATION OF CASH

Developer Bond Passbooks	\$112,617.83
Petty Cash	700.00
Bank of America	3,399,660.59
Banknorth	59,046.46
Century Bank	8,201,421.90
Century Bank - Escrows	2,976,745.79
M.M.D.T.	14,673,313.26
Mellon	1,603,214.20
Stoneham Savings	60,486.41
<b>Total</b>	<b>\$31,087,206.44</b>

### UNCOLLECTED BALANCES—JUNE 30, 2006

Real Estate	2006	\$487,588.44
	2005	27,264.24
	2004	1,797.91
	2003	2,410.19
	2002	1,216.53
Personal Property	2006	30,705.79
	2005	22,368.64
	2004	6,514.72
	2003	7,757.41
	2002	9,522.88
Motor Vehicle Excise	2006	199,301.53
	2005	74,811.39
	2004	38,981.41
	2003	13,291.73
	2002	23,813.76

I respectfully submit my report as Town Clerk for 2006.

Our Annual Town Election on March 28, 2006 reelected Mark Caggiano for his second three year term. Daniel P. Lanen was elected replacing Donald B. Stewart. Don was recognized for his five terms of dedicated service as a Selectman and Licensing Chairman. Dr. Charles Ormsby was reelected to his second term on the School Committee and Barbara J. Whidden was elected for her first term. Our Annual Town Meeting began in May and was adjourned until June 5 to resolve budget issues. There were 1,470 voters present and the meeting reconvened in the North Andover High School Field House. A Special Town Meeting was called by Citizen Petition for July 10, 2006. There were 3,029 voters that checked in to the meeting. This meeting was the largest Open Town Meeting ever held in the Commonwealth of Massachusetts. Without the cooperation of Jeff Coco and his Emergency Management Team, outstanding cooperative efforts of our Police and Fire Departments to coordinate logistics and ensure the safety of all attendees, and the efforts of my staff, Board of Registrars, and election workers this mammoth event would never have taken place.

The September Primary Election and the State Election in November again demonstrated planning and cooperation. North Andover was a test site for handicap voting machines. Through the cooperation and efforts of our voters over 100 people put the proposed system through a rigorous test to guide the Secretary of the Commonwealth in his ultimate choice of machines. The November State Election had 10,618 voters turnout wand with the closing of schools and opening our polls at 6:00AM the use of our High School as a single voting location was extremely successful.

The Town Clerk's Office continues to be a very active passport facility. Major changes necessitating the use of passports for travel has allowed people to come to North Andover for their processing. This service also provides needed revenue to the Town.

We recorded 284 births, 256 deaths and 95 marriages in 2006. My dedicated staff has taken this challenge in addition to their expanding daily duties. Karen Fitzgibbons, Janet Eaton, our tireless volunteer Harold Dushame all provide the highest level of service to the Town. We continue to seek improved technology and innovation to keep pace with our expanding population and duties. Serving almost 30,000 residents and over 17,000 voters with additional mandates and duties requires cooperation with all Town Departments.

Assistant Town Clerk, Janet Eaton, is responsible for all the licensing for the Board of Selectmen. Her outstanding efforts in working with new businesses and processing renewals ensure total compliance to all mandates. The renewal process coincides with a very busy Election season. Working with other Town Departments and Boards, this dedication allows business to grow and thrive in North Andover. The expansion of our dog licensing program provides convenience, compliance, and safety to the community.

Our archival work continues as the restoration program started with Community Preservation funds moves forward. The implementation of our Laserfiche project begins the first step to scan and index the Town's records. The ultimate goal is to have all the Town's records electronically preserved, stored, and indexed for easy document retrieval.

The Town's web page is being updated as we strive to provide improved information to the public in electronic format.

We thank the people of North Andover for their support in our endeavors and projects.

Community Development Division is made up of four departments and administers several boards, commissions and committees. The four departments include the Building, Conservation, Public Health, and Planning. The division level is managed by two employees, Bernadette Curran who is the Administrative Assistant/Office Manager and Curt Bellavance, who is the Director and oversees the division.

The primary focus in the community development division is to manage the land use authorities, as well as provide technical support to a variety of groups, task force and committees. The division also handles a variety of projects including grant submissions and monitoring, and economic development.

## Staff Support

The Community Development Director and Administrative Assistant provide professional and technical staff support, in varying degrees, to the following groups in the Town of North Andover:

- Zoning Task Force Committee
- Housing Partnership Committee
- Old Town Common Committee
- Community Preservation Committee
- North Andover Planning Board
- North Andover Zoning Board of Appeals
- North Andover Conservation Commission
- North Andover Board of Health
- Disabilities Commission
- 1600 Osgood Working Group
- Technical Review Committee
- Machine Shop Village Committee
- Lawrence Municipal Airport Commission \*

### *Regional and State Designees:*

- Merrimack Valley Economic Development Council
- MBTA Advisory Board
- MVRTA Advisory Board
- Merrimack Valley Brownfield's Committee
- Merrimack Valley Chamber of Commerce

The above groups are made up of mostly volunteer residents, who typically volunteer two to three nights a month at various meetings, work shops and/or seminars. Many of the volunteers also use free time to review and work on different projects and development applications so that they are prepared to discuss development activities in a public forum. The division comprises of 17 employees, most of who support and administer the above groups.

## Projects

Community Development Offices at 1600 Osgood Street

The Community Development Office moved to 1600 Osgood Street in May 2006 as part of a tax increment-financing (TIF) plan entered into between the Town and Ozy Properties. The community development office is now housed at this location for a minimal maintenance fee that covers heating and cooling, electricity, water and sewer and the use of the shared conference center, cafeteria and mailroom. The office space consists of approximately 5300 square

feet. The move this spring will allow the division to remain at 1600 Osgood Street thru April 2016.

#### Ozzy Properties at 1600 Osgood Street

The site consists of 169 acres, including 40 acres on the south side that have never been developed. In addition to nearly two million square feet of manufacturing, office and warehouse space in 30 permanent and temporary buildings, the property includes 40 acres of roadways and parking, 6,000 parking spaces and four little league ball fields. The centerpiece of the site is the 1.5 million square foot office and manufacturing facility.

1600 Osgood Street, LLC—the Andover-based Ozzy Properties, Inc.—purchased the site with the goal of attracting high-tech/high-end industrial tenants. Today, the property has a vacancy rate over 50%, with some remaining employees for Lucent Technologies still leasing space. The owner has stated that the front portion of the building will house office space and has leased-up a majority of that space. The new parking lot was constructed in 2006 and opened to the public this past Fall.

The industrial space is currently being retrofitted to accommodate not just one single manufacturer but several. The massive open space is being converted so that several companies can use the facility and share common space such as the cafeteria, conference center, auditorium and mailroom. The focus will be on attracting research and development companies, light manufacturing, and supporting/ancillary firms.

Ozzy Properties continues to investment millions in updating and improving the facility. Ozzy's current focus is on biotechnology companies that are in the early stages of product development and will need production space in the near future. In addition, the owner wants to maintain the existing "campus" setting, adding some landscaping and modest site improvements in the short run. Ozzy Properties has designed new entrances at the north and south walls, handicapped accessible entrances and elevators, campus improvements to soften the appearance, common atrium space and breezeways, connections from the office building to manufacturing floor for contiguous corporate layouts, and new loading docks and shipping/receiving areas. Ozzy Properties received approval from the Board of Appeals and will be implementing a new sign program for the entire site.

#### 40R Smart Growth Overlay at 1600 Osgood Street

The 1600 Osgood Street property is currently under review as a M.G.L. Chapter 40, Section R overlay project. The acceptance of this type of zoning would allow a mix of housing and commercial activities. The Town formed a working group made up of members from the Board of Selectmen, Board of Appeals, and Planning Board to review the zoning language and design of the project. The town also obtained the Priority Development Fund Grant from Mass Housing and the Department of Community Development & Housing to assist the town in reviewing the language of the proposed zoning bylaw. The town hired a professional land use attorney to work with the group and review the documents. In addition, Ozzy Properties provided funds to the Town in order to hire independent consultants to review traffic, water and sewer, economic impacts and civil engineering. The Town submitted an application to the Department of Housing & Community Development for site eligibility.

#### Planned Production Plan/Affordable Housing

In November 2006, through the Community Development office and partnership with the Housing Partnership Committee, the Town submitted an affordable housing plan to the state department of housing and community development. The division used funding provided by the Community Preservation Committee to hire a consultant to write and develop the housing plan. The Planned Production Plan is a report that encourages communities to plan proactively for affordable housing. It identifies the need for housing in the municipality and establishes strategies designed to make progress in meeting affordable housing goals, including production of housing units in accordance with the plan. The professional assistance was needed in order to meet the requirements of the Department of Housing & Community

Development's Planned Production provision of Chapter 40B Section 31.07 (i). The Board of Selectmen voted to endorse the affordable housing plan and is awaiting the state's approval. Once the plan is approved by the state, various land use groups will examine the recommendations for promoting affordable housing in North Andover. The State mandates, under M.G.L. that each municipality maintain at least ten percent of their housing stock as affordable. North Andover maintains approximately 6% of the housing stock as affordable under State definitions.

#### Machine Shop Village Streetscape Improvement Project.

This project is for the Machine Shop Village Streetscape Improvement existing condition survey and assessment of the Machine Shop Village streetscape, and a Master Plan for upgrading the sidewalks, curbs, lighting and landscaping (trees) in the village. This office has assumed the task of project managers and a request to the Community Preservation Committee was approved for funding this project in the amount of \$22,000 at the May 2004 Town Meeting. The office of Carol R. Johnson Associates was hired to commence this study and produced the Master Plan. An additional amount of \$250,000 was approved through CPC at the May 2005 Town Meeting for Phase 1 of this project. Phase 1 consists of survey and design work for Elm Street and partial design of Water Street and Main Street.

In July proposals were received for the survey work and the contract was awarded to Martinage Engineering Associates, Inc of Reading. Martinage Engineering started the survey work throughout the Machine Shop Area in late August 2005. Proposals were also received for Landscape Design Services. The office of Carol R. Johnson Associates was hired to produce the Landscape Design Study and will continue to work with the Town on this project. Meetings with Carol R. Johnson Associates, North Andover Historical Commission and residents of the community were conducted in the late Fall and continue as the project design is finalized and construction occurs this Spring.

With the efforts of a local area resident, Liz Fennessy, the Town has applied to the Community Preservation Committee and Essex National Heritage Area for additional grant funding to assist in continuing this important project.

# Animal Inspector

R. David Lindsay DVM, Inspector  
of Animals

The following is a summary by the Animal Inspector for the calendar year 2006 (prior years included for comparison).

	2003	2004	2005	2006
Number of animals quarantined for biting	12	24	16	10
Number of animals tested for Rabies	2	6	6	14
Number of animals testing positive for Rabies	0	1	0	0
Number of Cats quarantined for exposure to Rabies	27	40	33	*
Number of Dogs quarantined for exposure to Rabies	4	14	6	*
Number of Barns inspected	11	10	10	10
Number of Dairy cows and heifers	57	35	55	20
Number of Dairy herds <sup>1</sup>	2	2	2	2
Number of Beef cattle	17			
Number of Steers/Oxen		1	1	1
Number of Beef herds <sup>1</sup>	2			
Number of Horses/Ponies/Donkeys/Mules	76	90	72	80
Number of Goats	8	10	5	8
Number of Sheep	0			3
Number of Swine	4	1	1	4
Number of Swine herds <sup>1</sup>	2	1	1	1
Number of Fallow Deer	13	12	13	12
Number of Llamas/Alpacas	2	2	2	2
Number of Gamebirds		2	2	6
Number of Guinea Fowl		8	25	12
Number of Peacock		3	2	4
Number of Swans		2	2	2
Number of Chickens			14	4

\* Figures not yet available from the state.

<sup>1</sup> Definition—herd: 1 or more animals.

A Rabies Clinic (to encourage pet rabies vaccination) was conducted on April 1, 2006.

# Zoning Board of Appeals

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*REGULAR BOARD MEMBERS*

Ellen P. McIntyre, Chairman  
Albert P. Manzi, III, Esq., Vice Chairman  
Richard J. Byers, Esq., Clerk  
Joseph D. LaGrasse  
David R. Webster

*ASSOCIATE BOARD MEMBERS*

Thomas D. Ippolito  
Richard M. Vaillancourt  
Daniel S. Braese, Esq.

The Zoning Board of Appeals held 12 regular meetings, 7 special meetings for the continuing 40B petition, and 2 Zoning Procedures Subcommittee meetings during 2006. The Board heard petitions for 18 Residential Variances, 12 Residential Special Permits, 9 Commercial Variances, 5 Commercial Special Permits, 2 Findings, 1 continuing Comprehensive Permit, 3 requests for decision modifications, and one six-month Variance extension.

Joseph D. LaGrasse served on the Zoning Task Force and Richard J. Byers served on the Housing Partnership Committee. Also, Ellen P. McIntyre, Richard M. Vaillancourt, and Daniel S. Braese volunteered to continue participating in the development of the 40R district.

## Zoning Board of Appeals as of January 9, 2007

*Regular Board Members*

Albert P. Manzi, III, Esq., Chairman  
Ellen P. McIntyre, Vice Chairman  
Richard J. Byers, Esq., Clerk  
Joseph D. LaGrasse  
David R. Webster

*Associate Board Members*

Thomas D. Ippolito  
Richard M. Vaillancourt  
Daniel S. Braese, Esq.

# Building Department

Gerald A. Brown, Inspector of Buildings,  
Zoning Enforcement Office

James L. Diozzi, Plumbing & Gas  
Inspector

Brian Leathe, Local Building Inspector

Peter Murphy, Electrical Inspector

Jeannine McEvoy, Department Assistant

The following comparison table indicates construction activity for the Fiscal Year 2006. The permitting process and inspection remained on schedule.

We wish to thank those Town Departments that cooperate in the proper enforcement of public safety and Zoning By-Laws.

PERMITS ISSUED	FY 2006	FY 2005	FY 2004
New Dwelling, 1 and 2 family residential	35	53	71
Multi Dwellings	36	4	47
Additions and Alteration	329	559	470
New Commercial and Industrial Building	12	2	0
Commercial and Industrial Additions and alteration	59	51	40
Roof and Vinyl Siding	241	70	127
Pools	24	16	16
Accessory Building	35	16	16
Miscellaneous (Signs, Demolition, Chimney, Stove	91	25	26
Certificate of Inspections	81	65	61
	<b>\$1,079,103.00</b>	<b>\$843,535.00</b>	<b>\$768,276.00</b>
Plumbing Permits	477	490	432
Gas Permits	454	393	383
Electrical Permits	870	739	714
	<b>327,965.00</b>	<b>\$202,077.75</b>	<b>\$210,456.25</b>

## Conservation Commission

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Scott Masse, Chairman  
Albert P. Manzi, Jr., Vice Chairman  
Joseph Lynch, Jr.  
John Mabon  
Deb Feltovic  
Sean McDonough  
Louis Napoli  
Alison E. McKay, Conservation  
Administrator  
Pamela A. Merrill, Conservation  
Associate  
Donna Wedge, Administrative Assistant

The Conservation Commission is comprised of seven (7) volunteer members who are appointed by the Board of Selectmen for three (3) year terms. In addition, the Conservation Department is staffed by an Administrator, an Associate, and a Departmental Assistant who are responsible for the issuance of permits and providing information and assistance to residents and developers regarding the Town's natural resources.

The Conservation Commission administers the Wetlands Protection Act (M.G.L. C. 131 S. 40) and the Town of North Andover Wetlands Protection Bylaw and Regulations (C. 178 of the Code of North Andover). These state and local regulations help protect valuable natural resources including North Andover's lakes, rivers, ponds, marshes, swamps, lands subject to flooding, vegetated freshwater wetlands, riverfront areas, ephemeral pools, and ephemeral pool habitats. These wetland resource areas play an important role in the following public health and safety interests:

1. Protection of public and private water supplies;
2. Protection of Ground Water Supply;
3. Flood Control;
4. Storm Damage Prevention;
5. Prevention of Pollution;
6. Protection of Fisheries;
7. Protection of Wildlife & Wildlife Habitat;
8. Recreation;
9. Sedimentation and Erosion Control.

In addition, wetlands provide a wealth of values to the public. Wetland benefits can be divided into three basic categories: fish and wildlife values, environmental quality values, and socio-economic values. Destruction or alteration of wetland resource areas eliminates or minimizes these important functions and values. For example, drainage of wetlands eliminates all the beneficial effects of the wetland on water quality and directly contributes to flooding problems. When wetlands are filled or their functions impaired, these benefits are lost and we all pay the price – in increased flooding and storm damage to streets and homes; more contamination of surface and groundwater and drinking water supplies; loss of wildlife habitat; and loss of valuable open space.

Any construction (including, but not limited to, a permanent structure, addition, deck, patio, roadway, pool, driveway, public & private utilities, etc.) or alteration of land within 100 feet of any wetland resource area or within 200 feet of a perennial stream in North Andover requires public review and a permit from the Conservation Commission. The Conservation Commission and professional staff are required to examine the potential impacts any proposed activity may have on identified wetland resource areas. Meetings are held twice a month for the purpose of reviewing projects and holding public hearings.

In the calendar year 2006, the Conservation Commission reviewed and permitted 7 Requests for Determination of Applicability's (RDA), 29 Notice of Intent (NOI), 4 Abbre-

viated Notices of Resource Area Delineations (ANRAD) and 11 Small Projects (51 total). In addition, numerous Modifications, Extension Permits and Certificates of Compliances were reviewed and issued. Some of the significant projects permitted in 2006 included The Lawrence Municipal Airport Vegetative Management Plan (VMP) allowing selective vegetative removal activities and associated maintenance to address FAA regulations regarding penetrations to navigable airspace and line-of-sight requirements, Berry Street/Turnpike Street ANRAD in which the site is currently under review for a 52 unit comprehensive permit proposal pursuant to the 40B statute by the Zoning Board of Appeals, a long term landscaping and maintenance activity project at 1600 Osgood Street, the construction of a convenience store and gas station at 1503 Osgood Street, and the Mosquito Brook Drainage Improvement Project.

In addition to the tremendous efforts spent on the administrative permit review process, the Department conducts numerous inspections for building permit applications and for monitoring ongoing permitted projects. Enforcement action and issuance of fines, when appropriate, continue to be an active function of the Department. The Conservation Department, in efforts with the Board of Health and DPW also continue to coordinate efforts on beaver population and control, which cause damage to public and private properties and water supplies.

The Department is also charged as active land managers of Town owned Open Space properties. However, with so much time required for wetlands regulatory responsibilities and permitting, planning and management of these valuable Open Space areas continues to be a challenge. The complexities and scope of responsibilities under state and local regulations have grown exponentially since the Conservation Commission Act was enacted in 1957. This growth is due to an increase in complex regulations and an increase in development pressures.

The calendar year 2006 was a busy and productive year for the Conservation Department on many fronts, particularly in the arena of state and local regulatory revisions. These important regulatory revisions are described below.

### **North Andover Wetlands Protection Bylaw Revisions**

At annual Town Meeting in June of 2006, the Town voted to adopt revisions to the Wetlands Protection Bylaw to include procedures governing small projects.

### **North Andover Wetlands Protection Bylaw Regulatory Revisions**

- **Small Project Procedures**

As a result of the newly adopted Bylaw revisions, the Conservation Commission adopted ensuing small project regulations (Section 4.4). These regulation changes were discussed and adopted over the course of several public hearings and became effective on July 1, 2006. The intent of the small project revision was to alleviate the burden of time and cost expended by applicants for small project applications.

Since the Conservation Commission accepted the small projects regulations, several sections within the regulations were found to need additional clarification or further review. Therefore, minor revisions have been made by the Conservation Commission to these specific sections.

- **Application Checklists**

The Conservation Department revised all application checklists to reflect recent regulatory changes. In addition, a small projects checklist was created.

- **Filing Fees**

The Conservation Commission voted to increase the fees associated with all filing applications after several public hearing discussions. Fees were increased to more adequately reflect the departments' effort required to review projects that have become increasingly more complex in similar fashion to the states increase for this

same reason several years ago. The new fee schedule became effective August 1, 2006.

### **The Massachusetts Endangered Species Act Regulations (321 CMR 10.00) (MESA)**

The Wetlands Protection Act and its regulations protect rare animal species by prohibiting alterations that would have short or long term adverse effects of rare wildlife species. The regulations require that proposed alterations to wetland habitats of rare wildlife be reviewed by the Natural Heritage and Endangered Species Program (NHESP).

On July 1, 2005 a comprehensive set of regulatory improvements were created to The Massachusetts Endangered Species Act (Chapter 131A), which is administered by the NHESP. The new regulations clarify filing requirements and procedures, set timelines for agency response, establish filing fee, expand and add definitions, and formalize the appeal process for agency decisions.

To screen for potential impacts to rare wetland wildlife habitat, the NHESP has developed maps of designated Priority and Estimated habitats for all state listed species. Although the Wetlands Protection Act has jurisdiction of Estimated Habitat (wetland dependent habitat and a sub-set of Priority Habitat) and not Priority Habitat (upland dependent habitat), the Conservation Department is required to ensure that all proposed projects within both of these designated areas are properly reviewed by NHESP pursuant to the regulations.

Since these revisions took effect on July 1, 2005, many projects submitted to the department for review have been affected by the recent changes when the updated Estimated and Priority Habitats Maps were issued in 2006, showing larger/new areas of habitat designation. For example, Boston Hill was determined to be home of the state listed Frosted Elfin Butterfly, an upland (non-wetland dependent) species of special concern. Therefore, the applicant was required to work with NHESP to create specific mitigation and protection measures to avoid a “taking” of the species.

### **Wetlands Protection Act Regulatory Revisions/Policies**

- Procedures for Coordinated Review Under the Endangered Species and Wetlands Protection Regulations for State-Listed Wildlife in Wetlands

The Massachusetts Division of Fisheries and Wildlife’s Natural Heritage and Endangered Species Program recent revision of its regulations pursuant to the Massachusetts Endangered Species Act has prompted the Department of Environmental Protection to coordinate the implementation of the revised regulations with state wetlands regulations.

### **Trails and Open Space**

Local volunteers completed maintenance and improvements to several existing trail systems, specifically the Shawsheen River Trail and the Locust Trail at Mazurenko Farm, in 2006. In addition, several local boy scouts also completed trail improvement projects on open space properties. These maintenance and improvement activities were very much needed and the Conservation Department is grateful to these volunteers for their efforts. The Department will continue to work with local volunteers on other open space and trail improvement projects in 2007.

### **Hunting**

Hunting continues to be an important and effective land management tool in the control of deer populations throughout the commonwealth. Hunting is generally allowed pursuant to state statute on Open Space properties within the Commonwealth unless otherwise prohibited. Some method of hunting is, and has been, allowed on many Open Space properties in North Andover. In 2006, citizens have come forward to the Conservation Department and the Conservation Commission with concerns on allowing hunting at some of the Open

Space properties for safety reasons. Several public hearings were held in 2006 to address these concerns.

Efforts for the upcoming year will be focused on continuing wetland and watershed protection, finalizing the updated Open Space and Recreation Plan for state approval, trail and open space improvement projects, GIS mapping of trails and open space, further website enhancement, and the creation of a Stormwater Bylaw and other Conservation related Bylaws and Policies to further protect North Andover's natural resources.

Council on Aging/Senior Activity Center is a vital link in the service delivery network which older persons and their families may avail themselves of. Council on Aging provides a multitude of services for seniors including, but not limited to application assistance, social support, health and recreational services, medical screenings, wellness programs, meals and nutritional workshops. Councils on Aging are the gateway to help seniors and their families access many supportive services.

During 2006, 283 Volunteers contributed 42,911 hours of service. Total savings to the community \$292,984.25. Meals on Wheels delivered 13,999 in North Andover and 2,896 in house congregate meals were served.

The Outreach Coordinator provided counseling, crisis intervention and referral services for 1,632 clients, as well as providing home and hospital visits to assess needs for MOW, Brown Bag and Boston Food Bank programs. Outreach participates in offsite blood pressure screening and acts as a medical advocate for many clients. This department coordinates Friendly Visitors and Telephone Reassurance, providing companionship for the frail and isolated elders. In addition, being an active liaison with Fire Department, Police Department, Board of Health, and Housing Authority as well as making referrals to other agencies. Elder Service Director and Outreach Coordinator are also mandated reporters for elders at risk from abuse or self-neglect.

Community Services: Triad seniors and law enforcement working together to educate and provide services, which enhance quality of life for elders so that they may stay safe in their own homes. Our knitters have provided scarfs and mittens for children in Lawrence and contributed to fundraising activities. The Cuddles Program has provided over 2,000 dolls to local hospitals, Alzheimer's units and throughout the United States this past year.

The dramatic increase in the 85 plus population in North Andover presents the Council on Aging with new challenges and greater demands such as cutbacks in home care services, increases in cost of medication and health care insurance; higher taxes has created a new generation of seniors who are caregivers for their aging parents.

The loss of the Program Manager's position in January of 2006, has affected the three remaining full time employees. The Program Manager worked very closely with the Director in helping to develop new programs and to provide current information pertaining to issues that affect the quality of life for our elders. The coordination of the Tax Relief Program, Newsletter Publication, updating the tracking system, recruiting of volunteers for medical transportation, nutrition volunteers, special event volunteers, and weekly press releases are all tasks that have added additional stress to an already overworked staff.

## **Grant and Funding Received or Requested for FY07**

- Formula Grant Fiscal Year 2006 award amount; \$28,470 this grant is designated to support the part time positions of custodian, van driver; 2 receptionists, 12.5 additional hours to Outreach and to help defray first class newsletter mailing cost.
- Commonwealth of Massachusetts Service Incentive Grant Award
- Salem Five Volunteer Recognition Dinner Grant Award \$2,500
- Title 3 B collaborative Fiscal Year 2006 VNA/North Andover COA  
Funding is managed by the VNA portion of the Title 3 funding is used to supports the Senior Wellness Walk- in Clinics.
- North Andover Cultural Council Grant.

## **Friends of the North Andover Senior Center Inc.**

The Friends of the North Andover Senior Center Inc. have established two new programs. The first is a "Scholarship for Seniors" who may have difficulty paying class fees offered here

at the Senior Center. The second is the “Emergency Fund for Seniors.” This fund may be used for such things as utility bills, rent, food, or prescriptions.

Support given to the Council on Aging by the Friends of the North Andover Senior Center:

- Purchase of laptop.
- Funding mailing of the quarterly newsletter.
- Commonwealth of Massachusetts Mobility Assistance Program fundraised \$15,378.50 purchased transportation bus.

**Accomplishments during FY07**

- Warrant article submitted to amend the current amount through the overlay account established in the Property Tax Work Off Program from \$10,000 to \$12,000. Passed on Town Meeting floor. In October, a lottery was held to select 20 names from a pool of 37 applicants. These 20 volunteers have been assigned to departments within the Town.
- Development of two new Bereavement Groups in collaboration with Beacon of Hope and Journey through Change.
- Triad Program Introduced “Is your Number Up” with the support of ACE Hardware.
- To update current Policy & Procedure Manual used by the Council on Aging Board of Directors.
- Staff education, Samaritans held a two-day workshop aimed at suicide awareness in the older adult.
- Senior Citizens Appreciation Dinner held in collaboration with North Andover Superintendents Office for Older American Month
- Continued collaboration with North Andover Housing to better serve low income elders
- Spanish Language Program was introduced with overwhelming success.

**COUNCIL ON AGING: “GATEWAY TO HEALTHY AGING”—PROVIDING SERVICE TO AND FOR 4,600 ELDERS**

**Director of Elder Services:** Irene M. O’Brien

**BOARD OF DIRECTORS**

William P. Callahan, Chair	Maria Rosati, Vice Chair			
Margaret V. Shaheen, Secretary	Pricilla Cole, Treasurer			
Elizabeth Poirier	Al Movsesian	Patricia Long	Jack Graham	Peter Aziz

**ADMINISTRATIVE AND SUPPORT STAFF**

William Auriemma	James Coakley	Charles Rivers
Louise Aziz	Paula Crudale	Doris Rosten
James Beattie	Donna Delaney	Nancy Stevenson
Gilda Blackstock	Robert Kolebrick	Pat Sweeney
Marge Caron	Jeannie McCukser	Virginia Chilpian (Able)

**NUTRITION SUPPORT**

Judy A. Lalmond	Susan M. Weisman	Barbara Joseph
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**Division Name:** Community Service Division

**Division Director:** Raymond Santilli

**Department Name:** North Andover Council on Aging/Senior Activity Center

The Council on Aging/Senior Activity Center is located at 120R Main Street, next to the Town Hall.

- Intergenerational Programs Collaborative with Brooks School: Community Day Programs, Computer Training, North Andover High School Student Outreach Computer Program

### **Objectives for Fiscal Year 2008**

- Applied for Capital Funds for the implementation of improvements to the Senior Center.
- To launch a fundraising campaign with the Friends for improvements to the Senior Center FY08
- Apply for Formula Grant through the Executive Office of Elder Affairs for FY08
- Apply for Service Incentive Grant FY08
- Apply for Improvement Grants, through Foundations, Salem Five, Banknorth, Bank of America, using 501 C3 status.
- Apply for Cultural Council Art Grant
- Collaborate with Elder Services for Title 111 nutrition funding FY08
- Apply for Grant through Salem Five for volunteer appreciation luncheon.
- To continue hosting five meetings a year collaborating with Elderly Housing; in addition to establishing off site programs utilizing the availability of space at housing
- To submit warrant article to add \$3,000 in funding to support 5 more workers for the Tax Work Off Program. Funding comes through the overlay account.
- To host Health Awareness Fair during Older American Month

# Health Department

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Susan Sawyer, Public Health Director

## STAFF

Debra Rillahan, Public Health Nurse  
Michele Grant, Public Health Inspector  
Pamela DelleChiaie, Admin. Assistant

## BOARD OF HEALTH MEMBERS

Dr. Thomas Trowbridge, Chairman  
Larry Fixler, Secretary  
Jonathan Markey

The mission of the Health Department is to protect the public health by maintaining a comprehensive program of environmental health services, which includes inspections, compliance, and enforcement activities, monitoring of environmental hazards, and consultation and guidance to citizens and governmental agencies regarding environmental health issues. The staff assists the Board of Health (BOH) members in shaping policies, implementing programs and developing regulations that the members deem significant in the endeavor of providing a healthy environment for the citizens and workers of North Andover.

The North Andover Board of Health was historically a three-member volunteer board, whose members were appointed by the Town Manager for three-year, overlapping terms. One member must be a physician. At the 2006 Town Meeting an amendment to the Town Charter was approved, which increased the BOH from three members to five members. Two new members will be forthcoming. The current board is composed of a mix of professional disciplines: a physician, a professional engineer and a pharmacist remain after Cheryl Barczak, Registered Nurse, resigned effective September 2006. The Board generally meets on the fourth Thursday of each month.

## Prevention Programs

The public health nurse leads the prevention program. We continue to offer pneumonia shots to the elderly and immune compromised, maintain assistance to the homebound, make available meningitis vaccinations for college bound seniors and once again successfully vaccinate over 1400 citizens at the fall annual influenza clinic. The management of the vaccine provider program has grown in size as the DPH is offering increased numbers of childhood vaccines.

In 2006 the Department of Public Health required an increased focus on the ongoing pandemic flu planning. Efforts by the nurse assisted in the progress. We continue ongoing collaborations with all town public safety departments to finalize emergency plans. The plans provide a framework for any event that would require the need for an emergency dispensing of medication to the general public. 2007 tasks will include local drills of these plans.

In the area of virus control, the North Andover voters approved the reentrance of the community to the Northeast Mosquito Control District at Town Meeting. The program focuses on pretreatment and education. In the early season, all of the drainage catch basins were treated with a larvicide to curb the birth rate of the mosquitoes. In addition, mosquito traps were set in strategic locations. Hundreds of mosquitoes were identified by species of concern and then a sample tested for West Nile virus and EEE. In 2006 no positive EEE mosquitoes were found in N. Andover. The dead bird-reporting program also continued. According to the DPH website, out of 24 dead bird reports, one crow was tested, but it was found negative for WNV and EEE. With the district's efforts and data provided to them, the Board of Health members were able to reach educated conclusions in regards to mosquito control. In the fall of 2006 the BOH voted to request that the district provide perimeter pesticide application to all the town ball fields and school yards

## **Inspection Programs**

The public health inspector directs the inspection program. Inspection and subsequent enforcement is fifty percent cyclical and fifty percent event response driven. It continues to grow each year as the local population and businesses expand. The inspector oversees programs for compliance to state and local regulations for; food establishments, septic systems, rental housing, massage, tanning, semi-public swimming pools, recreational camps, septic trucks and trash trucks, dumpsters, beach water testing, ice-skating rinks, beavers, solid waste issues, body art establishments and general environmental and public health nuisance complaints.

## **Regional Initiatives**

North Andover also continues to be part of regional health initiatives. The Healthy Communities Tobacco Control Program is administered through collaboration with 9 communities and financed by a state grant. The program conducted quarterly compliance checks. Two quarters of 2006 resulted in great success as no tobacco sales to minors were reported.

The health director is also a member of the Greater Lawrence Bioterrorism Coalition. This post-9/11 coalition is funded through Federal Centers of Disease Control grants that have been provided to the state public health departments. The coalition is made up of seven communities. The 2006 funds were directed towards emergency plan development and education. A major goal was to increase awareness of all public health officials by requiring certification in multiple areas such as the National Incident Command System.

The Health Department staff wishes to acknowledge our continued satisfaction with the various appointed persons and consultant run health programs: Dr. Francis MacMillan, Town Medical physician; Mill River Inc., septic consultant; Tech Environmental, Incinerator Air Quality monitoring; Ron Beauregard, Tobacco Control; Liz Peak Logue, Bioterrorism Coordinator; Ed Johnson, Sealer of Weights and measures, and Dr. David Lindsey, Animal Inspector. Additional thanks to board member, Cheryl Barczak, Registered Nurse, for her dedicated years of service.

The Board of Health and their staff had an extremely active year with existing and emerging public health challenges. Global concerns over flu pandemic and the avian flu, as well as local issues such as a EEE mosquito found in Haverhill and norovirus outbreaks have grabbed headlines, while the staff worked closely and diligently with local businesses and homeowners through everyday, but yet equally important issues of public health.

**Annual Report Permit Statistics—2006**  
(Calendar Year: 1/1/2006–12/31/2006)

<b>PERMIT TYPE</b>	<b># OF</b>	<b>TOTAL FEES</b>
Animal	11	\$420.00
Dumpster	147	\$9,300.00
Food Est.—all classifications	129	\$22,465.00
Food Est.—Tax Exempt	13	\$0.00
Frozen Desserts	5	\$440.00
Funeral Director	2	\$375.00
Ice Rinks	2	\$270.00
Massage Est.	14	\$1,920.00
Massage Therapists	26	\$2,240.00
Offal Haulers (fees per truck)	38	\$11,570.00
Recreational Camp	19	\$2,350.00
Septic Disp. Works Installers	38	\$3,190.00
Suntanning Est.	7	\$780.00
Swimming Pools—semi-public	18	\$2,700.00
Title 5 Inspectors; Title 5 Reports;		
Tobacco	23	\$2,740.00
Well	0	\$0.00
<b>TOTAL</b>		<b>\$60,760.00</b>
<b>OTHER PROGRAMS</b>		
Trash Hauler Permits	440	
Trash Hauler Registrations	383	
Trash Hauler Placards	159	
Disposal Works Construction Permits	73	
Soil tests conducted	46	
Septic plans reviewed New/Revised	89	

## Historical Commission

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Kathleen Szyska, President  
Patricia Long, Treasurer  
Anne Ericson, Secretary  
Barbara Somers  
Linda Tremblay

The North Andover Historical Commission is a five person volunteer board whose members are appointed by the Board of Selectmen. Our mission is to serve as a resource to the citizens of North Andover in matters pertaining to the history of the town, to help protect and preserve documents, houses, landscapes, monuments and places of historic value to the town, and to sit on any town boards or commissions as required by law. Members of the Historical Commission sit on the Community Preservation Act Board, the North Andover Historical Society Board, the North Andover Historic District Commission, and the “advisory” Machine Shop Village District Commission.

This year the Commission has been working on two proposals that are of historical importance to the town. The first is the acceptance at town meeting of Machine Shop Village becoming a Neighborhood Conservation District. The goal of this action is to protect and preserve an almost intact New England factory village from demolition and/or development. The second proposal is a Demolition Delay by-law that would preserve and protect significant buildings within the Town which constitute or reflect distinctive features of architectural, cultural, economic, political or social history of the Town, and to limit the detrimental effect of demolition on the character of the town.

Restoration and preservation of the stone markers in the Old Burying Ground by consultants Fannin & Lehner continues. They are now working on the last third of the remaining stones and estimate that it will take two more years.

The Historical Commission is indebted to Carol Majahad, Director of the North Andover Historical Society, for her continued support and assistance throughout the year.

# Planning Department

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PLANNING DEPARTMENT STAFF  
Lincoln Daley, Town Planner  
Mary Ippolito, Planning Assistant

NORTH ANDOVER PLANNING BOARD  
Richard Nardella, Chairman  
John Simons, Vice Chairman  
Alberto Angles, Member  
Richard Rowen  
Jennifer Kusek

The Planning Department consists of a Planning Director/Town Planner, a Planning Assistant, and a five member volunteer Planning Board. The Department reviews and endorses all Approval Not Required Plans M.G.L. Ch. 41 Sec. 81-L and 81-P, all preliminary and definitive subdivision plans as required by M.G.L. Ch. 41 Sec. 81 - K to 81 - GG and the North Andover Subdivision Rules and Regulations, and reviews the Development Schedules for all subdivisions under Section 8.7 Growth Management. The Planning Department also reviews applications for the following eleven different special permits, as authorized by M.G.L. ch.40A and the North Andover Zoning Bylaw:

- Section 2.30.1 Common Driveway
- Section 4.125 R-6 Zone
- Section 4.136 Watershed Protection District
- Section 7.2.1 Access Other Than Street Frontage
- Section 7.2.2 Frontage Exception Lot
- Section 8.3 Site Plan Review
- Section 8.5 Planned Residential Development
- Section 11 Planned Development District
- Section 12 Large Estates Condominium Conversion
- Section 13 Continuing Care Retirement Center
- Section 14 Independent Elderly Housing
- Section 15 Planned Commercial Development District

In accordance with North Andover Street Acceptance Procedures, the Planning Department coordinated efforts with developers on obtaining street acceptance. In preparation for the 2006 Annual Town Meeting, the Planning Department worked with developers and the Department of Public Works on obtaining street acceptance for

- Berrington Place
- Glenore Circle
- Granville Lane
- Grosvenor Avenue
- Inglewood Street
- Surrey Drive
- Wildwood Circle

Under M.G.L. Ch. 40A, Section 5, The Planning Board is responsible for advertising a public hearing for any proposed zoning bylaws to be voted upon at Town Meeting. In addition to holding public hearings, the Planning Board works on drafting any proposals or amendments to the zoning bylaw. This involves researching of other town's bylaws and regulations, reviewing publications, and assimilating gathered information into drafting new bylaws and regulations suited to the needs of North Andover. A significant amount of the Planning Department's staff time and effort is spent each year on keeping the bylaws up to date. At the July 2006 Town Meeting amendments were accepted to

- Amend Zoning Bylaw Section 2 Definitions by adding 2.30.A Drive-through Facility.
- Amend Zoning Bylaw by adding a new section, Section 16 Corridor Development Districts to create two new mixed-use zoning districts.
- The rezoning of twelve (12) parcels from their current zoning designation to the Corridor Development District 1 with land fronting Turnpike Street beginning from the intersection of Hillside Road and Turnpike Street starting at 591 Turnpike Street and ending at Map 98D, Lot 46 (0 Turnpike Street, property southeast of Country Side Realty).
- The rezoning of fourteen (14) parcels from their current zoning designation to the Corridor Development District 2 with land fronting Turnpike Street and parcels located within 200 feet of Turnpike Street beginning from the intersection of Hillside Road and Turnpike Street starting at 190 Hillside Road to and including 740 Turnpike Street (Mr. Sudzy Carwash).
- Amend Zoning Bylaw Section 4.122(14)(B)(b) to further clarify the language involving the demolition of residential homes and construction of new multi-family residences within the Residential 4 District.
- Amend Zoning Bylaw Section 10.31(1) Conditions for Approval of Special Permit by incorporating additional conditions for approval.
- Amend Zoning Bylaw Section 4.136.(3)(c)(ii) and (iii) to modify certain uses and specifying the maximum allowable area for construction or expansion of a structure in the Watershed Protection District

The Planning Department is also involved in many regional organizations such as the Merrimack Valley Chamber of Commerce, the H.O.M.E. Consortium, the Merrimack Valley Regional Planning Commission and the Merrimack Valley Regional Transit Authority. Involvement in these organizations is required in order to receive certain services and grants.

### Past Year Overview

The Planning Department reviewed and granted 5 watershed special permits, reviewed 16 site plan special permits, 1 site plan review waiver, 1 preliminary subdivision, and 2 definitive subdivisions. The Planning Department also started reviews on one Planned Residential Development/Definitive subdivision totaling 8 new housing units.

TYPE OF APPLICATION	# OF PERMITS REVIEWED	# LOTS	SQUARE FOOTAGE
Access other than Frontage Footage	0	N/A	0
Common Driveway	0	N/A	0
Definitive Subdivision	2	5	52,000
Frontage Exception Lots	0	N/A	0
Preliminary Subdivision	1	3	39,000
Site Plan Review	16	14	70,331
Site Plan Review Waiver	1	1	0
Watershed Special Permits	5	5	11,631
<b>TOTALS</b>	<b>25</b>	<b>28</b>	<b>172,962</b>

Economic development efforts continued in 2006 with the creation of two new zoning districts, Corridor Development District 1 & 2 and the rezoning of 26 parcels along the Rte. 114 corridor. The new zoning districts provides a greater opportunity for creative development by providing design guidelines which encourage a mix of uses compatible with existing and neighboring residential properties. The creation of the Corridor Development Districts

was the direct result of the coordinated efforts of the Board of Selectmen, Planning Board, Planning Department, and residents to develop and promulgate development tools and advance the commercial base in North Andover.

The Planning Board meets regularly, as needed, two Tuesdays of every month and conducts Saturday morning site visits. Planning Board Meetings are held at the Town Hall Board of Selectmen Meeting Room located at 120 Main Street. All interested persons may appear and be heard. Persons needing special accommodations and/or those interested in viewing the application materials should contact the North Andover Planning Department at (978) 688-9535.

## Recreation Department

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William P. McEvoy, Chairman  
Keli Bannister  
Tom Ippolito  
John Driscoll  
Joan Heafey  
William McCarthy  
Barbara Pybus  
Christopher Rock

The year 2006 was the 60th year of activities of the North Andover Recreation Department. This also is the 50th year of the Sunday Skating Program at Brooks School.

This remarkable history of service and enjoyment to the residents of North Andover and all the numerous visitors who also enjoyed these programs was the legacy of William P. McEvoy. “Bill” was the driving force to keep these programs going in the most difficult of financial times. When budget cuts threatened their existence his tireless fundraising efforts continued the band concerts and children’s summer activities. The generations that have been the recipients of his efforts honor his legacy as the Youth Services Department will continue these programs.

On July 11, 2006 our beloved Bill—“Mr. Mayor,” husband, father, brother, Town leader, veteran, “volunteer extraordinaire”, elected official, fire fighter, and friend—passed on. As time passes we realize just what he had done as large voids in so many hearts and organizations appear. His dedication and service to his family, community, and country are tributes to William P. McEvoy. We remember him with affection.

His friends, family, and the grateful residents of North Andover and Recreation Council.

# Stevens Memorial Library

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BOARD OF TRUSTEES  
William B. Duffy, Jr., Chair  
Peter Lafond, Treasurer  
E. William Hansen  
Maria Galvagna Mesinger  
Mary Ellen Osgood  
Martha Salisbury  
Ray Vivenzio  
  
Sue Ellen Holmes, Director

To the Citizens of North Andover

The Trustees of the Stevens Memorial Library herewith present their 98th report, which is for the period January 1, 2006–December 31, 2006.

To the Trustees of Stevens Memorial Library:

I hereby submit the 98th report of the Director:

The year 2006 was very busy for the library and staff as we tried to meet the needs of all of our patrons.

Our Reference Department, staffed by Addie Pearson, our Head of Reference/YA Services, Ginny Moore, Jill Barker and Ellyn Spencer, continued to assist patrons (including students) in their search for information and resources, in filling their interlibrary loan requests and maintaining the non-fiction and audio-visual collections. During 2006 our Young Adults were at the top of our list of priorities. Late in the spring staff members met 700 to 800 Middle School students to booktalk titles found on the summer reading list. Throughout the summer the Greene Street wing was reorganized for an expanded area for the Young Adults. In the fall and winter the Reference Department hosted a book club for Middle School students, offered training in the use of the online catalog for 6th graders at the Middle School, and sponsored a program for parents on funding for college. And through MVLC, our library consortium, we offered (and continue to offer) downloadable digital audiobooks (to your computer or MP3 Player) and access to the Virtual Catalog, allowing patrons the ability to order materials from other libraries in Massachusetts. This enables researchers and others access to hard to find titles.

Lisa Belfiore, our MIS Library Assistant, worked wonders with our limited funds and equipment. She assessed our needs, updated, repaired and replaced equipment. An article written for the Citizen resulted in wonderful donations of computers, monitors, etc. from local residents, enabling us to update and repair equipment, replace outdated technology and offer more to our patrons. In the past year we added a new feature to our Home Page ([www.stevensmemlib.org](http://www.stevensmemlib.org)) called Book Letters. Patrons can sign up for newsletters alerting readers to new materials according to genre. There are links to an Author Directory, Best Sellers & Awards, Reviews, etc.

The Children's Room was busier than ever during 2006. Marina Salenikas, Head of Children's Services, Susan Bergman, Assistant Children's Librarian, and Library Assistants Donna Wray and Mary Ellen Flynn Kupiec, continued with their special book displays and special events. Seasonal and other special hand-outs were prepared and available on an on-going basis. During the year they hosted a reception for young authors from our five elementary schools who had been published in *Appleseed*, a local publication for young people. We hope this will be an annual event. Four new book clubs were initiated for grades 3, 4, 5 and 6 which have been extremely popular. A local author oversaw discussion of her book and signed copies for those in attendance. We have added another Book Club Kit for loan using this author's work. In addition to regular storyhours and special programs for holidays and vacations our

children's staff has been providing skill classes for grades five and six to keep them up to date in the usage of a library.

Carol Obert, Head of Circulation, ably assisted by Karen Bellaire, Sally Fowler, Ellen Reusch, and Loretta Westerhoff keeps the library running smoothly. Our Circulation Staff is Customer Service personified. They meet and greet every person with a smile, check thousands of materials in and out, issue library cards, book the meeting room and museum passes and process all those interlibrary loans requested by our patrons. Due to the high volume of circulation and interlibrary loans the staff has worked diligently in the past year to streamline procedures and increase efficiency to better serve our patrons. Take note of those great displays of new materials that are provided by our very busy front line staff for our very busy patrons in the lobby area near the Adult Circulation Desk.

Our Technical Services Department (Library Assistant, Maura Deems) processes all of our new materials, print, nonprint, Book Club Kits, Quick Reads and memorial gifts (with those special book plates). Maura makes sure that all new materials are processed and into your hands the same week they are received at the library. In many (or most cases) they are ready the same day they are received at the library.

Be sure to check out our weekly column in the No. Andover Citizen. It is written by the Director, the Children's Librarian, our Reference staff and our Technology Assistant. We keep you up to date on a variety of library activities, programs and informational items.

Our Friends of the Library supported museum passes, including the Museum of Fine Arts, the Children's Museum, Isabella Stewart Gardner Museum, Peabody Essex Museum, the JFK Library and the MFA (co-sponsored with the No. Andover Women's Club) and programs. Several of these wonderful programs were co-funded and co-sponsored with the No. Andover Cultural Council. A Rental program for DVDs is a new offering from the Friends. This allows us to provide more current titles to our patrons.

Our building needs are constantly attended to by Bill Ford, our wonderful custodian. Trying to keep it clean and in good repair is a challenge when we are open 67 hours per week and 52 weeks per year. We have over 150,000 people entering our doors annually. Keeping up with everyone's needs in 37.5 hours per week is a monumental task even for the best Custodian. This year we replaced a compressor in our rooftop HVAC. And, because of damage in our public bathroom the partitions needed to be replaced in both. We thank you for your patience as we endeavor to keep everything clean and in working order.

We thank our Friends for their fundraising efforts—book sales and the Entertainment Books, which in turn help to fund our museum passes, and many of the activities in the Children's Room and some of our adult programs. We thank our High School Pages and our Volunteers who enable us to do even more for you, our patrons. We thank the Trustees for their financial support in supplementing the needs for the building, books and materials, equipment and programming. Many thanks to all the people who help us in our quest to provide the very best service to the townspeople of North Andover. We thank our wonderful and caring patrons and all those who remember the library with their gifts, donations and memorial remembrances. And not to be forgotten—special thanks to the Garden Club members and their very special floral arrangements which have brightened up our Adult Circulation Desk and for the lovely outdoor urns and holiday wreaths beautifying our entrances. In 2007 we will celebrate the 100<sup>th</sup> anniversary of the Stevens Memorial Library. Watch for our special events. We hope to see you at the library.

Respectfully submitted,

Sue Ellen Holmes, Director

## Report of the Board of Trustees

The Board of Trustees extends their thanks and appreciation to the staff who provide such extraordinary Customer Service to the citizens of North Andover and to the volunteers and Friends who help to make the library a better place.

The Board of Trustees continues to oversee the investment and expenditure of Endowed Funds and Special Gifts. Proceeds from donors purchase books, materials and equipment and are used to care for the building and grounds and to sponsor library programs and activities.

Respectfully submitted,

William B. Duffy, Jr., Chair  
 Peter Lafond, Treasurer  
 E. William Hansen  
 Maria Galvagna Mesinger  
 Mary Ellen Osgood  
 Martha Salisbury  
 Ray Vivenzio

### Library Statistics

	FY00	FY01	FY02	FY03	FY04	FY05	FY06
Acquisitions	5,368	4,301	5,453	5152	5,595	5,053	6,150
Circulation	183,855	189,165	201,106	216,641	210,314	218,117	220,477
Museum Passes	833	771	613	534	694	619	642
Inter-Library Loans	6,029	10,283	20,467	2,988	39,185	46,796	46,978
Reference Questions	10,571	11,961	12,803	11,476	17,823	18,824	20,384
Programs Offered	304	294	299	251	157	115	108
Program Attendance	620	6,121	5,705	4,382	1,713	2,029	2,571
Library Usage	168,881	166,821	177,427	182,750	174,773	155,638	148,151
Meeting Room(s) Usage	605	615	581	617	512	495	473
Hours Open	3,352	3,229	3,199	3,217	2,899	2,864	3,196
# of Library Card Holders	23,285	24,379	25,155	26,598	27,493	25,901	26,483
Avg. Weekly Computer Use	200	264	441	492	400	389	
Home Page Hits			31,656	40,442	37,353	40,069	72,754

**Stevens Memorial Library  
Endowment Fund Income Account Activity  
7/1/05 to 6/30/06**

Endowment Fund Income Balance—7/1/05	\$583.33	
<b>Receipts</b>		
From Endowment Fund	\$3,000.00	
From Phillips Fund	—	
Total Receipts	\$3,000.00	\$3,000.00
<b>Expenditures</b>		
Books & Periodicals	\$756.25	
Building Maintenance	0.00	
Furniture & Equipment	0.00	
Programs	958.95	
Miscellaneous	815.70	
Bank Service Charges	\$0.00	
Total Expenditures	\$2,530.90	(\$2,530.90)
Ending Balance—6/30/06		\$1,052.43

Endowment Fund Valuation Value as of June 30, 2006 \$393,618.67

**Stevens Memorial Library  
Special Gifts Fund Account Activity  
7/1/05 To 6/30/06**

Special Gifts Fund Balance—7/1/05		\$18,622.54
<b>Receipts</b>		
Special Gifts	\$3,230.00	
Grants	\$300.00	
Memorial Contributions	\$1,000.00	
Lost Books	\$2,530.84	
Other	\$56.75	
Interest	\$87.71	
Total Receipts	\$7,205.30	\$7,205.30
<b>Expenditures</b>		
Books	\$3,010.71	
Programs	\$4,130.27	
Other	\$0.00	
Total Expenditures	\$7,140.98	(\$7,140.98)
Ending Balance—6/30/06		\$18,686.86

## Endowment Fund Valuation

Value as of June 30, 2006 \$393,618.67

FUNDS	HISTORICAL VALUE	PRESENT VALUE
Charles Whitney Davis Fund	\$10,000.00	\$18,224.54
Carrie Millar Dushame Memorial	\$50,000.00	\$54,831.08
Phillips Fund	\$2,550.00	\$6,415.98
Berrian Fund	\$1,000.00	\$3,188.31
Elizabeth P.Stevens Fund	\$10,000.00	\$25,633.94
Nathaniel/Eliz. P. Stevens Fund	\$25,000.00	\$57,704.50
Dale Stevens Fund	\$13,500.00	\$32,040.56
Anne Bradstreet Fund	\$1,500.00	\$3,188.31
M.T. Stevens, Abbot Stevens	\$61,682.81	\$192,361.45
Mary O. Tyler Stevens & Reynolds		
Total	\$175,232.81	\$393,618.67

### Stevens Memorial Library Copier Fund Income Account Activity 7/1/05 to 6/30/06

Copier Fund Balance—7/1/05 \$5,029.54

#### Receipts

Adult copier	\$2,248.10	
Children's Room Copier	\$990.50	
Computer Printouts	\$757.00	
Total Receipts	\$3,995.60	\$3,995.60

#### Expenditures

Expenditures	\$4,771.92	
Bank Service Charges	\$93.17	
Total Expenditures	\$4,865.09	(\$4,865.09)

Ending Balance—6/30/06 \$4,159.75

# Veterans' Services

## North Andover–Boxford District

Edward V. Mitchell, Director of  
Veterans' Services

Per Chapter 115 of the General Laws, the Town of North Andover re-appointed Edward V. Mitchell to the position of District Director of Veterans Services, on May 2003 for an additional three-year term ending June 30, 2009.

The Department of Veterans' Services is to advocate on behalf of all the Commonwealth's Veterans and provide them with quality support services and to direct an emergency financial assistance program for those Veterans and their dependents who are in need of benefits and services.

In 1946, the Selectmen of the Towns of North Andover and Boxford voted to form a district and appointed a District Director of Veterans' Services to carry out the provisions of Chapter 115 of the General Laws. The Veterans Service Officer (V SO) is located at the North Andover Town Hall on Main Street. Walk-ins are always welcome however; we recommend calling first to ensure a representative is present.

### Office Hours

Monday thru Friday 8:30 A.M. to 4:30 P.M.

(978)688-9552 or for urgent matters, call (978)807-7286, or e-mail us at [veteranagent@comcast.net](mailto:veteranagent@comcast.net)

\*If necessary the V SO will make home visits.

### Services Provided as Directed by the Commonwealth of Massachusetts

- Financial assistance
- Medical Services
- Educational & Burial Benefits
- Property Tax Exemptions
- Veterans War Bonus
- Motor Vehicle Plates (Veteran, P.O.W.)
- Local Veterans Cemetery interment
- Gold Star Mothers & Fathers Annuities
- Blue Star Service Banners
- Welcome Home Bonus Program
- Civil Service Employment & Housing Obtaining copies of discharges
- Replacement of Service Medals
- Burial Internment for Veteran and Spouse
- V.A. Home Loans and education benefits
- Life Insurance and Widows Pensions
- Veterans Disability Comp & Pensions
- V.A. Hospitals / Clinic Enrollment & Prescription plan
- V.A. Work Study Allowance Program

All of these programs are subject to eligibility according to State and Federal Guidelines.

### Accomplishments

- Dedicated the Vietnam Fallen Heroes Memorial
- Appointed Iraq War Veteran Philip Brooks as the Veterans Graves Officer for a term of three years ending on June 30, 2009.

- Processed four Welcome Home War Bonus, awarding our returning War Veterans with \$1,000.00 each.
- Recognized POW & MIA's during the Annual Red Cross Salute to Veterans Breakfast.
- Provided informative lecture to the Veterans of Foreign Wars, the American Legion and the Senior Center.
- Convened & Chaired the Patriotic Observation Committee in the planning of Memorial Day, Patriot Day and Veterans Day Ceremonies.
- Presented four Blue Star Service Banners to families with loved ones serving in the Armed forces.
- Assisted five families with emergency fuel assistance.
- Provided 29 Veterans and/or Veteran families with emergency financial assistance.

### **Expenditures**

The Veterans Services paid out \$131,497.69 for emergency financial assistance with 75% of this expenditure being reimbursed by the Commonwealth of Massachusetts.

Veterans, we want you to receive the Benefits  
 You and your family have earned.  
 Contact your Veterans Service Officer Today!

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**NORTH ANDOVER/BOXFORD VETERANS SERVICES DISTRICT BOARD MEMBERS**

**Director of Veterans Services:** Edward V. Mitchell

**Boxford Town Manager:** Alan Benson

**North Andover Town Manager:** Mark Rees

**Graves Officer:** Philip Brooks

## Youth Services

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Rick Gorman, Director  
Carrie Crouch, Chair  
Thomas Burkardt  
Jack Shaw  
Gerald Sanford  
Peter Breen  
Olien Lu  
Bill Masterson

The Youth Services Department, under the direction of Rick Gorman, continued to provide superior quality services and a full compliment of programs despite a 25% cut in full time staffing in August 2006. The programs consisted of support programs, court-related programming, student leadership programs, family and individual services as well as a host of social, recreational and adventure services. In 2006 the Youth Services serviced 3400 youth.

The outstanding professional staff consists of Rick Gorman, Executive Director, Ted Schruender, Program Coordinator and Jenn Conway, Support Services Coordinator.

The Joseph N. Hermann Youth Center continues to thrive despite limited town funding to operate the center. The center is open six days a week for middle and high school aged youth. We have also built in time on Saturdays for 4th and 5th graders to give them a feel for the center prior to middle school.

Our extensive summer programming, services over 1000 youth. The eight weeks during the summer are filled with camps, clinics, recreational programs, playground programs, events and field trips. The Youth Services is also responsible for Stevens Pond. The pond, which will be going through major renovation work in 2007 is one of the hidden gems of the community.

We presently have an annual membership base of 820 youth. Our annual membership fee is a very reasonable \$75 and no child is ever turned away due to an inability to pay.

In 2006 our staff consisted of three full-time employees, student volunteers, adult volunteers, program leaders, interns and part-time staff. During the summer our part-time employees swells from 20 to 100. We are very proud of our opportunity to provide jobs for North Andover youth.

The Youth Services program has also taken over running a number of former Recreation Dept programs. Brooks Skating, 4th grade basketball and the summer special events for younger kids will now fall under youth services jurisdiction.

Due to budget cuts, our very popular Challenge Course in the town forest along with our very popular adventure programs have been suspended. We are hoping to regain the adventure position and re-open these services in July 2007.

The Youth Services Director also chairs the Town's Fields Committee. This position is responsible for permitting fields, working with our youth sports programs and developing short and long term plans for field use and development.

A number of adult committees are actively involved in the daily work of the Youth Center. These adult volunteer committees work on fundraising, annual fund, marketing, public relations, finance and budgeting and technology. The Youth Services Board of Directors and Joseph N. Hermann Youth Center Inc. also is continuing work long range planning for the department and center.

We thank the Joseph N Hermann Youth Center Inc for their continued financial and emotional support of the center. We are also happy to inform the public that the Youth Services continues to be used as a model of excellence by many communities throughout New England. We have now assisted 26 communities in their quest to start similar programs.

The lifeline of the Youth Services community continues to be support services and I am pleased and proud of our constant mission of helping the youth and families of this community. The following are the services provided over the last year:

### **Adventure Programs**

All adventure programs were eliminated this year due to budget cuts

### **Support Services**

- Youth Discussion Groups
- High School Girls Group
- Middle School Girls Group
- Youth Tracking and Outreach
- Holiday Giving Program
- Thanksgiving Program
- Crisis Intervention
- Information and Referral Services
- Job Bank
- Mediation
- Consultation to Schools
- Individual and Family Assessment

### **Social/recreation Program**

- 7th and 8th grade TEENCO
- 6th grade TEENCO
- 8th grade Dress-up Dance
- Youth Concert Series
- Basketball Tournaments
- Fall Flag Football
- Summer Hoop Leagues
- Winter Hoop Leagues
- Youth Center Classes
- 4th grade recreational basketball
- Crusaders Special Olympics
- Grandstand Snack Shack Operation
- Lip Synch Contest
- Field trips
- Weekly competitions
- Rock Climbing wall
- Skateboard park
- Summer Fun
- Scarlet Knights Academy
- Basketball Camps

### **Student-run Programs**

- Youth Council
- Teenco Dance Committee
- Give Back
- Diversity Committee
- Skateboard Committee
- Step Team
- Tutoring
- Mentoring
- Community Involvement projects

### **Special Programs**

- Diversity week
- Youth Center Fundraisers
- Youth Center Annual Fund
- Youth Center Carnival
- Youth Appreciation Day
- End of school year celebration
- End of summer celebration
- NAYS/YMCA 3 on 3 Tourney
- Holiday events

### **Court-related Programs:**

- Juvenile Diversion
- Community Service
- Information and Referral

## Emergency Management

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Jeffrey J. Coco, Director  
John J. Coco, Deputy Director

CO-DEPUTY DIRECTORS:  
Richard M. Stanley, Police Chief  
William V. Dolan, Fire Chief  
Richard C. Boettcher, Commanding  
Officer, Auxiliary Police  
John P. Savastano, Senior Operations  
Officer  
William Hastings, Senior  
Communications Officer

The year 2006 was a challenge for Emergency Management, the Police Department, Fire Department and Department of Public Works due to two significant natural events. The first event was the February windstorm, a microburst down draft, which damaged several dwellings and toppled many trees. The second event was the May flood, which affected the majority of our community. I would like to commend the response of this agency's divisions: Operations, headed by John Savastano, Communications, headed by William Hastings and Auxiliary police.

Commanded by Sergeant Richard Boettcher. Their dedicated response during this natural disaster helped ease a cumbersome burden places on public safety and our citizen during and after this event. A special note of thanks to our dedicated fire, police, public works, health and inspectional services departments, whose efforts in the line of duty and above and beyond, helped minimize the impact upon our town. The Board of Selectmen, Town Manager's office and every municipal department played key roles in helping our community through this difficult period. Above all, thank you to the citizens of our town who displayed a level of compassion and caring for their neighbor, that is unrivalled in any community.

During September our Communications and Operations divisions again supported the annual Merrimack Valley Elders Walk for life through North Andover. This operation was successfully completed without incident.

Our RACES communicators continue to support monthly communications tests with MEMA to maintain communications proficiency and readiness in event of emergencies. We also conduct weekly testing of our primary communications to insure readiness during emergency situations.

The RACES and Auxiliary Police as well as the Emergency Management operations staff contribute countless hours of voluntary services to the town in support of any events that may require communications coverage or crowd control and public safety assistance during incidents.

We continue to recruit operations officers and RACES communicators holding valid Radio Amateur Licenses from the Federal Communications Commission (FCC). We are also on the lookout for volunteers to join our Auxiliary Police group. Auxiliary Police candidates must be over the age of 21 and able to pass a background investigation conducted by our local police department. All town residents meeting these criteria are eligible to apply regardless of race, sex or creed. Interested individuals may contact the undersigned at any time.

As always our thanks to the many town boards and departments including Town Manager, Mr. Mark Rees, the Finance Board, Honorable Board of Selectmen, DPW, Police, and Fire Departments who can always be depended on to support our efforts including all MEMA exercises and real emergencies that may arise.

My personal thanks to Deputy Director John Coco, the Emergency Management Operations Staff, headed by John Savastano, the Communications staff, headed by William Hastings and the RACES communicators and the Auxiliary police, headed by Sgt. Richard Boettcher. Without your dedicated support and all the voluntary service you provide to our community, our agency could not support our community. I greatly appreciate your time and effort.

We lament the loss of communication office Robert Wilson, who passed away in January 2007. Bob's dedicated spirit and willingness to help will be missed by all who knew him.

## Mission Statement

The North Andover Fire Department is an organization dedicated to the protection and preservation of life and property through aggressive fire suppression, fire prevention, emergency medical services, public education, hazardous materials control and containment, the mitigation of other disasters, natural and manmade, and to be of assistance to the public.

## 2006 Overview

The spring flooding in May of 2006 was the worst in the Town and Merrimack Valley since the flood of 1938. On Sunday May 13 the department began to respond to citizens calls for flooding in their houses on Olympic Lane and Salem Street. As the outlying streams receded the Merrimack River began to crest, which affected the ability of tributaries to empty into it. This was the case of the flooding in the Shawsheen River. For the next five days the department responded to an increasing number of calls for flooding. The department would shut off the utilities, gas and electric and assist homeowners in any manner possible, including evacuation. The department placed every piece of equipment that could be used into service and increased staffing for the duration. Since all of our surrounding communities were experiencing the same situation or worse, our ability to provide services was in our own hands. The fire department worked with police, emergency management, DPW, Board of Health, Building, senior citizens center and church, school groups and private parties to assist those citizen affected by the flood. When the floodwaters had receded the firefighters and many volunteers continued to provide assistance. It was a great testament to the spirit of community that exists in North Andover. That commitment to customer service occurs on a daily basis between our fire personnel and the citizens they encounter.

## Retirees in 2006

- Lt. Robert Fogarty—hired 23 April 1976; retired 28 July 200—30 years of service
- FF Stephen C. Long—hired 8 February 1976; retired 8 March 2006—30 years of service.
- FF Michael Colbert—hired 1 March 1998; retired 21 October 2006 as a result of job related cancer.

As always we are thankful to you our citizens and our customers in providing the resources we need to continue with our mission.

### Report of the Fire Department

#### RESPONSES JANUARY 1, 2006 TO DECEMBER 31, 2006

Fire and Rescue	2335
Ambulance responses	2756
Fire prevention Code Compliance Inspections conducted by the Fire Prevention Office	934

#### REVENUE FY 06

Fire Prevention Permits	\$46,714
Ambulance service	\$770,526
Fire Alarm Service Fees	\$25,325

The floods in May of 2006 taught us a lot about working together as town agencies. I am proud of how the police officers, firefighters, public works employees, community development agencies as well as elected and appointed officials reacted to the disaster and worked together with emergency management agencies to direct relief efforts to those who needed them most. Many groups and members of the community came together as well and they were very supportive of our efforts and we thank them for their contributions of time and materials to help others.

During 2006 members of the Police Department successfully improved two important community programs. Two new officers were trained as car seat installation technicians and have been able to assist numerous residents with the installation of child safety seats and booster seats. They have also assisted other communities by participating regionally in a number of car seat checkpoints. This seat installation service is available by appointment and is free to residents. The technicians are Officer Ashley Kmiec and Officer Katherine Knab.

A new School Resource Officer began working at North Andover High in September. Officer Thomas Donovan began a number of new programs aimed at introducing interested students to police work via a mock police academy. Students participated in “ride-alongs” with officers as well as a number of drills and classes about police work. They also assisted the police with several community projects.

Our community programs included an expanded KIDRAD (Kids Resist Aggression Defensively) program that involves specially trained officers teaching personal safety and self-defense to children ages 5 to 12. This program helps build the children’s ability to be more aware of their surroundings and how to react if approached by a stranger.

Traffic continues to be one of our most constant and challenging issues. Officers spent a lot of time concentrating their enforcement efforts on the known commuter routes or “back roads” and short cuts through town. Special enforcement teams should be able to assist with this in the spring pending the approval of a grant application to the Governor’s Highway Safety Bureau.

We appreciate resident’s input and suggestions and thank you for your continued support in our efforts to keep North Andover a safe community in which to live, work and visit.

## Citations

### Type of Offense

Crosswalk Violation	8
Defective Equipment	310
Failure to Stop for Police	12
Failure to Yield	16
Improper Left Turn	23
Marked Lanes Violation	88
Miscellaneous Motor Vehicle Violations	697
Inspection Sticker Violations	1042
Number Plate Violation	170
License Violations	212

### Type of Offense

Unregistered/Uninsured MV	380
Passing Violation	88
Red Light/Stop-Sign Violation	461
Registration Not in Possession	153
Seat Belt Violation/Child Restraint Violation	147
Speeding	1116
Violation of State Highway Signal/Sign	33
<b>Total Citations</b>	<b>4956</b>

## Criminal charges

### Type of Offense

A&B - Household Member	29
A&B on Police Officer	4
A&B with Dangerous Weapon	3
Abuse Prevention Order, Violate	6
Alcohol from Open Container in MV	8
Assault	27
Attempt to Commit Crime	4
Breaking and Entering	19
Burglarious Instrument, Possess	3
Conspiracy	16
Credit Card, Larceny of	2
Crime Report, False	1
Dangerous Weapon, Carry	3
Destruction of Property, Malicious	12
Disguise to Obstruct Justice	1
Disorderly Conduct	22
Distribution of Class B Substance	1
Disturbing the Peace	2
Firearms violations	3
Fugitive From Justice on Court Warrant	9
Furnishing false name or SS# to Police	2
Identify Self, MV Operator Refuse	1
Larceny	17
Leave Scene of Accident	7
Lewd, Wanton & Lascivious Conduct	1
Lewdness, Open and Gross	2
License Violations	84
Liquor violations	24

### Type of Offense

MV Theft, False Report of	1
Motor Vehicle, Receive Stolen	7
Negligent Operation of MV	3
Noisy and Disorderly House, Keep	3
OUI Drugs	3
OUI Liquor	48
Possession Class A Substance	4
Possession Class B Substance	14
Possession Class C Substance	2
Possession Class D Substance	25
Possession Class E Substance	4
Possession of Hypodermic Needle	5
Resisting Arrest	12
Robbery, Armed & Masked	1
Shoplifting	71
Stop for Police, Fail	7
Threat to Commit Crime	3
Trespass	18
Unlicensed Operation of MV	42
Use MV without authority	1
Uttering a False Prescription	3
Witness, Intimidate	5
Warrant Arrests	62
Total Arrests	490
Total Summons/Hearings	381
Total Protective Custody	21

## Water Supply & Distribution

In Fiscal Year 2006, the following were installed as part of the North Andover Water Distribution System: 6,512 feet of twelve-inch water main, 10,168 feet of eight-inch water main, and 70 feet of six-inch water main; plus 10 twelve-inch gate valves, 26 eight-inch gate valves, and 38 six-inch gate valves; and 36 fire hydrants.

The water distribution system now consists of: 145.77 miles of main pipe; 6 twelve-inch, 2 eight-inch, and 1 six-inch check valves; 4 twelve-inch altitude valves; 5 twenty-four-inch butterfly valves; 537 twelve-inch, 4 ten-inch, 1059 eight-inch, 1828 six-inch, and 4 four-inch gate valves; and 1456 public hydrants.

<b>Size of Pipe (Inches)</b>	24	12	10	8	6	4	3
<b>Length of Pipe (Feet)</b>	1917	271,026	7615	400,894	86,873	684	160

There were installed in 2005-2006 either wholly or partially, 74 water services. Five damaged fire hydrants were replaced and 21 water main breaks or leaks were repaired. Hydrants were inspected, repaired, flagged, and painted where necessary.

In Fiscal Year 2006, as part of the town's water main rehabilitation program to replace unlined water mains, N. Cibotti, Inc. installed new water mains in Academy Road and Wood Ave. N. Cibotti, Inc. also extended a new water main in Forest Street from house #263 to the Long Pasture subdivision, creating a beneficial loop to the town's water distribution system. The Sutton Hill High Service Area was expanded with the addition of a new water main on Chestnut Street from Sutton Hill Road to Chestnut Court. The installation of several new valves and hydrants in Johnson Street from house #93 to Johnson Circle allowed for the area's

### STATISTICS RELATING TO DISTRIBUTION SYSTEM

Kind of Pipe	Cast Iron and Ductile Iron
Sizes	3" to 24"
Extended During the Year (Feet)	16,750
Discontinued (Feet)	2754
Total Number of Hydrants Added during the Year	39
Total Number of Hydrants Now In Use	1447
Number of Stop Gates Now In Use	3437
Number of Stop Gates Smaller than 4 Inches	0
Number of Blowoffs	6
Range of Pressure on Mains	20 To 148 psi
Kind of Service Pipe	Cement Lined, Lead Lined, Copper, Cast Iron, Ductile Iron
Size of Service Pipe	3/4" to 10"
Number of Service Taps Added this Year	74
Number of Service Taps Now In Use	7409
Number of Meters Installed	1424

inclusion into the Sutton Hill High Service Area and provided an additional feed to Heath Road and Heath Circle.

As part of the town's meter replacement program, Five Oaks Construction replaced 925 old meters with the new radio-read type meters. Town employees replaced an additional 376 meters. Two future meter replacement projects will completely convert the town's meters to a radio-read system.

### Drinking Water Treatment Plant, Pumping Stations, and Water Storage Facilities

The Department of Environmental Protection honored the North Andover Water Department for "its outstanding performance and achievement to have placed among the top five percent (5%) of public water systems in the state." This award recognized "the effort and dedication by the Water Department to meet the ever evolving federal and state requirements, and the fact that the system also conducted many non-regulatory activities to help promote quality drinking water. It is the Department's belief that this public water system went above

and beyond what is required to supply quality drinking water and should be recognized for their endeavors." The Water Treatment Plant also received an award for the fifteenth year in a row from the Massachusetts Dental Society for "excellence in maintaining optimal community water fluoridation as a recognized scientific public health measure in the prevention of dental decay."

In June the Water Treatment Plant sent out approximately 11,325 educational water quality reports to all residents of North Andover. The purpose of these brochures is to keep the public informed and educated about such subjects as the water treatment process, analytical test results, lead in drinking water, source water protection, water conservation, and contamination from cross-connections. Educational tours were also given throughout the year.

Due to a new regulation the Water Treatment Plant has collected samples twice a month for the protozoans, Giardia lamblia and Cryptosporidium, in the lake water. All samples were negative for the two protozoans.

As in previous years the chemical copper sulfate was added twice to the lake as a control technique for algae. The levels of algae are

carefully watched, especially in the summer, as this can cause problems with filtration, which would increase the cost of treatment.

This year all Water Treatment Personnel were trained/retrained in Lock Out/ Tag Out. This is an OSHA safety standard for the proper methods to use while working with all types of energy sources. This is just one example of on going training that all water treatment personnel go through each year to keep them abreast of the latest methods for safety or technology in the water treatment field. All operators also fulfilled all required educational requirements needed to maintain their licenses in the water treatment field.

The Mass DEP selected the towns Water Storage Tank project for inclusion within the 2006 Intended Use Plan (IUP) for the State Revolving Fund (SRF) program. This inclusion in the IUP means the project is eligible to receive a state- subsidized 2% loan from the state Water Pollution Trust to construct the project. Three bids were received and opened on May

FINISHED WATER PUMPED FY 2006	
MONTHS	MILLION GALLONS (MG)
July 2005	135.2046
August	145.8141
September	117.8833
October	86.3218
November	72.0564
December 2005	71.2916
January 2006	73.0884
February	63.8254
March	69.3568
April	72.0471
May	85.5415
June 06	91.5322
<b>TOTAL</b>	<b>1083.9632</b>
Average daily consumption—2.9698 MG/day	
Max day pumping—July 26, 2005: 6.0056 MG	
Largest pumping week—July 7–13, 2005: 38.0683 MG's	

3,2006 for construction of the Water Storage Tanks. The Contract was awarded to the low bidder Waterline Industries Corporation for the total bid amount of \$5,267,677.00. Work commenced on the project in July 2006.

The high voltage circuit breakers and motor control centers at the Water Treatment Plant were inspected and underwent diagnostic testing & adjustment by a professional outside vendor.

In the fall of 2005 Carbon Filters 1, 3 & 5 were fitted with 49,000 lbs of virgin Granular Activated Carbon (GAC) each for a total cost of \$98,000. Filtration sand was also added to replenish sand back to design levels. All (8) filters now contain sand volumes of design level. These 3 filters cleaned a total of 1713 million gallons of water over a 4-year period.

#### Cross Connection Control Program

The program is ongoing annually and maintained through a contracted professional who is a certified inspector and backflow device tester within the State of Massachusetts, in accordance with the Department of Environmental Protection, Division of Water Supply 310 CMR 22.22 Regulations. The Town's Water Department is ultimately responsible for all actions regarding this program to insure that it is managed and maintained correctly according to Federal & State Laws.

### Sewage Collection & Treatment

In North Andover, sewage is designed to flow in three divisions: The East Side Drainage Area with its trunk sewer following Lake Cochichewick, Stevens Pond, and Cochichewick Brook to the Merrimack River; the West Side Drainage Area with two trunk sewers: one on Waverly Road, Mass Ave, Beverly Street and Sutton Street, the other along the Shawsheen River; and the Central Drainage Area bounded by Waverly Road, Middlesex Street, and Main Street to the Merrimack River by way of the Greater Lawrence Sewage Treatment Plant.

In Fiscal Year 2006, the following were installed as part of the North Andover Sewage Collection System: 1490 of 12-inch PVC pipe, 12,257 feet of 8-inch PVC pipe, and 75 man-holes. The sewage collection system now consists of 86.6 miles of sewer main with 5398 house connections.

Size of Sewers (inches)	Length of Sewers (feet)	Size of Sewers (inches)	Length of Sewers (feet)
36	440	15	2889
30	5461	12	38,410
27	4171	10	10,267
24	18,469	8	261,329
20	9547	6	82,154
18	23,992		

As part of the town's sewer extension program, RM Pacella installed new sewer lines on Glencrest Drive and Dale Street from South Bradford Street to Winter Street. The new sewer lines connect to a private subdivision called Meetinghouse Commons off Dale Street. Other private subdivisions extending the town's sewer collection system in FY06 include The Meadows off Route 114 at the Middleton line, Autumn Chase off Summer Street, and Marengo Street off Waverly Road.

The town's next sewer extension project, Phase 4C, was awarded to L. Perrina Construction. New sewer lines will be installed in Great Pond Road from Fox Hill Road to Stevens Street and in Dale Street from Appleton Street to the Town Farm. Both streets are within the Lake Cochichewick watershed and will help to protect the lake by the elimination of septic systems.

The town's sewer consultant, SEA Consultants of Stoneham, MA, is designing our next project in the Lake Cochichewick watershed, known as Phase 4D. New sewer lines are planned for sections of Woodberry Lane, Bradford Street, and Sutton Hill Road.

### Sewer Pump Station (SPS)

A sewer mechanic was added to the sewer pump station staff. The addition of this person now completes our staffing objective for the formation of an efficient and safely operating sewer department.

The pumping machinery at the Winter street sewer pump station was modified to eliminate the long coupled shafts by direct coupling the motor to the pump. The improvements have produced increased horsepower and efficiency and considerably reduced blockages within the pump cavity and motor failure.

The check valves at the Alcott Village Pumping Station were overhauled.

A new automated alarm system was installed at the Dale St. Pumping Station.

A flow meter has been installed at the Rae's Pond sewer pump station.

A word of gratitude is due to those Water, Sewer and DPW staff members who worked long, hard hours to maintain water and sewer systems in working order during the Mothers Day Rain Storm in May 2006, which flooded many low lying areas in North Andover.

### **Solid Waste Collection and Disposal**

Waste Management of New Hampshire completed the second year of a three-year contract for collection and transportation of solid waste. A total of 9,969 tons of solid waste was delivered to the Wheelabrator facility on Holt Road in FY 06. The total was 749 tons less than FY 05, a decrease of 7.0%.

The enforcement of waste bans on visible recyclables in the trash continued to reduce the overall tonnage in FY 06, despite an increase in Solid Waste tonnage in May and June due to the "Mother's Day" floods. The reduced tonnage in FY 06 saved over \$ 47,900.00 in tipping fees.

The fourth annual Earth Day cleanup was a huge success. 200 Volunteers removed 60 cubic yards of trash from roadways and public areas.

### **Recycling**

The Solid Waste Advisory Committee's efforts to promote and enhance recycling continued to be very successful in the past fiscal year. Programs to improve education and outreach, increase school recycling volumes, collect all numbered plastic curbside, and not allow visible cardboard and paper to be placed in the trash have appreciably decreased solid waste tonnage and increased recycling tonnage.

A total of 2,317 tons of paper, glass, tin, aluminum and plastic were recycled in FY 06. The total was 236 tons greater than FY 05 an increase of 11.3%. The Town received a Municipal Recycling Grant for \$7,275 for recycling calendar mailers, diesel vehicle retrofit, kitchen scrap buckets, recycling carts, and water conservation devices.

A total of 466 residents participated in two household hazardous waste days conducted by Clean Harbors. The DPW continued to provide bi-weekly curbside recycling collection, bi-monthly appliance pick-up and operate the DPW garage drop off center for recycling and the Cyr drop off center for yard waste on Sharpners Pond Road. Fall leaf pickup, spring brush cleanup and Christmas tree pickup were also conducted in FY06.

### **Street Maintenance**

The following streets were wholly or partially reconstructed and repaved in FY 06: Innis Street and Wesley Street.

The following streets were wholly or partially resurfaced: Abbott Street, Anne Road, Appleton St, Bradford Street, Farnum Street, Inglewood Street, Johnson Street, Salem Street, and Wildwood Circle.

A sidewalk was constructed on Appleton Street. Approximately 3,542 feet of Asphalt berm was installed in various locations. Patching of pavement was done throughout the Town to eliminate defects and potholes. The shoulder areas along sidewalk and roadway projects were loamed and seeded.

Twenty catch basins and manholes were rebuilt as required. Spot drainage repairs were conducted throughout Town as required. A total of 350 catch basins were cleaned by machine or by hand.

Roadside lawn damage due to snow plowing operations was repaired in April. Over 41 miles of roadside brush was cut. Approximately 124 lane miles of centerline and sideline and all crosswalks were repainted. Over 290 lane miles of roadway were swept of winter sand.

Underground conduit for the electric, telephone, and cable utilities was installed in the roadways in and near the Old Center. This work, which was done by Midway Utility Contractors, was completed in June 2006. Installing wire in the conduit and removing telephone poles will be completed by each utility after the Old Center Roadway project is complete.

The Massachusetts Highway Department awarded the bid for the Old Center Roadway Project to AR Belli, Inc. of Newtonville, MA for the amount of \$4,532,847.50.

Federal funds from the Transportation Improvement Program and additional state funds will pay for 3.7 million dollars of the project. The town's share is approximately \$800,000. The project expects to be completed late in 2007.

The purpose of the whole project is to improve traffic safety and operations in the old center area. The project area includes Andover Street from Cart circle to Johnson Street, Osgood Street from Andover Street to Bay State Road, Mass. Avenue from Osgood Street to Andover Street, Johnson Street from Andover Street to Milk Street, Salem Street from Johnson Street to Stevens Street, Great pond Road from Johnson Street to Stevens Street and Academy Road at the North Parish church.

Improvements along each roadway include full depth roadway reconstruction and widening, complete pavement replacement, curbing installation, sidewalk construction, drainage system improvements, traffic signal installation, roadside grading, pavement markings and sign installation, landscaping and landscape architectural treatments and other incidental work.

A roundabout is proposed for the intersection of Mass. Avenue, Andover Street, Great Pond Road, and Johnson Street. Academy Road will be routed to Mass. Avenue along the Historical Society building. A fully actuated traffic signal will be installed at the intersection of Osgood Street and Mass. Avenue.

### **Forestry & Tree Maintenance**

Our skyworker bucket truck was active in FY06. A total of 36 trees were pruned, 50 were removed and 1 new tree was planted. 2,820 Christmas trees were chipped in January and a large amount of brush was chipped during the curbside spring cleanup conducted in April.

Our tree department crews again worked with the various Committees in many ways throughout the year: Christmas lights were put up in the Old Center Common as well as the downtown area which made for a wonderful and festive display, flags were put up along Mass. Ave and Main Street for the 4<sup>th</sup> of July celebration and veterans day, and wreaths were hung along these same streets for the Christmas holiday.

### **Playground Maintenance**

The playground system consists of Grogan's Field, 4.7 acres; Drummond Field, 5.0 acres; American Legion Beach, 1.4 acres; Carl Thomas Playground, 4.7 acres; Aplin Playground, 1.8 acres; McEvoy Playground, 4.1 acres, Reynolds Playground 3.0 acres; the Gallagher Field at the Town Farm 2.5 acres, the Cyr Recreation Area, 10.3 acres and the new Foster Farm Fields 6.0 acres. This brings the total number of acres to 43.5.

Protective netting was installed at the backstop of Carl Thomas #2 field. North Andover Soccer Association and Lacrosse Association continued to provide maintenance at Sharpners, Reynolds and Foster Fields. The North Andover Booster Club provided maintenance at Sharpners baseball, Carl Thomas, and Aplin Fields.

## **Parks & School Grounds Maintenance**

The parks area consists of the Center Common, 8.1 acres; training grounds, 1.9 acres; Memorial Park, 2.7 acres; Old Burying Ground, 1 acre; Historical Society Plot; Farrington Burying Grounds; and 20 small plots at street intersections – a total of 15 acres. All park areas were maintained, and mowed an average of once per week. All triangles at various locations were maintained and mowed.

School ground areas consists of the Bradstreet School, 1.20 acres; Thomson School, 3.00 acres; Kittredge School, 6.57 acres; Franklin School, 8.77 acres; Sargent School 15 acres; North Andover Middle School and Atkinson School, 38.34 acres; and the High School, 44.52 acres – a total of 117.40 acres. Baseball fields, track and field facilities, field hockey, soccer, lacrosse, and football fields were maintained for competitive school events and for youth and adult athletic events.

Our thanks to all the volunteer organizations for funding programs and improvements and for their time and effort in maintaining and improving our playing fields.

**SEWER MAIN EXTENSIONS AND IMPROVEMENTS—JULY 1, 2005 TO JUNE 30, 2006  
PVC AND DUCTILE IRON PIPE, FORCE MAIN AND MANHOLES**

STREET	LOCATION	WORK BY	12" PIPE	10" PIPE	8" PIPE	SMH	FORCE LENGTH	MAIN DIAM.
SALEM STREET	NUTMEG LN TO #612	FIVE OAKS CONSTRUCTION			275	2		
SALEM STREET	#562 TO #612	LARKIN & LARKIN			500	2		
SUMMER ST	SALEM ST TO MOLLY TOWNE ROAD	WESTMEADOW CONSTRUCTION	1,490			6		
ABBY LANE	MOLLY TOWNE ROAD TO SUMMER ST	CARROLL CONSTRUCTION			480	4		
MOLLY TOWNE ROAD	SUMMER ST TO END	CARROLL CONSTRUCTION			1,180	6		
TURNPIKE STREET	PALOMINO DR TO HOUSE # 2245	J. DERENZO CORP.			4,306	17		
MARENGO STREET	WAVERLY RD TO END	SENIER BROS.			280	5		
DALE STREET	#759 TO #910	RM PACELLA			2,097	10		
GLENCREST DRIVE	DALE ST TO #127	RM PACELLA			347	2		
CORTLAND DRIVE	MEETINGHOUSE RD TO END	J. FARMER & SONS			2,557	19		
ICEHOUSE RD	CORTLAND DR TO END	J. FARMER & SONS			235	2		
<b>TOTALS</b>			1,490	0	12,257	75	0	

TOTAL, FEET 13,822

TOTAL, MILES IN FY06 2.62

FY05 GRAND TOTAL 83.95

FY06 GRAND TOTAL 86.57

**WATER MAIN EXTENSIONS AND IMPROVEMENTS—JULY 1, 2005 TO JUNE 30, 2006  
CAST IRON PIPE, GATE VALVES, AND HYDRANTS**

<b>STREET</b>	<b>LOCATION</b>	<b>WORK BY</b>	<b>12" PIPE</b>	<b>8" PIPE</b>	<b>6" PIPE</b>	<b>4" PIPE</b>	<b>12" GATE VALVE</b>	<b>8" GATE VALVE</b>	<b>6" GATE VALVE</b>	<b>HYD</b>
OSGOOD ST	AT #1211	GEORGE HENDERSON					1			1
ACADEMY ROAD	OSGOOD ST TO GREAT POND RD	N. CIBBOTTI INC.	2370				4	7	4	4
JOHNSON ST	MILK ST TO TO JOHNSON CIRCLE	N. CIBBOTTI INC.		70			3	1	10	4
CHESTNUT STREET	SUTTON HILL RD TO CHESTNUT COURT	N. CIBBOTTI INC.	1700					7	1	1
FOREST STREET	HOUSE #263 TO HOUSE #453	N. CIBBOTTI INC.	2120						5	5
WOOD AVE	SUTTON ST TO END	N. CIBBOTTI INC.		410				1	2	2
WINTER STREET	#115 TO #95	CHARLES TODD, INC.	600					1	1	1
TURNPIKE ST	AT #100	PHOENIX DEVELOPMENT CO.							1	1
ORCHARD HILL ROAD	#49	HOLT RD EXCAVATORS								1
MASSACHUSETTS AVE	#586	HOLT RD EXCAVATORS								1
MASSACHUSETTS AVE	AT OSGOOD ST	HOLT RD EXCAVATORS						1		
CHICKERING ROAD	AT #700	HOLT RD EXCAVATORS								1
MAIN ST	AT THIRD ST	HOLT RD EXCAVATORS								1

WATER MAIN EXTENSIONS AND IMPROVEMENTS—JULY 1, 2005 TO JUNE 30, 2006 CAST IRON PIPE, GATE VALVES, AND HYDRANTS										
STREET	LOCATION	WORK BY	12" PIPE	8" PIPE	6" PIPE	4" PIPE	12" GATE VALVE	8" GATE VALVE	6" GATE VALVE	HYD
OSGOOD ST	AT ANDOVER ST	HOLT RD EXCAVATORS					1			
ANDOVER ST	AT OSGOOD ST	HOLT RD EXCAVATORS					1			
ANDOVER ST	AT CHESTNUT ST	HOLT RD EXCAVATORS					1			
CHESTNUT STREET	AT ANDOVER ST	HOLT RD EXCAVATORS						1		
QUAIL RUN LANE	AT CHESTNUT ST	HOLT RD EXCAVATORS						1		
ABBY LANE	SUMMER ST TO MOLLY TOWNE ROAD	WESTMEADOW CONSTRUCTION		620				2	1	1
MOLLY TOWNE ROAD	SUMMER ST TO END	WESTMEADOW CONSTRUCTION		1185				2	3	3
TURNPIKE ST	PALOMINO DR TO SHARPNERS POND RD	J. DERENZO CORP.	4392				7	1	9	9
MARENGO STREET	WAVERLY RD TO END	SETER BROS.		375				1	3	3
CORTLAND DRIVE	MEETINGHOUSE RD TO END	J. FARMER & SONS		2600					5	5
ICEHOUSE ROAD	CORTLAND DR TO END	J. FARMER & SONS		308				1	1	1
			<b>6,512</b>	<b>10,168</b>	<b>70</b>		<b>17</b>	<b>27</b>	<b>47</b>	<b>45</b>

**RETIRED WATER MAINS—JULY 1, 2005 TO JUNE 30, 2006  
CAST AND DUCTILE IRON PIPE, GATE VALVES, AND HYDRANTS**

<b>STREET</b>	<b>LOCATION</b>	<b>WORK BY</b>	<b>12" PIPE</b>	<b>8" PIPE</b>	<b>6" PIPE</b>	<b>4" PIPE</b>	<b>12" GATE VALVE</b>	<b>8" GATE VALVE</b>	<b>6" GATE VALVE</b>	<b>HYD</b>
ACADEMY ROAD	OSGOOD ST TO GREAT POND RD	N. CIBBOTTI INC.	2420						3	3
WOOD AVE	SUTTON ST TO END	N. CIBBOTTI INC.	108	226					1	1
JOHNSON ST	MILK ST TO JOHNSON CIRCLE	N. CIBBOTTI INC.						1	4	2
MASSACHUSETTS AVE	AT OSGOOD ST	HOLT RD EXCAVATORS						1		
OSGOOD ST	AT ANDOVER ST	HOLT RD EXCAVATORS					1			
ANDOVER ST	AT OSGOOD ST	HOLT RD EXCAVATORS					1			
ANDOVER ST	AT CHESTNUT ST	HOLT RD EXCAVATORS					1			
CHESTNUT STREET	AT ANDOVER ST	HOLT RD EXCAVATORS						1		
QUAIL RUN LANE	AT CHESTNUT ST	HOLT RD EXCAVATORS							1	
TURNPIKE ST	WAVERLY RD TO HOUSE #57	PITT PIPELINE				576				
<b>TOTAL</b>			<b>0</b>	<b>2528</b>	<b>226</b>	<b>576</b>	<b>3</b>	<b>4</b>	<b>8</b>	<b>6</b>

TOTAL, FY06	16,750	
RETIRED FY06	2754	
NET TOTAL, FY06	13,996	= 2.65 MILES
FY05 GRAND TOTAL	143.12	
FY06 TOTAL	2.65	
FY06 GRAND TOTAL	145.77	

# Affirmative Action Program

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The Town of North Andover Affirmative Action Office is responsible for monitoring, reviewing, and assisting the Town Manager in the implementation of the Town of North Andover Affirmative Action Program and making quarterly progress reports to the Town Manager, the Community Development Director, and the Massachusetts Commission Against Discrimination. This program consists of four (4) plans, as follows:

1. Municipal Employment Activities Plan
2. Contract Compliance and Minority/Women's Business Enterprise Plan
3. Fair Housing Plan and Fair Housing Committee
4. Town of North Andover Commission on Disabilities Issues

## **Municipal Employment Activities Program**

- Assisted the Town Manager by reviewing with a sign-off, applications, requisitions, and establishing an eligible list.
- Prepare quarterly applicant flow data, promotions, separations data.
- Notify vacancy announcements for minority/female outreach and review the Town's workforce for availability of qualified women and minorities for the position.
- Advertise positions in the local newspaper, regional newspaper, and periodicals serving minority communities.
- Prepare quarterly reports for the Town Manager and Massachusetts Commission Against Discrimination.
- Assist in implementation of Affirmative Action Programs.
- Attend various state conferences for update on Equal Employment Opportunity/Affirmative Action Laws.

## **Contract Compliance and Minority/Women's Business Enterprise Program**

- Meet on a regular basis with the North Andover Affirmative Action Consultant.
- Orientation and update on contract compliance regulations on both state and federal level with consultant.
- Update vendor master file purchases to readily identify minority/woman suppliers.
- Analyze and evaluate the Town master vendor file to improve performance in Town professional services and vendor purchases.
- Utilize SOMBA annual directory to outreach minority and female contractors and subcontractors.
- Notification to state office (SOMBA) of intention to bid on projects.
- Quarterly analysis and evaluation of the Town of North Andover contract compliance report and minority business enterprise report in preparation for submitting to Massachusetts Commission Against Discrimination and the Town Manager.
- Semi-annual assessment and evaluation of the communities participation in the contract award activity. Preparation of a written document reflects results of analysis. Report sent to Massachusetts Commission Against Discrimination and the Town Manager.
- Make necessary adjustments in the semi-annual assessment and evaluation of the contract awards activities performance in order to comply with the Minority/Women's Business Enterprise contract compliance plan requirements per Town and Massachusetts Commission Against Discrimination Agreements.
- Preparation of annual review and update for all other Minority/Women's Business Enterprise programs administrated by the Town.

**Fair Housing Plan and Fair Housing Committee**

- The Fair Housing Committee continues to be coordinated by the Division of Community Development and Services.
- The Town of North Andover is an active participant in the HOME Consortium.
- The Town continues to work on a regional approach toward providing affordable housing options for North Andover.

## Commission on Disability Issues

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James Lyons, Chairperson  
Nancy Murphy, Vice Chairperson  
Maureen Cushing, Clerk  
Brenda Pierro Savary, Secretary  
Barbara Currier, Longest Commission  
Member  
Frank Dushame, IT/Media Coordinator  
Donald Stewart, Subcommittee Chair/  
First Officer

### Who We Are

We are an advocacy group established to work with citizens with disabilities who live in North Andover. Our Commission is made up of individuals with and without disabilities who wish to provide an important civic duty for the town. We are all volunteers from various walks of life and are citizens of North Andover appointed by the Board of Selectmen and Town Manager.

The North Andover Commission on Disabilities (NACDI) continues to work toward ensuring that the civil rights of people with all types of disabilities are met.

Commissioners have provided trainings, workshops, and meetings to assist with ensuring that the Town continues to provide full compliance with The Americans With Disabilities Act (ADA), IDEA, Fair Housing, and other disability related laws.

Some of the recommendations we have made for improvements which will bring the Town and local businesses into full compliance include: installing accessible signs, adapting bathrooms and doorways, acquiring tty's (telephones for people who are Deaf), alternate print formats (i.e., Braille, audiotape, computer disc, etc.) ramps, etc. Overall, municipalities and businesses are very willing to make these changes because they realize that making goods and services fully accessible increases their activities and sales.

### This years accomplishments

A number of our members are trained and certified (by Massachusetts Office On Disability-MOD) as-Community Access Monitors (CAM's). What this means is that we are able to check new construction and renovations in order to verify that they are in compliance with the Massachusetts Architectural Access Barriers; and American Disabilities Act codes. We have been asked to do this by The Town, and a number of businesses and we have also done some monitoring on our own. When violations have been found, the owners have been informed. Thus, the necessary changes (if any) are made before the construction or renovation was completed saving the owners time and money. We have also approached various businesses already established and informed them of existing code violations.

A quorum was achieved at all of our meetings this year. We have met with many wonderful guest speakers including: Mark Reese, Town Manager, Joyce Bradshaw, Town Clerk, Jerry Brown, Director, Building Department, Lieutenant John Carney, of The North Andover Police Department, Jeff Dougan, and Ralph Hickey, of the Mass Office On Disability, and others. We have met with parents who have children in the North Andover School System; residents who have requested more accessible parking on streets;

Our Mission is to address North Andover's disability needs for the town and its residents, visitors and families with disabilities. Commissioners have provided technical assistance, access surveys, community education, trainings, meetings, and other activities to assist with ensuring that the Town is in compliance with The Americans With Disabilities Act (ADA), The AAB Regulations, etc. We completed exterior access surveys at several businesses in Town. We surveyed the newly renovated (under construction) North Parish Unitarian Universalist Church, and found that they have done a good job in achieving ADA compliance. As always, our Building Department Director does a wonderful job enforcing AAB and other building accessibility requirements. In fact, we believe that we have the finest Building Department and ADA Coordinator in the State.

Three Commissioners participated at the Massachusetts Office on Disability's regional meeting for Municipal Commissions on Disability at the Beverly Library on September 13th. Vital discussions included emergency preparedness, search and rescue programs, The Disability Policy Consortium, Senate Bill 2509—An Act to Establish Consumer Representatives on Regional Transit Authority advisory boards appointed by City/Town Managers, Chapter 268 of the Acts of 2006, establishing a workforce council charged with recruiting Personal Care Assistants (PCAs), and establishing certifying criteria.

On July 26, 2006 the NACDI attended the annual ADA Day Celebration at the Dunn Pond State Park in Gardner, Massachusetts. This event has grown in popularity year over the years and The Commission, and The State were pleased to support the event. This year approximately 300 people attended. The Department of Conservation & Recreation's Universal Access program were there with accessible kayaks, and other outdoor activities.

The North Andover Commission cosponsored a two-day Community Access Monitors/Americans With Disabilities Act (CAM/ADA) training: The CAM Training seminar was provided by Massachusetts Office on Disability. Trainees (including 4 Commission members), have completed numerous access inspections, and have become state certified as Community Access Monitors (CAMs) by Massachusetts.

We provide advice on Massachusetts Architectural Access Board (AAB) Regulations, etc. We completed an informative brochure, which has been widely distributed around town, and is being posted on the Internet. We continue delivering technical assistance for the Town on ADA compliance needs/issues, including setting up training and transition plan follow-up for all Town Officials; Posting Public Service Announcements (PSAs) to inform residents about loans available for assistive technology for all interested residents. We effectively ran a PSA on cable television on how to apply for available funding (loans) for home accessibility modifications for residents. We will continue informing the townspeople about The Mass Network of Information Providers as well as other disability related information/resources. For example we advised the Town to prominently post public notice of our ADA compliance at all town buildings and schools where the public is invited. We advised the Town to appointing the ADA coordinator, which has been nicely accomplished.

We advised the Town to conduct comprehensive self-evaluation/transition plan of the programs, activities and services we provide, (including sidewalk priorities).

The Commission has developed comprehensive ADA policies/procedures, (including employment, grievance procedure, general operations, effective communications, etc.). We help Directors ensure that they are available to anyone who requests them also in alternate print formats (i.e., Braille, audiotape, computer disc, on-line, large print, etc.)

### **What We Are Doing At Present**

We work effectively in partnership with The Licensing Commission to inform Town businesses of their access needs and find that that usually they are cooperative in getting their businesses, parking areas, goods and services up to code.

### **Future Missions: What we hope to accomplish in FY2007**

There are many issues which we plan to address in FY 2007 as we enter the new year. We are currently developing a website with the Town.

First, we plan to continue educating citizens of North Andover to the needs of residents with disabilities. This includes people with all types of disabilities, and of all ages. It is difficult for individuals without disabilities to understand even the simplest barriers that can be encountered such as getting into a store with stairs or even a high threshold, going along sidewalks, which are cluttered, cars blocking sidewalk curb cuts, etc. All people should be aware of the telephone relay service, how to provide print-reading materials in alternate formats (i.e., Braille, large print, computer disc, etc). People with psychiatric and many other disabilities encounter stigma and prejudice in our daily lives. We are attempting to make people more aware of these issues and others, which are very complex. We aim to hold true to our motto, which is "To educate, and inform, and heighten awareness—for the good of all North Andover citizens."

We will be honored to work with the Town Clerk's Office, the Building Department, Mass AAB, and the MOD on a joint pilot project with Secretary of State's office to improve the accessibility of polling places in Town with new technologies, including barrier-free polling machines.

### **Conclusion**

We meet on the third Thursday of each month in the conference room of the Town Hall at 6:30 p.m. We have had and will continue to have very informative guest speakers. We welcome any and all input from the community in general. Please feel free to join us at any time and let us know what we can do to help. We can be reached through the chairman at (978) 687-4288.

All persons interested in learning more about the Commission, The ADA or any other disability related issues are welcome to come to our meetings which are held the third Thursday of each month at 6:30 at the Town Hall. We are currently have no vacant positions, but appreciate interested persons coming to our meetings. If you are interested, please call Jim or Nancy They can be reached by calling the above number.

# Housing Authority

Joanne Comerford, Executive Director

Helen Soucy, Vice Chair  
 Anna O'Connor, Treasurer  
 Ted Snell, Assistant Treasurer  
 John Driscoll, Member

As Executive Director, I am pleased to submit, on behalf of the North Andover Housing Authority Board of Commissioners, the Authority's 58th annual report for fiscal year ending September 30, 2006. This report has been prepared in accordance with Chapter 121B of the General Laws of Massachusetts, which govern housing authorities.

The Housing Authority owns and manages 295 income based rental units of Public Housing in North Andover. The Authority-owned low rent units are distributed in six elderly and two family developments, which consist of

**State funded**

Fountain Drive	40 units of elderly/disabled
Bingham Way	42 units of elderly/disabled
Foulds Terrace	52 units of elderly/disabled
O'Connor Heights	20 units of elderly/disabled
	10 units congregate housing
Veteran's Housing	14 two bedroom units
	10 three bedroom units
Ashland Street	2 three bedroom family units

**Federally funded**

McCabe Court	45 units of elderly/disabled
Morkeski Meadows	60 units of elderly/disabled

In addition to owned units, the Authority also administers rental subsidy programs through the use of Federal and State funds. These programs are designed to provide a subsidy for housing to eligible elderly/disabled, low-income families, and single individuals. The Authority currently administers 133 Section 8 Housing Choice Vouchers and 3 Mass Rental Vouchers (MRVP).

The Authority offers the Family Self-Sufficiency program (FSS) to those individuals participating in the Section 8 Housing Choice Voucher Program. FSS is a HUD funded social service program designed to promote employment and increase assets for low-income families receiving Section 8 rental subsidies. During a five-year period, participants work individually with a case-manager on such goals as education, money management, job training, childcare, transportation, and homeownership education. A key component of the FSS Program is the establishment of an escrow or savings account that accumulates as earned income increases. Families receive the funds after they successfully complete the program. Many FSS families have used their escrow to purchase homes. FSS is unique because of its individual approach to supporting families and is one of the few asset building government programs in existence.

All housing administered by the Authority is subject to the following income limits:

	<u>State/Federal</u>		<u>State/Federal</u>
1 person household	\$41,700	5	64,350
2	47,700	6	69,150
3	53,650	7	73,900
4	59,600	8 or more	78,650

The state minimum age requirement for elderly is 60, or disabled. The federal minimum age requirement for elderly is 62, or disabled. The minimum head of household age for family housing is 18 or over. Neither program has an asset limit. Income from assets is added to total income and that must remain within the above thresholds. North Andover residents receive a preference for these programs.

### **Future Plans/Goals**

- Construction of four 3 bedroom modular units on two sites. Two of the units will be barrier-free.
- Continue modernization improvements to housing authority properties.
- Educate residents on available community resources and services.
- Promote community and intergenerational activities for the elderly.
- Partner with the private and public sector to maximize services and resources for residents.
- Provide financial education to housing authority residents and Section 8 participants to promote financial independence.
- Promote home-ownership education for public housing tenants and Section 8 participants.

The North Housing Authority is dedicated to serving the housing needs of the community.

The mission of the North Andover Housing Authority is to promote adequate and affordable housing, economic opportunity, and a suitable living environment free from discrimination. Working together with the staff, board of commissioners, residents, and community members, the North Andover Housing Authority strives to create neighborhoods where residents continue to be a valuable part of the community.

## **Superintendent of Schools**

Dr. Daniel O'Connor, Interim Superintendent

This past year the North Andover Public Schools has been the subject of just about every form of financial audit, program review and government oversight function ever invented by mankind. To say they involved all personnel in the schools, particularly those who serve in an administrative capacity, is an understatement. Through it all, some things have been firmly established. For example:

First and most important, the students attending the schools are succeeding in their academic endeavors. Whether they are in advanced placement, regular education, or special education programs students are doing well. Could they do better as a group? Certainly. However, that does not diminish from their earned and recognized accomplishments.

Several of our teachers serve in classrooms that have enrolled far too many students. Yet, by the personal energy, enthusiasm and effectiveness of their service they provided the sparks that ignited the flames of learning in their students.

Our parents are burdened by the hidden taxes they pay in the form of fees that have been imposed upon them for activities which the grandparents and parents of past generations did not have to endure. Any of the athletic, drama, music choices available to present students comes at an extra cost to the parent.

It is well-established the school system is under-funded. It has been for the past several years. All of the community leaders who chose to lend their talents to public service must take prompt action. The preponderance of all of the audits, reviews and studies indicate the financial issue before the school system must be addressed and resolved now. The time for procrastination has come and gone.

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## **Assistant Superintendent of Schools**

Dr. Richard A. Bergeron, Assistant Superintendent of Schools

### *Curriculum & Leadership*

It is with great pride that I offer this update of our district's Leadership and Curriculum initiatives. The school district, despite enormous financial challenges, has continued its hard-fought road toward performance improvement.

Our representative Supervision and Evaluation Committee has produced a new rigorous set of Performance Standards for classroom teachers. During the summer of 2007, all North Andover administrators will participate in our on-site graduate course focused on effective supervision and evaluation. This course will be facilitated by our consultant, Dr. William Ribas. Next fall, our district will pilot a new observation tool for all classroom teachers.

Our initiative in mathematics continues to expand. This year, we have adopted a new Middle School text series that provides North Andover with a research-based, nationally recognized comprehensive mathematics program. This program adds to our Houghton Mifflin adoption in our elementary grades. The High School Mathematics Department will now review the existing program of studies and provide pilot analysis of new programs available for our classrooms.

In the elementary grades, we have formed a new Early Literacy Assessment Program using the standardized programs Dynamic Indicator of Basic Early Literacy Skills (DIBELS) and Group Reading Assessment and Diagnostic Evaluation (GRADE). The tests will provide both formative and summative assessments detailing progress exhibited by our early readers.

Other initiatives depend on successful financial support. Our Elementary Science Committee has shared its recommendation to purchase Full Option Science System (FOSS) inquiry-based science kits in grades K-5. Science has been identified by the Department of Education as the next high-stakes assessment linked to high school graduation beginning in 2010.

I, once again, have recommended a comprehensive consultant contract with the Hanson Institute of Language and Literacy (HILL) associated with Mass. General Hospital. This contract would successfully move our elementary reading program toward those ideals set forth by the National Reading Panel and more specifically, the Response to Intervention tiered reading model and successfully across the Nation in recognized *Reading First* programs.

Our standing curriculum committees are working hard to provide the students in North Andover outstanding learning opportunities linked directly to the State's Curriculum Frameworks. Our faculty and support staff continue to be dedicated and committed to our district's vision of effective instruction and outstanding student performance.

I plan to retire from Massachusetts public education at the end of the year. I want to thank all of my colleagues and friends in North Andover for supporting me through these intriguing times.

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### **Atkinson Elementary School**

John McAleer, Principal

The 2005/2006 school year proved to be a very productive and rewarding year at the Atkinson Elementary School. It is an exciting and vibrant school for all the students who continue to be academically challenged and intellectually inspired by very dedicated teachers. This year we welcomed Mr. Eric Mohan as a kindergarten teacher. We wished all the best to Mrs. Judy Bennett and Mrs. Janet Mulford who both retired at the end of the school year.

The student population was approximately 330 students. The numbers were as follows:

<b>GRADE LEVEL</b>	<b>CLASS SIZE</b>	<b>NUMBER OF CLASSES</b>
K	18	3
1 <sup>st</sup>	21	3
2 <sup>nd</sup>	20	2
3 <sup>rd</sup>	25	2
4 <sup>th</sup>	20	3
5 <sup>th</sup>	24	2

The children from the Kittredge School who attended full-day kindergarten attended the program at the Atkinson School.

The MCAS testing remained a focus throughout the state of Massachusetts. The students at the Atkinson School continued to show progress with the notable performance of the third grade students who attained a proficiency rate of 88% which placed the Atkinson School in the top-ten list of the northern suburban schools. The proficiency rate for the state was 62%.

The energy and dedication to learning are evident every day throughout the Atkinson School as witnessed by the involvement of parents and faculty. We are dedicated to serving the students and preparing them to become productive members of the community.

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## Franklin Elementary School

Pamela Lathrop, Principal

The Franklin School opened on Tuesday, September 6<sup>th</sup> with 430 students enrolled in grades Kindergarten through five and five classrooms of preschool serving 49 young children. There were three classrooms at each grade level with the exception of grade Kindergarten, which had four sessions; 2 full day classes and 2 sessions of half day kindergarten. The students, parents, and staff worked diligently to create a supportive and caring school community.

New staff members this year included Margo Perriello, Evelyn Vozella and Susan Miller in kindergarten, Lynette Carpenito in special education and Lauren Murphy and Sheri Tardugno joined us in the preschool. All teachers did an excellent job with their students and proved to be excellent additions to our professional staff.

The Franklin School mission statement reads: *The Franklin Elementary School is an involved community that promotes life-long learning and good citizenship with a curriculum that encourages excellence and meets individual student needs.* The dedicated staff works hard to prove that statement every day. The teachers are committed to providing sound and challenging experiences for all children.

We started the year off with a family picnic where we had a chance to see old friends and meet new ones. We grew as a community as we welcomed four kindergarten classes to the Franklin School. We gathered together to honor our veterans and learn about owls, music, electricity, art and dance. We celebrated Dr. Seuss's birthday with guest readers from our community and we enjoyed our first all school field trip.

This school year we recycled, provided Thanksgiving meals for many families, collected winter coats for those in need, held a penny drive to raise money for Leukemia patients and we remembered our furry friends and collected donations for the MSPCA. The Franklin Community continues to reach beyond the school walls to affect others positively.

Many students participated in our many clubs and activities including Chess Club, Early Act, Student Council, and the student authored *Franklin Flyer* magazine and *Dragon Dreams*.

We were on a **Quest for Quality** this year and tried hard to do our best in school and to be kind to one another. We grew as readers, writer and thinkers. The students performed well in their daily work and on mandated tests. Eighty percent of our third graders passed the Reading MCAS in the spring and sixty-seven percent passed the Math MCAS. Sixty-six students were assessed. Sixty-seven percent of our 4<sup>th</sup> grade students scored in the advanced or proficient category of the grade 4 English and Language Arts MCAS. Fifty-six percent of our 4<sup>th</sup> grade students scored in the advance or proficient category for Math MCAS. Sixty-four students were assessed. Eighty-seven percent of our 5<sup>th</sup> graders scored in the advanced or proficient category of the grade 5 English and Language Arts MCAS. Seventy-nine percent of our 5<sup>th</sup> grades scored in the advance or proficient category for Math MCAS and Seventy-four percent scored in the advanced or proficient category for Science MCAS. Sixty-nine students were assessed. Test data was examined to determine areas of weakness and teachers met regularly by grade-level teams to review curriculum, share information and materials, and discuss appropriate instructional practices to meet the needs of all students. Math tutors were also employed to offer remedial help to several students.

Keeping with district initiatives, teaching and learning expanded this school year. The past school year sixteen first graders were provided with Reading Recovery support from Reading Recovery Mary Ann Lodde. Three Franklin School teachers piloted new science materials and teachers in grades kindergarten through five engaged in professional development to support the adoption of the new math program; Houghton Mifflin Math.

The PTO has been very active and supportive under the direction of co-presidents Kathy Keith and Karen Trowbridge. The PTO funded programs, supported classrooms, coordinated and published the Monday Minutes. The North Andover Enrichment Council provided assemblies and programs at every grade level that expanded students' school experiences.

The Franklin School is a wonderful place to be and a credit to the hard work and dedication of the staff, students, and parents.

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## Kittredge Elementary School

Nancy Jukins, Principal

The 2005/2006 school year was a successful and exciting one for the Kittredge School Community with Ms. Nancy Jukins enjoying her second year as principal. The Kittredge School, along with all the elementary schools in North Andover welcomed Kindergarten into the school community because the Bradstreet Early Childhood Center closed due to budget cuts in June of 2005. Thanks to a generous donation by an anonymous donor major renovations were made at the Kittredge School, including remodeling the library and creating designated special education and reading spaces, and converting the Art/Music room into a Kindergarten. New furniture was also purchased throughout the building.

The student population fluctuated between 250 and 260 students throughout the school year. The December 1 enrollment was as follows:

GRADE LEVEL	CLASS SIZE	NUMBER OF CLASSES
Kindergarten	23	1
1 <sup>st</sup>	19/20	2
2 <sup>nd</sup>	23/20	2
3 <sup>rd</sup>	27/28	2
4 <sup>th</sup>	22/23	2
5 <sup>th</sup>	23 /23	2

The MCAS testing remained a focus throughout the state of Massachusetts. Results for the 2005-06 school year were not available for this printing. The 2005 results for the students at the Kittredge School were as follows:

### Grade 3: Reading

Proficient:	73%
Needs Improvement:	27%
Warning:	0%

Grade 4:	Language Arts	Math
Advanced:	16%	20%
Proficient:	44%	28%
Needs Improvement:	40%	48%
Warning:	0%	4%

### Grade 5: Science & Technology/Engineering

Advanced:	29%
Proficient:	43%
Needs Improvement:	29%
Warning:	0%

The energy and dedication to learning are evident throughout the Kittredge School as witnessed by the involvement of the parents and faculty. We are committed to serving the students and preparing them to become productive members of the community. In closing, I would like to thank all those who contributed to the Kittredge School's successful academic school year.

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## Annie L. Sargent Elementary School

Elizabeth C. Kline, Principal

The 2005/2006 was a very busy and successful year at the Sargent School. This fall, we welcomed preschool and kindergarten students, teachers, and paraprofessionals to the Sargent School family. The transition went smoothly. The following staff, preschool through grade 5 joined our school community: Preschool: Mrs. Laurie MacFarlane, Mrs. Mary Hartwell. Preschool Paraprofessionals: Mrs. Jill Smith, Mrs. Lisa Merski, Mrs. Lorraine Racca, Mrs. Belinda Sapienza. Kindergarten: Mrs. Janet Gaffny, Mrs. Mary McManus, Ms. Zedeka De-Long. Kindergarten Paraprofessionals: Mrs. Vicky Pollina, Mrs. Elaine Twomey. Grade 1: Mrs. Joni Coleman, Ms. Meghan Long. Grade 2: Mrs. Barbara Hestand. Special Education: Ms. Megan Coughlin, Ms. Lauren Hanlon. Reading: Mrs. Joanne Simpson. Physical Education: Ms. Alison Pappas. Speech and Language: Mrs. Alison Trundy.

In June, we said good-bye as our Librarian, Mrs. Meg Holmes and Mrs. Vicky Pollina, Kindergarten Paraprofessional retired from education. We wish them all the best.

The District moved forward with the adoption of the Houghton Mifflin Mathematics program. This program was well received by the staff both during the pilot program and after the adoption. This fall, we began the Science pilot and we were very fortunate to have three teachers involved. It was our hope that a kit or text based science program would be adopted at the end of the school year but due to budgetary restraints, the pilot was continued for a second year.

The Sargent School had approximately 691 students and 77 faculty members with 28 classrooms in the preschool through grade five. The following was the enrollment at each grade:

GRADE	ENROLLMENT	NUMBER OF CLASSES
Preschool	37	2
Kindergarten	45 Half Day	2
Kindergarten	46 Full Day	2
One	102	5
Two	119	5
Three	108	4
Four	109	4
Five	125	4

The Sargent School is fortunate to have very active and dedicated parents. The PTO fulfills many roles by providing programming for the cultural arts, organizing family and social activities, supporting technology, providing grants for the classroom teachers, funding classroom field trips, and facilitating the placement of the many parent volunteers.

The following are the 2006 MCAS results for the Sargent students. In grade 3, 71% of the students performed in the top range titled Proficient in the area of Reading and 63% were Proficient in Math. In the fourth grade, 76% of the students performed within the Advanced/Proficient levels in English Language Arts and 51% were Advanced/Proficient in Mathematics. At the fifth grade, 79% of the students performed within the Advanced/Proficient levels in English Language Arts, 63% of the students performed within the Advanced/Proficient levels in Mathematics and 62% of the students performed within the Advanced/Proficient levels in Science and Technology/Engineering.

The Mission of the Annie L. Sargent School is to create a community of active life-long learners dedicated to the full development of the intellectual, emotional, social and physical potential of our students. The dedicated staff empowers the students to become independent thinkers while aspiring to do their academic best.

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## Thomson Elementary School

Kathleen Kostan, Principal

This was the sixth year of operation for the new Thomson School facility. Every year the student population grows and this year the student population reached approximately 415 students in eighteen classrooms. The faculty and staff welcomed new members to the school community, Mrs. Katherine Middlemiss to the kindergarten and Mrs. Stacey Foster as the guidance counselor. They gave best wishes to four members of the school community who retired at the end of the school year, Mrs. Margaret Holmes (Librarian), Mrs. Elaine Osborn (Grade 2), Mrs. Peggy Waldron (Grade 5) and Mrs. Kathleen Kostan (Principal).

GRADE LEVEL	CLASS SIZE	NUMBER OF CLASSES
K	20	3
1 <sup>st</sup>	25	3
2 <sup>nd</sup>	22	3
3 <sup>rd</sup>	25	3
4 <sup>th</sup>	24	3
5 <sup>th</sup>	23	3

Parents and volunteers continue to play a vital role in the operation of the school. They assisted the children in a number of ways including before school enrichment activities as well as support in the classrooms. The Thomson School has a very dedicated and talented faculty which continues to provide quality instruction and inspiration to their students. The Thomson School is a rewarding place to be due to the dedication and hard work of so many.

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## North Andover Middle School

Joan McQuade, Principal

The 2006-2007 school year has brought many new unforeseen challenges to NAMS, which always forces reflection at all levels. The NAMS' faculty continues to do an outstanding job of bringing enthusiasm and commitment to their classrooms daily, regardless of circumstances out of their control. In the fall of 2006 our faculty welcomed the following teachers to join our school community: Cheryl Raimondo has returned to NAMS from Central office to her position as assistant principal; Monique Greulich is our Special Education department head; Megan Biddle returned as an art teacher which is her true passion; Kristin Wolfram, 7<sup>th</sup> grade social studies; Roberta Kearns, Jason Ziruk, Shannon Rowe, Laurie Petto, Terri Pouliot, Christina Belfikah, are new to our Special education department either in a new capacity or new to our district. Sandra Hamilton, reading; and Jose Chaves Spanish.

All of our new hires have proven to be valuable additions to our faculty.

Our student population decreased this year to 1102 students based on the January 1, 2007 enrollment with a breakdown of 340 students in 6<sup>th</sup> grade, 375 in 7<sup>th</sup> grade and 387 in 8<sup>th</sup> grade. Class size is averaging from 32-35 in 7<sup>th</sup> and 8<sup>th</sup> grade and approximately 25 in the 6<sup>th</sup> grade.

To achieve growth towards our curriculum and instruction improvement goal, we implemented a leadership team to oversee instruction in each of our core academic areas (math-Bill Gendron, English language arts- Amy Hart, social studies-Dan Roy and Pat McGravey, and science-Kathy Poor and Steve Wrigley). The six academic coordinators assist with curriculum review and revision, budget, grade level consistency, vertical alignment and anything else directly related to direct instruction. They have become essential to our movement forward with instructional improvement and curriculum assessment especially this year with our budget challenges directly related to curriculum assessment. Unfortunately, this year our MCAS after school coordinator and program was eliminated due to lack of district resources. We hope to revitalize this intervention for 2007-2008.

To address the devastating budget cuts for the 2006-2007 school year we were forced to reorganize NAMS in many ways to attempt to address our students' needs, state and federal regulations, contractual agreements, and to retain our middle school culture. First, we reorganized our building framework from quarters to trimesters which allowed for building consistency, more flexibility with instructional time, replaced the potential of large study halls with team directed studies, and a related arts rotation that brought all programming to all three grade levels. Also, we reorganized our 6<sup>th</sup> grade teams into all 2 person teams. The staff reductions had a dramatic affect on band frequency, foreign language curriculum, class size, reading instruction, special education, counseling for at-risk students, technology, teacher communication and planning and overall related arts programming.

Our faculty also piloted a different approach to teacher/parent conferences. All three grade levels involved the students in a portfolio approach in 6<sup>th</sup> & 7<sup>th</sup>, and in 8<sup>th</sup> students participated in high school leveling conversations with their teachers and parents. Feedback was overwhelmingly positive and we will continue with this model next year.

In brief, the MCAS scores below summarize our overall student performance strengths and weaknesses. Specifically, we expect to see our math scores start to improve since we have implemented a consistent K-8 math curriculum. Science & technology continues to remain a glaring concern since 25% of the MCAS is focused on technology, and to date our program has yet to be supported. The ELA scores remain strong however, with the elimination of reading programs and no consistent ELA curriculum K-8, retaining or improving scores in future years will be challenging.

Our 2006 MCAS percentage scores are as follows:

6<sup>th</sup> grade math: 22% advanced, 36% proficient, 30% needs improvement, 12% warning

6<sup>th</sup> grade ELA: 17% advanced, 65% proficient, 15% needs improvement, 3% warning

7<sup>th</sup> grade math: 23% advanced, 39% proficient, 26% needs improvement, 12% warning

7<sup>th</sup> grade ELA: 20% advanced, 60% proficient, 16% needs improvement, 4% warning

8<sup>th</sup> grade math: 21% advanced, 35% proficient, 31% needs improvement, 13% warning

8<sup>th</sup> grade ELA: 19% advanced, 70% proficient, 8% needs improvement, 3% warning

8<sup>th</sup> grade sci/tech: 7% advanced, 40% proficient, 41% needs improvement, 11% warning

For professional development this year the NAMS' faculty continued to explore technology, specifically smart boards and how they can enhance instruction. Curriculum review, pacing and instructional practice is an ongoing agenda item to further bring building consistency.

Our ELA teachers have all been trained in Write Source which lends itself to common language, rubrics, and self assessment with the writing process. In special education we are attempting to frame our language based, autism, and life skills programs horizontally and vertically to assist with consistency, improved instruction, and parent understanding.

Our three phase plan to review grade inflation which was a school committee directive is in phase II. We are finalizing an effort rubric and the meaning and purpose of a middle school honor roll will be a school council endeavor where parent input will be gathered.

Student engagement and dedication to their own learning is obvious at NAMS as well as pride in their school community. The mutual respect and relationships between faculty and students that have evolved continue to make NAMS a welcoming, learning environment.

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## North Andover High School

Susan Nicholson, Principal

This has been a challenging year for North Andover High School, and indeed for the entire school district. With the unexpected departure of the superintendent coupled with serious and uncertain budget concerns, school leaders have been stretched to the limit working together to continue to provide a quality education for all students in the town. This past spring, as the

town's budget woes became very public in the local press, the uncertainty around maintaining adequate staffing at NAHS to be able to meet the educational and emotional needs of our students became a real concern. Keeping students and staff positive and energized became a daily exercise, and in spite of negative prognostications, teachers and students continued to work effectively for the remainder of the school year. Our collective vision and commitment to move forward at North Andover High School is unwavering. Our school culture is stronger than ever. This year, we organized for and began work on our self-study, an on-going task in preparation for the NEASC re-accreditation visit in fall, 2007. Substantial progress has been made rewriting curriculum in alignment with the Massachusetts Curriculum Frameworks. The use of rubrics is widespread and prevalent and has helped students to view learning as a process of improving.

North Andover High School takes great pride in the accomplishments of our students. Graduation was ceremoniously perfect, with students displaying exemplary behavior. An impressive \$950,400 was awarded in scholarship money, exclusive of financial aid. Post graduation intentions submitted by the class of 2006 indicate that 90% plan to continue their education at either four or two year universities and colleges.

The following academic accolades are also duly noted:

- One of our distinguished seniors was identified as a National Merit Semi-Finalist in March and continued in the competition to become a National Merit Finalist, securing for him a \$2,500 National Merit Scholarship.
- Eight students were recognized as Commended Students in the 2006 National Merit Program. They placed among the top five percent of more than one million students who entered the competition.
- Seventy NAHS juniors and seniors participated in the Math Olympiad, a competitive test sponsored by the Actuaries' Club of Boston. One of these students was awarded a Certificate of Merit, ranking in the top 207 participants, and another was among the top 105 scorers, making him a finalist and eligible to take part in the level 2 exam.
- One of our seniors was the recipient of the Daughters of the American Revolution Citizenship Award.
- North Andover High School participated in the pilot season of the FIRST/VEX Robotics Competition. Fifty teams from New England met in Hartford, Connecticut in March for the match.
- The Scarlet Knights Marching Band earned a four-star "excellent" rating and a silver medal at the state marching band finals in Framingham in October.
- Twenty-one of our talented musicians auditioned for the Northeast Senior District Festival. Eight of them were selected, and of those, three were invited to audition for the All State Music Festival held at the Park Plaza Hotel in Boston and followed by a performance in Symphony Hall.
- The Marching Knights have been invited to represent Massachusetts on Memorial Day, 2007 in Washington, D.C. at the national parade.
- One of our talented musicians composed, recorded, and submitted a piece for wind ensemble to the University of Lowell's Composition Competition.
- Eighty-four students qualified for the John and Abigail Adams Scholarship. These students qualify when they score in the *Advanced* category in either the mathematics or the ELA section of the grade 10 MCAS test, score in the *Proficient* or *Advanced* category on the second subject (math or ELA) and have a combined MCAS score on these assessments that ranks in the top 25% of their school district. The scholarship that the eighty-four students earned will provide a tuition waiver for eight traditional semesters of undergraduate education at Massachusetts state colleges and universities.
- Twenty-two recent NAHS graduates were identified by the College Board as scholars, scholars with honor, and scholars with distinction as a result of their scores on the May, 2005 Advanced Placement exams.

- Thirty-five students took part in the Model UN at Northern Essex Community College in January, where NAHS claimed eight awards. The group also participated in the Model UN at the University of Lowell in April.
- Eight students on the Math Team were recognized as division high scorers at an individual meet.
- The largest number of students in the history of the NAHS German program were recognized for their outstanding performance on the National German Exam this year. Four of them scored in the 90<sup>th</sup> percentile and above. Nine students scored in the 70<sup>th</sup> percentile and above, receiving special commendation awards. One of our juniors is one of thirty-five students nationwide, of some 25,000 applicants, to win an all expense paid trip to Germany for German language excellence .
- One of our talented art students submitted a drawing to the North Andover Patriotic Observance Committee, which will select a design for the Vietnam Fallen Heroes Memorial.
- One of our seniors was selected by Northern Essex Community College to be the Presidential Scholar. A one thousand dollar scholarship is included in this distinction.
- Ninety students were inducted into the Johnson Chapter of the National Honor Society.
- Thirty-five of our students were treated to a luncheon at the Andover Country Club by the chair of the school committee for earning all A's for three terms.

#### *Advanced Placement Summary Of Scores 2006*

In May 2006, North Andover High School administered 253 AP exams in twelve content areas to 136 different students. Exams were taken in Biology, Chemistry, Calculus AB, Calculus BC, Computer Science, English Literature and Composition, French Language, German Language, Spanish Language, Physics, Statistics, and U.S. History. This represents an increase of nineteen exams administered and two new content areas, Statistics and Computer Science, from May, 2005. Six students accepted the challenge of Calculus BC and Computer Science with 100% success, although no formal course in either subject was offered at North Andover High School this year. Of the 253 scores returned, 186 met the qualifying score of 3, 4, and 5. Therefore, approximately 73% of the 2006 Advanced Placement scores returned to North Andover High School satisfied the College Board's National Performance Standard. It is noted that sixty-five students opted to take two or more exams during the two-week testing period. It is further noted that twenty-eight of those same students accepted the challenge of three or more AP exams. A breakdown by grade level indicates that 6% of 10<sup>th</sup> graders, 11.3% of 11<sup>th</sup> graders, and 22% of 12<sup>th</sup> graders attained a score of 3 or better on at least one AP exam this year.

The courses most admirably represented, and the percentage of students scoring 3 or better for 2006, are: Calculus AB (100%), Calculus BC (100%), Computer Science (100%), Chemistry (94.4%), Physics (91.3%), English Literature and Composition (90%), Biology (89.1%), German Language (70%), U.S. History (55.5%), Statistics (51.6%), Spanish Language (51.3%), and French Language (21.4%).

Compared to our 2005 scores, the most notable improvements are: Physics (from 70.3% to 91.3% with an increase in the number of students from fifteen in 2005 to twenty-three this year); English Literature and Composition (from 71.1% to 90%, although the number of students taking the exam dropped from forty-five in 2005 to thirty in 2006); Biology (from 76.1% to 89.1% with enrollment remaining stable); and Spanish Language (from 36.7% to 51.3% with an increase from nineteen students in 2005 to thirty-seven this academic year).

The following charts record longitudinal measurement of North Andover High School's AP scores for the past five years. The numbers represent numbers of students taking AP exams per year and the breakdown of scores achieved.

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## Business Services Report

Paul P. Szymanski, Director, Management Support Services

The Business Services Annual Report focuses on three operational areas related to the day-to-day business activities of the School Department. They are: Transportation, Building & Facilities and Energy.

### *Transportation*

A total of eighteen buses were used to transport our regular education students to and from the high school, middle school, five elementary schools and St. Michael's. Transportation at the Town's expense was provided for children in grades kindergarten through six who live two or more miles from their assigned school. We continued to offer a fee-for-service busing program for students in grades 7 – 12. Students in grades kindergarten through six who live within the two mile walk-zone were eligible to participate in a paid busing program. The walker paid busing alternative is offered by our transportation contractor. Bus I.D. badges are issued to all bus riders.

During the 05/06 school year the number of students eligible for transported at public expense was as follows:

SCHOOL	RESIDENCE GREATER THAN	NO. OF STUDENTS
Middle School (Gr. 6)	2.0 Miles	199
Elementary (K-5)	2.0 Miles	780
St. Michael's (K-6)	2.0 Miles	171

Number of students participating in the paid-for-service program grades 7-12: 661

Number of students participating in the paid-for-service walkers program (K-6): 625

### *Building & Facilities*

No funding was available for major building repair or special projects during the 2005-2006 school year.

### *Energy*

While we cannot control the energy marketplace we do make every effort to purchase electricity and natural gas at the lowest possible competitive price. We actively participated in the Greater Lawrence Educational Collaborative - Cooperative Purchasing Program. We have entered into competitive supply contracts for natural gas and electricity and will negotiate new contracts as the term of existing contracts approach their expiration dates.

# Annual Town Election March 28, 2006

PRECINCT											
SELECTMAN	1	2	3	4	5	6	7	8	TOTALS	% OF VOTE	SELECTMAN
MARK J.T. CAGGIANO	126	199	124	233	60	275	229	237	1483	23%	DONALD B. STEWART
DONALD B. STEWART	159	165	112	113	43	94	72	77	835	13%	MARK J.T. CAGGIANO
STEPHEN P. DAWE	125	144	93	177	53	204	206	213	1215	19%	STEPHEN P. DAWE
DANIEL P. LANEN	230	223	169	167	54	209	126	142	1320	21%	DANIEL P. LANEN
JOHN P. SAVASTANO	60	110	81	82	20	67	73	41	534	8%	JOHN P. SAVASTANO
JOE EDWARD SMITH	79	68	60	67	19	43	46	28	410	6%	JOE EDWARD SMITH
BLANK	78	118	80	86	17	98	83	60	620	10%	BLANK
WRITE-IN	1	1	1	3	0	4	1	2	13	0%	WRITE-IN
PRECINCT TOTAL	858	1028	720	928	266	994	836	800	6430	100%	PRECINCT TOTAL

PRECINCT											
SCHOOL COMMITTEE	1	2	3	4	5	6	7	8	TOTALS	% OF VOTE	SCHOOL COMMITTEE
CHARLES C. ORMSBY	262	279	203	244	71	262	189	182	1692	26%	CHARLES C. ORMSBY
BARBARA J. WHIDDEN	298	336	241	318	96	355	301	306	2251	35%	BARBARA J. WHIDDEN
BLANK	287	398	266	348	89	353	320	273	2334	36%	BLANK
WRITE-IN	11	15	10	18	10	24	26	39	153	2%	WRITE-IN
PRECINCT TOTAL	858	1028	720	928	266	994	836	800	6430	100%	PRECINCT TOTAL

PRECINCT											
HOUSING AUTHORITY	1	2	3	4	5	6	7	8	TOTALS	% OF VOTE	HOUSING AUTHORITY
TED SNELL	233	322	196	213	60	211	157	138	1530	48%	TED SNELL
MADELEINE SUTCLIFFE	139	103	103	124	39	154	143	134	939	29%	MADELEINE SUTCLIFFE
BLANK	54	87	61	126	34	130	117	127	736	23%	BLANK
WRITE-IN	3	2	0	1	0	2	1	1	10	0%	WRITE-IN
PRECINCT TOTAL	429	514	360	464	133	497	418	400	3215	100%	PRECINCT TOTAL

PRECINCT											
TOWN MODERATOR	1	2	3	4	5	6	7	8	TOTALS	% OF VOTE	TOWN MODERATOR
CHARLES A. SALISBURY	338	397	293	353	97	382	312	300	2472	77%	CHARLES A. SALISBURY
BLANK	88	114	67	107	32	112	101	96	717	22%	BLANK
WRITE-IN	3	3	0	4	4	3	5	4	26	1%	WRITE-IN
PRECINCT TOTAL	429	514	360	464	133	497	418	400	3215	100%	PRECINCT TOTAL

Total Number of Registered Voters 17128

Percent of Registered Voters Voting Today 19%

# Annual Town Meeting Minutes

## May 8, 2006

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The 2006 Annual Town Meeting for the Town of North Andover convened on Monday May 8, 2006 at the North Andover High School Auditorium 430 Osgood Street at 7:00 P.M. The meeting was called to order by Moderator Charles Salisbury at 7:04 P.M. On motion of Rosemary Connelly Smedile, Chairman of the Board of Selectmen, it was Unanimously Voted to adjourn the Annual Town Meeting until Monday June 5, 2006 at 7:00 P.M. at the North Andover High School. No action was taken on any articles. Twelve voters were in attendance at the meeting.

Pursuant to Chapter 6.1 of the Charter for the Town of North Andover a Notice of Adjournment was posted by Constable Richard D. Cain, Jr. on May 25, 2006.

The Annual Town Meeting reconvened on Monday June 5, 2006 in the Auditorium at the North Andover High School. The meeting was called to order by Charles A. Salisbury, Town Moderator at 7:05 P.M. The meeting was moved to the North Andover High School Fieldhouse at 7:45 P.M. to accommodate the voters. Checklists were used and 1,470 voters were in attendance. Rosemary Connelly Smedile, Chairman, Board of Selectmen, made a motion that this meeting dispense with the reading of the warrant, and with the reading of the constable's return of service of that warrant, and further moved that the moderator not be required to read articles of the warrant verbatim, but be allowed to refer to articles by number and by subject matter. The motion was duly seconded and passed by a Unanimous Vote.

On Motion of Rosemary Connelly Smedile, Chairman of the Board of Selectmen, duly seconded, the meeting was adjourned to the North Andover High School at 7:00 P.M. on Tuesday June 6, 2006.

The Annual Town Meeting reconvened on Tuesday June 6, 2006 at the North Andover High School Auditorium. Town Moderator Charles A. Salisbury called the meeting to order at 7:05 P.M. with 351 voters checked in.

### Article 1. Reports of Special Committees.

**Unanimously Voted** to receive the Report of Town Clerk Joyce A. Bradshaw regarding the Annual Report.

*Petition of the Board of Selectmen*

Voted June 5, 2006 - 7:45 P.M.

### Article 2. Consent Articles.

**Voted** to adopt Article 2 as amended by deleting Section B in its entirety.

**A. Reports of Receipts and Expenditures.** To accept the reports of receipts and expenditures as presented by the Selectmen in the 2005 Annual Town Report.

**B. Authorization of the Town Manager or Superintendent of Schools Regarding Contracts in Excess of Three Years.** In accordance with the provisions of Massachusetts General Laws Chapter 30B, Section 12(b), to authorize the Town Manager or the Superintendent of Schools to solicit and award contracts for terms exceeding three years, including any renewal, extension or option, provided in each instance the longer term is determined to be in the best interest of the Town by vote of the Board of Selectmen or the School Committee, as appropriate. **(DELETED)**

**C. Authorization to Accept Grants of Easements.** To authorize the Board of Selectmen and the School Committee to accept grants of easements for water, drainage, sewer, roadway and utility purposes on terms and conditions the Board and Committee deem in the best interest of the Town.

**D. Authorization to Grant Easements.** To authorize the Board of Selectmen and the School Committee to grant easements for water, drainage, sewer, roadway and utility purposes on terms and conditions the Board and Committee deem in the best interest of the Town.

*Petition of the Board of Selectmen*

**VOTE: YES 552 NO 530**

Voted June 5, 2006 - 7:47 p.m.

**Article 3. Senior Center Recognition Day.**

**UNANIMOUSLY VOTED** to declare the second Wednesday in the month of May, starting in the year 2007, as the “Senior Center Recognition Day”. The month of May is designated as “Older American Month” so it is appropriate to celebrate each year the importance of the Senior Center to the citizens of our Town.

*Petition of Albert S. Movsesian and others*

Voted June 5, 2006 - 7:49 P.M.

**Article 4. Amend Zoning Bylaw - Section 2 - Definitions.**

**Unanimously Voted** to amend Section 2, Definitions of the Zoning Bylaw of the Town of North Andover by adding Section 2.30.A Drive-Through Facility to read as follows:

2.30.A Drive-through Facility

*Petition of the Planning Board*

Voted June 6, 2006 – 7:15 P.M.

**Article 5. Amend Zoning Bylaw – New Zoning District -Section 16 Corridor Development District 1 (CDD1).**

**Voted by Two-Thirds vote declared by the Moderator** to amend the North Andover Zoning Bylaw by adding a new section, Section 16 Corridor Development District 1 as printed in the warrant with the following amendments:

Amending Section 16.2 Corridor Development District 1 (CDD1) – Permitted Uses – by deleting the words “and shall not exceed 3,000 gross square feet of building area”.

Amending Section 16.4 “Uses subject to a Special Permit” - by deleting Section 1 and replacing it with the following:

“1. No building or structure in excess of 3,000 gross square feet of building area shall be constructed, reconstructed, erected or altered in the Corridor Development District without the granting of the Special Permit. The granting of the special permit shall be pursuant to Section 8.3 and 10.3 of the bylaw and subject to the following conditions:”

Amending Section 16.10 -”Change of Use Subsequent to Granting of Special Permit – by changing the designation of the “North Andover Town Planner” to “North Andover Zoning Enforcement officer” and deleting the words “parking variance” and replacing them with “parking waiver”.

Amending Section 16.11 “Use of Existing Structure on Existing Lot - by deleting the words “dimensional, density, and”.

Amending Section 16.12.1(5) - “Dimension and Density Requirement” – by deleting the words “minimum height” and replacing it with “maximum height”.

Amending Footnote 13 of the Zoning Bylaw by inserting the following words after the first sentence “This restriction does not apply to the Corridor Development District.”

Amending Table 1 – Permitted use – Multi-family dwellings and Apartments – YES(Y) to NO (N) and Two Family from YES (Y) to NO (N).

FLOOR AMENDMENT: Amend Table 1 – Permitted Use –Veterinary Hospital & Kennel – YES (Y) TO NO (N). – Voted YES – 240 NO 54 Voted June 6, 2006

And in connection therewith to amend North Andover Bylaw Section 3.1 Establishment of Districts, by adding the term “Corridor Development District 1”; and amending Table 1 & Table 2 of the Bylaw to include the summary of uses and dimensional requirements for the Corridor Development District. See tables below.

And in connection therewith to amend Footnote 1 of the Town Bylaw by inserting “and any Corridor Development District” in the first sentence after “In All district except Village Commercial”.

**Section 16 to read as follows:**

## **Section 16 Corridor Development District**

### **16.1 Objectives**

The Corridor Development District is intended:

1. To control the design of commercial and residential development along the primary corridors for vehicular travel through North Andover (Route 114, Route 133, and Route 125) in such a manner that encourages sound site planning, appropriate land use, the preservation of aesthetic and visual character, and promote economic development and diversity in the community tax base for the Town;
2. To foster a greater opportunity for creative development by providing control and design guidelines which encourage a mix of uses compatible with existing and neighboring residential properties;
3. To accommodate a compatible mixture of uses that complement commercial and residential uses typically associated with transportation corridors and large traffic flows.
4. To serve as a transition area between commercial development and the neighboring residential properties by ensuring that the appearance and effects of buildings and uses are harmonious with the character of the area;
5. To allow considerable flexibility under a special permit in the development of tracts of land as recommended in the Town of North Andover Master Plan in accordance the goals and objectives in the Master Plan;
6. To allow a developer to propose a site development use and plan unique to a particular location.

### **16.2 Corridor Development District 1(CDD1) - Permitted Uses**

In the Corridor Development District 1, no land shall be used and no building or structure shall be reconstructed, erected, altered or used for any other purpose than the following:

1. Retail uses excluding auto sales and repair provided there is no outdoor sales or storage of materials and products.

2. Restaurants excluding drive-through facilities.
3. Personal service establishments.
4. Public building or use and Public Service Corporation.
5. Professional offices including, but not limited to banks, real estate offices, insurance offices, physician offices, dentists, attorneys, architects, engineers or accountants. No drive-through facilities are permitted with these uses.
6. Art Gallery
7. Cultural Center or Museum
8. Place of worship
9. Same-structure/On-site Mixed Use Developments
  - a. Residential uses shall not be located on the first floor of a structure or building.
  - b. Apartments and condominiums shall be allowed where such use is not more than fifty percent (50%) of the gross square feet for a two (2) story building and not more than seventy-five percent (75%) of the gross square feet for a three (3) story building.

#### **16.4 Uses Subject to a Special Permit**

The following uses may be allowed in the Corridor Development District by granting of a Special Permit pursuant to Section 8.3 and 10.3 of the Bylaw:

1. No building or structure in excess of 3,000 gross square feet of building area shall be constructed, reconstructed, erected or altered in the Corridor Development District without the granting of the Special Permit. The granting of the Special Permit shall be pursuant to Section 8.3 and 10.3 of the bylaw and subject to the following conditions:
  - a. Submission of a traffic impact and mitigation plan by a professional traffic engineer/consultant.
  - b. For those parcels abutting residential zoned properties, sufficient evidence must be provided to demonstrate that no reasonable alternatives to the site layout, site design, and parking configuration exist.
  - c. A determination by the Planning Board that the proposed development will not create adverse traffic and safety impacts and neighborhood streets and uses are harmonious with the character of the area.
  - d. A determination by the Planning Board that the proposed development provides sufficient screening and buffering for those parcels abutting residential zoned properties.
2. For outdoor storage, display, and sales of materials, products and goods in connection with retail uses and provided:
  - a. Permissible area of land devoted to the specially permitted outdoor use may not exceed twenty percent (20%) of the indoor principal use devoted to retail sales.
  - b. The products, materials or goods displayed, stored or sold outdoors, by special permit, must not be visible from any residential use.
  - c. The goods, materials, and products permissible for outdoor storage, display and sales hereunder, shall explicitly exclude automobiles, motorcycles, or other wheeled vehicles and include only goods, materials, and products, which are customarily stored, displayed, or sold outdoors without the necessity for cover from the weather. Fertilizers and other toxic, hazardous chemicals are also excluded herein.
  - d. The amount of area designated for outdoor storage shall be included in the dimensional requirements for maximum lot coverage.
  - e. The entire outdoor storage area shall be enclosed by a wall of solid opaque material such as masonry or solid wood fencing which, in the opinion of the Planning Board, will not derogate from the surrounding area.
  - f. Sufficient landscaping shall be provided around the perimeter of the storage area at the discretion of the Planning Board.
  - g. Only living plants can be higher than the surrounding vertical structural screening.

## 16.5 Design Standards

1. Any other performance standards of the town shall also apply to uses conducted under this Section 16.5 of the North Andover Zoning Bylaws;
2. Architecture should demonstrate the cohesive planning of the development and present a clearly identifiable design feature throughout. Applicants are encouraged to use traditional New England architectural elements in the design. It is not intended that buildings be totally uniform in appearance or that designers and developers be restricted in their creativity. Rather, cohesion and identity can be demonstrated in similar building scale or mass; consistent use of facade materials; similar ground level detailing, color or signage; consistency in functional systems such as roadway or pedestrian way surfaces, signage, or landscaping; the framing of outdoor open space and linkages, or a clear conveyance in the importance of various buildings and features on the site;
3. Buildings adjacent to usable open space should generally be oriented to that space, with access to the building opening onto the open space;
4. All new utilities shall be placed underground;
5. Landscaped space and pedestrian connectivity shall be designed and located to provide sufficient and safe access throughout the development and/or abutting residential neighborhoods. An alternative to a sidewalk, such as an asphalt path or trail, which better serves the purpose of connecting commercial businesses to each other and the community, may also be used;
6. Commercial uses shall be designed and operated, and hours of operation limited where appropriate, so that neighboring residents are not exposed to offensive noise, especially from traffic or late-night activity. No amplified music shall be audible to neighboring residents;
7. Vehicular access to and from public roads is intended to be consolidated. Vehicular access to lands from a public roadway shall generally be limited to one (1) access point, particularly when frontage along said roadway is two hundred (200) feet or less;
8. Driveway consolidation should be undertaken so as to reduce traffic conflicts on feeder or collector streets:
  - a. Provision for Interior roadways and common curb cuts
    - i. To allow for the least disruption in flow on the primary corridors, and the opportunity for orderly growth within the zoning districts bordering this state roadway, the town considers the reduction of entrances and exits on the highway of major concern. For that reason, all site plans shall show reasonable plans for interior roadways linking neighboring parcels presently developed or which could be developed as future site development to a common access point.
    - ii. The Planning Board may approve provisions for interior roadways utilizing joint access and/or egress, recognizing that the final design and permitting of access to the primary corridors is to be accomplished only through the access permit process of the Massachusetts Highway Department. The Planning Board shall have the authority to authorize the following density bonuses for abutting owners who develop interior roadways or feeder streets utilizing a common drive and curb cuts thereby eliminating per parcel access/egress point on the highway:
      1. an additional five (5%) percent in the amount of lot coverage allowed by the requirements of the bylaw for an existing or proposed use; and,
      2. an increase of one dwelling unit per acre for an existing or proposed residential use.Applicants should notify the Massachusetts Highway Department as soon as possible of their intent to utilize the provisions of this bylaw in order to facilitate an orderly and cooperative permitting process between the Planning Board and the state highway department;
9. The design should preserve and enhance natural features such as topography, waterways, vegetation, and drainage ways;
10. The design should minimize impervious surfaces and incorporate other design features to minimize storm water runoff; and

11. Mixed Use Developments should maximize pedestrian transit-oriented development. Specifically they should use “traffic-calming” techniques liberally; provide networks for pedestrians as good as the networks for motorists; provide pedestrians and bicycles with shortcuts and alternatives to travel along high-volume streets, and emphasize safe and direct pedestrian connections to transit stops and other commercial and/or employment nodes; provide long-term, covered, bicycle parking areas; provide well-lit, transit shelters; incorporate transit-oriented design features; and establish Travel Demand Management programs at employment centers.

## **16.6 Screening and Landscaping Requirements**

1. Front Yard: The ten (10) feet nearest the street or front lot line must be landscaped and such landscaping shall not affect vehicular sight distance.
2. Side Yards: The five (5) feet nearest the side lot line must be landscaped. A waiver to the landscape requirements may be granted if one access driveway services the lot.
3. Rear Yards: The ten (10) feet nearest the rear lot lines must be landscaped.
4. Side and Rear Yards: Where a lot abuts a residential zoning district, the fifteen (15) feet nearest the side and rear lot lines must be landscaped. In addition, within ten (10) feet of the side and rear lot line, a buffer of at least eight (8) foot high trees or shrubs must be planted and maintained in a healthy condition by the owner of the property in perpetuity. A six (6) foot stockade fence must be erected along the side and rear property lines to physically separate the residential zone from the Corridor Development District areas. The Planning Board may specify the type and species of natural buffering required.
5. Building Foundation: A minimum three (3) foot wide landscaping strip must be installed along the entire length of each building foundation wall, except at points of entry/exit, lawfully required fire access points, loading/receiving bay areas, and any other structural amenities necessary and ordinary to the use of the building.
6. The Planning Board shall have final discretion in determining if sufficient landscape screening and buffering of varying depth and height has been provided.
7. All required screening, as described in items 1 through 6 above, shall be maintained in good condition at all times and in perpetuity.

## **16.7 Lighting and Signs**

1. All outdoor lighting shall be designed so as not to adversely impact surrounding uses and residential properties, while also providing a sufficient level of illumination for access and security purposes. Such lighting shall not blink, flash, oscillate or be of unusually high intensity of brightness.
2. Parking areas shall be illuminated to provide appropriate visibility and security during hours of darkness.
3. Any outdoor lighting fixture newly installed or replaced shall be shielded so that it does not produce a strong, direct light beyond the property boundaries, and shall be directed toward the object or area to be illuminated. Light shall be directed away from residences. Where a lot abuts a residential zoning district, additional screening measures may be required at the discretion of the Planning Board.
4. Lighting of the site shall be adequate at ground level for the protection and safety of the public in regard to pedestrian and vehicular circulation. The glare from the installation of outdoor lights and illuminated signs shall be contained on the property and shall be shielded from abutting properties.
5. Landscape screening shall consist of planting, including evergreens, the plantings to be of such height, depth as needed to sufficiently screen from view abutting residential areas any unshielded light source, either inside or outside.
6. All signs shall conform to Section 6.6(D) Business and Industrial Districts.

## **16.8 Submission of a Special Permit Application and Plan**

Procedures:

1. The applicant shall file eight (8) copies of Corridor Development District Plan, supporting materials, filing and outside engineering review escrow fees, and three (3) copies of the form titled "Corridor Development District Special Permit Application" to the Planning Board. The Town Planner shall certify that the plans and materials submitted have been time stamped by the Town Clerk's office and meet the submittal requirements.
2. The Planning Board, within sixty-five (65) days from receipt of the plan by the Town Clerk, shall determine whether the proposed project is generally consistent with criteria of the paragraph 16.1 of this Section. The Planning Board will review the plans during a public hearing process and will receive comments from the public, other Town Departments, and the applicant.
3. The applicant must follow the procedures for obtaining a Special Permit as set forth in Section 10.3 of the Zoning Bylaw.
4. If applicable, the applicant must follow the procedures for Site Plan Review under Section 8.3, Site Plan Review.

## **16.9 Parking Requirements**

The Planning Board, at its sole discretion, may waive required parking spaces if it determines that the permitted use may allow for less than the zoning mandated parking requirement. The Planning Board may consider one of the following in its determination:

1. The elimination of up to 25% of the required parking spaces to be constructed.
2. The elimination of up to 25% of the required parking spaces to be initially constructed, but require an adequate area for future spaces should they be required at a later date.
3. The elimination of up to 25% of the required parking spaces to be initially constructed, but require an adequate area for future spaces should they be required at a later date due to a change of use.

## **16.10 Change of Use Subsequent to Granting of Special Permit**

Special Permits granted under any Corridor Development District shall be subject to a new public hearing for a new Special Permit if, in the opinion of the North Andover Zoning Enforcement officer, a change of use occurs and the initial Special Permit was granted a parking waiver under Section 16.9 herein.

## **16.11 Use of Existing Structure on Existing Lot**

Upon review, the Planning Board may waive some or all of the special permit requirements outlined herein if a proposed change of use from residential to the Corridor Development District permitted use, results in no substantial change to an existing structure and is located on the same dimensional lot that existed prior to creation of any Corridor Development District.

## **16.12 Dimension and Density Requirements**

### **16.12.1 Corridor Development District 1**

1. Minimum lot size: 43,560 sq. ft.
2. Minimum frontage: 150 feet.
3. Maximum lot coverage including buildings, driveways, and parking areas: 70%.
4. Maximum building coverage: 50%.
5. Maximum height, not to exceed three (3) stories above ground: 35 feet.
6. Minimum building and structures front setback: 10 feet.
7. Minimum building and structures rear setback: 20 feet.

8. Minimum building and structures side setback: 15
9. Minimum building and structures where lot abuts residential zoning district: 20 feet.
10. Minimum distance between buildings: 10 feet.
11. Minimum usable open space requirements: 30% of minimum lot size.
12. Floor area ratio: 0.75:1.

*TABLE 1 - SUMMARY OF USE REGULATION, TABLE 2 - SUMMARY OF DIMENSIONAL REQUIREMENTS, AND FOOTNOTES TO ZONING BYLAW AS AMENDED BY ARTICLES 5 AND 6 ON FILE IN THE OFFICE OF THE TOWN CLERK*

Voted June 6, 2006 – 7:45 P.M.

**Article 6. Amend Zoning Bylaw – New Zoning District, Amending Section 16 – Adding Corridor Development District 2 (CDD2).**

**Voted by Two-Thirds Vote declared by the Moderator** to amend the Section 16 of North Andover Zoning Bylaw to create and establish a second Corridor district, Corridor Development District 2 (CDD2).

And in connection therewith to amend North Andover Bylaw Section 3.1 Establishment of Districts, by adding the terms “Corridor Development District 2”; and amending Table 1 & Table 2 of the Bylaw to include the summary of uses and dimensional requirements for the Corridor Development Districts. See tables below.

Amend Section 16 as printed in the warrant by adding the underlined language within respective subsections, to read as follows with the following amendments:

Amending Section 16.3 Corridor Development District 2 (CDD2) – Permitted Uses – by deleting the “and shall not exceed 3,000 gross square feet of building area.”

Amending Section 16.3 Corridor Development District 2 (CDD2) – Permitted Uses – by inserting the following subparagraph “13. Fence businesses, fence contractor’s yard, sales of sheds, swings sets and like equipment and supplies, including outdoor sales and outdoor storage of material, equipment, and supplies.”

Amending Section 16.12.2(5) Dimension and Density Requirement – by deleting the words “Minimum height” and replacing it with “Maximum height”.

Amending Table 1 Summary of Use Regulation to allow Lumber, Fuel Storage or Contractor’s Yard as a permitted use within the Corridor Development District 2 (CDD2)

Amending Table 1 Summary of Use Regulations – Multi-Family Dwellings and Apartments from Yes(Y) to No (N); Two Family Dwelling from Yes (Y) to No (N), and Veterinary Hospital & Kennel – Yes (Y) to No (N)

**SECTION 16.3 AS AMENDED TO READ:**

**16.3 Corridor Development District 2 (CDD2) - Permitted Uses**

In the Corridor Development District 2, no building or structure shall be reconstructed, erected, altered or used for any other purpose than the following and shall not exceed 3,000 gross square feet of building area:

1. Retail uses provided there is no outdoor sales or storage of materials and products. However, auto sales and repair are not allowed.
2. Restaurants excluding drive-through facilities.

3. Personal service establishments.
4. Indoor recreation, fitness, and health care facility.
5. Indoor place of amusement or assembly.
6. Public building or use and Public Service Corporation.
7. Professional offices including, but not limited to banks, real estate offices, insurance offices, physician offices, dentists, attorneys, architects, engineers or accountants. No drive-through facilities are permitted with these uses.
8. Art Gallery
9. Cultural Center or Museum.
10. Place of worship.
11. Same-structure/On-site Mixed Use Developments
  - a. Residential uses shall not be located on the first floor of a structure or building.
  - b. Apartments and condominiums shall be allowed where such use is not more than fifty percent (50%) of the gross square feet for a two (2) story building and seventy-five percent (75%) of the gross square feet for a three (3) story building.
12. Farming, Livestock, Animal Care:
  - a. Farming of field crops and row crops, truck gardens, orchards, plant nurseries, and greenhouses.
  - b. On any lot of at least three (3) acres, the keeping of a total of not more than three (3) of any kind or assortment of animals or birds in addition to the household pets of a family living on such lot, and for each additional acre of lot size, the keeping of one (1) additional animal or bird up to a maximum of five (5) animals; but not the keeping of any animals, birds, or pets of persons not resident on such lot.
  - c. of ownership and the operation of equestrian riding academies, stables, stud farms, dairy farms, and poultry batteries
  - d. The sale of products raised as a result of the above uses on the subject land.
13. Fence businesses, fence contractor's yard, sales of sheds, swings sets and like equipment and supplies, including outdoor sales and outdoor storage of material, equipment, and supplies.

#### **16.4 Uses Subject to a Special Permit**

The following uses may be allowed in the Corridor Development Districts by granting of a Special Permit pursuant to Section 8.3 and 10.3 of the Bylaw:

2. For outdoor storage, display, and sales of materials, products and goods in connection with retail uses and provided:
  - a. Permissible area of land devoted to the specially permitted outdoor use may not exceed twenty percent (20%) within CDD1 and thirty percent (30%) within CDD2 of the indoor principal use devoted to retail sales.

#### **16.12.2 Corridor Development District 2**

1. Minimum lot size: 87,120 sq. ft.
2. Minimum frontage: 250 feet.
3. Maximum lot coverage including buildings, driveways, and parking areas: 70%.
4. Maximum building coverage: 40%.
5. **Maximum** height, not to exceed three (3) stories above ground: 35 feet.
6. Minimum building and structures front setback: 10 feet.
7. Minimum building and structures rear setback: 25 feet.
8. Minimum building and structures side setback: 15
9. Minimum building and structures where lot abuts residential zoning district: 20 feet.
10. Minimum distance between buildings: 10 feet.
11. Minimum usable open space requirements: 30% of minimum lot size.
12. Floor area ratio: 0.75:1.

*TABLE 1 AND TABLE 2 ARE ON FILE IN THE OFFICE OF THE TOWN CLERK*

Voted June 6, 2006 – 8:35 P.M.

**Article 7. Rezone Turnpike Street – Corridor Development District 1 (CDD1).**

**Voted** to amend the Zoning Map of the Town of North Andover, pursuant to Section 3.2 of the Zoning Bylaw, to rezone the below parcels from their current zoning designation to the Corridor Development District 1 as follows with the following amendment:

FLOOR AMENDMENT – LOUIS KMIEC- DELETE 707 TURNPIKE STREET – MAP 98D  
PARCEL 47

**Voted by Majority Mote**

June 6, 2006

To rezone twelve (12) parcels with land fronting Turnpike Street from the intersection of Hillside Road and Turnpike Street (next to Chestnut Green office Park) starting at 591 Turnpike Street and ending at Map 98D, Lot 46 (0 Turnpike Street, property southeast of Country Side Realty) and consisting of approximately 20.2 acres.

These twelve parcels of land are shown with the following street address and on the Town of North Andover Assessors Map as map and parcels with corresponding current zoning designations:

- To change the current zoning designation of Residential 6 to the Corridor Development District 1 (CDD1):  
633 Turnpike Street - Map 25, Parcel 5  
607 Turnpike Street - Map 25, Parcel 6  
599 Turnpike Street - Map 25, Parcel 7  
591 Turnpike Street - Map 25, Parcel 8  
224 Hillside Street - Map 25, Parcel 20  
625 Turnpike Street - Map 25, Parcel 43
- To change the current zoning designation of Village Commercial (VC) to the Corridor Development District 1 (CDD1):  
633 Turnpike Street - Map 25, Parcel 44  
643 Turnpike Street - Map 25, Parcel 50
- To change the current zoning designation of General Business (GB) to the Corridor Development District 1 (CDD1):  
Turnpike Street - Map 25, Parcel 4  
651 Turnpike Street - Map 25, Parcel 53  
0 Turnpike Street - Map 98D, Parcel 46

**707 Turnpike Street - Map 98D, Parcel 47 (DELETED BY FLOOR AMENDMENT)**

**YES—238 NO—40**

Voted June 6, 2006 - 9:15 P.M.

**Article 8. Rezone Turnpike Street – Corridor Development District 2 (CDD2).**

**Voted by Two-thirds Vote declared by the Moderator** to amend the Zoning Map of the Town of North Andover, pursuant to Section 3.2 of the Zoning Bylaw, to rezone the below parcels from their current zoning designation to the Corridor Development District 2 as follows:

To rezone fourteen (14) parcels with land fronting Turnpike Street and certain parcels that are located within 200 feet of Turnpike Street from the intersection of Hillside Road and Turnpike Street starting at 190 Hillside Road to and including 740 Turnpike Street (Mr. Sudzy Carwash) and consisting of approximately 15.9 acres.

These fourteen parcels of land are shown with the following street address and on the Town of North Andover Assessors Map as map and parcels with corresponding current zoning designations:

- To change the current zoning designation of Residential 3 (R3) to the Corridor Development District 2 (CDD2):  
182 Hillside Road - Map 98C, Parcel 27  
190 Hillside Road - Map 98C, Parcel 28  
582 Turnpike Street - Map 98C, Parcel 61  
0 Innis Street – Map 98D, Parcel 31  
642 Turnpike Street - Map 98D, Parcel 37
- To change the current zoning designation of Business 1 (B1) to the Corridor Development District 2 (CDD2):  
311 Chestnut Street - Map 98D, Parcel 49  
25 Saville Street - Map 98D, Parcel 6  
0 Saville Street - Map 98D, Parcel 7
- To change the current zoning designation of Industrial 1 (I1) to the Corridor Development District 2 (CDD2):  
0 Booth Street - Map 98D, Parcel 20  
674 Turnpike Street - Map 98D, Parcel 21
- To change the current zoning designation of Village Commercial (VC) to the Corridor Development District 2 (CDD2):  
0 Turnpike Street - Map 98D, Parcel 38  
740 Turnpike Street - Map 98D, Parcel 40  
0 Turnpike Street - Map 98D, Parcel 56  
0 Turnpike Street - Map 98D, Parcel 57

Voted June 6, 2006 - 9:35 P.M.

**Article 9. Maintain Current Zoning Classification – 651 Turnpike Street.**

**Unanimously Voted** to “REFER BACK TO THE PLANNING BOARD” to maintain the current General Business (GB) classification on the property located at 651 Turnpike Street.

This property was rezoned General Business (GB) at last year’s May 2005 Annual Town Meeting.

The property consists of 45,000 square feet, or 1.03 acres of land. A description of the property can be found on Map 25 Block 53 of the town of North Andover Assessor’s Map. The property is further described in Book 03794 Page 0278 at the Essex County Registry of Deeds.

The current General Business (GB) classification is consistent with the public policy considerations of Chapter 40 (A) of the Massachusetts General Laws. The General Business Classification permits the most appropriate use of the land and promoted the health, safety, and welfare of the Town’s residents.

*Petition of George S. Hajjar and others*

Voted June 6, 2006 - 9:38 P.M.

**Article 10. Amend General Bylaws – Various Chapters - Unified Fee Procedure.**

**Unanimously Voted** to give the Board of Selectmen the authority to set fees and to designate an enforcement agent by amending the General Bylaws as follows:

**CHAPTER 69 ALARM SYSTEMS**

**Delete existing Section 69-7.1 Connection Fees, and replace with the following:**

**Section 69-7.1. Connection Fees:**

Each alarm user shall on or before October 1st of each year remit to the Fire Department a service fee for the coming year for Master Fire Alarm Boxes and Digital Alarms. The fees shall be established by the Board of Selectmen.

Locations that have multiple master boxes as required by the Fire Department shall be charged a fee for the initial fire alarm box only.

Fire alarm system devices owned by the Town of North Andover shall be exempt from the provisions of Sections 69-7 and 69-7.1.

Until a new fee is established by the Board of Selectmen, the Town shall continue to charge the same fees that were in effect immediately prior to the effective date of this bylaw.

**CHAPTER 69 ALARM SYSTEMS**

**Add the following new paragraph to Section 69-14 Burglar Alarm Bylaw Violations:**

C. The Enforcement Agent for purposes of this Bylaw shall be the Police Chief or his designee.

**Add the following new paragraph at the end of Section 69-7.2 Fire Alarm Bylaw Violations:**

I. The Enforcement Agent for purposes of this Bylaw shall be the Police Chief or his designee, or the Fire Chief or his designee.

**CHAPTER 77 BUILDING CONSTRUCTION**

**Delete existing Section 77-1 Building Permit Fees, Exclusive of Mechanical and Utility Fees, and replace with the following:**

**Section 77-1. Building Permit Fees, Exclusive of Mechanical and Utility Fees:**

The following costs and fees shall be established by the Board of Selectmen:

- A. A per square foot cost factor which shall be used to estimate the cost of new construction.
- B. Fees for new construction at a rate per thousand dollars of estimated cost of construction or actual contract price, whichever is greater.
- C. Fees for additions, alterations and remodeling at a rate per thousand dollars based upon the estimated cost of construction. Estimated construction cost of additions, alterations and remodeling shall be the actual contract price. There shall be a minimum fee per permit to be established by the Board of Selectmen.
- D. Copies of the actual contract price shall be submitted with the Building Permit Application.
- E. Building permit fees shall be required for municipally owned buildings and structures. Building permit fees for buildings and structures wholly owned by the Town of North Andover may be waived, in whole or in part, only by the Board of Selectmen based on the Board's

determination of the benefits accruing to the Town from such a waiver. In all cases, fees will be required for mechanical and utility permits.

The Building Inspector shall periodically make a recommendation to the Town Manager relative to the adequacy of the fees, fines and assessments and the schedule relative thereto, as cited above, which may be adjusted by the Board of Selectmen as required.

Until a new fee is established by the Board of Selectmen, the Town shall continue to charge the same fees that were in effect immediately prior to the effective date of this bylaw.

## **CHAPTER 88 DOGS**

**Delete existing Section 88-5 License Fees, and replace with the following:**

### **Section 88-5. License Fees:**

All dogs six (6) months old or older must be licensed and tagged.  
All dog license fees shall be established by the Board of Selectmen.

Until a new fee is established by the Board of Selectmen, the Town shall continue to charge the same fees that were in effect immediately prior to the effective date of this bylaw.

**Delete Paragraph B from Section 88-2 Impoundment; Redemption Fee, and replace with the following:**

B. An impounded dog shall be released to its owner or keeper upon payment of an administrative fee and the pound fees, which fees shall be established by the Board of Selectmen, and, if necessary, upon its being properly licensed.

Until a new fee is established by the Board of Selectmen, the Town shall continue to charge the same fees that were in effect immediately prior to the effective date of this bylaw.

## **CHAPTER 101 FEES**

**Delete existing Section 101-1-Fees Enumerated, and replace with the following:**

### **Section 101-1. Establishment of Fees:**

The following fees shall be established by the Board of Selectmen:

- A. Fees for automatic amusement device licenses pursuant to Massachusetts General Laws c. 140, sec. 177a.
- B. Fees for sealing of weights and measures services pursuant to Massachusetts General Laws c. 98, sec. 56.

Until a new fee is established by the Board of Selectmen, the Town shall continue to charge the same fees that were in effect immediately prior to the effective date of this bylaw.

## **CHAPTER 127 – JUNK DEALERS**

**Delete existing Section 127-1 License Required; Fee; Duration, and replace with the following:  
Chapter 127-1. License Required; Fee; Duration:**

No person shall keep a shop for purchase, sale or barter of junk, old metal or secondhand articles, or shall go from house to house collecting or procuring by purchase or barter any such articles, without a

written license from the Board of Selectmen. The Board of Selectmen shall set the fee for such license. Each license shall continue in force until the first day of May ensuing unless sooner revoked by the Selectmen.

Until a new fee is established by the Board of Selectmen, the Town shall continue to charge the same fees that were in effect immediately prior to the effective date of this bylaw.

**CHAPTER 130 LITTERING**

**Add the following new paragraph to Section 130-2, Littering, Violation and Penalties:**

The Enforcement Agent for purposes of this Bylaw shall be the Police Chief or his designee.

**CHAPTER 158 SOLICITATION**

**Delete existing Section 158-5 Registration Fee, and replace with the following:**

**Section 158-5. Registration Fee:**

Each applicant for registration or re-registration shall pay a non-refundable fee to the Town at the time of application. The registration fee shall be established by the Board of Selectmen. A registration fee must be paid for each person who will be engaged in soliciting or canvassing or the supervision of canvassing or soliciting. The fee may be waived at the discretion of the Chief of Police for a non-profit organization with proof of non-profit status.

Until a new fee is established by the Board of Selectmen, the Town shall continue to charge the same fees that were in effect immediately prior to the effective date of this bylaw.

Add the following new sentence at the end of existing section 158-12 Enforcement of Solicitation bylaw – Penalty

The enforcement agent for purposes of this bylaw shall be the Police Chief or his designee.

**CHAPTER 161 STREETS AND SIDEWALKS**

**Add the following new paragraph to Section 161-5 Leaf Regulations – Penalties:**

The Enforcement Agent for purposes of this Bylaw shall be the Police Chief or his designee.

Voted June 6, 2006 - 9:39 P.M.

**Article 11. Compensation of Elected officials.**

**Voted by Majority Vote** to fix the salary and compensation of the elected officers of the Town, as provided by Section 108 of Chapter 41 of the Massachusetts General Laws as follows:

Board of Selectmen/Licensing Commissioners, per person, per annum	\$2,000
Chairman, per annum, in addition	\$300
School Committee, per person, per annum	\$2,000
Chairman, per annum, in addition	\$300
Moderator, For Annual Town Meeting	\$100
For each Special Town Meeting	\$50

*Petition of the Board of Selectmen*

Voted June 5, 2006 - 11:15 P.M.

**Article 12. Amend General Fund Appropriation-Fiscal Year 2006.**

**Unanimously Voted** to amend the General Fund Appropriation for Fiscal Year 2006 as voted under Article 8 of the May 9, 2005 Annual Town Meeting and Article 1 of the December 5, 2005 Special Town Meeting by:

- Increasing General Government by \$11,437 for a revised total of \$2,337,278
- Increasing Public Safety by \$17,130 for a revised total of \$8,002,514
- Increasing Snow & Ice Removal by \$102,726 for a revised total of \$788,256
- Decreasing all other Public Works by \$71,509 for a revised total of \$2,829,246
- Increasing Health and Human Services by \$25,394 for a revised total of \$717,862
- Decreasing Culture and Recreation by \$17,264 for a revised total of \$714,938
- Decreasing Employee Benefits by \$48,944 for a revised total of \$8,962,200
- Decreasing Liability Insurance by \$18,970 for a revised total of 335,277

for a total net change of zero.

Voted June 6, 2006 - 9:44 P.M.

**Article 13. Amend Stevens Estate at Osgood Hill Enterprise Fund Appropriation For Fiscal Year 2006.**

**Unanimously Voted** to amend the Stevens Estate at Osgood Hill Enterprise Fund Appropriation for Fiscal Year 2006 as voted under Article 13 of the May 9, 2005 Annual Town Meeting and Article 3 of the December 5, 2005 Special Town Meeting by:

- Increasing Personnel by \$14,857 for a Revised Total of \$180,201
- Increasing Expenses by \$38,915 for a Revised Total of \$275,714 And
- Increasing Admin/Indirect By \$1,272 for a Revised Total of \$65,000

Amendments Resulting In a Total Net Change of \$55,044.

**STEVENS ESTATE  
at OSGOOD HILL**

	<b>Amount Voted Under Article 13 at 5/9/05 ATM</b>	<b>Changes Voted under Article 3 12/5/05 STM</b>	<b>Revised Total After STM</b>	<b>Changes</b>	<b>REVISED TOTAL</b>
Personnel	155,344	10,000	165,344	14,857	180,201
Expenses	196,799	40,000	236,799	38,915	275,714
Capital	0	0	0	0	0
Reserve Fund	0	0	0	0	0
Debt Service	0	0	0	0	0
<b>Sub-Total Direct Expenditures</b>	<b>352,143</b>	<b>50,000</b>	<b>402,143</b>	<b>53,772</b>	<b>455,915</b>
Admin/Indirect	63,728	0	63,728	1,272	65,000
<b>Total Stevens Estate Enterprise</b>	<b>415,871</b>	<b>50,000</b>	<b>465,871</b>	<b>55,044</b>	<b>520,915</b>

Voted June 6, 2006 - 9:45 P.M.

**Article 14. Prior Years Unpaid Bills.**

**Unanimously Voted** to Authorize Payment of the following Bills of Prior Years from Current Year’s Appropriations:

<b>Vendor</b>	<b>Amount</b>	<b>Department</b>
Bay State Gas	286.63	Police
Verizon	334.37	Water Dept

For A Total of \$ 621.00

Voted June 6, 2006 - 9:47 P.M.

**Article 15. Fund Collective Bargaining Agreement between the Town of North Andover and the Police Lieutenants’ Collective Bargaining Unit.**

**Voted by Majority Vote** to approve, as necessary, the appropriation from available funds for the economic cost items contained in the Arbitration Award in Case No. JLMC-05-55PS for Police Lieutenants in the IBPO Local 454 Bargaining Unit, including for Fiscal Year 2005 Salaries and Wages the sum of \$7,393.27.

*Petition of the Board of Selectmen*

Voted June 6, 2006 - 9:47 P.M.

**Article 16. Fund Collective Bargaining Agreement between the Town of North Andover and the Sergeants and Patrol officers’ Bargaining Unit or Units.**

**Voted to “Take No Action”** for the Town to raise and appropriate, or appropriate from available funds, a sum of money for the purpose of funding a collective bargaining agreement or agreements between the Town of North Andover and the duly certified collective bargaining representative or representatives, or any successor collective bargaining organizations, representing police officers and/or sergeants, for the period of July 1, 2004 through June 30, 2007.

*Petition of the Board of Selectmen*

Voted June 6, 2006 - 9:50 P.M.

**Article 17. Mosquito Control Program.**

**Voted** that the Town rejoin the Northeast Mosquito Control District to address Mosquito Control.

**YES—108 NO—79**

Voted June 6, 2006 - 9:52 P.M.

**Majority Vote** to take Articles 24, 25, 21, 22, 23, and 26 out of order – 9:54 P.M.  
**Majority Vote** to take Article 18 out of order.

**Article 18. General Fund Appropriation Fiscal Year 2007.**

**MAJORITY VOTE** to Replace Finance Committee Motion by:

- Increasing General Government by \$28,190 for a new revised total of \$2,380,036,
- Increasing Public Safety by \$7,172 for a new revised total of \$8,262,081,
- Increasing School Department by \$1,426,327 for a new revised total of \$33,116,430,
- Increasing All Other Public Works by \$25,777 for a new revised total of \$3,260,115,
- Increasing Health and Human Services by \$55,176 for a new revised total of \$751,822,
- Increasing Culture and Recreation by \$26,773 for a new revised total of \$745,707

For a total net increase of \$1,569,415.

**General Fund Appropriation**

General Government	2,380,036
Public Safety	8,262,081
School Department	33,116,430
Greater Lawrence Technical School	236,000
School Building Committee	22,000
Snow & Ice Removal	685,530
All Other Public Works	3,260,115
Health and Human Services	751,822
Culture and Recreation	745,707
Debt Service	9,398,741
Employee Benefits	10,168,518
Liability Insurance	416,516
Finance Committee Reserve Fund	0
<b>Total Town Meeting Appropriation</b>	<b>69,443,496</b>

Voted June 6, 2006 - 9:52 P.M.

**Motion To Reconsider Article 18 – Denied - 9:47 P.M.**

On Motion of Rosemary Connelly Smedile, Chairman of the Board of Selectmen, duly seconded, the meeting was adjourned to the North Andover High School at 7:00 P.M. on Tuesday June 6, 2006.

The Annual Town Meeting reconvened on Tuesday June 6 at the North Andover High School Auditorium. Town Moderator Charles A. Salisbury called the meeting to order at 7:05 P.M. with 351 voters checked in. The meeting began with Article 21.

**Article 19. Stabilization Fund(s).**

**Unanimously Voted TO “Take No Action”** to establish any new Stabilization Fund(s), or vote appropriations into or out of any existing Stabilization Fund(s).

*Petition of the Board of Selectmen*

Voted June 6, 2006 - 9:52 P.M.

**Article 20. Stabilization Fund.**

**Unanimously Voted TO “Take No Action”** that the Town will vote to transfer or appropriate funds from any Stabilization Fund(s) to the operating budgets/general fund.

*Petition of Diane Huster and others*

Voted June 6, 2006 - 10:10 P.M.

**Article 21. Sewer Enterprise Fund Appropriation - Fiscal Year 2007.**

**Unanimously Voted** that the Town appropriate the amount of \$4,180,744, in aggregate, for the purposes listed under the column “FY07 Recommendation: Town Manager, Board of Selectmen, Finance Committee” without regards to individual line items, and to operate the Sewer Enterprise Fund, that \$2,774,624 be raised from Sewer Receipts and from these receipts \$253,989 be transferred to the General Fund for indirect expenses and that \$1,406,120 be transferred from Sewer Enterprise Fund Retained Earnings.

*Petition of the Board of Selectmen*

SEWER ENTERPRISE	FY06 Budget	FY07 Department Request	FY07 Recommendation
			Town Manager Board of Selectmen Finance Committee
Personnel	331,603	359,606	359,606
Expenses	222,065	313,344	313,344
GLSD Assessment	1,264,982	1,298,000	1,298,000
Settlement	56,000	56,000	56,000
Debt Service	1,902,353	1,899,805	1,899,805
<b>Subtotal Direct Expenditures</b>	<b>3,777,003</b>	<b>3,296,755</b>	<b>3,296,755</b>
Admin/Indirect	235,261	253,989	253,989
<b>Total Sewer Enterprise</b>	<b>4,012,264</b>	<b>4,180,744</b>	<b>4,180,744</b>

Voted June 6, 2006 - 7:09 P.M.

**Article 22. Water Enterprise Fund Appropriation - Fiscal Year 2007.**

**Unanimously Voted** that the Town appropriate the amount of \$5,226,723, in aggregate, for the purposes listed under the column “FY07 Recommendation: Town Manager, Board of Selectmen, Finance Committee” without regards to individual line items, and to operate the Water Enterprise Fund, that \$5,172,001 be raised from Water Receipts and from these receipts \$534,632 be transferred to the General Fund for Indirect Expenses and that \$54,722 be transferred from Water Enterprise Fund Retained Earnings.

**WATER ENTERPRISE**

			<b>FY07 Recommendation</b>
	<b>FY06 Budget</b>	<b>FY07 Department Request</b>	<b>Town Manager Board of Selectmen Finance Committee</b>
Personnel	703,192	739,310	739,310
Expenses	1,140,762	1,320,540	1,320,540
Debt Service	2,763,317	2,632,241	2,632,241
<b>Subtotal Direct Expenditures</b>	<b>4,607,271</b>	<b>4,692,091</b>	<b>4,692,091</b>
Admin/Indirect	499,467	534,632	534,632
<b>Total Water Enterprise</b>	<b>5,106,738</b>	<b>5,226,723</b>	<b>5,226,723</b>

Voted June 6, 2006 - 7:10 P.M.

**Article 23. Stevens Estate at Osgood Hill Enterprise Fund Appropriation - Fiscal Year 2007.**

**Unanimously Voted** that the Town appropriate the amount of \$535,000 listed under the column "FY07 Recommendation: Town Manager, Board of Selectmen, Finance Committee" and to operate the Stevens Estate at Osgood Hill Enterprise Fund that \$535,000 be raised from Stevens Estate at Osgood Hill Enterprise Fund and from these receipts \$83,119 be transferred to the General Fund for Indirect Expenses.

**STEVENS ESTATE  
at OSGOOD HILL**

			<b>FY07 Recommendation</b>
	<b>FY06 Budget</b>	<b>FY07 Department Request</b>	<b>Town Manager Board of Selectmen Finance Committee</b>
Personnel	165,201	186,200	204,181
Expenses	236,799	218,800	247,700
Capital	0	0	0
Reserve Fund	0	0	0
Debt Service	0	0	0
<b>Subtotal Direct Expenditures</b>	<b>402,000</b>	<b>405,000</b>	<b>451,881</b>
Admin/Indirect	65,000	83,119	83,119
<b>Total Stevens Estate Enterprise</b>	<b>467,000</b>	<b>488,119</b>	<b>535,000</b>

Voted June 6, 2006 - 7:10 p.m.

**Article 24. Capital Improvement Plan Appropriation Fiscal Year 2007.**

**Voted by Two-thirds Vote declared by the Moderator** to fund the Town Capital Improvement Program as printed in the Finance Committee Report for the 2006 Annual Town Meeting under the heading "FY07 CIP Recommendations" with the following amendment:

Delete line 9, "Town/School Data Network", in the amount of \$300,000; and to appropriate \$3,075,431 for the listed projects in the amounts as follows:

<b>Line #</b>	<b>Project Description</b>	<b>Fund Code</b>	<b>Amount</b>
1	Old Center Roadway Project	B/N-G	\$391,891
2	Roadway (unaccepted) Improvements	B/N-G	\$340,360
3	Mosquito Brook Drainage Improvements	B/N-G	\$215,000
4	Communication Center Upgrade	B/N-G	\$246,218
5	Building Repairs - Police Station	B/N-G	\$114,353
6	Sidewalk Construction	B/N-G	\$105,400
7	Franklin School Roof Replacement	B/N-G	\$814,000
8	Ambulance Replacement	B/N-G	\$158,539
10	Equipment-Truck-1 Ton-4 Wheel Drive	B/N-G	\$35,000
11	Equipment-Tractor	B/N-G	\$55,000
12	Equipment-Front End Loader	B/N-G	\$180,000
13	Leasehold Improvements Community Development offices	B/N-G	\$48,000
<b>General Fund Total</b>			<b>\$2,703,761</b>
14	Waste Water Management Plan	B/N-S	\$231,670
<b>Sewer Enterprise Fund Total</b>			<b>\$231,670</b>
15	Water Main Rehab	B/N-W	\$110,000
16	Water Supply Security System	R&A-W	\$30,000
<b>Water Enterprise Fund Total</b>			<b>\$140,000</b>

- Fund Codes spelled out below

<b>Funding Source</b>	<b>Code</b>	<b>Totals</b>
Raise and Appropriate - General Fund	R&A-G	\$—
Raise and Appropriate - Water Fund	R&A-W	\$30,000
Raise and Appropriate - Sewer Fund	R&A-S	\$—
Bonds/Notes - General Fund	B/N-G	\$2,703,761
Bonds/Notes - Water Fund	B/N-W	\$110,000
Bonds/Notes - Sewer Fund	B/N-S	\$231,670
<b>Total All Capital Projects</b>		<b>\$3,075,431</b>

And to meet this appropriation, \$30,000 shall be raised and appropriated from the Water Enterprise Fund, and the Treasurer, with the approval of the Board of Selectmen is authorized to borrow \$3,045,431 under Chapter 44 of the Massachusetts General Laws.

Voted June 5, 2006 - 10:15 P.M.

**Article 25. Funding for Water Storage Tanks.**

**Unanimously Voted** to appropriate a sum of money for the construction of water tanks; to be determined whether this appropriation shall be raised by a transfer from unexpended bond proceeds, by an appropriation from the tax levy, by borrowing from the Massachusetts Water Pollution Abatement Trust or otherwise.

**Voted** that \$5,781,061 is appropriated for the construction of water tanks, including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws; that to meet this appropriation \$238,243 shall be transferred from the following projects in the amounts set forth below, said sums representing excess bond proceeds not needed for the completion of the respective project:

<b>Amount</b>	<b>Project</b>	<b>Date/Article Number</b>	<b>Date of Bonds</b>
\$9,950	Lake Cochichewick	May 6, 1991 (Article 12, Section 20)	June 15, 2001
\$10,249	Sutton Hill	May 4, 1992 (Article 8, Section 29)	June 15, 1995
\$103,884	Ozone Generator	May 2, 1994 (Article 9, Section 12)	January 15, 1997
\$96	Raw Water Wet Well	May 2, 1995 (Article 11, Section 16)	September 1, 1998
\$139	4 Wheel Drive Vehicle	May 10, 2004 (Article 11, Section 19)	June 15, 2005
\$113,925	Bear Hill Reservoir	May 10, 2004 (Article 11, Section 22)	June 15, 2005

that \$10,530 shall be transferred from the following projects in the amounts set forth below, said sums representing amounts raised and appropriated from the tax levy for each project that are not needed for the respective project:

<b>Amount</b>	<b>Project</b>	<b>Date/Article Number</b>
\$1,952	Carbon Filter Replacement	June 14, 2000 (Article 14, Section 18)
\$5,927	Retile Floors	June 14, 2000 (Article 14, Section 19)
\$2,538	Water Main Engineer	June 14, 2000 (Article 14, Section 17)
\$113	Surface Agitation System	June 14, 2000 (Article 14, Section 20)

that the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$5,532,288 under Chapter 44 of the General Laws and/or Chapter 29C of the General Laws or any other enabling authority; that the Treasurer with the approval of the Board of Selectmen is authorized to borrow all or a portion of such amount from the Massachusetts Water Pollution Abatement Trust established pursuant to Chapter 29C and in connection therewith to enter into a loan agreement and/or security agreement with the Trust and otherwise to contract with the Trust and the Department of Environmental Protection with respect to such loan and for any federal or state aid available for the project or for the financing thereof; and that the Board of Selectmen is authorized to enter into a project regulatory agreement with the Department of Environmental Protection, to expend all funds available for the project and to take any other action necessary to carry out the project.

Voted June 5, 2006 - 10:29 P.M.

**Majority Vote** to take Article 37 and Article 11 out of order – June 5, 2006 10:30 P.M.

#### **Article 26. Establishment of Revolving Funds.**

**Unanimously Voted** to authorize the following revolving funds for certain Town departments under Massachusetts General Laws, Chapter 44, Section 53E ½ for the Fiscal Year beginning July 1, 2006.

**Revolving Fund Accounts**

<b>Account Number</b>	<b>Revolving Fund</b>	<b>Authorized to Spend</b>	<b>Use of Funds</b>	<b>Revenue Source</b>	<b>FY2007 Limit</b>
022-5423-3437	Youth Services Revol	Assistant Town Manager	All programs and activities, expense, part time help	Participants' fees, Grants, Donations, and related Fundraising proceeds	\$250,000
022-4925-3077	Field Maintenance	Director - Division of Public Works	Field maintenance, upgrade and related expenses	Field rental fees, Grants, Donations, and related Fundraising proceeds	\$40,000
022-5590-3564	Elder Services - COA Revol	Assistant Town Manager	Senior programs, classes and activities	Participants' fees, Grants, Donations, and related Fundraising proceeds	\$50,000
022-5102-3424	Health Dept Revolving	Director of Community Development	Clinic supplies and other related materials	Clinic participant fees, Grants, Donations, and related Fundraising proceeds	\$20,000
022-4306-3008	Wheelabrator Planning	Director of Community Development	Air quality monitoring	Wheelabrator Host Community Agreement	\$25,000
022-4307-3083	Wheelabrator Public Safety	Director of Community Development	To enforce trash truck regulations	Wheelabrator Host Community Agreement	\$40,000
022-4308-3649	Wheelabrator - Health	Director of Community Development	Protection of health, safety and monitoring the air quality	Wheelabrator Host Community Agreement	\$40,000
022-4309-3084	Health Dept - Food Inspections	Director of Community Development	Food consultant fees and expenses related to program	Inspection fees	\$25,000
022-4310-3085	Health Dept - Septic Inspections	Director of Community Development	Septic Consultant fees and expenses related to programs	Inspection fees	\$40,000
<b>Total:</b>					<b>\$530,000</b>

**Revolving Fund Account Receipts and Expenditures**

<b>Account Number</b>	<b>Revolving Fund</b>	<b>Balance 7/1/04</b>	<b>FY05 Receipts</b>	<b>FY05 Expenditures</b>	<b>Balance 6/30/05</b>	<b>Receipts to 2/28/06</b>	<b>Expenditures to 2/28/06</b>	<b>Balance 2/28/06</b>
022-5423-3437	Youth Services Revol	\$235,501	\$222,517	\$(201,964)	\$256,054	\$47,508	\$(139,588)	\$163,975
022-4925-3077	Field Maintenance	\$—	\$700	\$—	\$700	\$26,050	\$—	\$26,750
022-5590-3564	Elder Services - COA Revol	\$17,970	\$15,991	\$(25,686)	\$8,275	\$11,878	\$(14,749)	\$5,403
022-5102-3424	Health Dept Revolving	\$12,674	\$19,324	\$(16,509)	\$15,489	\$2,754	\$(3,151)	\$15,092
022-4306-3008	Wheelabrator Planning	\$95,334	\$—	\$(25,642)	\$69,692	\$—	\$(13,431)	\$56,261
022-4307-3083	Wheelabrator Public Safety	\$45,342	\$34,231	\$(7,419)	\$72,154	\$21,305	\$(4,139)	\$89,320
022-4308-3649	Wheelabrator - Health	\$37,545	\$30,000	\$—	\$67,545	\$17,500	\$(12,283)	\$72,762
022-4309-3084	Health Dept - Food Inspections	\$24,740	\$19,750	\$(11,060)	\$33,430	\$19,450	\$(9,569)	\$43,311
022-4310-3085	Health Dept - Septic Inspections	\$19,010	\$40,868	\$(27,216)	\$32,661	\$25,495	\$(23,668)	\$34,488
		<b>\$488,116</b>	<b>\$383,380</b>	<b>\$(315,495)</b>	<b>\$556,001</b>	<b>\$171,940</b>	<b>\$(220,579)</b>	<b>\$507,362</b>

Voted June 6, 2006 - 7:13 P.M.

**Article 27. Supplemental Revolving Funds.**

**Unanimously Voted TO “Take No Action”** to authorize the establishment of supplementary revolving funds under Massachusetts General Law Chapter 44 Section 53E1/2 or similar applicable sections to allow certain Town departments to raise and expend funds to make good certain budget cuts or deficiencies in Fiscal Year 2007.

Voted June 6, 2006 - 10:12 P.M.

**Article 28. Report of the Community Preservation Committee and Appropriation From the Community Preservation Fund.**

**Unanimously Voted** to Receive the Report of the Community Preservation Committee and that the Town will raise and appropriate \$2,138,400 from the Fiscal 2007 Community Preservation Fund in accordance with Chapter 44B as follows:

	Description	Amount	Category
a)	Main Street Fire Station Restoration (exterior and roof repairs)	\$140,000	Historic Preservation
b)	Stevens memorial Library Restoration (windows and roof repairs)	\$95,500	Historic Preservation
c)	Machine Shop Village Transportation Enhancements Grant Application	\$5,000	Historic Preservation
d)	Historic Town Records Restoration — Phase II	\$50,000	Historic Preservation
e)	Aplin Field (new playground)	\$28,500	Recreation/Open Space
f)	Reynolds Field (new playground)	\$30,000	Recreation/Open Space
g)	Stevens Pond Beach Restoration (new bath house and rehabilitation of recreation structures)	\$186,000	Recreation/Open Space
h)	Open Space Stewardship Program (creation of trails, parking areas, and information kiosks)	\$70,000	Recreation/Open Space
i)	Principal and interest expenses: Half Mile Hill Summit and Sunnyridge (Cullen Property)	\$1,300,000	Open Space
j)	Reserve for Future Expenditures	\$228,400	Affordable Housing
k)	Administrative Costs	\$5,000	Administration
<b>Total 2007 Appropriations</b>		<b>\$2,138,400</b>	

Voted June 6, 2006 - 10:15 P.M.

**Article 29. Change Community Preservation Act Surcharge.**

To see if the Town will vote to change the Community Preservation Act surcharge on real property from 3 (three) percent of the real estate tax levy against real property to 1 (one) percent.

*Petition of Edwin P. Tripp, III and others*

**ARTICLE 29 DEFEATED**

Voted June 6, 2006 - 10:18 P.M.

**Article 30. Amend General Bylaws – Chapter 59-8 – Town Meetings – Procedures for Initial Funding and Approval of Collective Bargaining Agreements.**

**Unanimously Voted TO “Take No Action”** to amend the General Bylaws Chapter 59 – Town Meetings by inserting a new section – Section 8 “Procedures for Initial Funding and Approval of Collective Bargaining Agreements”.

**Chapter 59-8. Procedures for Initial Funding and Approval of Collective Bargaining Agreements.**

Section 1:

Town Meeting shall not make any appropriation for any line item of any budget or any expenditure for a new labor contract which will require the reduction of personnel to fund such contract.

Section 2:

Town Meeting shall not approve any appropriation for any line item of any budget or any expenditure which shall fund any new labor contract where the total payroll and related payroll costs increase in the

contract is in excess of two and one-half per-cent (2.5%) per year over the preceding year's respective payroll and payroll related costs for the term of the contract, unless it complies with Section 1 and the total payroll and estimated payroll related costs increase over the current year's cost for the term of the contract do not exceed 2 ½% times each year of the contract term.

Section 3: Definitions and Procedures:

Payroll and payroll related cost increases shall be defined as the total annual payroll cost increase in a contract plus estimated annual increases in payroll related costs, including, but not limited to, all employee benefits such as additional time off, health insurance and pensions costs, whether paid by the Town or deducted and/or charged by the Commonwealth of Massachusetts in computing local aid to the Town, and payroll tax increases. Payroll cost and payroll related costs shall include all amounts paid to or on behalf of former employees and retired employees previously covered by the contract for post retirement health insurance and pension benefits. All costs used to determine the percentage increase shall be done on a pro rata basis but need not require an individual allocation of costs. Cost increases not specifically identifiable to a particular employee or a current or former group of employees shall be allocated on a pro rata basis to all employees of the Town.

The percentage increase provided for in any new labor contract shall be made by the Board of Selectmen or the School Committee that approve the terms of said contract for consideration of funding and approval by way of appropriation by Town Meeting and such computations including the percentage increase shall be reviewed by the Finance Committee, which shall present the computations and contract to Town Meeting in a separate warrant article for consideration. In the case of the School Department budget, the finance committee shall present an article with the contracts included and a separate article without the contract included.

Any portion of this By Law deemed not acceptable by the Attorney General shall not affect others provisions of this By Law.

*Petition of Robert Ercolini and others*

Voted June 6, 2006 - 10:37 P.M.

**Article 31. Amend General Bylaws – Add Chapter 143 - Public Notice.**

**Unanimously Voted to “Take No Action”** to adopt By Law entitled “Public Notice”, Chapter 143 to provide that:

**Section 143-1: Public Notice Using Internet**

Any and all information currently required to be printed in a newspapers or otherwise published or posted by the Town, School Department or residents doing business with the Town will be made available on a separate web site established by the Town of North Andover entitled Public Notices for Town and School Departments and to request that the Board of Selectmen and School Committee prepare and file a “Home Rule Petition to the General Court of the Commonwealth of Massachusetts” for the purpose of requesting appropriate authority to publish certain notices and documents on this web site in lieu of publishing these “Public Notices” in newspapers that the Board of Selectmen and School Committee deem appropriate in their sole discretion for the purposes of reducing costs incurred by the town and its residents and for the purpose of making such “Public Notices” more available to the residents of the Town and others.

*Petition of Robert Ercolini and others*

Voted June 6, 2006 – 10:38 P.M.

**Article 32. Amend General Bylaws – New Section 143-2 - Public Notice Information.**

**Unanimously Voted to “Take No Action”** to amend the General Bylaws of the Town of North Andover by adding a new Section 143-2 entitled “Public Notice Information” to provide that:

**Section 143-2: Public Notice Information**

The Town of North Andover through its computer systems will contemporaneously publish, when a document is issued or otherwise made available on any Town or School Departments computer systems, on either the Town of North Andover official Web Site and/or the Town of North Andover School Department official Web Site, all information subject to the Massachusetts Public Information Law and that any information or documents withheld will be identified in detail along with the reason for the decision not to publish them and the person designated by the Town or the School Department to make that decision.

This information published on these web sites shall include, but not be limited to, all information required to be published in the Town’s Annual Report, monthly and yearly financial statements, reports issued by committees, budgets, general ledgers, detailed listing of cash receipt and disbursement journals, labor and all other contracts including contracts proposed for appropriation at Town Meeting, detailed listing of all property assessments by property class and related tax assessments, minutes of all meetings and related attachments presented to board or meeting members, correspondence of the Town and School departments, all submissions to and decisions or correspondence issued by the all departments of the Town, including but not limited to the Planning Board, Conservation Commission, Zoning Board of Appeals, Board of Health, and Finance Committee, all standardized school test results, all correspondence to and from the to the Department of Education, Bureau of Accounts and other governmental agencies.

The Town and School Department official web sites shall also establish as soon as possible Bulletin Boards on their sites for use by residents of the Town to identify and discuss all Town and school related issues in a forum where residents are required to identify themselves in order to participate in a discussion or forum, but need not identify themselves to review the information on the bulletin boards.

These Town and School web sites shall maintain information for at least a five year period. The implementation period of this By Law which shall be two years from the date of enactment and the Town and School Departments shall first provides residents of the Town with current information as to the Town and School department’s activities and then add historical data.

*Petition of Robert Ercolini and others*

Voted June 6, 2006 – 10:40 P.M.

**Article 33. Establishment of Affordable Housing Trust Fund.**

**Voted by Majority Vote** to accept the provisions of Massachusetts General Laws Chapter 44 Section 55C, and also to delete Chapter 28 - Housing Trust Fund - from the North Andover General Bylaws, and replace it with the following Chapter 28 - Housing Trust Fund:

Chapter 28 Housing Trust Fund

**§ 28-1. Name of the Trust**

The trust shall be called the “Town of North Andover Affordable Housing Trust Fund”.

**§ 28-2. Purpose**

The purpose of the Trust shall be to provide for the preservation and creation of affordable housing in the

Town of North Andover for the benefit of low and moderate-income households. In furtherance of this purpose, the Trustees are hereby authorized, in accordance with the procedures set forth herein, to acquire by gift, purchase or otherwise real estate and personal property, both tangible and intangible, of every sort and description; to use such property, both real and personal, in such manner as the Trustees shall deem most appropriate to carry out such purpose, provided however, that all property held by the Trust and the net earnings thereof shall be used exclusively for the preservation and creation in the Town of North Andover of affordable housing for the purposes for which this Trust was formed.

### **§ 28-3. Tenure of Trustees**

There shall be a Board of Trustees consisting of not less than five nor more than seven Trustees who shall be appointed by the Board of Selectmen. At least one of the Trustees shall be a member of the Board of Selectmen. Only persons who are residents of the Town of North Andover shall be eligible to hold the office of Trustee. Trustees shall serve for a term of two years, except that two of the initial trustee appointments shall be for a term of one year, and may be re-appointed at the discretion of the Board of Selectmen. Any Trustee who ceases to be a resident of the Town of North Andover shall cease to be a Trustee hereunder and shall promptly provide a written notification of the change in residence to the Board and to the Town Clerk. Any Trustee may resign by written instrument signed and acknowledged by such Trustee and duly filed with the Town Clerk. If a Trustee shall die, resign, or for any other reason cease to be a Trustee hereunder before his/her term of office expires, a successor shall be appointed by the Board of Selectmen to fill such vacancy provided that in each case the said appointment and acceptance in writing by the Trustee so appointed is filed with the Town Clerk. No such appointment shall be required so long as there are five Trustees in office. Upon the appointment of any succeeding Trustee and the filing of such appointment, the title to the Trust estate shall thereupon and without the necessity of any conveyance be vested in such succeeding Trustee jointly with the remaining Trustees. Reference to the Trustee shall mean the Trustee or Trustees for the time being hereunder.

### **§ 28-4. Meetings of the Trust**

The Trust shall meet at least quarterly at such time and at such place as the Trustees shall determine. Notice of all meetings of the Trust shall be given in accordance with the provisions of the Open Meeting Law, Massachusetts General Laws Chapter 39, Sections 23A, 23B and 23C. A quorum at any meeting shall be a majority of the Trustees qualified and present in person.

### **§ 28-5. Powers of Trustees**

The Board of Trustees shall have the following powers which shall be carried out in accordance with and in furtherance of the provisions of Massachusetts General Laws Chapter 44, Section 55C:

- A. With the approval of the Board of Selectmen, to accept and receive property, whether real or personal, by gift, grant, devise, or transfer from any person, firm, corporation or other public or private entity, including without limitation, grants of funds or other property tendered to the trust in connection with provisions of any zoning by-law or any other by-law;
- B. With the approval of the Board of Selectmen, to purchase and retain real or personal property, including without restriction investments that yield a high rate of income or no income;
- C. With the approval of the Board of Selectmen and Town Meeting, to sell, lease, exchange, transfer or convey any real property at public auction or by private contract for such consideration and on such terms as to credit or otherwise, and to make such contracts and enter into such undertakings relative to trust real property as the Trustees deem advisable notwithstanding the length of any such lease or contract;
- D. With the approval of the Board of Selectmen, to sell, lease, exchange, transfer, or convey any personal property at public auction or by private contract for such consideration and on such terms as to credit or otherwise, and to make such contracts and enter into such undertakings relative to trust personal property notwithstanding the length of any such lease or contract;
- E. To execute, acknowledge and deliver deeds, assignments, transfers, pledges, leases, covenants, contracts, promissory notes, releases and other instruments sealed or unsealed, necessary, proper or incident to any transaction in which the board engages for the accomplishment of the purposes of the trust;

- F. To employ advisors and agents, such as accountants, appraisers and lawyers as the trustees deem necessary;
- G. To pay reasonable compensation and expenses to all advisors and agents and to apportion such compensation between income and principal as the trustees deem advisable;
- H. To apportion receipts and charges between income and principal as the trustees deem advisable, to amortize premiums and establish sinking funds for such purpose, and to create reserves for depreciation depletion or otherwise;
- I. With the approval of the Board of Selectmen, to participate in any reorganization, recapitalization, merger or similar transactions; and to give proxies or powers of attorney with or without power of substitution, to vote any securities or certificates of interest, and to consent to any contract, lease, mortgage, purchase or sale of property, by or between any corporation and any other corporation or person;
- J. With the approval of the Board of Selectmen, to deposit any security with any protective reorganization committee, and to delegate to such committee such powers and authority with relation thereto as the trustees may deem proper and to pay, out of trust property, such portion of expenses and compensation of such committee as the board, with the approval of the Board of Selectmen, may deem necessary and appropriate;
- K. To carry property for accounting purposes other than acquisition date values;
- L. With the approval the Board of Selectmen and the approval of Town Meeting by a two-thirds majority vote, to incur debt, to borrow money on such terms and conditions and from such sources as the trustees deem advisable, and to mortgage and pledge trust assets as collateral;
- M. With the approval of the Board of Selectmen, to disburse trust funds for the purpose of making loans or grants in furtherance of the creation or preservation of affordable housing in North Andover upon such terms as the Trustees shall deem most appropriate to carry out such purposes;
- N. To make distributions or divisions of principal in kind;
- O. To comprise, attribute, defend, enforce, release, settle or otherwise adjust claims in favor or against the trust, including claims for taxes, and to accept any property, either in total or partial satisfaction of any indebtedness or other obligation, and subject to the provisions of G.L. Chapter 44, Section 55C, to continue to hold the same for such period of time as the board may deem appropriate;
- P. To manage or improve real property and, with the approval of the Board of Selectmen and Town Meeting, to abandon any property which the trustees determine not to be worth retaining;
- Q. To hold all or part of the trust property uninvested for such purposes and for such time as the trustees may deem appropriate; and
- R. To extend the time for payment of any obligation to the trust.

**§ 28-6. Funds Paid to the Trust**

Notwithstanding any general or special law to the contrary, all moneys paid to the trust in accordance with any zoning by-law, exaction fee, or private contribution shall be paid directly into the trust and need not be appropriated or accepted and approved into the trust. General revenues appropriated into the trust become trust property and these funds need not be further appropriated to be expended. All moneys remaining in the trust at the end of any fiscal year, whether or not expended by the board within one year of the date they were appropriated into the trust, remain trust property.

**§ 28-7. Acts of Trustees**

A majority of Trustees may exercise any or all of the powers of the Trustees hereunder and may execute on behalf of the Trustees any and all instruments with the same effect as though executed by all the Trustees. No Trustee shall be required to give bond. No license of court shall be required to confirm the validity of any transaction entered into by the Trustees with respect to the Trust Estate.

**§28-8. Liability**

Neither the Trustees nor any agent or officer of the Trust shall have the authority to bind the Town, except in the manner specifically authorized herein. The Trust is a public employer and the Trustees are public employees for the purposes of G.L. Chapter 268A. The Trust shall be deemed a municipal agency and the Trustees special municipal employees for the purposes of Massachusetts General Laws Chapter 268A.

**§ 28-9. Taxes**

The Trust is exempt from Massachusetts General Laws Chapter 59 and 62, and from any other provisions concerning payment of taxes based upon or measured by property or income imposed by the Commonwealth or any subdivision thereto.

**§ 28-10. Custodian of Funds**

The Town Treasurer shall be the custodian of the funds of the Trust. The books and records of the Trust shall be audited annually by an independent auditor in accordance with accepted accounting practices for municipalities.

**§ 28-11. Governmental Body**

The Trust is a governmental body for purposes of Sections 23A, 23B and 23C of Massachusetts General Laws Chapter 39.

**§ 28-12. Board of the Town**

The Trust is a board of the Town for purposes of Massachusetts General Laws Chapter 30B and Section 15A of Massachusetts General Laws Chapter 40; but agreements and conveyances between the trust and agencies, boards, commissions, authorities, departments and public instrumentalities of the town shall be exempt from said Chapter 30B.

**§ 28-13. Duration of the Trust**

This Trust shall be of indefinite duration, until terminated in accordance with applicable law. Upon termination of the Trust, subject to the payment of or making provisions for the payment of all obligations and liabilities of the Trust and the Trustees, the net assets of the Trust shall be transferred to the Town and held by the Board of Selectmen for affordable housing purposes. In making any such distribution, the Trustees may, subject to the approval of the Board of Selectmen, sell all or any portion of the Trust property and distribute the net proceeds thereof or they may distribute any of the assets in kind. The powers of the Trustees shall continue until the affairs of the Trust are concluded.

**§ 28-14. Recordings**

The Board of Selectmen may authorize the Trustees to execute, deliver, and record with the Registry of Deeds any documents required for any conveyance authorized hereunder.

**§ 28-15. Titles**

The titles to the various Articles herein are for convenience only and are not to be considered part of said Articles nor shall they affect the meaning or the language of any such Article.

*Petition of the Housing Partnership Committee*

Voted June 6, 2006 - 10:44 P.M.

**Article 34. Intermunicipal Joint Purchasing Agreement – Community Software Consortium.**

**Unanimously Voted** to authorize the municipality to enter into an intermunicipal joint purchasing agreement pursuant to Massachusetts General Laws Chapter 40 Section 4A for the provision of technology solutions and related consulting and support services with the Community Software Consortium, preserving the rights and privileges established in prior agreement(s). The duration of this

agreement, in accordance to statute, shall be for no more than 25 years, with the ability of the community to withdraw from this agreement at any time. The annual obligation of the municipality under this agreement will be paid from the participating departments' expense appropriations. The annual obligation is determined by membership vote pursuant to the consortium's bylaws.

*Petition of the Board of Assessors*

Voted June 6, 2006 - 10:50 P.M.

**Article 35. Continue Provisions of Massachusetts General Law, Chapter 59 Section 5k – Property Tax Liability Reduction, Volunteers Over Age 60.**

**Unanimously Voted** that the Town continue the provisions of Massachusetts General Law, Chapter 59 Section 5k which establishes a program to allow persons over the age of 60 to volunteer 100 hours per year to provide services to the Town to reduce their real estate property tax provided, however, that any rules and regulations promulgated by the Board of Selectmen to implement this program establish an amount to be allocated under this program not to exceed \$12,000.

Voted June 6, 2006 - 10:52 P.M.

**Article 36. Petition the General Court – Amend Town Charter - Chapter 7 - Section 8-1- Expand Board of Health to Five Members.**

**Unanimously Voted** to authorize the Board of Selectmen to Petition the Legislature to Amend Chapter 7, Section 8.1 of the Charter of the Town of North Andover, by deleting the words “three members” and replacing with the words “five members” so that Section 8.1 would read as follows:

“A Board of Health of five members, one of whom shall be a licensed physician in the commonwealth, shall be appointed by the Town Manager for three-year overlapping terms, unless the manager shall replace the board with a health agent, with the approval of the Board of Selectmen, in accordance with general law.”

and further amended on motion of Thomas Trowbridge seconded by Keith A . Mitchell **Unanimously Voted** to amend Section 8.1 of the Charter by deleting “unless the manager shall replace the board with a health agent, with the approval of the Board of Selectmen, in accordance with general law.”

**Chapter 7 Section 8.1 of the Charter of the town of North Andover to read as follows:**

**Chapter 7 Section 8 Board of Health**

**7-8-1** A board of health of five members, one of whom shall be a licensed physician in the Commonwealth, shall be appointed by the Town Manager for three-year overlapping terms.

Voted June 6, 2006 - 10:57 P.M.

**Article 37. Petition the General Court – Health Insurance Benefits –Town of North Andover Elected officials.**

**Voted** to Petition the General Court to pass a Special Act as follows:

“Notwithstanding Massachusetts General Laws Chapter 32B or other laws to the contrary, health insurance benefits for elected officials shall not be provided in the Town of North Andover”

**YES—282 NO—73**

Voted June 5, 2006 - 10:35 P.M.

**Article 38. Amend North Andover Zoning Bylaw – Section 4.122(14)(B)(b)-Residence 4 District.**

**Unanimously Voted** to amend the Town of North Andover Bylaw, Section 4.122(14)(B)(b) to clarify the ambiguity in the language of the zoning bylaw involving the demolition of residential homes within the Residential 4 (R4) and the construction of new multi-family residence, by making the following changes:

Amending Section 4.122(14)(B)(b) - by adding the underlined language to read as follows:

**4.122.14 Residence 4 District**

**14. Residential Dwellings**

A. Dwelling Types

- a. One Family Dwelling.
- b. Two family dwellings, by special permit from the Zoning Board of Appeals in accordance with Sections 10.3 and 4.122.14.D of this Bylaw.

B. Conversions - The conversion of an existing one-family to a two-family dwelling, by special permit from the Zoning Board of Appeals in accordance with Sections 10.3 and 4.122.14.D of this Bylaw, provided that conversion from a one-family to a two-family dwelling meets the following additional requirements:

- a. If a conversion involves increasing the size of an existing structure, the expansion area shall not exceed 50% of the original building's gross floor area up to a maximum of 1500 s.f. The size of the second dwelling unit can never exceed 1500 s.f.
- b. If a conversion involves razing an existing structure, the gross floor area of the new residential structure shall not exceed 150% of the gross floor area of the original building, nor shall the new structure be more than 1,000 square feet of gross floor area larger than the original structure, whichever is less. The size of the second dwelling unit may never exceed 1,500 square feet. If an existing lot is subdivided to form two or more new lots, and the existing structure lies within more than one of the new lots, **and if the existing structure is to be razed in connection with the conversion,** then new buildings on any lot formerly covered by the existing structure must comply with all the provisions of 4.122.14B of the Bylaw. Newly created lots not formerly covered by the existing structure must meet the requirements of 4.122.14D of the Bylaw.

Voted June 6, 2006 – 11:02 P.M.

**Article 39. Amend North Andover Zoning Bylaw – Section 10.31(1) – Conditions for Approval of Special Permit.**

To see if the Town will vote to amend Section 10.31(1) to modify existing and to incorporate additional conditions for approval of a special permit by making the following changes.

Amending Sections Section 10.31(1) by adding the underlined language to read as follows:

**10.31 Conditions for Approval of Special Permit**

1. The Special Permit Granting Authority shall not approve any such application for a Special permit unless it finds that in its judgment all the following conditions are met:
  - a. The specific site is an appropriate location for such a use, structure or condition;
  - b. Social, economic, or community needs which are served by the proposal;
  - c. The use as developed will not adversely affect the neighborhood character;
  - d. There will be no nuisance or serious hazard to vehicles or pedestrians;
  - e. Adequate and appropriate facilities will be provided for the proper operation of the proposed use;

- f. The Special Permit Granting Authority shall not grant any Special Permit unless they make a specific finding that the use is in harmony with the general purpose and intent of this Bylaw.

*Petition of the Planning Board*

**Article Defeated by Unanimous Vote**

JUNE 6, 2006 - 11:03 P.M.

**Article 40. Amend Zoning Map – Davis Street – Assessors Map 70 – Parcel 18 From General Business (GB) to Residential 4 (R4).**

To see if the Town will vote to amend the Zoning Map of the Town of North Andover to rezone a parcel of land located at Davis Street, with an address of 160 Pleasant Street, North Andover, MA from General Business (GB) to Residence 4 (R4).

Said parcel of land being a portion of North Andover Assessor’s Map 70, Parcel 18 and located on the Southerly side of Davis Street approximately 86.15 feet Easterly of the intersection of Davis Street with Pleasant Street.

Said parcel is more particularly bounded and described as follows:

NORTHERLY by Davis Street, 86.15 feet;  
EASTERLY by land now or formerly of Learning Center Associates 96.50 feet;  
SOUTHERLY by other land of KSJ Realty Trust, 85.16 feet; and  
WESTERLY by land formerly of Michael J. and Judy M. Pollizzotti, now of Scott Steinberg and Jennifer L. Steinberg, 111.50 feet

Containing 8,850 square feet of land, more or less.

Meaning and intending to rezone a portion of land owned by Joseph G. Levis, Trustee of KSJ Realty Trust. For further reference see deed dated January 19, 2005 and recorded in the North Essex Registry of Deeds, at Book 9310, Page 218.

*Petition of Joseph G. Levis and others*

**Unanimously Voted TO “REFER BACK TO THE PLANNING BOARD FOR FURTHER STUDY”**

Voted June 6, 2006 - 11:05 P.M.

**Article 41. Amend Zoning Bylaw – Watershed Protection District – Sections 4.136(3)(c)(ii) and (iii).**

**Unanimously Voted** to amend the Town of North Andover Zoning Bylaw, Sections 4.136(3)(c)(ii) and 4.136(3)(c)(iii) to modify certain uses within the Non-Disturbance Zone of the North Andover Watershed Protection District by inserting language specifying the maximum allowable square footage for the construction of an accessory structure or expansion to the existing primary structure.

Sections 4.136(3)(c)(ii) and 4.136(3)(c)(iii) now reads:

**Non-Disturbance Buffer Zone**

- c. There shall exist a Non-Disturbance Buffer Zone within the Watershed Protection District which shall consist of all land areas located between one hundred fifty (150) feet and two hundred fifty (250) feet horizontally from the annual mean high water mark of Lake Cochichewick, and between seventy five (75) feet and one hundred fifty (150) feet horizontally from the edge of all wetland resource areas (as defined in M.G.L. Chapter 131, Section 40, and the Town Wetland Bylaw) located within the Watershed.

- i. **Allowed Uses:** All of the Allowed Uses listed in Section 3 (a)(i) of this Watershed Protection District Bylaw are allowed in the Non-Disturbance Zone except as noted.
- ii. **Uses allowed by Special Permit:** The following uses shall be allowed within the Non-Disturbance Buffer Zone only by Special Permit issued pursuant to Section 4 of this Watershed Protection district Bylaw:
  - (1) Any activities which cause a change in topography or grade.
  - (2) Vegetation removal or cutting, other than in connection with agricultural uses or maintenance of a landscape area.
  - (3) Construction of a new permanent structure only after a variance has been granted by the Zoning Board of Appeals.
  - (4) Replacement of any permanent structure.
  - (5) Any surface or sub-surface discharge, including but not limited to, stormwater runoff; drainage of any roadway that is maintained by the Division of Public Works or any private association; outlets of all drainage swales; outlets of all detention ponds.
  - (6) Construction of any accessory structure or expansion of any existing structure by less than twenty five (25) percent of the gross floor area of the existing structure.
- iii. **Prohibited Uses:** The following uses are specifically prohibited within the Non-Disturbance Buffer Zone:
  - (1) All of the Prohibited Uses listed in Section 3(c)(iii) of this Watershed Protection District bylaw are prohibited in the Non-Discharge Zone.
  - (2) Construction of any septic system.
  - (3) Construction of any new permanent structure, or expansion of an existing structure by twenty-five (25) percent or more of the gross floor area of the existing structure.

Sections 4.136(3)(c)(ii) and 4.136(3)(c)(iii) as amended to read (new text underlined):

**Non-Disturbance Buffer Zone**

- c. There shall exist a Non-Disturbance Buffer Zone within the Watershed Protection District which shall consist of all land areas located between one hundred fifty (150) feet and two hundred fifty (250) feet horizontally from the annual mean high water mark of Lake Cochichewick, and between seventy five (75) feet and one hundred fifty (150) feet horizontally from the edge of all wetland resource areas (as defined in M.G.L. Chapter 131, Section 40, and the Town Wetland Bylaw) located within the Watershed.
  - i. **Allowed Uses:** All of the Allowed Uses listed in Section 3 (a)(i) of this Watershed Protection District Bylaw are allowed in the Non-Disturbance Zone except as noted.
  - ii. **Uses allowed by Special Permit:** The following uses shall be allowed within the Non-Disturbance Buffer Zone only by Special Permit issued pursuant to Section 4 of this Watershed Protection district Bylaw:
    - (1) Any activities which cause a change in topography or grade.
    - (2) Vegetation removal or cutting, other than in connection with agricultural uses or maintenance of a landscape area.
    - (3) Construction of a new permanent structure only after a variance has been granted by the Zoning Board of Appeals.
    - (4) Replacement of any permanent structure.
    - (5) Any surface or sub-surface discharge, including but not limited to, stormwater runoff; drainage of any roadway that is maintained by the Division of Public Works or any private association; outlets of all drainage swales; outlets of all detention ponds.

- (6) Construction of any accessory structure or expansion of any existing structure by less than twenty five (25) percent of the gross floor area **if the existing structure exceeds 2,500 square feet.**
- (7) **Construction of any accessory structure or expansion of any existing structure by less than fifty (50) percent of the gross floor area of the existing primary structure is less than 2,500 square feet and the primary structure will be connected to municipal sewer upon completion of the project.**

iii. Prohibited Uses: The following uses are specifically prohibited within the Non-Disturbance Buffer Zone:

- (1) All of the Prohibited Uses listed in Section 3(c)(iii) of this Watershed Protection District bylaw are prohibited in the Non-Discharge Zone.
- (2) Construction of any septic system.
- (3) Construction of any new permanent structure, or expansion of an existing structure **except as allowed by Special Permit per Section 3.c.ii.**

Voted June 6, 2006 - 11:06 P.M.

**Article 42. Amend General Bylaws – Chapter 178, Section 9 - Wetlands Protection – Rules and Regulations.**

**Unanimously Voted** to amend Chapter 178 Section 9 Rules and Regulations, of the North Andover Wetlands Protection Bylaw to insert the words “procedures governing small projects,” between the words in “...in wetland resource areas,” and “and such other information...” so that Chapter 178 Section 9 Rules and Regulations, would read as follows:

**Chapter 178 Section 9:** The Commission shall be empowered to establish Rules and Regulations to govern its affairs, including but not limited to fees, definitions, use of consultants, security to assure performance, performance standards for work in wetland resource areas, **procedures governing small projects**, and such other information which it deems necessary to discharge its responsibilities. After due notice and public hearing, the Commission may promulgate such rules and regulations to effectuate the purposes of this Bylaw, by majority vote of the duly appointed members. Failure by the Commission to promulgate such rules and regulations; or a legal declaration of their invalidity by a court of law shall not act to suspend or invalidate the effect of this By-law; or to take any other action relative thereto.

*NOTE: The full text of Chapter 178 is available at the Town Clerk’s office and on the Town of North Andover Web site at [www.townofnorthandover.com](http://www.townofnorthandover.com).*

**Chapter 178 – Wetlands Protection as amended by Article 42 reads as follows:**

The purpose of this Bylaw is to preserve and protect the wetland resource areas (as specified in Section 178.2) of the Town of North Andover by regulation of, and control of, activities (as specified in Section 178.2) deemed by the North Andover Conservation Commission (the “Commission”) to have significant or cumulatively detrimental effect upon the following interests and values, including: public or private water supply; groundwater; the prevention and control of flooding, erosion, sedimentation, storm damage, and/or pollution; protection of fisheries, wildlife, wildlife habitat and recreation.

§178.2 Jurisdiction.

Except as permitted in writing by the Commission, or as provided in this Bylaw, no person shall engage in the following activities (“activities”): removal, filling, dredging, discharging into, building upon, or otherwise altering or degrading the wetland resource areas described in the following sentence. The Town’s wetland resource areas consist of:

- 1) any isolated vegetated wetland,

- 2) any ephemeral pool
- 3) any vegetated wetland bordering on any creek, river, stream, pond or lake,
- 4) any bank, beach, marsh, wet meadow, bog, or swamp,
- 5) any land under any creek, river, stream, pond or lake,
- 6) any 100-foot buffer zone of wetland areas 1-5 listed above,
- 7) any land subject to storm flowage, or flooding by groundwater or surface water,
- 8) and the 200-foot riverfront area.

The following waterbodies and contiguous 200-foot zones on either side of the waterbody in North Andover have been identified by the Commission as riverfront areas: Mosquito Brook, Rocky Brook, Boston Brook, Cochichewick Brook, Merrimack River and Shawsheen River (See Figure 1-3 – North Andover Riverfront Area Maps).

The wetland resource areas listed in 1-8 above are protected in addition to the wetland resource areas protected under the Massachusetts Wetlands Protection Act M.G.L. Chapter 131, Section 40 (“the Act”) and its accompanying regulations 310 CMR 10.00.

The Commission shall not grant such permission without receiving written notice of the intention to conduct such activity, and without issuing written permission to do so all in compliance with the provisions of this Bylaw.

#### §178.3 Exemptions.

This Bylaw shall not apply to the following activities:

1. Emergency projects as defined in the Commission’s regulations (Section II); or
2. Maintenance, repair or replacement, without substantial change or enlargement, of existing and lawfully located structures or facilities used in the service of the public and used-to provide electric, gas, water, telephone, or other telecommunication services to the public; or
3. Normal maintenance of land in agricultural use, as defined in the Commission’s regulations (Section II); or
4. Maintenance and repair of existing public ways.

#### §178.4 Applications to perform work and information required.

All applications to perform activities in the Town’s resource areas shall be either in the form of a Request for Determination or a Notice of Intent, or both. Such applications shall contain data and plans as specified in the Commission’s regulations, and shall be submitted in complete written form to the Commission as required by this Bylaw, regulations, and application checklist (Appendix A of Regulations). The date which serves to commence the Commission’s deliberation period is the date of receipt of the application at its offices, during regular office hours. The Town Conservation Administrator shall be granted the power to make determinations of completeness for applications submitted to the Commission and reject, within two (2) business days, those applications that do not meet the minimum submittal requirements of this Bylaw, regulations, and application checklist. In order to provide sufficient review time the Commission may continue a public hearing or public meeting if new information is submitted by the applicant, or applicant’s agent, less than seven (7) business days before the scheduled public hearing or public meeting.

The applicable forms may be obtained from the Commission and must be signed by the applicant or applicant’s agent where required. The Commission may require further information by Regulation, guideline, or as otherwise deemed necessary by the Commission. In order to comply with the provisions of this Bylaw, each application must be complete as filed, and must comply with the rules set forth herein and Commission regulations. No such application shall be accepted as complete before all permits, variances, and approvals required by the Bylaws of the Town with respect to the proposed activity, at the time of such Notice, have been applied for or obtained. Such Application shall also include any information submitted in connection with such permits, variances, and approvals that is necessary to describe the effect of the proposed activity on the resource areas.

§178.5      Hearings.

A) Combination with State Law Hearing:

The said Commission, in its discretion, may hear any oral presentation under this Bylaw at the same public hearing required to be held under the provisions of chapter 131, section 40, of the Massachusetts General Laws. Notice of the time and place of such hearing(s) shall be given as required below.

B) Notice: Notice of the time and place of the hearing shall be given at the applicant's expense, not less than seven (7) calendar days prior to the public hearing, by publication in a newspaper of general circulation in North Andover, and by mailing a copy of such notice to all land owners within 300 feet of the land on which the work is proposed. All publications and notices shall contain the name of the applicant, a description of the area where the activity is proposed by street-address, if any, or other adequate identification of the location of the area or premises which is the subject of the notice, the date, time and place of the public hearing, the subject matter of the hearing, and the nature of the action or relief requested, if any. Public notice requirements for continued public hearings under this Bylaw shall be the same as the notification requirements set forth in 310 CMR 10.05(5)(b)3.

B) Proof: The applicant shall have the burden of proving by a preponderance of credible evidence that the activity proposed in the Notice of Intent will not cause adverse impacts to any of the interests and values sought to be protected by this Bylaw. Failure to provide to the Commission adequate evidence for it to determine that the proposed activity does not cause adverse impacts shall be sufficient cause for the Commission to deny permission or to grant such permission with such conditions as it deems reasonable, necessary or desirable to carry out the purposes of this Bylaw; or to postpone or continue the hearing to another date certain to enable the applicant and others to present additional evidence, upon such terms and conditions as seem to the Commission to be reasonable.

Due consideration shall be given to possible effects of the proposal on all interests and values to be protected under this Bylaw and to any demonstrated hardship on the petitioner by reason of a denial, as brought forth at the public hearing.

D) Continuances:

The Commission may continue a public hearing or public meeting in the following situations:

1. With the consent of the applicant, to an agreed-upon date which shall be announced at the hearing; or
2. Without the consent of the applicant, to a specific date for the reasons stated at the hearing, including but not limited to receipt of additional information from the applicant or others.

E) Investigations:

The Commission, its agents, officers and employees, may enter upon privately owned land for the purpose of carrying out its duties under this Bylaw and may make or cause to be made such examination or survey as deemed necessary.

§178.6      Orders And Decisions.

A) All Orders and Decisions:

If the Commission determines that the proposed activity does not require the imposition of conditions to preserve and protect the interests of this Bylaw, the applicant shall be so notified in writing.

If, after the hearing, the Commission determines that the proposed activity is significant to one or more interests and values of this Bylaw, the Commission may vote to issue written Orders of Conditions within 21 days of the close of the public hearing. The Commission may impose such conditions, safeguards and limitations on time and use upon such activity as it deems necessary to protect those interests.

The Commission may prohibit such activity altogether, in the event that it finds that the interests and values of this Bylaw can not be preserved and protected by the imposition of such conditions, safeguards or limitations.

B) Security to Assure Performance:

The Commission may, as a part of its Order of Conditions, require, in addition to any security required by any other Town or State Board, Commission, agency or officer, that the performance and observance of the conditions, safeguards and limitations imposed under this Bylaw on the applicant and owner be secured by one, or both, of the methods described in the following clauses:

1. Deposit:

By the deposit of money, sufficient to complete the work as proposed, to secure performance of the conditions and observance of the safeguards of such Order of Conditions. Such security, if filed or deposited, shall be approved as to form and manner of execution by Town Counsel or the Town Treasurer.

2. Land Restrictions(s):

By a conservation restriction, easement, or other covenant running with the land, executed and properly recorded (or registered, in the case of registered land).

C) Duration of Orders:

All Orders of Conditions shall expire three (3) years after the date of issuance. An Order of Conditions may be extended for one year upon the request of the applicant. The request for an extension of an Order of Conditions shall be made to the Commission at least 30 days prior to expiration of the Order of Conditions. The Commission may grant only two (2) extensions for an individual Order of Conditions.

No activity governed by an Order of Conditions shall be performed unless and until all permits, approvals and variances required by the Bylaws of the Town shall have been obtained, such Order of Conditions or notification shall have been recorded or registered at the Essex North District Registry of Deeds or in the North Essex District of the Land Court Department, and all applicable appeal periods have expired. The Commission shall have the right to record or register its Order of Conditions with said Registry or Registry District. In the event that an Order of Conditions issued pursuant to this Bylaw is identical to a final Order of Conditions issued pursuant to the provisions of MGL Chapter 131, Section 40, only one such order need be recorded or registered.

D) Modifications, Amendments, Revocations:

The Commission shall have the power (on its own motion or upon the petition of the applicant, or any person interested) to modify, amend, or revoke an Order of Conditions. In revoking an Order of Conditions the Commission shall officially notify the interested parties through certified mail and hold a public hearing within 21 days of the notification date. In the case of an amendment to an Order of Conditions, the Commission shall have the discretion to decide if a public hearing is warranted. This decision shall be based on the potential impact of proposed work and its effect on the ability of the identified wetland resource areas to provide those interests as defined under the Act and Bylaw. No public hearing is required for a modification to an Order of Conditions. Written notification to the applicant by certified mail is required in all cases where the Commission initiates a modification, amendment or revocation of an Order of Conditions.

§178.7 Certificates of Compliance.

The Commission shall, upon receiving a written request and weather permitting, inspect the resource areas where the activity governed by an Order of Conditions was carried out and issue a Certificate of Compliance (or Partial Certificate of Compliance) to the owner of the property, applicant, or applicant's representative, in a form suitable for recording or registering, if it shall determine that all of the activity or activities, or portions thereof, limited thereby have been completed in accord with said order.

§178.8 Responsibility For Compliance.

After the recording of a Notice of Violation or Order , any person who purchases, inherits or otherwise acquires real estate upon which work has been done in violation of the provisions of this Bylaw or in violation of any order issued under the Bylaw shall forthwith comply with any such Order or restore such land to its condition prior to any such violation; provided, however, that no action, civil or criminal, shall be brought against such person unless such action is commenced within three years following the recording of the deed or the date of the death by which such real estate was acquired by such person.

§178.9 Rules And Regulations.

The Commission shall be empowered to establish Rules and Regulations to govern its affairs, including but not limited to fees, definitions, use of consultants, security to assure performance, performance standards for work in wetland resource areas, **procedures governing small projects**, and such other information which it deems necessary to discharge its responsibilities. After due notice and public hearing, the Commission may promulgate such rules and regulations to effectuate the purposes of this Bylaw, by a majority vote of the duly appointed members.

Failure by the Commission to promulgate such rules and regulations; or a legal declaration of their invalidity by a court of law shall not act to suspend or invalidate the effect of this Bylaw. **[Underlined Text Added – June 2006 Annual Town Meeting-Article 42- Approved by Attorney General October 16, 2006]**

§179.10 Enforcement, Investigations & Violations

In accord with the provisions of M.G.L. Chapter 40, Sections 21D and 31 as well as every other authority and power that may have been or may hereafter be conferred upon it, the Town may enforce the provisions of this Bylaw, restrain violations thereof and seek injunctions and judgments to secure compliance with its Orders of Conditions. Without limiting the generality of the foregoing:

- A) Any person who violates any provision of this Bylaw or of any condition or a permit issue pursuant to it may be punished by a fine pursuant to Massachusetts General Laws, Chapter 40, section 21. Each day or portion thereof during which a violation continues shall constitute a separate offense; if more than one, each condition violated shall constitute a separate offense. This Bylaw may be enforced pursuant to Massachusetts General Laws Chapter 40, section 21D, by a Town police officer, other persons having police powers, Conservation Commissioners or the Conservation Administrator.

In accordance with Ch. 40 S. 21D, violators shall, at the discretion of the enforcement authorities, be charged a penalty. The penalties for violations of this Bylaw or regulations promulgated hereunder may be assessed as follows:

<u>Violation</u>	<u>Violation/Day</u>
Alteration of any wetland resource area identified in Section 178.2 of this Bylaw:	\$ 100
Violation of any Order of Conditions:	\$ 100
Depositing any refuse, debris, yard waste or construction material in a wetland or water body:	\$ 100
Alteration of any stream or water body:	\$ 100
Any violation of any section of this Bylaw that occurs in the Lake Cochichewick Watershed:	\$ 100

B) In the event of a violation of this Bylaw or of any order issued thereunder, the Commission or its agents may issue a stop work order to the owner, the applicant or applicant's agent by certified mail, return receipt requested, or by posting the same in a conspicuous location on said site. Any person who shall violate the provisions of a stop work order shall be deemed in violation of the Bylaw; but the failure of the Commission to issue a stop work order for any reason shall not prevent the Town from pursuing any other legal remedy at law or in equity to restrain violations of this Bylaw or promulgated regulations and to secure compliance with its Orders.

C) The Town shall be the beneficiary of all fines imposed on account of the violation of this Bylaw or promulgated regulations in order to defray the expense of enforcing the same.

D) Upon request of the Commission, the Board of Selectmen and Town Counsel shall take such legal action as may be necessary to enforce this Bylaw or promulgated regulations and permits issued pursuant to it.

E) Upon recommendation of the Commission, the Board of Selectmen may employ Special Counsel to assist the Commission in carrying out the legal aspects, duties and requirements of this Bylaw and promulgated regulations.

§178.11 Consultant Services Account. [Section 178.11 Disapproved by Attorney General October 20, 1998] All remaining provisions were approved.

§178.12 Captions and Severability.

The captions used herein are for convenience only and are expressly intended to have no legal or binding significance. The invalidity of any section or provision of this Bylaw shall not invalidate any other section or provision thereof, nor shall it invalidate any Order of Conditions or decisions which have previously become final.

Voted June 6, 2006 - 11:07 P.M.

**Article 43. Amend General Bylaws Chapter 178 – Wetlands Protection.**

To see if Town Meeting will vote to eliminate or modify and make less restrictive Chapter 178 of the General Bylaws “WETLANDS PROTECTION”, (set forth below and commonly referred to as the local wetland bylaw), administered by the Town's Conservation Commission.

*Petition of Robert Ercolini and others*

**Unanimously Voted to “Take No Action”**

Voted June 6, 2006 11:10 P.M.

**Article 44. Amend General Bylaws – Chapter 170 - Underground Utilities – Section 3 – Subsection C – “Downtown Area”– Add School Street.**

**Unanimously Voted** to amend the General Bylaws, Chapter 170 – Underground Utilities by modifying Section 3, subsection C to read “Downtown Area: Main Street from Sutton Street to Merrimac Street, including 200 feet from Main Street for the following side streets – Waverly Road, First Street, and Second Street, *all of School Street*, and on Water Street from Main Street to High Street.

**Section 3 to read as follows:**

**Section 3. Applicability of Section 2 applies to the following parts of Town:**

- A. Any new public way approved by the Planning Board to the extent it is exclusively situated in an approved residential or non-residential subdivision.
- B. Any way in which the wires and utility facilities are underground as of the effective date of this bylaw.
- C. Downtown Area: Main Street from Sutton Street to Merrimac Street, including 200 feet from Main Street on the following side streets; Waverley Road, First Street, and Second Street, *all of School Street*, and on Water Street from Main Street to High Street. **[Added – June 6, 2006 Annual Town Meeting–Article 44–Approved by Attorney General October 16, 2006]**
- D. Old Common Area: along the former Essex Street from Academy Road to Great Pond Road; along Osgood Street from Bay State Road to the intersection of Andover Street. Along Andover Street from Academy Road to the intersection with Chestnut Street, along Massachusetts Avenue from 200 feet northwest of the intersection with Osgood Street through the Old Center to Salem Street and Johnson Street to Milk Street and along Great Pond Road from Academy Road 200 feet to the east toward Stevens Street. **[Added by Article 21 2001 Annual Town Meeting. Approved by Attorney General September 12, 2001][Amended May 10, 2004 Annual Town Meeting - Article 34- Approved by Attorney General August 19, 2004]**
- E. Those portions of the Lincoln Line that cross or are within the public way of the Lincoln Line from Dale Street substation South East to the corner of Salem and Foster, South West beyond Raleigh Tavern Lane and from the Woodchuck Hill substation to the corner of Salem and Foster Streets.

**[Section E -Amended by Article 20 November 17, 2003 Special Town Meeting. Approved by Attorney General January 22, 2004.]**

Voted June 6, 2006 – 11:11 P.M.

**Article 45. Intermunicipal Agreement Between North Andover/Middleton Water and Sewer Tie-ins.**

**Unanimously Voted** to authorize, but not require, the Board of Selectmen pursuant to the provisions of Massachusetts General Laws, Chapter 40, Section 4A, to negotiate and approve an Intermunicipal Agreement, for a term not exceeding 25 years, between the Towns of North Andover and Middleton to authorize water and sewer tie-ins for a mixed-use industrial/recreational development on property in North Andover shown on North Andover Assessor’s Tax Map 108.A as Lots 6, 7 and 19 and in

Middleton on Middleton Assessor's Map 9 as Lots 24 and 26 all owned by Nomid Trust, Joseph DiGrazia and Eric DiGrazia, Trustees, located at or near 2350 Turnpike Street and 15 Sharpners Pond Road (Missile Site Road), North Andover; all on such terms as the Selectmen deem to be in the best interest of the Town, and make such other agreements as may be required by the Greater Lawrence Sanitary District before permission is granted for said sewer connection.

*Petition of Frank Terranova and others*

Voted June 6, 2006 - 11:12 P.M.

**Article 46. Acquisition and Acceptance of Granville Lane, Grosvenor Avenue, Inglewood Street, Surrey Drive and Wildwood Circle as Public Ways.**

**Unanimously Voted** to accept Granville Lane, Grosvenor Avenue, Inglewood Street, Surrey Drive, and Wildwood Circle as public ways and to authorize the Board of Selectmen to acquire by eminent domain, gift, purchase or otherwise any fee, easement or other interest in the following streets and any easements related thereto as shown on the following plans:

The land known as **Granville Lane**, as shown on a plan of land entitled: "Layout Plan of Granville Lane," dated March 1, 2006 drawn by Christiansen & Sergi, 160 Summer Street, Haverhill, MA 01830, and on file in the office of the Town Clerk;

The land known as **Grosvenor Avenue**, as shown on a plan of land entitled: "Layout Plan of Grosvenor Avenue," dated March 1, 2006, drawn by Christiansen & Sergi, 160 Summer Street, Haverhill, MA 01830, and on file in the office of the Town Clerk;

The land known as **Inglewood Street**, as shown on a plan of land entitled: "Layout Plan of Inglewood Street," dated March 1, 2006, drawn by Christiansen & Sergi, 160 Summer Street, Haverhill, MA 01830, and on file in the office of the Town Clerk;

The land known as **Surrey Drive**, as shown on a plan of land entitled: "Layout Plan of Surrey Drive," dated March 1, 2006, drawn by Christiansen & Sergi, 160 Summer Street, Haverhill, MA 01830, and on file in the office of the Town Clerk;

The land known as **Wildwood Circle**, as shown on a plan of land entitled: "Layout Plan of Wildwood Circle," dated March 1, 2006, drawn by Christiansen & Sergi, 160 Summer Street, Haverhill, MA 01830, and on file in the office of the Town Clerk;  
and to award no damages for said taking or payment for said acquisition.

*Petition of the Board of Selectmen*

Voted June 6, 2006 - 11:14 P.M.

**Article 47. Roadway Acceptances – Willow Street, Willow Street (South) Extension, Bayfield Drive and Flagship Drive.**

**Unanimously Voted TO "Take No Action"** to accept the following roadways as public ways: Willow Street, Willow Street (South) Extension, Bayfield Drive and Flagship Drive, all shown on a Street Layout Plan entitled "Street Layout Plan of Willow Street (South) Extension and Bayfield Drive 'North Andover Business Park' "; prepared for Bayfield Development Company, Inc. 355 Middlesex Avenue, Wilmington MA 01887; prepared by the Neve-Morin Group, Inc., 447 Old Boston Road, Topsfield, MA 01983; scale 1" – 40', dated December 21, 2004 on file with the North Andover Department of Public Works.

*Petition of Domenic Scalise and others*

Voted June 6, 2006 - 11:15 P.M.

**Article 48. Roadway Acceptance – Chatham Circle and Nantucket Drive.**

**Unanimously Voted TO “Take No Action”** to accept and name as public ways Chatham Circle and Nantucket Drive as shown on a plan of land entitled “Definitive Subdivision Plan Chatham Crossing, North Andover, Massachusetts” prepared by Andover Consultants, Inc. dated January 31, 2000, revised May 1, 2000 and June 14, 2000 and recorded with Essex North District Registry of Deeds as Plan No. 13801.

*Petition of Donna M. Adam and others*

Voted June 6, 2006 - 11:16 P.M.

**Article 49. Roadway Acceptance – Glenore Circle.**

**Unanimously Voted** to accept as a public way Glenore Circle as shown on a plan entitle “Street Layout Plan, Located in North Andover, MA, prepared for Berrington Place, Glenore Circle, Scale 1” = 40’, Date, March 2005, Christiansen & Sergi”, which is on file with the Town Clerk of North Andover.

*Petition of Barbara D. Caruso and others*

Voted June 6, 2006 - 11:16 P.M.

**Article 50. Roadway Acceptance – Berrington Place.**

**Unanimously Voted** to accept as a public way Berrington Place as shown on a plan entitle “Street Layout Plan, Located in North Andover, MA, prepared for Berrington Place, Glenore Circle, Scale 1” = 40’, Date, March 2005, Christiansen & Sergi”, which is on file with the Town Clerk of North Andover.

*Petition of Barbara D. Caruso and others*

Voted June 6, 2006 - 11:16 P.M.

On motion of Rosemary Connelly Smedile, duly seconded, the 2006 Annual Town Meeting for the Town of North Andover dissolved by unanimous vote at 11:17 P.M..

Respectfully submitted,

Joyce A. Bradshaw, CMMC, Town Clerk

# Special Town Meeting Minutes

## July 10, 2006

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Agreeable to a warrant signed by the Board of Selectmen, the inhabitants of the Town of North Andover who are qualified to vote in Town affairs met at the North Andover High School Field House then and there to act on the following Articles:

This meeting was called by Citizen Petition delivered to the Board of Selectmen on June 5, 2006. The Board of Selectmen, in accordance with Massachusetts General Law and all applicable Town regulations called this meeting to be held on July 10, 2006. The warrant was duly posted and the Constable's Return of Service recorded and posted.

Moderator Charles A, Salisbury called the meeting to order at 6:55P.M.. The Moderator explained that because of the overwhelming attendance voters would be accommodated in the Field House, the Auditorium, and overflow into the Cafeteria. The meeting would allow sufficient time to have arriving voters be able to enter and participate. Voters were checked in alphabetically with 3,029 voters checked in. Two hundred non-voters were registered and identified. This Open Town Meeting had the largest number of voters in attendance in the history of the Commonwealth.

A motion was made by Chairman Thomas Licciardello and duly seconded by Selectman Rosemary Connelly Sm-edile that the meeting dispense with the reading of the warrant and with the reading of the Constable's return of service of that warrant; and further moved that the Moderator not be required to read articles of the warrant verbatim, but be allowed to refer to articles by number and subject matter. The motion was unanimously approved.

Moderator Salisbury explained to the audience that printed cards were distributed to voters and would be used for voting purposes. Assistant Moderator James Lafond was appointed by the meeting and presided in the Auditorium. Assistant Town Clerk Janet L. Eaton recorded events in that venue. Vote Counters were duly sworn to conduct any hand count votes with two counters in each section. The Director of Emergency Management, Jeffrey Coco, and his staff assisted the moderator and the Meeting with communications and invaluable logistical assistance. The extraordinary efforts of the North Andover Police Department, North Andover Fire Department, the Board of Registrars and Election Officials, North Andover High School Staff, and the cooperation of the voters and attendees were recognized by the Moderator.

### **Article 1. Amend Bylaws - Chapter 115, Garbage, Rubbish and Refuse.**

To see if the Town will vote to delete in its entirety Chapter 115, Garbage, Rubbish and Refuse of the Code of North Andover and replace it with the following:

The Board of Selectmen is authorized to establish rules and regulations concerning solid waste collection and disposal within the boundaries of North Andover. The rules and regulations, at a minimum, shall provide for the following:

- 1) Compliance with all state laws and regulations governing the collection and disposal of solid waste.
- 2) Compliance with all Board of Health regulations governing the collection and disposal of solid waste. The Board of Health and the Board of Selectmen shall work cooperatively so that each Board's rules and regulations complement each other and provide for a consistent method of solid waste collection and disposal.
- 3) That the cost, both direct and indirect, of the collection and disposal of solid waste shall be paid entirely by user fees, grants or sources other than general taxation. The Board of Selectmen is authorized to set and amend fees for solid waste collection and disposal, including provisions for elderly or needs based discounts, consistent with this bylaw.
- 4) Collection of solid waste shall be done at a minimum once a week and recyclable materials at least once every two weeks. A monetary incentive to recycle solid waste materials through a user fee system that is graduated so that the more solid waste that is disposed, the higher the user fee.

- 5) Collection of solid waste and recyclables at each single detached single-family residence and each multiple residence dwelling that contains fewer than nine units, although the Board of Selectmen, through its rules and regulations, may provide for solid waste collection and disposal services to be provided to other dwellings and buildings, consistent with this bylaw.
- 6) The implementation of an effective recycling program at municipal and school buildings.
- 7) An annual report that provides detailed revenue and expense reports and amounts of solid waste and recyclables collected.
- 8) An enforcement program to prevent illegal disposal of solid waste and ensure compliance with rules and regulations. Violations of regulations shall be punished fines to be established by the Board of Selectmen and which may be enforced by non-criminal disposition procedures in accordance with Mass. Gen. Laws. Chapter 40, Section 21D. The enforcement agents shall be the Police Department and the Board of Health or their designee.

Prior to adopting or amending rules and regulations, the Board of Selectmen shall conduct a public hearing with notice provided in a newspaper of general circulation at least seven days prior to the hearing. Said notice shall provide a summary of the proposed changes.

This bylaw will only take effect (1) after approval by the Attorney General and (2) after the defeat of a Town wide referendum for a Proposition 2 ½ override for funding the operating budget of the Town and public schools for the fiscal year beginning July 1, 2006.

*Petition of the Board of Selectmen*

**Article 1 was voted as follows:**

Voted to adopt Article 1 was printed in the warrant and in the Handout for the July 10, 2006 Meeting with the following amendments:

- In the second paragraph, first sentence, insert the phrase “effective July 1, 2006” between the words “rules and regulations” and “concerning solid waste collection”
- Insert in Section 8, second sentence, the word “by” between the words “punished” and “fines”.
- Insert the following paragraph above the last paragraph: “this bylaw, and any regulations issued there under, are not intended to, and shall not be construed to, alter any obligations imposed upon Thomson Brothers Industries, Inc. pursuant to a site assignment decision issued by the North Andover Board of Health on June 22, 2006 and/or pursuant to an agreement with the North Andover Board of Selectmen dated October 20, 2003.

**Finance Committee Recommendation: Favorable Action**

**Board of Selectmen Recommendation: Unfavorable Action**

**VOTE: YES - 1151 NO - 1633 9:14 P.M.**

**Motion to Reconsider Article 1 at 9:15 P.M. – Denied.**

**Article 2. Establish A Solid Waste Services Enterprise Fund.**

**Voted to “Take No Action”** to accept the provisions of Chapter 44, Section 53F½ of the Massachusetts General Laws to establish a ‘self-sufficient’ Solid Waste Services Enterprise Fund to support a “Pay As You Throw” (PAYT) service effective as soon as possible.

*Petition of Peter Reed and others*

**Finance Committee Recommendation: Favorable Action**

**Board of Selectmen Recommendation: Favorable Action**

**Article 3. Solid Waste Services Enterprise Fund Appropriation.**

**Unanimously Voted to “Take No Action”** that the town appropriate the amount of \$1,734,684, in aggregate, to the solid waste services enterprise fund for FY07 beginning on July 1, 2006, without regards to individual line items, and to operate the solid waste services enterprise fund, that \$1,734,684 be raised from solid waste receipts and from these receipts \$203,000 be transferred to the general fund for indirect expenses.

*Petition of Peter Reed and others*

**Finance Committee Recommendation: Favorable Action**  
**Board of Selectmen Recommendation: Favorable Action**

**Article 4. Authorization To Place A Lien On Real Property For Non Payment Of Trash Collection Fees.**

**Unanimously Voted to “Take No Action”** to allow the Treasurer/Collector to impose a lien on real property located within the Town of North Andover for non payment of trash collection and disposal user fees, said lien shall be know as the “municipal charges lien” pursuant to M.G.L. Chapter 40, Section 58.

*Petition of the Board of Selectmen*

**Finance Committee Recommendation: Favorable Action**  
**Board of Selectmen Recommendation: Favorable Action**

**Article 5. Amend General Bylaws To Allow and Require that Solid Waste Services Be Self-Supporting.**

**Unanimously Voted to “Take No Action”** to amend the General Bylaws to allow Solid Waste Services to be provided by the Town only as a self-sufficient “Pay As You Throw”-type system, and require that related service charges be adequate to fully cover all direct and indirect costs.

*Petition of Peter Reed and others*

**Article 6. Insert “or Solid Waste Services Enterprise” into General Bylaws Chapter 115 Section 1.**

**Unanimously Voted to “Take No Action”** to amend General Bylaws Chapter 115 section 1 by inserting the text “or the Solid Waste Services Enterprise” into the first portion of the first sentence such that it would then read “The Division of Public Works or the Solid Waste Services Enterprise shall each week collect the refuse and trash of: ...”.

*Petition of Peter Reed and others*

**Article 7. Amend Fiscal Year 2007 General Fund Appropriation.**

**VOTED** to amend the General Fund Appropriation for Fiscal Year 2007 as voted under Article 18 of the 2006 Annual Town Meeting as follows:

**VOTED** to amend the General Fund Appropriation For Fiscal Year 2007 as voted under Article 18 of the May 8, 2006 Annual Town Meeting By:

- Decreasing General Government by \$ 49,299 for a revised total of \$2,330,737
- Decreasing Public Safety by \$ 7,172 for a revised total of \$8,254,909;
- Decreasing School Department by \$ 1,295,158 for a revised total of \$ 31,821,272;
- Decreasing “All Other Public Works” by \$25,777 for a revised total of \$ 3,234,338;

- Decreasing “Health and Human Services” by \$55,176 for a revised total of \$ 696.646;
- Decreasing Culture and Recreation by \$ 26,773 for a revised total of \$718,934;

FOR A TOTAL NET CHANGE OF \$1,459,355.

*Petition of the Board of Selectmen*

**Finance Committee Recommendation: Favorable Action**  
**Board of Selectmen Recommendation: Favorable Action**

**VOTE: YES—533 NO—434**

**Article 8. Stabilization Fund(s).**

To see if the Town will vote to establish any new Stabilization Fund(s) or vote appropriations into or out of any existing Stabilization Fund(s); or to take any other action relative thereto.

NO CONSIDERATION OF ARTICLE 8 TAKEN BECAUSE OF “UNFAVORABLE RECOMMENDATION OF THE FINANCE COMMITTEE.

*Petition of the Board of Selectmen*

**Finance Committee Recommendation: Unfavorable Action**  
**Board of Selectmen Recommendation: Unfavorable Action**

**Article 9. Amend ‘Solid Waste/Recycling’ Portion of FY2007 “All Other Public Works” General Fund Appropriation.**

**Unanimously Voted to “Take No Action”** to amend the “Solid Waste/Recycling” portion of the FY2007 “All Other Public Works” General Fund Appropriation.

*Petition of Peter Reed and others*

**Finance Committee Recommendation: Unfavorable Action**  
**Board of Selectmen Recommendation: Unfavorable Action**

**Article 10. Accept Massachusetts General Laws Chapter 40 Section 22f Regarding Setting Fees.**

**Voted by Majority Vote to “Take No Action”** to accept the Massachusetts General Laws Chapter 40 Section 22f that allows the general setting of fees.

*Petition of Peter Reed and others*

**Finance Committee Recommendation: Favorable Action**  
**Board of Selectmen Recommendation: Unfavorable Action**

**Article 11. Authorization for the Utilization of MGL Chapter 44 Section 28c subparagraph (f).**

**Unanimously Voted to “Take No Action”** to authorize the use of MGL Chapter 44 Section 28c subparagraph (f) to “fix, revise, charge and collect fees and other charges for any facilities or services provided by such city or town as relate to the collection or disposal of solid waste”.

*Petition of Peter Reed and others*

**Finance Committee Recommendation: Favorable Action**

**Board of Selectmen Recommendation: Unfavorable Action**

**Article 12. Organization of Town Bylaw, Chapter 59, Town Meetings.**

**Unanimously Voted** to reorganize some section numbers and section titles within Chapter 59 of the Code of the Town of North Andover (Town Meetings), without any change of existing text within the bylaw. The following changes are to correct transcription errors and numbering ambiguities in previously adopted bylaws:

1. Change title of Section 59-5, from “Reconsideration of Articles”, to “Information required for consideration of articles”, which was the title used when the bylaw was adopted under Article 44 of the 1988 Annual Town Meeting.
2. Establish that Section 59-6 is titled “Annual Town Meeting”, as first adopted under Article 17 of the 1994 Annual Town Meeting, and contains the following two paragraphs, as voted under Article 35 of the 2000 Annual Town Meeting:

“Annual Town Meeting shall be held on the first Monday in May at 7:00 P.M.

In accordance with MGL Chapter 39, Section 9, which permits the Board of Selectmen to postpone by vote, an Annual Town Meeting, any such postponement shall be held on any weekday evening Monday through Thursday at 7:00 P.M. until all articles in the warrant have been acted upon.”

3. Establish that newly-numbered Section 59-7 is titled “Votes to be Declared by the Moderator”, and contains the following text, mistakenly voted to be Section 59-6, under Article 37 of the 1997 Annual Town Meeting:

“The Moderator may take all votes requiring a two-thirds majority in the same manner in which he or she conducts the taking of a vote when a majority vote is required.”

*Petition of the Town Clerk*

**Finance Committee Recommendation: Favorable Action**

**Board of Selectmen Recommendation: Favorable Action**

**Article 13. Amend Zoning Map – 16 Berry Street from Village Residential (VR) to Residence 3 (R3).**

**Unanimously Voted** to make the appropriate changes to the Town of North Andover Zoning Map, pursuant to Section 3.2 of the Zoning Bylaw to rezone the property located at 16 Berry Street from the current zoning designation of Village Residential (VR) to the proposed designation of Residence 3 (R3).

The property consists of approximately 28 acres of land. A description of the property can be found on Maps 106D and 107B, Parcel 33 of the Town of North Andover Assessor’s Map. The property is further described in Book 1524, Page 103 at the Essex County Registry of Deeds; or to take any other action relative thereto.

*Petition of Margaret Fiore and others*

**Finance Committee Recommendation: Favorable Action**  
**Board of Selectmen Recommendation: Favorable Action**  
**Planning Board Recommendation: Favorable Action**

**Article 14. Amend North Andover Zoning Bylaw – New Zoning District - Section 17.0 Osgood Smart Growth Overlay District (Osgod).**

**Unanimously Voted to “Refer Back to the Planning Board for Further Study”** to amend the North Andover Zoning Bylaw by adding a new section, Section 17.0 OSGOOD SMART GROWTH OVERLAY DISTRICT (OSGOD);

And in connection therewith to amend the North Andover Zoning Bylaw Section 3.1 “Establishment of Districts” by adding the name OSGOOD SMART GROWTH OVERLAY DISTRICT (OSGOD).

*Petition of the Board of Selectmen*

**Article 15. Rezone A Portion Of Land Identified As 1600 Osgood Street – Osgood Smart Growth Overlay District (Osgod).**

**Unanimously Voted to “Refer Back to the Planning Board for Further Study”** to amend the Zoning Map of the Town of North Andover, pursuant to Section 3.2 of the Zoning Bylaw, to add to the underlying zoning as an overlay, the OSGOOD SMART GROWTH OVERLAY DISTRICT (OSGOD) shown as Proposed Lot ‘A’ on plan of land entitled “Assessors Map 34 – Lot 17, 1600 Osgood Street, North Andover, MA, prepared for 1600 Osgood Street, LLC and prepared by MHF Design Consultants, Inc., dated May 5, 2006”.

*Petition of the Board of Selectmen*

**Article 16. Granting of Easement and Lease or Sublease of Telecommunications Tower with OmniPoint Holdings, Inc. – Stevens Estate.**

**Unanimously Voted** to authorize the Board of Selectmen to grant an Easement and enter into an agreement with OmniPoint Holdings, Inc. regarding a proposed lease or sublease of the telecommunications tower at Stevens Estate on terms and conditions that the Board of Selectmen determine would be in the best interest of the Town, including, but not limited to, an agreement in excess of 3 years.

*Petition of the Board of Selectmen*

**Finance Committee Recommendation: Favorable Action**

**Board of Selectmen Recommendation: Favorable Action**

**Planning Board Recommendation: Favorable Action**

On Motion of Rosemary Connelly Smedile, duly seconded by Keith A. Mitchell, the Special Town Meeting for the Town of North Andover held July 10, 2006 dissolved by Unanimous Vote at 11:18 P.M.

Respectfully submitted,

Joyce A. Bradshaw, CMMC, Town Clerk

## Financial Reports

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**Town of North Andover  
Executive Summary Revenue Status  
June 30, 2006**

	<b>ANNUAL BUDGET</b>	<b>YEAR TO DATE COLLECTED</b>	<b>YEAR TO DATE UNCOLLECTED</b>	<b>% COLLECTED</b>
Property Taxes	48,400,403	48,552,280	(151,878)	100.31%
Local Receipts	8,074,556	10,509,020	(2,434,464)	130.15%
Cherry Sheet	8,684,465	8,684,898	(433)	100.01%
Miscellaneous Revenue	1,300,000	1,707,895	(407,895)	0.00%
Transfers/Other Sources	799,728	799,728	0	100.00%
<b>Total General Fund</b>	<b>67,259,152</b>	<b>70,253,820</b>	<b>(2,994,669)</b>	<b>104.45%</b>

**Town of North Andover  
Revenues Status  
June 30, 2006**

	ANNUAL BUDGET	YEAR TO DATE COLLECTED	YEAR TO DATE UNCOLLECTED	% COLLECTED
<b>Property Taxes</b>				
Personal Property Tax	1,091,294	1,074,149	17,145	98.43%
Real Estate Tax	47,309,109	47,084,360	224,748	99.53%
Roll Back Tax	-	-	0	
Tax Title	-	393,770	(393,770)	
<b>sub-total Taxes</b>	<b>48,400,403</b>	<b>48,552,280</b>	<b>(151,878)</b>	<b>100.31%</b>
<b>Local Receipts</b>				
Motor Vehicle Excise				
Motor Vehicle Excise	3,880,000	4,010,270	(130,270)	103.36%
<b>sub-total Motor Vehicle</b>	<b>3,880,000</b>	<b>4,010,270</b>	<b>(130,270)</b>	<b>103.36%</b>
<b>Other Excise</b>				
Hotel Room Tax	-	0	0	
Forest Products Tax	-	0	0	
Farm Animal Excise	-	0	0	
Jet Fuel	12,000	17,095	(5,095)	142.46%
<b>sub-total Other Excise</b>	<b>12,000</b>	<b>17,095</b>	<b>(5,095)</b>	<b>142.46%</b>
<b>Penalties &amp; Interest</b>				
Penalty/ Int. on Prop. Tax	105,000	108,068	(3,068)	102.92%
Penalty/ Int. on Motor Vehicle Excise	-	45,662	(45,662)	
Penalty/ Int. on Tax Title	100,000	228,356	(128,356)	228.36%
Over/ Under	-	40	(40)	
Lien Certificates	45,000	27,494	17,506	61.01%
Treasurer Demand Fee	1,200	775	425	64.58%
<b>sub-total Penalties &amp; Interest</b>	<b>251,200</b>	<b>410,394</b>	<b>(159,194)</b>	<b>163.37%</b>
<b>Payment in Lieu</b>				
Payment in Lieu of Taxes	29,900	26,500	3,400	88.63%
<b>sub-total Payments in Lieu</b>	<b>29,900</b>	<b>26,500</b>	<b>3,400</b>	<b>88.63%</b>

	ANNUAL BUDGET	YEAR TO DATE COLLECTED	YEAR TO DATE UNCOLLECTED	% COLLECTED
<b>Refuse</b>				
Wheelabrator Annual Payment	125,000	125,000	0	100.00%
Wheelabrator Host Community Fee	1,270,000	1,250,004	19,996	98.43%
<b>sub-total Refuse</b>	<b>1,395,000</b>	<b>1,375,004</b>	<b>19,996</b>	<b>98.57%</b>
<b>Other Charges</b>				
Ambulance Service	635,000	770,526	(135,526)	121.34%
<b>sub-total Other Charges</b>	<b>635,000</b>	<b>770,526</b>	<b>(135,526)</b>	<b>121.34%</b>
<b>Fees</b>				
Clerk Application Fees	-	1,100	(1,100)	
Dog Fees	30,000	30,350	(350)	101.17%
Town Clerk Fees	27,000	29,763	(2,763)	110.23%
Cable Fees	2,600	3,794	(1,194)	145.92%
Clerk Violation Fees	-	3,500	(3,500)	
Passports	12,000	20,250	(8,250)	168.75%
Conservation Fees	1,500	829	671	55.25%
Planning Board Filing Fees	20,000	14,447	5,553	72.24%
Police Fees	3,000	3,902	(902)	130.05%
Building Inspection Fees	625,000	1,078,893	(453,893)	172.62%
Plumbing Inspection Fees	57,000	158,451	(101,451)	277.98%
Electrical Inspection Fees	91,000	138,500	(47,500)	152.20%
Weights & Measures	4,000	1,565	2,435	39.13%
Recycling Fees	40,000	48,424	(8,424)	121.06%
Health Department Fees	58,000	46,166	11,834	79.60%
<b>sub-total Fees</b>	<b>971,100</b>	<b>1,579,933</b>	<b>(608,833)</b>	<b>162.70%</b>
<b>School Revenue</b>				
School Department Rentals	-	-	0	
Medicare Reimbursement	70,000	160,902	(90,902)	229.86%
School Dept. Miscellaneous	-	0	0	
<b>sub-total School Revenue</b>	<b>70,000</b>	<b>160,902</b>	<b>(90,902)</b>	<b>229.86%</b>
<b>Library Revenue</b>				
Library Fines	9,000	10,297	(1,297)	114.41%
<b>sub-total Revenue</b>	<b>9,000</b>	<b>10,297</b>	<b>(1,297)</b>	<b>114.41%</b>

	ANNUAL BUDGET	YEAR TO DATE COLLECTED	YEAR TO DATE UNCOLLECTED	% COLLECTED
<b>Recreation</b>				
Bathing Beach Receipts	27,000	26,000	1,000	96.30%
<b>sub-total Recreation</b>	<b>27,000</b>	<b>26,000</b>	<b>1,000</b>	<b>96.30%</b>
<b>Other Receipts</b>				
Rental Income - Thrifty Shop, Crdt Union	5,400	5,820	(420)	107.78%
Misc Town Clerk	-	780	(780)	
Misc. Dept. Revenue	100	372	(272)	371.69%
Assessor Dept. Revenue	2,500	2,742	(242)	109.68%
Treasures Misc Revenue	-	1,408	(1,408)	
Appeals Board Receipts	33,000	34,678	(1,678)	105.08%
Police 10% Admin. Fee	31,000	75,758	(44,758)	244.38%
Police Misc. Revenue	500	1,496	(996)	299.20%
Fire Misc Revenue	500	-	500	0.00%
Fire Alarm Box Permit Fees	20,000	25,325	(5,325)	126.63%
Cell Tower Lease	69,356	59,074	10,282	85.18%
Civil Defense	2,000	-	2,000	0.00%
Veterans Benefits Receipts	13,500	10,486	3,014	77.67%
<b>sub-total Other Receipts</b>	<b>177,856</b>	<b>217,939</b>	<b>(40,083)</b>	<b>122.54%</b>
<b>Licenses/ Permits</b>				
Liquor License	75,000	81,600	(6,600)	108.80%
Other Alcohol License	4,000	4,840	(840)	121.00%
Food License	2,000	2,250	(250)	112.50%
Miscellaneous Licenses	8,000	8,225	(225)	102.81%
License to Carry Firearms	3,500	4,550	(1,050)	130.00%
Fire Permits	40,000	46,714	(6,714)	116.79%
Gas Permits	14,000	31,014	(17,014)	221.53%
Fishing & Boating License	2,000	2,640	(640)	132.00%
Health Permits	11,000	9,420	1,580	85.64%
<b>sub-total Licenses/Permits</b>	<b>159,500</b>	<b>191,253</b>	<b>(31,753)</b>	<b>119.91%</b>
<b>Fines / Forfets</b>				
Parking Fines	10,000	13,616	(3,616)	136.16%
Court Fines	92,000	101,277	(9,277)	110.08%
False Alarm Fine	5,000	6,100	(1,100)	122.00%
<b>sub-total Fines &amp; Forfets</b>	<b>107,000</b>	<b>120,993</b>	<b>(13,993)</b>	<b>113.08%</b>

	ANNUAL BUDGET	YEAR TO DATE COLLECTED	YEAR TO DATE UNCOLLECTED	% COLLECTED
<b>Investment Income</b>				
Interest- General	350,000	785,996	(435,996)	224.57%
<b>sub-total Investment Income</b>	<b>350,000</b>	<b>785,996</b>	<b>(435,996)</b>	<b>224.57%</b>
<b>Misc. Non-Recurring</b>				
Misc - Non Recurring	-	29,013	(29,013)	
Misc - Non Recurring - SBA interest reimbursement	-	776,905	(776,905)	
<b>sub-total Misc Non - Recurring</b>	<b>0</b>	<b>805,918</b>	<b>(805,918)</b>	
<b>sub-total Local Receipts</b>	<b>8,074,556</b>	<b>10,509,020</b>	<b>(2,434,464)</b>	<b>130.15%</b>
<b>Cherry Sheet</b>				
Exemption:Vets,Blind & Surviving Spouses	35,819	60,353	(24,534)	168.49%
Exemptions: Elderly	35,642	25,602	10,040	71.83%
Police Career Incentive	157,071	152,996	4,075	97.41%
One Time Municipal Relief Aid	-	-	0	
Veterans Benefits	36,233	31,490	4,743	86.91%
Additional Assistance	120,549	120,549	0	100.00%
Lottery: Beanio & Charity Games	1,924,251	1,924,251	0	100.00%
State Owned Land	288,055	295,774	(7,719)	102.68%
Extended Polling Hours	-	-	0	
Charter School Capital Facility Reimbursement	3,632	3,104	528	85.46%
Chapter 70	4,129,740	4,129,740	0	100.00%
Charter Tuition Assessment Reimbursement	28,757	16,323	12,434	56.76%
School Construction	1,924,716	1,924,716	0	100.00%
<b>sub-total State Aid</b>	<b>8,684,465</b>	<b>8,684,898</b>	<b>(433)</b>	<b>100.01%</b>

	ANNUAL BUDGET	YEAR TO DATE COLLECTED	YEAR TO DATE UNCOLLECTED	% COLLECTED
<b>Miscellaneous Revenue</b>				
NESWC Dissolution	900,000	1,646,312	(746,312)	182.92%
Free Cash	-	-	0	
Bond Premium	400,000	61,582	338,418	15.40%
			0	
<b>sub-total Misc. revenue</b>	<b>1,300,000</b>	<b>1,707,895</b>	<b>(407,895)</b>	<b>131.38%</b>
Transfers/Other Sources				
Transfer from Stabilization Fund	-	-	0	
Transfer from Special Revenue	-	-	0	
Transfer from Free Cash	-	-	0	
Transfer from Trash Fee Stabilization	-	-	0	
Transfers from Sewer	235,261	235,261	0	100.00%
Transfers from Water Enterprise	499,467	499,467	0	100.00%
Transfers from Stevens Est. Enterprise	65,000	65,000	0	100.00%
Transfer from Spec. Revenue	-	-	0	
Surplus Overlay	-	-	0	
<b>sub-total other sources</b>	<b>799,728</b>	<b>799,728</b>	<b>0</b>	<b>100.00%</b>
<b>TOTAL GENERAL</b>	<b>67,259,152</b>	<b>70,253,820</b>	<b>(2,994,669)</b>	<b>104.45%</b>

**Town of North Andover  
Executive Summary Budget Status  
June 30, 2006**

	<b>ADJUSTED BUDGET</b>	<b>YEAR TO DATE EXPENDED and ENCUMBERED</b>	<b>CURRENT BALANCE</b>	<b>% SPENT</b>
<b>General</b>				
Town Moderator	200	200	0	100.00%
Manager	244,574	241,703	2,871	98.83%
Ass't Town Manager/HR	94,423	88,650	5,773	93.89%
Finance & Administration	96,276	95,524	751	99.22%
Town Accountant	148,651	148,079	572	99.62%
Finance Committee	500	0	500	0.00%
Treasure/Collector	271,817	244,896	26,921	90.01%
Outside Auditing	47,650	47,650	0	100.00%
Assessing	297,191	296,732	459	99.85%
Legal	210,000	210,000	0	100.00%
Municipal Information Syst.	232,314	229,287	3,027	98.70%
Town Clerk	250,030	250,030	0	100.00%
Community Development	247,145	247,125	20	99.99%
Planning Board	81,000	80,968	32	99.96%
Conservation Commission	82,547	82,403	144	99.83%
Board of Appeals	32,960	32,960	1	100.00%
Municipal Salary Reserve	0	0	0	
	2,337,278	2,296,206	41,072	98.24%
<b>Public Safety</b>				
Police	3,747,427	3,673,355	74,072	98.02%
Fire	4,051,700	4,047,659	4,041	99.90%
Inspection Services	187,361	187,294	67	99.96%
Emergency Mgmt.	16,027	15,905	122	99.24%
	8,002,514	7,924,213	78,301	99.02%
<b>Education</b>				
School Department	31,272,201	31,272,201	0	100.00%
Regional Schools	150,561	150,561	0	100.00%
School Building Comm.	13,000	13,000	0	100.00%
	31,435,762	31,435,762	0	100.00%

	<b>ADJUSTED BUDGET</b>	<b>YEAR TO DATE EXPENDED and ENCUMBERED</b>	<b>CURRENT BALANCE</b>	<b>% SPENT</b>
<b>Public Works</b>				
Administration	268,497	267,439	1,058	99.61%
Street & Sidewalks	624,626	608,643	15,982	97.44%
Solid Waste (Trash) Collections	573,698	569,395	4,303	99.25%
Solid Waste (Trash) Disposal	814,998	614,577	200,422	75.41%
Neswic Tip Fee Mitigation Fund Use	(194,000)	0	(194,000)	-0.00%
Recycling & Hazardous Waste	38,906	35,695	3,212	91.75%
Structures & Grounds	448,421	444,287	4,133	99.08%
Fleet Management	254,101	253,244	857	99.66%
Snow & Ice	788,256	788,256	0	100.00%
	<b>3,617,502</b>	<b>3,581,535</b>	<b>35,967</b>	<b>99.01%</b>
<b>Health &amp; Human Services</b>				
Health Division	182,977	182,800	177	99.90%
Youth Services	188,735	188,735	0	100.00%
Veterans Services	162,951	157,217	5,734	96.48%
Elder Services	183,199	182,962	238	99.87%
	<b>717,862</b>	<b>711,713</b>	<b>6,149</b>	<b>99.14%</b>
<b>Culture &amp; Recreation</b>				
Recreation	12,346	12,346	0	100.00%
Historical Commission	500	424	77	84.71%
Festivals Committee	0	0	0	
Stevens Library	702,091	697,120	4,972	99.29%
	<b>714,938</b>	<b>709,890</b>	<b>5,048</b>	<b>99.29%</b>
<b>Debt Service</b>				
Excluded - Principal - Long Term	3,210,000	3,210,000	0	100.00%
Excluded - Interest - Long Term	1,781,230	1,721,803	59,427	96.66%
Excluded - Interest - Short Term	1,182,750	1,306,212	(123,462)	110.44%
Included - Principal - Long Term	2,603,572	2,574,929	28,643	98.90%
Included - Interest - Long Term	766,800	731,230	35,571	95.36%
Included - Interest - Short Term	77,460	77,460	0	
	<b>9,621,812</b>	<b>9,621,634</b>	<b>178</b>	<b>100.00%</b>

	ADJUSTED BUDGET	YEAR TO DATE EXPENDED and ENCUMBERED	CURRENT BALANCE	% SPENT
<b>Employee Benefits</b>				
Unemployment	52,892	52,892	0	100.00%
Group Insurance	6,206,801	6,206,801	0	100.00%
Payroll Taxes	444,344	444,344	0	100.00%
Workers Comp	159,566	159,566	0	100.00%
Police & Fire Accident Insurance	4,800	4,800	0	100.00%
Retirement Assessment	2,093,553	2,093,553	0	100.00%
	<u>8,961,955</u>	<u>8,961,955</u>	<u>0</u>	<u>100.00%</u>
<b>Liability Insurance</b>				
	335,345	335,345	0	100.00%
	<u>335,345</u>	<u>335,345</u>	<u>0</u>	<u>100.00%</u>
<b>Capital &amp; Reserves</b>				
Finance Committee Reserve	20,000	0	20,000	0.00%
Stablization Fund	787,811	787,811	0	
Articles	100,000	100,000	0	
Deficits	0	0	0	
	<u>907,811</u>	<u>887,811</u>	<u>20,000</u>	<u>97.80%</u>
<b>State Charges</b>				
Retired Teachers Health Ins	1,266,840	1,266,840	0	100.00%
Mosquito Control	0	0	0	
Air Pollution Districts	7,908	7,908	0	100.00%
RMV - Non Renewal Surcharge	10,940	16,240	(5,300)	148.45%
Regional Transit	165,514	175,538	(10,024)	106.06%
Spec. E.d	0	0	0	
Charter School Assessment	52,083	36,152	15,931	69.41%
School Choice	10,685	5,898	4,787	
Essex County Agric Assesment	87,748	87,748	0	100.00%
	<u>1,601,718</u>	<u>1,596,324</u>	<u>5,394</u>	<u>99.66%</u>
<b>Total General Fund</b>	<b>68,254,497</b>	<b>68,062,389</b>	<b>192,109</b>	<b>99.72%</b>

**Town of North Andover  
Budget Status  
June 30, 2006**

	ANNUAL BUDGET ORIGINAL	TRANSFERS	ADJ. BUDGET	OPEN ENCUMBRANCE	YEAR TO DATE EXPENDED	CURRENT BALANCE	% SPENT & ENCUMBERED	% SPENT
<b>FUNCTION: GENERAL</b>								
<b>ORGANIZATION: LEGISLATIVE</b>								
MODERATOR SALARIES	150	50	200	—	200	0	100.00%	100.00%
EXPENSES	0	0	0	—	0	0		
<b>SUB—TOTAL: LEGISLATIVE</b>	<b>150</b>	<b>50</b>	<b>200</b>	<b>0</b>	<b>200</b>	<b>0</b>	<b>100.00%</b>	<b>100.00%</b>
<b>ORGANIZATION: EXECUTIVE</b>								
MANAGER SALARIES	196,953	884	197,837	—	197,837	0	100.00%	100.00%
EXPENSES	46,737	0	46,737	815	43,051	2,871	93.86%	92.11%
ASS'T TOWN MANAGER/HR SALARIES	81,263	868	82,131	—	82,131	0	100.00%	100.00%
EXPENSES	12,667	(375)	12,292	—	6,519	5,773	53.03%	53.03%
<b>SUB—TOTAL: EXECUTIVE</b>	<b>337,620</b>	<b>1,377</b>	<b>338,997</b>	<b>815</b>	<b>329,538</b>	<b>8,645</b>	<b>97.45%</b>	<b>97.21%</b>
<b>ORGANIZATION: FINANCIAL</b>								
FINANCE&ADMIN SALARIES	88,797	4,379	93,176	—	93,176	0	100.00%	100.00%
EXPENSES	3,100	0	3,100	—	2,349	751	0.00%	75.77%
ACCOUNTANT SALARIES	142,095	(9,670)	132,425	—	132,425	0	100.00%	100.00%
EXPENSES	16,302	(76)	16,226	5	15,649	572	96.47%	96.44%

	ANNUAL BUDGET ORIGINAL	TRANSFERS	ADJ. BUDGET	OPEN ENCUMBRANCE	YEAR TO DATE EXPENDED	CURRENT BALANCE	% SPENT & ENCUMBERED	% SPENT
FINANCE COMM	0	0	0	—	0	0		
SALARIES								
EXPENSES	500	0	500	—	0	500	0.00%	0.00%
ASSESSORS								
SALARIES	185,853	(14,337)	171,516	—	171,516	0	100.00%	100.00%
EXPENSES	125,675	0	125,675	42,916	82,300	459	99.63%	65.49%
TRES/COLL								
SALARIES	131,252	18,070	149,322	—	149,322	0	100.00%	100.00%
EXPENSES	122,495	0	122,495	4,228	91,346	26,921	78.02%	74.57%
OUTSIDE AUDIT.								
SALARIES	0	0	0	—	0	0		
EXPENSES	46,000	1,650	47,650	—	47,650	0	100.00%	100.00%
<b>SUB—TOTAL: FINANCIAL</b>	<b>862,069</b>	<b>16</b>	<b>862,085</b>	<b>47,149</b>	<b>785,732</b>	<b>29,204</b>	<b>96.61%</b>	<b>91.14%</b>
<b>ORGANIZATION: OPERATIONS</b>								
LAW								
SALARIES	0	0	0	—	0	0		
EXPENSES	210,000	0	210,000	29,440	180,560	0	100.00%	85.98%
MIS								
SALARIES	84,216	(104)	84,112	—	84,112	0	100.00%	100.00%
EXPENSES	138,202	10,000	148,202	6,155	139,020	3,027	97.96%	93.80%
<b>SUB—TOTAL: OPERATIONS</b>	<b>432,418</b>	<b>9,896</b>	<b>442,314</b>	<b>35,595</b>	<b>403,692</b>	<b>3,027</b>	<b>99.32%</b>	<b>91.27%</b>
<b>ORGANIZATION: LICENSING &amp; REGISTRATION</b>								
TOWN CLERK								
SALARIES	156,769	(725)	156,044	—	156,044	0	100.00%	100.00%
EXPENSES	104,575	(10,590)	93,985	7,873	86,112	0	100.00%	91.62%
<b>SUB—TOTAL: LICENSING &amp; REGISTRATION</b>	<b>261,344</b>	<b>(11,315)</b>	<b>250,030</b>	<b>7,873</b>	<b>242,157</b>	<b>0</b>	<b>100.00%</b>	<b>0.00%</b>

	ANNUAL BUDGET ORIGINAL	TRANSFERS	ADJ. BUDGET	OPEN ENCUMBRANCE	YEAR TO DATE EXPENDED	CURRENT BALANCE	% SPENT & ENCUMBERED	% SPENT
<b>ORGANIZATION: LAND USE</b>								
COMMUNITY DEVELOPMENT	114,172	(883)	113,289	—	113,289	0	100.00%	100.00%
EXPENSES	106,715	27,141	133,856	—	133,836	20	99.99%	99.99%
PLANNING BOARD	83,748	(5,573)	78,175	—	78,175	0	100.00%	100.00%
EXPENSES	7,895	(5,071)	2,824	—	2,793	32	98.88%	98.88%
BOARD OF APPEALS	31,651	(106)	31,545	—	31,545	0	100.00%	100.00%
EXPENSES	1,415	0	1,415	—	1,414	1	99.96%	99.96%
CONSERVATION COMM	79,247	(1,001)	78,246	—	78,246	0	100.00%	100.00%
EXPENSES	7,397	(3,096)	4,301	40	4,117	144	96.65%	95.72%
<b>SUB—TOTAL: LAND USE</b>	<b>432,240</b>	<b>11,412</b>	<b>443,652</b>	<b>40</b>	<b>443,416</b>	<b>196</b>	<b>99.96%</b>	<b>99.95%</b>
<b>SUB—TOTAL FUNCTION: GENERAL</b>	<b>2,325,841</b>	<b>11,437</b>	<b>2,337,278</b>	<b>91,472</b>	<b>2,204,734</b>	<b>41,072</b>	<b>98.24%</b>	<b>94.33%</b>
<b>FUNCTION: PUBLIC SAFETY</b>								
<b>ORGANIZATION: POLICE</b>								
POLICE	3,334,018	21,267	3,355,285	—	3,281,283	74,003	97.79%	97.79%
EXPENSES	370,173	21,969	392,142	5,978	386,095	69	99.98%	98.46%
<b>SUB—TOTAL: POLICE</b>	<b>3,704,191</b>	<b>43,236</b>	<b>3,747,427</b>	<b>5,978</b>	<b>3,667,378</b>	<b>74,072</b>	<b>98.02%</b>	<b>1.98%</b>

	ANNUAL BUDGET ORIGINAL	TRANSFERS	ADJ. BUDGET	OPEN ENCUMBRANCE	YEAR TO DATE EXPENDED	CURRENT BALANCE	% SPENT & ENCUMBERED	% SPENT
<b>ORGANIZATION: FIRE</b>								
FIRE	3,611,482	28,371	3,639,853	—	3,639,853	0	100.00%	100.00%
SALARIES	3,611,482	28,371	3,639,853	—	3,639,853	0	100.00%	100.00%
EXPENSES	403,543	8,303	411,846	4,579	403,226	4,041	99.02%	97.91%
<b>SUB—TOTAL: FIRE</b>	<b>4,015,025</b>	<b>36,675</b>	<b>4,051,700</b>	<b>4,579</b>	<b>4,043,080</b>	<b>4,041</b>	<b>99.90%</b>	<b>99.79%</b>
<b>ORGANIZATION: PROTECTIVE INSPECTION</b>								
INSPECTION	213,453	(41,443)	172,010	—	172,010	0	100.00%	100.00%
SALARIES	213,453	(41,443)	172,010	—	172,010	0	100.00%	100.00%
EXPENSES	15,688	(338)	15,351	83	15,201	67	99.57%	99.03%
WEIGHTS & MEASURES								
SALARIES	0	0	0	—	0	0		
EXPENSES	0	0	0	—	0	0		
<b>SUB—TOTAL: PROTECTIVE     INSPECTION</b>	<b>229,141</b>	<b>(41,780)</b>	<b>187,361</b>	<b>83</b>	<b>187,211</b>	<b>67</b>	<b>99.96%</b>	<b>99.92%</b>
<b>ORGANIZATION: OTHER</b>								
EMERGENCY MTG	4,865	0	4,865	—	4,865	0	99.99%	99.99%
SALARIES	4,865	0	4,865	—	4,865	0	99.99%	99.99%
EXPENSES	11,162	0	11,162	128	10,913	122	98.91%	97.77%
ANIMAL CONTROL	0	0	0	—	0	0		
SALARIES	0	0	0	—	0	0		
EXPENSES	0	0	0	—	0	0		
<b>SUB—TOTAL: OTHER</b>	<b>16,027</b>	<b>0</b>	<b>16,027</b>	<b>128</b>	<b>15,777</b>	<b>122</b>	<b>99.24%</b>	<b>98.44%</b>
<b>SUB—TOTAL FUNCTION: PUBLIC SAFETY</b>								
	<b>7,964,384</b>	<b>38,130</b>	<b>8,002,514</b>	<b>10,767</b>	<b>7,913,446</b>	<b>78,301</b>	<b>99.02%</b>	<b>98.89%</b>

	ANNUAL BUDGET ORIGINAL	TRANSFERS	ADJ. BUDGET	OPEN ENCUMBRANCE	YEAR TO DATE EXPENDED	CURRENT BALANCE	% SPENT & ENCUMBERED	% SPENT
<b>FUNCTION: EDUCATION</b>								
SCHOOL DEPARTMENT	31,242,201	30,000	31,272,201	2,308,420	28,963,781	0	100.00%	92.62%
SCHOOL BUILDING COMMITTEE	13,000	0	13,000	—	13,000	0	100.00%	100.00%
REGIONAL SCHOOLS	103,605	46,956	150,561	—	150,561	0	100.00%	100.00%
<b>SUB—TOTAL FUNCTION: EDUCATION</b>	<b>31,358,806</b>	<b>76,956</b>	<b>31,435,762</b>	<b>2,308,420</b>	<b>29,127,342</b>	<b>0</b>	<b>100.00%</b>	<b>92.66%</b>
<b>FUNCTION: PUBLIC WORKS</b>								
DPW ADMIN. SALARIES	286,212	(31,707)	254,505	—	254,505	0	100.00%	100.00%
EXPENSES	14,540	(549)	13,991	590	12,343	1,058	92.44%	88.22%
DPW STREETS & SIDEWALKS SALARIES	328,020	(15,773)	312,247	—	308,764	3,483	98.88%	98.88%
EXPENSES	299,500	12,879	312,379	—	299,879	12,500	96.00%	96.00%
DPW SNOW/ICE SALARIES	94,342	(16,550)	77,792	—	77,792	0	100.00%	100.00%
EXPENSES	591,188	119,275	710,463	—	710,463	0	100.00%	100.00%
DPW SOLID WASTE/ RECYCLING SALARIES	159,880	(11,106)	148,774	—	142,737	6,036	95.94%	95.94%
Solid Waste (TRASH) Collections	586,900	(13,202)	573,698	—	569,395	4,303	99.25%	99.25%
Solid Waste (TRASH) Disposal	744,768	(78,543)	666,225	2,274	469,565	194,385	70.82%	70.48%
NESWC Tip Fee Mitigation Fund Use	(194,000)	0	(194,000)	—	0	(194,000)	0.00%	0.00%
Recycling & Hazardous Waste	38,600	306	38,906	—	35,695	3,212	91.75%	91.75%

	ANNUAL BUDGET ORIGINAL	TRANSFERS	ADJ. BUDGET	OPEN ENCUMBRANCE	YEAR TO DATE EXPENDED	CURRENT BALANCE	% SPENT & ENCUMBERED	% SPENT
FLEET MANAG. SALARIES	82,896	(30,979)	51,917	—	51,917	0	100.00%	100.00%
EXPENSES	157,777	44,407	202,184	491	200,836	857	99.58%	99.33%
DPW STRUCTURES & GROUNDS SALARIES	188,859	(2,944)	185,915	—	182,320	3,595	98.07%	98.07%
EXPENSES	227,803	34,702	262,505	—	261,967	538	99.80%	99.80%
<b>SUB—TOTAL FUNCTION: PUBLIC WORKS</b>	<b>3,607,285</b>	<b>10,217</b>	<b>3,617,502</b>	<b>3,355</b>	<b>3,578,180</b>	<b>35,967</b>	<b>99.01%</b>	<b>98.91%</b>
<b>FUNCTION: HUMAN SERVICES</b>								
<b>ORGANIZATION: SPECIAL PROGRAMS</b>								
ELDER SERVICES SALARIES	174,454	(12,455)	161,999	—	161,762	238	99.85%	99.85%
EXPENSES	21,200	0	21,200	50	21,150	0	100.00%	99.76%
YOUTH SERVICES SALARIES	200,000	(11,266)	188,735	—	188,735	0	100.00%	100.00%
EXPENSES	0	0	0	—	0	0		
<b>SUB—TOTAL: SPECIAL PROGRAMS</b>	<b>395,654</b>	<b>(23,720)</b>	<b>371,934</b>	<b>50</b>	<b>371,646</b>	<b>238</b>	<b>99.94%</b>	<b>99.92%</b>
<b>ORGANIZATION: HEALTH</b>								
HEALTH SALARIES	176,107	17	176,124	—	176,124	0	100.00%	100.00%
EXPENSES	6,890	(37)	6,853	22	6,653	177	97.42%	97.09%
<b>SUB—TOTAL: HEALTH</b>	<b>182,997</b>	<b>(20)</b>	<b>182,977</b>	<b>22</b>	<b>182,777</b>	<b>177</b>	<b>99.90%</b>	<b>99.89%</b>

	ANNUAL BUDGET ORIGINAL	TRANSFERS	ADJ. BUDGET	OPEN ENCUMBRANCE	YEAR TO DATE EXPENDED	CURRENT BALANCE	% SPENT & ENCUMBERED	% SPENT
<b>ORGANIZATION: PUBLIC ASSISTANCE</b>								
VETERANS SERVICES								
SALARIES	43,671	197	43,868	—	43,866	2	100.00%	100.00%
EXPENSES	70,146	48,937	119,083	1,366	111,985	5,732	95.19%	94.04%
<b>SUB—TOTAL: PUBLIC ASSISTANCE</b>	<b>113,817</b>	<b>49,134</b>	<b>162,951</b>	<b>1,366</b>	<b>155,851</b>	<b>5,734</b>	<b>96.48%</b>	<b>95.64%</b>
<b>SUB—TOTAL FUNCTION: HUMAN SERVICES</b>	<b>692,468</b>	<b>25,394</b>	<b>717,862</b>	<b>1,438</b>	<b>710,275</b>	<b>6,149</b>	<b>99.14%</b>	<b>0.00%</b>
<b>FUNCTION: CULTURE &amp; RECREATION</b>								
STEVENS LIBRARY	481,291	(6,087)	475,204	—	475,204	0	100.00%	100.00%
EXPENSES	238,123	(11,235)	226,888	30	221,886	4,972	97.81%	97.80%
<b>SUB—TOTAL: LIBRARY</b>	<b>719,414</b>	<b>(17,323)</b>	<b>702,091</b>	<b>30</b>	<b>697,090</b>	<b>4,972</b>	<b>99.29%</b>	<b>99.29%</b>
FESTIVALS COMM	0	0	0	—	0	0		
SALARIES	0	0	0	—	0	0		
EXPENSES	0	0	0	—	0	0		
RECREATION	12,288	58	12,346	—	12,346	0	100.00%	100.00%
EXPENSES	0	0	0	—	0	0		
HISTORICAL COMMISSION	0	0	0	—	0	0		
SALARIES	0	0	0	—	0	0		
EXPENSES	500	0	500	—	424	77	84.71%	84.71%
<b>SUB—TOTAL FUNCTION: CULTURE &amp; RECREATION</b>	<b>732,202</b>	<b>(17,264)</b>	<b>714,938</b>	<b>30</b>	<b>709,860</b>	<b>5,048</b>	<b>99.29%</b>	<b>99.29%</b>

	ANNUAL BUDGET ORIGINAL	TRANSFERS	ADJ. BUDGET	OPEN ENCUMBRANCE	YEAR TO DATE EXPENDED	CURRENT BALANCE	% SPENT & ENCUMBERED	% SPENT
<b>FUNCTION: DEBT SERVICE</b>								
EXCLUDED — PRINCIPAL — LONG TERM	3,210,000	0	3,210,000	—	3,210,000	0	100.00%	100.00%
EXCLUDED — INTEREST — LONG TERM	1,781,230		1,781,230		1,721,803	59,427	96.66%	96.66%
EXCLUDED — INTEREST — SHORT TERM	755,499	427,251	1,182,750		1,306,212	(123,462)	110.44%	110.44%
INCLUDED — PRINCIPAL — LONG TERM	2,603,572		2,603,572		2,574,929	28,643	98.90%	98.90%
INCLUDED — INTEREST — LONG TERM	766,800		766,800		731,230	35,571	95.36%	95.36%
INCLUDED — INTEREST — SHORT TERM	77,460		77,460		77,460	0		
<b>SUB—TOTAL FUNCTION: DEBT SERVICE</b>	<b>9,194,561</b>	<b>427,251</b>	<b>9,621,812</b>	<b>0</b>	<b>9,621,634</b>	<b>178</b>	<b>100.00%</b>	<b>100.00%</b>

	ANNUAL BUDGET ORIGINAL	TRANSFERS	ADJ. BUDGET	OPEN ENCUMBRANCE	YEAR TO DATE EXPENDED	CURRENT BALANCE	% SPENT & ENCUMBERED	% SPENT
<b>FUNCTION: STATE &amp; COUNTY ASSESSMENTS</b>								
RETIRED TEACHERS HEALTH INSURANCE	1,212,037	54,803	1,266,840	—	1,266,840	0	100.00%	100.00%
MOSQUITO CONTROL	0	0	0		0	0		
AIR POLLUTION DISTRICTS	7,908	0	7,908		7,908	0	100.00%	100.00%
RMV — NON RENEWAL SURCHARGE	10,940	0	10,940		16,240	(5,300)	148.45%	148.45%
REGIONAL TRANSIT	177,259	(11,745)	165,514		175,538	(10,024)	106.06%	106.06%
SPEC. E.D	8,108	(8,108)	0		0	0		
CHARTER SCHOOL ASSESSMENT	47,852	4,231	52,083		36,152	15,931	69.41%	69.41%

	ANNUAL BUDGET ORIGINAL	TRANSFERS	ADJ. BUDGET	OPEN ENCUMBRANCE	YEAR TO DATE EXPENDED	CURRENT BALANCE	% SPENT & ENCUMBERED		% SPENT
SCHOOL CHOICE	16,919	(6,234)	10,685		5,898	4,787			
ESSEX COUNTY AGRICULTURAL ASSESSMENT	87,748	0	87,748		87,748	0	100.00%	100.00%	100.00%
<b>SUB—TOTAL FUNCTION: STATE &amp; COUNTY ASSESSMENTS</b>	<b>1,568,771</b>	<b>32,947</b>	<b>1,601,718</b>	<b>0</b>	<b>1,596,324</b>	<b>5,394</b>	<b>99.66%</b>	<b>99.66%</b>	<b>99.66%</b>
<b>FUNCTION: OTHER</b>									
RETIREMENT ASSESSMENT	2,093,553	0	2,093,553	—	2,093,553	0	100.00%	100.00%	100.00%
MANAGER CONTRACT	0	0	0	—	0	0			
WORKERS COMP	180,399	(20,833)	159,566	—	159,566	0	100.00%	100.00%	100.00%
GROUP INSURANCE	6,243,611	(36,810)	6,206,801	—	6,206,801	0	100.00%	100.00%	100.00%
PAYROLL TAXES	425,000	19,344	444,344	31,202	413,142	(0)	100.00%	100.00%	92.98%
UNEMPLOYMENT	100,000	(47,108)	52,892	1,538	51,353	(0)	100.00%	100.00%	97.09%
LIABILITY INSURANCE	354,247	(18,902)	335,345	—	335,345	0	100.00%	100.00%	100.00%
POLICE & FIRE ACCIDENT INSURANCE	20,000	(15,200)	4,800	—	4,800	0	100.00%	100.00%	100.00%
SALARY RESERVE	0	0	0	—	0	0			
FINANCE COMMITTEE RESERVE	50,000	(30,000)	20,000	—	0	20,000			
STABILIZATION FUND	0	787,811	787,811	—	787,811	0			
OTHER ARTICLES	0	0	0	—	0	0			
BUDGET RESERVE	0	0	0	—	0	0			
TRANSFER SPECIAL REVENUE	0	100,000	100,000	—	100,000	0			
TRANSFER ENTERPRISE	0	0	0	—	0	0			
TRANSFER TRUST FUND	0	0	0	—	0	0			

	ANNUAL BUDGET ORIGINAL	TRANSFERS	ADJ. BUDGET	OPEN ENCUMBRANCE	YEAR TO DATE EXPENDED	CURRENT BALANCE	% SPENT & ENCUMBERED		% SPENT
DEFICITS (snow & Ice)	0	0	0	0	0	0			
OVERLAY	0	0	0	0	0	0			
TRANSFER CAPITAL PROJECTS	0	0	0	0	0	0			
<b>SUB—TOTAL FUNCTION: OTHER</b>	<b>9,466,810</b>	<b>738,302</b>	<b>10,205,112</b>	<b>32,740</b>	<b>10,152,372</b>	<b>20,000</b>	<b>99.80%</b>	<b>99.80%</b>	<b>99.48%</b>
<b>GRAND TOTAL GENERAL FUND</b>	<b>66,911,128</b>	<b>1,343,369</b>	<b>68,254,497</b>	<b>2,448,222</b>	<b>65,614,166.18</b>	<b>192,109</b>	<b>99.72%</b>	<b>99.72%</b>	<b>96.13%</b>
Report Totals	66,911,128	1,343,369	68,254,497	2,448,222.36	65,614,168	192,109	99.72%	99.72%	96.13%
Net Report Totals ( Variance caused by Overlay)	0	0	0	0.00	0	0			
		OVERLAY	590,643						
		Total Budget	68,845,140						

**Town of North Andover  
Water Year to Date Operating Results  
June 30, 2006**

	<b>Annual Budget</b>	<b>Prior Years Encumbrance</b>	<b>Adjusted Budget</b>	<b>Y—T—D Expended</b>	<b>Encumbrances</b>	<b>Balance</b>	<b>% Coll/Spent</b>
<b>Revenue:</b>							
Interest/Penalties	18,000	—	18,000	137,721	—	(119,721)	765.1%
User Charges	4,582,266	—	4,582,266	4,682,057	—	(99,791)	102.2%
Water Hookups	72,000	—	72,000	94,500	—	(22,500)	131.3%
Other Fees	400,000	—	400,000	343,456	—	56,544	85.9%
<b>Total Revenues</b>	<b>5,072,266</b>	<b>0</b>	<b>5,072,266</b>	<b>5,257,733</b>	<b>0</b>	<b>(185,467)</b>	<b>103.7%</b>
<b>Expenses:</b>							
Salary	683,702	6,990	690,692	690,651	—	41	100.0%
Expenses	1,106,290	46,972	1,153,262	1,050,929	43,528	58,805	91.1%
Debt							
Principal	2,190,022	—	2,190,032	1,982,708	—	207,324	90.5%
L/T Interest	573,285	—	573,285	573,646	—	(361)	100.1%
S/T Interest	—	—	0	15,598	—	(15,598)	
Salary Reserves	19,490	(19,490)	0	—	—	0	0.0%
Interfund Transfers	499,467	—	499,467	499,467	—	0	100.0%
Transfer to Capital Project	29,000	—	29,000	29,000	—	0	0.0%
<b>Total Expenses</b>	<b>5,101,256</b>	<b>34,472</b>	<b>5,135,738</b>	<b>4,841,999</b>	<b>43,528</b>	<b>250,211</b>	<b>94.3%</b>
<b>Net Y—T—D Operating</b>							
	<b>(28,990)</b>		<b>(63,472)</b>	<b>415,734</b>	<b>(43,528)</b>		
Beginning Fund Balance	(197,429)		(197,429)	(197,429)	231,186		
Ending Fund Balance	(168,439)		(260,901)	231,186	187,658		

Town Meeting appropriated \$ from fund reserve balance

**Town of North Andover  
Sewer Year to Date Operating Results  
June 30, 2006**

	<b>Annual Budget</b>	<b>Prior Years Encumbrance</b>	<b>Adjusted Budget</b>	<b>Y-T-D Expended</b>	<b>Encumbrances</b>	<b>Balance</b>	<b>% Coll/Spent</b>
<b>Revenue:</b>							
Interest/Penalties	10,000	—	10,000	155,841	—	(145,841)	1558.4%
User Charges	2,813,193	—	2,813,193	3,138,074	—	(324,881)	111.5%
Hookup Fees	100,000	—	100,000	99,254	—	746	99.3%
Other Fees	190,000	—	190,000	202,681	—	(12,681)	106.7%
Misc Revenue	—	—	0	70,000	—	(70,000)	
<b>Total Revenues</b>	<b>3,113,193</b>	<b>0</b>	<b>3,113,193</b>	<b>3,665,851</b>	<b>0</b>	<b>(552,658)</b>	<b>117.8%</b>
<b>Expenses:</b>							
Salary	323,481	(3,878)	319,603	300,666	—	18,937	94.1%
Expenses	206,050	26,031	232,081	197,153	23,745	11,183	85.0%
Sewer Assesment	1,264,982	—	1,264,982	948,815	—	316,167	75.0%
Settlement	56,000	1,985	57,985	57,985	—	0	100.0%
Debt							
Principal	1,347,686	—	1,347,686	1,325,253	—	22,433	98.3%
Interest L/T	554,667	—	554,667	564,235	—	(9,568)	101.7%
Interest S/T	—	—	0	10,597	—	(10,597)	
Interfund Transfers	235,261	—	235,261	235,261	—	0	100.0%
Salary Reserves	8,122	(8,122)	0	—	—	0	
<b>Total Expenses</b>	<b>3,996,249</b>	<b>16,015</b>	<b>4,012,264</b>	<b>3,639,965</b>	<b>23,745</b>	<b>348,555</b>	<b>90.7%</b>
<b>Net Y—T—D Operating</b>							
	<b>(883,056)</b>		<b>(899,071)</b>	<b>25,886</b>	<b>(23,745)</b>	<b>(901,213)</b>	
Beginning Fund Balance	1,942,165		1,942,165	1,942,165	2,018,929		
Ending Fund Balance	1,059,109		1,043,093	2,018,929	1,995,184		

Town Meeting appropriated \$883,056 from fund reserve balance

**Town of North Andover  
Stevens Estate at Osgood Hill Year to Date Operating Results  
June 30, 2006**

	<b>Annual Budget</b>	<b>Prior Years Encumbrance</b>	<b>Adjusted Budget</b>	<b>Y-T-D Expended</b>	<b>Encumbrances</b>	<b>Balance</b>	<b>% Coll/Spent</b>
<b>Revenue:</b>							
User Charges	415,871	50,000	465,871	507,693	-	(41,822)	109.0%
Other Revenue	-	-	0	-	-	0	
<b>Total Revenues</b>	<b>415,871</b>	<b>50,000</b>	<b>465,871</b>	<b>507,693</b>	<b>0</b>	<b>(41,822)</b>	<b>109.0%</b>
<b>Expenses:</b>							
Salary	155,344	24,857	180,201	173,545	-	6,656	96.3%
Expenses	196,799	78,915	275,714	262,407	9,282	4,025	95.2%
Debt	-	-	0	-	-	0	
Capital Outlay	-	-	0	-	-	0	
Interfund Transfers	63,728	1,272	65,000	65,000	-	0	102.0%
<b>Total Expenses</b>	<b>415,871</b>	<b>105,044</b>	<b>520,915</b>	<b>500,952</b>	<b>9,282</b>	<b>10,681</b>	<b>96.2%</b>
<b>Net Y-T-D Operating</b>	<b>0</b>		<b>(55,044)</b>	<b>6,741</b>	<b>(9,282)</b>		
Beginning Fund Balance	63,915		63,915	63,915	70,656		
Ending Fund Balance	63,915		8,871	70,656	61,374		

And transfer \$38,059 from Retained Earnings

### School Enrollment Figures

		Atkinson	Franklin	Kittredge	Sargent	Thomson	NAMS	NAHS	Total
Preschool Totals			61		31				92
Kindergarten		18	17	20	16	14			
		16	13		16	14			
		19	20		15	21			
		16	16		16	21			
					16				
K Totals					18				
		69	66	20	97	70			322
Grade 1	A	19	23	25	24	23			
	B	21	23	24	24	23			
	C	19	21		25	22			
	D		23		23				
Total	59	90	49	96	68				362
Grade 2	A	23	24	23	25	24			
	B	24	25	21	25	23			
	C	21	21		26	24			
	D				25				
Total	68	70	44	101	71				354
Grade 3	A	21	25	24	28	29			
	B	21	24	22	28	29			
	C		26		28				
	D				29				
Total	42	75	46	113	58				334
Grade 4	A	24	36	28	36	36			
	B	26	36	29	35	36			
	C				36				
Total	50	72	57	107	72				358
Grade 5	A	28	32	27	32	36			
	B	31	32	27	33	37			
	C				32				
Total	59	64	54	97	73				347
Totals		347	498	270	642	412			2169
Grade 6							338		338
Grade 7							376		376
Grade 8							386		386
Total							1100		1100
Grade 9							346		346
Grade 10							332		332
Grade 11							349		349
Grade 12							338		338
Total							1365		1365
GRAND TOTAL		347	498	270	642	412	1100	1365	4634

#### Age of Admittance

Children entering kindergarten must be five years of age on or before August 31 of the entrance year.

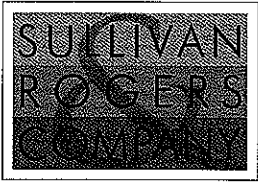
Children entering the first grade must be six years of age on or before August 31 of the entrance year. Any request for an exception to the established entrance age for first grade must be submitted to the School Committee for consideration prior to April 30.

#### No School Announcements

Radio broadcasts: Stations WCCM, WBZ, and WRKO

TV: Channels 4, 5, and 7, and local channel 98

# **Independent Auditors Report**



*Certified Public Accountants*

**SULLIVAN, ROGERS & COMPANY, LLC**  
Corporate Place I, Suite 204 • 99 South Bedford Street  
Burlington, Massachusetts 01803  
P • 781-229-5600 F • 781-229-5610 [www.sullivan-rogers.com](http://www.sullivan-rogers.com)

## **Independent Auditors' Report**

To the Honorable Board of Selectmen  
Town of North Andover, Massachusetts

We have audited the accompanying financial statements of the governmental activities, the business-type activities, each major fund, and the aggregate remaining fund information of the Town of North Andover, Massachusetts, as of and for the fiscal year ended June 30, 2006, which collectively comprise the Town's basic financial statements as listed in the table of contents. These financial statements are the responsibility of the Town of North Andover, Massachusetts' management. Our responsibility is to express opinions on these financial statements based on our audit.

We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our opinions.

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the governmental activities, the business-type activities, each major fund, and the aggregate remaining fund information of the Town of North Andover, Massachusetts as of June 30, 2006, and the respective changes in financial position and cash flows, where applicable, thereof and the budgetary comparison for the general fund for the fiscal year then ended in conformity with accounting principles generally accepted in the United States of America.

In accordance with Government Auditing Standards, we have also issued our report dated November 9, 2006, on our consideration of the Town of North Andover, Massachusetts' internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements and other matters. The purpose of that report is to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing and not to provide an opinion on the internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with Government Auditing Standards and should be considered in conjunction with this report in considering the results of our audit.

The management's discussion and analysis, located on pages 4 through 13, is not a required part of the basic financial statements but is supplementary information required by accounting principles generally accepted in the United States of America. We have applied certain limited procedures, which consisted principally of inquiries of management regarding the methods of measurement and presentation of the required supplementary information. However, we did not audit the information and express no opinion on it.

Our audit was conducted for the purpose of forming opinions on the financial statements that collectively comprise the Town of North Andover, Massachusetts' basic financial statements. The additional information on pages 57 through 59 is presented for purposes of additional analysis and is not a required part of the basic financial statements. Such information has been subjected to the auditing procedures applied in the audit of the basic financial statements and, in our opinion, is fairly stated in all material respects in relation to the basic financial statements taken as a whole.

*Sullivan, Fry & Company, LLC*

November 9, 2006

**STATEMENT OF NET ASSETS**

JUNE 30, 2006

	Primary Government		
	Governmental Activities	Business-type Activities	Total
<b>ASSETS</b>			
Current assets:			
Cash and cash equivalents.....	\$ 13,693,113	\$ 2,259,106	\$ 15,952,219
Restricted cash and cash equivalents.....	6,354,138	4,237,595	10,591,733
Investments.....	139,519	-	139,519
Receivables, net of allowance for uncollectible amounts:			
Real estate and personal property taxes.....	674,261	-	674,261
Tax and utility liens.....	1,218,260	26,720	1,244,980
Motor vehicle and other excise taxes.....	313,045	-	313,045
Community preservation surcharges.....	8,000	-	8,000
User charges.....	-	1,539,543	1,539,543
Departmental and other.....	298,121	-	298,121
Intergovernmental.....	2,456,803	92,299	2,549,102
Other assets.....	146	-	146
Prepaid expenses.....	5,875	-	5,875
Tax foreclosures.....	228,647	-	228,647
Working capital deposit.....	87,943	-	87,943
<b>Total current assets.....</b>	<b>25,477,871</b>	<b>8,155,263</b>	<b>33,633,134</b>
Noncurrent assets:			
Receivables, net of allowance for uncollectible amounts:			
Intergovernmental.....	20,787,725	1,331,170	22,118,895
Capital assets not being depreciated.....	22,256,473	7,703,775	29,960,248
Capital assets, net of accumulated depreciation.....	111,427,765	43,294,163	154,721,928
<b>Total noncurrent assets.....</b>	<b>154,471,963</b>	<b>52,329,108</b>	<b>206,801,071</b>
<b>Total assets.....</b>	<b>179,949,834</b>	<b>60,484,371</b>	<b>240,434,205</b>
<b>LIABILITIES</b>			
Current liabilities:			
Warrants payable.....	795,031	362,078	1,157,109
Accrued payroll.....	2,209,844	-	2,209,844
Tax refunds payable.....	470,300	-	470,300
Other liabilities.....	259,143	-	259,143
Liabilities due depositors.....	106,160	-	106,160
Accrued interest.....	1,193,911	333,521	1,527,432
Accrued health claims payable.....	1,140,814	-	1,140,814
Court judgments.....	-	56,000	56,000
Compensated absences.....	137,789	-	137,789
Short-term notes payable.....	10,970,078	-	10,970,078
Long-term bonds and notes payable.....	6,510,326	3,291,883	9,802,209
<b>Total current liabilities.....</b>	<b>23,793,396</b>	<b>4,043,482</b>	<b>27,836,878</b>
Noncurrent liabilities:			
Court judgments.....	-	224,000	224,000
Compensated absences.....	1,240,098	-	1,240,098
Long-term bonds and notes payable.....	49,974,986	26,575,206	76,550,192
<b>Total noncurrent liabilities.....</b>	<b>51,215,084</b>	<b>26,799,206</b>	<b>78,014,290</b>
<b>Total liabilities.....</b>	<b>75,008,480</b>	<b>30,842,688</b>	<b>105,851,168</b>
<b>NET ASSETS</b>			
Invested in capital assets, net of related debt.....	88,197,300	22,554,318	110,751,618
Restricted for:			
Debt service.....	776,905	-	776,905
Community preservation.....	2,293,380	-	2,293,380
Permanent funds:			
Expendable.....	426,611	-	426,611
Nonexpendable.....	27,582	-	27,582
Other specific purposes.....	399,195	-	399,195
Unrestricted.....	12,820,381	7,087,365	19,907,746
<b>Total net assets.....</b>	<b>\$ 104,941,354</b>	<b>\$ 29,641,683</b>	<b>\$ 134,583,037</b>

See notes to basic financial statements.

**STATEMENT OF ACTIVITIES**

FOR THE FISCAL YEAR ENDED JUNE 30, 2006

Functions/Programs	Expenses	Program Revenues			Net (Expense)/ Revenue
		Charges for Services	Operating Grants and Contributions	Capital Grants and Contributions	
<b>Primary government:</b>					
Governmental activities:					
General government.....	\$ 2,779,374	\$ 399,486	\$ 34,601	\$ -	\$ (2,345,287)
Public safety.....	12,011,224	3,527,254	338,815	-	(8,145,155)
Education.....	50,523,956	2,366,543	10,938,343	-	(37,219,070)
Public works.....	4,466,922	131,403	150,894	86,308	(4,098,317)
Health and human services.....	1,617,246	347,883	66,896	-	(1,202,467)
Culture and recreation.....	2,494,159	811,035	185,898	-	(1,497,226)
Debt service - interest.....	3,636,270	-	1,101,560	-	(2,534,710)
Total governmental activities.....	<u>77,529,151</u>	<u>7,583,604</u>	<u>12,817,007</u>	<u>86,308</u>	<u>(57,042,232)</u>
Business-type activities:					
Water.....	2,946,719	5,267,016	-	-	2,320,297
Sewer.....	3,076,592	3,536,767	414,429	-	874,604
Osgood Hill.....	502,926	507,693	-	-	4,767
Total business-type activities.....	<u>6,526,237</u>	<u>9,311,476</u>	<u>414,429</u>	<u>-</u>	<u>3,199,668</u>
Total primary government.....	<u>\$ 84,055,388</u>	<u>\$ 16,895,080</u>	<u>\$ 13,231,436</u>	<u>\$ 86,308</u>	<u>\$ (53,842,564)</u>

See notes to basic financial statements.

**STATEMENT OF ACTIVITIES (Continued)**

FOR THE FISCAL YEAR ENDED JUNE 30, 2006

	Primary Government		
	Governmental Activities	Business-type Activities	Total
<b>Changes in net assets:</b>			
Net (expense)/revenue (from previous page).....	\$ (57,042,232)	\$ 3,199,668	\$ (53,842,564)
<i>General revenues:</i>			
Real estate and personal property taxes.....	47,687,495	-	47,687,495
Motor vehicle and other excise taxes.....	4,076,385	-	4,076,385
Tax liens.....	365,140	-	365,140
Penalties and interest on taxes.....	410,394	-	410,394
Payments in lieu of taxes.....	1,441,209	-	1,441,209
Community preservation surcharges.....	1,196,950	-	1,196,950
Grants and contributions not restricted to specific programs.....	3,297,899	-	3,297,899
Unrestricted investment income.....	880,381	-	880,381
<i>Transfers, net</i> .....	522,018	(522,018)	-
Total general revenues and transfers.....	59,877,871	(522,018)	59,355,853
Change in net assets.....	2,835,639	2,677,650	5,513,289
Net assets - beginning of year.....	102,105,715	26,964,033	129,069,748
Net assets - end of year.....	\$ 104,941,354	\$ 29,641,683	\$ 134,583,037

**GOVERNMENTAL FUNDS  
BALANCE SHEET**

JUNE 30, 2006

<b>ASSETS</b>	<u>General</u>	<u>Stabilization</u>	<u>Community Preservation</u>
Cash and cash equivalents.....	\$ 9,406,450	\$ 1,141,436	\$ -
Investments.....	-	-	-
Receivables, net of allowance for uncollectible amounts:			
Real estate and personal property taxes.....	674,261	-	-
Tax liens.....	1,218,260	-	-
Motor vehicle and other excise taxes.....	313,045	-	-
Community preservation surcharges.....	-	-	8,000
Departmental and other.....	200,640	-	-
Intergovernmental.....	14,379,161	-	1,125,960
Other assets.....	146	-	-
Prepaid expenditures.....	5,875	-	-
Tax foreclosures.....	228,647	-	-
Restricted assets:			
Cash and cash equivalents.....	-	-	2,523,084
<b>TOTAL ASSETS.....</b>	<b>\$ 26,426,485</b>	<b>\$ 1,141,436</b>	<b>\$ 3,657,044</b>
 <b>LIABILITIES AND FUND BALANCES</b>			
<b>LIABILITIES:</b>			
Warrants payable.....	\$ 667,522	\$ -	\$ 3,419
Accrued payroll.....	2,209,844	-	-
Tax refunds payable.....	470,300	-	-
Other liabilities.....	258,077	-	1,066
Liabilities due depositors.....	106,160	-	-
Deferred revenue.....	16,786,212	-	1,133,960
Accrued short-term interest.....	322,347	-	-
Short-term notes payable.....	-	-	1,359,179
<b>TOTAL LIABILITIES.....</b>	<b>20,820,462</b>	<b>-</b>	<b>2,497,624</b>
 <b>FUND BALANCES:</b>			
Reserved for:			
Encumbrances and continuing appropriations.....	239,040	-	-
Debt service.....	776,905	-	-
Perpetual permanent funds.....	-	-	-
Other specific purposes.....	-	-	-
Unreserved:			
Designated for subsequent year's expenditures.....	515,267	-	-
Undesignated, reported in:			
General fund.....	4,074,811	-	-
Special revenue funds.....	-	1,141,436	1,159,420
Capital projects funds.....	-	-	-
Permanent funds.....	-	-	-
<b>TOTAL FUND BALANCES.....</b>	<b>5,606,023</b>	<b>1,141,436</b>	<b>1,159,420</b>
<b>TOTAL LIABILITIES AND FUND BALANCES.....</b>	<b>\$ 26,426,485</b>	<b>\$ 1,141,436</b>	<b>\$ 3,657,044</b>

See notes to basic financial statements.

School Construction Project	Nonmajor Governmental Funds	Total Governmental Funds
\$ -	\$ 2,496,688	\$ 13,044,574
-	139,519	139,519
-	-	674,261
-	-	1,218,260
-	-	313,045
-	-	8,000
-	97,481	298,121
7,649,209	90,198	23,244,528
-	-	146
-	-	5,875
-	-	228,647
<u>2,019,691</u>	<u>1,811,363</u>	<u>6,354,138</u>
\$ <u>9,668,900</u>	\$ <u>4,635,249</u>	\$ <u>45,529,114</u>
\$ 34,537	\$ 89,553	\$ 795,031
-	-	2,209,844
-	-	470,300
-	-	259,143
-	-	106,160
7,649,209	-	25,569,381
-	-	322,347
<u>9,610,899</u>	<u>-</u>	<u>10,970,078</u>
<u>17,294,645</u>	<u>89,553</u>	<u>40,702,284</u>
-	-	239,040
-	-	776,905
-	27,582	27,582
-	399,195	399,195
-	-	515,267
-	-	4,074,811
-	1,900,191	4,201,047
(7,625,745)	1,792,117	(5,833,628)
-	426,611	426,611
<u>(7,625,745)</u>	<u>4,545,696</u>	<u>4,826,830</u>
\$ <u>9,668,900</u>	\$ <u>4,635,249</u>	\$ <u>45,529,114</u>

**GOVERNMENTAL FUNDS**  
**STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCES**  
**FOR THE FISCAL YEAR ENDED JUNE 30, 2006**

	General	Stabilization	Community Preservation
<b>REVENUES</b>			
Real estate and personal property taxes.....	\$ 47,835,561	\$ -	-
Motor vehicle and other excise taxes.....	4,010,270	-	-
Tax and utility liens.....	393,770	-	-
Payments in lieu of taxes.....	1,401,504	-	-
Community preservation surcharges.....	-	-	1,128,331
Charges for services.....	770,526	-	-
Intergovernmental .....	13,940,898	-	1,051,237
Penalties and interest on taxes.....	410,394	-	-
Licenses, permits and fees.....	1,771,187	-	-
Fines and forfeitures.....	120,993	-	-
Departmental.....	503,197	-	-
Contributions.....	-	-	-
Investment income.....	849,810	27,655	77,322
	<u>72,008,110</u>	<u>27,655</u>	<u>2,256,890</u>
<b>EXPENDITURES</b>			
Current:			
General government.....	2,214,520	-	-
Public safety.....	7,917,432	-	-
Education.....	31,605,215	-	-
Public works.....	2,558,203	-	-
Health and human services.....	710,325	-	-
Culture and recreation.....	711,554	-	198,403
Pension benefits.....	6,544,692	-	-
Employee benefits.....	6,842,992	-	-
Property and liability insurance.....	340,145	-	-
State and county charges.....	1,508,576	-	-
Debt service:			
Principal.....	5,784,931	-	-
Interest.....	3,389,448	-	137,168
	<u>70,128,033</u>	<u>-</u>	<u>335,571</u>
EXCESS (DEFICIENCY) OF REVENUES OVER EXPENDITURES.....	<u>1,880,077</u>	<u>27,655</u>	<u>1,921,319</u>
<b>OTHER FINANCING SOURCES (USES)</b>			
Transfers in.....	799,728	787,811	-
Proceeds of bonds and notes.....	-	-	-
Premium from issuance of bonds and notes.....	61,582	-	14,339
Transfers out.....	(887,811)	-	(277,710)
	<u>(26,501)</u>	<u>787,811</u>	<u>(263,371)</u>
NET CHANGE IN FUND BALANCES.....	1,853,576	815,466	1,657,948
FUND BALANCES AT BEGINNING OF YEAR.....	<u>3,752,447</u>	<u>325,970</u>	<u>(498,528)</u>
FUND BALANCES AT END OF YEAR.....	<u>\$ 5,606,023</u>	<u>\$ 1,141,436</u>	<u>\$ 1,159,420</u>

See notes to basic financial statements.

School Construction Project	Nonmajor Governmental Funds	Total Governmental Funds
\$ -	\$ -	\$ 47,835,561
-	-	4,010,270
-	-	393,770
-	39,705	1,441,209
-	-	1,128,331
-	3,353,016	4,123,542
25,963,698	2,791,448	43,747,281
-	-	410,394
-	989,545	2,760,732
-	-	120,993
-	51,208	554,405
-	122,104	122,104
-	49,634	1,004,421
<u>25,963,698</u>	<u>7,396,660</u>	<u>107,653,013</u>
-	222,480	2,437,000
-	1,213,933	9,131,365
1,131,683	4,856,777	37,593,675
-	549,786	3,107,989
-	385,686	1,096,011
-	1,097,023	2,006,980
-	-	6,544,692
-	-	6,842,992
-	-	340,145
-	-	1,508,576
-	-	5,784,931
-	-	3,526,616
<u>1,131,683</u>	<u>8,325,685</u>	<u>79,920,972</u>
<u>24,832,015</u>	<u>(929,025)</u>	<u>27,732,041</u>
-	100,000	1,687,539
277,805	217,195	495,000
-	-	75,921
-	-	(1,165,521)
<u>277,805</u>	<u>317,195</u>	<u>1,092,939</u>
25,109,820	(611,830)	28,824,980
<u>(32,735,565)</u>	<u>5,157,526</u>	<u>(23,998,150)</u>
\$ <u>(7,625,745)</u>	\$ <u>4,545,696</u>	\$ <u>4,826,830</u>

**RECONCILIATION OF THE GOVERNMENTAL FUNDS BALANCE SHEET  
TOTAL FUND BALANCES TO THE STATEMENT OF NET ASSETS**

FOR THE FISCAL YEAR ENDED JUNE 30, 2006

Total governmental fund balances (page 19).....	\$	4,826,830
Capital assets (net of accumulated depreciation) used in governmental activities are not financial resources and, therefore, are not reported in the governmental funds.....		133,684,238
Other assets are not available to pay for current period expenditures and, therefore, are deferred in the governmental funds.....		25,569,381
In the statement of activities, interest is accrued on outstanding long-term debt, whereas in the governmental funds interest is not reported until due.....		(871,564)
Long-term liabilities are not due and payable in the current period and, therefore, are not reported in the governmental funds.		
Bonds and notes payable, net of unamortized premiums and deferred losses on refundings.....		(56,485,312)
Compensated absences.....		(1,377,887)
Internal service funds are used by management to account for health insurance activities. The assets and liabilities of the internal service funds are reported as governmental activities in the statement of net assets.....		<u>(404,332)</u>
Net assets of governmental activities (page 15).....	\$	<u><u>104,941,354</u></u>

See notes to basic financial statements.

**RECONCILIATION OF THE STATEMENT OF REVENUES, EXPENDITURES AND  
CHANGES IN FUND BALANCES OF GOVERNMENTAL FUNDS  
TO THE STATEMENT OF ACTIVITIES**

FOR THE FISCAL YEAR ENDED JUNE 30, 2006

Net change in fund balances - total governmental funds (page 21).....	\$	28,824,980
<p>Governmental funds report capital outlays as expenditures. However, in the statement of activities the cost of those assets is allocated over their estimated useful lives and reported as depreciation expense. These amounts represent the related activity of the current period.</p>		
Capital outlays.....		2,009,735
Depreciation.....		(5,018,090)
<p>In the statement of activities, only the <i>loss</i> on the disposal of capital assets is reported, whereas in the governmental funds the transaction is not reported since there is no use of financial resources. As a result, the change in net assets differs from the change in fund balance by the net book value of the capital asset disposed of.....</p>		
		(56,017)
<p>Revenues in the statement of activities that do not provide current financial resources are fully deferred in the statement of revenues, expenditures and changes in fund balances. Therefore, the recognition of revenue for various types of accounts receivable (i.e., real estate and personal property, motor vehicle excise, etc.) differ between the two statements. This amount represents the net change in deferred revenue.....</p>		
		(27,886,162)
<p>The issuance of long-term debt (e.g., bonds and leases) provides current financial resources to governmental funds, while the repayment of the principal of long-term debt consumes the financial resources of governmental funds. Neither transaction, however, has any impact on net assets. Also, governmental funds report the effect of issuance costs, premiums, discounts, and similar items when debt is first issued, whereas these amounts are deferred and amortized in the statement of activities. These amounts represent the related activity of the current period.</p>		
Bond maturities.....		5,784,931
Amortization of deferred losses on refundings.....		(65,205)
<p>In the statement of activities, interest is accrued on outstanding long-term debt, whereas in the governmental funds interest is not reported until due. This amount represents the net change in accrued interest payable.....</p>		
		(44,449)
<p>Some expenses reported in the statement of activities do not require the use of current financial resources and, therefore, are not reported in the governmental funds. This amount represent the net change in long-term liabilities:</p>		
Compensated absences.....		(92,704)
<p>Internal service funds are used by management to account for health insurance</p>		
The net activity of the internal service funds is reported with governmental activities.....		<u>(126,380)</u>
Changes in net assets of governmental activities (page 17).....	\$	<u><u>2,835,639</u></u>

See notes to basic financial statements.

**GENERAL FUND**  
**STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN FUND BALANCE**  
**BUDGET AND ACTUAL**

FOR THE FISCAL YEAR ENDED JUNE 30, 2006

	Original Budget	Final Budget	Actual	Variance Positive/ (Negative)
<b>REVENUES</b>				
Real estate and personal property taxes.....	\$ 47,099,338	\$ 47,809,760	\$ 48,181,724	\$ 371,964
Motor vehicle and other excise taxes.....	3,892,000	3,892,000	4,010,270	118,270
Tax liens.....	-	-	393,770	393,770
Payments in lieu of taxes.....	1,424,900	1,424,900	1,401,504	(23,396)
Charges for services.....	635,000	635,000	770,526	135,526
Intergovernmental.....	8,684,465	8,684,465	9,478,898	794,433
Penalties and interest on taxes.....	251,200	251,200	410,394	159,194
Licenses, permits and fees.....	1,130,600	1,130,600	1,771,187	640,587
Fines and forfeitures.....	107,000	107,000	120,993	13,993
Departmental.....	283,856	283,856	503,197	219,341
Investment income.....	350,000	350,000	849,810	499,810
NESWC Reimbursement.....	400,000	900,000	1,646,312	746,312
<b>TOTAL REVENUES.....</b>	<b>64,258,359</b>	<b>65,468,781</b>	<b>69,538,585</b>	<b>4,069,804</b>
<b>EXPENDITURES</b>				
Current:				
General government.....	2,393,945	2,375,382	2,214,520	160,862
Public safety.....	7,970,477	8,008,608	7,917,432	91,176
Education.....	31,543,809	31,620,765	31,605,215	15,550
Public works.....	3,671,309	3,681,525	3,605,225	76,300
Health and human services.....	692,578	717,972	710,325	7,647
Culture and recreation.....	733,896	716,632	711,554	5,078
Pension benefits.....	2,093,553	2,093,553	2,082,692	10,861
Employee benefits.....	6,949,010	6,863,602	6,842,992	20,610
Property and liability insurance.....	374,247	340,145	340,145	-
State and county charges.....	1,601,718	1,601,718	1,508,576	93,142
Debt service:				
Principal.....	5,813,572	5,813,572	5,784,929	28,643
Interest.....	3,380,989	3,808,240	3,836,705	(28,465)
<b>TOTAL EXPENDITURES.....</b>	<b>67,219,103</b>	<b>67,641,714</b>	<b>67,160,310</b>	<b>481,404</b>
<b>EXCESS (DEFICIENCY) OF REVENUES OVER EXPENDITURES.....</b>	<b>(2,960,744)</b>	<b>(2,172,933)</b>	<b>2,378,275</b>	<b>4,551,208</b>
<b>OTHER FINANCING SOURCES (USES)</b>				
Transfers in.....	798,456	798,456	799,728	1,272
Premium from issuance of bonds and notes.....	400,000	400,000	61,582	(338,418)
Transfers out.....	-	(887,811)	(887,811)	-
<b>TOTAL OTHER FINANCING SOURCES (USES).....</b>	<b>1,198,456</b>	<b>310,645</b>	<b>(26,501)</b>	<b>(337,146)</b>
<b>NET CHANGE IN FUND BALANCE.....</b>	<b>(1,762,288)</b>	<b>(1,862,288)</b>	<b>2,351,774</b>	<b>4,214,062</b>
<b>FUND BALANCE AT BEGINNING OF YEAR.....</b>	<b>3,879,014</b>	<b>3,879,014</b>	<b>3,879,014</b>	<b>-</b>
<b>FUND BALANCE AT END OF YEAR.....</b>	<b>\$ 2,116,726</b>	<b>\$ 2,016,726</b>	<b>\$ 6,230,788</b>	<b>\$ 4,214,062</b>

See notes to basic financial statements.

**PROPRIETARY FUNDS**  
STATEMENT OF FUND NET ASSETS

JUNE 30, 2006

	Business-Type Activities - Enterprise Funds				Governmental Activities - Internal Service Funds
	Water	Sewer	Osgood Hill	Total	
<b>ASSETS</b>					
Current assets:					
Cash and cash equivalents.....	\$ 67,671	\$ 1,995,024	\$ 196,411	\$ 2,259,106	\$ 648,539
Restricted cash and cash equivalents.....	1,508,259	2,729,336	-	4,237,595	-
Receivables, net of allowance for uncollectible amounts:					
User charges.....	821,594	717,949	-	1,539,543	-
Utility liens.....	26,497	223	-	26,720	-
Intergovernmental.....	-	92,299	-	92,299	-
Working capital deposit.....	-	-	-	-	87,943
Total current assets.....	<u>2,424,021</u>	<u>5,534,831</u>	<u>196,411</u>	<u>8,155,263</u>	<u>736,482</u>
Noncurrent assets:					
Receivables, net of allowance for uncollectible amounts:					
Intergovernmental.....	-	1,331,170	-	1,331,170	-
Capital assets not being depreciated.....	152,387	3,462,302	4,089,086	7,703,775	-
Capital assets, net of accumulated depreciation.....	<u>22,989,098</u>	<u>18,688,749</u>	<u>1,616,316</u>	<u>43,294,163</u>	<u>-</u>
Total noncurrent assets.....	<u>23,141,485</u>	<u>23,482,221</u>	<u>5,705,402</u>	<u>52,329,108</u>	<u>-</u>
Total assets.....	<u>25,565,506</u>	<u>29,017,052</u>	<u>5,901,813</u>	<u>60,484,371</u>	<u>736,482</u>
<b>LIABILITIES</b>					
Current liabilities:					
Warrants payable.....	331,867	13,344	16,867	362,078	-
Accrued interest.....	129,441	204,080	-	333,521	-
Accrued health claims payable.....	-	-	-	-	1,140,814
Court judgments.....	-	56,000	-	56,000	-
Long-term bonds and notes payable.....	<u>1,957,712</u>	<u>1,334,171</u>	<u>-</u>	<u>3,291,883</u>	<u>-</u>
Total current liabilities.....	<u>2,419,020</u>	<u>1,607,595</u>	<u>16,867</u>	<u>4,043,482</u>	<u>1,140,814</u>
Noncurrent liabilities:					
Court judgments.....	-	224,000	-	224,000	-
Long-term bonds and notes payable.....	<u>10,898,583</u>	<u>15,676,623</u>	<u>-</u>	<u>26,575,206</u>	<u>-</u>
Total noncurrent liabilities.....	<u>10,898,583</u>	<u>15,900,623</u>	<u>-</u>	<u>26,799,206</u>	<u>-</u>
Total liabilities.....	<u>13,317,603</u>	<u>17,508,218</u>	<u>16,867</u>	<u>30,842,688</u>	<u>1,140,814</u>
<b>FUND NET ASSETS</b>					
Invested in capital assets, net of related debt.....	10,285,190	6,563,726	5,705,402	22,554,318	-
Unrestricted.....	<u>1,962,713</u>	<u>4,945,108</u>	<u>179,544</u>	<u>7,087,365</u>	<u>(404,332)</u>
Total fund net assets.....	<u>\$ 12,247,903</u>	<u>\$ 11,508,834</u>	<u>\$ 5,884,946</u>	<u>\$ 29,641,683</u>	<u>\$ (404,332)</u>

See notes to basic financial statements.

**PROPRIETARY FUNDS**  
**STATEMENT OF REVENUES, EXPENSES AND CHANGES IN FUND NET ASSETS**  
**FOR THE FISCAL YEAR ENDED JUNE 30, 2006**

	Business-Type Activities - Enterprise Funds				Governmental Activities - Internal Service Funds
	Water	Sewer	Osgood Hill	Total	
<b>OPERATING REVENUES</b>					
Charges for services.....	\$ 5,117,029	\$ 3,371,297	\$ 507,693	\$ 8,996,019	\$ -
Utility liens.....	125,433	143,951	-	269,384	-
Penalties and interest.....	24,554	21,519	-	46,073	-
Employer contributions.....	-	-	-	-	6,365,235
Employee contributions.....	-	-	-	-	1,360,755
<b>TOTAL OPERATING REVENUES.....</b>	<b>5,267,016</b>	<b>3,536,767</b>	<b>507,693</b>	<b>9,311,476</b>	<b>7,725,990</b>
<b>OPERATING EXPENSES</b>					
Cost of service and administration.....	1,656,150	469,363	429,632	2,555,145	-
GLSD assessment.....	-	948,815	-	948,815	-
Repairs and maintenance.....	85,429	30,440	6,321	122,190	-
Depreciation.....	570,547	834,428	66,973	1,471,948	-
Employee benefits.....	-	-	-	-	7,881,436
<b>TOTAL OPERATING EXPENSES.....</b>	<b>2,312,126</b>	<b>2,283,046</b>	<b>502,926</b>	<b>5,098,098</b>	<b>7,881,436</b>
<b>OPERATING INCOME (LOSS).....</b>	<b>2,954,890</b>	<b>1,253,721</b>	<b>4,767</b>	<b>4,213,378</b>	<b>(155,446)</b>
<b>NONOPERATING REVENUES (EXPENSES)</b>					
Intergovernmental.....	-	413,209	-	413,209	-
Investment income.....	-	1,220	-	1,220	29,066
Interest expense.....	(634,593)	(793,546)	-	(1,428,139)	-
<b>TOTAL NONOPERATING REVENUES (EXPENSES), NET.....</b>	<b>(634,593)</b>	<b>(379,117)</b>	<b>-</b>	<b>(1,013,710)</b>	<b>29,066</b>
<b>INCOME (LOSS) BEFORE TRANSFERS.....</b>	<b>2,320,297</b>	<b>874,604</b>	<b>4,767</b>	<b>3,199,668</b>	<b>(126,380)</b>
<b>TRANSFERS</b>					
Transfers in.....	-	-	277,710	277,710	-
Transfers out.....	(499,467)	(235,261)	(65,000)	(799,728)	-
<b>TOTAL TRANSFERS.....</b>	<b>(499,467)</b>	<b>(235,261)</b>	<b>212,710</b>	<b>(522,018)</b>	<b>-</b>
<b>CHANGE IN FUND NET ASSETS.....</b>	<b>1,820,830</b>	<b>639,343</b>	<b>217,477</b>	<b>2,677,650</b>	<b>(126,380)</b>
<b>FUND NET ASSETS AT BEGINNING OF YEAR.....</b>	<b>10,427,073</b>	<b>10,869,491</b>	<b>5,667,469</b>	<b>26,964,033</b>	<b>(277,952)</b>
<b>FUND NET ASSETS AT END OF YEAR.....</b>	<b>\$ 12,247,903</b>	<b>\$ 11,508,834</b>	<b>\$ 5,884,946</b>	<b>\$ 29,641,683</b>	<b>\$ (404,332)</b>

See notes to basic financial statements.

**PROPRIETARY FUNDS**  
**STATEMENT OF CASH FLOWS**

FOR THE FISCAL YEAR ENDED JUNE 30, 2006

	Business-Type Activities - Enterprise Funds				Governmental Activities - Internal Service Funds
	Water	Sewer	Osgood Hill	Total	
<b>CASH FLOWS FROM OPERATING ACTIVITIES</b>					
Receipts from customers and users.....	\$ 5,257,734	\$ 3,637,240	\$ 507,693	\$ 9,402,667	\$ 1,360,755
Receipts from interfund services provided.....	-	-	-	-	6,365,235
Payments to vendors.....	(1,177,976)	(1,234,866)	(268,445)	(2,681,287)	(7,836,289)
Payments to employees.....	(690,651)	(273,018)	(173,419)	(1,137,088)	-
NET CASH FROM OPERATING ACTIVITIES.....	3,389,107	2,129,356	65,829	5,584,292	(110,299)
<b>CASH FLOWS FROM NONCAPITAL FINANCING ACTIVITIES</b>					
Transfers in.....	-	-	277,710	277,710	-
Transfers out.....	(499,467)	(235,261)	(65,000)	(799,728)	-
NET CASH FROM NONCAPITAL FINANCING ACTIVITIES.....	(499,467)	(235,261)	212,710	(522,018)	-
<b>CASH FLOWS FROM CAPITAL AND RELATED FINANCING ACTIVITIES</b>					
Proceeds from the issuance of bonds and notes.....	305,000	100,000	-	405,000	-
Acquisition and construction of capital assets.....	(1,394,142)	(377,133)	(290,904)	(2,062,179)	-
Principal payments on bonds and notes.....	(1,982,709)	(1,325,254)	-	(3,307,963)	-
Interest expense.....	(589,242)	(574,832)	-	(1,164,074)	-
NET CASH FROM CAPITAL AND RELATED FINANCING ACTIVITIES.....	(3,661,093)	(2,177,219)	(290,904)	(6,129,216)	-
<b>CASH FLOWS FROM INVESTING ACTIVITIES</b>					
Investment income.....	-	1,220	-	1,220	29,066
NET CHANGE IN CASH AND CASH EQUIVALENTS.....	(771,453)	(281,904)	(12,365)	(1,065,722)	(81,233)
<b>CASH AND CASH EQUIVALENTS AT BEGINNING OF YEAR</b>					
(Includes \$2,347,383 and \$3,011,239 reported as restricted in the water and sewer enterprise funds, respectively).....	2,347,383	5,006,264	208,776	7,562,423	729,772
<b>CASH AND CASH EQUIVALENTS AT END OF YEAR</b>					
(Includes \$1,508,259 and \$2,729,336 reported as restricted in the water and sewer enterprise funds, respectively).....	\$ 1,575,930	\$ 4,724,360	\$ 196,411	\$ 6,496,701	\$ 648,539
<b>RECONCILIATION OF OPERATING INCOME (LOSS) TO NET CASH FROM OPERATING ACTIVITIES</b>					
Operating income (loss).....	\$ 2,954,890	\$ 1,253,721	\$ 4,767	\$ 4,213,378	\$ (155,446)
Adjustments to reconcile operating income (loss) to net cash from operating activities:					
Depreciation.....	570,547	834,428	66,973	1,471,948	-
Changes in assets and liabilities:					
Accounts receivable.....	(9,282)	100,473	-	91,191	-
Working capital deposit.....	-	-	-	-	(9,566)
Warrants payable.....	23,394	(3,266)	(5,911)	14,217	-
Accrued health claims payable.....	-	-	-	-	54,713
Court judgments.....	-	(56,000)	-	(56,000)	-
Due to other funds.....	(150,442)	-	-	(150,442)	-
Total adjustments.....	434,217	875,635	61,062	1,370,914	45,147
NET CASH FROM OPERATING ACTIVITIES	\$ 3,389,107	\$ 2,129,356	\$ 65,829	\$ 5,584,292	\$ (110,299)
<b>NONCASH INVESTING, CAPITAL AND FINANCING ACTIVITIES</b>					
Intergovernmental debt subsidies (MWPAT).....	-	298,712	-	298,712	-
Net amortization of deferred charges.....	74,671	6,752	-	81,423	-

See notes to basic financial statements.

**ENTERPRISE FUNDS**  
**SCHEDULE OF REVENUES, EXPENSES AND CHANGES IN FUND NET ASSETS**  
**BUDGETARY BASIS - BUDGET AND ACTUAL**

FOR THE FISCAL YEAR ENDED JUNE 30, 2006

	Water Fund			
	Original Budget	Final Budget	Actual	Variance Positive/ (Negative)
<b>OPERATING REVENUES</b>				
Charges for services.....	\$ 5,054,266	\$ 5,054,266	\$ 5,289,757	\$ 235,491
Utility liens.....	-	-	125,267	125,267
Penalties and interest.....	18,000	18,000	24,554	6,554
<b>TOTAL OPERATING REVENUES.....</b>	<b>5,072,266</b>	<b>5,072,266</b>	<b>5,439,578</b>	<b>367,312</b>
<b>OPERATING EXPENSES</b>				
Cost of service and administration.....	1,843,954	1,843,954	1,741,579	102,375
GLSD assessment.....	-	-	-	-
Debt service - principal.....	2,190,032	2,190,032	1,982,708	207,324
<b>TOTAL OPERATING EXPENDITURES.....</b>	<b>4,033,986</b>	<b>4,033,986</b>	<b>3,724,287</b>	<b>309,699</b>
<b>EXCESS (DEFICIENCY) OF REVENUES</b>				
OPERATING INCOME (LOSS).....	1,038,280	1,038,280	1,715,291	677,011
<b>NONOPERATING REVENUES(EXPENSES)</b>				
Interest expense.....	(573,285)	(573,285)	(589,244)	(15,959)
<b>TOTAL NONOPERATING REVENUES (EXPENSE), NET</b>	<b>(573,285)</b>	<b>(573,285)</b>	<b>(589,244)</b>	<b>(15,959)</b>
<b>INCOME (LOSS) BEFORE TRANSFERS.....</b>	<b>464,995</b>	<b>464,995</b>	<b>1,126,047</b>	<b>661,052</b>
<b>TRANSFERS</b>				
Transfers out.....	(499,467)	(499,467)	(499,467)	-
<b>CHANGE IN FUND NET ASSETS.....</b>	<b>(34,472)</b>	<b>(34,472)</b>	<b>626,580</b>	<b>661,052</b>
<b>FUND NET ASSETS AT BEGINNING OF YEAR.....</b>	<b>211,342</b>	<b>211,342</b>	<b>211,342</b>	<b>-</b>
<b>FUND NET ASSETS AT END OF YEAR.....</b>	<b>\$ 176,870</b>	<b>\$ 176,870</b>	<b>\$ 837,922</b>	<b>\$ 661,052</b>

Sewer Fund				Osgood Hill Fund			
Original Budget	Final Budget	Actual	Variance Positive/ (Negative)	Original Budget	Final Budget	Actual	Variance Positive/ (Negative)
\$ 3,103,193	\$ 3,103,193	\$ 3,476,434	\$ 373,241	\$ 415,871	\$ 465,871	\$ 507,693	\$ 41,822
-	-	163,232	163,232	-	-	-	-
10,000	10,000	21,519	11,519	-	-	-	-
<u>3,113,193</u>	<u>3,113,193</u>	<u>3,661,185</u>	<u>547,992</u>	<u>415,871</u>	<u>465,871</u>	<u>507,693</u>	<u>41,822</u>
609,669	609,669	555,805	53,864	352,143	455,915	435,953	19,962
1,264,982	1,264,982	948,815	316,167	-	-	-	-
1,347,687	1,347,687	1,325,253	22,434	-	-	-	-
<u>3,222,338</u>	<u>3,222,338</u>	<u>2,829,873</u>	<u>392,465</u>	<u>352,143</u>	<u>455,915</u>	<u>435,953</u>	<u>19,962</u>
(109,145)	(109,145)	831,312	940,457	63,728	9,956	71,740	61,784
<u>(554,666)</u>	<u>(554,666)</u>	<u>(574,832)</u>	<u>(20,166)</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
<u>(554,666)</u>	<u>(554,666)</u>	<u>(574,832)</u>	<u>(20,166)</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
(663,811)	(663,811)	256,480	920,291	63,728	9,956	71,740	61,784
<u>(235,261)</u>	<u>(235,261)</u>	<u>(235,261)</u>	<u>-</u>	<u>(63,728)</u>	<u>(65,000)</u>	<u>(65,000)</u>	<u>-</u>
(899,072)	(899,072)	21,219	920,291	-	(55,044)	6,740	61,784
<u>2,410,038</u>	<u>2,410,038</u>	<u>2,410,038</u>	<u>-</u>	<u>63,916</u>	<u>63,916</u>	<u>63,916</u>	<u>-</u>
<u>\$ 1,510,966</u>	<u>\$ 1,510,966</u>	<u>\$ 2,431,257</u>	<u>\$ 920,291</u>	<u>\$ 63,916</u>	<u>\$ 8,872</u>	<u>\$ 70,656</u>	<u>\$ 61,784</u>

# Town of North Andover Directory

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[www.townofnorthandover.com](http://www.townofnorthandover.com)

## *Emergency Numbers*

Fire Rescue or Ambulance .....	911
Police .....	911

## *Your Town Government*

General Information .....	978-688-9500
Accounting Office .....	978-688-9520
Animal Control Officer .....	978-683-3168
Animal Inspector .....	978-475-3600
Assessor's Office .....	978-688-9566
Community Development and Services .....	978-688-9533
Building Department .....	978-688-9545
Conservation Department.....	978-688-9530
Health Department .....	978-688-9540
Planning Department.....	978-688-9535
Zoning Board of Appeals .....	978-688-9541
Emergency Management Agency .....	978-688-9580
Fire Department—General Business .....	978-688-9590
Housing Authority .....	978-682-3932
Library—Stevens Memorial .....	978-688-9505
Police Department—General Business .....	978-683-3168
Public Works	
Trash and Recycling.....	978-685-0950
Water/Sewer Department .....	978-688-9570
Water Treatment Plant .....	978-688-9574
Recreation Department.....	978-682-9000
School Department	
Superintendent's Office .....	978-794-1503
Atkinson School .....	978-794-0124
Franklin School.....	978-794-1990
High School .....	978-794-1711
Kittredge School .....	978-794-1688
Middle School .....	978-794-1870
Sargent School .....	978-725-3673
Thomson School .....	978-794-1545
Sealer of Weights and Measures .....	978-688-9533
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