



Town of Dighton, Massachusetts

TOWN CLERK

979 Somerset Avenue, Dighton, MA 02715
Telephone (508) 669-5411

The amendments of the General By-Laws adopted under Article 30, of the warrant for the Annual Town Meeting convened on June 07, 2021 having been approved by the Office of the Attorney General on September 15, 2021 are hereby posted as required and will become effective on September 15, 2021.

A copy of this By-Law, as approved by the Attorney General, is attached.

Any claims of invalidity of this By-Law by reason of defect in the procedure of adoption of amendment must be made within ninety (90) days from this posting.

Mark L. Pacheco
Town Clerk

Posted as directed on September 21, 2021

One at each of the Post Offices, one at the main Fire Station, Police Station, and one at Town Hall, all in said Dighton.

Constable



Town of Dighton, Massachusetts

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Mark Pacheco

June 16, 2021

I, Mark Pacheco, duly appointed Clerk of the Town of Dighton, Massachusetts, hereby certify that the following is a true copy of an extract from the minutes of the Annual Town Meeting duly called and held on June 07, 2021:

ARTICLE 30. VOTED UNANIMOUSLY: On motion of Jim Digits and seconded that town will vote to amend the Town of Dighton Conservation Commission Regulations, By-Laws and Policies in Section III by deleting said Section III and replacing in its place the following Section III, or take any action thereon.

"III. Applications for Permits and Requests for Determination

Written application shall be filed with this Commission to perform activities affecting resource areas protected by this bylaw. This application should be the standard form as set forth by the Massachusetts Department of Environmental Protection (DEP). At the time of a permit application, the applicant shall pay a filing fee as set forth by the DEP. No local fee is required. However, the local portion set forth by the DEP is necessary. At the time a permit application is received, or at any time during the hearing process, the Commission is authorized to require an applicant to pay the fee for specific expert engineering and other consultant services deemed necessary by the Commission to come to a final decision on the application. The Commission will select the consultant in question. As provided by Massachusetts General Law Chapter 44 Section 53G, the Dighton Conservation Commission may employ reasonable fees for the employment of outside consultants engaged by the Commission, for specific outside expert services. Such services shall be deemed necessary by the Commission to come to a final decision on an application submitted to the Conservation Commission pursuant to the requirements of the Wetlands Protection Act (M.G.L. Ch. 131 Section 40), the Dighton Wetlands Protection Bylaw, the Conservation Commission Act (M.G.L. Ch. 40 Section 8C) or any other state or municipal statute, bylaw or regulation as they may be amended from time to time. The Conservation Commission may also impose fees for other consultant services, related to application review, or permit conditioning or monitoring, under any of the above referenced laws or regulations. Said fees for said services shall be set forth in a regulation to be adopted by vote of the Conservation Commission in accordance with applicable law, including but not limited to M.G.L. Chapter 44 Section 53G. The Commission may waive the filing fee, consultant fee and costs and expenses for a permit application or request for determination filed by a government agency. The Commission shall require the payment of the consultant fee prior to the initiation of consulting services. Failure by the applicant to pay the consultant fee specified by the Commission within ten (10) business days of the request for payment, or refusal of payment, shall be cause for the Commission to deny the application based on lack of sufficient information to evaluate whether the project meets applicable performance standards in 310 CMR 10.00 and the Dighton Wetlands Protection Bylaw or its regulations. The applicant shall pay the fee to the Town of