



# MASSACHUSETTS ELECTIONS STATISTICS 2012



*Published by*  
The Commonwealth of Massachusetts  
**William Francis Galvin**  
Secretary of the Commonwealth  
Elections Division

## LAW PROPOSED BY INITIATIVE PETITION

Do you approve of a law summarized below, on which no vote was taken by the Senate or the House of Representatives on or before May 1, 2012?

## SUMMARY

This proposed law would eliminate state criminal and civil penalties for the medical use of marijuana by qualifying patients. To qualify, a patient must have been diagnosed with a debilitating medical condition, such as cancer, glaucoma, HIV-positive status or AIDS, hepatitis C, Crohn's disease, Parkinson's disease, ALS, or multiple sclerosis. The patient would also have to obtain a written certification, from a physician with whom the patient has a bona fide physician-patient relationship, that the patient has a specific debilitating medical condition and would likely obtain a net benefit from medical use of marijuana.

The proposed law would allow patients to possess up to a 60-day supply of marijuana for their personal medical use. The state Department of Public Health (DPH) would decide what amount would be a 60-day supply. A patient could designate a personal caregiver, at least 21 years old, who could assist with the patient's medical use of marijuana but would be prohibited from consuming that marijuana. Patients and caregivers would have to register with DPH by submitting the physician's certification.

The proposed law would allow for non-profit medical marijuana treatment centers to grow, process and provide marijuana to patients or their caregivers. A treatment center would have to apply for a DPH registration by (1) paying a fee to offset DPH's administrative costs; (2) identifying its location and one additional location, if any, where marijuana would be grown; and (3) submitting operating procedures, consistent with rules to be issued by DPH, including cultivation and storage of marijuana only in enclosed, locked facilities.

A treatment center's personnel would have to register with DPH before working or volunteering at the center, be at least 21 years old, and have no felony drug convictions. In 2013, there could be no more than 35 treatment centers, with at least one but not more than five centers in each county. In later years, DPH could modify the number of centers.

The proposed law would require DPH to issue a cultivation registration to a qualifying patient whose access to a treatment center is limited by financial hardship, physical inability to access reasonable transportation, or distance. This would allow the patient or caregiver to grow only enough plants, in a closed, locked facility, for a 60-day supply of marijuana for the patient's own use.

DPH could revoke any registration for a willful violation of the proposed law. Fraudulent use of a DPH registration could be punished by up to six months in a house of correction or a fine of up to \$500, and fraudulent use of a registration for the sale, distribution, or trafficking of marijuana for non-medical use for profit could be punished by up to five years in state prison or by two and one-half years in a house of correction.

The proposed law would (1) not give immunity under federal law or obstruct federal enforcement of federal law; (2) not supersede Massachusetts laws prohibiting possession, cultivation, or sale of marijuana for nonmedical purposes; (3) not allow the operation of a motor vehicle, boat, or aircraft while under the influence of marijuana; (4) not require any health insurer or government entity to reimburse for the costs of the medical use of marijuana; (5) not require any health care professional to authorize the medical use of marijuana; (6) not require any accommodation of the medical use of marijuana in any workplace, school bus or grounds, youth center, or correctional facility; and (7) not require any accommodation of smoking marijuana in any public place.

The proposed law would take effect January 1, 2013, and states that if any of its part were declared invalid, the other parts would stay in effect.

**A YES VOTE** would enact the proposed law eliminating state criminal and civil penalties related to the medical use of marijuana, allowing patients meeting certain conditions to obtain marijuana produced and distributed by new state-regulated centers or, in specific hardship cases, to grow marijuana for their own use.

**A NO VOTE** would make no change in existing laws.

Aggregate of Votes	Yes	%	No	%	Blanks	%	Total Ballots
BARNSTABLE .....	76,762	57.43%	50,856	38.05%	6,037	4.52%	133,655
BERKSHIRE .....	40,695	62.77%	20,332	31.36%	3,805	5.87%	64,832
BRISTOL.....	142,432	58.52%	84,331	34.67%	16,567	6.81%	243,390
DUKES .....	7,784	70.58%	2,725	24.71%	520	4.71%	11,029
ESSEX.....	216,049	58.69%	134,969	36.67%	17,084	4.64%	368,102
FRANKLIN.....	26,062	68.54%	10,443	27.46%	1,521	4.00%	38,026
HAMPDEN.....	115,818	57.37%	77,123	38.20%	8,942	4.43%	201,883
HAMPSHIRE.....	57,182	69.55%	21,273	25.87%	3,760	4.57%	82,215
MIDDLESEX.....	464,186	61.29%	253,532	33.47%	39,662	5.24%	757,380
NANTUCKET .....	4,356	70.89%	1,439	23.42%	350	5.70%	6,145
NORFOLK .....	208,599	58.23%	132,532	36.99%	17,132	4.78%	358,263
PLYMOUTH.....	150,695	58.47%	96,330	37.38%	10,709	4.16%	257,734
SUFFOLK.....	184,331	63.42%	85,701	29.48%	20,642	7.10%	290,674
WORCESTER.....	219,796	59.27%	137,258	37.01%	13,814	3.72%	370,868
<b>TOTALS.....</b>	<b>1,914,747</b>	<b>60.13%</b>	<b>1,108,904</b>	<b>34.83%</b>	<b>160,545</b>	<b>5.04%</b>	<b>3,184,196</b>

**QUESTION 3**

	Yes	No	Blanks	Total Ballots
<b>Barnstable County</b>				
Barnstable .....	14,622	9,806	1,306	25,734
Bourne .....	5,874	4,041	359	10,274
Brewster .....	3,857	2,386	336	6,579
Chatham .....	2,599	1,826	229	4,654
Dennis .....	5,057	3,799	466	9,322
Eastham .....	2,228	1,349	125	3,702
Falmouth .....	11,575	7,216	852	19,643
Harwich .....	3,193	3,193	367	8,205
Mashpee .....	4,627	3,346	369	8,342
Orleans .....	2,693	1,675	180	4,548
Provincetown.....	1,939	349	102	2,390
Sandwich .....	6,913	5,252	387	12,552
Truro .....	1,089	340	47	1,476
Wellfleet .....	1,645	536	72	2,253
Yarmouth .....	7,399	5,742	840	13,981
<b>TOTALS.....</b>	<b>76,762</b>	<b>50,856</b>	<b>6,037</b>	<b>133,655</b>
<b>Berkshire County</b>				
Adams .....	2,340	1,409	182	3,931
Alford .....	224	69	13	306
Becket .....	709	227	39	975
Cheshire .....	1,066	610	85	1,761
Clarksburg.....	483	341	41	865
Dalton .....	1,989	1,322	106	3,417
Egremont .....	597	197	50	844
Florida .....	240	114	39	393
Great Barrington.....	2,424	1,047	150	3,621
Hancock .....	241	116	26	383
Hinsdale .....	669	339	59	1,067
Lanesborough.....	1,017	529	66	1,612
Lee .....	1,808	1,022	170	3,000
Lenox .....	1,833	1,034	212	3,079
Monterey.....	367	143	26	536
Mount Washington.....	88	17	5	110
New Ashford .....	100	44	11	155
New Marlborough.....	600	211	31	842
<b>NORTH ADAMS</b>	<b>3,645</b>	<b>1,710</b>	<b>456</b>	<b>5,811</b>
Otis.....	566	236	32	834
<b>Dukes County</b>				
Aquinnah .....	240	55	4	299
Chilmark .....	558	146	34	738
Edgartown .....	1,686	746	152	2,584
Gosnold .....	65	18	4	87
Oak Bluffs .....	1,855	787	166	2,808
Tisbury .....	1,793	624	106	2,523
West Tisbury .....	1,587	349	54	1,990
<b>TOTALS.....</b>	<b>7,784</b>	<b>2,725</b>	<b>520</b>	<b>11,029</b>
<b>Essex County</b>				
Amesbury.....	5,709	2,500	314	8,523
Andover .....	11,170	7,065	595	18,830
Beverly .....	12,690	7,460	870	21,020
Boxford .....	3,000	2,018	175	5,193
Danvers.....	8,344	5,903	391	14,638
Essex .....	1,418	674	88	2,180
Georgetown.....	2,969	1,827	151	4,947
<b>GLOUCESTER</b>	<b>9,951</b>	<b>4,771</b>	<b>967</b>	<b>15,689</b>
Groveland .....	2,375	1,466	161	4,002
Hamilton .....	2,672	1,703	154	4,529
<b>HAVERTHILL</b>	<b>16,932</b>	<b>9,660</b>	<b>1,531</b>	<b>28,123</b>
Ipswich .....	5,212	2,801	400	8,413
Lawrence .....	9,927	10,475	1,650	22,052
<b>Lynn</b>	<b>18,446</b>	<b>12,293</b>	<b>1,518</b>	<b>32,257</b>
Lynnfield .....	3,801	3,171	320	7,292
Manchester-by-the-Sea.....	2,255	1,165	123	3,543
Marblehead.....	8,400	3,873	431	12,704
Merrimac .....	2,200	1,230	174	3,604
Methuen.....	11,680	8,748	1,244	21,672
Middleton.....	2,654	1,818	184	4,656
Nahant .....	1,458	767	95	2,320
Newbury .....	3,035	1,351	95	4,481
<b>NEWBURYPORT</b>	<b>7,496</b>	<b>3,073</b>	<b>494</b>	<b>11,063</b>
North Andover.....	8,865	5,903	575	15,343
<b>PEABODY</b>	<b>14,368</b>	<b>11,093</b>	<b>1,655</b>	<b>27,116</b>

Peru.....	335	128	12	475	3,166	1,412	196	4,774
PITTSFIELD.....	12,284	6,490	1,409	20,183	12,241	1,231	122	3,594
Richmond.....	589	293	63	945	12,465	6,571	811	19,847
Sandsfield.....	310	132	19	461	2,794	1,317	203	4,314
Savoy.....	229	115	15	359	7,559	5,642	620	13,821
Sheffield.....	1,227	525	90	1,842	5,359	2,562	379	8,300
Stockbridge.....	804	329	84	1,217	2,291	1,571	230	4,092
Tyringham.....	147	101	13	261	1,345	957	71	2,373
Washington.....	208	100	12	320	1,802	898	97	2,797
West Stockbridge.....	506	235	148	889				
Williamstown.....	2,703	984	123	3,810				
Windsor.....	347	163	18	528				
<b>TOTALS.....</b>	<b>40,695</b>	<b>20,332</b>	<b>3,805</b>	<b>64,832</b>	<b>216,049</b>	<b>134,969</b>	<b>17,084</b>	<b>368,102</b>

<b>Franklin County</b>								
Ashfield.....					876	219	35	1,130
Barnardston.....					710	401	70	1,181
Buckland.....					636	375	44	1,055
Charlemont.....					446	173	24	643
Cohran.....					617	247	29	893
Conway.....					956	274	30	1,260
Deerfield.....					2,000	927	109	3,036
Erving.....					519	229	30	778
Gill.....					609	249	42	900
Greenfield.....					5,762	2,308	404	8,474
Hawley.....					143	48	10	201
Heath.....					290	131	14	435
Leverett.....					994	218	30	1,242
Leyden.....					314	133	16	463
Monroe.....					32	19	2	53
Montague.....					2,947	1,154	152	4,253
New Salem.....					408	177	23	608
Northfield.....					1,066	520	52	1,638
Orange.....					1,964	1,132	173	3,269
Rowe.....					150	81	12	243
Shelburne.....					823	274	55	1,152
Shutesbury.....					1,037	186	36	1,259
Sunderland.....					1,324	496	57	1,877
Warwick.....					311	123	24	458
Wendell.....					468	78	15	561
Whately.....					660	271	33	964
<b>TOTALS.....</b>					<b>26,062</b>	<b>10,443</b>	<b>1,521</b>	<b>38,026</b>

**Bristol County**

Acushnet.....	2,969	2,062	367	5,398				
ATTLEBORO.....	11,683	6,506	1,240	19,429				
Berkley.....	2,049	1,163	126	3,338				
Dartmouth.....	9,846	5,527	826	16,199				
Dighton.....	2,212	1,314	160	3,686				
Easton.....	7,096	4,503	547	12,146				
Fairhaven.....	5,138	2,666	487	8,291				
FALL RIVER.....	15,932	10,339	3,982	30,253				
Freetown.....	2,927	1,604	170	4,701				
Mansfield.....	7,299	4,270	590	12,159				
NEW BEDFORD.....	19,251	11,279	3,124	33,654				
North Attleborough.....	8,752	5,047	536	14,335				
Norton.....	5,745	3,096	288	9,129				
Raynham.....	3,983	2,712	321	7,016				
Rehoboth.....	3,905	2,118	319	6,342				
Seekonk.....	4,478	2,465	397	7,340				
Somerset.....	5,686	3,715	705	10,106				
Swansea.....	4,762	2,838	344	7,944				
TAUNTON.....	13,557	8,271	1,405	23,233				
Westport.....	5,162	2,896	633	8,691				
<b>TOTALS.....</b>	<b>142,432</b>	<b>84,391</b>	<b>16,567</b>	<b>243,390</b>				



**QUESTION 3**

	Yes	No	Blanks	Total Ballots	Yes	No	Blanks	Total Ballots
<b>Hampden County</b>								
Agawam.....	8,225	5,592	626	14,443				
Blandford.....	1,427	223	17	667				
Brimfield.....	1,256	741	57	2,054				
Chester.....	398	257	12	667				
CHICOPEE.....	13,143	9,082	979	23,204				
East Longmeadow.....	4,774	3,458	528	8,760				
Granville.....	550	294	56	900				
Hampden.....	1,649	1,076	193	2,918				
Holland.....	435	840	59	1,334				
HOLYOKE.....	9,587	6,185	799	16,571				
Longmeadow.....	5,642	3,536	340	9,518				
Ludlow.....	5,136	3,985	605	9,726				
Monson.....	2,754	1,427	133	4,314				
Montgomery.....	327	169	14	510				
Palmer.....	3,274	2,150	242	5,666				
Russell.....	502	260	35	797				
Southwick.....	2,816	1,881	241	4,938				
SPRINGFIELD.....	32,978	20,908	1,857	55,743				
Tolland.....	178	90	11	279				
Wales.....	622	281	32	935				
West Springfield.....	6,142	4,611	842	11,595				
WESTFIELD.....	10,236	7,017	722	17,975				
Wilbraham.....	4,362	3,465	542	8,369				
<b>TOTALS.....</b>	<b>115,818</b>	<b>77,123</b>	<b>8,942</b>	<b>201,883</b>				
<b>Hampshire County</b>								
Amherst.....	12,391	2,540	589	15,520				
Belchertown.....	4,919	2,488	298	7,705				
Chesterfield.....	172	21	21	723				
Cummington.....	401	116	21	538				
Easthampton.....	6,128	2,629	322	9,079				
Goshen.....	410	188	18	616				
Granby.....	2,114	1,281	136	3,531				
Hadley.....	1,988	983	159	3,130				
Hatfield.....	1,323	675	51	2,049				
Huntington.....	721	370	22	1,113				
<b>Middlesex County (cont.)</b>								
MELROSE.....	9,344	5,404	888	15,636				
Natick.....	11,815	6,378	671	18,864				
NEWTON.....	30,520	12,159	2,522	45,201				
North Reading.....	4,941	3,519	344	8,804				
Pepperell.....	4,028	2,307	193	6,528				
Reading.....	8,230	5,785	433	14,448				
Sherborn.....	1,659	933	97	2,689				
Shirley.....	1,979	995	172	3,146				
Somerville.....	26,013	7,390	2,087	35,490				
Stoneham.....	7,004	4,976	545	12,525				
Stow.....	2,668	1,430	190	4,288				
Sudbury.....	6,703	3,587	389	10,679				
Tewksbury.....	9,016	6,651	592	16,259				
Townsend.....	3,085	1,683	188	4,956				
Tyngsborough.....	3,678	2,398	259	6,335				
Wakefield.....	7,534	6,326	759	14,619				
WALTHAM.....	15,095	8,220	2,086	25,401				
Watertown.....	10,895	4,927	1,041	16,863				
Wayland.....	5,199	2,778	333	8,310				
Westford.....	7,548	5,071	357	12,976				
Weston.....	4,044	2,374	302	6,720				
Wilmington.....	6,983	4,989	631	12,603				
Winchester.....	7,605	4,766	606	12,977				
WOBURN.....	10,705	7,525	1,256	19,486				
<b>TOTALS.....</b>	<b>464,186</b>	<b>253,532</b>	<b>39,662</b>	<b>757,380</b>				
<b>Nantucket County</b>								
Nantucket.....	4,356	1,439	350	6,145				
<b>TOTALS.....</b>	<b>4,356</b>	<b>1,439</b>	<b>350</b>	<b>6,145</b>				



**QUESTION 3**

	Yes	No	Blanks	Total Ballots	Yes	No	Blanks	Total Ballots
<b>Plymouth County</b>								
Abington.....	4,888	3,136	319	8,343	2,069	1,057	128	3,254
Bridgewater.....	7,047	4,523	545	12,115	2,817	1,789	164	4,770
BROCKTON.....	18,009	13,046	3,430	34,485	5,146	3,367	359	8,872
Carver.....	3,629	2,320	137	6,086	1,714	932	62	2,708
Duxbury.....	5,666	3,734	299	9,699	1,133	623	58	1,814
East Bridgewater.....	4,384	2,762	220	7,366	2,721	1,468	155	4,344
Halifax.....	2,409	1,544	151	4,104	1,908	1,125	53	3,086
Hanover.....	4,557	3,511	328	8,396	1,635	985	73	2,693
Hanson.....	3,306	2,192	127	5,625	1,032	642	69	1,743
Hingham.....	8,155	5,537	559	14,251	4,040	2,490	216	6,746
Hull.....	4,102	1,769	240	6,111	3,972	2,285	309	6,566
Kingston.....	4,093	2,671	242	7,006	2,898	1,531	115	4,544
Lakeville.....	3,462	2,228	211	5,901	3,056	1,893	169	5,118
Marion.....	1,976	1,135	130	3,241	649	478	30	1,157
Marshfield.....	9,069	5,627	459	15,155	8,556	5,530	467	14,553
Mattapoisett.....	2,440	1,413	225	4,078	4,779	3,142	358	8,279
Middleborough.....	6,929	4,143	554	11,626	5,554	3,763	213	9,530
Norwell.....	3,771	2,554	185	6,510	832	467	23	1,322
Pembroke.....	5,924	3,645	272	9,841	2,392	1,114	136	3,642
Plymouth.....	18,644	10,952	525	30,121	6,299	3,970	340	10,609
Plympton.....	1,101	593	58	1,752	2,027	1,177	110	3,314
Rochester.....	1,848	1,151	147	3,146	1,616	884	131	2,631
Rockland.....	5,178	3,386	267	8,831	2,198	1,427	118	3,743
Scituate.....	6,830	4,289	364	11,483	3,297	2,096	202	5,595
Wareham.....	6,526	4,059	391	10,976	10,512	7,302	959	18,773
West Bridgewater.....	2,279	1,577	133	3,989	3,630	2,120	198	5,948
Whitman.....	4,473	2,833	191	7,497	2,116	1,235	87	3,438
<b>TOTALS.....</b>	<b>150,695</b>	<b>96,330</b>	<b>10,709</b>	<b>257,734</b>	<b>4,039</b>	<b>2,542</b>	<b>246</b>	<b>6,827</b>
					994	505	66	1,565
<b>Suffolk County</b>								
BOSTON.....	164,968	73,011	17,042	255,021	343	196	21	560
CHELSEA.....	4,595	2,983	1,065	8,643	1,447	885	54	2,386
REVERE.....	9,303	6,772	1,939	18,014	4,977	3,166	367	8,510
Winthrop.....	5,465	2,935	596	8,996	4,457	3,000	272	7,729
<b>TOTALS.....</b>	<b>184,331</b>	<b>85,701</b>	<b>20,642</b>	<b>290,674</b>	<b>727</b>	<b>389</b>	<b>36</b>	<b>1,152</b>

**Worcester County**

Ashburnham.....	2,069	1,057	128	3,254
Athol.....	2,817	1,789	164	4,770
Auburn.....	5,146	3,367	359	8,872
Barre.....	1,714	932	62	2,708
Berlin.....	1,133	623	58	1,814
Blackstone.....	2,721	1,468	155	4,344
Bolton.....	1,908	1,125	53	3,086
Boylston.....	1,635	985	73	2,693
Brookfield.....	1,032	642	69	1,743
Charlton.....	4,040	2,490	216	6,746
Clinton.....	3,972	2,285	309	6,566
Douglas.....	2,898	1,531	115	4,544
Dudley.....	3,056	1,893	169	5,118
East Brookfield.....	649	478	30	1,157
FITCHBURG.....	8,556	5,530	467	14,553
GARDNER.....	4,779	3,142	358	8,279
Grafton.....	5,554	3,763	213	9,530
Hardwick.....	832	467	23	1,322
Harvard.....	2,392	1,114	136	3,642
Holden.....	6,299	3,970	340	10,609
Hopedale.....	2,027	1,177	110	3,314
Hubbardston.....	1,616	884	131	2,631
Lancaster.....	2,198	1,427	118	3,743
Leicester.....	3,297	2,096	202	5,595
LEOMINSTER.....	10,512	7,302	959	18,773
Lunenburg.....	3,630	2,120	198	5,948
Mendon.....	2,116	1,235	87	3,438
Millford.....	7,520	4,830	601	12,951
Millbury.....	4,039	2,542	246	6,827
Millville.....	994	505	66	1,565
New Braintree.....	343	196	21	560
North Brookfield.....	1,447	885	54	2,386
Northborough.....	4,977	3,166	367	8,510
Northbridge.....	4,457	3,000	272	7,729
Oakham.....	727	389	36	1,152



Oxford .....	4,034	2,346	163	6,543
Paxton .....	1,508	995	57	2,560
Petersham .....	537	252	33	822
Phillipston .....	608	316	31	955
Princeton .....	1,504	762	64	2,330
Royalston .....	453	205	20	678
Rutland .....	2,779	1,610	126	4,515
Shrewsbury .....	10,286	7,170	798	18,254
Southborough .....	3,577	2,101	189	5,867
Southbridge .....	3,833	2,658	242	6,733
Spencer .....	3,326	2,075	174	5,575
Sterling .....	2,877	1,813	153	4,843
Sturbridge .....	3,169	1,992	137	5,298
Sutton .....	3,217	2,003	182	5,402
Templeton .....	2,192	1,504	118	3,814
Upton .....	2,683	1,474	85	4,242
Uxbridge .....	4,329	2,659	234	7,222
Warren .....	1,383	817	128	2,328
Webster .....	3,968	2,515	279	6,762
West Boylston .....	2,397	1,674	144	4,215
West Brookfield .....	1,183	731	48	1,962
Westborough .....	5,369	3,347	541	9,257
Westminster .....	2,550	1,581	179	4,310
Winchendon .....	2,309	1,708	184	4,201
WORCESTER .....	36,623	22,545	2,540	61,708
<b>TOTALS .....</b>	<b>219,796</b>	<b>137,258</b>	<b>13,814</b>	<b>370,868</b>

**QUESTION 4**

Shall the City of Beverly accept sections 3 to 7, inclusive, of Chapter 44B of the General Laws, as approved by its legislative body, a summary of which appears below?

**SUMMARY**

Sections 3 to 7 of Chapter 44B of the General Laws of Massachusetts, also known as the Community Preservation Act (Act), establish a dedicated funding source to enable cities and towns to (1) acquire open space, which includes land for park and recreational uses and the protection of public drinking water well fields, aquifers and recharge areas, wetlands, farm land, forests, marshes, beaches, scenic areas, wildlife preserves and other conservation areas, (2) acquire and restore historic buildings and sites, and (3) create affordable housing.

In Beverly, the funding source for these community preservation purposes will be a surcharge of 1 % on the annual property tax assessed on real property and annual distributions made by the state from a trust fund created by the Act. If approved, the following will be exempt from the surcharge: (1) property owned and occupied as a domicile by any person who qualifies for low income housing or low or moderate income senior housing in the City of Beverly, as defined in Section 2 of said Act; (2) \$100,000 of the value of each taxable parcel of residential real property. A taxpayer receiving a regular property tax abatement or exemption will also receive a pro rata reduction in surcharge.

A Community Preservation Committee will be established by ordinance to study community preservation resources, possibilities and needs and to make annual recommendations to city council on spending the funds. At least 10% of the funds for each fiscal year will be spent or reserved for later spending on each of the Act's three community preservation purposes: (1) open space (excluding land for recreational use) (2) historic resources and (3) affordable housing.

The question is approved and the statute accepted if a majority of the voters voting on the ballot question vote yes.

**In the City of Beverly**

	Yes	No	Blanks	Total Ballots
<b>Essex County</b>				
BEVERLY .....	10,086	9,178	1,756	21,020
<b>TOTALS</b> .....	<b>10,086</b>	<b>9,178</b>	<b>1,756</b>	<b>21,020</b>

**QUESTION 4**

Shall the amendments to the Hampshire Council of Governments Charter proposed by the Council of Governments councilors be enacted?

**SUMMARY**

The revisions to the Hampshire Council of Governments Charter proposed by the Council of Governments councilors would modify administrative and procedural provisions regarding membership in the Hampshire Council of Governments and the adoption of organization plans for Hampshire Council of Governments departments and agencies. The proposed revisions would also modify the term of office and the number of councilors. Lastly, the proposed revisions would clarify the powers and duties of the councilors, the qualifications and responsibilities of the chief administrative officer, delete transitional provisions that are no longer needed, alter the titles of the chief administrative officer and the chief financial officer, and correct typographical errors and inconsistencies in the Charter.

	Yes	No	Blanks	Total Ballots
<b>Hampshire County</b>				
Belchertown .....	4,577	1,270	1,858	7,705
Chesterfield .....	421	107	195	723
Cummington .....	311	52	175	538
Goshen .....	360	94	162	616
Granby .....	1,952	643	936	3,531
Hadley .....	1,912	467	751	3,130
Hatfield .....	1,275	330	444	2,049
Huntington .....	657	176	280	1,113
Middlefield .....	179	62	53	294
Pelham .....	587	58	249	894
Plainfield .....	237	47	108	392
South Hadley .....	5,208	1,515	2,196	8,919
Southampton .....	2,181	608	767	3,556
Westhampton .....	615	212	237	1,064
Williamsburg .....	1,089	175	370	1,634
<b>TOTALS</b> .....	<b>21,561</b>	<b>5,816</b>	<b>8,781</b>	<b>36,158</b>

**QUESTION 4**

Shall the Town of Duxbury exempt the first \$100,000 of assessed value of residential real property from the surcharge levied pursuant to the Community Preservation Act, M.G.L. c. 44B, as permitted by M.G.L. c. 44B, §3(e)(3) and approved by its legislative body (Town Meeting), beginning on July 1, 2013?

**SUMMARY**

Sections 3 to 7 of Chapter 44B of the General Laws of Massachusetts, known as the Community Preservation Act (CPA), establish a dedicated funding source to acquire and preserve open space, parks and conservation land, protect public drinking water supplies, and scenic areas, protect farm land and forests from future development, restore and preserve historic properties, and support local affordable housing needs. In Duxbury, the CPA is currently funded by an additional excise of 3% on the annual tax levy on real property, and by annual distribution from the state. The CPA permits towns to adopt certain exclusions, including the exclusion proposed here. If voting yes to the above ballot question, you are voting to reduce the assessed value of all taxable residential real property by \$100,000, thereby lowering the amount calculated at 3% to determine the annual CPA tax levy. If voting no, you are voting to keep the assessment calculation the same.

**In the Town of Duxbury**

	Yes	No	Blanks	Total Ballots
<b>Plymouth County</b>				
Duxbury.....	6,263	2,629	807	9,699
<b>TOTALS.....</b>	<b>6,263</b>	<b>2,629</b>	<b>807</b>	<b>9,699</b>

**QUESTION 4**

Shall the City of Fall River accept Sections 3 to 7, inclusive of Chapter 44b of the General Laws, as approved by its legislative body, a summary of which appears below?

**SUMMARY**

The Community Preservation Act (hereinafter 'Act') establishes a dedicated funding source to enable cities and towns to (1) acquire, create or preserve open space, which includes land for parks and recreational uses, beaches and conservation areas, (2) acquire, preserve or restore historic buildings and sites, including historic parks, and (3) help meet local families' housing needs.

In the City of Fall River, the funding source for these community preservation purposes will be a surcharge of 1.5% on the annual property tax assessed on real property beginning in Fiscal Year 2014, and annual distributions made by the state from a trust fund created by the Act. The Commonwealth provides these funds only to communities adopting the Act. If approved, the following will be exempt from the surcharge: (1) property owned and occupied as a domicile by any person who qualifies for low income housing or low or moderate income senior housing in the City of Fall River, as defined in Section 2 of the Act; and (2) \$100,000 of the value of each taxable parcel of residential real property. A taxpayer receiving a regular property tax abatement or exemption will also receive a full or partial reduction in the surcharge.

Upon acceptance of the Act by the voters, a Community Preservation Committee will be established by ordinance to study community preservation needs, possibilities and resources, and to make annual recommendations to the City Council for approval on spending the funds.

**In the City of Fall River**

	Yes	No	Blanks	Total Ballots
<b>Bristol County</b>				
FALL RIVER.....	14,197	10,337	5,719	30,253
<b>TOTALS.....</b>	<b>14,197</b>	<b>10,337</b>	<b>5,719</b>	<b>30,253</b>

Shall the Town of Somerset accept sections 3 to 7 inclusive, of Chapter 44B of the General Laws, as approved by its legislative body, a summary of which appears below?

**SUMMARY**

Sections 3 to 7 of Chapter 44B of the General Laws of Massachusetts, also known as the Community Preservation Act (the 'Act'), establish a dedicated funding source to enable cities and towns to: (1) acquire, create, and preserve open space, which includes conservation areas and land for the protection of public drinking water supplies; (2) acquire, preserve, rehabilitate, and restore historic resources; (3) acquire, create, preserve, rehabilitate, and restore land for recreational uses, which includes parks, playgrounds, and athletic fields; (4) acquire, create, preserve, and support community housing; and (5) rehabilitate and restore open space and community housing acquired as provided in the Act.

In the Town of Somerset, the funding sources for these community preservation purposes will be a surcharge of one per cent (1%) on the annual property tax assessed on real property commencing in the fiscal year 2014 and annual distributions made by the state from a trust fund created by the Act. If approved, the following will be exempt from the surcharge: (1) Property owned and occupied as a domicile by any person who qualifies for low income housing or low or moderate income senior housing in the Town, as defined in Section 2 of said Act; and (2) \$100,000 of the value of each taxable parcel of residential real property. A taxpayer receiving an exemption of real property authorized by chapter 59 of the Massachusetts General Laws or any other law shall be exempt from any surcharge established under chapter 44B, section 3, of said General Laws. The surcharge to be paid by a taxpayer receiving an abatement of real property pursuant to said chapter 59 or any other law shall be reduced in proportion to the amount of such abatement.

A Community Preservation Committee will be established by by-law to study community preservation resources, possibilities and needs to make annual recommendations to the Town Meeting on spending the funds. At least ten per cent (10%) of the funds for each fiscal year will be spent or reserved for later spending on each of the Act's three community preservation purposes: (1) open space; (2) historic resources; and (3) community housing.

If a majority of the voters voting on the ballot question vote in the affirmative, then its provisions shall take effect in the town, but not otherwise.

Shall the City of Salem accept sections 3 to 7 inclusive, of Chapter 44B of the General Laws, a summary of which appears below?

**SUMMARY**

Sections 3 to 7 of Chapter 44B of the General Laws of Massachusetts, also known as the Community Preservation Act (Act), establish a dedicated funding source to enable cities and towns to (1) acquire, create or preserve open space, which includes land for parks, recreational uses and conservation areas, (2) rehabilitate local parks, playgrounds and athletic fields, (3) acquire, preserve or restore historic buildings and artifacts, and (4) help meet local families' housing needs.

In Salem, the funding source for these community preservation purposes will be a surcharge of 1% on the annual property tax assessed on real property, additional municipal funds that may be committed by the city council as provided in Section 3(b ½) of Chapter 44B, and annual distributions made by the State from a trust fund created by the Act. If approved, the following will be exempt from the surcharge: (1) property owned and occupied as a domicile by any person who qualifies for low income housing or low or moderate income senior housing in Salem as defined in Section 2 of the Act; (2) \$100,000 of the value of each taxable parcel of residential real property; and (3) \$100,000 of the value of each taxable parcel of class three, commercial property and class four, industrial property as defined in Section 2A of Chapter 59. A taxpayer receiving a regular property tax abatement or exemption will also receive a full or partial reduction in the surcharge.

By way of example, a single family home with an assessed value of \$293,900 without any exemption or abatement would be surcharged approximately \$30.31 per year if accepted by the City of Salem (Source: City Assessor based on average single family home value and FY12 tax rate of \$15.63 per \$1000).

Upon acceptance of the Act by the voters, a Community Preservation Committee will be established by ordinance to study community preservation needs, possibilities and resources, and to make annual recommendations to the City Council for approval on spending the funds.

**In the City of Salem**

	Yes	No	Blanks	Total Ballots
<b>Essex County</b>				
<b>SALEM</b> .....	9,762	8,169	1,916	19,847
<b>TOTALS</b> .....	<b>9,762</b>	<b>8,169</b>	<b>1,916</b>	<b>19,847</b>



## QUESTION 4

Shall the Town of Great Barrington accept sections 3 to 7 inclusive, of Chapter 44B of the General Laws, as approved by its legislative body, a summary of which appears below?

### SUMMARY

Sections 3 to 7 of Chapter 44B of the General Laws of Massachusetts, also known as the Community Preservation Act ('Act'), establish a dedicated funding source to acquire, create and preserve open space; to acquire, preserve, rehabilitate and restore historic resources; to acquire, create, preserve, rehabilitate and restore land for recreational use; to acquire, create, preserve and support community housing; and to rehabilitate and restore open space and community housing acquired or created as provided under said Act. In Great Barrington, the Act will be funded by an additional surcharge of three percent (3%) on the annual tax levy on real property and by matching funds provided by the state, to take effect beginning July 1, 2013. The following exemptions from such surcharge, permitted under Section 3(e) of the Act, will apply: (1) property owned and occupied as a domicile by a person who would qualify for low income housing or low or moderate income senior housing in the Town; (2) \$100,000 of the value of each taxable parcel of residential real property. The surcharge to be paid by a taxpayer receiving an abatement of real property taxes authorized by chapter 59 or any other law will be reduced in proportion to such abatement. A Community Preservation Committee must be created by adoption of a Town by-law and will make recommendations on the use of the funds. Town Meeting must approve the recommendations before funds can be expended. All expenditures pursuant to the Act will be subject to an annual audit.

### In the Town of Great Barrington

	Yes	No	Blanks	Total Ballots
<b>Berkshire County</b>				
Great Barrington .....	2,050	1,212	359	3,621
<b>Grand Total.....</b>	<b>2,050</b>	<b>1,212</b>	<b>359</b>	<b>3,621</b>

### In the Town of Somerset

	Yes	No	Blanks	Total Ballots
<b>Bristol County</b>				
SOMERSET .....	4,694	4,274	1,138	10,106
<b>TOTALS.....</b>	<b>4,694</b>	<b>4,274</b>	<b>1,138</b>	<b>10,106</b>

## QUESTION 5

Shall the Town of Duxbury reduce the surcharge on real property pursuant to the Community Preservation Act, M.G.L. c. 44B, from three percent (3%) of the real estate tax levy on real property to one percent (1%), as approved by its legislative body (Town Meeting), beginning on July, 1, 2013?

### SUMMARY

Sections 3 to 7 of Chapter 44B of the General Laws of Massachusetts, known as the Community Preservation Act ('CPA'), establish a dedicated funding source to acquire and preserve open space, parks and conservation land, protect public drinking water supplies, and scenic areas, protect farm land and forests from future development, restore and preserve historic properties, and support local affordable housing needs. In Duxbury, the CPA is currently funded by an additional excise of 3% on the annual tax levy on real property, and by annual distributions from the state. The CPA permits the town to lower that rate if accepted by voters. If voting yes to the above ballot question, you are voting to reduce the excise rate from 3% to 1% levied on the annual tax assessment for real property. If voting no, you are voting to keep the assessment calculation the same.

### In the Town of Duxbury

	Yes	No	Blanks	Total Ballots
<b>Plymouth County</b>				
Duxbury.....	5,420	3,608	671	9,699
<b>TOTALS.....</b>	<b>5,420</b>	<b>3,608</b>	<b>671</b>	<b>9,699</b>



**QUESTION 4**

Shall the Town of Milton accept sections 3 to 7, inclusive of Chapter 44B of the General Laws, as approved by its legislative body, a summary of which appears below?

**SUMMARY**

Sections 3 through 7 of Chapter 44 of the General Laws, also known as the Community Preservation Act (the 'Act'), establish a dedicated funding source to enable cities and towns to acquire, create and preserve open space; to acquire, preserve, rehabilitate and restore historic resources; to acquire, create and preserve land for recreational use; to acquire, create, preserve and support community housing; to rehabilitate or restore open space, land for recreational use and community housing that is acquired or created as provided in the Act; and to set aside for later spending funds for specific purposes or general purposes that are consistent with community preservation.

There would be a surcharge on real property of one and one-half percent (1.5%) of the real estate tax levy against real property, as determined annually by the Board of Assessors. There would be two (2) exemptions from such surcharge: (1) for property owned and occupied as a domicile by a person who would qualify for low income housing or low or moderate income senior housing, as defined in Section 2 of the Act, in the Town of Milton; and (2) for one hundred thousand dollars (\$100,000.00) of the value of each taxable parcel of residential real property in the Town of Milton. A taxpayer receiving an exemption of real property authorized by law shall be exempt from any surcharge on real property established by the Act. The surcharge to be paid by a taxpayer receiving an abatement of real property authorized by law shall be reduced in proportion to the amount of such abatement.

Any amount of the surcharge not paid by the due date shall bear interest at the annual rate provided by applicable law. The remedies provided by law for the collection of taxes upon real estate shall apply to said surcharge on real property.

A Community Preservation Committee, consisting of not less than five (5) and not more than nine (9) members, would be established by by-law. The Committee shall study the needs, possibilities and resources of the Town of Milton regarding community preservation, shall consult with Milton boards in conducting such studies, shall hold one or more public informational meetings, and shall make recommendations to Town Meeting for any of the foregoing community preservation purposes, including their anticipated costs.

The funding source for the foregoing community preservation purposes would be a Community Preservation Fund, of which the Town Treasurer would be the custodian. The following monies would be deposited into that Fund: a) all funds collected from the real property surcharge or bond proceeds in

**QUESTION 4**

Shall the City of Somerville accept Sections 3 to 7, inclusive, of Chapter 44B of the General Laws, as approved by its legislative body, a summary of which appears below?

**SUMMARY**

The Community Preservation Act (hereinafter 'the Act') establishes a dedicated funding source to enable cities and towns to: (1) acquire, create and preserve open space, including land for parks, recreational uses and conservation areas; (2) acquire, preserve, rehabilitate, and restore historic resources, such as historic community buildings and artifacts; (3) acquire, create, preserve, rehabilitate and restore land for recreational use, including parks, playgrounds and athletic fields; (4) acquire, create, preserve and support community housing to help meet local families' housing needs; and (5) rehabilitate or restore open space and community housing that is acquired or created as provided in this section.

In the City of Somerville, the funding source for these community preservation purposes will be a surcharge of 1.5% on the annual property tax assessed on real property beginning in Fiscal Year 2014, other local funds committed by the Board of Aldermen for community preservation purposes subject to the limitations in Section 3(b)1/2 of Chapter 44B, and annual distributions made by the state from a trust fund created by the Act. The Commonwealth provides these funds only to communities adopting the Act. If approved, the following will be exempt from the surcharge: (1) property owned and occupied as a domicile by any person who qualifies for low income housing or low or moderate income senior housing in Somerville as defined in Section 2 of the Act; (2) \$100,000 of the value of each taxable parcel of residential real property; and (3) \$100,000 of the value of each taxable parcel of class 3, commercial property and class 4, industrial property as defined in Section 2A of Chapter 59. A taxpayer receiving a regular property tax abatement or exemption will also receive a pro rata reduction in the surcharge.

Upon acceptance of the Act by the voters, a Community Preservation Committee will be established by ordinance to study community preservation needs, possibilities and resources, and to make annual recommendations to the Board of Aldermen for approval on spending the funds. At least 10% of the funds for each fiscal year will be spent or reserved for later spending on each of the Act's three community preservation purposes: (1) open space, (2) historic resources and (3) community housing.

**In the City of Somerville**

	Yes	No	Blanks	Total Ballots
Middlesex County	24,616	7,742	3,132	35,490
SOMERVILLE.....	<b>24,616</b>	<b>7,742</b>	<b>3,132</b>	<b>35,490</b>
<b>TOTALS.....</b>				

**QUESTION 4**

Shall the Town of Canton accept sections 3 to 7 inclusive, of Chapter 44B of the General Laws, a summary of which appears below?

**SUMMARY**

Sections 3 to 7 of Chapter 44B of the General Laws of Massachusetts, also known as the Community Preservation Act, establishes a dedicated funding source to acquire and preserve open space, parks and conservation land, protect public drinking water supplies, and scenic areas, protect farm land and forests from future development, restore and preserve historic properties, and help meet local families' housing needs.

In Canton, the Community Preservation Act will be funded by an additional excise of 1% on the annual tax levy on real property to be assessed beginning in fiscal year 2014, and by annual distributions provided by the state. The following exemptions from such surcharge, permitted under Section 3(e) of the Act, will apply: (1) property owned and occupied as a domicile by any person who qualifies for low income housing or low or moderate income senior housing in the Town, as defined in Section 2 of said Act and (2) \$100,000 of the value of each taxable parcel of residential real property. A taxpayer receiving a regular property tax abatement or exemption will also receive a pro rata reduction in surcharge.

A Community Preservation Committee will be established by by-law to study community preservation resources, possibilities and needs will make annual recommendations on the use of the funds. The Town Meeting must approve any such recommendation before funds can be expended, and at least 10% of the funds for each fiscal year will be spent or reserved for later spending on each of the Act's three community preservation purposes: (1) open space (excluding land for recreational use), (2) historic resources and (3) community housing. All expenditures pursuant to the Act will be subject to an annual audit.

**In the Town of Canton**

	Yes	No	Blanks	Total Ballots
<b>Essex County</b>				
Canton .....	6,540	5,033	898	12,471
<b>TOTALS.....</b>	<b>6,540</b>	<b>5,033</b>	<b>898</b>	<b>12,471</b>

anticipation of revenue pursuant to the Act; b) all funds received from the Commonwealth of Massachusetts or any other source for the purposes of the Act; and c) proceeds from the disposal of real property acquired with funds from the Community Preservation Fund. Only Town Meeting may approve expenditures from the Community Preservation Fund. The expenditure of funds from the Community Preservation Fund shall be limited to implementing the recommendations of the Community Preservation Committee, to providing administrative and operating expenses to that Committee, and to appropriating money to an affordable housing trust fund.

In every fiscal year, and upon the recommendation of the Community Preservation Committee, Town Meeting shall spend, or set aside for later spending, not less than ten (10%) percent of the annual revenues in the Community Preservation Fund: for open space, but not including land for recreational use, not less than ten (10%) percent of the annual revenues in the Community Preservation Fund for historic resources, and not less than ten (10%) percent of the annual revenues in the Community Preservation Fund for community housing. Appropriations in any fiscal year from the Community Preservation Fund for administrative and operating expenses of the Community Preservation Committee shall not exceed five (5%) percent of the annual revenues in that Fund. Funds spent from the Community Preservation Fund shall not replace existing operating funds, only augment them. The Town of Milton may appropriate money in any year from the Community Preservation Fund to an affordable housing trust fund.

**In the Town of Milton**

	Yes	No	Blanks	Total Ballots
<b>Norfolk County</b>				
Milton .....	6,487	8,272	1,208	15,967
<b>TOTALS.....</b>	<b>6,487</b>	<b>8,272</b>	<b>1,208</b>	<b>15,967</b>

## QUESTION 4

Shall the Town of Kingston vote to amend its previous acceptance of sections 3 to 7 inclusive, of Chapter 44B of the General Laws, said amendment being approved under Article 8 of the Kingston June 26, 2012 Special Town Meeting?

### SUMMARY

This Question involves an amendment to the Town's prior acceptance of Sections 3 to 7 of Chapter 44B of the General Laws of Massachusetts, also known as the Community Preservation Act ("Act"), by decreasing the surcharge imposed on real property from three percent (3%) to one percent (1%) of the annual tax levy thereon, as determined by the Kingston Board of Assessors.

The Act, as accepted by the Town, establishes a dedicated funding source to acquire, create and preserve open space and land for recreational use; acquire, preserve, rehabilitate and restore historic resources, create, preserve and support community housing; and to rehabilitate and restore open space, land for recreational use and community housing that is acquired or created in accordance with the Act. The following exemptions from the surcharge, permitted under Section 3(e) of the Act, will apply: (1) property owned and occupied as a domicile by a person who would qualify for low income housing or low or moderate senior income housing in the Town; (2) \$100,000 of the value of each taxable parcel of residential real property. A taxpayer receiving a regular property tax abatement or exemption will also receive a pro-rata reduction in surcharge. A Community Preservation Committee has been created pursuant to bylaw and will make recommendations on the use of funds. Town Meeting must approve any such recommendation before funds can be expended. All expenditures will be subject to an annual audit.

As approved by the voters at the 2005 Annual Town Election, the surcharge was initially fixed at three percent (3%) of the annual tax levy assessed on real property. By vote under Article 8 of the June 26, 2012 Special Town Meeting, the Town's legislative body voted to decrease the surcharge to one percent (1%) of the annual tax levy assessed on real property, effective July 1, 2013, subject to an affirmative majority vote of the Town at the next complying State or Town Election.

By voting yes, the reduction in the surcharge shall become effective, as aforesaid.

## QUESTION 4

Shall the Town of West Springfield amend its acceptance of the Community Preservation Act by adopting exemption (4) of Chapter 44B of the General Laws which would exempt the first \$100,000 of the value of each taxable parcel of class 3, commercial property, and class 4, industrial property as defined in section 2A of Chapter 59 of the Massachusetts General Laws, as approved by its legislative body?

### SUMMARY

Currently, 100% of the value of commercial and industrial real estate in West Springfield is subject to a Community Preservation Act surcharge of one percent (1%) of its taxable value, while residential properties receive an exemption for the first \$100,000 of their property value. This amendment, if adopted, would in a similar manner exempt the first \$100,000 of commercial and industrial property value.

The adoption of the amendment would exempt the first \$100,000 of value of each such commercial and industrial property from the surcharge. For example, a commercial or industrial property valued at \$250,000 would pay a surcharge Based on \$150,000 rather than \$250,000 of its taxable value.

### In the Town of West Springfield

	Yes	No	Blanks	Total Ballots
<b>Hampden County</b>				
West Springfield.....	5,094	4,780	1,721	11,595
<b>Grand Total .....</b>	<b>5,094</b>	<b>4,780</b>	<b>1,721</b>	<b>11,595</b>

## QUESTION 5

Shall the Town of Westhampton accept sections 3 to 7, inclusive, of chapter 44B of the General Laws, as proposed by a petition signed by at least five percent of the registered voters of this town, a summary of which appears below?

### SUMMARY

The Community Preservation Act establishes a dedicated funding source to acquire, create, preserve and rehabilitate open space and land for recreational use; acquire, preserve, rehabilitate and restore historic resources; create, preserve and support community housing; and to rehabilitate and restore open space and community housing that is acquired or created in accordance with the Act. In Westhampton, the Act will be funded, beginning in Fiscal Year 2014, by an additional surcharge of three percent (3%) on the annual tax levy on real property and by matching funds provided by the state. The following exemptions from such surcharge, permitted under Section 3(e) of said Act, will apply: (1) low income housing or low or moderate income senior housing in the Town; and (2) \$100,000 of the value of each taxable parcel of residential real property. A taxpayer receiving a regular property tax abatement or exemption will also receive a pro rata reduction in surcharge. A Community Preservation Committee must be created pursuant to by-law and will make recommendations on the use of funds. Town Meeting must approve any such recommendation before funds can be expended. All expenditures pursuant to the Act will be subject to an annual audit.

### In the Town of Westhampton

	Yes	No	Blanks	Total Ballots
<b>Hampshire County</b>				
Westhampton .....	464	540	60	1,064
<b>TOTALS</b> .....	<b>464</b>	<b>540</b>	<b>60</b>	<b>1,064</b>

### In the Town of Kingston

	Yes	No	Blanks	Total Ballots
<b>Hampden County</b>				
Kingston .....	4,767	1,562	677	7,006
<b>TOTALS</b> .....	<b>4,767</b>	<b>1,562</b>	<b>677</b>	<b>7,006</b>