# RESULTS OF THE VOTE AT THE STATE ELECTION November 2, 2010

The inhabitants of the Town of Warwick, qualified to vote in elections and in town affairs, met according to the Warrant and proceeded to cast their votes as follows:

GOVERNOR and LIEUTENANT GO	VERNOR	Michael Cahillane
Patrick & Murray	194	Blank
Baker & Tisei	103	ERIFF - Franklin County
Cahill & Loscocco	38	Christopher J. Donelan
Stein & Purcell	POS <b>9</b> POV 1940	Blank MOTTER SVITATI
Do you Blank two Dunishes Ha 347 LIM	10051711JV	UNGULOF <b>GOVERNMENTEK</b>
ATTORNEY GENERAL	249 001	Bill Periman
Martha Coakley	230	Margaret Sullivan
James P. McKenna	111	Allacer a constitue of the second
Washing Blank   government (SO)   1 1 1 1 1 1	Ploneer 8 lev	HONAL SCHOOL DISTRICT
SECRETARY of STATE		Zening board of appears. / BAL
William Francis Galvin		saving unisdiction Were a myres of
William C. Campbell		1, 2011, but wealthful all lipes
James D. Henderson		ed both a comprehensive Mishin the a
building Blank for at least one and	14	Blank
TREASURER	polytowy and her	HONAL SCHOOL DISSELIGITAL
Steven Grossman	205	y grant a eduqqeisisksidarapaskia
Karyn E. Polito	124	site plan, size, rimotal@bilikimiM
los com Blank ZAA demes the permit or gra	20	sion to grant a perfugious Vigbustific ions or requirements that malvesting
AUDITOR		
Suzanne M. Bump	187	TOPASSERDULTUS PRICES
Mary Z. Connaughton	Z 104	William Wanistrom
Nathanael Alexander Fortune	eds 34 MAC and	ors the ZBA to issue the permit.
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REPRESENTATIVE in CONGRESS - F	First District	AND PARAMETER PROPERTY OF THE
John W. Olver	240	condition of recurs 300 850 350 450
William L. Gunn, Jr.	90	ier the ZBA to issue acolpination
Michael Engel		ds or site plan requ <b>irilla di sultitudi</b> is, the HAC must upho <b>logic less</b> bit
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COUNCILLOR- Seventh District		fit would prevent a subject court
Jennie L. Caissie	127	if except at a financial logico L.
Francis A. Ford	175	cocra' me the housing psithout and
reasons Blank in our its investment.	47	Espira Nobic
SENATOR IN GENERAL COURT – Wo	orcester, Hampd	len, Hampshire & Franklin Dist.
Stephen M. Brewer	268	
Daniel D. Dubrule	74 out houte	and safety, promote better the limit
building Blank and preserve open space, if the both substitized and unsubsidized housing. Re-	oso 7 og arranomis	or e approad as equalibries possible as

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	David E. Sullivan			
	Michael Cahillane	A Autor State of the Control of the		
_	Blank	79	OR and LIEUTENANT GO	
SH	ERIFF – Franklin County	***	rick & Murray	
	Christopher J. Donelan	286	er & Fisci	
	Blank	63	nili & Loseocco	
CO	UNCIL OF GOVERNMENT EX	XECUTIVE COM	MITTEE Frontile County	
	Bill Perlman	249		
	Margaret Sullivan	2	Y GENERAL	
	Blank	98	rtha Coakley	
REC	GIONAL SCHOOL DISTRICT	Dioneer Velley (I	es P. McKenna	
	Charles Hand	184		
	Marsha Pratt	219	RYOFSTATE	
	Paul W. Luther	77	liam Francis Galvin	
	Mark Maynard		liam C. Campbell	
	Blank	1 217	es D. Hender on	
RFC	GIONAL SCHOOL DISTRICT -	Diamage Walley (I	al al	Blac
1000	Margaret E. Kaeppel		eyden)	TREASUR
	Mary E. Glabach	227 198	en Grossman	Stev
	Mark Maynard	_ P.Z.1	yn B. Polico	Kar
	Blank	1 272	k.	
REC	FIONAL SCHOOL DISTRICT -	Diamon Valley Ol	4.6.10	AUDITOR
1000	William Wahlstrom		orthneid) quand Monai	Suzi
	Mark Maynard	258	y Z. Connaughton	
	Blank	90	anael Alexander Fortune	Nati
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1000	IONAL SCHOOL DISTRICT – Mark Maynard		TATIVE IN CONG (NOIWER	REPRESELY
	Linda Gale	240 6	W. Olver	ndol
	Barbara Walker		iam L. Gunn, Jr.	IliW
	Carol Foote	2 51	saci Engel	Mid
	Charles Hand	1 7		Blan
	David Young	1	OR- Seventh District	
	Art Ratte	127	e L. Caissie	Jenn
	Diana Noble	175	cis A. Ford	Fran
	Jim Toth	TA.	k.	Blan
	Brian Snell	orcester, Hampder	IN GENERAL COURT - W	SENATOR
	Dan Dibble	268	sen M. Brewer	Stepi
	Louise Doud	74	of D. Dubraic	Dani
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	Heidi Gale	1		
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## QUESTION 1: 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 before May 4, 2010?

#### SUMMARY

This proposed law would remove the Massachusetts sales tax on alcoholic beverages and alcohol, where the sale of such beverages and alcohol or their importation into the state is already subject to a separate excise tax under state law. The proposed law would take effect on January 1, 2011.

YES 128 NO 212 Blank 9

### **OUESTION 2: 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 before May 4, 2010?

#### **SUMMARY**

This proposed law would repeal an existing state law that allows a qualified organization wishing to build government-subsidized housing that includes low- or moderate-income units to apply for a single comprehensive permit from a city or town's zoning board of appeals (ZBA), instead of separate permits from each local agency or official having jurisdiction over any aspect of the proposed housing. The repeal would take effect on January 1, 2011, but would not stop or otherwise affect any proposed housing that had already received both a comprehensive permit and a building permit for at least one unit.

Under the existing law, the ZBA holds a public hearing on the application and considers the recommendations of local agencies and officials. The ZBA may grant a comprehensive permit that may include conditions or requirements concerning the height, site plan, size, shape, or building materials of the housing. Persons aggrieved by the ZBA's decision to grant a permit may appeal it to a court. If the ZBA denies the permit or grants it with conditions or requirements that make the housing uneconomic to build or to operate, the applicant may appeal to the state Housing Appeals Committee (HAC).

After a hearing, if the HAC rules that the ZBA's denial of a comprehensive permit was unreasonable and not consistent with local needs, the HAC orders the ZBA to issue the permit. If the HAC rules that the ZBA's decision issuing a comprehensive permit with conditions or requirements made the housing uneconomic to build or operate and was not consistent with local needs, the HAC orders the ZBA to modify or remove any such condition or requirement so as to make the proposal no longer uneconomic. The HAC cannot order the ZBA to issue any permit that would allow the housing to fall below minimum safety standards or site plan requirements. If the HAC rules that the ZBA's action was consistent with local needs, the HAC must uphold it even if it made the housing uneconomic. The HAC's decision is subject to review in the courts.

A condition or requirement makes housing "uneconomic" if it would prevent a public agency or non-profit organization from building or operating the housing except at a financial loss, or it would prevent a limited dividend organization from building or operating the housing without a reasonable return on its investment.

A ZBA's decision is "consistent with local needs" if it applies requirements that are reasonable in view of the regional need for low- and moderate-income housing and the number of low-income persons in the city or town, as well as the need to protect health and safety, promote better site and building design, and preserve open space, if those requirements are applied as equally as possible to both subsidized and unsubsidized housing. Requirements are considered "consistent with local needs" if more than 10% of the city or town's housing units are low- or moderate-income units or if such units are on sites making up at least 1.5% of the total private land zoned for residential,

commercial, or industrial use in the city or town. Requirements are also considered "consistent with local needs" if the application would result, in any one calendar year, in beginning construction of low- or moderate-income housing on sites making up more than 0.3% of the total private land zoned for residential, commercial, or industrial use in the city or town, or on ten acres, whichever is larger.

The proposed law states that if any of its parts were declared invalid, the other parts would stay in effect.

YES 120 NO 202 Blank 27

## **QUESTION 3: 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 before May 4, 2010?

#### SUMMARY

This proposed law would reduce the state sales and use tax rates (which were 6.25% as of September 2009) to 3% as of January 1, 2011. It would make the same reduction in the rate used to determine the amount to be deposited with the state Commissioner of Revenue by non-resident building contractors as security for the payment of sales and use tax on tangible personal property used in carrying out their contracts.

The proposed law provides that if the 3% rates would not produce enough revenues to satisfy any lawful pledge of sales and use tax revenues in connection with any bond, note, or other contractual obligation, then the rates would instead be reduced to the lowest level allowed by law.

The proposed law would not affect the collection of moneys due the Commonwealth for sales, storage, use or other consumption of tangible personal property or services occurring before January 1, 2011.

The proposed law states that if any of its parts were declared invalid, the other parts would stay in effect.

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A total of 349 ballots were cast (64.5% turnout). Warwick has 541 registered voters. Polls opened at 7:00 a.m. and closed at 8:00 p.m.

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A ZBA's decision is "consistent with local needs" if it applies requirements that are redstinshie in view of the regional need for low- and moderate-income housing and the number of low-finesing

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