



Town of Lexington

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**EXCERPT OF THE TOWN OF LEXINGTON
ANNUAL TOWN MEETING
HELD MONDAY, MARCH 18, 2024, 7:30 P.M.
CARY MEMORIAL BUILDING – BATTIN HALL
WITH ADJOURNED SESSIONS HELD
MARCH 20, 22, 27, and APRIL 1, 3, 8, 10, 24**

**ARTICLE 31 PROHIBIT SINGLE-SERVE PLASTIC WATER BOTTLES (Citizen
Petition)**

MOTION:

Mr. Morse-Fortier moves that Chapter 81 of the General Bylaws be amended to add a new Article IV that would read as follows:

§81-16. Sale of Drinking Water in Single-Serving PET Bottles

It shall be unlawful to sell non-sparkling, unflavored drinking water in single-serving polyethylene terephthalate (PET) bottles of 1 liter (34 ounces) or less in the Town of Lexington on or after January 1, 2025.

§81-17. Exemption for Emergencies

Sales occurring subsequent to a declaration of an emergency adversely affecting the availability and/or quality of drinking water to Lexington residents by the Emergency Management Director or other duly- authorized Town, Commonwealth or United States official shall be exempt from this Bylaw until seven days after such declaration has ended.

§81-18. Enforcement Process

Enforcement of this Bylaw shall be the responsibility of the Town Manager or their designee. The Town Manager shall determine the inspection process to be followed, incorporating the process into other town duties as appropriate. Any establishment conducting sales in violation of this Bylaw shall be subject to a non- criminal disposition fine as specified in the Regulations for Enforcement of Town Bylaws under MGL c. 40, § 21D as specified in Section 1-6(B) of the Code of the Town of Lexington. Any such fines shall be paid to the Town of Lexington.

§81-19. Suspension of the Bylaw

If the Town Manager determines that the cost of implementing and enforcing this Bylaw has become unreasonable, then the Town Manager shall so advise the Select Board and the Select Board shall conduct a Public Hearing to inform the citizens of such costs. Subsequent to the

Public Hearing, the Select Board may continue this Bylaw in force or may suspend it permanently or for such length of time as they may determine.

Following remote electronic vote tallying, the Moderator declared that:

Motion to Approve Article 31 – Prohibit Single-Serve Plastic Water Bottles (Citizens Petition).

Adopted by a vote of:

Yes	No	Abstain
127	33	8

MOTION CARRIES