

WARRANT

COMMONWEALTH OF MASSACHUSETTS

BERKSHIRE SS.

TO: James Olmsted, Constable of the Town of Egremont,
Greetings:

In the name of the Commonwealth aforesaid, you are hereby required to notify and warn the inhabitants of the Town of Egremont qualified to vote in elections and Town affairs, to meet at the North Egremont Fire Station in North Egremont, on Tuesday, the 9th day of May, 2017, at 10:00 o'clock in the forenoon, and then and there to bring their ballots to the election officers for the election of the following Town and District Officers:

One Moderator for one year,
One Town Clerk for one year,
One Selectman for three years,
One Library Trustee for three years,
One Cemetery Commission for three years,
One member of the Planning Board for five years,
One Tree Warden for one year,
One Assessor for three years,

and to choose such other officers as towns are required by law or have a right to choose.

All of the above named officers will be voted upon an official ballot to be furnished at the polling place by the election officers. The following question will be voted upon an official ballot to be furnished at the polling place by the election officers.

"Shall the town of Egremont vote to accept the provisions of section six C of chapter forty of the General Laws, which authorize towns to appropriate money for the removal of snow and ice from private ways open to public use?"

The polls will open at 10:00 A.M., and shall close at 7:00 P.M.

You are also required to notify and warn the inhabitants of said Town qualified to vote in Town affairs to meet at the Mount Everett Regional High School Cafeteria, Sheffield MA, on Tuesday, the 2nd day of May, 2017 at 7:00 P.M. and then and there to act upon the following articles:

ARTICLE 1: To hear the reports of any officers, committee or committees.

ARTICLE 2. To see if the Town will vote to authorize the Board of Selectmen to appoint any member of the Board of Selectmen respectively, to another office or position for the term provided by law, if any, otherwise for a term not to exceed one year, in accordance with Section 4A of Chapter 41 of the General Laws or to take any other action relative thereto.

(Finance Committee makes no recommendation.)

ARTICLE 3: To see if the Town will raise and appropriate and/or transfer from available funds, monies, or any other amounts, to defray charges and expenses to the Town, to set the salaries of elected officials, including salaries of certain Town officers and employees, debt and interest, and to provide for a reserve fund, all beginning July 1, 2017 for the ensuing twelve months.

	VOTED	PROPOSED
	<u>2016-2017</u>	<u>2017-2018</u>
1. OFFICIALS AND BOARDS	\$ 346,227.00	\$ 355,677.00
A. Accounting Officer Expense	1,500.00	1,500.00
B. Accounting Officer	11,275.00	12,480.00
C. Agricultural Commission	100.00	100.00
D. Assessors Clerical	2,500.00	2,500.00
E. Assessor's Consulting	29,832.00	30,558.00
F. Assessor's Expense	3,050.00	3,050.00
G. Assessor #1 Salary	4,725.00	4,825.00
H. Assessor #2 Salary	4,725.00	4,825.00
I. Assessor #3 Salary	4,725.00	4,825.00
J. Board of Appeals Expense	100.00	100.00
K. Board of Health Expense	5,000.00	5,000.00
L. Board of Health Director	25,176.00	25,680.00
M. Bd. of Health Agent Wages	4,645.00	0.00
N. Health Alliance Services	6,500.00	12,738.00
O. Bd. Of Health Food Inspector	767.00	0.00
P. Building Inspector Salary	27,755.00	28,310.00
Q. Asst. Building Inspector	1,500.00	1,500.00
R. Conservation Comm. Expense	1,945.00	1,945.00
S. Conservation Agent (new)	1,000.00	1,000.00
T. Constable's Salary	545.00	645.00
U. Finance Committee Expense	400.00	400.00
V. Inspectors' Expenses	2,866.00	2,866.00
W. Personnel Director	9,938.00	9,938.00
X. Planning Board Expense	2,000.00	2,800.00
Y. Planning Board Wages	400.00	400.00

ANNUAL TOWN MEETING WARRANT
 Town of Egremont
 May 2, 2017

	VOTED	PROPOSED
	<u>2016-2017</u>	<u>2017-2018</u>
Z. Sel. Office Administrator	58,510.00	60,265.00
AA. Selectmen Office Expense	10,900.00	11,300.00
BB. Selectman #1 Salary	5,390.00	5,390.00
CC. Selectman #2 Salary	4,901.00	5,001.00
DD. Selectman #3 Salary	4,901.00	5,001.00
EE. Sustainability Coordinator	6,462.00	6,591.00
FF. Sustainability Coord expenses	500.00	350.00
GG. Town Clerk Expense	2,800.00	3,500.00
HH. Town Clerk Salary	8,378.00	9,910.00
II. Town Hall Office Clerk	23,506.00	23,976.00
JJ. Treasurer/Collector Expense	11,495.00	11,495.00
KK. Treasurer/Collector Salary	51,760.00	53,313.00
LL. Treasurer/Collector Clerk	3,755.00	1,500.00
2. TOWN EXPENSES	\$ 223,646.00	\$ 230,663.00
A. Animal Control Officer	2,554.00	2,554.00
B. Animal Control Expenses	1,000.00	1,000.00
C. Audit	7,370.00	7,370.00
D. Board of Registrars Salary	50.00	50.00
E. Compactor Operation	76,000.00	82,710.00
F. Compactor Operator Salary	0.00	0.00
G. Compactor Substitute Wages	4,300.00	4,300.00
H. Computer Expenses	44,848.00	50,346.00
I. Computer Administrator	6,200.00	6,200.00
J. Drug and Alcohol Tests	360.00	360.00
K. Egremont Newsletter	3,000.00	3,000.00
L. Election Wages	5,700.00	4,000.00
M. Group Purchasing	600.00	860.00
N. Geographic Information System	3,700.00	4,300.00
O. High Speed Internet	2,500.00	2,500.00
P. Email Archiving/back-up	2,500.00	2,500.00
Q. Historical Commission Expense	1,650.00	1,650.00
R. Inspector of Animals	500.00	500.00
S. Legal Expenses	2,000.00	2,000.00
T. Legal Fees	12,000.00	14,000.00
U. Litigation	5,000.00	5,000.00
V. Moderator	224.00	324.00
W. Public Health Services	3,000.00	2,500.00
X. School Committee	1,879.00	2,079.00
Y. School Crossing Guard	5,724.00	500.00
Z. So. Berk. Chamber Commerce	260.00	260.00
AA. Town Engineer	5,000.00	4,450.00
BB. Town Report	500.00	500.00

ANNUAL TOWN MEETING WARRANT
 Town of Egremont
 May 2, 2017

	VOTED	PROPOSED
	<u>2016-2017</u>	<u>2017-2018</u>
CC. Town Telephone	9,300.00	9,600.00
DD. Veteran's Benefits	15,000.00	15,000.00
EE. Zoning Bylaws Printing	250.00	250.00
FF. Exempt Employee wage pool	677.00*	0.00

*Pool total \$5,488. Funds allocation to wages elsewhere in the budget.

3. TOWN MAINTENANCE **\$ 206,459.00** **\$ 197,241.00**

A. Bldg Maint. General Exp.	15,730.00	16,680.00
B. Bldg Maint. Utility Exp.	39,758.00	37,300.00
C. Building Maintenance Wages	12,424.00	12,672.00
D. Maintenance Superintendent	49,379.00	46,272.00
E. Cemetery Maintenance	100.00	100.00
F. French Park Maintenance	5,800.00	4,690.00
G. French Park Trails	1,250.00	1,000.00
H. French Park Overtime Wages	5,300.00	5,300.00
I. French Park Wages	11,719.00	11,953.00
J. Public Lighting	5,200.00	5,500.00
K. Building Improvements	13,400.00	8,300.00
L. Police Building Expenses	6,000.00	5,475.00
M. Tree Work	18,500.00	20,000.00
N. Tree Warden	5,899.00	5,999.00
O. Cemetery Exp & Maint	16,000.00	16,000.00

4. HIGHWAYS **\$ 504,338.00** **\$ 549,670.00**

A. Const. & Maint. Wages	5,000.00	5,000.00
B. Construction & Maintenance	202,500.00	180,800.00
C. Vehicle Maintenance/Repairs		55,000.00
D. Highway Union	145,544.00	151,170.00
E. Superintendent Salary	56,294.00	62,700.00
F. Snow & Ice Removal	70,000.00	70,000.00
G. Snow & Ice Removal Wages	25,000.00	25,000.00

5. LIBRARY **\$ 35,139.00** **\$ 34,878.00**

A. Expenses	13,300.00	12,625.00
B. Librarian's Salary	20,734.00	21,149.00
C. Library Substitute Wages	1,104.00	1,104.00

6. POLICE **\$ 361,216.00** **\$ 377,789.00**

A. Chief Expenses	4,000.00	5,132.00
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ANNUAL TOWN MEETING WARRANT
 Town of Egremont
 May 2, 2017

	VOTED	PROPOSED
	<u>2016-2017</u>	<u>2017-2018</u>
B. Chief Salary	73,298.00	66,150.00
C. Collective Bargaining	241,732.00	262,196.00
D. Department Expenses	9,000.00	10,879.00
E. Police Wages-Secretary	17,186.00	17,102.00
F. Vehicle Expenses	16,000.00	16,330.00
7. FIRE AND EMERGENCY	\$ 96,565.00	\$ 96,866.00
A. Dispatch Facilities	10,015.00	10,316.00
B. Emergency Management	1,600.00	1,600.00
C. Emergency Management Wages	2,500.00	2,500.00
D. Fire Department Expense	50,000.00	50,000.00
E. Draft Hydrants	2,000.00	2,000.00
F. Firefighters Stipend	26,500.00	26,500.00
G. Forest Fires	1,000.00	1,000.00
H. Street Number 911	200.00	200.00
I. Blackboard Connect alert	2,250.00	2,250.00
J. So Berk Reg Emergency Plan	500.00	500.00
8. DEBT AND INTEREST	\$ 126,283.00	\$ 134,226.00
A. Interest Short Term Debt	1.00	10,000.00
B. Police Facility	33,600.00	33,000.00
C. Fire Truck	63,510.00	62,340.00
D. Backhoe	29,172.00	28,886.00
9. HUMAN SERVICES	\$ 24,762.00	\$ 31,042.00
A. Brien Center/Mental Health	2,203.00	2,203.00
B. Berk South Community Center	1,500.00	2,000.00
C. Community Health Programs	1,000.00	1,250.00
D. Berk. Comm. Action Council	1,000.00	1,000.00
E. Construct, Inc.	1,000.00	1,000.00
F. Council on Aging	5,230.00	8,111.00
G. Eagle Fund	0.00	0.00
H. Egremont Garden Club	200.00	200.00
I. Elizabeth Freeman Center	500.00	500.00
J. Fairview Hospital	1,500.00	1,500.00
K. Housatonic Valley Assoc	250.00	250.00
L. Hospice Care	1,000.00	750.00
M. Railroad Street Youth Project	1,500.00	1,500.00
N. So. Berk. Elderly Transport	7,479.00	10,378.00
O. Literacy Network of So. Berk.	400.00	400.00

ANNUAL TOWN MEETING WARRANT
 Town of Egremont
 May 2, 2017

	VOTED	PROPOSED
	<u>2016-2017</u>	<u>2017-2018</u>
10. INSURANCE	\$ 535,745.00	\$ 530,927.00
A. Health/Dental	252,638.00	238,408.00
B. Pension	145,729.00	156,360.00
C. Property & Casualty	105,403.00	103,934.00
D. Social Security/Medicare	14,000.00	15,000.00
E. Unemployment	10,000.00	10,000.00
F. Longevity Pay	2,975.00	2,225.00
G. Sick Leave	5,000.00	5,000.00
11. RESERVE FUND	\$ 25,000.00	\$ 25,000.00
12. SCHOOLS	\$1,594,660.00	\$1,559,052.00
A. Operating & Transport	1,533,319.00	1,511,376.00
B. Capital Costs	61,341.00	47,676.00
13. School Bond Payment		52,566.00
TOTAL LINE ITEM BUDGET	\$4,080,039.00	\$4,175,597.00

ARTICLE 4: To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money to operate the Egremont Water Department, said sums to be expended under the direction of the Water Commissioners, or take any other action thereto.

That the following sums be appropriated for/to the Water Enterprise Fund:

WATER DEPARTMENT BUDGET

	VOTED	PROPOSED
	<u>2016-2017</u>	<u>2017-2018</u>
A. Water Debt	\$106,250.00	\$104,350.00
B. Water Operating Exp	25,000.00	25,000.00
C. Salaries/Wages	57,125.00	61,403.00
D. Utilities	14,000.00	12,000.00
E. Office Expenses	1,500.00	1,500.00
F. Water System Maint., Repair, Replacement, Upgrade	25,000.00	25,000.00
G. Audit	3,630.00	3,630.00
H. Insurance	16,000.00	17,416.00
I. Software	<u>1,500.00</u>	<u>1,517.00</u>
Engineer/design work		
TOTAL	\$250,005.00	\$251,816.00

and that the necessary funds be raised as follows:

<u>2015-2016</u>	<u>2016-2107</u>
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ANNUAL TOWN MEETING WARRANT
Town of Egremont
May 2, 2017

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Water Department Revenues	\$200,000.00	\$210,000.00
Transfer from Water Free Cash	26,317.00	31,394.00
Tax Levy subsidy	23,688.00	10,422.00

(Finance Committee recommends approval- 6 yes 0 no.)

ARTICLE 5: To see if the Town will vote to authorize the Town to apply for and accept grants for the Water Department to conduct engineering and design work to replace approximately 1200' of water line on Route 23, or to take any other action relative thereto.

(Finance Committee recommends approval, 5-yes, 1 absent.)

ARTICLE 6: To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of \$19,000.00, or any other amount, for the Water Department to re-surface a portion of the driveway to the Water Plant, or to take any other action relative thereto.

(Finance Committee recommends approval, 5-yes, 1-absent.)

ARTICLE 7: To see if the town will vote to raise and appropriate and/or transfer from available funds the sum of \$25,000.00, or any other amount, to make necessary repairs to Town Hall, or to take any other action relative thereto.

(Finance Committee recommends approval, 5-yes, 1-absent.)

Article 8: To see if the Town will vote raise and appropriate and/or transfer from available funds the sum of \$9,000.00, or any other amount, to paint the Salt Shed at Town Hall, or take any other action relative thereto.

(Finance Committee recommends approval, 5-yes, 1-absent.)

ARTICLE 9: To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of \$8,500.00, or any other amount, to make necessary repairs to ensure the safety of park users at French Park, or to take any other action relative thereto.

(Finance Committee recommends approval, 5-yes, 1-absent.)

ARTICLE 10: To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of \$30,000.00, or any other amount, to purchase a new or used Tractor for the Highway Department, or to take any other action relative thereto.

(Finance Committee recommends approval, 5-yes, 1-absent.)

ARTICLE 11: To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of \$45,000.00, or any other amount, to

makes repairs to the Surplus Highway Truck, or to take any other action relative thereto.

(Finance Committee recommends disapproval, 5-no, 1-absent.)

ARTICLE 12: To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of \$35,153.00, or any other amount, to purchase a new 4-wheel drive police vehicle, or to take any other action relative thereto.

(Finance Committee recommends approval, 5-yes, 1-absent.)

ARTICLE 13: To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of \$9,000.00, or any other amount, to purchase street name signs as required by Federal Highway Administration code, or to take any other action relative thereto.

(Finance Committee recommends approval, 5-yes, 1-absent.)

ARTICLE 14: To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of \$5,000.00, or any other amount to pay to the Friends of Prospect Lake to help with the costs of weed control at Prospect Lake, or to take any other action relative thereto.

(Finance Committee recommends approval, 4-Yes, 1-Abstain, 1-absent.)

ARTICLE 15 To see if the town will vote to raise and appropriate and/or transfer from available funds the sum of \$4,000.00, or any other amount, to update a portion of the town's MACRS historic listings, or to take any other action relative thereto.

(Finance Committee recommends approval, 4-Yes, 2-absent.)

Article 16: To see if the Town will vote raise and appropriate and/or transfer from available funds the sum of \$1,000.00 to restore books and ledgers in the Archives room, or to take any other action relative thereto.

(Finance Committee recommends approval, 4-Yes, 2-absent.)

ARTICLE 17: To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of \$15,000.00, or any other amount, to the special GASB 45 stabilization fund (for future retiree benefits other than pension), or to take any other action relative thereto.

(Finance Committee recommends approval, 5-yes, 1-absent.)

ARTICLE 18: To see if the Town will vote to transfer from Certified Free Cash the sum of \$10,000.00, or any other amount, to the Stabilization fund, or to take any other action relative thereto.

(Finance Committee will make a recommendation at the Town Meeting.)

ARTICLE 19: To see if the Town will vote to authorize the Board of Selectmen to enter into a net metering credit purchase agreement with a solar photovoltaic generating facility for not to exceed a term of twenty (20) years and to take all actions necessary to negotiate, implement, perform all legal and business due diligence and administer such agreement(s), or to take any other action relatives thereto.

(Finance Committee will make a recommendation at the Town Meeting.)

ARTICLE 20: To see if the Town will vote to accept funds being provided by the Commonwealth of Massachusetts under the provisions of Chapter 90 of the General Laws, to pay for such costs as allowed by appropriate legislation in connection with the maintenance, repair, and construction of Town ways and bridges, or to take any other action relative thereto.
(\$150,547)

(Finance Committee recommends approval, 5-yes, 1-absent.)

ARTICLE 21: To see if the Town will vote to approve M.G.L. Chapter 59, Section 5, Clause 54 exempting from taxation personal property accounts in which the total valuation as determined by the Board of Assessors falls below \$3,000, or take any other action relative thereto.

(Finance Committee recommends approval, 5-yes, 1-absent.)

ARTICLE 22: To see if the Town will vote to authorize the use of revolving funds for the following programs and purposes:

- a. French Park (\$2,000.00)
- b. Home Composting Bins (\$500.00)
- c. Zoning Board of Appeals (\$1,000.00)
- d. Dog Fund (\$1,000.00)
- e. Inspector Wages (\$15,000.00) (exceptions: Building Inspector and Health Inspector)
- f. Compostable materials (\$500.00)
- g. Recycling Proceeds (\$5,000.00)
- h. Planning Board (\$2,500.00)

which revolving funds together shall not exceed the sum of \$27,500.00, which shall be under the control of the Town Treasurer, which shall be accounted for separately and to which shall be credited only the departmental receipts received in connection with the programs supported by

each revolving fund; further to authorize the Town Treasurer to expend from such funds in accordance with the provisions of M.G.L. Chapter 44, Section 53E1/2 as amended by Section 72 and 73 of the Acts of 1994 of the Massachusetts General Laws, provided however that said expenditures for all revolving funds shall not exceed the receipts for such funds, or to take any other action relative thereto.

(Finance Committee recommends approval, 5-yes, 1-absent.)

ARTICLE 23: To see if the town will vote to amend the general by-laws of the town by adding a new section to establish and authorize revolving funds for use by certain town departments, boards, committees, agencies or officers under Massachusetts General Laws Chapter 44, § 53E½, or take any other action relative thereto. **(Majority vote.)**

General Bylaw 24

DEPARTMENTAL REVOLVING FUNDS

1. Purpose. This by-law establishes and authorizes revolving funds for use by town, departments, boards, committees, agencies and officers in connection with the operation of programs or activities that generate fees, charges or other receipts to support all or some of the expenses of those programs or activities. These revolving funds are established under and governed by General Laws Chapter 44, § 53E½.
2. Expenditure Limitations. A department or agency head, board, committee or officer may incur liabilities against and spend monies from a revolving fund established and authorized by this by-law without appropriation subject to the following limitations:
 - A. Fringe benefits of full-time employees whose salaries or wages are paid from the fund shall also be paid from the fund.
 - B. No liability shall be incurred in excess of the available balance of the fund.
 - C. The total amount spent during a fiscal year shall not exceed the amount authorized by Annual Town Meeting on or before July 1 of that fiscal year, or any increased amount of that authorization that is later approved during that fiscal year by the Selectboard and Finance Committee.
3. Interest. Interest earned on monies credited to a revolving fund established by this by-law shall be credited to the general fund.
4. Procedures and Reports. Except as provided in General Laws Chapter 44, § 53E½ and this by-law, the laws, charter provisions, by-laws, rules, regulations, policies or procedures that govern the receipt and custody of town monies and the expenditure and payment of town funds shall apply to the use of a revolving fund established and authorized by this by-law. The Town Accountant shall include a statement on the collections credited to the fund, the encumbrances and expenditures charged to each fund and the balance available for expenditure in the regular report the Town Accountant provides the department, board, committee, agency or officer on appropriations made for its use.

5. Authorized Revolving Funds. The Table establishes:

- A. Each revolving fund authorized for use by a town department, board, committee, agency or officer,
- B. The department or agency head, board, committee or officer authorized to spend from each fund,
- C. The fees, charges and other monies charged and received by the department, board, committee, agency or officer in connection with the program or activity for which the fund is established that shall be credited to each fund by the Town Accountant,
- D. The expenses of the program or activity for which each fund may be used,
- E. Any restrictions or conditions on expenditures from each fund;
- F. The fiscal years each fund shall operate under this by-law.

A Revolving Fund	B Department, Board, Committee, Agency or Officer Authorized to Spend from Fund	C Fees, Charges or Other Receipts Credited to Fund	D Program or Activity Expenses Payable from Fund	E Restrictions or Conditions on Expenses Payable from Fund	F Fiscal Years
French Park	Board of Selectmen and Buildings & Grounds	Donations received for use of the park	Expenses to operate the park	No wages	Fiscal Year 2019 and subsequent
Home Compost Bins	Board of Selectmen and Sustainability Coordinator	Proceeds from sale of bins	Purchase of new bins to replenish supply		Fiscal Year 2019 and subsequent
Zoning Board of Appeals	Zoning Board of Appeals	Special permit application fees	Expenses associated with special permit applications/ hearings (advertising, mailings)	No wages	Fiscal Year 2019 and subsequent
Dog License & donations fund	Town Clerk	Fees charged for licensing of dogs & donations for use of Dog Park	Purchase of dog licenses, expenses related to issuing dog licenses, fees to Town Clerk, expenses at dog park (i.e poop removal, fence repairs, etc.)	No wages	Fiscal Year 2019 and subsequent

A Revolving Fund	B Department, Board, Committee, Agency or Officer Authorized to Spend from Fund	C Fees, Charges or Other Receipts Credited to Fund	D Program or Activity Expenses Payable from Fund	E Restrictions or Conditions on Expenses Payable from Fund	F Fiscal Years
Inspector Wages	Wiring, Plumbing & Gas Inspectors	Fees charged and received by the inspectors for electrical, gas and plumbing inspections	Salaries or wages of inspectors performing electrical, gas and plumbing inspections and other serviced related to those inspections	Does not include Building or Health Inspectors or their expenses	Fiscal Year 2019 and subsequent
Compostable Materials	Green Committee and Sustainability Coordinator	Charges for selling compostable materials	Purchase of new compostable materials: plates, cups, plastic wear, table covers, etc.	No wages	Fiscal Year 2019 and subsequent
Recycling Proceeds	Board of Selectmen and Sustainability Coordinator	Proceeds from sale of containers, papers, metals	Expenses related to trash and recycling programs. Purchase of equipment related to trash and recycling programs.		Fiscal Year 2019 and subsequent
Planning Board	Planning Board	Special permit application fees	Expenses associated with special permit applications/ hearings (advertising, mailings)		Fiscal Year 2019 and subsequent
French Park Dog Park	Board of Selectmen and Trustees of French Park	Donations from users of the dog park	Expenses related to the dog park: repairs, poop removal, containers	No wages	Fiscal Year 2019 and subsequent

(Finance Committee recommends approval, 5-yes, 1-absent.)

ARTICLE 24: To see if the Town will vote to accept MGL Chapter 40 Section 22F to authorize "any municipal board or officer empowered to issue a license, permit, certificate, or to render a service or perform work for a person or class of persons, may, from time to time, fix reasonable fees for all such licenses, permits, or certificates issued pursuant to statutes or regulations wherein the entire proceeds of the fee remain with the Town of Egremont, and may fix reasonable charges to be paid for any services

rendered or work performed by the Town or any department thereof, for any person or class of persons; provided, however, that in the case of a board or officer appointed by an elected board, the fixing of such fee shall be subject to the review and approval of such elected board", and to direct that such fees, and charges be paid into the town treasury, or take any other action relative thereto.

(Finance Committee recommends approval.)

ARTICLE 25: To see if the Town will vote to amend the Town's Zoning Bylaw, Table of Contents to add Section 4.3.7, "Temporary Moratorium on Marijuana Retail Sale", or to take any other action relative thereto.

(2/3 vote)

4.3.7. TEMPORARY MORATORIUM ON MARIJUANA RETAIL SALE

4.3.7.1 Purpose

On November 8, 2016, the voters of the Commonwealth approved a Marijuana Legalization Initiative (Question 4) law regarding recreational use of marijuana. The resultant law (new M.G.L. c. 94G, Regulation of the Use and Distribution of Marijuana Not Medically Prescribed), which allows certain personal use and possession of marijuana, took effect on December 15, 2016 and requires a Cannabis Control Commission (CCC) to issue regulations regarding the licensing of commercial activities by March 15, 2018 for eventual retail sale and licensing beginning January 2018. The legislature has revised the date for dissemination of regulations and licensing to July 2018.

Currently non-medical Marijuana is not addressed in the Zoning Bylaw. Regulations to be promulgated by the Cannabis Control Commission will provide guidance on local regulation of recreational marijuana licensing, sales, taxing, etc. The regulation of recreational marijuana raises legal, planning, and public safety issues, and the Town needs time to study and consider forthcoming Massachusetts regulations, to assess their impact on local zoning, and to propose potential amendments to the Zoning Bylaw. The Town intends to adopt a temporary moratorium on the use of land and structures in the Town for retail sale of recreational marijuana so as to allow sufficient time to address the effects of such structures and uses in the Town and to enact bylaws that are consistent with state regulations.

4.3.7.2 Temporary Moratorium

For the reasons set forth above and notwithstanding any

other provision of the Zoning Bylaw to the contrary, the Town hereby adopts a temporary moratorium on the use of land or structures for marijuana retail sale, including dispensing, processing, cultivating and other related activities to sale, storage and distribution of marijuana. The moratorium shall be in effect through January 2019, or six months after the effective date of the Cannabis Control Commission regulations, whichever is later. During the moratorium period, the Town shall undertake a planning process to address the potential impacts of recreational marijuana in the Town, consider the Cannabis Control Commission regulations regarding Recreational Marijuana Establishments, and shall consider adopting new Zoning Bylaws in response to these new issues.

(Finance Committee makes no recommendation.)

And you are requested to warn said meeting by posting copies of this Warrant in four or more public places in said Town, fourteen days at least, before the time of holding same.

Hereof, fail not, and make due return of this Warrant, with your doings thereon at or before the time of holding said meeting.

Given under our hands this 10th day of April, Two Thousand and seventeen.

Selectmen:

Charles B. Flynn,
Chairman

A TRUE COPY ATTEST:

Bruce C. Turner,
Vice-Chairman

James Olmsted,
Constable, Town of Egremont

Mary A. Brazie

DATE: _____

ANNUAL TOWN MEETING WARRANT
Town of Egremont
May 2, 2017

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