

TOWN OF BLACKSTONE

“Amended”

WARRANT FOR ANNUAL TOWN MEETING

MAY 27, 2014

Worcester, SS:

To either of the Constables of the Town of Blackstone in the County of Worcester.

Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify the inhabitants of Precinct #1, Precinct #2 and Precinct #3 in the Town of Blackstone, qualified to vote in Town Affairs to meet in the Blackstone-Millville Regional Molony-Sullivan School Auditorium in said Town of Blackstone on Tuesday, May 27, 2014 at 7:30 p.m. then and there to act upon the articles of the Warrant.

ARTICLE 1. To see if the Town will vote to authorize the Collector to use all means of collecting taxes that a Treasurer may use when appointed Collector, or take any other action in relation thereto.

(Submitted by the Board of Selectmen)

ARTICLE 2. To see if the Town will vote to authorize the Board of Selectmen to dispose of various obsolete and/or inoperative equipment, scrap materials, etc., or to auction or sell any excess equipment that may be on hand in any Town Department, or take any other action in relation thereto.

(Submitted by the Board of Selectmen)

ARTICLE 3. To see if the Town will vote to raise and appropriate such sums of money as may be deemed necessary to fix the salaries of all elected and appointed Town officers and to defray Town expenses for all departments including the Reserve Fund for the fiscal year beginning July 1, 2014, and ending June 30, 2015 and to determine how such sums of money should be raised, whether from the current tax levy, by transfer from available funds, by borrowing or otherwise, or take any other action in relation thereto.

(Submitted by the Board of Selectmen)

ARTICLE 4. To see if the Town will vote to authorize the members of Boards and Committees of the Town of Blackstone to be compensated for their services and to set the amount of said compensation; said compensation set by town meeting to be paid in four (4) equal installments provided, however, that no such installment shall be paid a) to a member who has not attended at least 60% of the meetings of the respective Boards and Committees (excluding, however, any meetings not attended by such member due to the provisions of Massachusetts General Laws Chapter 268A) in the twelve (12) month period prior to March, June, September and December, as the case may be, if such member has been a member for twelve (12) or more months prior to

each of said dates; or b) to a member who has not attended at least 60% of the meetings of the various Boards and Committees (excluding, however, any meetings not attended by such member due to the provisions of Massachusetts General Laws Chapter 268A) in the period prior

to each of said dates if such member has not been a member for twelve (12) or more months prior to each of said dates, or take any other action in relation thereto.

(Submitted by the Board of Selectmen)

ARTICLE 5. To see if the Town will vote to authorize the members of the Blackstone-Millville Regional District School Committee to be compensated for their services as such members and to set the amount of said compensation at \$1500.00 per member and \$1,800.00 for the Chairman, such compensation to be paid in three (3) equal installments in the months of July, November and March provided, however, that no such installment shall be paid a) to a member who has not attended at least 60% of the meetings of the District School Committee (excluding, however, any meetings not attended by such member due to the provisions of Massachusetts General Laws Chapter 268A) in the twelve (12) month period prior to July 1, November 1 or March 1, as the case may be, if such member has been a member for twelve (12) or more months prior to each of said dates; or b) to a member who has not attended at least 60% of the meetings of the District School Committee (excluding, however, any meetings not attended by such member due to the provisions of Massachusetts General Laws Chapter 268A) in the period prior to each of said dates; or take any other action in relation thereto.

(Submitted by the Superintendent of Schools)

ARTICLE 6. To see if the Town will vote to approve in accordance with the provisions of Massachusetts General Laws, Chapter 71, Section 16G 1/2, the District establish a Stabilization Fund effective July 1, 2014, or take any action relative thereto.

(Submitted by the Superintendent of Schools)

ARTICLE 7. To see if the Town of Blackstone will vote to appropriate the total \$2.9 million debt authorized by the Blackstone Valley Vocational Regional District School Committee on April 17, 2014 for costs of adding to, equipping, reconstructing and making extraordinary repairs to the regional school, including all costs incidental and related thereto, with the Town's apportioned share of debt payments computed in accordance with the Regional Agreement and commencing in fiscal year 2016, or take any action relative thereto.

(Submitted by Blackstone Valley Vocational Regional School District)

ARTICLE 8. To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to overlay town streets and roads to be determined by the Board of Selectmen, or for the construction, reconstruction and improvements of public ways and street drainage systems and to determine how such sums may be raised, whether by advancement from Town Treasury, or by borrowing in anticipation of reimbursement by the Commonwealth, or otherwise, by the Treasurer, with approval of the Board of Selectmen, or take any other action in relation thereto.

(Submitted by the Board of Selectmen)

ARTICLE 9. To see if the Town will vote to authorize the Board of Selectmen to enter into contracts for the construction, reconstruction and improvements of public ways, street drainage systems and sidewalks throughout the Town, or take any other action in relation thereto.

(Submitted by the Board of Selectmen)

ARTICLE 10. To see if the Town will vote to authorize the Board of Selectmen to acquire by gift, purchase or eminent domain an easement or easements for the purpose of construction, installation, maintenance and repair of municipal drainage, sewer water systems, and roadways, and to raise and appropriate or transfer from any available funds a sum of money to fund such acquisitions, or take any other action in relation thereto.

(Submitted by the Board of Selectmen)

ARTICLE 11. To see if the Town will vote to establish a revolving fund pursuant to the provisions of G.L. c. 44, §53E1/2 for the purpose of maintaining Library copiers, printers and facsimile machines and purchasing supplies related thereto; the receipts from use of the Library copiers, printers and facsimile machines shall be deposited into said fund and expended under the direction of the Library Trustees up to the maximum amount of \$1,500 during Fiscal Year 2015, or take any other action in relation thereto.

(Submitted by the Library Trustees)

ARTICLE 12. To see if the Town will vote to authorize the Collector/Treasurer to increase Motor Vehicle Excise, Real Estate and Personal Property Demand fee to \$25, or take any other action in relation thereto.

(Submitted by the Collector/Treasurer)

ARTICLE 13. To see if the Town will vote to adopt the provisions of General Laws Chapter 40U providing an alternative collection procedure for the collection of municipal fines imposed for violations of rules, regulations, orders or bylaws regulating housing, sanitary or snow and ice removal requirements, or take any other action in relation thereto.

(Submitted by Board of Health)

ARTICLE 14. To see if the Town will vote to adopt procedures for the payment of municipal fines imposed for violations per GL, Chapter 40U, Section 3, schedule of fines to be established by bylaw per Section 11, or take any other action in relation thereto.

(Submitted by Board of Health)

ARTICLE 15. To see if the Town will vote to transfer from available funds the sum of \$10,673.56 to the Blackstone Valley Regional Recycling Center Reserve Account as reimbursement to the Blackstone Valley Regional Recycling Center Reserve Account for the overpayment of employee benefits in FY12, or take any other action in relation thereto.

(Submitted by Blackstone Valley Regional Recycling Center)

ARTICLE 16. To see if the Town will vote pursuant to Massachusetts General Laws Chapter 6, Section 172B ½, to adopt the following by-law enabling the Police Department to conduct State and Federal Fingerprint Based Criminal History checks for individuals applying for or in possession of certain licenses including, but not limited to, those engaged in the business of Hawking and Peddling or other Door-to Door Salespeople, Pawn Dealers, and Hackney Drivers, and to adopt appropriate policies and procedures to effectuate the purposes of this by-law, or take any other action in relation thereto.

Chapter 93
Fingerprint-Based Criminal Record Background Checks

§ 93-1 Purpose and Authorization.

In order to protect the health, safety, and welfare of the inhabitants of the Town of Blackstone, and as authorized by Chapter 6, section 172B ½ of the Massachusetts General Laws as enacted by Chapter 256 of the Acts of 2010, this by-law shall require: a) applicants for certain Town licenses permitting the engagement in specific occupational activities within the Town as enumerated in Section 93-2 below to submit to fingerprinting by the Blackstone Police Department, b) the Police Department to conduct criminal record background checks based on such fingerprints, and c) the Town to consider the results of such background checks in determining whether or not to grant a license. The Town authorizes the Massachusetts State Police, the Massachusetts Department of Criminal Justice Information Systems (DCJIS), and the Federal Bureau of Investigation (FBI), as may be applicable, to conduct on the behalf of the Town and its Police Department fingerprint-based state and national criminal record background checks, including of FBI records, consistent with this by-law. The Town authorizes the Police Department to receive and utilize FBI records in connection with such background checks, consistent with this Bylaw.

§ 93-2 Applicant's Submission to Fingerprinting by the Police Department.

Any applicant for a license to engage in any of the following occupational activities within the Town shall submit a full set of fingerprints taken by the Blackstone Police Department within ten (10) days of the date of the application for a license for the purpose of conducting a state and national criminal record background check to determine the suitability of the applicant for the license: Manager of Alcoholic Beverage License, Hawker and Peddler, Owner or Operator of Public Conveyance, Dealer of Second-Hand Articles, Ice Cream Truck Vendor. At the time of fingerprinting, the Police Department shall notify the individual fingerprinted that the fingerprints will be used to check the individual's FBI criminal history records.

§ 93-3 Police Department Processing of Fingerprint-Based Criminal Record Background Checks and Communication of Results.

The Police Department shall transmit fingerprints it has obtained pursuant to Section 93-2 of this by-law to the Identification Section of the Massachusetts State Police, DCJIS, and/or the FBI as may be necessary for the purpose of conducting fingerprint-based state and national criminal records background checks of license applicants specified in Section 93-2. The Police Department shall provide the applicant with a copy of the results of his or her fingerprint-based criminal record background check and supply the applicant the opportunity to complete or challenge the accuracy of the information contained in it, including in the FBI identification record. The Police Department shall also supply applicants with information regarding the

procedures for obtaining a change, correction, or updating of a criminal record, including a copy of 28 C.F.R. Part 16.34 pertaining to FBI identification records. The Police Department shall not utilize the fingerprint-based criminal record background check pursuant to the paragraph below until it has taken the steps detailed in this paragraph and otherwise complied with the Town's policy applicable to Town licensing-related criminal record background checks. The Police Department shall communicate the results of fingerprint-based criminal record background checks to the applicable licensing authority within the Town. The Police Department shall indicate whether the applicant has been convicted of, or is awaiting final adjudication for, a crime that bears upon his or her suitability as a licensee, or any felony or misdemeanor that involved force or threat of force, controlled substances or a sex-related offense.

§ 93-4 Reliance on Results of Fingerprint-Based Criminal Record Background Checks.

Licensing authorities of the Town shall utilize the results of fingerprint-based criminal record background checks for the sole purpose of determining the suitability of the subjects of the checks in connection with the license applications specified in Section 93-2. A Town licensing authority may deny an application for a license on the basis of the results of a fingerprint-based criminal record background check if it determines that the results of the check render the subject unsuitable for the proposed occupational activity. The licensing authority shall consider all applicable laws, regulations and Town policies bearing on an applicant's suitability in making this determination. The licensing authority shall not deny a license based on information in a criminal record unless the applicant has been afforded a reasonable time to correct or complete the record or has declined to do so.

§ 93-5 Compliance with Law, Regulation, and Town Policy.

Implementation of this by-law and the conducting of fingerprint-based criminal record background checks by the Town shall be in accordance with all applicable laws, regulations, and Town policies, including, but not limited to, the Police Department's policies and regulations applicable to licensing-related criminal record background checks, which shall include record retention and confidentiality requirements. The Town shall not disseminate the results of fingerprint-based criminal background checks except as may be provided by law, regulation, and Town policy. The Town shall not disseminate criminal record information received from the FBI to unauthorized persons or entities.

§ 93-6 Fees.

The fee charged by the Police Department for the purpose of conducting fingerprint-based criminal record background checks shall be one hundred dollars (\$100). A portion of the fee, as specified in Mass. Gen. Laws Chapter 6, Section 172B 1/2, shall be deposited into the Firearms Fingerprint Identity Verification Trust Fund, and the remainder of the fee may be retained by the Town for costs associated with the administration of the fingerprinting system.

(Submitted by the Police Department)

ARTICLE 17. To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$17,550 to replace five computers in five Police line cruisers, or take any other action in relation thereto.

(Submitted by the Police Department)

ARTICLE 18. To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$14,300 to install a GPS tracking system into all Police line cruisers or take any other action in relation thereto.

(Submitted by the Police Department)

ARTICLE 19. To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$338,559 to replace the existing radio system or take any other action in relation thereto.

(Submitted by the Police Department)

ARTICLE 20. To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$5,000 for Hepatitis B Booster, Hepatitis B Series, Tuberculosis and such other testing for all Town personnel including Police, Highway, Board of Health and Fire Department employees, or take any other action in relation thereto.

(Submitted by the Fire Department)

ARTICLE 21. To see if the Town will vote to accept the layout of Rolling Brook Lane off of Elm Street as a public way, as shown on the plan entitled “_____” dated _____ 2014, and prepared by _____, which layout shall have been filed in the Office of the Town Clerk not later than seven days prior to the date of the vote hereunder and to authorize the Board of Selectmen to acquire by gift, purchase or eminent domain taking any land necessary for the purpose of such way as so laid out, and, as necessary, to authorize the Board of Selectmen to assess betterments to the owners of the land abutting the way, provided, however, that the construction of said road is acceptable to the Planning Board and Director of Public Works, or take any other action relating thereto.

(Submitted by the Board of Selectmen)

ARTICLE 22. To see if the Town will vote to amend Section 123.13.1 of the Zoning Bylaw by amending Subsection F Open space as shown below with **bold type** indicating additions:

Flexible Residential Development Open Space

F Open space. Any proposed open space within the development shall **either** be conveyed to the Town **and accepted by it for park or open space use, or be conveyed** to a nonprofit organization **the principal purpose of which is the conservation of open space, or to be conveyed** to a corporation or trust owned by or to be owned by the owners of the lots **or**

residential units within the development. If such a corporation or trust is utilized, ownership thereof shall pass with conveyances of the lots or residential units. In any case where such land is not conveyed to the Town, a restriction enforceable by the Town, or, in any case where such land is conveyed to the Town, enforceable by a nonprofit organization the principal purpose of which is the conservation of open space, shall be recorded providing that such land shall be kept in an open or natural state and not be built for residential use or developed for accessory uses such as parking or roadway, as provided by MGL c. 40A, S. 9, the Zoning Act, or take any other action related thereto.

(Submitted by the Planning Board)

ARTICLE 23. To see if the Town will vote to authorize the Board of Selectmen to purchase or otherwise acquire, any fee, easement, or other interest in all or any part of land shown as lots 8 and 21 on Assessors' Map 26, now or formerly of Ronald Padula, consisting of approximately .35 and 4.00 acres respectively, said land to be placed in the care and custody of the Conservation Commission, and to transfer and appropriate a sum of money from the Open Space Fund or other available funds for the purpose of funding said acquisition, including survey work, appraisal and legal fees necessary therefore; and further, to authorize the Selectmen and/or Conservation Commission to place a conservation restriction on said land in perpetuity to be held by a non-profit organization whose mission is to preserve open space, or take any other action in relation thereto.

(Submitted by the Board of Selectmen)

ARTICLE 24. To see if the Town will vote to amend the provisions of the Blackstone Code, Chapter 114, (VEHICLES, OFF-ROAD) by deleting the existing Sections 114-1 and 114-2 and substituting therefore the following revised sections:

Section 114-1 Written permission required for use in certain areas. No person shall use or operate for recreation use a motorized off-road vehicle, including but not limited to minibikes, trail bikes, all-terrain vehicles (ATV's) or snowmobiles, or a similar motorized vehicle which is eligible for registration under Chapter 90B of the General Laws of the Commonwealth, on **(1)** any Town-owned property, except public roads and streets, or **(2)** private property, without prior written consent of the Town authority or landowner having the responsibility for the management of such property. Any such consent shall be temporary in nature, shall specify the period of time during which it is in force and shall be subject to the prohibitions, restrictions and requirements of all general laws, including, without limitation, Massachusetts General Laws, Chapter 90B.

Furthermore, unless a permit for such recreational use is obtained from the Blackstone Police Department, no such consent shall be granted for any parcel(s) of land with an area less than 1 acre, nor for any land within 200 feet of any residence other than the residence of the owner of the parcel(s) on which the consent is granted. Operation of such recreational vehicles shall be limited to the hours of 9:00 AM to 7:00 PM, and to a maximum of 2 hours during this time period on any day.

Section 114-2 Enforcement. The provisions of this article may be enforced by the Blackstone Police Department. Violators, including operating a motorized off-road vehicle or granting

permission for such use that is not in compliance with the provisions of 114-1, shall be subject to a fine. Said fine shall be \$50 per offense and shall be enforced by the appropriate enforcing person and be enforced in the method provided in Section 21D of Chapter 40 of the Massachusetts General Laws, Noncriminal Disposition of Certain Violations. Violations of Chapter 90B shall be punishable as indicated in said Chapter 90B.

(Submitted by the Police Department)

ARTICLE 25. To see if the Town will vote to amend the Zoning Bylaws of the Town of Blackstone by adding a Section 123-23.6 regarding Medical Marijuana Facilities, adding a definition of Medical Marijuana Facilities to Section 123-24 and adding Medical Marijuana Facilities to Section 123-11 Use Schedule. The new Section 123-23.6 is as follows:

123-23.6. Medical Marijuana Facilities

A. Purpose. This section regulates Medical Marijuana Facilities for the following purposes:

(1) To provide for the establishment of Medical Marijuana Facilities in appropriate places and under strict conditions in accordance with the passage of Initiative Petition 11-11 (as codified by Chapter 369 of the Acts of 2012, An Act For The Humanitarian Medical Use of Marijuana).

(2) To minimize the adverse impacts of Medical Marijuana Facilities on adjacent properties, residential neighborhoods, schools and other places where children congregate, local historic districts, and other land uses potentially incompatible with said Facilities.

(3) To regulate the siting, design, placement, security, safety, monitoring, modification, and removal of Medical Marijuana Facilities.

B. Applicability

(1) The commercial cultivation], production, processing, assembly, packaging, retail or wholesale sale trade, distribution or dispensing of Marijuana for Medical Use is prohibited unless permitted as a Medical Marijuana Facility under this Section 123-23.6..

(2) No Medical Marijuana Facility shall be established except in compliance with the provisions of this Section 123-23.6.

(3) Nothing in this Bylaw shall be construed to supersede federal and state laws and regulations governing the sale and distribution of narcotic drugs.

(4) If any provision of this Section or the application of any such provision to any person or circumstance shall be invalid, the remainder of this Section, to the extent it can be given effect, or the application of those provisions to persons or circumstances other than those to which it is held invalid, shall not be affected thereby, and to this end the provision of this Section are severable.

C. Eligible Locations for Medical Marijuana Facilities.

Medical Marijuana Facilities may be allowed in the Industrial Zoning District by Special Permit issued by the Blackstone Planning Board provided that the facility meets the requirements of this Section 123-23.6.

D. General Requirements and Conditions for all Medical Marijuana Facilities.

- (1) All non-exempt Medical Marijuana Facilities shall be contained within a building or structure.
- (2) No Medical Marijuana Facility shall have a gross floor area of less than 2,500 square feet or in excess of 10,000 square feet.
- (3) A Medical Marijuana Facility shall not be located in a building that contains any medical doctor office or the offices of any other professional practitioner authorized to prescribe the use of medical marijuana.
- (4) The hours of operation of Medical Marijuana Facilities shall be set by the Special Permit Granting Authority, but in no event shall said Facilities be open and/or operating between the hours of 8:00 PM and 8:00 AM.
- (5) No Medical Marijuana Facility shall be located within 500 feet of a residential zoning district.
- (6) No smoking, burning or consumption of any product containing marijuana or marijuana-related products shall be permitted on the premises of a Medical Marijuana Facility.
- (7) No Medical Marijuana Facility shall be located inside a building containing residential units, including transient housing such as motels and dormitories, or inside a movable or mobile structure such as a van or truck.
- (8) Signage for the Medical Marijuana Facility shall include the following language: "Registration card issued by the MA Department of Public Health Required." The required text shall be a minimum of two inches in height.
- (9) A Medical Marijuana Facility shall provide the Blackstone Police Department, Building Inspector and the Special Permit Granting Authority with the names, phone numbers and email addresses of all management staff and key holders for the purposes of notification and contact if there are operating problems associated with the establishment.

E. Special Permit Requirements

- (1) A Medical Marijuana Facility shall only be allowed by special permit from the Blackstone Planning Board in accordance with G.L. c. 40A, §9, subject to the following statements, regulations, requirements, conditions and limitations.
- (2) A special permit for a Medical Marijuana Facility shall be limited to one or more of the following uses that shall be prescribed by the Special Permit Granting Authority:

a) cultivation of Marijuana for Medical Use (horticulture), provided that uses qualifying for exemption from regulation under Chapter 40A Section 3 shall not require a special permit;

b) processing and packaging of Marijuana for Medical Use, including Marijuana that is in the form of smoking materials, food products, oils, aerosols, ointments, and other products;

c) retail sale or distribution of Marijuana for Medical Use to Qualifying Patients:

(3) In addition to the application requirements set forth in Sections D and E of this Bylaw, a special permit application for a Medical Marijuana Facility shall include the following:

a) the name and address of each owner of the facility;

b) copies of all required license, permits and approvals from the Facility issued to the applicant by the Commonwealth of Massachusetts and any of its agencies;

c) evidence of the Applicant's right to use and control the site of the Facility, such as a deed, or lease;

d) if the Applicant is a business organization, a statement under oath disclosing all of its owners, shareholders, partners, members, managers, directors, officers, or other similarly-situated individuals and entities and their addresses. If any of the above are entities rather than persons, the Applicant must disclose the identity of the owners of such entities until the disclosure statement contains the names of individuals;

e) a certified list all parties in interest entitled to notice of the hearing for the special permit application, taken from the most recent tax list of the town and certified by the Town Assessor;

f) Proposed security measures for the Medical Marijuana Facility, including lighting, fencing, gates and alarms, etc., to ensure the safety of persons and to protect the premises from theft.

(4) Mandatory Findings. The Special Permit Authority shall not issue a special permit for a Medical Marijuana Facility unless it finds that:

a) the Facility is designated to minimize any adverse visual or economic impacts on abutters and other parties in interest, as defined in G.L. c. 40A, § 11;

b) the Facility demonstrates that it will meet all the permitting requirements of all applicable agencies within the Commonwealth of Massachusetts and will be in compliance with all applicable state laws and regulations; and

c) the Applicant has satisfied all of the conditions and requirements of Sections D and E herein:

(5) Annual Reporting. Each Medical Marijuana Facility permitted under this Bylaw shall as a condition of its special permit file an annual report with and appear before the Special Permit Granting Authority and the Town Clerk no later than January 31st, providing a copy of all current applicable state licenses for the Facility and/or its owners and demonstrate continued compliance with the conditions of the Special Permit.

(6) A special permit granted under this Section shall be limited to the term of the Applicant's ownership of the premises as a Medical Marijuana Facility. A special permit may be transferred only upon the approval of the Special Permit Granting Authority in the form of an amendment to the special permit subject to all information required in this Section 123-23.6.2.

(7) The Applicant must post a bond at the time of construction in an amount and form deemed sufficient by the Planning Board to cover costs for the removal of the Medical Marijuana Facility in the event the Town must remove the facility. The amount of the bond shall be based upon the anticipated costs required to completely remove and dispose of all the items noted in Section 123-23.6.2.7.2 and to properly clean the premises at prevailing wage rates. The amount of the bond shall be determined based upon three (3) written bids/proposals addressing the scope of removal/cleaning work required herein provided by the Applicant to the Planning Board. An incentive factor of 1.5 shall be applied to all bonds to assure compliance and the availability of adequate funds for the Town to remove all Facility components and material at prevailing wage rates.

F. Abandonment or Discontinuance of Use

(1) A Special Permit shall lapse if not exercised within one year of issuance.

(2) A Medical Marijuana Facility shall be required to remove all material, plants equipment and other paraphernalia:

- a) prior to surrendering its state issued licenses or permits; or
- b) within six months of ceasing operations; whichever comes first

And further, add the following to Section 123-24 Definitions:

123-23.6.2.3 Definitions

MEDICAL MARIJUANA FACILITY

A not-for-profit entity (also known as a "Medical marijuana treatment center") registered under 105 CMR 725.100, to be known as a registered marijuana dispensary (RMD), that acquires, cultivates, possesses, processes (including development of related products such as edible marijuana-infused products (MIPs), tinctures, aerosols, oils, or ointments), transfers, transports, sells, distributes, dispenses, or administers marijuana, products containing marijuana, related supplies, or educational materials to registered qualifying patients or their personal caregivers. Unless otherwise specified, RMD refers to the site(s) of dispensing, cultivation, and preparation of marijuana.

And add the following to Section 123-11 Use Schedule under **INSTITUTIONAL USES**:

	R-1,			
	R-2	R-3	C	I
Medical Marijuana Facility	No	No	No	PB

Or take any other action relative thereto.

(Submitted by the Planning Board)

ARTICLE 26. To see if the Town will vote to accept the provisions of M.G.L. Chapter 32B, Section 20 relative to establishment of an Other Post-Employment Benefits (“OPEB”) Liability Trust Fund, to designate the State Health Care Security Trust as custodian of said Fund, and to raise, transfer and appropriate a sum of money for said Fund, or take other action in relation thereto.

(Submitted by the Board of Selectmen)

ARTICLE 27. To see if the Town will vote to raise, transfer and appropriate the sum of \$80,000 for the purpose of repairing the main sewer pumping station, including all design, construction and other costs related thereto, or take any other action in relation thereto.

(Submitted by the Board of Selectmen)

ARTICLE 28. To see if the Town will vote to raise, transfer and appropriate the sum of \$50,000 to purchase a 4 x 4 water truck with plow and electric lift gate, or take any other action in relation thereto.

(Submitted by the Board of Selectmen)

ARTICLE 29. To see if the Town will vote to raise, transfer and appropriate the sum of \$38,000 to purchase a 2014 – F150 4-wheel drive pick-up truck, or take any other action in relation thereto.

(Submitted by the Board of Selectmen)

ARTICLE 30. To see if the Town will vote to extend its prior authorization pursuant to Clause 56 of G.L. c. 59, Section 5, authorizing the Board of Assessors to exempt up to 100% of real & personal property taxes assessed to Massachusetts National Guardsmen and Reservists for any fiscal year in which they are deployed on active duty overseas, or take and other action in relation thereto.

(Submitted by the Board of Selectmen)

ARTICLE 31. To see if the Town will vote to accept the following Economic Development Committee (EDC) By-Law, or take and other action in relation thereto.

Chapter 34
Economic Development Committee

§ 34-1. Establishment.

There is hereby established in the Town of Blackstone the Blackstone Economic Development Committee, which shall serve as an advisory committee to the Board of Selectmen and other Town Boards, committees and agencies with respect to matters relating to economic and business development within the Town.

§ 34-2. Purpose.

A. Mission

The mission of the Economic Development Committee is to promote and develop business and industry for the purpose of strengthening the local economy, generating jobs, and advancing economic growth to ensure the fiscal stability of the Town of Blackstone.

B. Role of the Economic Development Committee

The role of the Economic Development Committee, hereafter referred to as the EDC, is to act as an advisor to the Board of Selectmen and other Town agencies with respect to the preparation and implementation of economic development plans and initiatives for the Town. The EDC may make recommendations to Town boards and committees, including, but not limited to the Board of Selectmen, Planning Board and Finance Committee regarding the economic and business development needs of the Town, and may offer suggestions as to how such needs may be most effectively addressed. The EDC may, at the request of the Selectmen or Town Administrator, participate in the recruitment and retention of companies or industries within the business community to advance and secure sound economic growth in Blackstone. The EDC may also become involved in such other tasks as may be requested by other Town boards and committees. Additional subcommittees or task forces may be created within the EDC, as needed to fulfill this role.

§ 34-3. Appointment and Terms.

The EDC shall consist of no fewer than four (4) and no more than eight (8) members, including ex officio members, each of them whom shall be appointed by the Board of Selectmen, to serve staggered terms of three (3) years. Certain initial appointments to the EDC may be for lesser terms in order to implement this “staggered term” provision. Members may serve an unlimited number of terms. If a vacancy on the EDC occurs by reason of death, resignation, or any other cause, the vacant seat shall be filled, upon recommendation of the EDC Chairman, by the Board of Selectmen for the duration of the unexpired term.

§ 34-4. Officers and Duties.

A. The officers of the EDC shall consist of a Chairperson and a Vice-Chairperson.

(1) Chairperson

The Chairperson shall be elected by a majority vote of the membership of the EDC from among its voting members. The term of the Chairperson shall be for one year and until a successor is elected, beginning with the first regular July meeting of each calendar year. The Chairperson shall be eligible for reelection. The Chairperson (unless absent or excused), shall chair each meeting of the EDC and shall be a full voting member. The Chairperson shall decide upon all points of order and procedure at EDC meetings. The Chairperson shall represent the EDC when called upon or directed by the EDC to do so.

(2) Vice-Chairperson

A Vice-Chairperson shall be elected from among the members in the same manner and for the same term as the Chairperson. The Vice-Chairperson shall serve as Acting Chairperson in the absence of the Chairperson and in such capacity, shall have the same powers and duties as the Chairperson.

§ 34-5. Ex Officio Members.

A representative of the Blackstone Board of Selectmen, shall be designated by the Board to serve as an ex officio member of the EDC. This ex-Officio member will not be counted for quorum purposes and will not have the right to vote. The ex-Officio member is encouraged to participate in discussion at meetings and to assist with other aspects of the EDC's agenda, including coordinating initiatives among other Town boards, committees and departments.

§ 34-6. Meetings.

A. Open Meetings Law

The EDC shall be considered a "public body" and is subject to all provisions and regulations applicable to public bodies contained in the Massachusetts Open Meeting Law (G.L. c. 30A, §§19-25, as may be amended). The EDC may, at times, need to discuss specific economic development projects and, therefore, may meet in executive session, as permitted under an applicable exception to the Open Meeting Law. The Chairperson, in consultation with the Town Counsel, shall recommend when the EDC meets in executive session and shall be responsible for adherence to all laws regarding such meeting sessions.

B. Regular Meetings.

Regular meetings of the EDC shall be held monthly, commencing in July 2014. Notice of a meeting, with information on agenda items shall be posted and supplied to all members at least forty-eight (48) hours, excluding Saturdays, Sundays and holidays, before each meeting.

C. Special Meetings.

Special meetings of the EDC may be called at any time by the Chairperson or Acting Chairperson in the Chair's absence. Notice of the time and place of a called meeting shall be given to all members and the media at least forty-eight hours, excluding Saturdays, Sundays and holidays, prior to the meeting by the Chairperson. The Chairperson will attempt to contact each member of the EDC as soon as possible after a special meeting is set.

D. Quorum.

A quorum of the EDC shall be required to open any meeting and to conduct business. A quorum shall be a minimum of three (3) voting members. Members may participate in a meeting remotely with voting privileges and be counted present for quorum purposes in accordance with applicable provisions of the Open Meeting Law and regulations/policies promulgated thereunder.

E. Participation.

Members of the EDC are strongly encouraged to participate and attend EDC meetings. Any member, who shall fail to attend at least 75% of the regular and special meetings of the EDC during any one- year period, shall be subject to removal. The Chairperson shall notify the Board of Selectmen of any member who shall so fail to attend. Upon vote of the Board of Selectmen, said position shall be deemed vacant. The vacancy shall thereupon be filled, upon recommendation of the EDC Chairperson, by the Board of Selectmen.

§ 34-7. Conduct of Meetings

A. All meetings shall be convened in a public forum. The order of business at meetings shall generally be as follows:

- (1) Open Meeting & Declare a Quorum
- (2) Approval of Minutes
- (3) Old Business
- (4) New Business
- (5) Adjournment

B. The Chairperson shall have the authority to amend the order of business at any meeting. All items of business for discussion at the meeting shall appear on the posted agenda.

§ 34-8 Member Rules of Conduct.

No member of the EDC shall seek to influence a decision, participate in any action or cast a vote involving any matter that is before the EDC which may result in a private benefit to him/herself, his/her immediate relatives or their business interests. If an EDC member determines that he/she may have a conflict of interest on a particular issue, he/she shall declare the nature of such conflict and ask to be excused from deliberating and voting on

the issue related to the conflict. If a member is excused from voting, he/she shall leave the meeting table and not participate in any further discussion on the matter.

§ 34-9 Adoption of Policies/ Regulations.

The EDC may adopt policies and/or Regulations governing its procedures by majority vote of the EDC. Said Policies/ Regulations shall at all times be consistent with all statutes, laws, Bylaws, regulations and general policies of the Commonwealth of Massachusetts and the Town of Blackstone.

(Submitted by the Board of Selectmen)

ARTICLE 32. To see if the Town will vote to transfer a sum of money to the stabilization fund, or take any other action in relation thereto.

(Submitted by the Board of Selectmen)

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

And you are directed to serve this warrant by posting up true and attested copies thereof in each of the following names and places in Blackstone seven (7) days at least before the day fixed for such meeting at the Municipal Center on St. Paul Street and at the Fire Station on Rathbun Street and the A.F. Maloney School on Lincoln Street and also by publication no less than seven (7) days before the days fixed for such meeting in that newspaper having the largest circulation in the Town.

Given under our hands this 29 day of April, 2014.

SELECTMEN OF BLACKSTONE

Russell L. Wells, Sr.
Russell L. Wells, Sr.
Chairman

Ryan Chamberland
Ryan Chamberland
Vice-Chairman

Michael A. Catalano, Jr.
Michael A. Catalano, Jr.
Clerk

Robert J. Dubois
Robert J. Dubois
Member

Margaret Bik
Margaret Bik
Member

A true copy attest:

Christy Maswo-Page
Constable of Blackstone

Worcester, SS:

Pursuant to the foregoing Warrant, I have this 6 day of ^{May}~~April~~, 2014 notified the inhabitants of Precinct #1, Precinct #2 and Precinct #3 in the Town of Blackstone by posting up true and attested copies of the within warrant at the within named places and by publication as within directed.

Christy Maswo-Page
Constable of Blackstone

A TRUE COPY OF THE WARRANT AND RETURN:

Claudette C. Dolinski
Claudette Dolinski
Town Clerk