

The Special Town Meeting was held on January 10, 2018 in the South Hadley Town Hall Auditorium, 116 Main Street, South Hadley MA. True and attested copies of the warrants were posted by Constable, David J. Labrie in five of the towns voting precincts and mailed out electronically and through US Postal Service to town meeting members on December, 20, 2017. All additional local by-law requirements were met prior to hosting this meeting in the auditorium at South Hadley Town Hall. The meeting was called to order at 6:00 pm by Town Moderator, Edward J. Ryan, Jr. and greetings were read and he stated that additional copies of Planning Board Report were available in the back of the room. Peter Gagne and Winston Lavalley were appointed tellers for the evening session. There were eighty-one members present out of one hundred and twenty qualified members. The body in recited the Pledge of Allegiance.

The following business was transacted:

Article 1– Solar Bylaw

No motion was offer.

Article 2- Smart Growth Amendment

Unanimously supported by the Planning Board.

Moderator declared that the article would need to pass by a 2/3 majority vote since it's a zoning by-law article. Moderator called for a voice vote.

VOTED: Moderator declared a UNANIMOUS AFFIRMATIVE vote by voice vote. Moderator declared that the article passed by a 2/3 majority vote. Control sheet attached.

The Town voted to amend Chapter 255 (Zoning) of the Town's Zoning Bylaws in regard to Smart Growth Zoning Districts by reorganizing the existing provisions of Section 255-23 to create a subpart that includes all of the generally applicable provisions for Smart Growth Zoning Districts and separate subparts for the provisions applicable only to particular Smart Growth Zoning District(s) as detailed in the Planning Board's Report to Town Meeting.

Article 3-Stormwater Management

Unanimously supported by the Planning Board.

VOTED: By a UNANIMOUS AFFIRMATIVE vote: control sheet attached.

The Town voted to amend Chapter 200 (Stormwater Management) of the General Bylaws in regards to application requirements by amending subpart 200-9 to delete paragraphs A and B in their entirety and replace with new text to provide that the Planning Board shall adopt Rules & Regulations governing the application requirements and that all applications must conform to the Planning Board's Rules & Regulations unless a waiver is granted by the Planning Board as detailed in the Planning Board's Report to Town Meeting.

Article 4- Marijuana Zoning Bylaw

Unanimously supported by the Planning Board.

Moderator declared that the article would need to pass by a 2/3 majority vote since it's a zoning by-law article. Moderator called for a voice vote. Moderator uncertain so he called for a standing vote. VOTED: DEFEATED by a 2/3 majority standing vote count 41 votes in favor, 33 votes against.

The Town did not vote to amend Chapter 255 (Zoning) of the Zoning Bylaws in regard to Recreational Marijuana by amending: in Section 255-19 Use Regulations Schedule by inserting new uses related to Recreational Marijuana (Craft marijuana cultivator cooperative, Marijuana cultivator, Marijuana product manufacturer, Marijuana testing facility, Marijuana retailer) as they are defined in Chapter 94G, MGL and noting that all such uses are prohibited in all zoning districts as detailed in the Planning Board's Report to Town Meeting.

Article 5- Marijuana Zoning Restriction

Moderator declared that the article would need to pass by a 2/3 MAJORITY vote since it's a zoning by-law article. Moderator called for a voice vote.

VOTED: Moderator declared the article passed by a 2/3 MAJORITY voice vote. Control sheet attached.

Unanimously supported by the Planning Board.

The Town voted to amend Chapter 255 (Zoning) of the Zoning Bylaws in regard to Recreational Marijuana by amending: Section 255-10, Terms Defined, to insert various new terms and their definitions and to reorder the various terms alphabetically; in Section 255-19 Use Regulations Schedule by inserting new uses related to Recreational Marijuana, and in Article VII, Supplemental District Regulations, by inserting a new Section 255-49 Recreational Marijuana Establishments as detailed in the Planning Board's Report to Town Meeting.

Article 6- Marijuana Ban General Bylaw

Unanimously supported by the Planning Board.

VOTED: By a MAJORITY vote: control sheet attached.

The Town voted to amend the South Hadley General Bylaws consistent with MGL c. 94G, subsection 3(a)(2), banning all types of Marijuana establishments as defined in MGL c. 94G subsection 1(j) including commercial cultivation, retail sales, testing, manufacturing, packaging, distribution or any other type of licensed cannabis/marijuana related businesses shall be prohibited in the Town of South Hadley.

Article 7-Wetlands Bylaw Amendment

Unanimously supported by the Planning Board.

VOTED: By a MAJORITY vote: control sheet attached.

The Town voted to amend the General Bylaw Division I, Part II: General Legislation, Chapter 240 Wetlands, specifically Sections 240-1, 240-5, 240-6, 240-7, and 240-9 as detailed in the Conservation Commission's Report to Town Meeting concerning the Town of South Hadley's Wetlands Bylaws.

Article 8-Ice Cream Vendor

Unanimously supported by the Planning Board.

VOTED: By a UNANIMOUS AFFIRMATIVE voice vote: control sheet attached.

The Town voted to add the following language in sub-section 153-1 of the Town of South Hadley By-laws after "...within the Town of South Hadley." add "Allow the South Hadley Police Department under the direction of the Police Chief to fingerprint all applicants for an Ice Cream Vendor's Permit as part of the application process in accordance with MGL Chapter 6 section 172B1/2; to authorize the use of Federal Bureau of Investigation (FBI) records data base and to conduct a state and national criminal history records check. Information obtained from said FBI criminal history check may not be disseminated to unauthorized entities. All applicants must be fingerprinted specifically as part of an application for an Ice Cream Vendor's Permit. There will be a \$50 fee in respect to the fingerprint process application in addition to any other application fees for an Ice Cream Vendor's Permit from the Board of Health. No background check will commence until all application fees are received by the Town of South Hadley." Furthermore, in sub section 153-3B strike "\$500" and insert "\$300.

Article 9 – Wage and Class

VOTED: By a UNANIMOUS AFFIRMATIVE voice vote: control sheet attached.

Appropriation Committee supported by a majority vote.

The Town voted to transfer from Unreserved Free Cash the sum of \$43,000 to 11361 510001 Wage, Classification and Merit Plan line item.

Article 10 – Leaping Brook Trail

VOTED: By a MAJORITY voice vote: control sheet attached.

Appropriation Committee majority vote.

The Town voted to transfer from Unreserved Free Cash the sum of \$60,000 to establish and develop the Leaping Well Brook Nature Trail (former Toth property).

Article 11 – Vision Software Upgrade

VOTED: By a UNANIMOUS AFFIRMATIVE voice vote: control sheet attached.

Appropriation Committee unanimous vote.

Capital Planning Committee unanimous vote.

The Town voted to transfer from Unreserved Free Cash the sum of \$27,250 to upgrade, convert documents and secure licensure for the Vision assessing software.

Article 12 – Grant Match Funds

VOTED: By a UNANIMOUS AFFIRMATIVE voice vote: control sheet attached.

Appropriation Committee unanimous vote.

Capital Planning Committee majority vote.

The Town voted to transfer from Unreserved Free Cash the sum of \$97,000 to service required match for various grants, the Land and Water Conservation Fund Grant, the Federal Land Access Program Grant and the Recreational Trails Program Grant, all part of the River to Range Phase II.

Article 13 – Master/Open Space Plan

VOTED: By a MAJORITY voice vote: control sheet attached.

Appropriation Committee unanimous vote.

The Town voted to transfer from Unreserved Free Cash the sum of \$95,000 to Planning Board 11752 52239 Other Services for the purpose of updating the Open Space and Recreation Plan and the South Hadley Master Plan in a coordinated manner.

Article 14 – Fund Commitments

VOTED: By a UNANIMOUS AFFIRMATIVE voice vote: control sheet attached.

Appropriation Committee unanimous vote.

The Town voted to transfer from Unreserved Free Cash the sum of \$750,000 to the following funds; \$100,000 to the Compensation Fund, \$300,000 to the OPEB Trust Fund, \$150,000 to the General Stabilization Fund, \$200,000 to the Capital Stabilization.

Article 15 – Senior Center Stabilization

VOTED: By a UNANIMOUS AFFIRMATIVE voice vote: control sheet attached.

Appropriation Committee unanimous vote.

The Town voted to establish under Massachusetts General Law Chapter 40 section 5B a “Senior Center Stabilization Fund” for the purpose of improving or replacing the South Hadley Senior Center presently located at 45 Dayton Street and furthermore transfer from Unreserved Free Cash the sum of \$200,000 to the Senior Center Stabilization Fund.

Article 16 – Cameras/Monitors PEG

VOTED: By a UNANIMOUS AFFIRMATIVE vote: control sheet attached.

Appropriation Committee

The Town voted to transfer from the PEG Access Technology Fund the sum of \$35,000 to install messaging boards in Town Hall and CCTV at doorways and in main entrances.

Article 17 – Sewer Project Funding

VOTED: By a UNANIMOUS AFFIRMATIVE vote: control sheet attached.

Appropriation Committee

The Town voted to appropriate from the Sewer Retained Earning the sum of \$750,000 to make replace and improve the sub-terrain infrastructure on Main Street, Highland Avenue, Judd Avenue or other public ways within the existing system, including but not limited to, pipes, manholes, mains or other systems and replace valves and other related systems or equipment, in the WWTP Gravity Thickener Room and at the Main Street Pump Station.

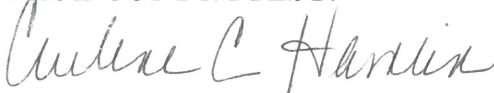
Article 18 – Authorization Elections

VOTED: DEFEATED: control sheet attached.

The Town did not vote to authorize the Selectboard to seek legislation from the Massachusetts General Court to allow Town elections be moved from April to September as previously agreed by Town Meeting.

Meeting adjourned at 6:30 P.M to open the Annual Town Meeting.

A TRUE COPY ATTEST:



Carlene C. Hamlin, Town Clerk