

**Town of Whately
Annual Town Meeting
May 24, 2022**

COMMONWEALTH OF MASSACHUSETTS

FRANKLIN, SS.

To either of the Constables of the Town of Whately in the County of Franklin,

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of said town, qualified to vote in elections and in town affairs, to meet on the grounds of the **Whately Elementary School, 273 Long Plain Road in Whately on Tuesday, the twenty fourth day of May next, at six o'clock in the evening** then and there to act on the following articles:

Article 1.

To see if the Town will vote to accept the Annual Reports of the Officers of the Town, and to hear any other reports of the Boards and Committees, or take any other action relative thereto.

Majority vote required

Recommended by the Selectboard

Article 2.

To see if the Town will vote to authorize the Town Treasurer, with the approval of the Selectboard, to borrow money from time to time in anticipation of the revenue of the fiscal year beginning on July 1, 2022, in accordance with the provisions of G.L., c. 44, § 4, and to renew any note or notes as may be given for a period of less than one year, in accordance with the provisions of G.L. c. 44, § 17, or take any other action relative thereto.

Majority vote required

Recommended by the Selectboard

Article 3.

To see if the Town will vote to authorize the Selectboard to enter into contracts for goods and services with a duration in excess of three years, pursuant to the provisions of G.L. c. 30B, § 12 (b), or take any other action relative thereto.

Majority vote required

Recommended by the Selectboard

Article 4.

To see if the Town will vote to authorize the Town Treasurer, with the approval of the Selectboard, to enter into compensating balance agreements with banking institutions having their principal offices in the Commonwealth of Massachusetts during the fiscal year beginning on July 1, 2022, as permitted by G.L. c. 44, § 53F, or take any other action relative thereto.

Majority vote required

Recommended by the Selectboard

Article 5.

To see if the Town will vote to apply for, accept, and expend any federal, state or private grant monies on behalf of the Town and to authorize the Town Treasurer with approval of the Selectboard to borrow in anticipation of reimbursement, or take any other action relative thereto.

Majority vote required

Recommended by the Selectboard

Article 6.

To see if the Town will vote to establish spending limits for the Town's Revolving Funds as established by the Town's General Bylaws, Chapter 46 - Revolving Funds, for the fiscal year beginning on July 1, 2022, as follows:

Revolving Fund Name	FY23 Spending Limit
Dog Licensing and Control Revolving Fund	\$2,000
Recreation Revolving Fund	\$20,000
Library Revolving Fund	\$1,000
Public Hearing Revolving Fund	\$10,000
Cordwood Sales Revolving Fund	\$2,500
Cemetery Commissioners Revolving Fund	\$4,000
Trench Permit	\$1,000
Recycling and Solid Waste Revolving Fund	\$15,000

or take any other action relative thereto.

Majority vote required

*Recommended by the Finance Committee
Recommended by the Selectboard*

Article 7.

To see if the Town will vote to fix the salaries or compensation of the elected officers of the Town for the fiscal year beginning on July 1, 2022 as follows:

Position	Amount (3.0% COLA)
Moderator	\$138.81
Selectboard - Chair	\$2,116.69
Selectboard - Member	\$1,943.19
Town Clerk	\$40,731.32
Assessors - Chair	\$2,116.69
Assessors - Member	\$1,943.19
Water Commissioner	\$832.81
School Committee	\$401.24
Elector: Oliver Smith Will	\$11.95 per hour
Board of Health - Chair	\$1,006.29
Board of Health - Member	\$832.81
Constables	\$15.74 per hour
Cemetery Commissioners - Sextons	\$16.12 per hour
Opening Graves Fee	\$650 per opening

or take any other action relative thereto.

Majority vote required

*Recommended by the Finance Committee
Recommended by the Selectboard*

Article 8.

To see if the Town will vote to appropriate **\$407,023** or any other sum or sums of money from the Water Department Enterprise Fund to finance the operation of the Water Department for the fiscal year beginning on July 1, 2022 as follows:

Enterprise Fund - Water Department (EF)	<u>Fiscal Year 2022</u> Enterprise Fund	<u>Fiscal Year 2023</u> Enterprise Fund	Change (\$) FY22 to FY23	Change (%) FY22 to FY23
I. Revenues (estimated)				
Water Receipts	\$189,000	\$205,000	\$16,000	8.47%
Hook-up Fees	\$225,000	\$220,000	-\$5,000	-2.22%
Other Fees & Charges	\$2,500	\$3,000	\$500	20.00%
Total Estimated Revenue	\$416,500	\$428,000	\$11,500	2.76%
II. Expenses				
Direct Expenses				
Salaries	\$52,999	\$63,662	\$10,663	20.12%
Operations	\$297,267	\$291,911	-\$5,356	-1.80%
Subtotal Direct Expenses	\$350,266	\$355,573	\$5,307	1.52%
Indirect Expenses				
Selectboard & Administration	\$2,476	\$2,547	\$71	2.87%
Legal Counsel/Financial Advisor	\$320	\$320	\$0	0.00%
Audit	\$225	\$150	-\$75	-33.33%
Town Building Operations	\$2,604	\$2,638	\$34	1.31%
Town Accountant	\$810	\$837	\$27	3.33%
Harper's Payroll	\$107	\$109	\$2	1.87%
Treasurer/Collector	\$7,684	\$8,411	\$727	9.46%
Property/Liability Insurance	\$6,800	\$7,432	\$632	9.29%
Health Insurance	\$25,212	\$18,000	-\$7,212	-28.61%
Medicare & Social Security	\$1,540	\$1,549	\$9	0.58%
Workers Compensation Insurance	\$1,147	\$1,204	\$57	4.97%
Life Insurance	\$0	\$0	\$0	0.00%
Retirement	\$6,218	\$6,503	\$285	4.58%
Town Vehicles Fuel	\$1,500	\$1,750	\$250	16.67%
Subtotal Indirect Expenses <i>(appropriated to the General Fund)</i>	\$56,643	\$51,450	-\$5,193	-9.17%
Total Estimated Expenses	\$406,909	\$407,023	\$114	0.03%

or take any other action relative thereto.

Majority vote required

*Recommended by the Finance Committee
Recommended by the Selectboard
Recommended by the Water Commissioners*

Article 9.

To act on the report of the Finance Committee on the Fiscal Year 2023 Town Operating Budget and to raise and appropriate and/or transfer from available funds, money for the operation of the Town's departments, boards, committees, agencies and officers, for the payment of debt service and for all other necessary and proper expenses for the fiscal year beginning on July 1, 2022 as follows:

(Note: Water Department Enterprise Fund costs are appropriated in Article 8)

Proposed Fiscal Year 2023 Budget

The Finance Committee recommends that the amounts shown in the column captioned "Fiscal Year 2023 Operating Budget" be raised or appropriated or transferred from available funds for Fiscal Year 2023 operating purposes, debt service and other Town expenses.

Fiscal Year	2022	2023	\$ Change (FY22 to FY23)	% Change (FY22 to FY23)
General Government (GG)	Operating Budget	Operating Budget	(Operating Budget)	(Operating Budget)
Selectboard & Administration	\$121,345.00	\$124,805.00	\$3,460.00	2.85%
Legal Counsel/Financial Advisors	\$15,680.00	\$15,680.00	\$0.00	0.00%
Town Offices-Supplies	\$3,500.00	\$4,000.00	\$500.00	14.29%
Audit	\$7,275.00	\$4,850.00	-\$2,425.00	-33.33%
Town Report	\$500.00	\$500.00	\$0.00	0.00%
Town Building Operations	\$84,208.00	\$85,307.00	\$1,099.00	1.31%
Town Clerk	\$47,300.00	\$60,663.00	\$13,363.00	28.25%
Town Accountant	\$26,189.00	\$27,074.00	\$885.00	3.38%
Harpers Payroll	\$5,243.00	\$5,341.00	\$98.00	1.87%
Accounting Software	\$750.00	\$0.00	-\$750.00	-100.00%
Treasurer/Collector	\$62,172.00	\$68,051.00	\$5,879.00	9.46%
Tax Takings	\$10,000.00	\$10,000.00	\$0.00	0.00%
Assessors	\$50,449.00	\$44,790.00	-\$5,659.00	-11.22%
Planning Board	\$2,615.00	\$3,428.00	\$813.00	31.09%
Zoning Board of Appeals	\$2,600.00	\$2,660.00	\$60.00	2.31%
Finance Committee	\$150.00	\$150.00	\$0.00	0.00%
Moderator	\$150.00	\$150.00	\$0.00	0.00%
Conservation Commission	\$500.00	\$500.00	\$0.00	0.00%
Historical Commission	\$200.00	\$200.00	\$0.00	0.00%
Agricultural Commission	\$500.00	\$0.00	-\$500.00	-100.00%
Computer - IT	\$5,250.00	\$4,500.00	-\$750.00	-14.29%
Connect CTY	\$2,500.00	\$2,500.00	\$0.00	0.00%
Website & Email Hosting	\$4,350.00	\$5,450.00	\$1,100.00	25.29%
Housing Committee	\$200.00	\$200.00	\$0.00	0.00%
Community Development	\$55,000.00	\$54,100.00	-\$900.00	-1.64%
GG Subtotal	\$508,626.00	\$524,899.00	\$16,273.00	3.20%

Fiscal Year	2022	2023	\$ Change (FY22 to FY23)	% Change (FY22 to FY23)
Cultural, Recreation, Services (CRS)	Operating Budget	Operating Budget	(Operating Budget)	(Operating Budget)
Tri-Town Beach District	\$5,396.00	\$8,131.00	\$2,735.00	50.69%
Recreation Commission	\$10,770.00	\$17,920.00	\$7,150.00	66.39%
Cemetery Commission	\$8,800.00	\$9,224.00	\$424.00	4.82%
Library	\$75,860.00	\$78,321.00	\$2,461.00	3.24%
South County Senior Center	\$24,229.00	\$32,497.00	\$8,268.00	34.12%
Veterans	\$9,729.00	\$9,822.00	\$93.00	0.96%
Local Council on Aging	\$1,050.00	\$1,180.00	\$130.00	12.38%
CRS Subtotal	\$135,834.00	\$157,095.00	\$21,261.00	15.65%

Fiscal Year	2022	2023	\$ Change (FY22 to FY23) (Operating Budget)	% Change (FY22 to FY23) (Operating Budget)
Public Health (PH)	Operating Budget	Operating Budget		
Board of Health	\$3,447.00	\$4,025.00	\$578.00	16.77%
Health Agent - Foothills Health District	\$24,536.00	\$24,088.00	-\$448.00	-1.83%
Solid Waste	\$57,480.00	\$58,154.00	\$674.00	1.17%
Hazardous Waste	\$1,200.00	\$1,200.00	\$0.00	0.00%
Franklin County Solid Waste Management District	\$7,237.00	\$7,350.00	\$113.00	1.56%
PH Subtotal	\$93,900.00	\$94,817.00	\$917.00	0.98%

Fiscal Year	2022	2023	\$ Change (FY22 to FY23) (Operating Budget)	% Change (FY22 to FY23) (Operating Budget)
Public Safety (PS)	Operating Budget	Operating Budget		
Fire Department	\$72,211.00	\$74,771.00	\$2,560.00	3.55%
Ambulance - South County EMS	\$100,144.00	\$111,947.00	\$11,803.00	11.79%
Police Department	\$213,663.00	\$221,572.00	\$7,909.00	3.70%
Quinn Bill Incentive	\$5,643.00	\$5,813.00	\$170.00	3.01%
Animal Control	\$5,004.00	\$5,084.00	\$80.00	1.60%
Animal Inspection	\$546.00	\$559.00	\$13.00	2.38%
Emergency Management	\$950.00	\$950.00	\$0.00	0.00%
Franklin County Inspection Services	\$7,600.00	\$7,600.00	\$0.00	0.00%
PS Subtotal	\$405,761.00	\$428,296.00	\$22,535.00	5.55%

Fiscal Year	2022	2023	\$ Change (FY22 to FY23) (Operating Budget)	% Change (FY22 to FY23) (Operating Budget)
Public Works (PW)	Operating Budget	Operating Budget		
Highway Salaries	\$147,784.00	\$157,070.00	\$9,286.00	6.28%
General Highways	\$80,200.00	\$81,800.00	\$1,600.00	2.00%
Winter Roads	\$139,316.00	\$147,695.00	\$8,379.00	6.01%
Road Machinery	\$26,500.00	\$26,500.00	\$0.00	0.00%
Garage Maintenance	\$8,400.00	\$8,700.00	\$300.00	3.57%
Trees	\$6,500.00	\$8,000.00	\$1,500.00	23.08%
PW Subtotal	\$408,700.00	\$429,765.00	\$21,065.00	5.15%

Fiscal Year	2022	2023	\$ Change (FY22 to FY23) (Operating Budget)	% Change (FY22 to FY23) (Operating Budget)
Insurance & Benefits (IB)	Operating Budget	Operating Budget		
Property & Liability Insurance	\$78,200.00	\$85,471.00	\$7,271.00	9.30%
Group Health Insurance	\$404,788.00	\$389,000.00	-\$15,788.00	-3.90%
Medicare & Social Security	\$33,460.00	\$33,651.00	\$191.00	0.57%
Workers Compensation Insurance	\$29,853.00	\$31,346.00	\$1,493.00	5.00%
Life Insurance	\$1,000.00	\$1,200.00	\$200.00	20.00%
Unemployment Insurance	\$16,000.00	\$16,000.00	\$0.00	0.00%
Franklin County Retirement	\$201,065.00	\$210,263.00	\$9,198.00	4.57%
Police & Fire Injured on Duty Insurance	\$11,100.00	\$12,000.00	\$900.00	8.11%
OPEB Liability	\$25,000.00	\$25,000.00	\$0.00	0.00%
Division of Medicaid Assistance	\$1,800.00	\$1,800.00	\$0.00	0.00%
IB Subtotal	\$802,266.00	\$805,731.00	\$3,465.00	0.43%

Fiscal Year	2022	2023	\$ Change (FY22 to FY23) (Operating Budget)	% Change (FY22 to FY23) (Operating Budget)
Unclassifieds (U)	Operating Budget	Operating Budget		
Temporary Loan Interest	\$1,000.00	\$1,000.00	\$0.00	0.00%
Reserve Fund	\$20,000.00	\$20,000.00	\$0.00	0.00%
Franklin Regional Council of Governments	\$18,453.00	\$17,510.00	-\$943.00	-5.11%
Physicals & Tests	\$1,500.00	\$1,500.00	\$0.00	0.00%
Town Vehicles Fuel	\$28,500.00	\$33,250.00	\$4,750.00	16.67%
Educational Incentives	\$2,000.00	\$1,000.00	-\$1,000.00	-50.00%
U Subtotal	\$71,453.00	\$74,260.00	\$2,807.00	3.93%

Fiscal Year	2022	2023	\$ Change (FY22 to FY23) (Operating Budget)	% Change (FY22 to FY23) (Operating Budget)
Schools (S)	Operating Budget	Operating Budget		
Whately Elementary School				
Operating & Transportation Budget	\$1,829,786.00	\$1,888,684.00		
Subtotal Whately Elementary School	\$1,829,786.00	\$1,888,684.00	\$58,898.00	3.22%
Frontier Regional				
Operating Budget	\$889,523.00	\$1,030,064.00	\$140,541.00	15.80%
Capital Budget	\$0.00	\$321.00	\$321.00	-
Transportation Budget	\$27,292.00	\$18,397.00	-\$8,895.00	-32.59%
Subtotal Frontier Regional	\$916,815.00	\$1,048,782.00	\$131,967.00	14.39%
Franklin County Technical School				
Operating Assessment	\$193,067.00	\$223,881.00	\$30,814.00	15.96%
Capital Assessment	\$5,802.00	\$6,264.00	\$462.00	7.96%
Subtotal Franklin County Technical School	\$198,869.00	\$230,145.00	\$31,276.00	15.73%
Smith Vocational High School				
Tuition	\$0.00	\$0.00	\$0.00	-
Transportation	\$0.00	\$0.00	\$0.00	-
Subtotal Smith Vocational High School	\$0.00	\$0.00	\$0.00	-

Fiscal Year	2022	2023	\$ Change (FY22 to FY23) (Operating Budget)	% Change (FY22 to FY23) (Operating Budget)
Debt (D)	Operating Budget	Operating Budget		
Long Term Debt				
None	\$0.00	\$0.00	\$0.00	0.00%
Long Term Debt Subtotal	\$0.00	\$0.00	\$0.00	#DIV/0!
Short Term Debt				
Excavator Lease Purchase	\$37,298.00	\$37,298.00	\$0.00	0.00%
Woodchipper Lease Purchase	\$11,362.00	\$11,362.00	\$0.00	0.00%
Short Term Debt Subtotal	\$48,660.00	\$48,660.00	\$0.00	0.00%
TOTAL TOWN OPERATING BUDGET	\$5,420,670.00	\$5,731,134.00	\$310,464.00	5.73%

or take any other action relative thereto.

Majority vote required

*Recommended by the Finance Committee
Recommended by the Selectboard*

Proposed Financial Transfers

Article 10.

To see if the Town will vote to authorize the Board of Assessors to transfer the sum of \$255,000 from available funds (FY21 Free Cash) to reduce the tax levy for the fiscal year beginning on July 1, 2022, or take any other action relative thereto.

Majority vote required

*Recommended by the Finance Committee
Recommended by the Selectboard*

Article 11.

To see if the Town will vote to transfer the sum of \$20,000 from available funds (FY21 Free Cash) to the Vehicle Stabilization Fund, or take any other action relative thereto.

Majority vote required

*Recommended by the Finance Committee
Recommended by the Selectboard*

Article 12.

To see if the Town will vote to transfer the sum of **\$50,000** from available funds (FY21 Free Cash) to the Capital Stabilization Fund, or take any other action relative thereto.

Majority vote required

*Recommended by the Finance Committee
Recommended by the Selectboard*

Article 13.

To see if the Town will vote to transfer the sum of **\$70,000** from available funds (FY21 Free Cash) to the Town Buildings Stabilization Fund, or take any other action relative thereto.

Majority vote required

*Recommended by the Finance Committee
Recommended by the Selectboard*

Proposed Capital Project Appropriations

Article 14.

To see if the Town will vote to transfer the sum of **\$55,000** from available funds (Vehicle Stabilization Fund) to pay for the purchase of a new hybrid police cruiser for the Police Department, or take any other action relative thereto.

Two-thirds vote required

*Recommended by the Finance Committee
Recommended by the Selectboard
Recommended by the Capital Improvement Planning Committee*

Article 15.

To see if the Town will vote to appropriate and transfer the sum of **\$6,000** from the Water Department Enterprise Fund - Retained Earnings to pay for the cleaning and inspection of the main water storage tank, or take any other action relative thereto.

Majority vote required

*Recommended by the Finance Committee
Recommended by the Selectboard
Recommended by the Water Commissioners
Recommended by the Capital Improvement Planning Committee*

Article 16.

To see if the Town will vote to appropriate and transfer the sum of **\$5,000** from the Water Department Enterprise Fund - Retained Earnings to pay for the purchase of a new pick-up truck to be used by the Water Department, or take any other action relative thereto.

Majority vote required

*Recommended by the Finance Committee
Recommended by the Selectboard
Recommended by the Water Commissioners
Recommended by the Capital Improvement Planning Committee*

Proposed Miscellaneous Appropriations

Article 17.

To see if the Town will vote to transfer the sum of \$7,500 from available funds (FY21 Free Cash) to pay for the retirement obligations of a retiring employee, or take any other action relative thereto.

Majority vote required

*Recommended by the Finance Committee
Recommended by the Selectboard*

Article 18.

To see if the Town will vote to transfer the sum of \$10,000 from available funds (FY21 Free Cash) to be expended for expenses incurred to comply with the Town's obligations under Chapter 253 of the Acts of 2020, An Act Relative to Justice, Equity and Accountability in Law Enforcement in the Commonwealth, or take any other action relative thereto.

Majority vote required

*Recommended by the Finance Committee
Recommended by the Selectboard*

Article 19.

To see if the Town will vote to transfer the sum of \$3,750 from available funds (FY21 Free Cash) to pay for the Town's share of a Phase II - Space Needs Assessment for the South County Senior Center, as part of a \$25,000 total expense, or take any other action relative thereto.

Majority vote required

*Recommended by the Finance Committee
Recommended by the Selectboard*

Proposed Frontier Regional School District Capital Project Appropriation

Article 20.

To see if the Town will vote to appropriate and transfer the sum of \$8,498 from available funds (FY21 Free Cash) to be transferred to the Frontier Regional School District for capital needs, including the purchase and installation of a walk-in cooler, as part of a total \$75,000 expense, or take any other action relative thereto.

Majority vote required

*Recommended by the Finance Committee
Recommended by the Selectboard*

Community Preservation Act Appropriations

Article 21.

To see if the Town will hear and act, pursuant to G.L. c. 44B, on the report of the Community Preservation Committee for the Fiscal Year 2023 Community Preservation Budget and vote to appropriate or reserve from the Community Preservation Fund a sum of money in the amounts recommended by the Community Preservation Committee for committee administrative expenses, community preservation projects and other necessary and proper expenses in the fiscal year beginning on July 1, 2022, including debt service for any approved Community Preservation project, with each item to be considered a separate appropriation:

Appropriations:

From FY23 estimated revenues for committee administrative expenses **\$9,000**

Reserves:

From FY23 estimated revenues for Historic Preservation	\$18,000
From FY23 estimated revenues for Open Space Reserve	\$18,000
From FY23 estimated revenues for Affordable Housing Reserve	\$18,000
From FY23 estimated revenues for Budgeted Reserve	\$117,000

or take any other action relative thereto.

Majority vote required

*Recommended by the Community Preservation Committee
Recommended by the Selectboard*

Haydenville Road Reconstruction Project - Authorizations

Article 22.

To see if the Town will vote to (a) authorize the Selectboard to acquire, by purchase, gift and/or eminent domain, the fee to and/or permanent and/or temporary easements, for public way purposes, including without limitation, for the construction, alteration, installation, maintenance, improvement, repair, replacement and/or relocation of rights of way, sidewalks, bridges, drainage, utilities, driveways, guardrails, slopes, grading, rounding, construction, landscaping, and other appurtenances and/or facilities, to enable the Town to undertake the Haydenville Road Project and for any and all purposes incidental or related thereto, in, on and under certain parcels of land located on or near Haydenville Road and approximately shown on plans entitled "Massachusetts Department of Transportation Highway Division Plan and Profile of Haydenville Road in the Town of Whately Franklin County," prepared by Hoyle, Tanner & Associates, Inc., on file with the Town Clerk, as said plans may be amended and/or incorporated into an easement plan, and land within 200 feet of said parcels; (b) authorize the Selectboard to submit a petition to the General Court for a special act authorizing the conveyance to the Town of land and/or interests therein for the foregoing purposes in parcels of land shown on the plans and owned by the City of Northampton for water supply purposes, and/or other public instrumentalities or agencies, located in the Town of Whately and the Town of Hatfield under the provisions of Article 97 of the Massachusetts Constitution; and, further, (c) authorize the Selectboard to enter into all agreements and take any and all actions as may be necessary or appropriate to effectuate the foregoing purposes, or take any other action relative thereto.

Majority vote required

*Recommended by the Selectboard
Recommended by the Finance Committee*

Proposed General Bylaw Amendment

Article 23.

To see if the Town will vote to amend the Town of Whately General Bylaws, § 38-1, Establishment; appointment, to modify the length of the term of a Planning Board member from five years to three years as shown below:

**NOTE: Text in *italics underlined* font is proposed as an addition to the General Bylaw
Text in ~~*italics*~~ is proposed as a deletion to the General Bylaw**

§ 38-1. Establishment; appointment.

The Town shall establish a Planning Board under the provisions of Chapter 41 of the General Laws, as amended, and instruct the Moderator to appoint a Board of five members, each new member to be appointed for ~~five~~ three years according to statute.

or take any other action relative thereto.

Majority vote required

*Recommended by the Planning Board
Recommended by the Selectboard*

Proposed Zoning Bylaw Amendments

Article 24.

To see if the Town will vote to amend the Town of Whately Zoning Bylaws, § 171-28.6 Adult Use Recreational and Medical Marijuana Establishments, to add definitions for the terms “marijuana courier” and “marijuana delivery” as shown below:

NOTE: Text in *italics underlined* font is proposed as an addition to the Zoning Bylaw

§ 171-28.6 Adult Use Recreational and Medical Marijuana Establishments

B. Definitions

Marijuana Courier – an entity licensed to deliver finished marijuana products, marijuana accessories and branded goods directly to consumers, registered qualifying patients or caregivers but not to sell, wholesale, process, repackage or label such items.

Marijuana Delivery -- an entity licensed to purchase at wholesale and warehouse finished marijuana products and label, sell and deliver these products directly to consumers, but is not authorized to repackage marijuana or marijuana products or operate a storefront.

or take any other action relative thereto.

Two-thirds vote required

*Recommended by the Planning Board
Recommended by the Selectboard*

Article 25.

To see if the Town will vote to amend the Town of Whately Zoning Bylaws, § 171-8, Table of Use Regulations, by inserting new commercial uses for “marijuana courier” and “marijuana delivery.” as shown below:

NOTE: Text in *italics underlined* font is proposed as an addition to the Zoning Bylaw

§171-8. Table of Use Regulations.

Principal Use	Agriculture/ Residential 1	Agriculture/ Residential 2	Commercial	Commercial/ Industrial	Industrial
Commercial Uses					
<i><u>Marijuana Courier</u></i>	<i><u>N</u></i>	<i><u>N</u></i>	<i><u>SP</u></i>	<i><u>SP</u></i>	<i><u>SP</u></i>
<i><u>Marijuana Delivery</u></i>	<i><u>N</u></i>	<i><u>N</u></i>	<i><u>SP</u></i>	<i><u>SP</u></i>	<i><u>SP</u></i>

N = No, the use is not permitted in that zoning district.

SP = The use is allowed in that zoning district only after a special permit has been granted

or take any other action relative thereto.

Two-thirds vote required

*Recommended by the Planning Board
Recommended by the Selectboard*

Article 26.

To see if the Town will vote to amend the Town of Whately Zoning Bylaw and Zoning Map, established under § 171-4, to rezone the following parcel of land from the Agricultural/Residential District 1 to the Commercial District, in order to allow for more commercial uses to be carried out on this parcel:

Parcel # 1 – Assessors Map ID # 12-0-24-2 (State Road)

or take any other action relative thereto.

Two-thirds vote required


*Recommended by the Planning Board
Recommended by the Selectboard*

And you are directed to serve this Warrant by posting up attested copies thereof at the Town Office Building, Post Office, and the S. W. Dickinson Library in said Whately, seven days at least before the time of holding said meeting.

HEREOF FAIL NOT, and make due return of this Warrant, with your doings thereon, to the Town Clerk, at the time and place of meeting as aforesaid.

Given under our hands this 11th day of May in the year two thousand and twenty-two.

Jonathan Edwards, Chair



Joyce Palmer-Fortune, Vice Chair



Fred Baron, Clerk

Selectboard
Town of Whately

A true copy.

Attest:



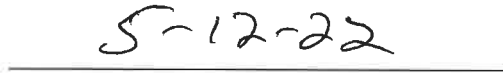
Constable

FRANKLIN, SS:

Pursuant to the within warrant, I have notified and warned the inhabitants of the Town of Whately by posting attested copies of the same at the Town Office Building, Post Office and S. W. Dickinson Library in said Town, seven days at least before the date of the meeting as within directed.



Constable of Whately



Date