

**WARRANT FOR SPECIAL TOWN MEETING
TOWN OF LANESBOROUGH
COMMONWEALTH OF MASSACHUSETTS
FISCAL YEAR 2018**

BERKSHIRE, ss.

January 22, 2018

To any of the Police Officers of the Town of Lanesborough:

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of the said Town, qualified to vote in Town affairs, to meet at the Lanesborough Elementary School in said Lanesborough on Tuesday, February 13, 2018 at 6:00 p.m., then and there to act on the following Articles of business:

ARTICLE 1. To see if the Town will vote to appropriate and transfer **\$40,000.00** from Free Cash for the purchase of a 4-wheel drive tractor and related equipment, with or without a trade, for the mowing of roadsides, and transfer from Free Cash **\$40,000.00** for said appropriation; or take any other action relative thereto.

(Recommended 3-0 the Board of Selectmen)

ARTICLE 2. To see if the Town will vote to amend the Zoning Bylaw by adding the following to the Use Regulation Table by adding the following uses;

COMMERCIAL USES	R	RA	B	LB	MR	I
Marijuana Retail	NO	NO	✓	PBP	✓	✓
Marijuana Facility	NO	NO	✓	PBP	✓	✓

To see if the Town will vote to amend the Zoning Bylaw by adding the bold and underlined language to Section IX.C

C. SITE PLAN REVIEW.

1. **APPLICABILITY.** To assist in assuring compliance with the Zoning Bylaw, any use subject to Site Plan Approval shall be established, expanded, erected or externally altered only in conformity with a Site Plan approved by the Special Permit Granting Authority (SPGA). Site Plan approval will be required of all uses in B, LB, MR, and I districts, except for, agricultural, horticultural, floricultural and viticultural uses Marijuana cultivation is subject to site plan approval. Site Plan Approval is required for construction, major exterior alteration or exterior expansion of, or change of use within an institutional, commercial, industrial, multi-family structure with four or more dwelling units, or residential use exceeding a total gross floor area of 3,000 square feet. Site Plan Approval is also required for construction or expansion of a parking lot for an institutional, commercial, industrial, or multi-family structure or purpose. Agricultural, horticultural, floricultural, viticultural, **not to include marijuana cultivation**, and residential uses not exceeding a total gross floor area of 3,000 square feet are exempt from Site Plan Approval.

To see if the Town will vote to amend the Zoning Bylaw by adding the following section;

O. MARIJUANA LAND USE

1. **PURPOSE.** The purpose of this section is to provide a permitting process for recreational and medical marijuana retail, cultivation, processing, and testing facilities, in recognition of and in accordance with applicable state law and to protect health and safety, while allowing marijuana related businesses to contribute to the overall economic development of the community.
2. **DEFINITIONS.**

MARIJUANA RETAIL - An establishment licensed to purchase marijuana and marijuana products from marijuana facilities and re sell them for recreational or medicinal means in accordance with applicable state law and regulations. Marijuana Retail is not to include sites for social consumption as accessory or primary use of a premises.

MARIJUANA FACILITY - An establishment licensed to cultivate and/or obtain, test, manufacture, process and package marijuana and marijuana products, to deliver marijuana and marijuana products to marijuana retail and to transfer marijuana and marijuana products to other marijuana retail, but not to consumers, in accordance with applicable state law and regulations.

1. DEVELOPMENT STANDARDS

- 1) **Permanent location.** No marijuana retail or marijuana facility may cultivate, process, test, store or manufacture marijuana or marijuana products at any location other than at a physical address and within an area that is enclosed and secured in a manner that prevents access by persons not permitted to access the area. A greenhouse or outdoor marijuana cultivation area shall have sufficient security measures to demonstrate that outdoor areas are not readily accessible by unauthorized individuals, including perimeter security fencing designed to prevent unauthorized entry.
- 2) **Storage.** Each marijuana retail or marijuana facility must store marijuana products in accordance with applicable state law and regulations.

(Recommended 3-0 the Board of Selectmen)
(Recommended 4-0 by the Planning Board)
(Recommended 5-0 by the Economic Development Committee)

The business meeting at which Articles 1 through 2 will be acted upon will commence at 6:00 p.m., Tuesday, February 13, 2018 at Lanesborough Elementary School, 188 Summer Street in said Lanesborough.

You are hereby directed to serve this Warrant by posting True Attested copies thereof in three public places and convenient places in the Town, at least 14 fourteen days before the time of holding said meeting.

Date signed:

TOWN OF LANESBOROUGH
BOARD OF SELECTMEN

1/22/18

DATE

John Goerlach, Chair

Robert Ericson

Robert Ericson

Henry Sayers

Henry Sayers

I have posted true and attested copies of said Warrant at the Lanesborough Post Office, the Lanesborough Town Hall and the Bob's Country Kitchen.

Jason Costa

1/23/18

POLICE OFFICER

DATE

Ruth Knysh

1/23/18

TOWN CLERK

DATE