

**SPECIAL TOWN MEETING  
TOWN OF MONTAGUE  
COMMONWEALTH OF MASSACHUSETTS  
January 30, 2014**

Franklin, ss.

To either of the Constables of the Town of Montague 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 the Town of Montague qualified to vote in Town affairs to meet in the Turners Falls High School Theater on Thursday, January 30, 2014 at 7:00 P.M. and to act on the following articles and any motions which may be presented.

**ARTICLE 1.** To see if the town will vote to amend Sections 2, and 5.2, and add a new section 7.10 to the Zoning Bylaws, as follows:

- A. **Under SECTION 2 (Definitions), add the following new definition in alphabetical order** REGISTERED MARIJUANA DISPENSARY (RMD): A Medical Marijuana Treatment Center as defined in 105 CMR 725.004 and regulated in 105 CMR 725.100.
- B. **Under SECTION 5.2 (Permitted Uses and Special Permits) add a new land use to the list of uses to be permitted by Special Permit from the Zoning Board of Appeals in the following four zoning districts:**

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| (General Business)    | Section 5.2.5 (b) Uses allowed on Special Permit from Board of Appeals, after "Public Utility" insert: "Registered Marijuana Dispensary, in accordance with Section 7.10"                      |
| (Industrial)          | Section 5.2.6(b) Uses allowed on Special Permit from Board of Appeals, after "Public Utility" insert: "Registered Marijuana Dispensary, in accordance with Section 7.10"                       |
| (Central Business)    | Section 5.2.11(b) Uses allowed on Special Permit from Board of Appeals, after "Drive-through or loading dock" insert: "Registered Marijuana Dispensary, in accordance with Section 7.10"       |
| (Historic Industrial) | Section 5.2.12(b) Uses allowed on Special Permit from Board of Appeals, after "Demolition of an Existing Structure" insert: "Registered Marijuana Dispensary, in accordance with Section 7.10" |

- C. **Under Section 7 (Special Uses), add a new section 7.10 as follows:**

7.10 Registered Marijuana Dispensaries

7.10.1 Purpose

The purpose of this Section is to provide for the orderly placement of Registered Marijuana Dispensaries (RMDs) in areas where such a facility is not inconsistent with the neighborhood character.

#### 7.10.2 General

RMDs may be allowed by special permit and site plan review from the Board of Appeals pursuant to Section 5.2, Section 7.10, and Section 8.

#### 7.10.3 Standards

A) The special permit may be limited to the current applicant and to provide that the permit shall lapse if the applicant ceases operating the RMD or if the applicant's registration with the Massachusetts Department of Public Health expires or is terminated;

B) The Board shall consider the design of buildings, setbacks, visual impacts, lighting, security issues, hours of operation, traffic circulation, and consistency with current and abutting land uses;

C) The Board may require additional conditions and set standards for performance and maintenance upon finding that such action is reasonably necessary to meet the purpose and intent of the Zoning Bylaws;

Or to pass any vote or votes in relation thereto.

**ARTICLE 2.** To see if the town will vote to expand the scope of Article 1 of the Special Town Meeting of May 5, 2012 to allow the existing appropriation to be used for the purpose of demolishing the building at 38 Avenue A, or to pass any vote or votes in relation thereto.

**ARTICLE 3.** To see if the town will vote to raise and appropriate or transfer from available funds the sum of \$5,000, or any other amount, for the purpose of funding legal expenses associated with the negotiation of the town's cable contract with Comcast, or to pass any vote or votes in relation thereto.

**ARTICLE 4.** To see if the town will vote to raise and appropriate or transfer from available funds the sum of \$15,000, or any other amount, for the purpose of refurbishing and making handicap accessible the Unity Park Field House rest rooms, or pass any vote or votes in relation thereto.

**ARTICLE 5.** To see if the town will vote to raise and appropriate or transfer from available funds the sum of \$20,000 for the purpose of supplementing the Fiscal Year 2014 Police Department budget, or to pass any vote or votes in relation thereto.

And you are directed to serve this warrant by posting attested copies thereof in some conspicuous place in each of the Post Offices, Libraries, and Town Hall of the Town, at least fourteen days before said meeting.

Hereof fail not and make due return of this document with your doings thereon to the Town Clerk fourteen days before said meeting.

Given under our hands this \_\_\_\_ day of January in the Year of our Lord Two Thousand and Fourteen.

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Mark Fairbrother, Chairman

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Christopher M. Boutwell

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Michael Nelson  
Selectmen, Town of Montague

Franklin, ss    Montague, MA

January\_\_\_\_,2014

Pursuant to the within warrant, I have warned the Inhabitants of the Town of Montague by posting attested copies of the same in conspicuous places in each of the Post Offices, Libraries, and Town Hall of the Town of Montague at least fourteen days before said meeting as within directed.

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Constable of Montague