



FRANKLIN TOWN COUNCIL

May 15, 2013

7:00 PM

A. APPROVAL OF MINUTES – April 3, 2013

B. ANNOUNCEMENTS – *This meeting is being recorded by Franklin TV and shown on Comcast channel 11 and Verizon channel 29. This meeting may be recorded by Franklin Matters.*

C. PROCLAMATIONS/RECOGNITIONS

D. CITIZEN COMMENTS

E. APPOINTMENTS

F. HEARINGS - 7:10 PM

Impervious Surfaces:

1. *Zoning Bylaw Amendment 13-701: Changes to Chapter 185, Section 3. Definitions*
2. *Zoning Bylaw Amendment 13-702: Changes to Chapter 185, Section 36. Impervious Surfaces – To be Continued to June 5 at 7:10 pm.*
3. *Zoning Bylaw Amendment 13-703: Changes to Chapter 185, Section 40. Water Resource District – To be Continued to June 5 at 7:10 pm.*
4. *Zoning Bylaw Amendment 13-704: Changes to Chapter 185, Attachment 9. Schedule of Lot, Area, Frontage, Yard and Height Requirements*

Adult Entertainment:

5. *Zoning Bylaw Amendment 13-706: Changes to Chapter 185-5. Zoning Map, Adult Use Overlay District*
6. *Zoning Bylaw Amendment 13-707: Changes to Chapter 185-47. Adult Entertainment Establishment Districts*

Medical Marijuana:

7. *Zoning Bylaw Amendment 13-708: Changes to Chapter 185-3. Definitions*
8. *Zoning Bylaw Amendment 13-709: Changes to Chapter 185-4. Districts Enumerated*
9. *Zoning Bylaw Amendment 13-710: Changes to Chapter 185-5. Zoning Map, Medical Marijuana Use Overlay District*
10. *Zoning Bylaw Amendment 13-711: Changes to Chapter 185-7. Compliance Required*
11. *Zoning Bylaw Amendment 13-712: Changes to Chapter 185-49. Medical Marijuana Use Overlay District*

Budget:

12. *FY 2014 Budget Hearing – 1st Reading*

G. LICENSE TRANSACTIONS

H. PRESENTATIONS/DISCUSSIONS

I. SUBCOMMITTEE REPORTS

J. LEGISLATION FOR ACTION

Impervious Surfaces:

1. *Zoning Bylaw Amendment 13-716: Changes to Chapter 185, Section 3. Definitions – Referral to Planning Board*

2. *Zoning Bylaw Amendment 13-717: Amendment to Chapter 185, Attachment 9. Schedule of Lot, Area, Frontage, Yard and Height Requirements – Referral to Planning Board*

Zoning Map: Old West Central Street

3. *Zoning Bylaw Amendment 13-705: Amendment to Chapter 185, Section 5. Zoning Map – 2nd Reading*

Adult Entertainment:

4. *Zoning Bylaw Amendment 13-706: Changes to Chapter 185-5. Zoning Map, Adult Use Overlay District- 1st Reading*
5. *Zoning Bylaw Amendment 13-707: Changes to Chapter 185-47. Adult Entertainment Establishment Districts – 1st Reading*

Medical Marijuana:

6. *Zoning Bylaw Amendment 13-708: Changes to Chapter 185-3. Definitions – 1st Reading*
7. *Zoning Bylaw Amendment 13-709: Changes to Chapter 185-4. Districts Enumerated – 1st Reading*
8. *Zoning Bylaw Amendment 13-710: Changes to Chapter 185-5. Zoning Map, Medical Marijuana Use Overlay District – 1st Reading*
9. *Zoning Bylaw Amendment 13-711: Changes to Chapter 185-7. Compliance Required – 1st Reading*
10. *Zoning Bylaw Amendment 13-712: Changes to Chapter 185-49. Medical Marijuana Use Overlay District – 1st Reading*

Pond Street Change of Zoning:

11. *Zoning Bylaw Amendment 13-714: Changes to Chapter 185-3. Definitions – Referral to Planning Board*
12. *Zoning Bylaw Amendment 13-715: Changes to Chapter 185-7. Compliance Required – Referral to Planning Board.*
13. *Resolution 13-31: Appropriation- Remington Jefferson School*
14. *Resolution 13-32: Salary Schedule Full Time Elected Officials*
15. *Resolution 13-33: Establishment of a Use of Facilities Account for Fiscal Year 2014*
16. *Resolution 13-34: Establishment of a Fire Department Fire Rescue Training Revolving Account for Fiscal Year 2014*
17. *Resolution 13-35: Establishment of a Council on Aging Supportive Day Program Revolving Account for Fiscal Year 2014*
18. *Resolution 13-36: Establishment of a Council on Aging Senior Center Activities Program Revolving Account for Fiscal Year 2014*

K. TOWN ADMINISTRATOR'S REPORT

L. OLD BUSINESS

M. NEW BUSINESS

N. COUNCIL COMMENTS

O. EXECUTIVE SESSION – Negotiations, Litigation, Real Property, as May Be Required

P. ADJOURN

**FRANKLIN TOWN COUNCIL
MINUTES OF MEETING
April 3, 2013**

A meeting of the Town Council was held on Wednesday, April 6, 2013 at the Franklin Municipal Building, 355 East Central Street, Franklin, Massachusetts. Councilors present; Andrew Bissanti, Robert Dellorco, Glenn Jones, Matt Kelly, Thomas Mercer, Judith Pfeffer, Tina Powderly, Jeff Roy, Robert Vallee. Administrative personnel in attendance: Jeffrey Nutting; Town Administrator, Mark Cerel; Town Attorney and Maxine Kinhart; Assistant to the Town Administrator. Other officials present: Stephan Semerjian; Chief of Police.

CALL TO ORDER: Chairman Vallee called the meeting to order at 7:00PM with a moment of silence and the Pledge of Allegiance.

APPROVAL OF MINUTES: *March 6, 2013 Regular Session* **MOTION** by Councilor Powderly to move approval of minutes **SECONDED** by Councilor Kelly. **CORRECTION:** Resolution 13-09 was read by Councilor Pfeffer, not Councilor Powderly as reported. **Vote to Approve as Amended: Yes-8, No-0, Absent-1.**

ANNOUNCEMENTS: Chairman Vallee announced the meeting would be recorded by Franklin TV and available for viewing on Comcast Channel 11 and Verizon Channel 29. Franklin Matters may also have recorded the meeting.

PROCLAMATIONS/RECOGNITIONS: NONE.

CITIZEN COMMENTS: ► Steve Derdarian, Paul Picillo, Mike Ippoliti and Diane Martin all of Regent Circle each spoke about the poor condition of Regent Circle and called for the road to be repaved as soon as possible. Chairman Vallee stated the Council could not comment during this portion of the Meeting, but would comment on this issue during the “New Business” portion of the Meeting. ► Wendy Jenkins and Lauren Chousa both of Conlyn Avenue each commented on the dangerousness of the BJ’s intersection. Jennifer (no last name or address given) spoke about a recent automobile accident she and her 8-month-old son were involved in at the BJ’s intersection. All three citizens called for the installation of a traffic light at the intersection.

APPOINTMENTS: NONE. **HEARINGS:** NONE.

LICENSE TRANSACTIONS: NONE.

PRESENTATIONS/DISCUSSIONS: NONE.

SUBCOMMITTEE REPORTS: NONE.

LEGISLATION FOR ACTION:

Resolution 13-21: Acceptance of Real Estate Payment Agreement Between Town and Franklin Community Cable Access, Inc., Re: Property at 23 Hutchinson Street: Councilor Pfeffer read the resolution to accept the “Real Estate Tax Payment Agreement, re: Property at 23 Hutchinson Street”, with Franklin Community Cable Access, Inc. and authorized the Town Administrator to execute the agreement on Town’s behalf. **MOTION** by Councilor Powderly to move Resolution 13-21 **SECONDED** by Councilor Mercer. **DISCUSSION:** Mr. Nutting explained he was able to negotiate payment in lieu of taxes from the tax-exempt Franklin Community Cable Access, Inc. Mr. Nutting said the payment would help offset the taxes that could potentially have been collected from the site. Councilors Powderly and Kelly spoke in support of the arrangement. **VOTE to Approve: Yes-8, No-0, Absent-1.**

Resolution 13-22: Long Range Financial Planning Process: Councilor Pfeffer read the resolution to

accept the recommendations of the Joint Budget Sub-Committee and directs the Town Administrator to follow the recommendations to issue the first annual report. **MOTION** by Councilor Powderly to move Resolution 13-22 **SECONDED** by Councilor Mercer. **DISCUSSION:** Doug Hardesty who was chair of the disbanded Long Range Financial Planning Committee explained the necessity for the Town to have a formal long range financial planning process whereby the Town would be mandated to have a 5 year outlook of upcoming challenges and plans or steps to meet these challenges, which is necessary to safeguard the Town's financial future. ► Councilor Powderly spoke in support of the resolution and thanked Mr. Hardesty, Committee volunteers, School Committee, and former Councilors who sat on the Long Range Financial Planning Committee. **VOTE to Approve: Yes-8, No-0, Absent-1.**

Resolution 13-23: Appropriation – Town Clerk – \$12,400 (Poll Workers \$9,000 & Expenses \$3,400): Councilor Pfeffer read the resolution to transfer \$12,400 from Free Cash to the Town Clerk's Poll Workers and Expenses Budgets to provide funds to pay costs associated with two special elections. **MOTION** by Councilor Pfeffer to move Resolution 13-23 **SECONDED** by Councilor Jones. **CORRECTION:** Mr. Nutting said the resolution needed to be amended to include the cost of a file cabinet necessary to store voting records. **VOTE to Approve: Yes-8, No-0, Absent-1.** **MOTION** by Councilor Jones to move Resolution 13-23 as Amended **SECONDED** by Councilor Mercer. **VOTE to Approve: Yes-8, No-0, Absent-1.**

Zoning Bylaw Amendment 13-706: Chapter 185 Zoning Map – Changes to Adult Use Overlay District – Referral to Planning Board: Councilor Pfeffer read the zoning bylaw amendment to modify the overlay zoning district known as the Adult Use Overlay District. **MOTION** by Councilor Jones to move Zoning Bylaw Amendment 13-706 referral to the Planning Board **SECONDED** by Councilor Mercer. **DISCUSSION:** Mr. Nutting explained this bylaw and the next bylaw are technical corrections, which delineates the Adult Use Overlay District. Councilor Powderly asked for clarification of the indicated area on the map allowing adult entertainment when there is a childcare facility also in the same area. Mr. Nutting and Mr. Cerel said the map identifies the areas adult businesses can operate. During the application process of an adult entertainment business, the area would be evaluated and if there were a childcare facility within the prescribed distance, an adult entertainment business would be barred. **VOTE to Approve: Yes-8, No-0, Absent-1.**

Zoning Bylaw Amendment 13-707: Chapter 185, Section 47 – Adult Entertainment Establishment Districts – Referral to Planning Board: **MOTION** by Councilor Powderly to waive the reading **SECONDED** by Councilor Jones. **VOTE to Approve: Yes-8, No-0, Absent-1.** **MOTION** by Councilor Powderly to move Zoning Bylaw Amendment 13-707 referral to Planning Board **SECONDED** by Councilor Jones. **VOTE to Approve: Yes-8, No-0, Absent-1.**

Zoning Bylaw Amendment 13-708: Chapter 185, Section 3 – Definitions – Referral to Planning Board: Councilor Pfeffer read the zoning bylaw amendment to add definitions for Medical Marijuana Testing Facility and Medical Marijuana Treatment Center to the Code of the Town of Franklin. **MOTION** by Councilor Jones to move Zoning Bylaw Amendment 13-708 to referral to the Planning Board **SECONDED** by Councilor Powderly. **DISCUSSION:** Mr. Nutting explained this bylaw amendment and the next two bylaw amendments relate to the new medical marijuana laws. The amendments allow medical marijuana facilities to locate in the Adult Use Overlay District. **VOTE to Approve: Yes-8, No-0, Absent-1.**

Zoning Bylaw Amendment 13-709: Chapter 185, Section 4 – Districts Enumerated, Re: Medical Marijuana Use Overlay District – Referral to Planning Board: Councilor Pfeffer read the Zoning Bylaw Amendment to delete and add text to the Code of the Town of Franklin. **MOTION** by Councilor Jones to move Zoning Bylaw Amendment 13-709 referral to Planning Board **SECONDED** by Councilor Powderly. **VOTE to Approve: Yes-8, No-0, Absent-1.**

Zoning Bylaw Amendment 13-710: Chapter 185, Section 5 - Zoning Map, Re: Medical Marijuana Use Overlay District – Referral to Planning Board: Councilor Pfeffer read the zoning bylaw amendment to create an overlay zoning district to be known as the Medical Marijuana Use Overlay District. **MOTION** by Councilor Jones to move Zoning Bylaw Amendment 13-710 to Planning Board **SECONDED** by Councilor Kelly. **VOTE to Approve: Yes-8, No-0, Absent-1.**

Zoning Bylaw Amendment 13-711: Chapter 185, Section 7 – Compliance - Code of The Town of Franklin – Referral to Planning Board: Councilor Pfeffer read the zoning bylaw amendment to allow the Medical Marijuana Use Overlay District. **MOTION** by Councilor Jones to move Zoning Bylaw Amendment 13-711 referral to Planning Board **SECONDED** by Councilor Mercer. **DISCUSSION:** Mr. Nutting explained to those attending the meeting the reason there are so many bylaw changes related to Medical Marijuana. The Planning Board will review the bylaws, there will be a public hearing and will then be read twice by the Council before any changes can be made to the bylaw, so there will be plenty of opportunity for discussion on the proposed changes. **VOTE to Approve: Yes-8, No-0, Absent-1.**

Zoning Bylaw Amendment 13-712: Chapter 185, Section 49 – Medical Marijuana Use Overlay District – Referral to Planning Board: **MOTION** by Councilor Powderly to waive the reading **SECONDED** by Councilor Jones. **VOTE to Approve: Yes-8, No-0, Absent-1.** **MOTION** by Councilor Powderly to move Zoning Bylaw Amendment 13-712 referral to Planning Board **SECONDED** by Councilor Jones. **VOTE to Approve: Yes-8, No-0, Absent-1.**

TOWN ADMINISTRATOR’S REPORT: ► Mr. Nutting discussed possible dates to hold the Annual Budget Hearing.

OLD BUSINESS: NONE.

ARRIVAL: Councilor Roy arrived at 8:00PM.

NEW BUSINESS: ► Mr. Nutting described how the Town’s roads are rated and where Regent Circle falls on a list of the Top 20 Worst Roads Report. Mr. Nutting went on to discuss how the Town determines when a road will be repaired and the difficulty the Town faces both with lack of funds and manpower to make the necessary repairs to many of the Town’s roadways. Mr. Nutting said temporary repairs could be made to Regent Circle, but total reconstruction of the roadway would be done when funds and manpower are available. ► Mr. Derdarian stated the previous temporary repair work on Regent Circle was of low quality and requested a professional firm complete the temporary repairs and the Town complete the road reconstruction as soon as possible as the road is a disgrace, is dangerous and devalues the homes located in the area. ► Councilor Pfeffer said the Town is aware of the roads that are in need of repairs, but does not have the funds to make the repairs. ► Chairman Vallee said the Council would monitor the roadway situation, and Mr. Nutting said he would follow up on Regent Circle. ► Mr. Nutting addressed another concern raised during the Citizen Comment portion of the Meeting. Mr. Nutting said the State is responsible for the portion of Route 140 where the BJ’s intersection is located. Mr. Nutting said previous traffic studies indicated there was not enough traffic to warrant a traffic light at the intersection, but said maybe BJ’s would be willing to install a speed bump to slow down traffic coming from BJ’s, and the Town could look into placing a 4-way stop sign at the intersection. ► Area residents stated they are very concerned more accidents will occur once the proposed gas station and medical building are constructed in the area. ► Mr. Nutting agreed to get back to the area residents regarding any changes to the intersection. ► Councilor Roy stated as a State Representative, he would open an investigation and the area resident’s concerns will be addressed. ► Councilor Bissanti announced families of veterans who would like flags put up for a veteran’s funeral can contact Bob Fahey; Veteran’s Agent at the Senior Center for information.

COUNCILOR COMMENTS: ► Councilor Mercer provided an update on the New High School Project. Councilor Mercer said there would be another 3-4 weeks of steel erection, and brickwork will begin in the next 30 days. Councilor Mercer also read a letter from a Franklin resident who received emergency care from Franklin paramedics and firefighters during a snowstorm. The letter detailed the heroic effort the paramedics and firefighters provided that saved the resident's life. ► Councilor Dellorco assured the residents of Regent Circle and the area residents of the BJ's intersection that he would follow through with their concerns. ► Councilor Powderly suggested the Capital Budget Subcommittee look at increasing funds for roads. ► Councilor Jones thanked the residents for coming out to discuss their concerns, and let them know the Council is listening. Councilor Jones encouraged other residents to let the Council know of their concerns as well. Councilor Jones announced the Franklin Downtown Partnership has upcoming events planned and to visit the group's website for information. ► Councilor Bissanti stated it was frustrating to be unable to easily correct road conditions. ► Councilor Roy thanked Councilor Mercer for sharing the letter from the resident who thanked the Fire Department. ► Chairman Vallee asked Mr. Nutting about road repair funding. Mr. Nutting said road funding is difficult because the Town cannot gauge how much funding will be available from the State from one year to the next. In addition, the rules governing borrowing funds for roads can be prohibitive.

EXECUTIVE SESSION: Chairman Vallee said the Town Council would go into Executive Session to discuss strategy for collective bargaining and real property and declared that an open meeting may have a detrimental effect on the position of the body. Open Session did not reconvene at the conclusion of the Executive Session. **MOTION** by Councilor Pfeffer to go into Executive Session to discuss strategy for collective bargaining and real property and not to resume Open Session **SECONDED** by Councilor Mercer. **ROLL CALL: Bissanti-Yes, Dellorco-Yes, Jones-Yes, Kelly- Yes, Mercer-Yes, Pfeffer-Yes, Powderly-Yes, Roy-Yes, Vallee-Yes. VOTE to Approve: 9 – 0 – 0 Unanimous.**

The Regular Session of the meeting ended at 8:25PM.

Respectfully Submitted,

Jan Brecht, Recording Secretary

PUBLIC HEARINGS

#1 Impervious Surfaces:

- Zoning Bylaw Amendment 13-701 Changes to Chapter 185-3. Definitions
- Zoning Bylaw amendment 13-702 Changes to Chapter 185-36, Impervious Surfaces
- Zoning Bylaw Amendment 13-703: Changes to Chapter 185-40. Water Resource District
- Zoning Bylaw Amendment 13-704 Changes to Chapter 185 , Attachment 9, Schedule of Lot, Area, Frontage, Yard and Height Requirements

#2 Adult Entertainment: Documents Under Legislation for Action

- Zoning Bylaw Amendment 13-706: Changes to Chapter 185-5. Zoning Map, Adult Use Overlay District
- Zoning Bylaw Amendment 13-707 Changes to Chapter 185-47. Adult Entertainment Establishment Districts

#3 Medical Marijuana: Documents Under Legislation for Action

- Zoning Bylaw Amendment 13-708: Changes to Chapter 185-3. Definitions
- Zoning Bylaw Amendment 13-709: Changes to Chapter 185-4. Districts Enumerated
- Zoning Bylaw Amendment 13-710: Changes to Chapter 185-5. Zoning Map, Medical Marijuana Use Overlay District
- Zoning Bylaw Amendment 13-711: Changes to Chapter 185-7. Compliance Required
- Zoning Bylaw Amendment 13-712: Changes to Chapter 185-49. Medical Marijuana Use Overlay District

#4 Budget

- FY 2014 Budget Hearing – 1st Reading



Planning Board

355 East Central Street
Franklin, Massachusetts 02038-1352

May 7, 2013

Deborah L. Pellegrini, Town Clerk
Town of Franklin
355 East Central Street
Franklin, MA 02038

2013 MAY -8 PM 4:47
RECEIVED
TOWN OF FRANKLIN
TOWN CLERK

CERTIFICATE OF VOTE

- 13-701: §185-3. Definitions
- 13-702: §185-36. Impervious Surfaces
- 13-703: §185-40. Water Resource District
- 13-704: §185. Attachment 9 Schedule of Lot, Area, Frontage, Yard and Height Requirements

Petitioner: Town of Franklin, Department of Planning and Community Development


Dear Mrs. Pellegrini:

Please be advised that at its meeting on Monday, May 7, 2013 the Planning Board, upon motion duly made and seconded, voted (5-0-0) to close both the public hearing and withdraw without prejudice, Zoning Bylaw Amendments #13-701: §185-3. Definitions and #13-704: §185. Attachment 9 Schedule of Lot, Area, Frontage, Yard and Height Requirements. The Chairman noted that the withdrawn Zoning Bylaw Amendments would be re-advertised with revised information and a new Public Hearing would be held on June 3, 2013 at 7:15 PM.

The Planning Board also voted, upon motion duly made and seconded, (5-0-0) to continue the Public Hearings for Zoning Bylaw Amendments #13-702: §185-36. Impervious Surfaces and #13-703: §185-40. Water Resource District until Monday, June 3, 2013 at 7:15 PM.

If you have any questions concerning this decision, please contact the planning staff or me.

Sincerely,



Anthony Padula, Chairman

cc: Town Council
Town Administrator

Sponsor: *Department of Planning and
Community Development*

**TOWN OF FRANKLIN
ZONING BY-LAW AMENDMENT 13-701**

Changes to §185-3. Definitions

**A ZONING BY-LAW TO AMEND THE FRANKLIN TOWN CODE AT
CHAPTER 185, SECTION 3.**

BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL THAT:

Chapter 185 of the Code of the Town of Franklin is hereby amended by the following additions, added into §185-3 Definition in alphabetical order:

UPLAND – land that does not fall within a wetlands resource area as defined in M.G.L. Chapter 131, Section 40, 310 CMR 10, or Franklin Town Code 181.

This by-law Amendment shall become effective in accordance with the provisions of the Franklin Home Rule Charter and M.G.L. c.40A, §5.

DATED: _____, 2013

A True Record Attest:

**Deborah L. Pellegrini
Town Clerk**

VOTED:

UNANIMOUS _____

YES _____ **NO** _____

ABSTAIN _____

ABSENT _____

**Judith Pond Pfeffer, Clerk
Franklin Town Council**

SPONSOR:
*Department of Planning and
Community Development*

**TOWN OF FRANKLIN
ZONING BY-LAW AMENDMENT 13-702
IMPERVIOUS SURFACES**

**A ZONING BY-LAW TO AMEND THE FRANKLIN TOWN CODE AT
CHAPTER 185, SECTION 36.**

BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL THAT:

Chapter 185 of the Code of the Town of Franklin is hereby amended by ~~deleting~~ and adding the following text at §185-36 Impervious Surfaces:

The maximum coverage by structures plus paving shall be as regulated in the Schedule of Lot, Area, Frontage, Yard and Height Requirements and, within the Water Resource District, as regulated in § 185-40. Greater coverage within the Water Resource District may be allowed ~~only by the Board of Appeals pursuant to §185-40D.(1)(1). §185-40C(2) and F.~~ Greater coverage than allowed under the Schedule of Lot, Area, Frontage, Yard and Height Requirements within other districts may be allowed on special permit from the Planning Board upon its receipt of calculations prepared by a registered professional engineer indicating that stormwater runoff from the site will not be increased following the development. ~~by more than 10% in a twenty-five-year storm and that the soil loss rate from the site will not be increased above the existing rate by more than 10% following development and upon the Planning Board's determination that erosion control methods to be employed during construction will be adequate to prevent excessive soil loss.~~

The foregoing Zoning By-law amendment shall take effect in accordance with the Franklin Home Rule Charter and Massachusetts General Law Chapter 40A, Section 5.

DATED: _____, 2013

VOTED:
UNANIMOUS _____

A True Record Attest:

YES _____ **NO** _____

ABSTAIN _____

Deborah L. Pellegrini
Town Clerk

ABSENT _____

Judith Pond Pfeffer, Clerk
Town Council

SPONSOR:
*Department of Planning and
Community Development*

**TOWN OF FRANKLIN
ZONING BY-LAW AMENDMENT 13-703
WATER RESOURCE DISTRICT**

**A ZONING BY-LAW TO AMEND THE FRANKLIN TOWN CODE AT
CHAPTER 185, SECTION 40.**

BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL THAT:

Chapter 185 of the Code of the Town of Franklin is hereby amended by ~~deleting~~ and adding the following text at §185-40.D.(1)Water Resource District:

~~(1) Rendering impervious more than 15% or 2,500 square feet of the lot area, whichever is greater, of a lot located within the Water Resource District. However, rendering impervious more than 15% but no more than 60% of the lot area of a lot located within the Water Resource District is permitted only in industrial and commercial zones and only upon the issuance of a special permit. An applicant for a special permit must provide artificial recharge that does not degrade groundwater quality. The proposed water recharge efforts shall be permitted only upon the approval of a hydrogeologist retained by the Town of Franklin at the expense of the applicant, under the provisions of MGL c. 44 § 53G.~~

(1). Impervious Coverage

(i) Residential Zones:

Residential use: Rendering impervious coverage more than 15% or 2,500 square feet whichever is greater, of the upland area of a lot located within the Water Resource District, is only permitted for residential uses within a residential zone by a special permit from the Zoning Board of Appeals (ZBA).

Non-residential uses: Rendering impervious coverage more than 15% or 2,500 square feet whichever is greater, of the upland area of a lot located within the Water Resource District is only permitted for non-residential uses within a residential zone by a special permit from the Planning Board.

(ii) Non-residential Zones:

Non-residential uses: Rendering impervious coverage up to 80% of the upland area of a lot located within the Water Resource District is permitted only in non-residential zones provided an application for Site Plan approval has been provided.

An applicant for site plan approval must provide artificial recharge that does not degrade groundwater quality. The proposed water recharge efforts shall be permitted only upon the approval of a hydrogeologist retained by the Town of Franklin at the expense of the applicant, under the provisions of MGL c. 44 § 53G.

The foregoing Zoning By-law amendment shall take effect in accordance with the Franklin Home Rule Charter and Massachusetts General Law Chapter 40A, Section 5.

DATED: _____, 2013

VOTED:
UNANIMOUS _____

A True Record Attest:

YES _____ **NO** _____

ABSTAIN _____

Deborah L. Pellegri
Town Clerk

ABSENT _____

Judith Pond Pfeffer, Clerk
Town Council

Sponsor: *Department of Planning and
Community Development*

TOWN OF FRANKLIN

ZONING BY-LAW AMENDMENT 13-704

**Changes to §185 Attachment 9.
Schedule of Lot, Area, Frontage, Yard and Height Requirements.**

**A ZONING BY-LAW TO AMEND THE FRANKLIN TOWN CODE AT
SCHEDULE OF LOT, AREA, FRONTAGE YARD AND HEIGHT
REQUIREMENTS**

Note: Within this section, changes are shown in **Bold** type and appear as additions (**xyz**) and as deletions (~~xyz~~). This is to retain the readability of the document.

BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL THAT:

Chapter 185 of the Code of the Town of Franklin is hereby amended by the following additions and deletions to §185 Attachment 9. Maximum Percent of Lot Covered. Structures Plus Paving.

Town of Franklin
Schedule of Lot, Area, Frontage, Yard and Height Requirements

[Amended 5-20-1998 by Bylaw Amendment 98-357; 5-6-1998 by Bylaw Amendment 98-361; 5-3-2000 by Bylaw Amendment 00-430; 7-11-2001 by Bylaw Amendment 01-468; 12-5-2001 by Bylaw Amendment 01-486; 10-2-2002 by Bylaw Amendment 02-507; 6-11-2003 by Bylaw Amendment 03-511]

District	Minimum Lot Dimensions				Minimum Yard Dimensions			Maximum Height of Building		Maximum Impervious Coverage of Upland	
	Area (square feet)	Continuous Frontage (feet)	Depth (feet)	Lot Width (minimum circle diameter)	Front (feet)	Side (feet)	Rear (feet)	Stories	Feet	Structures	Structures Plus Paving ³
Rural Residential I	40,000	200	200	180 ⁴	40	40	40	3	35	20	25
Residential VI	40,000	200	200	180 ⁴	40	40	40	3	35	20	25
Rural Residential II	30,000	150	200	135 ⁴	40	35	35	3	35	20	25
Single Family Residential III	20,000	125	160	112.5	40	25	30	3	35	25	35
Single Family Residential IV	15,000	100	100	90	30	20	20	3	35	30	35
General Residential V	10,000	100	100	90	20	15	20	3	40	30	35
Neighborhood Commercial	18,000	100	100	90	20	30	40	3	35	30	35
Downtown Commercial	5,000	50	50	45	5 ¹⁰	0 ²	15	3 ⁹	40 ⁹	80	90
Commercial I ⁷	5,000	50	50	45	20 ¹	0 ²	15	3 ⁶	40 ⁶	90	80 100
Commercial II	40,000	175	200	157.5	40	30	30	3	40	50	80 60
Business	20,000	125	160	112.5	40	20	30	3	40	50	80 60
Industrial	40,000	175	200	157.5	40	30 ⁵	30 ⁵	3 ⁶	-	50	80 60
Limited Industrial	40,000	175	200	157.5	40	30 ⁸	30 ⁸	3 ⁶	40 ⁶	50	80 60
Office	40,000	100	100	90	20	30 ³	30 ³	3 ⁶	40 ⁶	50	80 60

Setbacks: No structure or pole carrying overhead wires shall be put up within 60 feet nor shall a billboard be erected within 100 feet of right-of-way which is 75 feet or more.

NOTES:

¹ But no new structure shall be required to provide a deeper yard than that existing on that parcel upon adoption of this amendment.

² Increase to 20 feet when abutting a residential district.

³ **See Definition of Upland §185-3, §185-36. Impervious Surfaces and §185-40. Water Resource District.**

⁴ Within open space developments (see § 185-43), the lot width must be met for individual lots shall be no less than 1/2 those required within the underlying district.

⁵ Increase by the common building height of the structure, when abutting a residential use.

⁶ Up to 5 stories and/or 60 feet, whichever is greater, may be permitted by a special permit from the Planning Board.

⁷ Permitted residential uses must observe requirements of General Residential V District for residential use building only. Mixed use buildings are exempt from this requirement.

⁸ Increase by 1.5 the common building height of a structure, when abutting a residential district or use.

⁹ Up to 4 stories and/or 50 feet, whichever is less, may be permitted by a Special Permit from the Planning Board provided the structure is set back at least 15 feet from frontage.

¹⁰ Minimum 5' setback required on first floor, street level; upper floors can overhang required first floor set back.

The foregoing Zoning By-law amendment shall take effect in accordance with the Franklin Home Rule Charter and Massachusetts General Law Chapter 40A, Section 5.

DATED: _____, 2013

VOTED:

UNANIMOUS _____

A True Record Attest:

YES _____ **NO** _____

Deborah L. Pellegrini
Town Clerk

ABSTAIN _____

ABSENT _____

Judith Pond Pfeffer, Clerk

FRANKLIN PLANNING & COMMUNITY DEVELOPMENT

355 EAST CENTRAL STREET, ROOM 120
FRANKLIN, MA 02038-1352
TELEPHONE: 508-520-4907
FAX: 508-520-4906

MEMORANDUM

TO: TOWN COUNCIL
FROM: GLENN JONES, CHAIRMAN, ECONOMIC DEVELOPMENT COMMITTEE
RE: ECONOMIC DEVELOPMENT RELATED ZONING BYLAW AMENDMENTS
CC: JEFF NUTTING, TOWN ADMINISTRATOR, ECONOMIC DEVELOPMENT COMMITTEE,
PLANNING BOARD, DEPARTMENT OF PLANNING & COMMUNITY DEVELOPMENT
DATE: MARCH 20, 2013

The Economic Development Committee is pleased to provide you with a summary of topics the Committee has been working on with the assistance of the Department of Planning and Community Development and other staff members.

At their March 13, 2013 meeting, the Economic Development Committee voted to support three changes to the Town's Zoning Bylaw, and I believe these changes are in the best interest of the Town. The proposed changes allow more flexible use of parcels during the development review process, while maintaining sufficient regulations to assure protection of the Town's water supply.

The Economic Development Committee voted to recommend changes to Zoning Bylaws §185-36 Impervious Surfaces and §185-40 Water Resources District Bylaw.

Attached are the following zoning bylaw amendments for review and consideration:

- 13-701: §185-3. Definitions
- 13-702: §185-36. Impervious Surfaces
- 13-703: §185-40. Water Resource District
- 13-704: §185. Attachment 9 Schedule of Lot, Area, Frontage, Yard and Height Requirements

The Economic Development Committee discussed the rezoning of six parcels along Old West Central Street. Committee members unanimously agreed in order to continue to encourage economic development the parcels should be rezoned from Single Family III to Business.

The six parcels along Old West Central Street are:

- 620 West Central Street
- Vacant Lot (Town owned)
- 648 Old West Central Street
- 652 Old West Central Street
- 656 Old West Central Street
- 664 Old West Central Street

Attached are the following zoning bylaw amendments for review and consideration:

- 13-705: §185-5. Zoning Map - Single Family III to Business Zoning District
- Proposed Zoning Map Change

Members also discussed and supported the creation of a Medical Marijuana Overlay District. A Zoning Bylaw amendment has been drafted by the DPCD in response to approval of Question 3 on the November 6, 2012 State Referendum by the voters of the Town of Franklin. The proposed bylaw amendment will be presented to the Council at their April 3, 2013 meeting.

PUBLIC HEARINGS

- **FY 2014 Budget Hearing – 1st Reading**

OPERATING BUDGET
TOWN OF FRANKLIN

	FY 2011	FY 2012	FY 2013	FY 2014	FY 2014	FY 2014	FY 2014	FY 2014	FY 2014	approved
	Final	Final	Final	Submitted	TA Recommend	Fin Comm Recommend	Town Council to vote			V
111 Town Council										
expenses	3,500	3,500	3,500	3,500	3,500	3,500	3,500		3,500	
123 Town Administration										
salaries	262,466	257,858	286,704	296,161	296,161	296,161	296,161		296,161	
expenses	53,942	53,942	33,545	29,959	29,959	29,959	29,959		29,959	
	316,408	311,800	320,249	326,120	326,120	326,120	326,120		326,120	
131 Finance Committee										
expenses	1,000	1,000	1,000	1,000	1,000	1,000	1,000		1,000	
135 Comptroller										
salaries	336,824	333,167	354,641	370,335	370,763	370,763	370,763		370,763	
expenses	55,175	56,425	56,925	56,925	56,925	56,925	56,925		56,925	
	391,999	389,592	411,566	427,260	427,688	427,688	427,688		427,688	
141 Assessors										
salaries	221,053	221,103	228,508	233,341	233,781	233,781	233,781		233,781	
expenses	59,100	68,850	68,850	68,850	68,850	68,850	68,850		68,850	
	280,153	289,953	297,358	302,191	302,631	302,631	302,631		302,631	
147 Treasurer-Collector										
elected official salary	83,485	83,485	85,155	86,858	89,000	89,000	89,000		89,000	
salaries	228,935	223,935	233,538	242,362	246,122	246,122	246,122		246,122	
expenses	55,930	55,930	51,730	55,330	55,330	55,330	55,330		55,330	
tax title expenses	35,000	35,000	35,000	35,000	35,000	35,000	35,000		35,000	
	403,350	398,350	405,423	419,550	425,452	425,452	425,452		425,452	
151 Legal										
salaries	99,240	90,970	92,335	94,182	94,182	94,182	94,182		94,182	
expenses	49,900	49,900	48,000	46,000	40,000	40,000	40,000		40,000	
	149,140	140,870	140,335	140,182	134,182	134,182	134,182		134,182	
152 Human Resources										
salaries	111,230	106,391	120,232	122,639	123,488	123,488	123,488		123,488	
expenses	9,950	9,950	9,950	9,950	9,950	9,950	9,950		9,950	
	121,180	116,341	130,182	132,589	133,438	133,438	133,438		133,438	
155 Information Technology										
expenses	104,944	104,944	119,250	156,165	156,165	156,165	156,165		156,165	
	104,944	104,944	119,250	156,165	156,165	156,165	156,165		156,165	
161 Town Clerk										
elected official salary	70,770	70,770	72,185	73,268	76,000	76,000	76,000		76,000	
salaries	44,863	46,763	60,293	61,413	62,253	62,253	62,253		62,253	
expenses	13,800	13,800	13,800	16,000	16,000	16,000	16,000		16,000	
	129,433	131,333	146,278	150,681	154,253	154,253	154,253		154,253	

OPERATING BUDGET
TOWN OF FRANKLIN

	FY 2011	FY 2012	FY 2013	FY 2014	FY 2014	FY 2014	FY 2014	FY 2014	approved
	Final	Final	Final	Submitted	TA	Fin Comm	Town Council	to vote	V
164 Elections & Registration									
salaries	30,609	30,609	30,862	25,596	25,596	25,596	25,596	25,596	
expenses	17,700	15,400	16,800	17,150	17,150	17,150	17,150	17,150	
	48,309	46,009	47,662	42,746	42,746	42,746	42,746	42,746	
176 Appeals Board									
expenses	5,000	5,000	5,000	5,000	4,000	4,000	4,000	4,000	
	5,000	5,000	5,000	5,000	4,000	4,000	4,000	4,000	
177 Planning & Growth Manage									
salaries	234,803	230,852	238,689	247,116	247,116	247,116	247,116	247,116	
expenses	24,900	24,900	24,900	24,900	24,900	24,900	24,900	24,900	
	259,703	255,752	263,589	272,016	272,016	272,016	272,016	272,016	
192 Public Property & Buildings									
salaries	2,093,401	2,067,960	2,098,773	2,225,913	2,225,913	2,225,913	2,225,913	2,225,913	
expenses	4,381,990	4,285,525	4,274,485	4,195,740	4,195,740	4,195,740	4,195,740	4,195,740	
	6,475,391	6,353,485	6,373,258	6,421,653	6,421,653	6,421,653	6,421,653	6,421,653	
195 Central Service									
expenses	110,100	108,100	111,100	111,100	111,100	111,100	111,100	111,100	
	110,100	108,100	111,100	111,100	111,100	111,100	111,100	111,100	
Subtotal, General Government	8,799,610	8,656,029	8,775,750	8,911,753	8,915,944	8,915,944	8,915,944	8,915,944	
210 Police									
salaries	4,139,834	4,014,000	4,141,261	4,307,379	4,311,348	4,311,348	4,311,348	4,311,348	
expenses	255,888	249,800	255,450	275,675	259,175	259,175	259,175	259,175	
	4,395,722	4,263,800	4,396,711	4,583,054	4,570,523	4,570,523	4,570,523	4,570,523	
220 Fire									
salaries	3,867,939	3,853,552	3,977,774	4,144,228	4,038,526	4,038,526	4,038,526	4,038,526	
expenses	336,475	359,700	358,350	367,850	362,250	362,250	362,250	362,250	
	4,204,414	4,213,252	4,336,124	4,512,078	4,400,776	4,400,776	4,400,776	4,400,776	
240 Inspection									
salaries	350,627	332,963	332,406	325,833	325,833	325,833	325,833	325,833	
expenses	26,200	26,200	24,600	24,600	24,600	24,600	24,600	24,600	
	376,827	359,163	357,006	350,433	350,433	350,433	350,433	350,433	
292 Animal Control									
expenses	65,376	65,376	65,376	65,876	65,876	65,876	65,876	65,876	
	65,376	65,376	65,376	65,876	65,876	65,876	65,876	65,876	
293 Parking Meters									
expenses	500	500	500	1,000	2,000	2,000	2,000	2,000	
	500	500	500	1,000	2,000	2,000	2,000	2,000	
Subtotal, Public Safety	9,042,839	8,902,091	9,155,717	9,512,441	9,389,608	9,389,608	9,389,608	9,389,608	

OPERATING BUDGET
TOWN OF FRANKLIN

TOWN OF FRANKLIN									
	FY 2011	FY 2012	FY 2013	FY 2014	FY 2014	FY 2014	FY 2014	FY 2014	approved
	Final	Final	Final	Submitted	TA Recommend	Fin Comm Recommend	Town Council to vote		✓
300 Town Schools	49,875,000	51,060,000*	52,710,000	54,310,000	54,310,000	54,310,000	54,310,000		
390 Regional School	1,688,082	1,730,992	1,827,415	2,106,638	2,106,638	2,106,638	2,106,638		
395 Norfolk Aggie		0	44,000	44,000	40,000	40,000	40,000		
Subtotal, Education	51,563,082	52,790,992	54,581,415	56,460,638	56,456,638	56,456,638	56,456,638		
440 DPW-Highway Dept									
salaries	1,475,860	1,350,029	1,367,262	1,407,181	1,407,616	1,407,616	1,407,616		
expenses	2,252,611	2,401,983	2,455,570	2,518,285	2,443,285	2,443,285	2,443,285		
	3,728,471	3,752,012	3,822,832	3,925,466	3,850,901	3,850,901	3,850,901		
424 Street Lighting									
expenses	140,000	140,000	148,000	148,000	148,000	148,000	148,000		
	140,000	140,000	148,000	148,000	148,000	148,000	148,000		
TOTAL DPW - Hwy	3,868,471	3,892,012	3,970,832	4,073,466	3,998,901	3,998,901	3,998,901		
510 Health									
salaries	113,047	122,957	137,000	141,000	142,020	142,020	142,020		
expenses	6,410	6,410	6,410	6,410	5,400	5,400	5,400		
	119,457	129,367	143,410	147,410	147,420	147,420	147,420		
525 Public Health Services									
expenses	20,000	20,000	20,000	20,000	20,000	20,000	20,000		
	20,000	20,000	20,000	20,000	20,000	20,000	20,000		
541 Council on Aging									
salaries	120,884	115,383	126,170	134,250	139,242	139,242	139,242		
expenses	3,000	1,500	2,500	2,500	2,500	2,500	2,500		
	123,884	116,883	128,670	136,750	141,742	141,742	141,742		
543 Veterans Services									
salaries	42,335	42,335	42,970	43,829	43,829	43,829	43,829		
expenses	1,300	1,300	1,300	1,300	1,300	1,300	1,300		
veterans assistance	142,000	150,000	188,700	190,000	190,000	190,000	190,000		
	185,635	193,635	232,970	235,129	235,129	235,129	235,129		
Subtotal, Human Services	448,976	459,885	525,050	539,289	544,291	544,291	544,291		
610 Library									
salaries	562,415	346,172	425,069	439,226	427,949	427,949	427,949		
expenses	143,000	204,000	184,000	234,000	210,000	210,000	210,000		
	705,415	550,172	609,069	673,226	637,949	637,949	637,949		
630 Recreation									
salaries	244,572	218,055	227,095	237,570	237,570	237,570	237,570		
expenses	233,900	233,900	233,900	233,900	233,900	233,900	233,900		
	478,472	451,955	460,995	471,470	471,470	471,470	471,470		

OPERATING BUDGET
TOWN OF FRANKLIN

	FY 2011	FY 2012	FY 2013	FY 2014	FY 2014 TA Recommend	FY 2014 Fin Comm Recommend	FY 2014 Town Council to vote	approved
	Final	Final	Final	Submitted				V
691 Historical Commission expenses	2,000	2,000	2,000	3,000	3,500	3,500	3,500	
	2,000	2,000	2,000	3,000	3,500	3,500	3,500	
692 Memorial Day expenses	1,000	1,200	1,200	1,200	1,200	1,200	1,200	
	1,000	1,200	1,200	1,200	1,200	1,200	1,200	
695 Cultural Council expenses	2,000	2,000	2,000	2,000	2,000	2,000	2,000	
	2,000	2,000	2,000	2,000	2,000	2,000	2,000	
Subtotal, Culture & Recreation	1,192,887	1,007,327	1,075,264	1,150,896	1,116,119	1,116,119	1,116,119	
710 Retirement of Debt general fund	3,695,461			3,700,825	3,700,825	3,700,825		
750 Interest general fund	1,662,036			1,251,778	1,251,778	1,251,778		
new ban's				1,015,000	1,015,000	1,015,000		
short term interest general fund	8,000			8,000	8,000	8,000		
Subtotal, Debt Service	5,365,497	5,230,467	5,118,917	5,975,603	5,975,603	5,975,603	5,975,603	
Benefits:								
910 Retirement & Pension	3,558,923	3,341,223	3,506,741	3,737,160	3,662,597	3,662,597		
Health/Life Insurance Benefits	2,075,000	2,423,000	2,275,000	2,335,000	2,335,000	2,335,000		
Retired Teacher Health Insurance	1,144,000	1,224,000	1,230,000	1,210,000	1,175,000	1,175,000		
Workers Compensation	315,000	300,000	330,000	348,000	375,000	375,000		
Unemployment Compensation	185,000	185,000	185,000	185,000	185,000	185,000		
Medicare	215,000	200,000	220,000	226,000	226,000	226,000		
OPEB	1,000	68,000	100,000	200,000	200,000	200,000		
Compensation Reserve	25,000	25,000	40,759	165,000	154,000	154,000		
Subtotal Benefits	7,518,923	7,766,223	7,887,500	8,406,160	8,312,597	8,312,597	8,312,597	
945 Liability Insurance	290,000	385,000	410,000	390,000	400,000	400,000	400,000	
Stabilization								
Real Estate Refunded Interest		350,000	775,000					
			38,000					
NuStyle		165,000	1,405					
Roads		400,000						
Partridge culvert		150,000						
TOTAL ALL BUDGETS	88,090,285	90,155,026	92,314,850	95,420,246	95,109,701	95,109,701	95,109,701	
Revenues	0	90,164,366	92,348,442	95,110,755	95,110,755	95,110,755	95,110,755	
Surplus/(Deficit)	-88,090,285	9,340	33,592	-309,491	1,054	1,054	1,054	

OPERATING BUDGET
TOWN OF FRANKLIN

	FY 2011	FY 2012	FY 2013	FY 2014	FY 2014 TA Recommend	FY 2014 Fin Comm Recommend	FY 2014 Town Council to vote	approved
	Final	Final	Final	Submitted				V
ENTERPRISE FUNDS:								
434 Solid Waste Disposal								
salaries	87,400	67,717	63,341	61,951	62,096	62,096	62,096	
expenses	1,692,025	1,765,525	1,750,000	1,846,000	1,880,000	1,880,000	1,880,000	
principal & interest	172,000	172,800	-	-	-	-	-	
	1,951,425	2,006,042	1,813,341	1,907,951	1,942,096	1,942,096	1,942,096	
440 Sewer								
salaries	605,253	597,359	598,257	610,005	610,440	610,440	610,440	
expenses	502,750	398,250	419,850	414,350	414,350	414,350	414,350	
charles river assessment	2,477,620	2,543,870	2,654,880	3,500,000	2,157,040	2,157,040	2,157,040	
OPEB				32,000	32,000	32,000	32,000	
principal & interest	487,449	476,386	451,183	438,980	438,980	438,980	438,980	
	4,073,072	4,015,865	4,124,170	4,995,335	3,652,810	3,652,810	3,652,810	
450 Water								
salaries	1,129,461	1,067,741	1,079,259	1,104,634	1,102,569	1,102,569	1,102,569	
expenses	2,123,950	2,173,450	2,196,500	2,168,000	2,175,000	2,175,000	2,175,000	
OPEB				66,000	66,000	66,000	66,000	
principal & interest	1,490,905	1,450,231	1,399,133	1,401,316	1,511,316	1,511,316	1,511,316	
	4,744,316	4,691,422	4,674,892	4,739,950	4,854,885	4,854,885	4,854,885	
TOTAL ENTERPRISE FUNDS	10,768,813	10,713,329	10,612,403	11,643,236	10,449,791	10,449,791	10,449,791	
TOTAL OPERATING BUDGET	98,859,098	100,868,355	102,927,253	107,063,482	105,559,492	105,559,492	105,559,492	



Proposed FY 14 Budget Revenues

- **Net Revenues increased \$2,050,000 (excluding debt exclusion)**
- **Total General Fund budget of \$95,100,000 or 2.1% increase**
- **Only re-occurring funds are being used to balance the budget**
- **State Aid level funded**
- **Local Receipts increased by \$100,000 up to \$7,150,000**



Expenses

- **Fire Salary budget does not include funds for Arbitration settlement**
- **Library budget up 6% but still over \$300,000 below required spending**
- **Debt will change when we sell HS Bonds in August (will be debt excluded)**
- **Funding OPEB at \$200,000 plus \$98,000 in Water and Sewer accounts. Need about \$3,000,000 per year to fund the schedule**

A decorative graphic consisting of two overlapping teal circles, with the larger one in the foreground and a smaller one behind it, located on the left side of the slide.

GOOD NEWS

**Boston Globe
January 27, 2013
Comparison of 49 Communities
FY 13 Average Single
Family Tax Bill**

**Overall Franklin had 8th lowest bill
at \$4,990**

Regional Average Tax Bill is \$7,899

FY'14 PROPOSED TOWN GF
BUDGET

TOWN	POPULATION	PER CAPITA SPENDING
Weston	11,608	\$5,815
Norwood	29,207	\$5,292
Dover	6,081	\$5,221
Westwood	15,000	\$5,041
Lincoln	6,216	\$4,967
Wellesley	27,982	\$4,829
Wayland	13,886	\$4,789
Southborough	9,767	\$4,621
Westborough	18,272	\$4,340
Needham	28,886	\$4,280
Sudbury	18,103	\$4,162
Hopkinton	14,925	\$4,153
Medfield	12,024	\$4,010
Sharon	17,929	\$3,973
Natick	33,006	\$3,752
Ashland	16,000	\$3,625
Dedham	24,729	\$3,576
Framingham	68,318	\$3,464
Canton	21,561	\$3,463
Holliston	15,033	\$3,357
Foxborough	17,170	\$3,248
Wrentham	10,955	\$3,234
Medway	13,645	\$3,218
Millis	7,891	\$3,081
Walpole	24,133	\$3,075
Plainville	8,210	\$2,983
Franklin	33,092	\$2,874
Bellingham	16,332	\$2,480



A LOOK AHEAD BEYOND FY 14 BIG TICKET ITEMS

- **BALANCING THE BUDGET**
- **ROADS**
- **OTHER POST RETIREMENT BENEFITS (OPEB)**
- **STORM WATER MANDATE**
- **WATER/SEWER IMPROVEMENTS**



ANNUAL BUDGET

- Revenues increase about \$2.2 Million per year (about 2%)
- Expenses outpace Revenues
- Staff already reduced 20%
- One time Revenues and a Override helped balance budget over the last 10 years.
- The days of big increases in State Aid are gone
- Federal Gov't will continue to cut programs
- The population is aging

- 
-
- **Pensions, Health Insurance, Modest Increases in Wages and Expenses**

Projected Deficits:

- **FY 15 - \$2,000,000**
 - **FY 16 - \$4,000,000**
 - **FY 17 - \$5,500,000**
 - **FY 18 - \$7,000,000**
- **Does not include funding for Roads, OPEB or Storm Water**



ROADS/SIDEWALKS/DRAINAGE

A backlog of close to \$50,000,000

NEED A DEDICATED OVERRIDE

**Which can only be used for
Road/Sidewalk Improvements**



OPEB

- **UNFUNDED LIABILITY OF \$85,000,000 OR “ONLY” \$44,000,000 IF WE HAVE A FUNDING SCHEDULE OF \$3,000,000 PER YEAR.**
- **NEED CHANGE IN STATE LAWS AND SOME FUNDING FROM THE TOWN**



STORM WATER

POTENTIAL FUTURE FEE



WATER /SEWER

**GREAT PROGRESS
BUT MORE TO DO**

FUTURE FEE INCREASE

LEGISLATION

FOR

ACTION

FRANKLIN PLANNING & COMMUNITY DEVELOPMENT

355 EAST CENTRAL STREET, ROOM 120
FRANKLIN, MA 02038-1352
TELEPHONE: 508-520-4907
FAX: 508-520-4906

MEMORANDUM

TO: TOWN COUNCIL
FROM: BRYAN W. TABERNER, AICP, DIRECTOR
RE: IMPERVIOUS SURFACES AND WATER RESOURCES BYLAW AMENDMENTS
CC: JEFF NUTTING, TOWN ADMINISTRATOR, ECONOMIC DEVELOPMENT COMMITTEE
DATE: MAY 9, 2013

At the Planning Board meeting on April 22, 2013, the Department of Planning and Community Development (DPCD) was asked to make revisions to the definition of Upland proposed in Zoning Bylaw Amendment 13-701: §185-3. Definitions. DPCD revised the definition of upland as requested and also created definitions for wetland and lot area. In addition, DPCD revised Zoning Bylaw Amendment 13-704: Attachment 9, Schedule of Lot, Area, Frontage, Yard and Height Requirement.

Changes to the two above-mentioned proposed zoning bylaw amendments were made in order to further clarify related regulations. By creating new definitions and expanding Attachment 9, the scope of the proposed zoning bylaw amendments were expanded beyond how the proposed amendments were originally advertised, and therefore the Town needs to re-advertise the proposed zoning bylaw amendments.

For this reason DPCD asks Town Council to take the necessary steps to remove the following Zoning Bylaw Amendments from the Town Council Public Hearing process.

- 13-701: §185-3. Definitions.
- 13-704: §185. Attachment 9 Schedule of Lot, Area, Frontage, Yard and Height Requirements.

Submitted in place of the above mentioned amendments for your review and consideration are the following attached Zoning Bylaw Amendments:

- 13-716: §185-3. Definitions.
- 13-717: §185. Attachment 9 Schedule of Lot, Area, Frontage, Yard and Height Requirements.

There have been no substantial changes to Zoning Bylaw Amendments 13-702 and 13-703. For that reason DPCD requests Town Council continue the Public Hearing for these two proposed zoning bylaw amendments until the new definitions (13-716) and use table (13-717) can be reviewed by the Franklin Planning Board at a June 6, 2013 public hearing, and referred back to the Town Council.

*Sponsor: Department of Planning and
Community Development*

**TOWN OF FRANKLIN
ZONING BY-LAW AMENDMENT 13-716**

Changes to §185-3. Definitions

**A ZONING BY-LAW TO AMEND THE FRANKLIN TOWN CODE AT
CHAPTER 185, SECTION 3.**

BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL THAT:

Chapter 185 of the Code of the Town of Franklin is hereby amended by ~~deleting~~ and adding the following into §185-3 Definition in alphabetical order:

~~LOT AREA—The horizontal area of the lot, exclusive of any area in a street or recorded way open or proposed to be open to public use. For lots created subsequent to the adoption of this provision, at least 90% of the "lot area" required for zoning compliance shall be land other than that under any body of water, including watercourses, or any bog, swamp, wet meadow or marsh, as defined in MGL c. 131, § 40.~~

~~[Added 11-26-1985 by Bylaw Amendment 85-57]~~

LOT AREA -The total area within the lot lines of a lot, excluding any street right-of-way.

WETLAND – See term “freshwater wetlands” as defined in MGL c. 131, § 40.

UPLAND – Any non-wetland area.

This by-law Amendment shall become effective in accordance with the provisions of the Franklin Home Rule Charter and M.G.L. c.40A, §5.

DATED: _____, 2013

VOTED:

UNANIMOUS _____

A True Record Attest:

YES _____ **NO** _____

ABSTAIN _____

**Deborah L. Pellegrini
Town Clerk**

ABSENT _____

**Judith Pond Pfeffer, Clerk
Franklin Town Council**

Sponsor: *Department of Planning and
Community Development*

TOWN OF FRANKLIN

ZONING BY-LAW AMENDMENT 13-717

**Changes to §185 Attachment 9.
Schedule of Lot, Area, Frontage, Yard and Height Requirements.**

**A ZONING BY-LAW TO AMEND THE FRANKLIN TOWN CODE AT
SCHEDULE OF LOT, AREA, FRONTAGE YARD AND HEIGHT
REQUIREMENTS**

Note: Within this section, changes are shown in **Bold** type and appear as additions (**xyz**) and as deletions (~~xyz~~). This is to retain the readability of the document.

BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL THAT:

Chapter 185 of the Code of the Town of Franklin is hereby amended by the following additions and deletions to §185 Attachment 9. Maximum Percent of Lot Covered. Structures Plus Paving.

Town of Franklin
Schedule of Lot, Area, Frontage, Yard and Height Requirements

[Amended 5-20-1998 by Bylaw Amendment 98-357; 5-6-1998 by Bylaw Amendment 98-361; 5-3-2000 by Bylaw Amendment 00-430; 7-11-2001 by Bylaw Amendment 01-468; 12-5-2001 by Bylaw Amendment 01-486; 10-2-2002 by Bylaw Amendment 02-507; 6-11-2003 by Bylaw Amendment 03-511]

District	Minimum Lot Dimensions				Minimum Yard Dimensions			Maximum Height of Building		<u>Maximum Impervious Coverage of Existing Upland</u>	
	Area	Continuous Frontage	Depth	Lot Width (minimum	Front	Side	Rear	Stories	Feet	Structures	Structures Plus Paving ³
	(square feet)	(feet)	(feet)	circle diameter)	(feet)	(feet)	(feet)				
Rural Residential I	40,000	200	200	180 ⁴	40	40	40	3	35	20	25
Residential VI	40,000	200	200	180 ⁴	40	40	40	3	35	20	25
Rural Residential II	30,000	150	200	135 ⁴	40	35	35	3	35	20	25
Single Family Residential III	20,000	125	160	112.5	40	25	30	3	35	25	35
Single Family Residential IV	15,000	100	100	90	30	20	20	3	35	30	35
General Residential V	10,000	100	100	90	20	15	20	3	40	30	35
Neighborhood Commercial	18,000	100	100	90	20	30	40	3	35	30	35
Downtown Commercial	5,000	50	50	45	5 ¹⁰	0 ²	15	3 ⁹	40 ⁹	80	90
Commercial I ⁷	5,000	50	50	45	20 ¹	0 ²	15	3 ⁶	40 ⁶	90	100
Commercial II	40,000	175	200	157.5	40	30	30	3	40	70 50	80 60
Business	20,000	125	160	112.5	40	20	30	3	40	70 50	80 60
Industrial	40,000	175	200	157.5	40	30 ⁵	30 ⁵	3 ⁶	-	70 50	80 60
Limited Industrial	40,000	175	200	157.5	40	30 ⁸	30 ⁸	3 ⁶	40 ⁶	70 50	80 60
Office	40,000	100	100	90	20	30 ⁷	30 ⁷	3 ⁶	40 ⁶	70 50	80 60

Setbacks: No structure or pole carrying overhead wires shall be put up within 60 feet nor shall a billboard be erected within 100 feet of right-of-way which is 75 feet or more.

NOTES:

¹ But no new structure shall be required to provide a deeper yard than that existing on that parcel upon adoption of this amendment.

² Increase to 20 feet when abutting a residential district.

³ **See definition of Upland §185-3, §185-36. Impervious Surfaces and §185-40. Water Resource District.**

⁴ Within open space developments (see § 185-43), the lot width must be met for individual lots shall be no less than 1/2 those required within the underlying district.

⁵ Increase by the common building height of the structure, when abutting a residential use.

⁶ Up to 5 stories and/or 60 feet, whichever is greater, may be permitted by a special permit from the Planning Board.

⁷ Permitted residential uses must observe requirements of General Residential V District for residential use building only. Mixed use buildings are exempt from this requirement.

⁸ Increase by 1.5 the common building height of a structure, when abutting a residential district or use.

⁹ Up to 4 stories and/or 50 feet, whichever is less, may be permitted by a Special Permit from the Planning Board provided the structure is set back at least 15 feet from frontage.

¹⁰ Minimum 5' setback required on first floor, street level; upper floors can overhang required first floor set back.

The foregoing Zoning By-law amendment shall take effect in accordance with the Franklin Home Rule Charter and Massachusetts General Law Chapter 40A, Section 5.

DATED: _____, 2013

VOTED:

UNANIMOUS _____

A True Record Attest:

YES _____ **NO** _____

Deborah L. Pellegri
Town Clerk

ABSTAIN _____

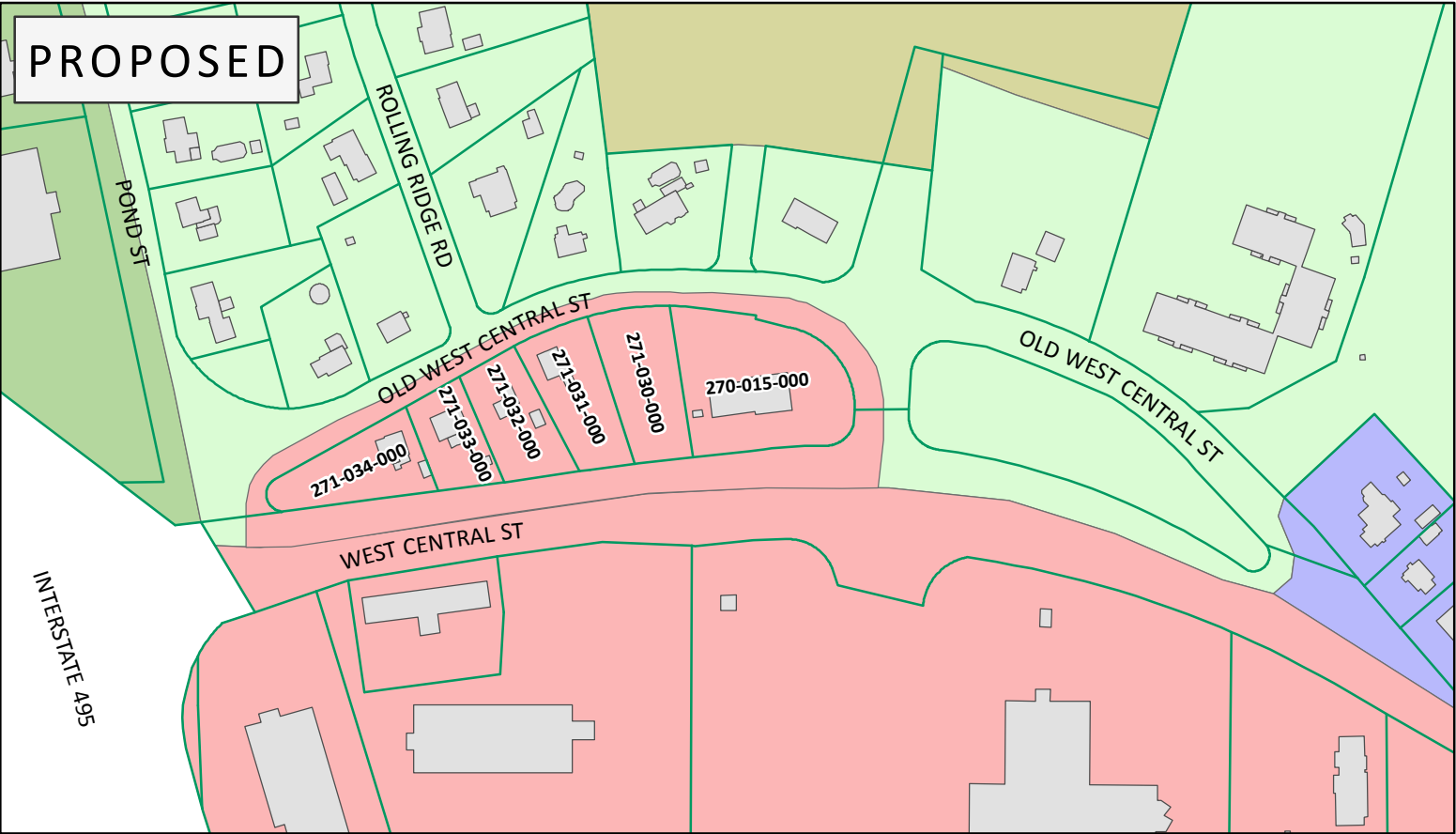
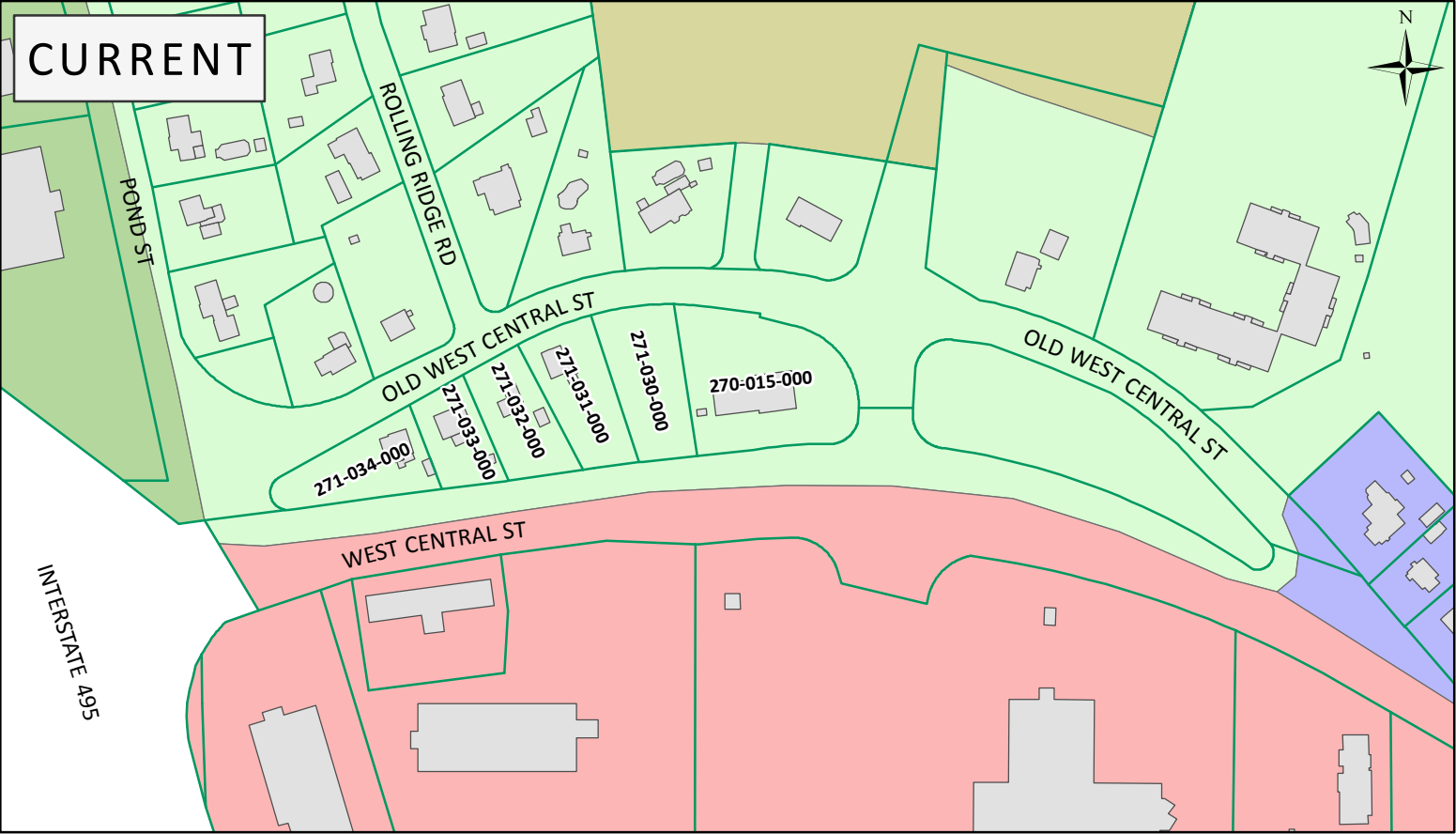
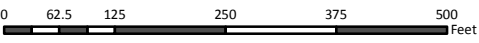
ABSENT _____

Judith Pond Pfeffer, Clerk

Proposed Zoning Map Change

Single-Family III to Business

- Parcel Line
- Office
- Business
- Rural Residential II
- Commercial II
- Single-Family III



TOWN OF FRANKLIN

ZONING BY-LAW AMENDMENT 13-705

Single Family III to Business Zoning District

Changes to § 185-5 Zoning Map

**A ZONING BY-LAW TO AMEND THE CODE OF THE TOWN OF FRANKLIN
AT CHAPTER 185 SECTION 5, ZONING MAP, RE: CHANGE FROM SINGLE
FAMILY III TO BUSINESS.**

BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL THAT:

Chapter 185 of the Code of the Town of Franklin is hereby amended by making the following amendments to §185-5, of the Code of the Town of Franklin, Zoning Map:

That the Zoning Map of the Town of Franklin be amended by changing from Single Family III to Business an area containing 2.21± acres, comprising the following parcels of land as shown on the Town of Franklin's Assessor's Maps:

270-015-000
271-032-000

271-030-000
271-033-000

271-031-000
271-034-000

The area to be rezoned is shown on the attached zoning map.

The foregoing Zoning By-law amendment shall take effect in accordance with the Franklin Home Rule Charter and Massachusetts General Law Chapter 40A, Section 5.

DATED: _____, 2013

A True Record Attest:

Deborah L. Pellegrini
Town Clerk

VOTED:
UNANIMOUS _____

YES _____ **NO** _____

ABSTAIN _____

ABSENT _____

Judith Pond Pfeffer, Clerk
Franklin Town Council

FRANKLIN PLANNING & COMMUNITY DEVELOPMENT

355 EAST CENTRAL STREET, ROOM 120
FRANKLIN, MA 02038-1352
TELEPHONE: 508-520-4907
FAX: 508-520-4906

MEMORANDUM

TO: TOWN COUNCIL
FROM: BETH DAHLSTROM, TOWN PLANNER
**RE: MEDICAL MARIJUANA USE OVERLAY DISTRICT &
ADULT USE OVERLAY DISTRICT REVISIONS**
**CC: JEFF NUTTING, TOWN ADMINISTRATOR, PLANNING BOARD, DEPARTMENT OF
PLANNING & COMMUNITY DEVELOPMENT**
DATE: MARCH 28, 2013

At their March 13, 2013 meeting, the Economic Development Committee voted to support the creation of a Medical Marijuana Use Overlay District in response to approval of Question 3 at the November 6, 2012 State Referendum by the voters of the Town of Franklin. Five zoning bylaw amendments are necessary to create the Medical Marijuana Use Overlay District.

Attached are the following zoning bylaw amendments for review and consideration:

- 13-708: §185-3, Definitions
- 13-709: §185-4, Districts Enumerated: Medical Marijuana Use Overlay District
- 13-710: §185-5, Zoning Map: Medical Marijuana Use Overlay District
- 13-711: §185-7, Compliance Required: Use Regulation Schedule
- 13-712: §185-49: Addition of Medical Marijuana Use Overlay District

Also attached for your review and consideration are two zoning bylaw amendments making corrections to Chapter 185-47, Adult Entertainment Establishment District, and the area in which the overlay district is defined on the zoning map.

Attached are the following zoning bylaw amendments for review and consideration:

- 13-706: §185-5, Zoning Map: Adult Use Overlay District
- 13-707: §185-47: Adult Entertainment Establishment Districts

The Department of Planning and Community Development is requesting the Town Council refer the above zoning bylaw amendments to the Planning Board for a Public Hearing. I will be available at the Town Council meeting on April 3, 2013 should you have any questions regarding the attached bylaws.



Planning Board

355 East Central Street
Franklin, Massachusetts 02038-1352

2013 MAY -8 PM 4:47
TOWN OF FRANKLIN
RECEIVED

May 7, 2013

Deborah L. Pellegrini, Town Clerk
Town of Franklin
355 East Central Street
Franklin, MA 02038

CERTIFICATE OF VOTE

13-706: §185-5, Zoning Map: Adult Use Overlay District
13-707: §185-47: Adult Entertainment Establishment Districts

Petitioner: Town of Franklin, Department of Planning and Community Development

Dear Mrs. Pellegrini:

Please be advised that at its meeting on Monday, May 7, 2013 the Planning Board, upon motion duly made and seconded, voted (5-0-0) to *RECOMMEND, as presented*, to the Town Council the adoption of Zoning By-law Amendments #13-706: §185-5, Zoning Map: Adult Use Overlay District and #13-707: §185-47: Adult Entertainment Establishment

If you have any questions concerning this decision, please contact the planning staff or me.

Sincerely,

Anthony Padula
Chairman

cc: Town Council
Town Administrator

TOWN OF FRANKLIN
ZONING BY-LAW AMENDMENT 13-706
ADULT USE OVERLAY DISTRICT

Changes to § 185-5 Zoning Map

**A ZONING BY-LAW TO AMEND THE CODE OF THE TOWN OF FRANKLIN
AT CHAPTER 185, SECTION 5, ZONING MAP, RE: ADULT USE OVERLAY
DISTRICT:**

BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL THAT:

Chapter 185 of the Code of the Town of Franklin is hereby amended by making
the following amendments to §185-5. Zoning Map:

That the Zoning Map of the Town of Franklin be amended by modifying the overlay
zoning district known as the Adult Use Overlay District. This overlay zoning district shall
consist of: 1. parcels of land zoned industrial, located south or west of the sideline of
Interstate 495; and 2. not located less than 200 feet from a residential zoning district,
school, library, church, child-care facility, park, playground, any establishment licensed
under the provisions of MGL c. 138, § 12, or another adult entertainment establishment.
The 200 feet shall be measured from all property lines of the proposed use.

This District is delineated on the map entitled “Adult Use Overlay Districts” and created
under 185-4 Districts Enumerated.

The foregoing Zoning By-law amendment shall take effect in accordance with the
Franklin Home Rule Charter and Massachusetts General Law Chapter 40A, Section 5.

DATED: _____, 2013

VOTED:

UNANIMOUS _____

A True Record Attest:

YES _____ **NO** _____

ABSTAIN _____

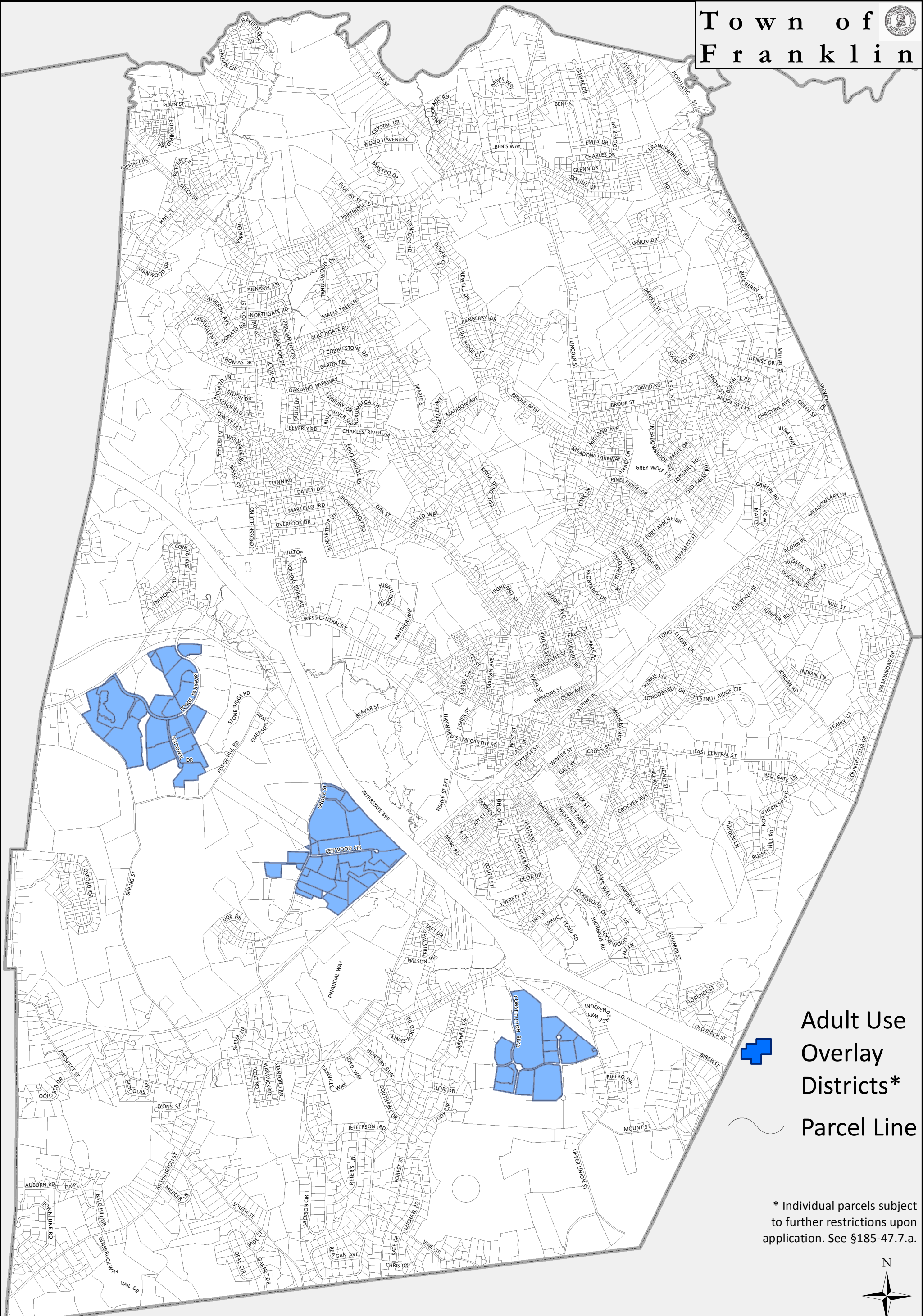
Deborah L. Pellegrini
Town Clerk

ABSENT _____

Judith Pond Pfeffer, Clerk

ADULT USE OVERLAY DISTRICTS

Town of
Franklin



Adult Use
Overlay
Districts*



Parcel Line

* Individual parcels subject
to further restrictions upon
application. See §185-47.7.a.



SPONSOR:

*Department of Planning
and Community Development*

**TOWN OF FRANKLIN
ZONING BY-LAW AMENDMENT 13-707
ADULT ENTERTAINMENT ESTABLISHMENT DISTRICTS
A ZONING BY-LAW TO AMEND THE FRANKLIN TOWN CODE AT
CHAPTER 185, SECTION 47.**

BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL THAT:

Chapter 185 of the Code of the Town of Franklin is hereby amended by ~~deleting~~ and adding in its place the following text at §185-47. Adult entertainment establishment districts:

§185-47. Adult entertainment establishment districts.

1. Purpose and intent.

It has been documented in numerous other towns and cities throughout the Commonwealth of Massachusetts and elsewhere in the United States that adult entertainment establishments are distinguishable from other business uses and that the location of adult entertainment uses degrades the quality of life in the areas of a community where they are located. Studies have shown secondary impacts such as increased levels of crime, decreased tax base and blight resulting from the clustering and concentration of adult entertainment uses. Late-night noise and traffic also increase due to the late hours of operation of many of these establishments. This section is enacted pursuant to MGL c. 40A, § 9 and the Home Rule Amendment to the Massachusetts Constitution with the purpose and intent of regulating and limiting the location of adult entertainment establishments (as defined herein) so as to prevent the secondary effects associated with these establishments, and to protect the health, safety and general welfare of the present and future inhabitants of the Town of Franklin.

The provisions of this §185-47 have neither the purpose nor effect of imposing a limitation or restriction on the content of any communicative matter or materials, including sexually oriented matter or materials. Similarly, it is not the intent or effect of this §185-47 to restrict or deny access by adults to sexually oriented matter or materials protected by the Constitution of the United States or of the Commonwealth of Massachusetts, nor restrict nor deny rights that distributors or exhibitors of such matter or materials may have to sell, distribute or exhibit such matter or materials. Nor is it the intent or effect of this §185-47 to legalize the distribution of obscene matter or materials.

2. Applicability.

This §185-47 applies to all adult entertainment establishments, as defined in MGL c. 40A, §9A.

3. Establishment of Adult Use Overlay District and relationship to underlying districts.
 - ~~a. The Adult Uses Overlay Districts are established as districts which overlay the underlying districts, so that any parcel of land lying in an Adult Use Overlay District shall also lie in one or more of the other zoning districts in which it was previously classified, as provided for in this Zoning Bylaw.~~
 - a. Adult use overlay district consists of those parcels of land zoned industrial, located south or west of the sideline of Interstate 495. This District is delineated on the map entitled "Adult Use Overlay Districts" and created under 185-4 Districts Enumerated.
 - b. The Adult Uses Overlay Districts are established as districts which overlay the underlying districts, so that any parcel of land lying in an Adult Use Overlay District shall also lie in one or more of the other zoning districts in which it was previously classified, as provided for in this Zoning Bylaw.
 - ~~b. An area of land may be placed within an Adult Uses Overlay District by vote of at least two-thirds of all members of the Town Council.~~
4. Permitted uses.

All uses permissible and as regulated within the underlying district.
5. Special permit uses.

The following uses shall require a special permit from the Planning Board:

 - a. Adult bookstore.
 - b. Adult video store.
 - c. Adult paraphernalia store.
 - d. Adult motion-picture theater.
 - e. Adult live entertainment establishment.

These uses shall be known as "adult entertainment establishments."
6. Special permit submittal requirements.

In addition to the submittal requirements for site plan approval as detailed in §185-31, and special permit submittal requirements as detailed in § 185-45, special permit applications for approval under this § 185-47 shall contain the following additional information:

 - a. Name and address of the legal owner of the establishment.
 - b. The total number of employees.
 - c. Proposed security precautions.
 - d. The external and internal physical layout of the premises.
 - e. Full description of the intended nature of the business.

7. Special permit standards for adult uses.

No special permit may be granted by the Planning Board for an adult bookstore, adult video store, adult paraphernalia store, adult motion-picture theater or adult live entertainment establishment (adult entertainment establishments) unless the following conditions are satisfied:

a. Location conditions: [Amended 8-6-2008 by Bylaw Amendment 08-616]

No adult entertainment establishment may be located less than 200 feet from a residential zoning district, school, library, church, child-care facility, park, playground, any establishment licensed under the provisions of MGL c. 138, § 12, or another adult entertainment establishment. The 200 feet shall be measured from all property lines of the proposed use.

b. Display conditions:

No signs, graphics, pictures, publications, videotapes, movies, covers or other implements, items or advertising, that fall within the definition of Adult Bookstore, Adult Video Store, Adult Paraphernalia Store, Adult Motion-Picture Theater or Adult Live Entertainment Establishment merchandise shall be displayed in the windows of, or on the building of, any Adult Entertainment Establishment, or be visible to the public from the pedestrian sidewalks or walkways or from other areas, public or semipublic, outside such establishments.

c. Screening.

All building openings, entries and windows shall be screened in such a manner as to prevent visual access of the public to the interior of the Adult Entertainment Establishment.

d. Additional setbacks.

The proposed use and all associated advertising signs shall not be located within 50 feet of a public or private way and must be set back a minimum of 50 linear feet from all property lines.

e. Applicant conditions.

No special permit shall be issued to any person convicted of violating the provisions of MGL c. 119, § 63, or MGL c. 272, § 28.

8. Conditions of approval.

a. A special permit issued under this § 185-47 shall lapse upon any one of the following occurrences:

- 1) There is a change in the location of the adult use;
- 2) There is a sale, transfer or assignment of the business or the license;
- 3) There is any change in ownership or management of the applicant.

b. Any special permit granted under this section shall lapse in accordance with the reasons for the same under § 185-31.

9. Severability.

If any section or portion of this section is ruled invalid, such ruling shall not affect the validity of the remainder of the section.

The foregoing Zoning By-law amendment shall take effect in accordance with the Franklin Home Rule Charter and Massachusetts General Law Chapter 40A, Section 5.

DATED: _____, 2013

A True Record Attest:

Deborah L. Pellegrini
Town Clerk

VOTED:

UNANIMOUS _____

YES _____ **NO** _____

ABSTAIN _____

ABSENT _____

Judith Pond Pfeffer, Clerk

Town of Franklin

Tel: (508) 520-4907

Fax: (508) 520-4906



Planning Board
355 East Central Street
Franklin, Massachusetts 02038-1352

May 7, 2013

Deborah L. Pellegri, Town Clerk
Town of Franklin
355 East Central Street
Franklin, MA 02038

2013 MAY - 9 PM 1:21
TOWN OF FRANKLIN
TOWN CLERK
RECEIVED

CERTIFICATE OF VOTE

13-708: §185-3, Definitions
13-709: §185-4, Districts Enumerated: Medical Marijuana Use Overlay District
13-710: §185-5, Zoning Map: Medical Marijuana Use Overlay District
13-711: §185-7, Compliance Required: Use Regulation Schedule
13-712: §185-49: Addition of Medical Marijuana Use Overlay District

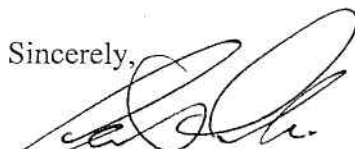
Petitioner: Town of Franklin, Department of Planning and Community Development

Dear Mrs. Pellegri:

Please be advised that at its meeting on Monday, May 7, 2013 the Planning Board, upon motion duly made and seconded, voted (5-0-0) to *RECOMMEND, as presented*, to the Town Council the adoption of Zoning By-law Amendments #13-708: §185-3, Definitions, #13-709: §185-4, Districts Enumerated: Medical Marijuana Use Overlay District, #13-710: §185-5, Zoning Map: Medical Marijuana Use Overlay District, #13-711: §185-7, Compliance Required: Use Regulation Schedule and #13-712: §185-49: Addition of Medical Marijuana Use Overlay District.

If you have any questions concerning this decision, please contact the planning staff or me.

Sincerely,



Anthony Padula
Chairman

cc: Town Council
Town Administrator

Sponsor: *Department of Planning and
Community Development*

**TOWN OF FRANKLIN
ZONING BY-LAW AMENDMENT 13-708**

Changes to §185-3. Definitions

**A ZONING BY-LAW TO AMEND CHAPTER 185 SECTION 3 OF THE CODE
OF THE TOWN OF FRANKLIN**

BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL THAT:

Chapter 185 of the Code of the Town of Franklin is hereby amended by the following additions, added into §185-3 Definitions in alphabetical order:

MEDICAL MARIJUANA TESTING FACILITY – a research and testing facility licensed or otherwise approved by Commonwealth of Massachusetts Department of Public Health.

MEDICAL MARIJUANA TREATMENT CENTER – as defined in the Session Laws of The Commonwealth of Massachusetts Chapter 369 of the Acts of 2012.

This by-law Amendment shall become effective in accordance with the provisions of the Franklin Home Rule Charter and M.G.L. c.40A, §5.

DATED: _____, 2013

A True Record Attest:

Deborah L. Pellegrini
Town Clerk

VOTED:

UNANIMOUS _____

YES _____ **NO** _____

ABSTAIN _____

ABSENT _____

Judith Pond Pfeffer, Clerk
Franklin Town Council

**TOWN OF FRANKLIN
ZONING BY-LAW AMENDMENT 13-709
DISTRICTS ENUMERATED
Changes to § 185-4 Districts Enumerated**

**A ZONING BY-LAW TO AMEND THE CODE OF THE TOWN OF FRANKLIN
AT CHAPTER 185, SECTION 4, DISTRICTS ENUMERATED, RE: MEDICAL
MARIJUANA USE OVERLAY DISTRICT**

BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL THAT:

Chapter 185 of the Code of the Town of Franklin is hereby amended by ~~deleting~~
and adding the following text at §185-4. Districts Enumerated:

- B. ~~In addition, there are seven overlay districts: the Flood Hazard District as established in § 185-24, the Water Resource District as established in § 185-40, the Wireless Communications Services District as established in § 185-44, the Biotechnology Use District as established in § 185-42, the Adult Use Overlay District as established in § 185-47, the Senior Village Overlay District as established in § 185-48, and the Sign District Map established in § 185-20.~~
- B. In addition, there are eight overlay districts: the Flood Hazards District as established in §185-24, the Water Resource District as established in §185-40, the Wireless Communications Services District as established in §185-44, the Biotechnology Use Overlay District as established in §185-42, the Adult Use Overlay District as established in §185-47, the Senior Village Overlay District as established in §185-48, the Sign District Map as established in §185-20 and the Medical Marijuana Use Overlay District as established in §185-49.

The foregoing Zoning By-law amendment shall take effect in accordance with the Franklin Home Rule Charter and Massachusetts General Law Chapter 40A, Section 5.

DATED: _____, 2013

VOTED:
UNANIMOUS _____

A True Record Attest:

YES _____ **NO** _____

ABSTAIN _____

**Deborah L. Pellegrini
Town Clerk**

ABSENT _____

Judith Pond Pfeffer, Clerk

TOWN OF FRANKLIN

ZONING BY-LAW AMENDMENT 13-710

MEDICAL MARIJUANA USE OVERLAY DISTRICT

Changes to § 185-5 Zoning Map

**A ZONING BY-LAW TO AMEND THE CODE OF THE TOWN OF FRANKLIN
AT CHAPTER 185 SECTION 5, ZONING MAP, RE: MEDICAL MARIJUANA
USE OVERLAY DISTRICT.**

BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL THAT:

Chapter 185 of the Code of the Town of Franklin is hereby amended by making
the following amendments to §185-5. Zoning Map:

That the Zoning Map of the Town of Franklin be amended by creating an overlay zoning
district to be know as the Medical Marijuana Use Overlay District. The Medical
Marijuana Use Overlay District shall consist of those parcels of land zoned industrial that
are located south or west of the sideline of Interstate 495; and which are not within 200
feet of a residential zoning district, school, library, church, child-care facility, park, and
playground. The 200 feet shall be measured from all property lines of the proposed use.

This District is delineated on the map entitled “Medical Marijuana Use Overlay District”
and created under 185-4 Districts Enumerated.

The foregoing Zoning By-law amendment shall take effect in accordance with the
Franklin Home Rule Charter and Massachusetts General Law Chapter 40A, Section 5.

DATED: _____, 2013

VOTED:
UNANIMOUS _____

A True Record Attest:

YES _____ **NO** _____

ABSTAIN _____

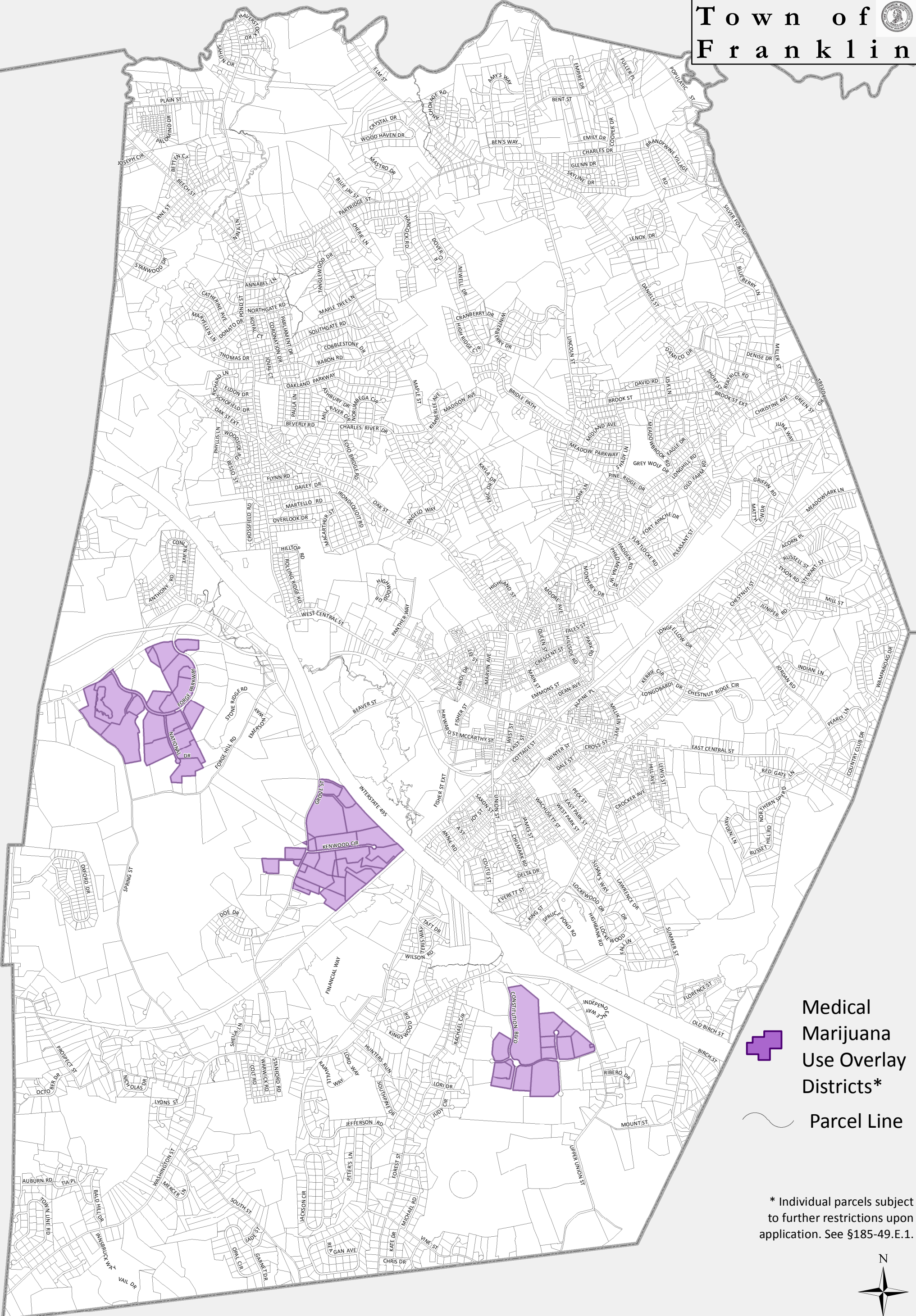
Deborah L. Pellegri
Town Clerk

ABSENT _____

Judith Pond Pfeffer, Clerk

MEDICAL MARIJUANA USE OVERLAY DISTRICTS

Town of
Franklin



Medical
Marijuana
Use Overlay
Districts*



Parcel Line

* Individual parcels subject
to further restrictions upon
application. See §185-49.E.1.



Sponsor: *Department of Planning and
Community Development*

TOWN OF FRANKLIN

ZONING BY-LAW AMENDMENT 13-711

Changes to §185-7 Compliance required.

**A ZONING BY-LAW TO AMEND CHAPTER 185 SECTION 7 OF THE CODE OF
THE TOWN OF FRANKLIN**

Note: Within this section, changes are shown in **Bold** type and appear as additions (**xvz**) and as deletions (~~xyz~~). This is to retain the readability of the document.

BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL THAT:

Chapter 185 of the Code of the Town of Franklin is hereby amended by the following additions and deletions to §185-7. Compliance required:

TOWN OF FRANKLIN
USE REGULATIONS SCHEDULE

PART IV

[Amended 3-25-1987 by Bylaw Amendment 87-91; 1-11-1999 by Bylaw Amendment 98-397-R; 7-11-2001 by Bylaw Amendment 01-468;
10-2-2002 by Bylaw Amendment 02-507; 6-11-2003 by Bylaw Amendment 03-511]

Symbols in the Use Regulations Schedule shall mean the following:

Y = A permitted use.

N = An excluded or prohibited use.

BA = A use authorized under special permit from the Board of Appeals.

PB = A use authorized under special permit from the Planning Board.

P/SP = Permitted as of right. A special permit from the Board of Appeals is required if the proposed project results in an increase in estimated water consumption of more than 15,000 gallons per day.

Principal Uses	RRII RVI	SFRIII	SFRIV	GRV	NC	CI	CII	DC	B	I	LI	O
4. Institutional												
4.1 Cemetery	Y	Y	Y	N	N	N	N	N	N	N	N	N
4.2 Hospital	N	N	N	N	N	N	PB	N	PB	PB	N	N
a. <u>Medical Marijuana Treatment Facility</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>Y⁴</u>	<u>N</u>	<u>N</u>
b. <u>Medical Marijuana Testing Facility</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>N</u>	<u>Y⁴</u>	<u>N</u>	<u>N</u>
4.3 Charitable institution	N	N	N	PB	PB	Y	Y	PB	N	N	N	N
4.4 Correctional facility	N	N	N	N	N	N	N	N	N	BA	N	N
4.5 Library, museum, art gallery	N	Y	Y	Y	N	Y	Y	Y	Y	N	N	N
4.6 Lodge, social nonprofit	N	N	N	N	N	Y	Y	Y	Y	N	N	N
4.7 Public use	Y	Y	Y	Y	Y	Y	Y	Y	Y	N ³	N	N ³
a. Municipal public safety	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
4.8 Religious or educational use:												
a. Exempt from zoning prohibition ²	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
b. Dormitories	N	Y	Y	Y	Y	Y	Y	Y	Y	N	N	N

NOTES:

1. But not including any use, the principal activity of which is one customarily conducted as a business.

2. See MGL c. 40A, § 3.

3. Except for municipal public safety.

4. Medical Marijuana Treatment Facilities and Testing Facilities are permitted in portions of the Industrial Zone which are in the Medical Marijuana Use Overlay District, see §185-49.

The foregoing Zoning By-law amendment shall take effect in accordance with the Franklin Home Rule Charter and Massachusetts General Law Chapter 40A, Section 5.

DATED: _____, 2013

VOTED:

UNANIMOUS _____

A True Record Attest:

YES _____ **NO** _____

Deborah L. Pellegri
Town Clerk

ABSTAIN _____

ABSENT _____

Judith Pond Pfeffer, Clerk

SPONSOR:

*Department of Planning and
Community Development*

TOWN OF FRANKLIN

ZONING BY-LAW AMENDMENT 13-712

MEDICAL MARIJUANA USE OVERLAY DISTRICT

**A ZONING BY-LAW TO AMEND THE FRANKLIN TOWN CODE AT
CHAPTER 185, SECTION 49.**

BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL THAT:

Chapter 185 of the Code of the Town of Franklin is hereby amended by adding the following text at §185-49. Medical marijuana use overlay district:

§185-49. Medical marijuana use overlay district.

A. Purpose and Intent.

1. This section is adopted with the purpose and intent of establishing zoning to allow the use of medical marijuana treatment centers and medical marijuana testing facilities in the Town of Franklin.

B. Applicability.

1. This §185-49 applies to all medical marijuana uses as defined in the Session Laws of The Commonwealth of Massachusetts Chapter 369 of the Acts of 2012 and medical marijuana testing facilities as regulated within this section and defined in §185-3.
2. No action taken under the enforcement powers of this chapter shall be in contradiction to the provisions of Chapter 369 of the Acts of 2012 as adopted or amended.

C. Establishment of medical marijuana use overlay districts and relationship to underlying districts.

1. The medical marijuana use districts are established as districts which overlay the underlying districts, so that any parcel of land underlying in an medical marijuana use district shall also lie in one or more of the other zoning district in which it was previously classified, as provided for in this Zoning Bylaw.

D. Permitted uses.

1. Uses allowed by right. The following uses are allowed as of right within medical marijuana districts:

- (a) All uses permitted as of right in the underlying base zoning district.
- (b) Medical Marijuana Treatment Facility.
- (c) Medical Marijuana Testing Facility.

E. Location.

1. The medical marijuana use overlay district consists of those parcels of land zoned industrial that are located south or west of the sideline of Interstate 495; and which are not within 200 feet of a residential zoning district, school, library, church, child-care facility, park, and playground. The 200 feet shall be measured from all property lines of the proposed use.
2. This District is delineated on the map entitled "Medical Marijuana Use Overlay District" and created under 185-4 Districts Enumerated.

F. Severability

If any of this section or portion of this section is ruled invalid, such ruling shall not affect the validity of the remainder of the section.

The foregoing Zoning By-law amendment shall take effect in accordance with the Franklin Home Rule Charter and Massachusetts General Law Chapter 40A, Section 5.

DATED: _____, 2013

VOTED:
UNANIMOUS _____

A True Record Attest:

YES _____ NO _____

ABSTAIN _____

Deborah L. Pellegri
Town Clerk

ABSENT _____

Judith Pond Pfeffer, Clerk

FRANKLIN PLANNING & COMMUNITY DEVELOPMENT

355 EAST CENTRAL STREET, ROOM 120
FRANKLIN, MA 02038-1352
TELEPHONE: 508-520-4907
FAX: 508-520-4906

MEMORANDUM

TO: TOWN COUNCIL
FROM: GLENN JONES, CHAIRMAN, ECONOMIC DEVELOPMENT COMMITTEE
RE: ANAEROBIC DIGESTER ZONING BYLAW AMENDMENTS
CC: JEFF NUTTING, TOWN ADMINISTRATOR, ECONOMIC DEVELOPMENT COMMITTEE,
PLANNING BOARD, DEPARTMENT OF PLANNING & COMMUNITY DEVELOPMENT
DATE: MAY 9, 2013

Included for review by the Town Council are two Zoning Bylaw amendments that would allow the use of an Anaerobic Digester at the Town Owned Pond Street Property. Over the past several months, the Economic Development Committee has been working with the Department of Planning and Community Development and the Town Administrator to research the benefits of siting an Anaerobic Digester within the Town of Franklin. At their March 13, 2013 meeting, the Economic Development Committee voted to recommend the following bylaws be moved forward to the Town Council for consideration:

- 13-714: §185-3. Definitions
- 13-715: §185-7. Compliance Required

These steps would add the use of an Anaerobic Digester to the Town's Zoning Bylaw. A public Hearing has been scheduled for June 3, 2013 at 7:30 PM with the Planning Board. It is anticipated members of the Massachusetts DEP will attend to further explain the use of anaerobic digestion to the Town, abutters, and the Town Council.

Sponsor: *Department of Planning and
Community Development*

TOWN OF FRANKLIN

ZONING BY-LAW AMENDMENT 13-714

Changes to §185-3. Definitions

**A ZONING BY-LAW TO AMEND THE FRANKLIN TOWN CODE AT
CHAPTER 185, SECTION 3.**

BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL THAT:

Chapter 185 of the Code of the Town of Franklin is hereby amended by the following addition, added into §185-3 Definitions in alphabetical order:

ANAEROBIC DIGESTER - A structure or series of structures where a biological process, anaerobic digestion, breaks down or “digests” organic waste materials in the absence of oxygen, and through utilization of separators, biogas recovery systems and other processes, produces digestate and biogas, which are further processed for production of soil amendment, fertilizer, electric energy, pipeline quality natural gas, and similar commercial products.

The foregoing Zoning By-law amendment shall take effect in accordance with the Franklin Home Rule Charter and Massachusetts General Law Chapter 40A, Section 5.

DATED: _____, 2013

A True Record Attest:

**Deborah L. Pellegri
Town Clerk**

VOTED:

UNANIMOUS _____

YES _____ **NO** _____

ABSTAIN _____

ABSENT _____

**Judith Pond Pfeffer, Clerk
Franklin Town Council**

TOWN OF FRANKLIN
ZONING BY-LAW AMENDMENT 13-715

Changes to §185-7 Compliance required.

**A ZONING BY-LAW TO AMEND CHAPTER 185 SECTION 7 OF THE CODE OF THE
TOWN OF FRANKLIN**

Note: Within this section, changes are shown in **Bold** type and appear as additions (**xyz**) and as deletions (~~xyz~~). This is to retain the readability of the document.

BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL THAT:

Chapter 185 of the Code of the Town of Franklin is hereby amended by the following additions and deletions to §185-7. Compliance required:

The foregoing Zoning By-law amendment shall take effect in accordance with the Franklin Home Rule Charter and Massachusetts General Law Chapter 40A, Section 5.

DATED: _____, 2013

VOTED:

UNANIMOUS _____

A True Record Attest:

YES _____ **NO** _____

ABSTAIN _____

Deborah L. Pellegri
Town Clerk

ABSENT _____

Judith Pond Pfeffer, Clerk



TOWN OF FRANKLIN

RESOLUTION NO.: 13-31

APPROPRIATION: Remington Jefferson School Roof

PURPOSE: To fund repairs to the roof of the Remington Jefferson School.

Source of Funding: Free Cash

MOTION

Be It Moved and Voted by the Town Council that the sum of \$500,000 dollars (\$500,000.00) be transferred from Free Cash to fund repairs to the roof of the Remington Jefferson school.

DATED: _____, 2013

VOTED:

UNANIMOUS _____

YES _____ NO _____

A True Record Attest:

ABSTAIN _____

ABSENT _____

Deborah L. Pellegrini
Town Clerk

Judith Pond Pfeffer, Clerk
Franklin Town Council

SECTION 00300

FORM FOR GENERAL BID

To the Awarding Authority:

A. The Undersigned proposes to furnish all labor and materials required for Roof Improvements to Portions of Remington Middle/Jefferson Elementary School located at 628 Washington Street, Franklin, MA 02038 in accordance with the accompanying plans and specifications prepared by Russo Barr Associates, Inc. for the contract price specified below, subject to additions and deductions according to the terms of the specifications.

B. This bid includes addenda numbered 1, 2

C. The proposed contract price is Four hundred forty-three thousand, Two hundred dollars
(\$ 443,200).

- | | | | |
|----|---|---|-----------------------------|
| 1. | A signed certificate of non-collusion is included | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| 2. | A signed certificate of state tax compliance | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| 3. | A signed certificate acknowledge MGL c266 | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| 4. | References of similar projects of scope and size | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| 5. | Provide evidence of the appropriate licenses | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |

D. Should unit price work be required or should the quantities of certain classes be increased or decreased from those on which the Contract Price is based, not by the undersigned's request but by the order of approval of the Owner or Owner's representative, the undersigned agrees the following unit prices will be the basis of payment or credit for such addition, increase or decrease in the work. Unit Prices given shall represent the exact net amount per unit to be added to the Price inclusive of General Conditions (in the case of additions or increases) or to be refunded to the Owner (in the case of decreases). The Owner shall have the right to reject any or all proposed Unit prices at any time prior to signing the agreement for performance of the work.

1. Random removal and replacement of existing rusted or deteriorated steel roof decking. Quantities shall be determined by calculation of actual square footage installed with no allowance for waste. The Contractor shall include 1000 square feet (SF) as the Bid quantity. Reference Section 05315.

ADD: \$ 8.50 /SF DEDUCT: \$ 6.00 /SF

2. Random wire brushing and painting of existing rusted steel roof decking. Quantities shall be determined by calculation of actual square footage installed with no allowance for waste. The Contractor shall include 1000 square feet (SF) as the Bid quantity. Reference Section 05315.

ADD: \$ 2.00 /SF DEDUCT: \$ 1.50 /SF

3. Random installation of galvanized steel sheet over existing steel roof decking. Quantities shall be determined by calculation of actual square footage installed with no allowance for

waste. The Contractor shall include 1000 square feet (SF) as the Bid quantity. Reference Section 05315.

ADD: \$ 3.00 /SF

DEDUCT: \$ 2.00 /SF

4. Random installation of necessary fasteners for proper steel roof deck securement. Reference Section 05315.

ADD: \$ 250.00 / 100 fasteners installed

5. Random removal and replacement of deteriorated roofing insulation. Quantities shall be determined by calculation of actual square footage installed with no allowance for waste. The Contractor shall include 2,000 square feet (SF) as the Bid quantity. Reference Section 07220.

ADD: \$ 4.00 /SF

DEDUCT: \$ 3.50 /SF

E. The undersigned agrees that, if he is selected as general contractor, he will within five days, Saturdays, Sundays and legal holidays excluded, after presentation thereof by the awarding authority, execute a contract in accordance with the terms of this bid and furnish a performance bond and also a labor and materials or payment bond, each of a surety company qualified to do business under the laws of the commonwealth and satisfactory to the awarding authority and each in the sum of the contract price, the premiums for which are to be paid by the general contractor and are included in the contract price.

The undersigned hereby certifies that he is able to furnish labor that can work in harmony with all other elements of labor employed or to be employed on the work; that all employees to be employed at the worksite will have successfully completed a course in construction safety and health approved by the United States Occupational Safety and Health Administration that is at least 10 hours in duration at the time the employee begins work and who shall furnish documentation of successful completion of said course with the first certified payroll report for each employee and that he will comply fully with all laws and regulations applicable to awards made subject to section 44A.

The undersigned further certifies under the penalties of perjury that this bid is in all respects bona fide, fair and made without collusion or fraud with any other person. As used in this subsection the word "person" shall mean any natural person, joint venture, partnership, corporation or other business or legal entity. The undersigned further certifies under penalty of perjury that the said undersigned is not presently debarred from doing public construction work in the commonwealth under the provisions of section twenty-nine F of chapter twenty-nine, or any other applicable debarment provisions of any other chapter of the General Laws or any rule or regulations promulgated there under.

Date: May 9, 2013

(SEAL - if bid is by
a corporation)

TITAN ROOFING, INC.
(Name of General Bidder)

By Shawn P. Pazzino
(Name of Person Signing Bid and Title)

Shawn Pazzino Brook, Treasurer

70 Orange St.
(Business Address)

Chicago, MA 01013
(City and State)



TOWN OF FRANKLIN

RESOLUTION 13-32

SALARY SCHEDULE FULL-TIME ELECTED OFFICIALS

A Resolution Setting Appendix A, Chapter 4 of the Code of the Town of Franklin, entitled "Salary Schedule - Full-Time Elected Officials".

BE IT RESOLVED BY THE FRANKLIN TOWN COUNCIL THAT:

Appendix A Salary Schedule - Full-Time Elected Officials, Chapter 4 of the Code of the Town of Franklin is as follows:

**APPENDIX A
SALARY SCHEDULE - FULL-TIME ELECTED OFFICIALS**

OFFICE	INCUMBENT SALARY	
Town Clerk	\$72,185	<u>\$76,000</u>
Treasurer-Collector	\$85,155	<u>\$89,000</u>

This resolution shall become effective for the fiscal year beginning on July 1, 2013 according to the rules and regulations of the Town of Franklin Home Rule Charter.

DATED: _____, 2013

VOTED:

UNANIMOUSLY: _____

A True Record Attest:

YES: ____ **NO:** ____

**Deborah L. Pellegri
Town Clerk**

ABSTAIN: ____ **ABSENT:** ____

**Judith Pond Pfeffer, Clerk
FRANKLIN TOWN COUNCIL**

OFFICE OF THE TOWN ADMINISTRATOR



MEMORANDUM

DATE: May 9, 2013
TO: Town Council
FROM: Jeffrey D. Nutting, Town Administrator
RE: Elected Officials Salary

As you are aware the Town Council annually sets the salaries of the elected officials. The resolution requests \$89,000 for the Treasurer and \$76,000 for the Town Clerk.

I have attached a recent salary survey showing both positions being well below the average for comparable communities. The average Treasurer Collector FY 13 salary is \$93,561, and if you add 2% for FY 14 to that, it would be \$95,432. Similarly the average Town Clerk salary is \$86,777 and with a 2% increase in FY 14, it would be \$88,512.

Given the long and outstanding service of both the Treasurer and the Clerk, the Council may wish to consider a further adjustment of an additional \$2,000 - \$3,000, to put them more in line with other communities.

Town of Franklin			
Treasurer-Collector Salary Survey-FY13			
<u>Comparable Communities</u>			
<u>Municipality</u>	<u>Title</u>	<u>Compensation</u>	<u>FY 14 (2%)</u>
Braintree	Treasurer-Collector	\$ 87,192	
Chelmsford	Treasurer-Collector-FD	\$ 101,741	
Danvers	Collector/Treasurer	\$ 98,300	
Natick	Treasurer-Collector-FD	\$ 107,658	
Needham	Treasurer-Collector	\$ 93,746	
No Attleboro	Treasurer-Collector	\$ 78,777	
Norwood	Treasurer-Collector	\$ 105,382	
Shrewsbury	Treasurer-Collector	\$ 85,699	
Stoughton	Treasurer-Collector	\$ 83,550	
	Average	\$ 93,561	\$ 95,432
<u>Neighboring Communities</u>			
Norfolk	Treasurer-Collector	\$ 68,328	
Bellingham	Treasurer-Collector	\$ 72,738	
Medway	Treasurer-Collector-FD	\$ 101,406	
Wrentham	Treasurer-Collector-FD	\$ 100,200	
	Average	\$ 85,668	\$ 87,381
	Average of all Communities	\$ 91,132	\$ 92,955
Franklin	Treasurer-Collector	\$ 85,155	\$ 89,000

Town of Franklin
Clerk's Salary Survey - 2013

Comparable Communities

Municipality	Position	Compensation	fy14	Population
Braintree	clerk	\$83,936.00		34,000
Chelmsford	clerk	\$75,500.00		34128
Danvers	clerk	\$98,200.00		26736
Natick	clerk	\$80,000.00		31975
Needham	clerk	\$86,258.00		28263
Norwood	clerk	\$97,000.00		28000
Shrewsbury	clerk	\$77,575.00		33000
Stoughton	clerk	\$95,750.00		26951
		\$694,219.00		
	average	\$86,777.00		
Franklin	clerk	\$73,628.00	\$76,000.00	28 years of service



TOWN OF FRANKLIN

RESOLUTION 13-33

ESTABLISHMENT OF A USE OF FACILITIES ACCOUNT FOR FISCAL YEAR 2014

BE IT RESOLVED THAT THE TOWN OF FRANKLIN acting by and through the Town Council;

Hereby establishes a Use of Facilities Revolving Account pursuant to the provisions of Chapter 44 Section 53E ½ of the Massachusetts General Laws.

Said revolving account shall be used to deposit usage fees generated from the collection of fees for use of town and school buildings to defray costs of utilities and maintenance of said buildings. Said funds shall be expended under the direction of the Public Facilities Director. All fees shall be credited to said revolving account and expended for expenses directly related to the utility and maintenance of buildings.

The total amount to be expended from said revolving account shall not exceed One hundred thousand dollars (\$100,000) for Fiscal 2014.

This Resolution shall become effective according to the rules and regulations of the Town of Franklin Home Rule Charter.

DATED: _____, 2013

VOTED:

UNANIMOUS _____

YES _____ **NO** _____

A True Record Attest:

ABSTAIN _____

ABSENT _____

Deborah L. Pellegrini
Town Clerk

Judith Pond Pfeffer, Clerk
Franklin Town Council



TOWN OF FRANKLIN

RESOLUTION 13-34

ESTABLISHMENT OF A FIRE DEPARTMENT FIRE RESCUE TRAINING REVOLVING ACCOUNT FOR FISCAL YEAR 2014

BE IT RESOLVED THAT THE TOWN OF FRANKLIN acting by and through the Town Council;

Hereby establishes a Fire Department Fire Rescue Training Revolving Account pursuant to the provisions of Chapter 44 Section 53E ½ of the Massachusetts General Laws.

Said revolving account shall be used to collect participation fees generated from the marketing of open slots in regular training provided by the department. Said funds shall be expended under the direction of the Fire Chief. All fees shall be credited to said revolving account and expended for expenses directly related to the training program.

The total amount to be expended from said revolving account shall not exceed Ten Thousand dollars (\$10,000) for Fiscal 2014.

This Resolution shall become effective according to the rules and regulations of the Town of Franklin Home Rule Charter.

DATED: _____, 2013

VOTED:

UNANIMOUS _____

YES _____ **NO** _____

ABSTAIN _____

ABSENT _____

A True Record Attest:

Deborah L. Pellegrini
Town Clerk

Judith Pond Pfeffer, Clerk
Franklin Town Council



TOWN OF FRANKLIN

RESOLUTION 13-35

ESTABLISHMENT OF A COUNCIL ON AGING SUPPORTIVE DAY PROGRAM REVOLVING ACCOUNT FOR FISCAL YEAR 2014

BE IT RESOLVED THAT THE TOWN OF FRANKLIN acting by and through the Town Council;

Hereby establishes a Council on Aging Supportive Day Program Revolving Account pursuant to the provisions of Chapter 44 Section 53E ½ of the Massachusetts General Laws.

Said revolving account shall be used to collect participation fees generated from the enrollment in the day program provided by the department. Said funds shall be expended under the direction of the Senior Center Director. All fees shall be credited to said revolving account and expended for expenses directly related to the supportive day program.

The total amount to be expended from said revolving account shall not exceed One Hundred Thousand dollars (\$100,000) for Fiscal 2014.

This Resolution shall become effective according to the rules and regulations of the Town of Franklin Home Rule Charter.

DATED: _____, 2013

VOTED:

UNANIMOUS _____

YES _____ **NO** _____

ABSTAIN _____

ABSENT _____

A True Record Attest:

Deborah L. Pellegrini
Town Clerk

Judith Pond Pfeffer, Clerk
Franklin Town Council



TOWN OF FRANKLIN

RESOLUTION 13-36

ESTABLISHMENT OF A COUNCIL ON AGING SENIOR CENTER ACTIVITIES PROGRAM REVOLVING ACCOUNT FOR FISCAL YEAR 2014

BE IT RESOLVED THAT THE TOWN OF FRANKLIN acting by and through the Town Council;

Hereby establishes a Council on Aging Senior Center Activities Program Revolving Account pursuant to the provisions of Chapter 44 Section 53E ½ of the Massachusetts General Laws.

Said revolving account shall be used to collect fees generated from the participation in all senior center activities offered, other than the supportive day program, but including the Senior Center Gift Store. Said funds shall be expended under the direction of the Senior Center Director. All fees shall be credited to said revolving account and expended for expenses directly related to the senior center activities program.

The total amount to be expended from said revolving account shall not exceed One Hundred Thousand dollars (\$100,000) for Fiscal 2014.

This Resolution shall become effective according to the rules and regulations of the Town of Franklin Home Rule Charter.

DATED: _____, 2013

VOTED:

UNANIMOUS _____

YES _____ **NO** _____

ABSTAIN _____

ABSENT _____

A True Record Attest:

Deborah L. Pellegrini
Town Clerk

Judith Pond Pfeffer, Clerk
Franklin Town Council