



FRANKLIN TOWN COUNCIL

January 15, 2014

7:00 PM

- A. APPROVAL OF MINUTES** – *November 13, 2013, November 20, 2013, December 4, 2013, Executive Session Minutes of November 13, 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** - *Appointment of Treasurer Collector
Citizens Committee Appointment
Finance Committee Appointment*
- F. HEARINGS** – *Zoning Bylaw Amendment 13-726: A Zoning Bylaw to Amend the Franklin Town Code at §185, Attachment 9. Schedule of Lot, Area, Frontage Yard and Height Requirements – 7:10 PM*
- G. LICENSE TRANSACTIONS**
- H. PRESENTATIONS/DISCUSSIONS-** *“Lessons learned from Franklin Matters”, Steve Sherlock,*
- I. SUBCOMMITTEE REPORTS**
- J. LEGISLATION FOR ACTION**
- 1. Resolution 14-01: Appropriation: Spring Valley Estates/Brielle Way*
 - 2. Resolution 14-02: Purchase of Land off Cottontail Lane, Authorization and Appropriation – Requires 2/3 Vote*
 - 3. Resolution 14-03: Support for Legislation, H1586, An Act concerning electronic publication of certain legal notices*
 - 4. Resolution 14-04: Acceptance of Gift, Franklin Police Department*
 - 5. Bylaw Amendment 13-725: Chapter 170, Vehicles and Traffic – 2nd Reading*
 - 6. Bylaw Amendment 13-726: Zoning Bylaw Amendment §185, Attachment 9. Schedule of Lot, Area, Frontage Yard and Height Requirements – 1st Reading*
 - 7. Bylaw Amendment 14-727: Chapter 47, Alcoholic Beverages – 1st Reading*
 - 8. Bylaw Amendment 14-729: Water Map Amendment – Uncas Avenue Extension – 1st Reading*
 - 9. Bylaw Amendment 14-730: Sewer Map Amendment – Uncas Avenue Extension – 1st Reading*
- 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
November 13, 2013**

A meeting of the Town Council was held on Wednesday, November 13, 2013 at the Franklin Municipal Building, 355 East Central Street, Franklin, Massachusetts. Councilors present; Andrew Bissanti, Brett Feldman, Glenn Jones, Matt Kelly, Thomas Mercer, Peter Padula, Judith Pond Pfeffer, Robert Vallee, Steve Williams. Administrative personnel in attendance: Jeffrey Nutting; Town Administrator, Mark Cerel; Town Attorney and Maxine KINHART; Assistant to the Town Administrator. Other officials present: Deborah Pellegri; Town Clerk, Robert Cantoreggi; DPW Director.

CALL TO ORDER: Town Clerk Deborah Pellegri called the meeting to order at 7:00PM with a moment of silence and the Pledge of Allegiance.

ORGANIZATION: *Election of Officers* – Ms. Pellegri administered the Oath of Office to the newly elected Town Council. ***Nominations*** – **MOTION** by Councilor Kelly to nominate Robert Vallee as Council Chair **SECONDED** by Councilor Jones. **VOTE to Approve: Yes-9, No-0, Absent-0.** **MOTION** by Councilor Padula to close the nominations **SECONDED** by Councilor Mercer. **VOTE to Approve: Yes-9, No-0, Absent-0.** **MOTION** by Councilor Mercer to nominate Matt Kelly as the Council Vice Chair **SECONDED** by Councilor Bissanti. **VOTE to Approve: Yes-9, No-0, Absent-0.** **MOTION** by Councilor Padula to close the nominations **SECONDED** by Councilor Mercer. **VOTE to Approve: Yes-9, No-0, Absent-0.** **MOTION** by Councilor Jones to nominate Judith Pond Pfeffer for Council Clerk **SECONDED** by Councilor Padula. **VOTE to Approve: Yes-9, No-0, Absent-0.** **MOTION** by Councilor Padula to close the nominations **SECONDED** by Councilor Mercer. **VOTE to Approve: Yes-9, No-0, Absent-0.**

APPROVAL OF MINUTES: *September 11, 2013, September 25, 2013, October 2, 2013 Regular Session.* **MOTION** by Councilor Jones to approve all the minutes **SECONDED** by Councilor Mercer. **VOTE to Approve: Yes-6, No-0, Abstain-3.**

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: ► Chairman Vallee read the proclamation honoring and commending Ken Norman for his involvement in numerous volunteer positions over the past 27 years.

CITIZEN COMMENTS: NONE.

APPOINTMENTS: *Conservation Commission – Steven Younis, Mark Cataldo:* **MOTION** by Councilor Pfeffer to ratify the appointments of Steven Younis of 47 Stone Ridge Road and Mark Cataldo of 63 Cleveland Avenue to the Conservation Commission **SECONDED** by Councilor Mercer. **VOTE to Approve: Yes-9, No-0, Absent-0.**

Cultural Council – Craig Schwalb: **MOTION** by Councilor Pfeffer to ratify the appointment of Craig Schwalb of 19 Nina Lane to the Cultural Council **SECONDED** by Councilor Mercer. **VOTE to Approve: Yes-9, No-0, Absent-0.**

Historical Commission – Minessa Konecky: **MOTION** by Councilor Pfeffer to ratify the appointment of Minessa Konecky of 6 Marks Way to the Historical Commission **SECONDED** by Councilor Mercer. **VOTE to Approve: Yes-9, No-0, Absent-0.**

Library Board of Directors – Linda Hardin: **MOTION** by Councilor Pfeffer to ratify the appointment of

Linda Hardin of 4 Dover Circle to the Library Board of Directors **SECONDED** by Councilor Mercer. **VOTE to Approve: Yes-9, No-0, Absent-0.**

Franklin Community Garden Committee – Bonnie Kaiden: **MOTION** by Councilor Pfeffer to ratify the appointment of Bonnie Kaiden of 14 Clarendon Common to the Community Garden Committee **SECONDED** by Councilor Jones. **VOTE to Approve: Yes-9, No-0, Absent-0.**

HEARINGS: NONE.

LICENSE TRANSACTIONS: NONE.

PRESENTATIONS/DISCUSSIONS: Downtown Project – DPW: Robert Cantoreggi; DPW Director and Mike Maglio; Town Engineer provided the Council with an update on the Downtown Project. Construction is slated to begin during the Spring of 2014. The Downtown Project was initiated in 2002 and will be under the auspices of Mass DOT (Department of Transportation), which will provide oversight of the project. The Downtown Project will include improved roadways, sidewalks, crosswalks, lighting, signage, trees, trash/recycling containers, bike storage areas, benches and planters. Main Street and part of Emmons Street will become two-way streets in order to create more of a destination to downtown Franklin. One obstacle is the railroad track overpass, which is too narrow and will cause turn lane restrictions. Mr. Cantoreggi assured the Council there would be plenty of signs indicating how to access the downtown area. ► Councilor Pfeffer inquired about the Town’s ability to hang American flags from the new light poles. Mr. Nutting said the new light poles will be fitted with banner arms, allowing for banners to be flown. Councilor Pfeffer said actual American flags should be hung. Councilor Pfeffer also inquired about the care for the planned trees for the downtown area. Mr. Cantoreggi said the new trees will require less care, and will grow in a way as to not block area business signs. ► Councilor Kelly inquired about parking meters located in the downtown area. Mr. Nutting said no decision had been made concerning the parking meters, but at the appropriate time the issue would be added to a future Council Agenda. ► Councilor Jones suggested having area businesses adopt a tree as a way to insure the care of the new trees in the downtown area. Mr. Cantoreggi said the idea was a good one, but there are issues regarding the type of care for different trees, as well as the type of signs crediting the business with a tree’s care. Councilor Jones also inquired how the raised tables will impact snow removal. Mr. Cantoreggi said other towns have similar raised crosswalks and snow removal should not be a problem. ► Councilor Feldman inquired about the traffic patterns during construction and if designated bike lanes are part of the project. Mr. Cantoreggi said bike lanes are not part of the project because the roads are too narrow. In terms of road closures etc., Mass DOT will make those decisions. ► Councilor Mercer requested the traffic patterns, road closures and the evening’s presentation be available on the Town’s website. Mr. Nutting agreed to include construction information once the plans have been finalized. ► Chairman Vallee inquired about decisions made regarding the types of light poles and whether penalty clauses for missed construction deadlines will be included in the construction contract, and whether construction can occur at night. Mr. Nutting and Mr. Cantoreggi said many of the project details were decided many years ago, and adding penalty clauses and nighttime construction clauses will increase the project’s cost. ► Lisa Piana; Executive Director of the Franklin Downtown Partnership said the Partnership has been working on this project for the past 9 years and is excited for the start of the project.

SUBCOMMITTEE REPORTS: NONE.

LEGISLATION FOR ACTION:

Resolution 13-82: Adoption of Town Council Procedures Manual: Councilor Pfeffer read the resolution to formally adopt the Procedures Manual of the Franklin Town Council, dated March 7, 2012. **MOTION** by Councilor Jones to move Resolution 13-82 **SECONDED** by Councilor Mercer. **DISCUSSION:** Chairman Vallee suggested, and Mr. Nutting agreed the vote on Resolution 13-82 should be postponed until all of the Council members have read the Manual. **MOTION** by Councilor Jones to postpone the vote on Resolution 13-

82 until the December Council Meeting **SECONDED** by Councilor Mercer. **VOTE to Approve: Yes-9, No-0, Absent-0.** **DISCUSSION:** ► Mr. Cerel recommended the Manual be adopted and amend the document in the future if it is deemed necessary. Mr. Cerel said without the adoption of the Manual, there are no procedures in place. ► Councilor Padula suggested approving the Manual provisionally until all of the Councilors have read the document. **MOTION** by Councilor Padula to adopt the Procedures Manual as is, with the stipulation the Manual may be amended after Council review **SECONDED** by Councilor Kelly. **DISCUSSION:** There was discussion regarding the approval of Resolution 13-82 and Mr. Nutting recommended postponing the vote until the next Town Council Meeting for further review. **MOTION WITHDRAWN** by Councilor Padula.

Bylaw Amendment 13-724: Amendment of Chapter 82, Appendix A of Service Fee Rates – Solid Waste and Recycling – 1st Reading: Councilor Pfeffer read the bylaw amendment to update the sticker fee rates for the Beaver Street Recycling Center. **MOTION** by Councilor Jones to move Bylaw Amendment 13-724 **SECONDED** by Councilor Mercer. **DISCUSSION:** Mr. Nutting said this bylaw adds a second option for resident's use of the Recycling Center. In addition to the \$25 annual sticker fee, residents would have a second option of a 7-day Recycling Center Sticker available for \$10. Councilors Pfeffer and Williams asked about the number of days the \$10 sticker would cover given the Recycling Center is open 2 ½ days a week. Councilor Kelly questioned the \$25 annual fee and why the fee cannot be prorated. Councilor Jones suggested a punch card system. Mr. Cantoreggi said the \$25 annual fee is nominal, and the amount of time it takes to verify a person's residence, note the type of vehicle and issue the sticker is cumbersome. Mr. Cantoreggi said he had considered other options, but the option of either an annual sticker or a weeklong sticker were the best options. Councilor Padula concurred that the \$10 option for a weeklong sticker is economical. **MOTION** by Councilor Mercer to amend the motion to read 10 days instead of 7 days. **SECONDED** by Councilor Kelly. **VOTE to Approve the Amendment: Yes-9, No-0, Absent-0.** **DISCUSSION:** Chairman Vallee said the Recycling Center should be open more hours/days. Mr. Nutting said increased hours of operation of the Recycling Center would cost the Town more money. **MOTION** by Councilor Kelly to move Bylaw Amendment 13-724 to a 2nd Reading **SECONDED** by Councilor Mercer. **VOTE to Approve as Amended: Yes-9, No-0, Absent-0.**

TOWN ADMINISTRATOR'S REPORT: ► Mr. Nutting congratulated the new Councilors and said he looked forward to working with the new Council. Mr. Nutting also reminded the Council that if they need anything, he is only an email or phone call away. ► Mr. Nutting said he is working on the 5-Year Forecast as was adopted by a resolution last year. ► Mr. Nutting said he continues to work on the Capital Plan with the Finance Committee and the Budget Committee. The Capital Plan is expected to be scaled back due to reduced funds in the Town's Free Cash Account. ► Mr. Nutting requested an Executive Session.

OLD BUSINESS: Councilor Bissanti complimented the Building Commissioner and Mr. Nutting for working so diligently to contact the owners of a number of dilapidated and abandoned properties in an effort to improve the conditions of the properties.

NEW BUSINESS: ► Councilor Bissanti said he approached the Elks to see if they would be interested in taking on the responsibility of lowering the American flags to half-mast when a Veteran passes away. The Elks have indicated they would be honored to take on that role. Mr. Nutting said he would be happy to discuss the Elks' offer further with Councilor Bissanti. ► Councilor Kelly requested a report from Mr. Nutting regarding the expenses and income generated from the Parking Meter Officer. Councilor Kelly also requested feedback from the Police Department be included in the report. Mr. Nutting agreed to provide the report. ► Councilor Mercer recognizing there were new Council members, offered to do a brief 15-minute presentation at a future Council Meeting regarding the progress of the new high school.

COUNCILOR COMMENTS: ► Councilor Padula thanked the voters and appreciated the opportunity to serve. Councilor Padula also thanked Chief Benedetto and the Franklin Police Department for all that they do. ► Councilor Mercer echoed Councilor Padula's comments regarding thanking the voters for re-electing him to

the Council and said he looked forward to serving for another 2 years. ► Councilor Kelly also thanked the voters and the Council for electing him as Vice Chair. Councilor Kelly congratulated Ken Norman. ► Chairman Vallee said this Council will be aggressive and proactive and he anticipated many changes in the coming year or two. ► Councilor Pfeffer thanked the voters. Councilor Pfeffer also thanked Bob Fahey the Veteran's Agent, and the Senior Center for the wonderful Veteran's Breakfast and for the Friends of Franklin Elders, Inc. for paying for the breakfast held last Friday. Councilor Pfeffer also commended Dean College for their Veteran's Tribute on Monday where Congressman Joe Kennedy spoke for a few minutes. Councilor Pfeffer also commended the nuns of St. Mary's Abbey for winning the Clean Air Award. ► Councilor Jones thanked the voters for re-electing him to a third term. Councilor Jones welcomed the three new Council members and echoed Chairman Vallee's comments regarding the anticipated proactive approach of the new Council. ► Councilor Bissanti said he was honored and touched by the outpouring of support he received from the voters and looks forward to a very strong Council. ► Councilor Williams thanked the voters and said he looked forward to the challenges of the next two years. Councilor Williams said he was disappointed only 11% of the populace turned out for the election and reminded folks what Veteran's Day means and that it is a right and a privilege to vote.

SUBCOMMITTEE APPOINTMENTS: Chairman Vallee announced the following Subcommittees: *Budget Subcommittee* - Councilors Mercer, Padula, Feldman and Bissanti. *Capital Improvement Committee* - Councilors Pfeffer, Kelly, Williams and Vallee. *Economic Committee* - Councilors Kelly, Bissanti, Jones and Vallee. Chairpersons to be selected by Chairman Vallee at the next Council Meeting.

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

The Regular Session of the meeting ended at 8:17PM.

Respectfully Submitted,

Jan Brecht, Recording Secretary

**FRANKLIN TOWN COUNCIL
WORKSHOP
November 20, 2013**

A Workshop of the Town Council was held on Wednesday, November 20, 2013 at the Franklin Municipal Building, 355 East Central Street, Franklin, Massachusetts. Councilors present; Andrew Bissanti, Brett Feldman, Glenn Jones, Matt Kelly, Thomas Mercer, Peter Padula, Judith Pfeffer, Robert Vallee, Steve Williams. Administrative personnel in attendance: Jeffrey Nutting; Town Administrator, Mark Cerel; Town Attorney and Maxine KINHART; Assistant to the Town Administrator.

CALL TO ORDER: Chairman Vallee called the workshop to order at 7:00PM

<u>TOPIC</u>	<u>REFERRED TO</u>
1. Finances Updating fiscal policies Opeb status and other legacy cost Public Safety staffing School staffing and related issues Five year Fiscal Forecast – due Jan 1 st Funding for future water projects (Beyond 2014) Home for the Recreation Department Marketing Outreach	BUDGET SUBCOMMITTEE
2. Infrastructure Library improvements Senior Center – Upstairs Turf Fields Roads/sidewalks Storm water Davis Thayer	CAPITAL SUBCOMMITTEE
3. Zoning Workshop Changing zoning to allow for condominiums Review and discuss Master Plan recommendations on Zoning Review of special permit process Procedure for all boards, committees to review and consider what we want the town to look like in the future. Should more Land be re-zoned? Role of ZBA in special permits?	ECONOMIC DEVELOPMENT SUBCOMMITTEE
4. Future use of 150 Emmons Street. 5. Future use of Pond Street Land. 6. Downtown Parking. 7. Aggregating Solar power in Town 8. A Housing Production Plan 9. Joint meetings between Housing Trust, Planning Board, Town Planning Dept., Housing Authority, Council on Aging	WORKSHOP ED SUBCOMMITTEE ED SUBCOMMITTEE STAFF WILL RESEARCH STAFF WILL REVIEW SCHEDULE IN 2014

- 10. Having all committees and boards have standard rules or Procedures accepted and followed by each board or committee.
- 11. Council visibility
- 12. Communication/protocols
- 13. Citizenship award being given monthly – solicit Names from council and the public

TOWN ATTORNEY WILL WORK WITH COMMITTEES
COUNCIL WILL ATTEND MORE EVENTS
TA WILL CONTINUE TO UPDATE COUNCIL ON ITEMS AS THEY ARISE
COUNCIL TO NOMINATE FOLKS QUARTERLY

ADJOURN: MOTION by Councilor Jones to **ADJOURN, SECOND** by Brett Feldman. **VOTE to Approve: Yes-9, No-0, Absent-0.** Meeting adjourned at 8:37PM.

Respectfully Submitted,

Maxine Kinhart

**FRANKLIN TOWN COUNCIL
MINUTES OF MEETING
December 4, 2013**

A meeting of the Town Council was held on Wednesday, December 4, 2013 at the Franklin Municipal Building, 355 East Central Street, Franklin, Massachusetts. Councilors present; Andrew Bissanti, Glenn Jones, Matt Kelly, Thomas Mercer, Peter Padula, Judith Pond Pfeffer, Robert Vallee, Steve Williams. Councilors absent: Brett Feldman. Administrative personnel in attendance: Jeffrey Nutting; Town Administrator, Mark Cerel; Town Attorney and Maxine Kinhart; Assistant to the Town Administrator.

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: *October 16, 2013 Regular Session.* **MOTION** by Councilor Jones to approve the October 16, 2013 Minutes **SECONDED** by Councilor Williams. **VOTE to Approve: 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. **APPOINTMENTS:** NONE.

HEARINGS: NONE. **LICENSE TRANSACTIONS:** NONE.

PRESENTATIONS/DISCUSSIONS: *Town Council Schedule* – Chairman Vallee and Mr. Nutting agreed to postpone the vote on the 2014 Town Council Schedule until the next Council Meeting.

SUBCOMMITTEE REPORTS: *Budget Subcommittee* – Councilor Mercer provided an update. The first meeting of the Joint Budget Subcommittee will take place on Monday and will project out the 5-year plan. A full report should be ready for the Council in February.

LEGISLATION FOR ACTION:

Resolution 13-82: Adoption of Town Council Procedures Manual: Councilor Pfeffer read the resolution to adopt the Procedures Manual of the Town of Franklin. **MOTION** by Councilor Jones to move Resolution 13-82 **SECONDED** by Councilor Mercer. **VOTE to Approve: Yes-8, No-0, Absent-1.**

Resolution 13-83: 505 West Central Street: A Private Way Acceptance of Covenant with Owner: Councilor Pfeffer read the resolution to approve with conditions a definitive plan for a three-lot commercial subdivision known as 505 West Central Street. **MOTION** by Councilor Jones to move Resolution 13-83 **SECONDED** by Councilor Kelly. **DISCUSSION:** Mr. Nutting explained this is standard practice. The resolution just specifies the property will remain a private way, and the Town has no accountability to provide road maintenance. **VOTE to Approve: Yes-8, No-0, Absent-1.**

Resolution 13-84: Confirmatory Order of Taking – Land at 37 Beaver Street: **MOTION** by Councilor Jones to waive the reading **SECONDED** by Councilor Mercer. **VOTE to Approve: Yes-8, No-0, Absent-1.** **MOTION** by Councilor Jones to move Resolution 13-84 **SECONDED** by Councilor Padula. **DISCUSSION:** Mr. Nutting explained the Council had approved the purchase of the property previously owned by the Pidgeon family. The plan is to demolish the house and to extend the Senior Center parking lot. **VOTE to Approve: Yes-8, No-0, Absent-1.**

Bylaw Amendment 13-725: Chapter 170 Vehicles and Traffic – Traffic Regulations to Reflect Changes to

Traffic Directions Created by Downtown Roadway Redesign and Reconstruction Project – 1st Reading: MOTION by Councilor Jones to waive the reading **SECONDED** by Councilor Padula. **VOTE to Approve: Yes-8, No-0, Absent-1.** MOTION by Councilor Jones to move Bylaw Amendment 13-725 to a 2nd Reading **SECONDED** by Councilor Mercer. **VOTE to Approve: Yes-8, No-0, Absent-1.** **DISCUSSION:** Mr. Nutting said this bylaw amends the traffic code to reflect the necessary changes for the Downtown Project and is a requirement to obtain funding from the State for the Downtown Project.

Bylaw Amendment 13-724: Chapter 82 Amendment of Service Fees – Solid Waste and Recycling – 2nd Reading: Councilor Pfeffer read the bylaw amendment to adjust the “List of Service Fee Rates”. MOTION by Councilor Jones to adopt Bylaw Amendment 13-724 **SECONDED** by Councilor Mercer. **DISCUSSION:** Mr. Nutting said the bylaw adds a 10-day option to Recycling Fees in lieu of purchasing a 1-year Recycling Sticker. MOTION by Councilor Padula to amend the number of days from 10 days to 14 days **SECONDED** by Councilor Jones. **VOTE to Approve: Yes-8, No-0, Absent-1.** **VOTE on Bylaw Amendment 13-724 as Amended, ROLL CALL: Bissanti-Yes, Jones-Yes, Kelly-Yes, Mercer-Yes, Padula-Yes, Pfeffer-Yes, Vallee-Yes, Williams-Yes. VOTE to Approve: 8 – 0 – 1.**

CITIZEN COMMENTS: Steve Sherlock announced the Downtown Partnership Holiday Stroll would take place the following night. Mr. Sherlock also announced tickets were available for the dramatic production of the Christmas Carol and proceeds from the show would benefit the Franklin Food Pantry.

TOWN ADMINISTRATOR’S REPORT: ► Mr. Nutting said he and Councilors Jones, Kelly and Pfeffer attended an economic development workshop hosted by EMC. Mr. Nutting said a presentation was made about the Pond Street land, and he picked up some good ideas for possible uses for the property. Possible uses for the property will be referred to the Economic Development Committee for further investigation. Mr. Nutting thanked Bryan Taberner and Beth Dahlstrom for their assistance preparing the PowerPoint presentation. ► Mr. Nutting announced the Town would be hosting the Metropolitan Planning Organization meeting the following day. The organization earmarks federal transportation dollars for towns. ► Mr. Nutting thanked the Concerts on the Common Committee for another successful tree lighting. ► Mr. Nutting reminded folks of the Holiday Stroll planned for the following evening. ► Mr. Nutting requested the recently adopted zoning on “R7” – impervious coverage be added to a future Council agenda.

OLD BUSINESS: ► Councilor Bissanti inquired about allowing the Elks Club to take over the responsibility for raising, lowering and storage of flags traditionally flown when a Veteran passes away. Mr. Nutting requested Councilor Bissanti contact him to work out the details. ► Councilor Pfeffer requested an update on the status of hanging the American flag from the new light poles in the downtown area. Mr. Nutting said American flags could be hung from the parking meters and the subject of flags and parking meter options will be addressed at a future Council Meeting. Councilor Pfeffer inquired about coordinating a list of liquor violations for second time offenses. Mr. Nutting said the topic would be included on the next Council Meeting Agenda. ► Councilor Kelly inquired about when topics discussed during the Council Workshop would be included on the Council Agenda. At Councilor Kelly’s request, Mr. Nutting spoke specifically about the marketing outreach firm. Mr. Nutting said the marketing outreach firm would be referred to the Budget Committee. Mr. Nutting said within the following two weeks he would make available to the Councilors the workshop minutes and where the items would be heading. **NEW BUSINESS:** ► Councilor Padula, Mr. Nutting and Mr. Cerel discussed protocol for the smaller subcommittees and groups. Councilor Padula said he would meet with Mr. Nutting and Mr. Cerel at a later date to discuss the matter further.

COUNCILOR COMMENTS: ► Councilor Bissanti hoped everyone had a nice Thanksgiving. ► Councilor Jones also hoped everyone had a nice Thanksgiving and thanked Marty Jones of MassDevelopment for putting on a wonderful event hosted by EMC. Councilor Jones said the information he obtained at the event would be shared with the Economic Development Committee at their next meeting on Wednesday. ► Councilor Padula thanked the Town Administrator and Town Attorney for their hard work and said he looked forward to working

with them more. ► Chairman Vallee reminded everyone of the Tree Lighting Ceremony to be held the following day at Dean College.

ADJOURN: MOTION by Councilor Jones to adjourn **SECONDED** by Councilor Mercer. **VOTE to Approve: Yes-8, No-0, Absent-1.** Meeting adjourned at 7:32PM

Respectfully Submitted,

Jan Brecht, Recording Secretary

APPOINTMENTS

THE COMMONWEALTH OF MASSACHUSETTS

TOWN OF FRANKLIN

APPOINTMENT and RATIFICATION FORM



I, the Town Administrator of the Town of Franklin, Massachusetts, by virtue of the authority vested in me by the Franklin Home Rule Charter, do hereby appoint you:

To serve as:

Treasurer Collector

James P. Dacey Jr.
345 Lincoln Street

Given at Franklin, Massachusetts

This 15th day of January, 2014

Jeffrey D. Nutting
Town Administrator

Ratified by Town Council on this 15th day of January, 2014

Judith Pond Pfeffer
Clerk, Franklin Town Council

Norfolk, SS.
Franklin, MA

This _____ day of _____

Then personally appeared the above named individual and was sworn to the faithful discharge of the duties of the above office.

Before me


Recorded _____ A.D. 2014

Attest: _____ Deborah L. Pellegri
Town Clerk

OFFICE OF THE TOWN ADMINISTRATOR



MEMORANDUM

DATE: January 7, 2014
TO: Town Council
FROM: Jeffrey D. Nutting, Town Administrator 
RE: Appointment of James Dacey to the Position of Treasurer Collector

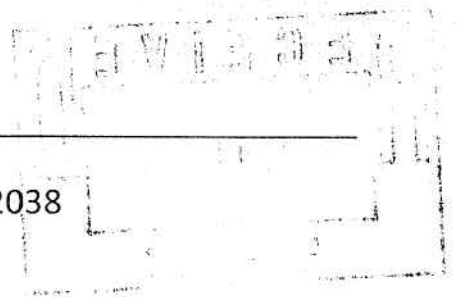
In accordance with the charter, please be advised, it is my honor to respectfully request the Town Council ratify the appointment of James Dacey as the Treasurer Collector.

After an internal posting, an interview team consisting of Councilors Robert Vallee and Matt Kelly, Town Comptroller Susan Gagner, Finance Committee Chair Susan Dewsnap and I interviewed Mr. Dacey.

Mr. Dacey's long standing experience and knowledge of the position and his tremendous team work has and will continue to be an asset to the citizens of Franklin.

JAMES P. DACEY

345 LINCOLN STREET, FRANKLIN, MA 02038



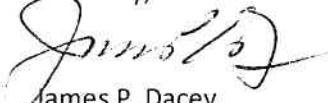
December 19, 2013

Town of Franklin
Human Resources
355 East Central Street
Franklin, MA 02038

To whom it may concern,

I, James P. Dacey am interested in the Treasurer-Collector position. Enclose are copies of my resume, Massachusetts Collectors and Treasurers Certifications, and my Diploma from Villanova University.

Sincerely,


James P. Dacey

James P. Dacey

jdacey@franklin.ma.us • 345 Lincoln St., Franklin, MA 02038 • 508-528-6713

Objectives

To continue to serve the Town of Franklin as Treasurer-Collector

Education

Villanova University

Bachelor of Mechanical Engineering

- Licensed to practice Mechanical Engineering in the State of Pennsylvania
- Member of the Villanova Track Team, 4 years

Experience

TOWN OF FRANKLIN | 355 East Central Street, Franklin, MA 02038

Elected Treasurer-Collector November 2, 1999 – Present

Responsible for the collection of all taxes, water/sewer/trash charges, and departmental receipts, disbursement of funds for both payroll and accounts payable. Custodian of all town funds, responsible for all tax title properties, debt management, and investments. Implemented lockbox, online bill pay and most recently electronic billing. Advocate of maintaining excellent customer service.

DACEY'S MARKET, INC. | 345 Lincoln Street, Franklin, MA 02038

President April, 1980 – June, 2001

Responsible for the day to day operation of a small market selling fresh meats, dairy, groceries, beer, wine and liquor. Responsible for depositing daily receipts, accounts payable, payroll, pricing product, and maintaining inventory.

DACEY BROS. DAIRY, INC., DACEY BROS. DAIRY STORES, INC. | 345 Lincoln Street, Franklin, MA 02038

Vice-President/Treasurer May, 1972 – April, 1980

Worked as a store manager, plant manager and chief of security.

Town Committees

- Finance Committee (1989-1999) Vice Chair
- Charter Commission (1994-1995), Chair
- Fourth of July Committee, Treasurer
- Industrial and Development Financing Authority

Professional Associations

- Certified as a Massachusetts Municipal Treasurer and Massachusetts Municipal Collector
- Member of the Massachusetts Collectors and Treasurers Association
- Norfolk County Municipal Officers Association (Past President)
- Norfolk County Retirement Board Advisory Council (Current Chair).

Massachusetts Collectors and Treasurers Association




Honors all men by these presents

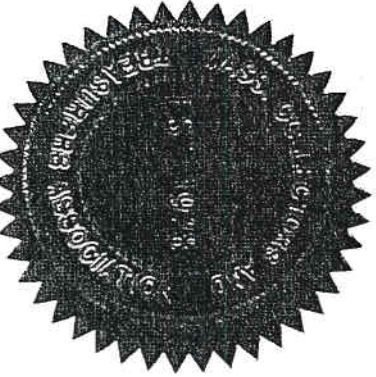
James P. Dacey

CERTIFIED MASSACHUSETTS MUNICIPAL TREASURER

Having achieved Certification in 2003 and having successfully complied with the continuing professional, educational and ethical standards of this Association, by unanimous vote of the Board of Certification of this Association is awarded renewal of Certification


Richard W. Conway
President
Massachusetts Collectors and Treasurers Association


Thomas P. Florence
Chairman, Education Committee
Massachusetts Collectors and Treasurers Association



Certification Expires December 31, 2018

Massachusetts Collectors and Treasurers Association



Know all men by these presents

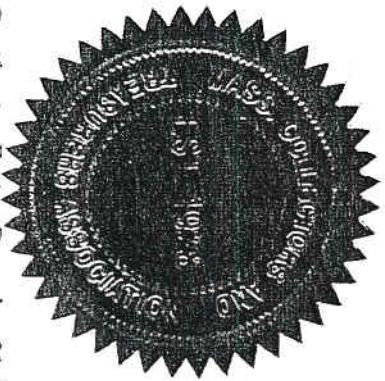
James P. Dacey

CERTIFIED MASSACHUSETTS MUNICIPAL COLLECTOR

Having achieved Certification in 2005 and having successfully complied with the continuing professional, educational and ethical standards of this Association, by unanimous vote of the Board of Certification of this Association is awarded renewal of Certification

Michael W. Conroy
President
Massachusetts Collectors and Treasurers Association

James P. Dacey
Chairman, Education Committee
Massachusetts Collectors and Treasurers Association



Certification Expires December 31, 2018

Villanova University

Millanora



Pennsylvania

To all who may read these letters Greetings in the Lord

*By authority of the Commonwealth of Pennsylvania granted March 10th, 1863 by Act of Assembly,
the President and Faculty hereby certify that they have conferred upon*

James Paul Darcy

the degree of

Bachelor of Mechanical Engineering

*in testimony of proficiency in the several studies and exercises prescribed by this
institution for granting such degree.*

**In Witness Whereof, they have ordered that this Diploma be attested by the
Corporate Seal, and by the signatures of the Officers of the Faculty.**

Given at Villanova, Pennsylvania, this sixteenth day of May Anno Domini 1972

Edward J. McLaughlin, President

John M. Sweeney, Vice-President



JOB POSTING NOTICE OPEN TO THE GENERAL PUBLIC

Treasurer/Collector

Franklin, MA

Posted: December 19, 2013 through December 27, 2013

In accordance with M.G.L. Chapter 41 and in concert with the Town Administrator, the Treasurer/Collector performs administrative and supervisory work involving the receipt, expenditure and custody of municipal funds, the investment and borrowing of money, the custody of tax title properties, and the collection of all money due to the Town.

Required Qualifications:

- Bachelor's Degree in banking, finance, mathematical or related field of endeavor preferred.
- Four (4) or more years of experience working in a senior financial management capacity, experience working in a municipal Treasurer/Collector's office preferred.
- Certification by Massachusetts Collectors and Treasurers Association preferred.
- Must be bondable.
- Must be able to pass a background check , including criminal and credit history.

Please forward resume and letter of interest to be received by December 27, 2013 to:
Human Resources, 355 East Central Street, Franklin, MA 02038 or by email at
apply@franklin.ma.us.

TOWN OF FRANKLIN

TITLE: Treasurer/Collector

Job No

DEPARTMENT: Treasurer

Exempt

Grade: G18

Review Date: December 2013

Reviewed By:

Objective:

In accordance with M.G.L. Chapter 41 and in concert with the Town Administrator, performs administrative and supervisory work involving the receipt, expenditure and custody of municipal funds, the investment and borrowing of money, the custody of tax title properties, and the collection of all money due to the Town.

Supervision:

Works under the administrative direction of the Town Administrator. Coordinates activities with the Comptroller and the Assessors.

Exercises independent judgment and initiative in the planning, administration, and execution of the department's services, in the interpretation and application of laws, regulations and procedures. Directs personnel in accordance with Human Resources By Law and Policies and Procedures.

Essential Functions:

Responsible for all Treasury and Collections functions of the Town, including, but not limited to:

- Receipts/Deposits of Funds/Investments
- Payroll operations and tax payments
- Tax Titles/Tax takings
- Distributions of Funds/Disbursements
- Billing and Collections
- Recording and journaling all activities

Provides outstanding customer service to citizens and property owners. Answers inquiries from property owners, members of the banking and real estate community, and any other interested parties regarding any matter related to the investment of funds, and tax title, as well as the tax collection process of the Town.

Works constructively with all Town/School departments.

Adjust errors and resolves complaints; meets with taxpayers to discuss and resolve tax problems and provides explanation and interpretation of State and Federal Laws. Responds to inquiries from taxpayers, banks, attorneys, and mortgage companies.

Supervises the billing and collection of all money owed to the Town. Responsible for tracking Town receivables.

Ensures receipts are recorded to the proper accounts.

Responsible for collecting taxes and all other bills payable to the Town, including departmental turn-ins and water bills. Takes custody of all money belonging to the Town. Initiates tax liens, preparing advertising, maintains tax title accounts; uses any and all legal remedies to collect including tax foreclosure, civil suits, and small claims court.

Manages cash flow, investing surplus cash in a timely manner and within legal limits. Prepares all borrowings or authorized debt; prepares disclosure statements; maintains debt records; sells bonds and notes; monitors expenditures of arbitrage rule compliance. Ensures all necessary paper work is in place.

Reconciles bank statements for all Town accounts.

Prepares reports for Town's annual audit; annual report of all activities, including debt, collections, tax title, and all cash account activities; reconciles monthly with Comptroller. Prepares financial information for Town Report, quarterly cash reports for the Department of Revenue, W-2 information, and yearly and quarterly reports for the IRS, reports to Norfolk County, and other reports as required by law.

Prepares department budget. Provides the Town Administrator with information needed in preparation of the Revenue and Expenditure Forecast.

Oversees all administrative functions, directs the daily operations of the Treasurer/Collector's office, develops office procedures and documents; reviews, prepares and administers departmental budget; makes recommendations for contracted services.

Required Knowledge, Skills and Abilities:

Knowledge: Complete working knowledge of the principles and practices of financial management and specific knowledge of the legal controls, methods and procedures of municipal finance. Thorough knowledge of computer applications for accounting and financial management. Comprehensive knowledge of GAAP and MUNIS.

Skills: Skill in computers and appropriate software applications. Aptitude for numbers and detail. Excellent organizational skills.

Ability: Ability to establish and maintain effective and harmonious working relationships with Town officials and departments, members of the banking community,

state agencies and the general public. Ability to communicate effectively in written and oral form, to establish and accurately maintain complex financial record keeping systems, to prioritize multiple tasks and deal effectively with interruptions under considerable time pressure.

Ability to perform duties in an office environment, ability to use a keyboard, to lift print and other materials, office equipment and supplies weighing up to 25 pounds, and able to carry a reasonable quantity of materials from places where stored to place where they are to be used. Intermittent reaching, pulling, bending.

Required Qualifications:

- Bachelor's Degree in banking, finance, mathematical or related field of endeavor preferred.
- Four (4) or more years of experience working in a senior financial management capacity, experience working in a municipal Treasurer/Collector's office preferred.
- Certification by Massachusetts Collectors and Treasurers Association preferred.
- Must be bondable.
- Must be able to pass a background check , including criminal and credit history.



APPOINTMENT:

Citizen Committee

Judith Pond Pfeffer

MOTION to appoint the above named individual to serve as a member of the Citizen Committee.

SECOND: _____.

DATED: _____, 2014

A True Record Attest:

**Deborah L. Pellegri
Town Clerk**

UNANIMOUS _____
YES _____ **NO** _____

ABSTAIN _____

ABSENT _____

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

APPOINTMENT



Finance Committee

George Conley
7 Sherman Avenue

MOTION to appoint George Conley to serve as a member of the Finance Committee.

DATED: _____, 2014

VOTED:

UNANIMOUS _____

A True Record Attest:

YES _____ **NO** _____

Deborah L. Pellegrini
Town Clerk

ABSTAIN _____

ABSENT _____

Judith Pond Pfeffer, Clerk
Franklin Town Council

GEORGE E. CONLEY

7 Sherman Avenue

Franklin, MA 02038

geconley@verizon.net

(508) 330-5287

CAREER OBJECTIVE

Utilize my vast experience in bank operations management to enhance the day-to-day operations of a small to mid-size financial institution.

CAREER EXPERIENCE

I have experience in all areas of banking environment from branch operations management through bank operations management in a variety of positions, from teller to regional vice president. I was instrumental in starting a small item processing company and growing it to over 50 small to medium sized clients. I also have extensive executive project management for a large item processing center. Large client day-to-day management directed toward problem resolution and project management.

PROFESSIONAL EXPERIENCE

FIS: June 1999 – June 2012

- Data Center Manager
- Executive Project Management
- Large Customer Relationship Management

Blackstone Financial Corporation: October 1990 – June 1999

- Founding Partner, Executive Vice President
- Managed Day to Day Operations
- Long Range Planning
- Customer Relationship Management

Home National Bank: January 1988 – September 1990

- Division Head Operations
- Technology Manager

Shawmut Bank: June 1970 – December 1987

- Vice President – Deposit Operations
- Vice President – Regional Operations

VOLUNTEER EXPERIENCE

Kevin Chambers Benefit Golf Tournament: 2007 – Present

- Co-organized and Co-managed all aspects of event
- Raised significant money for continued rehab.

Kevin Chambers Benefit Trivia Night: 2008 – Present

- Co-organized and Co-managed all aspects of event
- Raised significant money for continued rehab

HMEA's Annual Independence 5K Walk, Run, Roll & Stroll in the Park: 2001 – Present

- Assisted in set-up and clean-up
- Photographer

HEARINGS – 7:10 PM

1. ZONING BYLAW AMENDMENT 13-726: A ZONING BYLAW TO AMEND THE FRANKLIN TOWN CODE AT §185, ATTACHMENT 9. SCHEDULE OF LOT, AREA, FRONTAGE, YARD AND HEIGHT REQUIREMENTS

Sponsor: *Town Council*

TOWN OF FRANKLIN

ZONING BY-LAW AMENDMENT 13-726

**A ZONING BY-LAW TO AMEND THE FRANKLIN TOWN CODE AT
§185, ATTACHMENT 9. SCHEDULE OF LOT, AREA, FRONTAGE YARD
AND HEIGHT REQUIREMENTS**

BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL THAT:

Chapter 185 of the Code of the Town of Franklin is hereby amended by adding Residential VII Zoning District to §185, Attachment 9. Schedule of Lot, Area, Frontage and Height Requirements with dimensional requirements, as noted.

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

District	Minimum Lot Dimensions				Minimum Yard Dimensions			Maximum Height of Building		Maximum Impervious Coverage of Existing Upland	
	Area	Continuous Frontage	Depth	Lot Width (minimum circle diameter)	Front	Side	Rear	Stories	Feet	Structures	Structures Plus Paving ³
	(square feet)	(feet)	(feet)	(feet)	(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
Residential VII ¹¹	40,000	200	200	180 ⁴	40	40	40	3	35	20 ¹²	25 ¹²
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	80
Business	20,000	125	160	112.5	40	20	30	3	40	70	80
Industrial	40,000	175	200	157.5	40	30 ⁵	30 ⁵	3 ⁶	-	70	80
Limited Industrial	40,000	175	200	157.5	40	30 ⁸	30 ⁸	3 ⁶	40 ⁶	70	80
Office	40,000	100	100	90	20	30 ⁵	30 ⁵	3 ⁶	40 ⁶	70	80

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.

¹¹ See § 185-50.

¹² Total impervious surface in the upland shall be no more than 50% if a Special Permit for multiple, single-family dwelling units is granted in RVII.

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: _____, 2014

VOTED:

UNANIMOUS _____

A True Record Attest:

YES _____ **NO** _____

Deborah L. Pellegrini
Town Clerk

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

2014 JAN 10 AM 11:07
TOWN OF FRANKLIN
TOWN CLERK

January 8, 2014

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

CERTIFICATE OF VOTE –

RE: ZONING BY-LAW AMENDMENT 13-726 TO AMEND CHAPTER 185, ATTACHMENT 9, SCHEDULE OF LOT, AREA, FRONTAGE, YARD AND HEIGHT REQUIREMENTS, OF THE CODE OF THE TOWN OF FRANKLIN (IMPERVIOUS COVERAGE)

Dear Mrs. Pellegrini:

On Monday, January 6, 2014 the Planning Board opened the public hearing for Zoning Bylaw Amendment 13-726, to amend Chapter 185, Attachment 9, Schedule of Lot, Area, Frontage, Yard and Height Requirements of the Town Code of the Town of Franklin and upon motion duly made and seconded, voted (5-0-0) to waive the reading.

Chairman Anthony Padula recognized Town Administrator Jeffery Nutting who gave a brief review of why the request for changes to impervious coverage are needed, indicating despite the fact that zoning bylaws creating RVII Zoning District were recently passed, there was a general oversight in regards to the need for increased impervious coverage should an applicant be granted a special permit for multi-family dwelling units in the Residential VII Zoning District.

Chairman Padula asked the Board for comments regarding the Bylaw, seeing there were none, upon motion duly made and seconded, the Planning Board voted (5-0-0) to close the public hearing.

Chairman Padula asked if there were any motions to recommend or not recommend the proposed Zoning Bylaw Amendment. Vice Chairman Halligan made a motion to recommend approval of Zoning Bylaw Amendment 13-726, to amend Chapter 185, Attachment 9, Schedule of Lot, Area, Frontage, Yard and Height Requirements of the Town Code of the Town of Franklin to Town Council as submitted. Chairman Padula indicated he would like to take a moment to deliberate prior to moving the motion forward. At this time Chairman Padula indicated he had done some research which showed the Environmental Protection Agency (EPA) was encouraging the reduction of impervious coverage in residential zoning districts to prevent flooding and protect water quality not increase it as being proposed by the proposed Zoning Bylaw; Chairman Padula did not support, for this reason, the increase of maximum impervious coverage of existing upland from 25% (structures plus paving) to 50% if a special permit is granted for multiple, single-family dwelling units.

Town Attorney Mark Cerel indicated that with increased density as allowed in the RVII Zoning District with a special permit for multiple, single-family dwelling units, comes the need for increased impervious coverage above the 25% as currently allowed.

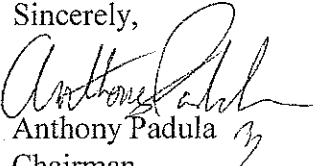
Vice Chairman Halligan asked if impervious coverage were something that could be addressed through Special Permit process. Attorney Cerel indicated that the applicant would have to be able to show all water and drainage could be contained on site even with increased impervious coverage.

Seeing that there was no additional discussion, Chairman Padula asked for the previous motion made by Vice Chairman Halligan to be restated: to recommend approval of Zoning Bylaw Amendment 13-726, Changes to Impervious Coverage in the Residential VII Zoning District to Town Council as submitted. Ballarino seconded. Halligan: Yes. Ballarino: Yes. Padula: NO. David: NO. Carroll: No.

Please be advised that at its meeting on Monday, January 6, 2013 upon motion duly made and seconded, the Planning Board voted (2-3-0) to recommend approval of Zoning Bylaw Amendment 13-726: to amend Chapter 185, Attachment 9, Schedule of Lot, Area, Frontage, Yard and Height Requirements of the Town Code of the Town of Franklin as submitted. There were three negative votes resulting in negative recommendation to approve Zoning Bylaw Amendment 13-726 to the Town Council by the Planning Board.

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

Sincerely,


Anthony Padula
Chairman

cc: Town Council
Town Administrator

PRESENTATIONS

AND

DISCUSSIONS

1. LESSONS LEARNED FROM FRANKLIN MATTERS,
STEVE SHERLOCK



Lessons Learned: 3 Principles and a Recommendation

Steve Sherlock

January 15, 2014

Agenda

- Who is that guy?
- Location, location, location
- Content in context
- Three “C”s
- Recommendation
- Q & A



Steve Sherlock

Savvy Project Manager, Customer Service Advocate,
Social Media Practitioner

Greater Boston Area | Information Technology and Services

Current Sr IT Security Professional, Asst Vice President at Citizens Financial Group
Chairman, Board of Directors (volunteer) at Franklin Food Pantry
Community Information Director (volunteer) at Franklin Matters

Past Lead Organizer (volunteer) at Job Search Jam Sessions
Project Manager at Citizens Bank
Project Manager at Fidelity Investments
[see all](#)

Education Seton Hall University
Assumption College
St Raphael Academy

Recommendations 21 people have recommended Steve

Connections 500+ connections

Websites Steve's 2 Cents
Franklin MATters
Franklin Food Pantry

<http://www.linkedin.com/in/stephensherlock>

<http://www.franklinmatters.org/p/why-franklin-matters.html>

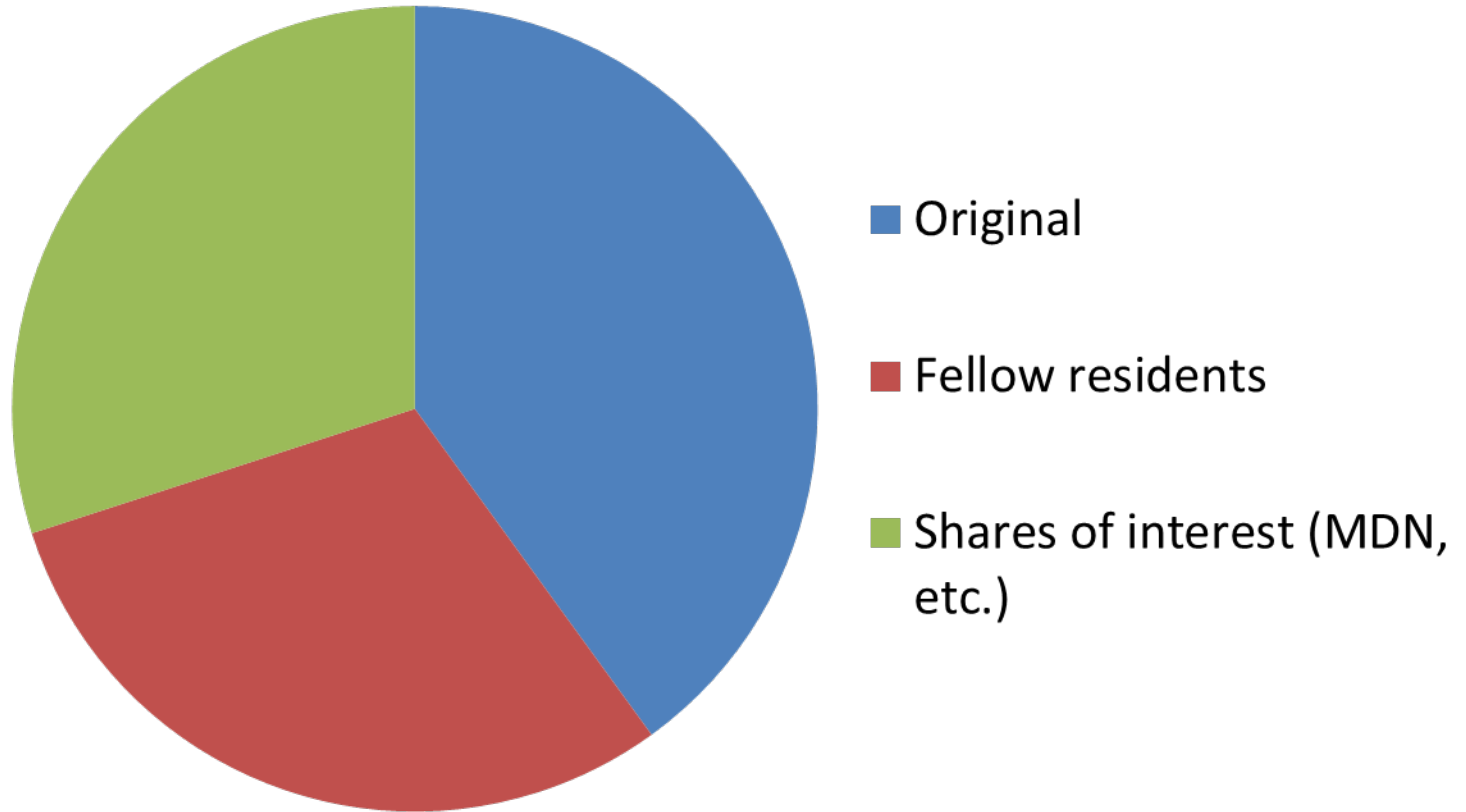
The ideas expressed here are my own

Setting the stage - p1

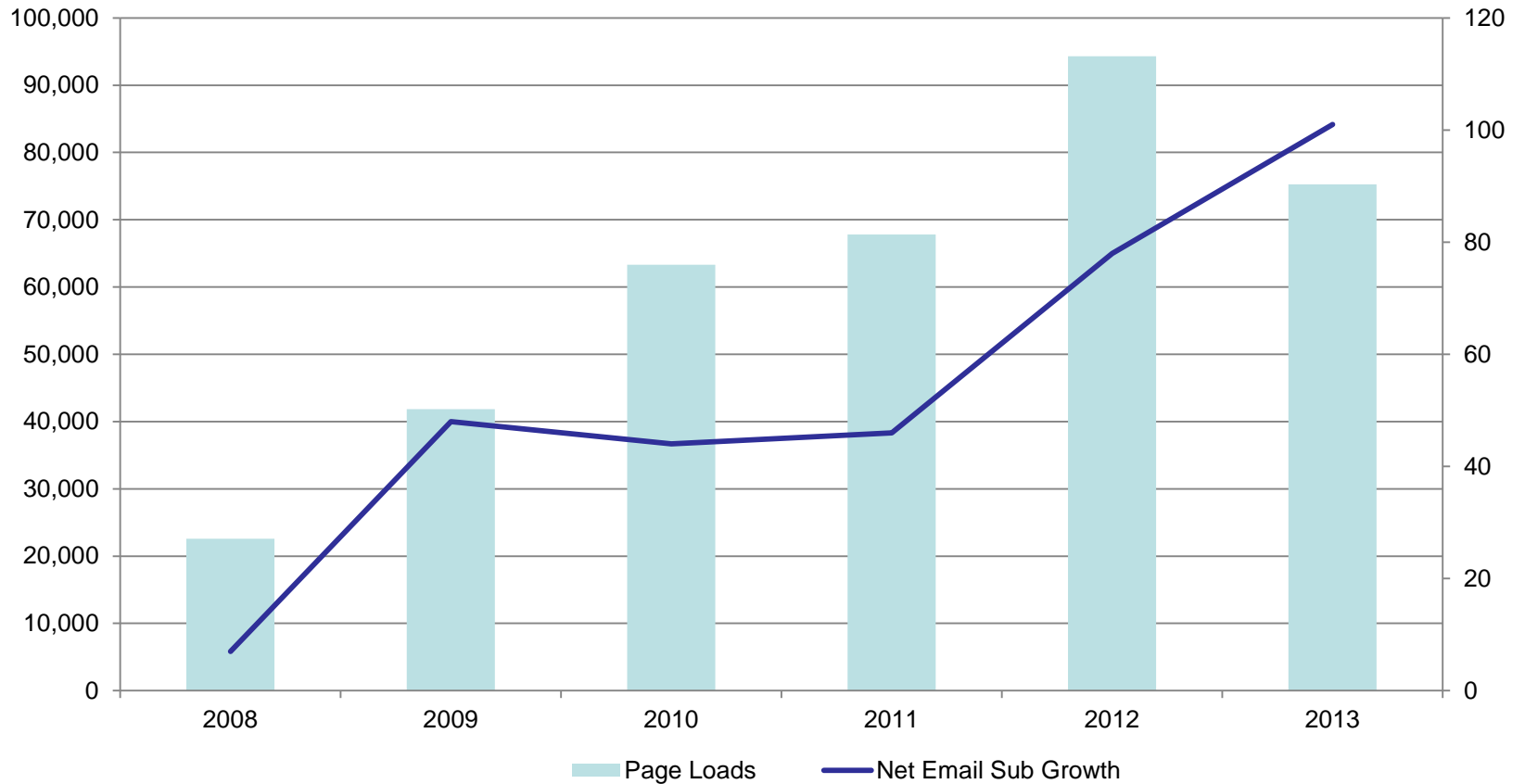
Franklin Matters activity over 6 years
(2008 through 2013)

Meetings reported on	263
YouTube videos	32
Audio podcasts	110
Franklin area photos	>2400
Posts to webpage	9080

Setting the stage - p2



Setting the stage - p3



Location, location, location

- Who do you want to reach?
- Where do they gather?

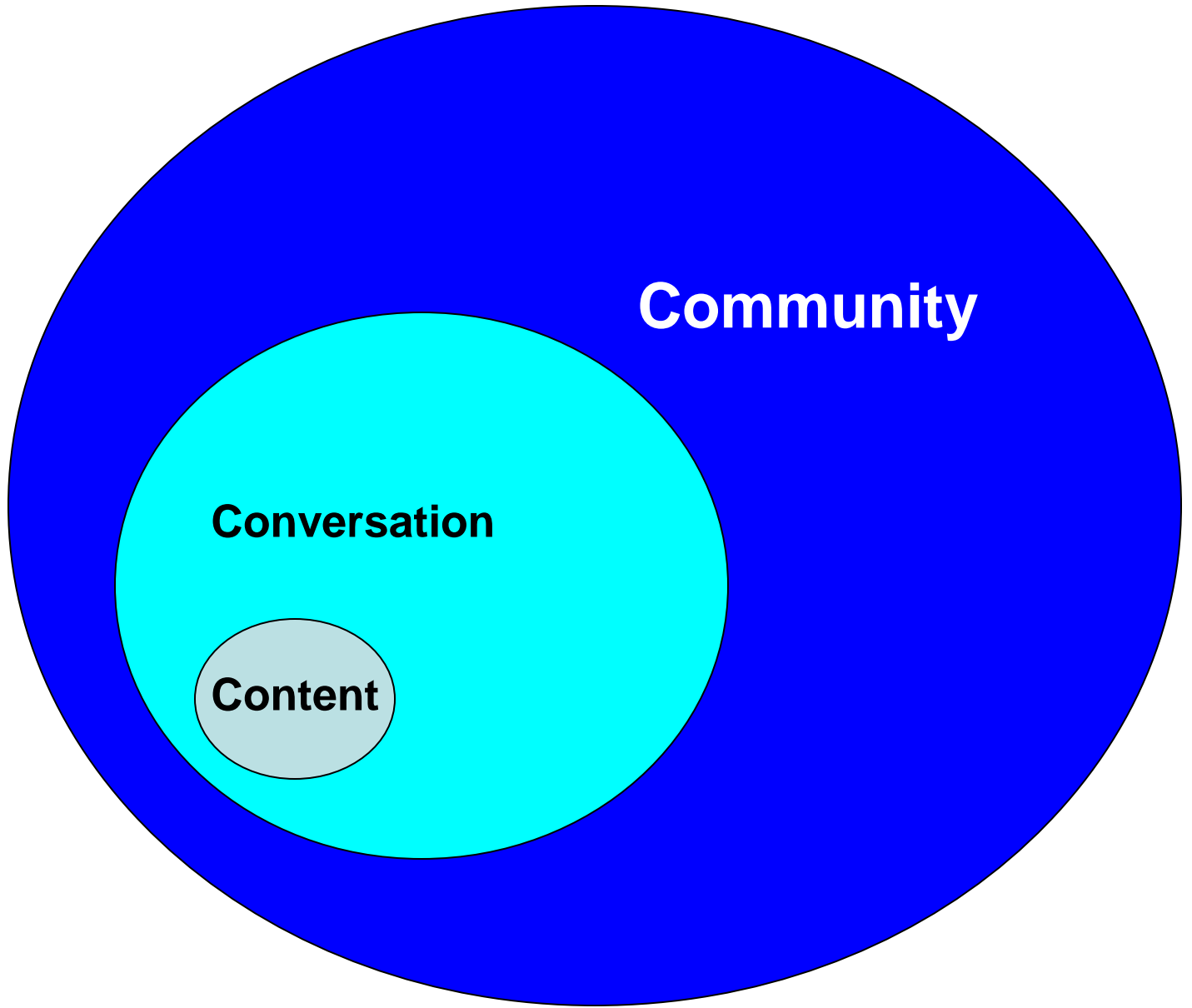


“Content in context”



The story is from Tom Asacker

[A Clear Eye for Branding: Straight Talk on Today's Most Powerful Business Concept](#)



Fallen Hero: Sergeant Timothy J. Hayes, U.S. Army

Sgt Timothy J. Hayes, U.S. Army was born on October 14, 1914, the son of Daniel and Margaret Hayes.

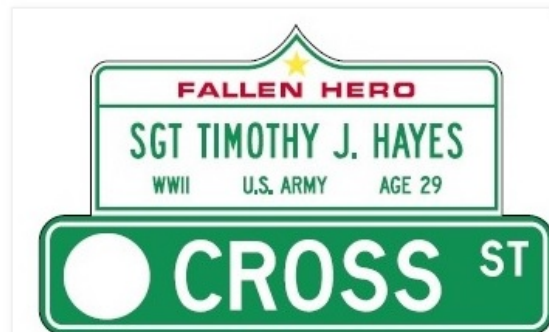
Sgt Hayes was graduated from Franklin High School in 1932 and was the husband of the former Eleanor McGrory. The couple was married in Franklin on May 16, 1943 and lived at 62 Cross Street.

Sgt Timothy Hayes served in the regular army prior to Pearl Harbor and was called back into service when war against Japan broke out. Sgt Hayes was sent to England in October of 1943 for several months to undergo rigorous airborne unit training as a paratrooper in preparation for the D-Day invasion.

The Normandy assault was in two phases, an air assault landing of airborne troops shortly after midnight and an amphibious landing of Allied Infantry and armored divisions along the coast of France commencing at 6:30 am.

Sgt. Timothy Hayes was in the 502nd Parachute Infantry Regiment, Company D deployment drop and on June 14, 1944 died of wounds received in combat during the D-Day invasion.

Sgt Timothy J. Hayes was 29 years old at the time of his death and rests eternally in the Normandy American Cemetery in France



<http://www.franklinmatters.org/2013/08/fallen-hero-sergeant-timothy-j-hayes-us.html>



Circles of communication



Photo credit -> <http://www.hansgrohe.com/en/4851.htm/>

Recommendation

- You have commanding Content
- Form a “Communications Committee”
- Build a Franklin Community around improved communications by involving the people for whom it matters most

For additional info

- Sherlock's "Basic Blogging" series
 - <http://steves2cents.blogspot.com/2010/10/basic-blogging-or-blogging-100101102.html>
- PodCamp Western MA
 - April 19, Holyoke Community College
 - <https://www.facebook.com/events/266444840173001/>
- Jay Baer's book "Youtility"
 - <http://www.youtilitybook.com/>

Q & A

LEGISLATION

FOR

ACTION



TOWN OF FRANKLIN

RESOLUTION NO.: 14-01

APPROPRIATION: Spring Valley Estates/Brielle Way

AMOUNT REQUESTED: \$77,438

PURPOSE: To complete roadwork and related infrastructure: Brielle Way

FINANCE COMMITTEE ACTION

Meeting Date: N/A **Vote:**

Recommended Amount: \$77,438

Source of Funding: Forfeited Subdivision Bond

MOTION

Be It Moved and Voted by the Town Council that the sum of Seventy-Seven Thousand, Four Hundred and Thirty-Eight Dollars (\$77,438) be transferred from the Forfeited Performance Bond Account to the Spring Valley Estates/Brielle Way Account #01410427-570000 to complete roadwork and related infrastructure work.

DATED: January 15, 2014

VOTED:

UNANIMOUS _____

YES _____ **NO** _____

ABSTAIN _____

ABSENT _____

A True Record Attest:

**Deborah L. Pellegri
Town Clerk**

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



Sponsor: Administration

TOWN OF FRANKLIN

RESOLUTION 14-02

**PURCHASE OF LAND OFF COTTONTAIL LANE
AUTHORIZATION AND APPROPRIATION**

WHEREAS, the owner of approximately eighteen and a quarter (18.25 acres) of unimproved land located off Cottontail Lane is willing to sell said property to the Town, and

WHEREAS, the Town's purchase of said land will provide access to abutting Town-owned land, as well as land for public recreation and other municipal purposes,

NOW, THEREFORE, BE IT RESOLVED that the Town of Franklin purchase approximately eighteen and a quarter acres of unimproved land off Cottontail Lane, Title reference: deed recorded at Norfolk County Registry of Deeds in Book 31636 at Page 288 and plan of land recorded as Plan No. 71 of 2013 in Plan Book 618, for the sum of three hundred, twenty-five thousand dollars (\$325,000) for access to abutting Town-owned land, as well as public recreation and other municipal purposes, and that the Town Administrator, in consultation with the Town Attorney, be authorized to execute a purchase and sales agreement containing said price and such other terms and conditions as the Town Administrator determines to be in the Town's interest and to execute any other documents and take any other action necessary to consummate the purchase, and **BE IT FURTHER RESOLVED** that the sum of three hundred, twenty-six thousand, five hundred dollars (\$326,500) be appropriated from the open space account to fund said purchase, together with related engineering, legal, and other closing expenses, if any.

DATED: January _____, 2014

VOTED:
UNANIMOUS _____

A True Record Attest:

YES _____ NO _____

ABSTAIN _____

**Deborah L. Pellegrini
Town Clerk**

ABSENT _____

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

OFFICE OF THE TOWN ADMINISTRATOR



MEMORANDUM

DATE: January 6, 2014
TO: Town Council
FROM: Jeffrey D. Nutting, Town Administrator
RE: Purchase of Land Off of Daniels Street

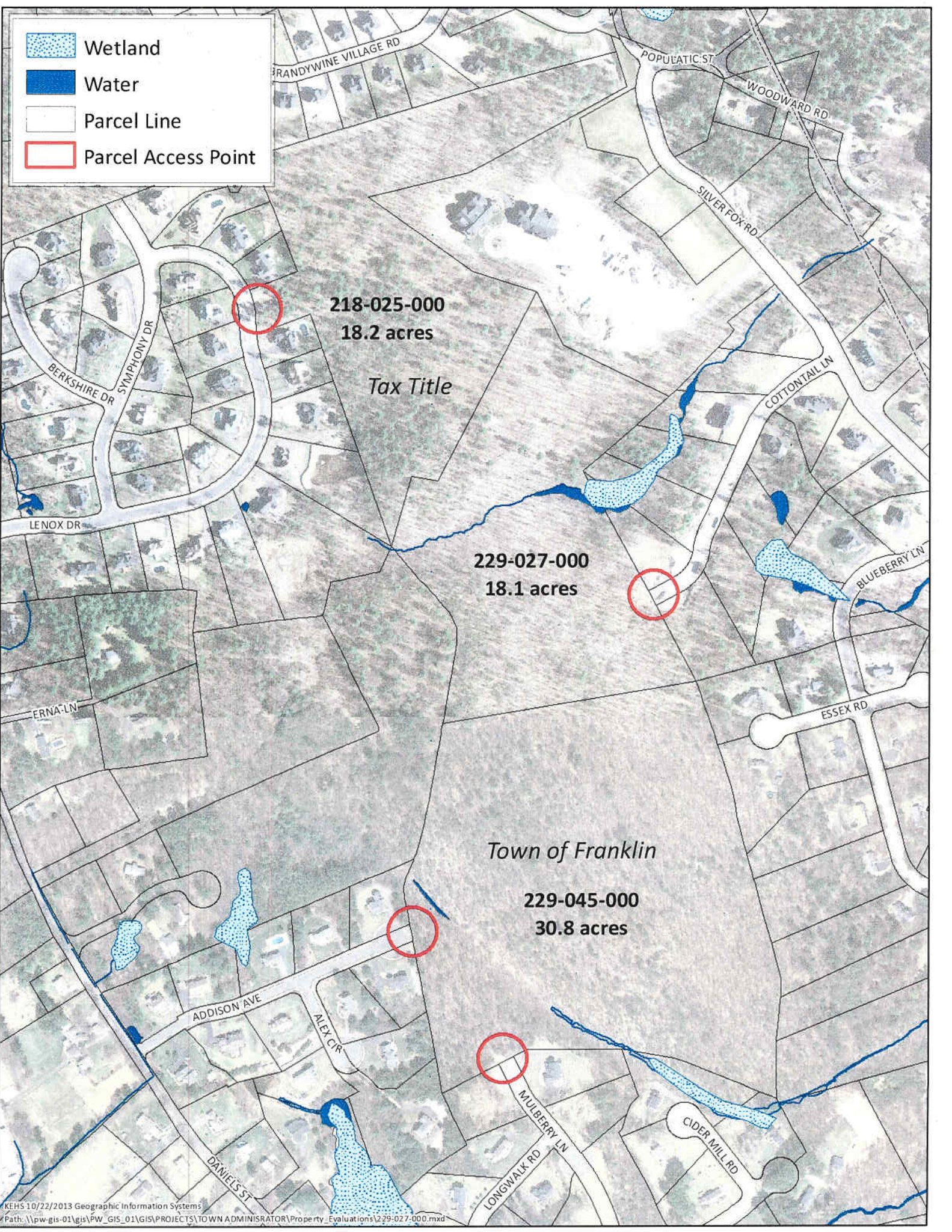
The Town has an opportunity to purchase 18.1 acres of land off of Daniels Street for the sum of \$325,000. This parcel abuts 30.8 acres of town owned land to the south of the parcel and 18.2 acres of soon to be town property via tax taking to the north.

The purchase of this parcel will provide the Town over 66 acres of continuous land for open space, recreation or other use and will prevent the potential of housing development in the future.

The appraised value is \$288,000, however given the link this will provide to the other two parcels; I feel it is a fair price. I suggest the funds come from the open space and recreation account which has a current balance of over \$1,542,000.

Please feel free to call with questions.

-  Wetland
-  Water
-  Parcel Line
-  Parcel Access Point



218-025-000
18.2 acres

Tax Title

229-027-000
18.1 acres

Town of Franklin

229-045-000
30.8 acres

TOWN OF FRANKLIN
RESOLUTION 14-03

Support for Bill H1586 – An Act concerning electronic publication of certain legal notices.

WHEREAS, The Town Council has received a copy of Bill #H1586 which amends M.G.L. Chapter 66 and that was authored by State Representative Jeff Roy; and

WHEREAS, the Town Council would like to formally endorse this Bill and forward to our representatives in the Legislature.

NOW THEREFORE, BE IT RESOLVED THAT THE TOWN COUNCIL endorses Bill H1586, An Act concerning electronic publication of certain legal notices, and does forward endorsement to its representatives in the Legislature.

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

DATED:

VOTED:
UNANIMOUS _____

A True Record Attest:

YES _____ **NO** _____

ABSTAIN _____

Deborah L. Pellegrini
Town Clerk

ABSENT _____

Judith Pond Pfeffer, Clerk
Franklin Town Council

HOUSE No. 1586

The Commonwealth of Massachusetts

PRESENTED BY:

Jeffrey N. Roy

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying:

An Act concerning electronic publication of certain legal notices.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Jeffrey N. Roy</i>	<i>10th Norfolk</i>
<i>Paul McMurtry</i>	<i>11th Norfolk</i>
<i>Claire D. Cronin</i>	<i>11th Plymouth</i>
<i>Josh S. Cutler</i>	<i>6th Plymouth</i>
<i>Marjorie C. Decker</i>	<i>25th Middlesex</i>
<i>Diana DiZoglio</i>	<i>14th Essex</i>
<i>Kenneth I. Gordon</i>	<i>21st Middlesex</i>
<i>Danielle W. Gregoire</i>	<i>4th Middlesex</i>
<i>Paul R. Heroux</i>	<i>2nd Bristol</i>
<i>Mary S. Keefe</i>	<i>15th Worcester</i>
<i>Leonard Mirra</i>	<i>2nd Essex</i>
<i>Brian R. Mannal</i>	<i>2nd Barnstable</i>
<i>Frank A. Moran</i>	<i>17th Essex</i>
<i>David M. Rogers</i>	<i>24th Middlesex</i>
<i>Alan Silvia</i>	<i>7th Bristol</i>
<i>Aaron Vega</i>	<i>5th Hampden</i>
<i>Jonathan D. Zlotnik</i>	<i>2nd Worcester</i>
<i>John V. Fernandes</i>	<i>10th Worcester</i>

HOUSE No. 1586

By Mr. Roy of Franklin, a petition (accompanied by bill, House, No. 1586) of Jeffrey N. Roy and others relative to the electronic publication of certain legal notices by government entities. The Judiciary.

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act concerning electronic publication of certain legal notices.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 66 of the General Laws is amended by adding Paragraphs 2
2 through 6 of this act as a new Section 6A.

3 SECTION 2. This act shall be known and may be cited as the "Electronic
4 Publication of Legal Notices Act."

5 SECTION 3. For the purposes of this act:

6 "Electronic publication" or "electronically publish" means the public advertisement of
7 a legal notice in hypertext markup language format (html), portable document format (PDF) or
8 an equivalent language format or image format, on an official government Internet website.

9 "Government agency" or "agency" means any public entity under the laws of the
10 Commonwealth of Massachusetts required to publish legal notices.

11 "Legal notice" or "notice" means any matter of a government agency or an individual
12 that, pursuant to law, rule or regulation is required to be officially advertised in a newspaper.

13 "Notice website" means an Internet website that is maintained by a government
14 agency, or by a third party under contract with the agency, that contains links to the legal notices
15 electronically published by the agency.

16 "Official Internet website" or "official website" means the Internet location designated
17 by a government agency as its primary source of information about the agency on the Internet.

18 SECTION 4. Whenever a government agency or an individual is required by law to
19 publish a legal notice in a "newspaper" or "newspaper of general circulation", the government
20 agency or individual may cause the required notice to be published on an official government
21 notice website instead of a newspaper, provided all of the following requirements are met:

22 a. The site is accessible to the public over the Internet at least ninety percent
23 (90%) of the time, twenty-four (24) hours per day, every day of a year; and

24 b. The government entity's official Internet web site shall prominently display a
25 link to the notice web site, which shall be an index web page containing a list of all current legal
26 notices of the government entity, with links to the full text of those notices, not just to summaries
27 of those notices. The index web page shall also contain a search function and other features that
28 improve public accessibility to legal notices; and

29 c. The government agency's official Internet website, the notice webpage containing links
30 to the legal notices, and the webpages containing the actual legal notices, shall be designed to
31 comply with the accessibility standards of section 508 of the "Rehabilitation Act of 1973," as
32 amended (29 U.S.C. s.794d); and

33 d. The government agency's official Internet website containing the notice
34 website shall be registered with the Information Technology Division of the Executive Office for
35 Administration and Finance, for posting on the Commonwealth's Internet website that lists
36 Internet sites of agencies; and

37 e. Each webpage on the official website with a link to the notice website or
38 index webpage, as well as the notice website itself, shall contain an e-mail link to submit a
39 complaint to the government agency if access to any legal notice fails. The government agency
40 shall review all complaints reported pursuant to this subsection to determine the cause of any
41 access problem and shall document the findings and any action taken to resolve it. The
42 government agency shall keep and make available for public inspection all records of complaints
43 and service accessibility failures reported pursuant to this subsection.

44 f. Whenever an individual is unable to access an electronic publication of a
45 government notice, the government agency shall provide a copy of the notice to the individual
46 free of charge.

47 g. Notices shall remain available on the notice website at least until the last
48 posting date required by law has expired or until the event described in a notice has taken place,
49 whichever is later.

50 h. The government agency shall create, or have provided by the notice website
51 contractor, and keep on file an electronic or paper based certification or affidavit of posting
52 required for each legal notice in the same manner as is done for printed notices. The affidavit or

53 certification shall state that the notice was posted from the initial date through either the last
54 posting date required by law or the date when the event described in a notice takes place,
55 whichever occurs later, except that a certification shall not be required to be notarized. The
56 government agency shall provide a copy of the certification or affidavit free of charge upon
57 request; and

58 i. The government agency shall designate one or more contact persons to handle
59 the intake and processing of legal notices requested to be published by an individual, concerning
60 the Internet publication of legal notices required to be published by an individual.

61 j. The government agency shall designate an official to be responsible for
62 electronic publications and shall post that official's name and contact information on the notice
63 website.

64 SECTION 5. Proof of publication of an electronically published legal notice for
65 the purpose of complying with public notice requirements shall be satisfied and deemed
66 conclusive upon the provision of the certification or affidavit described in subsection 4(h) by the
67 official responsible for the electronic publication, stating that the notice was posted from the
68 initial date until the last posting date required by law.

69 SECTION 6. A local government agency may elect to electronically publish
70 legal notices on a notice website in accordance with section 4 provided:

71 a. The local government agency annually adopts a resolution or an ordinance,
72 as appropriate, authorizing the publication of legal notices via the Internet and publishes a legal
73 advertisement following the adoption of the resolution or ordinance, which includes the full text
74 of the resolution or ordinance authorizing Internet publication, in one or more official newspaper
75 having the highest circulation within the jurisdiction of the local government agency, announcing
76 that legal notices are posted on the agency's notice website, in the following form:

77 "Internet Posting of Public Notices: (name of local government agency)

78 The (name of agency) announces that public notices on the following matters are posted
79 on the (name of agency) public notice website: http://www._____
80 (substitute Internet address protocol in common usage if different);"

81 b. The legal advertisement required under paragraph (1) of this subsection shall
82 close with the following:

83 (1) Free public access to the Internet is available within the (insert name of county,
84 municipality or service or jurisdictional area of the local government agency) at (list all known
85 locations). If someone is unable to access the Internet, individual copies of notices can be
86 obtained by calling (insert appropriate agency phone number); and

87 (2) Dial up access to the Internet is available without telephone toll charges generally
88 throughout the jurisdiction of the local government agency; and regular public Internet access is
89 available without charge within the jurisdiction of the local government agency through the
90 public library or at some other location; and

91 (3) The local government agency adopts a resolution at the annual meeting at which the
92 official newspaper is designated, if applicable, to provide for electronic publication of legal
93 notices on a notice website; and

94 (4) the local government agency publishes a legal advertisement once a week in one or
95 more official newspapers having the highest circulation within the jurisdiction of the local
96 government agency, announcing that legal notices are posted on the agency's notice website, in
97 the following form:

98 "Internet Posting of Public Notices: (name of local government agency)

99 "The (name of agency) announces that public notices on the following matters are posted
100 on the (name of agency) public notice website: http://www._____
101 (substitute Internet address protocol in common usage if different);"

102 c. All local government notices electronically published are available in printed
103 form in the office of the clerk; and when a municipality does not have an official website, the
104 municipal legal notices shall be published on the existing official website of the county in which
105 the municipality is located.

106 d. Any local government agency which elects to electronically publish legal
107 notices on a notice website must publish, notice of any public meeting, the minutes of any
108 meeting of the governing body, the full text of any proposed ordinance or resolution to be
109 considered by the governing body, the municipal code, all public contracts for goods or services,
110 and a summary of the results of any litigation involving the local government agency, provided
111 that the posting of the litigation information does not violate any agreed to or court ordered
112 confidentiality provisions.



TOWN OF FRANKLIN

RESOLUTION 14-04

Acceptance of Gift – Town of Franklin - Police Dept.

WHEREAS, Digital Federal Credit Union (DCU) has generously donated \$2,000 to the Franklin Police Department to support the Department’s efforts in providing programs that will make a difference in the lives of children, be it during school or after school.

NOW THEREFORE, BE IT RESOLVED THAT: The Town Council of the Town of Franklin on behalf of Franklin Police Department gratefully accepts this gift and thanks DCU for their support of the Franklin Police Department and the children of Franklin.

This resolution shall become effective according to the provisions of the Town of Franklin Home Rule Charter.

DATED: _____, 2014

VOTED: _____

UNANIMOUSLY: _____

A TRUE RECORD ATTEST:

YES: ____ **NO:** ____

ABSTAIN: ____ **ABSENT:** ____

Deborah L. Pellegrini
Town Clerk

Judith Pond Pfeffer, Clerk
Franklin Town Council



December 16, 2013

Stephen H. Semerjian
Chief of Police
Franklin Police Department
911 Panther Way
Franklin, MA 02038

Chief Semerjian,

On behalf of DCU (Digital Federal Credit Union), I am pleased to provide the Franklin Police Department with the enclosed check for \$2,000.00. This donation represents DCU's support of your organization's efforts in providing programs that will make a difference in the lives of children be it in school or afterschool.

As a socially responsible organization, DCU is committed to partnering with other organizations such as yours that make a difference in the communities we serve. We hope that our contribution makes a difference.

At your convenience, I would enjoy the opportunity to speak with you to discuss the possibilities of having a representative from DCU take part in a part in a photo opportunity.

I wish you and your entire department all the best during the holiday season. We look forward to playing a greater role in your efforts in 2014. Should you have any questions, please feel free to contact me at 508-263-6887 or jlahair@dcu.org.

Warmest Regards,

John LaHair
Public Relations Manager
DCU – Digital Federal Credit Union





DATE
12/6/2013

CHECK NUMBER
031885

Detach This Portion Before Depositing

INVOICE NUMBER	INVOICE DATE	DESCRIPTION	GROSS AMOUNT	DISCOUNT	NET AMOUNT
2013 DONATION	12/5/2013	Vchr: V0060858	\$2,000.00	\$0.00	\$2,000.00
PRINT BATCH	VENDOR CODE	PAY TO NAME			NET TOTAL
1,322	FRANKLINPOLI	FRANKLIN POLICE DEPARTMENT			\$2,000.00

ORIGINAL CHECK HAS A VOID PANTOGRAPH AND IS PRINTED ON CHEMICAL REACTIVE PAPER - SEE BACK FOR DETAILS



ACCOUNTS PAYABLE

53-9182
2113

DATE	CHECK NO.
12/6/2013	031885

PAY

Two thousand and 00 / 100 Dollars Only *****

VOID AFTER 90 DAYS

AMOUNT
\$2,000.00

PAY TO ORDER OF

FRANKLIN POLICE DEPARTMENT
 911 PANTHER WAY
 FRANKLIN MA 02038

Louis M. LaChapelle

MP

⑈031885⑈ ⑆211391825⑆ 91821 5⑈ 30

Bylaw Amendment 13-725: Chapter 170, Vehicles and Traffic – 2nd Reading

MOTION

Move that Bylaw Amendment 13-725 be amended by striking the final sentence which presently reads, "This bylaw amendment shall become effective in accordance with the provisions of the Franklin Home Rule Charter." and replacing it with, "This bylaw amendment shall take effect on and after June 30, 2015, as reconstruction of each affected roadway is completed."



Sponsor: Administration

**TOWN OF FRANKLIN
BYLAW AMENDMENT 13-725
CHAPTER 170, VEHICLES AND TRAFFIC**

A BYLAW TO AMEND THE CODE OF THE TOWN OF FRANKLIN AT CHAPTER 170, VEHICLES AND TRAFFIC, ARTICLE VI, TRAFFIC REGULATIONS TO REFLECT CHANGES TO TRAFFIC DIRECTIONS CREATED BY DOWNTOWN ROADWAY REDESIGN AND RECONSTRUCTION PROJECT. (FEDERAL AID PROJECT NO. HP/STP-002S(589) AND MASSACHUSETTS DEPARTMENT OF TRANSPORTATION AGREEMENT NO. 79936.)

BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL that Chapter 170 of the Code of the Town of Franklin Vehicles and Traffic, Article VI, Traffic Regulations is hereby amended as follows:

Section 170-22 Stop intersections; turns.

A. The erection and maintenance of official stop signs are authorized by the Town Administrator and Department of Public Works as follows:

<u>Stop Sign On</u>	<u>Direction of Travel</u>	<u>At Intersection Of</u>
ADD (Insert in existing list in alphabetical order):		
<u>Crescent Street</u>	<u>Westbound</u>	<u>Main Street</u>
<u>Emmons Street</u>	<u>Eastbound</u>	<u>Main Street</u>
<u>High Street</u>	<u>Eastbound</u>	<u>Main Street</u>
<u>Highland Street</u>	<u>Eastbound</u>	<u>Main Street</u>
<u>School Street</u>	<u>Westbound</u>	<u>Main Street</u>
<u>Squire Street</u>	<u>Westbound</u>	<u>Lincoln Street</u>

REMOVE:

Cottage Street	Northbound	East Central Street
East Street	Westbound	West Central Street
Emmons Street	Westbound	Main Street
Main Street	Southbound	Emmons Street
West Street	Northbound	West Central Street

CHANGE:

Alpine Place	from Eastbound to <u>Southbound</u>	East Central Street
Alpine ROW	from Westbound to <u>Southbound</u>	East Central Street
Ruggles Street	from Westbound to <u>Southbound</u>	East Central Street
Summer Street	from Eastbound to <u>Northbound</u>	East Central Street

Section 170-22.1 Required Turns.

- A. Right lane must turn right. The following streets have right lane must-turn-right intersections:

<u>Location</u>	<u>Direction</u>	<u>Movement</u>
-----------------	------------------	-----------------

ADD (Insert in existing list in alphabetical order):

<u>West Street</u>	<u>Northbound to West Central St. Eastbound</u>	<u>Right turn is a mandatory movement</u>
--------------------	---	---

- B. Left lane must turn left. The following streets have left lane must-turn-left intersections.

<u>Location</u>	<u>Direction</u>	<u>Movement</u>
-----------------	------------------	-----------------

ADD (Insert existing list in alphabetical order):

<u>Main Street</u>	<u>Northbound to Beaver St. Westbound</u>	<u>Left turn is a mandatory movement</u>
<u>West Central Street</u>	<u>Eastbound to Emmons St. Northbound</u>	<u>Left turn is a mandatory movement</u>
<u>West Central Street</u>	<u>Westbound to West St. Southbound</u>	<u>Left turn is a mandatory movement</u>

CHANGE:

East Central Street	from Northbound to <u>Westbound</u> to Cottage Street
East Central Street	from Northbound to <u>Westbound</u> to Summer Street

Section 170-22.2 Prohibited Turns.

- A. No left turn. The following streets have prohibited left turns:

<u>Name of Street</u>	<u>Direction</u>	<u>At Intersection Of</u>
-----------------------	------------------	---------------------------

ADD (Insert in existing list in alphabetical order):

<u>Main Street</u>	<u>Southbound</u>	<u>West Central Street</u>
<u>West Central Street</u>	<u>Eastbound</u>	<u>Main Street</u>

REMOVE:

Dean Avenue	Northbound	Main Street
------------------------	-----------------------	------------------------

Depot Street	Northbound	Main Street
East Street	Eastbound	West Central Street
West Central Street	Southbound	Emmons Street

B. No Turns. The following streets prohibit turns:

<u>Name of Street</u>	<u>Direction</u>	<u>At Intersection Of</u>
-----------------------	------------------	---------------------------

REMOVE:

East Central Street	Northbound	Main Street
--------------------------------	-----------------------	------------------------

C. No right turn on red. Vehicles are prohibited from turning right on a red light on the following streets:

<u>Name of Street</u>	<u>Direction</u>	<u>At Intersection Of</u>
-----------------------	------------------	---------------------------

ADD (Insert in existing list in alphabetical order):

<u>Main Street</u>	<u>Southbound</u>	<u>Beaver Street/Church Square</u>
<u>Pleasant Street</u>	<u>Westbound</u>	<u>Main Street</u>

ADD:

D. No right turn. The following streets have prohibited right turns.

<u>Name of Street</u>	<u>Direction</u>	<u>At Intersection Of</u>
-----------------------	------------------	---------------------------

<u>Main Street</u>	<u>Southbound</u>	<u>Church Street</u>
--------------------	-------------------	----------------------

Section 170-31 Yield intersections.

<u>Yield Sign On</u>	<u>Direction of Travel</u>	<u>At Intersection of</u>
----------------------	----------------------------	---------------------------

ADD (insert in existing list in alphabetical order):

<u>Beaver Street</u>	<u>Eastbound</u>	<u>Main Street</u>
<u>Main Street</u>	<u>Southbound</u>	<u>West Central Street</u>

REMOVE:

Emmons Street	Southbound	West Central Street
--------------------------	-----------------------	--------------------------------

Section 170-32 One-way streets.

<u>Name of Street</u>	<u>Direction of Travel</u>	<u>Limits</u>
-----------------------	----------------------------	---------------

Sponsor: *Town Council*

TOWN OF FRANKLIN

ZONING BY-LAW AMENDMENT 13-726

**A ZONING BY-LAW TO AMEND THE FRANKLIN TOWN CODE AT
§185, ATTACHMENT 9. SCHEDULE OF LOT, AREA, FRONTAGE YARD
AND HEIGHT REQUIREMENTS**

BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL THAT:

Chapter 185 of the Code of the Town of Franklin is hereby amended by adding Residential VII Zoning District to §185, Attachment 9. Schedule of Lot, Area, Frontage and Height Requirements with dimensional requirements, as noted.

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

District	Minimum Lot Dimensions				Minimum Yard Dimensions			Maximum Height of Building		Maximum Impervious Coverage of Existing 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
Residential VII ¹¹	40,000	200	200	180 ⁴	40	40	40	3	35	20 ¹²	25 ¹²
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	80
Business	20,000	125	160	112.5	40	20	30	3	40	70	80
Industrial	40,000	175	200	157.5	40	30 ⁵	30 ⁵	3 ⁶	-	70	80
Limited Industrial	40,000	175	200	157.5	40	30 ⁸	30 ⁸	3 ⁶	40 ⁶	70	80
Office	40,000	100	100	90	20	30 ⁵	30 ⁵	3 ⁶	40 ⁶	70	80

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.

¹¹ See § 185-50.

¹² Total impervious surface in the upland shall be no more than 50% if a Special Permit for multiple, single-family dwelling units is granted in RVII.

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: _____, 2014

VOTED:

UNANIMOUS _____

A True Record Attest:

YES _____ **NO** _____

Deborah L. Pellegrini
Town Clerk

ABSTAIN _____

ABSENT _____

Judith Pond Pfeffer, Clerk



Sponsor: Administration

**TOWN OF FRANKLIN
BYLAW AMENDMENT 14-727
CHAPTER 47, ALCOHOLIC BEVERAGES**

A BYLAW TO AMEND THE CODE OF THE TOWN OF FRANKLIN AT CHAPTER 47.

BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL that Chapter 47 of the Code of the Town of Franklin is amended by adding a new Section 47-22 as follows:

§47-22. Guidelines and Criteria to be Applied by Franklin Town Council in Determining Penalty to be Imposed Upon Alcohol Beverage Licenseholder for Violation.

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A. Guidelines for Compliance Check Violations:

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First Offense

Three to five-day suspension, one to three days to be served, with balance held in abeyance for two years.

Second Offense*

Five to seven-day suspension, three to five days to be served, with balance held in abeyance for three years.

Third Offense*

Seven to ten-day suspension, five to seven days to be served, with balance held in abeyance for five years.

***Any outstanding prior penalty held in abeyance shall be brought forward and served.**

All penalties shall be served, at Council's option, commencing on the day of the week of the violation.

B. Other Operational Violations:

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The Town Council shall consider each alleged violation on its facts, on a case-by-case basis and reserves its statutory right to modify, suspend or revoke a license; however, it may, in its sound discretion, apply the guidelines for compliance check violations, as well as aggravating or mitigating factors as follows:

Aggravating Factors:

1. Deliberateness of violation: intentional, willful, or negligent.

2. Facts of violation

- a. Incident impacting public safety or accident involving serious personal injury or death.
- b. Continued service of intoxicated or underage person or serve of multiple intoxicated and/or underage persons.

- 3. Multiple statutory and/or local bylaw violations.
- 4. Licensee's obstruction of or non-cooperation in investigation.
- 5. Licensee's failure to provide adequate staff training and oversight procedures.
- 6. Number and frequency of prior violations.

Mitigating Factors:

- 1. Licensee's acknowledgment of violation.
- 2. Licensee's cooperation in investigation.
- 3. Licensee's prevention attempts: equipment installation, staff training, oversight procedures, etc.
- 4. Licensee's voluntary remediation efforts: additional equipment, training, procedures, etc.

This bylaw amendment shall become effective upon passage in accordance with the provisions of the Franklin Home Rule Charter.

←—————→
DATED: January _____, 2014

A True Record Attest:

Deborah L. Pellegri
Town Clerk

VOTED:
UNANIMOUS _____
YES _____ NO _____

ABSTAIN _____
ABSENT _____

Judith Pond Pfeffer, Clerk
Franklin Town Council

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DATE: 1/8/2014

MEMORANDUM

TO: Jeff Nutting, Town Administrator
Brutus Cantoreggi, Director of Public Works

FROM: Michael Maglio, P.E., Town Engineer *MM*

SUBJECT: **Uncas Ave Extension – Water and Sewer Extension Permit Applications**

CC: Laurie Ruzsala, Water and Sewer Superintendent
Mark Cerel, Town Attorney

Walsh Brothers Building Company has submitted applications for a Sewer System Extension Permit and a Water System Extension Permit for the proposed "Uncas Avenue Extension" Subdivision located at the intersection of Uncas Avenue and Ledge Street.

The requested Water Extension will connect to the existing water system at the intersection of Uncas Avenue and Ledge Street and extend through the proposed subdivision, also serving the nine lots, and will connect to the existing water system in Crocker Avenue to provide a looped connection.

The proposed water main extension will provide looping of the water system and improve fire service to the proposed buildings, falling under items 2 and 3 of the Water System Map bylaw criteria.

The requested Sewer Extension will connect to the existing sewer system on Crocker Avenue and extend approximately 900 feet into the proposed Subdivision to serve the nine lots. The proposed sewer will discharge into the Beaver St Interceptor and will have little to no impact on current flows.

To meet the Sewer System Map bylaw criteria, the applicant is proposing additional off-site improvements to qualify as a substantial improvement to public utility infrastructure under item 6 of the bylaw criteria. The following proposed improvements are detailed in Attorney Gallogly's attached letter:

- replace approximately 500 feet of water main on Uncas Avenue
- construct a curb and sidewalk along one side of Uncas Avenue
- resurface Uncas Avenue
- Replace approximately 2300 feet of existing water main on Hill Street and Crocker Avenue with materials to be provided by the town.

I feel that both the Sewer and Water System Extension Permit applications meet criteria identified in the respective Bylaws and recommend approval with the following conditions:

In Attorney Gallogly's cover letter submitted with the application, the description of off-site work proposed for Hill Street and Crocker Avenue indicates the number of hydrants to be installed will be two, the actual number shall be determined by the Department of Public Works.

Additionally, whereas the applicant's request does not mention a timeframe for the proposed off-site improvements, I recommend that if approved, a condition of approval be made that the off-site improvements shall be completed by August 15, 2014.

RACKEMANN SAWYER & BREWSTER

PROFESSIONAL CORPORATION
COUNSELLORS AT LAW

Established 1886

Richard J. Gallogly
(617) 951-1172
rgallogly@rackemann.com

December 30, 2013

Town of Franklin
Town Council
Town of Franklin Municipal Building
355 East Central Street
Franklin, MA 02038-1352

Re: Request for Water and Sewer System Map Amendments
Uncas Avenue, Franklin, MA

Dear Town Council Members:

On behalf of Walsh Brothers Building Company, Inc. ("Walsh Brothers"), please accept the enclosed applications for water system and sewer system map amendments. These map amendments are required in order to supply municipal sewer and water service to a proposed residential subdivision located on a 9.06 acre parcel of land off Uncas Avenue (the "Land").

These same map amendments were denied by the Town Council at its meeting on August 8, 2012. On behalf of Walsh Brothers, we apologize for not attending that meeting. We mistakenly believed that our attendance was not required. As a result of our absence, there was some confusion as to the mitigation being proposed by the applicant. We respectfully request an opportunity to present our applications to the Council and answer any questions the Council members may have.

Walsh Brothers proposes to develop a nine (9) lot residential subdivision on the Land (the "Subdivision"). The Subdivision is shown on a plan entitled "Definitive Subdivision Plan Uncas Avenue Extension in Franklin, Massachusetts," last revised November 12, 2013, prepared by GLM Engineering Consultants, Inc. The Subdivision was reviewed by the Planning Board at a public hearing held on December 16, 2013. The Planning Board continued the public hearing until January 27, 2014.

The Town Council previously approved sewer and water map amendments for the Land in connection with a proposed age-restricted development known as Franklin Place. Due to deteriorating economic conditions, in 2007, Walsh Brothers decided to put the Franklin Place project on hold. Nevertheless, Walsh Brothers obtained water and sewer map amendments and a sewer extension permit from the Massachusetts Department of Environmental Protection.

160 Federal Street
Boston, MA 02110-1700
TEL 617 542 2300
FAX 617 542 7437

www.rackemann.com

Since 2007, the market for age-restricted housing has only gotten worse due to over-building. Accordingly, it is no longer feasible to construct Franklin Place. For that reason, Walsh Brothers wishes to pursue development of the Subdivision. We have been informed by municipal officials that new water and sewer map amendments are required for the Subdivision.

As set forth in Sections 139-14 and 179-9.1 of the Franklin Municipal Code, there are several criteria that may be considered by the Town Council when reviewing applications for water and sewer map amendments. Walsh Brothers respectively submits that a sufficient basis exists for granting the requested map amendments.

The Subdivision project will include the following mitigation:

1. Uncas Avenue – Walsh Brothers to install the following at its sole expense:
 - (a) Replacement of approximately 500 linear feet of old 6-inch water main with new 8-inch ductile iron water main.
 - (b) Water Main Bypass.
 - (c) Permanent 3” Trench Patch.
 - (d) Reset caastings.
 - (e) Granite Curbing (one side only).
 - (f) Concrete Sidewalks (one side only).
 - (g) Resurface Uncas Avenue (1 ½” thickness).
 - (h) Loam and seed shoulders.

2. Hill Street and Crocker Avenue – Walsh Brothers to provide labor to install the following, with all material to be supplied by the Town of Franklin DPW, with the exception of the materials used for the water main bypass, which shall be provided by and remain the property of Walsh Brothers following completion of the water main installation:
 - (a) Water Main Bypass.

- (b) New water main (approximately 2,000 linear feet) (to be installed at existing location and elevation).
- (c) Service tie overs.
- (d) Hydrants (2)
- (e) Permanent 3" trench patch

The mitigation listed above includes all of the mitigation that was proposed in connection with the water and sewer map amendments previously approved by the Town Council for the age-restricted project on the Land. We believe the foregoing satisfies the criteria for approval of water and sewer map amendments. We also believe the public benefits of this project substantially outweigh any potential adverse impacts.

Thank you for your time and attention to this matter. If you have any questions, please do not hesitate to contact me.

Sincerely,



Richard J. Gallogly

RJG:smg

Enc.

cc: John Walsh
Robert Truax

A0971388



TOWN OF FRANKLIN

BY-LAW AMENDMENT 14-729

AMENDMENT TO WATER SYSTEM MAP

**A BY-LAW TO AMEND THE CODE OF THE TOWN OF FRANKLIN,
CHAPTER 179 § 179-9.1 WATER MAP.**

**BE IT ENACTED BY THE TOWN COUNCIL OF THE TOWN OF
FRANKLIN** that Chapter 179 § 179-9.1. Water System Map Exhibit A (Map) be
amended by adding as an eligible location the following:

§179-9.1 Water System Map.

Exhibit A:

Extending water system from Uncas Avenue and Ledge Street to Crocker
Avenue to service a new 9 lot subdivision off Uncas Avenue.

This By-Law amendment shall become effective in accordance with the provisions
of the Franklin Home Rule Charter.

DATED: _____, 2014

VOTED:

UNANIMOUS _____

A True Record Attest:

YES _____ **NO** _____

ABSTAIN _____

Deborah L. Pellegrini
Town Clerk

ABSENT _____

Judith Pond Pfeffer, Clerk
Franklin Town Council

Updated: 04/08/2010



TOWN OF FRANKLIN
DEPARTMENT OF PUBLIC WORKS
257 Fisher Street
Franklin, MA 02038-3026

Application #: _____
Filing Date: _____
Expiration Date: _____

APPLICATION FOR WATER SYSTEM EXTENSION PERMIT

Location Uncas Avenue

Owner Walsh Brothers Building Company, Inc.

Telephone Number 508-668-3434

Engineer GLM Engineering Consultants, Inc.

Telephone Number 508-429-1100

Description of Extension The owner proposes to tie into the existing water line located at the intersection of Uncas Avenue and Ledge Street and to extend the new water line to a proposed subdivision and looping into the existing water line in Crocker Avenue.

Tax Map # 285 Lot # 078 Parcel Number 001-009

Number of Homes: New 9 Existing _____

Commercial/Industrial Flow N/A

CRITERIA FOR APPROVAL

1. New water mains approved by the Planning Board prior to October 21, 1998.
2. Extension of existing water mains to allow looping of the water system that will improve water quality, water flow or water pressure to existing developments.
3. Water main extension required to improve the fire service to existing buildings required by building or fire protection codes.
4. New water mains to provide water service to existing residences that have lost their water supply due to groundwater contamination.
5. Minor water main extensions associated with pipe replacement work performed as part of a Town road reconstruction project.

Owner's explanation as to why it meets or exceeds criteria The proposed extension of the water main will allow looping of the water system that will improve water quality, water flow and water pressure to existing properties. See attached letter.

[Signature]
Owner's Engineer
GLM ENG. CONS. INC.



[Signature]
Owner

R P S O

- Recommends Approval
- Recommends Disapproval

Comments: _____

CONSERVATION COMMISSION

- Recommends Approval
- Recommends Disapproval
- Requires a Notice of Intent to be filed prior to construction

Comments: _____

BOARD OF HEALTH

- Recommends Approval
- Recommends Disapproval

Comments: _____

DPW

- Recommends Approval
- Recommends Disapproval

Comments: SEE MEMO FOR CONDITIONS RE: # OF HYDRANTS AND COMPLETION DATE.

TOWN ADMINISTRATOR

- Recommends Approval
- Recommends Disapproval

Comments: _____

TOWN CLERK

- We hereby certify that the proposed sewer extension was approved by the Town Council on _____, see Resolution No. _____.

Town Clerk



TOWN OF FRANKLIN

**BY-LAW AMENDMENT 14-730
AMENDMENT TO SEWER SYSTEM MAP**

**A BY-LAW TO AMEND THE CODE OF THE TOWN OF FRANKLIN,
CHAPTER 139, ENTITLED SEWERS, AS FOLLOWS:**

BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL THAT:

Chapter 139-14 of the Code of the Town of Franklin entitled Sewer System Map, Exhibit A (map) be amended by adding the following extension as an eligible location:

Extending sewer system from Crocker Ave. approximately 980 feet off Uncas Avenue to service a new 9 lot subdivision.

This By-Law amendment shall become effective in accordance with the provisions of the Franklin Home Rule Charter.

DATED. _____, 2014

VOTED:

UNANIMOUSLY: _____

A True Record Attest:

YES: _____ **NO:** _____

ABSTAIN: _____ **ABSENT:** _____

**Deborah L. Pellegrini
Town Clerk**

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

Updated: 04/08/2010



TOWN OF FRANKLIN
DEPARTMENT OF PUBLIC WORKS
257 Fisher Street
Franklin, MA 02038-3026

Application #: _____
Filing Date: _____
Expiration Date: _____

APPLICATION FOR SEWER SYSTEM EXTENSION PERMIT

Location Uncas Avenue

Owner Walsh Brothers Building Company, Inc.

Engineer GLM Engineering Consultants, Inc.

Description of Extension The owner proposes to install a connection to an existing sewer manhole on Crocker Avenue and run the new sewer line approximately 980 feet through to development site.

Tax Map # 285 Lot # 078 Parcel Number 001-009

#Homes: New 9 Existing _____

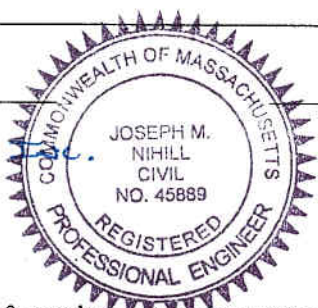
Commercial/Industrial Flow N/A

CRITERIA FOR APPROVAL

1. Was the sewer extension shown on a Definitive Plan approved by the Planning Board prior to October 21, 1998?
2. Does the proposed extension eliminate system overflows or other conditions which pose a public health threat?
3. Does the proposed extension improve the capacity of an existing overloaded sewer line?
4. Does the proposed extension eliminate the need for a pump station serving existing residential development?
5. Is the proposed extension required for the installation of a community sewage treatment plant to serve existing residential development?
6. Will the proposed extension, in the opinion of the Town Council, involve making a substantial improvement to public utility infrastructure or otherwise conferring a significant public benefit, provided that the proposed extension by itself shall not be deemed to satisfy this criterion?
7. The Town Council may, upon a showing by the property owner of hardship, financial or otherwise, approve an extension to the map for an existing single building lot, upon which a single-family residential structure is or could otherwise be legally constructed, which directly abuts a lot which was serviced by an existing gravity sewer main as of the date of original adoption of this bylaw, and which does not satisfy any of the criteria listed in above. Said extension shall be granted for the minimum linear distance necessary to provide the requested service. In approving the extension, the Council may either require extension of the existing main or permit connection by a service line and may impose other conditions to protect, maintain, or improve the public infrastructure.

Owner's explanation as to why it meets or exceeds criteria The owner proposes to undertake off-site mitigation that will be beneficial to the neighborhood. See attached letter.

Owners' Engineer
GLM Eng. Cons. Inc.



Owner

DPW

Recommends Approval & requires a state sewer extension permit to be filed prior to construction.
Recommends Disapproval

Comments: SEE MEMO FOR CONDITIONS RE: # OF HYDRANTS AND COMPLETION DATE.

CONSERVATION COMMISSION

- Recommends Approval
- Recommends Disapproval
- Requires a Notice of Intent to be filed prior to construction

Comments: _____

BOARD OF HEALTH

- Recommends Approval
- Recommends Disapproval

Comments: _____

PLANNING AND COMMUNITY DEVELOPMENT

- Recommends Approval
- Recommends Disapproval

Comments: _____

TREASURER-COLLECTOR

- Recommends Approval and acknowledges there are no outstanding fees, taxes or fines.
- Recommends Disapproval

Comments: _____

TOWN ADMINISTRATOR

- Recommends Approval
- Recommends Disapproval

Comments: _____

Sewer Extension Permit #: _____

Conditions, If any: _____
