

The meeting was called to order at 7:33 p.m. by Mr. Cantoreggi, Chair.

Members present: Robert Cantoreggi, Chair
James McKay
Richard Nichols
Nicole Riley
Carlo Molinari

Members Absent: George Yered

Also present: Scott Fuzy, 114 Union St.
Carol & John Greco, Orchard St.
Mary D. Miller, 357 Orchard St.
James McCaffrey, 13 Bogastow Circle
Ellen Rosenfeld, 730 Main St.
Lisa Hardin, Walnut St.

APPROVAL OF DEFINITIVE PLAN APPLICATION, PUBLIC HEAR., CONT.
351 ORCHARD STREET -ANNE RICH

The public hearing continuation was opened at 7:34 p.m. with notice being read by Mr. McKay, Acting Clerk.

The Board was in receipt of an email from Mr. Terry Ryan of Applewood Survey, dated February 28, 2018, requesting a continuance for one month to allow more time for the stormwater design. The Board discussed closing the public hearing due to the numerous continuance requests and no new information being provided. One more continuance will be approved.

On a motion made by Mr. Cantoreggi, seconded by Ms. Riley, it was voted unanimously at 7:42 p.m. to continue the public hearing to Tuesday, April 10, 2018, 7:45 p.m., with the stipulation that the if the applicant is not ready to proceed on April 10, 2018, the hearing will be closed.

PROPOSED RETAIL MARIJUANA BYLAWS
INFORMAL DISCUSSION – NICOLE RILEY
RETAIL MARIJUANA COMMITTEE

Ms. Riley, Chair of the RMC, stated that the Committee was put into place by the Board of Selectmen at the beginning of the year to find out what direction the Town wanted to take for non-medical use of marijuana and establishing regulations to put in place. The “Temporary Moratorium on Recreational Marijuana Establishments” bylaw was passed at the November Town Meeting and this moratorium is in effect through December 30, 2018, she said. The Cannabis Control Commission will be accepting applications in April, she stated, and there is question that a moratorium may not constitute a zoning bylaw; “The Attorney General has not made a statement and everything is up in air.” Ms.

Riley stated that the RMC, after numerous public forums and meetings, felt it was prudent to get something “on the books” for zoning bylaws/regulations.

There are three articles being proposed, Ms. Riley said. The Planning Board reviewed the information for the proposed “Retail Marijuana Establishments” Bylaw. These establishments would be allowed by Special Permit in the Industrial Park 2 (I-P-2) zoning district. Ms. Riley stated that the “overall opinion” of the RMC was that the Town does not want retail sales in the “downtown area,” however, the GAF property (1073 Main Street) is zoned I-P-2 and is considered in the “downtown area.” Ms. Riley stated that the Board of Selectmen strongly desired the creation of an “overlay district,” however, due to time constraints, that option is not possible before the spring Town Meeting. An overlay district can be worked on for the next Town Meeting.

There was discussion regarding a 1,500 foot buffer zone/setback. The State law is 500’, Ms. Riley stated. If the 1,500 setback is approved by the Town, the Attorney General **could** “bump it down” to 500’.

Ms. Rosenfeld referred to Section 2.a (11). She stated that she would like to recommend that the “residential zoning district” be identified as “Millis residential zoning district.” Mr. Cantoreggi suggested that the Selectmen discuss it with Town Counsel.

Ms. Riley stated that there are three articles proposed: (1) Retail Marijuana Establishments Bylaw, (2) Retail Marijuana – Limit to 25% of alcohol licenses and (3) Retail Marijuana 3% Sales Tax (this article is not under the jurisdiction of the Planning Board.) Ms. Rosenfeld discussed the Host Community Agreement in relation to the medical marijuana and stated it is between the applicant and the Town. There are two different sources of revenue; 3% of gross sales go to the Town in addition to 3% sales tax.

There was discussion regarding “renewal of licenses” where Mr. Nichols suggested an “enforcement clause.” Ms. Rosenfeld stated that a Special Permit “cannot expire.” “It’s unenforceable; licenses expire, not Special Permits,” she said. An opinion from Town Counsel will be discussed.

The Planning Board would like to hold a public hearing on the two proposed articles under their jurisdiction at the April 10, 2018 meeting.

On a motion made by Mr. Cantoreggi, seconded by Mr. Nichols, it was voted unanimously to recommend to the Board of Selectmen the warrant article for **Retail Marijuana Establishments** for the May 14, 2018, Town Meeting.

On a motion made by Mr. Cantoreggi, seconded by Mr. McKay, it was voted unanimously to recommend to the Board of Selectmen the warrant article for **Retail Marijuana – Limit to 25% of Alcohol Licenses** for the May 14, 2018, Town Meeting.

MILLIS PLANNING BOARD MINUTES

March 6, 2018

Room 229, Veterans Memorial Building, 900 Main St., Millis, MA

OTHER BUSINESS:

MINUTES

On a motion made by Mr. Nichols, seconded by Ms. Riley, it was voted unanimously to approve the regular session meeting minutes from February 6, 2018, as written.

ADJOURN

There being no further discussion and on a motion made by Ms. Riley, seconded by Mr. Nichols and voted unanimously, the meeting was adjourned at 8:40 p.m.

Scheduled Planning Board Meetings: April 10, 2018
May 8, 2018

Respectfully submitted,

Camille Standley
Administrative Assistant