# FRANKLIN TOWN COUNCIL 

June 7, 2017<br>7:00 PM

## A. APPROVAL OF MINUTES - May 10, 2017

## B. ANNOUNCEMENTS -

1. This meeting is being recorded by Franklin TV and shown on Comcast channel 11 and Verizon channel 29. This meeting may also be recorded by others.

## C. PROCLAMATIONS/RECOGNITIONS - • Electric Youth <br> - Swearing in of Firefighters

D. CITIZEN COMMENTS - Citizens are welcome to express their views for up to five minutes on a matter that is not on the Agenda. The Council will not engage in a dialogue or comment on a matter raised during Citizen Comments. The Town Council will give remarks appropriate consideration and may ask the Town Administrator to review the matter.

## E. APPOINTMENTS - • FY 18 Annual Appointments - Boards and Committees

F. HEARINGS -

Public Hearings - 7:10 PM

- Zoning Bylaw Amendment 17-788: Definitions, Brewery, Distillery, or Winery with a Tasting Room
- Zoning Bylaw Amendment 17-792: Use Regulations for Brewery, Distillery, or Winery with a Tasting Room


## G. LICENSE TRANSACTIONS - Franklin Lodge of Elks - Change of Manager H. PRESENTATIONS/DISCUSSIONS -

- Safe Coalition


## I. SUBCOMMITTEE REPORTS

J. LEGISLATION FOR ACTION

1. Resolution 17-31: Transfer of Tax Title Possession Parcels to Different Municipal Purposes (Motion to Move Resolution 17-31 - 2/3 majority (6) vote)
2. Resolution 17-38: Acceptance of Gift - Council on Aging (Motion to Move Resolution 17-38 - majority (5) Vote)
3. Zoning Bylaw Amendment 17-788: Definitions, Brewery, Distillery or Winery with a Tasting Room - $1^{\text {st }}$ Reading (Motion to Move Zoning Bylaw Amendment 17-788 to a $2^{\text {nd }}$ Reading - majority (5) vote)
4. Zoning Bylaw Amendment 17-792: Use Regulations for Brewery, Distillery, or Winery with a Tasting Room - $1^{\text {st }}$ Reading (Motion to Move Zoning Bylaw Amendment 17-792 to a $2^{\text {nd }}$ Reading - majority (5) vote).
5. Bylaw Amendment 17-791: New Chapter 73, Departmental Revolving Funds- $2^{\text {nd }}$ Reading(Motion to Move Bylaw Amendment 17-791 -Roll Call - majority (5) vote)
6. Resolution 17-35: Expenditure Limits for FY 2018 on Departmental Revolving Funds Established by Franklin Town Code Chapter 73, As Provided in G.L. Chapter 44, Section 53E½, As Amended(Motion to Move Resolution 17-35- majority (5) vote)
7. Bylaw Amendment 17-794: A Bylaw to amend the Code of the Town of Franklin by Adding a New Chapter: Chapter 108 Library Board of Directors - $1^{\text {st }}$ Reading (Motion to Move Bylaw Amendment 17-794 to a $2^{\text {nd }}$ Reading - majority (5) vote)
K. TOWN ADMINISTRATOR'S REPORT
L. FUTURE AGENDA ITEMS
M. COUNCIL COMMENTS
N. EXECUTIVE SESSION
O. ADJOURN

## FRANKLIN TOWN COUNCIL MINUTES OF MEETING <br> May 10, 2017

A meeting of the Town Council was held on Wednesday, May 10, 2017 at the Franklin Municipal Building, 355 East Central Street, Franklin, Massachusetts. Councilors present: Andrew Bissanti, Robert Dellorco, Glenn Jones, Matthew Kelly, Thomas Mercer, Peter Padula, Deborah Pellegri, Judith Pond Pfeffer, Robert Vallee. Councilors absent: None. Administrative personnel in attendance: Jeffrey Nutting, Town Administrator; Jamie Hellen, Deputy Town Administrator; Mark Cerel, Town Attorney.

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

APPROVAL OF MINUTES: April 12, 2017. MOTION to Approve the April 12, 2017 meeting minutes by Mercer. SECOND by Padula. No Discussion. - VOTE: Yes-9, No-0, Absent-0.

ANNOUNCEMENTS: Chairman Kelly announced the meeting is being recorded by Franklin TV and available for viewing on Comcast Channel 11 and Verizon Channel 29. This meeting may also be recorded by others.

PROCLAMATIONS/RECOGNITIONS: Police Department - Chief Lynch. Police Chief Lynch recognized Ms. Nicole Connors as an outstanding employee who devoted 17 years to the Town of Franklin for her work as a police dispatcher. She is leaving the department for an opportunity to advance her career and will be the Communications Supervisor for the Medway Police Department. He reviewed her career and accomplishments, and presented Ms. Connors with a recognition plaque.

- Firefighter - Chief McCarraher. Fire Chief McCarraher recognized the sacrifice of the family of Firefighter John Durand who died in the line of duty on April 30, 1977. He read a proclamation. He reviewed the career and life of Firefighter Durand and stated the Franklin Town Council remembers and honors Firefighter Durand on the $40^{\text {th }}$ anniversary of his passing. He presented the family with U.S. flags.
-Ms. Pellegri stated the Town of Franklin honored and celebrated its Oldest Citizen of the Year, 107-year-old Saville Mary Bennett. She read a proclamation reviewing Ms. Bennett’s life.

CITIZEN COMMENTS: Mr. Dale Kurtz, Veteran's Officer for the Town of Franklin, welcomed everyone to attend the May $26^{\text {th }}$ Memorial Day celebration at 9:00 AM at the Franklin Senior Center. They will be recognizing Korean War veterans and dedicating the memorial street sign at the corner of Concord and Oak Streets to Harry Bean, Franklin’s only Korean War death casualty. Please call 508-5204945 to register for the event. The Memorial Day Parade will be held on May $29^{\text {th }}$ with kick off on Main Street at 10:45 AM.

APPOINTMENTS: Conservation Commission. Ms. Pfeffer read the appointment. MOTION to Ratify the appointment by the Town Administrator of Jeffrey J. Milne to serve as a member of the Conservation Commission, with an expiration of June 30, 2017 by Pfeffer. SECOND by Mercer. Discussion. Mr. Milne stated he is looking forward to contributing to the Town. VOTE: Yes-9, No0, Absent-0.

- Cultural Council. Ms. Pfeffer read the appointment. - MOTION to Ratify the appointment by the Town Administrator of Phyllis M. Smith to serve as a member of the Franklin Cultural Council, with an expiration of June 30, 2020 by Pfeffer. SECOND by Mercer. Discussion. $>$ Ms. Smith stated she is looking forward to joining the Cultural Council. VOTE: Yes-9, No-0, Absent-0.


## HEARINGS: None.

LICENSE TRANSACTIONS: BJ's Wholesale Club - Change of Location. Ms. Pfeffer read the license transaction. MOTION to Approve the request by Mormax Corporation d/b/a BJ’s Wholesale Club for a Transfer of License and Change of Location of the License currently held by Brunelli Industries, Inc. d/b/a Anne’s Country Market to be relocated from 451 West Central Street to 100 Corporate Drive, Franklin, MA, by Pfeffer. SECOND by Mercer. Discussion. Mr. Nutting stated applicant is back because in the first application they did not include a change of location; it is a routine matter at this point. Mr. Bissanti asked what is the significance of this; is it just a reaffirmation of the license transfer? Mr. Nutting stated it was already voted on, but there was a technical error in the application in that applicant did not list the location change. Chairman Kelly stated it is sad to see one of the local stores transfer to a big box store. - VOTE: Yes-8, No-1, Absent-0. (Mr. Bissanti voted No.)

- Liquor World - Transfer of License. Ms. Pfeffer read the license transaction. MOTION to Approve the request by Dharma Bhakti Corporation d/b/a Liquor World for a Transfer of License currently held by Shorey, Inc. d/b/a Liquor World, approve the Pledge of the license and stock, and approve the Manager, Nitant N. Raval by Pfeffer. SECOND by Mercer. Discussion. - Mr. Nutting stated the attorney is here to make a presentation. Attorney Matthew Porter, representing the applicant, Dharma Bhakti Corporation, stated that before the Town Council is a straight forward transfer of the pledge of liquor license for Liquor World. He provided an overview of the corporation and the owners. He stated they are also purchasing a store in Medway and that license was approved. Mr. Padula stated he did not see any of these as straight forward transactions. He questioned the scant experience information provided on the application; he asked the manager questions about his experience and the training he has done. Mr. Jones noted that Liquor World had a past violation; he provided a prewarning that any violation is a day suspension. Mr. Bissanti stated he is seeing a trend in how the liquor licenses transfer; he gets disturbed when he sees such differences in venues. Ms. Pfeffer stated good luck in the store, and it is sad to see another Franklin-owned business transferring out of business.
- VOTE: Yes-9, No-0, Absent-0.
- LaCantina Winery - Farmer's Market License. Ms. Pfeffer read the license transaction. MOTION to Approve the issuance of a Farmer Winery, Farmer's Market License to Robert Vozzella, La Cantina Winery Company by Pfeffer. SECOND by Mercer. Discussion. Mr. Nutting stated this is an annual requirement. VOTE: Yes-9, No-0, Absent-0.

PRESENTATIONS/DISCUSSIONS: - Franklin Food Pantry. Ms. Erin Lynch, Executive Director of the Franklin Food Pantry, addressed the Town Council. She thanked the Town for their support. She stated there are still many people that need help and many that do not know the Town has a food pantry. She discussed the recent Empty Bowls dinner to spread awareness of hunger. She provided statistics in her video presentation regarding hunger and food needs in the Town, as well as the need for a new space for the Food Pantry. She stated Rockland Trust donates the lease on their current space. They have 155 volunteers and the current space is limited. The bulkhead stairs are not safe when bringing in the food, and it is not handicapped accessible. She asked for the Town Council's help in finding an adequate space; the main goal is that it should be all one level and within walking distance to downtown area. She stated she would launch a capital campaign to get funds; going from a free building to paying rent would be a stretch. The ideal would be for another donated building. For more information, go to the Franklin Food Pantry website. Town Council members asked questions regarding the Food Pantry space needs and the food supplies needed. They reminded the public that year-round donations are needed.

SUBCOMMITTEE REPORTS: Chairman Kelly stated a Review of the Rules and Regulations Subcommittee has been created; Councilor Pellegri, Councilor Padula, and Councilor Mercer will be heading the sub-committee and will report back their findings.

## LEGISLATION FOR ACTION:

1. Resolution 17-23: Appropriation: FY 2017 Operating Budget Transfers (Motion to Move Resolution 17-23 - Majority Vote (5)). Ms. Pfeffer read the resolution. MOTION to Move Resolution 17-23: Appropriation: FY 2017 Operating Budget Transfers, for $\$ 68,500$ by Mercer. SECOND by Dellorco. Discussion: Mr. Nutting stated these are end-of-the-year transfers. Recreation expenses are the result of Ryan expanding his programs and taking on more kids; expenses go up, but revenues will offset that increase. Streetlight account is that there have been a lot of underground breaks and DPW has to fix them. Human Resourses is that they have done a lot with police and fire physical exams at about $\$ 1,500$ each, and with catching up on hires they have gone over budget. Postage is from running out of postage money to send out the bills to keep the Town going. Wage Settlement is to help pay for some fill-ins, but mostly they have some retirees coming up and have to pay out all the vacation time. Town Clerk expenses are for advertising for legal notices.

- VOTE: Yes-9, No-0, Absent-0.

2. Resolution 17-24: Appropriation: Library Historical Records (Motion to Move Resolution 17-24 Majority Vote (5)). Ms. Pfeffer read the resolution. MOTION to Move Resolution 17-24: Appropriation: Library Historical Records, for $\$ 36,000$ by Mercer. SECOND by Dellorco.
Discussion: Ms. Pfeffer stated she is the Chair of the Library Building Committee and the restoration of some of the 1903 library. The Friends of Franklin Library has donated over \$60,000 and the Franklin Library Association has donated close to $\$ 90,000$ to digitize historical materials. She described documents already digitized and discussed the historical documents that will be digitized with this $\$ 36,000$. When the library re-opens, she wants the library to be able to provide citizens and library patrons with a digitized availability of the past. Town Council members thanked Ms. Pfeffer for the hard work she does on that committee. - VOTE: Yes-9, No-0, Absent-0.
3. Resolution 17-25: Appropriation: Snow \& Ice Salaries (Motion to Move Resolution 17-25 Majority Vote (5)). Ms. Pfeffer read the resolution. - MOTION to Move Resolution 17-25:
Appropriation: Snow \& Ice Salaries, for $\$ 85,000$ by Mercer. SECOND by Padula. Discussion:
Mr. Nutting stated it was a busy winter. They started with $\$ 953,000$ and went over by $\$ 85,000$.

- VOTE: Yes-9, No-0, Absent-0.

4. Resolution 17-26: Appropriation: Roads/sidewalks/drainage/stormwater and infrastructure, and all costs incidental and related thereto (Motion to Move Resolution 17-26 - Majority Vote (5)). Ms. Pfeffer read the resolution. MOTION to Move Resolution 17-26: Appropriation: Roads/sidewalks/drainage/stormwater and infrastructure, and all costs incidental and related thereto, for $\$ 500,000$ by Mercer. SECOND by Jones. Discussion: Mr. Nutting stated they rely on Free Cash to do roadwork, so they are taking most of the remaining Free Cash to do streets. It includes police details, engineering, and such related odds and ends. Mr. Jones stated he is glad to see some money being put toward roads. VOTE: Yes-9, No-0, Absent-0.
5. Resolution 17-27: Appropriation: Turf Field Replacement (Motion to Move Resolution 17-27Majority 2/3 Vote (6)). Ms. Pfeffer read the resolution. MOTION to Move Resolution 17-27: Appropriation: Turf Field Replacement, for $\$ 1,373,000$ by Mercer. SECOND by Bissanti. Discussion: Mr. Nutting requested an amendment. It should state: at the High School football field and High School track and the Beaver Street fields. Ms. Pfeffer read the re-worded MOTION: Be it Moved and Voted by the Town Council to transfer $\$ 500,000$ from Free Cash and $\$ 873,000$ from the Athletic Field Stabilization Fund for the replacement of the turf fields at the High School football field and High School track and the Beaver Street fields by Mercer. SECOND by Jones. Mr. Nutting stated they went out to bid; bids were received last week for the two fields and the track. The total is $\$ 1,373,000$. They expect to start June 10, 2017 and be done by August 15, 2017, weather
permitting. Mr. Mercer stated money has been put aside for this. We will continue to do that going forward so in 10 to 15 years we will need to do it again. Mr. Nutting stated next year they will ask for money to start recharging the account. This requires $2 / 3$ vote because it requires transfer from the Stabilization Fund. Mr. Dellorco stated this includes the new wall so it does not flow down into the field. Mr. Jones noted this is a well overdue repair. ROLL CALL VOTE: Bissanti-YES; Dellorco-YES; Jones-YES; Kelly-YES; Mercer-YES; Padula-YES; Pellegri-YES; Pfeffer-YES; Vallee-YES. 1 VOTE: Yes-9, No-0, Absent-0.
6. Resolution 17-28: Appropriation: OPEB Trust Fund (Motion to Move Resolution 17-28 - Majority Vote (5)). Ms. Pfeffer read the resolution. - MOTION to Move Resolution 17-28: Appropriation: OPEB Trust Fund, for $\$ 360,000$ by Mercer. SECOND by Bissanti. Discussion: Mr. Nutting stated it is a fiscal policy to try to put 10 percent of Free Cash into OPEB and increase the annual appropriation by $\$ 50,000$ a year. This would meet the policy goal. $\boldsymbol{V}$ VOTE: Yes-9, No-0, Absent-0.
7. Resolution 17-29: Ratification of the Memoranda of Agreements between the Town of Franklin and Nine Municipal Unions (Motion to Move Resolution 17-29 - Majority Vote (5)). Ms. Pfeffer read the resolution. MOTION to Move Resolution 17-29: Ratification of the Memoranda of Agreements between the Town of Franklin and Nine Municipal Unions, allowing for a wage increase of 3 percent, by Mercer. SECOND by Dellorco. Discussion: Mr. Nutting stated all Union contracts expire on June 2018. But, he reached out to all of them and asked if they would like a oneyear addition to those contracts so that their contracts would expire at the same time as the teachers' union and other major school unions expire so that we are all on the same page as we face fiscal issues in the years to come. They all agreed to a one-year deal as outlined and he stated he thinks it is the fair and appropriate thing to do. Mr. Mercer applauded the efforts of the administration. Ms. Pfeffer stated this was a brilliant idea. Chairman Kelly thanked the unions. VOTE: Yes-9, No-0, Absent-0.
8. Resolution 17-30: Acceptance of G.L. Chapter 44, Section 53D, Authorizing a Municipal Revolving Fund for Self-Supporting Recreational and Park Services (Motion to Move Resolution 17-30 - Majority Vote (5)). Ms. Pfeffer read the resolution. - MOTION to Move Resolution 17-30: Acceptance of G.L. Chapter 44, Section 53D, Authorizing a Municipal Revolving Fund for SelfSupporting Recreational and Park Services by Mercer. SECOND by Padula. Discussion: Mr. Nutting stated the intent of this is to avoid the need to transfer funds. Ryan runs a lot of third party programs and we collect all the money and it goes in the General Fund; then have to pay the thirdparty vendor with money that was not budgeted because Ryan came up with a new program. The revolving account will avoid all that. - VOTE: Yes-9, No-0, Absent-0.

## Mr. Bissanti recused himself.

9. Bylaw Amendment 17-789: Amendment to Water System Map - 2nd Reading (Motion to Move Bylaw Amendment 17-789 - Majority Roll Call Vote - (5)). Ms. Pfeffer read the bylaw amendment. - MOTION to Move Bylaw Amendment 17-789: Amendment to Water System Map by Mercer. SECOND by Dellorco. Discussion: Chairman Kelly noted that several emails from residents were received. Mr. Bill Masiello, architect for the applicant, Amego, Inc., asked if there were any questions regarding the project plans. Ms. Pfeffer stated this project did not come through the Economic Development Committee or the Advisory Committee; it just appeared on the Town Council agenda. How many parking spaces do they have? She noted that as they are a non-profit, they do not pay real estate taxes. She asked what is in this for the Town of Franklin? Mr. Masiello stated about 120 spaces for the school. He stated the two, five-bedroom duplexes would each have two vans and staff persons, so about 10 to 15 cars in total. He stated Amego, Inc. is providing a service for humanity. This is a safety net for people that have nowhere else to go. They have looked at many
sites. Ms. Pfeffer stated this is a narrow country road with all residential dwellings. To have a $30,000 \mathrm{sq}$. ft. building there with 120 cars that may come in and out daily is a drain on the community. She stated her responsibility is to the Town of Franklin. Mr. Padula stated concern for the number of buildings regardless of who is the developer. He cannot vote in favor of this based on the language in the bylaw regarding additional buildings. People in the community have expressed concern regarding the additional water use. He must look at how the development affects the community. Mr. Dellorco stated they do need housing for autistic individuals. He stated concern about the cars, buses and vans that would be going in there daily. Mr. Mercer stated he agrees with much of what Mr. Padula said. He questioned why this did not go through EDC. Mr. Nutting stated anyone can come forward and apply for a water/sewer permit. He does not consider a school economic development. Mr. Cerel stated he drafted it. Mr. Masiello stated they could put a cap on the capacity. Chairman Kelly stated he does not know how the vote will go, but if it does not go in favor, he encourages the applicant to come back and work together. Mr. Cerel reiterated the context which is an extension of the water map, and the next one for the sewer map; not the use itself. The use itself is a zoning protected use. Mr. Robert Bartolini, 850 Summer Street, stated he realizes the importance of education, but opposes the extension of the water/sewer line on Upper Union Street for the following reasons: lack of water, increased traffic flow, and the wetlands. Mr. Gary Robinson, 9 Mount Street, stated last year the Town of Franklin had a mandatory water ban due to low water supplies. This year, the Town Council codified the Town's water conservation measures. The Town's website indicates the necessity of such water bans. He reviewed the information on the website regarding water conservation. He stated the plans proposed by Amego would tax the water system; he urged the Town Council to vote No. Mr. Manfred Unkauf, property owner, 881 Upper Union Street, stated the ledge in the area is only a few feet under the surface. They will probably have to blast through ledge to build which may damage the foundation of his 300-year old house. He stated he uses well water. He stated there is a 5-acre parcel in the Franklin Industrial Park for sale for about the same price which is all dry land which has access to water and sewer. He requested the Town Council to not approve the water/sewer extension. Ms. Joan McGrath, co-owner of 881 Upper Union Street, stated she opposed this development due to the water use. Mr. Christopher Williamson, 11 Mount Street, stated he has a well; the spring on his property is dry. His well has gone down for the past 10 years. This is not the correct location for this development. A relative speaking on behalf of Karen Bremner, 7 Mount Street, stated Ms. Bremner has been a resident for 52 years. He stated the infrastructure development required for this proposal would be a substantial change in use which falls under the purview of the Massachusetts Environmental Protection Act. A committee of concerned citizens are drafting a petition concerning this to require an environmental impact statement. It would not be appropriate to approve the infrastructure changes until the concerns of Franklin citizens are addressed and regulatory review has been conducted. Mr. Steven Cooper, 885 Upper Union Street, stated he has no problem with the school, but it is the wrong location.

- Resident, 4 Mount street, stated she and her family have just become residents on Mount Street. She had to pay a great deal for their well because they had to go so deep as they could not get to water. The water is her concern. Mr. Unkauf stated that if too much water is used, the well goes dry. There is not an abundance of water in that area. Mr. Masiello stated that a total water usage for this facility based on the Mass. bylaws was done. The civil engineer calculated a total load of 3,500 $\mathrm{gal} /$ day for the school, $316 \mathrm{gal} /$ day for the farm stand, and 1,300 gal/day for the potential 12-bedroom structure; they are looking at approximately $5,100 \mathrm{gal} / \mathrm{day}$. If 12 four-bedroom homes were constructed, it would exceed this water usage. Franklin has hundreds of properties being constructed right now. He thinks there is a misconception about how much water will be used. He stated they have had the entire property flagged and there are no endangered species present. He noted there is a vernal pool in the wetlands. Ms. Pellegri confirmed that the applicant is not a Franklin resident. She asked if other communities were considered. Mr. Masiello stated Franklin is the perfect location with the correct environmental feel. Mr. Nutting stated this is an as of right use. Mr. Dellorco stated he liked the idea of the Industrial Park area as the buses may get through better. Mr. Masiello
stated that property had an industrial feel and was not right for them. Ms. Natalie Robinson, 9 Mount Street, asked why the residents only got to talk about water, but the applicant and Town Council members were allowed to talk about more than water. Chairman Kelly stated residents can talk about other aspects at the Planning Board. Mr. Jones suggested they approach the Wrentham State School facility as they have much open space and available buildings. ROLL CALL VOTE: Dellorco-NO; Jones-NO; Kelly-NO; Mercer-NO; Padula-NO; Pellegri-NO; Pfeffer-NO; Vallee-YES. - VOTE: Yes-1, No-7. (Mr. Bissanti abstained.)


## 10. Bylaw Amendment 17-790: Amendment to Sewer System Map - 2nd Reading (Motion to Move

 Bylaw Amendment 17-790 - Majority Roll Call Vote - (5)). Ms. Pfeffer read the bylaw amendment. - MOTION to Move Bylaw Amendment 17-790: Amendment to Sewer System Map by Mercer. SECOND by Dellorco. Discussion: Mr. Nutting stated this would be an extension of the sewer to the site; they met with the town engineer to work out any issues. It is a separate bylaw about sewer. - Mr. Masiello stated they were dependent upon the water. He stated if turned down for the water extension, they can go to a private water supply, and if turned down for sewer, they can go to a private sewer system. $\quad$ ROLL CALL VOTE: Dellorco-NO; Jones-NO; Kelly-NO; Mercer-NO; Padula-NO; Pellegri-NO; Pfeffer-NO; Vallee-YES. - VOTE: Yes-1, No-7. (Mr. Bissanti abstained.)
## Mr. Bissanti re-entered the meeting.

## 11. Bylaw Amendment 17-791: New Chapter 73, Departmental Revolving Funds - 1st Reading (Motion to Move Bylaw Amendment 17-791 to a 2nd Reading - Majority Vote - (5)). MOTION to Waive the reading by Mercer. SECOND by Dellorco. No Discussion. - VOTE: Yes-9, No-0, Absent-0. MOTION to Move Bylaw Amendment 17-791: New Chapter 73, Departmental Revolving Funds to a $2^{\text {nd }}$ Reading by Mercer. SECOND by Padula. Discussion: Mr. Nutting stated the Municipal Modernization Act requires the Town to pass the bylaw for revolving funds even though the Town has had them for years. - VOTE: Yes-9, No-0, Absent-0.

12. Zoning Bylaw Amendment 17-792: Use Regulations for Brewery, Distillery, or Winery with a Tasting Room - Referral to Planning Board (Motion to refer Zoning Bylaw Amendment 17-792 to the Planning Board - Majority Vote (5)). Ms. Pfeffer read the zoning bylaw amendment. - MOTION to Move Bylaw Amendment 17- 792: Use Regulations for Brewery, Distillery, or Winery with a Tasting Room - Referral to Planning Board by Mercer. SECOND by Dellorco. Discussion: Mr. Hellen stated there was a small oversight; at the last meeting, the use table was not included. This will catch it up for the Planning Board hearing scheduled for May 22, 2017. Mr. Bissanti asked about the rezoning of a neighborhood business. - VOTE: Yes-9, No-0, Absent-0.

TOWN ADMINISTRATOR’S REPORT: Mr. Nutting stated that if the weather cooperates, the DelCarte playground should open by this weekend. Great job getting it ready. There is a lot of street construction in Franklin right now; slow down when driving and pay attention to the signs. It is a public safety issue. Budget hearings on May 24 and 25; the public is invited to attend.

FUTURE AGENDA ITEMS: Mr. Bissanti stated the Town Council might want to add neighborhood businesses. Chairman Kelly stated he would put it on the list and have it up for discussion.

COUNCIL COMMENTS: Mr. Bissanti thanked the Horace Mann Committee for the wonderful job they did with the statue presentation unveiling. He thanked the Planning Board members; the project would not have happened without Chairman Padula, Vice Chairman Halligan, and all the other members. They did a great job. Ms. Pfeffer discussed how the City of Boston was testing water in schools and finding significant amounts of lead. Mr. Nutting stated it was already tested here. Ms. Pellegri thanked everyone that was part of the ceremony on Sunday for the unveiling of the statue. She stated
there are only 26 coffee mugs remaining; if anyone wants one, please let her know. Mr. Padula thanked everyone involved with the statue; they did a great job. He thanked Dean College as they provided a scholarship for someone from Town. Mr. Mercer stated it was a great job by the entire Committee and the Town. He thanked Roger Calarese for donating that piece of property to allow the Town to do that.

## EXECUTIVE SESSION: None.

ADJOURN: MOTION to Adjourn by Mercer. SECOND by Dellorco. No Discussion. $\operatorname{V}$ VOTE: Yes9, No-0, Absent-0. Meeting adjourned at 9:02 PM.

Respectfully submitted,

Judith Lizardi
Recording Secretary

## Electric Youth Performance



## Swearing in

 ofFirefighters:
James Polito
Michael Falter

## ©num of TFranklin



355 East Central Street Franklin, Massachusetts 02038-1352

## APPOINTED COMMITTEE MEMBERS

June 2017

The year preceding any name is the expiring year of said appointment.

## Motion to Ratify the Annual appointments to the following boards and commissions.

| 5 Member Community |  |  |  | Garden Committee 1-year term |
| :--- | :--- | :--- | :---: | :---: |
| 2018 | Kiernan Reed | 24 MacKintosh Street |  |  |
| 2018 | Richard Clauser | 64 BayBerry Common |  |  |
| 2018 | Bonnie Kaiden | 14 Clarendon Common |  |  |
| 2018 | Amy Acevedo | 64 Maple Street |  |  |

## 9 Member Council on Aging-3-year term

| 2020 | Carolyn O'Brien | 31 Daniels Street |
| :--- | :--- | :--- |
| 2020 | Robert Crowley | 6 Shady Lane |

5 Member Design Review Commission 3-year term
2020 Claudine Silverman 59 Skyline Drive
9 Member Finance Committee 3-year term
2020 Susan Dewsnap 10 Garden Street
2020 Michael Dufour 10 Symphony Drive
2020 David Wiech 30 Winterberry Drive
9 Member Franklin Cultural Council 2/3-year term
2020 Robert Cautillo 230 Daniels Street
2020 Tamara A. Starr 29 Highwood Drive
7 Member Franklin Disability Commission 3-year term
2020 Deborah Bean 78 Hillside Road
2020 Randall S. Jay 249 Country Way
7 Member Historical Commission 3-year term
2020 Mary Olsson 149 West Central Street
2020 Phyllis Messere Malcom 35 Uncas Ave
2 Associate Members 3-year term
2020 Kai Olson 149 West Central Street
5-Member Housing Authority 5-year term
2022 George Danello 56 Jefferson Road
5-Member Library Board of Directors 3-year term
2020 Kathleen Gerwatowski ..... 12 Greensfield Road
7 Member Municipal Affordable Housing Trust Fund Committee 1-year term
2018 Judith Pond Pfeffer 37 Arlington Street
2018 Mary Anne Bertone 17 Grey Wolf Drive
2018 Christopher Vericker 63 Dean Avenue
2018 Maxine Kinhart Municipal Building
2018 Eric Buliung 12 Lenox Drive
2018 Robert Keras 547 Union Street
Norfolk County Advisory Board 1-year term
2018 Peter Padula 14 Fort Apache Drive
5 Member Recreation Advisory Board -3 year term
2020 Robert Dellorco 7 Wilson Road
3 Member Zoning Board of Appeal 3-year term
2020 Robert Acevedo 64 Summer Street
DATED: $\qquad$ 2017

|  | VOTED: |
| :---: | :---: |
|  | UNANIMOUS |
|  | YES NO |
| A True Record Attest: | ABSTAIN |
|  | ABSENT |
| Teresa M. Burr |  |
| Town Clerk |  |
|  | Judith Pond Pfeffer, Clerk Franklin Town Council |

## HEARINGS - 7:10 PM

1. ZONING BYLAW AMENDMENT 17-788: DEFINITIONS. BREWERY, DISTILLERY, OR WINERY WITH A TASTING ROOM
2. ZONING BYLAW AMENDMENT 17-792: USE REGULATIONS FOR BREWERY, DISTILLERY, OR WINERY WITH A TASTING ROOM

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## MEMORANDUM

June 1, 2017

To: Town Council

From: Jamie Hellen

## RE: Zoning bylaws - Brewery, Distillery, Winery with a tasting room

The proposal before the Town Council is to create a new use in the Town's zoning code by allowing for the production of beer, wine and spirits with an option of establishing a retail on premises (tasting room bar) or off-premises (take home, bottle, can, growler) business.

The proposal was presented and approved by the Economic Development Committee in late March.
The following are some bullet points to consider:

1. The proposed zoning will allow for the production of beer, wine or spirits and/or an optional tasting room in the following zoning districts: Business, Commercial I, Commercial II, Industrial, and Downtown Commercial District.
2. Production and retail will be prohibited in all residential districts.
3. The proposed zoning will allow for any producer to have a tasting room at no more than $25 \%$ of the total square footage of the structure. I want to note this is slightly smaller than the original proposal. The Planning Board voted to allow $25 \%$ of floor space, which the town staff supports. This number is commensurate with some other communities who have similar zoning.
4. A manufacturer may also have a restaurant or serve food prepared on site, but will need to go through the normal Board of Health related procedures for kitchens and receive a Common Victualler's license from the Administrator's Office. Keep in mind one note:
a. If a producer desires to serve on premises and obtain a Common Victualler's License to
prepare food on site, they will be limited to selling only their manufactured beer, wine, or spirit products. They may not import and sell any other alcoholic products because the law would require them to seek a traditional "Section 12 " alcohol on-premises license like every other restaurant in town.
5. There is nothing in the bylaw that would prohibit a "BYOF" ("Bring Your Own Food") policy at an establishment. But this feature is a policy that would be put in place by each establishment.
6. Entertainment licenses may also be granted through normal procedures through the Town Administrator's office (TV's, juke box, live entertainment, etc.).
7. The following is the process for someone who ONLY desires to produce beer, wine or spirits:
a. Receive a Farmer's Farmer Series Production License from the state Alcohol Beverages Control Commission (ABCC).
b. Proceed through traditional Special Permit process in Town.
8. The following is the process for someone who wants BOTH to produce and serve the manufactured products on the premises with a tasting room bar:
a. Receive a Farmer's Farmer Series Production License from the state Alcohol Beverages Control Commission (ABCC).
b. Proceed through the traditional special permit process in Town.
c. Apply for a "Farmer Series Pouring License" to the Local Licensing Authority (Town Council)
i. The process to receive this license is the same as every other Section 12 license restaurant in town, including legal notification, abutters' notification, liquor liability insurance, and other requirements outlined in the application and town policy.

## TOWN OF FRANKLIN

ZONING BY-LAW AMENDMENT 17-788
DEFINITIONS. BREWERY, DISTILLERY, OR WINERY WITH TASTING ROOM

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

## BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL THAT:

Chapter 185 of the Code of the Town of Franklin is hereby amended by adding the following text at §185-3 Definitions:

BREWERY, DISTILLERY, OR WINERY PRODUCTION WITH TASTING ROOM: A business located in a building where the primary use is for the production and distribution of malt, spirituous, or vinous beverages with a tasting room and which holds a Commonwealth of Massachusetts issued Farmer Series Production License. Any such facility that sells alcoholic beverages to be consumed on the premises shall have a Commonwealth of Massachusetts issued Farmer Series Pouring License approved by the Local Licensing Authority. The facility may host marketing events, special events, and factory tours. The facility may only sell beverages produced by, and commercial goods branded by, the brewery, distillery or winery. The facility may sell permitted beverages by the bottle to consumers for consumption off the brewery premises.

TASTING ROOM: A room attached to a brewery, distillery, or winery that allows patrons to sample or consume wine, beer, or other alcoholic beverages that are produced on-site in accordance with M.G.L. c. 138.

A tasting room may not be greater than twenty-five (25) percent of the main building's gross square footage.

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: _ _ , 2017 | VOTED: <br> UNANIMOUS |
| :---: | :---: |
| A True Record Attest: | YES __ NO |
|  | ABSTAIN |
| Teresa M. Burr |  |
| Town Clerk | ABSENT |

[^0]
## TOWN OF FRANKLIN

ZONING BY-LAW AMENDMENT 17-792
USE REGULATIONS FOR BREWERY, DISTILLERY, OR WINERY WITH A TASTING ROOM

## A ZONING BY-LAW TO AMEND THE FRANKLIN TOWN CODE AT CHAPTER 185, USE REGULATION SCHEDULE PART III

BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL THAT:
Chapter 185 of the Code of the Town of Franklin is hereby amended by the following additions to §185, Attachment 4 Use Regulations Schedule Part III:

## Symbols in the Use Regulations Schedule shall mean the following

$\mathrm{Y}=\mathrm{A}$ permitted use.
$\mathrm{N}=$ An excluded or prohibited use.
BA $=$ A use authorized under special permit from the Board of Appeals.
PB $\quad=$ A use authorized under special permit from the Planning Board.
$\mathrm{P} / \mathrm{SP}=$ Permitted as of right. A special permit from the Board of Appeals is required if the proposed project results in an increase in estimated water consumption of more than 15,000 gallons per day

| Principal Uses | District |  |  |  |  |  |  |  |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  | $\begin{aligned} & \hline \text { RRI RRII } \\ & \text { RVI RVII } \end{aligned}$ | SFRIII | SFRIV | GRV | NC | RB | CI | CII | DC | B | I | LI | 0 |
| 3. Industrial, utility |  |  |  |  |  |  |  |  |  |  |  |  |  |
| 3.1 Bus, railroad station | N | N | N | N | N | N | P/SP | P/SP | P/SP | P/SP | P/SP | P/SP | P/SP |
| 3.2 Contractor's yard |  |  |  |  |  |  |  |  |  |  |  |  |  |
| a. Landscape materials storage and distribution | N | N | N | N | N | $\mathrm{N}^{7}$ | N | N | N | $\mathrm{N}^{7}$ | P/SP | N | N |
| b. Other | N | N | N | N | N | N | N | N | N | $\mathrm{N}^{7}$ | P/SP | N | N |
| 3.3 Earth removal |  |  |  |  |  |  |  |  |  |  |  |  |  |
| a. Earth removal, commercial ${ }^{3,5,6}$ | N | N | N | N | N | N | BA | BA | N | BA | BA | BA | BA |
| b. Earth removal, other ${ }^{3,4}$ | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA |
| c. Rock quarrying | N | N | N | N | N | N | N | N | N | N | N | N | N |
| d. Washing, sorting and/or crushing or processing of materials | N | N | N | N | N | N | N | N | N | N | N | N | N |
| e. Production of concrete | N | N | N | N | N | N | N | N | N | N | N | N | N |
| f. Production of bituminous concrete | N | N | N | N | N | N | N | N | N | N | N | N | N |
| 3.4 Lumberyard | N | N | N | N | N | N | N | N | N | N | PB | N | N |
| 3.5 Manufacturing and Processing: |  |  |  |  |  |  |  |  |  |  |  |  |  |
| a. Biotechnology ${ }^{1}$ | N | N | N | N | N | N | N | N | N | N | Y | N | Y |
| b. Light | N | N | N | N | N | N | PB | PB | PB | PB | P/SP/ | N | PB |
| c. Medium | N | N | N | N | N | N | N | N | N | N | P/SP/ | N | N |
| d. Heavy | N | N | N | N | N | N | N | N | N | N | N | N | N |
| 3.6 Printing, publishing: |  |  |  |  |  |  |  |  |  |  |  |  |  |
| a. Under 5,000 square feet | N | N | N | N | N | N | P/SP | P/SP | P/SP | P/SP | P/SP | $\mathrm{N}^{4}$ | P/SP |
| b. Over 5,000 square feet | N | N | N | N | N | N | N | N | N | P/SP | P/SP | N | PB |
| 3.7 Public utility | P/SP | P/SP | P/SP | P/SP | N | N | P/SP | P/SP | P/SP | P/SP | P/SP | P/SP | P/SP |
| a. Electric power plant | N | N | N | N | N | N | N | N | N | N | BA | N | N |
| 3.8 Research and development: |  |  |  |  |  |  |  |  |  |  |  |  |  |
| a. Biotechnology ${ }^{1}$ | N | N | N | N | N | N | N | N | N | N | $\mathrm{PB}^{2}$ | N | $\mathrm{PB}^{2}$ |
| b. Others | N | N | N | N | N | N | N | N | N | P/SP | P/SP | N | P/SP |
| 3.9 Solid waste facility | N | N | N | N | N | N | N | N | N | N | BA | N | N |
| 3.10 Warehouse, distribution facility | N | N | N | N | N | N | N | N | N | PB | Y | N | $\mathrm{N}^{7}$ |
| 3.11 Wholesale office, salesroom: |  |  |  |  |  |  |  |  |  |  |  |  |  |
| a. With storage | N | N | N | N | N | N | N | P/SP | N | P/SP | P/SP | N | $\mathrm{N}^{7}$ |
| b. Without storage | N | N | N | N | N | N | P/SP | P/SP | P/SP | P/SP | Y | $\mathrm{N}^{7}$ | $\mathrm{N}^{7}$ |
| 3.12 Conference center | N | N | N | N | N | N | N | PB | N | PB | PB | P/SP | PB |
| 3.13 Brewery, distillery, or winery production with tasting room | $\underline{\underline{N}}$ | $\underline{\underline{N}}$ | $\underline{\mathrm{N}}$ | N | $\underline{\underline{N}}$ | $\underline{N}$ | PB | PB | PB | PB | PB | PB | $\underline{\underline{N}}$ |

NOTES:

1. Subject to § 185-42.
2. Biotechnology uses are permitted in the portions of the Industrial District and Office District which are in the Biotechnology Uses Overlay District.
3. See § 185-23, specifically, § 185-23A, Exemptions
4. See § 185-44, "Administration and enforcement," for general special permit filing information, and § 185-23, Earth removal regulations, for specific filing information.
5. Any commercial earth removal is not permitted within a Water Resource District.
6. See § 185-3 for "commercial earth removal" definition.
7. Only allowed as an accessory use to an otherwise permitted use as detailed in Use Regulations Schedule, Part VII, Accessory Uses.

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:

$\qquad$ , 2017

A True Record Attest:

Teresa M. Burr Town Clerk

## VOTED: <br> UNANIMOUS

YES ___ NO

ABSTAIN $\qquad$
ABSENT

Judith Pond Pfeffer, Clerk

## LICENSE

## TRANSACTIONS

## 1. FRANKLIN LODGE OF ELKS - CHANGE OF MANAGER

## License Transaction

Change of Manager
Franklin Lodge \#2136 B.P.O.E. Inc.
1077 Pond Street

The Franklin Lodge of Elks is seeking approval of a Change of Manager. The new manager is to be Joan Kimberly Casey.

All departments have signed off on this transaction.
MOTION to approve the request by the Franklin Lodge \#2136 B.P.O.E., Inc. for the Change of Manager to Joan Kimberly Casey.

DATED: $\qquad$ , 2017

A True Record Attest:
VOTED:
UNANIMOUS $\qquad$
YES _ NO $\qquad$

ABSTAIN $\qquad$
Teresa M. Burr
Town Clerk
ABSENT $\qquad$

Judith Pond Pfeffer, Clerk
Franklin Town Council

## LOCAL LICENSING AUTHORITY REVIEW RECORD

| 00016-CL-07430 |  | Franklin | 05/01/2017 |
| :---: | :---: | :---: | :---: |
| ABCC License Number |  | City/Town | Date Filed with LLA |
| TRANSACTION TYPE (Please ch $\square$ New License | all relevant transactions): Change Corporate Name | Pledge of Collateral (i.e. License/Stock) | Change Corporate Structure (ie. Corp/LtC) |
| Transfer of License | Change of DBA | Change of Class (i.e. Annual/Seasonal) ' | Change of Hours |
| Change of Manager | Alteration of Licensed Premises | Change of License Type (i.e.club/restaurant) | Issuance/Transfer of Stock/New Stockholder |
| Change of Beneficial Interest | Change of Location | Change of Category (i.e. All Alcohol/Wine, Malt) | Management/Operating Agreement |



| LOCAL LICENSING AUTHORITY DECISION | Please indicate what days and hours |
| :--- | :--- | :--- |
| the licensee will sell alcohol: |  | | Mon-Wed 8:00-12:00am |
| :--- |
| Please indicate the decision of the <br> Local Licensing Authority: |
| Lhur-Sat 8:00-1:00am <br> Sun 10:00-12:00am |



Please add any additional remarks or conditions here: $\square$ The Local Licensing Authorities By:

## Alcoholic Beverages Control Commission

 - Ralph Sacramone Executive DirectorJudith pond pfeffer clerk

## 06/07/2017

 Date APPROVED by LLAFranklin Town Council

## RETAIL ALCOHOLIC BEVERAGES LICENSE APPLICATION MONETARY TRANSMITTAL FORM

APPLICATION SHOULD BE COMPLETED ON-LINE, PRINTED, SIGNED, AND SUBMITTED TO THE LOCAL LICENSING AUTHORITY.

## ECRT CODE:

CHECK PAYABLE TO ABCC OR COMMONWEALTH OF MA:
\$200.00
(CHECK MUST DENOTE THE NAME OF THE LICENSEE CORPORATION, LLC, PARTNERSHIP, OR INDIVIDUAL)
CHECK NUMBER
IF USED EPAY, CONFIRMATION NUMBER

## 21365

$\square$
00016-CL-0430
A.B.C.C. LICENSE NUMBER (IF AN EXISTING LICENSEE, CAN BE OBTAINED FROM THE CITY)

LICENSEE NAME

ADDRESS

CITY/TOWN

Franklin Lodge \#2136 B.P.O.E. Inc.
1077 Pond Street, P.O. Box 447
Franklin $\quad$ STATE MA ZIP CODE 02038

TRANSACTION TYPE (Please check all relevant transactions):


## ALCOHOLIC BEVERAGES CONTROL COMMISSION

P. O. BOX 3396

BOSTON, MA 02241-3396


The Commonwealth of Massachusetts Alcoholic Beverages Control Commission 239 Causeway Street Boston, MA 02114 www.mass.gow/abcc

MAY 012017
TOWN ADMINISTRATOR
TOWN OF FRANKLIN

AMENDEMENT APPLICATION FOR A CHANGE OF MANAGER
Please complete this entire application, leaving no fields blank. If field does not apply to your situation, please write N/A.

1. NAME OF LICENSEE (Business Contact)

ABCC License Number
2. APPLICATION CONTACT

The application contact is required and is the person who will be contacted with any questions regarding this application.
First Name: Joan Middle: Kimbehy Last Name:
$\square$
Title: Manager.
Primary Phone:
Email: frank an elks zi3blounge mgregmail.com
3. BUSINESS CONTACT

Please complete this section ONLY if there are changes to the Licensee phone number, business address (corporate headquarters), or mailing address.

Entity Name: $\square$ NA

Primary Phone: $\square$ N/A

Alternative Phone: $\square$ $N \mid A$ Email:

N/A

Business Address (Corporate Headquarters)
Street Number: 1077 Street Name: Pond Street
$\qquad$ State: $\square$ MA

Zip Code: $\square$ 02038 Country:

USA


## APPLICATION FOR A NEW RETAIL ALCOHOLIC BEVERAGES LICENSE

## 4. MANAGER CONTACT

The Manager Contact is required and is the individual who will have day-to-day, operational control over the liquor license.


Citizenship/Residency/Background Information of Proposed Manager
Are you a U.S. Citizen? © Yes CNo
Have you ever been convicted of a state, O Yes No
federal, or military crime?
If yes, attach an affidavit that lists your convictions with an explanation for each

Have you ever been Manager of Record of a CYes No license to sell alcoholic beverages?


If yes, please indicate type of Interest (check all that apply):

| $\square$ Officer | $\square$ Sole Proprietor |
| :--- | :--- |
| $\square$ Stockholder | $\square$ LLC Manager |
| $\square$ LLC Member | $\square$ Director |
| $\square$ Partner | $\square$ Landlord |
| $\square$ Contractual | $\square$ Revenue Sharing |
| $\square$ Management Agreement | $\square$ Other |

$\square$
Please indicate how many hours per week you intend to be on the licensed premises
40 plus

Employment Information of Proposed Manager
Please provide your employment history for the past 10 years


OBJECTIVE: To secure a challenging position within a company using my managerial and financial abilities, where my experience and analytical, customer service, follow-up and problem solving skills will be utilized and advanced.

## QUALIFICATIONS:

- Excellent communication, customer service, motivational, and time management skills
- Organized and analytical; particularly adept in simultaneously managing multiple projects
- Strong commitment to efficient and superior performance
- Effective problem solver and troubleshooter, with positive customer/staff relations
- Computer literate Microsoft Office, POS, Social media, On-line file and web-site management.


## CAREER EXPERIENCE:

Restaurant 45 November 2015-Present
Medway, MA

## All FOH Positions

- Responsible for all opening/closing procedures as MOD; including staffing for dining room, functions as booked and coordinating catering, as well all other management responsibilities daily.
- Ensure a positive guest experience on all shifts in the capacity of my job of the day; manager, server, or bartender.
- Train incoming staff and continue with support on group collaborations, ei; functions, large parties and lunch daily.
- Contributed to implementation and training of new POS; Toast Tab System.

Union Street Grill / Main Street Café October 1994-January 2006 then returned Nov 2013- May 2015 Franklin, MA

## Restaurant Asst. Manager

- Oversee and ensure overall success and management of a restaurant producing over 1 million dollars of annual revenue
- Record and maintain all company files, register balances, daily banking, $A / P, A / R$, payroll, statement reconciliations
- Ensure that staffing needs are met and that business operating requirements are met or exceeded while in compliance with the policies and procedures of the company.
- Monitor general cleaning and maintenance of restaurant and equipment.
- Successfully opened Main Street Café in 1994 and managed the move to a new facility and location in 2005

Places Real Estate February 2006-December 2008
Framingham, MA

## Administrator/Lease Consultant

- All aspects of administration for a Real Estate office; including daily bank deposits, client interaction, office supply requisitions.
- Update and maintain office database in Access.
- Update and maintain on-line office database using WebEx, Blue Domino, MLS.
- Salesperson Real Estate license since 2006; emphasis on residential leasing.

Rocco's Restaurant February 1990-October 1994
Marlborough, MA

## Bar Manager

- Proactively managed the day-to-day operations of a restaurant/bar
- Hired, trained and managed personnel with policies and procedures resulting in standardized operations
- Maintained staffing and scheduling simultaneously for two bars
- Performed inventory control and ordering while developing vendor relations

GTE Government Systems September 1984-December 1990 Needham, MA

## Program Coordinator / Document Support

- Ensured the highest quality internal customer service as measured by clients
- Worked with management personnel to resolve issues
- Performed data entry and document preparation for several Manufacturing Engineers
- Analyzed discrepant entries of several data entry clerks


## EDUCATION:

- Argosy University, on-line 2014-2015
- Bellingham Jr. /Sr. High School, Bellingham, MA 1980-1984


## ADDITIONAL SPACE

The following space is for any additional information you wish to supply or to clarify an answer you supplied in the application. If referrencing the application, please be sure to include the number of the question to which you are referring.

## APPLICANT'S STATEMENT

 Authorized Signatory
, hereby submit this application for $\frac{\text { fransfer of Name }}{\text { Transaction(s) you are applying for }}$ of Frankin Elks 2136 Name of the Entity/Corporation
(hereinafter the "Application"), to the local licensing authority (the "LLA") and the Alcoholic Beverages Control Commission (the " ABCC " and together with the LLA collectively the "Licensing Authorities") for approval.

I do hereby declare under the pains and penalties of perjury that I have personal knowledge of the information submitted in the Application, and as such affirm that all statement and representations therein are true to the best of my knowledge and belief. I further submit the following to be true and accurate:
(1) I understand that each representation in this Application is material to the Licensing Authorities' decision on the Application and that the Licensing Authorities will rely on each and every answer in the Application and accompanying documents in reaching its decision;
(2) I state that the location and description of the proposed licensed premises does not violate any requirement of the $A B C C$ or other state law or local ordinances;
(3) I understand that while the Application is pending, I must notify the Licensing Authorities of any change in the information submitted therein. I understand that failure to give such notice to the Licensing Authorities may result in disapproval of the Application;
4) I understand that upon approval of the Application, I must notify the Licensing Authorities of any change in the Application information as approved by the Licensing Authorities. I understand that failure to give such notice to the Licensing Authorities may result in sanctions including revocation of any license for which this Application is submitted;
(5) I understand that the licensee will be bound by the statements and representations made in the Application, including, but not limited to the identity of persons with an ownership or financial interest in the license;
(6) I understand that all statements and representations made become conditions of the license;
(7) I understand that any physical alterations to or changes to the size of, the area used for the sale, delivery, storage, or consumption of alcoholic beverages, must be reported to the Licensing Authorities and may require the prior approval of the Licensing Authorities;

I understand that the licensee's failure to operate the licensed premises in accordance with the statements and representations made in the Application may result in sanctions, including the revocation of any license for which the Application was submitted; and
(9) I understand that any false statement or misrepresentation will constitute cause for disapproval of the Application or sanctions including revocation of any license for which this Application is submitted.
Title: $\qquad$

Date: $\square$


# FRANKLIN LODGE NO. 2136 

benevolent and protective order of elks
P.O. Box 447

Franklin, Massachusetts 02038
April 15, 2017
Phone: (508) 533-2136

Town of Franklin
RE: Change of Manager on Liquor License

To Whom It May Concern:

At our meeting on March 20, 2017, the Trustees of our organization voted on and approved Joan Casey to be the new Manager on our Liquor License.

This will go into effect on April 1, 2017. Please feel free to contact me with any further questions! Thank you for your attention in this matter!

Sincerely,


Michele Walker
Corporate Seal

Secretary
Franklin Lodge of Elks \#2136

# PRESENTATIONS 

AND

## DISCUSSIONS

- SAFE COALITION

LEGISLATION

FOR

ACTION

## TOWN OF FRANKLIN

## RESOLUTION 17-31

## TRANSFER OF TAX TITLE POSSESSION PARCELS TO DIFFERENT MUNICIPAL PURPOSES

WHEREAS, G.L. Chapter 40, §15A provides a procedure to transfer the care, custody, management and control of municipal land from one municipal purpose to another specific municipal purpose when the board or officer having charge of said land determines that it is no longer needed for the purpose for which he is holding it and gives notice of said fact, and

WHEREAS, the Town Administrator has been appointed custodian pursuant to G.L. Chapter 60, Section 77B of municipal land acquired by tax title and, as such, has care, custody, management and control of said land for the purpose of said statute, and

WHEREAS, the Town Administrator, acting as custodian, has determined that various parcels which comprise said land are no longer needed for said purpose and has given written notice of said fact,

NOW, THEREFORE, BE IT RESOLVED BY the Franklin Town Council that the care, custody, management and control of the Town's tax title possession parcels be transferred from the Town Administrator, as custodian, to another Town Board, Commission or Department for another specific municipal purpose pursuant to G.L. Chapter 40, Section 15A as follows:

To the Administration to be held and managed for open space and public recreation purposes:

| Location \# <br> on Map | Parcel ID | Street | Acres | Title Reference <br> Book, Page |
| :---: | :---: | :---: | :---: | :---: |
|  |  |  |  | BK 11588 PG 208, BK <br> 11589 PG 253, BK 11920 |
| 1 | $218-025-000$ | Tanglewood Estates | 18.13 | PGS 416, 420, 424, 428 <br> and 432, BK 11930 PG <br> 239, BK 12806 PG 248. |
| Open space parcel on Plan <br> 296, Plan BK 474. |  |  |  |  |

To the Franklin Town Council to be held for general municipal purposes:

| Location \# <br> on Map | Parcel ID | Street | Acres | Title Reference <br> Book, Page |
| :---: | :---: | :---: | :---: | :---: |
| 2 | $258-011-000$ | Crossfield Road | 10.7 | BK 26836 PG 134, Land <br> Court Case 10 TL 140335 |
| 3 | $269-044-000$ | Ponton Ave | 0.657 | Cert \# 6378, Doc \# <br> 1272483-1. Land Court <br> Case 10 TL 140334 |
| 4 | $297-069-000$ | Roosevelt Ave (paper street) Off <br> Wachusett Street | $0.207+/-$ <br> $(9,017 \mathrm{sf})$ | BK 14780 Pg. 153, Land <br> Court Case 09 TL 138185 |
| 5 | $306-023-000$ | Doe Drive | 9.75 | BK 25000 PG 573, Land <br> Court Case 09 TL 138186 |
| 6 | $311-018-000$ | Old Grove Street | 9.51 | BK 25000 PG 570, Land <br> Court Case 09 TL 138186 |
| 7 | $311-019-000$ | Fawn Lane | 0.91 | BK 225000 PG 571, Land <br> Court Case 09 TL 138186 |
| 8 | $311-020-000$ | Fawn Lane | 9.11 | BK 25000 PG 572, Land <br> Court Case 09 TL 138186 |
| 9 | $314-010-000$ | Union Street | 11.56 | BK 26591 PG 32, Land <br> Court Case 11 TL 142166 |
| 10 | $314-018-000$ | 834 Union Street (land with <br> building) | 0.47 | BK 27562 PG 317, Land <br> Court Case 11 TL 142166 |

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

DATED: $\qquad$ , 2017

## A True Record Attest:

## Teresa Burr

Town Clerk

VOTED:
UNANIMOUS $\qquad$
YES $\qquad$ NO $\qquad$
ABSTAIN $\qquad$
ABSENT $\qquad$

Judith Pond Pfeffer, Clerk Franklin Town Council





## TAX TITLE Transfers




 indicated custodians．



















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## TOWN OF FRANKLIN RESOLUTION 17-38

## Acceptance of Gift - Council on Aging

WHEREAS, The Town of Franklin, Council on Aging has received a generous donation of $\$ 700.00$ from the Norwood Hospital/Steward Health Care System LLC on behalf of their medical staff and in honor of Doctors' Day.

## NOW THEREFORE, BE IT RESOLVED THAT:

The Town Council of the Town of Franklin gratefully accepts this generous donation and thanks the Norwood Hospital/Steward Health Care System LLC for their generosity and support.

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

DATED: , 2017

A TRUE RECORD ATTEST:

Teresa M. Burr
Town Clerk

VOTED: $\qquad$

UNANIMOUSLY: $\qquad$
YES: $\qquad$ NO: $\qquad$
ABSTAIN: $\qquad$ ABSENT: $\qquad$

Norwood Hospital
A STEWARD FAMILY HOSPITAL

March 30, 2017

Franklin Council on Aging
Karen Alves, Director
10 Mc Chill Street
Franklin, MA 02038

Dear Ms. Alves:
Each year, on March $30^{\text {th }}$, healthcare organizations celebrate and recognize Doctors' Day, a day set aside to honor physicians for their dedication and commitment to caring for patients.

In the spirit of giving, and to honor and thank the physicians of Norwood Hospital, we would like to make a donation on behalf of our amazing medical staff who serves this community so compassionately.

Please use the enclosed funds towards the purchase of games, books and puzzles, or for supplies to support activities that encourage fitness, recreation and social interaction, such as yoga, scrapbooking and painting.

Thank you for all. that you do to help senio
Kim Bassett
President

KAN
Enclosure



1



STEWARD HEALTH CARE SYSTEM LLC
Controlled Disbursements
30 Perwal Street
Westwood, MA 02090

## Tnum of Ifranklin



## MEMORANDUM

June 1, 2017

To: Town Council

From: Jamie Hellen

## RE: Zoning bylaws - Brewery, Distillery, Winery with a tasting room

The proposal before the Town Council is to create a new use in the Town's zoning code by allowing for the production of beer, wine and spirits with an option of establishing a retail on premises (tasting room bar) or off-premises (take home, bottle, can, growler) business.

The proposal was presented and approved by the Economic Development Committee in late March.
The following are some bullet points to consider:

1. The proposed zoning will allow for the production of beer, wine or spirits and/or an optional tasting room in the following zoning districts: Business, Commercial I, Commercial II, Industrial, and Downtown Commercial District.
2. Production and retail will be prohibited in all residential districts.
3. The proposed zoning will allow for any producer to have a tasting room at no more than $25 \%$ of the total square footage of the structure. I want to note this is slightly smaller than the original proposal. The Planning Board voted to allow $25 \%$ of floor space, which the town staff supports. This number is commensurate with some other communities who have similar zoning.
4. A manufacturer may also have a restaurant or serve food prepared on site, but will need to go through the normal Board of Health related procedures for kitchens and receive a Common Victualler's license from the Administrator's Office. Keep in mind one note:
a. If a producer desires to serve on premises and obtain a Common Victualler's License to
prepare food on site, they will be limited to selling only their manufactured beer, wine, or spirit products. They may not import and sell any other alcoholic products because the law would require them to seek a traditional "Section 12 " alcohol on-premises license like every other restaurant in town.
5. There is nothing in the bylaw that would prohibit a "BYOF" ("Bring Your Own Food") policy at an establishment. But this feature is a policy that would be put in place by each establishment.
6. Entertainment licenses may also be granted through normal procedures through the Town Administrator's office (TV's, juke box, live entertainment, etc.).
7. The following is the process for someone who ONLY desires to produce beer, wine or spirits:
a. Receive a Farmer's Farmer Series Production License from the state Alcohol Beverages Control Commission (ABCC).
b. Proceed through traditional Special Permit process in Town.
8. The following is the process for someone who wants BOTH to produce and serve the manufactured products on the premises with a tasting room bar:
a. Receive a Farmer's Farmer Series Production License from the state Alcohol Beverages Control Commission (ABCC).
b. Proceed through the traditional special permit process in Town.
c. Apply for a "Farmer Series Pouring License" to the Local Licensing Authority (Town Council)
i. The process to receive this license is the same as every other Section 12 license restaurant in town, including legal notification, abutters' notification, liquor liability insurance, and other requirements outlined in the application and town policy.

## TOWN OF FRANKLIN

ZONING BY-LAW AMENDMENT 17-788
DEFINITIONS. BREWERY, DISTILLERY, OR WINERY WITH TASTING ROOM

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

## BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL THAT:

Chapter 185 of the Code of the Town of Franklin is hereby amended by adding the following text at §185-3 Definitions:

BREWERY, DISTILLERY, OR WINERY PRODUCTION WITH TASTING ROOM: A business located in a building where the primary use is for the production and distribution of malt, spirituous, or vinous beverages with a tasting room and which holds a Commonwealth of Massachusetts issued Farmer Series Production License. Any such facility that sells alcoholic beverages to be consumed on the premises shall have a Commonwealth of Massachusetts issued Farmer Series Pouring License approved by the Local Licensing Authority. The facility may host marketing events, special events, and factory tours. The facility may only sell beverages produced by, and commercial goods branded by, the brewery, distillery or winery. The facility may sell permitted beverages by the bottle to consumers for consumption off the brewery premises.

TASTING ROOM: A room attached to a brewery, distillery, or winery that allows patrons to sample or consume wine, beer, or other alcoholic beverages that are produced on-site in accordance with M.G.L. c. 138.

A tasting room may not be greater than twenty-five (25) percent of the main building's gross square footage.

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: _ _ , 2017 | VOTED: <br> UNANIMOUS |
| :---: | :---: |
| A True Record Attest: | YES __ NO |
|  | ABSTAIN |
| Teresa M. Burr |  |
| Town Clerk | ABSENT |

[^1]
## TOWN OF FRANKLIN

ZONING BY-LAW AMENDMENT 17-792
USE REGULATIONS FOR BREWERY, DISTILLERY, OR WINERY WITH A TASTING ROOM

## A ZONING BY-LAW TO AMEND THE FRANKLIN TOWN CODE AT CHAPTER 185, USE REGULATION SCHEDULE PART III

BE IT ENACTED BY THE FRANKLIN TOWN COUNCIL THAT:
Chapter 185 of the Code of the Town of Franklin is hereby amended by the following additions to §185, Attachment 4 Use Regulations Schedule Part III:

## Symbols in the Use Regulations Schedule shall mean the following

$\mathrm{Y}=\mathrm{A}$ permitted use.
$\mathrm{N}=$ An excluded or prohibited use.
BA $=$ A use authorized under special permit from the Board of Appeals.
PB $\quad=$ A use authorized under special permit from the Planning Board.
$\mathrm{P} / \mathrm{SP}=$ Permitted as of right. A special permit from the Board of Appeals is required if the proposed project results in an increase in estimated water consumption of more than 15,000 gallons per day

| Principal Uses | District |  |  |  |  |  |  |  |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  | $\begin{aligned} & \hline \text { RRI RRII } \\ & \text { RVI RVII } \end{aligned}$ | SFRIII | SFRIV | GRV | NC | RB | CI | CII | DC | B | I | LI | 0 |
| 3. Industrial, utility |  |  |  |  |  |  |  |  |  |  |  |  |  |
| 3.1 Bus, railroad station | N | N | N | N | N | N | P/SP | P/SP | P/SP | P/SP | P/SP | P/SP | P/SP |
| 3.2 Contractor's yard |  |  |  |  |  |  |  |  |  |  |  |  |  |
| a. Landscape materials storage and distribution | N | N | N | N | N | $\mathrm{N}^{7}$ | N | N | N | $\mathrm{N}^{7}$ | P/SP | N | N |
| b. Other | N | N | N | N | N | N | N | N | N | $\mathrm{N}^{7}$ | P/SP | N | N |
| 3.3 Earth removal |  |  |  |  |  |  |  |  |  |  |  |  |  |
| a. Earth removal, commercial ${ }^{3,5,6}$ | N | N | N | N | N | N | BA | BA | N | BA | BA | BA | BA |
| b. Earth removal, other ${ }^{3,4}$ | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA | BA |
| c. Rock quarrying | N | N | N | N | N | N | N | N | N | N | N | N | N |
| d. Washing, sorting and/or crushing or processing of materials | N | N | N | N | N | N | N | N | N | N | N | N | N |
| e. Production of concrete | N | N | N | N | N | N | N | N | N | N | N | N | N |
| f. Production of bituminous concrete | N | N | N | N | N | N | N | N | N | N | N | N | N |
| 3.4 Lumberyard | N | N | N | N | N | N | N | N | N | N | PB | N | N |
| 3.5 Manufacturing and Processing: |  |  |  |  |  |  |  |  |  |  |  |  |  |
| a. Biotechnology ${ }^{1}$ | N | N | N | N | N | N | N | N | N | N | Y | N | Y |
| b. Light | N | N | N | N | N | N | PB | PB | PB | PB | P/SP/ | N | PB |
| c. Medium | N | N | N | N | N | N | N | N | N | N | P/SP/ | N | N |
| d. Heavy | N | N | N | N | N | N | N | N | N | N | N | N | N |
| 3.6 Printing, publishing: |  |  |  |  |  |  |  |  |  |  |  |  |  |
| a. Under 5,000 square feet | N | N | N | N | N | N | P/SP | P/SP | P/SP | P/SP | P/SP | $\mathrm{N}^{4}$ | P/SP |
| b. Over 5,000 square feet | N | N | N | N | N | N | N | N | N | P/SP | P/SP | N | PB |
| 3.7 Public utility | P/SP | P/SP | P/SP | P/SP | N | N | P/SP | P/SP | P/SP | P/SP | P/SP | P/SP | P/SP |
| a. Electric power plant | N | N | N | N | N | N | N | N | N | N | BA | N | N |
| 3.8 Research and development: |  |  |  |  |  |  |  |  |  |  |  |  |  |
| a. Biotechnology ${ }^{1}$ | N | N | N | N | N | N | N | N | N | N | $\mathrm{PB}^{2}$ | N | $\mathrm{PB}^{2}$ |
| b. Others | N | N | N | N | N | N | N | N | N | P/SP | P/SP | N | P/SP |
| 3.9 Solid waste facility | N | N | N | N | N | N | N | N | N | N | BA | N | N |
| 3.10 Warehouse, distribution facility | N | N | N | N | N | N | N | N | N | PB | Y | N | $\mathrm{N}^{7}$ |
| 3.11 Wholesale office, salesroom: |  |  |  |  |  |  |  |  |  |  |  |  |  |
| a. With storage | N | N | N | N | N | N | N | P/SP | N | P/SP | P/SP | N | $\mathrm{N}^{7}$ |
| b. Without storage | N | N | N | N | N | N | P/SP | P/SP | P/SP | P/SP | Y | $\mathrm{N}^{7}$ | $\mathrm{N}^{7}$ |
| 3.12 Conference center | N | N | N | N | N | N | N | PB | N | PB | PB | P/SP | PB |
| 3.13 Brewery, distillery, or winery production with tasting room | $\underline{\underline{N}}$ | $\underline{\underline{N}}$ | $\underline{\mathrm{N}}$ | N | $\underline{\underline{N}}$ | $\underline{N}$ | PB | PB | PB | PB | PB | PB | $\underline{\underline{N}}$ |

NOTES:

1. Subject to § 185-42.
2. Biotechnology uses are permitted in the portions of the Industrial District and Office District which are in the Biotechnology Uses Overlay District.
3. See § 185-23, specifically, § 185-23A, Exemptions
4. See § 185-44, "Administration and enforcement," for general special permit filing information, and § 185-23, Earth removal regulations, for specific filing information.
5. Any commercial earth removal is not permitted within a Water Resource District.
6. See § 185-3 for "commercial earth removal" definition.
7. Only allowed as an accessory use to an otherwise permitted use as detailed in Use Regulations Schedule, Part VII, Accessory Uses.

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:

$\qquad$ , 2017

A True Record Attest:

Teresa M. Burr Town Clerk

## VOTED: <br> UNANIMOUS

YES ___ NO

ABSTAIN $\qquad$
ABSENT

Judith Pond Pfeffer, Clerk

SPONSOR: Administration

## TOWN OF FRANKLIN <br> BYLAW AMENDMENT 17-791 NEW CHAPTER 73, DEPARTMENTAL REVOLVING FUNDS

A BYLAW TO AMEND THE CODE OF THE TOWN OF FRANKLIN BY ADDING A NEW CHAPTER: CHAPTER 73, DEPARTMENTAL REVOLVING FUNDS.

Be it enacted by the Franklin Town Council that Chapter 73, Departmental Revolving Funds is added to the Code of the Town of Franklin, as follows.

## Chapter 73 - Departmental Revolving Funds

73-1. Purpose. This bylaw establishes and authorizes revolving funds for use by Town departments, boards, committees, agencies or officers in connection with the operation of programs or activities that generate fees, charges or other receipts to support all or some of the expenses of those programs or activities. These revolving funds are established under and governed by General Law Chapter 44, §53E½.

73-2. Expenditure Limitations. A department or agency head, board, committee or officer may incur liabilities against and spend monies from a revolving fund established and authorized by this bylaw without appropriation subject to the following limitations:
A. Fringe benefits of full-time employees whose salaries or wages are paid from the fund shall also be paid from the fund.
B. No liability shall be incurred in excess of the available balance of the fund.
C. The total amount spent during a fiscal year shall not exceed the amount authorized by the Town Council on or before July 1 of that fiscal year, or any increased amount of that authorization that is later approved during that fiscal year.

73-3. Interest. Interest earned on monies credited to a revolving fund established by this bylaw shall be credited to the general fund.

73-4. $\quad$ Procedures and Reports. Except as provided in General Laws Chapter 44, §53E $1 / 2$ and this bylaw, the laws, charter provisions, bylaws, rules, regulations, policies or procedures that govern the receipt and custody of Town monies and the expenditure and payment of Town funds shall apply to the use of a revolving fund established and authorized by this bylaw. The Comptroller shall include a statement on the collections credited to each fund,
the encumbrances and expenditures charged to the fund and the balance available for expenditure in the regular report the Comptroller provides the department, board, committee, agency or officer on appropriations made for its use.

73-5. Authorized Revolving Funds.
73-5.1 Council on Aging Senior Center Respite Program Revolving Fund.
(1) Fund Name. There shall be a separate fund called the Council on Aging Senior Center Respite Program Revolving Fund for the use of the Council on Aging Senior Center Respite Program.
(2) Revenues. The Comptroller shall establish the Council on Aging Senior Center Respite Program Revolving Fund as a separate account and credit to the fund all fees generated from the participation in the Council on Aging Senior Center Respite Program.
(3) Purposes and Expenditures. During each fiscal year the Director of the Council on Aging may incur liabilities against and spend monies from the Council on Aging Senior Center Respite Program Revolving Fund for costs directly related to the Council on Aging Senior Center Respite Program.
(4) Fiscal Years. The Council on Aging Senior Center Respite Program Revolving Fund shall operate for fiscal years that begin on or after July 1, 2017.

73-5.2 Council on Aging Senior Center Activities Program Revolving Fund.
(1) Fund Name. There shall be a separate fund called the Council on Aging Senior Center Activities Program Revolving Fund for the use of the Council on Aging Senior Center Senior Center Senior Activities Program.
(2) Revenues. The Comptroller shall establish the Council on Aging Senior Center Activities Program Revolving Fund as a separate account and credit to the fund all fees generated from the participation in all senior center activities offered, other than the supportive day program and respite program, but including the Council on Aging Senior Center Gift Store.
(3) Purposes and Expenditures. During each fiscal year the Director of the Council on Aging Senior Center Activities Program may incur liabilities against and spend monies from the Senior Center Activities Program

Revolving Fund for costs directly related to the Senior Center activities and programs.
(4) Fiscal Years. The Council on Aging Senior Center Activities Program Revolving Fund shall operate for fiscal years that begin on or after July 1, 2017.

73-5.3 Council on Aging Senior Center Supportive Day Program Revolving Fund.
(1) Fund Name. There shall be a separate fund called the Council on Aging Senior Center Supportive Day Program Revolving Fund for the use of the Council on Aging Senior Center Supportive Day Program.
(2) Revenues. The Comptroller shall establish the Council on Aging Senior Center Supportive Day Program Revolving Fund as a separate account and credit to the fund all fees generated from participation in the Council on Aging Senior Center Supportive Day Program.
(3) Purposes and Expenditures. During each fiscal year the Director of the Council may incur liabilities against and spend monies from the Council on Aging Senior Center Supportive Day Program Revolving Fund for costs directly related to the Council on Aging Senior Center Supportive Day Program.
(4) Fiscal Years. The Council on Aging Senior Center Supportive Day Program Revolving Fund shall operate for fiscal years that begin on or after July 1, 2017.

73-5.4 Use of Facilities Revolving Fund.
(1) Fund Name. There shall be a separate fund called the Use of Facilities Revolving Fund for the use of the Public Facilities Department.
(2) Revenues. The Comptroller shall establish the Use of Facilities Revolving Fund as a separate account and credit to the fund all revenues generated from the imposition of fees for use of town and school buildings to defray costs of utilities and maintenance of said buildings.
(3) Purposes and Expenditures. During each fiscal year the Public Facilities Director may incur liabilities against and spend monies from the Use of Facilities Revolving Fund for costs directly related to the utility service and maintenance of buildings.
(4) Fiscal Years. The Use of Facilities Revolving Fund shall operate for fiscal years that begin on or after July 1, 2017

73-5.5 Fire Department Fire Rescue Training Program Revolving Fund.
(1) Fund Name. There shall be a separate fund called the Fire Department Fire Rescue Training Program Revolving Fund for the use of the Fire Department.
(2) Revenues. The Comptroller shall establish the Fire Department Fire Rescue Training Program Revolving Fund as a separate account and credit to the fund all fees generated from participation in the Fire Department Fire Rescue Training Program.
(3) Purposes and Expenditures. During each fiscal year the Fire Chief may incur liabilities against and spend monies from the Fire Department Fire Rescue Training Revolving Fund for costs directly related to the Fire Department Fire Rescue Training Program.
(4) Fiscal Years. The Fire Department Fire Rescue Training Program Revolving Fund shall operate for fiscal years that begin on or after July 1, 2017.

73-5.6 Community Policing Programs Revolving Fund.
(1) Fund Name. There shall be a separate fund called the Community Policing Programs Revolving Fund for the use of the Police Department.
(2) Revenues. The Comptroller shall establish the Community Policing Programs Revolving Fund as a separate account and credit to the fund all fees generated from participation in the Community Policing Programs.
(3) Purposes and Expenditures. During each fiscal year the Police Chief may incur liabilities against and spend monies from the Community Policing Programs Revolving Fund for costs directly related to the Community Policing Programs.
(4) Fiscal Years. The Community Policing Programs Revolving Fund shall operate for fiscal years that begin on or after July 1, 2017

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

DATED: $\qquad$ , 2017

## VOTED:

UNANIMOUS
A True Record Attest:
YES $\qquad$ NO
ABSTAIN $\qquad$
Teresa M. Burr
Town Clerk $\qquad$

[^2]Memo

To: Town Council
From: Jeffrey Nutting, Town Administrator

Date: May 3, 2017
Re: Bylaw 17-791 Revolving Funds

This bylaw is a requirement of the Legislation known as the "Municipal Modernization Act".
Once the bylaw is adopted there will be a resolution on a future agenda to set the scope and financial limit on each fund, which we do annually.

## TOWN OF FRANKLIN

## RESOLUTION 17-35

## EXPENDITURE LIMITS FOR FY2018 ON DEPARTMENTAL REVOLVING FUNDS ESTABLISHED BY FRANKLIN TOWN CODE CHAPTER 73, AS PROVIDED IN G.L. CHAPTER 44, SECTION 53E½, AS AMENDED

WHEREAS, the Franklin Town Council has adopted a bylaw amendment establishing a new chapter of the Franklin Town Code: Chapter 73 Departmental Revolving Funds, as provided in G.L. Chapter 44, Section 53E½, as amended by Chapter 218 of the Legislative Acts of 2016, and

WHEREAS, G.L. Chapter 44, Section $53 E^{1 / 2}$, as amended, further provides that the municipality's legislative body shall annually set the expenditure limit for each revolving fund established under the local bylaw,

NOW THEREFORE, the Franklin Town Council hereby sets the expenditure limit for each revolving fund established under Franklin Town Code Chapter 73 for fiscal year 2018, as follows:

Section 5.1 Senior Center Respite Program: Thirty Thousand Dollars $(\$ 30,000)$
Section 5.2 Senior Center Activities Program: One Hundred Thousand Dollars $(\$ 100,000)$
Section 5.3 Senior Center Supportive Day Program: One Hundred Thousand Dollars $(\$ 100,000)$
Section 5.4 Use of Facilities Account: Two Hundred Thousand Dollars $(\$ 200,000)$
Section 5.5 Fire Department Fire Rescue Training Program: Ten Thousand Dollars $(\$ 10,000)$
Section 5.6 Community Policing Programs: Twenty-Five Thousand Dollars $(\$ 25,000)$
This Resolution shall become effective according to the rules and regulations of the Town of Franklin Home Rule Charter.

DATED: $\qquad$ , 2017

## A True Record Attest:

Teresa M. Burr
Town Clerk

## VOTED:

UNANIMOUS $\qquad$

YES $\qquad$ NO $\qquad$

ABSTAIN $\qquad$
ABSENT $\qquad$

53E 1/2 Revolving Funds 28123400
Activity FY 2017

Use of Facilities
53 E 1/2 Revolving Fund
FY 2017 thru 04/30/17

| Beg Bal | 200,584.36 |
| :---: | :---: |
| Revenues | - |
| Expenses | 1,515.00 |
| End Bal | 199,069.36 |
| * revenues booked year end |  |
| 28220430 | Fire Rescue Train |
|  | 53 E 1/2 Revolvin |
|  | FY 2017 thru 04/ |
| Beg Bal | 2,653.92 |
| Revenues | - |
| Expenses | - |
| End Bal | 2,653.92 |

28541460 Sr Ctr Activities Program
53 E 1/2 Revolving Fund
FY 2017 thru 04/30/17

| Beg Bal | $9,322.37$ |
| :--- | ---: |
| Revenues | $54,750.91$ |
| Expenses | $54,961.95$ |
| End Bal | $9,111.33$ |


| 28541652 | Sr Ctr Supportive Day Program |
| :--- | :--- |
|  | 53 E 1/2 Revolving Fund |
|  | FY 2017 thru 04/30/17 |


| Beg Bal | $59,521.41$ |
| :--- | ---: |
| Revenues | $66,023.77$ |
| Expenses | $43,793.59$ |
| End Bal | $81,751.59$ |

28541655 Sr Ctr Respite Program
53 E 1/2 Revolving Fund
FY 2017 thru 04/30/17

| Beg Bal | $10,056.53$ |
| :--- | ---: |
| Revenues | $12,378.00$ |
| Expenses | $3,760.35$ |
| End Bal | $18,674.18$ |

28210420 Community Policing Program
53 E 1/2 Revolving Fund new program FY 2018

## TOWN OF FRANKLIN

## BYLAW AMENDMENT 17-794

## A BYLAW TO AMEND THE CODE OF THE TOWN OF FRANKLIN BY ADDING A NEW CHAPTER: CHAPTER 108 LIBRARY BOARD OF DIRECTORS

BE IT ENACTED by the Franklin Town Council that the Code of the Town of Franklin is amended by adding Chapter 108 Library Board of Directors, as follows:

## Chapter 108 Library Board of Directors

§108-1 Purpose. There is hereby created a Library Board of Directors for the purpose of providing input and ideas to the Town Administrator related to Library Services provided by the Town of Franklin.
§108-2 Appointment. The Library Board of Directors shall consist of five (5) persons appointed by the Town Administrator, subject to ratification by the Town Council and serving without pay. Members must be residents of the Town of Franklin and interested in the promotion of the Town of Franklin Library. Elected officials or library employees of the Town of Franklin will not be appointed as members of the Board. The Franklin Library Director will be an ex-officio member of the Board.
§108-3 Term of Office. Term of office shall be for three years or until the appointment of a qualified successor. When first constituted, two members shall be appointed for a one year term, two members for a two year term and two members for a three year term. Thereafter the term of office shall expire after a three year term. Vacancies occurring otherwise than by expiration of a term shall be filled by the Town Administrator for the unexpired term.
§108-4 Functions - The Board, through the Town Administrator will:

1. Provide recommendations for the operation of the library services and programs.
2. Promote a coordination of efforts between agencies providing library services within and outside the Town.
3. Sponsor surveys of facilities, programs, and services within the Town for the purpose of assessing library needs, including the need for capital improvements to the, or in the library.
4. Respond to the Town Administrator request to review and recommend the annual Capital and Operating budget to the Town Administrator.
5. Assist in recruiting, interviewing and the reviewing of credentials of candidates for the position of library director, and thereafter, make appropriate recommendations to Town Administrator.
6. With approval of the Town Council, solicit and receive grants, gifts and donations to be applied for library purposes.
7. Recommend appropriate space use in existing facilities.
8. Make policy and program recommendations to the Town Administrator.

This bylaw supercedes Town Council Resolution 90-44, which is hereby rescinded.

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

DATED: $\qquad$ 2017

VOTED:

UNANIMOUS

## A True Record Attest:

Teresa M. Burr
Town Clerk

YES _ NO ___

ABSTAIN $\qquad$

ABSENT

Judith Pond Pfeffer, Clerk
Franklin Town Council


[^0]:    Judith Pond Pfeffer, Clerk
    Town Council

[^1]:    Judith Pond Pfeffer, Clerk
    Town Council

[^2]:    Judith Pond Pfeffer, Clerk Franklin Town Council

