COMMONWEALTH OF MASSACHUSETTS
TOWN OF WRENTHAM
OFFICE OF THE TOWN CLERK
79 SOUTH ST., WRENTHAM, MA 02093

MINUTES OF THE
ANNUAL TOWN MEETING
JUNE 11, 2012

The meeting was called to order by Moderator Keith Billian at 7:30 PM at the King Philip High School auditorium.

Boy Scout Troop 131 marched into the hall and led the Pledge of Allegiance. Tellers appointed for the evening were Jeff Hall, Ted Riedel, Greg Pazurchek, and Jerry Aube. Leo Immonen was appointed Assistant Moderator.

A motion was made and passed to waive the reading of the warrant. The Moderator then explained the rules of town meeting and advised that if a second and third night were needed, the town meeting would be continued to June 12 and June 18.

Recognitions and resolutions were then read:

Retirements – William St. Francis, Electrical Inspector, 43 years; Frederick True, Fire Dept., 44 years; Edward Perry, 45 years; Susan Harris, Accounting, 25 years, Carolyn Preston, Finance, 9 years, Sue Kost, Finance Committee, 10 years; Marjorie Immonen, General Bylaw Review Committee.

Senator Richard Ross read and presented Senate Resolutions to Frederick True and Edward Perry.

The Moderator then read a list of all his yearly appointments and the appointments to the Finance Committee. The Town Clerk will mail out the appointments.

The death of long-time employee, William Daniel, Jr., was announced. Mr. Daniel had been employed with the town for many years as a call fireman, call policeman, chief dispatcher, crossing guard, and had been on several committees. The hall stood for a moment of silence, and the Moderator dedicated this town meeting to the memory of Mr. Daniel.

Town Meeting Articles

Article 1 – Voted that the Town accept the Town of Wrentham 2011 Annual Report. Passed – majority. The meeting also heard reports from Joseph Botaish, BOS – updates on the town; Jerry McGovern, Finance Committee – Town Government Study Committee; Michael Carroll, General Bylaw Review Committee – explanation of articles to be presented; and Andrea Tooker, Cultural Council – update on Council’s doings. Motion passed – majority.
Annual Town Meeting
June 11, 2012

Article 2 – Voted that the Town fix the salary and the compensation of elected officials as provided by Chapter 41, Section 108, of the Massachusetts General Laws per the following:

<table>
<thead>
<tr>
<th>Position</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Town Clerk</td>
<td>$57,363.00</td>
</tr>
<tr>
<td>Selectmen – Chairperson &amp; Members</td>
<td>1.00</td>
</tr>
<tr>
<td>Board of Assessors – Chairperson &amp; Members</td>
<td>1.00</td>
</tr>
<tr>
<td>Board of Health – Chairperson &amp; Members</td>
<td>1.00</td>
</tr>
<tr>
<td>Moderator</td>
<td>1.00</td>
</tr>
<tr>
<td>All Others</td>
<td>0.00</td>
</tr>
</tbody>
</table>

Motion passed – majority.

Article 3 – Voted that the Town accept and authorize the Board of Selectmen to enter into contracts for the expenditure of Chapter 90 funds certified at $423,525 by the Commonwealth, upon the passage of the Transportation Bond Bill, for the construction, reconstruction, or improvements of public roads and other improvements within the Town, as requested by the Selectmen, and to authorize the Treasurer to borrow or bond, pursuant to any applicable statute in anticipation of reimbursement. Motion passed – majority.

Article 4 – Voted that the Town authorize the Library Trustees to dispose of books and materials in the best interest of the Town. Motion passed – majority.

Article 5 – Voted that the Town grant the Board of Selectmen permission to sell surplus property or materials of the Town, exclusive of buildings and land, no longer needed by the Town. Motion passed – majority.

Article 6 – Voted that the Town appropriate by transfer from unappropriated funds in the treasury the sum of $45,950 to supplement the current Fiscal Year 2012 operating budgets and to be distributed as follows:

<table>
<thead>
<tr>
<th>Expense</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>To Police Salaries</td>
<td>$32,950</td>
</tr>
<tr>
<td>To Finance Dept Salaries</td>
<td>$3,100</td>
</tr>
<tr>
<td>To Assessors Salaries</td>
<td>$900</td>
</tr>
<tr>
<td>To Town Clerk Salaries</td>
<td>$800</td>
</tr>
<tr>
<td>To Fire Dept Salaries</td>
<td>$900</td>
</tr>
<tr>
<td>To Communications Salaries</td>
<td>$3,100</td>
</tr>
<tr>
<td>To Public Health Nurses Salaries</td>
<td>$1,800</td>
</tr>
<tr>
<td>To Library Salaries</td>
<td>$2,400</td>
</tr>
</tbody>
</table>

Motion passed – majority.
Annual Town Meeting  
June 11, 2012

Article 7 – Voted that the Town appropriate by transfer from the Ambulance Receipts Reserve Account the following sum of $825 for the repayment of Advance Life Saving Services to the Town of Norfolk. Said sum to be expended under the direction of the Board of Selectmen. Motion passed – unanimous.

Article 8 – Voted that the Town reauthorize the following revolving accounts pursuant to MGL c. 44, § 53E ½, sixth paragraph, subject to the following limits on expenditures regarding each such account in Fiscal Year 2013:

<table>
<thead>
<tr>
<th>Department/Purpose/Authorization</th>
<th>Source of Funds</th>
<th>Use of Funds</th>
<th>FY13 Limit</th>
</tr>
</thead>
<tbody>
<tr>
<td>Police: Vehicle Revolving Fund 06/19/97 STM, Article 12</td>
<td>Chelsea GCA Premium Outlet Center for Police equipment provided at Outlet site</td>
<td>Police equipment replacement, including but not limited to cruisers</td>
<td>$50,000</td>
</tr>
<tr>
<td>Firearms Licenses 06/19/00 ATM, Article 9</td>
<td>Applicants for Firearms Licensing</td>
<td>Expenses/fees payable to Commonwealth of Mass Firearms Bureau for permit processing</td>
<td>$10,000</td>
</tr>
<tr>
<td>Planning Board: Earth Removal 06/19/00 ATM, Article 10</td>
<td>Earth removal permit applicants</td>
<td>Costs for expert engineering and consulting services deemed necessary by the Planning Board</td>
<td>$25,000</td>
</tr>
<tr>
<td>Conservation Commission: Wetlands Revolving 06/23/97 STM, Article 5</td>
<td>Wetlands application review fees</td>
<td>To defray local administrative costs in connection with the Wetlands Protection Act</td>
<td>$10,000</td>
</tr>
<tr>
<td>Recycling Committee: Revolving Account - Composting Program, Recycle Bins, Kitchen Scrap Buckets, Water Barrels 04/25/2005 ATM, Article 7</td>
<td>Sale of composting bins, recycle bins, kitchen scrap buckets and water barrels</td>
<td>Purchase additional composting bins, recycle bins, kitchen scrap buckets and water barrels for sale</td>
<td>$10,000</td>
</tr>
</tbody>
</table>

And further move that the Town vote to repurpose the Arts Festival Committee revolving account pursuant to M.G.L. c. 44, § 53E ½, sixth paragraph, subject to the following limits on expenditures regarding each such account in Fiscal Year 2013:

<table>
<thead>
<tr>
<th>Department/Purpose/Authorization</th>
<th>Source of Funds</th>
<th>Use of Funds</th>
<th>FY13 Limit</th>
</tr>
</thead>
<tbody>
<tr>
<td>Wrentham Cultural Council</td>
<td>Unexpended balance of the Arts Festival Committee 53E ½ Fund</td>
<td>Wrentham Cultural Council Community Events</td>
<td>$10,000</td>
</tr>
</tbody>
</table>

Maureen Osolnik made a motion to amend Article 8 by adding the following: “and to create the following revolving account pursuant to G.L. c. 44, § 53 E ½:”
Annual Town Meeting
June 11, 2012

<table>
<thead>
<tr>
<th>Department/Purpose/Authorization</th>
<th>Source of Funds</th>
<th>Use of Funds</th>
<th>FY13 Limit</th>
</tr>
</thead>
<tbody>
<tr>
<td>Fiske Public Library</td>
<td>Fines and fees collected</td>
<td>Replace or repair lost or damaged library materials</td>
<td>$3,000</td>
</tr>
</tbody>
</table>

After discussion, a vote was taken on the amendment: Yes 75, No 140. Motion failed.

A vote was then taken on the main motion as presented: Passed unanimous.

**Article 9** – See attachment at end of Minutes. (Highway Commercial zoning on Route 1)

A motion was made to waive the reading of the article. It was not unanimous, with a few voters wanting the motion read. Because there were no immediate abutters to the property involved, the Moderator made the decision to waive the reading.

The Planning Board report was read.

The Town Planner, Paige Duncan, explained, in detail, the article. She and Planning Board members answered many questions from voters. The voters were made aware of the buffers and were assured that water parks and the like were a restricted use. Voter Kathy DeLuca made a motion to amend the article by striking the reference in Section 19.1 to parcel O-07-05-02 and inserting “that portion of parcel O-07—5-02 lying within 400 feet of Route 1.” The motion failed on a voice vote.

There was more discussion, and then a motion to move the question. The motion passed and went immediately to a vote on the main motion:

*Voted* that the Town waive the reading of the motion and vote to approve Article 9. Motion passed – Yes 213, No 23.

**Article 10** – See attachment at end of Minutes. (Definitions)

A motion was made and passed unanimously to waive the reading of the article.

The Planning Board report was read.

As in the previous article, the Town Planning, Paige Duncan, explained in detail the article. The Planner and Planning Board members answered questions from the voters. A vote was then taken on the main motion:

*Voted* that the Town waive the reading of the motion and vote to approve Article 10. Motion passed – unanimous.

**Article 11** – *Voted* that the Town indefinitely postpone action on this article. Motion passed – majority. (Board of Health – to be taken up during budget)
Annual Town Meeting  
June 11, 2012

Article 12A - Voted that the Town approve the Town of Wrentham's Water Enterprise FY 2013 budget for the sum of $1,565,167 as shown in the Wrentham Finance Committee’s Recommendations under Table B-1. The appropriation will be allocated as follows: to direct expenses the sum of $1,224,937; and by transfer to the general fund the sum of $340,230 for indirect expenses. Said sum is to be sourced as follows: from Water Enterprise Fund Revenue the sum of $1,507,667; and by transfer from the Water Enterprise Retained Earnings Reserved to the Water Enterprise Operating Capital Budget the sum of $57,500. Passed majority.

Article 12B - Voted that the Town approve the Town of Wrentham's Fiscal Year 2013 operating expense budget in the amount of $34,164,134 as shown in the Wrentham Finance Committee’s Recommendations “Table B-2”, and to fund the budget from the following sources: raise and appropriate the sum of $32,562,580; appropriate by transfer from the Ambulance Receipts Reserve Account to the Fire Department's Salary Accounts the sum of $370,000; appropriate by transfer from the Overlay Surplus Account the sum of $80,000; appropriate by transfer from the Cemetery Receipts Reserve Account the sum of $30,000; appropriate by transfer from the MWPAT the sum of $20,020; appropriate from unappropriated funds in the treasury the sum of $761,324; appropriate by transfer from the Water Enterprise Fund the sum of $340,230.

The Moderator then read Table B-2 as follows:

<table>
<thead>
<tr>
<th>MODERATOR</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Payroll Services</td>
<td>$1</td>
</tr>
<tr>
<td>Expenses</td>
<td>1</td>
</tr>
<tr>
<td>Total</td>
<td>$2</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>SELECTMEN/ADMINISTRATION</th>
<th></th>
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</thead>
<tbody>
<tr>
<td>Payroll Services</td>
<td>$153,210</td>
</tr>
<tr>
<td>Expenses</td>
<td>17,218</td>
</tr>
<tr>
<td>Total</td>
<td>$170,428</td>
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</table>

<table>
<thead>
<tr>
<th>FINANCE COMMITTEE</th>
<th></th>
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</thead>
<tbody>
<tr>
<td>Payroll Services</td>
<td>$1</td>
</tr>
<tr>
<td>Expenses</td>
<td>1,498</td>
</tr>
<tr>
<td>Total</td>
<td>$1,499</td>
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</table>

<table>
<thead>
<tr>
<th>FINANCE DEPARTMENT</th>
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<tbody>
<tr>
<td>Payroll Services</td>
<td>$307,018</td>
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<tr>
<td>Expenses</td>
<td>147,124</td>
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<tr>
<td>Total</td>
<td>$454,142</td>
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</table>

<table>
<thead>
<tr>
<th>ASSESSORS</th>
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<tbody>
<tr>
<td>Payroll Services</td>
<td>$138,700</td>
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<tr>
<td>Expenses</td>
<td>55,616</td>
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<tr>
<td>Total</td>
<td>$194,316</td>
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<tr>
<td>Code</td>
<td>Department</td>
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<tr>
<td>------</td>
<td>-----------------------------------</td>
</tr>
<tr>
<td>151</td>
<td>LEGAL</td>
</tr>
<tr>
<td>161</td>
<td>TOWN CLERK</td>
</tr>
<tr>
<td>171</td>
<td>CONSERVATION COMMISSION</td>
</tr>
<tr>
<td>175</td>
<td>PLANNING BOARD</td>
</tr>
<tr>
<td>176</td>
<td>APPEALS BOARD</td>
</tr>
<tr>
<td>180</td>
<td>MUNICIPAL COMMITTEES</td>
</tr>
<tr>
<td>196</td>
<td>CENTRAL SERVICES</td>
</tr>
<tr>
<td>197</td>
<td>AQUATIC PROPERTY MAINTENANCE</td>
</tr>
<tr>
<td>210</td>
<td>POLICE</td>
</tr>
<tr>
<td>220</td>
<td>FIRE</td>
</tr>
<tr>
<td>Code</td>
<td>Description</td>
</tr>
<tr>
<td>--------</td>
<td>--------------------------------------------------</td>
</tr>
<tr>
<td>241</td>
<td>INSPECTION SERVICES</td>
</tr>
<tr>
<td></td>
<td>Payroll Services</td>
</tr>
<tr>
<td></td>
<td>Expenses</td>
</tr>
<tr>
<td></td>
<td>Total</td>
</tr>
<tr>
<td>291</td>
<td>EMERGENCY MANAGEMENT</td>
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<td></td>
<td>Payroll Services</td>
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<tr>
<td></td>
<td>Expenses</td>
</tr>
<tr>
<td></td>
<td>Total</td>
</tr>
<tr>
<td>292</td>
<td>ANIMAL CONTROL</td>
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<tr>
<td></td>
<td>Expenses</td>
</tr>
<tr>
<td></td>
<td>Total</td>
</tr>
<tr>
<td>299</td>
<td>COMMUNICATIONS</td>
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<td>Payroll Services</td>
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<tr>
<td></td>
<td>Expenses</td>
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<td>Total</td>
</tr>
<tr>
<td>300</td>
<td>WRENTHAM PUBLIC SCHOOLS</td>
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<tr>
<td></td>
<td>Payroll Services</td>
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<tr>
<td></td>
<td>Expenses</td>
</tr>
<tr>
<td></td>
<td>Total</td>
</tr>
<tr>
<td>306</td>
<td>NORFOLK AGRICULTURAL HS</td>
</tr>
<tr>
<td></td>
<td>Total</td>
</tr>
<tr>
<td>380</td>
<td>TRI-COUNTY REGIONAL</td>
</tr>
<tr>
<td></td>
<td>Total</td>
</tr>
<tr>
<td>390</td>
<td>KING PHILIP REGIONAL (Operating)</td>
</tr>
<tr>
<td></td>
<td>Total</td>
</tr>
<tr>
<td>390</td>
<td>KING PHILIP REGIONAL (Capital)</td>
</tr>
<tr>
<td></td>
<td>Total</td>
</tr>
<tr>
<td>390</td>
<td>KING PHILIP REGIONAL (Debt Service)</td>
</tr>
<tr>
<td></td>
<td>Total</td>
</tr>
<tr>
<td></td>
<td>Total</td>
</tr>
<tr>
<td>410</td>
<td>DEPARTMENT OF PUBLIC WORKS</td>
</tr>
<tr>
<td></td>
<td>Payroll Services</td>
</tr>
<tr>
<td></td>
<td>Expenses</td>
</tr>
<tr>
<td></td>
<td>Total</td>
</tr>
<tr>
<td>410</td>
<td>STREET LIGHTING</td>
</tr>
<tr>
<td></td>
<td>Total</td>
</tr>
<tr>
<td>410</td>
<td>PUBLIC BUILDINGS MAINTENANCE</td>
</tr>
<tr>
<td></td>
<td>Total</td>
</tr>
<tr>
<td>Department</td>
<td>Expenses</td>
</tr>
<tr>
<td>-----------------------------------</td>
<td>----------</td>
</tr>
<tr>
<td>410 SOLID and HAZARDOUS WASTE</td>
<td>$784,000</td>
</tr>
<tr>
<td>410 WASTE WATER TREATMENT PLANT</td>
<td>$88,500</td>
</tr>
<tr>
<td>423 SNOW AND ICE</td>
<td></td>
</tr>
<tr>
<td>Payroll Services</td>
<td>$50,000</td>
</tr>
<tr>
<td>Expenses</td>
<td>$100,000</td>
</tr>
<tr>
<td>Total</td>
<td>$150,000</td>
</tr>
<tr>
<td>510 BOARD OF HEALTH</td>
<td></td>
</tr>
<tr>
<td>Payroll Services</td>
<td>$20,027</td>
</tr>
<tr>
<td>Expenses</td>
<td>$40,428</td>
</tr>
<tr>
<td>Total</td>
<td>$60,455</td>
</tr>
<tr>
<td>522 PUBLIC HEALTH NURSES</td>
<td></td>
</tr>
<tr>
<td>Payroll Services</td>
<td>$100,533</td>
</tr>
<tr>
<td>Expenses</td>
<td>$10,000</td>
</tr>
<tr>
<td>Total</td>
<td>$110,533</td>
</tr>
<tr>
<td>541 COUNCIL ON AGING</td>
<td></td>
</tr>
<tr>
<td>Payroll Services</td>
<td>$96,720</td>
</tr>
<tr>
<td>Expenses</td>
<td>$17,488</td>
</tr>
<tr>
<td>Total</td>
<td>$114,208</td>
</tr>
<tr>
<td>543 VETERANS</td>
<td></td>
</tr>
<tr>
<td>Payroll Services</td>
<td>$5,357</td>
</tr>
<tr>
<td>Expenses</td>
<td>$36,868</td>
</tr>
<tr>
<td>Total</td>
<td>$42,225</td>
</tr>
<tr>
<td>610 LIBRARY</td>
<td></td>
</tr>
<tr>
<td>Payroll Services</td>
<td>$218,389</td>
</tr>
<tr>
<td>Expenses</td>
<td>$42,986</td>
</tr>
<tr>
<td>Total</td>
<td>$261,375</td>
</tr>
<tr>
<td>630 RECREATION</td>
<td></td>
</tr>
<tr>
<td>Payroll Services</td>
<td>$97,745</td>
</tr>
<tr>
<td>Expenses</td>
<td>$18,500</td>
</tr>
<tr>
<td>Total</td>
<td>$116,245</td>
</tr>
<tr>
<td>691 HISTORICAL COMMISSION</td>
<td></td>
</tr>
<tr>
<td>Expenses</td>
<td>$166</td>
</tr>
<tr>
<td>Total</td>
<td>$166</td>
</tr>
<tr>
<td>692</td>
<td>MEMORIAL DAY</td>
</tr>
<tr>
<td>------------------</td>
<td>--------------</td>
</tr>
<tr>
<td>Expenses</td>
<td>$3,000</td>
</tr>
<tr>
<td>Total</td>
<td>$3,000</td>
</tr>
<tr>
<td>710 DEBT - PRINCIPAL</td>
<td>$1,498,798</td>
</tr>
<tr>
<td>750 DEBT - INTEREST and ADMIN CHARGES</td>
<td>$404,184</td>
</tr>
<tr>
<td>Total</td>
<td>$1,902,982</td>
</tr>
<tr>
<td>910 INSURANCE AND EMPLOYEE BENEFITS</td>
<td>$5,493,719</td>
</tr>
<tr>
<td>132 RESERVE FUND (Appropriated)</td>
<td>$70,000</td>
</tr>
<tr>
<td>950 STABILIZATION FUND</td>
<td>$0</td>
</tr>
<tr>
<td>Total</td>
<td>$5,563,719</td>
</tr>
<tr>
<td><strong>TOTAL GENERAL FUND</strong></td>
<td><strong>$34,164,134</strong></td>
</tr>
</tbody>
</table>

Holds were placed on line items Water Capital, 510 – Board of Health Payroll Services, 610 – Library Payroll, and 630 – Recreation Payroll Services and Expenses.

The holds were then discussed:

Mr. Skinner asked for an explanation of the Water Account.

Mr. Skinner presented an amendment to increase line item 510 BOH Payroll to $38,392.60 (Principal Clerk, Step 1 - $18,365.60 increase) to bring the salary of the secretary to full-time. The increase would be taken from available funds in the treasury. Mr. McGovern explained that because there is no more money available, if the amendment passed, the money would have to come from another department's account. Mr. Caruso asked where the BOH money goes and how much money comes in. A vote on the amendment failed: Yes 65, No 125.

Library Payroll 610 – A voter suggested contributions to the library.

An amendment was presented by Dave Justice to increase the Recreation payroll by $60,000 and expenses by $82,500 with funds from the stabilization fund. Mr. McGovern warned the town meeting that the stabilization fund is now under the 5% threshold and should not be used. After much discussion, a vote was taken on the amendment (2/3 needed because the funds would be taken out of stabilization. Motion failed – Yes 63, No 100.

Article 12B passed unanimously.

Motion made and passed unanimously to adjourn the town meeting to Tuesday, June 12, 2012, King Philip High School Auditorium, 7:30 PM.

Attendance: 279 voters checked in.

A TRUE COPY, ATTEST:

Carol A. Malissa
TOWN CLERK
The adjourned session of the annual town meeting was called to order at 7:30 PM at the King Philip High School auditorium.

**Article 13** – Voted that the Town indefinitely postpone action on this article. Passed – majority. (Water Enterprise Fund)

**Article 14** – Voted that the Town indefinitely postpone action on this article. Passed – majority. (Stabilization Fund)

**Article 15** – Voted that the Town allocate appropriations for FY 2012 capital requirements according to the following listing.

a. From unappropriated funds in the treasury the sum of $31,628 to be allocated as follows:

<table>
<thead>
<tr>
<th>Requirement</th>
<th>Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>Purchase of New Election Equipment</td>
<td>$11628</td>
</tr>
<tr>
<td>Replacement of the Recreation Dept Pick Up Truck</td>
<td>$20,000</td>
</tr>
</tbody>
</table>

b. Further move that the Town vote to appropriate the sum of $250,000 for the purchase of a new ambulance with the appropriation coming from the following two sources:

<table>
<thead>
<tr>
<th>Source</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ambulance Receipts Reserve Account</td>
<td>$153,000</td>
</tr>
<tr>
<td>Unappropriated Funds in the Treasury</td>
<td>$97,000</td>
</tr>
</tbody>
</table>

c. Further move to appropriate from Water Enterprise Retained Earnings Unreserved the sum of $20,000 for the SCADA Water Control System.

d. And further move to reallocate the appropriation approved at the 14 November 2011 Special Town Meeting under Article 8 regarding the replacement of Water Department Truck #29 and Backhoe #11 per the following:
Adjourned Annual Town Meeting
June 12, 2012

<table>
<thead>
<tr>
<th>Item</th>
<th>14 Nov 2011 Appropriation</th>
<th>New Appropriation Request</th>
</tr>
</thead>
<tbody>
<tr>
<td>Truck #29</td>
<td>$75,000</td>
<td>$50,000</td>
</tr>
<tr>
<td>Backhoe #11</td>
<td>$95,000</td>
<td>$120,000</td>
</tr>
<tr>
<td>Total</td>
<td>$170,000</td>
<td>$170,000</td>
</tr>
</tbody>
</table>

*Said sums to be expended under the direction of the Board of Selectmen*

Motion passed – majority.

**Article 16** – See attachment at end of Minutes. (Parking spaces)

A motion was made and passed unanimously to waive the reading of the article.

The Planning Board report was read. Paige Duncan, Town Planner, presented an explanation of the article. There were no questions. A vote was then taken on the motion:

**Voted** that the Town amend the Wrentham Zoning Bylaws by replacing the existing Article 6.4(2)(g) with the following: (as waived and attached to the warrant) Motion passed – unanimous.

**Article 17** – See attachment at end of Minutes. (Floodplain)

A motion was made and passed unanimously to waive the reading of the article.

The Planning Board report was read. Leo Immonen explained the article. If the town does not accept this article, residents will be unable to buy flood insurance. No questions were asked. A vote was then taken on the motion:

**Voted** that the Town amend the Wrentham Zoning Bylaws by replacing the existing Article 16 with the following: (as waived and attached to the warrant). Motion passed – unanimous.

**Article 18** – See attachment at end of Minutes. (Definitions)

A motion was made and passed unanimously to waive the reading of the article.

The Planning Board report was read. Paige Duncan, Town Planner, explained the article. There were no questions. A vote was taken on the motion:

**Voted** that the Town vote to amend the Wrentham Zoning Bylaws Article 2 (Definitions) by replacing the existing definition of HEIGHT, BUILDING to read as follows: (as waived and attached to the warrant).
Adjourned Annual Town Meeting
June 12, 2012

and further . . .

**Voted** that the Town amend the Wrentham Zoning Bylaws (Article 6.1, footnote 1) by replacing two existing references to the term “Average Ground Elevation” with the term “Grade Plane” as follows: (as waived and attached to the warrant).

Motion passed – unanimous.

**Article 19** – **Voted** that the Town amend the Wrentham Zoning Bylaws Article 4.2 (Use Regulation Schedule) by changing item C.4 to allow Planned Business Development with SPA/SP in the C-1 and C-2 zoning districts, so that this line item in the Use Table would read as follows:

<table>
<thead>
<tr>
<th></th>
<th>R-30</th>
<th>R-43</th>
<th>R-87</th>
<th>B-1</th>
<th>B-2</th>
<th>C-1</th>
<th>C-2</th>
<th>CRSP</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>C. COMMERCIAL USES</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>4. PLANNED BUSINESS DEVELOPMENT</td>
<td>N</td>
<td>N</td>
<td>N</td>
<td>N</td>
<td>SPA/SP (PB)</td>
<td>SPA/SP (PB)</td>
<td>SPA/SP (PB)</td>
<td>N</td>
</tr>
</tbody>
</table>

Motion passed – Unanimous.

**Article 20** – **Voted** that the Town accept MGL Chapter 32B, Section 20 in order to establish an Other Post Employment Benefit Trust Fund. Motion passed – majority. (Health Insurance)

**Article 21** – **Voted** that the Town indefinitely postpone action on this article. Passed – majority. (Dispose of soil and gravel)

**Article 22** – **Voted** that the Town authorize the Selectmen to petition the Legislature to enact enabling legislation to establish a district to operate a Regional Public Safety Communications and Dispatch Center for the Towns of Franklin, Norfolk, Plainville and Wrentham, provided, that the Legislature may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of this petition. Passed – majority.

**Article 23** – **Voted** that the Town vote to amend Article 1, TOWN MEETING, of the General By-laws by inserting the following as Section 29, and renumbering the current Section 29 as Section 30:

Section 29: Warrant articles that, in whole or in part, propose an amendment to these Bylaws shall be first moved by a member of the General By-law Review Committee. If no member of the General By-law Review Committee offers a motion on such an article, then any Wrentham registered voter may do so.

Motion passed – majority.
Adjourned Annual Town Meeting
June 12, 2012

**Article 24** – Motion presented by Town Moderator. Moderator stepped aside and the temporary-appointed moderator, Leo Immonen, presided.

**Voted** that the Town amend the Town of Wrentham General Bylaws by adding to Article 2, section 1, paragraph C, the sentence: “Any person appointed to any Town Committee or Commission must be duly sworn in by the Wrentham Town Clerk or any other state authorized authority within 60 days of the date of the appointment or the appointing authority may consider that the person has declined the appointment and may appoint someone else.” Motion passed – majority.

**Article 25** – **Voted** that the Town amend Section 14 of Article 2, COMMITTEES, of the General By-laws by deleting it in its entirety and inserting the following:

**Section 14: General By-law Review Committee**

The purpose of this committee is to review the existing General By-laws and make recommended changes, if any, at future town meetings. Additionally, the committee shall review all proposed amendments to the General By-laws which are included in a warrant article that is to be considered at any annual or special town meeting. The committee shall report its findings and recommendations to the town meeting, and may offer a motion on such warrant article in accordance with Article 1, Section 29 of these By-laws. The members of this committee will be appointed by the Moderator for 1-year terms expiring at each annual town meeting and shall consist of the following voting members: a member of the Board of Selectmen, a Finance Committee member, a Planning Board member, Town Clerk, and three citizens-at-large, preferably one from each precinct. Ex-officio, non-voting members shall be: Building Inspector, Police Chief, Fire Chief, and DPW Superintendent. A quorum shall be three present voting members. This committee shall elect its own chairperson and the first meeting will be called by the previous term’s chairperson, or if that person is not reappointed, by the Moderator.

Motion passed – majority.

**Article 26** – **Voted** that the Town amend Article 3, FINANCIAL AFFAIRS, of the General Bylaws by inserting the following:

**SECTION 9: DEPARTMENTAL FEES**

A. Any elected board or elected official, when fixing any fee as authorized by a Town of Wrentham Bylaw or by a Massachusetts General Law, shall encourage public participation and fiscal accountability in setting the amount of such fee.

B. Each board, committee or department shall observe the provisions of M.G.L. c. 40, s. 22F in setting any fee.

C. Each year while preparing the Town’s annual operating budget for the ensuing fiscal year, each officer, board, committee and department that is authorized to charge a fee for service shall analyze the cost of providing such service and recommend any
Adjourned Annual Town Meeting
June 12, 2012

appropriate revisions to the Board of Selectmen or other elected board that is the appointing authority.

D. Prior to establishing or revising any fee, the appropriate elected officer or board shall hold a public hearing to obtain public comment on any revision to any fee, or on the establishment of any fee. Notice of such hearing shall be made at least fourteen days in advance by posting on the Town’s website and other electronic media, issuance of public notices to newspapers of general circulation, and through similar action.

E. Members of the public may submit written comments about any matter discussed during the public hearing to the appropriate elected officer or board within ten days after the hearing is closed.

F. Any action by the appropriate elected officer or board to revise any fee shall not take effect until at least thirty days after the date of such action, and shall be posted on the Town’s website and reported in the Annual Town Report.

Motion passed after discussion: Yes 25, No 19. Majority.

Article 27 – See attachment at end of Minutes. (Numbering of Buildings)

A motion was made and passed unanimously to waive the reading of the article. Fire Chief Jay Mc Morrow explained the article and thanked Don Lincoln for his research and input. There were no questions, and a vote was taken on the motion:

Voted that the Town amend Article 7, NUMBERING OF BUILDINGS, of the General Bylaws by deleting it in its entirety and inserting the text that appears in the warrant for this Town Meeting. Motion passed – majority.

Article 28 – See attachment at end of Minutes (Police Regulations)

A motion was made and passed unanimously to waive the reading of the article. Police Chief James Anderson explained the article. There were no questions, and a vote was taken on the motion:

Voted that the Town amend the General Bylaws by deleting in their entirety Article 12, POLICE REGULATIONS; Article 5, APPOINTMENT OF POLICE; Article 9, HAWKERS AND PEDDLARS; Article 15, CODE OF CONDUCT AND DRESS; Article 30, OFF-ROAD VEHICLE REGULATIONS; and Article 31, PUBLIC CONSUMPTION OF MARIJUANA AND TETRAHYDROCANNABIL (THC) and inserting the text that appears in this warrant under the heading of Article 12, POLICE REGULATIONS. Motion passed – Majority.

Motion to adjourn sine die at 8:33 PM.

Attendance: 59 voters checked in.

A TRUE COPY, ATTEST:

[Signature]
TOWN CLERK
MOTION

MOVE that the Town vote to amend the Wrentham Zoning Bylaws by creating a new Article 19 Highway Commercial District, as follows:

ARTICLE 19
HIGHWAY COMMERCIAL DISTRICT

19.1 Establishment of District

Purpose: One of the goals of the 2004 Wrentham Master Plan was to promote economic development in existing commercial DISTRICTS so as to moderate the community’s reliance on residential tax revenues. The Route 1 corridor, which contains substantial developable commercial and business sites along its frontage, including nearby Patriots Place commercial development in Foxboro, carries high traffic volume and directly connects to the interstate system. Although the location is desirable, development along the northerly portion of the Route 1 corridor will be limited by environmental constraints such as steep topography, rock outcroppings, and water bodies and wetlands resources. Additionally, state and local conservation land holdings abut much of the land along the corridor and result in shallow lot depths in many areas. The environmental constraints found on both sides of Route 1, combined with shallow lot depths, will require sensitive site design in order to maximize the development potential in this area, all the while balancing critical environmental considerations. Planned development, with internal drives and shared parking, is encouraged within the Highway Commercial DISTRICT to limit curb cuts, avoid inefficient strip commercial development and to allow for environmentally sensitive site design practices.

Specifically, the purposes of the Highway Commercial DISTRICT are:

1. To provide for compatible business uses, which may include a mix of retail, commercial services, and office uses.
2. To facilitate and coordinate the construction of access within and between parcels to achieve efficient traffic flow and limit/minimize new access points along Route 1.
3. To set forth sensitive site planning and aesthetic/design standards that will achieve high quality development within the constraints of the land available within the DISTRICT, while protecting environmental resources.

Therefore, the Town hereby establishes the Highway Commercial (HC) DISTRICT. Specifically, the parcels included in the HC DISTRICT are as follows, as identified on the Town of Wrentham Assessors’ Maps:

O-07-03-03  O-07-05-01
O-07-05-02  O-08-07-18
O-08-10-01  O-08-10-02
P-08-01-02  P-08-01-03
P-08-01-04  P-09-01-01
P-09-01-02  P-09-01-03
P-09-01-04  P-09-01-05
P-10-01-01  P-10-02-02
P-11-01-03  P-11-01-04
P-11-01-05  P-11-01-06
19.2 Severability

The provisions of this article are severable and, in the event that any provision of this article is determined to be invalid for any reason, the remaining provisions shall remain in full force and effect.

19.3 Use Regulations

BUILDINGS and other STRUCTURES within the HC DISTRICT shall be erected or USED and premises shall be USED only as set forth as described below, except as exempted by §3.4 or by statute. No such USE shall be allowed however, if such USE is determined by the Planning Board to be offensive, noxious, detrimental, or dangerous to the surrounding areas of the town by reason of dust, smoke, odor, noise, vibration, light, traffic, hours and/or methods of operation or other adverse effect.

1. Site Plan Approval (SPA): The following uses are permitted only with a valid SITE PLAN approved by the Planning Board in accordance with Article 7, and subject to all requirements of this Article 19.

   a. Retail Establishment, SERVICE ESTABLISHMENT, Bank or other financial institution, SPORTS MEDICINE FACILITY, PHYSICAL THERAPY/REHABILITATION FACILITY - 25,000 SF GFA or less.
   b. CONVENIENCE STORE without gas pumps or FAST FOOD/TAKEOUT RESTAURANT as an accessory use. Said uses may not be located within 2,500 feet of a lot containing the same use on the same side of Route 1. Such required separation distance shall be measured from all property lines of the proposed use.
   c. RESTAURANT dispensing food to be consumed within the building (FAST FOOD/TAKEOUT RESTAURANTS are excluded from this provision).
   d. CHILD CARE FACILITY, DAY CARE CENTER, ADULT DAY CARE FACILITY
   e. Meeting place for membership organizations such as veterans and other PUBLIC SERVICE GROUPS, including function halls and uses normally incidental thereto.
   f. Business, PROFESSIONAL, government or political campaign OFFICE - 25,000 SF GFA or less.
   g. Common driveways and parallel service drives.

2. Site Plan Approval/Special Permit (SPA/SP): The following uses are permitted only upon granting of SITE PLAN APPROVAL/SPECIAL PERMIT by the Planning Board in accordance with Articles 7 and 9 of these ZONING BYLAWS, and subject to all requirements of this Article 19.

   a. Retail Establishment, SERVICE ESTABLISHMENT, Bank or other financial institution, SPORTS MEDICINE FACILITY, PHYSICAL THERAPY/REHABILITATION FACILITY - greater than 25,000 SF GFA.
   b. Car washes (automatic and self serve), GARAGE for MOTOR VEHICLE REPAIR (but not junk yards or storage of junk vehicles), sale or rental of new motor vehicles or trailers, including, but not limited to, new car dealers. Said uses may not be located within 2,500 feet of a lot containing the same use on the same side of Route 1, unless it is an expansion of an existing use. Such required
separation distance shall be measured from all property lines of the proposed use.

c. CONVENIENCE STORE that include retail gas pumps and/or TAKE OUT/FAST FOOD RESTAURANT as accessory use.
d. FUEL BUSINESS
e. PLANNED BUSINESS DEVELOPMENT
f. SHOPPING CENTER or complex of businesses or RETAIL ESTABLISHMENTS
g. Complex of OFFICES or other non-RETAIL businesses – greater than 25,000 SF GFA
h. COMMERCIAL RECREATION, (Outdoor and/or indoor)
i. LIVE PERFORMANCE THEATER
j. Theatres, moving picture shows, bowling alleys, skating rinks, billiard rooms and other commercial amusement places. WATER PARKS, AMUSEMENT PARKS and any motorized vehicular recreational activities, which are similar in nature, are specifically excluded.
k. RESTAURANT, FAST FOOD
l. RESTAURANT, TAKE OUT
m. HOTEL but not MOTEL
n. KENNEL, COMMERCIAL
o. Any USE involving a DRIVE-UP WINDOW
p. PUBLIC OR MUNICIPAL UTILITY FACILITY but not including electricity generating units, new rights of way, or oil, gas, or propane storage tanks in excess of 5,000 gallons

19.4 Dimensional Requirements

<table>
<thead>
<tr>
<th>DISTRICT</th>
<th>Minimum LOT Dimensions</th>
<th>Minimum YARD Dimensions</th>
<th>Maximum Height of BUILDING</th>
<th>LOT Coverage</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Area (sq. ft.)</td>
<td>Continuous FRONTAGE feet</td>
<td>FRONT feet</td>
<td>SIDE feet</td>
</tr>
<tr>
<td>HC</td>
<td>80,000</td>
<td>200</td>
<td>50</td>
<td>30</td>
</tr>
</tbody>
</table>

Footnotes to 19.4 Dimensional Requirements Table:

1. The above cited BUILDING or STRUCTURE HEIGHT limitations do not apply to chimneys, ventilators, spires, cupolas, steeples, air conditioning and solar heating equipment, and other usual and necessary appurtenances and STRUCTURES above the roofline of a BUILDING provided that these STRUCTURES:
a. Shall not exceed forty-six (46) feet in the HC ZONING DISTRICT, as measured above the GRADE PLANE unless otherwise eligible to be permitted as specifically noted below; and,

b. Are not be used for human, bird, or animal occupancy; and,

c. Do not occupy greater than 20% in the aggregate of the roof plan area of the BUILDING.

This limitation may be modified by the SPECIAL PERMIT issued by the Planning Board in the case of all TOWERS, water storage tanks, or government, PUBLIC UTILITY, or HEALTH CARE FACILITIES where functional design limitations will not permit compliance with this section and where the applicant provides fire protection and other safety measures necessary to safeguard the STRUCTURE and the PUBLIC.

2. LOT COVERAGE includes ACCESSORY BUILDINGS and all IMPERVIOUS SURFACES (e.g., DRIVEWAYS, PARKING LOTS, TENNIS COURTS, etc.) The remaining portion of a LOT that cannot be rendered impervious in accordance with the Dimensional Requirements above shall be principally maintained in a naturally vegetated or landscaped condition, exclusive of any water bodies therein. Pervious Pavers, which meet or exceed the specifications of Uni EcoStone or Turfgrid, may be allowed in low intensity uses such as private residential driveways, utility access, secondary pedestrian access, emergency access and event and overflow parking, and shall not be counted in LOT COVERAGE calculations.

BUILDINGS and STRUCTURES shall not occupy greater than fifty (50%) percent of the LOT, and at least twenty-five (25%) percent of the LOT shall be maintained as unoccupied and naturally vegetated or landscaped space.

3. a. FRONTAGING of all STREETS and ways shall be measured along a continuous line ("STREET FRONTAGING line") connecting points of intersection of the side LOT lines with the STREET LAYOUT on which the LOT is located, and there will not be less than the required STREET FRONTAGING distance between the side LOT lines at all points from the STREET FRONTAGING line to the minimum front SETBACK distance. The front SETBACK shall be measured from a line parallel to the "STREET FRONTAGING line."

b. Further, FRONTAGING on cul-de-sacs or along the curvature of a road shall be established by measuring along the arc of the curve established by the STREET LAYOUT between the points of intersection created by the side LOT lines and the STREET. The front SETBACK shall be measured from a line parallel to the "STREET FRONTAGING line." (See Figure B).

c. In any case where the points of intersection are uncertain, the Planning Board shall, in its best judgment, determine these points.
d. **FRONTAGE for road stubs for subdivision DEVELOPMENT** shall meet the taking requirements for minor, collector, arterial, or INDUSTRIAL STREETS as set forth in the Rules and Regulations Governing Subdivision of Land in the Town of Wrentham (1987) but not less than 45 feet.

e. No new LOT shall be deemed to conform to **FRONTAGE** or area unless it conforms to the **BUILD FACTOR** requirement set forth in Section 6.2.

No **STREET FRONTAGE** shall be required for **BUILDINGS** or **STRUCTURES** not used for human occupancy, and used to provide municipal services such as water tanks, well houses, pump stations, or **BUILDINGS** used to shelter equipment relative to any of the foregoing, provided there is a deeded right of access to such **BUILDINGS** or **STRUCTURES** from a **PUBLIC WAY**. Any **RIGHT-OF-WAY** providing access to such **BUILDING** or **STRUCTURE** shall be permitted as an **ACCESSORY USE** even if is not on the same LOT as the principal **BUILDING** or **STRUCTURE**, notwithstanding any other provisions of this Bylaw.

4.

a. A **CORNER LOT** shall have two **FRONT YARDS**, one (1) on each **STREET**. The required **FRONTAGE** for the LOT must be provided on only one (1) **STREET**, however, the **FRONT YARD SETBACK** applies to both **STREETS**.

b. A **CORNER LOT** shall have no foliage or obstruction to view between a height of three and one-half feet and eight feet above curb **GRADE** for a radius of twenty feet back from the **STREET** intersection.

5. If forty (40) or more vehicles are parked below grade, or parked at grade but one (1) or more floors of the principal **BUILDING** extend entirely over said parking area and is screened from view from the **PUBLIC WAY** or **PUBLIC WAYS** adjoining the LOT on which the principal **BUILDING** is located, the principal **BUILDING** may have a height of fifty (50) feet but not more than four (4) stories.

19.5 **Vehicular and Pedestrian Access**

The following provisions apply to vehicular access within the HC DISTRICT, and supersede overlapping requirements in Article 6.4, as applicable: Common driveways and parallel service drives are required in the HC DISTRICT with Site Plan Approval from the Planning Board.

a. Development plans shall minimize the number of access points to Route 1 and shall make maximum use of internal cross-easements and shared access points ("Cross Access connection"). While access to Route 1 is ultimately controlled by the Massachusetts Department of Transportation (MassDOT) through the State Highway Access Permits program, the Planning Board shall require provisions for internal circulation systems that connect to adjacent
lots/developments for all developments proposed on Route 1. Where such a Cross Access connection cannot be achieved in the short run, the means and location for future long term inter-parcel connections shall be required through right-of-way reservation and/or dedication to the adjacent property line.

b. The construction of a Cross-Access Connection is a two-part process that requires separate actions by two different property owners. The requirements only apply when a property owner builds a new development or enlarges an existing development. The first property owner would be required to record an easement and build their half of the connection. The adjacent property owner would be required to build their half, if and when they build a new development or enlarge an existing development, and record a cross easement to the adjacent property.

c. Shared access shall comply with the following:

1. The connection connects with an open parking area to either an existing open parking area; and
2. Connections are provided between lots that share the same zoning; and
3. The connection is at least 22 feet in width; and
4. The connection is an extension of a travel lane in the proposed parking lot and the connection aligns with a Cross-Access Connection that has been previously constructed on an adjacent property; and
5. The connection has a slope of no greater than 15 percent; and
6. The connection is not placed where a building on an adjacent property is within 50 feet of the lot line which would hamper traffic movements within the parking lot; and
7. The connection is placed in an area which will not require the disturbance or removal of significant natural features such as delineated wetlands.
d. Cross accesses between adjacent properties shall use traffic calming techniques to reduce speeds.

e. Provisions for safe and defined pedestrian access shall be provided between lots so as to avoid the need to walk on or near Route 1 when traveling between lots.

f. Main driveways and drive aisles shall provide a continuous system that connects to the main site entrance. The Board may waive setback or other requirements of this by-law (but not the BUFFER ZONE requirement to a LOT in a residential zoning district) to achieve such purposes.

g. Shared service and delivery access shall also be provided between adjacent parcels and buildings.

h. In situations where constructing a Cross-Access Connection would be impossible due to site constraints, the Planning Board, through a majority vote, may allow a waiver of the requirement or the adjustment of the dimensions of the Cross-Access Connection. The Planning Board shall require reports from license engineers or landscape architects when considering such a waiver or relaxation of standards. In order to grant the waiver, the Planning Board must find that:

1. Delineated wetlands exist on the site and directly prohibit Cross-Access; or
2. Grade changes between adjacent properties would cause a connection of greater than 15 percent; or
3. There are buildings or other structures on an adjacent lot that preclude Cross-Access connection due to location of building(s) on lot; or
4. Adjacent lot is not located within the HC DISTRICT.

No waiver shall be considered until it is shown that the lack thereof creates a hardship that cannot be overcome without the waiver. In determining hardship, the Planning Board (or permit granting authority) shall be required to find that due to topography, location, or other unique conditions affecting the property, the requirement to provide cross-access would unreasonably restrict the use of the property or would be detrimental to the orderly and environmentally sensitive development of the area. In granting such waiver, the Board may impose conditions it deems necessary to protect the public interest and further the purpose of this DISTRICT.

19.6 On Site Parking Requirements

Any USE permitted in Article 19.2, or the expansion of any NON-CONFORMING USE, must provide off-STREET, on-site parking in accordance with Article 6.4. The provisions contained in this Article 19 shall supersede overlapping requirements in Article 6.4, as applicable.

19.7 Loading Areas and Outside Storage Requirements

Any USE permitted in Article 19.2 or the expansion of any NON-CONFORMING USE must provide off-STREET, on-site loading areas and permitted outside storage in accordance with Article 6.5.

19.8 BUFFER ZONES

Any USE permitted in Article 19.2 or the expansion of any NON-CONFORMING USE shall comply with BUFFER ZONE requirements in accordance with Article 6.10.

19.9 Design Standards for the Highway Commercial DISTRICT

The Planning Board shall impose the following additional design criteria when conducting Site Plan and/or Special Permit Review for all developments within the HC DISTRICT. The Board of Appeals shall also consider these criteria in review of special permits and variances for all non-residential development within the HC DISTRICT.

These design criteria are not intended to inhibit creativity and innovation in building design. The Planning Board may permit the use of other materials if the applicant demonstrates that the use of such materials will result in a building that gives a sense of quality and permanence consistent with Wrentham's character.
The Planning Board, from time to time, may adopt additional Design Review Guidelines Regulations to advance the goals of this section and to provide more detailed examples for prospective developers.

1. Design Goals: “New England”-type architecture will be strongly encouraged in order to establish and maintain a harmonious “New England”-type architectural character. Buildings and renovations shall be of a design similar to or compatible with traditional architecture in the Town of Wrentham in terms of scale, massing, roof shape, spacing and exterior materials. The design standards are intended to promote quality development consistent with the Town’s sense of history, human scale and New England character. While other architectural forms and types may be permitted, the burden of proof of the overall appropriateness of such design rests with the applicant.

2. Building Scale: New buildings and/or substantial alterations shall incorporate features to add visual interest while reducing the appearance of bulk or mass. Such features include varied facades, well thought out rooflines and roof heights; materials; awnings; dormers; roof overhangs; pitched roofs; well proportioned windows and details such as brick chimneys or shutters.

3. Roof Form: New construction, including new development above existing buildings and/or substantial alterations, shall incorporate gables or other traditional pitched roof forms which will be consistent with the historic architecture of the Town of Wrentham. Flat roofs are discouraged. Mechanical equipment located on roofs shall be screened, organized and designed as a component of the roof design, and not appear to be a leftover or add-on element.

4. Entrances: Building entrances shall be visible from the highway; front entrances shall be well defined and face Route 1. To increase accessibility, structures may also have entrances that provide more direct access to the parking areas beside or behind the structure. Doors shall not extend beyond the exterior facade into pedestrian pathways. Front facades shall utilize variations in color, horizontal planes, materials, patterns, height, and other techniques to provide visual interest and scale to buildings.

5. External Materials and Appearance
   a. Predominant wall materials shall have the appearance of wood, brick or stone that, if painted, shall be painted or coated in a non-metallic finish. Cladding materials shall be consistent on all facades, or shall be an appropriate mix found in historic architecture in Wrentham (e.g., clapboard front with shingled sides), with the exception of special design elements such as gables or dormers.
b. Materials on all sides of the building shall be consistent with materials on the front facade. Rear and side facades may use a simplified expression of the materials and design used on other building elevations.

c. Awnings and canopies over windows and doors shall be compatible with the architectural style of the building. Colors and patterns used for awnings and canopies shall be subdued and compatible with any existing awnings on adjacent buildings. Except for minor trim, the building shall avoid the appearance of reflective materials such as porcelain enamel or sheet metal. Window panes shall be non-reflective.

6. Fencing and Screening

a. Developments shall provide year-round screening of loading docks, truck parking, outdoor storage, utility meters, HVAC equipment, trash collection and processing, and other service functions. Trash enclosure gates shall furnish a steel frame with decorative composite or wood covering, or another design acceptable to the Planning Board. Chain-link fencing with inlaid wood, plastic or metal slats shall not be considered acceptable. Screening shall be integrated into the overall design of buildings and landscaping, and fully contain the visual impact of these service functions from adjacent public streets and neighboring properties. Architectural elements, materials, colors, and design of screening walls, coverings, and fences shall be consistent with the predominant materials, colors, and elements of the primary building.

b. Large work area doors or open bays shall not open toward or face Route 1. Building utility, equipment, storage, and service areas (including garage doors and loading areas) shall be integrated into the site plan and architectural composition in ways that minimize visibility and any potential adverse impacts.

c. Heating, ventilating, and air conditioning equipment, duct work, air compressors, and other fixed operating machinery shall be screened from view and, where possible, shall not be visible from the highway or residential uses/zones. Parking areas, dumpsters, loading areas and ground level mechanical equipment shall be screened from view from all adjacent residential areas by adequate vegetative screening or fencing (landscaping and vegetative screening shall be preferred over fencing). A solid, year-round, evergreen hedge which will grow to six feet within three years, or a substantial, opaque fence at least six feet high, or the equivalent, shall be installed and maintained in good condition. The Planning Board may require increased screening based on site specific conditions. A strip of dense vegetation of shrubs and trees not less than 50 feet deep may be considered an equivalent.
d. No wall, fence, structure, planting or other obstruction to a driver’s vision may be permitted at eye level, defined as three (3) to eight (8) feet above street grade, within twenty five (25) feet from the intersection of street side lines, unless the town has adopted a separate line-of-sight bylaw, in which case that bylaw shall prevail.

7. Signage

a. Attached wall signs shall be designed as an integral part of the building elevation and integrated into the overall design of the building. Attached wall signs shall be located above the building entrance, storefront opening, or at other locations that are consistent with and emphasize the architectural features of a building.

b. All new commercial or office development shall use monument or ground signs no more than 8 feet in height.

c. A landscaped base area shall be provided for monument or ground signs appropriate to the mass and height of the sign. As a guideline, a base area of 1.5 square feet shall be provided for each square foot of sign area. The landscaped area may include trees, shrubs, flowering perennials, ornamental tall grass, fountains, water features, decorative stonework, planters, sculpture, and decorative paving. Loose stone or mulch are not credited for satisfying this requirement. Irrigated turf grass is not allowed. Native and sustainable plant materials are encouraged if plant materials are proposed.

d. Sign regulations and requirements are set forth in Article 18. Sign requirements in Article 18 applicable to the Commercial1 (C1) District shall also apply to the HC District, unless superseded by the provisions of this Article.

19.10 Waivers

The Planning Board as part of the Special Permit and/or Site Plan Approval process may modify or waive specific requirements of this Article, not pertaining to the USE, upon a finding that due to topography, location, or other unique conditions affecting the property, such requirements would unreasonably restrict the use of the property or would be detrimental to the orderly and environmentally sensitive development of the area. In granting such modification or waiver, the Board may impose conditions it deems necessary to protect the public interest and further the purpose of this DISTRICT.
Article 9 (continued)

And further, MOVE that the Town vote to amend the Wrentham Zoning Bylaws Article 6.10(b) (Buffer Zones) by adding a new item #4 as follows:

4. Highway Commercial DISTRICT (HC)  75 feet

Article 9 (continued)

And further, MOVE that the Town vote to amend the Town of Wrentham Zoning Map by rezoning the following parcels along Washington Street (Route 1), as shown on the Town of Wrentham Assessors’ Maps, as new Highway Commercial (HC) Districts:

<table>
<thead>
<tr>
<th>Parcel Number</th>
<th>Parcel Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>O-07-03-03</td>
<td>O-07-05-01</td>
</tr>
<tr>
<td>O-07-05-02</td>
<td>O-08-07-18</td>
</tr>
<tr>
<td>O-08-10-01</td>
<td>O-08-10-02</td>
</tr>
<tr>
<td>P-08-01-02</td>
<td>P-08-01-03</td>
</tr>
<tr>
<td>P-08-01-04</td>
<td>P-09-01-01</td>
</tr>
<tr>
<td>P-09-01-02</td>
<td>P-09-01-03</td>
</tr>
<tr>
<td>P-09-01-04</td>
<td>P-09-01-05</td>
</tr>
<tr>
<td>P-10-01-01</td>
<td>P-10-02-02</td>
</tr>
<tr>
<td>P-11-01-03</td>
<td>P-11-01-04</td>
</tr>
<tr>
<td>P-11-01-05</td>
<td>P-11-01-06</td>
</tr>
</tbody>
</table>

Planning Board Member

Date
Article 10

MOVE that the Town vote to amend the Wrentham Zoning Bylaws Article by inserting, in alphabetical order, the following new definitions into Article 2 (Definitions):

AMUSEMENT PARK: a facility, primarily outdoors, that may include STRUCTURES and BUILDINGS, where there are various devices for entertainment, including rides, booths for the conduct of games or sale of items, BUILDINGS for shows and entertainment, and RESTAURANTS, and souvenir sales; however, under no circumstances shall AMUSEMENT PARKS include adult-oriented activities or entertainment.

CONVENIENCE STORE: Any retail store with a gross floor area of 3,000 square feet or less, generally open expanded hours, selling a limited selection of groceries, beverages and snacks to be consumed primarily off the premises, lottery tickets, newspapers, magazines, tobacco products, household products and personal items.

INDOOR COMMERCIAL RECREATION FACILITY: A BUILDING within which the general public is invited for a fee or membership charge to participate in athletic or recreational activities, which may include swimming, exercise, weight training, running, tennis, squash, racquetball, ping-pong, bowling, billiards, darts, miniature golf, golf and baseball/softball training or simulation facilities, basketball, soccer, curling, ice skating, roller skating, hockey, SPORTS MEDICINE FACILITY, PHYSICAL THERAPY AND REHABILITATION FACILITY, RESTAURANT. (Said facility may contain ACCESSORY USES such as a pro-shop, health club, child-care facility and concession stands.)

LIVE PERFORMANCE THEATER: A BUILDING where live productions of plays, concerts or other forms of staged entertainment are performed before an audience of the general public. In some cases, said activity may be conducted in conjunction where food and beverages are served to the patrons in a so-called “dinner-theater” setting. Such an ESTABLISHMENT shall be exclusive of adult cabaret establishments or any other adult uses.

OUTDOOR COMMERCIAL RECREATION FACILITY: Land, including ACCESSORY BUILDING/STRUCTURES, on which the general PUBLIC is invited for a fee or membership charge to participate in any of the following athletic or non-motorized recreational activities which may include soccer, football, lacrosse, baseball, softball, cricket, basketball, running, bicycling, miniature golf, golf driving range, GOLF COURSE not to exceed 10 acres, tennis, handball, racquetball, paddle tennis, boating, training facilities for baseball/softball/soccer/golf, croquet, polo, badminton, bocce, Frisbee, shuffleboard, horseshoes and swimming. (Said facility may contain ACCESSORY USES such as a pro-shop and concession stands.) WATER PARKS, AMUSEMENT PARKS and any motorized vehicular recreational activities, which are similar in nature, are specifically excluded.
PHYSICAL THERAPY AND REHABILITATION FACILITY: A facility, which provides for
the restoration and development of function lost or impaired by trauma, accident or
pathology. Said facility shall be professionally staffed by at least one (1) Chiropractor,
Physical or Massage Therapist, licensed by the Commonwealth of Massachusetts or
Athletic Trainer licensed by the National Athletic Trainers Association.

PUBLIC SERVICE GROUP: A nonprofit fraternal and/or philanthropic service
organization, generally formed around a common interest, occupation or activity.

SPORTS MEDICINE FACILITY: A facility to provide the recreational individual or team
athlete with education to prevent athletic injury as well as to serve as a resource center
to coaches, trainers and other non-medicals who work with sports programs through an
interdisciplinary utilization of physicians, orthopedic surgeons, physical therapists,
nutritionists and other appropriate allied health personnel that are licensed through the
Commonwealth of Massachusetts.

WATER PARK: An AMUSEMENT PARK that features water play areas, such as water
slides, splash pads, spraygrounds (water playgrounds), lazy rivers, or other recreational
bathing, swimming, and barefooting environments. May include form of artificial surfing
or bodyboarding environment such as a wave pool or FlowRider.

And further ...

MOVE that the Town vote to amend the Wrentham Zoning Bylaws Article by
replacing the following existing definitions in Article 2 (Definitions) with the
following new language:

FUEL BUSINESS: A COMMERCIAL USE engaged in the sale of separate allotments
of heating oil, coal, propane gas or firewood, which are primarily delivered off-site to
individuals, businesses or government facilities.

HOTEL: Any BUILDING or group of BUILDINGS in which there are guest rooms used,
designed or intended to be used, let or hired out for the purpose of offering to the
general public lodging on a day-to-day basis typically not to exceed 30 consecutive
calendar days, where the primary entrance is through a lobby or foyer and also that in
which there are no provisions for cooking in any individual room or suite. A HOTEL may
include additional facilities and services, such as RESTAURANTS, meeting rooms,
entertainment, personal services and recreational facilities.

MOTEL: A BUILDING or group of two or more detached or semidetached BUILDINGS,
containing individual dwelling or sleeping units, each with a separate exterior entrance,
with or without cooking facilities, designed for or used temporarily by the PUBLIC for
rent on a day-to-day basis not to exceed 30 consecutive calendar days and is suitable
for occupancy all seasons of the year.

Article 10 Motion
June 2012 Annual Town Meeting
Page 2 of 3
SERVICE ESTABLISHMENT: An ESTABLISHMENT engaged in primarily providing services to individual customers such as shoe repair, dry cleaning, hair styling, and tailoring and whose primary business is not the sale of tangible goods or products.

SERVICE STATION: Any BUILDING or premise which provides for any of the following or a combination thereof: (a) the retail sale of gasoline, oil, tires, batteries, and accessories for motor vehicles; (b) the retail sale and installation of mufflers, shocks and transmissions; and (c) certain motor vehicle services, including washings, tire changing, repair service, battery service, radiator service, lubrication, brake service, wheel service, and testing or adjusting of automotive parts. A SERVICE STATION may include the retail sale of non-automobile goods; provided, however, no more than 3,000 square feet of floor area shall be devoted to the sale of such goods. Automobile repair work may be done at a SERVICE STATION provided that no rebuilding of engines, spray paint operations, or body or fender repair is permitted.

[Signature]
Planning Board Member

[Signature]
6/11/12
Date
Article 16

MOVE that the Town vote to amend the Wrentham Zoning Bylaws by replacing the existing Article 6.4(2)(g) with the following:

g. Parking Spaces/Lots

1. Definitions

The following definitions shall apply to this parking bylaw. Additional terms which have commonly accepted denotations and connotations may also be utilized in this article.

Casual Dining: Full service eating establishment with typical turnover rates of approximately one hour or less; moderately priced; occasionally belongs to a restaurant chain; generally serves lunch and dinner; may serve breakfast or be open extended hours; generally does not take reservations; may or may not contain a bar.

Convenience Store: Convenience markets that sell convenience foods, newspapers, magazines etc; may be open 24-hours.

Discount Store / Superstores: Stores, such as home improvement, department, clothing, housegoods, toy, sporting goods and pet supply stores, that offer a variety of customer services, centralized cashiering and a wide-range of products advertised at discount prices; long store hours typically 7 days a week; some may have garden center and/or service station; superstores may have a grocery department under the same roof that shares the same entrance and exits with the discount store area.

Entertainment/Commercial Recreation: Indoor or outdoor spaces for leisure activities, including but not limited to golf courses, bowling facilities, movie theaters, sports complexes, fitness or health clubs and recreational community centers.

Fast Food: Characterized by large carry-out clientele; long hours of service; high turnover rates for eat-in customers; no table service by wait staff; typically pay at cash register before they eat; may or may not have a drive through. Generally considered to be hamburger, sub / sandwich, pizza, (in some circumstances) ethnic (i.e. Thai, Chinese, sushi, middle-eastern), coffee/donut shop, ice cream parlor etc.

A TRUE COPY, ATTEST:

Carol A. Mollica
TOWN CLERK
Fine Dining: Full service eating establishment with typical turnover rates of at least one hour or longer; generally do not serve breakfast and sometimes do not serve lunch; all serve dinner; usually requires a reservation and is generally not part of a chain; may have function space.

Freestanding General Retail: Free standing, single use retail structure. Retail uses include, but are not limited to: Convenience Stores, Freestanding Discount Store/Superstores, Personal Care Services, Specialty Retail, Pharmacy and/or Drugstore, Bank, Dry Cleaners.

Gasoline/Service Station with Convenience Store: The primary business is the fueling of motor vehicles; may have ancillary facilities for servicing and repairing motor vehicles and commonly sold convenience items such as newspapers, coffee or other beverages and snack items usually consumed in the car or off-location.

General Light Industrial and/or Manufacturing: Freestanding facilities with an emphasis on light industrial and/or manufacturing activities including printing, material testing, assembly of data processing equipment and/or the conversion of raw materials or parts into finished products; may also contain warehouse, office and research functions.

Gross Floor Area (GFA): The area within the perimeter of the outside walls of a building as measured from the inside surface of the exterior walls, with no deduction for hallways, stairs, closets, thickness of walls, columns, or other interior features.

Industrial Park: A mix of industrial, manufacturing, service and warehouse facilities with a wide variation in the proportion of each type of use from one location to another.

Ksf: 1,000 square feet (ratios are determined as x spaces/1,000 square feet (ksf)).

Offices: Locations where affairs of business, commercial or industrial organizations or professional person or firms are conducted; may contain a mixture of tenants or be a single-use tenant; no larger than 3-stories above grade.
Multi-use (aka Shared) Parking: Use of parking spaces by vehicles generated by two or more individual land uses that share a parking lot, with or without conflict or encroachment, as a result of variations in the accumulation of vehicles by hours, by day or by season at the individual land use; and/or relationships among the land uses that result in visiting multiple land uses on the same auto trip. May include, but is not limited to, a mix of uses, including retail, dining/entertainment, office space or industrial, manufacturing, office, wholesale and warehouse.

Personal Care Services: Spas, hair salons, nail salons, barbers etc.

Shopping Center: An integrated group of retail, service or commercial establishments that is planned, developed, owned and managed as a unit. Provides on-site parking facilities sufficient to serve its own parking demands.

Sports Complex: Outdoor parks used for non-professionals; may consist of one or more fields and field sizes may vary to accommodate games for different age groups; ancillary facilities may include a fitness trail, activities shelter, aquatic center, picnic grounds, basketball / tennis courts and a playground.

Specialty Retail: Retail uses including, but not limited to, apparel, hard goods and services such as real estate offices, dance or martial arts studios, florists, personal care services.

Non Designated use: Any use that is not specified herein.
2. Minimum Required Spaces.

[EDITORIAL NOTE: THE TEXT CONTAINED IN THE PARAGRAPH BELOW HAS NOT BEEN CHANGED FROM WHAT EXISTS TODAY. THIS PARAGRAPH IS INCLUDED IN THE MOTION TO KEEP ARTICLE 6.4 INTACT.]

The minimum required number of off-STREET PARKING SPACES shall be as follows, provided that: (i) if a BUILDING LOT is devoted to more than one of the USES set forth below, the parking requirements will be determined separately for portions devoted to each USE; (ii) if any USE in a BUILDING changes which would increase the parking requirements, such USE shall not be permitted until it can be demonstrated that the parking requirements set forth below with respect to such USE have been met; and (iii) any proposed USE located within the B1 DISTRICT and located within two thousand (2,000) feet measured from the center point of the intersection of South Street and Franklin Street (Routes 1A and 140) shall be exempt from the off-STREET PARKING requirements of paragraph g provided the number of PARKING SPACES that may exist within the LOT of the proposed USE as of the effective date of this provision continues to be maintained and utilized. Furthermore, in the event that a SPECIAL PERMIT or SITE PLAN APPROVAL is required for the proposed USE in accordance with Section 4.2 or Section 3.6, the Planning Board (or Zoning Board of Appeals) may require additional off-STREET PARKING where available, but not to exceed the requirements of this paragraph:
<table>
<thead>
<tr>
<th>USE</th>
<th>REQUIREMENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>SINGLE-, DOUBLE- and MULTIPLE-ATTACHED DWELLINGS, ROW HOUSE</td>
<td>Two (2) spaces per DWELLING UNIT</td>
</tr>
<tr>
<td>Business, PROFESSIONAL and Government OFFICES and Banks</td>
<td>One (1) space per 270 SF GFA.</td>
</tr>
<tr>
<td>Medical Office, Clinic, ANIMAL HOSPITAL OR VETERINARY HOSPITAL/Clinic</td>
<td>One (1) space per 200 SF GFA.</td>
</tr>
<tr>
<td>HOTELS, MOTELS</td>
<td>One (1) space for each guest unit, plus one (1) space for each eight units or fraction thereof.</td>
</tr>
<tr>
<td>COUNTRY INNS (Adopted April 28, 2003)</td>
<td>Three (3) spaces for every two (2) sleeping rooms plus one (1) space for every four (4) employees.</td>
</tr>
<tr>
<td>RESTAURANTS</td>
<td>Fine Dining: 20 spaces per 1,000 SF GFA</td>
</tr>
<tr>
<td></td>
<td>Casual Dining: 25 spaces per 1,000 SF GFA</td>
</tr>
<tr>
<td></td>
<td>Fast Food with drive through: 17 spaces per 1,000 SF GFA</td>
</tr>
<tr>
<td></td>
<td>Fast Food without drive through: 20 spaces per 1,000 SF GFA</td>
</tr>
<tr>
<td>Places of Assembly</td>
<td>Religious Centers: 0.5 parking space for each person capacity based on the Massachusetts State Building Code.</td>
</tr>
<tr>
<td></td>
<td>General Public Assembly: 0.25 per person in permitted capacity.</td>
</tr>
<tr>
<td></td>
<td>The number of seats in benches, pews, or other continuous seating arrangements shall be calculated at twenty-four (24) inches per seat.</td>
</tr>
<tr>
<td>Police/Fire Station</td>
<td>One (1) space per 300 square feet of GFA, excluding area set-aside for the storage of police and fire vehicles within the BUILDING.</td>
</tr>
<tr>
<td>Hospitals, NURSING HOMES, convalescent homes, rest homes, and extended care facilities</td>
<td>One (1) space per 500 SF GFA.</td>
</tr>
</tbody>
</table>
One (1) space per 250 SF GFA.

1. For retail only SHOPPING CENTERS, including specialty retail, use table entitled “Shopping Center Parking Spaces Chart” located at end of this table.

2. For retail with additional uses, that may include any combination of dining, entertainment, or offices, in which the total additional uses are up to but not greater than 10% of the total GFA of the shopping center, use table entitled “Shopping Center Parking Spaces Chart” located at end of this table.

3. For retail with additional uses (uses as listed in #2 above), in which the total additional uses exceed 10% of the total GFA of the shopping center, the parking spaces may be calculated either:
   a. Using this table as if each use were separate; or

One (1) space per 1,500 SF GFA

One (1) space per 750 SF GFA

Golf Course: 12 spaces per hole
Bowling Alley: 4 spaces per 1,000 SF GFA
Movie Theater (multiplex): 14 spaces per 1,000 SF GFA
Sports Complex: 50 spaces per field
Health/Fitness Club: 6 spaces per 1,000 SF GFA
Recreational Community Center: 3 spaces per 1,000 SF GFA
Automobile Services/SERVICE STATION:
1 space per pump, plus 4 spaces per 1,000 SF GFA for all other space including service areas, CONVENIENCE STORE areas etc.

Motor Vehicle Sales and Service: 3 spaces per 1,000 SF GFA of interior sales area, plus 2 per 1,000 SF GFA of interior storage or display area, plus 2 per service bay

Car Washes: 3 spaces

Child Care Centers and Daycare Facility

Day Care Center: 6 spaces per 1,000 SF GFA

Any other allowed USE not specified above (non designated use)

The number of spaces to be determined by the Building Inspector (or the Planning Board in cases when Site Plan Approval or Special Permit is required) based on evidence from similar uses under similar circumstances and best practices.

Where the computation of required PARKING SPACES results in a fractional number, only the fraction of one-half (1/2) or more shall be counted as one.

3. Shopping Center Parking Spaces Chart
(For use to determine minimum parking required for Shopping Centers, in table above)

<table>
<thead>
<tr>
<th>Building GFA</th>
<th>Less than 30,000 GFA</th>
<th>30,000 – 99,999 GFA</th>
<th>100,000–399,999 GFA</th>
<th>Greater than 400,000 GFA</th>
</tr>
</thead>
<tbody>
<tr>
<td>Spaces/ksf GFA</td>
<td>4/ksf GFA</td>
<td>4.5/ksf GFA</td>
<td>5/ksf GFA</td>
<td>5.5/ksf GFA</td>
</tr>
</tbody>
</table>

Planning Board Member

6/12/17

Date
Article 17

MOVE that the Town vote to amend the Wrentham Zoning Bylaws by replacing the existing Article 16 with the following:

ARTICLE 16
FLOODPLAIN DISTRICT

16.1 Purposes

The purposes of this DISTRICT (in addition to those enumerated elsewhere in this ZONING bylaw) are:

a. To provide that lands in the Town of Wrentham subject to seasonal or periodic flooding as described hereinafter shall not be used for residence or other purposes in such a manner as to endanger the health, safety, or welfare of the occupants thereof, or of the PUBLIC generally, or so as to burden the PUBLIC with costs resulting from unwise individual choices of land USE.

b. To protect, preserve and maintain the water table and water RECHARGE AREAS within the town so as to preserve present and potential water supplies for the PUBLIC health and safety of the town.

c. To assure the continuation of the natural flow pattern of the water courses within the town, in order to provide adequate and safe floodwater storage capacity to protect persons and property against the hazards of flood inundation.

16.2 DISTRICT Delineation

a. The FLOODPLAIN DISTRICT delineations are established by ELEVATIONS of area subject to inundation by 100 year frequency floods, as delineated by the Federal Emergency Management Agency.

b. The FLOODPLAIN DISTRICT is herein established as an overlay district. The District includes all special flood hazard areas within the Town of Wrentham designated as Zone A and AE on the Norfolk County Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency (FEMA) for the administration of the National Flood Insurance Program. The map panels of the Norfolk County FIRM that are wholly or partially within the Town of Wrentham are panel numbers 25021C0312E, 25021C0314E, 25021C0316E, 25021C0317E, 25021C0318E, 25021C0319E, 25021C0323C, 25021C0324E, 25021C0333E, 25021C0336E, 25021C0337E, 25021C0338E, 25021C0339E, and 25021C0341E dated July 17, 2012. The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM and further defined by the Norfolk County Flood Insurance Study (FIS) report dated July 17, 2012. The FIRM and FIS report are incorporated herein by reference and are on file with the Town Clerk, Planning Board/ Conservation Commission and Building Inspector. The FLOODPLAIN DISTRICT also includes all that land along any named or unnamed water body or watercourse for a horizontal distance of fifty (50) feet from the permanent or seasonal banks thereof except as otherwise defined on the Flood Insurance Rate Maps.
c. Within ZONE A, where the 100-year flood ELEVATION is not provided on the FIRM, the developer/applicant shall obtain any existing flood ELEVATION data and it shall be reviewed by the Building Inspector.

16.3 USE Regulations

a. The FLOODPLAIN DISTRICT is established as an overlay DISTRICT to all other ZONING DISTRICTS. All DEVELOPMENT in the district, including structural and non-structural activities, whether permitted by right or by special permit must be in compliance with Chapter 1, Section 40 of the Massachusetts General Laws and with the following:

1. Sections of the Massachusetts State Building Code (780 CMR) which address floodplain and coastal high hazard areas;

2. Wetlands Protection Regulations, Department of Environmental Protection (DEP) (currently 310 CMR 10.00);

3. Inland Wetlands Restriction, DEP (currently 310 CMR 13.00);

4. Minimum Requirements for the Subsurface Disposal of Sanitary Sewage, DEP (currently 310 CMR 15, Title 5);

Any variances from the provisions and requirements of the above referenced state regulations may only be granted in accordance with the required variance procedures of these state regulations.

b. The following USES of low flood damage potential and causing no obstructions to flood flows shall be allowed as a matter of right, provided they are permitted in the underlying DISTRICT and they do not require STRUCTURES, fill, or storage or materials or equipment.

1. Agricultural USES such as FARMING, grazing and horticulture;

2. Forestry and NURSERY USES;

3. Outdoor recreational USES, including fishing, boating and play areas;

4. Conservation of water, plants and wildlife;

5. Wildlife management areas, foot, bicycle, and/or horse paths;

6. Temporary nonresidential STRUCTURES used in connection with fishing, growing, harvesting, storage, or sale of crops raised on the premises;

7. BUILDINGS lawfully existing prior to the adoption of these provisions.

c. The following USES are prohibited in the FLOODPLAIN DISTRICT:

1. The erection of new BUILDINGS or STRUCTURES, or the construction of new BUILDINGS or STRUCTURES, except as may be permitted in §16.3(b) or §16.3
(d);

2. The removal, filling, dredging, or altering of any lake, pond, river, stream, brook, MARSH, SWAMP, BOG, or meadow, except as may be permitted in §16.3(b) or §16.3(d);

3. The installation of septic tanks or leach fields;

4. The storage of salt, petroleum or other chemical products.

5. Automotive service and repair shops, JUNK and salvage yards and underground storage tanks.

d. The following USES may be allowed by SPECIAL PERMIT, subject to the requirements of §16.4:

1. Municipal, county, or state PARKS

2. Forestry management;

3. Wells or other STRUCTURES necessary for proper functioning of the municipal or private water supplies;

4. PUBLIC utilities;

5. Improvement or repair of any STRUCTURE, in existence at the time of adoption of this section of the bylaws, which is in excess of fifty percent (50%) of the market value of the STRUCTURE; said market value to be determined by the Board of Assessors;

6. In case of fire, natural catastrophe, or total rehabilitation to STRUCTURES existing in the FLOODPLAIN DISTRICT prior to the adoption of these provisions, said STRUCTURE may be rebuilt to the original size;

7. Construction and maintenance of dams and other water control devices;

8. Roadways, DRIVEWAYS and walkways ancillary to USES otherwise permitted in this section.

16.4 Planning Board

The Planning Board may issue a SPECIAL PERMIT for the USES described in §16.3(d). In the FLOODPLAIN DISTRICT, no STRUCTURE or BUILDING shall be erected, constructed, substantially improved, or otherwise created or moved; and no EARTH or other materials may be dumped, filled, excavated, or transferred, unless a SPECIAL PERMIT is granted by the Planning Board. Said Board may issue a SPECIAL PERMIT hereunder (subject to the other applicable provisions of this bylaw) only if the application complies with the following provisions:

a. The proposed USE shall comply in all respects with the provisions of the underlying ZONING DISTRICT; and shall be reviewed by the Conservation Commission, Board of Health and Building Inspector. Within ten (10) days of the receipt of the application, the Planning Board shall transmit one copy of the DEVELOPMENT plan to each of the above named Boards. The Planning Board shall take no final action until reports have been received from the above Boards or until 35 days have elapsed;
b. In Zone AE, along watercourses within the Town of Wrentham that have a regulatory floodway designated on the Norfolk County FIRM, encroachments, including fill, new construction, substantial improvements to existing STRUCTURES, and other DEVELOPMENT in the floodway are prohibited unless certification by a registered professional engineer is provided by the applicant, demonstrating that such encroachment shall not result in any increase in flood levels during the occurrence of the 100-year flood; and

c. The Planning Board may specify such additional requirements and conditions it finds necessary to protect the health, safety and welfare of the PUBLIC and the occupants of the proposed USE.

d. All subdivision proposals must be designed to assure that:
   1. such proposals minimize flood damage;
   2. all public utilities and facilities are located and constructed to minimize or eliminate flood damage; and
   3. adequate drainage is provided to reduce exposure to flood hazards.

e. In a riverine situation, the Wrentham Conservation Commission or its designee shall notify the following of any alteration or relocation of a watercourse:

   - Adjacent Communities

   **NFIP State Coordinator**
   Massachusetts Department of Conservation and Recreation
   251 Causeway Street, Suite 600-700
   Boston, MA 02114-2104

   **NFIP Program Specialist**
   Federal Emergency Management Agency, Region I
   99 High Street, 6th Floor
   Boston, MA 02110

   f. Base flood elevation data is required for subdivision proposals or other developments greater than 50 lots or 5 acres, whichever is the lesser, within unnumbered A zones.

g. In Zones A and and AE, along watercourses that have not had a regulatory floodway designated, the best available Federal, State, local, or other floodway data shall be used to prohibit encroachments in floodways which would result in any increase in flood levels within the community during the occurrence of the base flood discharge.

   [Signature]

   Leo E Immonen

   6/12/12

   Date
Article 18

MOVE that the Town vote to amend the Wrentham Zoning Bylaws Article 2 (Definitions) by replacing the existing definition of HEIGHT, BUILDING to read as follows:

 HEIGHT, BUILDING: The vertical distance from GRADE PLANE to the average height of the highest roof surface.

And further ...

MOVE that the Town vote to amend the Wrentham Zoning Bylaws Article by adding a new definition of GRADE PLANE to Article 2 (Definitions) as follows:

 GRADE PLANE: A reference plane representing the average of finished ground level adjoining the BUILDING at exterior walls. Where the finished ground level slopes away from the exterior walls, the reference plane shall be established by the lowest points within the area between the BUILDING and the LOT line, or, where the LOT line is more than 6 feet from the BUILDING, between the BUILDING and a point 6 feet from the BUILDING.

And further ...

MOVE that the Town vote to amend the Wrentham Zoning Bylaws (Article 6.1, footnote 1) by replacing two existing references to the term “Average Ground Elevation” with the term “Grade Plane” as follows:

[Note: Text to be deleted is depicted in strike through text, while new text is shown as underlined.]

1. BUILDING or STRUCTURE height in all DISTRICTS except C-2 (for C-2 see s.6.11 e.) is limited to thirty-five (35) feet above the GRADE PLANE AVERAGE GROUND ELEVATION surrounding the exterior walls. All BUILDINGS are further limited to two and one-half (2 1/2) habitable stories. This limitation does not apply to chimneys, ventilators, spires, steeples, air conditioning and solar heating equipment, and other usual and necessary appurtenances and STRUCTURES above the roofline of a BUILDING provided that these STRUCTURES shall not exceed forty-six (46) feet above the GRADE PLANE AVERAGE GROUND ELEVATION, not be used for human, bird, or animal occupancy, and not occupy more than 20% in the aggregate of the roof plan area of the BUILDING. The Planning Board may grant a SPECIAL PERMIT allowing STRUCTURES to exceed these limitations, if such STRUCTURE is required for the USE and will not be detrimental to the neighborhood.
And further …

MOVE that the Town vote to amend the Wrentham Zoning Bylaws (Article 6.11 Planned Industrial/Office Park, paragraph e.) by replacing one existing reference to the term “Average Ground Elevation” with the term “Grade Plane” as follows:

[Note: Text to be deleted is depicted in strike through text, while new text is shown as underlined.]

e. The HEIGHT of STRUCTURES shall not exceed sixty (60) feet above the GRADE PLANE AVERAGE GROUND ELEVATION surrounding the exterior walls, provided that skylights, ventilators, penthouses containing only mechanical equipment, and other STRUCTURES normally built above the roof and not devoted to human occupancy may be erected to the height of seventy-five (75) feet. For every additional ten (10) feet of front SETBACK from the required minimum front SETBACK line, the vertical height may rise an additional five (5) feet to a maximum of ninety (90) feet. The Planning Board during the SITE PLAN process may grant a waiver to this regulation allowing STRUCTURES to exceed these limitations, if such STRUCTURE is required for the USE and will not be detrimental to the neighborhood.

And further …

MOVE that the Town vote to amend the Wrentham Zoning Bylaws (Article 2 Definitions) by deleting the following existing definition of Average Ground Elevation in its entirety:

AVERAGE GROUND ELEVATION: A figure derived by adding ELEVATION points on a LOT and dividing that figure by the number of ELEVATION points. ELEVATION points shall be taken around the perimeter of the proposed or existing BUILDING or STRUCTURE.

Planning Board Member

[Signature] 6/12/12 Date
ARTICLE 27: To see if the Town will vote to amend Article 7, NUMBERING OF BUILDINGS, of the General Bylaws by deleting it in its entirety and inserting the following.

Article 7

NUMBERING OF BUILDINGS

A. Every property owner, manager or responsible party shall ensure that street numbers are installed and maintained to be visible at all times within the intent of this by-law as well as being in accordance with M.G.L. Chapter 148, Section 59 and the International Building Code.

B. The Board of Assessors through the Assessors office shall assign a lot number and associated street number to each dwelling, store, public garage, factory, or other building located upon a street or way, public or private, shall bear a number, such building number shall be associated with the street or way, public or private that provides for the driveway entrance.

C. The format for all numbers that are assigned after the effective date of this bylaw shall be numbers that are divisible by five, i.e. 5 – 10 – 15 – 20 – etc. Numbering shall be consistent, odd on the left side of the roadway, even on the right. Declination shall be from the town center outward toward the town borders.

D. Upon mobilization of construction, renovation or repair the lot number and street number will be displayed so as to be visible from the street on the driveway entrance. This display shall be in place at all times, upon completion of work prior to an occupancy permit being issued the street number shall be visible from the associated street, either on the structure or at the driveway entrance, as prescribed within paragraph E.

E. Numbers affixed to a structure shall be of contrasting color from the background, a minimum of 3” in height, visible from the driveway entrance. When the numbers are not visible on the structure from the street due to set back distance, over growth or other impediments, a post within six feet of the driveway will be installed, this post must be a minimum of 48” in height, have reflective numbers of 3” on either side of the post. A mailbox may be used in lieu of a post installation; reflective numbers of 3” height must be on both sides. The structure to which numbers are affixed must be installed on the same side of the roadway as the entry driveway. The structure will be orientated on the town center declination side of the driveway.

F. Multiple occupancy buildings which have individual street numbers shall provide for contrasting numbers 3” in height at the entryway, for the occupancy, visible from the street. If numbers are not visible from the street options within paragraph E. will be adhered to.

G. Structures which do not meet the conditions of this by-law will not be issued an occupancy permit, or other permits under the purview of the Town of Wrentham and its associated Boards, Committees or Departments. Penalties for compliance failure may include fines as prescribed in M.G.L 148a: The Fire Chief shall issue a written warning of violation, then fines of $100 for first offense, $500 second offense, $1000 3rd offense, after the 3rd offense a civil violation will be pursued in District Court.

H. The Fire Chief shall interpret and enforce this by-law.

(amended ATM 06/11/12)

or take any other action relative thereto. (General Bylaw Review Committee
ARTICLE 28: To see if the Town will vote to amend Article 12, POLICE REGULATIONS, of the General Bylaws by deleting it in its entirety and inserting the following, and deleting in their entirety Article 5, APPOINTMENT OF POLICE, Article 9, HAWKERS AND PEDDLERS, Article 15, CODE OF CONDUCT AND DRESS, Article 30, OFF-ROAD VEHICLE REGULATIONS, and Article 31, PUBLIC CONSUMPTION OF MARIJUANA AND TETRAHYDROCANNABIL (THC).

Article 12

POLICE REGULATIONS

Section 1: General

A. The Selectmen shall annually appoint a Chief of Police and such Regular or Special Police Officers as required, who, in addition to the duties required by the laws of the Commonwealth, shall make complaints for violation of these By-laws. The compensation of such officers shall be fixed by the Selectmen.

B. The Chief of Police possesses the discretion to determine the appropriate level of police service in the Town to ensure public safety. Therefore, notwithstanding any regulations or guidelines to the contrary, the Chief of Police has the discretion to require the presence of a sworn police officer, employed on a paid detail basis, in all instances where there is a street opening or any work to be done on a public way or at a public function in Town. The Chief shall have further discretion to determine the number of officers assigned to any such instance necessary to maintain public safety.

Section 2: Hawkers and Peddlers and Business Regulation

The Chief of Police shall administer and enforce the provisions of M.G.L. Chapter 101 that are not reserved to the Office of Consumer Affairs and Business Regulation or similar agency of the Commonwealth of Massachusetts.

The Board of Selectmen may promulgate rules and regulations, in consideration of any recommendation by the Chief of Police, for the effective administration and enforcement of the Section.

The Board of Selectmen may establish fees after conducting a public hearing for any license or permit that is authorized or required by this Section and by M.G.L. c. 101.

Section 3: Handicapped Parking Regulations

A. Any person or body that has lawful control of a public or private way or of improved or enclosed property used as off-street parking areas for businesses, shopping malls, theaters, auditoriums, sporting or recreational facilities, cultural centers, residential dwellings, or for any other place where the public has a right of access as invitees or licensees, shall reserve parking spaces in said off-street parking areas for any vehicle owned and operated by a disabled veteran or handicapped person whose vehicle bears the distinguishing license plate authorized by Section 2, of Chapter 90 of the Massachusetts General Laws or for any vehicle bearing the official identification of a handicapped person issued by any other state or any Canadian Province, according to the following formula: If the number of parking spaces in any such area is more than fifteen but not more than twenty-five, one parking space; more than twenty-five but not more than forty, five percent of such spaces but not less than two; more than forty but not more than one hundred, four percent of such spaces but not less than three; more than one hundred but not more than two hundred, three percent of such spaces but not less than four; more than two hundred but not more than five hundred, two percent of
such spaces but not less than six; more than five hundred but not more than one thousand, one and one-half percent of such spaces but not less than ten; more than one thousand but not more than two thousand, one percent of such spaces but not less than fifteen; more than two thousand but less than five thousand, three-fourths of one percent of such spaces but not less than twenty; and more than five thousand, one-half of one percent of such spaces but not less than thirty.

B. Parking spaces designated as reserved under the provisions of paragraph (a) shall be identified by the use of above grade signs with white lettering against a blue background and shall bear the words "Handicapped Parking: Special Plate Required. Unauthorized Vehicles May be Removed at Owner’s Expense"; shall be as near as possible to a building entrance or walkway; shall be adjacent to curb ramps or other unobstructed methods permitting sidewalk access to a handicapped person; and shall be twelve feet wide or two eight-foot wide areas with four feet of cross hatch between them. No person shall leave an unauthorized vehicle within parking spaces designated for use of disabled veterans or handicapped persons as authorized by this section or in such a manner as to obstruct a curb ramp designated for use by handicapped persons as a means of egress to a street or a public way. The penalty for violation of this by-law shall be as follows: one hundred and fifty dollars; and for each subsequent offense the vehicle may be removed according to the provisions of Section 120D, of Chapter 266 of the Massachusetts General Laws.

Section 4: False Alarms

A. Definitions. For the purpose of this amendment, the following words and phrases shall have the following meanings:

1. Alarm System. Any assembly of equipment and/or devices that are designed to be activated either manually or automatically for the purpose of drawing attention to the presence of a hazard or situation, criminal or otherwise, to which the police are expected to respond.

2. Alarm User. Any person or business on whose premises an alarm system is installed and maintained within the Town of Wrentham, except for alarm systems that are installed in or on motor vehicles.

3. False Alarm. The activation of an alarm system through mechanical failure, malfunction, improper installation or negligence of the use of the alarm system or his or her employees or agents and any signal or communication of fact when there has been no unauthorized entry or intrusion into the premises and there has been no attempted robbery or burglary at the premises. Excluded from this definition shall be the activation of an alarm system by power outages, utility companies or other outside sources, hurricanes, severe storms and similar conditions.

B. False Alarms.

1. After the Police Department has recorded four (4) separate false alarms within the fiscal year, the alarm user shall be assessed the following fines:
   i. Twenty-five dollars ($25.00) for the fifth and sixth alarms.
   ii. Fifty dollars ($50.00) for the seventh and subsequent false alarms.

2. Failure to pay the fine within 45 days from the billing date will result in court action for violation of a town by-law or a municipal charges lien being placed on real property pursuant to M.G.L. Chapter 40, Section 58 in the Norfolk Registry of Deeds until the
fine is paid.

C. Audible Alarm.

All alarm systems that emit an audible signal shall be equipped with a device for limiting the length of the audible signal to ten (10) minutes. Any user of an alarm system that either does not have such a device nor has a malfunction that allows the audible signal to continue for more than ten (10) minutes shall be assessed a fine of fifty dollars ($50.00). Failure to pay such fine within forty-five (45) days of the billing date will result in either court action of a violation or a town by-law or the placement of a municipal charges lien on the real property pursuant to M.G.L. 40, Section 58 in the Norfolk Registry of Deeds until the fine is paid.

D. Exemptions.

1. All federal, state and municipal buildings and property shall be exempt from the provisions of this by-law.

2. No provision shall be construed to place an obligation on the Police Department to respond to an alarm.

E. Control and Curtailment of Signals Emitted by Alarm Systems.

1. Every alarm system user shall submit to the Chief of Police the names and telephone numbers of at least two persons who are authorized to respond to an emergency transmitted by the alarm system, and who can open the premises wherein the alarm system is installed.

2. Any alarm system emitted a continuous and uninterrupted signal for more than twenty (20) minutes which cannot be shut off or otherwise curtailed due to the absence or unavailability of the alarm user or those persons designated under paragraph E, Section 1 of this section which disturbs the peace, comfort, or repose of a community, a neighborhood, or a number of the inhabitants of the area where the alarm system is located, shall constitute a public nuisance.

Upon receiving complaint of such a continuous and uninterrupted signal, the Chief of Police, or his designee, shall endeavor to contact the alarm user or members of the alarm user’s family or those persons designated by the alarm user under paragraph E, Section 1 in an effort to abate the nuisance. If such efforts do not result in the silencing of the alarm within thirty (30) minutes of its activation, the Police Chief, or his designee, May, at the expense of the owner, order the alarm’s deactivation using whatever means may be appropriate to the occasion.

3. The Police Chief shall cause to be recorded the names and addresses of all complainants, and the time of each complaint. (Section 4 added 2/9/98)

Section 5: Code of Conduct and Dress

A. The following acts conduct or dress in or on premises licensed in accordance with the Mass. General Laws. Chapter 138, Sections 1, 12, 14, and 23 are deemed contrary to the public need, and to the common good, and therefore no license shall be held for the sale of alcoholic beverages to be served and/or drunk in or on the licensed premises where such acts, conduct or dress is permitted.

B. It is forbidden to employ or permit any person in or on the licensed premises while such person is undressed, or in such attire as to expose to view any portion of the areola of the female breast or any portion of the male and/or female genitals, pubic hair, buttocks or
groin. Entertainers shall wear a nontransparent material which conceals the areola of the female breast.

C. It is forbidden to employ or permit any hostess, waitress or other person to mingle with the patrons while such hostess, waitress or other person is unclothed or in such attire as would expose to view any portion of the areola of the female breasts or any portion of the male and/or female pubic hair, genitals, buttocks or groin.

D. It is forbidden to encourage or permit any person in or on the licensed premises to touch, caress or fondle the breasts, buttocks or genitals of one's own person or of any other person.

E. It is forbidden to employ or permit any person to wear or use any device, apparatus or covering exposed to view which simulates the breasts, buttocks, pubic hair or genitals or any portion thereof which would be a violation of Section 3 above.

F. It is forbidden to employ or permit any person to in or on the licensed premises to perform an act or acts of:
   1. sexual intercourse, masturbation, sodomy, flagellation, or any sexual acts prohibited by law;
   2. touching, caressing or fondling the breasts, buttocks, or genitals of another or one's own person.

G. It is forbidden to allow any entertainer to perform in or on the licensed premises, while in the course of his or her entertainment or performance, so to entertain or perform less than three (3) feet from any patron in or on the licensed premises.

H. It is forbidden to employ or permit any person in or on the licensed premises to show motion picture films, still photographs or any other photographic reproductions depicting any person or any acts or any simulation of any acts prohibited in Section 2 through 6 inclusive.

I. At all times the entire area of the premises must be continually illuminated to the degree of not less than one (1) foot candle (measured thirty (30) inches from the floor) except those portions of the room covered by furniture.

J. No employee and/or entertainer shall solicit, induce, or request a patron to purchase any alcoholic or non-alcoholic beverage for them or any other person. Nothing shall prohibit the above activity between any employee and/or entertainer and any person who are related by blood or marriage.

K. No devices, mechanical, electrical or otherwise, shall be utilized by any licensee or anyone for whose conduct said licensee is responsible, for the purpose of signaling employees, entertainers, and/or patrons that agents of licensing authorities or law enforcement authorities are present.

L. Notwithstanding any of the foregoing provisions of this bylaw, no person duly licensed by the Licensing Board of the Town of Wrentham under General Laws, Chapter 138, Section 1, 12, 14, or 23 shall employ, use the services of, or permit upon his licensed premises any employees, entertainer, or other person who by his or her attire or conduct violates any general law, special act or bylaw of Wrentham.

M. The penalty for any violation of this bylaw shall be in accordance with the applicable provisions of the General Laws, Chapter 40, Section 21.

Section 6: Off-Road Vehicle Regulations
No person shall use or operate a motorized off-road vehicle, including but not limited to, mini-bikes, all terrain vehicles (ATV's), dirt bikes, snowmobiles or a similar motorized vehicle or motor bike which is eligible for registration under MGL Chapter 90B or any vehicles as described in MGL Chapter 90B section 20, or MGL Chapter 90, on any town owned property or private property, without prior written consent of the Town Authority or landowner having responsibility for the management of such property. Any such consent shall be temporary in nature, shall specify the period of time during which it is in force, and shall be subject to the prohibitions, restrictions and requirements of all Massachusetts General Laws.

This by-law will not restrict the use of properly registered vehicles or motor bikes on public roads or streets if they are in compliance of all Massachusetts General Laws. This by-law will not be applicable to people who use recreational vehicles on their own property.

Violators of this bylaw will be subject to a $250.00 fine for a first offense and $500.00 for a second and any subsequent offenses.

Section 7: Demeanor and Conduct on Public Ways and Public Property

A. No person shall leave any vehicle or material or place any obstruction in any sidewalk, street or public place and suffer the same to remain there over night without maintaining a sufficient light and suitable guards over or near the same throughout the night, nor allow the same to remain after notice from a police officer, constable or the selectmen to remove the same.

B. No person shall behave in a rude, indecent or disorderly manner, or use any indecent, profane or insulting language in any public place or on any street or sidewalk in the town or any public dwelling house or other buildings therein, or upon any doorstep, portico or other projection from any such house or other building to the annoyance or disturbance of any person; nor shall any person throw or drop in or upon any footpath, sidewalk, or highway in the town any metal, mineral or other thing that might or would be a source of annoyance or danger to anyone lawfully passing over or using the same.

C. Three or more persons shall not stand in a group or near each other on any public way or sidewalk in such a manner as to obstruct a free passage for pedestrians after a request to move on made by any constable or police officer.

D. No person shall throw or deposit in any manner upon any public way, place or square in the town any article, substance or material which may prove injurious in any respect to the hoofs of animals, the tires of bicycles or the rubber tires of automobiles and other vehicles.

E. No person other than an employee in the service of the Town of Wrentham or an employee in the service of an independent contractor acting for the town shall pile, push or shovel snow or ice into a town road so as to impede the flow of traffic on such way. Whoever violates this section shall be punished by a fine of not more than one hundred dollars. (added STM 3/14/94)

F. No person having the charge of a vehicle in any street shall neglect or refuse to stop the same as directed by a constable or police officer.

G. No person shall, without proper authority, intermeddle with or willfully break any arc lamp or lamp globe or incandescent lamps or any insulators or attachments used to carry power for electric street lighting or any parts of said lamps or globes or of the fixtures thereof placed or located within the limits of any public way or place in the town.

H. No person shall, without proper authority, intermeddle with or willfully break or injure any
hydrant, gate, gate box, or water pipe placed or located within the limits of any public way or place in the town.

I. No person shall make any indecent figures or write any indecent or obscene words upon any fence, building, or structure in any public place, or deface any sidewalk, tree, building or structure.

J. No person shall ride any horse or drive any horse or horses attached to a vehicle of any description in or upon any street or way for public travel at such an immoderate rate of speed as to injure or inconvenience any person standing, walking or riding therein.

K. No person shall, by any means or in any manner willfully frighten any horse; or play at any game in which a ball is used, or shoot with bows and arrows, air guns, fly any kites, or throw stones or other missiles in any street or any sidewalk.

L. No person shall skate or coast upon any sled upon any sidewalk or any street or public place except at such times and upon such streets or places as the selectmen may, by public notice, designate for such purpose.

M. No person shall discharge any gun, fowling piece, pistol or fire arm, or set fire to any material known as firework, or other combustible matter, or throw any such lighted fireworks in any of the public ways or streets of the town, except on such occasions and of such character and kind as the Board of Selectmen may, by public note, permit; provided however, this section shall not apply to any person in the exercise of a duty required or justified by law.

N. No person shall have more than one unregistered motor vehicle ungaraged on his premises in a residential district at any time. In no event will an unregistered, unsightly motor vehicle be stored in the front yard.

O. No person shall enter any real property under the control of the Board of Selectmen, the Department of Public Works, the School Department, the Conservation Commission or any other board or agency of the Town of Wrentham after having been forbidden to do so, whether personally or by notice posted thereon. (added STM 3/14/94)

P. No person shall violate any lawfully posted regulation of the Board of Selectmen regarding fishing, boating, bathing, skating and other recreational activities in or on Lake Archer, Mirror Lake and Lake Pearl.

Section 8: Alcohol

A. No person shall drink any alcoholic beverages as defined by Massachusetts General Laws, Chapter 138, Section 1, while on, in or upon any public way or way to which the public has access; any public park, playground or conservation area; or upon any private land or place without the consent of the owner or person in control thereof. A violation on this by-law shall be deemed to be a breach of the peace.

B. No person or entity holding a common victualler’s license shall permit any patron to bring alcoholic beverages onto the licensed premises, or to consume alcoholic beverages on the licensed premises. Any violation of this provision shall be punishable by a fine of $300.00, or by suspension, modification or revocation of the said common victualler’s license.

Section 9: Public Consumption of Marijuana and Tetrahydrocannabinol (THC)

A. No person shall smoke, ingest, posses or otherwise use or consume Marijuana or Tetrahydrocannabinol (as defined in G.L. c. 94C, § 1, as amended), while in or upon any
public place or any place to which the public has a right of access including, but not limited to public ways, private ways, sidewalks, parking lots, parks and commons, playgrounds, recreation areas, beaches, boat landings, cemeteries, municipal buildings and schools and grounds or athletic fields thereto, or premises licensed by the Town and including any motor vehicle or bicycle or other passenger conveyance operated by a common carrier, when parked or moving upon any of the above places or locations.

B. For the purpose of this ordinance, Marijuana and/or Tetrahydrocannabinol (THC) shall be any substance so defined by General Laws Chapter 94C Section, as amended.

C. The enforcing person shall make a record of the incident, such record to include the following information (to the extent that it is available), name and address of the person violating the by-law, date; time; motor vehicle registration number, if applicable; and location of the violation.

D. This by-law may be enforced through any lawful means in law or in equity including, but not limited to, enforcement by criminal indictment or complaint pursuant to G.L. c. 40, §, or by non-criminal disposition pursuant to G.L. c. 40, § 21D, by any police officer. Any person found to be in violation of this by-law, or who refuses to give the above-noted information or if any information proves false, shall be liable to a fine of three hundred dollars ($300) for each such violation. Any penalty imposed under this ordinance shall be in addition to any civil penalty imposed under G.L. c. 94C, § 32L.

Section 10: Enforcement

Any officer of the Wrentham Police Department shall have the power to enforce the provisions of Article 12. Any person who violates any provision of this Article shall be subject to a penalty of $100.00 unless a particular fine is specified for such violation. Any officer taking cognizance of a violation of any provision of this article, as an alternative to initiating criminal proceedings, may give to the offender a written notice to appear before the Clerk of the Wrentham District Court at any time during office hours, not later than twenty-one days after the date of such notice. Such notice shall be served in the form and manner prescribed by General Laws, Chapter 40, Section 21D, and shall be subject to the procedure for disposition set forth therein.

Section 11: Severability of Provisions

If any provision of this bylaw or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions of said bylaw nor the application of such other provisions, which can be given effect without the invalid provisions of application thereof, and for this purpose the provisions of this bylaw are severable.

Section 12: Other

A. The selectmen, before granting a written permission to move a building in any public street or way in town, shall ascertain if the destruction or injury of any shade or ornamental tree, shrub, or any fixture of ornament or utility standing in a street way, or enclosure adjoining the same, will be caused thereby, and if in such case, in the opinion of the selectmen, such permission should be granted, they may require the person applying to give satisfactory security to any person owning such trees, shrubs or fixtures to indemnify him for any damage caused as aforesaid, before giving such permission.

B. No person shall place or maintain over any sidewalk, any awning, shade, shade-frame, canopy, sign, or sign-board, without a permit from the Board of Selectmen, but no such awning, shade, shade-frame, canopy, sign or sign-board, shall be less than seven feet from the ground in the lowest part, nor extend beyond the line of the sidewalk.
C. No person, other than a duly authorized officer or employee, shall dig a trench or lay a pipe in, or in any way disturb the earth or materials on, in or under any street or public way without a permit in writing given by the Superintendent of Public Works upon application by said person made to said Board; and whenever such a permit is so issued, the person or persons to whom it shall be issued shall, whenever a pipe, drain or any other structure is placed in, along or under such a street or public way, file with said Board a plan of the same showing the location and elevation of such pipe, drain or other structure.

D. No person shall distribute or deposit advertising circulars, papers, or other matter on the streets of the town or shall team manure, hay, rubbish, ashes, liquid or other material in such manner as to litter, pollute or injure the streets of the town.

E. No person shall cart or convey garbage, manure, swill, rubbish, or filth of any kind nor any noxious or refuse liquid or solid matter or substance in any public street or place, excepting in the manner provided by the Board of Health.

F. No person shall, without proper authority, extinguish or remove any light placed to denote an obstruction or defect in a street or way.

G. No person shall erect, construct or maintain wires for the transmission of electricity or data, or any poles, piers, structures, abutments or conduits necessary therefore, upon, along, under or across a public way without first obtaining a permit from the Board of Selectmen pursuant to G. L. c.166, Section 22. Each day that any such equipment remains in place without a permit shall be deemed a separate offense.

H. No person shall suffer or permit the growth of trees, bushes or other vegetation on his or her property in a manner that obstructs safe sight distance at any intersection of public or private ways or interferes with a pedestrian's use of a public walkway. If any person fails to remove such vegetation within 14 days after being requested to do so in writing by the Superintendent of Public Works, the Superintendent or his or her designee may enter the property and remove such vegetation, as provided in General Law, Chapter 87, Section 5, and may collect the reasonable costs of such work from the owner of the property.

I. Any notice posted under the seal of the Town Clerk or any notice date stamped and posted by the Town Clerk on the principal official bulletin board of the Town or in a public place so designated for such posting shall not be removed. Removal of such notices shall be punishable by a fine of $100.00, and shall be enforced by the Chief of Police. (STM 10/18/99)

(amended ATM 06/11/12)

or take any other action relative thereto. (General Bylaw Review Committee)