

ATTORNEY GENERAL

Re:

## THE COMMONWEALTH OF MASSACHUSETTS OFFICE OF THE ATTORNEY GENERAL

CENTRAL MASSACHUSETTS DIVISION 10 MECHANIC STREET, SUITE 301 WORCESTER, MA 01608

(508) 792-7600 (508) 795-1991 fax www.mass.gov/ago

March 30, 2018

William Oelfke, Town Clerk Town of Shirley 7 Keady Way Shirley, MA 01464

Shirley Special Town Meeting of March 5, 2018 -- Case # 8784

Warrant Article # 4 (Zoning)

Dear Mr. Oelfke:

Article 4 - We approve Article 4 from the March 5, 2018 Shirley Special Town Meeting.

Pursuant to G.L. c. 40, § 32, neither general nor zoning by-laws take effect unless the Town has first satisfied the posting/publishing requirements of that statute. Once this statutory duty is fulfilled, (1) general by-laws and amendments take effect on the date these posting and publishing requirements are satisfied unless a later effective date is prescribed in the by-law, and (2) zoning by-laws and amendments are deemed to have taken effect from the date they were approved by the Town Meeting, unless a later effective date is prescribed in the by-law.

Very truly yours,

MAURA HEALEY ATTORNEY GENERAL Margaret J. Hurley

by: Margaret J. Hurley, Assistant Attorney General Chief, Central Massachusetts Division

Director, Municipal Law Unit Ten Mechanic Street, Suite 301 Worcester, MA 01608

(508) 792-7600 x 4402

cc: Town Counsel Lauren Goldberg

## Town of Shirley TOWN CLERK

7 KEADY WAY - SHIRLEY, MASSACHUSETTS - 01464-2812



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## Special Town Meeting Shirley, Massachusetts March 5, 2018

At a legal meeting of the qualified voters of the **TOWN OF SHIRLEY**, held March 5, 2018, the following business was transacted:

ARTICLE 4: Adopt Zoning for Medical Marijuana Treatment Centers and Non-Medical Marijuana Establishments

MOTION: Sarah Widing moved, seconded by Janet Tice, that the Town vote to amend the Protective Zoning By-laws as printed in the warrant under Article 4 to adopt zoning for medical marijuana treatment centers and non-medical marijuana establishments, and further by inserting at the end of Section 4.18.4(a) as appearing in the warrant the words, "in the case of a Registered Marijuana Dispensary (RMD), also known as a medical marijuana treatment center", so that the section will provide:

a. No marijuana shall be smoked, eaten, or otherwise consumed or ingested on the premises, except as expressly authorized by law in the case of a Registered Marijuana Dispensary (RMD), also known as a Medical Marijuana Treatment Center.

**VOTE:** Moderator determined approved by  $2/3^{rd}$  vote by card count by counters (Yes -62; No -3) (95%).

Card Vote: Passed by Majority in Favor per Moderator

A true copy, Attest:

TOWN SEAL