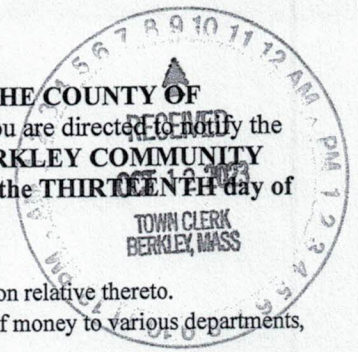




2023 SPECIAL TOWN MEETING

TO EITHER OF THE CONSTABLES OF THE TOWN OF BERKLEY, IN THE COUNTY OF BRISTOL, GREETING: In the name of the Commonwealth of Massachusetts, you are directed to notify the inhabitants of the Town of Berkley qualified to vote in elections to meet at the BERKLEY COMMUNITY SCHOOL GYMNASIUM, 59 South Main Street, in said Berkley on MONDAY, the THIRTEENTH day of NOVEMBER 2023 AT 7:00 P.M. then and there to act the following articles viz:



- ARTICLE 1:** To see if the Town will vote to hear the report of the Financial Committee, or to take any other action relative thereto.
- ARTICLE 2:** To see if the Town will vote to raise and appropriate or transfer from available FY23 funds a sum of money to various departments, or to take any other action relative thereto.
- ARTICLE 3:** To see if the Town will vote to accept the provisions of Massachusetts General Laws Chapter 41, Section 19J, authorizing it to compensate a town clerk who also serves as a member of the board of registrars of voters, in addition to any compensation to which such clerk is entitled as town clerk, a sum not less than fifty dollars but not to exceed one hundred dollars, and, if the number of registered voters exceeds one thousand, an additional sum not less than fifty dollars but not to exceed one hundred dollars for each additional thousand of registered voters or major fraction thereof, the total payment for such service as a member of said board not to exceed four thousand dollars in any year, or to take any other action relative thereto.
- ARTICLE 4:** To see if the Town will vote to transfer the sum of \$100,000.00 from the Ambulance User Fees Account to the Public Safety Renovation Account, or to take any other action relative thereto.
- ARTICLE 5:** To see if the Town will vote to transfer the sum of \$9,500.00 from the Ambulance User Fees Account to the EMS Data Processing Account, or to take any other action relative thereto.
- ARTICLE 6:** To see if the Town will vote to amend the "Official Zoning Map Town of Berkley" referenced in Article 21, Section 2.2, by adding the following Lot to the existing General Business District: 32 Padelford Street – Map 10 Lot 66; and to amend the Town's official zoning map accordingly; or to take any other action relative thereto.
- ARTICLE 7:** To see if the Town will vote to accept the fourth paragraph of Massachusetts General Laws Chapter 40, Section 5B, which provides for the dedication, without further appropriation, of all, or a percentage not less than 25 percent, of particular fees, charges or receipts to a stabilization fund established under said Chapter 40, Section 5B, to be effective for the fiscal year beginning on July 1, 2024.
- ARTICLE 8:** To see if the Town will vote to create a Marijuana Stabilization Fund in accordance with Massachusetts General Laws Chapter 40, Section 5B, the purposes for which monies deposited into the Fund may be expended to include all purposes reasonably related to the costs imposed upon the Town by the operation of Marijuana Establishment(s) and/or Marijuana Treatment Center(s), such fund to be effective for the fiscal year beginning on July 1, 2024; and to vote to dedicate all or a percentage, which may not be less than 25 percent, of fee(s) due under any Host Community Agreement signed with the Town pursuant to Massachusetts General Laws Chapter 94G, Section 3(d), to the Marijuana Stabilization Fund established as aforesaid, effective for the fiscal year beginning on July 1, 2024; or to take any other action relative thereto.
- ARTICLE 9:** To see if the Town will vote to create an Opioid Stabilization Fund in accordance with Massachusetts General Laws Chapter 40, Section 5B, the purposes for which monies deposited into the Fund may be expended to include Opioid Use Disorder, or OUD, treatment, support programs for people with OUD in treatment and recovery, Connects to Care for people with or at risk of developing OUD, harm reduction efforts to prevent overdoses, deaths or other opioid related harms, support of diversion and deflection programs and strategies for criminal-justice-involved persons with OUD, support of pregnant or parenting women and their families, including babies with Neonatal Abstinence Syndrome, and prevention of misuse of opioids and implementation of prevention education, such Fund to be effective for the fiscal year beginning on July 1, 2024; and to vote to dedicate all or a percentage, which may not be less than 25 percent, of opioid settlements to the Opioid Stabilization Fund established as aforesaid, effective for the fiscal year beginning on July 1, 2024; or to take any other action relative thereto.
- ARTICLE 10:** To see if the Town will vote to accept the provisions of Massachusetts General Laws Chapter 40, Section 8L, thereby establishing an Agricultural Commission to promote and develop the agricultural resources of the Town, to be comprised and empowered as per said statute, or to take any other action relative thereto.

...and you are hereby directed to serve this Warrant by posting up attested copies thereof, one at the Old Town Hall, Public Library, Common Crossing – 11 North Main St., and the Public Safety Building Lobby, Fire Station #2 at 6 Grove Street, in addition to The Town Hall, all in said Berkley fourteen days at least before the time of holding said Meeting. Said Warrant shall also be distributed by the Board of Selectmen by bulk-rate mailing to every residence in the Town in accordance with the Town of Berkley by-law Article 2, Section 1. Hereof fail not and make due return of this Warrant with your doings thereon to the Town Clerk of the time and place of Meeting as aforesaid.

Given under our hands, this, the 11th day of October, in the year two thousand twenty-three.

BOARD OF SELECTMEN:

Joe Freitas, Chairman

Tabitha K. McCrohan, Clerk

Wendy F. Cochrane, Member

BRISTOL, SS:

Berkley, Oct. 12, 2023

I have served the above Warrant by posting up attested copies, one at each of the above-named places in said Berkley, fourteen days at least before the time of holding said meeting.

Constable of Berkley