

*Minutes of the  
Special Town Meeting  
of the  
Town of Essex*

The November 18, 2013 Special Town Meeting of The Town of Essex held at the Essex Elementary School Cafeteria was called to order at 7:39 pm by Moderator Rolf P. Madsen. A quorum of over 195 voters were present at the time.

Following the salute to our National Flag, a moment of silence was observed in memory of Town officials and volunteers who have passed since our last meeting: Mildred Oliver, William (Bill) Lundy, Roger Ball, Cynthia Cameron, Elizabeth (Tootie) Angelson and Annette Osborn.

Moderator Rolf P. Madsen, duly seconded, move that the reading of the Warrant be omitted as copies were available to the audience upon check in.

The following people were appointed as tellers: Carolyn Knowlton, Martha Thompson, Genevieve Guerin, Ellen Hull, Sandy Ginn, Elizabeth Guerin, Helen Brown and Lee Bresnahan.

*There were no objections to the tellers appointed.*

**ARTICLE 1 – RENOVATION TO TOWN HALL AND LIBRARY**

Motion made by Lisa O'Donnell, duly seconded that the Town transfer from free cash the sum of \$260,000 for renovations to the Town Hall and Library building at 30 Martin Street in order to improve health, safety, and the working environment.

*Motion carries.*

**ARTICLE 2 – MEMBERSHIP WITH THE NORTHEAST MOSQUITO CONTROL AND WETLANDS MANAGEMENT DISTRICT**

Motion made by Lisa O'Donnell, duly seconded, that the Town vote to renew its membership and to participate in the Northeast Massachusetts Mosquito Control and Wetlands Management District for a minimum of three years, pursuant to Chapter 258 of the Acts of 1958, as amended by Chapter 410 of the Acts of 1996, G.L. c. 252, ss. 5 and 5A, and other applicable laws, subject to an assessment through a reduction in Cherry Sheet revenue in an amount to be determined annually by the District Commissioners, and to authorize the Board of Selectmen and the Board of Health to enter into all agreements and to execute any and all instruments as may be necessary to affect this vote.

*Motion fails.*

**ARTICLE 3 – ENGINEERING CONSULTANT TO REVIEW THE FEDERAL CHANNEL WITHIN THE ESSEX RIVER**

Motion made by Lisa O'Donnell, duly seconded, that the Town vote to transfer from free cash the sum of \$30,000 for an engineering consultant to review the present status of the encroachment of structures into the Federal Channel of the Essex River and to work with Town officials and other stakeholders to eliminate encroachments, draft plans for realignment of the Federal Channel, draft plans for reconfiguration of the Federal Channel, and take any other actions to provide all other precursors necessary to apply to the Army Corps of Engineers, the Federal Legislature, or any other entity for Federal dredging assistance against an encroachment-free backdrop, and to authorize the Board of Selectmen to enter into all agreements and to execute any and all instruments as be necessary to affect this vote.

*Motion carries.*



Motion made by Jeffrey Soulard, duly seconded, that the Town vote to transfer from free cash the sum of \$1,920 to the Emergency Medical Dispatch reimbursable grant fund, to fund a deficit.

*Voted unanimously.*

**ARTICLE 13 – FUND AN ANTICIPATED DEFICIT IN ASSESSORS’ OVERLAY ACCOUNT**

Motion made by Richard Cairns, duly seconded, that Article 13 be indefinitely postponed.

*Voted unanimously.*

**ARTICLE 14 – ADD TO THE CONOMO POINT LEGAL BUDGET FOR FY2014**

Motion made by Jeffrey Jones, duly seconded, that the Town vote to transfer from free cash the sum of \$150,000 to be added to the Conomo Point Legal Budget for fiscal year 2014.

*Motion carries.*

**ARTICLE 15 – TOWN’S STABILIZATION FUND**

Motion made by Jeffrey Jones, duly seconded, that Article 15 be indefinitely postponed.

*Voted unanimously.*

**ARTICLE 16 – UNPAID BILLS FROM PAST FISCAL YEARS**

Motion made by Jeffrey Soulard, duly seconded, that Article 16 be indefinitely postponed.

*Voted unanimously.*

A motion was made and duly seconded to dissolve the Special Town Meeting at 10:02 pm.

*Voted unanimously.*

**Attached to these minutes:**

**Exhibit A: (Article 4) Full text of Article 4 as written in the warrant.**

A true copy.

Attest: \_\_\_\_\_

Christina J. Wright

Town Clerk

**EXHIBIT A**

I hereby certify that the following is a true copy of the text of Article 4 of the November 18, 2013 Special Town Meeting as written in the Warrant:

ARTICLE 4

To see if the Town will vote to amend Section 6-3.4.2 of the Town of Essex Zoning Bylaws, Uses Requiring Special Permit, by adding a use to be known as “Medical Marijuana Treatment Center/Registered Marijuana Dispensary” as subsection “m” of said Section, and further, to amend Section 6-2.2 of the Town of Essex Zoning Bylaws, Definitions, by adding the following definition after the definition of “Lot Measurements” in said Section:

**Medical Marijuana Treatment Center or Registered Marijuana Dispensary:**

a not-for-profit entity registered under 105 CMR 725.100, that acquires, cultivates, possesses, processes (including development of related products such as edible marijuana-infused products (“MIPs”), tinctures, aerosols, oils, or ointments), transfers, transports, sells, distributes, dispenses, or administers marijuana, products containing marijuana, related supplies, or educational materials to registered qualifying patients or their personal caregivers. Unless otherwise specified, Medical Marijuana Treatment Center or Registered Marijuana Dispensary refers to the site(s) of dispensing, cultivation, and preparation of marijuana.

; or take any other action relating thereto.

A true copy.

Attest: \_\_\_\_\_  
Christina J. Wright  
Town Clerk