

## ARTICLE 10

### SELECT BOARD

#### **Section 1**            **Scope of Powers and Duties**

In accordance with Section 3-2 of the Charter, the Select Board shall be responsible for the general direction and management of the property and affairs of the Town in all matters not otherwise provided for by law or by these by-laws.

#### **Section 2**            **Appointments**

The Select Board shall appoint the officials and multiple member bodies listed in the table entitled "Appointments Made by the Select Board," which is incorporated into this section by reference. The Select Board shall also make such other appointments as may be provided by Town Meeting vote or by their own vote.

#### **Section 3**            **Litigation Authority**

The Select Board shall have the authority to prosecute, defend, negotiate, and/or resolve, through the Town Counsel as provided under Sections 6 and 7 of Article 22 of the By-laws, all litigations to which the Town is a party. The Select Board may settle any claim against the Town whenever there are sufficient funds available in an account for that purpose or whenever they have so recommended in writing and the Finance Committee authorizes a transfer therefor from the General Fund Reserve Fund.

#### **Section 4**            **Parking Meters**

The Select Board is empowered to cause parking meters to be placed on any public way of the Town, at such places, other than residential districts, and in such manner and at such rates as it may determine.

The revenue collected from parking meters shall be turned over to the Town Treasurer. The Select Board is empowered to use said revenue for the installation, replacement, or maintenance of said parking meters when necessary or for the acquisition, maintenance and improvement of off-street parking areas and facilities.

#### **Section 5**            **MARIJUANA LICENSING**

**5.1 Marijuana License Required.** No person shall carry on the business operating an Adult Use Marijuana Establishment as defined in G.L. c.94G and 935 CMR 500, including the cultivation, processing, packaging, delivering, manufacturing, branding, selling or otherwise transferring or testing marijuana or marijuana products within the Town unless first duly licensed thereof by the Select Board, which license shall be renewed by said Marijuana Establishment annually.

**5.2 Host Community Agreement Required.** Any Marijuana Establishment operating within the Town shall at all times have a valid Host Community Agreement and operate in accordance with the terms and provisions thereof.

**5.3 Regulations.** The Select Board shall adopt rules and regulations related to the issuance of such licenses, including the fees to be paid therefore and the conditions to be satisfied by any applicant for such a license.

**5.4 Applications.** Applicants for a license shall file an application on a form provided by the Select Board, signed under the penalties of perjury by the applicant, containing such information as the Select Board may reasonably require from time to time. Each applicant shall pay an application fee as may be reasonably determined from time to time by the Select Board.

**5.5 Limitation on Licenses:** The number of licenses issued for Adult Use Marijuana Retailers, as defined in G.L. c.94G, §1 and 935 CMR 500.00, shall be limited to twenty percent (20%) of the number of licenses issued within the Town for the retail sale of alcoholic beverages not to be drunk on the premises where sold pursuant to G.L. c.138 §15. In the event that 20% of said licenses is not a whole number, the limit shall be rounded up to the nearest whole number.

**5.6 Hearing.** The Select Board shall hold a public hearing within 60 days of receipt of a completed application, with due written notice provided to the applicant of the time, date and location where such application will be heard.

**5.7 Enforcement.** The Select Board may issue orders as appropriate to aid in the enforcement of this regulation and may enforce these provisions in equity, including the request for injunctive relief, in a court of competent jurisdiction. Any failure to comply with any order issued hereunder shall result in the issuance of a formal warning. Any failure to comply with such a warning shall result in a fine of \$100.00. Any failure to comply after the issuance of said fine may be punishable by a subsequent fine of \$300.00. Each day of a continued non-compliance shall constitute a separate violation. Further, the Select Board may hold a hearing, with notice to the licensee, to determine if such license should be modified, suspended or revoked.

## APPOINTMENTS MADE BY THE SELECT BOARD

Name	Citation <sup>+</sup>	Additional References <sup>++</sup>
<b>Town Officials / Committees</b>		
Affordable Housing Trust Fund		
Audit Advisory Committee	(B) Art. 23A	
Bacon Free Library Maintenance Committee		
Board of Appeals	(C) s. 3-2(c)	(B) Art. 29
Cable Advisory Board		
Cochituate Rail Trail Advisory Committee		
Commission on Disability		
Community Development Advisory Committee		
Comptroller	(C) s. 3-2(c)	(C) s. 6-3(a)
Conservation Commission	(C) s. 3-2(c)	(B) Art. 30
Contributory Retirement Board (1 member)		
Council on Aging	(B) Art. 25	
Director of Veterans Services	(C) s. 3-2(c)	
Economic Development Committee		
Elderly and Disabled Taxation Fund Committee		
Emergency Management Director		
Asst. Emergency Management Director		
Fair Housing Officer		
Fire Chief	(C) s. 3-2 (c)	(B) Art. 24, s. 15
Historic District Commission	(B) Art. 26	
Historical Commission		
Information Systems Advisory Board	(B) Art. 27	
Katherine L. & Waldo Kennedy Trust Fund		
Labor Relations Consultant		
Lock-Up Keeper		
Lookout Farm Advisory Committee		
MathWorks Scholarship Committee		
Natick Cultural Council		
Open Space Advisory Committee		
Police Chief	(C) s. 3-2 (c)	(B) Art. 24, s. 14
Registrars of Voters	(C) s. 3-2(c)	(B) Art. 28
Sustainability Committee	(B) Art. 37	
Town Administrator	(C) s. 3-2(c)	(C) s. 4-1; (B) Art. 20
Town Counsel	(C) s. 3-2(c)	(B) Art . 22, s. 3
Transportation Advisory Committee	(B) Art. 37	

**APPOINTMENTS MADE BY THE SELECT BOARD (cont.)**

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<b>Name</b>	<b>Citation<sup>+</sup></b>	<b>Additional References<sup>++</sup></b>
Veterans Burial Officer		
Walcott Fund Board of Managers		
Youth Advisory Board		
<b>Representatives to Regional Boards</b>		
MBTA Advisory Board		
Metropolitan Area Planning Council		
MetroWest Growth Management Committee (one member of the Select Board)		
Middlesex County Advisory Board		
MetroWest Regional Transportation Authority		
MWRA Advisory Board		
Regional Transportation Advisory Council		
South Middlesex Opportunity Council		
South Middlesex Regional Vocational School	(A) s.1	

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- + The citation indicates the section in the Charter or By-Laws or other document where the Select Board is designated as the appointing authority. If no citation is given, this by-law should be cited.
  - ++ Further provisions regarding terms of appointment or composition of multiple member bodies are provided as additional references.
- Key: (A) - Agreement Between the Towns of Ashland, Framingham, Holliston, Hopkinton, and Natick, Massachusetts, dated December 5, 1966, as amended; (B) - By-Laws; (C) - Charter; Art. - Article; c. - chapter; s. - section.