

# Arlington Town Meeting Voting Results 04/28/2014

2014 Annual Town Meeting (First Session)  
Monday, April 28, 2014

## Annual Town Meeting

Articles Voted: 2, 4, 5, 6, 7, 8, 9 & 11  
Postponed Articles: 10 (Stephen Harrington, Pr. 13)  
Resolution: John L. Worden III, Pr. 8  
(Re: Passing of Harry P. McCabe)

**ARTICLE 2 STATE OF THE TOWN ADDRESS  
VOTED: (UNANIMOUSLY) (QUORUM PRESENT)**

**A true copy of the vote under  
Article 2 of the Warrant for the  
Annual Town Meeting of the  
Town of Arlington at the session  
held April 28, 2014.**

**ATTEST: Town Clerk**

**ARTICLE 4 APPOINTMENT OF MEASURER OF WOOD AND BARK  
VOTED: (QUORUM PRESENT)**

**That Elsie C. Fiore, 58 Mott Street, be and hereby is appointed Measurer of Wood  
and Bark until the next Annual Election.**

**A true copy of the vote under  
Article 4 of the Warrant for the  
Annual Town Meeting of the  
Town of Arlington at the session  
held April 28, 2014.**

**ATTEST: Town Clerk**

**ARTICLE 5                    ELECTION OF ASSISTANT TOWN MODERATOR  
VOTED:                    (QUORUM PRESENT)**

**Nominations were held for the position of Assistant Moderator and James M. O’Conor, 63 Overlook Road was the sole candidate nominated by Christine Deshler, Pr. 19.**

**Mr. O’Conor was duly elected for a term of one year as provided in Title I, Article 1, Section 11A of the Bylaws.**

**A true copy of the vote under Article 5 of the Warrant for the Annual Town Meeting of the Town of Arlington at the session held April 28, 2014.**

**ATTEST:     Town Clerk**

**ARTICLE 6                    ZONING BYLAW AMENDMENT/MEDICAL MARIJUANA  
TREATMENT CENTERS, REGISTERED MARIJUANA  
DISPENSARIES SITING**

**VOTED:                    (TWO-THIRDS TOWN MEETING MEMBERS VOTING)  
                                  (160 IN THE AFFIRMATIVE AND 49 IN THE NEGATIVE)**

**That the Zoning Bylaw be and hereby is amended by:**

**(a) adding the definition of “Medical Marijuana Treatment Center” to Article 2 (Definitions) immediately after “Marquee,” as follows:**

**“Medical Marijuana Treatment Center:**

**A not-for-profit establishment registered with the Commonwealth, also known as a “registered marijuana dispensary” (RMD) that acquires, cultivates, possesses, processes (including development of related products such as food, tinctures, aerosols, oils, or ointments), transfers, transports, sells, offers for sale, distributes, dispenses, or administers marijuana, products containing marijuana, related supplies, or educational materials to registered qualifying patients or their personal caregivers for medical purposes”;**

**(b) amending Section 5.04 (Table of Use Regulations) by adding a new use numbered 7.10 as follows: “Medical Marijuana Treatment Center, permitted as such by the Arlington Board of Health” and “SP” under the B3, B5 column for Use 7.10;**

**(c) amending Section 11.06 ("Environmental Design Review") by adding to the end of Section 11.06(b) the following new numbered paragraph 4, "Use 7.10 (Medical Marijuana Treatment Center) shall be subject to the environmental design review procedures and standards hereinafter specified."**

**A true copy of the vote under Article 6 of the Warrant for the Annual Town Meeting of the Town of Arlington at the session held April 28, 2014.**

**ATTEST: Town Clerk**

**ARTICLE 7 ZONING BYLAW AMENDMENT/COMPREHENSIVE PERMIT APPLICATIONS**

**VOTED: (UNANIMOUSLY)**

**No Action**

**A true copy of the vote under Article 7 of the Warrant for the Annual Town Meeting of the Town of Arlington at the session held April 28, 2014.**

**ATTEST: Town Clerk**

**ARTICLE 8                    ZONING BYLAW AMENDMENT/REGULATION OF OUTDOOR LIGHTING – DARK SKIES BYLAW**

**VOTED:                        (159 IN THE AFFIRMATIVE AND 52 IN THE NEGATIVE)  
                                      (Quorum Present)**

**That Title V, Article 14 (“Regulation of Residential Outdoor Lighting) of the Town Bylaws be and hereby is amended by deleting it in its entirety and replacing it with the following:**

**ARTICLE 14 REGULATION OF OUTDOOR LIGHTING**

**Section 1. Introduction**

**It is the intention of this by-law to regulate the use of outdoor lighting so as to not unduly inconvenience and/or disturb residential abutters by having outdoor lighting shining directly into their windows or onto their properties, or by creating observable and unreasonable glare shining into their windows or onto their properties. This by-law is enacted with the understanding that enforcement shall be based upon any complaint issued by any resident or residential property owner within the Town.**

**Section 2. Regulation**

**a. All outdoor lighting, including but not limited to: floodlighting, decorative lighting, lighting primarily designed to illuminate walks and/or walkways, driveways, flagpoles, outdoor living areas and/or outdoor recreational facilities shall be appropriately continuous, indirect, and installed and/or shielded in a manner that shall prevent unreasonably bright light from shining onto or upon any street and/or nearby residential property whether directly or by creating unreasonably bright glare.**

**b. The following lighting shall be exempt from the provisions of this by-law:**

**i. Temporary holiday lighting.**

**ii. Internally illuminated signs.**

**iii. Emergency lighting such as used by the Police, Fire Department, or other official or utility emergency personnel. Placement of longer-term emergency lighting shall, to the largest extent possible, take into consideration the detrimental effects of glare on passing motorists and pedestrians and on residential lots.**

**iv. Lighting during special events such as fairs, concerts, or celebrations sponsored by the Town of Arlington or approved by the Board of Selectmen;**

**v. Lighting on playing fields and courts under the jurisdiction of the Town of Arlington;**

**vi. Lighting of historic or architectural significance exempted by a vote of the Arlington Historical Commission.**

**c. Lighting installed prior to the enactment of this by-law, as amended, shall be exempt from the provisions of this by-law until April 15, 2015.**

**Section 3. Enforcement**

**Enforcement of this by-law shall be under the authority of the Building Inspector. Upon receiving a complaint in writing, from a resident or property owner in the Town, the Building Inspector shall enforce this by-law as set forth in the Fines & Fees Schedule of the by-law.**

**Section 4. Fines & Fees Schedule**

- A. First offense: A written warning stating a property owner/resident is in violation: Ten (10) days to meet compliance.**
- B. Second offense:\$25.00 Fine. Five (5) days to meet compliance.**
- C. Third offense and \$50.00 Fine. Five (5) days to meet compliance before each subsequent offense another \$50.00 fine issues.**

**A true copy of the vote under Article 8 of the Warrant for the Annual Town Meeting of the Town of Arlington at the session held April 28, 2014.**

**ATTEST: Town Clerk**

**ARTICLE 9 ZONING BYLAW AMENDMENT/RESTAURANT OUTDOOR SEATING**

**VOTED: No Action**

**A true copy of the vote under Article 9 of the Warrant for the Annual Town Meeting of the Town of Arlington at the session held April 28, 2014.**

**ATTEST: Town Clerk**

**ARTICLE 11            BYLAW AMENDMENT/TOWN MEETING ELECTRONIC VOTING**

**VOTED:                    (208 IN THE AFFIRMATIVE AND 1 IN THE NEGATIVE)  
                                  (QUORUM PRESENT)**

**That the first paragraph of Title I, Article 1, Section 10.C ("Procedural Rules") of the Town Bylaws be and hereby is amended by, deleting the final sentence thereof and replacing it with the following:**

***The individual votes shall always be displayed if the margin of success of the prevailing side, calculated by subtracting the smallest number needed to prevail from the actual number of prevailing votes, is less than three.***

**A true copy of the vote under Article 11 of the Warrant for the Annual Town Meeting of the Town of Arlington at the session held April 28, 2014.**

**ATTEST: Town Clerk**