



TOWN OF BELLINGHAM

OFFICE OF TOWN CLERK

TOWN HALL
P. O. BOX 367
BELLINGHAM, MASSACHUSETTS 02019

JULY 7, 1977

TOWN CLERK
BERTRAND Z. REMILLARD

TELEPHONE
968-0040

PUBLICATION OF TOWN BY-LAWS

THE ATTACHED AMENDMENTS TO THE ZONING BY-LAWS ADOPTED UNDER ARTICLES 7, 8, 9 AND 10 AND OF THE ZONING MAP PERTAINING TO ARTICLES 8, 9 AND 10, AND TO THE GENERAL BY-LAWS ADOPTED UNDER ARTICLE 13 OF THE WARRANT FOR THE ANNUAL TOWN MEETING HELD MARCH 25, 1977, INCLUDING THE ADJOURNED SESSIONS OF MARCH 30, 1977 AND APRIL 6, 1977, HAVING BEEN APPROVED BY THE ATTORNEY GENERAL ON JULY 5, 1977, ARE HEREBY PUBLISHED.

ATTEST:

Bertrand Z. Remillard
BERTRAND Z. REMILLARD
BELLINGHAM TOWN CLERK

POSTED AT THE FOLLOWING PLACES:

PRECINCT #1: TOWN CLERK'S OFFICE (TOWN HALL) AND HOWE PHARMACY

PRECINCT #2: NORTH BELLINGHAM COMMUNITY BUILDING AND CUMBERLAND FARMS STORE

PRECINCT #3: MURRAY MEMORIAL BUILDING AND GAGNE'S DRUG STORE

I HEREBY CERTIFY THAT I HAVE POSTED ATTESTED COPIES OF THE ABOVE NOTICE AT THE PLACES INDICATED

DATE 7-8-77

Lois B. Arnold
CONSTABLE OF BELLINGHAM



THE COMMONWEALTH OF MASSACHUSETTS

DEPARTMENT OF THE ATTORNEY GENERAL

JOHN W. MC CORMACK STATE OFFICE BUILDING

ONE ASHBURTON PLACE, BOSTON 02108

FRANCIS X. BELLOTTI
ATTORNEY GENERAL

July 5, 1977

RECEIVED & FILED
BELLINGHAM TOWN CLERK

Bertrand Z. Remillard
[JUL] 6 1977

Bertrand Z. Remillard
Bellingham Town Clerk
P.O. Box 367
Bellingham, Massachusetts

Dear Mr. Remillard:

I enclose the amendments to zoning by-laws adopted under Articles 7, 8, 9, and 10 and the amendment to general by-laws adopted under Article 13 of the warrant for the Annual Town Meeting held March 25, 1977, with the approval of the Attorney General endorsed thereon and on the zoning map pertaining to Articles 8, 9, and 10.

Very truly yours,

Henry F. O'Connell
Assistant Attorney General

HFO/ccd
enc.



TOWN OF BELLINGHAM

OFFICE OF TOWN CLERK

TOWN HALL
P. O. BOX 367
BELLINGHAM, MASSACHUSETTS 02019

TOWN CLERK
BERTRAND Z. REMILLARD

April 28, 1977

TELEPHONE
966-0040

The Honorable Francis X. Bellotti
Attorney General of Massachusetts
State House
Boston, Massachusetts 02133

Re: Annual Town Meeting VOTES,
General and Zoning By-Law Changes

Dear Attorney General:

I hereby certify that the following motions were adopted under Articles 7, 8, 9, 10 and 13 by voters of the Town of Bellingham at the Annual Town Meeting of March 25, 1977, including the Adjourned Sessions of March 30, 1977 and April 6, 1977:

ARTICLE 7. ZONING BY-LAW AMENDMENT

VOTED: Unanimously voted that the Town will amend the Bellingham Zoning By-Law by renumbering all internal subsection references consistently with the subsection renumbering and relocation adopted under Article 8 of the March, 1975, Annual Town Meeting, such references being as follows:

<u>Reference Location</u>	<u>Formerly</u>	<u>Should Be</u>
Sec. 2400, footnote 2	3900	4600
Sec. 2400, footnote 4	3700	4400
Sec. 2400, "Sign" row	3500	3100
Sec. 2500, footnote *	3100	4110
Sec. 3113	3533	3133
Sec. 4100 (d)	3400	3200
Sec. 4320	3600	4300
Sec. 4610	3920 through 3970	4620 through 4670
Sec. 4610 (c)	3900	4600
Sec. 4610 (c)	3921	4621
Sec. 4640	3922	4622
Sec. 4660	3900	4600
Sec. 4660	3940	4640

(Recommended by Finance Committee)
(Recommended by Planning Board)

The Honorable Francis X. Bellotti

Re: Annual Town Meeting VOTES,
General and Zoning By-Law Changes

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April 28, 1977

ARTICLE 8 - ZONING BY-LAW AMENDMENT

VOTED: That the Town amend the Bellingham Zoning By-Law as follows:

1. Delete the first paragraph of Subsection 2110 in its entirety, substituting the following in place thereof:

"2110. For purposes of this By-Law, the Town of Bellingham is hereby divided into the following types of districts:

Agricultural District.....	A
Suburban District.....	S
Residential District.....	R
Multi-Family Dwelling District.....	M
Business Districts.....	B-1; B-2
Industrial District.....	I"

2. Amend Section 2400. Use Regulations Schedule as follows:

- a. Revise the column heading "R" to read "S,R";
- b. Revise the first row under AGRICULTURAL USES to read:

"Livestock raising on parcel under 5 acres¹"

- c. Replace footnote "1" referenced to "Livestock raising on parcel under 5 acres¹" with the following:

"¹Cattle, horses, sheep, hogs, goats, or similar livestock shall be maintained only on premises having an area of not less than 40,000 square feet plus 15,000 sq. ft. per large animal (25 pounds or heavier at maturity) in excess of one or per ten smaller animals in excess of the first ten. Such animals and their wastes shall be contained at least 50 feet from any abutting lot line of a residentially used lot, and at least 50 feet from any year-round surface water body."

and further, by referencing the same footnote to the row heading "other farm¹".

- d. Under COMMERCIAL USES, change the "Animal Kennel or Hospital" entry for the Agricultural District from "Yes" to "No".
- e. Under ACCESSORY USES, add the following two uses and entries immediately after the "Private Stable" entry:

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	"A	S;R	M	B-1; B-2	I
Animal Kennel ²	SP	SP	No	SP	SP
Livestock Raising ²	Yes	SP	No	No	No"

and further, by adding footnote "2" to read:

"²Cattle, horses, sheep, hogs, goats, or similar livestock shall be maintained accessory to a dwelling only on a lot having an area of not less than 40,000 square feet plus 15,000 sq. ft. per large animal (25 pounds or heavier at maturity) in excess of one or per ten smaller animals in excess of the first ten. Such animals and their wastes shall be contained at least 50 feet from any abutting lot line of a residentially used lot, and at least 50 feet from any year-round surface water body."

and further, by referencing this same footnote to the row heading "Private stable²".

3. Amend Section 2600. Intensity of Use Schedule as follows:

- a. Delete in their entirety the titles of and all entries under the "A" and "R" columns, substituting the following three titles and columns in place thereof:

	"	A	S	R
Min. Lot Area (Sq. ft.)				
Two-family dwelling	120,000	60,000	30,000	
Other uses	80,000	40,000	20,000	
Min. lot frontage (ft.)	200	150	125	
Min. front yard ^{a,d} (ft.)	30	30	20	
Min. side yard (ft.)	15	15	10	
Min. rear yard (ft.)	20	20	20	
Min. landscaped open space (sq.ft./dwelling unit)	--	--	--	
Max. building height (ft.)	35	35	35"	

- b. Amend footnote b (dealing with B-1 and I side yards) to read as follows:

"b. Side yard may be reduced to zero, except where abutting a residential use or a Residential, Suburban, or Agricultural District, provided that access to rear areas via drives not less than 15 feet wide is assured."

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c. Amend footnote c (dealing with I front and rear yards) to read as follows:

"c. Increase to 100 feet for industrial buildings facing or adjoining a Residential, Suburban, or Agricultural District."

d. Delete footnote f (dealing with residence in B-1 districts).

4. Amend Section 3130 to read as follows:

"3130. Permitted Permanent Signs in Agricultural, Suburban, and Residential Districts:"

5. Amend Subsection 3141 (dealing with permitted permanent signs in other districts) to read as follows:

"3141. Any signs permitted in Agricultural, Suburban, and Residential Districts."

6. Amend the last sentence of Subsection 3220. Disturbances to read:

"Interferences originating in business or industrial districts shall not be normally perceptible more than 100 feet within an Agricultural, Suburban, or Residential District."

7. Amend the first sentence of Section 4300. Cluster Development to read:

"Parcels in excess of ten acres located within the Agricultural (A) or Suburban (S) District may be subdivided and developed with cluster lots, if approved by the Board of Appeals for a Special Permit for cluster development."

8. Amend Subsection 4320 to read:

"4320. The total number of lots shall not exceed the number of lots into which the land could legally be subdivided were it not for the provision of Section 4300, to be estimated in the absence of an alternative conventional plan as being equal to 85% of the overall parcel area, divided by the normal lot area requirement for the district in which the parcel lies, as provided in Section 2600. However, at least 80% of the lot area employed for zoning compliance shall be exclusive of area under water nine months or more in a normal year; fresh water wetlands as defined in Sec. 40, Ch. 131, G.L.; land having slopes in excess of 25 percent; or land otherwise precluded from development because of easements or local, state, or federal law, regulation, or statute. The number of lots proposed shall be supported

The Honorable Francis X. Bellotti

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by calculations submitted by a Registered Land Surveyor."

9. Amend Section 4330 to read:

"4330. The intensity of use requirements of Section 2600 for the Residential (R) District shall be conformed to for each cluster lot created in a Suburban District and the intensity of use requirements for the Suburban District shall be conformed to for each cluster lot created in an Agricultural District."

10. Amend ARTICLE V. DEFINITIONS to read as follows:

a. Revise the definition of "Animal Kennel or Hospital" to read:

"Animal Kennel or Hospital - Premises used for the harboring and/or care of more than three dogs or other domestic non-farm animals three months old or over. Use shall be so classified regardless of the purpose for which the animals are maintained or whether fees are charged or not."

b. Add the following definition of "Farm" at its proper alphabetical location.

"Farm - Premises containing at least five acres used for gain in raising of agricultural product, livestock, poultry, and/or dairy products. 'Farm' includes necessary farm structures and the storage of equipment used, but excludes public stables, and animal kennels or hospitals."

c. Revise the definition of "Livestock Raising" to read as follows:

"Livestock Raising - The raising or harboring of ten or more poultry or of more than two cattle, horses, sheep, hogs, goats, minks, rabbits, or similar farm animals six months old or older."

11. Amend the Bellingham Zoning Map by deleting it in its entirety, substituting in place thereof the map entitled "Zoning Map, Bellingham, Massachusetts", dated January 1, 1977, said map having been on display at the Town Hall and on file with the Town Clerk.

VOTE: YES 83; NO 22; TOTAL 105
2/3 of 105 being 70, the motion carried

(Recommended by Finance Committee)
(Recommended by Planning Board)

ARTICLE 9. ZONING BY-LAW AMENDMENT

VOTED: Unanimously voted that the town amend the Bellingham Zoning Bylaw by amending the Zoning Map, removing from the Multi-family Dwelling

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District and placing into the Suburban District all land now zoned Multi-family and lying between High Street and the lot line separating Parcels "B" and "C" from Parcel "D", as shown on the "Plan of Land in Bellingham, Mass.", dated Feb. 25, 1974, prepared by Somerville Engineering, Inc., of Somerville, Mass., and endorsed by the Bellingham Planning Board on February 28, 1974."

(Recommended by Finance Committee)
(Recommended by Planning Board)

ARTICLE 10. ZONING BY-LAW AMENDMENT

VOTED: Unanimously voted that the Town amend the Bellingham Zoning By-Law by amending the Zoning Map, placing into the Suburban District the existing Multi-family Dwelling District located off South Main Street and Old Scott Hill Road.

(Recommended by Finance Committee)
(Recommended by Planning Board)

ARTICLE 13. CODE OF BY-LAW AMENDMENT

VOTED: Unanimously voted that the Town amend the Bellingham Code of By-Laws, Section 2-36, by deleting in its entirety and by inserting in place thereof the following:

"SEC. 2-36. Delivery of Finance Committee report, Annual Town Report previous to Town Meeting.

"At least seven (7) days before the day fixed in the warrant for the Annual Town Meeting, the Selectmen shall cause to be available at Town Hall at no charge, a copy of the Report of the Finance Committee and a copy of the Annual Town Report."

(Recommended by Finance Committee)

A true copy.



ATTEST:

Bertrand Z. Regillard
Bertrand Z. Regillard, CMC
Bellingham Town Clerk

RECEIVED &
BELLINGHAM TOWN CLERK

July 5, 1977

Bertrand J. Lemillard
JUL 6 1977

Boston, Massachusetts

The foregoing amendments to zoning by-laws adopted under Articles 7, 8, 9, and 10 and the amendment to general by-laws adopted under Article 13 of the warrant for the Bellingham Annual Town Meeting held March 25, 1977, are hereby approved.

Ronald Bell
Attorney General

ZONING MAP

JANUARY 1, 1977

MAP ADOPTED: ATM ARTICLE 8 4-6-77
MAP AMENDED: ATM ARTICLE 9 4-6-77 (HIGH ST, MFD TO SUBURBAN)
ATM ARTICLE 10 4-6-77 (SOUTH MAIN ST, MFD TO SUBURBAN)

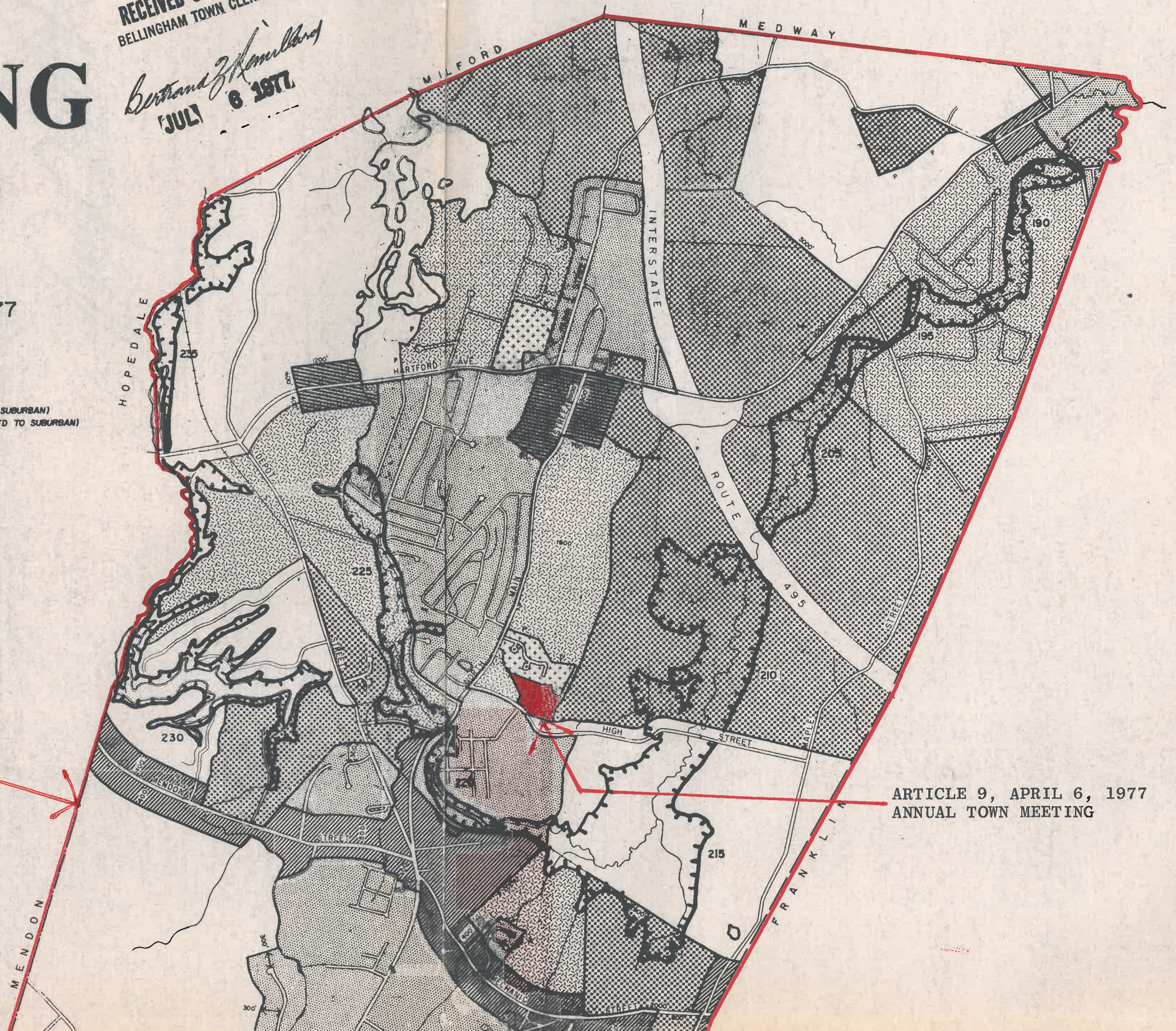
ZONING MAP REVISIONS PENDING
ATTORNEY GENERAL APPROVAL 4-12-77

ARTICLE 8, APRIL 6, 1977
ANNUAL TOWN MEETING
(complete new map)

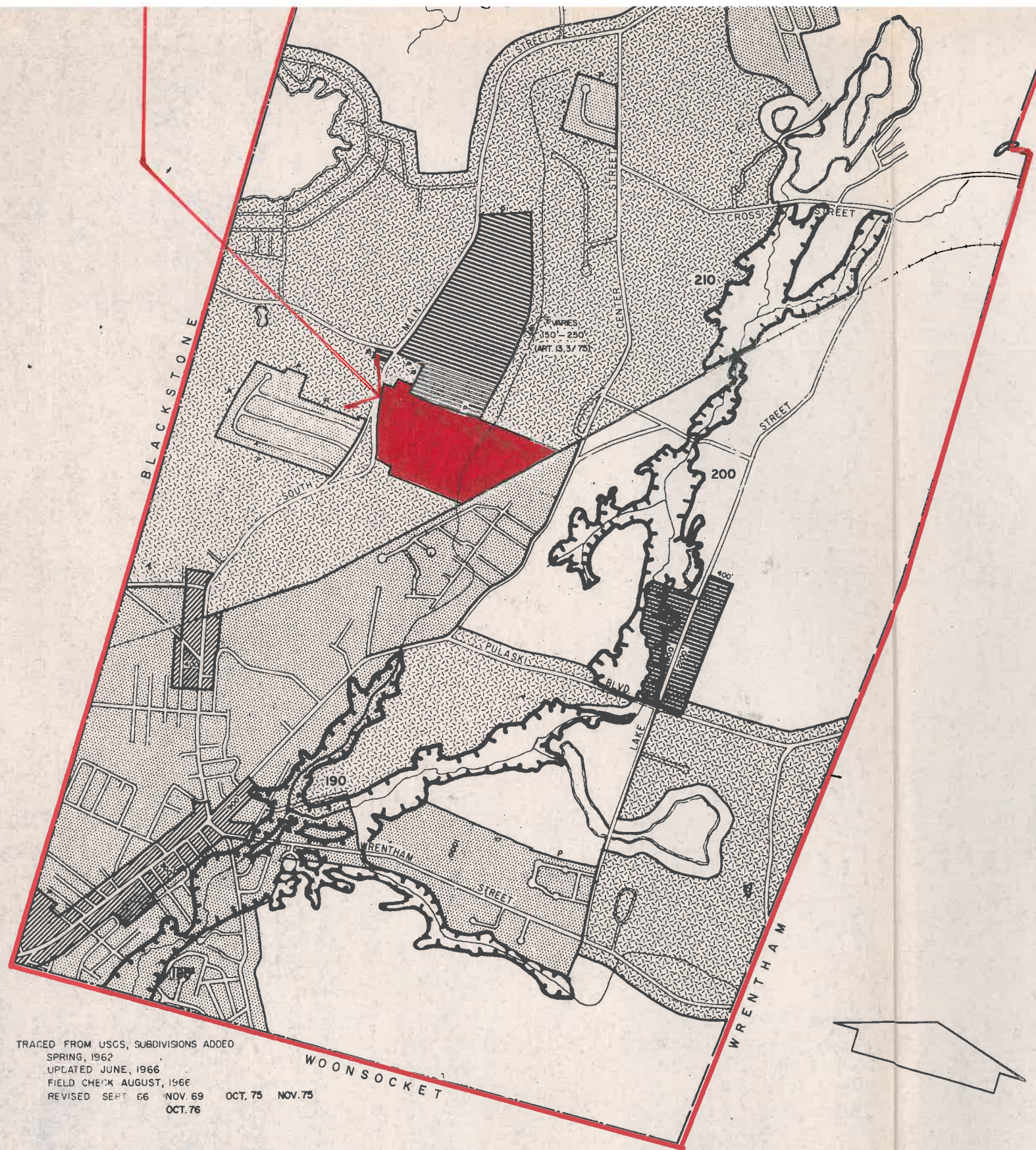
ARTICLE 10, APRIL 6, 1977
ANNUAL TOWN MEETING

RECEIVED & FILED
BELLINGHAM TOWN CLERK

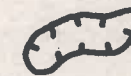
Bertrand J. Hamilton
JUL 6 1977



ARTICLE 9, APRIL 6, 1977
ANNUAL TOWN MEETING



DISTRICTS



FLOOD PLAIN
467 CONTROL ELEV. U.S.G.S.



MULTI-FAMILY DWELLING



AGRICULTURAL
SUBURBAN
RESIDENCE



BUSINESS-1



BUSINESS-2



INDUSTRIAL

UNLESS OTHERWISE DESIGNATED, THE DIMENSION BETWEEN STREET LINES
AND PARALLEL DISTRICT BOUNDARIES IS 200 FEET

P DENOTES PROPERTY LINE

JANUARY, 1967

REVISED 4-11-67 4-10-68 7-14-69 7-7-70 8-5-71 9-2-71 10-10-71 5-16-72
4-30-73 7-24-73 9-28-75 7-28-76 1-5-77 4-12-77

TRACED FROM USGS, SUBDIVISIONS ADDED
SPRING, 1962
UPDATED JUNE, 1966
FIELD CHECK AUGUST, 1966
REVISED SEPT 66 NOV 69 OCT 75 NOV 75
OCT 76

A true copy.

ATTEST:

Bertrand Z. Remillard
Bertrand Z. Remillard
Bellingham Town Clerk

PHILIP B. HERR & ASSOCIATES, PLANNING CONSULTANTS

PLANNING BOARD · BELLINGHAM · MASSACHUSETTS

800 0 1000 2000 3000 4000FT.