



TOWN OF BELLINGHAM

OFFICE OF TOWN CLERK

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

TOWN CLERK
BERTRAND Z. REMILLARD

JANUARY 9, 1981

TELEPHONE
966-0040

PUBLICATION OF TOWN BY-LAWS

THE ATTACHED AMENDMENTS TO THE ZONING BY-LAWS ADOPTED UNDER ARTICLES 14, 15, 16, AND 17 OF THE WARRANT FOR THE SPECIAL TOWN MEETING HELD ON SEPTEMBER 17, 1980, HAVING BEEN APPROVED BY THE ATTORNEY GENERAL ON JANUARY 7, 1981, ARE HEREBY PUBLISHED. ARTICLE 28 WAS DISAPPROVED BY THE ATTORNEY GENERAL.

ATTEST:

Bertrand Z. Remillard
BERTRAND Z. REMILLARD, CMC
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 POSTED 1-9-81

David M. Hall
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

January 7, 1981

Bertrand Z. Remillard
Town Clerk of Bellingham
Town Hall
P.O. Box 367
Bellingham, MA 02019

Dear Mr. Remillard:

I enclose the amendments to zoning by-laws adopted under Articles 14, 15, 16 and 17 of the warrant for the Bellingham Special Town Meeting held September 17, 1980, with the approval of the Attorney General endorsed thereon.

Very truly yours,

A handwritten signature in cursive script, appearing to read "H. P. O'Connell".

Henry P. O'Connell
Assistant Attorney General

HFO/cja

Enclosure

RECEIVED
AND FILED
JAN 9 1981

TOWN CLERK
TOWN OF BELLINGHAM



TOWN OF BELLINGHAM

OFFICE OF TOWN CLERK

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

TOWN CLERK
BERTRAND Z. REMILLARD

TELEPHONE
966-0040

October 9, 1980

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

RE: Special Town Meeting VOTES,
General And Zoning By-law Changes

Dear Attorney General:

I hereby certify that the following motions were adopted under Articles 14, 15, 16, 17, and 28 by voters of the Town of Bellingham at the Special Town Meeting of September 17, 1980:

ARTICLE 14. ZONING BY-LAW AMENDMENT - INTENSITY OF USE REGULATIONS

VOTED: Unanimously voted that the Town amend the Bellingham Zoning By-Laws by adding the following at the end of Section 2520:

"Recording a plan in violation of these requirements, even if endorsed by the Planning Board to the effect that approval under the Subdivision Control Law is not required, constitutes a violation of this by-law, subject to enforcement actions under Sections 1220 and 1250. The Planning Board shall inform both the submitter of such a plan and the Inspector of Buildings of any such potential violations of which the Board becomes aware."

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

ARTICLE 15. ZONING BY-LAW AMENDMENT - SITE PLAN REVIEW

VOTED: Unanimously voted that the Town amend the Site Plan Review section of the Bellingham Zoning By-law by adding a new requirement "9" immediately after requirement "(8)" under Section 1422 (dealing with drawing requirements) to read as follows:

"(9)" sufficient data to determine compliance with the rules and Regulations of the Architectural Barriers Board, if applicable."

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

ARTICLE 16. ZONING BY-LAW AMENDMENT - SITE PLAN REVIEW

VOTED: Unanimously voted that the Town amend Section 1420, Site Plan Review of the Bellingham Zoning By-law as follows:

1. Subsection 1421. Delete in its entirety, substituting the following in place thereof:

"1421. Applications for permits for construction, if resulting in a total of 20 or more parking spaces on the premises, shall be accompanied by seven prints of a plan of the lot. Within seven (7) days of application copies of that plan shall be transmitted by the Inspector of Buildings to the Planning Board, the Conservation Commission, the Board of Health, the Highway Superintendent, the Fire Department and the Water Department for review. No Building Permit shall be issued prior to receipt of the Planning Board's written advisory report unless 28 days lapse from the date of application."

2. Subsection 1424. Amend the first sentence by adding the word "Water Department", so that it will read as follows:

"The Planning Board shall seek the advice and assistance of other town agencies in reviewing the Plan, potentially including the Highway Superintendent, Conservation Commission, Fire Department, Board of Health, and Water Department."

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

ARTICLE 17. ZONING BY-LAW AMENDMENT - FLOOD HAZARD DISTRICT

VOTED: Unanimously voted that the Town amend the Bellingham Zoning By-law subsection 4521 (dealing with Flood Hazard District Regulations) by correcting the reference to the State Building Code by deleting the words "Section 748.0," in their entirety.

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

RESOLVED: Unanimously voted the Town amend the Bellingham Code of By-laws by adding the following to Chapter 6:

"Section 6-9 Spraying or Applying Herbicides or Pesticides - Permit Required. No person without a permit or license from the Board of Health shall spray or apply herbicides or pesticides commercially in the Town of Bellingham. Said Board shall not issue such a permit unless it finds the application or spraying of herbicides or pesticides (1) Will not constitute a nuisance, (2) Will not adversely affect the neighborhood in which such area the spraying or applying is being performed, (3) Desirable relief may be granted without either a substantial detriment to the public good; or nullifying or substantially derogating from the intent and purpose of this By-law.

Before granting such permit, the Board of Health shall give due consideration to the location of the proposed spraying or application, to the general character of the neighborhood surrounding such location, to the protection of water supply, and to the general safety of the public."

(Recommended by Finance Committee)

ARTICLE 28 DISAPPROVED BY ATTORNEY GENERAL ON JAN. 6, 1981

A true copy.

ATTEST:

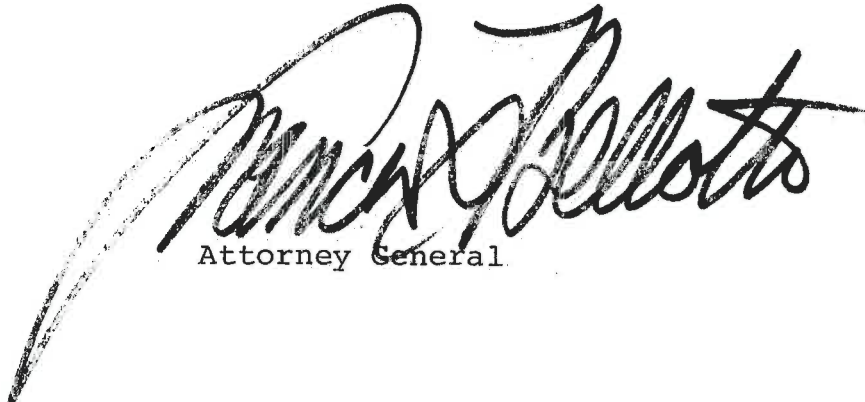
Bertrand Z. Remillard
Bertrand Z. Remillard, CMC
Bellingham Town Clerk

January 7, 1981

RECEIVED
AND FILED
JAN 9 1981

Boston, Massachusetts

The foregoing amendments to the zoning by-laws adopted under Articles 14, 15, 16 and 17 of the warrant at the Bellingham Special Town Meeting held September 17, 1980, are hereby approved.


Attorney General