

HEARINGS, MEETINGS, LICENSES
9-19-11

September 12, 2011

The Board of Selectmen and the Statutory members of the Community Preservation Act Committee will hold a joint meeting to appoint Citizens at Large on Monday, September 19, 2011 at 7:30 PM in the Selectmen's Hearing room, Town Hall, 10 Nickerson Ave.

All interested candidates are welcome to attend.

If you have any questions, please feel free to contact the Selectmen's secretary, Jackie Shanley, at 508 946-2405 or jshanley@middleborough.com.

THE COMMONWEALTH OF MASSACHUSETTS
ALCOHOLIC BEVERAGES CONTROL COMMISSION

FORM 43

070000008
License Number

Middleboro
City/Town

9/1/11
Date

Type of Transaction (Please check all relevant transactions)

- New License
- Transfer of License
- Change of Manager
- Transfer of Stock
- New Officer/Director
- Change of Location
- Alter Premises
- Pledge of License
- Pledge of Stock
- Other _____

Middleboro Restaurants, Inc.
Name of licensee

45-2842246
FID of Licensee

Fireside Grill
D/B/A

Tracy Gaucher
Manager

30 Bedford Street, Middleboro, MA
Address: Number Street Zip Code

Annual
Annual or Seasonal

All Alcohol
Category: All Alcohol, Wine & Malt

Restaurant
Type: Restaurant, Club, Package Store
Hotel, General on Premise, Etc.

Premises:

Description of Licensed Property: ** To Be Completed by Jackie for Boards signature Monday*

Application was filed: 9.1.11 3:30 pm
Date & time

Advertised: 9/8/11 Middleboro Gazette
Date & Publication

Abutters Notified Yes No

Person to Contact regarding this transaction: _____

The Local Licensing Authorities
By: _____

Alcoholic Beverages Control Commission
Ellen Moriarty
Executive Director

Remarks: _____

Sep. 15. 2011 1:52PM

Town Manager Middleborough

No. 4066

P. 2



Town of Middleborough
Massachusetts

BOARD OF SELECTMEN

APPLICATION FOR LICENSE
(PLEASE TYPE OR PRINT CLEARLY)

RECEIVED
SEP 15 2011
TOWN OF MIDDLEBOROUGH
TREASURER / COLLECTOR

DATE September 1, 2011
NAME OF APPLICANT Middleboro Restaurants, Inc.
ADDRESS OF APPLICANT 425 Bedford Street, Bridgewater, MA 02324
ASSESSORS MAP & LOT 048/966
DAYTIME TELEPHONE 508 697 4800

Middleboro Property LLC

NAME OF BUSINESS Fireside Grille
OWNER OF PROPERTY TO BE LICENSED William & Joshua Weeks
ADDRESS OF PROPERTY TO BE LICENSED 30 Bedford Street
ASSESSORS MAP & LOT 048/966

TYPE OF LICENSE REQUESTED (Check One)

- 2nd Hand Furniture _____
- Class I License _____
- Class III License _____
- Common Victualer _____
- Entertainment _____
- 2nd Hand Clothing _____
- Class II License _____
- Liquor License _____
- Automatic Amusement _____
- Other _____

for functions and darts in lounge Thurs -> Sunday.
Anticipated Start Date for Business Existing operating business. New owners as of 11/1/2011
Hours requested: Monday through Saturday 8 a.m. - 11 a.m. weekdays
Sunday 10 a.m. - 11 a.m.

Has the Applicant previously held a similar license in the Town of Middleborough or elsewhere?
If yes, explain: XXXXXXXXXX

Signature Ruth A. Barnett

DATE OF HEARING 9.19.11

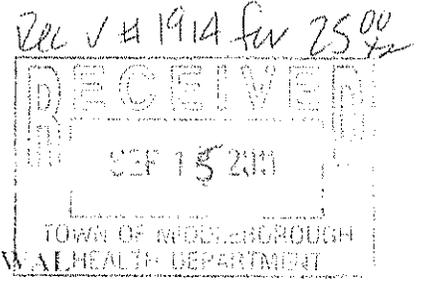
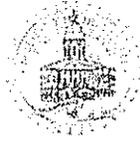
APPROVED/DENIED

Do not write below line: To be Completed by Treasurer/Collector:

Please inform this department, as well as the Board of Selectmen, as to whether or not the above listed property owner/applicant/petitioner owes the Town of Middleborough any outstanding taxes and/or municipal charges that remain unpaid for more than one year.

Does Property Owner/Applicant/Petitioner owe Taxes/Municipal Charges? NO

Judy M. MacDonald



LICENSE APPLICATION/RENEWAL
COMMON VICTUALLER

DATE September 1, 2011

FEES \$25.00

NAME OF BUSINESS Fireside Grill

ADDRESS/LOCATION FOR PERMIT USE 30 Bedford Street

ASSESSORS MAP & LOT 048/966

NAME OF APPLICANT/PETITIONER Middleboro Restaurants, Inc.

ADDRESS OF APPLICANT/PETITIONER 425 Bedford Street, Bridgewater, MA 02324

TELEPHONE # OF APPLICANT 508.697.4800

F.L.D # OF APPLICANT/PETITIONER 45-2842246

IF A CORPORATION OR PARTNERSHIP, GIVE NAME, TITLE, AND HOME ADDRESS OF

OFFICERS OR PARTNER Ruth A. Barrett, Pres., 1 Janine Circle, Bridgewater, MA

Charlotte M. Gildea, Dir., 15 Aspen Dr., Bridgewater, MA

Cheryl A. Holmgren, Treas., 30 Messina Dr., Brockton, MA

Ruth A Barrett
SIGNATURE OF APPLICANT

TO: TREASURER/COLLECTOR
FROM: HEALTH DEPARTMENT

Please inform this department, as to whether or not the above property owner/applicant/petitioner owes the Town of Middleborough any outstanding taxes and or municipal charges that remain unpaid for more than one year.

Does the property owner/petitioner/applicant owe taxes/municipal charges? no

Signed *[Signature]*
(Treasurer & Collector)

ACTION BY DIRECTORS WITHOUT A MEETING

MIDDLEBORO RESTAURANTS, INC.

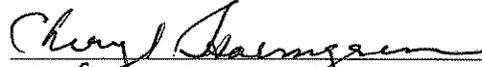
The undersigned, being the Directors of *Middleboro Restaurants, Inc.* pursuant to the By-Laws, do hereby take and consent to the following actions:

1. That the Corporation shall apply to the Town of Middleboro for the transfer of the all alcoholic restaurant license presently held by Fisher Enterprises, Inc. for the premises located at 30 Bedford Street, Middleboro, MA.
2. That Tracy Gaucher be appointed as manager under such license.
3. That Ruth A. Barrett be authorized to make all necessary applications and to take all necessary steps to carry out the above.

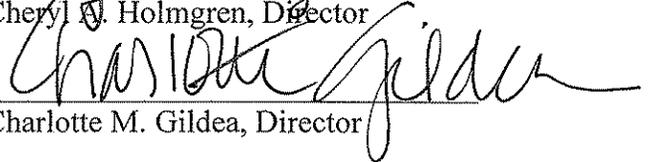
Dated: September 1, 2011



Ruth A. Barrett, Director



Cheryl A. Holmgren, Director



Charlotte M. Gildea, Director

The Commonwealth of Massachusetts
Alcoholic Beverages Control Commission
239 Causeway Street
Boston, MA 02114
www.mass.gov/abcc

Manager Application

All proposed managers are required to complete a Personal Information Form, and attach a copy of the corporate vote authorizing this action and appointing a manager.

1. Licensee Information:

Legal Name of Licensee: Business Name (d/b/a)
Address:
City/Town State Zip Code
ABCC License Number: (If existing licensee) Phone Number of Premise

2. Manager Information:

Name: Cell Phone Number:
Are you a U.S. Citizen: Yes No Court and Date of Naturalization:
(Submit proof of citizenship and/or naturalization such as Voter's Certificate, Birth Certificate or Naturalization Papers)
List the number of hours per week you will spend on the licensed premises:
Have you ever been charged or convicted of a state, federal or military crime? Yes No
If yes, attach an affidavit as to all charges and disposition.
Do you now, or have you ever, held any direct or indirect, beneficial or financial interest in a license to sell alcoholic beverages? Yes No
If yes, please describe:
Have you ever been the Manager of Record of a license to sell alcoholic beverages that has been suspended, revoked or cancelled? Yes No
If yes, please describe:
Have you ever been the Manager of Record of a license that was issued by this Commission? Yes No
If yes, please describe:
Please list your employment for the past ten years (Dates, Position, Employer, Address and Telephone):

If additional space is needed, please use the last page

I hereby swear under the pains and penalties of perjury that the information I have provided in this application is true and accurate:

Signature

Date

Tracy Gaucher
3 Apple Valley Drive
Rehoboth, MA 02769

Objective

To obtain a General Manager position in a high volume restaurant where I can utilize the vast experience I have gathered throughout my years in the business. Looking for a new exciting challenge in the industry.

Professional Experience

2008-Present: Restaurant General Manager-

Barrett's Alehouse- Fall River, MA and Bridgewater, MA

Responsible for all aspects of the business including staffing, training, scheduling, inventory, ordering, payroll, menu development, marketing and implementation of policies and procedures.

2006-2008: Restaurant Manager - Bugaboo Creek, Seekonk, MA

Went through extensive training program for restaurant management in the corporate world. Seekonk was the training location for all new managers hired in the Northeast. Spent most of my training in the back of house to become a kitchen manager. In charge of inventory, cost controls, staffing, scheduling, food prep, food handling safety regulations, liquor menu development and was promoted to Marketing Manager.

May 2006-September 2006: Restaurant Manager -Wild Fire, North Providence, RI

Helped open new upscale restaurant from planning and construction phase. Responsibilities included staffing, training, scheduling, payroll, menu development, marketing, policies and procedures.

1994- May 2006: Restaurant Manager - Tort's Bar & Grill, Seekonk, MA

In charge of all aspects of the business including staffing, training, schedules, inventory, ordering, payroll, menu development, marketing, implementing policies and procedures

January 2001- May 2002: General Manager – Smoothie King, Providence, RI

Helped open up this unique franchise from design and construction phase. Traveled to New Orleans for training through the corporation. In addition to creating all natural smoothies, this was a retail store for all natural vitamins, supplements, body-building and weight loss products. In charge of all aspects of the business including product knowledge and development, staffing, training, schedules, inventory, ordering, payroll, invoices, licenses, permits, vendors, accounting, bookkeeping, menu development, marketing, implementing policies and procedures. Developed product sales in many of the upscale, Private Schools on the East Side of Providence by incorporating our smoothies into their lunch program.

Other Interests: I enjoy all kinds of outdoor sports, including golf, boating and fishing. I welcome all kinds of challenges.

References: Available upon request

The Commonwealth of Massachusetts
Alcoholic Beverages Control Commission
239 Causeway Street
Boston, MA 02114
www.mass.gov/abcc

PETITION FOR CHANGE OF LICENSE

07000008

ABCC License Number

Middleboro

City/Town

The licensee respectfully petitions the Licensing Authorities to approve the following transactions:

- Change of Manager
- Pledge of License/Stock
- Change of Corporate Name/DBA
- Change of License Type (\$12 ONLY, e.g. "club" to "restaurant")
- Alteration of Premises
- Cordial & Liqueurs
- Change of Location

Change of Manager

Last-Approved Manager:

Requested New Manager:

Pledge of License /Stock

Loan Principal Amount: \$

Interest Rate:

Payment Term:

Lender:

Rockland Trust Company

Change of Corporate Name/DBA

Last-Approved Corporate Name/DBA:

Requested New Corporate Name/DBA:

Change of License Type

Last-Approved License Type:

Requested New License Type:

Alteration of Premises: (must fill out attached financial information form)

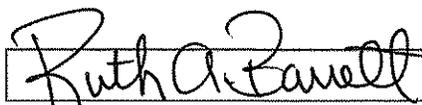
Description of Alteration:

Change of Location: (must fill out attached financial information form)

Last-Approved Location:

Requested New Location:

Signature of Licensee



(If a Corporation/LLC, by its authorized representative)

Date Signed

MIDDLEBORO RESTAURANTS, INC
CERTIFICATE OF VOTE OF DIRECTORS

By written consent of all Directors of MIDDLEBORO RESTAURANTS, INC. dated September 8, 2011 it was

VOTED:

1. That the Corporation shall pledge to Rockland Trust Company the Liquor License to secure a loan in the amount of \$400,000;
2. That Ruth Barrett is authorized to make all necessary applications to effectuate the same.

The foregoing is hereby certified to be a true and accurate record of the action and Vote of the Board of Directors of the Corporation by written consent of all Directors dated September 8, 2011 and such action and vote are in full force and effect.

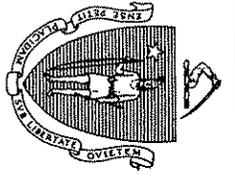


Ruth Barrett

THE COMMONWEALTH OF MASSACHUSETTS

State Fee, \$ 50.00
Municipal Fee, \$ 50.00

Town of Middleborough
LICENSE



Public Entertainment on Sunday

for Middleboro Restaurant, Inc.

is hereby granted a

license for Live Entertainment (Type of entertainment) 30 Bedford (Name of licensee) ANNUL (Date)

to be conducted at No. 30 Bedford Street.

The name of the establishment is Fireside Grill

This license is granted and accepted, and the entertainment approved, upon the understanding that such entertainment will not commence before 1 P.M. and that the licensee shall comply with the laws of the Commonwealth applicable to licensed entertainments, and also to the following terms and conditions:

The licensee shall not advertise his place of amusement, or any performance or exhibition therein, by means of pictorial posters or placards of an obscene or indecent nature; shall not, in his place of amusement, allow any person to wear a head covering which obstructs the view of other spectators; shall at all times allow any person designated in writing by the Mayor, Board of Selectmen, or Commissioner of Public Safety, to enter and inspect his place of amusement and view the exhibitions and performances therein; shall permit regular police officers, detailed by the Commissioner of Public Safety or Chief of the local Police Department to enter and be about his place of amusement during performances therein; shall employ to preserve order in his place of amusement only regular or special police officers designated therefor by the Chief of Police, and shall pay to said Chief of Police for the services of the regular police officers such amount as shall be fixed by him; shall permit at all times to enter and be about his place of amusement such members of the Fire Department as shall be detailed by the Chief Engineer of the Fire Department to guard against fire; shall keep in good condition, so as to be easily accessible, such standpipes, hose, water pails, axes, chemical extinguishers and other apparatus as the Chief Engineer of the Fire Department may require; shall allow such members of the fire department, in case of any fire in such place, to exercise exclusive control and direction of his employees and of the means and apparatus provided for extinguishing fire therein; shall permit no obstruction of any nature in any aisle, passageway or stairway of the licensed premises, nor allow any person therein to remain in any aisle, passageway or stairway during an entertainment; and shall conform to any other rules and regulations at any time made by the Mayor or Board of Selectmen.

This license shall be kept on the premises where the entertainment is to be held, and shall be surrendered to any regular police officer or authorized representative of the Commissioner of Public Safety. This license is issued under the provisions of Chapter 136 of the General Laws, as amended, and is subject to revocation at any time by the Mayor, Board of Selectmen, or Commissioner of Public Safety.

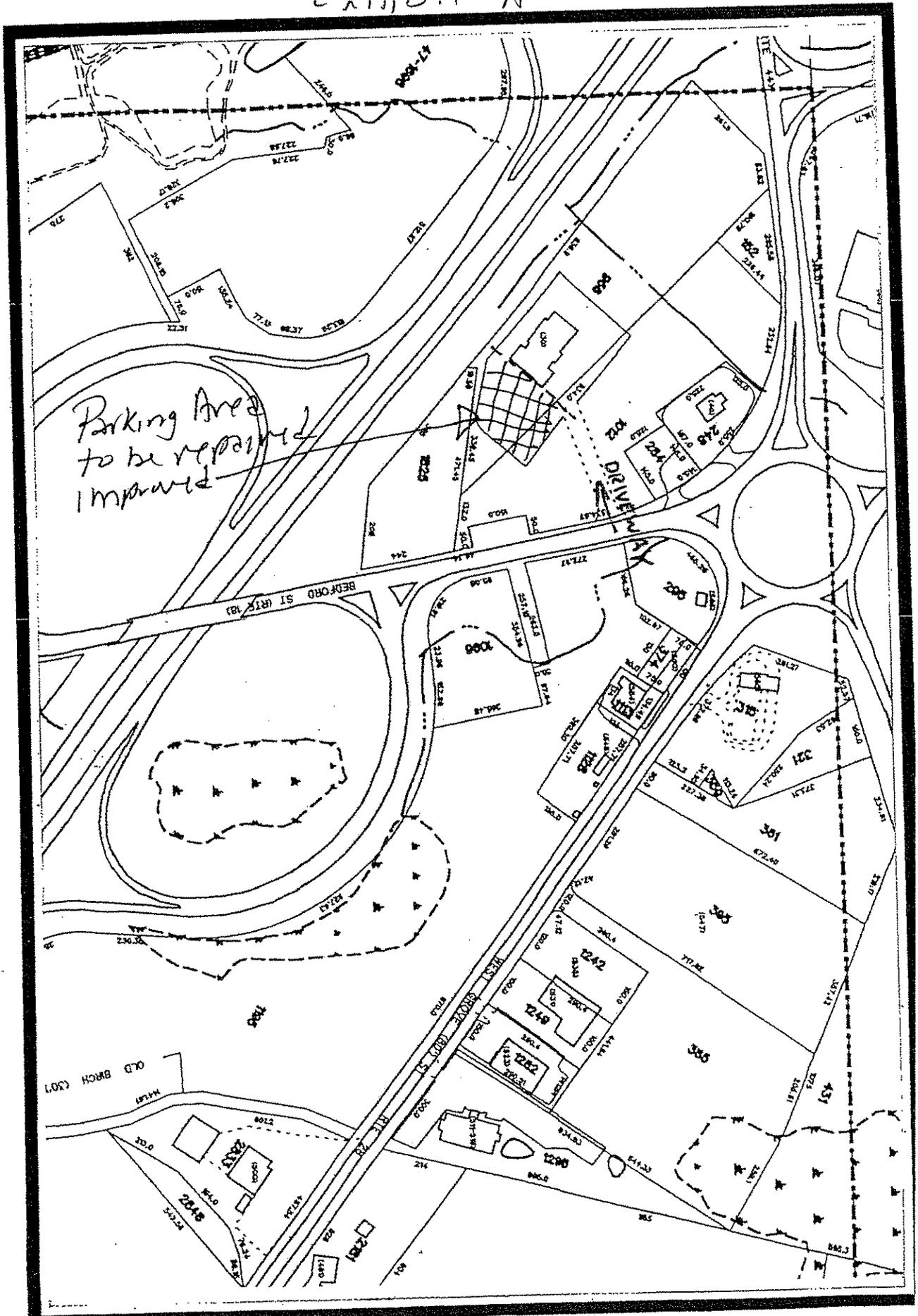
The following numbers shown on program submitted are not approved:

Mayor or Selectmen

Do not write in this space

THIS LICENSE MUST BE POSTED IN A CONSPICUOUS PLACE ON THE PREMISES

EXHIBIT A



CRANBERRY CAPITAL
OF THE WORLD

ROK



Phone: 508-946-2405
Fax: 508-946-0068

Town of Middleborough
Massachusetts
Board of Selectmen

APPLICATION FOR LICENSE
(PLEASE TYPE OR PRINT CLEARLY)

DATE 9/6/11
NAME OF APPLICANT Scot Dean
ADDRESS OF APPLICANT 25 Wood St, Middleboro
ASSESSORS MAP & LOT 017 733
DAYTIME TELEPHONE 508-314-8138

NAME OF BUSINESS Gregory Scot Jewelry + Loan
OWNER OF PROPERTY TO BE LICENSED FBM Realty
ADDRESS OF PROPERTY TO BE LICENSED 45 Centre St Middleboro
ASSESSORS MAP & LOT 50P 6218 (43)

TYPE OF LICENSE REQUESTED (Check One)

2nd Hand
Class I License _____
Class III License _____
Class II License _____
Entertainment _____
WRPD _____
Earth Removal Permit _____
Liquor License _____
Junk Dealer
Other Pawnbroker

Anticipated Start Date for Business: Nov. 2011
Days & Hours of Operation: Monday - Saturday 10-6

Has the applicant previously held a similar license in the Town of Middleborough or elsewhere?
If yes, explain:
No

Signature Scot Dean

DATE OF HEARING: 9-19-11 APPROVED/DENIED

Do not write below line: To be Completed by Treasurer/Collector.

Please inform this department as to whether or not the above listed property owner/applicant/petitioner owes the Town of Middleborough any outstanding taxes and/or municipal charges that remain unpaid for more than one year.

Does Property Owner/Applicant/Petitioner owe Taxes/Municipal Charges? No

Judy M. MacDmald
[Signature]

September 19, 2011

Board of Selectmen:

There is nothing in the CORI background records to cause concern in approving the proposed Pawnbroker shop for Scot Dean.

Jackie Shanley, Secretary



Town of Middleborough Board of Selectmen

Bond of Pawnbroker (type of fiduciary)

() without
 () with Personal Surety
 () with Corporate Surety

Name and Address of Licensee
Gregory Scot Jewelry + Loan
45 Centre St Middleboro, MA 02346

Penal Sum of Bond, (if applicable)
\$300.00

I, the undersigned licensee, accept issuance of a license as a Pawnbroker and stand bound in the aforesaid penal sum with the undersigned surety or sureties to perform faithfully the duties and obligations pertaining to the business of a Pawnbroker

Date 9/14/11

Scot Dean
 Signature of Licensee - Principal

(complete below only if this is a bond with personal sureties)

We, the undersigned, as sureties, stand bound jointly and severally in the aforesaid penal sum to perform faithfully the duties and obligations pertaining to the business of a Pawnbroker.

Personal Surety's Name and Address
Jovina C. Dean
16 Union Ave West MA 02558

Signature of Surety Jovina C. Dean

Personal Surety's Name and Address

Signature of Surety _____

Bond 08BSBCE6454

LICENSE OR PERMIT BOND

KNOW ALL BY THESE PRESENTS, That we, GREGORY SCOT JEWELRY & LOAN
as Principal, of 45 CENTRE STREET

MIDDLEBOROUGH MA ^(Street and Number) and the HARTFORD CASUALTY

^(City) INSURANCE CO., a ^(State) INDIANA corporation, as Surety, are held and firmly bound unto

TOWN OF MIDDLEBOROUGH
10 NICKERSON AVENUE, MIDDLEBOROUGH, MA 02346, as Obligee, in the sum of
THREE HUNDRED Dollars (\$ 300.00)

for which sum, well and truly to be paid, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

Sealed with our seals, and dated this 13TH day of SEPTEMBER, 2011

THE CONDITION OF THIS OBLIGATION IS SUCH, That WHEREAS, the Principal has been or is about to be granted a license or permit to do business as PAWNBROKER

by the Obligee.

NOW, THEREFORE, if the Principal well and truly comply with applicable local ordinances, and conduct business in conformity therewith, then this obligation to be void; otherwise to remain in full force and effect.

PROVIDED, HOWEVER:

- 1. This bond shall continue in force:
 - Until SEPTEMBER 13, 2012, or until the date of expiration of any Continuation Certificate executed by the Surety
 - OR
 - Until canceled as herein provided.
- 2. This bond may be canceled by the Surety by the sending of notice in writing to the Obligee, stating when, not less than thirty days thereafter, liability hereunder shall terminate as to subsequent acts or omissions of the Principal.

GREGORY SCOT JEWELRY & LOAN
Scot Dean Principal

HARTFORD CASUALTY INSURANCE COMPANY
By John J. Janulewicz
JOHN J. JANULEWICZ Attorney-in-Fact

POWER OF ATTORNEY

Direct Inquiries/Claims to:

THE HARTFORD

BOND, T-4

690 ASYLUM AVENUE

HARTFORD, CONNECTICUT 06115

call: 888-266-3488 or fax: 860-757-5835

Agency Code: 08-088010

KNOW ALL PERSONS BY THESE PRESENTS THAT:

- Hartford Fire Insurance Company, a corporation duly organized under the laws of the State of Connecticut
- Hartford Casualty Insurance Company, a corporation duly organized under the laws of the State of Indiana
- Hartford Accident and Indemnity Company, a corporation duly organized under the laws of the State of Connecticut
- Hartford Underwriters Insurance Company, a corporation duly organized under the laws of the State of Connecticut
- Twin City Fire Insurance Company, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of Illinois, a corporation duly organized under the laws of the State of Illinois
- Hartford Insurance Company of the Midwest, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of the Southeast, a corporation duly organized under the laws of the State of Florida

having their home office in Hartford, Connecticut, (hereinafter collectively referred to as the "Companies") do hereby make, constitute and appoint, **up to the amount of unlimited** :

William B. Genovese, Bette-lu Crowley, Marilyn C. Haley and John Janulewicz
of
Boston, MA

their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign its name as surety(ies) only as delineated above by , and to execute, seal and acknowledge any and all bonds, undertakings, contracts and other written instruments in the nature thereof, on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

In Witness Whereof, and as authorized by a Resolution of the Board of Directors of the Companies on January 22, 2004 the Companies have caused these presents to be signed by its Assistant Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



Scott Sadowsky

Scott Sadowsky, Assistant Secretary

M. Ross Fisher

M. Ross Fisher, Assistant Vice President

STATE OF CONNECTICUT }
 } ss. Hartford
COUNTY OF HARTFORD }

On this 3rd day of March, 2008, before me personally came M. Ross Fisher, to me known, who being by me duly sworn, did depose and say: that he resides in the County of Hartford, State of Connecticut; that he is the Assistant Vice President of the Companies, the corporations described in and which executed the above instrument; that he knows the seals of the said corporations; that the seals affixed to the said instrument are such corporate seals; that they were so affixed by authority of the Boards of Directors of said corporations and that he signed his name thereto by like authority.



CERTIFICATE

Scott E. Paseka

Scott E. Paseka
Notary Public

My Commission Expires October 31, 2012

I, the undersigned, Assistant Vice President of the Companies, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is still in full force effective as of **SEPTEMBER 13, 2011**.

Signed and sealed at the City of Hartford.



Gary W. Stumper

Gary W. Stumper, Assistant Vice President

Middleboro Town Bylaws

ARTICLE # AND DESCRIPTION OF BY-LAW

unconstitutional or otherwise illegal by a court of competent jurisdiction, the decision of such court shall not impair any of the remaining provisions.

Approved by the Attorney General December 27, 1973

DATE
Jun 27, 1974

ARTICLE 9 - PAWNBROKERS LICENSES

Voted to adopt the following by-law:

"The Board of Selectmen may license suitable persons to carry on the business of pawnbrokers, subject to General Laws, Chapter 140 Sections 70, and 202 to 205 inclusive, and the Board may revoke such license at pleasure."

Approved by the Attorney General August 20, 1974

Mar 17, 1975

ARTICLE 26 - RIFLE OR PISTOL RANGE PERMITS

Voted to adopt the following by-law:

1. No person, corporation, partnership, trust or other entity shall erect or maintain an outside or inside rifle or pistol range in, on or about any premises in the town without first obtaining a permit for such use from the Board of Selectmen.

2. Applicants for a permit required under Section 1 hereof shall submit an application to the Town Clerk in a form approved by the Board of Selectmen together with a filing fee of \$25.00. The Board of Selectmen shall hold a public hearing in regard to each application, and the Board shall publish a notice of the hearing in a newspaper of general circulation within the town, publication to be at least seven days prior to the hearing date.

3. The Board of Selectmen shall adopt rules and regulations concerning the operation and maintenance of rifle or pistol ranges including standards for the issuance of permits under this by-law. Such rules and regulations may be amended by the Board, and the Board shall hold a public hearing before adopting rules and regulations or amendments thereto first giving notice of the hearing in the manner prescribed in Section 2. The Board may impose conditions upon any permit issued hereunder, and may, after hearing, revoke any such permit for violation of this by-law, any conditions imposed, or rules and regulations adopted hereunder. The Board shall give seven days written notice to the permit holder prior to any revocation hearing.

4. The issuance of a permit hereunder shall not be construed to effect an exemption from the requirements of any applicable Federal, State or Town law, rule, regulation or other provision of the law.

5. Any person, corporation, partnership, trust or other entity erecting or maintaining a rifle or pistol range in violation of Section 1 of this by-law shall be subject to a fine of Fifty (\$50.00) Dollars for each violation. Each day or part thereof that a violation of this by-law exists shall be a separate violation.

Approved by the Attorney General May 22, 1975

Mar 17, 1975

ARTICLE 34 - LEASH LAW

Voted to adopt the following by-law:

"Every owner of a dog kept or maintained in the Town of Middleborough shall keep, maintain and confine such dog within the bounds of such owner's premises or premises to which such owner has

Town Bylaws

DATE

ARTICLE # AND DESCRIPTION OF BY-LAW

manner as in the case of the imposition of betterments with respect to construction of public ways;

(f) The town shall not be liable on account of any damages caused by or arising out of such repairs;

(g) No repairs shall be done hereunder on any private way unless and until such way has been open to public use for a period of at least ten (10) consecutive years;

(h) No cash deposit shall be required for repairs hereunder; and

(i) Repairs carried out pursuant to the by-law shall not constitute evidence of the laying out or acceptance of such way under the General Laws or as evidence of a public way by prescription.

Approved by the Attorney General August 17, 1979

Oct 26, 1981

ARTICLE 15 - SECOND HAND LICENSES

Voted that the town adopt the following by-law:

Section 1. Every person who is licensed by the Board of Selectmen as a keeper of a shop for the purchase, sale or barter of junk, old metals or second hand articles shall keep a book in which, at the time of each such purchase, sale or barter, shall be legibly written in the English language an account and description, including all distinguishing marks and numbers of the property purchased, sold or bartered. The full name and residential address of each person purchasing, selling or bartering such property and the date of each such transaction shall be entered in such book. Only property purchased by the keeper of such a shop at a cost of fifty dollars, or greater, or bartered for with property valued at fifty dollars, or greater, shall be required to be listed in such book.

Section 2. A book required to be kept pursuant to Section 1 shall be open at all reasonable times to inspection by any police officer of the Town of Middleborough. Any person who has possession or control of a book required to be kept pursuant to Section 1 shall permit such inspection.

Section 3. The property described in a book kept pursuant to Section 1 shall on demand of a police officer authorized pursuant to Section 2 to inspect such book be exhibited to such police officer.

Section 4. Whoever violates any provision of this by-law shall be punished by a fine of not more than Three Hundred Dollars (\$300.00) for each offense.

Approved by the Attorney General February 4, 1982

Jun 7, 1982

ARTICLE 9 - PAYROLL DEDUCTION SCHEDULES

Voted to adopt the following by-law:

Section 1. Deductions on payroll schedules may be made from the salary of any town employee of any amounts which such employee may authorize and specify in writing to the Town Treasurer and Collector of Taxes for the payment of the cost of premiums for a policy or policies of non-group life insurance. Such written authorization shall designate the name and mailing address of the person, company or other party to whom the Town Treasurer and Collector of Taxes is authorized to pay the amounts so deducted and the date when such deductions are to commence.

Section 2. Any such authorization may be withdrawn by the employee by giving at least sixty days notice in writing of such withdrawal to the Town Treasurer and Collector of Taxes.

Section 3. The Town Treasurer and Collector Taxes shall deduct from the salary of such employee



§ 140:54. Junk dealers.

Archive

GENERAL LAWS OF MASSACHUSETTS

Part I. ADMINISTRATION OF THE GOVERNMENT

Title XX. PUBLIC SAFETY AND GOOD ORDER

Chapter 140. LICENSES

Current through Chapter 402 of the 2010 Legislative Session

§ 140:54. Junk dealers

Cities and towns by ordinance or by-law may provide for the licensing, by the police commissioner in Boston, by the license commission in Lowell, by the aldermen in other cities and by the selectmen in towns, of suitable persons to be collectors of, dealers in or keepers of shops for the purchase, sale or barter of junk, old metals or second hand articles, may make rules and regulations relative to their business, and may provide for the supervision thereof. Said licensing board or officer may, except as otherwise provided in such ordinance or by-law, make additional rules, regulations and restrictions which shall be expressed in all licenses. Said licenses may be revoked at pleasure, and shall be subject to sections two hundred and two to two hundred and five, inclusive, except that societies, associations or corporations organized solely for religious or charitable purposes and their agents shall not be required to pay a fee for such licenses.

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