

NEW BUSINESS

9-8-15

LICENSE APPLICATION

Date..... 8-13-2015

Name of Business..... Former Favorites

Name of Applicant/Petitioner..... Tracy Smith

Address/Location for Permit Use..... 11 Center St

Assessor's Map and Lot# for Permit Use..... M50A L6255

Address of Applicant/Petitioner..... 33 Mayflower St Plymouth MA 02360

F.I.D. # of Applicant/Petitioner.....

Email Address..... ss.mithtracy@aol.com

Hours of Operation..... Tues - Sun 10-5

Please provide description of merchandise for sale..... second hand / some new childrens clothing, furniture toys equipment

Tracy Smith
Signature of Applicant

TO: TREASURER/COLLECTOR
FROM: SELECTMEN'S OFFICE

Please inform this department, as well as the Board of Selectmen, 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 this Property Owner/Petitioner/Applicant owe taxes/municipal charges: No (Yes or No)

Signed: [Signature] (Treasurer/Collector)

Jacqueline Shanley

From: Robert G. Nunes
Sent: Tuesday, September 01, 2015 9:47 AM
To: Jacqueline Shanley
Cc: 'Timothy Shaw'; Selectman John M. Knowlton; Selectman Allin Frawley
Subject: FW: Gift Agreement
Attachments: Copy of MiddleboroGiftSheet.xlsx

Hi Jackie,

Please place on Tuesday's BOS agenda.

Thank you.

Bob

From: Timothy Shaw [<mailto:TShaw@marimedadvisors.com>]
Sent: Thursday, August 27, 2015 12:24 PM
To: Selectman John M. Knowlton; Selectman Allin Frawley
Cc: Robert G. Nunes
Subject: Gift Agreement

Gentlemen,

I've attached a High level view of how 75k or 2% whichever is greater is not viable as a gift for the town. The Population of Middleboro is far less then the cities mentioned at our meeting. The promises made by these organizations aren't realistic for a viable business plan. The state has already lifted the maximum of 35 dispensaries and 5 per county, which changes the ratios and market shares that each location will capture. I would still like to operate in Middleboro to serve the Patients in our town and surrounding areas with a top notch, high quality, secure facility, However I don't agree that the terms we discussed are fair or realistic. Please feel free to contact me to further discuss this matter. I still think the town benefits greatly from the 24k for 2 years and salary plus benefits for an officer going forward, which would allow me to get on my feet with a quality dispensary the town would be proud of.

Thank You,

Tim Shaw
774-634-8327

	year 1	year 2	year 3	year 4	year 5	
Taunton 60,000 ppl						
Middleboro 24,000 ppl						
Patient Count	250	350	450	500	550	
Avg Ticket \$\$	\$ 95.00	\$ 95.00	\$ 95.00	\$ 95.00	\$ 95.00	
Visits Per Month	2	2	2	2	2	
Monthly Revenue	\$ 47,500.00	\$ 66,500.00	\$ 85,500.00	\$ 95,000.00	\$ 104,500.00	
Annual Revenue	\$ 570,000.00	\$ 798,000.00	\$ 1,026,000.00	\$ 1,140,000.00	\$ 1,254,000.00	
Federal 280e TAX	\$ 228,000.00	\$ 319,200.00	\$ 410,400.00	\$ 456,000.00	\$ 501,600.00	
Payroll X 8 employees	\$ 400,000.00	\$ 400,000.00	\$ 400,000.00	\$ 400,000.00	\$ 400,000.00	
Security	\$ 100,000.00	\$ 100,000.00	\$ 100,000.00	\$ 100,000.00	\$ 100,000.00	
Utilities	\$ 12,000.00	\$ 12,000.00	\$ 12,000.00	\$ 12,000.00	\$ 12,000.00	
MA Permit FEE	\$ 50,000.00	\$ 50,000.00	\$ 50,000.00	\$ 50,000.00	\$ 50,000.00	
Mortgage	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	
Estimate High level Cost	\$ 810,000.00	\$ 901,200.00	\$ 992,400.00	\$ 1,038,000.00	\$ 1,083,600.00	
Net Before GIFT	\$ (240,000.00)	\$ (103,200.00)	\$ 33,600.00	\$ 102,000.00	\$ 170,400.00	
Middleboro 2%	\$ 11,400.00	\$ 15,960.00	\$ 20,520.00	\$ 22,800.00	\$ 25,080.00	
Middleboro 75K	\$ 75,000.00	\$ 75,000.00	\$ 75,000.00	\$ 75,000.00	\$ 75,000.00	
Net After Gift	\$ (315,000.00)	\$ (178,200.00)	\$ (41,400.00)	\$ 27,000.00	\$ 95,400.00	
Capital Need					\$ (412,200.00)	

CRANBERRY CAPITAL
OF THE WORLD



Phone: 508-946-2405

Fax: 508-946-0058

Town of Middleborough

Massachusetts

Board of Selectmen

The Commonwealth of Massachusetts
Executive Office of Health and Human Services
Department of Public Health
250 Washington Street
Boston, Massachusetts 02108-4619

To Whom It May Concern:

The Middleborough Board of Selectmen does hereby provide support to ARL Healthcare, Inc. to operate a Registered Marijuana Dispensary in the Town of Middleborough. I have been authorized to provide this letter on behalf of the Board of Selectmen by a vote taken at a duly noticed meeting held on August 10, 2015.

The Middleborough Board of Selectmen has verified with the appropriate local officials that the proposed RMD facility is located in a zoning district that allows such use by right or pursuant to local permitting.

Sincerely,

For BOARD OF SELECTMEN

Allin Frawley, Chairman

Date

Jacqueline Shanley

From: Judy MacDonald
Sent: Wednesday, August 26, 2015 12:42 PM
To: Jacqueline Shanley
Cc: Robert G. Nunes
Subject: Vote to Issue Bond and interim note
Attachments: 20150826123527403.pdf

Hi Jackie,

Please place on the September 8, 2015 agenda for the Selectmen to vote to issue bonds and interim note for the \$25,000,000 Upgrade to Wastewater Facility. Attached is a copy of the vote that needs to be part of official record. I will bring you four copies of the vote that need to be signed by the Clerk of the Board.

Thanks,

Judy

Judy M Mac Donald, CMMC, CMMT

Treasurer/Collector
Town of Middleborough
20 Centre Street 3rd Floor
Middleborough, MA 02346
(PH) 508-946-2421
Fax 508-947-5447
jmcdnld@middleborough.com

* Selectmen,

You do not need to read the attached aloud to make it part of the official record.

Motion should be: "Vote to issue bonds and interim note for the \$25,000,000 upgrade to the wastewater facility, as presented."
I will then incorporate the attached into the minutes.

Jackie

VOTE OF THE BOARD OF SELECTMEN

I, the Clerk of the Board of Selectmen of the Town of Middleborough, Massachusetts, certify that at a meeting of the board held September 8, 2015, of which meeting all members of the board were duly notified and at which a quorum was present, the following vote was passed, all of which appears upon the official record of the board in my custody:

- VOTED
- (1) That the Town shall issue a bond or bonds in an aggregate principal amount not to exceed \$25,000,000 (the "Bonds") pursuant to Chapters 29C and 44 of the General Laws and a vote of the Town passed October 6, 2014 (Article 12), which authorized a total borrowing of \$25,000,000 for a water pollution control facility (the "Project");
 - (2) That in anticipation of the issuance of the Bonds the Treasurer is authorized to issue an interim loan note or notes (the "Notes") from time to time in an aggregate principal amount not to exceed \$25,000,000;
 - (3) that each Bond or Note shall be issued as a single registered security, and sold to the Massachusetts Clean Water Trust (the "Trust") at a price determined pursuant to the Financing Agreement;
 - (4) that the Treasurer is authorized to determine the date, the form, the maximum interest rate and the principal maturities of each Bond and Note, and to execute a Financing Agreement or Agreements with the Trust with respect to the sale of the Bonds and Notes, such date, form and maturities and the specific interest rate or rates of the Bonds and Notes to be approved by a majority of the Board of Selectmen and the Treasurer and evidenced by their execution of the Bonds or Notes;
 - (5) that all action taken to date by the Town and its officers and agents to carry out the Project and its financing, including the execution of any loan agreement by the Treasurer, are hereby ratified, approved and confirmed; and
 - (6) that the Treasurer and the other appropriate Town officials are each hereby authorized to take any and all actions necessary or convenient to carry out the provisions of this vote, including execution and delivery of the Financing Agreement or Agreements and the Project Approval Certificate and Regulatory Agreement or Agreements relating to the Project.

I further certify that the votes were taken at a meeting open to the public, that no vote was taken by secret ballot, that a notice stating the place, date, time and agenda for the meeting (which agenda included the adoption of the above votes) was filed with the Town Clerk and a copy thereof posted in a manner conspicuously visible to the public at all hours in or on the municipal building that the office of the Town Clerk is located or, if applicable, in accordance with an alternative method of notice prescribed or approved by the Attorney General as set forth

in 940 CMR 29.03(2)(b), at least 48 hours, not including Saturdays, Sundays and legal holidays, prior to the time of the meeting and remained so posted at the time of the meeting, that no deliberations or decision in connection with the sale of the Bonds or Notes were taken in executive session, all in accordance with G.L. c.30A, §§18-25, as amended.

Dated: September 8, 2015

Clerk of the Board of Selectmen

AM 50389674.1

COMMONWEALTH OF MASSACHUSETTS
TOWN OF PLYMPTON

Due by October 1st

61B

FISCAL YEAR 2017

RECREATIONAL LAND CLASSIFICATION GENERAL LAWS CHAPTER 61B§3

INSTRUCTIONS: Complete all sections. Please print or type.

Robert G. Nunes, Town Manager
CONTACT PERSON

508-947-0928
TELEPHONE #

1. **IDENTIFICATION** Complete this section fully.

Name of applicant(s) Town of Middleborough

Mailing address 10 Nickerson Ave. Middleborough, MA 02346

Property Covered by Application						
List Parcel Information for up to 5 lots to be classified	Map & Lot	Location	Deed Book & Page	Total Acres	Acres to be Classified	Corrections
	001.B-0002-0097.0	Soule Street	8431/269	25.00	25.00	

RECREATIONAL LAND may qualify based on its condition or recreational use.

2. Is the land retained in substantially a natural, wild or open condition? Yes No

Is the land in a landscaped condition? Yes No

Does the land allow to a significant extent the preservation of wildlife and other natural resources? Yes No

If yes, indicate which natural resources are preserved:

Ground or Surface Water Clean Air Vegetation

Rare or Endangered species Geological Features Scenic Resources

High Quality Soils Other (Specify) _____

3. Is the land used primarily for recreational use? Yes No

If yes, indicate for which recreational activities the land is used

Archery Boating Camping Fishing Golfing

Hang Gliding Hiking Horseback Riding Hunting

Nature Study and Observation Picnicking Private Non-Commercial Flying

Skiing Swimming Target Shooting

How often is land used for recreational activities?

N/A

How many people use the land for those activities?

N/A

Is the land open to the general public? Yes No

If no, to whom is its use restricted?

Is the land used for horse racing, dog racing or any sport normally undertaken in a stadium gymnasium or similar structure? Yes No

4. **LESSEE CERTIFICATION.** If any portion of the property is leased, the following statement must be signed by each lessee. I hereby certify that the property I lease is being used as described in this application and that I intend to use the property in that manner during the period to which this application applies.

<u>Lessee</u>	<u>Date</u>
_____	_____
_____	_____

5. **SIGNATURE.** All owners must sign here to complete the application. This application has been prepared or examined by me. Under the pains and penalties of perjury, I declare that to the best of my knowledge and belief, it and all accompanying documents and statements are true, correct and complete.

I also certify that I have received a copy of the Property Owner's Acknowledgement of Rights and Obligations under the Classified Recreational Land Program as part of this application and that I have read and I understand it.

Owner	Date
_____	_____
_____	_____
_____	_____
_____	_____

*If signed by agent, attach copy of written authorization to sign on behalf of taxpayer

DISPOSITION OF APPLICATION (FOR ASSESSORS' USE ONLY)		
<input type="checkbox"/> OWNERSHIP <input type="checkbox"/> MINIMUM ACRES <input type="checkbox"/> USE/CONDITION	<input type="checkbox"/> ALL <input type="checkbox"/> PART	GRANTED DENIED
	<input type="checkbox"/> DEEMED <input type="checkbox"/> DEEMED	
		DATE VOTED/DEEMED _____ DATE NOTICE SENT _____ BOARD OF ASSESSORS _____ _____ _____ DATE _____

ANNUAL TAXATION. I understand that I must pay an annual property tax to the city or town in which the classified land is located. The tax will be equal to the commercial tax rate for the fiscal year applied to the value of the land for recreational purposes, rather than its fair market value as would be the case if the land were not classified. The value of the land for recreational purposes cannot exceed 25% of the fair market value of the land. The tax will be due in the same number of installments and at the same time as other local property tax payments are due in the city or town. Interest will be charged on any overdue taxes at the same rate applicable to other overdue local property taxes.

MUNICIPAL OPTION TO PURCHASE. I understand that the city or town has an option to purchase any classified land **whenever I plan to sell or convert it to a residential, commercial or industrial use** and I must notify by certified mail the mayor and city council or the selectmen, assessors, planning board and conservation commission of the city or town of my intention to sell or convert the land to those uses. If I plan to sell the land, the city or town has the right to match a bona fide offer to purchase it. If I plan to convert it, the city or town has the right to purchase it at its fair market value, which is to be determined by an impartial appraisal. The city or town may also assign its option to a non-profit, conservation organization. I understand that I may not sell or convert the land until at least 120 days have passed since the mailing of the required notices or until I have been notified in writing that the option will not be exercised, whichever is earlier.

This option is not available to the city or town and the notice requirement does not apply if the recreational use is simply discontinued, or I plan to build a residence for my use, or the use of my parent, grandparent, child, grandchild, brother or sister, the surviving spouse of any of those relatives, or an employee working full time in the recreational use of the land.

PENALTY TAX. I understand that I must pay one of two alternative penalty taxes **whenever any of the land is no longer maintained as open space or used for recreational purposes**, whether or not the land is subject to the purchase option and notice requirement. I must pay a roll-back tax for a 10 year period if the use of the land changes to a non-qualifying use. If the change in use occurs when the land is classified, the tax will be imposed for the current fiscal year and the 9 prior years. If the land is not classified at that time, the tax will be imposed for the 10 prior years. In either case, the tax will be the difference between the amount I would have paid in annual property taxes on the land if it had been taxed at its fair market value and the amount of taxes I paid on the land under Chapter 61B during the same time. However, I must pay the alternative conveyance tax instead if the land is sold for or converted to a non-qualifying use within 10 years of the beginning of the fiscal year it was first classified and the conveyance tax is greater than the roll-back tax that would be due. The conveyance tax will be equal to the conveyance tax rate applied to the sales price of the land, or if converted, to the fair market value of the land as determined by the assessors. The conveyance tax rate will be 10% if the land is sold or converted within the first 5 years of classification and 5% if sold or converted within the 6th through 10th year of classification.

APPEALS AND ABATEMENTS. I understand that I may contest decisions made by the Board of Assessors to disapprove all or part of my application for classification by applying for a modification of the decision. I may also contest my annual property tax or any penalty tax assessed under Chapter 61B by applying for an abatement. Applications to modify a decision or abate a tax must be made in writing and must be filed with the assessors within 60 days of the date I am notified of the decision or tax. If I disagree with the assessors' decision, or the assessors do not act on my application, I may appeal to the Appellate Tax Board within 30 days of the date I am notified of the assessors' decision, or 3 months from the date my application was filed, whichever is later. If the appeal concerns my annual property tax, I must have paid it to maintain the appeal. I further understand that the assessors cannot modify any decision or grant any abatement if I do not comply with all application deadlines and procedures.

I certify that I have examined this statement and that I will notify the Board of Assessors immediately in writing of any circumstances developing after this date which may cause a change in the use of the property from that described in my application for classification.

Owners

Date



Fall Festival and Craft Fair

September 26, 2015
10a.m. to 4p.m.

Board of Selectmen
Town of Middleborough
10 Nickerson Avenue
Middleborough, MA 02346

We are again requesting permission to use barriers to block off Plymouth Street in front of the North Congregational Church on Saturday, September 26, 2015 from 8AM to 4PM for our annual Fall Festival and Craft Fair

We are also requesting that the barriers from the highway department are made available to us, as they have been in the past.

If you have questions or concerns, please contact me directly at 508-923-2087.

Sincerely yours,

Julie Jackman
North Congregational Church
PO Box 1209
Middleborough, MA 02346



August 22, 2015

Board of Selectmen
Town of Middleboro
10 Nickerson Avenue
Middleboro, MA 02346

Dear Selectmen:

The Lydia Cobb-Quequechan Chapter of the Massachusetts Daughters of the American Revolution respectfully requests that you issue a Proclamation for Constitution Week, September 17-23, 2015. Enclosed is a sample proclamation you may use as a guide.

Please return the signed Proclamation using the enclosed self-addressed, stamped envelope. If you have any questions regarding the Proclamation, feel free to contact me. Thank you for joining us in the 228th anniversary celebration of the signing of the United States Constitution.

Sincerely,

A handwritten signature in cursive script that reads 'Kathleen Rubano'. The signature is written in black ink and is positioned below the word 'Sincerely,'.

Kathleen Rubano
Chairman, Constitution Week
Lydia Cobb-Quequechan Chapter, DAR
312 Highview Avenue
Somerset, MA 02726
(508) 676-1627
Email: katehrubano@gmail.com

CELEBRATE OUR CONSTITUTION!



**CONSTITUTION WEEK
SEPTEMBER 17-23**

PROCLAMATION 2015

American People to
anniversary of the drafting of
with appropriate

g of a proclamation each
America designating September

_____ by virtue of the
f the State or City) of
_____ do
gh 23 as

EK

d reflect on the privilege of
ibilities, which that

ESS WHEREOF, I have
my hand and caused the
or City) to be affixed this
_____ day of
_____ of the year of
o thousand fifteen.



CENTRAL
CONGREGATIONAL
CHURCH

September 1, 2015

Board of Selectmen
Town of Middleboro
10 Nickerson Ave.
Middleboro, MA 02346

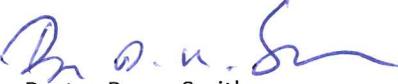
Dear Selectmen:

Central Congregational Church would like to hold a "block party" on Saturday, September 19, 2015 and would like to request permission to cordon off a portion of Webster Street from South Main Street to the driveway of Middleboro Gas & Electric from 11am-4pm.

We have spoken with Police Chief Perkins and he has no objections to our request.

Thank you for your consideration.

Sincerely,


Pastor Bruce Smith

MIDDLEBOROUGH POLICE DEPARTMENT

99 NORTH MAIN STREET
MIDDLEBOROUGH, MA 02346

(508) 947-1212

Fax (508) 947-1009



Joseph M. Perkins
Chief of Police

August 27, 2015

Middleborough Board of Selectmen
Town Hall
Middleborough, MA 02346

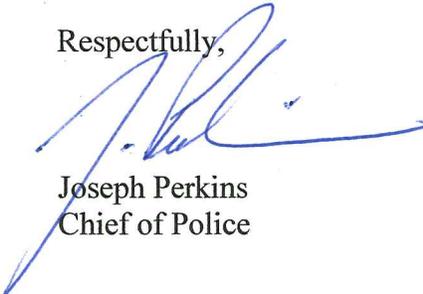
Honorable Board:

Please accept this request to declare surplus a 2008 Ford Crown Vic
VIN #2FAFP71V38X179212.

The Police Department would like to use it for parts as it has no other value. The vehicle has major mechanical failings and well over 100,000 miles.

Thank you for your consideration.

Respectfully,



Joseph Perkins
Chief of Police