

NOTICE

As per Massachusetts General Laws Chapter 40, section 32, the following attested copies have been posted in five (5) public places in the town of Hadley:

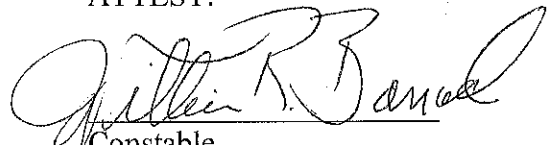
1. Warrant Articles #13 (Zoning)
Hadley's Special Fall Town Meeting of October 16, 2021
2. Attorney General's letter dated January 14, 2022 pertaining to Article #13 approval thereof

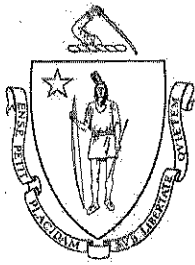
Copies of the Zoning By-law and zoning map may be examined and obtained in the office of the Town Clerk, Town Hall, Hadley, MA. Claims of invalidity by reasons of any defect in the procedure of adoption may only be made within ninety (90) days of this posting.

Copies posted at: Town Hall, Hadley Post Office, Senior Center, Hadley Safety Complex, Hadley Library, all in said town on

1-19-, 2022

ATTEST:


Constable
Hadley, Massachusetts



THE COMMONWEALTH OF MASSACHUSETTS
OFFICE OF THE ATTORNEY GENERAL

CENTRAL MASSACHUSETTS DIVISION
10 MECHANIC STREET, SUITE 301
WORCESTER, MA 01608

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ATTORNEY GENERAL

(508) 792-7600
(508) 795-1991 fax
www.mass.gov/ago

January 14, 2022

Jessica Spanknebel, Town Clerk
Town of Hadley
100 Middle Street
Hadley, MA 01035

**Re: Hadley Special Town Meeting of October 16, 2021 -- Case # 10336
Warrant Article # 13 (Zoning)**

Dear Ms. Spanknebel:

Article 13 - We approve Article 13 from the October 16, 2021 Hadley Special Town Meeting.¹

Note: Pursuant to G.L. c. 40, § 32, neither general nor zoning by-laws take effect unless the Town has first satisfied the posting/publishing requirements of that statute. Once this statutory duty is fulfilled, (1) general by-laws and amendments take effect on the date these posting and publishing requirements are satisfied unless a later effective date is prescribed in the by-law, and (2) zoning by-laws and amendments are deemed to have taken effect from the date they were approved by the Town Meeting, unless a later effective date is prescribed in the by-law.

Very truly yours,

MAURA HEALEY
ATTORNEY GENERAL

Nicole B. Caprioli

By: Nicole B. Caprioli
Assistant Attorney General
Municipal Law Unit
10 Mechanic Street, Suite 301
Worcester, MA 01608

cc: Town Counsel Jeffrey T. Blake

¹ The Town Clerk also submitted to us a certified copy of Article 14, a vote to opt out of the mosquito spraying program authorized under G.L. c. 252, § 2A (b)(2), but did not include Article 14 on our Form 1 identifying it as a by-law amendment. There is nothing in Article 14 that states it is amending the Town's by-laws and the Town Clerk has confirmed to this Office that Article 14 was not adopted by Town Meeting as a by-law amendment. Because Article 14 is not amending the by-laws, it is not subject to the Attorney General's review and approval pursuant to G.L. c. 40, § 32. For this reason, we take no action on Article 14. The Town should consult with Town Counsel with any questions on this issue.

Hadley SFTM 10-16-2021
Art. 13
Zoning amendment

To Whom It May Concern:

At the Town of Hadley Annual Town Meeting that convened on October 16, 2021 at the Hadley Public Safety Complex, with a quorum of 100 present and declared dissolved on October 16, 2021 by the Moderator, the following article was so voted:

Article 13 Motion was made and seconded that the Town vote to amend Section 17.3.2 of the Town Zoning Bylaws as written in the Warrant.

Articles 13- Planning Board Zoning Bylaw Change

To see if the Town will vote to Amend Section 17.3.2 of the Town Zoning Bylaws to read as follows:

17.3.2. Receiving District: This district shall consist of all lots within the Business and Industrial Zones with frontage on Rt9, ~~Mill Valley Rd or North Maple Street~~ a Public Way

The Moderator declared Article 13 passed unanimously.

Attest:



Jessica Spanknebel
Town Clerk
Hadley, MA

Planning Board 4-0-1
Planning Board gave oral recommendation