

**HYBRID SELECTBOARD MEETING
TUESDAY, APRIL 18, 2023
AGENDA
SENIOR CENTER LARGE CONFERENCE ROOM
7 P.M.**

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<p>Note: Not all topics listed here may be reached for discussion. In addition, the topics listed are those which the chair reasonably expects will be discussed as of the date of this notice. This meeting may be audio and/or visually recorded.</p>
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- 1. CALL TO ORDER**
- 2. REORGANIZATION**
- 3. APPROVAL OF MINUTES:** Draft Minutes of April 4, 2023
- 4. ANNOUNCEMENTS / PUBLIC COMMENT**
- 5. CONSENT AGENDA**
 - A. Multiple one-day beer & wine license requests from Karen Franz for April 22, 24, May 2 & 3,
- 6. 7:10 p.m. PUBLIC HEARING – White Wing liquor violation**
- 7. 7:30 p.m. INFORMATION SESSION – Wastewater Rates**
- 8. NEW BUSINESS**
 - A. Hampshire County Retirement System COLA Option
 - B. Annual Town Meeting Warrant
 - C. Capital Planning Committee Report
 - D. Arbor Day Proclamation
- 9. RESIGNATION**
 - A. George Francis as Veteran Grave Officer
- 10. OLD BUSINESS**
 - A. Wastewater
 - B. Selectboard Policies
- 11. TOWN ADMINISTRATOR’S REPORT**
- 12. ADJOURN**

**APRIL 18, 2023 SELECTBOARD
MEETING MOTIONS**

MINUTES

- A. I move to accept the draft minutes of April 4, 2023.

CONSENT AGENDA

- A. I move to accept the consent agenda as presented.

NEW BUSINESS

- A. I move that the South Hadley Select Board approve Chapter 269 of the Acts of 2022 - An Act Relative to Cost-of-Living Adjustments for Retirees, and further direct the South Hadley administration to notify the Hampshire County Retirement System in writing of this vote.
- B. I motion to approve the annual town meeting warrant as presented.
- C. No action needed.

Whereas, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and whereas, the holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and whereas, Arbor Day is now observed throughout the nation and the world, and whereas, trees can reduce the erosion of our precious topsoil by wind and water, lower our heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife, and whereas, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires, and countless other wood products, and whereas, trees in our town increase property values, enhance the economic vitality of business areas, and beautify our community, and whereas, trees, wherever they are planted, are a source of joy and spiritual renewal, now therefore I, _____, chair of the Selectboard of the Town of South Hadley, MA, do hereby proclaim Friday, April 28, 2023 as Arbor Day in the Town of South Hadley, MA, and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and further, I urge all citizens to plant and care for trees to gladden the heart and promote the well-being of this and future generations. Dated this 18th day of April the year 2023.

RESIGNATION

- A. I move to accept the resignation of George Francis as veteran grave officer.

ADJOURN

- A. I motion to adjourn.

**APRIL 18, 2023 SELECTBOARD
MEETING MOTIONS**

MINUTES

- A. I move to accept the draft minutes of April 4, 2023.

CONSENT AGENDA

- A. I move to accept the consent agenda as presented.

NEW BUSINESS

- A. I move that the South Hadley Select Board approve Chapter 269 of the Acts of 2022 - An Act Relative to Cost-of-Living Adjustments for Retirees, and further direct the South Hadley administration to notify the Hampshire County Retirement System in writing of this vote.
- B. I motion to approve the annual town meeting warrant as presented.
- C. No action needed.

RESIGNATION

- A. I move to accept the resignation of George Francis as veteran grave officer.

ADJOURN

- A. I motion to adjourn.



OD-81

1 Day Alcohol License

Status: Active

Date Created: Apr 4, 2023

Applicant Email

APPLICATIONS MUST BE SUBMITTED AT LEAST TWO WEEKS IN ADVANCE OF AN EVENT. APPLICATIONS SUBMITTED LESS THAN TWO WEEKS IN ADVANCE WILL NOT BE ACCEPTED FOR REVIEW BY THE SELECTBOARD.

Permit Info

Permit For

1 Day All Alcohol

Check this box to acknowledge that individual applicants can be approved for up to 30 permits per year.



Event Details

Date of Event

04/22/2023

Name or Organization Hosting Event

Office of Student Involvement

Provide a Detailed Description of What The Event Is

Senior Ball

Street Address of Where The Event is Held

Chapin, Mary Woolley Hall, Mount Holyoke College, 50 College St, South Hadley MA 01075

Hours of Operation (Ex. 8:00 AM - 5:00 PM)

7:00PM-2:00AM



OD-84

1 Day Alcohol License

Status: Active

Date Created: Apr 10, 2023

Applicant Email

APPLICATIONS MUST BE SUBMITTED AT LEAST TWO WEEKS IN ADVANCE OF AN EVENT. APPLICATIONS SUBMITTED LESS THAN TWO WEEKS IN ADVANCE WILL NOT BE ACCEPTED FOR REVIEW BY THE SELECTBOARD.

Permit Info

Permit For

1 Day Beer and Wine

Check this box to acknowledge that individual applicants can be approved for up to 30 permits per year.



Event Details

Date of Event

04/24/2023

Name or Organization Hosting Event

Dean Of Faculty

Provide a Detailed Description of What The Event Is

Reception

Street Address of Where The Event is Held

Abbey Chapel Courtyard, Mount Holyoke College, 50 College St, South Hadley, MA 01001

Hours of Operation (Ex. 8:00 AM - 5:00 PM)

2:00 PM - 8:00 PM

**HYBRID SELECTBOARD MEETING
TUESDAY, APRIL 4, 2023
DRAFT MEETING MINUTES
SENIOR CENTER MULTI-PURPOSE ROOM
7 P.M.**

Present in person were Chair Jeff Cyr, Vice Chair Andrea Miles, Clerk Renee Sweeney, member Carol Constant, member Nicole Casolari, and Town Administrator Lisa Wong.

CALL TO ORDER

Cyr called the meeting to order at 7 p.m.

MINUTES

Constant moved to accept the draft minutes of March 21, 2023. Miles seconded. All in favor. Unanimous.

CONSENT AGENDA

Sweeney moved to approve the consent agenda as presented. Miles seconded. All in favor. Unanimous. The consent agenda consisted of a One-Day Beer & Wine License request from Karen Franz for May 2.

ANNOUNCEMENTS

Constant noted the Age & Dementia Friendly kick-off that took place on April 4.

Miles reminded the public of the annual town election happening on April 11 from 7 a.m. to 8 p.m. at South Hadley High School.

BOATHOUSE SEASONAL LICENSE

Miles moved to accept the 2023 license renewal of The Boathouse seasonal alcohol license and allow renewal upon completion of the application, submittal of all fees, completing all required inspections, and any other laws, bylaws or regulations required for issuance; and allow the license to include the ability to use a mobile bar. Casolari seconded. All in favor. Unanimous.

MOSIER STATEMENT OF INTEREST

Sweeney motioned to authorize the superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form dated March 30, 2023 for the Mosier Elementary School located at 101 Mosier Street, South Hadley, MA 01075 which describes and explains the following deficiencies and the priority category(s) for which an application may be submitted to the Massachusetts School Building Authority in the future:

- o Replacement, renovation or modernization of school facility systems, such as roofs, windows, boilers, heating and ventilation systems, to increase energy conservation and decrease energy related costs in a school facility

- o Replacement of or addition to obsolete buildings in order to provide for a full range of programs consistent with state and approved local requirements

and hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the South Hadley Public Schools to filing an application for funding with the Massachusetts School Building Authority. Miles seconded. Casolari abstained. The motion passed with four in favor and one abstention.

ARPA REQUESTS

Constant moved to fund the school department with \$605,000 in ARPA funding for FY25 and earmark \$293,000 in ARPA funding for FY26. Miles seconded. Casolari abstained. The motion passed with four in favor and one abstention.

FACILITIES MOA

Miles moved to approve the Memorandum of Agreement between the South Hadley School Committee and the South Hadley Selectboard to create a shared Facilities Department as presented and authorize the Town Administrator / Superintendent of Schools to execute the Memorandum of Agreement. Sweeney seconded. Casolari abstained. The motion passed with four in favor and one abstention.

WASTEWATER RATES

The board discussed the need to increase the sewer use fee. A hearing on the rate increase will be held at the next Selectboard meeting on April 18. Wong encouraged residents to watch this April 4 meeting for the preliminary information and an upcoming Capital Planning Committee meeting on April 10 for additional information.

TA REPORT

For the full town administrator's report, see the April 4, 2023 Selectboard meeting packet on the town website.

EXECUTIVE SESSION

Miles moved to enter into executive session under MGL Ch. 30 §21(a) 3 to discuss strategy with respect to collective bargaining or litigation re: March 19, 2023 Open Meeting Law Complaint from Bob Authier and to not return to open session. Sweeney seconded.

ROLL CALL VOTE

Miles – Aye

Casolari – Aye

Sweeney – Aye

Constant – Aye

Cyr – Aye

Unanimous. The board entered into executive session at 8:45 p.m.

Respectfully submitted
Kristin Maher
Executive Assistant to Administration



OD-82

1 Day Alcohol License

Status: Active

Date Created: Apr 4, 2023

Applicant Email

APPLICATIONS MUST BE SUBMITTED AT LEAST TWO WEEKS IN ADVANCE OF AN EVENT. APPLICATIONS SUBMITTED LESS THAN TWO WEEKS IN ADVANCE WILL NOT BE ACCEPTED FOR REVIEW BY THE SELECTBOARD.

Permit Info

Permit For

1 Day Beer and Wine

Check this box to acknowledge that individual applicants can be approved for up to 30 permits per year.



Event Details

Date of Event

05/02/2023

Name or Organization Hosting Event

Alumnae Association

Provide a Detailed Description of What The Event Is

Reception

Street Address of Where The Event is Held

Chapin, Mary Woolley Hall, Mount Holyoke College, 50 College St, South Hadley, MA 01075

Hours of Operation (Ex. 8:00 AM - 5:00 PM)

3:00pm-10:00pm



OD-83

1 Day Alcohol License

Status: Active

Date Created: Apr 4, 2023

Applicant Email

APPLICATIONS MUST BE SUBMITTED AT LEAST TWO WEEKS IN ADVANCE OF AN EVENT. APPLICATIONS SUBMITTED LESS THAN TWO WEEKS IN ADVANCE WILL NOT BE ACCEPTED FOR REVIEW BY THE SELECTBOARD.

Permit Info

Permit For

1 Day Beer and Wine

Check this box to acknowledge that individual applicants can be approved for up to 30 permits per year.



Event Details

Date of Event

05/03/2023

Name or Organization Hosting Event

Office of the President

Provide a Detailed Description of What The Event Is

Reception

Street Address of Where The Event is Held

Chapin, Mary Woolley Hall, Mount Holyoke College, 50 College St, South Hadley, MA 01075

Hours of Operation (Ex. 8:00 AM - 5:00 PM)

11:00AM - 6:00PM

HAMPSHIRE COUNTY RETIREMENT SYSTEM

A Massachusetts Regional Public Employee Retirement System

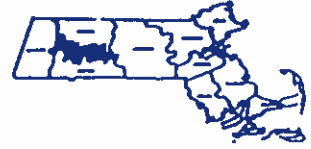


99 Industrial Drive, Suite 2, Northampton, MA 01060-2326

tel:(413) 584-9100 fax:(413) 587-9396

email: info@hampshireretirementma.org

www.hampshireretirementma.org



MEMORANDUM

TO: Town Select Boards That are Members of the Hampshire County Retirement System

FROM: Patrick E. Brock, Chairman, Hampshire County Retirement System

RE: 5% Local COLA option for Retirees Effective for FY 23

DATE: March 17, 2023

On March 8, 2023, the Hampshire County Retirement Board voted to approve Chapter 269 of the Acts of 2022 for the retirees of the Hampshire County Retirement System. This Act provides an increase of an additional 2% increase to the previously approved 3% COLA adjustment on our retirees' pension payments on their first \$13,000.00 of their pension payment retroactive to July 1, 2022.

In a regional retirement system such as ours, Chapter 269 requires a local approval by two-thirds of the towns in our system by June, 2023. The approval is required of the chief executive officer (the Select Board) as defined by MA General Laws Chapter 4, Section 7. Therefore, I am seeking that this issue be placed on the Select Board's Agenda as soon as possible. I will also make myself available to attend the Select Board Meeting in order to make a short presentation and answer any questions that the Board may have. I will communicate with the Towns in order to coordinate the schedule so as to avoid any conflicts. Would you please confirm who the Select Board's contact person is.

I have attached additional information for your review:

- 1) Chapter 269 of the Acts of 2022
- 2) PERAC MEMO #29/2022 RE: 5% Local COLA option
- 3) KMS Actuaries Cost Analysis of 5% COLA option
- 4) HCRS Estimated Cost Impact to FY26 Funding Schedule

I look forward to speaking with you in the near future. If you have any additional questions, please contact me.

Patrick E. Brock
Chairman

Sean Mangano
Elected Member

Harry Chadwick
Elected Member

Jane Wolfe
Appointed Member

Joyce Karpinski
Appointed Member

Mary G. Baronas
Administrator

MEMORANDUM

TO: All Retirement Boards

FROM: John W. Parsons, Esq., Executive Director

RE: 5% Local COLA option

DATE: November 18, 2022

On November 16, 2022, the Governor signed Chapter 269 of the Acts of 2022 into law. This act provides the local retirement systems with a local option to increase the Cost of Living Adjustment (“COLA”) for Fiscal Year 2023 to up to 5 percent on the base amount specified pursuant to G.L. c. 32, § 103. The approval of the increase can occur at any time during the fiscal year and will take effect as of July 1, 2022.

The local approval mechanism is different than traditional COLA increases and COLA base increases. In order for a system to adopt a COLA increase pursuant to this act, **the retirement board must vote for the increased amount and then it must also receive local approval.**

For purposes of this act, local approval means:

- In a city, the mayor must recommend the increase to the city council and the council must vote in favor.
- In a city having a Plan D or Plan E charter, the city manager must recommend the increase to the city council and the council must vote in favor.
- In a town, the chief executive officer¹ - the select board in nearly all cases - must vote in favor to accept the increase rather than the town meeting as is the case for COLA base increases.
- In a district, or other political subdivision, the governing board, commission or committee must vote in favor to accept the COLA increase.

¹ As defined in G.L. c. 4, § 7, "chief executive officer", when used in connection with the operation of municipal governments shall include the mayor in a city and the select board in a town unless some other municipal office is designated to be the chief executive officer under the provisions of a local charter.



MEMORANDUM - Page Two

TO: All Retirement Boards
FROM: John W. Parsons, Esq., Executive Director
RE: 5% Local COLA option
DATE: November 18, 2022

- In a regional system, two-thirds of the cities and towns within the system must approve the increase. This is done in the same fashion as stated above for municipalities: in a city, by the city council upon recommendation by the mayor or, in a city with a Plan D or Plan E charter, the city manager; or, in a town, by approval of the chief executive officer (likely the select board) as defined by G.L. c. 4, § 7.
- In a county, the county commissioners, who normally do not have a role in COLAs nor COLA base increases, must vote to accept **and** two-thirds of the cities and towns within the system must approve the increase in the same manner as stated above for regional systems.

Though many local systems are comprised of multiple units such as housing authorities and districts, the two-thirds language only applies to regional and county systems as the approval specified in the statute only refers to cities and towns as voting political subdivisions.

Section 2 of the act provides that a COLA increase pursuant to this act is retroactive to July 1, 2022. Any COLA increase, in addition to any COLA previously adopted for FY 23, will become part of the fixed amount of a retirees' retirement allowance in the same manner as all COLAs granted pursuant to section 103.

PERAC has already received questions about estimating the cost of the enhanced COLA. PERAC Actuary John Boorack has provided the following formula for a conservative full-cost estimate, not a one-year estimate, to assist boards in their planning:

$$(0.2) \times (\text{COLA base}) \times (\# \text{ of retirees/beneficiaries})$$

If you have any questions about this memo, please contact PERAC's General Counsel, Judith Corrigan, at (617) 591-8904 or at judith.a.corrigan@mass.gov.

Acts (2022)

Chapter 269

AN ACT RELATIVE TO COST-OF-LIVING ADJUSTMENTS FOR RETIREES

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide for increased cost-of-living adjustments for retirees, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. (a) (1) Notwithstanding section 103 of chapter 32 of the General Laws or any other general or special law to the contrary, the retirement board of any system that has accepted said section 103 may elect to establish a cost-of-living adjustment increase of not less than 3 per cent and not greater than 5 per cent on the base amount provided for in said section 103 for fiscal year 2023.

(2) The sum of the dollar amount of the cost-of-living increase on the base amount, together with the amount of retirement allowance, pension or annuity to which the cost-of-living increase is applied, shall become the fixed retirement allowance, pension or annuity for all future purposes, including the application of subsequent cost-of-living adjustments in future years.

(b) A retirement board may grant a cost-of-living increase of not less than 3 per cent and not greater than 5 per cent on the base amount for fiscal year 2023 at any time during the fiscal year.

(c) This section shall take effect for the members of a retirement system by a majority vote of the board of such system and upon local acceptance: (i) of the city council upon recommendation of the mayor in a city, (ii) of the city council upon recommendation of the city manager in a city having a Plan D or Plan E charter, (iii) of the chief executive officer, as defined in section 7 of chapter 4 of the General Laws, in a town, (iv) of the county commissioners in a county and (v) by vote of the governing board, commission or committee in a district or other political subdivision of the commonwealth. For any retirement system comprising more than 1 political subdivision of the commonwealth, this section shall be effective by a majority vote of the board of such system and upon the acceptance of two-thirds of cities and towns within the system by approval of: (i) the city council upon recommendation of the mayor in a city, (ii) the city council upon recommendation of the city manager in a city having a Plan D or Plan E charter, and (iii) the chief executive officer, as defined in section 7 of chapter 4 of the General Laws, in a town.

SECTION 2. This act shall take effect on July 1, 2022.

Approved, November 16, 2022.

Estimated Distribution of COLA Increase to 5% FY 26 Appropriation

Distribution based on September 2022 Aggregate Salary

**Additional
COLA cost for
FY 26 \$ 527,000**

Unit	% Distrib	\$ Distribution
Town of Amherst	25.79%	\$ 135,913
Amherst Housing Authority	0.93%	\$ 4,901
Amherst-Pelham Regional School District	6.11%	\$ 32,200
Town of Belchertown	12.95%	\$ 68,247
Belchertown Housing Authority	0.00%	\$ -
Belchertown Water District	0.26%	\$ 1,370
Town of Chesterfield	0.34%	\$ 1,792
Chesterfield/Goshen Regional School District	0.38%	\$ 2,003
Town of Cummington	0.27%	\$ 1,423
Foothills Health District	0.20%	\$ 1,054
Gateway Regional School District	2.52%	\$ 13,280
Town of Goshen	0.21%	\$ 1,107
Town of Granby	4.76%	\$ 25,085
Granby Housing Authority	0.08%	\$ 422
Town of Hadley	5.64%	\$ 29,723
Hadley Housing Authority	0.00%	\$ -
Hampshire County Group Insurance Trust	0.35%	\$ 1,845
Hampshire County Regional Housing Authority	0.00%	\$ -
Hampshire Regional School District	1.91%	\$ 10,066
Town of Hatfield	2.59%	\$ 13,649
Hatfield Housing Authority	0.03%	\$ 158
Town of Huntington	0.47%	\$ 2,477
Town of Middlefield	0.22%	\$ 1,159
Town of Pelham	0.97%	\$ 5,112
Town of Plainfield	0.34%	\$ 1,792
Quabbin Health District	0.31%	\$ 1,634
South Hadley Fire District #1	2.64%	\$ 13,913
South Hadley Fire District #2	0.96%	\$ 5,059
Town of South Hadley	13.52%	\$ 71,250
South Hadley Housing Authority	0.25%	\$ 1,318
So Hadley-Easthampton Veterans District	0.07%	\$ 369
Town of Southampton	3.23%	\$ 17,022
Town of Ware	8.52%	\$ 44,900
Ware Housing Authority	0.26%	\$ 1,370
Town of Westhampton	0.79%	\$ 4,163
Town of Williamsburg	1.20%	\$ 6,324
Town of Worthington	0.93%	\$ 4,901
Total	100.00%	\$ 527,001



December 16, 2022

Hampshire County Retirement Board
99 Industrial Drive
Suite 2
Northampton, MA 01060-2326

Members of the Board:

As requested, we have prepared an analysis of the impact on the Hampshire County Retirement System's liabilities and funding schedule as a result of a one-time increase in the COLA of an additional 2% on July 1, 2022, up to the COLA base of \$13,000. We used the data and results of the January 1, 2022 valuation to develop the change in the unfunded actuarial accrued liability and the resulting impact on the FY2026 and later appropriations. The results of our analysis are provided under a 6.90% investment return rate assumption.

Cost-of-living adjustments (COLA) may be granted by the retirement board under M.G.L. c. 32, § 103 each year. If an increase is given, the COLA percentage is applied to a retiree's retirement allowance up to \$13,000. If the COLA on July 1, 2022 increased from 3% to 5%, a one-time increase that will become a permanent part of retirees' current retirement allowance, and as allowed in the recently enacted Chapter 269 of the Acts of 2022, the accrued liability and FY2026 appropriation are expected to increase as follows:

COLA	Accrued Liability	Increase in FY2026 Appropriation
5% on July 1, 2022 up to \$650	\$2,648,700	\$527,000

The increase in the FY2026 appropriation is without regard to any limits on the annual increases in appropriations and assumes that appropriations of \$32,953,641 and \$34,164,178 will be made for FY2024 and FY2025, respectively. The additional FY2026 appropriation of \$527,000 will increase by approximately 3.7% annually until the system is expected to be fully funded in 2032.

In closing, we are happy to answer any questions you may have regarding the material we have provided in this supplemental report.

Sincerely,

A handwritten signature in black ink that reads "Linda Bournival".

Linda L. Bournival, FSA, EA
Consulting Actuary

K M S A C T U A R I E S

52 Hunt Road • Kingston, New Hampshire 03848-3456 • phone: (603) 792-9494 • kmsactuaries.com

Jeff Cyr, Chair
Andrea Miles, Vice-Chair
Renee Sweeney, Clerk
Carol Constant
Nicole Casolari

Lisa Wong
Town Administrator

VIA CERTIFIED MAIL

April 3, 2023

Kannagi L. Swadia, Manager
Aaryna, Inc dba White Wing Package Store
568 Newton St.,
South Hadley, MA 01075

Dear Mr. Swadia,

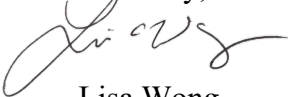
Please be advised that the South Hadley Selectboard will hold a public hearing on Tuesday, April 18, 2023 at 7:10 p.m. to discuss an alleged violation of the liquor license held by Aaryna, Inc., d/b/a White Wing Package Store. See attached incident report. The license holder has been cited for violation of the Liquor Control Act, i.e. – **Ch. 138 Section 34 – sale or delivery of an alcoholic beverage to a person under 21 years of age.**

The Selectboard requests your attendance at this hearing. The hearing will be held in the South Hadley Senior Center large conference room at 7:10 p.m. Kindly confirm your attendance by contacting our office at (413) 538-5030 ext 6135 or via email at selectboard@southhadleyma.gov.

If, after allowing reasonable opportunity for you to be heard, the Local Licensing Authority determines that you have violated the Liquor Control Act (M.G.L. Chapter 138) as charged, such violation may be punishable by penalties up to and including temporary suspension of your license.

If you have any questions or concerns, please do not hesitate to contact our office.

Sincerely,



Lisa Wong
Town Administrator

Cc: Chief of Police Jennifer Gundersen
South Hadley Selectboard

To: Selectboard
From: Town Administrator Lisa Wong
Re: White Wing
Date: April 18, 2023

Background:

The TOWN OF SOUTH HADLEY LIQUOR LICENSE POLICIES (Adopted December 17, 2013) can be found online at www.southhadley.org/DocumentCenter/View/317/Liquor-License-Regulations-PDF?bidId=

The South Hadley Selectboard ("Selectboard) establishes the rules and regulations for any establishment serving alcoholic beverages in accordance with Massachusetts General Laws Chapter 138. These rules are supplementary to any statutory requirements and to the rules and regulations of the Alcoholic Beverages Control Commission (ABCC). The penalties for violations are:

The Chief of Police may initiate alcohol compliance checks at any establishment at any time using ABCC's compliance check guidelines. Refusal to cooperate with a police officer designated by the Chief of Police to perform compliance checks will be considered a violation of this policy. The following penalties represent guidelines for action by the Selectboard. Only offenses which have occurred within the five (5) years preceding the date of violation shall be used in calculating the number of offenses for purposes of sentencing guidelines. In addition, violations that occur after five 'clean' inspections shall be considered 1st offenses.

1st offense: Warning

2nd offense: One Day Suspension of License

3rd offense: Three – Seven Day suspension (dependent on time between violations)

Attached is a warning letter for the first offense dated August 14, 2015.

An alleged violation of the liquor license held by Aaryna, Inc., d/b/a White Wing Package Store is detailed in the attached incident report from the Police Chief.

The Town Administrator sent a letter to the establishment owner on April 3, 2023 notifying them that the Selectboard would hold a public hearing on Tuesday, April 18, 2023 at 7:10 p.m. to discuss the alleged violation.

Submitted by
Jess Gundersen
Jeanfer Gundersen
Chief of Police
4/3/2023

Detective Camp reports:

On Friday, March 3, 2023, at approximately 1700, I spoke with a female party who wished to remain anonymous and was reporting unlawful sales of alcohol to underage persons. Reporting party stated that she had observed several cars full of "college kids" going in and out of White Wing Liquor, Gas, and Convenience. This business is located at 568 Newton Street in South Hadley. Caller stated that she witnessed "kids" purchase alcohol who were not of age and that she had personal knowledge that University of UMASS students all know to go to White Wing to buy their booze. Caller stated that this was common knowledge amongst the kids for quite some time and cited the "Blarney Blowout" as the cause for all the activity. I know that the Blarney Blowout is an annual weekend celebration amongst local university students in preparation for St. Patrick's Day festivities and events. The Blarney Blowout encompasses large gatherings and alcohol consumption, with local law enforcement strengthened to handle calls for service during the weekend. Caller stated that the groups of kids coming and going was obvious and that it was clearly underage purchases, with some students even wearing UMASS gear.

I advised Detective Perez that we would be responding to the area in plain clothes and an unmarked unit in order to observe the store discreetly, confirm the reported activity, and take any necessary enforcement action. Detective Perez and I responded to the area. Officer Swaby was already dispatched there in a fully marked cruiser. At 1730 we arrived and immediate observations included multiple vehicles with what appeared to be college age individuals. A few different sitting locations were checked in order to best view the liquor store and any customers coming and going. Swaby circled the area and Perez and I positioned our unmarked Ford Taurus backed into a parking space at T5 Nails and Spa, located adjacent to White Wing. At this time the following observations were made and action taken:

3/3/2023 @ approximately 1735 [REDACTED] - Red Hyundai Sedan, observed unoccupied and parked in the same T5 Nails lot as Detective Perez and I. Officer Swaby had advised to keep an eye on this vehicle as its two "young" female occupants were observed parking in the lot and then walking over to White Wing. It should be noted that White Wing has its own parking lot on the left side of their building and it was considered suspicious that any customers would park in the T5 Nails lot. Based on my training and experience, I know that underage persons looking to purchase or obtain alcohol, will often park away from, or out of sight from liquor stores, in an attempt to distance themselves from the purchase point and make their presence less obvious. At 1740, two younger looking girls returned to the red Hyundai, from White Wing, with two brown paper bags and entered the vehicle. Both girls appeared to be under the age of 21. I walked over to the driver side window with Perez at the passenger side. I showed my badge and identified myself. Operator and passenger both looked at me with nervous anticipation. I asked if they had just purchased alcohol and the operator froze up instantly. She hesitated and had the "deer in headlights" look while the passenger simply looked down. Neither replied and I asked the operator again if she had just purchased alcohol and to just be honest. Operator replied yes and I asked if she used a fake ID. Operator nodded her head in the affirmative. At this time I asked for her real ID and the fake ID that she used. I then asked the passenger for her identification and both brown paper bags.

Occupants identified as:

S [REDACTED] Fake CT License - [REDACTED] (23-91-PR)
R [REDACTED]

Alcohol possessed by [REDACTED] identified as:

One 750ml bottle, Sutter Home red wine (23-92-PR)
 One 750ml bottle, New Amsterdam Pink Whitney (23-93-PR)
 One 1.75L bottle, Malibu Pineapple Rum (23-94-PR)

[REDACTED] stated that she purchased the alcohol with her fake ID and that it was all hers. [REDACTED] had simply gone in with her. [REDACTED] stated that she was sorry. All the alcohol and the fake ID were seized as evidence with Sergeant Hebert now assisting on scene. [REDACTED] and [REDACTED] were fully cooperative.

3/3/2023 @ approximately 1745 [REDACTED] 61 - Gray Ford Taurus, observed pulling in and parking next to the Red Hyundai Sedan ([REDACTED]) in the same T5 Nails lot. Two males who appeared to be under the age of 21, were observed exiting the vehicle and walking over to White Wing. Again, this was considered suspicious with the avoidance of using the White Wing parking spaces. An RMV check showed that the vehicle was registered to a male party born in 1970 and was considerably older than either of the two males that exited the vehicle. I considered the possibility of the vehicle belonging to a parent and verbalized same to Perez. At approximately 1755, the two males returned to the gray Taurus, from White Wing, with the passenger carrying two cased boxes of liquor and the operator carrying two "handles" of Tito's Vodka. Both males looked younger and I suspected they were under the age of 21. I walked over to them with Perez, showed my badge, and identified myself. Operator and passenger both looked at me with a similar nervous look. I asked the boys openly if they were old enough to purchase the alcohol. They hesitated and looked at each other and then the operator stated no, I asked if they used a fake ID and the operator stated that he did, that he purchased it, and that the passenger just helped him carry it out. At this time I asked them both for real ID's and the fake ID that was used to make the purchase. Alcohol, real ID's, and the fake were turned over at this time.

Occupants identified as:

[REDACTED] DOB: [REDACTED] Fake MA License - [REDACTED] (23-95-PR)
 [REDACTED] DOB: [REDACTED]

Alcohol possessed by [REDACTED] identified as:

Two 1.75L Bottles of Tito's Vodka (23-98-PR)

Alcohol possessed by [REDACTED] (23-41-AR) identified as:

One 12 Pack, High Noon Canned Hard Seltzer (23-96-PR)
 One 6 Pack, The Finnish Long Drink, Canned Soda (23-97-PR)

[REDACTED] and [REDACTED] apologized and we spoke casually. Both stated they were UMASS students and when asked about why they came all the way to South Hadley, they explained that White Wing was a known place on campus to buy alcohol. [REDACTED] stated it was his fault and that he was the one that bought it. Real ID's were given back and all the alcohol and the fake ID were seized as evidence, with Sergeant Hebert assisting on scene. [REDACTED] and [REDACTED] were fully cooperative.

3/3/2023 @ approximately 1810 [REDACTED] - Silver Subaru, observed in the White Wing parking lot. Upon our initial arrival to the area, this vehicle was observed parking and eventually, five occupants, both male and female, exited the vehicle and entered White Wing. While Perez and Hebert inventoried alcohol seized from [REDACTED] and [REDACTED] interaction, I went into the store and asked the clerk if he could contact the owner for me.

While waiting, I witnessed alcohol purchases by parties, both male and female, who were clearly under the age of 21. I followed two males out of the liquor store as they carried alcohol to the silver Subaru ([REDACTED]). I showed my badge and identified myself. Both looked very nervous and I told them that I knew they were not old enough to purchase the alcohol. I asked to see the ID's they used to make the purchase and they provided same. I asked for real ID's and obtained those as well. While interacting with them, three young girls exited the store, with two having alcohol in hand, and returned to the same vehicle. I asked if they were all together and they stated that they were. I asked the two girls if they also used fake ID's to purchase the alcohol and they stated that they "were not carded." One of the girls then stated that she had her fake ID ready but was never asked for it. The third girl was determined to have not purchased alcohol nor carried or possessed. I then called Detective Perez over to where we were and began collecting real ID's and the additional fake. Alcohol was all placed on the ground with each buyer so that we could begin documenting. Sergeant Hebert again joined us and helped with securing evidence.

Occupants identified as:

B [REDACTED] (19)	DOB: [REDACTED]	Fake NY License - [REDACTED]
[REDACTED] (19)	DOB: [REDACTED]	Fake CT License - [REDACTED] (23-102-PR)
[REDACTED] (20)	DOB: [REDACTED]	Fake CT License - [REDACTED] (23-105-PR)
[REDACTED] (20)	DOB: [REDACTED]	
[REDACTED] (19)	DOB: [REDACTED]	

Alcohol possessed by [REDACTED] identified as:

One 30 Pack, Natural Ice Canned Beer (23-100-PR)
Two 23.5oz Canned Four Loko Malt Liquor (23-101-PR)

Alcohol possessed by [REDACTED] identified as:

One 30 Pack, Bud Light Canned Beer (23-103-PR)
One 10 Pack Sleeve, 50ml Dr. McGillicuddys (23-104-PR)

Alcohol possessed by [REDACTED] identified as:

One 10 Pack Sleeve, 50ml Dr. McGillicuddys (23-106-PR)
One 23.5oz Canned Four Loko Malt Liquor (23-107-PR)
One 12oz Can, Monaco Hard Lemonade (23-108-PR)

Alcohol possessed by [REDACTED] (23-45-AR) identified as:

One 6 Pack, Smirnoff 11.2oz Screwdriver (23-109-PR)
One 23.5oz Canned Smirnoff Ice Smash (23-110-PR)

Perez and I spoke casually with this group as well and they also apologized. They too were UMASS students and had heard through word of mouth on campus that they could get alcohol "pretty easy" here and stated "everybody knows." Mohr stated that she got nervous when she saw me and suspected I may have been a police officer so she essentially backed out of attempting to make a purchase. Those with fake ID's paid between \$50 and \$80 for them and ordered online. [REDACTED] and [REDACTED] confirmed again that they were never asked for any identification but [REDACTED] and [REDACTED]. Real ID's were given back to all and the alcohol and fake ID's were seized as evidence, with Sergeant Hebert still assisting on scene. All five students were fully cooperative.

3/3/2023 @ approximately 1950 [REDACTED] 14 - Officer Swaby, while conducting a follow-up at White Wing in order to obtain the clerk's contact information, observes two more male parties involved in a suspected unlawful purchase of alcohol. Through his interaction, Swaby established that one of the male parties was under the age of 21 and did purchase alcohol by use of a fake ID. Male party was identified, alcohol and fake ID was secured as evidence, and incident was documented as part of this report. See Officer Swaby's narrative for further details.

Individual identified as:

[REDACTED] (19) DOB: [REDACTED] Fake PA License [REDACTED] 11-PR)

Alcohol possessed by [REDACTED] (23-46-AR) identified as:

Two 1.75L Bottles of [REDACTED] (23-112-PR)

Based on all the above findings, interactions, observations, statements, and evidence collected, I have determined that on March 3, 2023, persons under the age of 21 did enter into the White Wing Liquor, Gas, and Convenience store, purchase, procure, or obtain alcoholic beverages unlawfully, and knowingly possessed same. Additionally, some of those unlawful purchases were facilitated by misrepresenting age to appear older, and the use of falsified identification documents. Subsequently, I find that probable cause exists to charge the following:

[REDACTED] Minor in Possession of Alcohol Ch. 138 / s34C (23-39-AR)
Person Under 21, Procure Liquor by False Representation Ch. 138 / s34A

[REDACTED] Minor in Possession of Alcohol Ch. 138 / s34C (23-40-AR)
Person Under 21, Procure Liquor by False Representation Ch. 138 / s34A

[REDACTED] Minor in Possession of Alcohol Ch. 138 / s34C (23-41-AR)

[REDACTED] Minor in Possession of Alcohol Ch. 138 / s34C (23-42-AR)
Person Under 21, Procure Liquor by False Representation Ch. 138 / s34A

[REDACTED] Minor in Possession of Alcohol Ch. 138 / s34C (23-43-AR)
Person Under 21, Procure Liquor by False Representation Ch. 138 / s34A

[REDACTED] Minor in Possession of Alcohol Ch. 138 / s34C (23-44-AR)

[REDACTED] Minor in Possession of Alcohol Ch. 138 / s34C (23-45-AR)

[REDACTED] Minor in Possession of Alcohol Ch. 138 / s34C (23-46-AR)
Person Under 21, Procure Liquor by False Representation Ch. 138 / s34A

Respectfully submitted,

Detective J. Camp (#330)

Ref: 23-104-OF

Sgt. Hebert reporting:

On Friday, March 3, 2023 at approximately 5 PM, this department received a tip from a party wishing to remain anonymous, reporting the sale of alcohol to underage parties occurring at White Wing Service Station, 568 Newton Street, South Hadley. Det. Camp coordinated with Ofc. Swaby, who was assigned to a fully marked cruiser, to investigate the complaint.

Det. Camp, Det. Perez and Ofc. Swaby, during their investigation into the complaint, were able to identify the following parties who were under the age of 21 and were able to purchase alcohol at the White Wing Service Station on March 3, 2023:

A [REDACTED] (who purchased a High Noon 12 Pack, Long Drink 6 Pack and 2 handles of Tito's Vodka). He was accompanied by K [REDACTED].

S [REDACTED] was in possession of a bottle of Sutter Home Cabernet Sauvignon wine, New Amsterdam Pink Whitney Vodka and Malibu Pineapple Rum. She was accompanied by P [REDACTED]s.

J [REDACTED], who was in possession of (1) ten pack of Dr. McGillicuddy's Root Beer Nips, Monaco Hard Lemonade and (1) Four Loko.

S [REDACTED] was in possession of a 6 pack of Smirnoff Ice Screwdriver and (1) can of Smirnoff Smash

[REDACTED] was in possession of a 30 rack of Bud Light and (1) ten pack of Dr. McGillicuddy's Root Beer Nips.

P [REDACTED] was in possession of (2) cans of Four Loko and a 30 rack of Natural Ice beer.

I was requested to the scene by Det. Camp after the aforementioned minors were identified being in possession of alcohol under the age of 21. I made handwritten notes which are attached to this report, listing who was in possession of the specific alcohol.

All alcohol possessed by the minors was seized and recorded into property at the police station. The identification cards which were confirmed fake were also seized and recorded into property at the police station.

Please refer to Ofc. Swaby, Det. Perez and Det. Camp's narratives for additional details regarding the investigation.

Respectfully Submitted,

Sgt. Raymond V. Hebert #294

Same offenders as
pg 4

Det. Blaney-Perez reports:

On March 3, 2023 at approximately 1730 hrs., Detectives responded to the White Wing Liquor Gas & Convenience located at 568 Newton St South Hadley, Ma for a report of liquor sales to minors. Ofc. Swaby also responded to the area in a fully marked cruiser. Prior to our response, Det. Camp spoke with a female wishing to remain anonymous who expressed her concerns about underage persons purchasing alcohol from the establishment. Detectives responded to the White Wing Liquor Gas & Convenience and parked at the adjacent parking lot belonging to T5 Nails Salon & Spa 572 Newton St.

Shortly after arrival, we observed a gray Ford Taurus bearing MA registration [REDACTED] parked next to a red Hyundai bearing VA registration [REDACTED]. Ofc. Swaby had advised to keep an eye on two young females that would return to the red Hyundai. While waiting, two young males were observed exiting the gray Ford Taurus and walking into the White Wing Liquor Gas & Convenience. Both motor vehicles were parked in the T5 Nails Salon & Spa parking lot.

Subsequently, two young females were observed exiting the White Wing Liquor Gas & Convenience and walking towards the red Hyundai. Detectives approached the motor vehicle and had a conversation with the two young females. The first young female was identified as Ms. [REDACTED] and the second young female was identified as Ms. [REDACTED]. [REDACTED] stated the alcohol belong to her and she purchased it using a fake Id. [REDACTED] provided us a fake ([REDACTED] -PR) which was confiscated. [REDACTED] purchased alcohol included a 750ml bottle of Sutter Home Red Wine (23-92-PR), 750ml bottle of New Amsterdam Pink Whitney (23-93-PR) and a 1.75l bottle of Malibu Pineapple Rum (23-94-PR). The purchased alcohol was also confiscated and stored in the cruiser.

Subsequently, two young males were observed exiting the White Wing Liquor Gas & Convenience and walking towards the gray Ford. Both of the young males were observed carrying purchased alcohol. Detectives approached the motor vehicle and had a conversation with the two young males. The first young male was identified as M. [REDACTED] and the second young male was identified as [REDACTED]. [REDACTED] stated he purchased all of the alcohol with a fake Id. A. Fournier provided us with a fake MA License (23-95-PR) which was confiscated. A. [REDACTED] purchased alcohol included a 12 pack of High Noon canned Hard Seltzer (23-96-PR), a 6 pack of The Finnish Long Drink Hard Soda (23-97-PR) and two 1.75l Handles of Tito's Vodka (23-98-PR). The purchased alcohol was also confiscated and stored in the cruiser.

Sgt. Hebert arrived on scene and was advised of the situation. Ofc. Swaby was also on scene speaking with a group of young adults on the north side of the T5 Nails Salon and Spa parking lot. These individuals never entered the White Wing Liquor Gas & Convenience.

Det. Camp entered the White Wing Liquor Gas & Convenience to speak with the store clerk. While inside, Det. Camp observed alcohol purchases by suspected underage persons. Det. Camp followed these individuals to their motor vehicle and made contact. At this time, Det. Camp alerted me to meet him on the Kendrick St side of the White Wing Service Station. Sgt Hebert remained with the occupants of the red Hyundai and the gray Ford. Three young females and two young males were observed walking towards a silver Subaru Suv bearing VT registration [REDACTED]. Detectives approached the young adults and had a conversation with them. They were advised to place all of the alcohol down on the ground in front of them.

The first young male was identified as Mr. ██████████. ██████████ stated he purchased his alcohol with a fake Id. ██████████ provided us with a fake NY License (23-99-PR) which was confiscated. ██████████ purchased alcohol included a 30 pack of Natural Ice Canned Beer (23-100-PR) and two 23.5oz can of Four Loco Malt Liquor (23-101-PR). The purchased alcohol was also confiscated and stored in the cruiser.

The second young male was identified as ██████████. ██████████ stated he purchased his alcohol with a fake Id. ██████████ provided us with a fake CT License (23-102-PR) which was confiscated. ██████████'s purchased alcohol included a 30 pack of Bud Light Canned Beer (23-103-PR) and a 10 pack sleeve of 50ml Dr. McGillicuddy's (23-104-PR). The purchased alcohol was also confiscated and stored in the cruiser.

The first young female was identified as ██████████. ██████████ stated she was never carded when she purchased her alcohol but has a fake Id. ██████████ provided us with a fake CT License (23-105-PR) which was confiscated. ██████████'s purchased alcohol included a 10 pack sleeve of 50ml Dr. McGillicuddy's (23-106-PR), a 12oz can of Monaco Hard Lemonade (23-107-PR) and a 23.5oz can of Four Loco Malt Liquor (23-108-PR). The purchased alcohol was also confiscated and stored in the cruiser.

The second young female was identified as ██████████. ██████████ stated she was never carded when she purchased her alcohol. ██████████ stated she doesn't have a fake Id. ██████████'s purchased alcohol included a 6 pack 11.2oz of Smirnoff Screwdriver (23-109-PR) and a 23.5oz can of Smirnoff Ice Smash (23-110-PR). The purchased alcohol was also confiscated and stored in the cruiser.

The third young female was identified as ██████████. ██████████ didn't purchase any alcohol at the White Wing Liquor Gas & Convenience. ██████████ stated when she observed Det. Camp speaking with the clerk she thought he was a cop and didn't make a purchase.

Prior to releasing all individuals, Sgt Hebert annotated a list of all individuals with their purchased alcohol. Det. Camp and I safely transported the confiscated alcohol and fake Ids to the Police Department for processing.

Ofc. Swaby travelled back to White Wing Liquor Gas & Convenience to retrieve information from the Clerk Tejas Ajmera. Subsequently, Ofc. Swaby reported he encountered a young male exiting the White Wing Liquor Gas & Convenience with two bottles of Vodka walking towards a black Jeep Grand Cherokee bearing NY registration KGP4344. The young male was identified as ██████████. Ofc. Swaby advised ██████████ purchased the alcohol with a fake PA Id (23-111-PR) which was confiscated. ██████████'s alcohol purchased included two 1.75l bottles of Nikolai Vodka (23-112-PR) that were also confiscated and safely transported to the Police Department for processing. See Ofc. Swaby's narrative for more information.

Respectfully submitted,

Det. Felix J. Blaney-Perez.

Ref: 23-104-OF

Ofc. Swaby reporting:

On Friday, March 3, 2023 at approximately 5:05 pm., I was dispatched to White Wing Service Station (568 Newton St.) for a report of the above establishment selling liquor/alcoholic beverages to minors for their "Blarney Blowout Weekend". The reporting party who requested to remain anonymous stated that she witnessed at least 6 vehicles with minors who were all sold alcoholic beverages.

Upon arriving in the area of the above establishment, I remained outside the store in an attempt to observe if the allegations made by the reporting party had any merits to it. Det. Camp and Det. Blaney-Perez responded to the area to assist with the investigation. Det. Camp and Det. Blaney-Perez was in an unmarked vehicle in the T5 Nails Salon & Spa parking lot (572 Newton St.), and was parked next to a red Hyundai sedan. I advised both officers that I observed 2 young female parties exiting the red hyundai and went inside White Wing. Both females appeared to be minors under 21, and was later seen exiting the store after making alcohol purchases.

While responding to the T5 Nail Salon & Spa parking lot, I observed a gray Honda CRV parked in the parking lot with 4 male youths exiting the vehicle. I pulled up next to the vehicle and started conversing with the 4 male parties. They advised that they were UMass students and was not familiar with the area. They advised that they were all under the age of 21, and that they were going to White Wing to purchase alcohol. The front seat passenger, Brett Wasuk stated that he had a fake MA ID which I confiscate and gave to Det. Camp to enter into evidence. B. Wasuk and the other occupants of the vehicle did not enter the White Wing store and they did not purchased any alcoholic beverages at this time. Once I took possession of the fake ID, the vehicle drove away without any issues.

Shortly after I was finished speaking with the group of young males above, I was dispatched back to the PD for a LTC application appointment. Det. Camp, Det. Blaney-Perez and Sgt. Hebert remain on scene speaking with the underage individuals that were purchasing alcohol.

At approximately 7:50 pm., I responded to White Wing to retrieve the contact information of the clerk that was responsible for the sale of alcohol to minors. Upon approaching the store, I observed two young males who appeared to be under 21 years old walking out the store with two bottles of Vodka towards a black Jeep Grand Cherokee bearing NY registration KGP4344. I approached the two young males as they were entering into the vehicle. I asked the operator who was also carrying the two bottles of Vodka for his ID, and he presented me with a NY driver's license (OIN# [REDACTED]). The DL came back to a [REDACTED], d.o.b. 01/16/2004 - 19 years old. [REDACTED] stated that he used a fake ID to purchase the 2 bottles of Vodka.

[REDACTED] handed me a copy of the fake PA ID (DIN# [REDACTED], d.o.b. 01/16/2004) he used to purchased the two 1.75l bottles of Ni [REDACTED]. [REDACTED] stated that he was visiting his friend that attend UMass Amherst, and stated that he heard on campus that White Wing, South Hadley was the place to go for purchasing alcoholic beverages using fake ID's. [REDACTED] was the second male party that was scene walking out the store with [REDACTED] was also visiting from NY, but did not made any purchases inside the store. There were a third occupant inside the vehicle, but he never entered the store. The fake PA ID and two bottles of vodka was confiscated and given to Det. Camp to enter into evidence.

After speaking with [REDACTED] and [REDACTED], I went inside White Wing and spoke with the store clerk who identified himself as Tejas Ajmera of 25 Berwyn St. this town. I asked Mr. Ajmera if he had carded the two



younger males that had just left the store, and he advised that he did. Mr. Ajmera stated that the individual that purchased the alcohol used a PA ID, and he matched it up against the book and it appeared to be a real ID. I advised Mr. Ajmera that the ID that was used to purchased the alcohol was a fake and that the individual that purchased the alcohol was a minor. Mr. Ajmera stated that he tried his best to ID the individual by matching up the out of state ID with the image in the ID book and it appeared to be similar. I advised Mr. Ajmera that Det. Camp will be in touch with him regarding the investigation if he has further questions.

See Det. Camp's and Det. Blaney-Perez's narratives for additional information regarding this investigation.

Respectfully Submitted,

Ofc. Junior Swaby, ID# 5468

TOWN OF SOUTH HADLEY LIQUOR LICENSE POLICIES

(Adopted December 17, 2013)

The South Hadley Selectboard ("Selectboard) hereby establishes the following rules and regulations for any establishment serving alcoholic beverages in accordance with Massachusetts General Laws Chapter 138. These rules are supplementary to any statutory requirements and to the rules and regulations of the Alcoholic Beverages Control Commission (ABCC).

HOURS

1.0 RESTAURANTS, CLUBS, HOTELS AND GENERAL-ON-PREMISES

Hours of operation shall be as set by the Selectboard and stated on the face of the license but in no case shall exceed the following parameters:

Sundays – 11:00 A.M. to 2:00 A.M.

Weekdays – 8:00 A.M. to 2:00 A.M.

Sale of alcoholic beverages to cease at least 30 minutes before closing time.

Lights are to be turned on 15 minutes before closing hour, and all drinks must be off the tables and all patrons off the premises by closing time.

Employees must be off the premises one hour after closing time but can remain after this deadline only with notification to the Police Department.

2.0 Mandatory Training Requirement

Beginning with 2015 license renewals, all holders of annual or seasonal liquor licenses shall participate in a program approved by the Liquor Liability Joint Underwriting Association of Massachusetts (LLJUA - converted to Hospitality Mutual Insurance Company in 2008) and/or the Selectboard designed to train management and bartenders/employees in methods of observation and detection to avoid selling or serving to intoxicated persons and or minors. All managers shall have successfully completed such program prior to his/her appointment and such training and successful completion shall also be required for all bartenders, wait staff, sales clerks and employees serving or selling any alcohol.

2.1 Verification of Server Training

All establishments must maintain a roster or certificate of trained personnel available for inspection by the licensing authority or an authorized agent thereof. An updated roster shall be submitted with the annual renewal application. The roster shall include 1) employee name, 2) employee date of birth, 3) date of hire, 4) type of training, 5) training certificate and 6) date of expiration.

3.0 Penalties for Violations

The Chief of Police may initiate alcohol compliance checks at any establishment at any time using ABCC's compliance check guidelines. Refusal to cooperate with a police officer designated by the Chief of Police to perform compliance checks will be considered a violation of this policy. The following penalties represent guidelines for action by the Selectboard. Only offenses which have occurred within the five (5) years preceding the date of violation shall be used in calculating the number of offenses for purposes of sentencing guidelines. In addition, violations that occur after five 'clean' inspections shall be considered 1st offenses.

1st offense: Warning

2nd offense: One Day Suspension of License

3rd offense: Three – Seven Day suspension (dependent on time between violations)

4.0 Business Arrangements of License Holders

4.1 Managers in the licensed premises shall not be changed until the South Hadley Selectboard and the Alcoholic Beverages Control Commission (ABCC) have approved such change.

4.2 No licensee shall permit any person to have a direct or indirect financial or beneficial interest in the licensed business or to receive any revenue from the business or to manage the premises other than the persons properly approved by the Selectboard and the salaried employees of such persons. No change in the stock ownership of a corporation shall be made after the license has been granted or renewed without the approval

of the Selectboard. Any change in officers or directors of a corporation requires prior approval of the Selectboard and the ABCC.

4.3 No licensee shall pay an employee any percentage of the profits of the business or pay an employee in any manner other than by salary or hourly rate except upon approval of the Selectboard.

5.0 **A licensee shall not make a sale or delivery of an alcoholic beverage to an intoxicated person.**

6.0 No licensee shall provide entertainment of any kind unless the licensee holds an entertainment license issued pursuant to the General Laws, Chapter 140, Section 183A. (This does not apply to private functions such as wedding receptions where the function is not open to the public and there is no charge for admission).

7.0 No alcohol consumption by employees while on duty.

8.0 Additional regulations may apply to special licenses issued under M.G.L. Chapter 138, Section 14; applicants are required to check with the Selectboard office for additional conditions attached to One Day Beer and Wine or All Alcohol Licenses.

TOWN OF SOUTH HADLEY

FRANCIS J. DETOMA
Chair
IRA J. BREZINSKY
Vice-Chair
BRUCE C. FORCIER
Clerk
SARAH ETELMAN
Member
JOHN R. HINE
Member



MICHAEL J. SULLIVAN
Town Administrator
Telephone (413) 538-5017
Fax (413) 534-1041

SELECTBOARD OFFICE
116 Main Street, Suite 109, South Hadley, Massachusetts 01075-2896
selectboard@southhadleyma.gov

VIA CERTIFIED MAIL

August 14, 2015

Re: AARYNA, Inc.
d/b/a: White Wing Package Store
Premises: 568 Newton Street
City/Town: South Hadley, MA 01075
Heard: August 11, 2015

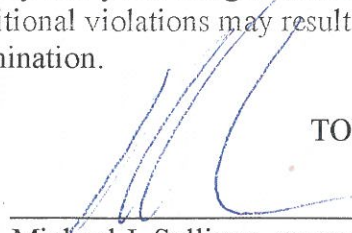
DECISION

A Local Licensing Authority (LLA)/Selectboard hearing was held on Tuesday, August 11, 2015 at 7:15 p.m. to determine whether AARYNA, Inc., d/b/a White Wing Package Store, violated 204 CMR 2.05 (2) – Permitting an illegality on the licensed premises, to wit: Ch. 138 Sect. 34 – Sale or delivery of an alcoholic beverage to a person under twenty-one years of age (1 count).

The licensee stipulated to the facts contained in the compliance field report dated June 17, 2015. The report states that an underage operative, working with South Hadley police officers, purchased an alcoholic beverage at White Wing Package Store. The operative was not asked for identification by the clerk.

The Selectboard finds the licensee violated 204 CMR 2.05 (2) – Permitting an illegality on the licensed premises, to wit: Ch. 138 Sect. 34 – Sale or delivery of an alcoholic beverage to a person under twenty-one years of age. Therefore, the Selectboard is providing this letter of warning and stating any additional violations may result in further action including but not limited to suspension and or termination.

TOWN OF SOUTH HADLEY SELECTBOARD

By: 
Michael J. Sullivan, as agent for Selectboard

Dated in South Hadley, MA this 14th day of August, 2015.

You have the right to appeal this decision to the Alcoholic Beverages Control Commission (ABCC) under the provisions of Chapter 138, Section 67 within five (5) days of receipt of this decision.

Cc: Alcoholic Beverages Control Commission (ABCC)
Police Chief David LaBrie
Edward W. Ryan, Jr., Esq.

To: Selectboard
 From: Town Administrator Lisa Wong
 Re: Wastewater Fees
 Date: April 18, 2023

Baseline: No Change in Rates

Fiscal Year	EDU Rate	EDU % inc	Total EDUs	Surplus (Deficit)
2005	165		8,888	646,219
2006	175	6.1%	9,002	727,403
2007	175	0.0%	9,196	914,052
2008	175	0.0%	8,905	619,104
2009	225	28.6%	8,862	349,434
2010	240	6.7%	8,804	451,707
2011	265	10.4%	8,822	871,071
2012	265	0.0%	8,862	1,257,090
2013	265	0.0%	8,828	1,222,473
2014	265	0.0%	8,871	1,215,395
2015	265	0.0%	8,883	1,183,205
2016	265	0.0%	8,738	1,517,601
2017	265	0.0%	8,704	1,931,042
2018	265	0.0%	8,653	1,303,267
2019	265	0.0%	8,616	754,761
2020	280	5.7%	8,617	1,033,471
2021	280	0.0%	8,616	1,526,829
2022	280	0.0%	8,616	1,357,739
2023	280	0.0%	8,722	993,103
2024	280	0.0%	8,722	251,454
2025	280	0.0%	8,722	-761,606
2026	280	0.0%	8,722	-2,146,459
2027	280	0.0%	8,722	-3,803,994
2028	280	0.0%	8,722	-5,587,899
2029	280	0.0%	8,722	-7,990,381

Option A: FY24 - add \$120. FY26 - add \$75. FY28 - add \$25

SURPLUS	FY 23	FY 24	FY 25	FY 26	FY 27	FY 28	FY 29
Surplus Start of FY:	1,375,739	993,103	1,298,094	1,363,073	1,742,750	1,902,682	2,208,817
TOTAL OPERATIONAL EXPENSES	2,328,296	2,515,602	2,821,264	2,879,715	3,041,151	3,116,295	3,184,355
REVENUES							
SEWER BILLS	FY 23	FY 24	FY 25	FY 26	FY 27	FY 28	FY 29
TOTAL	8,079	8,079	8,079	8,079	8,079	8,079	8,079
South Hadley Flat Rate per EDU	280	400	400	475	475	500	500
TOTAL SOUTH HADLEY SEWER FEES	2,262,120	3,231,600	3,231,600	3,837,525	3,837,525	4,039,500	4,039,500
Number of Granby EDUs (residential/commercial)	354	354	354	354	354	354	354
Granby Flat Rate	280	400	400	475	475	500	500
TOTAL GRANBY SEWER FEES	99,120	141,600	141,600	168,150	168,150	177,000	177,000
Number of Chicopee EDUs (residential/Commercial)	289	289	289	289	289	289	289
Chicopee Flat Rate	280	400	400	475	475	500	500
TOTAL CHICOPEE SEWER FEES	80,920	115,600	115,600	137,275	137,275	144,500	144,500
Total Sewer Billing Start of Year	2,442,160	3,488,800	3,488,800	4,142,950	4,142,950	4,361,000	4,361,000
TOTAL REVENUES (with abatements)	2,460,660	3,510,593	3,530,243	4,194,392	4,201,083	4,422,430	4,434,615
TOTAL CAPITAL EXPENSES	515,000	690,000	644,000	935,000	1,000,000	1,000,000	1,500,000
	FY 23	FY 24	FY 25	FY 26	FY 27	FY 28	FY 29
SEWER SURPLUS END OF FY	993,103	1,298,094	1,363,073	1,742,750	1,902,682	2,208,817	1,959,077

Option B: FY24 - add \$65. FY25 - add \$55. FY26 - add \$50. FY27 - add \$25. FY28 - add \$25.

SURPLUS	FY 23	FY 24	FY 25	FY 26	FY 27	FY 28	FY 29
Surplus Start of FY:	1,375,739	993,103	818,384	868,972	1,015,776	1,153,898	1,437,570
TOTAL OPERATIONAL EXPENSES	2,328,296	2,515,602	2,821,264	2,879,715	3,041,151	3,116,295	3,184,355
REVENUES							
SEWER BILLS	FY 23	FY 24	FY 25	FY 26	FY 27	FY 28	FY 29
TOTAL	8,079	8,079	8,079	8,079	8,079	8,079	8,079
South Hadley Flat Rate per EDU	280	345	400	450	475	500	500
TOTAL SOUTH HADLEY SEWER FEES	2,262,120	2,787,255	3,231,600	3,635,550	3,837,525	4,039,500	4,039,500
Number of Granby EDUs (residential/commercial)	354	354	354	354	354	354	354
Granby Flat Rate	280	345	400	450	475	500	500
TOTAL GRANBY SEWER FEES	99,120	122,130	141,600	159,300	168,150	177,000	177,000
Number of Chicopee EDUs (residential/Commercial)	289	289	289	289	289	289	289
Chicopee Flat Rate	280	345	400	450	475	500	500
TOTAL CHICOPEE SEWER FEES	80,920	99,705	115,600	130,050	137,275	144,500	144,500
Total Sewer Billing Start of Year	2,442,160	3,009,090	3,488,800	3,924,900	4,142,950	4,361,000	4,361,000
TOTAL REVENUES (with abatements)	2,460,660	3,030,883	3,515,852	3,961,519	4,179,273	4,399,967	4,411,477
TOTAL CAPITAL EXPENSES	515,000	690,000	644,000	935,000	1,000,000	1,000,000	1,500,000
	FY 23	FY 24	FY 25	FY 26	FY 27	FY 28	FY 29
SEWER SURPLUS END OF FY	993,103	818,384	868,972	1,015,776	1,153,898	1,437,570	1,164,692

COMMONWEALTH OF MASSACHUSETTS
SOUTH HADLEY, MASSACHUSETTS

WARRANT

Hampshire, ss.

TO: Either of the Constables of the Town of South Hadley

Election of Redevelopment Authority

1. Term from July 1, 2023 to June 30, 2028

Town Meeting Review Committee

1. Term from May 15, 2023 to December 31, 2023
2. Term from May 15, 2023 to December 31, 2023
3. Term from May 15, 2023 to December 31, 2023

ADA ADVISORY

Anyone in need of special arrangements for the Town Meeting, please contact the Office of the Selectboard at (413) 538-5030 ext. 6136 or Selectboard@southhadleyma.gov by April 28, 2023 in order that reasonable accommodations may be made.

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the Inhabitants of the Town of South Hadley that the ANNUAL TOWN MEETING will be held at 153 Newton Street, South Hadley, Massachusetts on Wednesday, May 10, 2023 at 6:00 PM or as soon thereafter as the subject matter of this warrant can then and there be reached, and the Town Clerk is required to notify and warn the Town Meeting Members then and there to meet and act on the following articles;

Consent Calendar (Articles 1,2,3,4,5 and 6)

ARTICLE 1. To see if the Town will vote to authorize the Town Treasurer, with the approval of the Selectboard, to borrow money from time to time in anticipation of the revenue of the fiscal year beginning July 1, 2023, in accordance with the provisions of Massachusetts General Laws Chapter 44, Section 4 and to renew any note or notes as may be given in accordance with the provisions of Massachusetts General Laws, Chapter 44, Section 17, or take any other action relative thereto.

ARTICLE 2. To see if the Town will vote to authorize the Town Treasurer, with the approval of the Selectboard, to enter into compensating balance agreements with bank offices having their

principal offices in the Commonwealth during Fiscal Year 2024, as permitted by Massachusetts General Laws Chapter 44, Section 53 (F), or take any other action relative thereto.

ARTICLE 3. To see if the Town will vote to authorize the Selectboard to defend all suits that may be brought against the Town during Fiscal Year 2024 and to prosecute all suits on behalf of the Town, to engage counsel for same, and to settle such suits as they deem advisable, or take any other action relative thereto.

ARTICLE 4. To see if the Town will vote to authorize the Selectboard to apply for and accept such federal or state grants or monies as may be available and to authorize the Selectboard to expend any funds received there from in accordance with the terms of said grants, or take any other action relative thereto.

ARTICLE 5. To see if the Town will vote to accept a sum of money for highway improvements under the authority of Massachusetts General Laws Chapter 90 and other applicable law; determine whether the money shall be provided by the tax levy, by transfer from available funds, or by borrowing, or by any combination of these methods; authorize the Selectboard to apply for, accept, expend and borrow in anticipation of state aid for such projects, or take any other action relative thereto.

ARTICLE 6. To see if the Town will vote to fix the salary and compensation of the following elective officers of the Town of South Hadley during Fiscal Year 2024 as provided by Massachusetts General Laws, Chapter 41, Section 108, as amended: Moderator, Selectboard Members, Assessors, or take any other action relative thereto.

End of Consent Calendar

ARTICLE 7. To see if the Town will vote to authorize the total expenditures for the Buttery Brook Park Revolving Fund pursuant to G.L. c. 44 Section 53E ½ for the Fiscal Year beginning July 1, 2023 to be expended in accordance with Chapter 65 - 5 of the town bylaws in the amount of \$20,000, or take any other action relative thereto.

ARTICLE 8. To see if the Town will vote to authorize the total expenditures for the COA Woodlawn Cafe Revolving Fund pursuant to G.L. c. 44 Section 53E ½ for the Fiscal Year beginning July 1, 2023 to be expended in accordance with Chapter 65 - 5 of the town bylaws in the amount of \$30,000, or take any other action relative thereto.

ARTICLE 9. To see if the Town will vote to raise and appropriate and transfer from available funds and retained earnings the sum of \$54,266,925 or a greater or lesser sum, to constitute the

Operating Budget for Fiscal Year 2024 as further articulated in "Appendix A" as attached, or take any other action relative thereto.

ARTICLE 10. To see if the Town will transfer from Unreserved Free Cash or other Available Funds the sum of \$846,700 to make the following capital purchases, repairs, or replacements:

DPW	Asbestos abatement BBP	\$15,000
DPW	HVAC	\$25,000
DPW	Garage Doors 2 doors \$14k ea	\$28,000
DPW	Mini excavator	\$90,000
DPW	84" mower for Ventrac	\$8,000
DPW	Turf Field groomer	\$25,000
DPW	Tree assessment / asset management program	\$50,700
Facilities	Mini Split System Unit	\$40,000
Police	Replace water heater with tankless	\$10,000
Police	2 Vehicle Replacement	\$135,000
Recreation/Parks	Fencing/Netting	\$65,000
School	Middle School security	\$50,000
School	Middle School floor tile replacement, vapor barrier	\$50,000
School	High School - convert computer lab to classroom	\$25,000
School	Mosier School security	\$50,000
School	High School security	\$50,000
School	10 Passenger Van (replace mini van)	\$30,000
School	Middle School HVAC	\$100,000

, or to take any other action relative thereto.

ARTICLE 11. To see if the Town will transfer from WWTP Retained Earnings the sum of \$310,000 to make the following purchases, repairs, or replacements:

WWTP	Channel Grinder #2	\$35,000
WWTP	Thickener Room Heating System	\$25,000
WWTP	Comprehensive Wastewater Management Plan	\$250,000

, or to take any other action relative thereto.

ARTICLE 12. To see if the Town will transfer from Ledges Retained Earnings the sum of \$198,500 to make the following purchases, repairs, or replacements:

Ledges	Pump Replacement	\$175,000
Ledges	Insulate Clubhouse	\$23,500

, or to take any other action relative thereto.

ARTICLE 13. To see if the Town will transfer from Landfill Retained Earnings the sum of \$14,000 to make the following purchases, repairs, or replacements: Parks Containers, or to take any other action relative thereto.

ARTICLE 14. To see if the Town of South Hadley will vote to transfer from Free Cash, a sum of \$715,000 to undertake Phase 2 of the Improvements Program for Buttery Brook Park, which is dedicated to active recreational purposes under M.G.L. Chapter 45, Section 14, and to authorize the Town Administrator or their designee to file on behalf of the Town of South Hadley applications under the Parkland Acquisitions and Renovations for Communities (PARC) Program and authorize the Town Administrator to enter into all agreements and execute any and all instruments as may be necessary on behalf of the town to affect said project, or to take any other action relative thereto.

ARTICLE 15: To see if the Town will vote to raise and appropriate and/or transfer from other available funds the sum of \$100,000 to the Compensation Fund, or take any other action relative thereto.

ARTICLE 16. To see if the Town will vote to accept the fourth paragraph of Massachusetts General Laws Chapter 40, Section 5B, which allows the dedication, without further appropriation, of all, or a percentage not less than 25 percent, of particular fees, charges or receipts to a stabilization fund established under Massachusetts General Laws Chapter 40, Section 5B, to be effective for the fiscal year beginning on July 1, 2023, and create the Opioid Settlement Stabilization Fund to be established under Massachusetts General Laws Chapter 40, Section 5B, effective for fiscal year 2024 beginning on July 1, 2023 for the purposes of using Opioid Settlement money received by the Town for Opioid Use Disorder (“OUD”) Treatment; Support Programs for People with OUD in Treatment and Recovery; Connects to Care for People with or at risk of developing OUD; Harm Reduction efforts to prevent overdoses deaths or other opioid related harms; Support of diversion and deflection programs and strategies for criminal-justice-involved persons with OUD; Support of Pregnant or Parenting Women And Their Families, Including Babies With Neonatal Abstinence Syndrome; To Prevent Misuse of Opioids And Implement Prevention Education or take any other action relative thereto.

ARTICLE 17: To see if the Town will dedicate all or a percentage, which may not be less than 25 percent, of the Opioid Settlements to the Opioid Settlement Stabilization Fund established under Massachusetts General Laws Chapter 40, Section 5B, effective for fiscal year 2024 beginning on July 1, 2023; or take any other action relative thereto.

ARTICLE 18: To authorize the Selectboard and School Committee to enter into contracts in excess of 3 years.

ARTICLE 19. To accept G.L. c. 59 sec. 5, Clause 22H, a local option, surviving parents or guardians of (1) military personnel (including members of the National Guard on active duty)

who went missing in action during active duty and are presumed to have died, or (2) military personnel (including members of the National Guard on active duty) or veterans who died as a proximate result of injuries sustained or illnesses contracted during active duty service, or take any action relative thereto.

ARTICLE 20. To see if the Town will vote to create a General Bylaw to allow for registration and licensing of Residential Short Term Rental Units, as further articulated in the Planning Board's report to Town Meeting (APPENDIX B), or take any other action relative thereto.

ARTICLE 21. To see if the Town will vote to amend the Zoning Bylaw Chapter 255 in regard to Residential Short Term Rental Units by amending: Section 255-10 Terms Defined by inserting the definition for a Short Term Rental; Section 255 Attachment 1:1 Use Regulations Schedule to establish which districts a Short Term Rental may be permitted and how they may be permitted (Site Plan Review or Special Permit); and Chapter 255 Article VII Supplemental District Regulations by inserting a new subsection identified as 255-51 Short Term Rental to provide standards and details under which a Short Term Rental may be permitted, as further articulated in the Planning Board's Report to Town Meeting (APPENDIX B), or take any other action relative thereto.

ARTICLE 22. To see if the Town will vote to amend the Zoning Bylaw Chapter 255 in regard to Accessory Dwelling Units by amending: Section 255-10 Terms Defined by inserting the definition for Accessory Dwelling Unit; Section 255 Attachment 1:1 Use Regulations Schedule to establish which districts an Accessory Dwelling Unit may be permitted and how they may be permitted (by right or Site Plan Review); Section 255 Attachment 2 Dimensional Regulations Schedule for Buildings and Structures by inserting a footnote for "Accessory uses" in each of the Zoning Districts referring to Chapter 255 Article VII Supplemental District Regulations for dimensional standards for Accessory Dwelling Units; and, Chapter 255 Article VII Supplemental District Regulations by inserting a new subsection identified as 255-50 Accessory Dwelling Unit to provide standards and details under which an Accessory Dwelling Unit may be permitted, as further articulated in the Planning Board's Report to Town Meeting (APPENDIX B), or take any other action relative thereto.

ARTICLE 23. To see if the Town will vote to amend the Zoning Map by changing the designation of a 2.61-acre tract of land consisting of six parcels situated on the southeast corner of the intersection of Granby Road (Route 202) and Willimansett Street (Route 33), and known as 280 and 286 Granby Road, identified on Tax Assessor's Map 15 as Parcels 122, 123, 125, 175, 176 and 113, from the present zoning designation of Residence A-1 to Business A, as further articulated in the Planning Board's Report to Town Meeting (APPENDIX B), or take any other action relative thereto.

ARTICLE 24. To see if the Town will vote to amend the Zoning Map by changing the designation of a 0.69-acre parcel situated on the northwest corner of Amherst Road (Route 47) and the intersection

of Pearl Street, and known as 460 Amherst Road, , identified on Tax Assessor’s Map 58, Parcel 80, from mixed zoning designation of Agricultural and Business B to all Business B, as further articulated in the Planning Board’s Report to Town Meeting (APPENDIX B), or take any other action relative thereto.

ARTICLE 25. To see if the Town will vote to appropriate up to \$1,000 or any other sum, for the purpose of investigating a racial slur directed at 54% of our neighbors in Holyoke. If and when the racial slur is investigated and is found to be true, remediation to be offered, or act on anything relative thereto.

Given under our hands this 18th day of April 2023:

, Chair

, Vice-Chair

, Clerk

, Member

, Member

**SELECTBOARD
TOWN OF SOUTH HADLEY**

True copy, attest:

Sarah Gmeiner, Town Clerk
Town of South Hadley

Arbor Day Proclamation

- Whereas,* In 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and
- Whereas,* the holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and
- Whereas,* Arbor Day is now observed throughout the nation and the world, and
- Whereas,* trees can reduce the erosion of our precious topsoil by wind and water, lower our heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife, and
- Whereas,* trees are a renewable resource giving us paper, wood for our homes, fuel for our fires, and countless other wood products, and
- Whereas,* trees in our town increase property values, enhance the economic vitality of business areas, and beautify our community, and
- Whereas,* trees, wherever they are planted, are a source of joy and spiritual renewal,

NOW THEREFORE, I, _____, Chair of the Selectboard of the Town of South Hadley, MA, do hereby proclaim Friday, April 28, 2023 as

Arbor Day

in the Town of South Hadley, MA, and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and

Further, I urge all citizens to plant and care for trees to gladden the heart and promote the well-being of this and future generations.

Dated this _____ day of _____ in the year 2023.

Selectboard Chair

07 April, 2023

To: The South Hadley Selectboard

cc: Lisa Wong, Town Administrator
Michael Slater, Veterans Service Officer

From: George Francis

After eight years of serving as the towns Veteran's Grave Officer, I've decided to retire from that role, effective June 30th, 2023.

As a veteran, it has been a job I have taken very seriously.

My tenure has been a wonderful experience. It has been such a pleasure to work with all of the scouting groups, and other patriotic volunteers that participated in the flagging of each cemetery, each year. I am sure they will all continue to do so for the next person in the role. I will continue to support the flagging events as a participant in future years.

As a former Town Meeting member, former member of the Golf Commission, and former volunteer at the Recycling Center / Swap Shop, I am sure my contributions to the town will continue in some fashion.

Please accept my resignation.

Thank you.

Sincerely,

George W. Francis
17 Summit St.

(413) 537-2285
g_francis@comcast.net

Jeff Cyr, Chair
Andrea Miles, Vice-Chair
Renee Sweeney, Clerk
Carol Constant
Nicole Casolari

Lisa Wong
Town Administrator

Town Administrator's Report to Selectboard April 18, 2023

Administration, Finance and Operations

- **State Budget:** The House Ways and Means released their budget on April 12. The Senate Ways and Means and then the Conference Committee budgets are still to come. The various budget impacts in terms of local aid, funding for schools and cost of assessments on local municipalities will be posted at this link: <https://dls.gateway.dor.state.ma.us/reports/rdPage.aspx?rdReport=CherrySheets.CSbyProgMunis.MuniBudgEst>
The HWM funds Unrestricted General Government Aid about \$12k lower than the Governor's budget. Chapter 70 funding and state owned land funding remains unchanged but Charter School mitigation payments are more than 5% lower and special education circuit breaker is funded 0.2% higher.
- **Water damage repairs:** The work to repair damage caused by water pipe breaks in February are nearing completion. The progress reports below are as of 4/11/23.

Police - The electrical work has been completed and passed inspection. An inspection of the framing will be done and if nothing is required then the insulation will start April 18. The elevator repair costs have been approved by insurance and the contract has been signed - waiting for scheduling from the elevator company. The electrical repairs due to the water are completed. Currently, the electrical vendor is doing the LED project from funds approved by Town Meeting.

Ledges Golf Course - the project will be substantially completed by Friday, April 14 including the drywall, painting, and new carpet. We are in the process of pricing out required shelving in the Pro Shop area. The old shelving panels were not able to be re-installed. The final Building Inspection needs to be scheduled once ready, but the Inspector stated on previous inspection that this space can be reopened to the public at any time. The Course is scheduled to open on Saturday, April 15.

Community

- **Annual Town Elections:** Congratulations to everyone that ran and all those that have been elected! Over 2000 registered voters either came in-person or mailed in a ballot. Election results are posted online at www.southhadley.org/156/Clerk
- **Town Meeting Review Committee:** There will be three positions elected at the upcoming Annual Town Meeting for the Town Meeting Review Committee. Said committee shall be appointed every five years and include the Town Moderator, one representative each from the Selectboard, School Committee, Appropriations Committee, Planning Board, three Town Meeting members and up to four registered voters who are not Town Meeting members to be appointed by the Selectboard. Said committee shall report its findings and recommendations regarding ways and means to improve the effectiveness and efficiencies of Town Meeting to the Selectboard within six months of its appointment or such further time as the Selectboard may grant.
- **Library:** There is an upcoming talk sponsored by the library on May 3 at 1pm: [Raising Anti-Racist Children: Author Talk with Britt Hawthorne](#). Register: https://library.org/shadleylib/26024?uMarketingSource=LSC_ME_04_2. The archived recording of this event will be available until August 3, 2023.
- **Earth Day:** The South Hadley Bike/Walk Committee is hosting an Earth Day Guided Public Trek at Bynan Conservation Area on Saturday, April 22 at 1pm.

- **Arbor Day:** A ceremony will take place on Friday, April 28th from 9:30-10:30am at the Hahn/Warner ARBORETUM located behind the M.E.S. Middle School. In case of rain, the ceremony will take place in M.E.S. Middle School Library.
- **Canal Park:** Volunteers needed on Friday 4/29 2:00-5:00pm. This project was pushed off from last winter due to a storm. There is a 1,000' boardwalk in very poor condition that needs to be dismantled and removed due to safety concerns. This will be medium to hard work. Volunteers need to bring their own tools - hammer, crow bar, etc. DPW will provide us with a dumpster to put the material in. RSVP to rcornell@southhadley.ma.gov

Planning

- **Zoning Articles Info Session:** Anne Capra will host an info session about the zoning articles to be considered at the Annual Town Meeting. The zoom meeting will be on Thursday, April 20 at 7pm. <https://us02web.zoom.us/j/88388693608?pwd=YllUY0hDd2VUSk4zcWp4WGNONnBodz09>
Passcode: 836472
- **Accessory Dwelling Units:** There will be a Presentation by AARP on Accessory Dwelling Units as a flexible housing option for people of all ages called **ABCs of ADUs: Expanding Housing Options for All Webinar** on Wednesday, April 19 at 7pm via Zoom and will also be broadcast on Cable Access Channel 15. Sponsored by the South Hadley Age & Dementia Friendly Committee. <https://us02web.zoom.us/j/83493324713?pwd=Ymx6TDNoUDlYQmdWUkYwVkFwT04yZz09>
Join by Telephone: +1 305 224 1968 Webinar ID: 834 9332 4713 Passcode: 264707

Public Health

- **Rental Registry:** The South Hadley Board of Health voted on April 11 to adopt a Rental Registry regulation to ensure that safe and sanitary conditions exist in the rental housing stock and to promote and protect the health, safety and well-being of the persons occupying said premises and other citizens in the Town of South Hadley, and to provide clear and accessible guidelines for the operation of rental properties per 105 CMR 410.000 Minimum Standards of Fitness for Human Habitation (State Sanitary Code, Chapter II) for tenants, occupants, landlords, and to extend awareness of Health Regulations related to the operation of a rental property and related South Hadley Town Bylaws. The South Hadley Board of Health is acting under the authority of M.G.L. Chapter 111, Section 31. Every property owner renting/leasing a residence/dwelling unit(s) in South Hadley shall register with the South Hadley Board of Health. Rental registry permit applications will be available on the Town website with the South Hadley Board of Health. The permit must be renewed annually and is valid until the end of the calendar year (Dec. 31st). Every property owner has thirty days to register with the Board of Health when acquiring/purchasing a rental property.

Public Safety

- **April is National Child Abuse Prevention Month:** The South Hadley Police Department raised a flag to draw attention to the importance of this topic on April 10th. Thank you to DA Sullivan & the Northwestern District Attorney's Office, as well to the members of Bikers Against Child Abuse (B.A.C.A.). Resource: Children's Advocacy Center of Hampshire County - <https://cachampshire.org/>

Public Works

- **Paving:** Milling and paving for various streets have started for: Abbey St. (portion), Bolton Street, Bombardier Ave, Campden Street, Douglas Ave, Garden Street, Rita Circle, Sunset Ave, Walnut Street, Ludlow Road, Collegeview (west portion over), River Road (Cove Island to the dirt), Stonegate Drive, SanSouci (to the loop), Wellington Ave, Benoit Lane. More roads will be paved later this year.