

Select Board Meeting Minutes
Tuesday, May 11, 2021, at 5:00pm
Via GoToMeeting Platform

Select Board Members Present: Chair-Robert Weinstein, Vice Chair-Kristen Reed, Clerk-Susan Areson, Member-Janet Worthington, Member-Stephanie Reed

Others Present: Town Manager-Darrin Tangeman, Assistant Town Manager-Kelly Clark, Health/Conservation Agent-Emily Beebe, Eversource Representative-Jessica Elder, Adrian Cyr, Board of Health Chair-Tracey Rose, Executive Director of the Cape Cod Commission, Kristy Senatori, Truro's Representative to the Cape Cod Commission-Kevin Grunwald, Truro Central School Superintendent-Michael Gradone, Raphael Richter, Susan Howe, Finance Committee Chair-Robert Panessiti, Mara Glatzel, Joan Holt, Chris Lucy, Chair-Planning Board-Anne Greenbaum.

Chair Weinstein opened the meeting at 5:00pm.

Public Hearings

Eversource Petition for 48 Corn Hill Road

Eversource Petition for 0 Head of the Meadow Road

Chair Weinstein opened the public hearing regarding installation of one 3" PVC conduit and one handhole and underground cable location on Corn Hill Road to provide service to the Beach Shack located at 48 Corn Hill Road and read the legal ad as it was published.

Eversource representative Jessica Elder provided detail about the installation. Member Reed stated this region is underserved by cable and Comcast and asked about the possibility of running fiber through the conduit. Ms. Elder stated that the conduit is only for electrical cable. Chair Weinstein asked for public comment. Hearing none, he closed the public hearing and asked for a motion.

Member Rein made a motion to approve the petition by Eversource to install one 3" PVC conduit and one handhole and underground cable on Corn Hill Road to provide service to the Beach Shack located at 48 Corn Hill Road.

Member Reed seconded.

Roll call vote:

Member Rein-Aye

Member Areson-Aye

Member Worthington-Aye

Member Reed-Aye

Chair Weinstein-Aye

So voted; 5-0-0, motion carries.

Chair Weinstein opened the public hearing regarding installation of 3 new poles and 3 new anchor guys on Head of the Meadow Road to provide electric service to the Beach Shack located at 0 Head of the Meadow Road and read the legal ad as it was published. Chair Weinstein asked for public comment. Hearing none, he closed the public hearing and asked for a motion.

Member Reed made a motion to approve the petition by Eversource to install 3 new poles on Head of the Meadow Road to provide service to the Beach Shack located at 0 Head of the Meadow Road.

Member Areson seconded.

Roll call vote:

Member Rein-Aye

Member Areson-Aye

Member Worthington-Aye

Member Reed-Aye

Chair Weinstein-Aye

So voted; 5-0-0, motion carries.

Board/Committee/Commission Appointments

Interview and Appoint-Bike and Walkways Committee Applicant-Adrian Cyr

Adrian Cyr introduced himself to the Board. He provided background on how long he's lived in Town and the circumstances that brought him to apply to serve. Member Reed asked if there were any projects or initiatives he's excited to work on by joining the Committee. Mr. Cyr listed some of the things that were of interest:

- Having potable water available to bicyclists and walkers
- Places for a restroom
- Crossing Route 6-possibly using Hawk signal lighting

Member Areson made a motion to appoint Adrian Cyr to the Bike and Walkways Committee for an Alternate one-year term, expiring June 30, 2022.

Member Reed seconded.

Roll call vote:

Member Rein-Aye

Member Areson-Aye

Member Reed-Aye

Member Worthington-Aye

Chair Weinstein-Aye

So voted; 5-0-0, motion carries.

Staff/Committee Updates

Staff Update on COVID-19, Masking in Truro, and Board of Health Regulations

Health/Conservation Agent Beebe provided information on current State guidance and restrictions related to COVID-19. She noted that the Board of Health will be discussing the wearing of face masks on Town property, outdoors, at their next meeting. The recommendation to the Board of Health for their upcoming meeting will be to relax mask wearing outdoors on Town property except in the following scenarios:

- On the beach corridor (entrances/exits)
- At the pier, gangway, docks
- At the Transfer Station

Town Manager Tangeman then discussed Town offices reopening. He explained that while some committees are requesting to meet in-person, there are some barriers to meeting. Member Areson mentioned that many people in the community (committee members and the public) have asked whether we can continue remote participation after the Order is lifted. Part of this will involve permission from the Governor to allow remote meetings.

Chair Weinstein stated that people have asked him questions regarding inside dining. He asked for clarity from the Health/Conservation Agent. Health/Conservation Agent Beebe gave a brief summary.

Health/Conservation Agent Beebe shifted gears to speak about the Board of Health Regulations. The Board of Health has been having public hearings on regulations. The regulations address:

- Section VI: Local Septic Regulations to Supplement Title 5 of the State Environmental Code
- Section VIII: Water Wells

Health/Conservation Agent Beebe reviewed the list of changes.

Agent Beebe fielded questions from the Board regarding water testing, upgrading septic systems, and options for paying for these updates.

Select Board Action

Cape Cod Commission Update

Executive Director Senatori reported on the highlights of the work the Commission did in 2020, as well as some of their priority projects moving through 2021. She also wished to thank Truro's representative, Kevin Grunwald.

Member Reed asked Executive Director Senatori to speak to the American Rescue Plan funds that the County will receive. Chair Weinstein requested that Executive Director Senatori explain the relationship between the MPO and the Commission, and what the MPO actually does for the region and individual communities. Executive Director Senatori addressed both requests.

Review and Vote on Town Meeting Articles

Article 9: Fund a Childcare Voucher Program-Petitioned Article

Town Manager Tangeman updated the Board that it appears there is support from the school to support 3- and 4-year-old children, but 2-year-old children will not be included the school's programming. He also answered a question from a previous meeting regarding the word "accommodated" in this language. Town Counsel was consulted, and they stated there is no issue with having that specific language in the article.

Superintendent Gradone stated that the School Committee considered the possibility of expanding the preschool program to include not only all 4-year-old children, but also all of the 3-year-old children. The School Committee voted on the 29th of April 2021 to expand the program at an additional cost. He expects that they will be able to use some State aid for school choice reimbursements to pay the first year's cost. Incoming Superintendent Costigan has already committed to including this in the school's 2022 budget.

Raphael Richter was invited to speak about the petitioned article. He is encouraging the Board to continue to join the petitioners in trying to craft, and bring, this article to the floor in a way that continues to support families with two-year-old children or perhaps for families that might join the school system last minute or in the middle of the school year. A lengthy discussion was held. Citizen Mara Glatzel advocated for the article. Citizen Joan Holt stated that she hoped the Board would consider older people in the community. Board members noted their concerns with the current article and determined that they would like to create a new article that addresses these concerns to present to the Town Meeting voters.

After hearing from all of the Board members, Chair Weinstein determined it would be appropriate to delay action on this article until May 25th when staff comes back with a separate article reflecting the Board's language changes.

Article 40: Add New Section to General By-laws-Truro Clean Water Fund-Petitioned Article

Town Manager Tangeman said that feedback was received from Town Counsel which identified this article as not being in proper legal form.

Member Areson made a motion that the Select Board recommend Article 40 as printed in the warrant.

Member Rein seconded.

Roll call vote:

Member Areson-No

Member Rein-No

Member Worthington-No

Member Reed-No

Chair Weinstein-No

So voted; 0-5-0, motion does not carry.

Article 21: Amend Zoning Bylaw §40.2 Accessory Dwelling Unit-Petitioned Article

Chris Lucy, petitioner, gave an overview of this article. Essentially, this would allow a person to get a permit to put in an ADU by-right. It removes the Planning Board from the process and within the document it changes some of the responsibilities from the Planning Board to, for instance, the Building Commissioner. Mr. Lucy went through certain sections which have been removed.

Member Reed asked for an exact number of ADU permits which have been successfully processed and how many are in process. Town Manager Tangeman stated that from Town staff research there are 11 ADU applications that have been presented. One resulted in preliminary consultation, 1 only went as far as an abutters list application, 1 was withdrawn, 8 were approved (1 was approved after court action).

Planning Board Chair Greenbaum stated that every ADU that has come before the Planning Board has been approved. Mr. Lucy's petition, and a series of articles submitted by the Planning Board, both have the same goal in mind, which is to make the process a little easier. Neither this petition, nor the articles submitted by the Planning Board, address the biggest obstacles which are; septic regulations and the very likely need to make a change to the septic. Her hope is that with people knowing more about the loan process, that will become much less of an obstacle, but she doesn't think that removing the Planning Board is going to result in making it that much easier for folks. Mr. Lucy voiced his disagreement. Member Reed asked for details of particular ADU and the resulting lawsuit. Planner Huggins-Carboni's understanding (as this happened before she worked for the Town) is that there were conditions in the ADU that the court found to be outside the authority of the Planning Board to impose. The conditions were invalidated on that basis. Chair Weinstein went on to explain in further detail.

Member Reed made a motion to recommend Article 21 to amend the Zoning Bylaw §40.2 Accessory Dwelling Unit.

Member Rein seconded.

Roll call vote:

Member Rein-Aye

Member Areson-Aye

Member Worthington-Aye

Member Reed-Aye

Chair Weinstein-Aye

So voted; 5-0-0, motion carries.

Article 22: Amend Zoning Bylaw §10.4 and §30.2 Food Truck Definition and Use and §30.9 Parking

Planning Board Chair Greenbaum presented and explained the article.

Member Areson made a motion to recommend Article 22: Amend Zoning Bylaw §10.4 and §30.2 for Food Truck Definition and Use and §30.9 Parking as printed in the Warrant.

Member Rein seconded.

Roll call vote:

Member Rein-Aye
Member Areson-Aye
Member Reed-Abstained
Member Worthington-Aye
Chair Weinstein-Aye
So voted; 4-0-1 (Member Reed abstained), motion carries.

Article 23: Amend Zoning Bylaw §30.9 Parking, C. Off Street Parking Schedule
Planning Board Chair Greenbaum presented and explained the article.

Member Areson made a motion to recommend Article 23: Amend Zoning Bylaw §30.9 Parking, C. Off Street Parking Schedule as printed in the Warrant.

Member Worthington seconded.

Roll call vote:

Member Rein-Aye
Member Areson-Aye
Member Worthington-Aye
Member Reed-Aye
Chair Weinstein-Aye
So voted; 5-0-0, motion carries.

Article 24: Amend Zoning Bylaw §40.2 Accessory Dwelling Unit, C. ADU Permit
Planning Board Chair Greenbaum presented and explained the article.

Member Reed made a motion to recommend Article 24: Amend Zoning Bylaw §40.2 Accessory Dwelling Unit, C. ADU Permit.

Member Areson seconded.

Roll call vote:

Member Areson-Aye
Member Rein-Aye
Member Worthington-Aye
Member Reed-Aye
Chair Weinstein-Aye
So voted; 5-0-0, motion carries.

Article 25: Amend Zoning Bylaw §40.2 Accessory Dwelling Unit, D. Procedure
Planning Board Chair Greenbaum presented and explained the article.

Member Areson made a motion to recommend Article 25: Amend Zoning Bylaw §40.2 Accessory Dwelling Unit, D. Procedure as printed in the Warrant.

Member Reed seconded.

Roll call vote:

Member Rein-Aye
Member Worthington-Aye

Member Areson-Aye
Member Reed-Aye
Chair Weinstein-Aye
So voted; 5-0-0, motion carries.

Article 26: Amend Zoning Bylaw §40.2 Accessory Dwelling Unit, D. Procedure

Planning Board Chair Greenbaum presented and explained the article.

Mr. Lucy stated that this article makes it more confusing for an applicant.

Member Reed asked the Town Planner to provide insight. Town Planner Huggins-Carboni understands this article to be removing a requirement that an applicant show the approvals of the other Boards because it provides more flexibility for the applicant to proceed in whatever is the most logical order. She understands the arguments in favor of making ADUs as of right, but to the extent the Planning Board would still remain the permitting authority she thinks it makes a lot of sense to remove those requirements. Member Reed asked if this could be used as a delay tactic. Town Planner Huggins-Carboni thinks that it's quite the opposite.

Member Areson made a motion to recommend Article 26: Amend Zoning Bylaw §40.2 Accessory Dwelling Unit, D. Procedure as printed in the Warrant.

Member Worthington seconded.

Roll call vote:

Member Rein-Aye
Member Worthington-Aye
Member Areson-Aye
Member Reed-Aye
Chair Weinstein-Aye
So voted; 5-0-0, motion carries.

Article 27: Amend Zoning Bylaw §40.2 Accessory Dwelling Unit, D. Procedure.

Planning Board Chair Greenbaum presented and explained the article.

Member Worthington made a motion to recommend Article 27: Amend Zoning Bylaw §40.2 Accessory Dwelling Unit, D. Procedure.

Member Reed seconded.

Roll call vote:

Member Rein-Aye
Member Areson-Aye
Member Worthington-Aye
Member Reed-Aye
Chair Weinstein-Aye
So voted; 5-0-0, motion carries.

Article 28: Amend Zoning Bylaw §40.2 Accessory Dwelling Unit, F. Findings of the Planning Board.

Planning Board Chair Greenbaum presented and explained the article.

Member Areson made a motion to recommend Article 28: Amend Zoning Bylaw §40.2 Accessory Dwelling Unit, F. Findings of the Planning Board.

Member Reed seconded.

Roll call vote:

Member Areson-Aye

Member Rein-Aye

Member Worthington-Aye

Member Reed-Aye

Chair Weinstein-Aye

So voted; 5-0-0, motion carries.

Article 29: Amend Zoning Bylaw §40.2 Accessory Dwelling Unit, H. Requirements for Tax Exemption and §10.4 Definitions.

Planning Board Chair Greenbaum presented and explained the article.

Member Worthington made a motion to recommend Article 29: Amend Zoning Bylaw §40.2 Accessory Dwelling Unit, H. Requirements for Tax Exemption and §10.4 Definitions.

Member Reed seconded.

Roll call vote:

Member Rein-Aye

Member Worthington-Aye

Member Areson-Aye

Member Reed-Aye

Chair Weinstein-Aye

So voted; 5-0-0, motion carries.

Article 30: Amend Zoning Bylaw §70.3 Commercial Development.

Planning Board Chair Greenbaum presented and explained the article.

Member Areson made a motion to recommend Article 30: Amend Zoning Bylaw §70.3 Commercial Development.

Member Worthington seconded.

Roll call vote:

Member Rein-Aye

Member Areson-Aye

Member Worthington-Aye

Member Reed-Aye

Chair Weinstein-Aye

So voted; 5-0-0, motion carries.

Article 31: Amend Zoning Bylaw §70.4 Residential Development.

Planning Board Chair Greenbaum presented and explained the article.

Member Reed made a motion to recommend Article 31: Amend Zoning Bylaw §70.4 Residential Development as printed in the warrant.

Member Worthington seconded.

Roll call vote:

Member Reed-Aye

Member Worthington-Aye

Member Areson-Aye

Member Rein-Aye

Chair Weinstein-Aye

So voted; 5-0-0, motion carries.

Article 32: Amend Zoning Bylaw §70.6 Recording of Decision.

Planning Board Chair Greenbaum presented and explained the article.

Member Areson made a motion to recommend Article 32: Amend Zoning Bylaw §70.6 Recording of Decision as printed in the warrant.

Member Rein seconded.

Roll call vote:

Member Reed-Aye

Member Rein-Aye

Member Worthington-Aye

Member Areson-Aye

Chair Weinstein-Aye

So voted; 5-0-0, motion carries.

Article 33: Amend Zoning Bylaw §70.9 Waiver of Site Plan Review.

Planning Board Chair Greenbaum presented and explained the article.

Member Areson made a motion to recommend Article 33: Amend Zoning Bylaw §70.9 Waiver of Site Plan Review as printed in the warrant.

Member Worthington seconded.

Roll call vote:

Member Worthington-Aye

Member Areson-Aye

Member Reed-Aye

So voted; 3-0-2 (Chair Weinstein and Member Rein abstained), motion carries.

Article 34: Amend Zoning Bylaw §40.6 Growth Management.

Planning Board Chair Greenbaum stated that right now this article is set to expire on December 31, 2021, and this article would extend it to December 31, 2024, to allow for the completion of the new Local Comprehensive Plan.

Member Areson made a motion to recommend Article 34: Amend Zoning Bylaw §40.6 Growth Management as printed in the warrant.

Member Worthington seconded.

Roll call vote:

Member Reed-Nay

Member Rein-Nay

Member Worthington-Aye

Member Areson-Abstained

Chair Weinstein-Nay

So voted; 1-3-1 (Member Areson abstained), motion does not carry.

Article 35: Amendment to General Bylaws Ch 3-Add Municipal Single-Use Bottle Ban-Petitioned Article.

Town Manager Tangeman stated this was brought forth by a petitioner group. The Board has already voted to recommend a similar article with the Select Board's language.

Member Worthington made a motion to recommend Article 35: Amendment to General Bylaws Ch 3-Add Municipal Single-Use Bottle Ban-Petitioned Article as printed in the warrant.

Member Reed seconded.

Roll call vote:

Member Rein-Abstained

Member Areson-Abstained

Member Worthington-Abstained

Member Reed-Abstained

Chair Weinstein-Abstained

So voted; 0-0-5, motion does not carry.

Select Board Action

D. Walsh Property Community Planning Committee Membership

Chair Weinstein explained the issue of the Committee's membership being an even number. Member Areson asked if any of the members had been asked to be an alternate, which would eliminate the need to add another member. Member Rein, who is the Select Board liaison to the Walsh Committee, stated that they have had 2 meetings, and everyone has attended and seems motivated and excited to be a part of the process. She feels it would be difficult to ask a member to become an alternate. Member Rein is proposing to reach out to high school students which would cover an underrepresented demographic. Member Worthington thinks a high school student would be a great addition.

Member Areson made a motion to increase the membership of the Walsh Property Community Planning Committee to 17 members, and to seek out a high school student to fill the vacancy.

Member Reed seconded.

Roll call vote:

Member Rein-Aye
Member Areson-Aye
Member Reed-Aye
Member Worthington-Aye
Chair Weinstein-Aye
So voted; 5-0-0, motion carries.

Consent Agenda

Member Reed made a motion to approve the Consent Agenda as printed in the packet.
Member Rein seconded.

Member Worthington noted that she was not at the April 13, 2021, Select Board meeting and would abstain.

Roll call vote:

Member Worthington-Abstained

Member Rein-Aye

Member Areson-Aye

Member Reed-Aye

Chair Weinstein-Aye

So voted; 4-0-1 (Member Worthington abstained), motion carries.

Select Board Reports/Comments

Member Areson wished to remind anyone who is interested that there is a Massachusetts Municipal Association training on conduct of public officials that is tomorrow from 11:30am to 1:00pm. She also would like to request that the Board discuss an expedited production of the minutes from their Executive Session earlier today so they can vote on whether to release them.

Town Manager Report

Town Manager Tangeman wanted to highlight the fact that there is a Pre-Town Meeting scheduled which will include the Finance Committee's public hearing, candidate's night, and the Charter Review Committee's public hearing on June 3rd, 2021, at 5:30pm. He also wanted to let the Select Board know that staff is experiencing difficulty filling counselor positions for the Summer Recreation Program. They will likely have to reduce the size of that program pretty significantly. He's hoping they can build and increase the size of the program throughout the summer.

Member Worthington wished to add that a long-time resident of Truro, Butch Lisenby, passed away last night.

Next Meeting Agenda

The Board reviewed the work session agenda for May 18, 2021, and May 25, 2021, regular meeting agenda.

Member Areson made a motion to adjourn at 8:59pm.

Member Rein seconded.

So voted; 5-0-0, motion carries.

Respectfully submitted,



Noelle L. Scoullar



Town Manager, Darrin Tangeman

Under the Authority of the Truro Select Board

