



Truro Board of Selectmen Meeting
Tuesday, February 27, 2018
Regular Board of Selectmen Meeting - 5:00pm
Truro Town Hall - 24 Town Hall Road
AMENDED

1. PUBLIC COMMENT

- A. Open the Regular Meeting
- B. Public Comment Period - *The Commonwealth's Open Meeting Law limits any discussion by members of the Board of an issue raised to whether that issue should be placed on a future agenda*

2. PUBLIC HEARINGS

- A. Public Hearing on an Application received from Christopher W. King, of Captain's Choice Inc., dba Captain's Choice Restaurant, 4 Highland Road Unit D, for a Change of License Category (Wine and Malt to All Alcohol)
- B. Continued Public Hearing on Proposed Changes to the Pamet Harbor Fee Schedule and the Proposed Addition of a Waterways User Permit Fee will be discussed.

3. BOARD/COMMITTEE/COMMISSION APPOINTMENTS

- A. Interview Part-Time Resident Advisory Committee Applicants: Larry Pisapio and Julia Lester
- B. Interview and Appoint Scott Mather to the Cable and Internet Advisory Committee

4. TABLED ITEMS NONE

5. BOARD OF SELECTMEN ACTION

- A. Presentation on the Barnstable County Human Rights Commission
Presenter: Laurie Veninger, Truro Representative
- B. Discussion of Next Steps for Cannabis Businesses in Truro
Presenter: Rae Ann Palmer, Town Manager
- C. Presentation of FY19 Omnibus Budget
Presenter: Rae Ann Palmer, Town Manager
- D. Opioid Lawsuit Agreement
Presenter: Rae Ann Palmer, Town Manager

6. CONSENT AGENDA

- A. Review/Approve and Authorize Signature:
 - 1. Application for a Curb Cut Permit-123 Shore Road
 - 2. Application for a Curb Cut Permit-67 Old Kings Highway
 - 3. Event Notification form for National MS Society Bike Ride
 - 4. Event Notification form for Wounded Warriors Bike Ride
- B. Review and Approve Access Easement Deed for 10 Edgewood Way-**Held Pending Town Counsel Comments**
- C. Review & Approve Draft Letter to MDAR Re: Eversource Herbicide use on Utility Rights-of-Way
- D. Review & Approve Common Victualer License for Box Lunch-300 Route 6-Truro
- E. Review and Approve Board of Selectmen Minutes: February 13, 2018 and February 20, 2018 Work Session

7. SELECTMEN REPORTS AND TOWN MANAGER REPORT

8. SELECTMEN COMMENTS

9. NEXT MEETING AGENDA: Tuesday, March 13 and March 20



TOWN OF TRURO

Board of Selectmen Agenda Item

DEPARTMENT: Licensing Department

REQUESTOR: Nicole Tudor, Executive Assistant on behalf of Attorney Christopher Fiset and Christopher King

REQUESTED MEETING DATE: February 27, 2018

ITEM: Public Hearing for Change of Alcohol License Category – Captain’s Choice Inc., 4 Highland Road, Unit D

EXPLANATION: Attorney Christopher Fiset, on behalf of Christopher W. King, has submitted an Alcoholic Beverages Control Commission (ABCC) application for review with the Local Licensing Authorities (per MGL Ch. 138 §15A and 16B). The application is for a Change of Alcohol License Category received from Christopher W. King, owner of Captain’s Choice Inc., dba Captain’s Choice Restaurant. The Captain’s Choice current liquor license is a seasonal wine and malt on premise license. The owner is looking to change the category of license to all alcohol. All of the required change of category application documentation has been submitted which includes: Transmittal Form, Proof of Fee payment, Change in License Category Application, and Vote of the Corporate Board. This change requires a legal notice and an Abutter’s Notification.

If the request is approved the (ABCC) application will be mailed to the State for final approval. The ABCC will then notify the Town of the approval or the Licensing Department will be contacted with a request for additional information from the applicant. If the request is denied, the applicant/owner/manager will be notified in writing of the decision via “certified mail return receipt requested” allowing the applicant/owner/manager 5 days to appeal to the Alcoholic Beverages Control Commission. The public hearing can also be continued to a date and time certain if a decision is not rendered on the 27th.

Due to the hearing being before the release of the seasonal ABCC applications, the owner will likely sign the wine and beer application as well as the all alcohol application since the approval from the ABCC may not be received prior to the application cutoff of March 31st.

FINANCIAL SOURCE (IF APPLICABLE): N/A

IMPACT IF NOT APPROVED: This could have an economic impact on the business.

SUGGESTED ACTION: *MOTION TO approve the change of license category for Captain’s Choice Inc. located at 4 Highland Road Unit D, from Seasonal Wine and Malt to Seasonal All Alcohol liquor license for submission to the Alcoholic Beverages Control Commission.*

ATTACHMENTS:

1. Public Hearing Notice
2. Chief of Police Approval
3. Copy of Current License
4. (ABCC) Application for Change in License Category
5. Abutter's List



TOWN OF TRURO

P.O. Box 2030, Truro, MA 02666

Licensing Department

Tel: 508-349-7004, Extension: 110 or 124 Fax: 508-349-5505

Email: ntudor@truro-ma.gov or nscoullar@truro-ma.gov

TOWN OF TRURO PUBLIC HEARING CHANGE OF ALCOHOL LICENSE CATEGORY

The Truro Board of Selectmen will hold a Public Hearing on Tuesday, **February 27th, 2018 at 5:00 p.m.** on an application received from Christopher W. King, of Captain's Choice Inc., dba Captain's Choice Restaurant, 4 Highland Road Unit D, for a Change of License Category (Wine and Malt to All Alcohol) under M.G.L. Chapter 138, §15A and §16B. The hearing will take place at the Truro Town Hall, 24 Town Hall Road, Truro, MA, 02666. Comments from the public will be heard and all interested parties are urged to attend.

Paul Wisotzky, Chairman
Board of Selectmen
Town of Truro



TOWN OF TRURO

P.O. Box 2030, Truro, MA 02666

Licensing Department

Tel: 508-349-7004 , Extension: 110 or 124 Fax: 508-349-5505

Email: ntudor@truro-ma.gov or nscoullar@truro-ma.gov

To: Police Chief, Craig Danziger, Truro Police Department
 From: Nicole Tudor, Executive Assistant
 Date: February 8, 2018
 Re: **Application for a Change in Alcohol License Category –Wine & Malt to All Alcohol–
 Pouring License for Captain’s Choice, Inc. Located at 4 Highland Road, Unit D North
 Truro, MA 02652**

The Office of the Board of Selectmen is in receipt of an ABCC (Alcoholic Beverages Control Commission) application from, Christopher W. King, Owner of Captain’s Choice, Inc.

Captain’s Choice, Inc. is requesting a Change in Alcohol License Category–Wine & Malt to All Alcohol –Pouring License (per MGL Chapter 138 § 15A and §16B) with the Town of Truro.

Included please find the accompanying ABCC application as submitted by the applicant that will be provided to the Alcoholic Beverages Control Commission once the Board of Selectmen/Local Licensing Authority review and approve the application at a duly held public hearing on February 27, 2018.

Please kindly review for purposes of approval with the Local Licensing Authority (BOS) this request for a change in the alcohol license category from Wine & Malt to All Alcohol–Pouring License to ensure that the safety and well-being of the public will be protected.

Please provide any comments below:

POLICE DEPARTMENT
REVIEW & APPROVAL

Signature: 
Police Chief, Craig Danziger

Date: 2/15/18

01/09/09 GRES 4350
An English Heritage

LICENSE ALCOHOLIC BEVERAGES

THE LICENSING BOARD OF

The.....Town.....of.....Truro.....

MASSACHUSETTS

HEREBY GRANTS A

COMMON VICTUALER

License to Expose, Keep for Sale, and to Sell

Wines and Malt Beverages

To Be Drunk On the Premises

To Captain's Choice Inc.

Christopher W. King, Manager

on the following described premises

One story building with kitchen, dining room, and bathroom (850 sq.ft.). Three entrances and three exits of

which two exits are available to the public. Outdoor patio area beneath awning (1200 sq. ft).

Crawl space (850 sq. ft.) not used. Attic (850 sq.ft) used for storage. Located at 4 Highland Rd Unit D, North Truro

This license is granted and accepted upon the express condition that the licensee shall, in all respects, conform to all the provisions of the Liquor Control Act, Chapter 138 of the General Laws, as amended, and any rules or regulations made thereunder by the licensing authorities. This license expires January 15th 2018..., unless earlier suspended, cancelled or revoked.

IN TESTIMONY WHEREOF, the undersigned have hereunto affixed their official signatures this.....27th.....day of March 2017.....

The Hours during which Alcoholic Beverages may be sold are

From.....

Monday-Saturday.....

10:00AM-10:00PM.....

Sunday 10:00AM-10:00PM.....

ABCC LIC# 00040-RS-1292.....

Maurice Burgess
Robert W. King
LICENSING BOARD

THIS LICENSE SHALL BE DISPLAYED ON THE PREMISES IN A CONSPICUOUS POSITION WHERE IT CAN EASILY BE READ



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

RCVD 2018 FEB 8 AM 9:04
ADMINISTRATIVE OFFICE

TOWN OF TRURO

RETAIL ALCOHOLIC BEVERAGES LICENSE APPLICATION
MONETARY TRANSMITTAL FORM

APPLICATION SHOULD BE COMPLETED ON-LINE, PRINTED, SIGNED, AND SUBMITTED TO THE LOCAL LICENSING AUTHORITY.

ECRT CODE: RETA

CHECK PAYABLE TO ABCC OR COMMONWEALTH OF MA: \$200.00

(CHECK MUST DENOTE THE NAME OF THE LICENSEE CORPORATION, LLC, PARTNERSHIP, OR INDIVIDUAL)

CHECK NUMBER []

IF USED EPAY, CONFIRMATION NUMBER 036001

A.B.C.C. LICENSE NUMBER (IF AN EXISTING LICENSEE, CAN BE OBTAINED FROM THE CITY) 00040-RS-1292

LICENSEE NAME Captain's Choice Inc.

ADDRESS 4 Highland Road, Unit D

CITY/TOWN North Truro STATE MA ZIP CODE 02652

TRANSACTION TYPE (Please check all relevant transactions):

- Alteration of Licensed Premises
Change Corporate Name
Change of License Type
Change of Location
Change of Manager
Other
Cordials/Liqueurs Permit
Issuance of Stock
Management/Operating Agreement
More than (3) \$15
New License
New Officer/Director
New Stockholder
Pledge of Stock
Pledge of License
Seasonal to Annual
Transfer of License
Transfer of Stock
Wine & Malt to All Alcohol
6-Day to 7-Day License

THE LOCAL LICENSING AUTHORITY MUST MAIL THIS TRANSMITTAL FORM ALONG WITH THE CHECK, COMPLETED APPLICATION, AND SUPPORTING DOCUMENTS TO:

ALCOHOLIC BEVERAGES CONTROL COMMISSION
P. O. BOX 3396
BOSTON, MA 02241-3396



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

**AMENDMENT APPLICATION FOR:
Change of Corporate Name, Change of DBA, Change of Legal Structure, Change of Class, Change of Category**

Below you will find a step-by-step explanation of the amendment application process. **Please read this entire page before you apply for an amendment to your license as it provides critical information on the approval process.**

The ABCC urges you to reach out to the Local Licensing Authority (“LLA”) in the city or town in which you are applying for a amendment to your license **before applying**. While state law requires you to submit certain documents, your LLA may have other documents and/or fees required of you before it will consider your application, and failure to contact them before you apply for a change of manager amendment to your license may delay the consideration of your application.

The granting of a retail license amendment involves a three-step process under M.G.L. c. 138, §§ 15A & 16B:

1. Step One is the granting of an amendment application by the LLA;
2. Step Two is approval by the ABCC;
3. Step Three is the issuance of the amended retail license by the LLA.

Each step has certain legal requirements:

Step One. In Step One, when you submit your application with the LLA, the LLA is required by law to note the date and hour your application is filed with it. The LLA must act on an application within 30 days of it being filed.

If the LLA grants the license, the application shall be forwarded to the ABCC no later than 3 days following such approval.

Step Two. In Step Two, when the ABCC receives an amendment application that has been approved by the LLA, an investigator will be assigned. The investigator will investigate the proposed beneficial interest(s), examining any criminal background and fitness of character. Parties to an amendment application must respond promptly to investigators’ inquiries. **Failure to do so will result in a delay of the approval and may result in a denial of the amendment application.**

Step Three. Once the LLA receives the ABCC’s approval of an amendment application, it must issue the amended license within 7 days.



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

AMENDMENT APPLICATION FOR:

Change of Corporate Name, Change of DBA, Change of Legal Structure, Change of Class, Change of Category

The following documentation is required as a part of your retail license amendment application.

ABCC investigators reserve the right to request additional documents as a part of their investigation.

ALL AMENDMENTS REQUIRE:

- Monetary Transmittal Form with \$200 fee
You can PAY ONLINE or include a \$200 check made out to the ABCC
- Amendment Application (this packet)
- Vote of the Corporate Board
A corporate vote authorizing all amendments being applied for, signed by an authorized signatory for the licensed entity
- Additional Documents Required by the Local Licensing Authority

ADDITIONAL REQUIRED DOCUMENTS:

CHANGE OF CORPORATE NAME

- Business Structure Documents
If Proposed Licensee is applying as:
 - A Corporation or LLC - **Articles of Organization** from the Secretary of the Commonwealth
 - A Partnership - **Partnership Agreement**
 - Sole Proprietor - **Business Certificate**

CHANGE OF DBA

- Business Certificate

CHANGE OF CORPORATE STRUCTURE

- Business Structure Documents
If Proposed Licensee is applying as:
 - A Corporation or LLC - **Articles of Organization** from the Secretary of the Commonwealth
 - A Partnership - **Partnership Agreement**
 - Sole Proprietor - **Business Certificate**

CHANGE OF CLASS, CATEGORY, TYPE

No additional requirements



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

**AMENDMENT APPLICATION FOR:
Change of Corporate Name, Change of DBA, Change of Legal Structure, Change of Class, Change of Category**

Please complete this entire application. If field does not apply to your situation, please write N/A.

1. NAME OF LICENSEE (Business Contact)	Captain's Choice Inc.		
ABCC License Number	00040-RS-1292	City/Town of Licensee	Truro

2. APPLICATION CONTACT
The application contact is required and is the person who will be contacted with any questions regarding this application.

First Name:	Christopher	Middle:	Seton	Last Name:	Fiset
Title:	Attorney	Primary Phone:	508-398-5670		
Email:	chris@christopherfiset.com				

3. BUSINESS CONTACT
Please complete this section **ONLY** if there are changes to the Licensee phone number, business address (corporate headquarters), or mailing address.

Entity Name:				
Primary Phone:		Fax Number:		
Alternative Phone:		Email:		

Business Address (Corporate Headquarters)

Street Number:		Street Name:		
City/Town:		State:		
Zip Code:		Country:		

Mailing Address Check here if your Mailing Address is the same as your Business Address

Street Number:		Street Name:		
City/Town:		State:		
Zip Code:		Country:		

AMENDMENT APPLICATION FOR:

Change of Corporate Name, Change of DBA, Change of Legal Structure, Change of Class, Change of Category

Please check the amendment that you are applying for and complete the corresponding section. Please refer to the requirements page for required documents.

<input type="checkbox"/> Change of Corporate Name This is the License Entity Name or the Business Contact	Last-Approved Corporate Name:	<input type="text"/>
	Requested New Corporate Name:	<input type="text"/>

<input type="checkbox"/> Change of DBA	Last-Approved DBA:	<input type="text"/>
	Requested New DBA:	<input type="text"/>

<input type="checkbox"/> Change of Corporate Structure LLC, Corporation, Sole Proprietor, etc	Last-Approved Corporate Structure	<input type="text"/>
	Requested New Corporate Structure	<input type="text"/>

<input checked="" type="checkbox"/> Change of License Category All Alcohol, Wine and Malt, Wine Malt and Cordials	Last-Approved License Category	<input type="text" value="Wines and Malt Beverages"/>
	Requested New License Category	<input type="text" value="All Alcoholic Beverages"/>

<input type="checkbox"/> Change of License Class Seasonal or Annual	Last-Approved License Class	<input type="text"/>
	Requested New License Class	<input type="text"/>

<input type="checkbox"/> Change of License Type* i.e. Restaurant to Club Package Store to Supermarket	Last-Approved License Type	<input type="text"/>
	Requested New License Type	<input type="text"/>

CAN NOT change from an on-premise to an off-premises license type.

APPLICANT'S STATEMENT

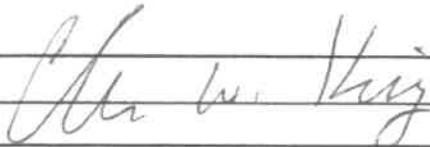
I, Christopher W. King the: sole proprietor; partner; corporate principal; LLC/LLP member
Authorized Signatory

of Captain's Choice, Inc., hereby submit this application for Change of License Category - Wine/Malt to All Alcohol
Name of the Entity/Corporation Transaction(s) you are applying for

(hereinafter the "Application"), to the local licensing authority (the "LLA") and the Alcoholic Beverages Control Commission (the "ABCC" and together with the LLA collectively the "Licensing Authorities") for approval.

I do hereby declare under the pains and penalties of perjury that I have personal knowledge of the information submitted in the Application, and as such affirm that all statement and representations therein are true to the best of my knowledge and belief. I further submit the following to be true and accurate:

- (1) I understand that each representation in this Application is material to the Licensing Authorities' decision on the Application and that the Licensing Authorities will rely on each and every answer in the Application and accompanying documents in reaching its decision;
- (2) I state that the location and description of the proposed licensed premises does not violate any requirement of the ABCC or other state law or local ordinances;
- (3) I understand that while the Application is pending, I must notify the Licensing Authorities of any change in the information submitted therein. I understand that failure to give such notice to the Licensing Authorities may result in disapproval of the Application;
- (4) I understand that upon approval of the Application, I must notify the Licensing Authorities of any change in the Application information as approved by the Licensing Authorities. I understand that failure to give such notice to the Licensing Authorities may result in sanctions including revocation of any license for which this Application is submitted;
- (5) I understand that the licensee will be bound by the statements and representations made in the Application, including, but not limited to the identity of persons with an ownership or financial interest in the license;
- (6) I understand that all statements and representations made become conditions of the license;
- (7) I understand that any physical alterations to or changes to the size of, the area used for the sale, delivery, storage, or consumption of alcoholic beverages, must be reported to the Licensing Authorities and may require the prior approval of the Licensing Authorities;
- (8) I understand that the licensee's failure to operate the licensed premises in accordance with the statements and representations made in the Application may result in sanctions, including the revocation of any license for which the Application was submitted; and
- (9) I understand that any false statement or misrepresentation will constitute cause for disapproval of the Application or sanctions including revocation of any license for which this Application is submitted.

Signature: 

Date: 2/3/18

Title: President

MINUTES OF SPECIAL MEETING OF THE BOARD OF DIRECTORS
OF CAPTAIN'S CHOICE, INC.

1. Purpose: To approve a resolution to amend category of a liquor license for the Captain's Choice Restaurant, 4 Highland Road, Unit D, Truro MA 02657 from malt and wine to all alcohol. To acquire all necessary permits and approvals from Town of Truro and the Commonwealth of Massachusetts.

2. A special meeting of the Board of Directors of the above-named Corporation was held at:

Date: February 3, 2018

Time: 12:00 pm

Place: 4 Highland Road, Unit D, Truro, MA 02657

3. The following Directors were present, constituting a quorum: CHRISTOPHER W. KING and JOHN WHITE

4. The chairperson called a meeting to order and a proposal to amend category of a liquor license for the Captain's Choice Restaurant, 4 Highland Road, Unit D, Truro MA 02657 from malt and wine to all alcohol from Town of Truro and Commonwealth of Massachusetts.

After discussion, upon motion duly made, seconded and adopted, it was

RESOLVED, to approve a resolution to amend category of a liquor license for the Captain's Choice Restaurant, 4 Highland Road, Unit D, Truro MA 02657 from malt and wine to all alcohol from Town of Truro and Commonwealth of Massachusetts.

With no further business to come before the meeting, upon a motion duly made, seconded and unanimously carried, the meeting was adjourned.

Approved: John White
Treasurer
Chris King
President

Date: 2/3/18

Date: 2/3/18

WAIVER OF NOTICE OF SPECIAL MEETING OF THE
BOARD OF DIRECTORS OF CAPTAIN'S CHOICE, INC.

Purpose: To approve a resolution to amend category of a liquor license for the Captain's Choice Restaurant, 4 Highland Road, Unit D, Truro MA 02657 from malt and wine to all alcohol from Town of Truro and Commonwealth of Massachusetts, including, but not limited to Zoning, Licensing, and the Board of Selectmen and from the Commonwealth of Massachusetts Alcohol Beverages Control Commission.

We, the undersigned, constituting all of the Directors of CAPTAIN'S CHOICE, INC. a domestic corporation organized under the laws of the Commonwealth of Massachusetts, do hereby severally waive notice of the time, place and purpose of the special meeting of Directors, and of any adjournment or adjournments thereof; and consent that the meeting be held at:

Date: February 3, 2018

Time: 12:00 pm

Place: 4 Highland Road, Unit D, North Truro, MA 02652

We do further severally agree and consent to the transaction thereat of any and all business that may properly come before said meeting.

Dated: _____

2/3/18



Christopher W. King, Director



John White, Director

Your Payment Has Been Approved

License Number 129200040

License Type Retail License Filing Fee

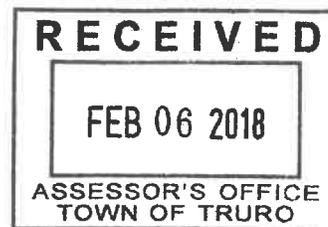
Method Of Payment [REDACTED]

Bank Account Number [REDACTED]

Your Confirmation Number Is [REDACTED]



TOWN OF TRURO
Assessors Office
Certified Abutters List
Request Form



DATE: 02/05/2018
 NAME OF APPLICANT: Captain's Choice, Inc.
 NAME OF AGENT (if any): Christopher S. Fiset, Esq.
 MAILING ADDRESS: 9 Old Main Street, West Dennis, MA 02670
 PHONE: HOME [REDACTED] WORK 508-398-5670
 CELL [REDACTED] FAX 508-398-7170
 PROPERTY LOCATION: 4 Highland Road Unit D, North Truro, MA 02652
 (street address)
 PROPERTY IDENTIFICATION NUMBER: MAP 36 PARCEL 93-D

ABUTTERS LIST NEEDED FOR: (Fee must accompany the application unless other arrangements are made)

Please check applicable:

	FEE:		FEE:
<input type="checkbox"/> Board of Health	\$15.00	Planning Board	
<input type="checkbox"/> Cape Cod Commission	\$15.00	<input type="checkbox"/> Special Permit	\$15.00
<input type="checkbox"/> Conservation Commission	\$15.00	<input type="checkbox"/> Site Plan	\$15.00
<input type="checkbox"/> Zoning Board of Appeals	\$15.00	<input type="checkbox"/> Preliminary Subdivision	\$15.00
<input checked="" type="checkbox"/> Licensing	\$15.00	<input type="checkbox"/> Definitive Subdivision	\$15.00
<input type="checkbox"/> Other _____			Inquire

(Please Specify)

*Please Note: Per MGL, processing may take up to 10 calendar days
 Please plan accordingly.*

THIS SECTION FOR ASSESSORS OFFICE USE ONLY

Date request received by Assessors: 2/6/2018 Date completed: 2/6/2018

List completed by: Kathleen Sullivan

Revised 1/21/17



TRURO ASSESSORS OFFICE

P.O. Box 2012 Truro, MA 02666

Telephone: (508) 349-7004 Ext. 117

Fax: (508) 349-5506

Date: February 6, 2018

To: Christopher S. Fiset, Esq. ~ Captain's Choice, Inc.

From: Assessors Department

Certified abutters list variance application for: Licensing Board

Attached is a list of abutters for the property located at *4 Highland Rd* on Assessor's Map 36, Parcel 93 Ext. D. The current owner(s) as of *August 7, 2015* is/are *King White Realty Trust, TRS: Christopher King ET AL*. The names and addresses of the abutters are as of *February 2, 2018* according to the documents received from the Barnstable County Registry of Deeds.

Certified by: _____

Kathleen M Sullivan

Assessor's Clerk

Town of Truro

P.O.Box 2012

Truro, MA 02666

Telephone: 508-349-7004, x117

Fax: 508-349-5506

[*ksullivan@truro-ma.gov*](mailto:ksullivan@truro-ma.gov)

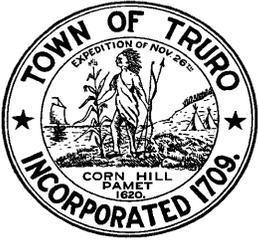
TOWN OF TRURO, MA
 BOARD OF ASSESSORS
 P.O. BOX 2012, TRURO MA 02666

4 HIGHLAND ROAD
 MAP 36 PARCEL 93 EXT D
 LICENSING BOARD

Custom Abutters List



Key	Parcel ID	Owner	Location	Mailing Street	Mailing City	ST	ZipCd/Country
977	36-88-0-R	WELLS ROBERT & CORNELIA FAM TR TRS: WELLS ROBERT S & CORNELIA	5 OLD FIREHOUSE RD	PO BOX 266	EASTHAM	MA	02642-0266
979	36-90-0-R	TRURO HOUSING AUTHORITY	53 SHORE RD	PO BOX 2030	TRURO	MA	02666-2030
980	36-91-0-R	PRADA E THOMAS & DONNA	6 HIGHLAND RD	PO BOX 236	NO TRURO	MA	02652-0236
981	36-92-0-R	CHILDERS JAMES F & WARD BARBARA M	49 SHORE RD	PO BOX 728	PROVINCETOWN	MA	02657-0728
7004	36-141-B-R	BLODGETT AVENUE LLC MGR: BRUCE C GINSBERG	1-B HIGHLAND RD	222 MANSFIELD AVE	NORTON	MA	02766
7034	36-141-C-E	ONE HIGHLAND ROAD CONDOMINIUM	1 HIGHLAND RD			MA	02666
7001	36-141-A1-R	S & R REALTY TRUST TRS: SATERIALE FRED E III ETAL	1-A1 HIGHLAND RD	PO BOX 248	NO TRURO	MA	02652-0248
7002	36-141-A2-R	S & R REALTY TRUST TRS: SATERIALE FRED E III ETAL	1-A2 HIGHLAND RD	PO BOX 248	NO TRURO	MA	02652-0248
7003	36-141-A3-R	S & R REALTY TRUST TRS: SATERIALE FRED E III ETAL	1-A3 HIGHLAND RD	PO BOX 248	NO TRURO	MA	02652-0248
1076	36-190-0-R	CLAIRE ADAMS LLC	2 HIGHLAND RD	PO BOX 163	NO TRURO	MA	02652



TOWN OF TRURO

Board of Selectmen Agenda Item

BOARD/COMMITTEE/COMMISSION: Pamet Harbor Commission

REQUESTOR: Noelle Scoullar, Executive Assistant, on Behalf of Tim Silva, Chair of the Pamet Harbor Commission

REQUESTED MEETING DATE: February 27, 2018

ITEM: Continued Public Hearing on Proposed Changes to the Pamet Harbor Fee Schedule and the Proposed Addition of a Waterways User Permit Fee.

EXPLANATION: Truro's current fee structure is outdated. The proposal to change the Pamet Harbor Fee Schedule and to add a Waterways User Permit Fee will help bring equity to the ramp, mooring and harbor use in Truro. Minutes from the meeting in which these proposals were discussed are attached.

Based on the discussion at the February 13, 2018 Public Hearing, the Pamet Harbor Commission has revised the proposed fee schedule for the February 27th continued Public Hearing.

FINANCIAL SOURCE (IF APPLICABLE):

IMPACT IF NOT APPROVED: Old fees will continue to be charged, no Waterways User Permit Fee shall be assessed.

SUGGESTED ACTION: *Motion to approve the proposed changes to the Pamet Harbor Fee Schedule and the Waterways User Permit Fee.*

ATTACHMENTS:

1. Public Hearing Notice
2. Draft of Revised Pamet Harbor Regulations
3. Pamet Harbor Commission Minutes



TOWN OF TRURO

P.O. Box 2030, Truro MA 02666

Tel: (508) 349-7004 Fax: (508) 349-5505

TOWN OF TRURO
PUBLIC HEARING
PAMET HARBOR WATERWAYS USER PERMIT AND FEES

The Truro Board of Selectmen will hold a public hearing on Tuesday, February 13, 2018 at 5:05 p.m. at the Truro Town Hall, 24 Town Hall Road, Truro, at which time proposed changes to the Pamet Harbor fee schedule and the proposed addition of a Waterways User Permit fee will be discussed. Comments from the public will be heard and all interested parties are urged to attend.

Paul Wisotzky, Chair
Board of Selectmen
Town of Truro



TOWN OF TRURO

P.O. Box 2030, Truro, MA 02666

Tel: 508-349-7004, Extension: 110 or 124 Fax: 508-349-5505

PAMET HARBOR RULES AND REGULATIONS

Definitions

For the purpose of these rules and regulations, the following definitions shall apply;

- A. Mooring shall mean the actual block, weight, or physical structure to which lines or chains are affixed and rests on the sea floor.
- B. Moor shall mean the act of tying off or affixing a vessel to a fixed point, including but not limited to, a block, pier, float, or any other object capable of securing vessel from moving.
- C. Personal watercraft shall mean a vessel propelled by a water jet, pump, or other machinery as its primary source of motor propulsion, which is designed to be operated by a person sitting, standing, or kneeling on the vessel rather than being operated in the conventional manner by a person sitting or standing inside the vessel (323 CMR 4.02)
- D. Shallow water area shall mean the tidal area north of the channel.
- E. Deep water area shall mean the basin area south of the channel.
- F. Space shall refer to the designated area to which a vessel moors, i.e., the mooring space.

Rules

- 1. Violations of any of these rules or regulations will be subject to a maximum fine of \$50.00 for each offense, with the possibility of loss of mooring privileges, unless covered under other laws or regulations.
- 2. Absolutely no wake in the anchorage or mooring area. Speed not to exceed 5 mph, or the minimum speed required for steerage, whichever is less, from the entrance jetties, throughout the inner harbor, and up the Pamet River and its branches.
- 3. No swimming, SCUBA diving, snorkeling, or windsurfing in any of the Pamet's navigable waters and channels, unless prior approval of the harbormaster is granted.
- 4. Personal watercraft may only use the marked channels of the Pamet from the launching ramp through the jetties as a means to exit or enter the harbor.
- 5. Launching or recovering of any craft over any fence or guardrail in the harbor area without permission from the harbormaster is prohibited.
- 6. Boats must not be moored, or at anchor, in any channel or passage so as to interfere with the operation of the launching ramp area.

7. No one will be permitted to place or maintain a mooring within Pamet Harbor except in accordance with, and fully subject to, these rules & regulations. All moorings must be placed under the supervision of the harbormaster. Moorings placed without the harbormaster's prior approval are subject to being moved on his order. Failure to do so will result in forfeiture of the mooring space. Any charges incurred by the harbormaster in moving the mooring shall be enforced by the Town against the mooring owner, as per MGL Ch. 91 Sec. 10A, Ch. 102 Sec. 21,24,& 28.

8. All boat owners will be limited to one mooring space, and that mooring space may only be used by the mooring owner or by persons approved in advance by both the owner and the harbormaster. The subleasing of any mooring, or space, will not be allowed.

9. All permits to moor or launch a boat or float in the Pamet Harbor will be for a specific boat or float, and only that boat or float, and only for the time period specified on the permit. All permits must be paid for in advance. Each boat and dingy must display its permit in a clear and visible manner.

9a. Pamet Harbor shall have two distinct seasons; a boating season, and an off season. The boating season commences on April 1st and ends on November 14th. All floats are to be placed in the Harbor by June 10th. By November 15th, all floats are to be removed from the basin and tackle marked with a buoy with the owner's name on it. Accordingly, all buoys in the shallow area are to be removed and replaced with a six inch net buoy with an assigned number. The removal of the floats and buoys are the responsibility of the mooring holder. Persons located in the basin area and wishing to upgrade will be placed on the top of the waiting list. Any float space which becomes available will be occupied in accordance with rule 13.

10. No mooring can be placed, or occupied, until the harbormaster has verified that the proper fee has been paid and a copy of the current boat registration is on file with the harbormaster. No boat shall be placed on any mooring unless the current registration sticker issued by the harbormaster is properly displayed.

11. Mooring owners shall be fully and exclusively responsible for maintaining their moorings, floats, and associated equipment and gear in good, safe, and serviceable condition.

12. The transfer of boats between moorings will not be permitted, except on specific approval of the harbormaster. In emergencies, however, the Town, (harbormaster, police, fire department), may move, or cause to be moved, any boat from its mooring to any other mooring place for the purpose of safety, specifically in the interest of the boat owner(s).

13. There shall be composed a Pamet Harbor mooring waiting list. The order of the list is determined by date of placement on the list, except for those previously placed on the basin waiting list by lottery conducted in 2002. These lottery participants shall have seniority over all others waiting for basin moorings, regardless of the dates they were placed on the list. A person need not hold a shallow water mooring to qualify for a basin mooring, but must be on the list and meet other requirements as stated below. All individuals who wish to remain on the waiting list must submit the required \$10.00 fee by June 30th of each year. Failure to respond shall result in

the removal of the subject's name from the waiting list. This fee will be an annual fee required to remain on the list. There will be a late fee period from July 1st – July 31st during which time failure to pay the required fee will result in a late fee of \$25.00. Failure to pay the waiting list fee by August 1st will result in removal from the list.

When a deep water spot opens up, (or one side of a float), the owner will then have the opportunity to choose from the first ten (10) people on the waiting list, and must do so within two (2) weeks from notification by the harbormaster. The person chosen must accept / decline within one (1) week. If the current float owner does not want any of the top ten (10) people, the float owner will then forfeit his / her mooring space and be required to leave the Harbor within seven (7) days. The person chosen from the waiting list, who accepts the deep water spot as outlined, will be required to provide proof of property damage and liability insurance to the float owner and harbormaster.

When a person from the shallow water moves to the deep water, the next person on the waiting list without any mooring will move to the new vacant mooring in the shallow water mooring field. If that person refuses the spot, he / she may remain on the waiting list, and the next person on the waiting list will be offered the vacant mooring.

The only exception to the waiting list policy will be if an owner gives his / her side of the float or mooring to an immediate family member which includes spouse, son, daughter, father, mother, brother or sister. A signed and notarized letter from the current owner authorizing the transfer will be required, and must be delivered to the harbormaster in order to take effect. No other exceptions will be permitted.

When a space becomes available in the tidal mooring area, the following procedure will take place; Prior to referring to the waiting list, the harbor master will inquire of those currently moored in the tidal area if they have any interest in moving into the newly vacated space. For example, if a space becomes available in the tidal area, those currently in the tidal area will have first preference of that tidal mooring before someone from the waiting list is issued a spot. The desire of a mooring holder to upgrade will be indicated on the mooring renewal form at the beginning of the season.

14. During the boating season, the mooring holder must use the mooring for a minimum of thirty (30) days. The time frame for this use requirement shall be between May 1 and November 1. For the purpose of complying with the thirty day use requirement, only the boat registered to the mooring, or float, will qualify.

14a. In the event a mooring holder fails to use his / her mooring for thirty (30) days during the season, or forfeits it as outlined in paragraph 13 above, the mooring owner: (a) may sell the mooring tackle to the next person assigned the same mooring space, or (b) must remove the mooring tackle within seven (7) days of being told to do so by the harbormaster. If the mooring tackle is not removed as directed, it shall be deemed to be abandoned and shall be removed by the harbormaster and such expense to be endured by the owner.

15. As stated in MGL Ch. 91 Sec. 10a, and Ch. 102 Sec.24, any vessel, unauthorized mooring or

object constituting a hazard to navigation, and any vessel or object improperly secured, swamped, sunk, washed ashore or found in a restricted area, may be removed or relocated by or at the direction of the harbormaster. The expense of such removal or relocation, and any liability incurred thereof, shall be the responsibility of the owner.

16. No pulpits or bow extensions are permitted on boats moored in the harbor. All exposed, elevated, or hazardous engine propellers and skegs will be covered so as to prevent damage to other boats. Engine propellers and skegs as used in this paragraph include those on outboard motors and I/O drives. The adequacy of covers used may be determined by the Harbor Master.

17. Use of harbor facilities will be at the owner's risk, including any sharing of float and mooring tackle. See paragraph 13 for additional insurance requirements.

18. No vessel, mooring or other object may be abandoned, sunk, or placed where it may constitute a hazard to navigation or other boats in the harbor.

19. A mooring plan of the Pamet harbor basin shall be maintained by the harbormaster. The harbormaster shall allow for the mooring of up to sixty-two boats in the Basin, a tidal basin measuring approximately 500' x 200' and bordered on the south by the inlet to Eagles Neck Creek, on the north by the channel of the Pamet inlet, on the east by the state boat ramp and the Pamet Yacht Club, and on the west by tidal marshlands of the Conservation Trust. The sixty-two boats shall be held by thirty-one mooring anchors, each one anchoring a rafting of two boats side by side. No two boats shall be moored on the same mooring, unless on a float, and no more than two boats shall be moored on one float. All floats and moorings shall be individually and positively identified (a) for floats; by displaying the owner's name and float number on the top of the surface of the float near the end, (b) for moorings; by attaching a tag engraved with the owner's name to the top of the mooring.

In the basin, each mooring must be situated a minimum of 55' from a neighboring mooring, and no moored boat shall exceed 28' in overall length (including bow and stern extensions - pulpits, swim decks, etc.) and no rafting float shall exceed a size of 24' x 4'6".

The only type of mooring anchor allowed shall be a concrete block. No mushroom or helical type screw shall be allowed, nor any automotive parts as radiators, engine blocks, or cement filled tires. Acceptable concrete blocks must not exceed 24" in height, but must have a minimum weight of 900 pounds for basin moorings, and 600 pounds for shallow water moorings.

In the basin, the length of anchoring chain must be twenty (20) feet, +/- one (1) foot, with the exact length being determined by a consultation of the respective boater and the harbormaster as to the specific basin location of the mooring. The chain used shall be five-eighths (5/8) inch. [Note:#19 Amended January 29, 2013 & February 26, 2013] No pennant from the buoy to the boat shall exceed three (3) feet, except with the specific permission of the harbormaster. Winter spar buoys shall float upright at all times and have a length deemed reasonable to locate the mooring without fouling the prop of a vessel underway in the basin. If the harbormaster determines that a mooring is insufficient for securing the boat, or is improperly rigged, the harbormaster shall notify the owner to correct the situation. Failure to do so within a time limit fixed by the

harbormaster will result in the forfeiture and removal of the mooring as outlined in Massachusetts General Laws, Chapter 102.

The initial assignment of mooring space was originally based upon the sixty-two boaters moored in the basin as of October 15, 1995. Subsequent to that date, there is no association of the mooring right with property ownership. When a property (boat, float, cement anchor, chain, etc.) is transferred, there shall be no promise made of the right to a mooring space going with it. Instead, the vacated space shall be assigned in accordance with the waiting list policy and these rules and regulations.

Any dispute on the assignment of mooring space by the harbormaster may be appealed in the following order: 1) directly to the Truro Town Administrator, 2) to the Truro Board of Selectmen, and 3) to the State Division of Waterways.

20. All moorings and tackle are to be inspected for wear every two (2) years by an individual chosen from the list of approved divers, or the harbormaster, as set forth by the Pamet Harbor Commission or the harbormaster. Documentation for such inspection shall be recorded with the harbormaster. Owners name to be marked on the mooring block.

21. In the shallow water mooring field, all mooring balls are to be 12", white with a blue stripe, and marked with the mooring number in 3" or larger black letters.

22. In the shallow water mooring field, all mooring lines shall consist of the following; a maximum of three (3) feet of 3/8" or 2" chain (depending on the size of the vessel), and a maximum of twelve (12) feet of 5/8" or 3/4" line.

23. The discarding of dead fish within the harbor, or beach area is discouraged.

24. No vessel shall be allowed to tie up at the town float in a manner as to hinder access without prior approval of the harbormaster.

25. Unless prior arrangements have been made with the harbormaster, all mooring fees must be paid by June 30th. A \$100.00 late fee will be added to all mooring fees paid after June 30th .

26. The following plan was designed to allow an individual to use a float on a short term basis when it is unoccupied by the float owner. An individual wishing to use a float must follow the rules listed below and **MUST HAVE PERMISSION FROM THE HARBORMASTER PRIOR** to using the float. Said individual must:

- A. Receive permission of float owner and harbormaster;
- B. Pay the required fee to the Town of Truro for use of the float; (an individual upgrading in the same mooring field will not be subject to the additional charge.)
- C. Sign a "Hold Harmless Agreement" releasing the Town and the float owner from any responsibility for any damage to vessels or property while float is being used;
- D. Notify the harbormaster of the dates he wishes to use the float;
- E. Sign a condition of use form;
- F. Vacate the float immediately upon request of the harbormaster and/or the float owner;

G. Be responsible for maintaining a secure mooring and lines at all times and be responsible for damage or injury caused by his/her vessel.

Use of floats may be limited to thirty days continuous use.

All float owners and renters must still comply with the Pamet Harbor Rules and Regulations, including the thirty day rule, unless waived by the harbormaster. They will provide the harbormaster with the dates the float is expected to be used.

Float owners are required to give at least three days' notice to individual who must vacate the float.

The rules regarding subleasing of floats or moorings will be strictly enforced. Any violations of the above rules may be considered as grounds for removal from the mooring field and/or wait list.

The Town will install four moorings to be rented on a daily/weekly basis. During periods in which these moorings are unoccupied, the Transient Use Program may be implemented.

27. The Town will have two dinghies available for public use. The boats are used at the users own risk. These boats must be returned to their mooring location and not left on the mooring or float of said user.

28. (a) A Waterways User Permit shall apply to all vessels on moorings, slips, docks, rack storage, launching ramps, piers or floats. Waterways User Permits are calendar year permits and expire on 31 December. For vessels attached to a current mooring permit, the Waterways User Permit will be included within the mooring permit with no additional decal issued. For all other vessels the Waterways User Permit can be obtained at the Office of the Harbormaster. The Waterways User Permit decal shall be affixed to the portside of the vessel adjacent to the registration decal.

(b) The following are exempt from the Waterways User Fee.

1.) State agencies, County Dredge vessels, municipalities and the U.S. Coast Guard.

NOTE Waterways User Permit Fee is in addition to the mooring permit fee.

These regulations were amended by the Board of Selectmen at duly held public hearings on January 29, 2013; February 26, 2013; March 17, 2015; and February 27, 2018.

Copies of the Rules and Regulations may be obtained at the Truro Town Hall, 24 Town Hall Road, P.O. Box 2030, Truro, MA 02666.

Paul Wisotzky, Chair

Maureen Burgess, Vice Chair

Robert Weinstein, Clerk

Jan Worthington

Jay Coburn

Board of Selectmen
Town of Truro

DRAFT

PAMET HARBOR FEES

2018 Truro Waterway User Fees

	Boats	Kayaks
Resident and Truro Taxpayers-Seasonal	\$25.00	\$10.00
Non Residents-Seasonal	\$75.00	\$30.00
Daily	\$10.00	\$3.00

(The Fees In the Chart Below Include Waterway User Fee-If Approved)

	2017 Fees	Proposed Resident-Taxpayer Fees	Proposed Non-Resident Fees
Mooring Basin	\$360.00	\$385.00	\$435.00
Mooring Shallow	\$240.00	\$265.00	\$315.00
Unused Mooring-Rule #26	\$180.00	\$205.00	\$255.00
Small Boat Line	\$90.00	\$115.00	\$165.00
Seasonal Ramp	\$180.00	\$205.00	\$255.00
Daily Ramp	\$10.00	\$20.00	\$20.00
Kayak-Seasonal Rack	\$90.00	\$100.00	\$120.00
Kayak-Seasonal Launch	\$40.00	\$50.00	\$70.00
Kayak-Daily Launch	\$7.00	\$10.00	\$10.00
Rental Mooring	\$30.00	\$40.00	\$40.00

	2017 Fees	Proposed 2018 Fees
Commercial Hauler	\$700.00	\$775.00
Commercial Single	\$70.00	\$80.00

	2017 Fees	Proposed Resident-Taxpayer Fees	Proposed Non-Resident Fees
Skiff	\$0.00	\$15.00	\$15.00

Approved by Pamet Harbor Commission on January 10, 2013, December 14, 2017 (Waterways User Permit Fee; General Harbor Fees)

Approved by the Board of Selectmen on January 29, 2013; February 26, 2013 (Seasonal Ramp Fee); March 17, 2015; February 27, 2018 (Waterways User Permit Fee; General Harbor Fees)

Pamet Harbor Commission January 18, 2018 Meeting

Truro Public Safety Complex

Meeting commenced 7 p.m.

Attendees - Harbormaster Tony Jackett, Chair Timmy Silva, Rich Wood, John Goff, Scott Brazil, Eric Morea, John Bloom, Charlie Argo

Charlie Argo, Coastal Engineering and Tony Jacket gave updates on various harbor programs:

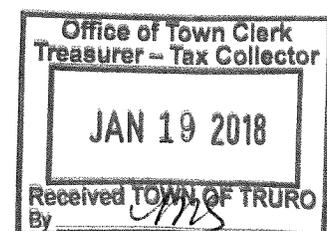
1. Dredging - old dredge expected to be on site in the next week to pick up dredge pipe and proceed to Provincetown to dredge there, then back to Truro to dredge basin and inner harbor. Per permit dredging can start no later than 2/1/2018, however, Tim Silva stated inner harbor deadline was supposed to be 3/15, and asked Tony and Coastal Engineering to review that.
2. Discussion on idea to put a floating dock on the yacht club side of the ramp to reduce congestion caused by heavy loading/unloading of boats, temporary disabled boats potentially blocking the ramp, and those boaters loading/unloading extensive amounts of gear. Continue to next meeting.
3. Coastal Engineering offered their services to perform an underwater as well as topside inspection of the docks to allow Truro to use the data when determine long and short term maintenance and replacement actions and associated costs. Discuss at next meeting.

Discussion on proposed increase for Pamet Harbor fees:

1. Major change will be implementation of a Truro Waterway User Fee, similar to one in use by the town of Chatham. While all resident and non-resident fees would increase in various ranges, plus or minus 20%, the most significant change would be for the daily ramp launch, increasing from \$10 to \$20, \$10 for the launch fee and \$10 for the waterways fee, resulting in at least \$10,000 more annual revenue for the Harbor
2. Representative Sarah Peake is to meet with Jay Ash, Mass. Secretary of Housing and Economic Development on January 22, 2018 to discuss this.
3. A public hearing on this is being scheduled for February 13, 2018 with the Board of Selectman.

Next meeting - February 13, 2018, Public Hearing on Fee's

Meeting adjourned 8:30 p.m.





TOWN OF TRURO

Board of Selectmen Agenda Item

DEPARTMENT: Administration

REQUESTOR: Rae Ann Palmer, Town Manager

REQUESTED MEETING DATE: February 27, 2018

ITEM: Interview Part-Time Resident Advisory Committee Applicants-Julia Lester and Larry Pisapio

EXPLANATION: Since part time residents are generally not here during the winter, the Board requested that applicants be interviewed as they are available. The applicants submitted their Application to Serve on the Part-Time Resident Advisory Committee and this is the first available Board of Selectmen meeting that they were able to attend for an interview.

SUGGESTED ACTION:

ATTACHMENTS:

1. Application to Serve – Julia Lester
2. Application to Serve – Larry Pisapio
3. Charge of the Part-Time Resident Advisory Committee



TOWN OF TRURO

P.O. Box 2030, Truro MA 02666

Tel: (508) 349-7004 Fax: (508) 349-5505

APPLICATION TO SERVE ON AN APPOINTED MULTI-MEMBER BODY

NAME: Julia B. Lester HOME TELEPHONE: [REDACTED]

ADDRESS: 3900 Watson Pl, NW WORK PHONE: [REDACTED]
A-7B

MAILING ADDRESS: Wash. DC 20016 E-MAIL: [REDACTED]

FAX: _____ MULTI-MEMBER BODY ON WHICH I WISH TO SERVE: _____

Part-time Resident Advisory Committee

SPECIAL QUALIFICATIONS OR INTEREST: Have lived part-time in North Truro since 1955 and have owned the cottage since 1992. I am now retired so would have time to serve on this

COMMENTS: committee and hopefully be a valuable asset. I would also be easily able to come up to the Cape for meetings in the off season. Thank you for your consideration.

SIGNATURE: Julia B. Lester DATE: 11/6/17

COMMENT/RECOMENDATION OF CHAIRPERSON OF MULTI-MEMBER BODY (OPTIONAL) _____

SIGNATURE: _____ DATE: _____

INTERVIEW DATE: _____ APPOINTMENT DATE (IF APPLICABLE): _____

RCVD 2017NOV7 AM9:32

ADMINISTRATIVE OFFICE
TOWN OF TRURO



TOWN OF TRURO

P.O. Box 2030, Truro MA 02666

Tel: (508) 349-7004 Fax: (508) 349-5505

APPLICATION TO SERVE ON AN APPOINTED MULTI-MEMBER BODY

NAME: LAWRENCE PISAPPO HOME TELEPHONE: [REDACTED]

ADDRESS: 15 SANDPIPER RD WORK PHONE: [REDACTED]

MAILING ADDRESS: 100 GRETCHEN LANE
HOLLISTON, MA 01746 E-MAIL: [REDACTED]

FAX: _____ MULTI-MEMBER BODY ON WHICH I WISH TO SERVE: _____

PART-TIME RESIDENTS COMMITTEE

SPECIAL QUALIFICATIONS OR INTEREST: I am a "PART-TIMER" who
was also a "YEAR-ROUNDER" in the early 2000's
when I served as a member of the Truro
Board of Health. I have owned my house in Truro

COMMENTS: for 22 years, & currently serving my 20th
year as a Trustee of Cobb Farm.

I will be able to empathize/see things from both sides,
to facilitate agreeable solutions to sensitive issues.

SIGNATURE: [Signature] DATE: 10/25/2017

COMMENT/RECOMENDATION OF CHAIRPERSON OF MULTI-MEMBER BODY (OPTIONAL) _____

SIGNATURE: _____ DATE: _____

INTERVIEW DATE: _____ APPOINTMENT DATE (IF APPLICABLE): _____



TOWN OF TRURO

P.O. Box 2030, Truro MA 02666

Tel: (508) 349-7004 Fax: (508) 349-5505

Date: September 26, 2017

From: Board of Selectmen

To: Part Time Resident Advisory Committee

In an effort to provide a public forum for part time residents and property owners to make recommendations to the Board of Selectmen and other elected and appointed bodies, the Truro Board of Selectmen hereby establishes a Part Time Resident Advisory Committee in accordance with the Truro Town Charter, Chapter 6-4-4, with the following Charge:

PART TIME RESIDENT ADVISORY COMMITTEE

The Committee shall:

- give part time residents a voice
- provide Selectmen and other elected and appointed bodies with the benefit of information and views
- review policy proposals, make recommendations and share their perspective on matters of importance to the Town
- work with Board of Selectmen to hold an Annual Part-Time Residents Summer Meeting.

Committee Organization: The Committee shall be comprised of seven (7) regular members to be made up of part time property owners of the Town of Truro; all members will be appointed by the Board of Selectmen. This standing committee will adhere to all procedures as prescribed for a standing committee in the Town Charter and Bylaws and shall be subject to the Commonwealth's Open Meeting Law, Ethics Law and Public Records Law.

There shall be a Selectmen liaison to the Committee and the Town Manager or his/her designee shall serve as staff liaison.

Paul Wisotzky, Chairman

Maureen Burgess, Vice-Chair

Robert Weinstein, Clerk

Jay Coburn

Jan Worthington
Board of Selectmen
Town of Truro



TOWN OF TRURO

Board of Selectmen Agenda Item

DEPARTMENT: Administration

REQUESTOR: Noelle Scoullar, Executive Assistant, on Behalf of Chair, Mary Abt

REQUESTED MEETING DATE: February 27, 2018

ITEM: Interview and Appoint Scott Mather, applicant for the Cable and Internet Advisory Committee

EXPLANATION: Mr. Mather submitted his application to serve on a Board/Committee/Commission which was in need. We suggested the Cable and Internet Advisory Committee, which Mr. Mather agreed to. Chair, Mary Abt is in favor of the appointment. There are currently two vacancies on this five-member committee.

FINANCIAL SOURCE (IF APPLICABLE):

IMPACT IF NOT APPROVED: The Cable and Internet Advisory Committee will continue to have vacancies.

SUGGESTED ACTION: *Motion to appoint Scott Mather to a three-year term with the Cable and Internet Advisory Committee. Term to expire on June 30, 2021.*

ATTACHMENTS:

1. Application to Serve – Scott Mather
2. Recommendation from Chair of the Cable and Internet Advisory Committee, Mary Abt.



TOWN OF TRURO

P.O. Box 2030, Truro MA 02666

Tel: (508) 349-7004 Fax: (508) 349-5505

APPLICATION TO SERVE ON AN APPOINTED MULTI-MEMBER BODY
REVD 2018 JAN 26 AM 11:19
ADMINISTRATIVE OFFICE
TOWN OF TRURO

NAME: Scott Mather HOME TELEPHONE: [REDACTED]

ADDRESS: 1 Fisher Rd WORK PHONE: [REDACTED]

MAILING ADDRESS: P.O. Box 374 E-MAIL: [REDACTED]
Truro, MA 02666

FAX: _____ MULTI-MEMBER BODY ON WHICH I WISH TO SERVE: _____

SPECIAL QUALIFICATIONS OR INTEREST: wherever you needs are

COMMENTS: I own my own business, Ama tek communications consultant, Target Argument & Debate among other things at university, worked for the National Park Service (1970s) was a supervisor of Food Service operations - restaurants and hotels -

SIGNATURE: Scott Mather DATE: 1/12/18

COMMENT/RECOMENDATION OF CHAIRPERSON OF MULTI-MEMBER BODY (OPTIONAL) _____

SIGNATURE: _____ DATE: _____

INTERVIEW DATE: _____ APPOINTMENT DATE (IF APPLICABLE): _____



Cable Internet Advisory Committee

Monday, February 5, 2018

Board of Selectmen
Town of Truro
Truro, MA 02666

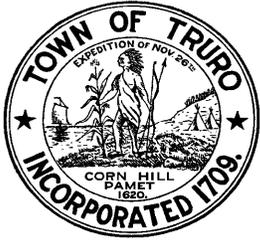
To: Paul Wisotzky – (Chair) and the Board of Selectmen
RE: Appointment of Scott Mather to the Cable Internet Advisory Committee (CIAC).

Dear Paul

I would like to recommend Scott Mather for a position on the Cable Internet Advisory Committee (CIAC). As you may know the CIAC has a few open seats and I feel Scott would be a good fit.

Thank you.

Sincerely,
Mary Abt – Chair CIAC
Box 502
N. Truro, MA 02652



TOWN OF TRURO

Board of Selectmen Agenda Item

BOARD/COMMITTEE/COMMISSION: Barnstable County Human Rights Commission

REQUESTOR: Laurie Veninger

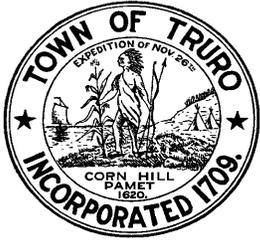
REQUESTED MEETING DATE: February 27, 2018

ITEM: Update on the Barnstable County Human Rights Commission

EXPLANATION: Laurie Veninger will read a brief statement to the Board of Selectmen on the Barnstable County Human Rights Commission

SUGGESTED ACTION: None Required

ATTACHMENTS: None



TOWN OF TRURO

Board of Selectmen Agenda Item

DEPARTMENT: Administration

REQUESTOR: Rae Ann Palmer, Town Manager

REQUESTED MEETING DATE: February 27, 2018

ITEM: Discussion on Next Steps for Cannabis Business in Truro

EXPLANATION: At their meeting on Wednesday, February 21, 2018 the Planning Board voted to request that an article be prepared for Town Meeting vote to approve a temporary moratorium on marijuana businesses in Truro. The moratorium would allow the Board time to develop a Zoning Bylaw regulating the businesses. Town Counsel recommends that the article address all aspects of the marijuana business. The article can address both retail and medical businesses. I will work with Town Counsel to prepare the necessary article for your review.

SUGGESTED ACTION: Discussion only

ATTACHMENTS:



TOWN OF TRURO

Board of Selectmen Agenda Item

DEPARTMENT: Administration

REQUESTOR: Rae Ann Palmer, Town Manager

REQUESTED MEETING DATE: February 27, 2018

ITEM: Presentation of the FY2019 Omnibus Budget

EXPLANATION: At the February 20, 2018 Work Session the Board provided policy direction to staff for the proposed fiscal year 2019 budget. Based on the discussion, staff modified the draft budget and presents attached budget documents for your review. The following changes were made:

- Line items for IT services for GIS, PeopleForms, and Windows 365 were decreased.
- Line items for one-time IT capital requests including wireless access points, a replacement computer and iPads were eliminated.
- The Truro Emergency Management Agency supplies line was reduced.
- The Pamet Harbor dredge line item was reduced so that it would be level-funded with the FY2018 appropriation for this line item. The engineering line item in this budget was also reduced to reflect only the engineering needed for the dredging and not for the dock expansion.
- The Fire Department Budget was amended to reflect a restructuring that allows for the addition of two regular firefighters without increasing the total budget.

FINANCIAL SOURCE (IF APPLICABLE): FY 2019 Budget

SUGGESTED ACTION: None required, or: *Motion to accept the draft documents for review and consideration during future deliberations regarding the FY 2019 Omnibus Budget.*

ATTACHMENTS:

1. 2019 Draft Budget
2. 2019 Draft Summary Budget
3. 2019 Draft Summary Recap

TOWN OF TRURO FY 2019 MUNICIPAL OPERATING BUDGET

Agenda Item: 5C1

DEPT		2018	2019		
#	ACCOUNT TITLE	Appropriation	Department Request	Y-o-Y \$	Y-o-Y %
<u>GENERAL GOVERNMENT</u>					
010114	MODERATOR				
	5100 Salary	150.00	150.00	0.00	0.00%
	5700 Other Charges	145.00	145.00	0.00	0.00%
	Total	295.00	295.00	0.00	0.00%
010122	SELECTMEN				
	5100 Salaries & Wages & Custodial Ove	16,500.00	16,500.00	0.00	0.00%
	5200 Purchase of Services	33,900.00	31,250.00	(2,650.00)	-7.82%
	5220 Chamber Booklet Assistance	23,600.00	38,573.00	14,973.00	63.44%
	5300 Audit & Audit Services	39,000.00	30,000.00	(9,000.00)	-23.08%
	5700 Other Charges	14,900.00	14,900.00	0.00	0.00%
	Total	127,900.00	131,223.00	3,323.00	2.60%
010129	TOWN MANAGER				
	5100 Salaries & Wages	529,191.00	541,892.00	12,701.00	2.40%
	5200 Purchase of Services	9,100.00	9,600.00	500.00	5.49%
	5400 Supplies	5,200.00	5,200.00	0.00	0.00%
	5700 Other Charges	15,190.00	15,190.00	0.00	0.00%
	5720 Out-of-State Travel	1,750.00	1,750.00	0.00	0.00%
	5800 Capital Projects	0.00		0.00	0.00%
	Total	560,431.00	573,632.00	13,201.00	2.36%
010131	FINANCE COMMITTEE				
	5200 Purchase of Services	100.00	100.00	0.00	0.00%
	5700 Other Charges	900.00	900.00	0.00	0.00%
	Total	1,000.00	1,000.00	0.00	0.00%
010132	RESERVE FUND				
	5600 Intergovernmental Transfers	100,000.00	100,000.00	0.00	
	TOTAL	100,000.00	100,000.00	0.00	0.00%

TOWN OF TRURO FY 2019 MUNICIPAL OPERATING BUDGET

DEPT		2018	2019		
#	ACCOUNT TITLE	Appropriation	Department Request	Y-o-Y \$	Y-o-Y %
010133	OPERATING CAPITAL ACCOUNT				
	COA				
	Ford Flex / Passenger Vehicle		35,000.00		
	Police Department				
	(1) Cruiser (Sedan)		35,000.00		
	DPW				
	Road Maintenance Program		65,000.00		
	Public Building Maintenance				
	Epoxy Flooring all buildings		40,000.00		
	Transfer Station				
	Dump Trailer		55,000.00		
	Truro Central School				
	Technology Upgrade		25,000.00		
	Fencing and Gates		6,800.00		
	Building Interior: Handicap Bathroom		13,500.00		
	Security System Upgrade		20,000.00		
	Door/Window/Skylight Replacement		25,000.00		
	Replace Boilers - installation (Green Communities Grant)		25,000.00		
	Shingle/Siding/Trim repairs		5,000.00		
	Truro Public Library				
	Replace Library Boodshelves (on-going project)		6,000.00		
	TOTAL	292,550.00	356,300.00	63,750.00	21.79%
010135	TOWN ACCOUNTANT				
	5100 Salaries & Wages	168,295.00	162,307.00	(5,988.00)	-3.56%
	5200 Purchase of Services	1,340.00	3,100.00	1,760.00	131.34%
	5400 Supplies	750.00	1,000.00	250.00	33.33%
	5700 Other Charges	3,870.00	2,445.00	(1,425.00)	-36.82%
	Total	174,255.00	168,852.00	(5,403.00)	-3.10%

TOWN OF TRURO FY 2019 MUNICIPAL OPERATING BUDGET

DEPT		2018	2019		
#	ACCOUNT TITLE	Appropriation	Department Request	Y-o-Y \$	Y-o-Y %
010141	ASSESSING DEPARTMENT				
	5100 Salaries & Wages	162,656.00	168,691.00	6,035.00	3.71%
	5150 Over/Additional Time	870.00	911.00	41.00	4.71%
	5200 Purchase of Services	950.00	950.00	0.00	0.00%
	5300 Revaluation Expenses	18,900.00	18,900.00	0.00	0.00%
	5400 Supplies	1,325.00	1,325.00	0.00	0.00%
	5700 Other Charges	3,665.00	3,665.00	0.00	0.00%
	5800 Capital Purchases				
	Total	188,366.00	194,442.00	6,076.00	3.23%
010145	TOWN CLERK/TREASURER/COLLECTOR				
	5100 Salaries & Wages	217,052.00	216,043.00	(1,009.00)	-0.46%
	5200 Purchase of Services	33,700.00	35,550.00	1,850.00	5.49%
	5400 Supplies	2,200.00	2,200.00	0.00	0.00%
	5700 Other Charges	3,425.00	3,430.00	5.00	0.15%
	Total	256,377.00	257,223.00	846.00	0.33%
010151	TOWN COUNSEL				
	5200 Purchase of Services	140,000.00	162,000.00	22,000.00	15.71%
	Total	140,000.00	162,000.00	22,000.00	15.71%
010152	VACATION/SICK/BUY-OUT LEAVE CONTIN.				
	5100 Salaries & Wages	65,000.00	65,000.00	0.00	0.00%
	Total	65,000.00	65,000.00	0.00	0.00%
010153	RESERVE FOR ADMIN/STAFF CHANGES / CONTRACT SETTLEMENT				
	5100 Reserved for Transfer	42,830.00	40,851.00	(1,979.00)	-4.62%
	Total	42,830.00	40,851.00	(1,979.00)	-4.62%

TOWN OF TRURO FY 2019 MUNICIPAL OPERATING BUDGET

DEPT		2018	2019		
#	ACCOUNT TITLE	Appropriation	Department Request	Y-o-Y \$	Y-o-Y %
010154	COLA UNDISTRIBUTED				
	5700 Reserved for Transfer	5,000.00	106,882.00	101,882.00	2037.64%
	TOTAL	5,000.00	106,882.00	101,882.00	2037.64%
010155	INFORMATION TECHNOLOGY (FORMERLY COMPUTER OPERATIONS)				
	5100 Salaries & Wages	77,647.00	77,647.00	0.00	0.00%
	5150 Overtime	10,752.00	9,408.00	(1,344.00)	-12.50%
	5200 Purchase of Services	198,227.00	209,225.00	10,998.00	5.55%
	5400 Supplies	3,115.00	4,065.00	950.00	30.50%
	5700 Other Charges	905.00	1,435.00	530.00	58.56%
	5800 Capital Outlay	1,200.00	7,140.00	5,940.00	495.00%
	Total	291,846.00	308,920.00	17,074.00	5.85%
010162	ELECTIONS AND BOARD OF REGISTRARS				
	5100 Salaries & Wages	4,430.00	8,504.00	4,074.00	91.96%
	5200 Purchase of Services	4,060.00	2,930.00	(1,130.00)	-27.83%
	5400 Supplies	350.00	350.00	0.00	0.00%
	Total	8,840.00	11,784.00	2,944.00	33.30%
010168	CABLE TV ADVISORY COMMITTEE				
	5200 Purchase of Services	34,630.00	32,950.00	(1,680.00)	-4.85%
	5700 Other Charges	35,250.00	50,000.00	14,750.00	41.84%
	5800 Capital Purchases	31,000.00	45,500.00	14,500.00	46.77%
	Total	100,880.00	128,450.00	27,570.00	27.33%
010171	CONSERVATION DEPARTMENT				
	5100 Salaries & Wages	1,726.00	0.00	(1,726.00)	-100.00%
	5200 Purchase of Services	3,400.00	3,400.00	0.00	0.00%
	5400 Supplies	200.00	200.00	0.00	0.00%
	5700 Other Charges	2,021.00	2,021.00	0.00	0.00%
	Total	7,347.00	5,621.00	(1,726.00)	-23.49%

TOWN OF TRURO FY 2019 MUNICIPAL OPERATING BUDGET

DEPT		2018	2019		
#	ACCOUNT TITLE	Appropriation	Department Request	Y-o-Y \$	Y-o-Y %
010175	PLANNING BOARD				
	5100 Salaries & Wages	3,776.00	3,906.00	130.00	3.44%
	5200 Purchase of Services	720.00	936.00	216.00	30.00%
	5400 Supplies	300.00	460.00	160.00	53.33%
	5700 Other Charges	0.00	280.00	280.00	100.00%
	Total	4,796.00	5,582.00	786.00	16.39%
010176	ZONING BOARD OF APPEALS				
	5100 Salaries & Wages	3,232.00	4,307.00	1,075.00	33.26%
	5150 Overtime	1,075.00		(1,075.00)	-100.00%
	5200 Purchase of Services	750.00	750.00	0.00	0.00%
	5400 Supplies	0.00	0.00		
	5700 Other Charges	175.00	175.00	0.00	0.00%
	Total	5,232.00	5,232.00	0.00	0.00%
010192	TOWN HALL OPERATION				
	5200 Purchase of Services	70,200.00	70,300.00	100.00	0.14%
	5400 Supplies	16,350.00	16,550.00	200.00	1.22%
	Total	86,550.00	86,850.00	300.00	0.35%
010195	ANNUAL TOWN REPORT AND ANNUAL TOWN MEETING WARRANT				
	5200 Purchase of Services	9,000.00	9,000.00	0.00	0.00%
	Total	9,000.00	9,000.00	0.00	0.00%
010196	TOWN ENERGY COMMITTEE				
	5200 Purchase of Services	1,000.00	750.00	(250.00)	-25.00%
	5700 Other charges		250.00	250.00	100.00%
	5800 Capital Project: Photovoltaics				
	Total	1,000.00	1,000.00	0.00	0.00%
010199	MUNICIPAL POSTAGE				
	5200 Purchase of Services	11,656.00	11,652.00	(4.00)	-0.03%
	5400 Supplies	325.00	500.00	175.00	53.85%
	Total	11,981.00	12,152.00	171.00	1.43%
TOTAL GENERAL GOVERNMENT		2,481,476.00	2,732,291.00	250,815.00	10.11%

TOWN OF TRURO FY 2019 MUNICIPAL OPERATING BUDGET

DEPT		2018	2019		
#	ACCOUNT TITLE	Appropriation	Department Request	Y-o-Y \$	Y-o-Y %
	<u>PUBLIC SAFETY</u>				
010210	POLICE DEPARTMENT				
	5100 Salaries & Wages	1,565,444.00	1,593,323.00	27,879.00	1.78%
	5150 Overtime	220,084.00	228,330.00	8,246.00	3.75%
	5200 Purchase of Services	40,872.00	38,517.00	(2,355.00)	-5.76%
	5400 Supplies	86,500.00	94,500.00	8,000.00	9.25%
	5600 Intergovernmental	6,000.00	6,000.00	0.00	0.00%
	5700 Other Charges	27,700.00	31,450.00	3,750.00	13.54%
	5750 Grant Funding Outlay	40,000.00	40,000.00	0.00	0.00%
	5800 Capital Purchases	10,200.00	0.00	(10,200.00)	-100.00%
	Total	1,996,800.00	2,032,120.00	35,320.00	1.77%
010219	PARKING MAGISTRATE				
	5100 Salaries & Wages	5,088.00	0.00	(5,088.00)	-100.00%
	5200 Purchase of Services	1,000.00	6,000.00	5,000.00	500.00%
	5400 Supplies			0.00	0.00%
	Total	6,088.00	6,000.00	(88.00)	-1.45%
010220	FIRE DEPARTMENT/RESCUE AND EMERGENCY MEDICAL SERVICES				
	5100 Salaries, Wages & OT	818,534.00	772,927.00	(45,607.00)	-5.57%
	5200 Purchase of Services	24,400.00	26,134.00	1,734.00	7.11%
	5300 Training Expenses	8,000.00	8,000.00	0.00	0.00%
	5400 Supplies	46,500.00	39,600.00	(6,900.00)	-14.84%
	5410 Fire Preparedness Fund				
	5700 Other Charges	43,550.00	60,645.00	17,095.00	39.25%
	5800 Capital Outlay	28,500.00	28,750.00	250.00	0.88%
	5800 Capital Exclusion-Defibrillators				
	Total	969,484.00	936,056.00	(33,428.00)	-3.45%
010231	AMBULANCE FUND				
	5200 Purchase of Services	363,823.00	373,828.00	10,005.00	2.75%
	Total	363,823.00	373,828.00	10,005.00	2.75%

TOWN OF TRURO FY 2019 MUNICIPAL OPERATING BUDGET

DEPT		2018	2019		
#	ACCOUNT TITLE	Appropriation	Department Request	Y-o-Y \$	Y-o-Y %
010232	CAPE & ISLANDS EMERGENCY MEDICAL SERVICES				
	5200 Purchase of Services	1,700.00	1,700.00	0.00	0.00%
	Total	1,700.00	1,700.00	0.00	0.00%
010241	BUILDING/INSPECTION SERVICES DEPARTMENT				
	5100 Salaries & Wages	183,943.00	173,822.00	(10,121.00)	-5.50%
	5200 Purchase of Services	585.00	585.00	0.00	0.00%
	5400 Supplies	1,700.00	1,800.00	100.00	5.88%
	5700 Other Charges	3,879.00	4,190.00	311.00	8.02%
	5800 Capital Outlay	0.00	0.00	0.00	0.00%
	Total	190,107.00	180,397.00	(9,710.00)	-5.11%
010291	TRURO EMERGENCY MANAGEMENT AGENCY (Civil Defense)				
	5200 Purchase of Services	2,000.00	2,000.00	0.00	0.00%
	5400 Supplies	14,750.00	4,750.00	(10,000.00)	-67.80%
	5700 Other Charges	2,000.00	2,000.00	0.00	0.00%
	Total	18,750.00	8,750.00	(10,000.00)	-53.33%
TOTAL PUBLIC SAFETY		3,546,752.00	3,538,851.00	(7,901.00)	-0.22%

TOWN OF TRURO FY 2019 MUNICIPAL OPERATING BUDGET

DEPT		2018	2019		
#	ACCOUNT TITLE	Appropriation	Department Request	Y-o-Y \$	Y-o-Y %
	<u>PUBLIC EDUCATION</u>				
010300	TRURO PUBLIC SCHOOL				
	* 9-44 REGULAR DAY PROGRAM				
	1000 SERIES (ADMINISTRATION)				
	2000 SERIES (INSTRUCTION)				
	3000 SERIES (OTHER SERVICES)				
	4000 SERIES (MAINTENANCE)				
	5000 SERIES (FIXED CHARGES)				
	6000 SERIES (COMMUNITY SERVICES)				
	7000 SERIES (ACQ F/A)				
	TOTAL DAY TOTALS				
	* 9-45 CHAPTER 766 (SPECIAL NEEDS)				
	2000 SERIES (INSTRUCTION)				
	3000 SERIES (OTHER SERVICES)				
	5000 SERIES (FIXED CHARGES)				
	6000 SERIES (COMMUNITY SERVICES)				
	7000 SERIES (ACQ F/A)				
	9000 SERIES (OTHER DIS)				
	TOTAL CHAPTER 766				
	ADULT EDUCATION & AFTER SCHOOL ACTIVITIES				
	2000 SERIES				
	3000 SERIES				
	TOTAL ADULT ED/ASA:				
	TOTAL NET SCHOOL BUDGET K - 6:				

TOWN OF TRURO FY 2019 MUNICIPAL OPERATING BUDGET

DEPT		2018	2019		
#	ACCOUNT TITLE	Appropriation	Department Request	Y-o-Y \$	Y-o-Y %
SECONDARY REGULAR ED - TUITIONED OUT					
INSTRUCTION					
2000	Sped Paraprofessional Salary				
	Sped Paraprof Tutorial Support 7 - 12				
	Sped Specialist Tutorial Support 7 -12				
	Sped Psych Contract Svc-Grades 7-12				
	SPED Instructional Equipment				
	SPED General Supplies				
	SPED Psychological Contracted Svs-Grades 7-12				
	Sub-Total:				
OTHER SCHOOL SERVICES - REGULAR DAY					
3000	Pupil Transportation (7 - 12 ONLY)				
	Pupil Transportation - Sped				
	Sub-total:				
PROGRAMS/OTHER DISTRICTS					
9000	Tuition Grades 7 - 12				
	Sped Tuitions Grades 7 - 12				
	Payments to Non-Public Schools				
	Payments to Member Collaborative				
	Sub-total:				
TOTAL SECONDARY REGULAR ED-TUITIONED OUT:					
TOTAL SCHOOL BUDGET K - 12		5,445,423.00	5,573,141.00	127,718.00	2.35%
CAPITAL PROJECTS/EXPENSES-Playground Exclusion					
010300	TRURO PRE-SCHOOL PROGRAM	124,639.00	125,864.00	1,225.00	0.98%
	TOTAL	124,639.00	125,864.00	1,225.00	0.98%
010316	CAPE COD REGIONAL TECHNICAL HIGH SCHOOL ASSESSMENT				
5600	Assessment Due	57,075.00	124,697.00	67,622.00	118.48%
	Total	57,075.00	124,697.00	67,622.00	118.48%
TOTAL PUBLIC EDUCATION		5,627,137.00	5,823,702.00	196,565.00	3.49%

TOWN OF TRURO FY 2019 MUNICIPAL OPERATING BUDGET

DEPT		2018	2019		
#	ACCOUNT TITLE	Appropriation	Department Request	Y-o-Y \$	Y-o-Y %
	<u>PUBLIC WORKS</u>				
010400	DEPARTMENT OF PUBLIC WORKS				
	5100 Salaries & Wages	386,261.00	436,824.00	50,563.00	13.09%
	5150 Overtime	14,000.00	14,000.00	0.00	0.00%
	5200 Purchase of Services	62,250.00	94,500.00	32,250.00	51.81%
	5400 Supplies	142,550.00	138,950.00	(3,600.00)	-2.53%
	5700 Other Charges	4,866.00	4,970.00	104.00	2.14%
	5800 Capital	0.00	0.00	0.00	100.00%
	Total	609,927.00	689,244.00	79,317.00	13.00%
010423	SNOW REMOVAL				
	5100 Overtime Wages	11,700.00	11,700.00	0.00	0.00%
	5200 Purchase of Services	500.00	500.00	0.00	0.00%
	5400 Supplies	12,800.00	12,800.00	0.00	0.00%
	Total	25,000.00	25,000.00	0.00	0.00%
010424	STREET LIGHTS				
	5200 Purchase of Services	2,200.00	2,200.00	0.00	0.00%
	Total	2,200.00	2,200.00	0.00	0.00%
010430	TRANSFER STATION/DISPOSAL AREA				
	5100 Salaries & Wages	169,929.00	166,275.00	(3,654.00)	-2.15%
	5150 Overtime	6,000.00	6,000.00	0.00	0.00%
	5200 Purchase of Services	60,100.00	76,750.00	16,650.00	27.70%
	5200 Need Assesment (STM)				
	5200 Tipping Fees	110,500.00	130,000.00	19,500.00	17.65%
	5400 Supplies	45,950.00	46,000.00	50.00	0.11%
	5600 Intergovernmental	0.00			
	5700 Other Charges	1,550.00	1,550.00	0.00	0.00%
	5800 Capital Outlay:	2,000.00	2,000.00	0.00	0.00%
	Total	396,029.00	428,575.00	32,546.00	8.22%

TOWN OF TRURO FY 2019 MUNICIPAL OPERATING BUDGET

DEPT		2018	2019		
#	ACCOUNT TITLE	Appropriation	Department Request	Y-o-Y \$	Y-o-Y %
010470	PUBLIC BUILDING MAINTENANCE				
	5100 Salaries & Wages	259,908.00	260,503.00	595.00	0.23%
	5150 Overtime	4,200.00	4,200.00	0.00	0.00%
	5200 Purchase of Services	134,550.00	148,900.00	14,350.00	10.67%
	5400 Supplies	45,450.00	42,750.00	(2,700.00)	-5.94%
	5700 Other Charges & Fees	1,235.00	1,235.00	0.00	0.00%
	5800 Capital Outlay	1,000.00	1,000.00	0.00	0.00%
	5850 Capital Preventative Bldg Maintener	26,600.00	18,000.00	(8,600.00)	-32.33%
	Total	472,943.00	476,588.00	3,645.00	0.77%
010491	TOWN CEMETERIES				
	5200 Purchase of Services	26,000.00	30,000.00	4,000.00	15.38%
	5400 Supplies	300.00	300.00	0.00	0.00%
	5800 Capital				
	Total	26,300.00	30,300.00	4,000.00	15.21%
010492	SOLDIERS & SAILORS LOTS				
	Purchase of Services	2,500.00	2,400.00	(100.00)	-4.00%
	Total	2,500.00	2,400.00	(100.00)	-4.00%
010499	CAPE COD GREENHEAD FLY CONTROL DISTRICT				
	5200 Purchase of Services	1,000.00	1,500.00	500.00	50.00%
	Total	1,000.00	1,500.00	500.00	50.00%
TOTAL PUBLIC WORKS		1,535,899.00	1,655,807.00	119,908.00	7.81%

TOWN OF TRURO FY 2019 MUNICIPAL OPERATING BUDGET

DEPT		2018	2019		
#	ACCOUNT TITLE	Appropriation	Department Request	Y-o-Y \$	Y-o-Y %
	<u>PUBLIC SERVICES</u>				
010510	HUMAN SERVICES COMMITTEE				
	5200 Purchase of Services	43,100.00	44,200.00	1,100.00	2.55%
	Total	43,100.00	44,200.00	1,100.00	2.55%
010511	HEALTH DEPARTMENT				
	5100 Salaries & Wages	158,760.00	155,024.00	(3,736.00)	-2.35%
	5150 Overtime	500.00	500.00	0.00	0.00%
	5200 Purchase of Services	73,157.00	58,657.00	(14,500.00)	-19.82%
	5400 Supplies	400.00	400.00	0.00	0.00%
	5700 Other Charges	1,850.00	1,850.00	0.00	0.00%
	Total	234,667.00	216,431.00	(18,236.00)	-7.77%
010512	WATER RESOURCE OVERSIGHT COMMITTEE				
	5200 Purchase of Services	2,000.00	7,300.00	5,300.00	265.00%
	5400 Supplies	2,090.00	0.00	(2,090.00)	-100.00%
	5700 Other Charges and Expenditures				
	Total	4,090.00	7,300.00	3,210.00	78.48%
010541	COUNCIL ON AGING				
	5100 Salaries & Wages	257,885.00	252,510.00	(5,375.00)	-2.08%
	5150 Overtime				
	5200 Purchase of Services	17,766.00	22,408.00	4,642.00	26.13%
	5400 Supplies	12,860.00	12,400.00	(460.00)	-3.58%
	5700 Other Charges	6,185.00	6,185.00	0.00	0.00%
	5800 Capital	0.00			
	Total	294,696.00	293,503.00	(1,193.00)	-0.40%
010543	VETERANS SERVICES				
	5200 Purchase of Services	15,040.00	15,254.00	214.00	1.42%
	5700 Other Charges	15,900.00	15,500.00	(400.00)	-2.52%
	Total	30,940.00	30,754.00	(186.00)	-0.60%

TOWN OF TRURO FY 2019 MUNICIPAL OPERATING BUDGET

DEPT		2018	2019		
#	ACCOUNT TITLE	Appropriation	Department Request	Y-o-Y \$	Y-o-Y %
010545	COMMISSION ON DISABILITIES				
	5200 Purchase of Services	175.00	25.00	(150.00)	-85.71%
	5700 Other Charges	25.00	175.00	150.00	600.00%
	Total	200.00	200.00	0.00	0.00%
TOTAL PUBLIC SERVICES		607,693.00	592,388.00	(15,305.00)	-2.52%
<u>CULTURE & RECREATION</u>					
010610	TOWN LIBRARIES				
	5100 Salaries & Wages	260,936.00	266,256.00	5,320.00	2.04%
	5200 Purchase of Services	36,335.00	33,750.00	(2,585.00)	-7.11%
	5400 Supplies	14,000.00	19,000.00	5,000.00	35.71%
	5410 Books & Subscriptions	65,000.00	65,000.00	0.00	0.00%
	5700 Other Charges	23,000.00	28,300.00	5,300.00	23.04%
	5800 Capital Outlay	0.00	0.00	0.00	10000.00%
	Total	399,271.00	412,306.00	13,035.00	3.26%
010630	RECREATION PROGRAMS				
	5100 Salaries & Wages	214,165.00	220,239.00	6,074.00	2.84%
	5150 Overtime	400.00	200.00	(200.00)	-50.00%
	5200 Purchase of Services	33,720.00	31,630.00	(2,090.00)	-6.20%
	5210 Youth Fund for Sports Not offered i	0.00	0.00	0.00	0.00%
	5400 Supplies	15,952.00	15,755.00	(197.00)	-1.23%
	5600 Intergovernmental Expenses	0.00	0.00	0.00	0.00%
	5700 Other Charges	5,405.00	5,990.00	585.00	10.82%
	5800 Capital Outlay	3,000.00	2,500.00	(500.00)	-16.67%
	Total	272,642.00	276,314.00	3,672.00	1.35%
010635	BICYCLE AND WALKWAYS COMMITTEE				
	5200 Purchase of Services	600.00	600.00	0.00	0.00%
	5400 Supplies	1,400.00	1,400.00	0.00	0.00%
	Total	2,000.00	2,000.00	0.00	0.00%

TOWN OF TRURO FY 2019 MUNICIPAL OPERATING BUDGET

DEPT		2018	2019		
#	ACCOUNT TITLE	Appropriation	Department Request	Y-o-Y \$	Y-o-Y %
010640	BEACH PROGRAM OPERATIONS				
	5100 Salaries & Wages	158,629.00	159,868.00	1,239.00	0.78%
	5150 Overtime	5,000.00	5,000.00	0.00	0.00%
	5200 Purchase of Services	18,540.00	10,350.00	(8,190.00)	-44.17%
	5400 Supplies	17,200.00	20,500.00	3,300.00	19.19%
	5600 Intergovernmental (Details)				
	5700 Other Charges	2,150.00	2,150.00	0.00	0.00%
	5800 Capital Outlay	4,350.00	0.00	(4,350.00)	-100.00%
	Total	205,869.00	197,868.00	(8,001.00)	-3.89%
010660	PAMET HARBOR COMMISSION				
	5100 Salaries & Wages	350.00	200.00	(150.00)	-42.86%
	5200 Purchase of Services	175.00	150.00	(25.00)	-14.29%
	5400 Supplies	50.00	25.00	(25.00)	-50.00%
	5700 Other Charges	0.00		0.00	
	5850 Capital Outlay & Maintenance Dr	104,400.00	104,400.00	0.00	0.00%
	Total	104,975.00	104,775.00	(200.00)	-0.19%
010661	PAMET HARBOR OPERATIONS / SHELLFISH WARDEN				
	5100 Salaries & Wages	109,991.00	106,714.00	(3,277.00)	-2.98%
	5150 Overtime	1,015.00	1,000.00	(15.00)	-1.48%
	5200 Purchase of Services	5,605.00	4,500.00	(1,105.00)	-19.71%
	5400 Supplies	10,900.00	11,200.00	300.00	2.75%
	5700 Other Charges	2,980.00	3,280.00	300.00	10.07%
	5800 Capital Outlay	10,000.00	12,000.00	2,000.00	20.00%
	Total	140,491.00	138,694.00	(1,797.00)	-1.28%
010691	HISTORICAL COMMISSION				
	5200 Purchase of Services	75.00	100.00		
	5400 Supplies	250.00	75.00	(175.00)	-70.00%
	Total	325.00	175.00	(150.00)	-46.15%
TOTAL CULTURE & RECREATION		1,125,573.00	1,132,132.00	6,559.00	(0.47)

TOWN OF TRURO FY 2019 MUNICIPAL OPERATING BUDGET

DEPT		2018	2019		
#	ACCOUNT TITLE	Appropriation	Department Request	Y-o-Y \$	Y-o-Y %
	<u>DEBT SERVICE</u>				
010710	RETIREMENT OF DEBT - PRINCIPAL (GENERAL FUND)				
	5910 Long Term Debt Principal Payment	840,400.00	725,400.00	(115,000.00)	-13.68%
	Total	840,400.00	725,400.00	(115,000.00)	-13.68%
010751	INTEREST PAYMENTS - LONG TERM DEBT				
	5915 Long Term Debt Interest Payment	134,445.00	107,445.00	(27,000.00)	-20.08%
	Total	134,445.00	107,445.00	(27,000.00)	-20.08%
010752	INTEREST PAYMENTS - SHORT TERM DEBT				
	5925 Short Term Debt Interest Payment	15,337.00	15,510.00	173.00	1.13%
	Total	15,337.00	15,510.00	173.00	1.13%
	TOTAL DEBT SERVICE	990,182.00	848,355.00	(141,827.00)	-14.32%
	<u>EMPLOYEE BENEFITS</u>				
010911	RETIREMENT AND PENSION				
	5170 County Retirement Assessment	1,063,784.00	1,129,757.00	65,973.00	6.20%
	Total	1,063,784.00	1,129,757.00	65,973.00	6.20%
010912	WORKER'S COMPENSATION				
	5170 Worker's Compensation Insurance	51,000.00	65,000.00	14,000.00	27.45%
	Total	51,000.00	65,000.00	14,000.00	27.45%
010913	UNEMPLOYMENT INSURANCE COMPENSATION				
	5170 Unemployment Compensation	73,500.00	73,500.00	0.00	0.00%
	Total	73,500.00	73,500.00	0.00	0.00%
010914	GROUP HEALTH INSURANCE - EMPLOYER SHARE				
	5170 Group Health Premium Payments	1,509,939.00	1,476,830.00	(33,109.00)	-2.19%
	Total	1,509,939.00	1,476,830.00	(33,109.00)	-2.19%

TOWN OF TRURO FY 2019 MUNICIPAL OPERATING BUDGET

DEPT		2018	2019		
#	ACCOUNT TITLE	Appropriation	Department Request	Y-o-Y \$	Y-o-Y %
010915	GROUP LIFE INSURANCE - EMPLOYER SHARE				
	5170 Group Life Premium Payments	2,114.00	2,119.00	5.00	0.24%
	Total	2,114.00	2,119.00	5.00	0.24%
010916	FICA/MEDICARE INSURANCES - EMPLOYER SHARE				
	5176 FICA/Medicare Payments	120,000.00	123,000.00	3,000.00	2.50%
	Total	120,000.00	123,000.00	3,000.00	2.50%
	TOTAL EMPLOYEE BENEFITS	2,820,337.00	2,870,206.00	49,869.00	1.77%
	<u>MUNICIPAL LIABILITY INSURANCES</u>				
010945	MUNICIPAL LIABILITY INSURANCES				
	5700 Insurance Payments	212,815.00	225,000.00	12,185.00	5.73%
	Total	212,815.00	225,000.00	12,185.00	5.73%
	TOTAL MUNICIPAL INSURANCES	212,815.00	225,000.00	12,185.00	5.73%
	GRAND TOTAL OPERATING BUDGET:	<u>18,947,864.00</u>	<u>19,418,732.00</u>	470,868.00	2.49%

(1) Original COLA \$46,866 distributed to expending departments

PROPOSED FY 2019 BUDGET - DEPARTMENT SUMMARY

NAME	REVISED '18 BUDGET	REQUESTED '19 BUDGET	Y-o-Y \$ CHANGE	Y-o-Y % CHANGE
Moderator	295	295	0	0.00%
Board of Selectmen	127,900	131,223	3,323	2.60%
Town Manager	560,431	573,632	13,201	2.36%
Finance Committee	1,000	1,000	0	0.00%
Reserve Fund	100,000	100,000	0	0.00%
Operating Capital Account (CIP)	292,550	356,300	63,750	21.79%
Accounting	174,255	168,852	(5,403)	-3.10%
Assessing	188,366	194,442	6,076	3.23%
Clerk/Treasurer/Collector	256,377	257,223	846	0.33%
Legal Counsel	140,000	162,000	22,000	15.71%
Vaca/Sick Leave/Buy-Out Contingency Reserve	65,000	65,000	0	0.00%
Pending Salary/Wage Adjustments	42,830	40,851	(1,979)	-4.62%
COLA	5,000	106,882	101,882	2037.64% (1)
IT	291,846	308,920	17,074	5.85%
Elections / Registrars	8,840	11,784	2,944	33.30%
Cable TV and Internet Advisory Committee	100,880	128,450	27,570	27.33%
Conservation Department	7,347	5,621	(1,726)	-23.49%
Planning Board	4,796	5,582	786	16.39%
Zoning Board of Appeals	5,232	5,232	0	0.00%
Town Hall Operations	86,550	86,850	300	0.35%
Annual Town Report/ATM Warrant printing	9,000	9,000	0	0.00%
Town Energy Committee	1,000	1,000	0	0.00%
Municipal Postage	11,981	12,152	171	1.43%
Police	1,996,800	2,032,120	35,320	1.77%
Parking Magistrate	6,088	6,000	(88)	-1.45%
Fire / Rescue / EMS	969,484	936,056	(33,428)	-3.45%
Lower Cape Ambulance Assoc	363,823	373,828	10,005	2.75%
Cape & Islands EMS System	1,700	1,700	0	0.00%
Building / Inspections Department	190,107	180,397	(9,710)	-5.11%
TEMA	18,750	8,750	(10,000)	-53.33%
Public Education Budgets	5,570,062	5,699,005	128,943	2.31%
CCRTHS Assessment	57,075	124,697	67,622	118.48%
Public Works Highway Operations	609,927	689,244	79,317	13.00%
Snow Removal	25,000	25,000	0	0.00%
Street Lights	2,200	2,200	0	0.00%
Transfer Station	396,029	428,575	32,546	8.22%
Public Building Maintenance	472,943	476,588	3,645	0.77%
DPW Total	1,506,099	1,621,607	115,508	7.67%
Town Cemeteries	26,300	30,300	4,000	15.21%
Soldiers & Sailors Lots	2,500	2,400	(100)	-4.00%
CC Greenhead Fly Control District	1,000	1,500	500	50.00%
Human Service Providers	43,100	44,200	1,100	2.55%
Health Department	234,667	216,431	(18,236)	-7.77%
WROC	4,090	7,300	3,210	78.48%
COA / Community & Senior Services	294,696	293,503	(1,193)	-0.40%
Veteran's Services	30,940	30,754	(186)	-0.60%
Commission on Disabilities	200	200	0	0.00%
Library	399,271	412,306	13,035	3.26%
Recreation Program Operations	272,642	276,314	3,672	1.35%
Bicycle & Walkways Committee	2,000	2,000	0	0.00%
Beach Program Operations	205,869	197,868	(8,001)	-3.89%
Pamet Harbor Commission	104,975	104,775	(200)	-0.19%
Pamet Harbor/Shellfish Warden Operations	140,491	138,694	(1,797)	-1.28%
Historical Commission	325	175	(150)	-46.15%
Principal on Long Term Debt	840,400	725,400	(115,000)	-13.68%
Interest/Service on Long Term Debt	134,445	107,445	(27,000)	-20.08%
Short Term Borrowing Interst	15,337	15,510	173	1.13%
County Retirement Assessment	1,063,784	1,129,757	65,973	6.20%
Workers Compensation	51,000	65,000	14,000	27.45%
Unemployment Insurance	73,500	73,500	0	0.00%
Group Health Insurance: Town Share	1,509,939	1,476,830	(33,109)	-2.19%
Group Life Insurance: Town Share	2,114	2,119	5	0.24%
FICA: Town Share	120,000	123,000	3,000	2.50%
Municipal Liability Insurances	212,815	225,000	12,185	5.73%
Grand Totals:	18,947,864	19,418,732	470,868	2.49%

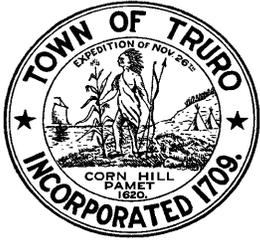
(1) Original COLA \$46,866 distributed to expending departments

DRAFT 2019 Budget Summary**Expenditures**

Appropriated At ATM	
Operating Budget	19,220,817
CPC Debt & Betterment	197,915
Expenditures Subject to Exclusion	250,000
Total Appropriation - at ATM	19,668,732
Not Appropriated at ATM	
Overlay for Tax Abatements	100,000
Cherry Sheet Offsets	94,261
State & County Charges	784,652
Total Other Charges	978,913
Expenditures using Other Financing Sources	876,973
Capital Exclusion Override- Fire Engine	350,000
Free Cash Transfers	1,025,300
Total Expenditures	22,899,918

Revenues

Other Funds (Not taxes)	
CPC Funds & Betterment Funds	887,373
Free Cash	1,025,300
Local Revenues	1,900,000
Receipts Reserved	568,450
State Aid	499,196
Free Cash to Mitigate Tax Rate	1,000,000
Total Other Revenues	5,880,319
Total Levy Limit	16,888,880
Total Funding Available	22,769,198
Difference Revenue to Expenditures	(130,719)



TOWN OF TRURO

Board of Selectmen Agenda Item

DEPARTMENT: Administration

REQUESTOR: Rae Ann Palmer, Town Manager

REQUESTED MEETING DATE: February 27, 2018

ITEM: Opioid Lawsuit

EXPLANATION: Town Counsel John Giorgio informed Truro that KP Law has joined with a consortium of firms to assist in the recovery of municipal costs resulting from the opioid crisis. If the Town wishes to join the lawsuit, the Town would be entering into a civil suit against those legally responsible for the wrongful distribution of prescription opiates and damages caused thereby. The Town would be retaining the legal services of the consortium on a contingent fee basis, to pursue all civil remedies against those in the chain of distribution of prescription opiates responsible for the opioid epidemic which is plaguing the town including but not limited to, filing a claim for public nuisance to abate, enjoin, recover and prevent the damages caused thereby. It may result in the recovery of costs incurred in responding to opioid related medical calls and enforcement activities.

FINANCIAL SOURCE (IF APPLICABLE): Involvement in the lawsuit would not cause the Town to incur costs; the fee agreement includes a provision that legal fees would associated with this lawsuit would be withdrawn by the municipalities from the litigation. The Town also stands to receive recovery of municipal costs resulting from the opioid crisis as a result of the lawsuit.

IMPACT IF NOT APPROVED: The Town will not be joined in recovering damages caused by those in in the chain of distribution of prescription opiates.

SUGGESTED ACTION: MOTION TO authorize the Town to enter into a civil suit against those legally responsible for the wrongful distribution of prescription opiates and to authorize the Chair to sign.

ATTACHMENTS:

1. Engagement to Represent

ENGAGEMENT TO REPRESENT

RE: Town of Truro, Massachusetts civil suit against those legally responsible for the wrongful distribution of prescription opiates and damages caused thereby.

TOWN of Truro, Massachusetts (hereinafter “CLIENT”), by and through its Board of Selectmen, hereby retains the law firm LEVIN, PAPANTONIO, THOMAS, MITCHELL, RAFFERTY & PROCTOR, PA (“Firm”) on a contingent fee basis, to pursue all civil remedies against those in the chain of distribution of prescription opiates responsible for the opioid epidemic which is plaguing the TOWN including, but not limited to, filing a claim for public nuisance to abate, enjoin, recover and prevent the damages caused thereby.

Peter J. Mougey of the Firm shall serve as LEAD COUNSEL. CLIENT authorizes lead counsel to employ and/or associate additional counsel, with consent of CLIENT, to assist LEAD COUNSEL in the just prosecution of the case. CLIENT consents to the participation of the following firms (collectively referred to, herein, as “Attorneys”), if no conflicts exist, including but not limited to conflicts pursuant to the Massachusetts Ethics laws and the Massachusetts Rules of Professional Conduct:

LEVIN, PAPANTONIO, THOMAS, MITCHELL, RAFFERTY & PROCTOR, PA
316 South Baylen Street
Pensacola, Florida

SWEENEY MERRIGAN LAW, LLP
268 Summer Street, LL
Boston, Massachusetts

RODMAN, RODMAN & SANDMAN, P.C.
442 Main Street, Suite 300
Malden, Massachusetts

GREENE, KETCHUM, FARRELL, BAILEY & TWEEL, LLP
419 11th Street
Huntington, West Virginia

BARON & BUDD, PC
3102 Oak Lawn Avenue #1100
Dallas, Texas

HILL PETERSON CARPER BEE & DEITZLER PLLC
500 Tracy Way
Charleston, West Virginia

POWELL & MAJESTRO, PLLC
405 Capitol Street, P-1200
Charleston, West Virginia

MCHUGH FULLER LAW GROUP
97 Elias Whiddon Road
Hattiesburg, Mississippi

KP LAW, P.C.
101 Arch Street, 12th
Floor
Boston, Massachusetts

CLIENT is retaining the Firm and Attorneys collectively and not as individuals, and attorney services to be provided to CLIENT hereunder will not necessarily be performed by any particular attorney.

In consideration, CLIENT agrees to pay twenty-five percent (25%) of the total recovery (gross) in favor of CLIENT as an attorney fee whether the claim is resolved by compromise, settlement, or trial and verdict (and appeal). The gross recovery shall be calculated on the amount obtained before the deduction of costs and expenses. CLIENT grants the Firm an interest in a fee based on the gross recovery. If a court awards attorneys' fees, the Firm shall receive the "greater of" the gross recovery-based contingent fee or the attorneys' fees awarded. **CLIENT shall not pay to the Firm and Attorneys a fee of any kind or nature if there is no recovery.**

The Firm and the Attorneys shall advance all necessary litigation expenses necessary to prosecute these claims. All such litigation expenses, including the reasonable internal costs of electronically stored information (ESI) and electronic discovery generally or the direct costs incurred from any outside contractor for those services, will be deducted from any recovery after the contingent fee is calculated and shall be paid to the Firm and Attorneys. **CLIENT shall not be required to reimburse the Firm and Attorneys for litigation expenses of any kind or nature if there is no recovery. The fee and expenses combined will not exceed 50% of the gross recovery to the Town.**

CLIENT acknowledges this fee is reasonable given the time and labor required, the novelty and difficulty of the questions involved, and the skill requisite to perform the legal service properly, the likelihood this retention will preclude other retention by the Firm, the fee customarily charged in the locality for similar legal services, the anticipated (contingent) litigation expenses and the anticipated results obtained, the experience, reputation, and ability of the lawyer or lawyers performing the services and the fact that the fee is contingent upon a successful recovery.

Attorneys shall have the right to represent other municipalities, governmental agencies or governmental subdivisions in other opioid related actions or similar litigation, subject to the requirements of the Massachusetts Rules of Professional Conduct relating to conflicts of interest, and CLIENT consents to such multiple representation. CLIENT has determined that it is in its own best interests to waive any and all potential or actual conflicts of interest which may occur as the result of Attorneys' current and continuing representation of other entities in similar litigation.

This litigation is intended to address a significant problem in the TOWN. The litigation focuses on the wholesale distributors and manufacturers of opioids and their role in the diversion of millions of prescription opiates into the illicit market which has resulted in opioid addiction, abuse, morbidity and mortality. There is no easy solution and no precedent for such an action against this sector of the industry. Many of the facts of the case are locked behind closed doors. The billion-dollar industry denies liability. The litigation will be very expensive and the litigation expenses will be advanced by the Firm with reimbursement contingent upon a successful recovery. The outcome is uncertain, as is all civil litigation, with compensation contingent upon a successful recovery.

The Firm intends to present a damage model designed to abate the public health and safety crisis. This damage model may take the form of money damages and/or equitable remedies (e.g., an abatement fund). The purpose of the lawsuit is to seek reimbursement of the costs incurred in the past fighting the opioid epidemic and/or recover the funds necessary to abate the health and safety crisis caused by the unlawful conduct of the wholesale distributors and manufacturers of opioids. CLIENT agrees to compensate the Firm, wholly contingent upon prevailing, by paying 25% of any settlement/resolution/judgment, in favor of CLIENT, whether it takes the form of monetary damages or equitable relief. For instance, if the remedy is in the form of monetary damages, CLIENT agrees to pay 25% of the gross amount to Firm as compensation and then reimburse the reasonable litigation expenses. If the remedy is in the form of equitable relief (e.g., abatement fund), CLIENT agrees to pay 25% of the gross value of the equitable relief to the Firm as compensation and then reimburse the reasonable litigation expenses, subject to appropriation of funds therefore and the applicable provisions of Massachusetts law. To the extent that the remedy includes both monetary damages and equitable relief, 25% of the monetary value of the equitable relief together with 25% of the monetary damages will be deducted from the total monetary damages as compensation for the Firm. If such compensation exceeds the total amount of the monetary damages awarded, payment of the additional compensation amount shall be subject to appropriation of funds therefor. To be clear, however, the Firm shall not be paid nor receive reimbursement from public funds unless required by law. However, any judgment arising from successful prosecution of the case, or any consideration arising from a settlement of the matter, whether monetary or equitable, shall not be considered public funds for purposes of calculating the contingent fee unless required by law. Under no circumstances shall CLIENT be obligated to pay any attorneys' fee or any litigation expenses except from moneys expended by defendant(s) pursuant to the resolution of CLIENT's claims. If the defendant(s) expend their own resources to abate the public health and safety crisis in exchange for a release of liability, then the Firm will be paid the designated contingent fee from the resources expended by the defendant(s). CLIENT acknowledges this is a necessary condition required by the Firm to dedicate their time and invest their resources on a contingent basis to this enormous project. If the defendant(s) negotiate a release of liability, then the Firm should be compensated based upon the consideration offered to induce the dismissal of the lawsuit.

The division of fees, expenses and labor between the Attorneys will be decided by private agreement between the law firms and subject to approval by CLIENT. Any division of fees will be governed by the Massachusetts Rules of Professional Conduct including: (1) the division of fees is in proportion to the services performed by each lawyer or each lawyer assumes joint

responsibility for the representation and agrees to be available for consultation with CLIENT; (2) CLIENT has given *written* consent after full disclosure of the identity of each lawyer, that the fees will be divided, and that the division of fees will be in proportion to the services to be performed by each lawyer or that each lawyer will assume joint responsibility for the representation; (3) except where court approval of the fee division is obtained, the *written* closing statement in a case involving a contingent fee shall be signed by CLIENT and each lawyer and shall comply with the terms of the Massachusetts Rules of Professional Conduct; and (4) the total fee is not clearly excessive.

The Firm and Attorneys will perform the legal services called for under this Agreement, keep CLIENT informed of progress and developments, and respond promptly to CLIENT's inquiries and communications. CLIENT will be truthful and cooperative with the Firm and Attorneys, disclose to the Firm and Attorneys all facts relevant to the claim, keep the Firm and Attorneys reasonably informed of developments, and be reasonably available to attend any necessary meetings, depositions, preparation sessions, hearings, and trial as reasonably necessary.

LEAD COUNSEL shall appoint a contact person to keep CLIENT reasonably informed about the status of the matter in a manner deemed appropriate by CLIENT. CLIENT at all times shall retain the authority to decide the disposition of the case and personally oversee and maintain absolute control of the litigation, including but not limited to whether to settle the litigation and on what terms.

CLIENT may discharge the Firm and Attorneys at any time by written notice effective when received by LEAD COUNSEL. Unless specifically agreed by the Firm and CLIENT, the Firm and Attorneys will provide no further services and advance no further costs on CLIENT's behalf with respect to the litigation after receipt of the notice. If the Firm is CLIENT's attorney of record in any proceeding, CLIENT will execute and return a substitution-of-attorney form immediately on its receipt from the Firm.

Upon conclusion of this matter, LEAD COUNSEL shall provide CLIENT with a written statement stating the outcome of the matter and, if there is a recovery, showing the remittance to the client and the method of its determination. The closing statement shall specify the manner in which the compensation was determined under the agreement, any costs and expenses deducted by the lawyer from the judgment or settlement involved, and, if applicable, the actual division of the lawyers' fees with a lawyer not in the same firm. The closing statement shall be signed by the CLIENT and each attorney among whom the fee is being divided.

At the conclusion or termination of services under this Agreement, the Firm and Attorneys will release promptly to CLIENT all of CLIENT's papers and property. "CLIENT's paper and property" includes correspondence, deposition transcripts, exhibits, experts' reports, legal documents, physical evidence, and other items reasonably necessary to CLIENT's representation, whether CLIENT has paid for them or not.

Nothing in this Agreement and nothing in the Firm and Attorneys' statement to CLIENT may be construed as a promise or guarantee about the outcome of this matter. The Firm and Attorneys make no such promises or guarantees. The Firm and Attorneys' comments about the outcome of this matter are expressions of opinion only and the Firm and Attorneys make no guarantee as to the outcome of any litigation, settlement or trial proceedings.

The relationship to CLIENT of the Firm and Attorneys, and any associate counsel or paralegal provided through them, in the performance of services hereunder is that of independent contractor and not that of employee of CLIENT, and no other wording of this Agreement shall stand in derogation of this paragraph. The fees and costs paid to the Firm and Attorneys hereunder shall be deemed revenues of their law office practice and not as a remuneration for individual employment apart from the business of that law office.

This Agreement contains the entire agreement of the parties. No other agreement, statement, or promise made on or before the effective date of this Agreement will be binding on the parties. This Agreement may be modified by subsequent agreement of the parties only by an instrument in writing signed by both of them or an oral agreement to the extent that the parties carry it out.

If any provision of this Agreement is held in whole or in part to be unenforceable, void, or voidable for any reason, the remainder of that provision and of the entire Agreement will be severable and remain in effect.

This Agreement shall be governed by, construed and enforced in accordance with the laws of the Commonwealth of Massachusetts and the parties hereto submit to the jurisdiction of any of its appropriate courts for the adjudication of disputes arising out of this Agreement.

SIGNED, this _____ day of _____, 2018.

Town of Truro, Massachusetts
By its Board of Selectmen

Paul C. Wisotzky, Chair

Accepted:

LEVIN, PAPANTONIO, THOMAS, MITCHELL, RAFFERTY & PROCTOR, PA
316 South Baylen Street
Pensacola, Florida

By _____
Peter J. Mougey
Lead Counsel

Date

Accepted:

SWEENEY MERRIGAN LAW, LLP
268 Summer Street, LL
Boston, Massachusetts

By _____
Peter M. Merrigan
Massachusetts Counsel

Date

Accepted:

RODMAN, RODMAN & SANDMAN, P.C.
442 Main Street, Suite 300
Malden, Massachusetts

By _____
Richard M. Sandman
Massachusetts Counsel

Date

Accepted:

KP LAW, P.C.
101 Arch Street
Boston, Massachusetts

By _____
Jonathan M. Silverstein
Massachusetts Coordinating Counsel

Date



TOWN OF TRURO

P.O. Box 2030, Truro, MA 02666

Tel: 508-349-7004, Extension: 110 or 124 Fax: 508-349-5505

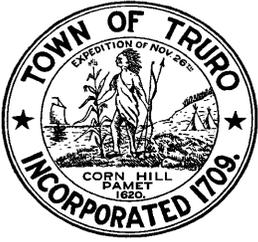
6. CONSENT AGENDA

A. Review/Approve and Authorize Signature:

1. Application for a Curb Cut Permit-123 Shore Road
2. Application for a Curb Cut Permit-67 Old Kings Highway
3. Event Notification form for National MS Society Bike Ride
4. Event Notification form for Wounded Warriors Bike Ride

B. Item Held for Town Counsel input.

- C. Review & Approve Draft Letter to MDAR Re: Eversource Herbicide use on Utility Rights-of-Way
- D. Review & Approve Common Victualer License for Box Lunch-300 Route 6-Truro
- E. Review and Approve Board of Selectmen Minutes: February 13, 2018 and February 20, 2018 Work Session



TOWN OF TRURO

Board of Selectmen Agenda Item

DEPARTMENT: Administration

REQUESTOR: Noelle Scoullar, Executive Assistant, on behalf of Stephanie Cady of 123 Shore Road.

REQUESTED MEETING DATE: February 27, 2018

ITEM: Application for a Curb Cut Permit

EXPLANATION: Stephanie Cady has filled out an application for a curb cut permit for 123 Shore Road. The applicant has a special permit per Building Commissioner Braun.

FINANCIAL SOURCE (IF APPLICABLE): N/A

IMPACT IF NOT APPROVED: Application for a curb cut permit will not be approved.

SUGGESTED ACTION: *MOTION TO approve the application for a curb cut permit for 123 Shore Road.*

ATTACHMENTS:

1. Application for a Curb Cut Permit and Site Plan

EXHIBIT 1

**TOWN OF TRURO
APPLICATION FOR A CURB CUT PERMIT**

Note: This permit application must be accompanied by a plan. If this permit is being applied for by someone other than the Owner of the property, the owner's signature must appear at the bottom of the application.

Date: 1/23/2018

To the Board of Selectmen
24 Town Hall Road
P. O. Box 2030
Truro, MA 02666

Re: **APPLICATION FOR A CURB CUT**

RCVD 2018 JAN 23 PM 2:13
ADMINISTRATIVE OFFICE
TOWN OF TRURO

Dear Board Members:

The applicant(s) hereby make application for a curb cut as follows:

Name(s): STEPHANIE CADY

Address: P.O. BOX 1038, TRURO, MA, 02666

Curb Cut Street Location: 123 SHORE Rd., NORTH TRURO, MA

Affected Town or State road: SHORE Rd., NORTH TRURO

Truro Assessor's Map Number: 32 Parcel Number: 14

Name of contractor: PAUL COLBURN

Reason/explanation: _____

I/we hereby agree to the terms and conditions as outlined in this policy and attached Exhibits:

Applicant's Signature: Stephanie Cady

Owner's Signature (if different): _____ Date: 1/23/2018

Owner's Address (if different): _____

Director, Department of Public Works Preliminary Approval:

Approved Disapproved Not Applicable

Director, Department of Public Works

23 Jan 2018
Date

Chief of Police Approval:

Approved Disapproved Not applicable

Chief of Police

2/2/2018
Date

Board of Selectmen Approval:

Approved Disapproved

Chairman, Board of Selectmen

Date

Planning Board Approval (if required):

Approved Disapproved Not Applicable

Chairman, Planning Board

Date

Building Commissioner Approval:

Approved Disapproved

Building Permit Number _____

Building Commissioner

Date

Mass Highway Referral (if required):

Date Forwarded _____

Signature

Director, Department of Public Works Declaration of Compliance:

I have inspected the property located at _____ and found the work requested on the Application for a Curb Cut dated _____ to be in compliance with the Board of Selectmen Policy #28 - Curb Cut Policy.

Director, Department of Public Works

Date

Building Commissioner Final Approval:

Approved Disapproved

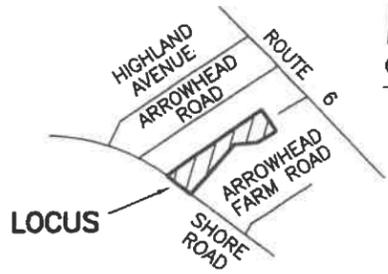
Certificate of Occupancy _____

Building Commissioner

Date

LOCUS

(NO SCALE)



LEGEND

- EXISTING WELL
- EXISTING CONTOUR
- PROPOSED WATER LINE
- TEST HOLE
- PROPOSED SEPTIC TANK
- PROPOSED CONTOUR
- (102.5') EXISTING SPOT ELEVATION

NOTES: FINAL GRADING AROUND DWELLINGS AND DRIVE TO BE DETERMINED BY OWNER AND BUILDER ON SITE.
 VERIFY BUILDING HEIGHTS AND PROPOSED FOUNDATION ELEVATIONS WITH BUILDING DEPARTMENT PRIOR TO CONSTRUCTION.

PLAN REFERENCES:
 CERTIFICATE OF TITLE NO. 206586
 L.C.P. NO. 11740-V LOT 59

MAP 22
 PCL. 44
 PROPERTY IS SERVED
 BY TOWN WATER

BENCHMARK
 TOP OF CONCRETE BOUND
 EL. 103.0' MSL±

PCL. 10
 PROPERTY IS SERVED
 BY TOWN WATER

PROPOSED
 DUPLEX
 T.O.FDN. =
 EL. 103.5'

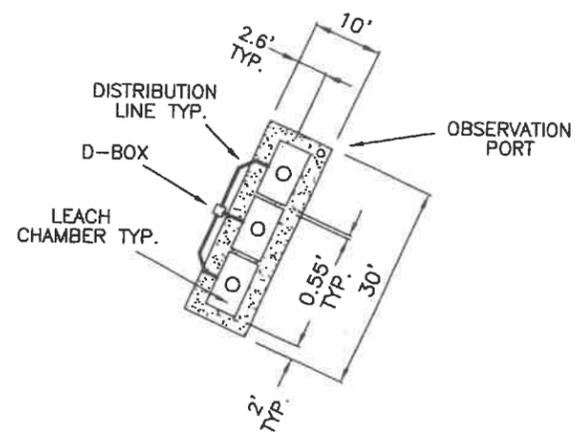
LOT 59
 107,685± SF.
 (2.47± Ac.)

SHORE ROAD

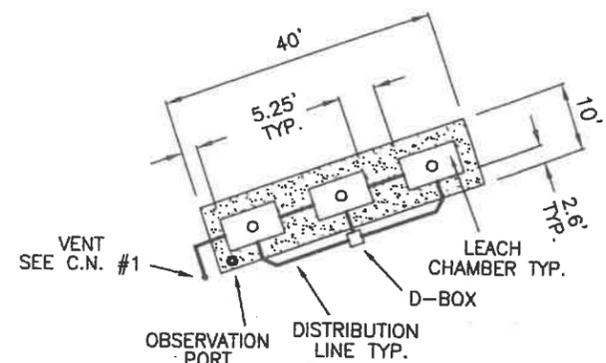
RESIDENTIAL DISTRICT
 LIMITED BUSINESS DISTRICT

BUILDING DEPARTMENT
 TOWN OF TRURO
 JAN 22 2018
 RECEIVED BY:

PCL. 15
 PROPERTY IS SERVED
 BY TOWN WATER



LEACH AREA DETAIL #2
 NO SCALE



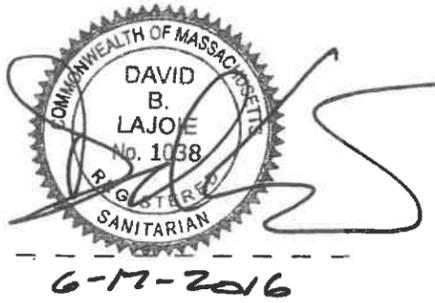
LEACH AREA DETAIL #1
 NO SCALE

SITE & SEWAGE PLAN

LOCUS: **123 SHORE ROAD**
 TRURO, MA
 PREPARED FOR: **STEPHANIE CADY**
 P.O. BOX 1038
 TRURO, MA 02666

REFERENCE: ASSR'S MAP **32** PARCEL **14**

SCALE : 1" = 40'
 SHEET No. 1 OF 3
 DATE : 3-11-2016
 JOB No. 15096



6-17-2016

THIS PLAN IS PREPARED FOR COMPLIANCE WITH 310 CMR 15.000
 ALL WELLS NOT SHOWN EXCEED 200' FROM LOCUS SEWAGE.
 VERIFY ZONING AND UTILITY SETBACK DIMENSIONS PRIOR TO CONSTRUCTION.

FELCO, INC.
 ENGINEERING - LAND SURVEYING
 P.O. BOX 1366 ORLEANS, MA 02653
 (508) 255-8141 WWW.FELCOENGINEERING.COM

6-16-2016 HSE.SIZE & LOC.
REVISIONS



TOWN OF TRURO

Board of Selectmen Agenda Item

DEPARTMENT: Administration

REQUESTOR: Nicole Tudor, Executive Assistant, on behalf of Kelli and Adam Thomas of 67 Old Kings Highway

REQUESTED MEETING DATE: February 27, 2018

ITEM: Application for a Curb Cut Permit

EXPLANATION: Kelli and Adam Thomas have filled out an application for a curb cut permit for 67 Old Kings Highway. The applicants have a building permit for the property. An approved Curb Cut Application will allow for the Building Commissioner to approve an Occupancy Permit for their home.

FINANCIAL SOURCE (IF APPLICABLE): N/A

IMPACT IF NOT APPROVED: Application for a curb cut permit will not be approved delaying their Building Occupancy Permit.

SUGGESTED ACTION: *MOTION TO approve the application for a curb cut permit for 67 Old Kings Highway, Thomas Property.*

ATTACHMENTS:

1. Application for a Curb Cut Permit and Site plan

EXHIBIT 1

**TOWN OF TRURO
APPLICATION FOR A CURB CUT PERMIT**

Note: This permit application must be accompanied by a plan. If this permit is being applied for by someone other than the Owner of the property, the owner's signature must appear at the bottom of the application.

Date: 2-7-18

To the Board of Selectmen
24 Town Hall Road
P. O. Box 2030
Truro, MA 02666

Re: **APPLICATION FOR A CURB CUT**

Dear Board Members:

The applicant(s) hereby make application for a curb cut as follows:

Name(s): Adam & Kelli Thomas

Address: 67 Old Kings Highway P.O. Box 84

Curb Cut Street Location: 67 Old Kings Highway

Affected Town or State road: "unpaved public way" 67 Old Kings Highway

Truro Assessor's Map Number: 47 Parcel Number: 6

Name of contractor: Ross Silva Lower Cape Carpentry

Reason/explanation: New construction

I/we hereby agree to the terms and conditions as outlined in this policy and attached Exhibits:

Applicant's Signature: Adam & Kelli Thomas

Owner's Signature (if different): _____ Date: 2-7-18

Owner's Address (if different): _____

Application for a Curb Cut Permit

Page 2

Director, Department of Public Works Preliminary Approval:

Approved Disapproved Not Applicable

[Signature]
Director, Department of Public Works

8 February 2018
Date

Chief of Police Approval:

Approved Disapproved Not applicable

[Signature]
Chief of Police

2/7/18
Date

Board of Selectmen Approval:

Approved Disapproved

Chairman, Board of Selectmen

Date

Planning Board Approval (if required):

Approved Disapproved Not Applicable

Chairman, Planning Board

Date

Building Commissioner Approval:

Approved Disapproved

Building Permit Number _____

Building Commissioner

Date

Mass Highway Referral (if required):

Date Forwarded _____

Signature _____

Director, Department of Public Works Declaration of Compliance:

I have inspected the property located at _____ and found the work requested on the Application for a Curb Cut dated _____ to be in compliance with the Board of Selectmen Policy #28 - Curb Cut Policy.

Director, Department of Public Works

Date

Building Commissioner Final Approval:

Approved Disapproved

Certificate of Occupancy _____

Building Commissioner

Date



TOWN OF TRURO

P.O. Box 2030, Truro MA 02666

Tel: (508) 349-7004 Fax: (508) 349-5505

POLICY MEMORANDUM #28

Date: Adopted June 6, 2000, revised 9/22/04, 2/28/06, 6/13/06, 10/13/07

Subject: **CURB CUT POLICY**

1. Introduction

Due to the continuing growth in construction activity in Truro and the associated growth in curb cuts, the Board of Selectmen has established the following Curb Cut Policy in order to address inherent safety concerns.

This policy is intended to provide control over access to Town or State owned roads and uniformity of requirements and standards of construction for every curb cut request. Upon inspection by the Director of the Department of Public Works, there may be additional construction requirements imposed for a particular situation, but none that would be contradictory to the Subdivision Control Laws as outlined in MGL Chapter 41, Sections 81K through 81GG, or the Town of Truro Rules and Regulations governing the Subdivision of Land (Rules and Regulations), Sections 3.6.2, 3.6.6, 4, Table 1 and Section 1.5.

2. Policy

Alteration of existing curb cut(s) and/or requests for additional curb cuts off of a Town or State owned road(s) shall cause an applicant to file a Curb Cut Permit (CCP). Any application for a building permit that includes a proposed curb cut on property off a Town or State owned road will first require an approved CCP. The approved CCP must be provided to the Truro Building Commissioner prior to or at the time of requesting a building permit. No such building permit will be issued without an approved CCP. Additionally, a final certificate of occupancy for the construction will not be issued unless the conditions of the CCP have been met.

The Truro Board of Selectmen will refer any Town concerns regarding proposed curb cuts on State owned roads to the Massachusetts Highway Department for consideration.

The curb cut construction requirements of this Policy will be applicable to new construction, existing structures, and renovations thereto.

3. Action

Application for a CCP will be made on approved forms available at Town Hall or the Department of Public Works. A copy of the current (as of this date) CCP application form is attached as Exhibit 1. The applicant for

a CCP, or his/her agent, will be available to the Director of the Department of Public Works and the Chief of Police to enable a site inspection and to answer any questions regarding the CCP application.

The Planning Board approval/sign off is required for approved subdivision roads on Town or State roads and for endorsed Site Plan Review on Town or State roads.

All curb cuts shall be located and constructed in such a manner so as to **preclude**:

- a. Damage to the Town or State road either at the time of construction or in the future;
- b. Drainage from private property onto the Town or State road;
- c. Introduction of sand, soils, or other materials onto the Town or State road; and
- d. Any other potential hazard to public safety as may be identified by the Director of the Department of Public Works and/or the Chief of Police.

All curb cuts will comply with the Town of Truro construction requirements, as noted on the attached information sheet and shown as Exhibit 2; the design standards shown under the Rules and Regulations, Section 2.5.8; the Mass Highway permit requirements as applicable; and/or as required by the Director of the Department of Public Works.

All applications for a curb cut and approval of performance conditions on Town roads shall be subject to review, including a site visit by the Director of the Department of Public Works and the Chief of Police, prior to approval. The Director shall make recommendations on each application, based upon the Town's construction requirements as outlined above, such as location, materials to be used, catch basin(s) location(s), and so forth, if required. All such required construction will be at the applicant's expense. The Chief of Police will review the application site to ascertain that the curb cut will not be detrimental to traffic flow and the public's safety.

Final approval by the Director of the Department of Public Works shall be made only after approval by the Planning Board, if required, after completion of all construction, and after a final inspection by the Director of the Department of Public Works has been made. Final written approval shall become a part of the property records maintained by the Building Commissioner, and shall be completed prior to the issuance of a certificate of occupancy.

The Board of Selectmen may waive any requirements of this policy, at their sole discretion, when such waiver is deemed to be in the best interests of, and at no cost to, the Town of Truro.

4. Enforcement

Failure to comply with this policy shall result in one or more of the following actions:

- a. A refusal to issue a building permit (permit approval) and/or a certificate of occupancy (permit compliance);

- b. A request to Mass Highway for disapproval of the applicant's request for a permit to enter a State Highway; and/or
- c. A penalty of \$300.00 for each violation through the non-criminal disposition process as outlined in the Truro General Bylaws. Each day a violation exists shall be considered a new violation.

2. Process

Following is an outline of the chronological process to be used for conformance to this Policy:

- a. Applicant submits an approved application for a Curb Cut Permit.
- b. Director of the Department of Public Works performs a site visit, attaches his recommendations to the Board of Selectmen, and forwards the completed curb cut application to the Chief of Police.
- c. The Chief of Police performs a site visit; he notes his approval/disapproval of the application based on safety considerations and forwards the application to the Board of Selectmen.
- d. Board of Selectmen approves/disapproves the application w/wo conditions and forwards the results to the applicant. If the application is disapproved, the process starts over again with a revised application reflecting the reason(s) for disapproval.
- e. Upon the approval of the Board of Selectmen, applicants whose curb cut applications are tied to a building permit will proceed as below:
 - 1. Applicant includes the approved Curb Cut Permit to his/her application for a building permit.
 - 2. Construction occurs.
 - 3. Property owner or his/her agent applies for a certificate of occupancy.
 - 4. Director of the Department of Public Works performs a site visit to determine compliance with the conditions of the Curb Cut Permit and informs the Building Commissioner, in writing, that the conditions have or have not been met. If the latter, the applicant will be informed of what actions are required to meet the conditions of the Curb Cut Permit and that they must be completed prior to the issuance of a certificate of occupancy.

Alfred Gaechter, Chairman

Gary Palmer, Vice-Chairman

Christopher R. Lucy, Clerk

Curtis Hartman

Janet W. Worthington
Board of Selectmen
Town of Truro

EXHIBIT 2

TOWN OF TRURO CURB CUT DESIGN AND CONSTRUCTION REQUIREMENTS

General: Any owner of property abutting Town or State roads shall, before beginning any construction, make written application to the Board of Selectmen, in duplicate. The application will be accompanied by a plan showing the following:

1. Complete plans drawn to scale on the property in question, including the location of property lines and all existing driveways, using a scale of no less than 40' = 1".
2. Indication of any drive that is to be altered or closed.

The following additional requirements must be met and agreed upon by the applicant/owner:

1. The applicant must furnish a list of all materials, including any necessary signs, to be part of any construction within the Town or State layout.
2. All work and material shall meet the standards of the Town of Truro and/or the Mass Highway requirements, if applicable.
3. Any alterations to the original application shall require a new permit.
4. All curb cuts and street approaches will be inspected during and after construction, and the Town has the right to stop work until such time as any objectionable conditions are corrected at the applicant/owner's expense.
5. The cost of any/all construction and maintenance of any work to take place within the Town or State layout; all materials and labor; and any work specified and approved by the Board of Selectmen, shall be borne by the applicant/owner, their grantees, successors and assignees.

Design and Construction Requirements:

Driveways should be located to the best advantage with regard to the road alignment, profile, sight distance conditions, road safety, and so forth.

The standards call for not more than one (1) curb cut for any one property. A variance may be granted by the Board of Selectmen, subject to an individual need.

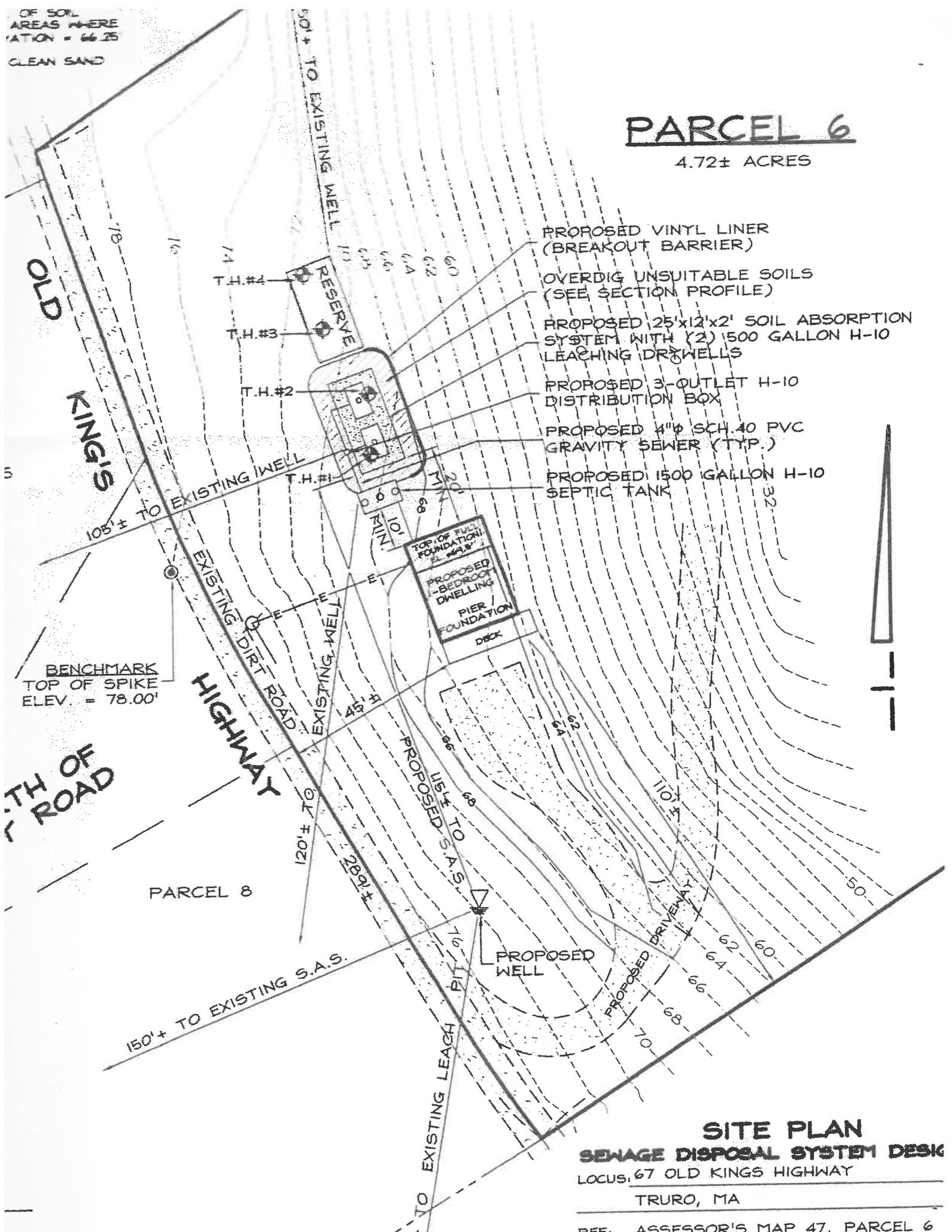
The radius of a private driveway may not extend beyond the private owner's property line without the abutting owner's written consent.

All driveways or private road entrances or exits shall be hot mixed and bermed, oiled, or hardened with such materials to the road/property sideline so as to prevent erosion of such driveway/private road entrance or exit which would cause sand or material to be washed onto Town or State roads. This should be completed as soon as possible, weather permitting.

OF SOIL
AREAS WHERE
ATION = 66.25
CLEAN SAND

PARCEL 6

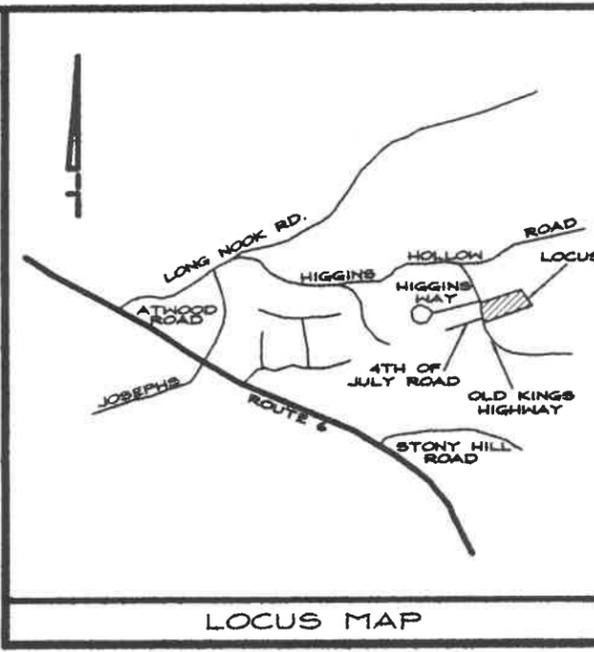
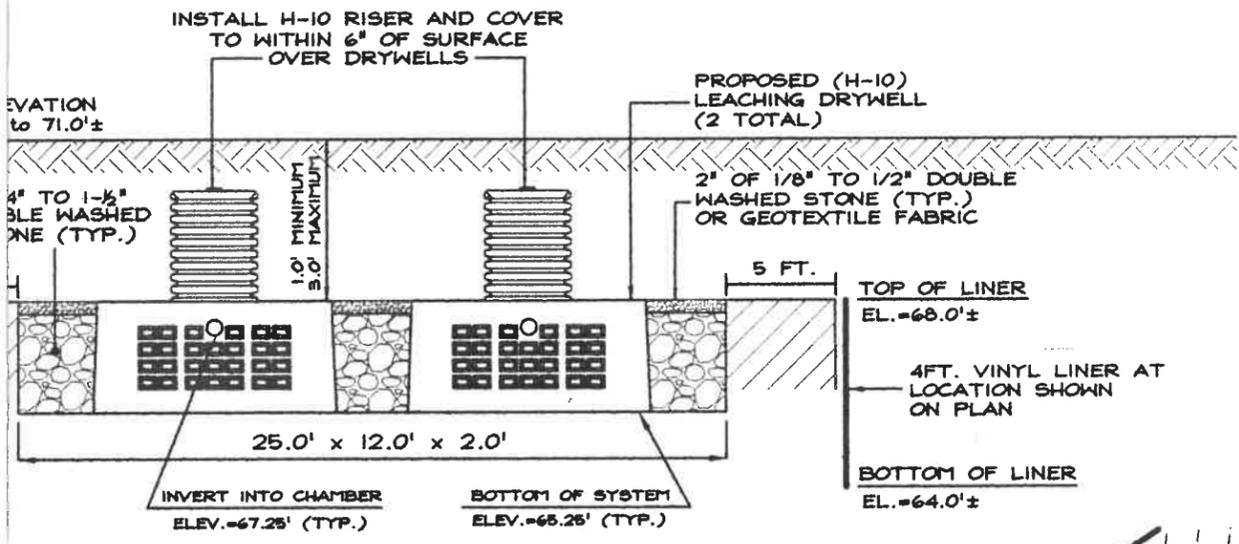
4.72± ACRES



- PROPOSED VINYL LINER (BREAKOUT BARRIER)
- OVERDIG UNSUITABLE SOILS (SEE SECTION PROFILE)
- PROPOSED 25'x12'x2' SOIL ABSORPTION SYSTEM WITH (2) 1500 GALLON H-10 LEACHING DRYWELLS
- PROPOSED 3-OUTLET H-10 DISTRIBUTION BOX
- PROPOSED 4" SCH 40 PVC GRAVITY SEWER (TYP.)
- PROPOSED 1500 GALLON H-10 SEPTIC TANK



SITE PLAN
SEWAGE DISPOSAL SYSTEM DESIGN
LOCUS 67 OLD KINGS HIGHWAY
TRURO, MA
REF: ASSESSOR'S MAP 47, PARCEL 6



PROPOSED H-10 SOIL ABSORPTION SYSTEM

EXCAVATE AND REMOVE UNSUITABLE SOILS ("A" & "B" LAYERS) WITHIN 5FT OF SOIL ABSORPTION SYSTEM UNTIL MEDIUM SAND "C" LAYER ENCOUNTERED

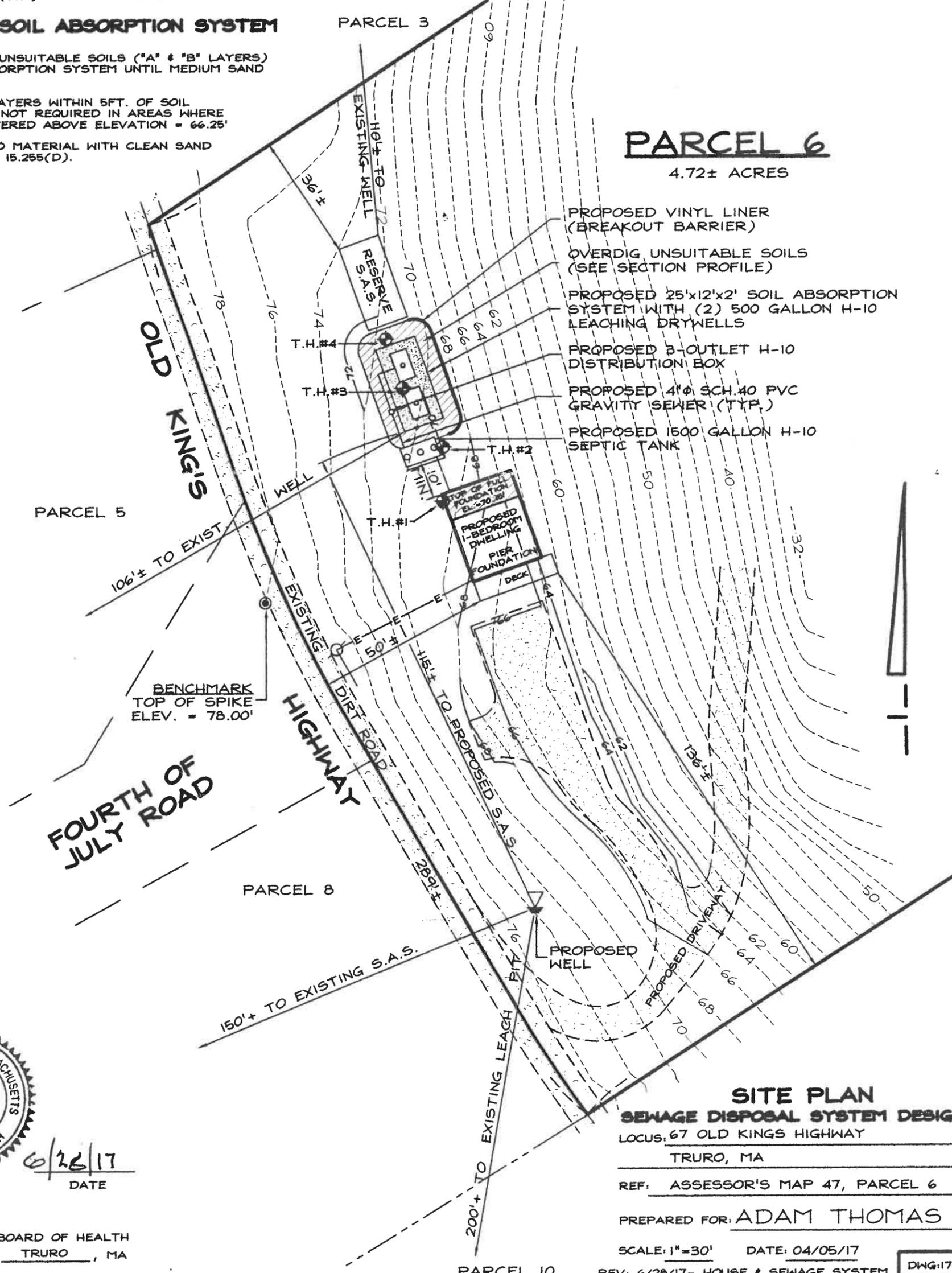
REMOVAL OF "A" & "B" LAYERS WITHIN 5FT. OF SOIL ABSORPTION SYSTEM IS NOT REQUIRED IN AREAS WHERE MEDIUM SAND IS ENCOUNTERED ABOVE ELEVATION = 66.25'

REPLACE ALL EXCAVATED MATERIAL WITH CLEAN SAND CONFORMING TO 310 CMR 15.255(D).

- _____ GALLONS PER DAY
- _____ GALLONS PER DAY
- _____ GALLONS PER DAY
- _____ GPM USING _____
- _____ 1 3/4" TO _____

PARCEL 3

PARCEL 6
4.72± ACRES



Engineering, Inc.

REGISTERED PROFESSIONAL ENGINEERS
 REGISTERED PROFESSIONAL LAND SURVEYORS
 COMMONWEALTH OF MASSACHUSETTS
 TIMOTHY J. BRADY No. 35776
 TIMOTHY J. BRADY No. 39769

6/28/17
DATE

BRADY P.E., P.L.S.

BOARD OF HEALTH
TRURO, MA

DATE

SITE PLAN
SEWAGE DISPOSAL SYSTEM DESIGN

LOCUS: 67 OLD KING'S HIGHWAY
TRURO, MA

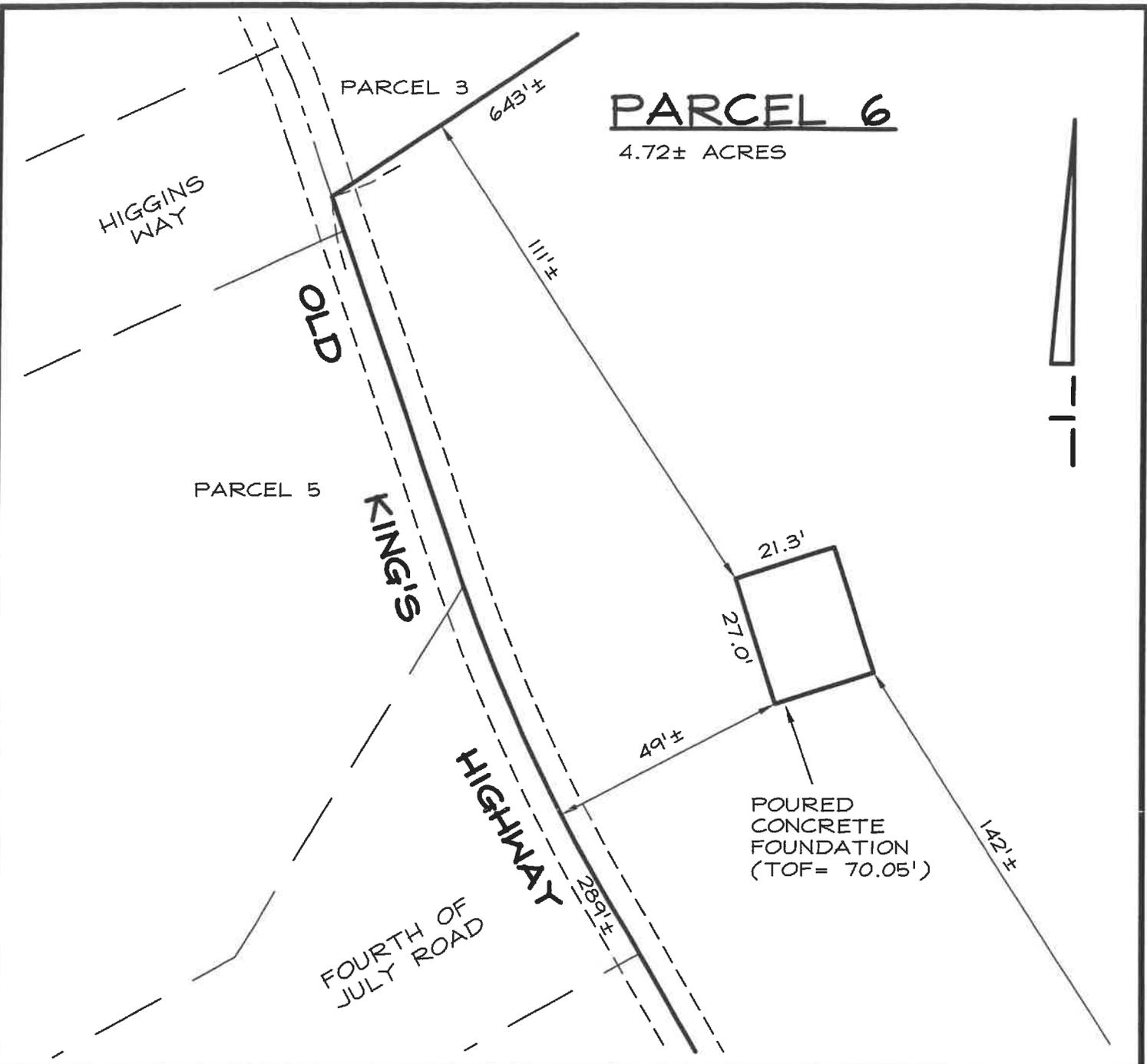
REF: ASSESSOR'S MAP 47, PARCEL 6

PREPARED FOR: ADAM THOMAS

SCALE: 1"=30' DATE: 04/05/17

REV: 6/28/17- HOUSE & SEWAGE SYSTEM LOCATION AND ELEVATION

DWG: 1700E
17-005



- FOUNDATION LOCATION PLAN -

FOR THE PURPOSE OF A BUILDING PERMIT

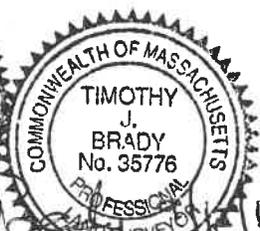
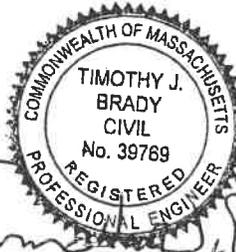
LOCATION: 67 OLD KING'S HIGHWAY
TRURO, MA

SCALE: 1"=30' DATE: 9-12-17

REFERENCE: ASSR'S MAP 47 PARCEL 6

I HEREBY CERTIFY THAT THE FOUNDATION SHOWN ON THIS PLAN IS LOCATED ON THE GROUND AS SHOWN HEREON.

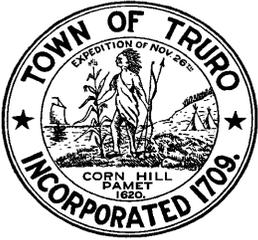
PREPARED FOR:
ADAM THOMAS



Timothy J. Brady
TIMOTHY J. BRADY P.L.S., P.E., P.S. DATE 17

EAST CAPE ENGINEERING INC.
CIVIL ENGINEERS
LAND SURVEYORS
44 RTE. 28 ORLEANS, MASS.
(508) 255-7120

DWG: 17005SIT
JOB# 17-005



TOWN OF TRURO

Board of Selectmen Agenda Item

DEPARTMENT: Administration

REQUESTOR: Noelle Scoullar, Executive Assistant, on behalf of the National MS Society

REQUESTED MEETING DATE: February 27, 2018

ITEM: Event Notification Form

EXPLANATION: The National MS Society is holding their annual Cape Cod Getaway Bike Ride on July 1st, 2018. Their route takes the riders down Route 6 through Truro to Provincetown. All relevant Department Heads have signed-off their approval. The Event Notification Form is signed by the Chair of the Board of Selectmen and is then sent to the MA DOT by the applicant.

FINANCIAL SOURCE (IF APPLICABLE): N/A

IMPACT IF NOT APPROVED: The National MS Society will not be approved to ride through Truro.

SUGGESTED ACTION: *MOTION TO approve the National MS Society Cape Cod Getaway Bike Ride for July 1st and authorize the Chair to sign.*

ATTACHMENTS:

1. Event Notification form

EVENT NOTIFICATION FORM

Date: _____

National MS Society, Cape Cod Getaway – June 30 and July 1, 2018

Dear Sir / Madam,

Please be advised that the City/Town of Truro has notified the Board of Selectman/City Council, Local Police/Fire Department and if applicable the State Police of its intention to conduct road work/parade/race/or **other events** in or through the City/Town of Truro

The Board of Selectmen/City Council understands that it must give the Police and Fire Departments at least 48 hours notice before the commencement of the proposed work or event.

The following signatures are required prior to the issuance of the Permit from the MA DOT. All officials listed below shall assume all responsibility and liability for all activity associated under their jurisdiction.

LOCAL POLICE DEPARTMENT

Signed: 

Title: Chief of Police

City/Town: Truro

FIRE DEPARTMENT

Signed: 

Title: Fire Chief

City/Town: Truro

BOARD OF SELECTMEN/CITY COUNCIL

Signed: _____

Title: _____

City/Town: _____



Rae Ann Palmer
Town Administrator
Town of Truro
24 Town Hall Rd.
Truro, MA. 02666

November 30, 2018

Dear MS. Palmer,

We will be holding our 34th annual Cape Cod Getaway MS Bike Ride on June 30 and July 1, 2018. This two-day, 150-mile bicycle tour attracts 2100 cyclists, who ride from Quincy, Mass. to Provincetown, Mass. to raise funds to support the National Multiple Sclerosis Society.

We respectfully request the use of local and state roads in the town of Truro for the ride on July 1. I have enclosed cue sheets showing our proposed route. Cyclists will be instructed to ride single file, on the right side of the road, and to follow all vehicle laws, including stopping at red lights and stop signs.

We will hire Truro police officers to work safety details. We operate a support team consisting of medical personnel, bicycle mechanics, and amateur (HAM) radio operators. Our lead HAM radio operator monitors all emergency radio frequencies, so that we can close or redirect our route should that become necessary.

Please let me know if there are additional steps, permits or permissions I must take to assure approval of the town of Truro to host our event. I have also provided an Event Notification Form from the Massachusetts Department of Transportation that you can use to indicate your approval for our request.

If you need any further information or have any questions regarding this request, please don't hesitate to call me. Thank you for your continued support of the Cape Cod Getaway MS Bike Ride.

Best Regards,

Bill Sykes
Sport Coordinator
Promoter Line, Inc
East Coast Office, 13 River St, Plymouth, MA 02360
508 746 3207 o / 508 746 1695 f / 508 954 9037 c
www.promoterline.com
bill@promoterline.com

CCG through Truro



9.9 miles, + 442 / - 472 feet





TOWN OF TRURO

P.O. Box 2030, Truro, MA 02666

Tel: 508-349-7004 , Extension: 10 or 24 Fax: 508-349-5505

APPLICATION FOR PERMIT FOR ORGANIZED BIKE & ROAD RACES

RCVD 2017DEC4 PM10:52

Applicant: Bill Sykes **Email:** Bill@promoterline.com **ADMINISTRATIVE OFFICE**

Group Affiliation (If Any): National MS Society

Mailing Address: 13 River St **City:** Plymouth **State:** MA **Zip:** 02360

Phone: 508 746 3207 **Cell Phone:** 508 954 9037

Type of Event (Please be **specific** as to number of persons, equipment to be used (if any), whether food or beverages will be served, parking arrangements, etc.):

Bicycle ride

Streets &/or Roads to be Used: Route 6 and the Truro Central School

Date(s) and Hours Race/Event: 8AM - 3PM **Day:** ~~01/25/2018~~ 7/1/18

Applicant is responsible for obtaining all necessary permits and inspections (see page 2)

If Town Beaches are being used the Use of Town Property MUST be completed in addition to this application. I, as applicant for the above, do hereby acknowledge that the town is exempt from any liability for this activity. I, as applicant for the above, additionally guarantee that the area to be used will be cleaned and left free of any debris at the completion of said activity.

Digitally signed by Bill Sykes
DN: cn=Bill Sykes, o=ou, email=bill@promoterline.com, c=US

Signature of Applicant

~~11/29/17~~ 11/29/17

Date

Action by the Town Manager : _____ **Date:** _____

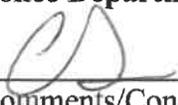
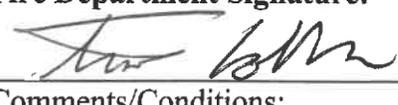
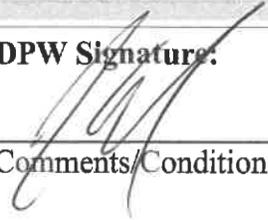
Approved as submitted

Approved with the following condition(s):

Disapproved with the following reason(s):

Signatures _____

APPLICANT IS RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS & INSPECTIONS

Health/Conservation Agent Signature: <hr/>	Building Commissioner Signature: <hr/>
Comments/Conditions: Permits/Inspections needed:	Comments/Conditions: Permits/Inspections needed:
Police Department Signature:  <hr/>	Fire Department Signature:  <hr/>
Comments/Conditions:	Comments/Conditions: Ambulance Detail et school
DPW Signature:  <hr/>	Harbormaster Signature: <hr/>
Comments/Conditions:	Comments/Conditions:
Beach Supervisor:  <hr/>	Other: <hr/>
Comments/Conditions:	Comments/Conditions:



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
12/26/2017

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER MARSH USA, INC. 445 SOUTH STREET MORRISTOWN, NJ 07960-6454 Attn: Morristown.CertRequest@marsh.com Fax: 212-948-0379 WALTH	CONTACT NAME: _____ PHONE (A/C, No. Ext): _____ FAX (A/C, No): _____ E-MAIL ADDRESS: _____													
	<table border="1"> <thead> <tr> <th>INSURER(S) AFFORDING COVERAGE</th> <th>NAIC #</th> </tr> </thead> <tbody> <tr> <td>INSURER A : Federal Insurance Company</td> <td>20261</td> </tr> <tr> <td>INSURER B : ACE Property and Casualty Insurance Company</td> <td>20699</td> </tr> <tr> <td>INSURER C :</td> <td></td> </tr> <tr> <td>INSURER D :</td> <td></td> </tr> <tr> <td>INSURER E :</td> <td></td> </tr> <tr> <td>INSURER F :</td> <td></td> </tr> </tbody> </table>	INSURER(S) AFFORDING COVERAGE	NAIC #	INSURER A : Federal Insurance Company	20261	INSURER B : ACE Property and Casualty Insurance Company	20699	INSURER C :		INSURER D :		INSURER E :		INSURER F :
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COVERAGES **CERTIFICATE NUMBER:** NYC-00989840-16 **REVISION NUMBER: 2**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INBR LTR	TYPE OF INSURANCE	ADDL SUBR INSD: WYD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input checked="" type="checkbox"/> LOC <input type="checkbox"/> OTHER		3553-33-49	12/31/2017	12/31/2018	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 1,000,000 \$
A	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS NON-OWNED AUTOS ONLY <input checked="" type="checkbox"/> HIRED AUTOS ONLY		7353-02-37	12/31/2017	12/31/2018	COMBINED SINGLE LIMIT (Per accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ Comp/Coll Deductible \$ 1,000
B	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB CLAIMS-MADE <input type="checkbox"/> DED <input checked="" type="checkbox"/> RETENTIONS \$ 10,000		M00552835 007	12/31/2017	12/31/2018	EACH OCCURRENCE \$ 5,000,000 AGGREGATE \$ 5,000,000 \$
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If ybs, describe under DESCRIPTION OF OPERATIONS below	Y/N <input checked="" type="checkbox"/> N / A	71763467	12/31/2017	12/31/2018	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000

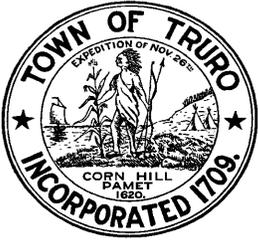
DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
TOWN OF TRURO IS ADDED AS ADDITIONAL INSURED EXCLUDING WORKERS' COMPENSATION AND EMPLOYER'S LIABILITY POLICY AS REQUIRED BY WRITTEN CONTRACT BUT LIMITED TO THE OPERATIONS OF THE INSURED UNDER SAID CONTRACT, AND ALWAYS SUBJECT TO THE POLICY TERMS, CONDITIONS AND EXCLUSIONS.

RCUD 2018 JAN 30 AM 9:34
 ADMINISTRATIVE OFFICE
 TOWN OF TRURO

CERTIFICATE HOLDER CANCELLATION

TOWN OF TRURO ATTN: GARY PALMER CHAIRMAN - BOARD OF SELECTMEN 24 TOWN HALL RD TRURO, MA 02866	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE of Marsh USA Inc. Manashi Mukherjee <i>Manashi Mukherjee</i>
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TOWN OF TRURO

Board of Selectmen Agenda Item

DEPARTMENT: Administration

REQUESTOR: Noelle Scoullar, Executive Assistant, on behalf of the Wounded Warrior Project

REQUESTED MEETING DATE: February 27, 2018

ITEM: Event Notification Form

EXPLANATION: The Wounded Warrior Project is holding their annual Soldier Ride on May 18th, 2018. Their route begins at the North Truro Air Force Station, down South Highland Road to Highland Road and then along Route 6 Truro to Provincetown. All relevant Department Heads have signed-off their approval. The Event Notification Form is signed by the Chair of the Board of Selectmen and is then sent to the MA DOT by the applicant.

FINANCIAL SOURCE (IF APPLICABLE): N/A

IMPACT IF NOT APPROVED: The Wounded Warrior Soldier Ride will not be approved to ride through Truro.

SUGGESTED ACTION: *MOTION TO approve the Wounded Warrior Soldier Ride for May 18th and authorize the Chair to sign.*

ATTACHMENTS:

1. Event Notification form

EVENT NOTIFICATION FORM

Date: 01/25/2018

Ms. Mary-Joe Perry
District Highway Director, District Five
MassDOT, Highway Division
1000 County Street
Taunton, MA 02780

Dear Sir:

Please be advised that the Grantee(s) of this Event Sharda Perez for WWP Inc. has notified the Board of Selectmen/City Council, Local Police Department, Local Fire Department and if applicable the State Police of its intention to conduct **road work/parade/race/ride** or other events impacting State Highways on Route(s) Please see attached in or through the City/Town(s) of Truro and Provincetown benefiting - _____

The Grantee(s) of this Event understands that it must give the Police and Fire Departments at least 48 hours notice before the commencement of the proposed event.

The Grantee(s) must supply a Traffic Management Plan when the roadway is occupied and for all detours associated with said events to this Department and to all officials listed below. The Grantee(s) must notify the local and/or state police to set up a detour of this area with appropriate signs and barricades. The local Fire Department must be notified of the detour to ensure that measures will be taken to minimize disruption to the Fire Department's emergency service during the event. The Grantee(s) must also notify local media (newspapers, radio) of this proposed event.

The following signatures are required prior to the issuance of the Permit.

LOCAL POLICE DEPARTMENT

Signed: [Signature]
Title: Chief of Police
City/Town: Truro

FIRE DEPARTMENT

Signed: [Signature]
Title: Fire Chief
City/Town: Truro

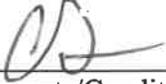
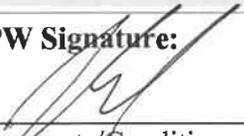
BOARD OF SELECTMEN/CITY COUNCIL

Signed: _____
Title: _____
City/Town: _____

STATE POLICE DEPARTMENT

Signed: _____
Title: _____
City/Town: _____

APPLICANT IS RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS & INSPECTIONS

Health/Conservation Agent Signature: <hr/>	Building Commissioner Signature: <hr/>
Comments/Conditions: 	Comments/Conditions:
Permits/Inspections needed: 	Permits/Inspections needed:
Police Department Signature:  <hr/>	Fire Department Signature:  Digitally signed by Timothy Collins DN: cn=Timothy Collins, o=Truro Fire Department, ou, email=Tcollins@Truro- ma.gov, c=US Date: 2017.12.13 14:01:41 -0500 <hr/>
Comments/Conditions: 	Comments/Conditions: No issues
DPW Signature:  <hr/>	Harbormaster Signature: <hr/>
Comments/Conditions: 	Comments/Conditions:
Recreation and Beach Director: <hr/>	Other: <hr/>
Comments/Conditions: 	Comments/Conditions:

Soldier Ride: Boston – Provincetown/Truro - Day 2

Start Location:

North Truro Air Force Station
Old Dewline Road
Truro, MA 02652

Begin at Old North Truro Air Force Station, once out of the gate, go straight (West) on Old Dewline Road to South Highland Rd - Truro

Right (North) onto South Highland Rd to Highland Rd - Truro

Left (Southwest) onto Highland Rd to RTE 6 East (Grand Army of the Republic Highway) - Truro

Left (South) for the RTE 6 East (Grand Army of the Republic Highway) on-ramp, merge onto RTE 6 East (Grand Army of the Republic Highway) to Snail Rd – Truro/North Truro/Provincetown

Left (South) onto Snail Rd to Commercial St - Provincetown

Left (East) into Harbor Hotel Provincetown Rear Parking Lot - Provincetown

WATER STOP: Harbor Hotel Provincetown (698 Commercial St, Provincetown, MA 02657): 10-15 minutes

From hotel parking lot, turn Left (South) onto Snail Rd to Commercial St - Provincetown

Merge Right (West) onto Commercial St to Province Lands Rd - Provincetown

At traffic circle, turn Right (Northwest) onto Province Lands Rd to RTE 6 - Provincetown

Merge Right (Northeast) onto RTE 6 to Shank Painter Rd - Provincetown

Right (South) onto Shank Painter Rd to Bradford St - Provincetown

Left (Northeast) onto Bradford St to Standish St - Provincetown

Right (Southeast) onto Standish St to Commercial Street - Provincetown

Immediate Right (Southwest) onto Commercial St to Lopes Square - Provincetown

Immediate Left (South) onto Lopes Square to Ryders St Ext - Provincetown

Immediate Left (East) onto Ryders St Ext to MacMillan Pier - Provincetown

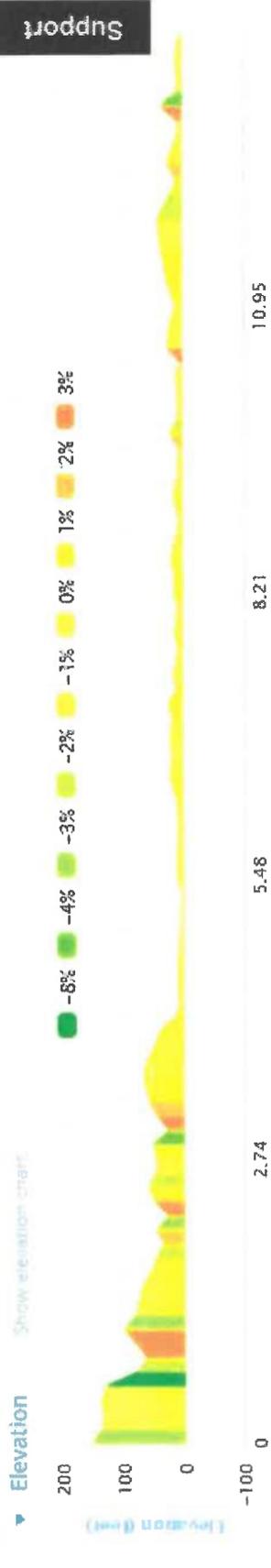
Immediate Right (Southeast) onto MacMillan Pier - Provincetown

End at the traffic circle at Provincetown Ferry Terminal – Provincetown

End Location:

MacMillan Pier
Provincetown, MA 02657

2018 Soldier Ride Cape Cod – Truro/Provincetown



Site Plan: North Truro Air Force Station and MacMillan Pier
Old Dewline Road Truro, MA 02652 | 260 Commercial Street Provincetown, MA 02657
Soldier Ride: Cape Cod – Saturday 19th May 2018

Overview of Start Location:



Detailed Overview of Start Location:



***NOTE:** Please be flexible with actual location/placement on site, sometimes we have to accommodate changes that arise last minute

Site Plan: North Truro Airforce Station and MacMillan Pier
Old Dewline Road Truro, MA 02652 | 260 Commercial Street Provincetown, MA 02657
Soldier Ride: Cape Cod – Saturday 19th May 2018
Overview of End Location:



Detailed Overview of End Location:



***NOTE:** Please be flexible with actual location/placement on site, sometimes we have to accommodate changes that arise last minute.



TOWN OF TRURO

Board of Selectmen Agenda Item

DEPARTMENT: Administration

REQUESTOR: Nicole Tudor, Executive Assistant on behalf of Laura Kelley of Protect Our Cape Cod Aquifer (POCCA)

REQUESTED MEETING DATE: February 27, 2018

ITEM: Approving Comment letter to the Massachusetts Department of Agricultural Resources regarding Eversource's Vegetation Management Plan

EXPLANATION: The public comment period is open until March 2nd, with written comments being accepted until March 16th close of business on herbicide spraying along utility right-of-ways. Laura Kelly, Director of POCCA sent material requesting that the Board of Selectmen send a letter to Massachusetts Department of Agriculture Resources to stop the herbicide spraying along these utility right-of-ways in Truro.

FINANCIAL SOURCE (IF APPLICABLE): N/A

IMPACT IF NOT APPROVED: Truro would not be participating in sending a letter to MDAR requesting herbicides not be used along Truro utility right-of-ways.

SUGGESTED ACTION: *MOTION TO approve sending a letter to MDAR from the Board of Selectmen during the MDAR public comment period on the Vegetative Management Plan.*

ATTACHMENTS:

1. Information from Laura Kelley
2. Public Hearing for Vegetative Management Plan
3. Draft letter from Truro BoS to MDAR **to be added on 2/26/2018**
4. New Flyer Showing Change of Dates



RCVD 2017DEC20 AM10:51
ADMINISTRATIVE OFFICE
TOWN OF TRURO

Dear Town Administrator:

Please review material provided to prepare your town to respond to the upcoming regional hearing on Eversource's five year Vegetation Management Plan (VMP) 2018.

This packet provides arguments why Eversource should not use toxic herbicides along Rights- of-Way (ROW) power lines on Cape Cod and Martha's Vineyard. Given Cape Cod's unique glacial hydrology, the VMP by Eversource is too generic and does not adequately protect our groundwater. 11.00 CMR 333 says there is a statewide uniform regulatory process but is not compatible with Cape Cod's hydrology. We live on sand that permeates very rapidly. The sand, silt and clay between the surface and our water moves at much faster hydration rates than elsewhere. Attached maps show ROW power lines, as well as water lenses we rely on for drinkable water. Please get more specific maps of your town's public and private wells from your respective conservation commissions to illustrate in more detail where wells are located along ROW in your town.

The future of the health of our water depends on how towns proceed forward. No one company uses more toxic herbicides on Cape Cod than Eversource. It is common sense that less used the better for the longevity of our natural resources. Thousands of gallons of herbicides are used yearly by Eversource to maintain vegetation to keep our electrical lines safe. The goal is to lessen the amounts of herbicides used, considering we live above the water we drink. This packet gives you the ability to work with Eversource as well as the Massachusetts Department of Agricultural Resources (MDAR) on the matter. MDAR oversees Eversource's maintenance plans. There is a Yearly Operational Plan (YOP) that comes out after the VMP and needs to be within the guidelines of the VMP but is more specific, listing towns applied and which herbicides used that year.

Just remember, the EPA defines a sole source aquifer (SSA) as one where the aquifer supplies at least 50 percent of the drinking water for its service area. There are no reasonably available alternative drinking water sources should the aquifer become contaminated. In 1982, Cape Cod was designated by the EPA as an SSA and we are over 90% dependent.

Considering there are other ways to maintain vegetation overgrowth along power lines in your town that are less toxic, in an attached document we offer some strong arguments why Eversource does not need to apply more herbicides to your land. Please take the information attached and consult with your town counsel how your town will respond to this critical issue when the VMP comes out:

1 - Town to be prepared to testify at the regional hearing of Eversource's VMP (Vegetation Management Plan) for 2018 to mitigate the use of toxic herbicides on Cape Cod. The VMP 2018 should be out any day now.

P.O. Box 17, North Eastham, Ma 02651

774.353.6511 * www.POCCACapeCod.org * poccapocod@gmail.com

2 - When the VMP 2018 is made public, have your town Water Department submit a written testimony with your town letterhead to: MDAR (Mass Department of Agricultural Resources), 251 Causeway Street, Suite 500, Boston, MA 02114. Submit within the 45 day comment period allowed, after the VMP 2018 comes out. In your testimony, point out specific facts of your town's hydrology through maps of Rights-of-ways, where your town private and public wells are, ground-water flow and depths to water level flow with maps. According to a recent Division of Administrative Law of Appeals (DALA) ruling, your water department may be able to demonstrate being an aggrieved party when toxic herbicides are applied by Eversource, through compromise of (its) regulatory authority (town of Brewster et al v. Department of Agricultural Resources: MS-17-447 and 456).

3 - Consider approaching neighboring towns who share the same watershed/lens to unite on this important matter that affects us all.

Eversource has completed the first 5 year VMP plan that concluded this fall, 2017. Now is a critical time in stopping toxic herbicide use as a way of maintenance by Eversource for the next 5 years. It is critical for towns to get involved or another 5 years will go by.

It is up to us to protect the land we all love and the natural resources upon it we rely on.

Thank you for taking the next step to work with your town water department on this important matter. The POCCA team is available for meetings to share what we've learned over the years to address this issue. The future of our water depends on this. Time is of the essence since the next VMP 2018 will be coming out any day. We may not be able to solve the prevention of all herbicide use, but we can solve this part of herbicides potentially getting into our fresh and salt waters. See attached document for a list of alternative solutions as well.

Respectfully, the POCCA team:

Laura Kelley, Eastham

Steve Leibowitz, Brewster

Brian O'Malley, MD, Provincetown

Todd Kelley, Chatham

P.O. Box 17, North Eastham, Ma 02651

774.353.6511 * www.POCCACapeCod.org * poccapcod@gmail.com



**Due to the unique hydrology of Cape Cod and Martha's Vineyard,
Eversource should not apply herbicides along ROW for vegetation management**

We request a unique vegetation management plan designed for Cape Cod and MV without the use of herbicides ~

Below are reasons or arguments listing why toxic herbicide use this way should be stopped:

Argument #1:

The unique hydrology of Cape Cod and Martha's Vineyard presents a number of features which directly affect ground-water flow, and which support a contention that the standards embodied in 333 CMR are not adequate for the prevailing conditions on this peninsula.

The Cape was formed from two glacial moraines, the Buzzards Bay, and the Sandwich on the western Cape, and their outwash plains which form most of the mid, south and eastern Cape. These soils consists of unconsolidated material, ranging from coarse gravel to sand and silt, and are characterized by high values for hydraulic conductivity. Water moves quickly through them. Best estimates, from Guswa and LeBlanc 1985, suggest lateral conductivity rates of 200 ft/day in fine sand, and 300 ft/day in coarser sand and gravel. Vertical conductivity is estimated to be about 10% of horizontal, on the order of 20-30 ft/day. The organic content here is very low.

Importantly, the Cape is an EPA-designated sole source aquifer. That is, nearly all of our fresh water comes from the ground beneath us. Five distinct lenses of fresh water are recognized for drinkable water; these have relatively stable boundaries. Depth from the land surface to fresh groundwater is less than 50 feet for most of the Cape, with a maximum of about 80 feet at the crest of the Sandwich moraine, and values under 20 feet east of the mid-Cape. Thus, a critical, single-source aquifer underlies all of Cape Cod, covered by a shallow layer of mostly highly-permeable sandy soil, with low retention rates that markedly limit biodegradation of any contaminants.

We argue that these region-specific conditions call for additional layers of protection for our groundwater. The application of toxic materials to the ground surface will result in percolation into the soil, and into its shallow freshwater lenses, over short time-frames.

[Digital Models of Ground-Water Flow in the Cape Cod Aquifer System, Massachusetts; United States Geological Survey, Water-Supply Paper 2209; Guswa, John H and LeBlanc, Dennis R; 1985]

[Cape Cod Glacial Aquifer Massachusetts; Margaret Martin; GO571; Hydrogeology, Spring 2008]

<https://www3.epa.gov/region1/eco/drinkwater/solecape.html>

Argument #2:

Glyphosate, the active ingredient in RoundUp herbicide, is a biocide that interferes with cellular metabolism, and a toxin. It is one of the five herbicides Eversource uses on Cape Cod and Martha's Vineyard. Its use would otherwise not need be restricted by precautions and regulations. Its toxicity is of concern around the world, and it has been banned in many jurisdictions, including the Netherlands, France, Belgium, Russia, Malta, Sri Lanka, Mexico, Argentina and Columbia. Brazil is moving toward a ban. By a split vote this month, November 2017, Europe did not enact a ban on glyphosate, but the decision was very controversial (and may lead to the fall of the governing coalition in Germany.) The US State Department aggressively promotes its use worldwide.

The World Health Organization's International Agency for Research on Cancer (IARC) recognizes glyphosate as a cause of cancer, especially non-Hodgkin's lymphoma in humans, and others in lab animals. It is recognized as a probable cause of acute renal failure, which is epidemic in a number of tropical-latitude agricultural societies. The state of California lists glyphosate as a cancer-causing agent on labels of the product.

<https://www.nature.com/news/widely-used-herbicide-linked-to-cancer-1.17181>

<https://toxics.usgs.gov/highlights/glyphosate02.html>

Argument #3:

Emerging Contaminants

For many years, fire-suppressing foams containing Perfluoroalkylated compounds were used at the Barnstable Airport and Fire Training Academy. These were federally approved chemicals, used in many other applications. More recent investigations have revealed previously unknown and significant health risks attributed to exposure to these compounds. In response, the EPA set new permissible limits for drinking water. Well fields down-gradient from the airport and FTA were found to have higher-than-permitted concentrations of several of these compounds. An expensive remediation effort, with pumping and filtering of the water, is underway, and will last for years. Barnstable County will be liable for at least 3-4 million dollars of this cleanup.

Given the known current scientific concerns about the herbicides used on the rights-of-way, prudence would dictate that their use be curtailed now. The extent of contamination of our aquifer would make cleanup efforts unaffordable for every Town and the County.

<http://www.barnstablepatriot.com/news/20170629/barnstable-county-town-settle-fire-training-academy-suit>

Example for #3: Banned DDT: President Kennedy from Cape Cod banned DDT in 1970. Today it still shows up in testing from Silent Spring, please visit their website for more information!

Argument 4:

The label is the law: See links listed showing the labels for each herbicide. Read the environmental hazards. Does this make you feel comfortable as a town leader allowing it in your town when there are alternative ways to maintain vegetation overgrowth along ROW's? In Eversource's VMP, it states they have a goal of "reducing the risk of unreasonable adverse effects to the health and well being of humans, animals and the environment." Using herbicides contradicts this statement. Here is the label of each one of the herbicides used: Glyphosate, Ammonium Fosamine, Triclopyr, Metsulfuron Methyl, Imazapyr. Google the labels of each of these and please read Environmental Hazards.

<https://www.tisbury.ma.gov/node/1/files>

Argument 5:

There are numerous violations by Eversource contractors. Strict regulations exist for their applicators to follow. There are instances of complaints filed against Eversource for violating application standards in the YOP and no record of them being held accountable for these. For example this fall, a resident documented spraying in the rain in Chatham, applications at 18MPH winds and higher gusts. Here are some references to violations:

<http://nebula.wsimg.com/b7f44ffb0e6a130e367275ac1437c71b?AccessKeyId=053931DA38466C31083D&disposition=0&alloworigin=1>

Argument 6:

Toxic plume in Eastham: It was discovered in 2012 that the Eastham dump had percolated enough toxins through sandy soils to contaminate wells, forcing the town to pay for bottled water for the neighborhoods affected. Whether water is drawn from private or public wells, it comes from the same source.

<http://www.capecodtimes.com/news/20170914/eastham-water-pollution-lawsuit-settled>

Argument #7:

Vegetation on ROW:

YOP 1. Introduction:

Second paragraph.

“Eversource must keep these ROWs free from hazards and encroachments. In this effort, the vegetation on the ROW corridors must be maintained at an early stage of plant succession (herbaceous plants and shrubs).

Third paragraph: This program supports a healthier more diverse habitat for wildlife that depends upon early successional landscapes.”

Response: It is agreed that a “healthier more diverse habitat for wildlife depends upon early, successional landscapes,” so why allow the use of toxic herbicides along these unique landscapes?

YOP IV. Identification of Target Vegetation for Herbicide Applications:

Third paragraph: “In fact, ROW’s are one of the primary early successional plant communities remaining in New England. As a result, many plant and animal species use ROWs as their homes, feeding grounds or nurseries. Certain plant species, therefore, are generally encouraged on the ROW through the use of an Integrative Vegetation Management (IVM) program.”

Response: This is a fact. ROW’s do create critical edge habitat (transition from forested upland to open field) that provides for a diverse canopy of wildlife. This includes deer, coyote and fox that thrive on the edge habitat, to specific birds nesting in low vegetation along the ROW’s, as well as, raptors (hawks and owls) waiting in the tree line. These are among the last areas of potential Southern New England sandplain grasslands that support native grasses, smaller prey wildlife and endangered wildflowers such as New England Blazing Star (found this summer in the ROW within Nickerson State Park). Pollinators are a critical part of this wildlife canopy. The existing VMP approach is to apply indiscriminate broad-spectrum toxic herbicides and potentially poison them. How does this method promote a healthy and sustainable wildlife corridor?

Fifth paragraph.

“Eversource intends to control noxious plant species including invasive, poisonous plants and vines at their facilities. Invasive plant species have become an increasing concern throughout Massachusetts in areas that include ROW corridors

where they can spread rapidly and move into the adjacent landscape Eversource plans to use herbicides to spot treat poisonous plants at sites under its ROWs identified as having a high risk of posing a health hazard. Noxious vegetation, likewise, poses a risk to the safety and health of all individuals working on or traversing a ROW and it can impede a rapid response in an emergency.”

Response: Eversource’s definition of noxious and poisonous plants is not clear or specific, but it is the nature of invasive plants to get their foothold in disturbed areas. If management policy is to continue to disturb the area, what else will grow but the invasive plants that are first to sprout? Where natural native plant communities persist, there is a minimum of invasive plants present. Encouraging native groundcovers and grasses along ROW is most ideal creating a sustainable situation. Selective mechanical methods allow for native communities to grow and reduce the need for vegetation management over time.

<http://www.mass.gov/eea/docs/agr/pesticides/rightofway/yop/eversource-energy-yop-2017-cape-cod-and-islands.pdf>

Argument 8:

The Assembly of Delegates of Cape Cod approved a resolution in Spring 2016 supporting the call by every Cape town to stop the use of herbicides on ROW’s.

<https://3r9qki35veds49kv7zzguner-wpengine.netdna-ssl.com/wp-content/uploads/2014/02/5-18-16-UNAPPROVED-Journal-1.pdf> (see page 8).

Argument 9:

Senate Bill S.409: “An act relative to vegetation management”: Presented by Senator Julian Cyr, Cape and Islands, Rep. Sarah K. Peake, 4th Barnstable, Senator Michael J. Barrett, Senator James B. Eldridge, Middlesex and Worcester and Rep. Carmine L. Gentile, 13th Middlesex.

Senator Julian Cyr wrote a bill to give towns the right to negotiate with Eversource for alternative methods of handling vegetation. The bill is currently in the Joint Committee on Environment, Natural Resources and Agriculture. Oral testimony was given and written testimony is being accepted.

<https://malegislature.gov/Bills/190/S409>

Brought to you by the Protect Our Cape Cod Aquifer (POCCA) team:

Laura Kelley, Eastham

Steve Leibowitz, Brewster

Brian O’Malley, MD, Provincetown

Todd Kelley, Chatham

774.353.6511 * www.POCCACapeCod.org * poccapecod@gmail.com



Vegetation Management methods along ROW power lines without the use of herbicides 12 - 2017

Eversource chooses to use toxic herbicides to maintain vegetation along rights-of-way (ROW) power lines throughout Cape Cod and Martha's Vineyard. The Massachusetts Department of Agricultural Resources (MDAR) allows herbicide use because the Environmental Protection Agency (EPA) approved them. Eversource is not mandated to use herbicides, yet they choose to because the state allows them.

We seek an alternative solution that all of Cape Cod's 15 towns and all of Martha's Vineyard's 6 towns can use instead of herbicides.

The use of herbicides to maintain vegetation over growth along ROW is unnecessary. There are other ways that are successful and that have less potential of harming natural resources, animals or people over time. Considering we live above a sole-source aquifer we should have a vegetation plan without anything that is toxic. Also please note the depth to groundwater from ROW power lines throughout most of Cape Cod is from 10 to 40 feet and as you know we have sand as soil that everything permeates faster than we realize.

Currently Eversource hires or contracts out existing landscape companies to spray herbicides. They do a foliar application targeting leaves of unwanted plants, as well as, a woody application targeting thicker cambiums in trees with a different mixture of herbicides. Eversource oversees their work making sure they don't apply within any water zones or within certain distances to private or public wells. Each applicator targets with herbicides particular plants one at a time.

Below are alternatives to herbicide use:

1 - The best case would be to create a sustainable corridor along ROW by removing unwanted vegetation that is a threat to our power source and installing native ground cover plants that grow less than 10 feet in height. Adding wanted plant communities is the actual action of giving back to the land to encourage the desired effect. The new plantings need to work by enhancing the native plant communities already established and have some aftercare strategy that ensures new plantings get established.

2 - The next major thought to remember is when removing, only remove the unwanted vegetation, leaving what naturally grows that is less than 10 feet, there are a few ways to go about this:

A - Hand pruning - cut down by hand with pruners and loppers what may harm electric wires in time. This is the best way to maintain vegetation because it is thorough. As current applicators spray one plant at a time, it is possible to cut each plant instead.

B - "Weed heaters" - this type of hand held propane tool will heat plants down to the ground. The advantage of this method is that plant ash becomes food for remaining vegetation. It is an easy, cost effective solution one plant at a time. In nature selective burning rejuvenates areas becoming beneficial nutrition to the area. Google weed heaters to learn more.

3 - Ways that will take down all vegetation that are less harmful than herbicides over time:

A - Mowing - this is the way ROW power lines were maintained prior to herbicide use. Granted it is messy, disturbing to animals, cuts back more than necessary, it still doesn't have the potential to harm any of our natural resources here. Costs are for gas and equipment.

B - Goats - a great way to maintain vegetation and they will eat poison ivy too. There is a goat farm in Barnstable with 20 goats who need to be fed, they are aware of ROW corridors and are willing to help if allowed. The only drawback is they will eat everything, good vegetation as well but they don't need gas and they leave fertilizer.

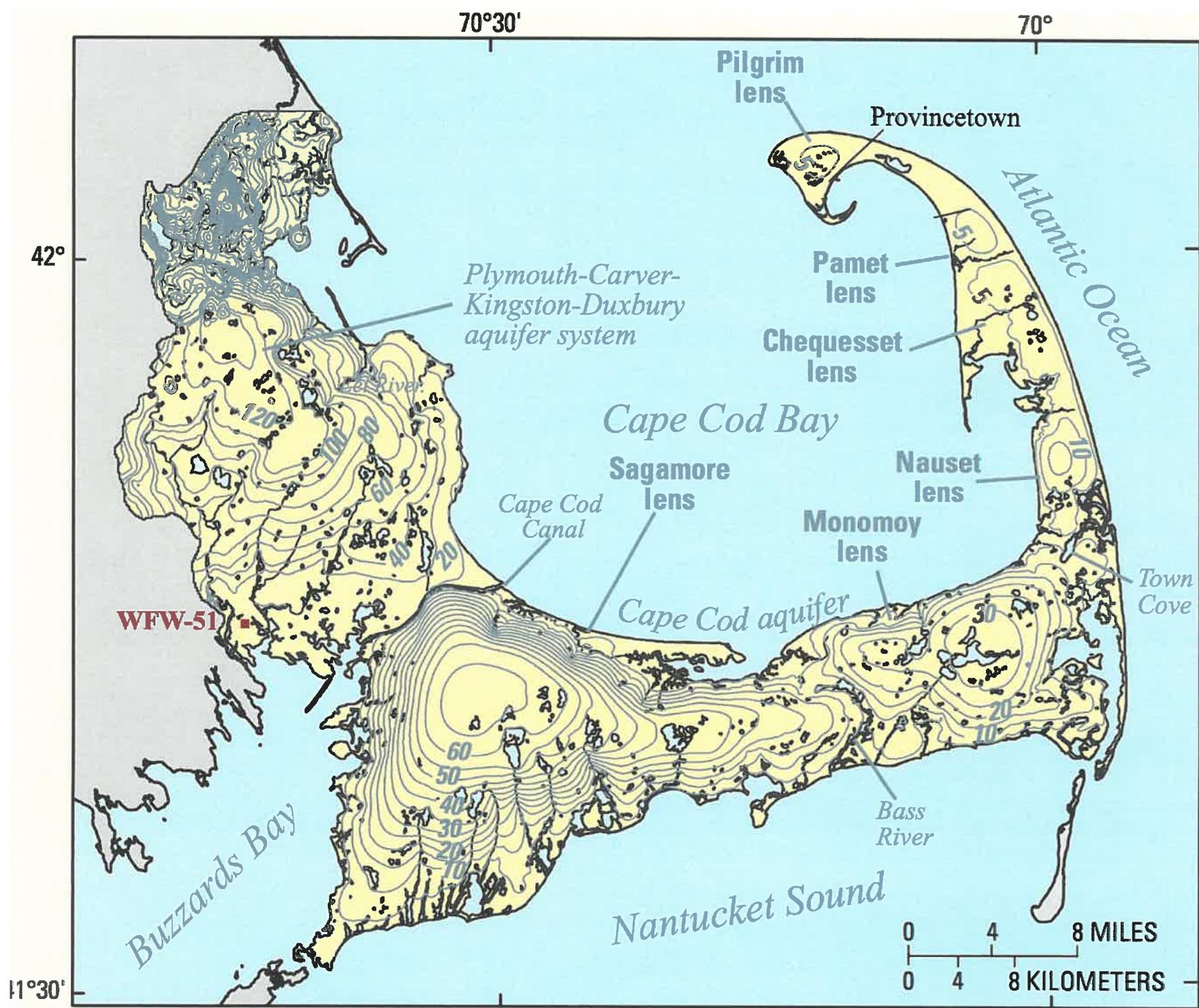
We recommend ONE solution that is best for Cape Cod and Martha's Vineyard's 21 towns, that will simplify things. We also believe towns should be able to maintain their own ROW if they choose to and Eversource can oversee their work just as they do currently with their hired landscapers. If it becomes about money then Eversource needs to prove what it costs them currently per town. A few years ago Mashpee requested they maintain their own ROW at their own cost and Eversource said no.

This document written by The POCCA Team:
Laura Kelley of Eastham
Brian O'Malley, MD, of Provincetown
Steve Leibowitz of Brewster
Todd Kelley of Chatham

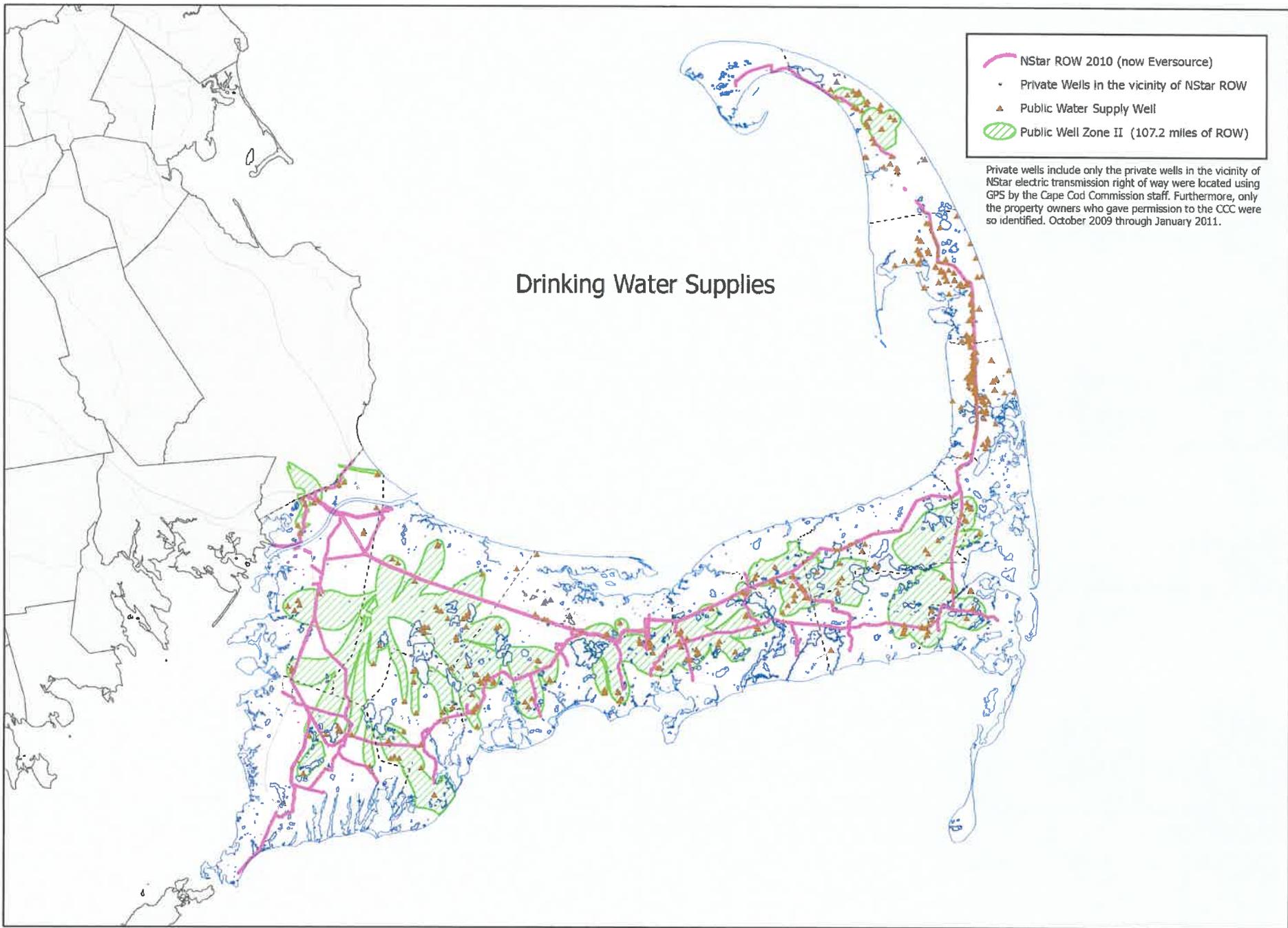
Helping to protect our quality of life on Cape Cod and Martha's Vineyard

P.O. Box 17, North Eastham, MA 02651

(774) 353-6511 • www.POCCACapeCod.org • poccapotecod@gmail.com



Base from U.S. Geological Survey and Massachusetts Geographic Information System data sources, Massachusetts State Plane Coordinate System, Mainland Zone



- NStar ROW 2010 (now Eversource)
- Private Wells In the vicinity of NStar ROW
- ▲ Public Water Supply Well
- Public Well Zone II (107.2 miles of ROW)

Private wells include only the private wells in the vicinity of NStar electric transmission right of way were located using GPS by the Cape Cod Commission staff. Furthermore, only the property owners who gave permission to the CCC were so identified. October 2009 through January 2011.

Drinking Water Supplies

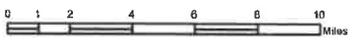
D:\arcgis\Public\GIS\NStar\row\row_2010\row_2010.mxd

Cape Cod Water Resources

This map is made by the GIS Department of the Cape Cod Commission, a division of Barnstable County. The information depicted on these maps is for planning purposes only. It is not adequate for legal boundary definition, resolution, interpretation, or as a legal document. It should not substitute for actual on-site surveys or authoritative deed research.

Date: 8/21/2017
User: gprhlm

Service Layer Credits:
Public Water Supply Wells and Zone II's; DEP/MassGIS 2017.
NStar Right of Way (now Eversource); based on poles from orthophotos 2009.
Time of Travel to Public Wells; USGS 2011.
Private Wells in the Vicinity of NStar ROW; CCC 2011.



THE COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS



Department of Agricultural Resources
251 Causeway Street, Suite 500, Boston, MA 02114
617-626-1700 fax: 617-626-1850 www.mass.gov/agr



CHARLES D. BAKER
Governor

KARYN E. POLITO
Lt. Governor

MATTHEW A. BEATON
Secretary

JOHN LEBEAUX
Commissioner

NOTICE: PUBLIC HEARINGS FOR VEGETATION MANAGEMENT PLAN

Pursuant to the Rights-of-Way Management Regulations (333 CMR 11.00) in order to apply pesticides to control vegetation to maintain Rights-of Ways, the Department of Agricultural Resources must approve a Vegetation Management Plan (VMP) and a Yearly Operational Plan (YOP). The VMP is intended to justify the need to control vegetation, identify target vegetation, describe the intended methods of control, describe methods for identifying sensitive areas, describe operational guidelines for applicators, outline a program of Integrated Pest Management (IPM) designed to reduce the use of herbicides, and describe alternative land use activities.

The following municipalities are advised that Eversource Energy, Eastern MA proposes to utilize herbicides to treat their Rights-of-Way on Cape Cod and Martha’s Vineyard:

MUNICIPALITIES		
BARNSTABLE	EDGARTOWN	SANDWICH
BOURNE	FALMOUTH	TISBURY
BREWSTER	HARWICH	TRURO
CHATHAM	MASHPEE	WELLFLEET
DENNIS	OAK BLUFFS	YARMOUTH
EASTHAM	ORLEANS	

PUBLIC HEARINGS SCHEDULED:

In accordance with 333 CMR 11.05 the Department of Agricultural Resources will conduct regional hearings to receive public comment on the proposed Vegetation Management Plan for the Eversource Energy, Eastern MA as submitted by Eversource Energy.

To provide all interested parties an opportunity to comment on the proposed VMP, public hearings will be held at the following locations:

Thursday, March 1, 2018: Sandwich Town Hall Auditorium, 136 Main Street, Sandwich, MA from 11:00am – 12:30pm

Available for Public Review Prior to Hearings:

Section 11.05 (3)(d) of the Row Management Regulations provide: “At least 21 days prior to the end of the public comment period, the applicant shall send a copy of the proposed VMP to the chief elected official, the Board of Health, and the Conservation Commission in affected communities upon their request.” Such request should be made to:

William Hayes, Senior Arborist
Eversource Energy, Eastern MA
Vegetation Management
247 Station Drive, SE-370
Westwood, MA 02090-9230
781-441- 3932 (office)

RCUD 2018FEB12 AM11:04
ADMINISTRATIVE OFFICE
TOWN OF TRURO

The proposed VMP is posted at <http://www.mass.gov/eea/agencies/agr/pesticides/vegetation-management-and-yearly-operation-plans.html> and <https://www.eversource.com/content/ema-c/about/about-us/doing-business-with-us/municipal-officials/transmission-vegetation-management> for reviewing. It is also available for review at the Reference Desk of the following public libraries:

Jonathan Bourne Library, 19 Sandwich Road, Bourne, Massachusetts

Written Comments Requested

The public hearings listed above will give interested parties the opportunity to present data, views or arguments, orally or in writing concerning the proposed VMP. Persons giving testimony are also requested to provide written comments. Written comments in advance of the hearing dates are welcome. The Department will accept written testimony concerning the Eversource Energy, Eastern MA VMP until the close of business: Friday, March 2, 2018
Commentary should be sent to:

Rights-of -Way Program
Massachusetts Department of Agricultural Resources
251 Causeway Street, Suite 500 Boston,
Massachusetts 02114-2151

Comments period closes end of business: Monday, March 2, 2018

THE COMMONWEALTH OF MASSACHUSETTS

EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS



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To provide all interested parties an opportunity to comment on the proposed VMP, public hearing will be held at the following location:

Tuesday March 6, 2018:

Chatham Town Office Annex
Lower Level
261 George Ryder Road
Chatham, MA

Public Hearing: 11-12:30
Outreach: 12:30-2

Available for Public Review Prior to Hearings:

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Commentary should be sent to:

Rights-of -Way Program
Massachusetts Department of Agricultural Resources
251 Causeway Street, Suite 500 Boston,
Massachusetts 02114-2151

Comments period closes end of business: Friday, March 16, 2018

**Eversource's Vegetation Management Plan (VMP) 2018 - 2022
Lists Herbicide use for the next five (5) years on Cape Cod and MV**



It will take our community to write to MDAR against the VMP, closing date is March 16th

~ Did you know the Mass. Department of Agricultural Resources (MDAR) will approve the VMP because the EPA says herbicides are legal, even though we live above drinkable water that is on average less than 20 feet below us? The state (MDAR) needs to listen to Cape Cod town officials who stated they do not want this happening again on their land. Even our Cape Cod Assembly of Delegates wrote a resolution against this in March 2016, yet the state over-rides the documented wishes of towns allowing herbicide use when there are many other successful alternatives out there that are not as harmful over time to our natural resources here. Your involvement is critical at this time.

~ Did you know in 2013 Eversource used 2,026.5 gallons of herbicides along power lines Cape Cod? Did you know in 2014 Eversource used 2,103 gallons of herbicides along power lines on Cape Cod? Did you know Eversource just completed the first VMP for 5 years of applying herbicides, that's over 10,000 gallons of herbicides were allowed by MDAR and used when there are other solutions available?

Cape Cod has a unique ecology with sand for soil so it easily permeates contaminates at a rate of foot a day on average. Why add more to the mix? The Cape has 5 drinkable lenses, neighboring towns share the same lens. Drinkable water is 12 below the surface in Brewster and Eastham, then 20 feet in Chatham, 80 feet in Sandwich.

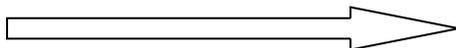
We can have electricity without harming our natural resources over time.

Your help is needed to write a comment on record by March 16th ~ for details please turn over.

Thank you for caring enough to do something about this. Cape Cod needs us now!

This brought to you by the POCCA team: Protect Our Cape Cod Aquifer ~ www.poccapcod.org

~Join our E-newsletter for weekly updates on news about our water ~



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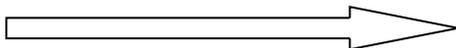
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This is a mission that will take our caring community reaching out to make a difference.

Please write a strong, FACT-based comment to MDAR and become a part of history to protect our beloved Cape Cod and MV. It is up to us and power in numbers will be what heals this important situation

There are a few things each of us can do to help stop this unfortunate issue:

1.) Write a Fact-based comment by March 16th, 2018 at 5pm ~ 'snail mail' only, to:

Rights -of- Way Coordinator, Massachusetts Department of Agricultural Resources
251 Causeway Street, Suite 500 Boston, MA 02114

* For more ideas on what to write visit: www.pocccapecod.org and click on VMP for arguments ~

2.) Be present at Eversource's Public Hearing, there are two (2) Hearings, both at 11am to 12:30p:

~March 1st in Sandwich at Town Hall Auditorium at 136 Main St. Sandwich Ma.

~March 6th at Chatham Town Hall Offices Annex, lower level out back, at 261 George Ryder Rd Chatham

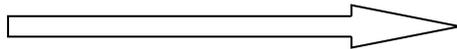
3.) Contact your town Board of Health and town Water Boards requesting they write against this also.

Ask your town officials to be at the Public Hearing to state they don't want herbicide use by Eversource.

4.) Connect with your circles of friends and loved ones asking they do all the above also.

This is very a helpful step in the success, it widens the outreach sharing this important matter.

This hand-out brought to you by the POCCA Team ~ Protect Our Cape Cod Aquifer is helping to protect our quality of life on Cape Cod. For Q's contact: Laura Kelley 774.353.611 pocccapecod@gmail.com



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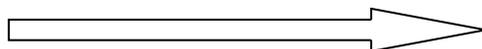
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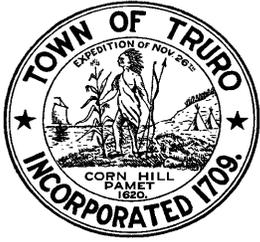
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TOWN OF TRURO

Board of Selectmen Agenda Item

DEPARTMENT: Licensing Department

REQUESTOR: Noelle Scoullar, Executive Assistant on behalf of The Box Lunch

REQUESTED MEETING DATE: February 27, 2018

ITEM: Approval of 2018 Common Victualler License -
The Box Lunch (Annual Common Victualler) 300 Route 6

EXPLANATION: The approval of the Annual License for The Box Lunch is under the authority of the Board of Selectmen as the Local Licensing Authorities. Should you approve this license for renewal, the license will be issued only upon compliance with all regulations, receipt of the necessary fees and prior approval of the Food Service License by the Health Agent. The Box Lunch was issued their Food Service Licenses by the Health Agent on February 20, 2018. There were no reported issues with this establishment in 2017.

Mass General Law	Licenses & Permits Issued by Board of Selectmen	Names of Businesses
Chapter 140 § 2	Common Victualler (Cooking, Preparing and Serving food)	The Box Lunch

FINANCIAL SOURCE (IF APPLICABLE): N/A

IMPACT IF NOT APPROVED: The applicant for the annual Common Victualler will not be issued their 2018 License to operate at The Box Lunch in the Town of Truro.

SUGGESTED ACTION: *Motion to approve the 2018 annual Common Victualler License for The Box Lunch upon compliance with all regulations and receipt of the necessary fees.*

ATTACHMENTS:

1. Renewal Application for 2018: The Box Lunch



#2018-068

HEALTH DEPARTMENT
TOWN OF TRURO
AD



**Town of Truro
Board of Health**

24 Town Hall Road, P.O. Box 2030, Truro, MA 02666
Tel: 508-349-7004, Extension: 131 Fax: 508-349-5508
Email: ebebe@truro-ma.gov or adavis@truro-ma.gov

FEB 16 2018

RECEIVED BY:

APPLICATION FOR FOOD SERVICE – COMMON VICTUALER

New Renewal

RCVD 2018FEB20 AM 11:53
ADMINISTRATIVE OFFICE
TOWN OF TRURO

Section 1 – License Type

Type of License: Food Service Common Victualer

Type of Food Service Establishment:

- Food Service (restaurant or take out)
- Retail Food (commercially prepared foods)
- Residential Kitchen
- Bed & Breakfast w/Continental Breakfast
- Catering -
- Manufacturer of Ice Cream/Frozen Dessert
- Bakery

Section 2 – Business/Owner/Manger Information

Federal Employers Identification Number (FEIN/SS) [REDACTED]

Business Name: Box Lunch

Owner Name: Julie Grande

Email Address: [REDACTED] boxlunchptown@gmail.com

Mailing Address: 355 Commercial St #4 Provincetown, Ma

Phone No: [REDACTED] 02657

Person Directly Responsible for Daily Operations: (Owner, Person In Charge, Supervisor, Manager)

Name: Julie / Frank Grande

Email Address: boxlunchptown@gmail.com

Mailing Address: 355 Commercial St #4 Provincetown, Ma 02657

Phone No: [REDACTED] 24 Hour Emergency: [REDACTED]

Section 3 – Business Operation Details

Number of Seats: Inside: 0 Outside: _____ Number of Employees: 6

Length of Permit: Annual Seasonal Operation

Hours of Operation: 7AM To 7pm

Days Closed Excluding Holidays: Open 7 days per week

If Seasonal: Approximate Dates of Operation: 3/1/18 To 12/31/2018

↑
- more. waly 3/10 -

- 5/22/2022

Certified Food Manager(s) (attach copy): (at least 1 full-time equivalent PER SHIFT required)

Julie Grande Frank Grande

Allergen Awareness Certification (attach copy):

Julie grande Frank grande
5/22/2022

Has your menu changed from last year? Yes No

If yes please attach copy of menu or provide description of food to be prepared and sold:

Section 4 - Attestation

Attestation

I, the undersigned, attest to the accuracy of the information provided in this application and further agree to allow the regulatory authority access to the food service establishment as specified under § 8-402.11. I affirm that the food establishment operation will comply with 105 CMR 590.000, Truro Board of Health Regulation Section X, Food Service Regulations and all other applicable laws. Pursuant to MGL Ch. 62C § 49A, I certify under the penalties of perjury that I, to my best knowledge and belief, have filed all state tax returns and paid state and local taxes required by law.

Signature of Applicant:

J Grande

Date:

1/19/2018

Application Checklist:

- Food Service Permit Application
- Smoke Detector/Fire Protection Certification
- Workers Compensation Affidavit/Certificate of Insurance
- Copy of Inspection of Kitchen Equipment: Commercial Hood and Ventilation System Report
- Copy of Service report of mechanical washing equipment (Dishwasher)
- Copy of ServSafe Certification and Allergy Awareness
- Copy of Choke Saver (for food service establishment w/seating capacity of 25 or more)

FOR HEALTH DEPARTMENT USE ONLY

Comments: _____

Review by _____ Date _____

lost yr.

Valed
until 3/3/2018



TRURO FIRE RESCUE
Truro Public Safety Facility
344 Route 6 Truro, MA 02666

**FIRE PROTECTION SYSTEMS
ANNUAL TEST REPORT**

BUSINESS NAME: Box Lunch

OWNER/MANAGER: Julie Grande

ADDRESS: 300 RT 6 Truro, Mass 02666

PHONE #: [REDACTED] NUMBER OF UNITS: _____

CONTACT PERSON: Julie Grande [REDACTED]

ADDRESS: 355 Commercial St #4 Provincetown, MA 02657

TESTING COMPANY: _____

TESTING ELECTRICIAN/TECHNICIAN: _____

COMPANY PHONE #: _____ HOME PHONE #: _____

LICENSE #: _____

The fire protection system (s) including, but not limited to, (Sprinkler Systems) (Range Hood Systems) (Fire Extinguishers) (Type I II III Fire Alarm Systems) (C.O. Detectors) at the above mentioned business address, were tested, (CERTIFIED) the add parts of the systems, were found to be, or corrected to be, fully operational.

COMMENTS: _____

DATE OF CERTIFICATION: _____ BY: _____

Signature of Licensed Electrician

THIS REPORT MUST BE FILLED OUT AND SUBMITTED, PRIOR TO THE ISSUANCE OF, OR RENEWAL OF A LICENSE TO OPERATE WITHIN THE TOWN OF TRURO.



The Commonwealth of Massachusetts
 Department of Industrial Accidents
 1 Congress Street, Suite 100
 Boston, MA 02114-2017
 www.mass.gov/dia

Workers' Compensation Insurance Affidavit: General Businesses.
 TO BE FILED WITH THE PERMITTING AUTHORITY.

Applicant Information

Please Print Legibly

Business/Organization Name: JCG LLC dba Box Lunch Truro

Address: 300 Rt 6 Truro, Mass (022)

City/State/Zip: Truro, Mass 02666 Phone #: 5 [REDACTED]

Are you an employer? Check the appropriate box:

- 1. I am an employer with 5-6 employees (full and/or part-time).*
- 2. I am a sole proprietor or partnership and have no employees working for me in any capacity. [No workers' comp. insurance required]
- 3. We are a corporation and its officers have exercised their right of exemption per c. 152, §1(4), and we have no employees. [No workers' comp. insurance required]*
- 4. We are a non-profit organization, staffed by volunteers, with no employees. [No workers' comp. insurance req.]

Business Type (required):

- 5. Retail
- 6. Restaurant/Bar/Eating Establishment
- 7. Office and/or Sales (incl. real estate, auto, etc.)
- 8. Non-profit
- 9. Entertainment
- 10. Manufacturing
- 11. Health Care
- 12. Other _____

*Any applicant that checks box #1 must also fill out the section below showing their workers' compensation policy information.
 **If the corporate officers have exempted themselves, but the corporation has other employees, a workers' compensation policy is required and such an organization should check box #1.

I am an employer that is providing workers' compensation insurance for my employees. Below is the policy information.

Insurance Company Name: Fireside Insurance Agency

Insurer's Address: 10 Shank Painter Rd

City/State/Zip: Provincetown, MA 02657

Policy # or Self-ins. Lic. # [REDACTED] Expiration Date: 3/26/18

Attach a copy of the workers' compensation policy declaration page (showing the policy number and expiration date).

Failure to secure coverage as required under Section 25A of MGL c. 152 can lead to the imposition of criminal penalties of a fine up to \$1,500.00 and/or one-year imprisonment, as well as civil penalties in the form of a STOP WORK ORDER and a fine of up to \$250.00 a day against the violator. Be advised that a copy of this statement may be forwarded to the Office of Investigations of the DIA for insurance coverage verification.

I do hereby certify, under the pains and penalties of perjury that the information provided above is true and correct.

Signature: J Grande Date: 3/16/2018

Phone #: [REDACTED]

Official use only. Do not write in this area, to be completed by city or town official.

City or Town: _____ Permit/License # _____

Issuing Authority (circle one):
 1. Board of Health 2. Building Department 3. City/Town Clerk 4. Licensing Board 5. Selectmen's Office
 6. Other _____

Contact Person: _____ Phone #: _____



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
01/24/2018

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER FIRESIDE INSURANCE AGENCY, INC. 36 Shank Painter Road #10 P.O. Box '760 Provincetown, MA 02657	CONTACT NAME: _____	
	PHONE (A/C, No., Ext): _____	FAX (A/C, No): _____
E-MAIL ADDRESS: _____		
INSURER(S) AFFORDING COVERAGE		NAIC #
INSURER A: NorGUARD Insurance Company		31470
INSURER B: _____		
INSURER C: _____		
INSURER D: _____		
INSURER E: _____		
INSURER F: _____		

INSURED
 Box Lunch of Provincetown & J.C.G., LLC
 Box Lunch Truro
 353 Commercial Street #4
 Provincetown, MA 02657

COVERAGES **CERTIFICATE NUMBER:** **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSD WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
	COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER: _____					EACH OCCURRENCE \$ 0 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 0 MED EXP (Any one person) \$ 0 PERSONAL & ADV INJURY \$ 0 GENERAL AGGREGATE \$ 0 PRODUCTS - COM/OP AGG \$ 0
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY					COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	UMBRELLA LIAB <input type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE BED RETENTION \$					EACH OCCURRENCE \$ AGGREGATE \$
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N <input checked="" type="checkbox"/> Y <input type="checkbox"/> N/A	[REDACTED]	03/26/2017	03/26/2018	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 100,000 E.L. DISEASE - EA EMPLOYEE \$ 100,000 E.L. DISEASE - POLICY LIMIT \$ 500,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Exclusions:
Julie Grande;

CERTIFICATE HOLDER **CANCELLATION**

Town of Provincetown
 260 Commercial Street
 Provincetown, MA 02657

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

Number: 2018-068

Fee \$75.00

Town of Truro Board of Health
24 Town Hall Road, Truro, MA 02666
Permit To Operate A Food Establishment

In accordance with Regulations promulgated under authority of Chapter 111, Section 127A of the General Laws a Permit is hereby granted to:

Julie & Frank Grande, mgrs., d/b/a The Box Lunch

Whose place of business is **300 Route 6, Unit 4**

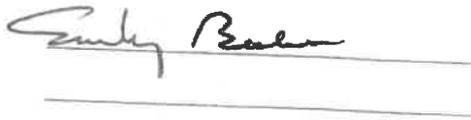
Type of business and any restrictions **Restaurant**

To operate a food establishment in **Truro, MA**

Permit Expires: **December 31, 2018**

Date Issued:

2/20/18



Truro Board of Health

DRAFT

**Truro Board of Selectmen Meeting
Tuesday, February 13, 2018
Selectmen's Chambers, Town Hall**

Members Present: Chair Paul Wisotzky; Maureen Burgess, Janet Worthington

Regrets: Jay Coburn, Robert Weinstein

Present: Town Manager Rae Ann Palmer; Assistant Town Manager Kelly Sullivan-Clark

Chair Paul Wisotzky called the meeting to order and at 5:00 p.m.

PUBLIC HEARINGS

Pamet Harbor Fees

Paul Wisotzky opened the public hearing on proposed changes to the Pamet Harbor Fee Schedule and the proposed addition of a Waterways User Permit Fee. Pamet Harbor Commission Chair Tim Silva, Harbor Master Tony Jacket and Pamet Harbor Commissioner Ricard Wood presented increases for Harbor fees and an additional Waterways User fee. They have been unsuccessful in raising ramp usage fees, which are determined by the state. The new fee proposals, modelled after Chatham's, are meant to reflect the parking, mooring and monitoring provided. The Harbor Master and Commissioners were open to revision of the fee schedule and user fee according to kinds of watercraft and will revise the proposal.

The Selectmen decided to wait for the full complement of members to vote on a revised version of the Pamet Harbor Fee Schedule and the Waterways User Permit Fee.

Aquaculture Grants

Chair Paul Wisotzky introduced the public hearing on applications filed for Shellfish Aquaculture Grants, pursuant to the regulations for Aquaculture Licenses, located in the Aquaculture Development Area. Dana Pazolt, presenting for the two applicants, and Shellfish Constable Tony Jacket explained the request. The plan is compliant with state regulations, Mr. Pazolt said. He explained markings for the grant area. Tony Jacket reported on aquaculture in Truro. He explained that terms will always end with the calendar year.

Maureen Burgess moved to issue Aquaculture Development Area licenses to Stephen Roderick for Grants #21 through #25 and John Burns for Grants #16 through #20 for a term of two (2) growing seasons beginning February 13, 2018 and ending December 31, 2019. Janet Worthington seconded, and the motion carried 3-0.

APPOINTMENTS

The Selectmen interviewed applicant Anne Greenbaum for a position on the Part-Time Residents Advisory Committee. She gave her background and interest in serving on the committee. As a mediator, she has training in conflict resolution. Ms. Greenbaum said she is spending more time in Truro and is becoming more involved in the community. She responded to the Selectmen's concerns on use of a residential tax exemption (RTE) elsewhere, her evaluation of the differing

opinions on the RTE, and transparency. She asked the Selectmen and Town Manager how they would measure the success of the Part-Time Resident Advisory Committee.

Selectmen will make their decision in spring after all applicants have been interviewed.

BOARD OF SELECTMEN ACTION

Recommendations for Cannabis Businesses in Truro - Discussion

Truro Agricultural Commission Chair David Dewitt presented recommendations for Cannabis businesses in Truro. He has been working with Representative Sarah Peake, Senator Julian Cyr and John Lebeaux, the Mass Department of Agricultural Resource Commissioner. They have campaigned to put provisions into regulations for small agricultural farms for marijuana cultivation. Mr. Dewitt has been attending state meetings promoting the industry for small farmers. Currently five Truro farmers and one Wellfleet farmer have been forming a cannabis growers co-op. They are seeking three bylaws to govern cannabis cultivation in Town. The Agricultural Commission is recommending moving forward with bylaws to allow three businesses: growing, processing and testing.

Mr. Dewitt outlined benefits to Truro that include a three percent local sales tax on all cannabis sales, twelve year-round jobs, expanding farms to maintain the agricultural character of the Town, and provided work for additional businesses. The cons regarding cannabis farming, processing and testing include more work for police, fire, health and building departments, the Planning and Zoning Board of Appeals, and Town Counsel. He explained that delivery is allowed by “brick and mortar” licensed businesses, but the state is discouraging delivery only businesses.

David Dewitt said he sees the issue as agricultural although he acknowledges it will always be controversial. He recommends creating rules, allowing only state licensed businesses, adhering to state laws for siting, and putting retail licenses into a moratorium until the 2019 Annual Town Meeting. Ms. Palmer said that a moratorium can only be authorized until December 2018. That would allow Planning Board time to develop cannabis zoning bylaws. A Special Town Meeting in fall would be needed to approve them. The Town Manager said this was too late for the Annual Town Meeting Warrant because of public hearing requirements. She said that the moratorium could go into place. The 3% sales tax Warrant Article is ready for Annual Town Meeting. Planning Board will need to work on zoning bylaws for cannabis, she said.

There would be no direct sales by the growers, David Dewitt said. Cultivators would deliver their product to a dispensary. Licensed processing and strictly monitored testing facilities go hand and hand with the cultivators, Mr. Dewitt said. Zoning bylaws are necessary to accept the tax, allow facilities, and regulate siting. The Agricultural Commission will work with education of townspeople, departments and boards. Maureen Burgess asked about oversight of the proposed industry.

Mr. Dewitt gave the time line for public comment, public hearings for Cannabis Cultivators Commission (CCC), and a deadline of March 15, 2018 for state legislators. The Marijuana Act authorizes and limits the way municipalities can regulate marijuana but allows for the creation of local bylaws to regulate the time, place and manner of marijuana establishments, processing,

testing or other marijuana businesses. Local laws cannot be so difficult to comply with that they would deter a prudent person from establishing a cannabis business. Applicants for a marijuana establishment license must demonstrate that they have provided a public outreach forum so that everyone has a chance to express their concerns and a host community agreement which stipulates the roles of the municipality and the marijuana establishment.

Rae Ann Palmer will consult with Town Counsel for recommendations on how Truro should proceed. Maureen Burgess said she was looking into possible conflicts of growing marijuana within the bounds of the National Seashore.

John Hopkins came forward to advocate for the use of medical marijuana. He gave personal testimony to the success of treating his serious health conditions with legal use of cannabis. Susan Howe added that craft growing was a good direction for industry in Truro.

Social Media Policy

Assistant Town Manager Kelly Clark explained the proposed Social Media Policy. This was one of the Selectmen Goals for 2018. Town Counsel has reviewed the policy, but the unions had not responded.

Janet Worthington moved to accept the proposed Board of Selectmen Policy #62 Social Media Use Policy. Maureen Burgess seconded, and the motion carried 3-0.

Discussion of Open Meeting Law Complaint and Attorney General's Decision

Town Manager Rae Ann Palmer and the Board examined the letter from the Attorney General regarding her decision that there was no violation of Open Meeting Law as charged by the Truro Part-Time Residents Association.

Year-round Condominium Bylaw

Town Manager Rae Ann Palmer presented the proposal for a new zoning bylaw to allow year-round condominiums. Town Counsel had prepared the zoning bylaw, she said. A clearer version was distributed at the meeting. Town Planner Cally Harper had compiled results of the survey on condo conversion. Ms. Palmer gave a summary of the survey results.

Maureen Burgess moved to refer the proposed Year-round Condominium bylaw proposal to the Planning Board for a public hearing in accordance with MGL c.40A, §5. Janet Worthington seconded, and the motion carried 3-0.

Residential District House Size Limit Bylaw & Other Planning Board Articles

Rae Ann Palmer said that the Planning Board had prepared three Warrant Articles for Annual Town Meeting. First were the Zoning Bylaw changes for Residential District House Size Limits. Second were administrative changes to the Zoning Bylaw Section on Signs. The third proposal was for amendments to the *Town of Truro Rules and Regulations Governing the Subdivision of Land*.

Maureen Burgess moved to refer the proposed amendments to the *Town of Truro Zoning Bylaws* and the *Town of Truro Rules and Regulations Governing the Subdivision of Land* to the Planning

Board to begin the necessary public hearing process pursuant to MGL c.40A, §5. Janet Worthington seconded, and the motion carried 3-0.

CONSENT AGENDA

- A. Review/Approve and Authorize Signature: Letter of Support for the FY18 Community Block Grant Proposal and Authorize the Chair to sign
- B. Review and Approve Appointment of Leo Childs to the Agricultural Commission
- C. Review and Approve the 2018 annual Renewal Certification for the Alcohol Beverages Control Commission
- D. Review and Approve Alcoholic Beverages Control Commission 2018 Population Estimate
- E. Review and Approve Board of Selectmen Minutes: January 16, 2018 Work Session, January 22, 2018 Budget Task Force meeting, and January 23, 2018

Maureen Burgess moved to approve the Consent Agenda as presented. Janet Worthington seconded, and the motion carried 3-0.

SELECTMEN REPORTS AND TOWN MANAGER REPORT

Everyone had reports. Paul Wisotzky reported on the last Budget Task Force meeting and thanked everyone for the lean, workable budgets. He gave an update on improvements at Puma Park for safety and maintenance. The park should reopen by summer, he said. Maureen Burgess said she had attended the first meeting of the Recycling Committee. They are seeking volunteers to staff the Swap Shop. She said China is now rejecting recycled materials, something that may affect the Transfer Station. She had attended the Planning Board meeting on house size. Janet Worthington mentioned that a telecommunicator and several officers had visited senior citizens with gift baskets. She noted with sadness the passing of Gail Stevenson, who had been instrumental in instituting Truro Treasures. Town Manager Rae Ann Palmer added that Savory and Sweet Escape had provided items and the gift certificates that were given out to elders and wanted to acknowledge their contribution. She reported on a comparison of seasonal rental registration fees in neighboring communities, and she recommended that Truro's fees not be raised this year. She thanked Senator Cyr for securing funding of \$150,000 for infrastructure for the Cloverleaf property and \$2,000,000 for the Cape Master Plan for Bike and Walkways.

AGENDA FOR NEXT MEETINGS

Town Manager Rae Ann Palmer reviewed agenda items for the next two weeks:

Tuesday February 20, 2018 Work Session – Budget, discussion points for community conversations, and South Hollow Rd. abandonment.

Tuesday, February 27, 2018 Meeting – Barnstable County Human Rights Commissioner's report, formal presentation of FY19 Budget, joining K-P Law's opioid lawsuit, marijuana bylaw discussion, hearing on Captain's Choice, Harbor fees, two curb cut applications, and herbicide use in utilities right of way.

ADJOURNMENT

Paul Wisotzky moved to adjourn. Maureen Burgess seconded, and the motion carried 3-0.

The meeting was adjourned at 7:08 p.m.

Respectfully submitted,

Mary Rogers, Secretary

Paul Wisotzky, Chair

Maureen Burgess Vice-Chair

Jay Coburn

Janet Worthington

Robert Weinstein, Clerk

Public Records Materials of 2/13/18

1. Pamet Harbor Rules & Regulations and Fee Schedules
2. Aquaculture Grant information for Stephen Roderick and John Burns
3. Application papers of Anne Greenbaum for Non-Resident
4. Recommendations for Cannabis businesses in Truro
5. Selectmen's Social Media Policy #62
6. Proposed Zoning Bylaw amendment for Condominium Conversion
7. Proposed Zoning Bylaw amendments for House Size Limits in Residential District
8. Proposed Zoning Bylaw amendments for Section 70 Signs
9. Proposed amendments to *Rules and Regulations Governing the Subdivision of Land*
10. Letter of Support for the FY18 Community Block Grant Proposal
11. Appointment papers for Leo Childs to the Agricultural Commission
12. 2018 Annual Renewal Certification for the Alcohol Beverages Control Commission
13. Alcoholic Beverages Control Commission 2018 Population Estimate

DRAFT

**Truro Board of Selectmen Meeting
Truro Public Safety Facility
Tuesday, February 20, 2018**

Members Present: Chair Paul Wisotzky; Maureen Burgess, Jay Coburn, Robert Weinstein
Regrets: Janet Worthington

Finance Committee Members Present: Richard Wood, Roberta Lema, Dennis Clark

Present: Town Manager Rae Ann Palmer; Assistant Town Manager Kelly Sullivan-Clark; Town Accountant Trudi Brazil; DPW Director Jarrod Cabral; Fire Chief Timothy Collins

Chair Paul Wisotzky called the Board of Selectmen work session meeting to order, and Richard Wood convened the Finance Committee meeting at 5:00 p.m.

Fiscal Year 2019 Budget

Town Manager Rae Ann Palmer said she expected the Fiscal Year Budget to be reduced further than what appears on the recap sheets. She discussed the revised Informational Technology (IT) budget and the sources of funds for the proposed changes. Ms. Palmer and Richard Wood outlined the advantages of converting to a new GIS system. Ms. Palmer explained changes proposed for the Fire Department budget. Fire Chief Timothy Collins described the benefits of sending personnel to the 10-week Fire Academy training sessions in Stowe. Ms. Palmer said there will be conditions added for a three-year retention of firefighters trained at the Academy.

Ms. Palmer and Trudi Brazil discussed COLA increases for union members; Transfer Station fees; Library; Workers Comp; and Health Insurance. The Town Manager said she and the Town Accountant will continue to work on the Budget and formally present it to the Board of Selectmen. Richard Wood discussed the potential increase in revenue at the Pamet Harbor. Ms. Palmer discussed: use of Free Cash for OPEB, transfers in and out of the Stabilization Fund, transfer of money to the Affordable Housing Trust, the septic system at the Beach Office, and money to offset the tax rate. She also explained the high line for legal counsel.

Rae Ann Palmer made recommendations for the Capital Improvement Budget. She discussed remediation of the Swap Shop at the Transfer Station. The Library and Swap Shop would appear in the Warrant as separate Articles, she said. Ms. Palmer reviewed more items in the Capital Improvement Plan (CIP), including: roads, building maintenance, a new dump trailer. She said they are still working on environmental projects. Ms. Palmer and Trudi Brazil discussed the importance of maintaining Town assets.

Richard Wood adjourned the Finance Committee meeting at 5:55 p.m.

Community Conversation

Paul Wisotzky explained the concept of holding small group meetings for conversations on matters of concern to townspeople. Rae Ann Palmer distributed some possible conversation starter topics. Maureen Burgess said she has neighbors who expressed interest in attending small meetings for this purpose. Trudi Brazil said she had heard positive feedback on brainstorming meetings. Paul Wisotzky said he favors trying out some community meetings. Rae Ann Palmer will collect suggestions for topics.

South Hollow Rd.

Rae Ann Palmer said the Commonwealth will be discontinuing the section of South Hollow Rd. between Rte. 6 and Shore Rd. She has prepared a Warrant Article about for Town Meeting about its future use. DPW Director Jarrod Cabral discussed parking spaces that could be created in the space. He said 66 parking spaces could be fit into the area. The Town would make it clear that this was parking for the public, rather than just one business. Ms. Palmer asked about setting up a pay parking lot using license recognition to regulate its use.

Adjournment

Jay Coburn moved to adjourn. Maureen Burgess seconded, and the motion carried 4-0.

The meeting was adjourned at 6:13 p.m.

Respectfully submitted,

Mary Rogers, Secretary

Public Records Material of 2/20/18

1. Draft FY19 Budget
2. Community Conversation Questions/Discussion Starters worksheet
3. Map of South Hollow Rd. between Rte. 6 and Shore Rd.