



Truro Board of Selectmen Meeting
Wednesday, November 7, 2018
Regular Meeting – 5:00pm
Truro Town Hall - 24 Town Hall Road

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 NONE

3. BOARD/COMMITTEE/COMMISSION APPOINTMENTS NONE

4. TABLED ITEMS NONE

5. BOARD OF SELECTMEN ACTION

- A. Finalize Board of Selectmen Budget Message
Presenter: Rae Ann Palmer, Town Manager
- B. Discussion of Special Town Meeting Motions
Presenter: Rae Ann Palmer, Town Manager
- C. Review of Filming Agreement for Optomen Productions LLC
Presenter: Rae Ann Palmer, Town Manager

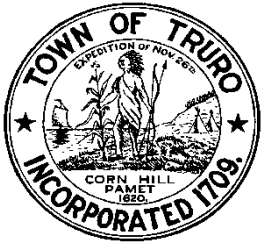
6. CONSENT AGENDA

- A. Review/Approve and Authorize Signature:
 - 1. Curb Cut Application for Whitmanville Rd
- B. Review and Approve Business Licenses: Common Victualer License-Montano's Restaurant
- C. Review and Approve the 2019 Annual Alcohol Licenses and ABCC Applications-Montano's Restaurant, Truro Vineyards of Cape Cod (Winery and Distillery), Salty Market, and Pamet Valley Package
- D. Review and Approve the Alcohol Beverages Control Commission 2019 Renewal Certification
- E. Review and Approve Board of Selectmen Minutes: October 16, 2018 and October 23, 2018

7. SELECTMEN REPORTS AND TOWN MANAGER REPORT

8. SELECTMEN COMMENTS

9. NEXT MEETING AGENDA: Tuesday, December 11



TOWN OF TRURO

Board of Selectmen Agenda Item

DEPARTMENT: Administration

REQUESTOR: Rae Ann Palmer, Town Manager

REQUESTED MEETING DATE: November 7, 2018

ITEM: Discussion regarding the budget message from the Board of Selectmen (BOS) to Department Heads and Boards and Committees.

EXPLANATION: Attached for your review and approval is a draft budget message for FY 20. In keeping with previous years, the message directs a level services budget with a focus on the changing requirements and needs of the community.

SUGGESTED ACTION: *Motion to approve the FY 2020 Budget message.*

ATTACHMENTS:

1. Budget Message FY2020



TOWN OF TRURO

P.O. Box 2030, Truro, MA 02666

Office of the Board of Selectmen

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

To: All Town Boards & Committees & Department Heads
From: Board of Selectmen
Date: November 7, 2018
RE: FY 20 Budget Guidelines

This memo summarizes the Board of Selectmen's FY 2020 budget goals and provides guidance for budget development. As in prior years, the Board of Selectmen intends to recommend a FY2020 budget that is balanced and that will not necessitate a Prop 2 ½ override.

As you prepare your budgets this year, we ask that you continue efforts to provide essential municipal services that respond to the evolving needs of our community in the most cost effective and efficient manner possible. Overall, we ask that you craft budgets that provide for level delivery of services.

There are two primary exceptions to this guidance. If the evolving needs of citizens indicate a need for increased services in certain areas please be responsive to this in your budgets. On the flip side, if there are programs and services that are no longer as relevant and/or where there is decreased demand, please account for this in your budgets as well. In both instances, please highlight these increases or decreases in your budget narrative and in your presentation to the Budget Task Force including providing a rationale and/or data that supports your requested increase or decrease in budget amounts.

As you know, one of the primary goals of the Board of Selectmen is community sustainability. This year, we ask that you take a special look at community sustainability within your departments. Are there current programs and services that you believe contribute to maintaining or enhancing the viability of our year round community in Truro? Are there programs, services or initiatives that we currently do not offer that you believe would help us accomplish this goal? Part of this focus includes looking 3 – 5 years out. Should we be laying the groundwork for programs or services that you see as becoming essential and important in the near future?

While collaborating or partnering with our neighboring Towns may not lead to budget savings, we ask that you keep an eye to regional efforts that are responsive to community need and the sustainability of our region.

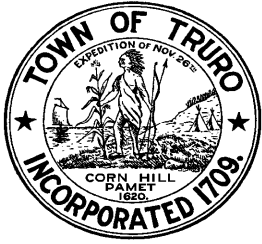
As we do each year, please review the areas where we are not expending budgeted funds. Are there line items or areas where you are consistently returning unexpended funds? Can those funds be more appropriately used in another area to maintain service levels as well as support any growth that is based on demand and need? Can we eliminate the funds altogether? Please address any recommended changes in this regard in your narrative that accompanies your budget.

We've done an excellent job over the last couple of years assessing Town fees and making needed changes. We continue this work annually and ask you to take another look at the fees in your departments. We welcome any recommended changes.

Each department head should submit budget requests that meet the guidelines summarized above. We ask that you pay special attention to the narrative that accompanies the budget so that you can fully address the issues and questions outlined in this memo. The more that you explain in your narrative, the more focused and productive our conversations in the Budget Task Force will be. If you are requesting new positions or programs please do not include them in your budget. Instead please attach a separate list with the program description, staff required and expenditure details. The Town Manager will provide more specific information on budget construction and presentation.

The Board of Selectmen is greatly appreciative of our partnership in serving our community and the needs of our citizens. We are grateful for the dedication, expertise and professionalism of the entire Town Staff. We approach the budget process as a team effort and look forward to working together as we move into FY2020. Thank you in advance for your thoughtful and creative attention to the FY 2020 budget development process.

DRAFT



TOWN OF TRURO

Board of Selectmen Agenda Item

DEPARTMENT: Administration

REQUESTOR: Rae Ann Palmer, Town Manager

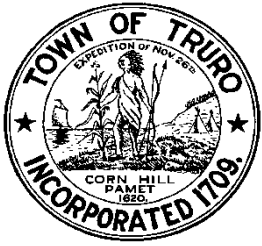
REQUESTED MEETING DATE: November 7, 2018

ITEM: Board of Selectmen Review Assignment of Special Town Meeting Motions

EXPLANATION: The Articles for Special Town Meeting will be presented by each Select Board Member. The Article assignment should be determined prior to Annual Town Meeting to decide who will be presenting each of the Special Town Meeting Articles. Town Counsel is reviewing the motions and they will be provided prior to the meeting.

SUGGESTED ACTION: No vote required.

ATTACHMENTS: None



TOWN OF TRURO

Board of Selectmen Agenda Item

DEPARTMENT: Administration

REQUESTOR: Rae Ann Palmer, Town Manager

REQUESTED MEETING DATE: November 7, 2018

ITEM: Review of Filming Agreement

EXPLANATION: Optomen Productions, LLC is filming a show called "When Sharks Attack" for National Geographic. They would like to interview both shark experts and witnesses on the sand at Longnook Beach. Since this production is likely a result of the shark attack at Longnook Beach, I wanted to provide an opportunity for the Board to weigh in on the decision to approve or disapprove the use of Town property for filming.

There will be a production crew of 5 people, one camera, and one audio operator. There will not be food or drink. They would like to film one or two days in the week of November 12th for approximately 4 hours at a time. A certificate of liability insurance has been provided, listing Truro as the Certificate Holder and Additional Insured.

SUGGESTED ACTION: *Motion to advise the Town Manager to approve or disapprove an application to film "When Sharks Attack" at Longnook Beach.*

ATTACHMENTS:

1. Filming Application along with Certificate of Liability Insurance



TOWN OF TRURO

P.O. Box 2030, Truro, MA 02666
Tel: 508-349-7004, Extension: 10 or 24 Fax: 508-349-5505

RCVD 2018OCT31 PM12:35
ADMINISTRATIVE OFFICE
TOWN OF TRURO

FILMING AGREEMENT

An agreement made in Truro, Massachusetts on this date, _____ by and between
Optomen Productions LLC _____ (“Company”), having a principal place of business at
225 Varick St, Suite 400 New York, NY 10014 and the Town of Truro, acting through its Town Manager
 (“Town”), a town duly incorporated under the laws of Massachusetts;

WHEREAS, the Company is desirous of filming a portion of its motion picture/advertisement within the Town of Truro; and

WHEREAS, the Company wishes to gain permission to utilize the public lands and ways during part of its filming; and

WHEREAS, the Town is amenable to granting full permission so long as the Town is fully protected from all injury and liability which may be occasioned by granting permission;

NOW THEREFORE, it is mutually agreed as follows:

1. With the prior consent of the Town Manager , the Company may film within the Town of Truro portions of its motion picture/advertisement, at the locations already designated and to be designated by the Town Manager ;
2. The Company shall at all times exercise due care and diligence in its filming and associated activities within the Town of Truro;
3. For each day of filming within the Town of Truro the Company shall pay to the Town of sum of \$250.00 _____.
4. Should the Chief of Police of the Town of Truro determine that public safety and order requires a police detail at the scene where filming is occurring, he/she shall provide the police detail with all costs of such detail, if there are any, to be paid by the Company as an additional payment in addition to the daily fee.
5. All payments due under this Agreement shall be paid within thirty (30) days of when the filming occurs; in the event payment is not made within this time, interest at the rate of twelve (12%) per annum shall accrue thereon.
6. The Company shall fully reimburse the Town for any property damage cause, directly or indirectly by the Company.
7. The Company shall fully reimburse, indemnify, and hold harmless the Town of Truro for any and all

harm, injury, damage, and liability for property damage and personal injury which may occur to third parties, which is caused directly or indirectly by the Company, and for which the Town may be held responsible. Indemnification shall include all legal expenses, court costs, and attorney fees, if any.

8. The Company warrants and represents that it is fully and satisfactorily insured against liability for personal injury and property damage and that, upon request of the Town Manager it shall furnish all applicable certificates of insurance.

9. This Agreement shall be construed in accordance with the laws of the Commonwealth of Massachusetts, and in the event any portion of this Agreement is deemed to be invalid, that portion shall be severed and deleted, and at the discretion of the Town, the balance shall remain in full force and effect.

Witness our hands and seal this _____ day of _____,

Town of Truro by Town Manager:

Company by a duly authorized agent:

Signature of Agent

Name and Title (Printed)

Date when signed

In the presence of:

Notary Public

APPLICATION FOR PERMIT TO USE TOWN OWNED PROPERTY

APPLICANT: Brian Corneliess
COMPANY NAME: Optomen Productions, LLC
ADDRESS: 225 Varick St, Suite 400 New York, NY 10014
TELEPHONE: 212-208-6933
E-MAIL ADDRESS: Brian.Corneliess@optomenusa.com
TOWN PROPERTY TO BE USED:
Longnook Beach

DATES AND HOURS OF USE:

Either 1 or 2 days the week of November 12th, for approximately 4 hours at a time

DESCRIPTION OF ACTIVITY CONTEMPLATED, INCLUDING PURPOSE FOR FILMING, NUMBER OF PERSONS INVOLVED, EQUIPMENT TO BE USED, WHETHER FOOD OR BEVERAGES WILL BE SERVED OR SOLD, THE NUMBER OF VEHICLES INVOLVED, AND ANY OTHER ADDITIONAL INFORMATION:

We are shooting a show called "When Sharks Attack" for National Geographic. We are hoping to interview both shark experts and witnesses on the sand at Longnook Beach. We will have a production crew of 5 people, featuring one camera, and one audio operator. We will not be serving food or drink. We should have no more than 7-8 vehicles, and none of them overly large.

ACTION BY TOWN MANAGER :

Approved _____ Disapproved _____

Conditions, if any: _____

Signature (Town Manager)

Date

ACTION BY POLICE DEPARTMENT:

ACTION BY FIRE DEPARTMENT:

Recommendation for a police detail: Yes _____

No

Comments, Conditions:

[Signature]
Signature (Chief of Police)

11/1/2018
Date

[Signature]
Signature (Fire Chief)

Date

Signed and sealed as to the above written date.

Signature of Applicant/Agent

Company

Date

TOWN OF TRURO, TOWN MANAGER

APPLICANT/AGENT FOR THE COMPANY

ACORD™ CERTIFICATE OF LIABILITY INSURANCE

Date (MM/DD/YYYY)
10/31/18

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 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		Contact Name: KELLIE LOWRY	
AON/ALBERT G. RUBEN INSURANCE SERVICES, INC. 15303 VENTURA BOULEVARD, SUITE #1200 SHERMAN OAKS, CA 91403 - 5817 LICENSE # 0806034		Phone: 818/742-0763 (A/C, No. Ext):	Fax (A/C, No): 847/953-0763
		Email Address: Kellie.Lowry@aon.com	
INSURED		Insurer's Affording Coverage	
Optomen Productions LLC 225 Varick Street, Suite 400 New York, NY 10014		NAIC #	
		INSURER A: Atlantic Specialty Insurance Co.	
		INSURER B:	
		INSURER C:	
		INSURER D:	
		INSURER E:	
		INSURER F:	

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. LIMITS SHOWN ARE AS REQUESTED.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY						EACH OCCURRENCE \$ 1,000,000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY						DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000
	CLAIMS MADE <input checked="" type="checkbox"/> OCCUR	X			05/02/2018	05/02/2019	PERSONAL & ADV INJURY \$ 1,000,000
							GENERAL AGGREGATE \$ 2,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER:						PRODUCTS - COMP/OP AGG \$ 1,000,000
							Medical Expenses Limit \$ 5,000
A	AUTOMOBILE LIABILITY	X			05/02/2018	05/02/2019	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000
	ANY AUTO						BODILY INJURY (Per person) \$
	ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS	X		PHYSICAL DAMAGE			BODILY INJURY (Per accident) \$
	<input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS			\$5,000,000 PER OCC			PROPERTY DAMAGE (Per accident) \$
	<input checked="" type="checkbox"/> PHYSICAL DAMAGE*			DED 10%/Min \$2,500 /Max \$7,500			
A	Umbrella Liab <input checked="" type="checkbox"/> OCCUR						EACH OCCURRENCE \$ 10,000,000
	<input checked="" type="checkbox"/> Excess Liab <input type="checkbox"/> CLAIMS-MADE	X			05/02/2018	05/02/2019	AGGREGATE \$ 10,000,000
	DEDUCTIBLE RETENTION \$						
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY						WC Statutory Limits Other
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) <input type="checkbox"/>						E.L. Each Accident \$
	If yes, describe under DESCRIPTION OF OPERATIONS below						E.L. Disease - EA Employee \$
							E.L. Disease - Policy Limit \$
A	OTHER - PROPS/SETS/WARDROBE THIRD PTY PROP DAMAGE MISC. EQUIPMENT, (M.E.)	X			05/02/2018	05/02/2019	\$1,000,000 LIMIT / \$1,500 DEDUCTIBLE \$1,000,000 LIMIT / \$1,500 DEDUCTIBLE \$5,000,000 LIMIT / \$3,500 DEDUCTIBLE

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)
CERTIFICATE APPLIES ONLY TO TELEVISION PROGRAMS PRODUCED ON BEHALF OF NGC NETWORK US, LLC/NGC NETWORK INTERNATIONAL, LLC.
THE CERTIFICATE HOLDER IS INCLUDED AS AN ADDITIONAL INSURED UNDER THE GENERAL LIABILITY OR AUTO LIABILITY POLICIES & LOSS PAYEE UNDER THE PRODUCTION PACKAGE POLICY BUT ONLY AS RESPECTS THEIR AGREEMENT WITH THE NAMED INSURED IN CONNECTION WITH THE PRODUCTION ENTITLED: "WHEN SHARKS ATTACK" SEASON 5 (10 X 60 MINUTE EPISODES)

CERTIFICATE HOLDER

TOWN OF TRURO
P.O. Box 2030, Truro, MA 02666
Tel: 508-349-7004

Cancellation

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

Aon/Albert G. Ruben Insurance Services, Inc.



TOWN OF TRURO

P.O. Box 2030, Truro, MA 02666

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

FILMING FEES

Major Films	-	\$500.00 per day plus expenses per agreement
TV Filming	-	\$250.00 per day plus expenses per agreement
Still Photography	-	\$50.00 per day plus expenses per agreement
Other (Misc.)	-	\$50.00-\$250.00 per day plus expenses per agreement "Other" to be evaluated

Noelle Scoullar

From: Jarrod Cabral
Sent: Thursday, November 01, 2018 3:07 PM
To: Noelle Scoullar; Nicole Tudor
Cc: Emily Beebe
Subject: RE: Filming request-

Good afternoon,

I'm sure there is plenty of existing footage of Longnook Beach already, if this was a conservation or environmental type of documentary about erosion, then sure go for it.

Thanks - Jarrod

From: Noelle Scoullar
Sent: Thursday, November 1, 2018 12:16 PM
To: Tim Collins <TCollins@truro-ma.gov>; Jamie Calise <JCalise@truro-ma.gov>; Emily Beebe <EBeeBe@truro-ma.gov>; Jarrod Cabral <jcabral@truro-ma.gov>
Cc: Nicole Tudor <ntudor@truro-ma.gov>
Subject: FW: Filming request-

Sorry to pester you all, however I need to place this on the BOS agenda which is closing tomorrow. Chiefs, please come in and sign the approval form, Emily and Jarrod, please email me your comments.

Thank you,
Noelle

From: Noelle Scoullar
Sent: Wednesday, October 31, 2018 12:49 PM
To: Tim Collins; Jamie Calise; Jarrod Cabral; Emily Beebe
Cc: Nicole Tudor
Subject: Filming request-

Good Afternoon Everyone,

We have received an application for filming for National Geographic at Longnook Beach for a show called "When Sharks Attack". I have attached the application for you to view. Rae Ann would like Emily's and Jarrod's comments (please send via email) regarding any concerns or questions. Tim, I will add a space on the application for your comments and signature. Both Tim and Jamie should come in for signing.

Thank you!
Noelle

From: scans@smtp.truro-ma.gov [<mailto:scans@smtp.truro-ma.gov>]
Sent: Wednesday, October 31, 2018 11:55 AM
To: Noelle Scoullar
Subject: Message from Mail Room KM_C458

Noelle Scoullar

From: Emily Beebe
Sent: Thursday, November 01, 2018 4:29 PM
To: Noelle Scoullar; Jarrod Cabral; Nicole Tudor
Subject: RE: Filming request-

I have no comments to make relative to conservation. Thanks, Em

From: Noelle Scoullar
Sent: Thursday, November 01, 2018 3:08 PM
To: Jarrod Cabral; Nicole Tudor
Cc: Emily Beebe
Subject: RE: Filming request-

Thank you Jarrod...

From: Jarrod Cabral
Sent: Thursday, November 01, 2018 3:07 PM
To: Noelle Scoullar; Nicole Tudor
Cc: Emily Beebe
Subject: RE: Filming request-

Good afternoon,

I'm sure there is plenty of existing footage of Longnook Beach already, if this was a conservation or environmental type of documentary about erosion, then sure go for it.

Thanks - Jarrod

From: Noelle Scoullar
Sent: Thursday, November 1, 2018 12:16 PM
To: Tim Collins <TCollins@truro-ma.gov>; Jamie Calise <JCalise@truro-ma.gov>; Emily Beebe <EBeeBe@truro-ma.gov>; Jarrod Cabral <jcabral@truro-ma.gov>
Cc: Nicole Tudor <ntudor@truro-ma.gov>
Subject: FW: Filming request-

Sorry to pester you all, however I need to place this on the BOS agenda which is closing tomorrow. Chiefs, please come in and sign the approval form, Emily and Jarrod, please email me your comments.

Thank you,
Noelle

From: Noelle Scoullar
Sent: Wednesday, October 31, 2018 12:49 PM
To: Tim Collins; Jamie Calise; Jarrod Cabral; Emily Beebe
Cc: Nicole Tudor
Subject: Filming request-

Good Afternoon Everyone,



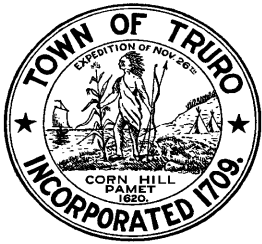
TOWN OF TRURO

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. Curb Cut Application for Whitmanville Rd
- B. Review and Approve Business Licenses: Common Victualer License-Montano's Restaurant
- C. Review and Approve the 2019 Annual Alcohol Licenses and ABCC Applications-Montano's Restaurant, Truro Vineyards of Cape Cod (Winery and Distillery), Salty Market, and Pamet Valley Package
- D. Review and Approve the Alcohol Beverages Control Commission 2019 Renewal Certification
- E. Review and Approve Board of Selectmen Minutes: October 16, 2018 and October 23, 2018



TOWN OF TRURO

Select Board Agenda Item

DEPARTMENT: Administration/DPW

REQUESTOR: Jarrod Cabral, DPW Director

REQUESTED MEETING DATE: November 7, 2018

ITEM: Application for Curb Cut Permit

EXPLANATION: Lisa Kavanaugh has submitted an application for a curb cut permit on Whitmanville Road; they are also requesting an address change. Police Chief Calise and I have both signed off on the application. Chief Collins and Deputy Assessor Jon Nahas, have also reviewed the application and corresponding notes.

FINANCIAL SOURCE (IF APPLICABLE): N/A

IMPACT IF NOT APPROVED: Permission to do the curb cut at Whitmanville will not be granted.

SUGGESTED ACTION: *MOTION TO approve the curb cut at Whitmanville Rd.*

ATTACHMENTS:

1. Application for a curb cut permit, along with notes from Town staff, and a 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: 10/4/18

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): Rachael Michael & Lisa Kavanaugh

Address: 271 Route 6, Truro, MA 02666 (PO BOX 577 TRURO, MA 02652)

Curb Cut Street Location: Whitmanville Rd

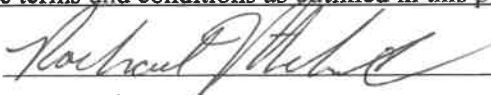
Affected Town or State road: Town

Truro Assessor's Map Number: 43 Parcel Number: 99

Name of contractor: RYAN SCHMIDT

Reason/explanation: ENTER & EXIT Route 6 dangerousness.

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

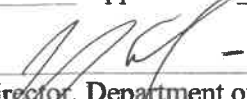
Applicant's Signature: 

Owner's Signature (if different): " " Date: 10/4/18

Owner's Address (if different): _____

Director, Department of Public Works Preliminary Approval:

Approved Disapproved Not Applicable


 - see Attached Remarks

Director, Department of Public Works

23 Oct 2018
Date

Chief of Police Approval:

Approved Disapproved Not applicable



Chief of Police

OCT. 25, 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



TOWN OF TRURO

P.O. Box 2030, Truro MA 02666

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

Memorandum

To: Rae Ann Palmer, Town Manager

From: Jarrod J. Cabral, Department of Public Works Director

Date: October 23, 2018

Subject: Curb Cut - Whitmanville Road – Lisa Cavanaugh

- Met with contractor at jobsite, discussed installing 1000gal catch basin, and reviewed driveway materials to be used.
- 1000gal catch basin will be installed at base of driveway, catch basin will not be located on Whitmanville Road. This will be sufficient to divert storm water off of public road.
- Processed stone will be used as a driveway base material, and compacted in 4" lifts.
- Driveway will be paved, this may need to wait due to the time of year, and availability of paving contractors prior to closing of asphalt plants.
- Route 6 driveway to be abandoned, home owner has requested an address change from 271 State Highway to Whitmanville Road.
- After completion of the curb cut the home owner will be required to request in writing the address change from the Deputy Assessor.
- Once the Whitmanville address number is assigned the Assessor will notify the Police Department to initiate the 911 data base management update.
- The above curb cut information has been reviewed by Chief Collins, Chief Calise, and our Deputy Assessor Jon Nahas.

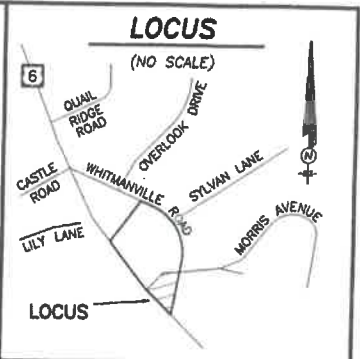
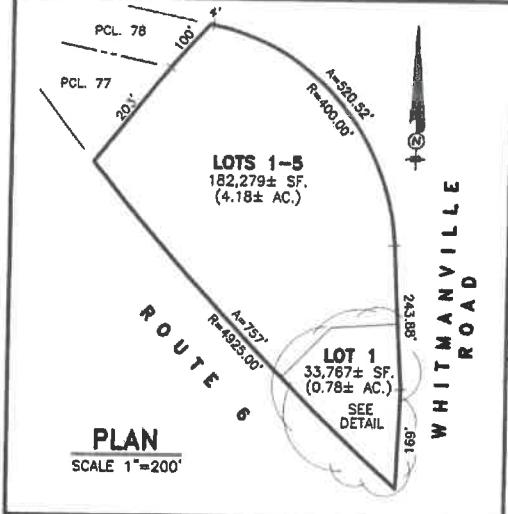
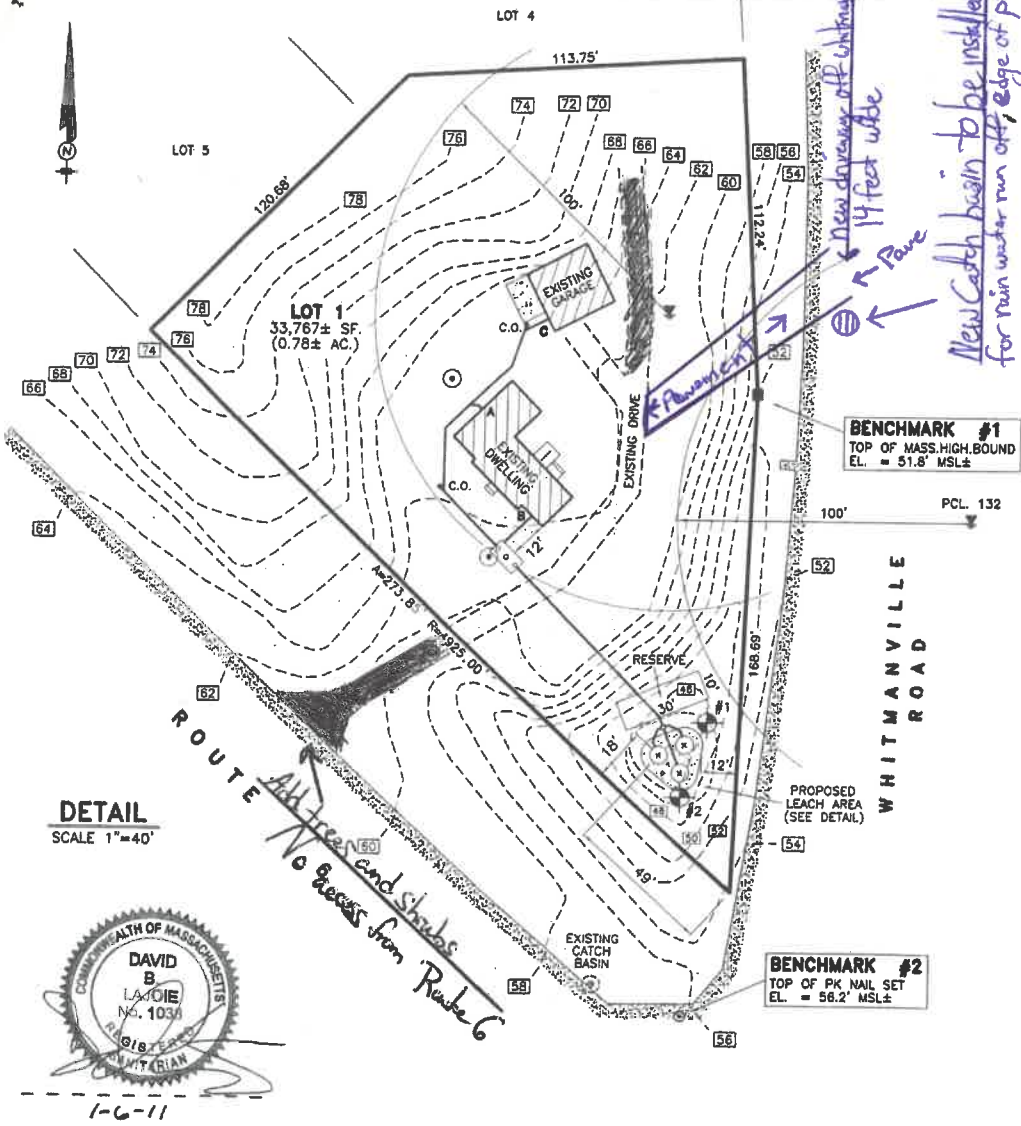
Sincerely,



Jarrod J. Cabral

Director

Department of Public Works

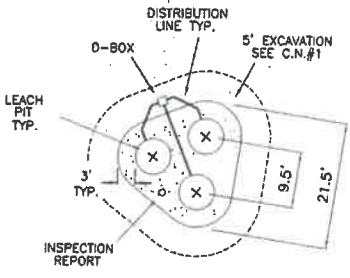


LEGEND

- ⊙ EXISTING SEPTIC
- ⊕ EXISTING WELL
- ⊖ PROPOSED WELL
- - - EXISTING CONTOUR
- PROPOSED CONTOUR
- w- WATER LINE
- ⊙ TEST HOLE
- ⊠ SEPTIC TANK
- C.O. CLEAN OUT AT GRADE SEE C.N.#2

RECEIVED BY: [Signature]

TOWN OF TRURO
JAN 10 2011



DETAIL
SCALE 1"=40'



SITE & SEWAGE PLAN

LOCUS: 271 STATE HIGHWAY - ROUTE 6
TRURO, MA

PREPARED FOR: **LISA CAVANAUGH**
P.O. BOX 178
N. TRURO, MA 02652

REFERENCE: ASSR'S MAP 43 PARCEL 99

SCALE: AS NOTED DATE: 12/30/2010
SHEET No. 1 OF 2 JOB No. 09071

FELCO, INC.
ENGINEERING - LAND SURVEYING
P.O. BOX 1366 ORLEANS, MA 02653
(508) 255-8141 (FAX) 255-2954

REVISIONS	

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.



Key: 1974

Town of TRURO - Fiscal Year 2019

10/14/2018 11:14 pm SEQ #: 1.985

LEGALS

CURRENT OWNER				PARCEL ID				LOCATION				
KAVANAUGH LISA A & MICHAEL RACHEL PO BOX 577 NO TRURO, MA 02652-0577				43-99-0				271 RT 6				
TRANSFER HISTORY				DOS	T	SALE PRICE	BK-PG (Cert)					
KAVANAUGH LISA A & FRANCIS CHARLES F JR ESTA				12/28/2010	QS	266,000	25131-35+					
FRANCIS CHARLES F JR				10/31/2008	99		22177-72+					
FRANCIS CHARLES F JR				07/11/2007	99		22177-72					
CD	T	AC/SF/UN	Nbhd	Infl1	Infl2	ADJ BASE	SAF	Infl3	Lpi	VC	CREDIT AMT	ADJ VALUE
100	A	0.775	12	1.00	1	213,760	1.00	1	1.00	R01	0.80	165,660

LAND

TOTAL	33,767 SF	ZONING	FRNT	766	ASSESSED	CURRENT	PREVIOUS
Nbhd	EAST TRURO	N	ADDITIONAL 904' FRONTAGE ON WHITMANVILLE RD. FY12 ACRG DECR PER 2 2010 SUBDIV PLAN 635-52+REMAINDER REDIVIDED ON 638-21 (5 MORE LOTS).		LAND	165,700	165,700
Infl1	NO ADJ	O			BUILDING	109,800	101,000
Infl2	NO ADJ	T			DETACHED	38,800	38,300
		E			OTHER	0	0
					TOTAL	314,300	305,000

DETAILED

TY	QUAL	COND	DIM/NOTE	YB	UNITS	ADJ PRICE	RCNLD
CAN	A	1.00	A 0.75 13*8		104	6.30	500
ST1	A	1.00	G 0.90 23*21		483	84.10	36,600
SHF	A	1.00	D+ 0.30 14*21		294	13.06	1,200
PTD	A	1.00	G 0.90 23*11	2013	253	2.10	500

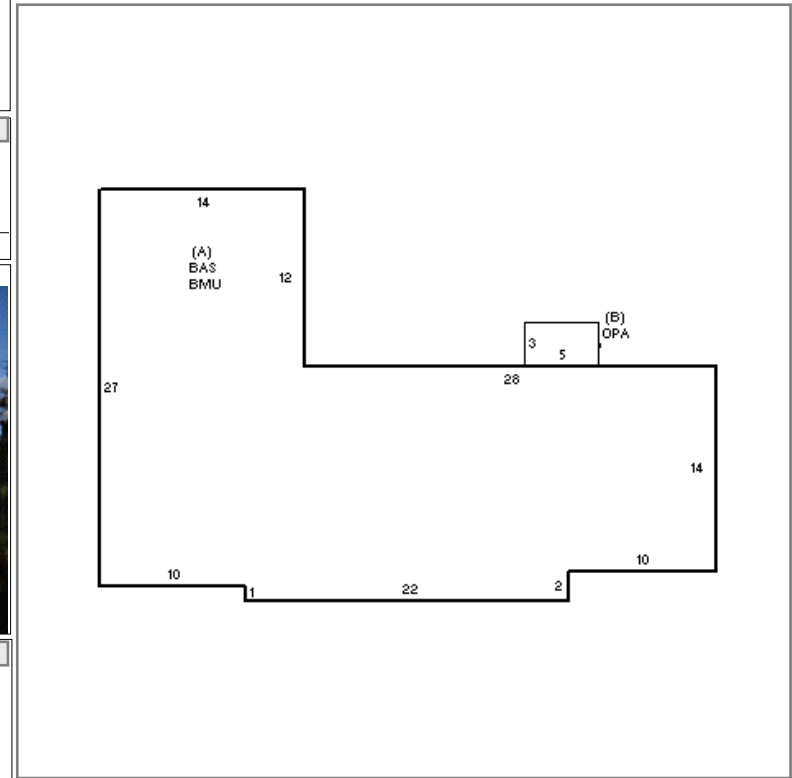


BUILDING

BUILDING	CD	ADJ	DESC	MEASURE	12/11/2012	FC
MODEL	1		RESIDENTIAL	LIST	7/29/2011	FC
STYLE	1	1.00	RANCH [100%]	REVIEW	12/10/2010	MR
QUALITY	A	1.00	AVERAGE [100%]			
FRAME	1	1.00	WOOD FRAME [100%]			

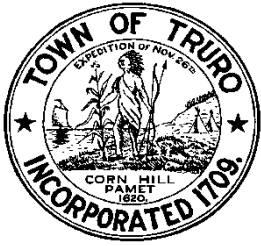
BLDG COMMENTS

CLASS	CLASS%	DESCRIPTION			BN ID	BN	CARD	
1010	100	SINGLE FAMILY				1	1 of 1	
PMT NO	PMT DT	TY	DESC	AMOUNT	INSP	BY	1st	%
18-018X	01/23/2018	4	REHAB	20,000	07/05/2018	LG	0	100
FY2018		35	RES EXEMPT		10/01/2017		0	0
15-091	04/29/2015	90	BP NVC	5,000			100	100
13-016	01/08/2013	3	REPAIR/REMOD	25,000	10/31/2013	FC	100	100
12-090	04/06/2012	10	ALL OTHERS	2,600	12/11/2012	FC	100	100



LOADING

YEAR BLT	1953	SIZE ADJ	1.000	ELEMENT	CD	DESCRIPTION	ADJ	S	BAT	T	DESCRIPTION	UNITS	YB	ADJ PRICE	RCN	TOTAL RCN	168,897
NET AREA	810	DETAIL ADJ	1.000	FOUNDATION	4	BSMT WALL	1.00	A	BMU	N	BSMT UNFINISHED	810		38.76	31,396	CONDITION ELEM	CD
\$NLA(RCN)	\$209	OVERALL	1.020	EXT. COVER	1	WOOD SHINGLES	1.00	A	BAS	L	BAS AREA	810	1953	163.76	132,645		
				ROOF SHAPE	1	GABLE	1.00	B	OPA	N	OPEN PORCH	15		75.61	1,134		
				ROOF COVER	1	ASPHALT SHINGLE	1.00		MST	O	MASONRY STACK	1		1,621.80	1,622		
				FLOOR COVER	1	HARDWOOD	1.00										
				INT. FINISH	2	DRYWALL	1.00										
				HEATING/COOLING	2	HOT WATER	1.02										
				FUEL SOURCE	1	OIL	1.00										
CAPACITY		UNITS	ADJ														
STORIES(FAR)		1	1.00														
ROOMS		4	1.00														
BEDROOMS		2	1.00														
BATHROOMS		1	1.00														
FIXTURES		3	\$2,100														
UNITS		0	1.00														
EFF.YR/AGE		1971 / 46															
COND		35 35%															
FUNC		0															
ECON		0															
DEPR		35 % GD 65															
RCNLD		\$109,800															



TOWN OF TRURO

Board of Selectmen Agenda Item

DEPARTMENT: Licensing Department

REQUESTOR: Nicole Tudor, Executive Assistant on behalf of Montano’s Restaurant

REQUESTED MEETING DATE: November 7, 2018

ITEM: Approval of Renewal of Business Licenses:
Common Victualler License-Montano’s Restaurant-481 Route 6

EXPLANATION: Montano’s Restaurant Common Victualler License is under the authority of the Board of Selectmen as Local Licensing Authorities.

If you approve this license for renewal, the license will be issued only upon compliance with all regulations, receipt of the necessary fees, proof of taxes paid in full for the fiscal year and prior approval of the Food Service License by the Health Agent or Board of Health. The Food Service License for Montano’s Restaurant was issued 10/29/2018 by the Health Agent. There were no reported issues with this establishment in 2018.

Mass General Law	Licenses & Permits Issued by Board of Selectmen	Names of Businesses
Chapter 140 § 2	Common Victualler (Cooking, Preparing and Serving food)	Montano’s Restaurant

IMPACT IF NOT APPROVED: The applicant will not be issued their License to operate Montano’s Restaurant at 481 Route 6.

SUGGESTED ACTION: *MOTION TO approve the 2019 annual Common Victualer License for Montano’s Restaurant upon compliance with all regulations and receipt of the necessary fees.*

ATTACHMENTS:

1. Renewal Application for 2018: Montano’s Restaurant

SMOKE EXPIRES:

#2019-017

RCVD 2018OCT26 AM 10:36
ADMINISTRATIVE OFFICE
TOWN OF TRURO



**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: ebeebe@truro-ma.gov or adavis@truro-ma.gov

APPLICATION FOR FOOD SERVICE - COMMON VICTUALER

New Renewal

HEALTH DEPARTMENT
TOWN OF TRURO

Section 1 - License Type

Type of License: Food Service Common Victualer

OCT 29 2018

RECEIVED BY:

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: Montano's RESTAURANT (BADGER INC)

Owner Name: BOB Montano Email Address: [REDACTED]

Mailing Address: P.O. Box 718 NORTH TRURO MA 02652

Phone No: 508 487 2026

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

Name: Bob Montano Email Address: _____

Mailing Address: _____

Phone No: [REDACTED] 24 Hour Emergency: _____

Section 3 - Business Operation Details

Number of Seats: Inside: 198 Outside: 0 Number of Employees: 23-35

Length of Permit: Annual Seasonal Operation

Hours of Operation: 4:30 p.m. to 9:30 / 10:00 p.m.

Days Closed Excluding Holidays: _____

If Seasonal: Approximate Dates of Operation: ___/___/___ To ___/___/___

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

Allergen Awareness Certification (attach copy):

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:

Date:

10/26/18

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
GAVE TO BUILDING INSPECTION
- 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

Number: 2019-017

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:

Robert Montano, mgr., d/b/a Montano's Restaurant

Whose place of business is **481 Route 6**

Type of business and any restrictions **Restaurant**

To operate a food establishment in **Truro**
(City or Town)

Permit Expires: **December 31, 2019**

Date Issued:

Seating: 188

10/29/18



Truro Board of Health Agent



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
10/30/2017

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 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 Oceanpoint Insurance Agency 500 West Main Rd Middletown RI 02842		CONTACT NAME Robert Cook PHONE (401) 847-5200 FAX (401) 840-9071 E-MAIL: rcook@oceanpointins.com ADDRESS:	
INSURED Montano's Restaurant Robert Montano P. O. Box 718 North Truro MA 02652		INSURER(S) AFFORDING COVERAGE INSURER A: Western World Insurance Company INSURER B: Hannover Insurance Co. INSURER C: INSURER D: INSURER E: INSURER F:	

COVERAGES CERTIFICATE NUMBER: CL1611401654 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	ADOL	NSD	NSD	WVD	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 type="checkbox"/> LOC OTHER:					[REDACTED]	9/1/2018	9/1/2019	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
A	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS					[REDACTED]	9/1/2018	9/1/2019	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 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 DED RETENTION \$								EACH OCCURRENCE \$ AGGREGATE \$
B	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	[REDACTED]	5/22/2018	5/22/2019	PER STATUTE OTH-ER E.L. EACH ACCIDENT \$ 100,000 E.L. DISEASE - EA EMPLOYEE \$ 100,000 E.L. DISEASE - POLICY LIMIT \$ 500,000
A	Liquor Liability					[REDACTED]	9/1/2018	9/1/2019	1,000,000 each common limit 2,000,000 aggregate

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

RCVD 2018OCT28 PM 03:11
ADMINISTRATIVE OFFICE
TOWN OF TRURO

CERTIFICATE HOLDER

CANCELLATION

Truro Town Hall 24 Town Hall Road Truro, MA 02666	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 Linda Cook/APA <i>Linda Cook</i>
---	---



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
10/30/2017

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 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 Oceanpoint Insurance Agency 500 West Main Rd Middletown RI 02842		CONTACT NAME: Robert Cook PHONE (A/C No. Est): (401) 847-5200 E-MAIL ADDRESS: rcook@oceanpointins.com FAX (A/C No.): (401) 848-5071																						
INSURED Montano's Restaurant Robert Montano P. O. Box 718 North Truro MA 02652		<table border="1"> <tr> <th colspan="2">INSURER(S) AFFORDING COVERAGE</th> <th>NAIC #</th> </tr> <tr> <td colspan="2">INSURER A: Western World Insurance Company</td> <td></td> </tr> <tr> <td colspan="2">INSURER B: Hanover Insurance Co.</td> <td></td> </tr> <tr> <td colspan="2">INSURER C:</td> <td></td> </tr> <tr> <td colspan="2">INSURER D:</td> <td></td> </tr> <tr> <td colspan="2">INSURER E:</td> <td></td> </tr> <tr> <td colspan="2">INSURER F:</td> <td></td> </tr> </table>		INSURER(S) AFFORDING COVERAGE		NAIC #	INSURER A: Western World Insurance Company			INSURER B: Hanover Insurance Co.			INSURER C:			INSURER D:			INSURER E:			INSURER F:		
INSURER(S) AFFORDING COVERAGE		NAIC #																						
INSURER A: Western World Insurance Company																								
INSURER B: Hanover Insurance Co.																								
INSURER C:																								
INSURER D:																								
INSURER E:																								
INSURER F:																								

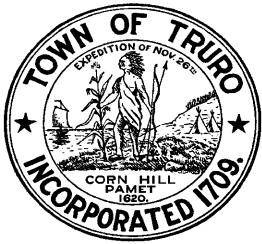
COVERAGES CERTIFICATE NUMBER: CL1611401654 REVISION NUMBER:

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 INSD	SUBR WVD	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 type="checkbox"/> LOC OTHER:			[REDACTED]	9/1/2018	9/1/2019	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000
A	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> ALL OWNED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS			[REDACTED]	9/1/2018	9/1/2019	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 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 DED RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$
B	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	N/A	[REDACTED]	5/22/2018	5/22/2019	PER STATUTE OTH-ER E.L. EACH ACCIDENT \$ 100,000 E.L. DISEASE - EA EMPLOYEE \$ 100,000 E.L. DISEASE - POLICY LIMIT \$ 500,000
A	Liquor Liability			[REDACTED]	9/1/2018	9/1/2019	1,000,000 2,000,000 each common limi aggregate

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

CERTIFICATE HOLDER Truro Town Hall 24 Town Hall Road Truro, MA 02666	CANCELLATION 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 Linda Cook/APA <i>Linda Cook</i>
--	--



TOWN OF TRURO

Board of Selectmen Agenda Item

DEPARTMENT: Licensing Department

REQUESTOR: Nicole Tudor, Executive Assistant

REQUESTED MEETING DATE: November 7, 2018

ITEM: Approval of the 2019 Annual Alcohol Licenses

EXPLANATION: The 2019 annual alcoholic beverage license approval is before you as the Local Licensing Authority per Mass General Law (MGL 138 § 12 and 15). Truro has five (5) such licenses:

1. Pamet Valley Package-off premise, all alcohol; ABCC #00009-PK-1292
2. Montano's Restaurant-on premise, all alcohol; ABCC #00019-RS-1292
3. Truro Vineyards of Cape Cod Farmer Winery; ABCC #00035-PP-1292
4. Salty Market-off premise, all alcohol; ABCC #00036-PK-1292
5. Truro Vineyards of Cape Cod Farmer Distillery; ABCC # 00037-PP-1292

All Liquor Liability copies of Certificate of Insurance and Certificates of Inspection as required by the Alcoholic Beverages Control Commission will be in compliance with the Town (pouring license only requirement) before issuance of 2019 annual licenses as of December 31st.

IMPACT IF NOT APPROVED: The Annual Alcohol License holders will not be issued an alcohol license for 2019.

SUGGESTED ACTION: *MOTION TO approve the 2019 annual alcohol licenses for Truro Vineyards of Cape Cod, Montano's Restaurant, Salty Market, Pamet Valley Package and the ABCC applications upon completion of all required documents submitted to the Town.*

ATTACHMENTS:

1. 2019 Annual Alcohol ABCC Applications-signed by business owners
2. Chief of Police Approval Memo
3. 2018 Current Licenses



Jean M. Lorizio, Esq.
Commission Chairman

**Commonwealth Of Massachusetts
Department Of The State Treasurer
Alcoholic Beverages Control Commission
239 Causeway Street, 1st Floor
Boston, Massachusetts 02114**

**2019
Retail License Renewal**

License Number: 00009-PK-1292

Municipality: TRURO

License Name : Pamet Valley Package Inc

License Class: Annual

DBA : Pamet Valley Package Inc

License Type: Package Store

Premises Address: 172 Route 6 Truro, MA 02666

License Category: All Alcoholic Beverages

Manager: John Gainey

I hereby certify and swear under penalties of perjury that:

1. I am authorized to sign this renewal pursuant to M.G.L. Chapter 138;
2. The renewed license is of the same class, type, category as listed above;
3. The licensee has complied with all laws of the Commonwealth relating to taxes; and
4. The premises are now open for business (if not, explain below).

Signature

Date

Additional Information:





Jean M. Lorizio, Esq.
Commission Chairman

**Commonwealth Of Massachusetts
Department Of The State Treasurer
Alcoholic Beverages Control Commission
239 Causeway Street, 1st Floor
Boston, Massachusetts 02114**

**2019
Retail License Renewal**

License Number: 00019-RS-1292

Municipality: TRURO

License Name : Baddocs Inc

License Class: Annual

DBA : Montanos Restaurant

License Type: Restaurant

Premises Address: 481 Rte 6 Truro, MA 02657

License Category: All Alcoholic Beverages

Manager: Robert C Montano

I hereby certify and swear under penalties of perjury that:

1. I am authorized to sign this renewal pursuant to M.G.L. Chapter 138;
2. The renewed license is of the same class, type, category as listed above;
3. The licensee has complied with all laws of the Commonwealth relating to taxes; and
4. The premises are now open for business (if not, explain below).


Signature


Date

Additional Information:





Jean M. Lorizio, Esq.
Commission Chairman

**Commonwealth Of Massachusetts
Department Of The State Treasurer
Alcoholic Beverages Control Commission
239 Causeway Street, 1st Floor
Boston, Massachusetts 02114**

**2019
Retail License Renewal**

License Number: 00035-PP-1292

Municipality: TRURO

License Name : Truro Vineyards Of Cape Cod LLC

License Class: Annual

DBA : Truro Vineyards Of Cape Cod

License Type: Farmer Winery Pouring Permit

Premises Address: 11 Shore Road Truro, MA 02652

License Category: Wines Only

Manager: David J Roberts

I hereby certify and swear under penalties of perjury that:

1. I am authorized to sign this renewal pursuant to M.G.L. Chapter 138;
2. The renewed license is of the same class, type, category as listed above;
3. The licensee has complied with all laws of the Commonwealth relating to taxes; and
4. The premises are now open for business (if not, explain below).

Signature

10/25/18

Date

Additional Information:





Jean M. Lorizio, Esq.
Commission Chairman

**Commonwealth Of Massachusetts
Department Of The State Treasurer
Alcoholic Beverages Control Commission
239 Causeway Street, 1st Floor
Boston, Massachusetts 02114**

**2019
Retail License Renewal**

License Number: 00036-PK-1292

Municipality: TRURO

License Name : Salty Market LLC

License Class: Annual

DBA : Salty Market

License Type: Package Store

Premises Address: 2 Highland Rd Truro, MA 02652

License Category: All Alcoholic Beverages

Manager: Ellery Paul Althaus

I hereby certify and swear under penalties of perjury that:

1. I am authorized to sign this renewal pursuant to M.G.L. Chapter 138;
2. The renewed license is of the same class, type, category as listed above;
3. The licensee has complied with all laws of the Commonwealth relating to taxes; and
4. The premises are now open for business (if not, explain below).


Signature


Date

Additional Information:





Jean M. Lorizio, Esq.
Commission Chairman

**Commonwealth Of Massachusetts
Department Of The State Treasurer
Alcoholic Beverages Control Commission
239 Causeway Street, 1st Floor
Boston, Massachusetts 02114**

**2019
Retail License Renewal**

License Number: 00037-PP-1292

Municipality: TRURO

License Name : Truro Vineyards Of Cape Cod LLC

License Class: Annual

DBA : Truro Vineyards

License Type: Farmer Distillery Pouring Permit

Premises Address: 11 Shore Rd Truro, MA 02666

License Category: All Alcoholic Beverages

Manager: David Roberts

I hereby certify and swear under penalties of perjury that:

1. I am authorized to sign this renewal pursuant to M.G.L. Chapter 138;
2. The renewed license is of the same class, type, category as listed above;
3. The licensee has complied with all laws of the Commonwealth relating to taxes; and
4. The premises are now open for business (if not, explain below).

Signature

10/25/18

Date

Additional Information:





TOWN OF TRURO

P.O. Box 2030, Truro, MA 02666

Licensing Department

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

MEMO

To: Chief Jaime Calise, Truro Police Department
From: Nicole Tudor, Executive Assistant
Date: October 18, 2018
Re: 2019 Annual Liquor License Renewals for Review

Below please find 5 annual Truro alcohol licenses seeking renewal for their 2019 alcohol licenses. Please advise with any concerns or comments on these renewals for Board of Selectmen approval to be held at a future meeting. Thank you.

2019 Annual Renewal applicants:

1. Baddocs, Inc., dba **Montano's Restaurant**, 481 Route 6, Robert C. Montano, Manager
 License #00019-RS-1292 (ABCC) Class: Annual Type of License: Restaurant
 Category: All Alcohol

Approved/No Issues or Violations Reason for Denial
 Comments: _____

2. **Pamet Valley Package, Inc.**, 172 Route 6, John Gainey, Manager
 License #00009-PK-1292 (ABCC) Class: Annual Type of License: Package Store
 Category: All Alcohol

Approved/No Issues or Violations Reason for Denial
 Comments: _____

3. Salty Market, LLC., dba **Salty Market**, 2 Highland Rd, Ellery Paul Althaus, Manager
 License #00036-PK-1292 (ABCC) Class: Annual Type of License: Package Store
 Category: All Alcohol

Approved/No Issues or Violations Reasons for Denial
 Comments: _____

4. **Truro Vineyards of Cape Cod, LLC.** dba Truro Vineyards of Cape Cod, 11 Shore Rd, David J. Roberts, Manager
License #00035-PP-1292 (ABCC) Class: Annual Type of License: Farmer Winery Pouring Permit
Category: Wines Only

Approved/No Issues or Violations Reasons for Denial
Comments: _____

5. **Truro Vineyards of Cape Cod, LLC.**, dba Truro Vineyards, 11 Shore Rd, David Roberts, Manager
License #00037-PP-1292 (ABCC) Class: Annual Type of License: Farmer Distillery Pouring Permit
Category: All Alcohol

Approved/No Issues or Violations Reasons for Denial
Comments: _____

POLICE DEPARTMENT APPROVAL

Date: 10/18/2018
Signature: [Signature]
Chief of Police

© 1989 GDS 433
All Rights Reserved

LICENSE ALCOHOLIC BEVERAGES

THE LICENSING BOARD OF

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

MASSACHUSETTS

HEREBY GRANTS A

RETAIL PACKAGE GOODS STORE

License to Expose, Keep for Sale, and to Sell

All Kinds of Alcoholic Beverages

Not To Be Drunk On the Premises

To. Pamet Valley Package Store, Inc.....

.....John Gainey, Manager.....

on the following described premises

.....1 1/2 story building with basement, 1st floor has four rooms, 2nd floor.....

.....has 1 room. Basement has 4 rooms for storage. Located at 172 Route 6.....

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 December 31st, 2018 , unless earlier suspended, cancelled or revoked.

IN TESTIMONY WHEREOF, the undersigned have hereunto affixed their official signatures this 14th day of November 2017

The Hours during which Alcoholic Beverages may be sold are

From.....

Monday-Saturday:

8:00AM-11:00PM

Sundays: 10:00AM-11:00PM.

ABCC License # 00009-PK-1292

Robert Burgess
John M. Walsh
Robert Walsh
LICENSING BOARD

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

© 1998 GOLES & SONS
All Rights Reserved

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

All Kinds of Alcoholic Beverages

To Be Drunk On the Premises

To Baddocs, Inc., Robert C. Montano, Manager

d/b/a Montano's Restaurant

on the following described premises

Located at 481 Route Six, Truro, MA

1 1/2 story building with two cellars. 1st floor has three rooms,

restaurant and lounge. Cellars are for storage.

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 December 31st, 2018, unless earlier suspended, cancelled or revoked.

IN TESTIMONY WHEREOF, the undersigned have hereunto affixed their official signatures this 14th day of November 2017.

The Hours during which Alcoholic Beverages may be sold are

From

Monday-Saturday:

8:00AM-1:00AM

Sundays: 12:00 Noon-1:00AM

ABCC # 00019-RS-1292

Maureen Burgess
[Signature]
LICENSING BOARD

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

**2018 LICENSE
ALCOHOLIC BEVERAGES**

**THE LICENSING BOARD OF
THE TOWN OF TRURO
MASSACHUSETTS
HEREBY GRANTS A**

**LIQUOR LICENSE
of the following description:**

FARMER-WINERY POURING PERMIT

To Be Consumed on the Premises

To Truro Vineyards of Cape Cod LLC, David J. Roberts, Manager

On the following described premises

A farm winery located at 11 Shore Road with both an indoor and outdoor tasting area (weather dependent), located within an 1858 sq. ft. retail area, a 450 sq. ft. outdoor patio and a 3200 sq. ft. Tasting Pavilion area. Indoor tasting room has four entrances and exits.

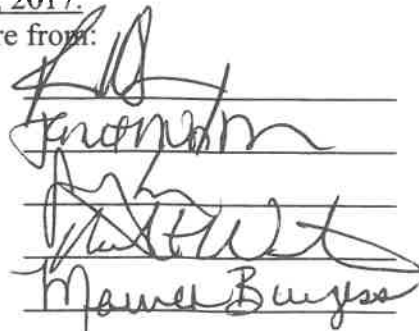
These areas, approximately 5500 sq. ft, which can only be used for the sale and pouring of wine produced by the farmer winery, or produced for the farmer winery, and sold under the farmer winery brand name. This license is granted and accepted upon the express condition that the licensee shall, in all 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 December 31, 2018, unless earlier suspended, cancelled, or revoked. In testimony whereof, the undersigned have hereunto affixed their official signatures this 14th day of November, 2017.

The hours during which alcoholic beverages may be sold are from:

Monday-Saturday:

11 am – 8 pm

Sunday: 12 pm – 8 pm



Three handwritten signatures are present, each written over a horizontal line. The signatures are in cursive and appear to be those of the members of the Licensing Board.

ABCC # 00035-PP-1292

Licensing Board, Town of Truro

**2018 LICENSE
ALCOHOLIC BEVERAGES**

**THE LICENSING BOARD OF
THE TOWN OF TRURO
MASSACHUSETTS
HEREBY GRANTS A**

LIQUOR LICENSE
of the following description:

FARMER-DISTILLERY POURING PERMIT

To Be Consumed on the Premises

To Truro Vineyards of Cape Cod LLC, dba South Hollow Spirits, David J. Roberts, Manager

On the following described premises

Two story wood building, four entrances and exits, total square feet 1963, located at 11 Shore Road, Truro.

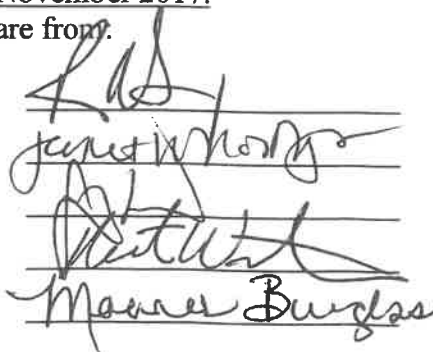
These areas, approximately 1963 sq. ft, which can only be used for the sale and pouring of rum produced by the farmer distillery, or produced for the farmer distillery, and sold under the farmer distillery brand name. This license is granted and accepted upon the express condition that the licensee shall, 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 December 31, 2018, unless earlier suspended, cancelled, or revoked. In testimony whereof, the undersigned have hereunto affixed their official signatures this 14th day of November 2017.

The hours during which alcoholic beverages may be sold are from:

Monday-Saturday:

11 am - 8 pm

Sunday: 12pm - 8pm



Licensing Board, Town of Truro

ABCC # 00037-PP-1292

© 1998 ODES 4383
All Rights Reserved

LICENSE ALCOHOLIC BEVERAGES

THE LICENSING BOARD OF

The TOWN of TRURO

MASSACHUSETTS

HEREBY GRANTS A

RETAIL PACKAGE GOODS STORE

License to Expose, Keep for Sale, and to Sell

All Kinds of Alcoholic Beverages

Not To Be Drunk On the Premises

To SALTY MARKET, LLC
ELLERY PAUL ALTHAUS, MANAGER

on the following described premises

Located at 2 Highland Rd. 2 1/2 story building with 1 salesroom for groceries, 1 small
open room for liquor and back room for prep area for deli. 1 entrance and exit in front of
building and 2 doors in rear for receiving. Basement for storage, 1/3 size of store.

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 December 31st, 2018..., unless earlier suspended, cancelled or revoked.

IN TESTIMONY WHEREOF, the undersigned have hereunto affixed their official signatures this 14th day of November 2017.

The Hours during which Alcoholic Beverages may be sold are

From

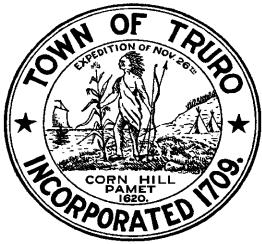
Monday thru Saturday 8:00am- 11:00pm

Sunday sales from 10:00am until 11:00pm

ABCC LICENSE # 00036-PK-1292

LICENSING BOARD

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



TOWN OF TRURO

Board of Selectmen Agenda

Item

DEPARTMENT: Licensing Department

REQUESTOR: Nicole Tudor, Executive Assistant

REQUESTED MEETING DATE: November 7, 2018

ITEM: Approval of the 2019 Alcohol Beverages Control Commission Annual Renewal Certification

EXPLANATION: In addition to the annual licenses, the Board of Selectmen in their capacity as the Local Licensing Authority must approve and sign the renewal certification. No Annual Alcohol licensee failed to renew for 2019. This form is a part of the 2019 ABCC annual renewal package and also certifies that all annual alcohol license holder businesses will be occupied as of January 1, 2019.

FINANCIAL SOURCE (IF APPLICABLE): N/A

IMPACT IF NOT APPROVED: The Annual Alcohol License holders will not be issued an alcohol license for 2019 as per the ABCC requirements for renewals.

SUGGESTED ACTION: *MOTION TO approve* the 2019 Annual Alcohol Beverages Control Commission Renewal Certification 2019.

ATTACHMENTS:

1. Annual Alcohol Beverages Control Commission Renewal Certification 2019

Consent Agenda Item: 6D1

RETAIL LIQUOR LICENSE RENEWAL APPLICATION GUIDELINES

Without exception, all annual alcoholic beverages **licensees** are required to renew their alcoholic beverages license by **November 30th** of each year.

All retail license renewal applications must be signed by an authorized corporate officer, individual or partner and filed with the Local Licensing Authority by November 30th. Licensees who are in the process of transferring their licenses are required to file the renewal application until the transfer has occurred and they are no longer the licensee of record.

Licensees are responsible for correcting any differences between their files and the ABCC license file on the renewal application in red ink. An LLA Certification Form / Form 43 verifying these changes have been ABCC approved must be attached to the license renewal application in order to change the official ABCC license file. Please mail those corrections along with the renewal packet to the ABCC.

All on-premises M.G.L. c. 138, §12 licensees must provide proof of the required liquor liability insurance and a copy of the required Fire Safety Inspection Certificate to the Local Licensing Authorities. Please **do not** forward the Fire Safety Certificates or insurance certificate to the ABCC. You should keep these forms for your records.

Please mail the completed below form, all completed renewal certificate forms, and any corrective forms to the ABCC no later than December 31, 2018.

ABCC
c/o Licensing Department
239 Causeway Street
Boston, MA 02114

Any renewal application not signed and filed by November 30th will be treated as a New License.

If renewal application becomes a new license for failure to meet the November 30th signing deadline, it will be subject to all the procedures set forth under Chapter 138, §15A.

ANY QUESTIONS REGARDING THE ABOVE GUIDELINES SHOULD BE DIRECTED TO HURSHEL LANGHAM AT EXT. 719 or SABRINA LUC AT EXT 721

Ralph Sacramone, Executive Director

RENEWAL CERTIFICATION 2019

CITY/TOWN:

A. LICENSEES WHO FAILED TO RENEW FOR 2019:

LICENSE #:	LICENSEE CORPORATE NAME AND ADDRESS:
<input type="text"/>	None
<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>

B. LICENSEES DISAPPROVED BY THE CITY/TOWN FOR 2019:

LICENSE #:	LICENSEE CORPORATE NAME AND ADDRESS:
<input type="text"/>	None
<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>

We hereby certify that the premises described in the 2019 renewal applications for the above mentioned municipality are now occupied, used or controlled by the licensee and will be on January 1, 2019. The 2019 Renewal Application have been approved by the Local Licensing Authorities and forwarded to the ABCC.

The Local Licensing Authorities

<input type="text"/>
<input type="text"/>
<input type="text"/>
<input type="text"/>
<input type="text"/>

A. LICENSEES WHO FAILED TO RENEW FOR 2019:

LICENSE #:	LICENSEE CORPORATE NAME AND ADDRESS:
	None

B. LICENSEES DISAPPROVED BY THE CITY/TOWN FOR 2019:

LICENSE #:	LICENSEE CORPORATE NAME AND ADDRESS:
	None

DRAFT

**Truro Select Board Meeting
Tuesday, October 16, 2018
Truro Public Safety Facility**

Select Board Members Present: Chair Robert Weinstein; Maureen Burgess, Kristen Reed, Paul Wisotzky, Janet Worthington

Present: Town Manager Rae Ann Palmer; Assistant Town Manager Kelly Clark; Town Counsel Katie Loughman (by phone); Interim Planner Jessica Bardi

Chair Robert Weinstein called the meeting to order at 2:10 p.m. He announced that a regular meeting would follow the work session. During the work session, there is no public commentary. Tim McCarthy said he was filming for LIP TV.

WORK SESSION

Discussion of Bylaw Articles for Annual Town Meeting Warrant

Residential House Size Bylaw

Selectmen had several questions regarding provisions in the proposed Residential House Size bylaw. Selectmen discussed the size allowances and categories by lot size. Board members agreed that a three-quarter acre lot category should be added to the chart. Interim Planner Jess Bardi explained how the calculations work for three-quarter lots by right and by Special Permit. Chair Weinstein questioned the allowances offered in the proposed bylaw and asked for baseline information on average sizes of houses in Truro. Maureen Burgess gave statistics on large houses that have been built. Town Manager Rae Ann Palmer said there are also people who believe that the size allowances are not big enough. Town Counsel Katie Loughman said significant size limitation changes could be inconsistent with Planning Board's proposed bylaw. She recommended making any changes on Town Meeting floor. If the Board of Selectmen disagree with the numbers in the bylaw, Ms. Loughman said, they could vote to not recommend. Paul Wisotzky expressed his concern over the intent of the bylaw, which he sees as making house size more restrictive. Chair Weinstein said that voters at Town Meeting will make the decision on size. The bylaw will be revisited at the meeting next week, Ms. Palmer said.

Marijuana Bylaw

Town Counsel Katie Loughman summarized the Planning Board bylaw for the Regulation of Marijuana. She said the general purpose section, definitions, and the use table had been developed with input from the local Craft Co-operative. The categories set by the state are included in the bylaw. She noted the footnotes included for the Residential District. The Use Chart included limitations for the number of establishments. There were specific regulations for cultivation in the Residential District. The Permit Granting Authority is to be a split authority between Planning Board and the Zoning Board Appeals. Site Plan Review, which requires abutter notification, is one of the criteria set by ZBA, Attorney Loughman said.

Town Counsel Loughman dealt with most of the issues raised by the Selectmen concerning the bylaw. There is 25% lot coverage for structures on cultivator 2-acre lots. Footnotes cover additional information on coverage allowances of up to 50% and acreage allowed. Greenhouses are excluded from the calculation. Town Counsel said the state requirements cover lighting, fencing, and security systems. In a clarification of definitions for *transportation* and *delivery*, Ms. Loughman explained that retailers are not allowed to deliver marijuana products to consumers. There is a cap on the marijuana canopy, the total production for cultivators; otherwise a business would need two separate licenses. Micro-business is a state licensed category, so a marijuana micro business, according to Town Counsel, does not have a cap. Ms. Loughman was silent on a point made by Chair Weinstein that the bylaws did not address cultivation on private property within the boundaries of the National Seashore, federal land. State buffer zone regulations do not include Pre-School or playgrounds. Truro could add provisions for the Wellhead Protection Zone in the Marijuana bylaw. The other boards, especially the Board of Health and Conservation Commission, could make any concerns known to Planning Board. Town Counsel said both Planning Board and ZBA could condition noise restriction or traffic study as the permit granting authorities. The state's stand-alone structure requirement was left in the bylaw from a security viewpoint. Most towns are not allowing marijuana cultivation as home occupation business. Product manufacturing might take place in a residential dwelling, Attorney Loughman said. She noted that the Truro cooperative was somewhat unique because there are only a few other cooperatives in Massachusetts. She said the provisions in the proposed bylaw were generous and would allow people to get into the marijuana industry.

Janet Worthington did not want to abandon the idea of an Overlay District, which she had favored. She said she is not happy with the Residential Zone allowance because she doesn't think everyone should be allowed to have a business in their backyard. Robert Weinstein reminded everyone that without a bylaw in place, the Town would have no regulations of its own. The state regulations would govern cultivation. Paul Wisotzky asked about using the Host Community Agreement as a control should the zoning bylaw fail. He remarked upon the Selectmen's charge to consider the best interest of Truro as a whole.

Town Counsel Loughman and Interim Planner Jess Bardi will clarify the language on lot size and building coverage. Ms. Loughman said that they will also clear up inconsistencies in the cultivation provisions in residential and non-residential districts.

Maureen Burgess moved to close the Work Session. Kristen Reed seconded, and the motion carried 5-0.

REGULAR MEETING

Chair Weinstein opened the regular meeting at 4:00 p.m.

Petitioned Bylaw Votes

Paul Wisotzky moved to refer to Special Town Meeting Petitioned Article Section 100 Regulation of Marijuana bylaw and Petitioned Article 110 Right to Farm bylaw. Maureen Burgess seconded, and the motion carried 5-0.

Legal Representation for Herring River Restoration Project

Board members discussed the strengths of the two attorneys under consideration to represent Truro's interests in the Herring River Restoration Project. David Lurie of Lurie Friedman LLC and Barry Fogel of Keegan Werlin LLC had come before the Board for interviews at the meeting held on October 9, 2018. Board members considered the rate ranges quoted and the current needs for Truro's involvement in the Herring River Restoration Project. After a careful comparison of what the attorneys could offer, the Selectmen and Town Manager decided that Barry Fogel of Keegan Werlin would provide the best representation for the Town.

Paul Wisotzky moved to authorize Town Manager Rae Ann Palmer to initiate negotiations and prepare an accompanying contract to secure the service of Keegan Werlin LLC. Kristen Reed seconded, and the motion carried 5-0.

Rae Ann Palmer said that Wellfleet had requested that the Friends of the Herring River brief the new attorneys from Wellfleet and Truro at the same time. Robert Weinstein said the attorneys could do the briefing on their own. He desired an independent review of the project without the influence of an advocate. Janet Worthington suggested that the attorney could decide what approach was best. Rae Ann Palmer said a briefing by the chief scientist would be another option, but the attorney could decide.

Next Meeting

Rae Ann Palmer and the Board agreed upon a work session at 4:00 p.m. before the regular meeting at 5:00 p.m. on October 23, 2018. The School boiler transfer Capital project will not be on the Special Town Meeting Warrant, Ms. Palmer said. Rae Ann Palmer will check with the Finance Committee about holding a joint meeting with them, but the Board felt that it could wait for Annual Town Meeting. The Budget process for Fiscal Year 2020 will begin soon.

Adjournment

Paul Wisotzky moved to adjourn. Maureen Burgess seconded, and the motion carried 5-0. The meeting was adjourned at 4:50 p.m.

Respectfully submitted,

Mary Rogers, Secretary

Robert Weinstein, Chair

Maureen Burgess, Vice-chair

Kristen Reed

Paul Wisotzky

Janet Worthington, Clerk

Public Records Material of 10/16/18

1. Bylaws for House Size and Regulation of Marijuana
2. Petitioned Bylaws 100 on Marijuana and 110 Right to Farm

DRAFT

**Truro Select Board Meeting
Wednesday, October 23, 2018
Truro Town Hall Selectmen's Chambers**

Select Board Members Present: Chair Robert Weinstein; Maureen Burgess, Kristen Reed, Paul Wisotzky, Janet Worthington

Present: Town Manager Rae Ann Palmer; Assistant Town Manager Kelly Clark; Interim Planner Jessica Bardi (by phone)

Chair Robert Weinstein called the work session to order at 4:00 p.m.

WORK SESSION

Discussion of Bylaw Articles for Annual Town Meeting Warrant

Marijuana Bylaw

The Board of Selectmen examined Interim Planner Jessica Bardi's comparison of the Planning Board's Marijuana Bylaw with the Petitioned Article on Marijuana Regulations. There are changes in the *Definitions* section. The High Dune Cooperative had tried to simplify the bylaw, according to Chair Robert Weinstein. Kristen Reed said she had just received another set of definitions from Cooperative member Peter Staaterman. The Board said that the document had not made deadline for the meeting packet and it had not come from the entire Co-op. Chair Weinstein said that amendments would have to be made at Special Town Meeting.

There are three Articles dealing with marijuana: Planning Board's and two petitioned Articles. Interim Planner Jess Bardi said that the Co-op had completely removed limitations to the number of licenses in all the categories. They had also removed the limitation of canopy in the Residential District. A third change was for limitations to lot coverage by structures in both districts. They had removed the number of growing sites, Town Manager Rae Ann Palmer said. Hours of operation had been removed from the cultivation conditions in Residential Districts. The Co-op's bylaw allows for Special Permit for the businesses and kept Site Plan Review; however, criteria for protecting the character of Truro had been removed. The Host Community Agreement was still included as a provision since it is a state requirement.

Paul Wisotzky said much of the language removal could end up being detrimental. Jess Bardi pointed out other places that could provide more guidance. Paul Wisotzky looked at the different language for the Host Community Agreement in the Co-op's Petitioned Article. Jess Bardi explained how the required Host Community Agreement is used. Paul Wisotzky noted that "Micro Business" had been removed from the definitions. Jess Bardi said that was possibly an oversight because the term appears elsewhere in their version of the bylaw. Rae Ann Palmer asked about hours of operation allowances for farming. Ms. Bardi said there are state regulations in place for farming, but hours are not limited. Maureen Burgess said she favors calling it

“cultivation,” rather than “farming.” Robert Weinstein expanded on agricultural and farming regulations that could shield marijuana allowances. Janet Worthington said she hoped that the comparisons of the petitioned and Planning Board marijuana bylaws will be offered at Special Town Meeting.

Residential House Size Bylaw

Selectmen, the Town Manager and Jessica Bardi reviewed the Residential House Size bylaw. A new chart with comments appears in the current draft Warrant. The new chart includes three-quarter acre or .775 acre lots, as Maureen Burgess pointed out. Maureen Burgess said that One Truro had worked on the size bylaw for the Seashore District and had continued with development on the current proposal for the Residential District in the Town. Maureen Burgess explained the work by the One Truro group’s data on house size in the Seashore and in the Residential District. She said there are 26 houses in the Residential District that are already beyond the median size in the bylaw proposal. Chair Weinstein commented on the intent of the bylaw to protect the character of the community.

Before the close of the work session, Kristen Reed questioned the Board’s rejection of the Marijuana bylaw information on she had submitted from Peter Staaterman.

Robert Weinstein closed the work session to open the regular meeting on time.

REGULAR MEETING

Chair Weinstein opened the regular meeting at 5:00 p.m. David DeWitt from the High Dune Cooperative said he was recording the meeting in honor of Tim McCarthy. Chair Weinstein gave condolences for their loss.

Pinning Ceremony

Fire Chief Timothy Collins introduced three new firefighters: Robert Wescott, Patrick Steemson and Patrick Holmes and described their background and qualities. Family members did the pinnings, and Town Clerk Cynthia Slade swore in the new firefighters, making their appointments official.

The meeting was paused for a five-minute break for refreshments to welcome the new members of the Fire Department.

Public Comment

Drake Cook read a letter written to the Board of Selectmen by Michael Fee, attorney for the High Dune Cooperative. This included a copy of an email to Town Manager Rae Ann Palmer with an enumeration of suggested changes to the Planning Board’s proposed bylaw on marijuana regulations.

Ann Greenbaum commented on the Selectmen’s discussion proposed house size bylaw by the Planning Board. She submitted, for the record, a document detailing One Truro’s work on the size bylaw.

Public Hearing: Eversource Cable, Conduit and Manhole Hearing

Chair Robert Weinstein introduced the hearing. Jessica Elder, Eversource Energy Right of Way Agent, was present. She had petitioned the Town to install 35 feet of conduit/cable and manholes as indicated upon Plan No. 2283586, Work Order #02283586. Eversource is requesting permission to locate underground cables, conduits and manholes, including the necessary sustaining and protecting fixtures, in, under, along, and across the public way at Higgins Hollow Road in order to provide service to 2 Higgins Hollow Rd. Ms. Elder said that trenching was an alternative if directional drilling did not work. Eversource would return the road to its former state.

Mr. Weinstein closed the public hearing and called for the vote.

Maureen Burgess moved to approve the petition from Eversource and authorize the Clerk of the Selectmen to sign the Form of Order for Underground Cable and Conduit Locations in Work Order #2283586. Paul Wisotzky seconded, and the motion carried 5-0.

Committee Appointment

Amy Wolff explained her interest in joining the Recycling Committee. She expressed her concern for the impact of waste on the earth and water.

Paul Wisotzky moved to approve the appointment of Amy Wolff to serve on the Recycling Committee for a three-year unexpired term which will end June 30, 2021. Maureen Burgess seconded, and the motion carried 5-0.

Board of Selectmen Action***2018 State Election Warrant***

Town Clerk Cynthia Slade said she had submitted the 2018 State Election Warrant, the official notification to inhabitants of Truro, that the State Election will take place at the Truro Community Center on November 6, 2018 from 7:00 a.m. to 8:00 p.m. She asked that the Board of Selectmen sign the Warrant before it is posted.

Paul Wisotzky moved to approve signing the 2018 State Election Warrant. Janet Worthington seconded, and the motion carried 5-0.

Warrant Article Votes for Special Town Meeting

Town Manager Rae Ann Palmer explained Warrant posting procedure. Assistant Town Manager Kelly Clark presented the Warrant in slide form as Ms. Palmer read the Articles, gave commentary and answered or noted questions for each one.

Article 1

Paul Wisotzky moved to recommend Article 1: Storage Shed for Head of the Meadow Beach Parking Lot (from Capital Improvements Fund) to Special Town Meeting. Maureen Burgess seconded, and the motion carried 5-0.

Article 2

Paul Wisotzky moved to recommend Article 2: Merge Balance of Capital Improvements Fund into the Capital Stabilization Fund to the Special Town Meeting. Maureen Burgess seconded, and the motion carried 5-0.

Article 3

Maureen Burgess moved to recommend Article 3: Reappropriate Unexpended Balance of Operating Capital FY2015 to Public Safety Doors, Key Fobs and Associated Software at the November Town Meeting. Paul Wisotzky seconded, and the motion carried 5-0.

Article 4

Paul Wisotzky moved to recommend Article 4: Reappropriate Old County Road Culvert Repair Funds to Culvert Engineering and Remediation at Multiple Locations for Special Town Meeting. Maureen Burgess seconded, and the motion carried 5-0.

Article 5

Maureen Burgess moved to recommend Article 5: Acceptance of MGL Chapter 44, Section 53F3/4 PEG Access and Cable Related Fund to Special Town Meeting. Paul Wisotzky seconded, and the motion carried 5-0.

Article 6

Paul Wisotzky offered his reasons for supporting the Article as presented even though he would have liked a bylaw with smaller house sizes. Janet Worthington agreed that it was something needed even if the sizes were larger than she would have desired. Maureen Burgess reminded everyone that without acceptance of this bylaw, there are no size restrictions. Kristen Reed said she was not going to recommend it based on scientific information she will give at Special Town Meeting. She said she could not support the bylaws as written but would have if they mirrored those for the Seashore District. Chair Weinstein said he was voting against the Article because it would allow the majority of existing houses to double in size. He would rather see it be worked on further.

Paul Wisotzky moved to recommend Article 6: Amend Zoning Bylaws §50, Area and Height Regulations to Establish the Maximum Building Size for Residences in the Town of Truro Residential District to Special Town Meeting. Maureen Burgess seconded, and the motion carried 3-2.

Article 7

Chair Weinstein offered the background information on development of the Article. Janet Worthington noted points from the letter that had just been submitted by the High Dune Cooperative. She said that she had concerns about marijuana cultivation businesses in Residential Districts. Ms. Palmer had discussed with Town Counsel changes to the bylaw, which could be made by amendments on Town Meeting floor. Paul Wisotzky suggested ways that amendments could be done. He said he would like to have a strategy to incorporate the efforts of many people who had worked on development of the Article. Kristen Reed said she

would not be recommending because some provisions were restrictive, but the bulk of the bylaw was good for Truro in its entirety. The components that she objects to in the table are: the licensing authority; tier levels (she offered another tier), and regulations for free standing structures. She said that the businesses should not be in buildings that include a residence, but there were other structures that could support multi-use. Robert Weinstein said that the appropriate venue to change anything in the bylaw is now Special Town Meeting. He said the Board of Selectmen's obligation is to protect the interests of the entire Town. Ms. Palmer added that any voter can make an amendment to the bylaw at Town Meeting. Kristen Reed repeated her three objections to the bylaw and referred to Massachusetts General Law. She supports most of the Article, but she cannot vote for it as is.

Town Manager Rae Ann Palmer explained the mail-out, sent on behalf of the Planning Board. Paul Wisotzky said he was looking for a way to move forward with the Article with some changes. He is supportive of the overall Article. Janet Worthington said she agrees with most of the Article and believes it is a start. Maureen Burgess indicated that she would be voting in favor of the Article. She said she favors the slow roll-out approach with adding a tier level in the future. Ms. Burgess said she was disappointed that the Overlay District approach had been rejected. Chair Weinstein asked to keep the focus on the bylaw as presented in the Warrant. He noted that there is a broad spectrum of types of cannabis businesses, but they were not set for cooperatives. He again said to offer amendments at Special Town Meeting. It is important to go forward, he said.

Paul Wisotzky moved to recommend Article 7: Amend Zoning Bylaws to Add §100, Regulation of Marijuana to Special Town Meeting. Maureen Burgess seconded, and the motion carried 4-1.

Article 8

Ms. Palmer said the petitioners' signatures have been certified. The Article was referred to the Planning Board for a public hearing on Tuesday, October 30.

Paul Wisotzky moved to table a recommendation Article 8: Regulation of Marijuana (Petitioned Article) until after the hearing. Maureen Burgess seconded, and the motion carried 5-0.

Article 9

The other petitioned article had its required signatures certified.

Paul Wisotzky moved to table to Article 9: Right to Farm (Petitioned Article) until after the public hearing. Janet Worthington seconded, and the motion carried 5-0.

Consent Agenda

- A. Review/Approve and Authorize Signature: FY18 CDBG Grant Administrator Contract with Bailey Boyd Associates
- B. Review and Approve Business Licenses: Lodging House – Gingerbread House, 42 Depot Rd.; Common Victualer – Babe's Restaurant, 63 Shore Rd.
- C. Review and Approve Bond anticipation Note for Fire Engine Urban and Landfill Capping
- D. Review and Approve Board of Selectmen Minutes: October 9, 2018

Paul Wisotzky moved to approve the Consent Agenda as printed. Maureen Burgess seconded, and the motion carried 5-0.

Selectmen Reports and Town Manager's Report

Paul Wisotzky had attended the Cape Cod Commission's (CCC) hearing on a regional policy plan, which offers guidance on Local Comprehensive Plans. The public comment period is still open for the regional policy plan, he said. He attended the Truro Housing Authority's last meeting, which provided information on the 186 Rte. 6 Habitat Housing that has been stalled for some time. He said that Community Preservation applications are due November 1. The Housing Authority plans to make two requests for: the 10% for Community Housing to be put into the Affordable Housing Trust Fund and predevelopment funds for the Cloverleaf Property. He said two bids have been received for the Cloverleaf Property. A Selection Committee comprised of two members of Housing Authority, two members of Board of Selectmen and a fifth person that the Town Manager recommends will be formed. Kristen Reed said she would be willing to be the second member from the Board of Selectmen. Upon hearing Robert Weinstein's interest and qualifications for the committee, she rescinded her offer. Janet Worthington expressed her desire that the Board of Selectmen be kept informed of progress at the Cloverleaf Property. Rae Ann Palmer said the Selectmen will be involved in the decision for choice of the developer.

Kristen Reed had met Jay Ash, Massachusetts Secretary of Housing and Economic Development, at the Harbor. She said she was impressed with Tony Jackett's explanation of the importance of dredging. She held office hours with several people concerned about the culvert work going on in North Truro and requested an update on that work. She said she had heard comments about difficulty finding information on the Town website

Robert Weinstein had attended a meeting at the Community Center with members of the Cape Cod Commission (CCC) regarding potential improvements to Route 6 for bicycle use. This involves short-term and long-term plans, he said. The information is available on the CCC website and Mass DOT. He had attended the Board of Library Trustees meeting. He learned that Falmouth is considering using a service other than CLAMS. This would affect Truro's contribution to the CLAMS system. He asked the Town Manager to contact Falmouth about the possible change. He had met with Secretary Ashe and appreciates that the Harbor is being well managed and maintained with the dredging. He thanked staff for securing the grant.

Janet Worthington added that Tim Silva, the Harbor Commission and the Shellfish Commission had contributed to the efforts of dredging the Harbor.

Town Manager Rae Ann Palmer displayed the Town website page on her tablet. She noted the useful features on the website. She offered more culvert information. She noted Secretary Ash's interest in the Cloverleaf Property and the dredging of the Harbor. She said the permitting for the dredging is going forward in December.

Maureen Burgess corrected numbers in the house size document, submitted by Ann Greenbaum.

Selectmen Comments

Kristen Reed said how deeply affected she was by the news of Tim McCarthy’s death. She took a moment to remember his dedication to videography, his giving a voice to the marginalized, and his efforts to engage people. Maureen Burgess added her condolences and said how much she had enjoyed him. Paul Wisotzky expressed his sympathy to Tim’s friends and family and those who knew him. Janet Worthington said Tim will be missed. Robert Weinstein sent his condolences and remembered his sense of humor, his level headedness and civility. Rae Ann Palmer said Tim McCarthy was a bright light, who will be missed.

Next Meeting - Wednesday, Nov. 7, 2018

So far, the only agenda item for the November 7th meeting is the Finalization of the Board’s Budget Message.

Adjournment

Paul Wisotzky moved to adjourn. Kristen Reed seconded, and the motion carried 5-0. The meeting was adjourned at 7:32 p.m.

Respectfully submitted,

Mary Rogers, Secretary

Robert Weinstein, Chair

Maureen Burgess, Vice-chair

Kristen Reed

Paul Wisotzky

Janet Worthington, Clerk

Public Records Material of 10/23/18

1. One Truro's document on house size
2. Eversource Petition and plan for Higgins Hollow Rd. with abutters' list
3. Application papers of Amy Wolff
4. 2018 State Election Warrant
5. Draft Warrant for 2018 Special Town Meeting
6. FY18 CDBG Grant Administrator Contract with Bailey Boyd Associates
7. Business Licenses: Lodging House – Gingerbread House, 42 Depot Rd.; Common Victualer – Babe's Restaurant, 63 Shore Rd.
8. Bond Anticipation Note for Fire Engine Urban and Landfill Capping