

# Board of Selectmen Meeting Notice AGENDA



Date

April 12, 2022

Time

7:00 PM

Location

Bourne Veteran's Memorial Community Center  
239 Main Street, Buzzards Bay

Note this meeting is being televised, streamed or recorded by Bourne TV. If anyone in the audience is recording or video-taping, they need to acknowledge such at this time.

All items within the meeting agenda are subject to deliberation and vote(s) by the Board of Selectmen.

## 7:00 PM Call Public Session to Order in Open Session

1. Moment of Silence to recognize our Troops and our public safety personnel
2. Salute to the Flag
3. Vision: Bourne is a proud community that embraces change while respecting the rich heritage of the town and its villages. It is a municipality based on strong fiscal government with a durable economy that recognizes the rights of all citizens, respects the environment, especially the coastal areas of the community and the amenities that it affords. Bourne embraces excellent education, and offers to citizens a healthy, active lifestyle.
4. Mission: Bourne will maximize opportunities for social and economic development while retaining an attractive, sustainable and secure coastline and environment for the enjoyment of residents and visitors. Through responsible and professional leadership and in partnership with others, Bourne will strive to improve the quality of life for all residents living and working in the larger community.
5. Public Comment on Non-Agenda Items
  - a. Public comments are allowed for up to a total of 12 minutes at the beginning of each meeting. Each speaker is limited to 3 minutes for comment. Based on past practice, members of the Board are not allowed to comment or respond.
6. **Joint Meeting with Bourne Housing Authority** - The Board of Selectmen will enter into a Joint Meeting with Bourne Housing Authority to appoint Kathleen Durant to the Board of Commissioners.

Adjourn joint meeting with the Bourne Housing Authority.

7. Appointments and Licenses
  - a. Fortune Teller's License
  - b. K. Garcia reappointment as the Bourne Housing Authority representative on the Human Services Committee

RECEIVED  
2022 APR -8 PM 3:16  
TOWN CLERK BOURNE

8. Selectmen's Business

- a. Discussion and possible vote on the request of the Lions Club to allow a rabies clinic at the Buzzards Bay Fire Station on 4/16/22.
- b. Calamar Update
- c. Update from Jennifer Kennedy regarding the 4<sup>th</sup> of July Parade
- d. Section 12 Notice from Town Clerk re: election workers
- e. Discussion and vote on **Non-Essential** Annual Town Meeting Warrant Articles and associated motions:
  - i. Annual Article 6 – Committee reports
  - ii. Annual Article 7 – Close out and transfer balances
  - iii. Annual Article 8 – Community Preservation projects
  - iv. Annual Article 12 – Human Services grant program
  - v. Annual Article 14 – Establish a “shellfish mitigation fund”
  - vi. Annual Article 15 – Amend Bylaw 3.1.28 – Temporary Repairs of Private Ways.
- f. Written request from Bourne High School Senior Class re: bonfire permit.
- g. Continued discussion of the charge and mission of the Transportation Advisory Committee.

9. Town Administrator Report:

10. Minutes: 4/6/21, 10/18/21, 10/21/21, 10/25/21

11. Correspondence

12. Committee Reports

13. Adjourn

**Board of Selectmen  
Minutes of Tuesday, April 12, 2022  
Bourne Veterans' Community Center  
Buzzards Bay, MA**

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**TA Marlene McCollem**

**Board of Selectmen**

Peter Meier, Chair  
George Slade, Clerk  
Judy Froman, Vice Chair  
Mary Jane Mastrangelo

RECEIVED  
2022 JUN 29 PM 1:44  
TOWN CLERK BOURNE

**Others:** Marcie Layton, Judy Barclay, Jennifer Kennedy, Kathy Fox-Alfano, Carl Georgeson, Shawn Patterson, DPW Director, Erica Flemming, Finance Director, Barry Johnson, Town Clerk, Alice Howe, Lori Cooney, David Quinn, Chris Southwood, Natural Resources Director, Stevie Fitch, Conservation Agent, Ben Joyce, and Greg Wheeler.

**7:00 PM Call Public Session to Order in Open Session**

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- 2. Salute to the Flag.**
- 3. Vision:** Bourne is a proud community that embraces change while respecting the rich heritage of the town and its villages. It is a municipality based on strong fiscal government with a durable economy that recognizes the rights of all citizens, respects the environment, especially the coastal areas of the community and the amenities that it affords. Bourne embraces excellent education, and offers to citizens a healthy, active lifestyle.
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- 6. Joint Meeting with Bourne Housing Authority –** The Board of Selectmen will enter into a Joint Meeting with the Bourne Housing Authority to appoint Kathleen Durant to the Board of Commissioners.  
The Bourne Housing Authority does not have a quorum so there will be no joint meeting tonight.

**7. Appointments and Licenses**

- a. Fortune Teller's License**
- b. K. Garcia reappointment as the Bourne Housing Authority representative on the Human Services Committee.**

**7.a. Fortune Teller's License**

Marcie Layton introduced herself. She said she is a tarot card reader, and she explained her services to the Board of Selectmen.

**Voted:** Mary Jane Mastrangelo moved, and Judy Froman seconded to approve the Application for Telling of Fortunes for Marcie Layton dba Aries-Stotle of Sagamore Beach.

**Vote:** 4-0-0.

**7.b. Kara Garcia reappointment as the Bourne Housing Authority representative on the Human Services Committee.**

**Voted:** Judy Froman moved, and Mary Jane Mastrangelo seconded to appoint Kara Garcia as the Bourne Housing Authority's representative on the Human Services Committee with a term expiring on June 30, 2025.

**Vote:** 4-0-0.

**8. Selectmen's Business**

- a. Discussion and possible vote on the request of the Lions club to allow a rabies clinic at the Buzzards Bay Fire Station on 4/16/22.**
- b. Calamer Update**
- c. Update from Jennifer Kennedy regarding the 4<sup>th</sup> of July Parade.**
- d. Section 12 Notice for Town Clerk re: election workers.**
- e. Discussion and vote on Non-Essential Annual Town Meeting Warrant Articles and associated motions:**
  - i. Annual Article 6 – Committee reports**
  - ii. Annual Article 7 – Close Out and transfer balances**
  - iii. Annual Article 8 – Community Preservation projects**
  - iv. Annual Article 12 – Human Services grant program**
  - v. Annual Article 14 – Establish a “shellfish mitigation fund”**
  - vi. Annual Article 15 – Amend Bylaw 3/1/28 – Temporary Repairs of Private Ways**
- f. Written request from Bourne High School Senior Class re: bonfire permit.**
- g. Continued discussion of the charge and mission of the Transportation Advisory Committee.**

**8.a. Discussion and possible vote on the request of the Lions club to allow a rabies clinic at the Buzzards Bay Fire Station on 4/16/22.**



Judy Barclay, president of the Sandwich-Bourne Lions Clubs said they have been doing a rabies clinic for over 20 years. There is a vet that donates his time to do these clinics.

**Voted:** Mary Jane Mastrangelo moved, and Judy Froman seconded to approve the use of the Buzzards Bay Fire Station on April 16, 2022, from 8:30 am to 12:30 pm for a rabies clinic on behalf of the Sandwich-Bourne Lions Club, Judy Barclay organizer.

**Vote:** 5-0-0.

**8.b. Calamar Update**

Jerry Hill could not attend again. There was some discussion about the communication about the project with Calamar.

**8.c. Update from Jennifer Kennedy regarding the 4<sup>th</sup> of July Parade.**

Jennifer Kennedy and Kathy Fox-Alfano came before the Board seeking approval to hold the 4<sup>th</sup> of July parade this year. Chair Meier said that their routing slip has not been completed and this is on the agenda to let the Town know what is happening. Ms. Kennedy said that she has a meeting with Mass Maritime tomorrow to discuss using their parking lots for the parade. She said they have participants and bands lined up and they have sent out sponsor letters. They are working on fundraising and need some funds.

They are hoping that the Town can take the parade over at some point in the future. Ms. Fox-Alfano suggested that the 4<sup>th</sup> of July become a town committee for not only the parade but for a variety of events. There was some discussion about the parade becoming a town responsibility. Judy Froman said she thinks it is a great idea for next year, and to have the whole year to plan.

Mary Jane Mastrangelo asked how the Community Engagement Committee is helping with the parade this year. Judy Froman said that they met yesterday, and they are trying to figure out if they can give to a non-non-profit. They do want to help with funding, but they investigate it further.

Ms. Kennedy said that people can donate or get involved in the parade through their website and their Facebook page.

**8.d. Section 12 Notice for Town Clerk re: election workers.**

Chair Meier said that this is referring to Mass General Law Chapter 54 section 12 and he read it aloud.

**Voted:** Judy Froman moved, and Judy Mary Jane Mastrangelo seconded to approve the letters to the Democratic and Republican Town Committees pursuant to MGL .c 54, sec. 12 regarding Election Officers.

**Vote:** 4-0-0.

**8.e. Discussion and vote on Non-Essential Annual Town Meeting Warrant Articles and associated motions:**

**i. Annual Article 6 – Committee reports**

**Voted:** Mary Jane Mastrangelo moved, and Judy Froman seconded to recommend annual Article 6 to Town Meeting.

**Vote:** 4-0-0.

**ii. Annual Article 7 – Close Out and transfer balances**

Chair Meier said the total amount being returned is \$82,642.29 provided there is approval at Town Meeting.

**Voted:** Mary Jane Mastrangelo moved, and Judy Froman seconded to recommend annual Article 7 to Town Meeting.

**Vote:** 4-0-0.

**iii. Annual Article 8 – Community Preservation projects**

Barry Johnson said that this is his annual visit to present the CPC (Community Preservation Committee) projects. He started by talking about the historic applications. Mr. Johnson said that everything that he will be presenting tonight has been approved by the CPC.

The first project is the Town Hall flag, and it was submitted by Mr. Johnson. He said that the flag is stained and needs to be repaired, and he is requesting \$13,000.00 to replace the flag. The flag will be a replica and will go up next to the clock. They would like to take the original flag out and have it cleaned and put into an archival box, and either have it displayed in Town Hall or in the Archives.

The second project is to purchase an 1857 map of the Town of Sandwich which Bourne was a part of at that time, and the map shows Bourne family names, and it shows many features of the Town of Bourne. Mr. Johnson has requested \$18,000.00 to purchase this map and to have the map restored to its original condition. The map is approximately 3 feet by 4 feet. Carl Georgeson said there was some discussion of selling smaller replicas of the map.

Mr. Georgeson said that he is on both the Jonathan Bourne Historical Center Board of Governors, and he is the Chair of the Historical Commission and they have done a joint application for money to clean and repaint the handicap railing located in the back of the building. He said that once that is done, they will repair the concrete that is on that ramp with money from a prior grant, to make it ADA compliant. This request is for \$7,500.00.

Alice Howe of the Recreation Committee and Lori Cooney of the ADA Commission presented the Recreation projects. Ms. Howe said that she is there to request that some tennis, pickleball, and basketball courts are rehabilitated because they are unsafe to use. She listed the courts that need rehabilitation and the estimated costs to rehabilitate:

Clark Field - \$55,620.00 – ADA Improvements - \$30,000.00  
Keith Field - \$31,209.00 – ADA Improvements - \$7,000.00  
Behind Town Hall – ADA Improvements - \$3,500.00  
Veterans Memorial Building - \$31,209.00 – ADA Improvements - \$4,500.00  
Chester Park - ADA Improvements - \$7,500.00  
Pocasset Recreation Area - \$26,630 – ADA Improvements - \$30,000.00  
Cataumet Schoolhouse - \$20,600.00 – ADA Improvements - \$45,000.00

Ms. Cooney talked about the work to be done for ADA compliance and improvements for each location. There was some discussion on the materials that will be used to fill the cracks, and about the gates. The grand total of this Recreation request is \$330,000.00 which includes a project manager for all the courts.

Mr. Johnson said that the next projects are with Housing. He said the first project is for \$59,200.00 of a grand total project of \$62,700.00. The additional funds come from the trust and the partnership. He said that this is to provide administrative services for the direction, program design, and liaison to government on behalf of the Bourne Partnership and the Bourne Affordable Trust and frequently the Town.

Greg Wheeler, Executive Director of the Bourne Housing Authority, presented his application for repairs to 86 Waterhouse Road. He said that it is one of seven buildings that need repairs. They would like to make the repairs on one building a year.

David Quinn of the Housing Assistance Corporation gave a presentation on a new development of affordable housing that will be constructed in Sagamore Beach behind the strip mall near the Fire Station. The project is called Cape View Way. There will be 42 affordable units. He said there was a long permitting process. He showed slides on how the development will look once completed. Their request is for \$185,000.00 of CPC funds, which is in addition to a previous allocation that the CPC made to this project in 2007 & 2008 of \$185,363.50. Mr. Johnson said that this project will make the goal of having 10% affordable housing in Bourne even closer.

**Voted:** Judy Froman moved, and George Slade seconded to recommend annual Article 8 in its entirety to the Town Meeting, including the motion.

**Vote:** 4-0-0.

Ben Joyce of Cataumet, founder of the Cataumet Schoolhouse Preservation Group, said that twenty years ago this group restored the schoolhouse. He said he was speaking for himself tonight and the group is trying to preserve the schoolhouse. He said he is in favor of disability access, but when it comes to putting a large asphalt parking lot in at the schoolhouse, aesthetically it should not be done, and many people will be upset. He does not believe that there is an impediment to handicap access currently.

Lori Cooney said that grass is not considered ADA access, and it does not meet the ADA guidelines. She said she understands what Mr. Joyce is saying, but there is a responsibility and a duty of the Town to meet ADA guidelines wherever there is public access and that is the reason why they will push forward. Ms. Froman asked if anything other than asphalt could be used and Ms. Cooney said that concrete could be used, and it could even be green to match the grass. Chair Meier said that a honeycomb material may work. Ms. Cooney said that she will work with the preservation group to come up with a good solution for both aesthetics and ADA compliancy.

#### **iv. Annual Article 12 – Human Services grant program**

Erica Flemming said that Deborah Oliviere, The COA Director, was not able to come to the meeting and she asked that Ms. Flemming to let the Board know the committee requests proposals from area non-profit agencies and awards grants. In FY 22 they awarded 9 area agencies.

**Voted:** Mary Jane Mastrangelo moved, and Judy Froman seconded to recommend annual Article 12 to Town Meeting.

**Vote:** 4-0-0.

**v. Annual Article 14 – Establish a “shellfish mitigation fund”**

Chris Southwood said that this article was a collaboration for the last few years. He said they are trying to develop a funding source for any of the wetland's projects that come across Conservation regarding impacts on the marine and shellfish habitat. He said this fund requires special legislation and the first step is to go to Town Meeting. After that, the Board of Selectmen can authorize this special legislation to allow the Natural Resources Department to create a dedicated fund. Once all are approved, they will annually go in front of the Town during Town Meeting with their proposal.

**Voted:** Mary Jane Mastrangelo moved, and Judy Froman seconded to recommend annual Article 14 to Town Meeting.

**Vote:** 4-0-0.

**vii. Annual Article 15 – Amend Bylaw 3/1/28 – Temporary Repairs of Private Ways**

Shawn Patterson said that many of the unaccepted roads make it difficult for the Fire and Police Departments and the Rubbish trucks, to do their jobs. He said that this article will allow them to do some repairs to the roads so that they are passable. Mr. Patterson said that the goal is to get the roads so they can be driven on, and hopefully maintain them and maybe get into a betterment process, and then the Town can accept them.

**Voted:** Mary Jane Mastrangelo moved, and Judy Froman seconded to recommend annual Article 15 to Town Meeting.

**Vote:** 4-0-0.

**8.f. Written request from Bourne High School Senior Class re: bonfire permit.**

Chair Meier said that this request came in a letter from Erica Fitzpatrick on behalf of the Bourne High School class of 2022.

**Voted:** Judy Froman moved, and Mary Jane Mastrangelo seconded to approve the request of Erica Fitzpatrick on behalf of the Bourne High School class of 2022 to hold a bonfire on May 31<sup>st</sup>, 2022, and to authorize the Fire Chief to issue a permit in accordance with Mass. General Law 111 section 142h and to set any conditions he sees fit.

**Vote:** 5-0-0.

**8.g. Continued discussion of the charge and mission of the Transportation Advisory Committee.**

Deferred.

**9. Town Administrator**

Ms. McCollem said that they received a phone call today that the Board is being invited to a re-opening of the Dunkin Donuts at 43 Scenic Highway.

Ms. McCollem also reported that they have received proposals to hold an assessment center for a Police Chief. She said the review team has met and looked at them and has made a recommendation to her. She said she will move forward with negotiating a contract with the preferred vendor. She said she is moving ahead with an appointment that is non-civil service with the expectation that special legislation will be in place.

Ms. McCollem said that has decided on a good candidate for IT Manager and his start date has been delayed by 2 weeks. She said she has held interviews for an HR Director, and she has identified someone that she would like to bring back to further explore with additional staff.

Ms. McCollem said she has had a meeting with both Shawn Patterson and Shawn Feeney about Facilities and DPW and they agree that it makes sense for her to continue working on a re-organization that includes Facilities as a Division housed within DPW. Once she has a formal proposal, she will bring it in front of the Board.

Ms. McCollem said that next week there will be an item on the agenda regarding zoning for MBTA and Jennifer, Town Planner, and Brian, Town Counsel will be at the meeting to explain the details. She also said that ARPA funds need to be discussed. There was some discussion on boat ramps that need to be repaired.

**9. Minutes of 4/6/21, 10/18/21, 10/21/21, 10/25/21**

Ms. McCollem said that 4/6/21 was listed incorrectly.

**Voted:** Judy Froman moved, and Mary Jane Mastrangelo seconded to approve the minutes of October 18, 2021.

**Vote:** 3-0-1. George Slade abstained.

**Voted:** George Slade moved, and Mary Jane Mastrangelo seconded to approve the minutes of October 18, 2021.

**Vote:** 3-0-1. Judy Froman abstained.

**Voted:** George Slade moved, and Judy Froman seconded to approve the minutes of October 18, 2021.

**Vote:** 4-0-0.

**11. Correspondence**

George Slade said there were two items from DEP. One is regarding the Otis Gun Club and both address munition activity in the Upper Cape water supply reserve area and DEP must continually monitor.

**12. Committee Reports**

Ms. Froman said that there was a Bourne Community Engagement Committee meeting the day before this meeting and it has revived enthusiasm. They approved Daffodil Day the Aptuxcet Trading Post. They approved a logo for the committee to use on signs that the Engagement Committee grants money towards. She said there is a little confusion on whether money has to go to non-profits.

**13. Adjourn**

**Voted:** George Slade moved, and Judy Froman seconded to adjourn.

**Vote:** 4-0-0.

This meeting of the Bourne Board of Selectmen was adjourned at 9:19 PM.

Respectfully Submitted,

Kim Johnson, Recording Secretary





# BOURNE HOUSING AUTHORITY

871 Shore Road • Pocasset, MA 02559 • (508) 563-7485 • FAX (508) 564-7531 • email: [info@bournehousing.org](mailto:info@bournehousing.org)  
March 29, 2022

Select Board  
Town of Bourne  
24 Perry Avenue  
Buzzards Bay, MA

Dear Board Members:

I am writing on behalf of the Bourne Housing Authority Board of Commissioners to request a joint meeting with the Town of Bourne Select Board to re-appoint Commissioner Kathleen Durant to our Board of Commissioners.

The Massachusetts Department of Housing and Community Development has recently mandated that all Massachusetts housing authorities have a town appointed resident commissioner. Ms. Durant has been a commissioner on our board since January 2019 when she was then appointed by the Town of Bourne to complete the remaining term of a deceased commissioner. Commissioner Durant is also a resident with the Bourne Housing Authority at 871 Shore Road in Pocasset. Commissioner Durant's current term will expire in May 2022.

During our most recent Bourne Housing Authority Board of Commissioners meeting our Board unanimously voted to approve Commissioner Durant's re-appointment. A copy of the extract of the Board of Commissioner's minutes is included.

I am therefore requesting a joint session between the Town of Bourne Select Board and the Bourne Housing Authority Board of Commissioner's for the purpose of re-appointing Commissioner Durant for a five-year term as the Town of Bourne appointed resident board member.

Thank you for your consideration.

Sincerely,

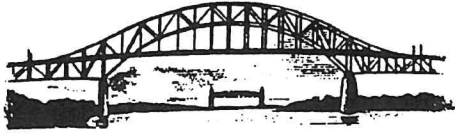
  
Greg Wheeler  
Executive Director  
Bourne Housing Authority  
871 Shore Road  
Pocasset, MA 02559  
[gwheeler@bournehousing.org](mailto:gwheeler@bournehousing.org)  
(508) 563-7485

CC: Marlene McCollom, Town Administrator  
Barry Johnson, Town Clerk



Equal Opportunity Housing and Employment





# BOURNE HOUSING AUTHORITY

871 Shore Road • Pocasset, MA 02559 • (508) 563-7485 • FAX (508) 564-7531 • email: [info@bournehousing.org](mailto:info@bournehousing.org)

## BOURNE HOUSING AUTHORITY

### EXTRACT FROM THE MINUTES OF A REGULAR MEETING OF THE MEMBERS OF THE BOURNE HOUSING AUTHORITY HELD ON MARCH 17, 2022

The members of the Bourne Housing Authority met in a regular session at 871 Shore Rd., Pocasset at the place, hour, and date duly posted for the holding of such meeting.

The Chairman called the meeting to order and upon a roll call the following answered;

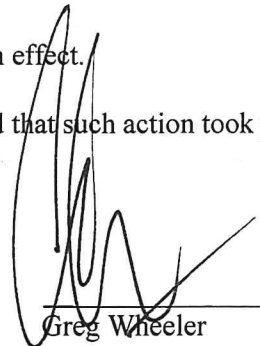
PRESENT: Paula McConnell, Chairperson  
Fred Bartholomew, Vice Chairperson  
Karin Benedict, Treasurer  
Kathleen Durant, Commissioner  
Thomas Spence, Commissioner

On a motion by Commissioner Spence and seconded by Commissioner Benedict, the board unanimously

**VOTED: To approve recommendation of re-appointment of Commissioner Kathleen Durant to the Town of Bourne as the Massachusetts Department of Housing and Community Affairs town appointed resident commissioner.**

The Chairperson declared said motion carried and said vote in effect.

I certify that this is a true and accurate copy of the motion and that such action took place at a properly posted and held meeting of the Authority.

  
\_\_\_\_\_  
Greg Wheeler  
Executive Director

Date of Certification

March 17, 2022



Equal Opportunity Housing and Employment



CERTIFICATE

I, Greg Wheeler, hereby certify: that I am the duly appointed, qualified and acting Secretary and Executive Director of the Bourne Housing Authority and

1. That a notice of a meeting of said Bourne Housing Authority, a copy of which notice is annexed hereto which was held at 8:00 a.m. on March 17, 2022, was filed with Town Clerk in the Town of Bourne, Massachusetts at least forty-eight hours prior to the stated time of said meeting: and
2. That a copy of said notice of this meeting was immediately posted publicly on the principal official bulletin board of said Town of Bourne, Massachusetts.
3. That the posting of the above notice was made pursuant to the provisions of M.G.L. c.39 sec.23B, as amended.

Signed and sealed this 17th day of March 2022.



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Greg Wheeler  
Executive Director /Secretary  
**BOURNE HOUSING AUTHORITY**

TOWN OF BOURNE

BOARD OF SELECTMEN

APPLICATION FOR TELLING OF FORTUNES

The undersigned makes application for a Fortune Teller's License under the provisions of M.G.L. Chapter 140, Section 185 (I):

Section 185I. No person shall tell fortunes for money unless a license therefor has been issued by the local licensing authority. Said license shall be granted only to applicants who have resided continuously in the city or town in which the license is sought for at least twelve months immediately preceding the date of the application. No such license shall be transferred or assigned. Unless otherwise established in a town by town meeting action and in a city by city council action, and in a town with no town meeting by town council action, by adoption of appropriate by-laws and ordinances to set such fees, the fee for each license granted under this section shall be two dollars, but in no event shall any such fee be greater than fifty dollars. Whoever tells fortunes for money unless licensed under this section shall be punished by a fine of not more than one hundred dollars.

Fortune Telling includes the forecasting of the future, or the reading of the past, by any means. The information supplied in this application is certified to be true by the applicant and is made under the pains and penalties of perjury.

NAME OF APPLICANT: Marcie Hayton

ADDRESS OF APPLICANT: 

TELEPHONE: 

NAME OF BUSINESS: Marcie Hayton dba Aries-Stotle

BUSINESS ADDRESS: PO Box 152 Sagamore Beach MA 02562

DESCRIBE BUSINESS: Tarot Readings for clients, charities, Fundraisers on line/over phone, at clients' homes and other venues.

Are you a resident of Bourne yes If so, for how long 20 years

By signing this application I consent to a Criminal Offender Record Information (CORI) check. I am aware that I must appear before the Board of Selectmen for consideration of the above license. Any changes should be approved by the Board of Selectmen.

Marcie Hayton  
Signature of Applicant

4/14/2022  
Date

Rec'd \$2 cash  




THE COMMONWEALTH OF MASSACHUSETTS  
EXECUTIVE OFFICE OF PUBLIC SAFETY AND SECURITY  
Department of Criminal Justice Information Services  
200 Arlington Street, Suite 2200, Chelsea, MA 02150, MASS.GOV/CJIS  
TEL: 617-660-4640 | TTY: 617-660-4606 | FAX: 617-660-5973



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### Massachusetts Criminal Offender Record Information (CORI)

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The information provided within this response contains only Massachusetts criminal offender record information and is based on the statutory access of the requestor. Unauthorized access, use or dissemination of this information is prohibited under Massachusetts General Law.

This information is not fingerprint-supported and may not actually relate to the person whose information you are seeking. Individuals who believe there may be a discrepancy within this record should contact the Department of Criminal Justice Information Services (DCJIS).

This Massachusetts CORI was generated on 04/04/2022 08:43 as the response to your request submitted on 04/04/2022 08:42 with the following details:

### Request Details

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Request ID: **E22RE1-00291026**

Request Date/Time: **04/04/2022 08:42**

Name: **LAYTON, MARCIE**

Former Last Name(s):

Date of Birth:

Sex:

Race:

Father's Name:

Mother's Name:

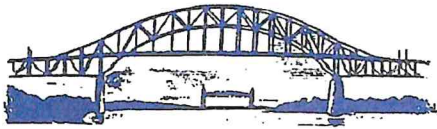
### Response Summary

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NO AVAILABLE CORI

This response is the result of a search of the iCORI database using the subject's name and date of birth as submitted by the requestor. To ensure accuracy, it is the responsibility of the requestor to compare the information shown in the Request Details Section above to the subject's personal identifying information.

The DCJIS is not liable for any errors or omissions in the CORI results based on a requestor's entry of inaccurate, incorrect, or incomplete subject information.



## BOURNE HOUSING AUTHORITY

871 Shore Road • Pocasset, MA 02559 • (508) 563-7485 • FAX (508) 564-7531 • email: [info@bournehousing.org](mailto:info@bournehousing.org)

February 17, 2022

Town of Bourne  
Attn: Peter Meier  
24 Perry Ave  
Buzzards Bay, MA 02532

**Re: Reappointment to Bourne Human Services Committee**

Dear Mr. Meier,

I write to you to day in regards to my position as the current Bourne Housing Authority Rep on the Human Services Committee.

I have served now for the past three years, and my appointment to this committee is up this year.

I would like to be considered for reappointment as the Bourne Housing Authority Representee.

Should you have any questions or concerns I can be reached here at the Housing Authority, Monday through Thursday, 7:30a to 3:30pm or via email [kgarcia@bournehousing.org](mailto:kgarcia@bournehousing.org)

Thank you for your time.

Sincerely,

Kara G Garcia  
Housing Manager- MRVP and HCVP Admin  
Bourne Housing Authority

cc: Glenn Cannon  
Barry Johnson



*Equal Opportunity Housing and Employment*





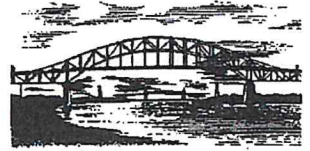


# TOWN OF BOURNE

## Board of Selectmen

24 Perry Avenue - Room 101  
Buzzards Bay, MA 02532-3496  
www.townofbourne.com

Phone: 508-759-0600 x1503  
Fax: 508-759-0420



### APPLICATION FOR THE USE OF TOWN PROPERTY

Individual/Organization Sandwich-Bourne Lions Club

Address (mailing) P.O. Box 197  
Sandwich MA 02563

Home/Business Address \_\_\_\_\_

Home Telephone # \_\_\_\_\_

Business Telephone # \_\_\_\_\_

Contact Person Judy Barclay (President)

Email address: \_\_\_\_\_

I (we) request the use of the following town owned property:

Name: Town of Bourne - Fire Station

Location: Main St. Buzzards Bay

Purpose: \*\*\* Rabies Clinic (4/16/2022)

\*\*\*Please indicate if a tent will be used or food served/available at event\*\*\*

Date(s) 4-16-2022

Time(s)  
From 8:30 Am (time first person will arrive)

To 12:30 pm (time last person will leave)

From \_\_\_\_\_ (time first person will arrive)

To \_\_\_\_\_ (time last person will leave)

\*\*\*\*\***Copy of Liability Insurance with town named as additional insured**\*\*\*\*\*  
(PLEASE COMPLETE THE REVERSE SIDE OF THIS FORM)

**Approval is contingent upon your acceptance of the estimated costs as listed above. If for any reason, you no longer wish to use our facility, please contact us immediately.**



**Town of Bourne  
Interdepartmental Advisory Form**



<b>Start Date:</b>	4/6/2022
<b>Owner/Applicant:</b>	Lions Club Rabies Clinic Judith Barclay - Sandwich-Bourne Lions Club [REDACTED]
<b>Project Location:</b>	Bourne Fire House, 130 Main Street Buzzards Bay
<b>Nature of Request:</b>	Lions Club Rabies Clinic Saturday 4/16/22 from 9:00a-2:00p Provide low cost service to our community Had to break last year due to covid but have been providing this service for over 20 years at this location.
<b>Liability Insurance Naming Town of Bourne as Additional Insured</b>	Has applicant provided insurance? <input type="checkbox"/> Yes <input type="checkbox"/> No

<b>Map:</b>	23.2	<b>Parcel:</b>	177	<b>District:</b>	
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☐ **Engineering:**

<b>Date of Recording:</b>		<b>Lot Area:</b>		<b>Frontage:</b>		<b>Zone:</b>	<b>DTC</b>
<b>Resource District:</b>	No	<b>Town Road:</b>	Yes	<b>Paved:</b>	Yes	<b>Contiguous Lots:</b>	No
<b>Flood Zone:</b>	AE 16'	<b>Within 100' of Wetland:</b>					

Owner:  
Remarks:

4/6/2022 Timothy P Lydon  
Date Department Head

☐ **Planning Department/Planning Board:** ☒ **Concurs** ☐ **Does Not Concur**

Remarks:

4/7/2022 Jennifer Copeland  
Date Town Planner

☐ **Conservation Commission:** ☐ **Must File** ☐ **Determination** ☐ **Notice of Intent**  
☒ **Need not File**

Remarks:

4/6/2022 Stephanie Fitch  
Date Conservation Agent

☒ **Board of Health:** ☒ **Concurs** ☐ **Does Not Concur**

Remarks:

4/8/2022 K.Shea  
Date Health Agent

☐ Building Inspector: ☒ Concurs ☐ Does Not Concur

Remarks:

4/7/2022 KMurphy/ag  
Date Building Inspector

☐ Sewer Commissioners: ☒ Approved ☐ Disapproved ☐ Not Under Sewer Jurisdiction

Remarks:

4/6/2022 K. Thut/Admin  
Date Department Head

☐ Town Collector: ☐ Outstanding Taxes ☒ Taxes Paid In Full

FY	RE	\$0.00	FY	RE	\$0.00	FY	RE	\$0.00
FY	RE	\$0.00	FY	RE	\$0.00	FY	RE	\$0.00
FY	RE	\$0.00	FY	RE	\$0.00	FY	RE	\$0.00

Remarks:

04/06/2022 Shelly R Murphy  
Date Town Collector

☐ Town Clerk:  
If not corporation has business certificate been issued? ☐ Yes ☐ No

Remarks: NOT APPLICABLE

4/6/2022 CCOBB  
Date Clerk's Office

☐ Assessors:  
This individual has (have) completed the Form of List? ☐ Yes ☐ No

Remarks: Not Applicable

4/8/2022 JPotter  
Date Assessors Office

☐ Department of Public Works: ☒ Approved ☐ Disapproved ☐ Not Under DPW Jurisdiction

Remarks:

4/8/2022

Matthew Quinn

Date

Department Head

☐ Department of Natural Resources: ☐ Approved ☐ Disapproved ☒ Not Under DNR Jurisdiction

Remarks:

4/6/2022

Chris Southwood

Date

Department Head

☐ Recreation Department: ☐ Concur ☐ Does Not Concur ☒ Not Under Jurisdiction

Remarks:

4/6/2022

Krissanne Caron

Date

Department Head

☐ Police Department: ☒ Concur ☐ Does Not Concur ☐ Not Under Police Jurisdiction

Remarks:

4/8/2022

Lt. John R. Stowe

Date

Department Head

☐ Fire Department: ☒ Concur ☐ Does Not Concur

Remarks:

04/06/2022

David S. Cody

Date

Department Head

☐ Town Administrator/Board of Selectmen: ☐ Concur ☐ Does Not Concur

Remarks:

Date

Town Administrator/Board of Selectmen Chairman





# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

04/08/2022

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).

<b>PRODUCER</b>  DSP Insurance Services, Inc. 1900 E. Golf Road, Suite 650 Schaumburg, IL 60173	<b>CONTACT NAME:</b> John Adams		
	<b>PHONE (A/C, No, Ext):</b> 1-800-316-6705	<b>FAX (A/C, No):</b> 847-934-6186	
	<b>E-MAIL ADDRESS:</b> lionsclubs@dspins.com		
<b>INSURED</b>  Sandwich-Bourne Lions Club Sandwich Massachusetts	<b>INSURER(S) AFFORDING COVERAGE</b>		<b>NAIC #</b>
	<b>INSURER A:</b> ACE American Insurance Company		22667
	<b>INSURER B:</b>		
	<b>INSURER C:</b>		
	<b>INSURER D:</b>		
	<b>INSURER E:</b>		
	<b>INSURER F:</b>		

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

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

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> Agg. Per Named Insured is \$2,000,000 GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC			HDOG72484757	09/01/2021	09/01/2022	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 \$ 10,000,000 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			ISAH25550596	09/01/2021	09/01/2022	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 <input type="checkbox"/> RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$ \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) <input type="checkbox"/> Y/N If yes, describe under DESCRIPTION OF OPERATIONS below		N/A				WC STATU-TORY LIMITS <input type="checkbox"/> OTH-ER <input type="checkbox"/> E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$


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

Provisions of the policy apply to the named insureds participation in the following activity during the policy period shown above: Rabies Clinic

The following persons or organizations granting use of real property, including structures thereon are included as Additional Insured(s), but only with respect to General Liability arising out of the use of premises by the insured shown above and not out of the sole negligence of said additional insured.

\*\*\* Town of Bourne and Sandwich-Bourne Lions Club \*\*\*

PROVISIONS OF THE POLICY DO NOT APPLY TO THE SALE OR SERVING OF ALCOHOLIC BEVERAGES

<b>CERTIFICATE HOLDER</b>  Town Of Bourne 24 Perry Avenue Buzzards Bay Massachusetts 02532	<b>CANCELLATION</b>  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 
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## Bourne on the 4th of July Parade

January , 2022

Town Administrator  
Town of Bourne

To Whom It May Concern,

I am writing to seek approval to organize and hold the annual Bourne on the 4th of July Parade. If approved, the parade will be held on Monday July 4th, 2022. The parade will begin at 10:00am and be approximately 90 minutes in length. It will follow the same route as last year.

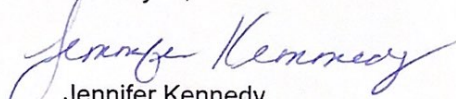
We would like approval from the town for the following items:

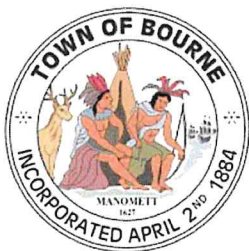
- Use of town hall parking lot exclusively for parade participants, volunteers and town employees.
- Permission to close Main Street from Perry Ave to Academy Drive on July 4th from 9:45 until the end of the parade.
- Permission to enforce a parking ban on Main Street from Perry Ave to Academy Drive on July 4th from 9:45 until the end of the parade.
- Permission to enforce a parking ban for all of Perry Ave and Everett Road from Perry Ave to the Town Hall's Everett Road exit.
- Permission to enforce a parking ban for Cohasset Ave starting at 9:45 with parking/travel restrictions beginning at 9am.
- Permission to hang a banner over Main Street to be displayed approximately two weeks prior to the parade.
- Insurance coverage from the town for parade day.
- Permission to place signs on the Main Street and Pocasset. Also, tent signs at various locations the week of the parade.
- Permission to allow the landing of a Black Hawk Helicopter in a designated area for a static display.

We are looking forward to celebrating the 13th annual 4th of July Parade. It is such a great celebration for our country and our great town.

If you have any questions, please feel free to contact me at 508-965-7926.

Thank you,

  
Jennifer Kennedy



## TOWN OF BOURNE

### *Board of Selectmen*

24 Perry Avenue 2nd Room 101  
Buzzards Bay, MA 02532-3496  
[www.townofbourne.com](http://www.townofbourne.com)



PETER J. MEIER, CHAIRMAN  
JUDITH MACLEOD, FROMAN, VICE CHAIRMAN  
GEORGE G. SLADE, JR., CLERK  
JARED P. MACDONALD  
MARY JANE MASTRANGELO

Phone: 508-759-0600 x1503  
Fax: 508-759-0420

April 12, 2022

Amy Kullar, Chairman  
Bourne Democratic Town Committee  
19 Shore Road  
Bourne, MA 02532

Dear Chairman Kullar:

Pursuant to the provisions of M.G.L. Chapter 54; Section 12 we are respectfully requesting that you send back a list of your enrolled members who desire to be appointed as Election Officers. A submitted list should contain up to eight (8) names and should be submitted to the Board of Registrars on or before June 1, 2022. A supplemental list maybe submitted by the Democratic Town Committee to the Board of Selectmen and to the Board of Registrars, c/o Town Clerk, 24 Perry Ave., Buzzards Bay, MA 02532, at any time prior to the appointments of Election Officers. The supplemental list should be made solely for the purpose of filling vacancies that have occurred on the original list.

The Board of Selectmen will then make Election Officer(s) appointments from the original submitted list prior to considering names on a supplemental list. In the event Election Officers are not appointed from the original list, all names on the original list shall be notified by certified mail by the Board of Selectmen of our intentions to appoint from the supplemental list. This notification shall be at least five (5) days prior to the appointment from the supplemental list.

If, upon expiration of fifteen (15) days after notice given in writing prior to June 15th in any year by the Selectmen to the Chair of the Democratic Town Committee and the Chair of the State Democratic Committee and neither chairman shall have filed such lists, the Selectmen may appoint as Election Officers, registered voters in the Commonwealth, except as otherwise provided in this section and recommended by the Town Clerk, who in the opinion of the Selectmen are qualified to act as such.

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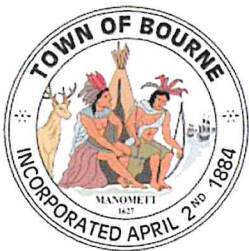
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cc: Town Clerk  
Board of Registrars





## TOWN OF BOURNE

### *Board of Selectmen*

24 Perry Avenue 3<sup>rd</sup> Room 101  
Buzzards Bay, MA 02532-3496  
www.townofbourne.com



PETER J. MEIER, CHAIRMAN  
JUDITH MACLEOD, FROMAN, VICE CHAIRMAN  
GEORGE G. SLADE, JR., CLERK  
JARED P. MACDONALD  
MARY JANE MASTRANGELO

Phone: 508-759-0600 x1503  
Fax: 508-759-0420

April 12, 2022

Peter Fisher, Chairman  
Bourne Republican Town Committee  
P. O. Box 4  
Cataumet, MA 02534

Dear Chairman Fisher:

Pursuant to the provisions of M.G.L. Chapter 54; Section 12 we are respectfully requesting that you send back a list of your enrolled members who desire to be appointed as Election Officers. A submitted list should contain up to eight (8) names and should be submitted to the Board of Registrars on or before June 1, 2022. A supplemental list maybe submitted by the Republican Town Committee to the Board of Selectmen and to the Board of Registrars, c/o Town Clerk, 24 Perry Ave., Buzzards Bay, MA 02532, at any time prior to the appointments of Election Officers. The supplemental list should be made solely for the purpose of filling vacancies that have occurred on the original list.

The Board of Selectmen will then make Election Officer(s) appointments from the original submitted list prior to considering names on a supplemental list. In the event Election Officers are not appointed from the original list, all names on the original list shall be notified by certified mail by the Board of Selectmen of our intentions to appoint from the supplemental list. This notification shall be at least five (5) days prior to the appointment from the supplemental list.

If, upon expiration of fifteen (15) days after notice given in writing prior to June 15th in any year by the Selectmen to the Chair of the Republican Town Committee and the Chair of the State Republican Committee and neither chairman shall have filed such lists, the Selectmen may appoint as Election Officers, registered voters in the Commonwealth, except as otherwise provided in this section and recommended by the Town Clerk, who in the opinion of the Selectmen are qualified to act as such.

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cc: Town Clerk  
Board of Registrars

**Special Town Meeting**

**ARTICLE 1:** To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money for the purpose of the payment of unpaid bills from a previous fiscal year, in accordance with G.L. c. 44, § 64, or take that are legally unenforceable due to the insufficiency of appropriation or take any other action in relation thereto.

***Sponsor – Board of Selectmen***

**MOTION: We move that the Town vote to appropriate the sum of \$3,993.09 for the purposes of this article and to meet this appropriation to transfer the sum of \$3,931.85 from Free Cash and the sum of \$61.24 from ISWM retaining earnings to satisfy the unpaid bills of the town as listed in the chart below.**

Unpaid Bills		
Department	Vendor	Amount
Finance	Hobin & Hobin	\$ 1,262.25
Fire	Convenient MD	400.00
Fire	Convenient MD	270.00
Fire	Stryker	666.40
Fire	Stryker	333.20
Human Services	Big Brother Big Sisters of Cape Cod & Islands	1,000.00
ISWM	WB Mason	61.24
<b>Total</b>		<b><u>\$ 3,993.09</u></b>

**ARTICLE 2:** To see if the Town will vote to raise and appropriate or transfer from available funds including but not limited to the Integrated Solid Waste Management (ISWM) Enterprise Fund retained earnings, a sum of money for the purpose of funding an amendment to **Article 6** voted at the November 16, 2020 Special Town Meeting for the purpose of funding development, installation and operational costs associated with a Pilot Leachate Treatment System to be installed at the ISWM Facility, or take any other action in relation thereto.

***Sponsor – Board of Selectmen***

**MOTION: We move that the Town vote to appropriate the sum of \$450,000.00 for the purposes of this article and to meet this appropriation to transfer the sum of \$450,000.00 from ISWM Retained Earnings.**

**ARTICLE 3:** To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money for the purpose of funding an amendment to **Article 9** voted at the October 27, 2014 Town Meeting for the purposes of construction, reconstruction, preservation, maintenance, and improvement, related to the repair and replacement of the roadway and retaining wall, and all infrastructure related thereto, on Old Bridge Road in Buzzards Bay, or take any other action in relation thereto.

***Sponsor – Board of Selectmen***

**MOTION: We move that the Town vote to appropriate the sum of \$45,113.69 for the purposes of this article and to meet this appropriation to transfer the sum of \$45,113.69 from free cash.**

**ARTICLE 4:** To see if the Town will vote to raise and appropriate or transfer from available funds a sum of

money for the purpose of assessing, monitoring, regulatory reporting, clean up and remediation, pursuant to G.L. c. 21E, in connection with 229-239 Main Street or take any other action in relation thereto.

***Sponsor – Board of Selectmen***

**MOTION: We move that the Town vote to appropriate the sum of \$50,000 for the purposes of this article and to meet this appropriation to transfer the sum of \$50,000 from free cash.**

**ARTICLE 5:** To see if the Town will vote to amend the Town of Bourne Bylaws by inserting a new Article 2.10 for the purpose of establishing departmental revolving funds under authority of G.L. c. 44, § 53E½, as amended by Section 86 of Chapter 218 of the Acts of 2016, as follows:

**Article 2.10 Departmental Revolving Funds**

Pursuant to chapter 44, section 53E½ of the General Laws, the following departmental revolving funds are hereby established and authorized for use by Town departments, boards, committees, or officers in connection with the operation of programs or activities that generate fees, charges, or other receipts to support all or some of the expenses of those programs or activities:

Revolving Fund	Department Board, Committee, or Officer Authorized to Spend from Fund	Fees, Charges, or Other Receipts Credited to Fund	Program or Activity Expenses Payable from Fund	Other Requirements / Reports
Recreation Programs Fund	Recreation Department with the Approval of the Town Administrator	All fees charged for all programs run by the Recreation Department	Purchase and acquire recreational equipment and materials; part-time seasonal staff for seasonal recreational programs	None
Shellfish Propagation Fund	Department of Natural Resources with the Approval of the Town Administrator	Fees for commercial shellfish licenses	Part-time salaries & expenses related to the propagation, cultivation, protection, and study of shellfish	None
Transportation Revolving Fund	School Department with the approval of the School Committee	Fees for transportation services	Expenses, including salaries, for the provision of school transportation services	None
Public Library Book Fund	Library with the approval of the Town Administrator	Fines and fees charged for overdue, lost, or damaged materials	Purchase of new or replacement books and materials	None
COA Supportive Day/Bridging he Years	COA with the approval of the Town Administrator	Fees and charges received from clients for program services	Expenses for and related to providing supportive day programs	None
COA Programs	COA with the approval of the Town Administrator	Fees and charges from COA classes and programs	Expenses, including instructor fees and salaries, for programs offered	None
Community Building Rental Fund	Recreation Director with the approval of the Town Administrator	Building rental fees	Expenses, including part-time salaries, related to building rentals	None
Tax Title Collection Fund	Town Collector/ Treasurer, with the approval of the Town Administrator	Fees from tax title takings, redemptions, and foreclosures	Expenses related to tax title takings, redemptions, and foreclosures	None

or take any other action relative thereto.

***Sponsor – Board of Selectmen***

**MOTION: We move that the Town vote to approve Article 5 as set forth in the Warrant.**

## **ANNUAL TOWN MEETING**

**ARTICLE 1:** To see if the Town will vote the **following Consent Articles** or pass any vote or take any other action relative thereto.

***Sponsor – Board of Selectmen***

1. **Regular Required Authorizations** - To see if the Town will vote the **following regularly required authorizations:**

- a. Assumption of Liability – To see if the Town will vote to assume liability as specified in Section 1 of Chapter 814 of the Acts of 1972, in the manner provided by G.L. c. 91, §§ 29 and 29A, as most recently amended, for all damages that may be incurred by work performed by the Department of Environmental Protection of Massachusetts for the improvement, development, maintenance and protection of tidal and non-tidal rivers and streams, great ponds, harbors, tidewaters, foreshores and shores along a public beach, and, further, to authorize the Selectmen to execute and deliver a bond of indemnity therefore to the Commonwealth.
- b. Road Contracts - To see if the Town will vote to authorize the Town Administrator to enter into a contract with the Massachusetts Highway Department Commissioner or the Federal Government for the construction and maintenance of public highways in the Town of Bourne for the ensuing year;
- c. Grant Program Authorization - To see if the Town will vote to authorize the Board of Selectmen and/or the Town Administrator to apply for, accept and enter into contracts from time to time for the expenditure of any funds allotted to Bourne by the Commonwealth of Massachusetts or the U. S. Government under any State or Federal grant program;
- d. Contracts in Excess of Three Years - To see if the Town will vote in accordance with the provisions of G.L. c. 30B, § 12(b) to authorize the Town Administrator or the Superintendent of Schools to solicit and award contracts for terms exceeding three years, including any renewal, extension, or option, provided in each instance that the term in excess of three years is determined to be in the best interest of the Town by a vote of the Board of Selectmen (if solicited and awarded by the Town Administrator) or the School Committee (if solicited and awarded by the Superintendent);
- e. Authorize the Treasurer and the Town Collector, pursuant to G.L. c. 44, § 53F, with the approval of the Board of Selectmen, to enter into agreements with banking institutions to maintain deposits in exchange for banking services, for periods not to exceed three years.
- f. Authorize the Board of Selectmen, pursuant to G.L. c. 44, § 72, to allocate any funds received as part of the Medicaid Medical Services Program to the School Committee for use, without further appropriation, for the benefit of educational programs.



2. Elected Officials Salaries - To see if the Town will vote to fix the **salaries and compensation of the following elected officials** of the Town as provided by G.L. c. 41, § 108 for the fiscal year commencing July 1, 2022-as follows:
  - a. Town Moderator: **\$644**
  - b. Selectmen 4 @ \$3,570 for total of **\$14,280**
  - c. Selectman (Chair) 1 @ \$4,590 for a total of **\$4,590**
  - d. Town Clerk: **\$44,565**
3. Chapter 90 - To see if the Town will vote to appropriate a sum of money from funds received or to be received from the Commonwealth of Massachusetts, pursuant to G.L. c. 90, for the construction, reconstruction, preservation, maintenance, and improvement of all public ways accepted by the Town, the acquisition of easements and other interests in real property related to the laying out of ways, and other related costs, which qualify under the **State Aid Highway** (Chapter 90) guidelines adopted by the Public Works' Commission, said funds to be expended under the direction of the D.P.W. Superintendent, with the approval of the Board of Selectmen.
4. Reserve Fund - To see if the Town will vote to raise and appropriate or transfer from available funds the sum of **\$350,000** to establish the **Finance Committee Reserve Fund**.
5. Revolving Funds - To see if the Town will vote to set the total amount that may be expended from each revolving fund established by Article 2.10 of the General Bylaws, pursuant to G.L. c. 44, § 53E½, for the fiscal year beginning July 1, 2022, as follows:

Revolving Fund	FY 2023 Spending Limit
Recreation Programs Fund	\$ 175,000
Shellfish Propagation Fund	\$ 75,000
Transportation Revolving Fund	\$ 50,000
Public Library Book Fund	\$ 20,000
COA Supportive Day/Bridging the Years	\$ 100,000
COA Programs	\$ 100,000
Community Building Rental fund	\$ 10,000
Tax Title Collection Fund	\$ 60,000
Total Spending	\$ 590,000

6. Accrued Contractual Compensated Absences - To see if the Town will vote to raise and appropriate or transfer from available funds the sum of **\$100,000** to fund the costs related to payments of **accrued contractual compensated absences upon retirement**.

**MOTION: We move that the Town approve Article 1 as set forth in the Warrant and, further, that: (a) with respect to Article 1, Item 4, to raise and appropriate the sum of \$350,000 for the Finance Committee Reserve Fund; and (b) with respect to Article 1, Item 6, to transfer \$100,000 from Free Cash to fund costs related to payments for Accrued Contractual Compensated Absences.**

**ARTICLE 2:** To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to defray the **regular annual expenses** of the Town, or take any other action in relation thereto.

***Sponsor – Board of Selectmen***

**MOTION: We move that the sum of Seventy Three Million Three Hundred Seventy One Thousand Three Hundred Forty One Dollars (\$73,371,341) be hereby appropriated from the funding sources listed below to defray the expenses of the Municipal Town Departments in the chart entitled “These Amounts are to be Voted” as shown below for the fiscal year starting on July 1, 2022 to and including June 30, 2023:**

**Funding Sources:**

Raise and Appropriate from the FY23 Tax Levy and other General Revenues from the Town	\$ 70,645,618
PL874 Grant Funds	150,000
Ambulance Fund	1,300,000
Conservation Commission Receipts Reserved for Appropriation	30,000
Community Preservation Fund Revenues for Debt Expense	454,753
Community Septic Management Program	19,470
Waterway Improvement Fund	140,000
Capital Stabilization for Debt Expense	631,500
Free Cash	-
<b>Total</b>	<b><u>\$ 73,371,341</u></b>

**These Amounts are to be Voted:**

General Government	\$ 4,176,483
Public Safety	11,981,562
Public Works	2,825,884
Health & Human Services	982,255
Culture & Recreation	1,017,469
Bourne Public Schools	24,938,159
Upper Cape Cod Regional Technical High School	3,262,825
Shared Costs	17,711,204
Debt Service	6,475,500
<b>Total</b>	<b><u>\$ 73,371,341</u></b>

**ARTICLE 3:** To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to operate the **Sewer Department**, or take any other action in relation thereto.

***Sponsor – Board of Sewer Commissioners***

**MOTION: We move the sum of \$1,334,551 be authorized to be expended by the Sewer Commissioners for the operation of the Sewer Department for fiscal year starting on July 1, 2022 to and including June 30, 2023 as follows:**

<b><u>Salaries &amp; Wages</u></b>	<b><u>\$ 189,441</u></b>
<b><u>Expenses</u></b>	<b><u>\$ 1,095,110</u></b>
<b><u>Reserve Fund</u></b>	<b><u>\$ 50,000</u></b>

**And we further move that the sum of \$153,587 be transferred to the General Fund to offset Sewer Enterprise indirect expenses, and in order to meet this appropriation, we move that the sum of \$1,414,138 be raised from Sewer Enterprise Receipts and \$74,000 be transferred from Sewer Retained Earnings.**

**ARTICLE 4:** To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to operate the **Integrated Solid Waste Management Program**, or take any other action in relation

thereto.

**Sponsor – Board of Selectmen**

**MOTION: We move that the sum of \$10,872,047 be authorized to be expended for the operation of the Integrated Solid Waste Management Enterprise Fund for fiscal year starting on July 1, 2022 to and including June 30, 2023 as follows:**

<b><u>Salaries &amp; Wages</u></b>	<b><u>\$2,234,137</u></b>
<b><u>Expenses</u></b>	<b><u>\$7,137,910</u></b>
<b><u>Reserve Fund</u></b>	<b><u>\$ 600,000</u></b>
<b><u>Host Community Fee</u></b>	<b><u>\$ 900,000</u></b>

**And we further move that the sum of \$2,390,996 be transferred to the General Fund to offset the ISWM Enterprise Fund indirect expenses and in order to meet this appropriation, we move that the sum of \$13,263,043 be raised from ISWM Enterprise Receipts.**

**ARTICLE 5:** To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money for the purpose of funding the **Fiscal Year 2023 Capital Budget**, or take any other action in relation thereto.

**Sponsor – Capital Outlay Committee and Board of Selectmen**

**MOTION: We move that the Town vote to appropriate \$4,509,101 to pay costs of the capital outlay projects listed in the schedule printed with the motion and to meet this appropriation, we move to: (1) utilize \$50,000 from grant funding opportunities; (2) transfer the sum of \$95,671 from General Fund Articles; (3) transfer the sum of \$1,808,130 from ISWM Retained Earnings; (4) transfer the sum of \$200,000 from the Waterways Improvement Fund; and (5) transfer the sum of \$1,905,300 from Free Cash. We further move to authorize the Town Treasurer, with the approval of the Board of Selectmen, to borrow the sum of \$450,000 under and pursuant to Chapter 44, Sections 7 of the General Laws as amended and supplemented, or any other enabling authority and to issue bonds or notes of the Town therefor. Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.**

<b>Capital Budget - Fiscal Year 2023</b>					
<b>Department</b>	<b>Category</b>	<b>Purpose</b>	<b>MGL Borrow Statute</b>	<b>Amount</b>	<b>Source</b>
Information Management Systems	Technology	Network Switches		\$ 40,000	Free Cash
Engineering	Planning	Municipal Vulnerability Assessment		20,000	Free Cash
Engineering	Planning	Monk's Cove Stormwater Improvement Project		75,000	Free Cash
Facilities	Infrastructure	DPW Fueling Station		500,000	Transfer \$404,329 from free cash & transfer \$95,671 from A#12 of the ATM May 2013 DPW Facility
Facilities	Infrastructure	Fire Station #1 Roof Repair P2		200,000	Free Cash
Facilities	Equipment	Electric Man Lift		31,395	Free Cash

Police	Equipment	Radio Replacement/Upgrade		53,400	Free Cash
Police	Transportation	Police Vehicles		252,676	Free Cash
Fire	Equipment	Power Load Cot Fastener System		60,000	Free Cash
Fire	Equipment	Lucas Chest Compression		16,000	Free Cash
Shore and Harbor	Infrastructure	Annual Dredging/Ramp/Pier Repair & Improvement		200,000	Waterways
Natural Resources	Infrastructure	Replace Pump out System @ Kingman Yacht Center		25,000	Free Cash
Natural Resources	Infrastructure	Replace concrete walkway/steps @ TP		46,500	Free Cash
Bourne Public Schools	Technology	Technology Plan		206,000	Free Cash
Bourne Public Schools	Infrastructure	BMS Roof Replacement - Design		50,000	Free Cash
Bourne Public Schools	Infrastructure	BHS D Wing Roof Replacement	Ch 44, Sec 7(1)	450,000	Borrowing
Bourne Public Schools	Infrastructure	Jackson Field Bleachers Feasibility Study		50,000	Free Cash
Bourne Public Schools	Infrastructure	Upgrade Intercom System @ BHS		100,000	Free Cash
DPW	Equipment	Vehicle Refurbishment Program		150,000	Free Cash
DPW	Infrastructure	Road Maintenance		50,000	Free Cash
Library	Planning	Building Assessment Study		25,000	Free Cash
Recreation	Infrastructure	Community Center Bleachers		50,000	Free Cash
SEWER	Infrastructure	Repairs to Electrical Manholes		50,000	ARPA Grant Funding
ISWM	Equipment	2022 Cat 826K Landfill Compactor		880,000	ISWM Retained Earnings
ISWM	Equipment	2022 CAT 966M Loader		650,000	ISWM Retained Earnings
ISWM	Equipment	2022 CAT 279D Skid Steer		98,130	ISWM Retained Earnings
ISWM	Transportation	2022 Ford Super Duty F350 Utility Truck with Plow		60,000	ISWM Retained Earnings
ISWM	Infrastructure	Leachate Tank Roof Replacement		120,000	ISWM Retained Earnings
				<u>\$ 4,509,101</u>	

**ARTICLE 6:** To see if the Town will vote to hear **Reports and Recommendations** of Committees and Town Officers, or take any other action in relation thereto.

***Sponsor – Board of Selectmen***

**MOTION:** *We move that the Town vote to hear reports and recommendations of Committees and Town Officers.*

**ARTICLE 7:** To see if the Town will vote to close out and transfer available balances in previous Town Meeting Articles whose purposes have been satisfied or take any other action in relation thereto.

***Sponsor – Board of Selectmen/Community Preservation Fund***

Community Preservation Articles				
	Article Description	Voted	Balance	Fund To Return To
<b>A</b>	Keith Field Renovations	STM May 2014	\$16,503.94	Open Space/Recreation Reserves
<b>B</b>	Convert Tennis Courts	STM Oct. 2014	\$12,963.33	Undesignated Fund Balance

<b>Total Open Space</b>				<b>\$29,467.27</b>
<b>C</b>	Emergency Rent	ATM May 2021	\$2,000.00	Community Housing Reserves
<b>Total Community Housing</b>				<b>\$2,000.00</b>
<b>D</b>	Conservator	STM Oct. 2011	\$2,000.00	Historic Reserves
<b>E</b>	Vault Renovations	ATM May 2013	\$1,335.60	Historic Reserves
<b>F</b>	Pocasset Community Building	STM Oct 2019	\$79,306.69	Historic Reserves
<b>Total Historic</b>				<b>\$82,642.29</b>

**MOTION:** *We move that the Town vote to close out the articles as printed in the schedule in Article 7 of the Town Meeting Warrant and to transfer the balances as follows: \$16,503.94 to Open Space/Recreation Reserves, \$12,963.33 to Undesignated Fund Balance, \$2,000.00 to Community Housing Reserves and \$82,642.29 to Historic Reserves.*

**ARTICLE 8:** To see if the Town will vote, upon the recommendation of the Community Preservation Committee, to appropriate a sum of money for the following **Community Preservation Fund purposes**, and to meet said appropriation, to transfer from available funds or reserve from the FY2023 estimated Community Preservation Fund Revenues a sum of money for the purposes of this article, or take any other action in relation thereto:

***Sponsor – Community Preservation Committee***

Item	Sponsor	Project Description	CPA Purpose	Community Preservation Committee Recommend	
<b>A</b>	Bourne Housing Partnership	Affordable Housing Services and Support	Community Housing	\$59,200 from Community Housing Revenues	
<b>B</b>	Bourne Affordable Housing Trust	86 Waterhouse Road Rehab	Community Housing	\$70,140.99 from Undesignated Fund Balance and \$18,841.01 from Community Housing Reserves	
<b>C</b>	Housing Assistance Corp.	Cape View Way 40B	Community Housing	\$185,000 from Historic Preservation Revenues	
<b>D</b>	Bourne Archives	Repairs to Handicap Ramp, Safety Inspection	Historic Preservation	\$7,500 from Historic Preservation Reserves	
<b>E</b>	Town Clerk	Town Flag Restoration/Preservation	Historic Preservation	\$13,000 from Open Space/Recreation Reserves	
<b>F</b>	Town Clerk	Purchase/Restoration of 1857 HF Walling Map of Sandwich	Historic Preservation	\$18,000 from Open Space/Recreation Reserves	
<b>G</b>	Bourne Recreation Committee	Hardcourt and ADA Improvements to Certain Parks	Recreation	\$330,000 from Open Space/Recreation Reserves	
			<b>SUBTOTAL REQUESTS</b>	<b>\$701,682</b>	
<b>H</b>	Community Preservation Committee	Reserve for Open Space	Open Space	\$1,082,766.72	2023 Open Space/Rec Estimated Revenues
<b>I</b>	Community Preservation Committee	Reserve for Community Housing	Community Housing	\$192,189.90	2023 Housing Estimated Revenues
<b>J</b>	Community Preservation Committee	Reserve for Historic Preservation	Historic Preservation	\$192,189.90	2023 Historic Estimated Revenues
			<b>SUBTOTAL RESERVES</b>	<b>\$1,467,146.53</b>	
			<b>TOTAL REQUESTS &amp; RESERVES</b>	<b>\$2,168,828.53</b>	

**MOTION:** *We move that the Town vote, upon the recommendation of the Community Preservation Committee, to raise and appropriate and reserve the sum of \$2,168,828.53 for the Community Preservation Fund Projects and Special Purpose Reserves listed in the Community Preservation Fund Committee report as printed in Article 8; and to meet this appropriation and reserve, to appropriate the sum of \$1,711,346.53 from*

**FY2023 Estimated CPA Revenues, transfer \$18,841.01 from Community Housing Reserves, transfer \$38,500 from Historic Preservation Reserve, transfer \$330,000 from Open Space Reserves and transfer \$70,140.99 from Community Preservation Undesignated Fund Balance.**

**ARTICLE 9:** To see if the Town will vote, upon the recommendation of the Community Preservation Committee, to appropriate a sum of money for the purposes of the **administrative and operating expenses of the Community Preservation Committee**, or take any other action in relation thereto.

***Sponsor – Community Preservation Committee***

**MOTION: We move that the Town vote, upon recommendation of the Community Preservation Committee, to appropriate the sum of \$75,000 for the purpose of administrative and operating expenses of the Community Preservation Committee for FY2023 and to meet this appropriation to transfer the sum of \$75,000 from the Community Preservation Undesignated Fund Balance.**

**ARTICLE 10:** To see if the Town will vote to raise and appropriate, borrow or transfer from available funds a sum of money to the **Stabilization Fund**, or take any other action in relation thereto.

***Sponsor – Board of Selectmen***

**MOTION: We move that the Town vote to appropriate the sum of \$100,000 for the purposes of this article and to meet this appropriation to transfer the sum of \$100,000 from Free Cash.**

**ARTICLE 11:** To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds a sum of money to the **Capital Stabilization Fund**, or take any other action in relation thereto.

***Sponsor – Board of Selectmen***

**MOTION: We move that the Town vote to appropriate the sum of \$428,000 for the purposes of this article and to meet this appropriation to transfer the sum of \$428,000 from Free Cash.**

**ARTICLE 12:** To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money for the **Human Services Grant** program, or take any other action in relation thereto.

***Sponsor – Board of Selectmen***

**MOTION: We move that the Town vote to appropriate the sum of \$20,000 for the Human Services Grant Program and to meet this appropriation to transfer the sum of \$20,000 from Free Cash.**

**ARTICLE 13:** To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to the **Special Education Reserve Fund**, or take any other action in relation thereto.

***Sponsor – Board of Selectmen***

**MOTION: We move that the Town vote to appropriate the sum of \$150,000 for the purposes of this article and to meet this appropriation to transfer the sum of \$150,000 from Free Cash.**

**ARTICLE 14:** To see if the Town will vote to authorize the Board of Selectmen to petition the General Court of the Commonwealth for passage of special legislation allowing for the Town to establish a Shellfish Mitigation Receipts Reserved for Appropriation Fund “Shellfish Mitigation Fund” for monies to be deposited from mitigation funds obtained by the Bourne Conservation Commission for projects impacting public waterways and shellfish habitats, and further, that said fund shall be used exclusively for shellfish resource enhancements, shellfish habitats or capital improvements, or take any other action in relation thereto.

***Sponsor – Department of Natural Resources and Conservation Department***

**MOTION: We move that the Town vote to authorize the Board of Selectmen to petition the General Court of the Commonwealth for passage of special legislation allowing for the Town to establish a Shellfish Mitigation Receipts Reserved for Appropriation Fund “Shellfish Mitigation Fund” for monies to be deposited from mitigation funds obtained by the Bourne Conservation Commission for projects impacting public waterways and shellfish habitats, and further, that said fund shall be used exclusively for shellfish resource enhancements, shellfish habitats or capital improvements, as specified below, provided, however, that the General Court may make clerical or editorial changes of form only to said legislation, unless the Board of Selectmen votes to approve amendments to the same; and provided further that the Board of Selectmen is hereby authorized to approve amendments that shall be within the scope of the general public objectives of said petition and special legislation:**

An Act establishing a shellfish mitigation receipts reserved fund in the town of Bourne

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

SECTION 1. Notwithstanding section 53 of chapter 44 of the General Laws or any other general or special law, rule or regulation to the contrary, there shall be a special fund in the town of Bourne to be known as the Shellfish Mitigation Fund. There shall be deposited into said fund monies collected by the town of Bourne conservation commission as mitigation payments for projects that impact public waterways and shellfish habitats. The fund shall be used exclusively for shellfish resource enhancements, shellfish habitats or capital improvements.

SECTION 2. The Shellfish Mitigation Fund shall be maintained by the town of Bourne Treasurer as a separate account, subject to applicable provisions of chapter 44 of the General Laws and any interest accrued shall be credited to and become part of the fund.

SECTION 3. This Act shall take effect upon its passage.

**ARTICLE 15:** To see if the Town will vote to amend the Town of Bourne Bylaws, Article 3.1 Public Safety and Good Order, Section 3.1.28 – Temporary Repairs of Private Ways, by deleting the current section 3.1.28 and inserting in its place Section 3.1.28 – Temporary Repairs of Private Ways as follows:

In accordance with chapter 40, section 6N of the General Laws, the purpose of this bylaw is to set forth the level of service the Town will provide for temporary repairs to private ways that have not been accepted by the Town but have been continuously open to public use for six years and which will remain open to public use. Private ways posted as restricted in use to owners and/or their guests will not be maintained under this bylaw.

- A. Owners Responsible for Private Ways. The owners abutting private ways are responsible for the maintenance of such ways. Constructed private ways must be maintained so there are no defects to impede the safe passage of emergency vehicles. The making of temporary repairs to private ways by the Town pursuant to this section 3.1.28, no matter how often or to what extent, shall not constitute acceptance, maintenance, or use of such a way or any portion thereof as a public way.
- B. Emergency Temporary Repairs. The Town may perform emergency temporary repairs to private ways if such repairs are determined by the Superintendent of Public Works, in consultation with the Police Chief and/or Fire Chief, to be required to correct a defect or condition that impairs the safe transit of public safety vehicles or poses an imminent and substantial risk to the public safety. Said repairs shall be considered a public necessity and shall be limited to abating the immediate hazard caused by the defect

or condition. . Defects, such as potholes, shall be repaired with materials similar to the road surface and base.

- C. Temporary Repairs. For all repairs that are not emergency repairs pursuant to subsection b, said repairs shall be undertaken only if petitioned for by the abutters who own at least 50% of the lineal footage of such way and only if the Board of Selectmen shall declare that said repairs are required by the public necessity and convenience. The cost of such repairs shall be paid by the abutters by a cash deposit or by betterment assessment as hereinafter provided, and no work shall commence unless and until such cash deposit in the amount of the estimated cost of such repairs as determined by the Superintendent of Public Works to do the work is paid over to the Town or the Board of Selectmen have made a determination that betterments will be assessed. If the Selectmen determine that betterments will be assessed, the Selectmen shall assess betterments upon the owners of estates which derive particular benefit or advantage from the making of such repairs on any such private way. Such assessment shall be a sum equal, in the aggregate, to the total cost of such repairs and, in the case of each such estate, in proportion to that frontage thereof of such way. Except as otherwise provided, the provisions of Chapter 80 of the General Laws relating to public improvements and assessments therefor shall apply to repairs to private ways ordered to be made under this section; provided, that no assessment amounting to less than twenty-five dollars shall be apportioned and no assessment may be apportioned into more than five portions. Before any work commences, the Town shall be held harmless on account of any damages whatever caused by such repairs by suitable indemnity agreements executed by the abutters who petitioned therefor.
- D. Scope of Authorized Temporary Repairs. The scope of temporary repairs that may be authorized pursuant to this section 3.1.28 include and are limited to: (1) filling or patching of potholes or cracks; (2) grading and leveling of surfaces; (3) oiling and tarring of road surfaces and the covering of the oil or tar with sand or gravel; (4) installation of guardrails or other infrastructure; (5) installation of stormwater drainage infrastructure; (6) cleaning of catch basins and drainage structures; (7) skim coating or armor coating of road surfaces; (8) reconstructing a way, including the removal of roadway surface and the regarding and installation of fill and roadway surface materials, including asphalt and concrete; and (9) any other temporary repair that the Superintendent of Public Works determines to be necessary to protect the public health, safety, or welfare.
- E. Liability of the Town. The Town shall not be liable for any damage or injury related to any defect or condition in a private way, or any temporary repairs or failure to make such repairs pursuant to this section 3.1.28 or otherwise. Subsequent repair or failure to make repairs to private ways. In any legal action brought against the Town for damages or injury to persons or property suffered by reason of a defect or want of repair in a private way that has been so repaired, the Town may deny that the repaired way is a public way.

***Sponsor – Board of Selectmen***

**MOTION: We move that the Town vote to approve Article 18 as set forth in the Warrant.**

**ARTICLE 16:** To see if the Town will vote to accept the provisions of G.L. c. 71, § 71E relative to establishing a revolving fund for adult education and continuing education programs to be conducted by the Bourne Public Schools or take any other action in relation thereto.

***Sponsor – School Committee***

**MOTION: We move the Town vote to accept the provisions of G.L. c. 71, § 71E, relative to establishing a revolving fund for adult education and continuing education programs.**



## McCollem, Marlene

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**From:** Slade, George  
**Sent:** Wednesday, March 23, 2022 11:58 AM  
**To:** McCollem, Marlene  
**Subject:** Transportation versus Traffic Advisory

Good morning, Marlene:

Below is a list of my thoughts regarding our discussion last night and some info moving forward. Let me know if you have any questions:

Once we determine whether the “transportation” advisory and “traffic” advisory are the same (I think they are) then we can move forward if each will have a unique charge or scope. The most recent meeting minutes filed for the Transportation Advisory Committee was in January, 2017.

The Website lists that the *“Transportation Advisory Committee is geared towards transportation-related projects proposed by the town and others, and including, but not limited to, highway and other roadways, rail services, bus services shuttle services and transportation facilities.”*

That said, there have been several changes and developments that are slowly but surely moving in a direction that will require thought. Below is a list of the issues that need to be included in the scope or mission of any such committee.

- Bridges replacement – because the town is essentially the host community for the bridges that cross the Cape Cod Canal, we should be able to participate in the discussions that will include the bridge locations, disruption minimalizing during construction, the unique opportunity to make surface road improvements. The adverse effects of traffic have been a part of life experience in Bourne. This affects not only the daily lives of Bourne area residents but the thousands of motorists that queue along Routes 6 and 28 for long periods. If planned and executed thoughtfully, this major undertaking will be a unique opportunity to correct long standing problems and enhance smooth mobility of traffic.
- Cape Cod Regional Transit Authority (CCRTA) hosted meetings in early 2020 when the pandemic hit and placed much of the project on hold. Several town leaders participated to offer input as stakeholders and would assist with mobility issues as the senior population increased. This was in answer to the revitalization of commercial center of Bourne at the base of the north side of the Bourne Bridge. It should be noted that the fixed route service was reassessed and reconfigured to reflect the evolving needs of local travelers and these meetings did not include the listed members of the Transportation Advisory Committee.

- Metropolitan Planning Organization (MPO) meets monthly to discuss the various transit improvement projects and the progress as the MA DOT schedules of work time line. Presently, Select Board member Judith Froman represents Bourne and the rest of Upper Cape towns of Region A on the MPO.
- The Local Comprehensive Plan includes the desire to make Bourne a more active community. The Pedestrian Bikeway Committee has been working to create a scenic link from North Falmouth to the Railroad Bridge area, mostly along Shore Road. The Complete Streets initiative is an element of this improvement that will further connect various neighborhoods to these amenities. Select Board member George Slade has been the Select Board member of this committee since its inception.

Key staff members of this group should include Town Administration, DPW, Planning, Engineering, Police; in addition, Select Board, Chamber of Commerce, Planning Board, etc., as appropriate.

**George Slade**

Bourne Select Board Member

[gslade@townofbourne.com](mailto:gslade@townofbourne.com)

Erika Fitzpatrick  
8 Winchester Ave.  
Buzzards Bay,, MA 02532

April 3, 2022

Board of Selectmen  
24 Perry Ave.  
Buzzards Bay, MA 02532

Dear Board of Selectmen,

I write to you today, as co-advisor for the Bourne High School Class of 2022, respectfully requesting this board approve our permit inquiry to Bourne Fire Department regarding a bonfire on May 31,2022, with a rain date of June 1, 2022.

The week leading up to graduation is typically known as "Senior Week". Prior to COVID19 and the subsequent social gathering restrictions the senior bonfire was a quintessential part of senior week. It's a highlight the students look forward to, and we are eager to bring this graduation tradition back to active status. Only the senior class is invited, and there will likely be refreshments. For example, even though plans are not confirmed, an ice cream truck is a possibility. We will have parents of the class donate cases of water and snacks, such as chips or candy. There will also be adult chaperones, including myself and co-advisor Megan Correia, among others yet to be determined.

We would of course strictly adhere to any and all Bourne Fire Department procedures or protocols required for the bonfire.

I apologize for not being able to attend the meeting in person. I have a work commitment that is not flexible for rescheduling. Should you have any questions, please feel free to contact me. Any logistical or procedural questions concerning the operation of the bonfire, I defer to the BFP.

Sincerely,

Erika Fitzpatrick

A solid black rectangular box used to redact the signature of Erika Fitzpatrick.

**EXECUTIVE ORDER  
AMENDED**

2012 NOV 14 AM 11 33

NO. 2012-03

November 13, 2012

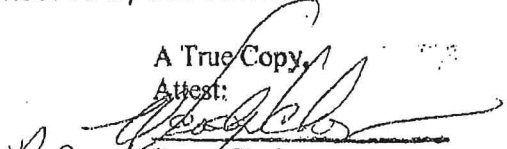
TOWN CLERK'S OFFICE  
BOURNE, MASS

**TRANSPORTATION ADVISORY COMMITTEE**

1. There is hereby created a committee, to be known as the Transportation Advisory Committee to consist of nine (9) members appointed by the Board of Selectmen to serve without compensation.
2. The membership of the Committee shall consist of Chief of Police or his designee, Department of Public Works Director, representative of the Cape Cod Commission or the MPO, Planning Board, Bicyclist/Pedestrian Representative and four (4) members appointed by the Selectmen. The members shall serve for terms of one year commencing on July 1 of each year and ending on June 30<sup>th</sup>. In the case of a vacancy in any year, the Selectmen may appoint to fill the vacancy through June 30<sup>th</sup>.
3. The Committee is authorized to call upon department heads and town employees to provide information and materials, as the Committee deems necessary or appropriate to carry out its function.
4. The Transportation Advisory Committee shall have the following responsibilities on transportation-related projects proposed by the town and others and shall include, but not limited to, highways and other roadways, rail services, bus services, shuttle services and transportation facilities.
  - To study and develop transportation improvement proposals to be presented to the federal, state and/or county agencies on behalf of the Town of Bourne.
  - To solicit input from town officials, department heads, Regional Transit Authority, Joint Regional Transportation Committee, state and county officials, Cape Cod Commission staff, and citizens on transportation proposals to be sponsored by the Town.

A True Copy,


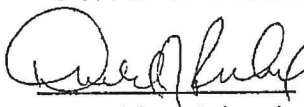
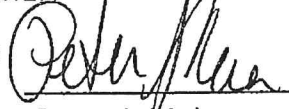

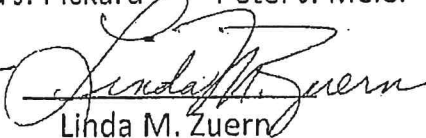
Attest:

  
Town Clerk

- To recommend to the Board of Selectmen transportation proposals to be sponsored by the Town, and to advocate those positions if so authorized by the Board of Selectmen.
  - To study and evaluate major transportation proposals of the United States Government, Massachusetts Executive Office of Transportation & Construction, Massachusetts Highway Department, developers and other parties that directly or indirectly impact transportation in and through the Town of Bourne.
  - To solicit input from town officials, department heads, Regional Transit Authority, Joint Regional Transit Committee, state and county officials, Cape Cod Commission staff, and citizens on such major transportation proposals.
  - To recommend to the Board of Selectmen the position to be taken by the Town with respect to major transportation proposals under consideration and to advocate those positions if so authorized by the Board of Selectmen.
5. This Amended Executive Order shall take effect on November 13, 2012 and shall continue in effect until suspended, modified or revoked.

Given this 13th day of November 2012.

BOARD OF SELECTMEN

 John A. Ford, Jr., Chm.	 Donald J. Pickard	 Peter J. Meier
 Earl V. Baldwin	 Linda M. Zuern	

- \*Amended on September 16, 2003 by adding the words "nominated" in number 2 by the Planning Board and by the Local Comprehensive Plan Advisory Committee
- \*Amended on January 23, 2007 by changing the makeup of the Committee.
- \*Amended on October 18, 2011 – reactivating, addressed by Town Administrator, but not voted or adopted at meeting.
- \*Amended on August 14, 2012 – change in membership of committee makeup.
- \*Amended on August 21, 2012 – change in membership of committee makeup.
- \*Amended on November 13, 2012 – change regarding term of office

Board of Selectmen

Minutes of Regular Joint Session with Finance Committee

October 18, 2021

Bourne Veterans Memorial Community Center

239 Main Street, Bourne, MA 02532

\*\*\*\*\*

In attendance: Peter Meier, Chair, Judith Froman, Vice-Chair, Mary Jane Mastrangelo.

Excused: George Slade, Clerk; Jared MacDonald.

Chair Meier called to order at 7:02 PM

The following Special Town Meeting Articles were reviewed:

Article 17, General Fund Budget Amendment (Potential Police Department) by Interim Director of Police Services, Paul Shastany.

Article 3, Transfer HCF to Capital Stabilization presented by Finance Director, Erica Flemming.

Article 4, Transfer to SPED Reserve presented by Finance Director, Erica Flemming.

Article 5, Other Post-Employment Benefits presented by Finance Director, Erica Flemming.

Article 6, Establish and Fund Climate Change Resiliency & Infrastructure Stabilization Fund presented by Finance Director, Erica Flemming.

Article 7, Transfer Funds to Climate Change Resiliency & Infrastructure Stabilization Fund presented by Finance Director, Erica Flemming.

Article 8, Rescind Borrowing for Savary Ave. Community Septic presented by Finance Director, Erica Flemming.

Motion: to adjourn by Judy Froman, seconded by Mary Jane Mastrangelo. Unanimously voted 3-0-0, at 7:47 PM

*Respectfully submitted,*

*Kim Johnson*

Board of Selectmen

Minutes of Regular Joint Session with Finance Committee

October 21, 2021

Bourne Veterans Memorial Community Center

239 Main Street, Bourne, MA 02532

\*\*\*\*\*

In attendance: Peter Meier, Chair, George Slade, Clerk, Mary Jane Mastrangelo.

Excused: Judy Froman, Vice Chair; Jared MacDonald.

Chair Meier called to order at 7:02 PM

The following Special Town Meeting Articles were reviewed:

Article 12, CPA Capital projects presented by Town Clerk, Barry Johnson, and the following:

- Open Space/Recreation – Bourne Community Center, presented by Krissannne Caron.
- Bourne Historical Commission - Historic Preservation, presented by Deborah Burgess.
- Bourne Housing Partnership - Community Housing, presented by Kerry Horman.
- Bourne Affordable Housing Trust - Community Housing, presented by Kerry Horman.
- Bourne Historical Commission– Bourne Public Library, presented by Kathleen Fox Alfano.
- Open Space/Recreation – Bicycle Pathway Committee, presented by David McPherson.

Article 22, ISWM Retained Earnings Transfer for a Pilot Leachate Treatment System presented by Dan Barrett, General manager, ISWM.

Article 17, Citizen Petition, presented by W. Thomas Barlow and Galon Skip Barlow.

Article 21, Authorize to Dispose of the old Police Station presented by Acting Town Administrator, Tim King.

Motion: to adjourn by George Slade, seconded by Mary Jane Mastrangelo. Unanimously voted 3-0-0, at 9:30 PM

*Respectfully submitted,*

*Kim Johnson*



Board of Selectmen

Minutes of Regular Joint Session with Finance Committee

October 25, 2021

Bourne Veterans Memorial Community Center

239 Main Street, Bourne, MA 02532

\*\*\*\*\*

In attendance: Peter Meier, Chair, George Slade, Clerk, Mary Jane Mastrangelo and Judy Froman, Vice Chair (7:10).

Excused: Jared MacDonald.

Chair Meier called to order at 7:02 PM

The following Special Town Meeting Articles were reviewed:

Article 20, General Fund Budget Amendment (Potential Police Department) - change explained by Finance Committee Chair Renee Gratis and Assistant Town Administrator Glenn Cannon.

Article 14, Authorize Select Board to acquire land for the South Side Public Safety Facility presented by Fire Department Chief David Cody.

Article 15, Repurpose County Land Purchase Article (A#17 10/28/2109 FTM) to be used toward acquisition costs for the South Side Public Safety Facility Land Purchase.

Article 16, Enact General Bylaw 4.2.5 Stretch Energy Code presented by Carl Georgeson, Chair of the Selectmen's Energy Advisory Committee.

Article 17, Amend Town of Bourne Bylaws CHAPTER 4 INSPECTION AND DEVELOPMENT REGULATIONS by adding Article 4.2.5 Stretch Energy Code.

Article 9, ESCO Breakup Article presented by Assistant Town Administrator, Glenn Cannon.

Article 19, Charter Review presented by Stephen Mealy, Chair of the Charter Review Committee.

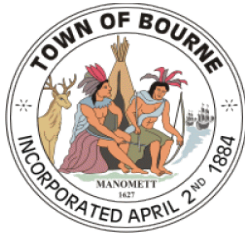
Article 1, Unpaid Bills presented by Finance Director, Erica Flemming.

Article 2, Sewer Enterprise Fund Budget Amendment presented by Finance Director, Erica Flemming.

Motion: to adjourn by George Slade, seconded by Judy Froman. Unanimously voted 4-0-0, at 8:28 PM

*Respectfully submitted,*

*Kim Johnson*



## Selectmen's Correspondence

April 12, 2022

- A. DEP letter re Quality Assurance Project Addendum – Otis Gun Club
- B. DEP letter re Mock Village MMRP Record of Decision Concurrence



Commonwealth of Massachusetts  
Executive Office of Energy & Environmental Affairs

## Department of Environmental Protection

Southeast Regional Office • 20 Riverside Drive, Lakeville MA 02347 • 508-946-2700

Charles D. Baker  
Governor

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Lieutenant Governor

Kathleen A. Theoharides  
Secretary

Martin Suuberg  
Commissioner

March 28, 2022

Air Force Civil Engineer Center/JBCC  
Attn: Ms. Rose H. Forbes  
Remediation Program Manager  
322 East Inner Road  
Otis ANG Base, Massachusetts 02542

RE: **BOURNE – BWSC**  
Release Tracking Number: 4-0000037  
Joint Base Cape Cod, **Draft Remedial Investigation Uniform Federal Policy Quality Assurance Project Plan Addendum 1: Supplemental Remedial Investigation Otis Gun Club Munitions Response Area, Comments**

Dear Ms. Forbes:

The Massachusetts Department of Environmental Protection (MassDEP) has reviewed the document **"Draft Remedial Investigation Uniform Federal Policy Quality Assurance Project Plan Addendum 1: Supplemental Remedial Investigation Otis Gun Club Munitions Response Area"** dated February 2022 (the UFP-QAPP). The UFP-QAPP was prepared under the Military Munitions Response Program (MMRP) for the Air Force Civil Engineer Center (AFCEC) at Joint Base Cape Cod (JBCC). The purpose of the MMRP is to address the remediation of munitions and explosives of concern (MEC), which include unexploded ordnance (UXO), discarded military munitions (DMM) and munitions constituents (MC) located on current and former military installations. The objective of the UFP-QAPP is to describe the management and technical approach to be used during the Supplemental Remedial Investigation (Supplemental RI) to eliminate data gaps and achieve the project data quality objectives to support risk management decisions for the Otis Gun Club Munitions Response Area (MRA). Additional data will be collected as part of the Supplemental RI in support of a Baseline Ecological Risk Assessment (BERA) to delineate and evaluate site-specific contaminants from historical use of the Otis Gun Club MRA as a small arms range. MassDEP offers the following comments on the UFP-QAPP:

1. Please be advised that the MassDEP Office of Research and Standards is currently reviewing the UFP-QAPP. Therefore, additional comments may be forthcoming from MassDEP within the next few weeks.
2. Page 2, Section 2, Current Status and Description:  
Please include the following or similar text to this section *'Additionally, the Otis Gun Club MRA is located within the Upper Cape Water Supply Reserve, which, per Commonwealth of Massachusetts Chapter 47 of the Acts of 2002, is dedicated to three primary purposes: water supply and wildlife habitat protection, the development and construction of public water supply systems, and the use and*

This information is available in alternate format. Contact Michelle Waters-Ekanem, Director of Diversity/Civil Rights at 617-292-5751.  
TTY# MassRelay Service 1-800-439-2370  
MassDEP Website: [www.mass.gov/dep](http://www.mass.gov/dep)

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*training of military forces of the commonwealth provided that such military use and training is compatible with the natural resource purposes of water supply and wildlife habitat protection.'*

3. Page 18, Section 3.1, Remedial Investigation, 2<sup>nd</sup> Paragraph:  
The text states "**Elevated lead concentrations were detected in the five DUs behind the firing lines with concentrations at two DUs near the Skeet and Trap Range MRS exceeding 200 mg/kg (280 mg/kg and 590 mg/kg).**" MassDEP notes that the decision unit (DU) located behind the firing line with a lead concentration of 280 mg/kg (DU IO) also had a detection of a polycyclic aromatic hydrocarbon (PAH) analyte that exceeded the EPA regional screening level (RSL) and the MassDEP Massachusetts Contingency Plan (MCP) S-1/GW-1 Soil Standard. In addition, one DU (DU ZZ2) located at the extent of the Skeet and Trap Range MRS arc had a detection of a PAH analyte that exceeded the EPA RSL and the MassDEP MCP S-1/GW-1 Soil Standard. Please include the PAH results that exceeded the screening criteria in the text and revise Attachment 1, Figure 3; *CSE Phase II and RI Sample Exceedences for Lead* to include the exceedances for PAHs to provide a comprehensive summary of the results of the additional surface soil MC data collected during the Remedial Investigation.
4. Page 19, Section 3.1, Remedial Investigation, 3<sup>rd</sup> Paragraph:  
The text states "**Lead concentrations exceeded EPA freshwater sediment screening values at one location but did not exceed MassDEP sediment screening values.**" MassDEP notes that Figure 2-8 of the *Draft Feasibility Study for the Otis Gun Club MRA* (November 2020) (draft FS) illustrated that lead was detected in sediment at concentrations exceeding the EPA freshwater sediment screening value at more than one sample location during the Remedial Investigation (2020). Please clarify and revise the text. In addition, Figure 2-8 of the draft FS illustrated that various PAH analytes were detected in multiple sediment sample locations at concentrations exceeding the EPA freshwater sediment screening criteria. Please reference the PAH exceedances in the text to provide a comprehensive summary of the discrete sediment sampling data collected in North Pond during the Remedial Investigation. In addition, please include a figure in the UFP-QAPP that illustrates the locations of the discrete sediment sample lead and PAH exceedances in North Pond.
5. Page 19, Section 3.1, Remedial Investigation, Ecological Risk Assessment:  
The text states "**The SLERA did not identify a risk to ecological receptors for PAHs (AFCEC 2020).**" MassDEP notes that Figure 4-5 of the *Final Remedial Investigation Report for the Otis Gun Club MRA* (RI) (August 2020) illustrated that various PAH analytes were detected in multiple sediment sample locations in North Pond at concentrations exceeding the EPA freshwater sediment screening criteria. Please clarify how the North Pond sediment impacted by PAHs would not have adverse ecological impacts to the invertebrate and plant communities. Please revise the text accordingly.
6. Page 20, Section 4.1, Range Use and Associated Munitions Constituents:  
The text states "**The RI determined that lead is the only MC that poses a risk to human and ecological receptors at the Otis Gun Club MRA.**" MassDEP notes that Figure 4-5 of the RI illustrated that various PAH analytes were detected in multiple sediment sample locations in North Pond at concentrations exceeding the EPA freshwater sediment screening criteria. In addition, PAHs were detected in the projected PAH fallout zone of the Skeet and Trap Range MRS firing fan at concentrations exceeding the project action levels. Please clarify how PAHs would not pose a risk to ecological receptors at the Otis Gun Club MRA, to include the ecological receptors associated with the North Pond sediments.

Please incorporate this letter into the Administrative Record for the Otis Gun Club MRA at Joint Base Cape Cod. If you have any questions regarding this letter, please contact me at (508) 946-2871 or Kendall Walker at (508) 946-2846.

Sincerely,

A handwritten signature in black ink, appearing to read "L. Pinaud", enclosed within a circular outline.

Leonard J. Pinaud, Chief  
Federal Site Management  
Bureau of Waste Site Cleanup

P/kw

Ec: Upper Cape Boards of Selectmen  
Upper Cape Boards of Health  
JBCC Cleanup Team  
MassDEP Boston/Southeast Regional Office



Commonwealth of Massachusetts  
Executive Office of Energy & Environmental Affairs

# Department of Environmental Protection

One Winter Street Boston, MA 02108 • 617-292-5500

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Lieutenant Governor

Kathleen A. Theoharides  
Secretary

Martin Suuberg  
Commissioner

April 5, 2022

Mr. Bryan Olson, Director  
Superfund and Emergency Management Division  
U. S. Environmental Protection Agency, Region 1  
5 Post Office Square, Suite 100  
Boston, MA 02109-3912

RE: **BOURNE—BWSC**  
Release Tracking Number: 4-0000037  
Joint Base Cape Cod (JBCC)  
**Final Record of Decision, Mock Village**  
**Munitions Response Site, Concurrence**

Dear Mr. Olson,

The Massachusetts Department of Environmental Protection (MassDEP) has reviewed the document “**Final Record of Decision, Mock Village Munitions Response Site, Joint Base Cape Cod, Massachusetts**” (the Mock Village ROD), dated January 2022. The Mock Village ROD was prepared by the Air Force Civil Engineer Center (AFCEC) at Joint Base Cape Cod (JBCC). The Mock Village ROD presents the selected remedy chosen by the AFCEC to address munitions and explosives of concern (MEC) that may remain from the historical use of the Mock Village Munitions Response Site (MRS). The selected remedy includes land use controls (LUCs) with on-call unexploded ordnance (UXO) construction support.

## Background

The 1.9-acre Mock Village MRS is in the northeast area of the Camp Edwards portion of JBCC. Additionally, the Mock Village MRS is located within the Upper Cape Water Supply Reserve, which, per Commonwealth of Massachusetts Chapter 47 of the Acts of 2002, is dedicated to three primary purposes: water supply and wildlife habitat protection, the development and construction of public water supply systems, and the use and training of military forces of the commonwealth provided that such military use and training is compatible with the natural resource purposes of water supply and wildlife habitat protection. The MRS simulated a German village and was used as an urban training complex by the Massachusetts Army National Guard from 1943 through the early 1950s. The MRS was comprised of 15 wooden buildings, and dugouts were constructed where operators would hide and deploy targets as soldiers approached. The Mock Village was demolished during the 1960s. Remnants of the timber-reinforced and earthen observation pits are present onsite and the remainder of the Mock Village MRS has become forested with dense trees and thick underbrush. Geophysical surveys performed at the MRS did not find any MEC and no potential burial/demolition pits were found. There were no detections of explosives constituents in soil analyzed from the Mock Village MRS.

The AFCEC's selected remedy includes the following actions:

- development of public education materials detailing the appropriate response action if potential munitions items are discovered on the Mock Village MRS. Education materials include site signage and distribution of safety educational media;
- installation of warning signs and annual inspection of signage;
- notifications of LUCs to the appropriate tenant;
- geophysical surface sweeps for MEC (annual for the first three years with reevaluation of frequency at the end of three years);
- five-year remedy reviews;
- monitoring of advance tenant notifications for upcoming work;
- providing Dig Safe response to parties planning excavation in the area; and
- providing UXO construction support during intrusive activities at the site.

A LUC Implementation Plan (LUCIP) will be prepared and will contain information about implementation and maintenance of LUCs and enforcement actions, including periodic inspections of the LUCs to ensure the continued protectiveness of the selected remedy. Because hazardous substances have the potential to be present onsite at levels that will not allow for unlimited use/unrestricted exposure (UU/UE) following implementation of the remedial action, five-year reviews will be conducted to evaluate the continued effectiveness of the remedy and to confirm that LUCs remain in place.

#### Determination

MassDEP concurs with the Mock Village ROD. The remedy for the Mock Village MRS ensures an appropriate level of protection to significantly reduce any human exposure to potential MEC during current and projected future land use at the Mock Village MRS.

MassDEP's concurrence with the Mock Village ROD is based upon representations made to MassDEP by the AFCEC and assumes that all information provided is substantially complete and accurate. Without limitation, if MassDEP determines that if any material omissions or misstatements exist or if new information becomes available regarding the Mock Village MRS indicating that potential or actual human exposure or threats to the environment exist, MassDEP reserves its authority under M.G.L. c. 21E, the Massachusetts Contingency Plan (MCP) 310 CMR 40.0000, CERCLA, the National Oil and Hazardous Substances Pollution Contingency Plan (NCP), and any other applicable law, regulation or other authority to require further response actions including, without limitation, additional investigation, remedial measures and the implementation of LUCs. MassDEP will review relevant information as it becomes available, including, without limitation, new regulatory requirements, or changes in environmental conditions, to determine if additional investigative and/or remedial measures are necessary for the protection of public health, safety, welfare, or the environment.



Please incorporate this letter into the Administrative Record for the Mock Village Munitions Response Site at Joint Base Cape Cod. If you have any questions regarding this matter, please contact Leonard J. Pinaud, Chief, Federal Site Management, Bureau of Waste Site Cleanup in the MassDEP's Southeast Regional Office at (508) 946-2871.

Sincerely,

A handwritten signature in cursive script, reading "Elizabeth Callahan".

Elizabeth Callahan  
Acting Assistant Commissioner  
MassDEP Bureau of Waste Site Cleanup

C/lp

Ec: Upper Cape Boards of Selectmen  
Upper Cape Boards of Health  
Joint Base Cape Cod Cleanup Team  
Gary Moran, Deputy Commissioner  
Diane Baxter, Division Director, Federal Sites Program  
Millie Garcia-Serrano, Regional Director  
Lucas Rogers, Chief Bureau Counsel, BWSC  
Gerard Martin, Deputy Regional Director, BWR  
John Handrahan, Acting Deputy Regional Director, BWSC  
Leonard J. Pinaud, Chief, Federal Site Management  
Andrew Fowler, Regional Counsel  
MassDEP Boston/Southeast Region