

Select Board Meeting Notice AGENDA **AMENDED**



Date

April 16, 2024

Time

7:00 PM

Location

Bourne Veterans' Community Center
239 Main St., Buzzards Bay 02532
Or virtually (see information below)

BOURNE TOWN CLERK
APR 11 '24 PM1:43

Note this meeting is being televised, streamed or recorded by Bourne TV. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time. Use of flash photography during Select Board meetings is prohibited.

If anyone from the public wishes to access the meeting, they can do so by calling the following conference line: **1-929-205-6099**

Zoom Meeting ID: 869 5775 5505

Password: BOURNE

The Zoom chat will not be monitored. Participants who wish to speak must raise the hand icon until the Chair asks them to unmute.

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

7:00 PM Call public session to order in open session

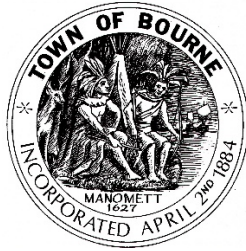
1. Moment of silence to recognize our troops and our public safety personnel
2. Salute to the flag
3. Reading of the Select Board Vision and Mission Statements
4. Community Shout Out & Recognition
5. Public comments on non-agenda items - Public comments are allowed for up to a total of 12 minutes at the beginning of each meeting. Each speaker is limited to 3 minutes for comment. (Board members are unable to respond due to posting requirements of the Open Meeting Law)
6. **Public Hearing:** Petition to change the name of Perry Ave. (Cape side only) to Stone's Throw Way.
7. Discussion with Town Counsel regarding a shared parking agreement at 2 Kendall Rae Place.
8. **Public Hearing:** Reorganization proposal for Bourne's Information Technology department.
9. Update by the Cable, Internet and Telecommunications Advisory Committee re: Digital Equity Implementation grant.
10. Discussion and possible vote on the re-conveyance of 90 Adams Street, Sagamore.
11. Consent agenda:
 - a. Appointment of John Grullon as Bourne's Veteran's Grave Officer
 - b. Transfer of ownership of the 2005 Chevy Silverado truck from Town of Bourne to ISWM
12. Discussion and possible vote to allow the Buzzards Bay Eagles to hold their annual Canal Walk event (renewal) at Buzzards Bay Park on 5/18 as conditioned by departments along with a banner placed across Main St (new) 3 weeks prior to event.
13. Discussion and possible vote to waive rental fees for the Veterans Community Building gym and cafeteria for the Friends of Bourne Council on Aging/Food Pantry event on 4/27
14. Review of voter handbook for Town Meeting

15. Assign Town Meeting articles to Select Board members

16. Town Administrator's Report
17. Minutes:
18. Committee reports
19. Correspondence
20. Future agenda items
21. Next meeting dates: April 17 (moderator's meeting) & 30; May 6 – prior to Town Meeting
22. Adjourn

Reasonable accommodations for people with disabilities are available upon request. Please include a description of the accommodation you require, with as much detail as possible, and include a way we can contact you if we need more information. Please allow advance notice. Send an email to kthut@townofbourne.com or call the Town Administrator's Office at 508-759-0600 x1503

TOWN OF BOURNE

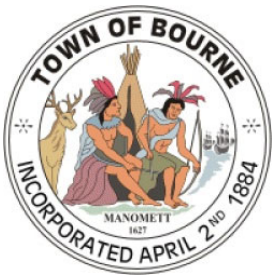


Vision

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.

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.



Town of Bourne Town Administration



www.townofbourne.com



24 Perry Ave, Bourne, MA 02532

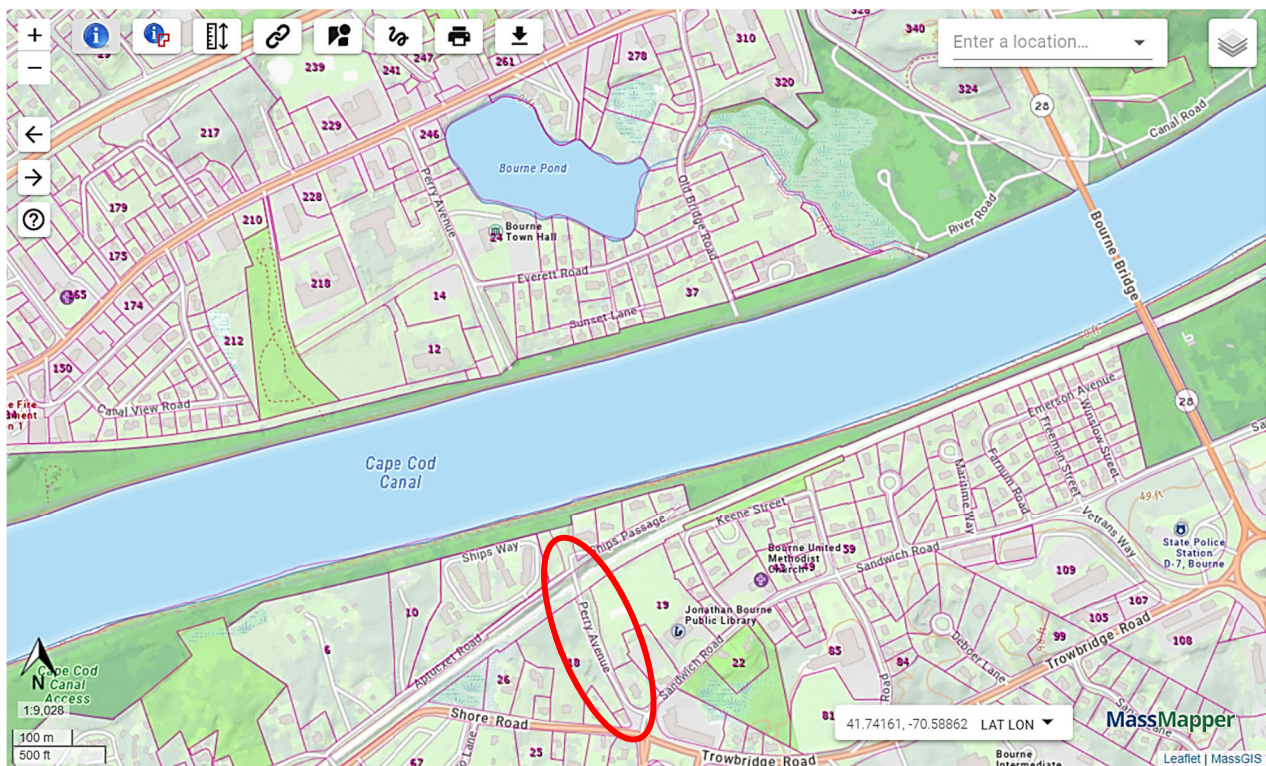


Staff Report

Proposed Change in Road Name – Perry Ave

Date: April 16, 2024
Prepared by: Assistant Town Administrator Liz Hartsgrove
Administrative Assistant Maria Simone

The Administration office received a petition to change the name of portion of Perry Ave located in the village of Bourne to “Stone’s Throw Way”. The proposal does not impact the portion of Perry Ave in Buzzards Bay.



The road has been named Perry Ave prior to 1914, which the two villages were connected by a bridge providing residents access to Town Hall prior to the Cape Bridges being completed in 1933, hence why the Canal is separating the two Perry Ave’s.

While the Town does not have a policy or procedure in place for the process of such requests, Administration utilized the following to ensure transparency has been achieved prior to the Board’s consideration:

- **Bourne Bylaws Article 1.4 Section 1.4.9: Street Names.**

The Select Board may after public hearing change the name of streets, ways and alleys and shall approve the name of all streets. No street sign shall be erected without approval of the name by the Select Board.

- **Best Practices from other MA communities**

Found standards in communities with Road Name Change policy and procedures were followed for this proposal, and included in packet, including:

- ✓ The proposal is being conducted through an advertised Public Hearing.
- ✓ The Legal Ad was published in the Bourne Enterprise, dated March 29, 2024
- ✓ Abutters were mailed a copy of the Legal Ad, certified Mail with return receipt.
 - List of abutters within 300 ft., provided by the Assessors, March 22, 2024
- ✓ Written comments have been received and are included in packet for the Select Board's consideration.
- ✓ Interdepartmental Review of proposal through OpenGov was conducted to ensure any/all required reviews were vetted.

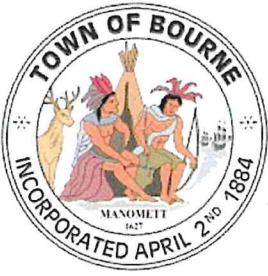
MGL only instructs on a process after a road's name has changed, and how to appeal the decision:

- **MGL. C85 §3: Change of name of ways or parks; appeal**

Section 3. When the name of any public way, place or section, or of any public park, is changed by the board or officer having jurisdiction thereof, if the name changed has been in use for twenty-five years or more, there shall be a right of appeal from such action to the department. Said appeal shall be taken within thirty days after such change, and shall be by petition of at least twenty-five inhabitants of the town in which such change has been made, requesting the reversal of such action. Notice of the filing of such petition shall forthwith be filed by the department in the office of the clerk of the town in which the change has been made, and upon the filing of such petition, a public hearing shall be given by said department, after such public notice as it shall determine, and unless the department shall approve of such change, the same shall be of no effect.

If the town approves the proposal to change the road's name:

- The applicant will be notified in writing by Administration confirming the approval.
- A copy of the letter will be sent to Departments by Administration to update files, make any necessary adjustments including changing road signage.
- The applicant will notify the US Post Office and Barnstable County Registry of Deeds



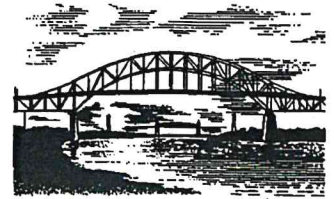
Town of Bourne Select Board



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24 Perry Ave, Bourne, MA 02532



Public Hearing

ROAD NAME CHANGE REQUEST

In accordance with Massachusetts General Laws Ch. 85, s. 3 and Town of Bourne Bylaws, Article 1.4 Section 1.4.9, the Select Board of the Town of Bourne will hold a public hearing on the petition of Amanda Bilodeau to **change the name of a public way in the village of Bourne from Perry Avenue to Stone's Throw Way.**

The proposed change does not include any portion of Perry Avenue located in the village of Buzzards Bay.

Said hearing will be held in person and on Zoom, on Tuesday, April 16, 2024 at 7:05 p.m. in the Bourne Veteran's Memorial Community Center, 239 Main Street, Buzzards Bay 02532.

Written comments may be submitted to the Select Board via email to msimone@townofbourne.com by Wednesday, April 10, 2024, noon or real time comments can be addressed to the Select Board at said hearing in person or remotely utilizing the Zoom link or telephone number and password:

<https://zoom.us/join>

Meeting ID: 869 5775 5505

US Toll-free: 1-929-205-6099

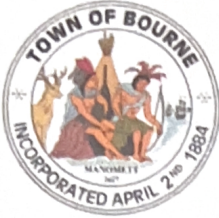
Password: BOURNE

Mary Jane Mastrangelo, Chair
Melissa Ferretti, Vice Chair
Anne-Marie Siroonian, Clerk
Peter Meier
Jared MacDonald
Bourne Select Board

Publication: Bourne Enterprise

Publication date: Friday, March 29, 2024

RECEIVED
2024 MAR 25 AM 11:00
TOWN CLERK BOURNE



Town of Bourne

Select Board



www.townofbourne.com



24 Perry Ave, Bourne, MA 02532

Section One

Name: Amanda & Thomas Bilodeau

Address: 37 Perry Ave

Mailing Address: [REDACTED] Monument Beach, MA 02553

Telephone: [REDACTED]

Email: [REDACTED]

Is this change request within or for a Subdivision? YES go to Sections 2 & 4
NO go to Sections 3 & 4

Section Two: Subdivision Requests

Existing Subdivision Name: _____

Proposed New Subdivision Name: _____

Are you requesting to change road names in the subdivision? YES or NO

New Road Names:

1. _____

6. _____

2. _____

7. _____

3. _____

8. _____

4. _____

9. _____

5. _____

10. _____

Please attach signature approvals of all residents who reside on the road/subdivision.

Section Three: Non-Subdivision Requests

Current Road Name: Perry Avenue

Proposed New Road Name: Stone's Throw Path or Lane

Please attach signature approvals of all residents who reside on the road.

Section Four: Reason for request

Please provide a brief reasoning for the name change request:

Since the beginning of construction, every delivery
or contractor we've had has ended up over on
the other side of the bridge, even as recently as
3/6/24, when our stone contractor came to measure
for our counter tops, he ended up by Town Hall.
We want to make sure there is no more
confusion especially in an emergency.

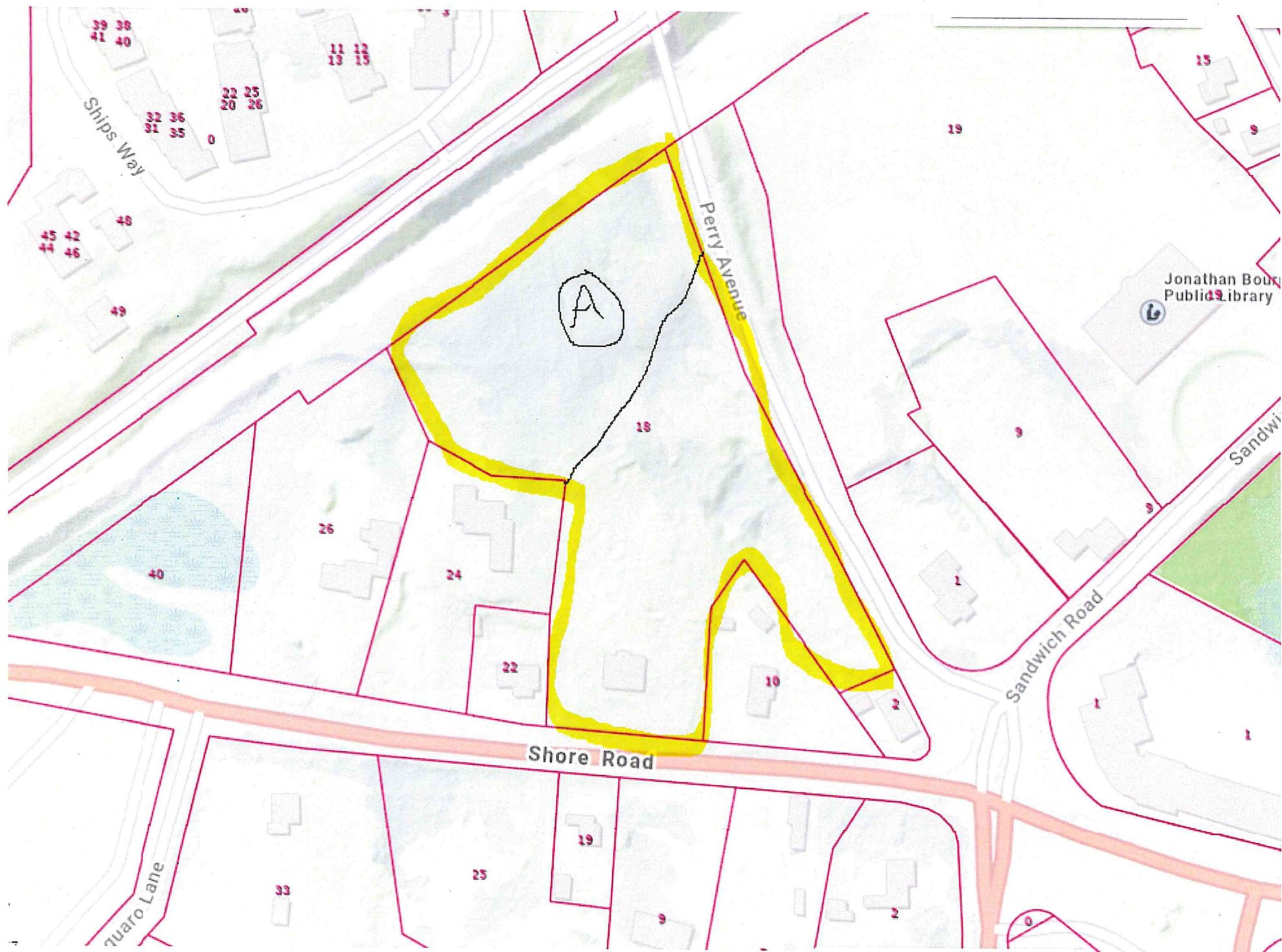
Residents on this side of Perry Ave
are just my husband and I at 37 Perry:

Thomas Bilodeau



Amanda (Wing) Bilodeau





Extract: ABUTTERS LIST
Database: LIVE
Filter: Key IN 5091,17937,17938,5097,4376,5095,5093,4972
Sort:

Report #24: Owner Listing Report
Fiscal Year 2025

Bourne MA

Key	Parcel ID	Owner	Location	LC/CI	Bk-Pg(Cert) /Dt	Mailing Street	Mailing City	ST	Zip Cd/County
4376	23.0-3-0	COMMONWEALTH OF MASSACHUSETTS	0 SANDWICH RD	N	N/A/N/A				
				9240					
4972	24.1-65-0	NSTAR ELECTRIC CO	0 PERRY AVE	N	NA/NA				
				4240	1/3/2007				
5091	24.3-11-0	JACKSON FAITH BELL TRS FAITH BELL JACKSON REVOCABLE TRUST	18 SHORE RD	N	30030/58				
				1010	10/24/2016				
5093	24.3-13-0	OUELLETTE RAYMOND & GLORIA OUELLETTE	2 SHORE RD	N	20421/147				
				0310	10/31/2005				
5095	24.3-15-0	CLARK JEAN F ETAL TRS OF W CLARK TRUST	1 SANDWICH RD	N	21667/207				
				1120	1/3/2007				
5097	24.3-17-0	TOWN OF BOURNE JONATHAN BOURNE PUBLIC LIBRARY	19 SANDWICH RD	N	481/151				
				9560	4/3/1931				
17937	24.3-95-0	SMITH CHRISTOPHER S ETUX HEATHER A SMITH	26 SHORE RD	N	28404/138				
				1010	9/25/2014				
17938	24.3-96-0	FARIA CATHRYN R TRS FARIA FAMILY TRUST	24 SHORE RD	N	36165/51				
				1010	1/3/2024				
Total Records		8							



TA-11

Select Board/Administrator Internal Review

Status: Active

Submitted On: 3/6/2024

Town of Bourne Interdepartmental Advisory Form

Start Date*

03/06/2024

Owner/Applicant*

Amanda & Thomas Bilodeau

Project Location*

Perry Ave on the other side of canal

Nature of request*

Request to change road name of the portion of Perry Ave located across the bridge.

New name: Stone's Throw Path (or Lane)

Hearing date not set at this time and abutters will be notified.

Liability Insurance Naming Town of Bourne as Additonal Insured. Has applicant provided insurance?

Yes

☐

No

☐

N/A



Timeline

Label	Activated	Completed	Assignee	Due Date	Status
✓ Engineering	3/6/2024, 10:47:00 AM	3/6/2024, 2:45:51 PM	Tim Lydon	-	Completed
✓ Planning Department	3/6/2024, 10:47:00 AM	3/14/2024, 1:02:35 PM	Jennifer Copeland	-	Completed
✓ Health Department	3/6/2024, 10:47:00 AM	3/6/2024, 11:08:41 AM	Kaitlyn Shea	-	Completed
✓ Building Inspector	3/6/2024, 10:47:00 AM	3/6/2024, 11:03:54 AM	Ann Gutterson	-	Completed
✓ Sewer Commissioners	3/6/2024, 10:47:00 AM	3/6/2024, 11:04:02 AM	Maria Simone	-	Completed
✓ Town Collector	3/6/2024, 10:47:00 AM	3/28/2024, 9:15:06 AM	Town Collector	-	Completed
✓ Town Clerk	3/6/2024, 10:47:00 AM	4/5/2024, 9:34:31 AM	Syreeta Amaral	-	Completed
✓ Assessors	3/6/2024, 10:47:00 AM	3/22/2024, 9:28:14 AM	Jean Potter	-	Completed
✓ Department of Public Works	3/6/2024, 10:47:00 AM	3/13/2024, 8:11:02 AM	Matthew Quinn	-	Completed
✓ Police Department	3/6/2024, 10:47:00 AM	3/11/2024, 9:16:27 AM	Brandon Esip	-	Completed

Label	Activated	Completed	Assignee	Due Date	Status
✓ Fire Department	3/6/2024, 10:47:00 AM	3/7/2024, 10:23:14 AM	David Pelonzi	-	Completed
✓ Town Administrator	4/5/2024, 9:34:31 AM	-	Kathleen Thut	-	Active



Town of Bourne, MA

Apr 8, 2024

TA-11

Engineering

Select Board/Administrator Internal Review

Status: Complete

Became Active: Mar 6, 2024

Assignee: Tim Lydon

Completed: Mar 6, 2024

Primary Location

37 PERRY AVENUE
BOURNE, MA 02532

Comments

Tim Lydon, Mar 6, 2024

This name is not in conflict with other road names in the Town. New GIS update will reflect this new lot which may be the root of the problem described in the application.



Town of Bourne, MA

Apr 8, 2024

TA-11

Planning Department

Select Board/Administrator Internal Review

Status: Complete

Became Active: Mar 6, 2024

Assignee: Jennifer Copeland

Completed: Mar 14, 2024

Primary Location

37 PERRY AVENUE
BOURNE, MA 02532

Comments

Jennifer Copeland, Mar 14, 2024

No issues with Planning Office. Does not require Planning Board review.



Town of Bourne, MA

Apr 8, 2024

TA-11

Police Department

Select Board/Administrator Internal Review

Status: Complete

Became Active: Mar 6, 2024

Assignee: Brandon Esip

Completed: Mar 11, 2024

Primary Location

37 PERRY AVENUE
BOURNE, MA 02532

Comments

Brandon Esip, Mar 11, 2024

No issues with the name change; however, there is actually one additional property on that "side" of Perry Ave. 0 Perry Ave is a parcel on both sides owned by NStar. The PD would be interested in this property owner's opinion on the name change.



Town of Bourne, MA

Apr 8, 2024

TA-11

Fire Department

Select Board/Administrator Internal Review

Status: Complete

Became Active: Mar 6, 2024

Assignee: David Pelonzi

Completed: Mar 7, 2024

Primary Location

37 PERRY AVENUE
BOURNE, MA 02532

Comments

David Pelonzi, Mar 7, 2024

No objections

Maria Simone

From: edgar [REDACTED]
Sent: Monday, April 8, 2024 10:38 AM
To: Maria Simone
Subject: Re: Perry Ave.

Good morning Ms. Simone:

I am writing both Ms. McCollem and each select person for the town of Bourne.

This letter is in regards to a "possible" name change of the local Perry Ave., an historical anchor for the town of Bourne for over a decade.

I am writing to point out the historical value that Perry Ave. holds in Bourne. I was alarmed at this request, and I went into full out historical research into who the road was named after and why.

The name Perry is referred to a Mr. Ezra Perry-who was an original English settler of Sandwich (now Bourne) of where the current Aptucxet museum stands which Perry ownership dates back to March of 1652.

Sandwich as we know it now included ALL of our current town of Bourne. Mr. Perry and family was the 1st citizen of what we call the town of Bourne today, but he and his family served as both a minister and a constable as well a "Liefenant" in the militia at this time.

Mr. Perry and his family donated at that time nine shillings toward repairing the local meeting house, which was an important center of information in our young country to be.

The town of Bourne as all know, shares decades of historical value.

Perry Ave is our very own and is as important as Freeman Way, which is located in Sagamore and was the 1st road in the "new America".

The original contractor of the Cape Cod canal-August Belmont is the person responsible for building and naming Perry Ave.

The town, when forming itself considered the name "Perryville", before it chose "Bourne"; in reference to the numerous descendants of these forefathers and mothers.

I trust the historical commission had been consulted in this matter since it is a historic way.

I ask that Perry Ave. continue, unscathed,, as respect to those citizens who helped "pave the way" for all of us who are here today.

Respectfully, Edgar Eldredge

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Maria Simone

From: jack macdonald [REDACTED]
Sent: Friday, April 5, 2024 11:46 AM
To: Maria Simone
Subject: Fwd: Perry Avenue name change

Hi Maria , I made a few edits here if we can disregard previous email TY!

> Dear Select Board,

>

> I strongly oppose considering changing the Cape-side section of the Perry Avenue name. The history of this street is unique and interesting and of historic significance in Bourne. Past, current and future Bourne historians use and will continue to use BOTH ends of the street as a landmark. Our historic 5 Corners neighborhood in Bourne Village has already lost enough to so-called "progress."

>

> Splitting Perry Avenue will lead to confusion and loss of village identity. Having the two sections is part of the uniqueness of the now-separate villages of Buzzards Bay and Bourne Village that at one time were united. The Canal may have divided the community in 1914 but the evidence of prior physical links help keep us and our culture connected to what was.

>

> The mail carrier will figure out who's where, as they have for over a hundred years. Amazon deliveries won't miss a beat.

>

> I myself live on a divided street, Portside Drive. We have no issues with deliveries. It all gets Googled and figured out without issue.

>

> The renaming of a portion of this historic street seems like a vanity project best reserved for new developments and new streets-not historic "Perryville."

>

> Sincerely,

> Jack MacDonald

> Portside Drive

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Maria Simone

From: [REDACTED]
Sent: Thursday, April 11, 2024 3:50 PM
To: All Select Board; Maria Simone; Jennifer Copeland
Cc: Deborah Burgess; Timothy Lydon
Subject: Perry Avenue (Bourne Village) name change proposal

Dear Bourne Select Board and Town Planner and Staff,

Concerning the proposed name change for the southern part of Perry Avenue in Bourne Village:

What is the motivation for this name change? Is the purpose to avoid confusion with Perry Avenue in Buzzard's Bay? Was this requested by law enforcement or first responders?

The name Perry Avenue, common to both sides of the Canal, reflects the original function of this roadway as a Canal crossing. Perry Avenue was once a continuous road connecting Main Street to Trading Post Corners, crossing the Canal via a draw bridge, the predecessor of today's Bourne Bridge. It was also the major highway connecting travelers from west of Cape Cod to the south side of Bourne, Falmouth and anywhere else on Cape Cod. All of that traffic once passed through "Trading Post Corners".

Perry Avenue was conceived, laid out and constructed by August PERRY Belmont's Boston, Cape Cod and New York Canal Company during the construction of the Cape Cod Canal. The draw bridge was completed in 1911. It is reasonable to assume the road was completed in the same year.

Belmont named this road Perry Avenue to commemorate his family connection to our town and the land over which the Canal and Perry Avenue were constructed. [The first English settlers of Bourne Village were Ezra Perry and his sons, in 1642.] Belmont also contributed the funds to build a new Bourne Town Hall on "his" new road. This road and its name are part of the history of the Canal and the evolution of our Town.

If we need to change the name to avoid confusion, perhaps a name that better recalls its past function, or better indicates its present use, would be helpful. The simplest solution might be to change the name to "South Perry Avenue". This would preserve its history, and would avoid confusion for any delivery service that uses automated tracking, as long as they enter the name correctly in their system.

Another option might be to change the name to "Aptuxet Road", which would make what is now Perry Avenue into a part of Aptuxet Road as the logical connection of Aptuxet Road with Five Corners. I believe most of the traffic using Aptuxet Road travels over this part of Perry Avenue as well. An "Aptuxet Road" street sign at the intersection with Sandwich Road might simplify directions and wayfinding for anyone going to any of the properties on Aptuxet Road, and would be a visible reminder of Trading Post history, then and now. There are plenty of examples of roads with right angle turns that maintain the same name both sides of the turn (Keene Street in Bourne Village, Canal Street in Sagamore, Farnum Lane in Bourne Village, Megansett Road in Cataumet ...).

Neither of these suggestions are as creative as might be possible with an entirely new name. However, if Perry Avenue is going to have an entirely new name, it would be good to have plenty of input and discussion to establish a name for this road which is important to all the Town for both its history and current use. "Stone's Throw Way", the name suggested by a resident (the resident) of this road, might be more evocative and

inspiring. It would be good to hear what the applicants have to say. Perhaps there are possibilities that others might suggest.

If the road is to have a new name, perhaps the Select Board could open the hearing on April 16 for input from the applicant and the public, but reserve any action until a continuation or “second reading” at a later date to allow time law enforcement, public safety, other interested parties, and the applicant time to consider and respond to information presented at the hearing.

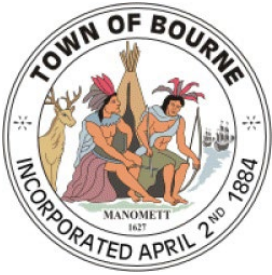
Thank you for entertaining the applicant’s request and for providing opportunity for public input.

John York

[REDACTED]

Cataumet, MA 02534

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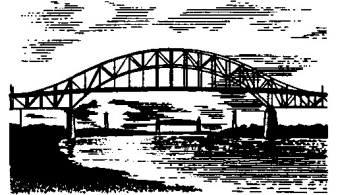
Town of Bourne Select Board



www.townofbourne.com



24 Perry Ave, Bourne, MA 02532



Public Hearing

Proposed Reorganization of IT Department

In accordance with Town Charter, Sections 5-2 and 5-3, the Select Board of the Town of Bourne will hold a public hearing on the proposed reorganization of the Information Technology Department.

Said hearing will be held in person and on Zoom, on Tuesday, April 16, 2024 at 7:05 p.m. in the Bourne Veteran's Memorial Community Center, 239 Main Street, Buzzards Bay 02532.

Written comments may be submitted to the Select Board via email to msimone@townofbourne.com by Wednesday, April 10, 2024, noon or real time comments can be addressed to the Select Board at said hearing in person or remotely utilizing the Zoom link or telephone number and password:

<https://zoom.us/join>

Meeting ID: 869 5775 5505

US Toll-free: 1-929-205-6099

Password: BOURNE

Mary Jane Mastrangelo, Chair
Melissa Ferretti, Vice Chair
Anne-Marie Siroonian, Clerk
Peter Meier
Jared MacDonald
Bourne Select Board

Publication: Bourne Enterprise

Publication Date: April 5, 2024

From: [Robert Dwyer](#)
To: [All Select Board](#); [Marlene McCollem](#); [Elizabeth Hartsgrove](#)
Cc: [Anne-Marie Siroonian](#); [Jed Johnson](#); [Jon Frank](#); [Wendie Howland](#); [B](#); [Tony Contrino](#); [Kathleen Thut](#)
Subject: letter and proposed timeline from CITAC regarding application for Digital Equity funding
Date: Thursday, April 4, 2024 7:38:52 PM
Attachments: [2024.04.04 Letter To Select Board.docx](#)
[BOURNE ROADMAP FOR DE GRANT PURSUIT\(1\).docx](#)

Dear Select Board members:

I have attached a letter from our committee recommending applying for Digital Equity Implementation grant funding, and a proposed timeline.

We would appreciate a brief opportunity on your earliest Select Board agenda to consider our recommendation, so that we can meet the tight deadline specified by MBI.

Please note that MBI's RFP explicitly states that they will fund a contract extension for DE planning report contractors (CC Commission, in Bourne's case) to prepare the proposal.

Thank you for your attention, during Town Meeting season.

Kind regards,

Bob Dwyer
CITAC Chair

This email has been scanned for spam and viruses by Proofpoint Essentials. Click [here](#) to report this email as spam.

BOURNE ROADMAP FOR DE GRANT PURSUIT

1. Preparation Phase (Before April 4th CITAC Meeting)

- Gather all relevant information about the grant opportunity.
- Identify key stakeholders who need to be involved in the process, including members of CITAC, Select Board, Town Administrator, Cape Cod Commission (CCC), School Committee, and Library.

2. CITAC Meeting (April 4th)

- Present the grant opportunity to CITAC.
- Recommend pursuing the grant and secure CITAC's approval.

3. Recommendation to Select Board (April 5th)

- Prepare an official recommendation to be presented to the Select Board in the immediate aftermath of the CITAC meeting.
- By the close of business on Thursday, April 4th, submit the recommendation for inclusion in the agenda of the Select Board.

4. Select Board Meeting (April 9th)

- Attend the Select Board meeting, which typically takes place on Tuesdays.
- Present the recommendation for pursuing the grant to the Select Board.
- Upon approval, request that the Select Board directs the Cape Cod Commission to collaborate with the Assistant Town Administrator.

5. Collaboration Phase (April 17th)

- Assistant Town Administrator (Liz Hartsgrove) approaches the Cape Cod Commission to initiate collaboration on the grant application.
- Designated representatives (Bob and Brian) meet with the School Committee to discuss their involvement in the grant pursuit.
- Similarly, approach the Library POC and school overseen by the Town Administrator, to discuss wifi access points, chrome books and speed testing. Library approaches county IT staff for a quote for outdoor access point

6. Grant Application Preparation (April 23)

- Collaborate with the Cape Cod Commission and relevant stakeholders to outline the specifics of the grant application.
- Determine the required information, budget, project details, and any other necessary components for the grant application.

7. Grant Application Submission (May 7th)

- Once the grant application is prepared, ensure it is submitted to the appropriate state authorities by the specified deadline.
 - Double-check all submission requirements and ensure everything is in order before submission
 - May 31, 2024 is last day to submit
-

8. Follow-up and Monitoring

- Continuously monitor the progress of the grant application.
- Follow up with the Cape Cod Commission, School Committee, Library, and other stakeholders as needed to ensure everything is proceeding smoothly.

9. Post-Submission Actions

- Await feedback or any requests for additional information from the grant provider.
- Be prepared to address any queries or concerns raised during the review process.

10. Implementation Planning (If Grant is Awarded)

- Develop a detailed plan for implementing the project outlined in the grant application.
- Coordinate with relevant stakeholders to ensure successful execution of the project.

Sources

<https://broadband.masstech.org/digital-equity-implementation>

**Cable, Internet, and Telecommunications Advisory Committee
to the Bourne Select Board**

April 4, 2024

Dear Select Board Members:

Based on the Digital Equity (DE) study recently completed by the Cape Cod Commission, the Town of Bourne now qualifies for a DE Implementation grant from MBI. Your Cable, Internet, and Telecommunications Advisory Committee (CITAC) has discussed this report extensively. Please see the attached proposed timeline for your review.

The CITAC strongly recommends that the Town apply for this DE Implementation funding, using the continuing services of the Cape Cod Commission to both draft the proposal and administer the grant directly.

Based on the recommendations in the report (page numbers cited), the CITAC recommends the following items for inclusion in the program implementation proposal:

- Improved public WiFi access at the Library and other public buildings, in cooperation with the Library Trustees, School Committee, and other involved public agencies (p. 44)
- Improved current and development of new public computing offerings, e.g., loaner Chrome Books, portable hotspots, etc. (p. 44)
- Expanded digital navigator program for resident user support (p. 48)
- Facilitated speed testing to acquire better data to meet criteria for other grant sources

To prepare and implement the grant, CITAC recommends continuing to use the Cape Cod Commission's and Barnstable County's IT resources.

MBI's Request for Proposal specifies that it will pay the current DE contractor, i.e., the Cape Cod Commission, to prepare this proposal. CITAC recommends that the proposal also include funding for the Cape Cod Commission to continue in this role and to administer the funds as a project manager working on behalf of the Town. This will minimize use of Town resources.

Given the tight deadlines for this process, we look forward to discussing this with you at your earliest opportunity.

Thank you for your continued support.

Robert Dwyer
Chair

February 29, 2024

Bourne Select Board and
Town Administrator, Marlene McCollem
24 Perry Avenue
Buzzards Bay, MA 02532

RE: 90 Adams Street, Sagamore, MA

Bourne Select Board and Marlene McCollem,

This letter is to inform you that the Sagamore Civic Booster Club no longer needs the parcel of land and wishes to convey it back to the Town of Bourne as per the conveyance authorized at the Annual Town Meeting held on February 11, 1957.

If you need anything further from me to start the process, please let me know.

Sincerely,



Mark J. McMahon
President, Sagamore Booster Club

BOURNE BD OF SELECTMEN
RCUD 2024 FEB 29 PM 12:49

34757

WE, HENRY MAIOLINI and ANDREW OLIVA, Surviving Trustees of the
Sagamore Civic Boosters Association, a voluntary Association,
of Bourne (Sagamore), Barnstable County, Massachusetts

being unmarried, for consideration paid, and in full consideration of ONE (\$1.00) DOLLAR-----

grants to SAGAMORE CIVIC BOOSTERS ASSOCIATION, INC., a Massachusetts
non-profit corporation, of Adams Street, P. O. Box 1, Sagamore
Massachusetts with quitclaim covenants

~~the land~~

(Description and encumbrances, if any)

A triangular piece of land, with the buildings thereon, located
in Sagamore, Town of Bourne, Barnstable County, Massachusetts, bounded
and described as follows:

BOUNDED: Southeasterly: by Adams Street

Northeasterly: by land now or formerly of William H. Hannon,
Jr. and Louise E. Hannon; and

Westerly: by the easterly line of the Mid-Cape Highway.

This conveyance is made with the reservation that if and when the
grantee no longer needs this parcel of land, it will be reconveyed to
the Town of Bourne for the consideration of One Dollar (\$1.00).

Being all and the same premises conveyed to us by deed of the
Town of Bourne dated March 20, 1957 and recorded with the Barnstable
County Registry of Deeds in Book 971, Page 317.

Witness our hand and seal this 4th day of December 1979.

Henry J. Maiolini,
HENRY MAIOLINI, TRUSTEE

Andrew Oliva,
ANDREW OLIVA, TRUSTEE

The Commonwealth of Massachusetts

Barnstable,

ss.

December 4, 1979

Then personally appeared the above named ANDREW OLIVA, one of the trustees as
aforesaid
and acknowledged the foregoing instrument to be the free act and deed, before me of the
Trustees.

Notary Public — Judge of the Peace

My commission expires January

(*Individual — Joint Tenants — Tenants in Common — Tenants by the Entirety)

CHAPTER 183 SEC. 6 AS AMENDED BY CHAPTER 497 OF 1969

Every deed presented for record shall contain or have endorsed upon it the full name, residence and age of the grantor and a recital of the amount of the full consideration thereof in dollars or the nature of the other consideration for a specific monetary sum. The full consideration shall mean the total price for the conveyance with encumbrances assumed by the grantee or remaining thereon. All such endorsements and recitals shall be in full compliance with the requirements of this section. Failure to comply with this section shall not affect the validity of any deed. No register of deeds shall accept a deed unless it is in compliance with the requirements of this section.

RECORDED DEC 13 1979

Key: 3175

Town of Bourne - Fiscal Year 2024

1/23/2024

12:25 pm

SEQ # 1

LEGAL

LAND

DETACHED

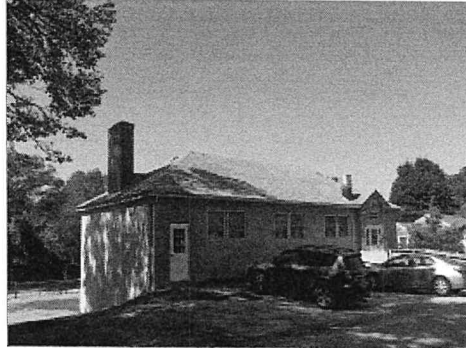
BUILDING

CURRENT OWNER										PARCEL ID				LOCATION			
SAGAMORE CIVIC BOOSTERS ATTN MARK J MCMAHON PO BOX 26 SAGAMORE, MA 02561-0026										17.2-7-0				90 ADAMS ST			
										TRANSFER HISTORY				DOS	T	SALE PRICE	BK-PG (Cert)
										SAGAMORE CIVIC BOOSTERS				12/13/1979	F	1 3030-9	
CD	T	AC/SF/UN	Nbhd	Infi1	N Index	ADJ BASE	SAF	Topo	Lpi	VC	CREDIT AMT	ADJ VALUE					
103	S	20,000	C-2	1.00	100	1.00	100	1.00	387,175	1.48	A	1.00	45	0.85			263,540
303	A	0.294	C-2	1.00	100	1.00	100	1.00	19,380	1.00	A	1.00	45	0.85			5,700

TOTAL	32.801 SF	ZONING	FRNT	305	ASSESSED	CURRENT	PREVIOUS
Nbhd	SO SAGAMORE	NOTE			LAND	269,200	258,900
Infl1	AVG				BUILDING	55,000	79,600
N Index	AVG				DETACHED	4,300	11,500
					OTHER	0	0
					TOTAL	328,500	350,000

TY	QUAL	COND	DIM/NOTE	YB	UNITS	ADJ PRICE	RCNLD
PAV	A	1.00	80 0.20		13,564	1.20	3,300
C05	A	1.00	80 0.20		168	9.10	300
SHF	A	1.00	80 0.20	10 X 16	160	15.95	500
SHF	A	1.00	80 0.20	2 @ 5X7	70	16.90	200

PHOTO 09/25/2017

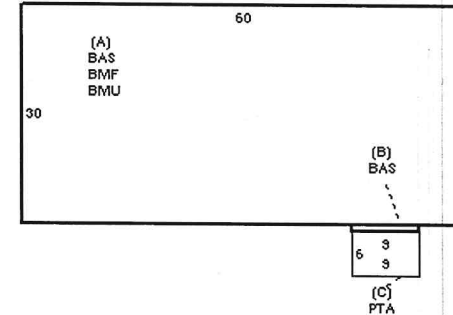


BLDG COMMENTS

DEED RESTRICTION - PROPERTY MUST BE SOLD TO TOWN FOR \$1.00 IF NO LONGER WANTED BY ASSO; WHOLE BLDG.LEASED TO CAPE COD DEVELOPMENT PROGRAM INC "HEAD START, 2

BUILDING	CD	ADJ	DESC	MEASURE	9/25/2017	BC
MODEL	5		CIM-5			
STYLE	71	1.10	CLUB/LODGE/HALL [100%	LIST	9/25/2017	EST
QUALITY	A	1.00	AVERAGE [100%]			
FRAME	2	1.00	MASONRY [100%]	REVIEW	3/30/2023	RP

YEAR BLT	1950	SIZE ADJ	1.000	ELEMENT	CD	DESCRIPTION	ADJ	S	BAT	T	DESCRIPTION	UNITS	YB	ADJ PRICE	RCN	TOTAL RCN	196,356
NET AREA	3,609	DETAIL ADJ	1.024	FOUNDATION	4	FLR & WALL	1.00	A	BMU	N	BSMT UNF	1,800		18.40	33,120	CONDITION ELEM CD	
\$NLA(RCN)	\$54	OVERALL	1.000	EXT. COVER	15	CC - BLOCK	0.98	A	BMF	L	BSMT FIN	1,800	1950	25.93	46,681	EXTERIOR	P
CAPACITY				ROOF SHAPE	2	HIP	1.00	+	BAS	L	BASE AREA	1,809	1950	64.32	116,355	INTERIOR	P
				ROOF COVER	1	ASPH/CMP SHIN	1.00	C	PTA	N	PATIO	54		3.70	200	CDN/APP	P
				FLOOR COVER	1	HARDWOOD	1.00										
				INT. FINISH	2	DRYWALL	1.00										
				HEATING/COOL	1	FORCED AIR	1.00										
				FUEL SOURCE	2	GAS	1.00										
				NAF	0		1.00										
																EFF.YR/AGE 1948 / 74	
																COND	72 72 %
																FUNC	0
																ECON	0
																DEPR	72 % GD 28
																RCNLD	\$55,000



ROBERT S. TROY AND ASSOCIATES
ATTORNEYS AND COUNSELLORS AT LAW

90 ROUTE 6A • SANDWICH, MASSACHUSETTS 02563-1866 • 508-888-5700

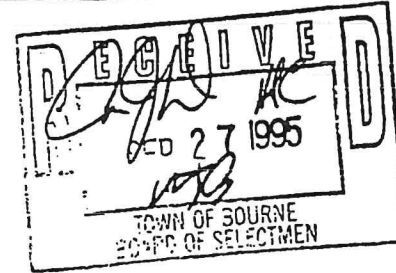
ROBERT S. TROY

TO: ROLAND J. DUPONT
BOARD OF SELECTMEN

FROM: ROBERT S. TROY *RST*
TOWN COUNSEL

DATE: SEPTEMBER 26, 1995

RE: SAGAMORE BOOSTER CLUB



I have researched the issues relating to the proposed reconveyance to the Town of the property previously deeded to the Sagamore Booster Club.

The deeds recorded at Book 971, Page 317 and at Book 3030, Page 009 each require that the property be reconveyed to the Town for \$1.00 at whatever time the grantee no longer had use for the property.

A conveyance of Town owned property requires Town Meeting action. However, this is land previously authorized by the Town Meeting to be conveyed. The deed contains a reversionary clause. No further Town Meeting action is required.

It is therefore my Opinion that the Board of Selectmen can authorize, by vote, the reconveyance of this property to the Town. When that happens, this office will prepare the necessary documents including a certificate indicating that the Sagamore Civic Association no longer has use of the property.

RST:geo

in the 1957 deed is not valid. Moreover, the 1957 Annual Town Meeting for the Town authorized the terms of the conveyance. The Grantees under the 1957 instrument subsequently conveyed the property to the Sagamore Civic Boosters Association, Inc., which currently owns the property. This deed is recorded at Barnstable County Registry of Deeds, Book 3030, Page 009. This instrument however appears to be merely a conveyance from an organization which was organized as a voluntary association to the same organization reorganized as a non-profit corporation. The language of the deed reflects this with the "Sagamore Civic Booster Association" being the Grantor and the "Sagamore Civic Booster Association, Inc." being the Grantee:

It is therefore my Opinion, that this deed did not transfer an interest in the real estate other than from a voluntary organization to the same owner as an incorporated entity.

The restriction contained in both deeds must be deemed to be legally effective as of March 15, 1957. That being so, the provisions of Massachusetts General Laws Chapter 184, Section 27 are operative. This statutory section imposes a life of fifty (50) years from the imposition of such a restriction. This would extend the life of the restriction until March 15, 2007.

It is my Opinion that the reservation and the restriction in the 1957 deed and again recited in the 1979 deed is valid up until March 15, 2007.

The second question is whether or not the building erected on the property by the Association can be removed prior to the re-conveyance to the Town. It should be noted that there is no mention of a building in the original 1957 grant of the triangular parcel of land. However, in the 1979 deed from the Association to the non-profit corporation, the building had apparently been erected. It is, therefore, clear that the building was not intended to be part of the original restriction or reservation.

Moreover, the language of the reservation makes reference to the need for "this parcel of land" and that the [parcel] will be "re-conveyed to the Town of Bourne" if and when the Grantee no longer needs the parcel. Reading this language together, it is, therefore, my Opinion, that the building erected by the Association may be legally removed prior to the re-conveyance to the Town.

Should you have any questions, please do not hesitate to contact me.

RST:geo

DEED BOOK 971 PAGE 317 RECORDED APR. 18, 1957

The Town of Bourne, a municipal corporation, located in the County of Barnstable, Commonwealth of Massachusetts, for consideration paid, grants to John Boffetti, Henry Maielini and Andrew Oliva, as they are Trustees of the Sagamore Civic Boosters Association, a voluntary association located in Sagamore, Bourne, Barnstable County, Massachusetts, with QUITCLAIM COVENANTS, a triangular parcel of land located in Sagamore, Town of Bourne, Barnstable County, Massachusetts, bounded and described as follows:-

Bounded: Southeasterly: by Adams Street;
 Northeasterly: by land now or formerly of William
 H. Hannon, Jr. and Louise E. Hannon;
 and
 Westerly: by the easterly line of the Mid-Cape
 Highway.

Being the easterly portion of the land conveyed to the Town of Bourne by deed of the Keith Car and Manufacturing Company dated March 9, 1929, and recorded on March 15, 1929 in the Barnstable County Registry of Deeds in Book 464 Page 61.

The foregoing conveyance is made with the right reserved that if and when the grantee no longer needs this parcel of land, it will be reconveyed to the Town of Bourne for the consideration of One Dollar (\$1.00). Full compliance with the provisions of Section 63A, Chapter 247 Acts 1955 has been observed.

This conveyance is authorized by the unanimous vote of the Town under Article 18 of the Annual Town Meeting duly called and held on February 11, 1957.

IN WITNESS WHEREOF, the said Town of Bourne has caused its corporate seal to be hereto affixed and these presents to be signed, acknowledged and delivered in its name and behalf by its Board of Selectmen hereto duly authorized, this 20th day of March in the year one thousand nine hundred and fifty-seven.

Witness

Thelma M. Lewis

TOWN OF BOURNE

by

Philip T. Sanford
Augustus F. Wagner
Robert D. Whipple

Board of Selectmen of the
Town of Bourne, Mass.

The Commonwealth of Massachusetts

Barnstable, ss.

Bourne, March 20 57.

NOT AN OFFICIAL COPY 3038
NOT AN OFFICIAL COPY 009
NOT AN OFFICIAL COPY 34757
NOT AN OFFICIAL COPY 34757
MASSACHUSETTS QUITCLAIM DEED SHORT FORM (INDIVIDUAL) 001

WE, HENRY MAIOLINI and ANDREW OLIVA, Surviving Trustees of the
Sagamore Civic Boosters Association, a voluntary Association,
of Bourne (Sagamore, Barnstable County, Massachusetts

being unmarried, for consideration paid, and in full consideration of ONE (\$1.00) DOLLAR-----

grants to SAGAMORE CIVIC BOOSTERS ASSOCIATION, INC., a Massachusetts
non-profit corporation, of Adams Street, P. O. Box 1, Sagamore
* (Town of Bourne), Barnstable County, with quitclaim payments
Massachusetts

hereinafter

NOT AN (Description and Circumstances, if any) AN AN
A triangular piece of land, with the buildings thereon, located
in Sagamore, Town of Bourne, Barnstable County, Massachusetts, bounded
and described as follows:

BOUNDED: Southeastern by Adams Street
Northeastern by land now or formerly of William H. Hannon,
Jr. and Louise E. Hannon; and

Western by the easterly line of the Mid-Cape Highway.

This conveyance is made with the reservation that if and when the
grantee no longer needs this parcel of land, it will be reconveyed to
the Town of Bourne for the consideration of one dollar (\$1.00)

Being all and the same premises conveyed to us by deed of the
Town of Bourne dated March 20, 1957 and recorded with the Barnstable
County Registry of Deeds in Book 971, Page 317.

Witness our hand and seal this 4th day of December 1979.

HENRY MAIOLINI, TRUSTEE

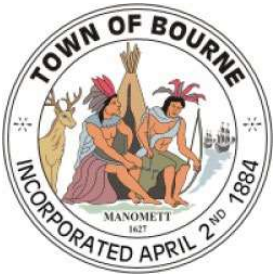
ANDREW OLIVA, TRUSTEE

The Commonwealth of Massachusetts

Barnstable,

ss.

December 4, 1979



Town of Bourne



www.townofbourne.com



24 Perry Ave, Bourne, MA 02532



TALENT BANK FORM

The success of any local government depends largely on the participation of its citizen volunteers

The Town of Bourne seeks interested residents to become involved as volunteer members of Town Boards, Committees or Commissions. Please fill out this form if you are interested in serving.

Name: John A. Grullón

Address: [REDACTED] Bourne, MA 02532-8310

Village: Monument Beach

Telephone: [REDACTED]

Email: [REDACTED]

Occupation: Retired Military

Please list in order of preference which committee(s) you are interested in:

Veterans Graves Officer

Briefly describe why you would be an asset to this committee(s). Include any special training and qualifications:

I have served 20+ years in the military. During my time in uniform I have had the honor to served in the Base Honor Guard. I am also a member of the Bourne American Legion Post 230, in which I am also a member of the Honor Guard.

From: [Christopher Southwood](#)
To: [Kathleen Thut](#)
Subject: 2005 Chevrolet Silverado
Date: Friday, April 12, 2024 9:47:34 AM

Hi Kathleen,

DNR is expecting delivery of our new vehicle.

Once received we will not be in need of the 2005 Chevrolet Silverado (M72800).

This vehicle can be utilized by ISWM for future use if needed.

Let me know if you have any questions.

Thanks,

Chris



GPEV-24-15

General Use of Town Property Application

Status: Active

Submitted On: 4/3/2024

Applicant

 Donna McCormack



West Wareham, Massachusetts 02576

Applicant Information

Applicant Name*

Donna McCormack

Organization Name (if applicable)

Buzzards Bay Eagles Aerie #3741

Mailing Address

PO Box 355

City

Buzzards Bay

State

MA

Zip Code

02532

Primary Contact Person*

Donna McCormack

Primary Email*

[REDACTED]

Primary Phone

[REDACTED]

Additional Contact Person

Additional Email

Additional Phone

Applicant Affiliation (check all that apply)

Veteran Affiliation

☐

Town of Bourne

☐

For-Profit Business in the Town of Bourne

☐

Educational Institution in the Town of Bourne

☐

Residential or Non-Profit in the Town of Bourne

☒

Resident or Non/For-Profit outside of the Town of Bourne

☐

Event Information

Event Name/Title*

3rd Annual Buzzards Bay Eagles Canal Walk

Location*

Buzzards Bay Park & Canal walkway

Is this a new event or a renewal?*

Renewal Event

Expected Event Staff

12-15

Expected Attendance*

200

Is this a multi-day event?*

No

Public or Private Event?*

Public

Admission Fee

0.00

Purpose of Event ?

Fundraiser

Type of Event (check all that apply)

Festival/Fair

☐

Charity Benefit/Fundraiser

☒

Ceremony

☐

Farmers Market

☐

Parade/Procession

☐

Run and/or Bike Race

☐

Block Party

☐

Filming

☐

Other

☐

Will you need time to set up/break down your event?

—

Event Start Date*

05/18/2024

Event Start Time*

10:00

Event End Date*

05/18/2024

Event End Time*

4:00

Rain Date

—

Will you be participating in the Town's Green Events initiative?

No

Public Safety

Private Security?

No

On-Site Medical Services

No

Will propane be used at event?

No

Will portable heaters be provided at event?

No

Will the event be filmed?

No

Will media/press be present at your event?

Yes

Please provide more detail: (companies, number of people, vehicles, etc)

As in previous years, we will have approximately 20 craft/informational vendors set up within the park, 5-6 food trucks, music

Public Works

Will this event require road closures?

No

Will town owned cones/barrier be needed?

Yes

Are town comfort stations being requested (if available)?

No

Will portable toilets be on site?

Yes

Number of portable toilets

2-3

Private Waste Removal?

Yes

Will a dumpster be used on site?

No

of General Waste Bins

—

of Recyclable Bins

0

Will a Portable Generator be on site?

Yes

Is Town Electricity being requested?

No

Will vehicles need to be on the property?

Yes

Please describe need:

5-6 food trucks lined up- see lay out, we may need help blocking the area off prior to so the space is available for set up so cars are not blocking.

Inspectional Services

Tents

Yes

of tents

25

Company Name and Contact Info

tents provided by vendors

Tent Dimensions

10ft X 10 ft each

Will chairs/tables be provided by event?

Yes

Company Name

Buzzards Bay Eagles

Will a temporary stage be erected?

No

Will temporary fencing be installed?

No

Signs/Banners

Yes

Types of signs/banners

Small 8 Ft banners in front of some vendor booths and one 12 ft x 10ft banner on stand with sponsors

Number of Signs/Banners

Main Street Banner?

Yes

Will inflatables be on site?

No

Health

Will food be offered at the event?

Yes

Will food be prepared off site?

Yes

Will food be prepared on site?

Yes

Prepackaged food?

No

Will raw shellfish be offered?

No

Will food trucks be at event?

Yes

How many hand washing stations?

Are animals part of the event (petting zoo, pony rides)?

No

Licensing and Town Clerk

Will your event have beer/wine?

No

Will your event have entertainment?

Yes

Will your event have amplification?

Yes

Will a raffle/live auction be included in event?

No

Will vendors be at event?

Yes

Indemnification

Signature

☒ Donna McCormack
Feb 22, 2024

Timeline

Label	Activated	Completed	Assignee	Due Date	Status
<input checked="" type="checkbox"/> Intake Review	4/3/2024, 1:48:03 PM	4/3/2024, 3:05:09 PM	Maria Simone	-	Completed
<input checked="" type="checkbox"/> Police Department	4/3/2024, 3:05:10 PM	4/4/2024, 11:01:01 AM	Theodore Economides	-	Completed
<input checked="" type="checkbox"/> Fire Department	4/3/2024, 3:05:10 PM	4/3/2024, 5:06:20 PM	David Pelonzi	-	Completed

Label	Activated	Completed	Assignee	Due Date	Status
✓ Public Works	4/3/2024, 3:05:10 PM	4/4/2024, 10:10:15 AM	Matthew Quinn	-	Completed
✓ Inspectional Services/Building Department	4/3/2024, 3:05:10 PM	4/4/2024, 11:31:30 AM	Cassie Hammond	-	Completed
✓ Health Department	4/3/2024, 3:05:10 PM	4/4/2024, 11:51:03 AM	Kaitlyn Shea	-	Completed
✓ Licensing	4/3/2024, 3:05:10 PM	4/5/2024, 2:05:22 PM	Maria Simone	-	Completed
✓ Select Board Hearing Date	4/5/2024, 2:05:23 PM	-	Maria Simone	-	Active
✓ Select Board Decision	-	-	-	-	Inactive



Town of Bourne, MA

Apr 12, 2024

GPEV-24-15

Police Department

General Use of Town Property Application

Status: Complete

Became Active: Apr 3, 2024

Assignee: Theodore Economides

Completed: Apr 4, 2024

Applicant

Donna McCormack

[REDACTED]
West Wareham, Massachusetts 02576
[REDACTED]

Comments

Theodore Economides, Apr 4, 2024

Organizer to reach out to PD 3 weeks prior to discuss possible need for detail officers.

Donna McCormack, Apr 4, 2024

Traffic pattern is sporadic people come and go, we have not had any need for a detail in the past two years. Do you need me to reach out to you three weeks prior for this year?

Theodore Economides, Apr 4, 2024

Yes, please reach out 3 weeks prior. A detail officer may or may not be required, but we like to wait closer to the event before making that decision.

Donna McCormack, Apr 4, 2024

Wonderful thank you for clarifying



Town of Bourne, MA

Apr 12, 2024

GPEV-24-15

Fire Department

General Use of Town Property Application

Status: Complete

Became Active: Apr 3, 2024

Assignee: David Pelonzi

Completed: Apr 3, 2024

Applicant

Donna McCormack

[REDACTED]
West Wareham, Massachusetts 02576
[REDACTED]

Comments

David Pelonzi, Apr 3, 2024

Will need an inspection. If there will be >42 lbs of propane stored and used on-site, that is NOT attached to a food truck, a permit will be required.

Donna McCormack, Apr 4, 2024

They will not be any freestanding, propane tanks of any kind. The only propane will be attached to food trucks. Thank you.



Town of Bourne, MA

Apr 12, 2024

GPEV-24-15

Health Department

General Use of Town Property Application

Status: Complete

Became Active: Apr 3, 2024

Assignee: Kaitlyn Shea

Completed: Apr 4, 2024

Applicant

Donna McCormack

[REDACTED]
West Wareham, Massachusetts 02576
[REDACTED]

Comments

Kaitlyn Shea, Apr 4, 2024

Hello, will all food that is offered be provided by food trucks?

Donna McCormack, Apr 4, 2024

Yes, thank you

Kaitlyn Shea, Apr 4, 2024

Great, thank you!

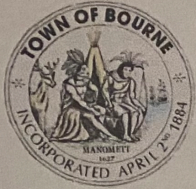
Any food truck with an annual permit in Bourne is all set to partake in this event. Any other vendors will need to fill out and submit a Temporary Food Permit application prior to the event. Health Dept - Temporary Food Permit - ViewPoint Cloud (opengov.com)
(<https://bournema.portal.opengov.com/categories/1073/record-types/1006474>)

Donna McCormack, Apr 4, 2024

Thank you!

Buzzards Bay Eagles 3rd Annual Canal Walk

MAY 18th 10-4



BUZZARDS BAY PARK SITE PLANNING MAP

Legend

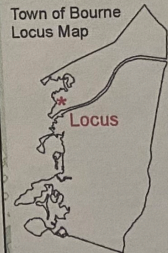
Pavement Marking Line

Landscape Area

- Other
- Surface Type
- Garden/Shrub
- Mowed Lawn
- Sports Turf

Street Pavement

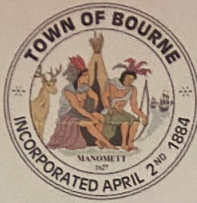
- Surface Type
- Asphalt
- Athletic Track
- Brickpaver
- Chip and Seal
- Cobblestone
- Concrete
- Dirt
- Gravel
- Hardcourt
- Other
- Shell
- Unknown
- Sidewalk Poly



0 25 50 100 Feet



Draft Mapping by Tim Lydon, Bourne Engineering, March 23, 2023



Town of Bourne Select Board



www.townofbourne.com



24 Perry Ave, Bourne, MA 02532

Special Events: Safety Plan

Event Name:

Buzzards Bay Eagles 3rd Annual Canal Walk

Please describe in the space provided below the planned steps to be taken to manage all safety and security precautions. Depending on your event, this could something as basic as having a first aid kit available or more involved like having professional EMTs on site. Please attach more pages as needed.

We will ensure all walkways, entrances + exits are free + clear of any obstructions.

We will make sure all food vendors have the needed permits for this event

We will have a first aid kit ready + available should there be any minor injuries that require attention.

We will have staff on hand to help vendors break down if inclement weather becomes a factor.

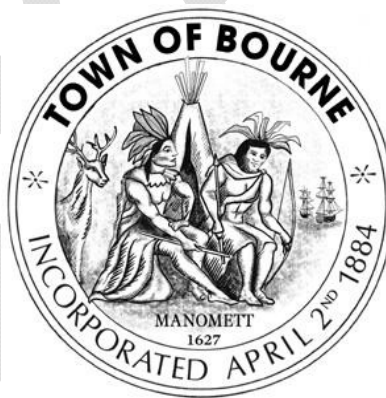
**ARTICLES OF THE WARRANT, MOTIONS,
VOTER INFORMATION, AND
RECOMMENDATIONS
OF THE
FINANCE COMMITTEE**

**FOR THE
BOURNE SPECIAL
And
ANNUAL TOWN
MEETING**

Monday, May 6, 2024

7:00 P.M.

Bourne High School Auditorium



A Voter's Handbook

***PLEASE BRING THIS HANDBOOK TO EACH SESSION OF
TOWN MEETING***

VOTER HANDBOOK TABLE OF CONTENTS

Town Meeting ABCs

Rules of the Moderator

Special Town Meeting Article Index

Articles, Motions, and Finance Committee Recommendations

Annual Town Meeting Article Index

Articles, Motions, and Finance Committee Recommendations

Appendix A –Finance Committee Report and Roll Call Votes

Appendix B – Fiscal Year 2025 Operating Budget

Appendix C – Fiscal Year 2025 Capital Budget

Appendix D – Supporting Information

Appendix E – Bourne Rule

SOME ABC'S ABOUT TOWN MEETING

THE PLAYERS

As you face the front of the auditorium, you see on the stage various officials and resource people in the following approximate positions: In the middle is the Moderator, an elected town official who conducts the meeting. Beside to your left the Moderator is the Town Clerk and staff who record the proceedings. Seated from left to right: Finance Committee; and Select Board; and, Town Counsel, to the right of the Moderator.

WHO MAY VOTE?

All registered voters of the Town of Bourne who have been checked in at the registration desks, and who display their identification tag.

THE QUORUM

One hundred twenty five (125) voters present constitute a quorum required for commencing the business of Town Meeting. Once the meeting opens, the quorum drops to one hundred (100) voters.

THE WARRANT

The official listing of articles compiled, publicly posted and distributed to voters at Town Meeting.

ARTICLES

Articles are the individual subjects to be acted on by Town Meeting. They have been submitted by Town Boards and Departments, by the Select Board, and by private petition endorsed by ten or more registered voters (for an annual town meeting) or one hundred or more registered voters (for a special town meeting).

ORDER OF BUSINESS

The Moderator determines when a quorum is present and calls the meeting to order. Following the pledge of allegiance, the Moderator reviews the basic rules under which the meeting will be conducted. Special Resolutions, if any, are presented and acted upon. With some exceptions, articles are called by lottery, discussed, and voted upon. This procedure is followed for each article until the warrant has been completed. If necessary, due to time constraints, additional meetings will be scheduled.

MOTIONS

When an article reaches the floor, the Moderator will usually ask if the Select Board has a recommendation and a motion to offer. The Moderator will then ask if the Finance Committee has a recommendation to offer. This is because Town Bylaw requires the Finance Committee to review and make recommendations on all articles in the warrant. On articles presented by the Planning Board, the Moderator will ask them to present a motion and their official report. The Finance Committee will then make its recommendation. Motions not related to subjects in the warrant or to the conduct of the meeting are not permitted.

INDEFINITE POSTPONEMENT

A motion to indefinitely postpone action on an article is a motion not to take positive action at this town meeting.

NEGATIVE RECOMMENDATIONS

If the action recommended by the Select Board on an article other than zoning bylaw articles is negative, the Moderator will ask if any voter present wishes to make a positive motion. If so, the person making the motion must also be prepared to submit the motion in writing to the Moderator.

AMENDMENTS

Any voter present may request to be recognized by the Moderator for purposes of offering an amendment to any motion under discussion. The motion to amend must be in writing and include the specific words to be deleted in the original motion as well as those to be substituted.

PARTICIPATION

If you have a question of clarification concerning an article or motion under discussion, or wish to participate in such discussion, please do so. To be recognized by the Moderator, raise your hand or if necessary, stand in place. When recognized, step forward to the nearest microphone as quickly as possible and state your name. Speak slowly and clearly into the microphone. Be as concise and brief as possible, and by all means stick to the point at hand. Keep your remarks to 3½ minutes or less.

VOTING

Generally, after appropriate motion and discussion, if any, the Moderator will call for a ballot vote using electronic keypads. The Moderator, at her discretion, may use electronic balloting for any or all votes.

DEFINITIONS

For the benefit of those who may not be familiar with some of the financial terms appearing in or used in the course of considering various articles, the following much simplified definitions maybe helpful:

CONSENT ARTICLE

The Consent article is an exception to the general process of Town Meeting. In consultation between Town Counsel, the Moderator, the Finance Committee, and the Select Board, several articles that are usually voted separately have been combined into one article. These articles, which are related to each other, not likely to be controversial and not likely to generate debate, have been combined into one article to allow a single motion and voted as one unit. At the call of the Consent Article the Moderator will refer to each section of the article, one by one. If any voter calls out “hold” in a loud voice, that particular section is laid aside for separate consideration. After reading all of the article sections, the Moderator will entertain motion on the sections not set aside to be voted as one unit. After that vote, the meeting will consider the sections set aside and takes them up in order for discussion and possible amendment, rejection or other disposition.

GENERAL FUND

The account in which general and/or undesignated revenues are deposited for use in paying the

general expenses of the Town.

STABILIZATION FUND

Monies appropriated by the Town to fund capital expenditures for equipment, land, or large-scale projects or for any other lawful purposes. An appropriation into the stabilization fund requires a majority vote and a 2/3 vote is required to appropriate money from the Stabilization Fund.

RESERVE FUND

Monies appropriated by the Town to cover extraordinary or unforeseen expenses during the fiscal year as approved by the Finance Committee.

FREE CASH

The amount of the Town's surplus revenue over and above uncollected taxes of prior years.

RAISE AND APPROPRIATE

The authority voted by the Town to raise by taxation and spend Town Funds for purposes stated in various articles in the warrant. The dollar amount, which can be raised by taxation, is limited by the state law known as "Proposition 2-1/2". After the setting of the tax rate, no funds may be raised and appropriated by taxation at a special town meeting.

TAX LEVY

The maximum amount of money that by State law may be raised through property taxes in any given year. The Tax Levy is by far the largest of a number of revenue sources for the Town, accounting for over half of the total. The maximum tax levy is limited by Proposition 2-1/2.

TAX RATE

The dollar amount per \$1000 of property valuation required to collect the Tax Levy through property tax bills.

THE BOURNE RULE

The "Bourne Rule" controls unlimited spending by town meeting in violation of Proposition 2-1/2. The rule, adopted at the beginning of town meeting by resolution, requires any amendment seeking funding in excess of the amount recommended by the Finance Committee to state an equal dollar reduction in another appropriation or appropriations in order to maintain all spending in balance so that the tax levy will not exceed the maximum levy limit imposed by Proposition 2-1/2.

RULES OF DEBATE:

1. All debate will be conducted in a respectful and courteous manner and in a calm and collected tone.
2. All comments and inquiries will be directed to the moderator and are specifically limited to the subject matter being debated.
3. Confine your remarks to a maximum of 3½ minutes, unless you have *prior approval* to speak longer. If you attempt to use your speech to incite the crowd, you may be removed from the auditorium by the Sgt. at Arms, at the discretion of the moderator.

4. Speak only to the motion on the floor. Do not be repetitive. Be concise and to the point.
5. No comments of a personal nature are allowed.
6. No applause for any speaker is allowed.
7. No boos, catcalls, or similar interference with the speaker's remarks may be directed against any speaker.
8. Any person unwilling or unable to comply with these rules may, by state law, be removed from the auditorium by the Sgt. at Arms at the sole discretion of the moderator.

Even though a crowd of persons may be booing, applauding, or engaged in other bad behavior, the moderator may start singling out one or two persons at a time engaged in this bad behavior to be removed from the auditorium by the Sgt. at Arms. This is going to continue until all the offending conduct ceases.

RULES OF THE MODERATOR

TOWN MEETING PROCEDURES

1. Non-Voter Seating. At the beginning of the meeting the Moderator designates rows of seats for seating of *non-voters*.
 - 1A. Non-Voter Minor Children. With the permission of a doorkeeper, voter(s) attending town meeting with a child(ren) may be allowed to sit with their child(ren) in voter seating. That said, we respectfully request that you do not bring children under age 6 to town meeting.
2. Moderator rulings and procedure at the Town meeting are governed by Federal and Massachusetts laws, the Town Charter, Town Bylaws, and “Roberts Rules of Order” as interpreted in the book entitled Town Meeting Time.
3. The Moderator will not entertain shouted motions from the floor to Move the Question, or to challenge a quorum, or for any other purpose. Any person wishing to speak must first rise and be recognized by the Moderator. If a person has a mobility or physical disability, please notify the tellers, and the tellers will provide a portable microphone so that person can speak from their seat.
4. Individuals with hearing difficulty need to contact the Select Board’s office at town hall at least three business days prior to the town meeting so that language signers can be made available for the meeting.
5. Speakers. Before speaking, state your name clearly for the record. Speak concisely and speak to the motion on the floor. Speak only long enough to make your point. Do not repeat what prior speakers have already said. Three to five minutes should be more than enough time to make a point, if the speaker is clear and concise.
6. The Moderator will not tolerate personal attacks, cat-calling, applause, booing, heckling, or any other form of disruption during the meeting. Pursuant to Massachusetts law, any person disrupting the town meeting may be caused by the Moderator to be taken into custody and removed from the meeting by the Sergeant-at-Arms or a Constable and held until the conclusion of the meeting.
7. The meeting is now televised live by the local Comcast cable television company, and is later also re-broadcast on the local cable access channel.
8. There is a stenographer keeping an official written transcript of the meeting.
9. Voter Tags. If there is a counted, standing vote, or a secret ballot, voters must have their voter tag visible and be in a seat in the voter’s section in order to be counted. The tellers will not count anyone not seated in a seat in the voter’s section or anyone without a voter tag.

10. Fifteen (15) or more registered voters may request a secret ballot. In the event of a secret ballot, the doorkeepers will call everyone into the auditorium who wishes to vote, and then close the doors. You may leave the auditorium at any time, but you will not be allowed to return to the auditorium until the Moderator declares that vote casting is concluded, and the doorkeepers may open the doors.
11. If a voter wishes to change a motion in some fashion, the procedure is to amend the motion. All motions to amend must be in writing and must state exactly how the voter wishes to change the motion on the floor. That way, the Moderator can know exactly what it is the voter wants to do before ruling on the motion or putting it to a vote. A voter who wishes to amend a main motion must have the amendment in writing and available to hand to the Moderator before rising to offer the amendment. The Moderator may refuse to put to the Meeting an amendment which is not immediately available in writing - The Moderator also will rule out of order any motion to amend which changes the original motion so drastically that, in the Moderator's opinion, the motion is no longer within the "four corners" (the scope) of the posted warrant article. An amendment may consist of adding, deleting, or substituting words in the motion. It may take the form of a "motion to substitute", i.e., a different motion. Sometimes a speaker tries to amend "the article", but this is improper language. It is the motion on the floor, not the article in the Warrant, which is to be amended. A motion to amend requires only a majority vote, even though the main motion to be amended may require two-thirds or more for final passage. If you need assistance drafting a motion to amend, please ask for it, and the deputy moderator will help you.
12. Articles in the warrant seeking to amend the Bourne Zoning Bylaw or Zoning Map require special treatment. Some Moderators refuse to allow any amendment to a main motion on a zoning article. I generally will allow a motion to amend to correct a clerical matter, misspelling, or similar non-substantive change. For example, if the main motion is to increase minimum lot size from 40,000 to 50,000 square feet, a motion to amend to increase only to 45,000 square feet, will not be allowed, as it is a substantive change to the published zoning article. On the other hand, a motion to change the word "feat" (*sic*) to "feet" will generally be allowed to correct a clerical error.
13. Reconsideration – One Hour Rule. Pursuant to Bourne Town Bylaw, notice of intention to reconsider action on an article may only be given *within one hour of continuous town meeting time*. Depending on the hour the original vote is taken and officially recorded by the Town Clerk, this one hour may carry over to a subsequent session of the same town meeting in which the original vote is taken. The subsequent session of town meeting may reconvene several days after the original vote is taken.
14. Reconsideration – Vote on Prevailing Side. Because it is a matter of long time custom and practice in the Town of Bourne, the Moderator will not allow a notice of intention to reconsider or a motion to reconsider a vote except from a voter *who voted on the prevailing side of the original vote*. If "Aye" was the prevailing vote, the voter who wishes to file a notice of intention to reconsider, and/or to move reconsideration, must have voted "Aye". The Moderator will ask the voter which way they voted. The person who files a notice of intention to reconsider, and who makes the actual motion to reconsider, *need not be the same person, but both must have voted on the prevailing side*. Notice of intention to reconsider is only allowed on the main motion. A vote to reconsider an amendment must be made *before*

the next vote is taken. A notice of intention to reconsider is not allowed for an amendment to the main motion.

15. It is solely within the discretion of the Moderator to allow non-voters to address the town meeting. It has been a matter of long time custom and practice in Bourne that the Moderator will generally allow non-voters to address the town meeting.
16. A town meeting is a public meeting. There are no expectations of privacy at a public meeting. A transcript of the meeting is kept. The meeting is televised live and also video-taped by the Comcast local cable access channel for later re-broadcast on that cable channel. Press photographers are present taking photographs, including photographs of standing, counted votes. The Moderator does not allow still or motion photography *at the ballot boxes* of voter's casting their votes during a secret ballot.
17. In order to maintain the continuity of a session of a town meeting, if the Moderator needs a brief break, the Moderator may state that the Deputy Moderator, "has the gavel" for the short time the Moderator is absent from the podium, but still present in the building. There is no need to elect a temporary moderator unless the duly elected moderator is actually absent from the building for an extended period of time. If the moderator cannot attend a town meeting, or has to leave a town meeting due to illness, for example, the town clerk (or Select Board chairman, if the town clerk is absent or unable) will hold an election for a temporary moderator to run the town meeting.
18. Persons running for public office, and their supporters, persons distributing literature promoting pro or con action on a warrant article or other matter of public interest, and persons soliciting signatures for candidates or for membership in a political group or organization, must remain not less than 50 feet from any entrance of the meeting location, except when they themselves are entering the town meeting for the purpose of attending the town meeting, or when they are actually in attendance at the town meeting.
19. If the Moderator determines that an article in the warrant is seeking a sense of the meeting on a matter of a celebratory nature, or not involving the Town of Bourne directly, the Moderator will treat the article as a non-binding resolution. As such, one person will be allowed five minutes to speak in favor of the resolution, and one person the same amount of time to speak in opposition to the resolution. The motion will then be put to a vote without further discussion. If, on the other hand, the article is seeking a sense of the meeting on a matter directly involving the Town of Bourne, the Moderator will still treat it as a non-binding resolution, but they *may* allow normal debate on the substance of the article.
20. Except with advance approval from the Moderator in the case of special presentations associated with the subject matter of an article, speakers shall confine their remarks to no more than 3 ½ minutes. Generally, 3 ½ minutes is more than sufficient time to make a point or state a position. Be concise. Speak only to the motion on the floor.
21. Town Counsel. Opinions of Town Counsel are reserved for the benefit of elected and appointed municipal officials. Please do not ask for an opinion of Town Counsel unless you are an elected or appointed Bourne official with an interest in the opinion. Even then, it is up to Town Counsel to determine if they wish to render an "off-the-cuff" opinion without the benefit of more detailed research and reflection.

22. All questions must be directed through the Moderator. You will not be allowed to engage in a back and forth dialogue with one particular official. Whenever possible, try to get your specific questions answered prior to town meeting. Town meeting should be for debate and not for questions and answers.
23. Presentations. If a speaker wants to use a PowerPoint®, videotape, slide, or similar presentation requiring lowering the screen on the stage, the proposed presentation must be in the hands of the Moderator for her review no less than 72 business hours prior to the town meeting, or the Moderator may not allow the presentation.
24. Please put your cell phones and pagers on vibrate or some other silent alarm, so as not to disturb the proceedings.
25. Question a Ruling or Vote. Seven (7) or more registered voters may question a ruling or a vote declaration of the moderator. The question must be raised immediately and before the next action or the next article. For example, if the moderator on a voice vote on the main motion declares “the ayes have it, the motion passes”, that ruling must be questioned before the next article is drawn by the town clerk and the article number announced by the moderator. If an amendment is declared as passed on a voice vote, this declaration must be questioned before the next speaker. If a voice vote declaration is questioned, the moderator will generally ask the tellers to take a standing counted vote.
26. Lobby Displays. No person shall erect or maintain a table or a display in without approval from the Moderator obtained at least 48 hours prior to the town meeting. No display may interfere with the free passage of voters to and from the registration table and the entrance to the meeting location. The Moderator reserves the right to decline to approve any display that they deem to be too large. Also, the size of the lobby limits the total number of displays, from three to five in most cases. The doorkeepers, as agents of the moderator and town clerk, may require relocation of displays in the lobby if the displays are interfering with the free flow of foot traffic.

Thank you for attending Town Meeting!

Amy B. Kullar
Town Meeting Moderator

Special Town Meeting

ARTICLE 1: 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 owner's project manager (OPM), architectural, engineering and other design services in order to develop plans, specifications and estimates (PSE) suitable for public bidding to build a new office and maintenance garage building at the ISWM Facility, or take any other action in relation thereto.

Sponsor – Select Board

MOTION: *We move that the Town vote to appropriate the sum of \$1,917,000 for the purposes of this article and to meet this appropriation to transfer the sum of \$1,917,000 from ISWM Retained Earnings.*

EXPLANATION

A YES or AYE vote in favor of the motion would provide funding necessary to cover anticipated professional fees for Architectural and Engineering services as well as an Owner's Project Manager to support design and bidding services for the proposed relocation of the ISWM Maintenance and Administrative Facilities.

A NO or NAY vote opposed to the motion would mean that there would be no funding to facilitate relocation of the ISWM Maintenance and Administrative Facilities (which would complicate expansion timing).

Finance Committee Recommendation: The Finance Committee voted unanimously 7-0-0 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 5-0-0 to recommend approval of this article.

Annual Town Meeting

ARTICLE 1: To see if the Town will vote to approve each of the following articles, as a single Consent Agenda motion pursuant to a single vote, or pass any vote or take any other action relative thereto.

Sponsor – Select Board

1. **Regular Required Authorizations** - To see if the Town will vote to approve the following regularly required authorizations:
 - a. Assumption of Liability – 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 Select Board to execute and deliver a bond of indemnity therefore to the Commonwealth.
 - b. Road Contracts - 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 authorize the Select Board 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 authorize the Town Administrator or the Superintendent of Schools, in accordance with the provisions of G.L. c. 30B, § 12(b), 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 Select Board (if solicited and awarded by the Town Administrator) or the School Committee (if solicited and awarded by the Superintendent).
 - e. Banking Institution Agreements – to authorize the Treasurer and the Town Collector, pursuant to G.L. c. 44, § 53F, and with the approval of the Select Board, to enter into agreements with banking institutions to maintain deposits in exchange for banking services, for periods not to exceed three years.
 - f. Medicaid Medical Services Program – to authorize the Select Board, 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, 2024 as follows:
 - a. Town Moderator: \$644
 - b. Select Board 4 @ \$3,570 for total of \$14,280
 - c. Select Board (Chair) 1 @ \$4,590 for a total of \$4,590
 - d. Town Clerk: \$46,822

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 DPW Director, with the approval of the Select Board.
4. 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, 2024, as follows:

Revolving Fund	FY 2025 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
	\$ 590,000

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

MOTION: *We move that the Town vote to approve the use of a consent agenda including each of the Articles set forth in the Warrant in Article 1, and, further, that the Town vote to approve Article 1 as set forth in the Warrant and, further, that with respect to Article 1-5, to transfer \$100,000 from Free Cash to fund costs related to payments for Accrued Contractual Compensated Absences.*

Vote Required: Simple Majority
Designated as an Essential Article

EXPLANATION

The items listed in the Consent Agenda reoccur annually and are housekeeping in nature.

A YES or AYE vote in favor of the motion would approve all the consent articles at one time, and authorizes a

cost of living allowance (COLA) increase of 2.5% for the Town Clerk. All other salaries for Elected Officials, Revolving Fund Spending Limits, and funding for Accrued Contractual Compensated Absences will remain the same as the prior fiscal year.

A NO or NAY vote opposed to the motion would mean that Town Meeting would vote on the items individually.

Finance Committee Recommendation: The Finance Committee voted unanimously 7-0-0 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 5-0-0 to recommend approval of this article.

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

Sponsor – Select Board

MOTION: *We move that the sum of Seventy Nine Million One Hundred Forty Eight Thousand Nine Hundred Fifty Nine Dollars (\$79,148,959) 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, 2024 to and including June 30, 2025:*

Funding Sources:

Raise and Appropriate from the FY25 Tax Levy and other General Revenues from the Town	\$ 76,489,961
PL874 Grant Funds	125,000
Ambulance Fund	1,500,000
Conservation Commission Receipts Reserved for Appropriation	30,000
Community Preservation Fund Revenues for Debt Expense	260,975
Community Septic Management Program	10,023
Waterway Improvement Fund	140,000
Capital Stabilization for Debt Expense	593,000
	-
Total	<u>\$ 79,148,959</u>

These Amounts are to be Voted:

General Government	\$ 4,614,181
Public Safety	13,232,474
Public Works	3,540,128
Health & Human Services	1,031,069
Culture & Recreation	1,065,186
Bourne Public Schools	26,652,537
Upper Cape Cod Regional Technical High School	3,750,754
Shared Costs	19,329,055
Debt Service	5,933,575
Total	<u>\$ 79,148,959</u>

Vote Required: Simple Majority
Designated as an Essential Article

EXPLANATION

The proposed FY25 budget maintains a level service budget, compared with last year. There are no new staff positions proposed or additional personnel. Most of the increase is due to contractual increases for both employees and service vendors. There are no new initiatives proposed in this budget.

The proposed appropriations for the FY 2025 Operating Budget is an increase of 1.88% over the previous year's appropriation.

Like prior years, capital stabilization funds are a proposed funding source for the FY 2025 general fund budget. Due to recent legislative changes, the quantum of votes to appropriate funds from a special purpose

stabilization fund is now a simple majority, not a two-thirds vote.

This change was passed in “AN ACT MAKING APPROPRIATIONS FOR THE FISCAL YEAR 2023 FOR SUPPLEMENTING CERTAIN EXISTING APPROPRIATIONS AND FOR CERTAIN OTHER ACTIVITIES AND PROJECTS” and became effective December 2023.

A YES or AYE vote in favor of the motion would approve the General Fund Operating Budget for FY25 from July 1, 2024 through June 30, 2025.

A NO or NAY vote opposed to the motion would mean that there would be no approved operating budget for FY25.

Finance Committee Recommendation: The Finance Committee voted unanimously 7-0-0 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 5-0-0 to recommend approval of this article.

ARTICLE 3: To see if the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide 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 \$1,601,438 be authorized to be expended by the Sewer Commissioners for the operation of the Sewer System for the fiscal year starting on July 1, 2024, to and including June 30, 2025, as follows:

<u>Salaries & Wages</u>	<u>\$ 226,050</u>
<u>Expenses</u>	<u>\$1,275,388</u>
<u>Reserve Fund</u>	<u>\$ 100,000</u>

And we further move that the sum of \$161,764 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 \$1,613,202 be raised from Sewer Enterprise Receipts and \$150,000 be transferred from Sewer Retained Earnings.

Vote Required: Simple Majority
Designated as an Essential Article

EXPLANATION

A YES or AYE vote in favor of the motion would approve the sewer enterprise operating budget for FY 2025 from July 1, 2024 through June 30, 2025.

A NO or NAY vote opposed to the motion would mean that there would be no approved sewer enterprise operating budget for FY 2025.

Finance Committee Recommendation: The Finance Committee voted unanimously 7-0-0 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 5-0-0 to recommend approval of this article.

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

Sponsor – Select Board

MOTION: *We move the sum of \$12,289,397 be authorized to be expended for the operation of the Integrated Solid Waste Management Department for the fiscal year starting on July 1, 2024, to and including June 30, 2025, as follows:*

<i>Salaries & Wages</i>	<i>\$2,416,219</i>
<i>Expenses</i>	<i>\$8,348,178</i>
<i>Reserve Fund</i>	<i>\$ 600,000</i>
<i>Host Community Fee</i>	<i>\$ 925,000</i>

And we further move that the sum of \$2,503,413 be transferred to the General Fund to offset ISWM Enterprise indirect expenses, and in order to meet this appropriation, we move that the sum of \$14,792,810 be raised from ISWM Enterprise Receipts.

Vote Required: Simple Majority
Designated as an Essential Article

EXPLANATION

A YES or AYE vote in favor of the motion would approve the ISWM enterprise operating budget for FY 2025 from July 1, 2024 through June 30, 2025.

A NO or NAY vote opposed to the motion would mean that there would be no approved ISWM enterprise operating budget for FY 2025.

Finance Committee Recommendation: The Finance Committee voted unanimously 7-0-0 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 5-0-0 to recommend approval of this article.

ARTICLE 5: To see if the Town will vote to raise and appropriate, transfer from available funds, borrow, or otherwise provide a sum of money for the purpose of funding the Fiscal Year 2025 Capital Budget, or take any other action in relation thereto.

Sponsor – Capital Outlay Committee and Select Board

MOTION: *We move that the Town vote to appropriate \$4,397,200 to pay costs of the capital outlay projects listed in the schedule printed below and to meet this appropriation, we move to: (1) transfer the sum of \$1,008,200 from Free Cash; (2) transfer the sum of \$52,000 from Sewer Retained Earnings; (3) transfer the sum of \$1,012,000 from ISWM Retained Earnings; and (4) transfer the sum of \$225,000 from Waterways Improvement Fund. We further move to authorize the Town Treasurer, with the approval of the Select Board, to borrow the sum of \$2,100,000 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.*

Capital Budget – Fiscal Year 2025					
	Department	Category	Purpose	Amount	Source
1	Police	Transportation	ATV replacement	\$35,000	Free Cash
2	Police	Transportation	5 Police vehicles	\$434,800	Free Cash
3	Police	Equipment	Rifle replacement	\$147,900	Free Cash
4	Facilities	Infrastructure	Town Hall elevator	\$200,000	Free Cash
5	Facilities	Infrastructure	Interior/exterior doors & ADA controls	\$70,000	Free Cash
6	Natural Resources	Equipment	Replace Y-57 Carolina skiff 60 HP engine	\$15,500	Free Cash
7	Public Works	Equipment	Trash & recycling carts	\$18,000	ISWM Retained Earnings
8	Public Works	Infrastructure	Traffic signals at Academy Dr & Main St	\$35,000	Free Cash
9	Public Works	Equipment	Vehicle refurbishment for sanitation & recycling trucks	\$114,000	ISWM Retained Earnings
10	Schools	Equipment	BMS compressor replacement	\$40,000	Free Cash
11	Schools	Planning	Jackson Field bleachers design & engineering	\$30,000	Free Cash
12	Schools	Infrastructure	WWTP repairs	\$2,100,000	Borrowing
13	Shore & Harbor	Infrastructure	Annual Dredging/Ramp/Pier Repair	\$225,000	Waterways Improvement Fund
14	Sewer	Transportation	Replace M9 – Ford F250	\$52,000	Retained Earning
12	ISWM	Equipment	2020 CAT bulldozer	\$646,000	Retained Earning
13	ISWM	Infrastructure	Replace paper net – East Road	\$174,000	Retained Earning

14	ISWM	Infrastructure	CCTV camera upgrade	\$60,000	Retained Earning
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Vote Required: 2/3 Supermajority
Designated as an Essential Article

EXPLANATION

A YES or AYE vote in favor of the motion would approve the capital expenditures recommended by the Capital Outlay Committee for FY 2025.

A NO or NAY vote opposed to the motion would mean that the capital expenditures recommended by the Capital Outlay Committee would not be funded and these needs would not be addressed in FY 2025.

Finance Committee Recommendation: The Finance Committee voted unanimously 7-0-0 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 5-0-0 to recommend approval of this article.

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

Sponsor – Select Board

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

Vote Required: Simple Majority

EXPLANATION

A YES or AYE vote in favor of the motion would allow communities to address Town Meeting and provide an update on their work.

A NO or NAY vote opposed to the motion would not allow the committee representatives to provide a report to Town Meeting.

Finance Committee Recommendation: The Finance Committee voted unanimously 7-0-0 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 5-0-0 to recommend approval of this article.

ARTICLE 7: To see if the Town will vote, upon the recommendation of the Community Preservation Committee, to appropriate a sum of money to fund a feasibility study to rehabilitate the outdoor recreation areas at Pocasset, Chester Park, Keith Field, and Clark Field, and to meet said appropriation, to transfer from available funds or reserve from the FY2025 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

MOTION: *We move that the Town vote, upon recommendation of the Community Preservation Committee, to raise and appropriate and reserve the sum of \$150,000 for the outdoor recreation feasibility study, and to transfer \$150,000 from Open Space/Recreation Reserves.*

Vote Required: Simple Majority

EXPLANATION

Addressing a top FY25 priority within the Recreation Committee's Facility Needs Assessment, Article 7 proposes allocating existing available CPC funding towards a comprehensive strategic long term planning opportunity, by collectively determining the optimal use for Chester, Clarke, Keith, and Pocasset Recreational Areas through community input, inclusivity considerations, and maintaining future evolving recreational needs over the next 20+ years.

A YES or AYE vote in favor of the motion provides funding for the proposed project, as recommended by the Community Preservation Committee.

A NO or NAY vote opposed to the motion means that the funding would not be provided, and the project cannot proceed at this time.

Finance Committee Recommendation: The Finance Committee voted unanimously 7-0-0 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 5-0-0 to recommend approval of this article.

ARTICLE 8: To see if the Town will vote, upon the recommendation of the Community Preservation Committee, to appropriate a sum of money to fund construction an all-wheel skate park and to redesign the softball field at the Veterans Community Memorial Center, and to meet said appropriation, to transfer from available funds or reserve from the FY2025 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

MOTION: We move that the Town vote, upon recommendation of the Community Preservation Committee, to raise and appropriate and reserve the sum of \$500,000 for the construction of an all-wheel skate park and to redesign the softball field at the Veterans Community Memorial Center, and to transfer \$500,000 from Open Space/Recreation Reserves.

Vote Required: Simple Majority

EXPLANATION

Addressing a top FY25 priority within the Recreation Committee's Facility Needs Assessment, Article 8 proposes allocating existing available CPC funding towards redesigning the existing closed skatepark at the Community Building Recreational Area, and constructing an expanded new all-wheel skatepark. Supporting a wide range of non-motorized wheeled activities, including skateboarding, rollerblading, BMX/free-style biking, scootering, and specialized equipment for individuals with disabilities the revitalized public space will activate a fostering inclusivity and encouraging people of diverse abilities and ages to come together and enjoy recreational activities as a community.

A YES or AYE vote in favor of the motion provides funding for the proposed project, as recommended by the Community Preservation Committee.

A NO or NAY vote opposed to the motion means that the funding would not be provided, and the project cannot proceed at this time.

Finance Committee Recommendation: The Finance Committee voted unanimously 7-0-0 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 5-0-0 to recommend approval of this article.

ARTICLE 9: To see if the Town will vote, upon the recommendation of the Community Preservation Committee, to appropriate a sum of money to fund roof repairs at the Anna's Pals Beach House for Immunocompromised Children (former Hoxie Schoolhouse) and to meet said appropriation, to transfer from available funds or reserve from the FY2025 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

MOTION: *We move that the Town vote, upon recommendation of the Community Preservation Committee, to raise and appropriate and reserve the sum of \$135,000 to fund roof repairs at the Anna's Pals Beach House for Immunocompromised Children (former Hoxie Schoolhouse), and to transfer \$135,000 from Historic Preservation Reserves.*

Vote Required: Simple Majority

EXPLANATION

A YES or AYE vote in favor of the motion provides funding for the proposed project, as recommended by the Community Preservation Committee.

A NO or NAY vote opposed to the motion means that the funding would not be provided, and the project cannot proceed at this time.

Finance Committee Recommendation: The Finance Committee voted 5-1-1 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 5-0-0 to recommend approval of this article.

ARTICLE 10: To see if the Town will vote, upon the recommendation of the Community Preservation Committee, to appropriate a sum of money to fund affordable housing units at 9 Sandwich Road, and to meet said appropriation, to transfer from available funds or reserve from the FY2025 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

MOTION: *We move that the Town vote, upon recommendation of the Community Preservation Committee, to raise and appropriate and reserve the sum of \$80,000 to fund affordable housing units at 9 Sandwich Road, and to transfer \$80,000 from Affordable Housing Reserves.*

Vote Required: Simple Majority

EXPLANATION

A YES or AYE vote in favor of the motion provides funding for the proposed project, as recommended by the Community Preservation Committee.

A NO or NAY vote opposed to the motion means that the funding would not be provided, and the project cannot proceed at this time.

Finance Committee Recommendation: The Finance Committee voted 5-2-0 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 4-0-1 to recommend approval of this article.

ARTICLE 11: 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 FY2025 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

MOTION: We move that the Town vote, upon the recommendation of the Community Preservation Committee, to raise and appropriate and reserve the sum of \$2,010,354.23 for the Community Preservation Fund Projects and Special Purpose Reserves listed in the Community Preservation Fund Committee report as printed below; and to meet the appropriations and reserve, to appropriate the sum of \$1,681,854.23 from FY2024 Estimated CPA Revenues, transfer \$29,000 from Historic Preservation Reserves, and transfer \$99,500 from Community Housing Reserves, and transfer \$200,000 from FY2025 Community Housing Revenues.

Item	Sponsor	Project Description	CPA Purpose	Community Preservation Committee Recommend
A	Cataumet Schoolhouse Preservation Group	Cataumet School Fumigation	Historic Preservation	\$29,000 from Historic Preservation Reserves
B	Bourne Affordable Housing Trust	Bourne Affordable Housing Services and Support	Community Housing	\$99,500 from Community Housing Reserves
C	Bourne Housing Authority	Windswept Acres: Certain Repairs to Buildings 78, 79-81, 80, 82 & 84 Waterhouse Road	Community Housing	\$200,000 from Community Housing Revenues
			SUBTOTAL REQUESTS	\$328,500
D	Community Preservation Committee	Reserve for Open Space	Open Space	\$1,274,597.73
E	Community Preservation Committee	Reserve for Community Housing	Community Housing	\$203,628.25
F	Community Preservation Committee	Reserve for Historic Preservation	Historic Preservation	\$203,628.25
			SUBTOTAL RESERVES	\$1,681,854.23
			TOTAL REQUESTS & RESERVES	\$2,010,354.23

Vote Required: Simple Majority

EXPLANATION

A YES or AYE vote in favor of the motion provides funding for the proposed projects, as recommended by the Community Preservation Committee.

A NO or NAY vote opposed to the motion means that the funding would not be provided, and the projects cannot proceed at this time.

Finance Committee Recommendation: The Finance Committee voted unanimously 7-0-0 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 4-0-1 to recommend approval of this article.

ARTICLE 12: 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 the recommendation of the Community Preservation Committee, to appropriate the sum of \$75,000 for the purposes of administrative and operating expenses of the Community Preservation Committee for FY 2025 and to meet this appropriation to transfer the sum of \$75,000 from the Community Preservation Undesignated Fund Balance.

Vote Required: Simple Majority

EXPLANATION

A YES or AYE vote in favor of the motion would fund the annual operating and administrative expenses of the Community Preservation Committee.

A NO or NAY vote opposed to the motion would mean that the CPC would not have funding to pay expenses related to administration and regular operations.

Finance Committee Recommendation: The Finance Committee voted unanimously 7-0-0 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 5-0-0 to recommend approval of this article.

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

Sponsor – Select Board

MOTION: *We move that the Town vote to appropriate the sum of \$200,000 for the purposes of this article and to meet this appropriation to transfer the sum of \$200,000 from free cash.*

Vote Required: Simple Majority
Designated as an Essential Article

EXPLANATION

The financial policy guideline for stabilization reserves establishes a target of 6% of General Fund Operating Budget expenses to be held in reserve. At the time of this writing, there has been some market volatility that is impacting the Town's investment revenue in the short term. By the end of the Fiscal Year, it is anticipated that the fund will be within the stated financial policy guideline.

As of February 29, 2024 the balance in the stabilization fund is \$4,792,647.

A YES or AYE vote in favor of the motion would authorize additional funds to be placed in the Stabilization Fund.

A NO or NAY vote opposed to the motion would mean that no additional funds would be deposited into the Stabilization Fund and would not be consistent with stated financial policies.

Finance Committee Recommendation: The Finance Committee voted unanimously 7-0-0 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 5-0-0 to recommend approval of this article.

ARTICLE 14: To see if the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide a sum of money to the Capital Stabilization Fund, or take any other action in relation thereto.

Sponsor – Select Board

MOTION: *We move that the Town vote to appropriate the sum of \$296,000 for the purposes of this article and to meet this appropriation to transfer the sum of \$296,000 from free cash.*

Vote Required: Simple Majority
Designated as an Essential Article

EXPLANATION

The goal of the Capital Stabilization Fund is to maintain 3-5 years of debt payments in reserve, and the Town is currently exceeding 5-years at the current level of debt service.

As of February 29, 2024 the balance in the capital stabilization fund is \$3,165,818.

A YES or AYE vote in favor of the motion provides funding to increase the capital stabilization fund. This will help ensure that funds continue to be set aside for the long-term maintenance of the town's capital assets.

A NO or NAY vote opposed to the motion would not provide additional funding for the capital stabilization fund, and would not be consistent with stated financial guidelines.

Finance Committee Recommendation: The Finance Committee voted unanimously 7-0-0 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 5-0-0 to recommend approval of this article.

ARTICLE 15: To see if the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide a sum of money for the Human Services Grant program, or take any other action in relation thereto.

Sponsor – Select Board

MOTION: *We move that the Town vote to appropriate the sum of \$20,000 for the purposes of this article and to meet this appropriation to transfer the sum of \$20,000 from free cash.*

Vote Required: Simple Majority

EXPLANATION

A YES or AYE vote in favor of the motion would provide funding for the Human Services Grant Program for FY 2025, consistent with prior years.

A NO or NAY vote opposed to the motion would mean that the Human Services Grant Program would not have funds to use in FY 2025.

Finance Committee Recommendation: The Finance Committee voted unanimously 7-0-0 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 5-0-0 to recommend approval of this article.

ARTICLE 16: To see if the Town will vote to reduce the membership of the Bourne Cultural Council from 11 to 5 members, the minimum required by G.L c. 10, § 58, or take any other action in relation thereto.

Sponsor – Bourne Cultural Council

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

Vote Required: Simple Majority

EXPLANATION

A YES or AYE vote in favor of the motion would reduce the number of members on the Cultural Council.

A NO or NAY vote opposed to the motion would maintain the status quo.

Finance Committee Recommendation: The Finance Committee voted unanimously 7-0-0 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 5-0-0 to recommend approval of this article.

ARTICLE 17: To see if the Town will vote to amend the Town of Bourne Bylaws by deleting references to “thirty (31) days” and replacing the same with “thirty (30) days” wherever said “thirty (31) days” appears in the following sections of the Bylaws: Sections 2.2.7; 2.9.1; 3.1.17; 3.1.24; 3.1.43; 3.14.3; 3.15.1; 3.15.9; 8.1.6.

Sponsor – Select Board

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

Vote Required: Simple Majority

EXPLANATION

A YES or AYE vote in favor of the motion would correct 11 instances of scriveners’ errors in the General Bylaw.

A NO or NAY vote opposed to the motion would maintain the status quo and not correct the errors.

Finance Committee Recommendation: The Finance Committee voted unanimously 7-0-0 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 5-0-0 to recommend approval of this article.

ARTICLE 18: To see if the Town will vote to amend the Town of Bourne General Bylaw, Article 1.5, Section 1.5.6, by adding the **bolded and underlined** text and deleting the struck-through text as follows:

Section 1.5.6

Capital Outlay Items Defined. Any proposed article meeting the definition of a capital outlay item as herein defined shall be presented to the Capital Outlay Committee for review as a Capital Outlay item. A Capital Outlay item will refer to any activity that meets one or more of the following criteria:

- a. The acquisition of land or buildings.
- b. The new construction, reconstruction, repair, replacement, or improvement of buildings or other public facilities, drainage facilities, streets, sidewalks, parks or improvements of land with a cost in excess of ~~\$20,000~~ **\$25,000**.
- c. The purchase of major equipment, including motor vehicles, with a cost in excess of ~~\$10,000~~ **\$25,000**.
- d. The planning and design studies for any Capital Outlay item as defined.
- e. And those items referred to the Capital Outlay Committee by the Finance Committee.

or take any other action in relation thereto.

Sponsor – Select Board

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

Vote Required: Simple Majority

EXPLANATION

A YES or AYE vote in favor of the motion would amend the General Bylaw to raise the threshold for a “capital project” to at least \$25,000.

A NO or NAY vote opposed to the motion would maintain the status quo and the threshold would not be increased.

Finance Committee Recommendation: The Finance Committee voted unanimously 7-0-0 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 5-0-0 to recommend approval of this article.

ARTICLE 19: To see if the Town will vote to amend the Town of Bourne Wetland Protection Bylaw, Article 3.7, Section 3.7.9 – Consultant Fees – by adding the **bolded and underlined** text and deleting the struck-through text as follows:

Section 3.7.9

~~Consultant Fees. The Commission is authorized to impose reasonable fees require the applicant, to pay the reasonable costs and expenses borne by the Commission (Town) for specific expert engineering and consultant services deemed necessary by the Commission to review the notice of Intent and/or the Request for Determination of Applicability, up to a maximum of two thousand and five hundred dollars (\$2,500.00).~~

As provided by MGL Ch. 44 § 53G, the Commission may impose reasonable fees for the employment of outside consultants, engaged by the Conservation Commission, for specific expert services deemed necessary by the Commission to review the Notice of Intent and/or the Request for Determination of Applicability.

Said payment can be required at any point in the deliberations prior to a final decision being rendered. Said services may include but are not limited to wetland resource area surveys and delineations, wetland resource area reports, hydrogeological and drainage analysis, wildlife evaluation, shellfish surveys, and environmental/land-use law.

~~The Commission is hereby authorized to charge for said fee when the Notice of Intent and/or the Request for Determination of Applicability proposes any of the following: 500 square feet or greater alteration of a coastal or inland wetland resource area: 50 linear feet or greater of bank alteration to an inland or coastal waterway: 500 square feet or greater alteration to the buffer zone: alteration of greater than 500 square feet of land under a water body or the ocean: discharge of any pollutants into or contributing to surface or groundwater or the wetland resource area or buffer zone: or the construction of any detention or retention basin or water control structure. Any applicant aggrieved by the imposition of, or the size of, the fee, or any act related thereto, may appeal according to the provisions of Massachusetts General Laws.~~

The applicant has a right to appeal the selection of the outside consultant pursuant to MGL Ch. 44 § 53G.

or take any other action in relation thereto.

Sponsor – Conservation Commission

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

Vote Required: Simple Majority

EXPLANATION

This article removes an outdated monetary limit and restrictive language, providing the Conservation Commission with the ability to hire a consultant to review any Notice of Intent or Request for Determination of Applicability as deemed necessary by Commission vote.

A YES or AYE vote in favor of the motion would amend the Wetland Protection Bylaw.

A NO or NAY vote opposed to the motion would maintain the status quo and the Wetland Protection Bylaw would not be changed.

Finance Committee Recommendation: The Finance Committee voted unanimously 7-0-0 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 5-0-0 to recommend approval of this article.

ARTICLE 20: To see if the Town will vote to authorize the granting of licenses by the Select Board, pursuant to G.L. c. 10, § 38, for the operation, holding, or conducting of the game known as “beano”, or take any other action in relation thereto.

Sponsor – Select Board

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

Vote Required: Simple Majority

EXPLANATION

A YES or AYE vote in favor of the motion would allow the Select Board to issue local licenses.

A NO or NAY vote opposed to the motion would mean that the Select Board would not be able to issue any local licenses.

Finance Committee Recommendation: The Finance Committee voted unanimously 7-0-0 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 5-0-0 to recommend approval of this article.

ARTICLE 21: To see if the Town will vote to amend the Bourne Zoning Bylaw Section 1238A.4.b Traffic and Internal Circulation by deleting “25” as follows:

Where access by fire vehicles or other large trucks is not anticipated, access adequacy shall reflect consistency with the performance intent of the geometric standards of Subdivision Regulations of the Bourne Planning Board and the fire equipment access requirements of 527 CMR-25.

or take any other action in relation thereto.

Sponsor – Planning Board

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

Vote Required: 2/3 Supermajority

EXPLANATION

This article is to amend section 1238A.4.b of the Zoning Bylaw relative to Site Plan Review for traffic and internal circulation for fire equipment access. The amendment would delete “25” from the “527 CMR 25.” Several years ago the Massachusetts Fire Code was rearranged and chapter 25 is now chapter 18. It is recommended to delete the chapter language and keep the CMR to encompass the entire fire code.

A YES or AYE vote in favor of the motion would amend the Zoning Bylaw.

A NO or NAY vote opposed to the motion would maintain the status quo and the Zoning Bylaw would not be changed.

Finance Committee Recommendation: The Finance Committee voted unanimously 7-0-0 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 5-0-0 to recommend approval of this article.

ARTICLE 22: To see if the Town will vote to amend the Bourne Zoning Bylaw Section 1242.1 by deleting the word “two” and replacing with “three” as follows:

1242.1 Enforcement: Any Site Plan – Special Permit approval issued under this section shall lapse within **three** ~~two~~ years if a substantial completion of the requirements of the Site Plan has not taken place. Such permit may be extended for reasonable cause.

or take any other action in relation thereto.

Sponsor – Planning Board

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

Vote Required: 2/3 Supermajority

EXPLANATION

Under the current Zoning Bylaw, a special permit lapses within two years if substantial completion of the project has not taken place. This article would change from a two year to a three year timeframe for consistency with Chapter 40A of the Zoning Act.

A YES or AYE vote in favor of the motion would amend the Zoning Bylaw.

A NO or NAY vote opposed to the motion would maintain the status quo and the bylaw would not change.

Finance Committee Recommendation: The Finance Committee voted unanimously 7-0-0 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 5-0-0 to recommend approval of this article.

ARTICLE 23: To see if the Town will vote to amend the Bourne Zoning Bylaw Section 3343 Interim Egress Control by deleting “Until June 1, 2020, or, if earlier” as follows:

3343. Interim Egress Control. ~~Until June 1, 2020, or, if earlier, u~~ Until opening of a limited-access highway connecting the Mid-Cape Highway (Route 6) with MacArthur Boulevard (Route 28) or Route 25, all development in the Traffic Management District shall be subject to the following:

- a) Access separation. No new street, driveway, or other means of vehicular access to an arterial street shall be created unless it is separated from all other means of vehicular access on the same side of the street by at least 1,000 feet, measured centerline to centerline along the edge of the street right-of-way, unless granted a special permit under Section 3344 authorizing less separation. However, each lot or set of contiguous lots held in ownership separate from that of all abutting land as of the date of adoption of this provision shall be allowed a single access to an abutting arterial street, provided that the access shall be located so as to minimize movement conflicts with all other accesses to the same road.
- b) Land division and sale. No land in the Traffic Management District shall hereafter be divided into separate lots or ownerships unless each resulting building lot will be entitled to vehicular access under these provisions, through one or more of the following:
 - having location and configuration making it feasible to meet the requirements of Section 3343(a), or
 - having an alternative means of access, such as an authorized shared driveway (see Section 3342), or
 - having frontage on a non-arterial street, or
 - having been granted a special permit under the provisions of Section 3344.
- c) Other requirements. The standards of the table in Section 3341 (except for the required driveway centerline separation) must be met by all uses, regardless of trip generation level.

or take any other action in relation thereto.

Sponsor – Planning Board

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

Vote Required: 2/3 Supermajority

EXPLANATION

This article would remove the expired sunset date from the Interim Egress Control section. The purposes of this section is to aid in reducing the impacts of new access points on Scenic Highway and Sandwich Road until the opening of a limited-access highway connecting Route 6 with MacArthur Boulevard or Route 25. Both Scenic Highway and Sandwich Road are impacted significantly by traffic and new access points should be limited. This section was originally adopted in 1996 with an original expiration date of 2006, and extended to 2020.

A YES or AYE vote in favor of the motion would amend the Zoning Bylaw.

A NO or NAY vote opposed to the motion would maintain the status quo and the Zoning Bylaw would not change.

Finance Committee Recommendation: The Finance Committee voted unanimously 7-0-0 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 5-0-0 to recommend approval of this article.

ARTICLE 24: To see if the Town will vote to amend the Bourne Zoning Bylaw Section 2821 Downtown District Table of Allowable Uses (DTD-1) Functional Standards and Special Permit Criteria for a Home Occupation Office Use by deleting “4120” in its entirety and replacing the same with “4110” as follows:

OFFICE USES		
Veterinary Clinic/Animal Hospital	SP	Animal hospitals shall not be located closer than one hundred (100) feet to any residential property, restaurant or hotel. All animals must be housed overnight in completely enclosed buildings. The SPGA may stipulate that appropriate sound mitigation devices be installed and that fences, walls, and/or vegetation be installed to screen the site where animals will be maintained out of doors.
Home Occupation.	SP	See Section 4110 4120
Professional Office	P	See Section 2827

or take any other action in relation thereto.

Sponsor – Planning Board

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

Vote Required: 2/3 Supermajority

EXPLANATION

A “Home Occupation” is listed as a use in the Downtown District. The functional standards and special permit criteria for the home occupation had an incorrect section reference for the home occupation as “4120,” however, the correct section is “4110.”

A YES or AYE vote in favor of the motion would amend the Zoning Bylaw.

A NO or NAY vote opposed to the motion would maintain the status quo and the Zoning Bylaw would not change.

Finance Committee Recommendation: The Finance Committee voted unanimously 7-0-0 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 5-0-0 to recommend approval of this article.

ARTICLE 25: To see if the Town will vote to amend the Bourne Zoning Bylaw as follows:

Section 2220 Use Regulation Schedule; section 4120-4123 Accessory Dwelling; section 2821 Downtown District Table of Allowable Uses (Table DTD-1); section 2853 Table of Required Parking Spaces (Table DTD-3); and section V Definitions.

Amend the following sections:

2220. Use Regulation Schedule

DISTRICT	R-40 R-80	V-B B-1	B-2 B-4	B-3	GD
ACCESSORY USES					
Accessory dwelling (See Section 4120)	<u>Yes</u> BA	<u>Yes</u> BA	<u>Yes</u> BA	No	No

(BA = Board of Appeals)

4120. Accessory Dwelling.

The purpose of the accessory dwelling bylaw is to broaden the range of housing choice by increasing the number of small dwelling units available in Bourne's housing supply. The Building Commissioner/Chief Zoning Enforcement Office shall administer and enforce the provisions of this section. ~~A special permit authorizing one.~~ **An** accessory dwelling may be granted only if consistent with the following:

4121. Development Requirements.

- a) **One accessory dwelling is permitted as a by right use to a lawful single-family use on the same lot.** ~~In conformance with Section 2450.~~
- b) **Septic capacity or sewerage deemed satisfactory.** ~~The Board of Health must have documented to the Board of Appeals that sewage disposal will be satisfactorily provided for, including provision for an appropriate reserve area on the site.~~
- c) Parking as required at **per** Section 3320 shall be provided either in a garage or **designated area** ~~on paved surfaces not located within any required yard.~~ **One parking space shall be designated per bedroom. Refer to section 2853 for parking requirements in the Downtown District (DTD).**
- d) **Minimum lot size is 5,000 square feet. Less than 5,000 square feet requires conformance with section 2450.**
- e) **The maximum size of an accessory dwelling is 1,500 square feet and contains no more than two bedrooms.**
- f) **An ADU is attached or detached to the primary structure and designed to maximize the appearance of a single-family residential property. It is subordinate to and no greater than 50% of the existing primary single-family dwelling floor area calculated as first floor, second floor, basements 50% above-grade, attics over 6'6" floor to ceiling height, and garages.**

- g) The following types of properties or developments are not eligible for an accessory dwelling: deed restricted affordable housing units; all lots developed under a Comprehensive Permit (Chapter 40B); lots with more than one single-family dwelling unit; and lots created under section 4600 Open Space Community.
- h) Accessory dwelling units lawfully created prior to adoption of this section may continue to be used, maintained, and occupied.

4122. Occupancy Requirements

- a) Either the principal or the accessory unit must be owner-occupied. ~~except for temporary absences.~~ Fractional ownership is prohibited.
- b) An accessory unit ~~dwelling and primary dwelling~~ authorized under these provisions shall not be used for short-term rental, summer rental, boarding and lodging, or other commercial use except for a home occupation according to Section 4110.
- c) The ADU and primary dwelling may not be rented for periods shorter than 90 days at a time, and are prohibited from any use as rental units on a weekly or daily basis.
- d) The primary dwelling and ADU must remain in common ownership which cannot be severed.

~~4123. Procedural Requirement~~

~~a) To approve a special permit for an Accessory Dwelling, the Board of Appeals must make a determination that all of the above requirements have been met, and also that the particular circumstances of the case make such use appropriate, including consideration of whether lot area or other site characteristics assure mitigation of any impacts on the neighborhood, whether there is enforceable assurance that occupancy of the unit will serve significant community purposes, such as facilitating care for the elderly or handicapped, or providing housing at unusually low cost, and whether site and building design will effectively avoid any departure from the character of the neighborhood.~~

~~b) A Certificate of Occupancy for an Accessory Dwelling shall be issued for a period no greater than three years. Continued occupancy beyond that shall require a new Certificate of Occupancy, to be granted only upon documentation to the Inspector of Buildings that the relationships satisfying Section 4122 or on which the decision under paragraph a) was based are still in existence.~~

~~c) Upon termination of occupancy satisfying Section 4122, or a condition of the special permit, separate occupancy of the accessory dwelling shall not be reestablished unless a new special permit is granted, on grounds that either the requirements of Section 4122 and the original special permit will again be satisfied, or that special circumstances of the structure or its occupants would make single family occupancy a hardship, and that the granting of such Special Permit would not be detrimental to the neighborhood.~~

~~d) A Certificate of Compliance with the above paragraph must be provided by the owner to the Inspector of Buildings upon transfer of any beneficial interest in the property, and recorded at the Registry of Deeds.~~

DOWNTOWN DISTRICT

2820. ALLOWABLE USES

2821. Table of Allowable Uses

The Table of Allowable Uses (Table DTD-1) establishes the uses that are permitted by right (P), by Special Permit (SP), or not permitted (N) in the Downtown District (DTD). For all uses allowed by Special Permit in the Downtown Zoning Districts, the Planning Board shall be the Special Permit Granting Authority (SPGA).

TABLE DTD-1: ALLOWABLE USES IN THE DOWNTOWN DISTRICT		
LAND USE CLASSIFICATION	PERMITTED BY:	FUNCTIONAL STANDARDS AND SPECIAL PERMIT CRITERIA
RESIDENTIAL USES		
Accessory Apartment Dwelling Unit	P SP	See Section 2827 (except subdistrict DTN see Section 4120)

2853. Table of Required Parking Spaces

Where on-site or controlled parking is necessary and required, the applicant shall provide at a minimum the amount required in the table below. This reduced parking requirement compared to Section 3300 of the Zoning Bylaw recognizes the availability and broad distribution of existing public parking and the pedestrian characteristics of the Downtown District.

TABLE DTD-3: REQUIRED PARKING SPACES IN THE DOWNTOWN DISTRICT	
TYPE OF USE	REQUIRED PARKING
RESIDENTIAL USES	
Accessory d Dwelling or Live/Work Dwelling Unit	Minimum of 1 space per dwelling unit

SECTION V DEFINITIONS

In this Bylaw the following terms, unless a contrary meaning is required by the context or is specifically prescribed, shall have the following meanings.

Accessory Building

A building devoted exclusively to an accessory use as herein defined, and not attached to a **primary** ~~principal~~ building by any roofed structure.

Accessory Dwelling Unit (ADU)

A subsidiary dwelling unit ~~created as an extension to an existing single-family dwelling, incorporated within a lawful primary single-family dwelling or as a detached accessory building and on the same lot as a lawful primary single-family dwelling use. This definition does not include a mobile home trailer, however mounted.~~

Accessory Use

A use customarily incidental to, and on the same lot as, a ~~principal~~ **primary** use and occupying less than 30% of the ~~habitable~~ **gross** floor area on the premises and less than 50% of the lot area. **This definition does not include ADUs.**

Dwelling Unit

A building or portion of a building suitable for living quarters for a single family, having a single set of kitchen facilities (a stove ~~plus either or both~~ **in addition to either** a refrigerator ~~and or a~~ kitchen sink) not shared with any other unit; or quarters for up to six persons in a lodging house, dormitory, congregate housing, or similar group dwelling.

Fractional ownership

The cost of an asset or property is split among individuals, corporate entities/trusts, each getting a share.

or take any other action in relation thereto.

Sponsor – Planning Board

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

Vote Required: 2/3 Supermajority

EXPLANATION

One of the zoning strategies identified in the Town of Bourne Local Comprehensive Plan and Housing Production Plan is to revise the current Accessory Dwelling Bylaw and encourage the creation of “in-law” and/or year-round accessory dwellings that can provide significant year-round housing opportunities for residents. An accessory dwelling unit (ADU) is a separate unit within an owner-occupied home, typically as part of a surplus space in a single-family home. ADUs are separate from the principal dwelling and have their own kitchen, bathroom, and living facilities.

A YES or AYE vote in favor of the motion would amend the Zoning Bylaw.

A NO or NAY vote opposed to the motion would maintain the status quo and the Zoning Bylaw would not be changed.

Finance Committee Recommendation: The Finance Committee voted unanimously 7-0-0 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 5-0-0 to recommend approval of this article.

ARTICLE 26: To see if the Town will vote to (a) authorize the Select Board to acquire by purchase, gift, or eminent domain, the fee and/or permanent and/or temporary easements and/or other real property interests, for the purposes of establishing, constructing, operating, and maintaining a shared use path for non-motorized transportation, open space, and recreation purposes and for all other purposes for which shared use paths are now or hereafter may be used in the Commonwealth, including, without limitation, for the construction, installation, maintenance, improvement, repair, replacement, and/or relocation of rights of way, sidewalks, drainage, utilities, driveways, guardrails, slopes, grading, rounding, landscaping, parking areas, and other appurtenances and/or facilities, to enable the Town to undertake the Bourne Rail Trail – Phase 1 Project, and for any and all purposes incidental or related thereto, in, on, over, across, under, and along all or any portion of the certain parcels of land located on or near the railroad right of way, running from Monument Neck Road at Presidents Road to the intersection with the Cape Cod Canal Bike Path at the Railroad Bridge, and approximately shown on a plan entitled “Massachusetts Department of Transportation Highway Division, Plan and Profile of Bourne Rail Trail – Phase 1 in the Town of Bourne, Barnstable County, Preliminary Right of Way Plans,” dated October 6, 2020, prepared by Green Seal Environmental, Inc., a copy of which is on file with the Town Clerk, and as may be amended and/or incorporated into an easement plan(s); and (b) transfer the care, custody, management, and control of a portion or portions of the Town-owned property or properties shown on the aforesaid plan from the board having the custody of the same for the purposes for which such properties are currently held to the Select Board for roadway purposes and for purposes of a shared use path and purposes incidental to the use thereof, and further to dedicate said portions of Town-owned properties to the foregoing purposes; and (c) raise and appropriate, transfer from available funds, and/or borrow a sum of money in support of the foregoing project and any and all costs incidental or related thereto, including but not limited to the cost of any easement acquisitions, appraisals, and survey; and further (d) to authorize the Select Board to enter into all agreements and take any and all actions as may be necessary or appropriate to effectuate the foregoing purposes, or take any action relative thereto.

Sponsor – Select Board

MOTION: THE SELECT BOARD MOTION WILL BE MADE AT TOWN MEETING.

Vote Required: 2/3 Supermajority

EXPLANATION

Phase 1 of the Bourne Rail Trail requires temporary easements during the 24-month construction period from three private land owners for construction purposes of the Share-Use Path (SUP). The Town is also seeking to enter into agreement with the Commonwealth of Massachusetts and United States Army Corps of Engineers for permanent and temporary easements for the SUP.

At the time of printing, there are a few final outstanding items to be resolved. The town staff and Advisory Committee are working diligently to obtain the final information. If more time is necessary to gather the information, this article will be deferred to the Special Town Meeting in the fall.

A YES or AYE vote in favor of the motion would allow the Select Board to acquire the necessary easements to construct the Rail Trail.

A NO or NAY vote opposed to the motion would mean that the Town could not acquire the easements and could not move forward with construction.

Finance Committee Recommendation: The Finance Committee voted 5-1-1 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 5-0-0 to recommend approval of this article.

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ARTICLE 27: To see if the Town will vote to authorize the Select Board, on its behalf, to petition the General Court for passage of a special law authorizing the Commissioner of Capital Asset Management and Maintenance, in consultation with the Adjutant General, to convey to the Town a permanent easement on land under the care and custody of the Massachusetts Armory Commission and identified on Bourne Assessor's map as Parcel 181 on Map 19.4, and referenced at Barnstable County Registry of Deeds at Book 877, Pages 67 and 68, for purpose of replacing a subsurface municipal water line and all necessary supporting appurtenances and consistent with the terms of the temporary license originally granted in January 2019, and further, to authorize Town Officials to take any action in relation thereto.

Sponsor – Select Board

MOTION: *We move to authorize the Select Board to petition the General Court for special legislation as set forth below:*

An Act authorizing the commissioner of Capital Asset Management and Maintenance to grant certain easements to the town of Bourne.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to authorize forthwith the conveyance of certain easements by the commonwealth to the town of Bourne, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

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

SECTION 1. Notwithstanding sections 32 to 37, inclusive, of chapter 7C of the General Laws or any general or special law to the contrary, the commissioner of capital asset management and maintenance, in consultation with the adjutant general, may convey to the town of Bourne permanent and temporary easements in lands of the commonwealth used for armory purposes located on Armory road, in the town of Bourne and shown on a plan on file with the clerk of the town of Bourne, entitled "Proposed Utility Easement Plan in Bourne, Mass. prepared for town of Bourne #31 Armory Road Map 19.4 Parcel 181" dated October 15, 2018 and prepared by Bracken Engineering, Inc. The exact boundaries of the easement areas shall be determined by the commissioner based upon a survey. The easements shall be granted solely for the purposes of installation, use, maintenance, repair and replacement of a subsurface waterline. The grant of the easements shall be subject to sections 2 to 4, inclusive, and such additional terms and conditions as the commissioner of capital asset management and maintenance, in consultation with the adjutant general, may reasonably require consistent with this act.

SECTION 2. The town of Bourne shall assume all costs associated with engineering, surveys, appraisals, deed preparation and other expenses necessary to execute the conveyances authorized in this act.

SECTION 3. An independent appraisal of the fair market value and value in use of the easements described in section 1 shall be prepared in accordance with the usual and customary professional appraisal practices by a qualified appraiser commissioned by the commissioner of capital asset management and maintenance. Consideration for the grants of the easements pursuant to section 1 shall be the full and fair market value or the value in proposed use, whichever is greater, as determined by the

commissioner of capital asset management and maintenance. The commissioner of capital asset management and maintenance shall submit the appraisal to the inspector general for review and comment. The inspector general shall review and approve the appraisal and the review shall include an examination of the methodology utilized for the appraisal. The inspector general shall prepare a report of such review and file the report with the commissioner of capital asset management and maintenance. After receiving the report, the commissioner shall submit copies of the report to the house and senate committees on ways and means and the joint committee on state administration and regulatory oversight at least 15 days prior to the execution of documents affecting the conveyances authorized in said section 1.

SECTION 4. No instrument executed pursuant to this act shall be valid unless it provides that the easements shall be used solely for the purposes described in section 1. The instruments authorized in said section 1 shall include a reversionary clause that stipulates the easements shall terminate, upon such terms and conditions as the commissioner of capital asset management and maintenance may determine, if the property ceases to be used for the express purposes authorized in this act. Prior to any reversion, the commissioner shall provide notice of any violations to the town of Bourne and the town may cure the violation to the satisfaction of the division. If any interest reverts to the commonwealth, any further disposition shall be subject to sections 34 to 37, inclusive, of chapter 7C of the General Laws and the prior approval of the general court.

Vote Required: Simple Majority

EXPLANATION

The Town is seeking to acquire rights in a permanent 40' wide utility easement within the State Armory property located on the Buzzards Bay Bypass. This easement is for the same area of covered by a 2020 construction license used during construction to install necessary telecommunication and water lines to service the Police Station at 35 Armory Road.

A YES or AYE vote in favor of the motion would allow the Town to file special legislation to acquire a utility easement from the Commonwealth to serve the newly constructed Police Station.

A NO or NAY vote opposed to the motion would mean that the Town could not seek the necessary easement from the state.

Finance Committee Recommendation: The Finance Committee voted unanimously 7-0-0 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 5-0-0 to recommend approval of this article.

ARTICLE 28: To see if the Town will vote to authorize the Select Board to convey an easement in a portion of the land under or near Worcester Ave., approximately 262 square feet, or less or more, as more specifically described in the plan on file with the Town Clerk's Office titled "Exhibit 'A' Plan Sewage Disposal System Easement in Bourne, MA, Prepared for Town of Bourne, Monument Avenue," prepared by Bracken Engineering, Inc. and dated March 21, 2024, said easement to be used for a sewage disposal for the benefit of the parcel known and numbered as 1 Monument Ave., upon such terms and conditions as the Select Board may deem to be in the Town's best interests or take any other action relative thereto.

Sponsor – Select Board

MOTION: *We move to authorize the Select Board to convey an easement in a portion of the land under or near Worcester Ave., approximately 262 square feet, or less or more, as more specifically described in the plan on file with the Town Clerk's Office titled "Exhibit 'A' Plan Sewage Disposal System Easement in Bourne, MA, Prepared for Town of Bourne, Monument Avenue," prepared by Bracken Engineering, Inc. and dated March 21, 2024, said easement to be used for a sewage disposal system for the benefit of the parcel known and numbered as 1 Monument Ave., upon such terms and conditions as the Select Board may deem to be in the Town's best interests.*

Vote Required: Simple Majority

EXPLANATION

A YES or AYE vote in favor of the motion would allow the Select Board to grant an easement to the homeowner so that they could build a portion of their septic system in the public road layout.

A NO or NAY vote opposed to the motion would mean that the homeowner could not use any are located within the public road layout to construct a new septic system.

Finance Committee Recommendation: The Finance Committee voted unanimously 7-0-0 to recommend approval of this article.

Select Board Recommendation: The Select Board voted unanimously 5-0-0 to recommend approval of this article.

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Appendix A

Finance Committee Report and Roll Call Votes

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Appendix B

Fiscal Year 2025 Operating Budgets

B. 1. Sources and Uses

B.2. Free Cash & Enterprise Fund Retained Earnings Analysis

B.3. Article 2 – General Fund Operating Budget

B.4. Articles 3 & 4 – Enterprise Fund Operating Budgets

B.5. FY 2025 Long Term Plan

B.6. Revolving Fund Expenditure Report

Appendix C

Fiscal Year 2025 Capital Budget

FY 2025 Funding Profile

FY 2025 Infrastructure

FY 2025-2029 Requests

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Appendix D

Supporting Information

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Appendix E

Bourne Rule

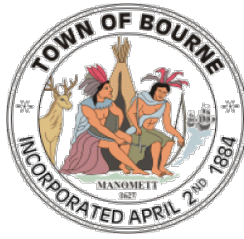
Annual Town Meeting
May 6, 2024

RESOLUTION – BOURNE RULE

Ms. Moderator, on behalf of the Select Board, I move the following Resolution:

RESOLUTION: Be It Resolved that, at the commencement of this annual town meeting, the Moderator shall ask the Finance Committee and the Board of Selectmen to certify whether or not the total of all Finance Committee funding recommendations on all matters to be voted at the May 6, 2024 annual town meeting, and contained in the warrant for this town meeting if voted are equal to the maximum property tax levy limit for the Town of Bourne established by law for FY 2025. If the answer is in the negative, the Finance Committee and the Select Board shall certify the dollar amount which exceeds the Finance Committee dollar recommendations on all of the articles in the warrant, but is less than the maximum tax levy limit, which certified dollar amount shall be available for appropriation by this annual town meeting. If the answer is in the affirmative, then during this annual town meeting any motion to raise and appropriate funds in order to increase any appropriation recommended by the Finance Committee must state an equal dollar reduction in another recommended appropriation or appropriations. A recommendation of indefinite postponement by the Finance Committee shall be construed as a zero dollar funding recommendation.

Respectfully submitted,
SELECT BOARD



Select Board's Correspondence

April 16, 2024

- A. JBCC public meeting calendar – April 2024
- B. DEP letter – J-3 Range
- C. P. Parker – talent bank form – Education & Scholarship Committee
- D. Intent to sell notice for 40B home – 44 High Ridge Drive



Massachusetts National Guard Environmental & Readiness Center Joint Base Cape Cod Update APRIL PUBLIC MEETINGS

Joint Base Cape Cod Cleanup Team (JBCCCT)

The JBCCCT meeting is scheduled for Wednesday, April 10, from 6 to 8 p.m. via Microsoft (MS) Teams Video Conferencing. The JBCCCT meetings provide a forum for community input regarding issues related to the Installation Restoration Program, which is primarily focused on the environmental cleanup on the southern portion of the base, and the Impact Area Groundwater Study Program, which is responsible for the environmental cleanup of the northern 15,000 acres of Camp Edwards.

The meeting agenda includes the following: Public Hearing: Draft Final Decision Document for Ordnance Area 1 munitions Response Area – No Further Action; Impact Area Groundwater Study Program Central Impact Area Update, FTA-1 Proposed Groundwater Interim Actions (Sandwich Road Fence Extension and Restart Ashumet Valley System; Emerging Contaminants Update, and AFCEC Community Involvement Plan Update. The meeting is open to the public. The link for the MS Teams meeting is: <https://bit.ly/JBCCCTApril2024>. The meeting can be attended by phone by calling (443) 342-4948 and entering the conference ID: 795 981 54#.

Oral comments on the Decision Document will be accepted during a formal Public Hearing segment at the conclusion of the Ordnance Area 1 Decision Document presentation. Representatives from the United States Environmental Protection Agency and Massachusetts Department of Environmental Protection will be attending.

For more information, contact Doug Karson at 508-968-4678, ext. 2 at the Installation Restoration Program or Lori Boghdan at 339-202-9351 at the Impact Area Groundwater Study Program.

Draft Final Decision Document, No Further Response Action Planned (NFRAP), Ordnance Area 1 Munitions Response Area (MRA), JBCC, MA, March 2024 Public Comment Period

AFCEC is conducting a 30-day public comment period on the Draft Final Decision Document, No Further Response Action Planned (NFRAP), Ordnance Area 1 Munitions Response Area (MRA), JBCC, MA, March 2024.

Based on the conditions at the Ordnance Area 1 MRA, AFCEC has determined: (1) there is no evidence of materials of explosive concern or munitions constituents and (2) the MRA does not present a risk to human health or the environment (inclusive of soil and groundwater). Therefore, no further actions under CERCLA are needed, and the Ordnance Area 1 MRA can be classified as NFRAP.

The Draft Final Decision Document has been sent to the main public libraries of Bourne, Mashpee, Falmouth, and Sandwich. A copy is available at: <https://jbcc-iagwsp.org/community/public/irp/>

The public comment period on the Draft Final Decision Document is being held from April 5 to May 4, 2024. Please submit comments by May 4, 2024, to: Douglas Karson, AFCEC/JBCC, 322 East Inner Road, Otis ANGB, MA 02542 or douglas.karson@us.af.mil. For more information about the Draft Final Decision Document please contact Douglas Karson at (508) 524-9206 or douglas.karson@us.af.mil.



Department of Environmental Protection

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

Maura T. Healey
Governor

Kimberley Driscoll
Lieutenant Governor

Rebecca L. Tepper
Secretary

Bonnie Heiple
Commissioner

April 8, 2024

Impact Area Groundwater Study Program
ATTN: Mr. Shawn Cody, Program Manager
1807 West Outer Road
Camp Edwards, MA 02542

RE: **BOURNE – BWSC**
Release Tracking Number: 4-0015031
Joint Base Cape Cod (JBCC)
**Draft J-3 Range Environmental Monitoring
Report for September 2022 through August
2023, Comments**

Dear Mr. Cody:

The Massachusetts Department of Environmental Protection (MassDEP) has reviewed the document **“Draft J-3 Range Environmental Monitoring Report for September 2022 through August 2023”** dated March 2024 (EMR). The EMR provides an assessment of the J-3 Range groundwater extraction, treatment, and re-infiltration systems operations and groundwater monitoring performed by the Impact Area Groundwater Study Program from September 2022 through August 2023. MassDEP offers the following comments on the EMR.

1. Page 5-1, Section 5.0, Chemical Monitoring:
The text indicates, **“Figure 5-1 depicts a plan-view of wells in the perchlorate sampling plan, the perchlorate plume, and lines of cross-sections A-A’ and B-B’.”** Lines of cross-sections A-A’ and B-B’ are not depicted on Figure 5-1, J-3 Range Perchlorate Monitoring Network. Please include the lines of cross-sections A-A’ and B-B’ on Figure 5-1.
2. Page 5-7, Section 5.0, Chemical Monitoring, Section 5.1.2, RDX:
The text states, **“The only RBC exceedance in Zone II during the reporting period (3.4 µg/L, July 2023) was at 90MW0054, where concentrations have lingered in the aquifer proximal (140 feet to the northeast) to extraction well J2EW00032. This was the only RBC exceedance in Zone 2 and also the plume wide maximum RDX concentration for the reporting period.”** A trend plot for monitoring well 90MW0054 on Figure 5-8, J-3 Range Groundwater RDX Trends is recommended.
3. Page 6-4, Section 6.0, Groundwater Modeling, Section 6.2, Model Predicted versus Observed Plume Extents:
The text indicates, **“The difference in extents predicted by the 2022 vs. 2023 plume shells at the end of 2022 is attributed to the 2021 plume shell having been updated using the Drift Function, which USACE has found to very conservatively estimate larger areas of extent based on single new measured data points used in the Drift interpolation kriging process. The 2023 updated RDX plume**

shell is considered more representative of current conditions due to the additional inclusion of a small plumelet of migrated RDX mass between MW-232 and J3EWIP2 with a maximum RDX concentration of approximately 1.3 µg/L.” A comparison of the December 31, 2022, RDX plume extent predicted by the 2021 plume shell, and the January 1, 2023, RDX plume extent predicted by the 2023 plume shell presented on *Figure 6-2a, J-3 Range RDX Plume Predicted 2021 versus Predicted 2023 Plume Shell*, indicates that the 2021 plume shell depicts the observed extent of RDX immediately downgradient of the J-3 source area more accurately than the 2023 plume shell. The area of RDX immediately downgradient of the J-3 source area is the most extensive area of RDX contamination observed in the J-3 groundwater during the reporting period. Please reconcile this observation with the statement, **“The 2023 updated RDX plume shell is considered more representative of current conditions due to the additional inclusion of a small plumelet of migrated RDX mass between MW-232 and J3EWIP2 with a maximum RDX concentration of approximately 1.3 µg/L.”**

4. Page 8-1, Section 8.0, Recommendations, Section 8.1, Plant Operation and Sampling:

The text states, **“...the J-3 Range system is deactivated whenever power is lost or intentionally deactivated for power conservation purposes at the AFCEC FS12 treatment building since power to the J-3 Range treatment equipment is drawn from the power supply to the FS12 treatment system. The frequency and potential remedy for power supply interruptions due to the power conservation program implemented by the AFCEC FS12 treatment system should be reviewed since these power outages result in downtime that typically causes the J-3 Range ETR system to operate at rates approximately 10–15% lower than the designed total extraction rate.”** Please advise regarding the resolution to this recommendation.

5. Page 8-2, Section 8.0, Recommendations, Section 8.4, Chemical Monitoring:

The text states, **“Table 8-2 and Figure 8-2 present those wells in the chemical monitoring network that are proposed to be sampled semi-annually and annually for perchlorate and explosives, including some modifications from current sampling frequency.”** The proposed modifications to the chemical monitoring network appear appropriate provided that the monitoring wells proposed for elimination from the J-3 monitoring network are maintained to allow for future sampling if required.

Please incorporate this letter into the Impact Area Groundwater Study Program Administrative Record for the J-3 Range groundwater. If you have any questions regarding this matter, please contact me at (617) 694-2644 or Elliott Jacobs at (857) 207-0815.

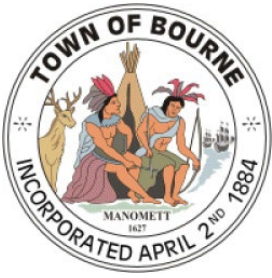
Sincerely,



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

P/ej

Ec: Upper Cape Select Boards
Upper Cape Boards of Health
JBCC Cleanup Team
MassDEP Boston/Southeast Region



Town of Bourne



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TALENT BANK FORM

The success of any local government depends largely on the participation of its citizen volunteers

The Town of Bourne seeks interested residents to become involved as volunteer members of Town Boards, Committees or Commissions. Please fill out this form if you are interested in serving.

Name:

Addr

[Redacted address line 1]

[Redacted address line 2]

[Redacted address line 3]

[Redacted address line 4]

[Redacted address line 5]

[Redacted address line 6]

order of preference which committee(s) you are interested in:

Briefly describe why you would be an asset to this committee(s). Include any special training and qualifications:

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RCUD 2024 APR 12 PM 12:32

March 25, 2024

Town of Bourne
Sue Ross
24 Perry Avenue
Bourne, MA 02532

To Whom it May Concern:

Please consider this my written notice of my intention to sell my 40B Affordable home. The property is located at 44 High Ridge Drive, Bourne, MA 02532. I can be reached at 508-510-0763.

Thank you



Lisa Fretschl
44 High Ridge Drive
Bourne, MA 02532

Cc Gael Kelleher
Mathew Shechtman