

Select Board Meeting Notice AGENDA



Date
May 9, 2023

Time
7:00 PM

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

The Zoom chat will not be monitored. Participants who wish to speak must raise the hand icon until the Chair asks them to unmute. Note this meeting is being recorded for live broadcast and televised replay by BourneTV. If anyone is audio or visual recording, please acknowledge it at this time.

Zoom Meeting ID: 869 5775 5505

Password: BOURNE

If anyone from the public wishes to access the meeting, they can do so by calling the following conference line:
1-929-205-6099 entering the ID/pass above.

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

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

1. Moment of Silence to recognize our troops and our public safety personnel
2. Salute to the flag
3. Vision: Bourne is a proud community that embraces change while respecting the rich heritage of the town and its villages. It is a municipality based on strong fiscal government with a durable economy that recognizes the rights of all citizens, respects the environment, especially the coastal areas of the community and the amenities that it affords. Bourne embraces excellent education, and offers to citizens a healthy, active lifestyle.
4. Mission: Bourne will maximize opportunities for social and economic development while retaining an attractive, sustainable and secure coastline and environment for the enjoyment of residents and visitors. Through responsible and professional leadership and in partnership with others, Bourne will strive to improve the quality of life for all residents living and working in the larger community.
5. Public comment on non-agenda items - Public comments are allowed for up to a total of 12 minutes at the beginning of each meeting. Each speaker is limited to 3 minutes for comment. Based on past practice, members of the Board are not allowed to comment or respond.
6. Public summary - Annual Performance review of the Town Administrator
 - a. Possible vote to authorize merit bonus per Town Administrator's employment agreement
7. Appointments and Licenses
 - a. Common Victualler's License for The Stand on Beach Street at 18 Beach St., Monument Beach
 - b. Common Victualler's License for JD Prime Pizza (transfer license) at 590 MacArthur Blvd., Pocasset – new application

RECEIVED
2023 MAY -5 PM 1:52
TOWN CLERK BOURNE

8. Select Board's Business
 - a. Joseph Carrara, Jr. – Financial interest disclosure form
 - b. Discussion and possible vote to allow the American Lung Association to use town road for the Autumn Escape Trek (bike ride) on Sept. 23, 2023
 - c. Discussion and possible vote to allow the National Marine Life Center to hold a food truck festival for fundraising purposes on June 10, 2023 including:
 - i. Food truck festival
 - ii. Banner
 - iii. One day liquor
 - d. Barnstable County Retirement Board – request for 5% local COLA option
 - e. U.S. Census correction
 - f. Committee name change request – Special Works Opportunity Program (SWOP)
 - g. Comcast representative Mike Galla – update on services
 - h. Garden Club update and Main St. planters
 - i. Beach rules and lifeguard update
9. Town Administrator report
10. Minutes: 3/21/23; 4/4/23
11. Correspondence
12. Committee reports
13. Other business and future agenda items
14. Upcoming meetings:
 - a. May 23 – Curbside Trash & Recycling Policy Workshop & Select Board reorganization
 - b. May 30 – BOSC, if necessary
15. Adjourn

**Annual Common Victualler/Food
Vendor License**

CVFV-23-3

Submitted On: Apr 2, 2023

Applicant

 Sarah Hannon
 5085642636
 thestand75@gmail.com

Primary Location

18 BEACH ST
Bourne, MA 02657

Applicant/Business Information

Individual/Corporate Name

HLW Twenty Two Inc.

Doing Business as (D/B/A)

The Stand on Beach Street

Mailing Address (include city, state and zip code)

36 John Parker Road East Falmouth, MA 02536

Business Phone Number

5085642636

Business Email Address

Thestand75@gmail.com

Manager Name:

Sarah Hannon

Manager Phone Number

5085642636

License Information

License Category

Common Victualler's License

Do you own or will you be renting the premise?

Rent

Landlord Name

LJ Palazesi

Landlord Contact Information

L.Palazesi@comcast.net

Length of Lease

3 years

Do you have employees?

Yes

Will you be serving alcohol?

No

Premise Description and Capacity Information

Total square footage

1650

of rooms with public access

1

of entrances

2

of exits

4

of floors

1

of bathrooms

2

Inside Seating Capacity

--

Inside Maximum Occupancy

--

Does this property have outside seating?

Yes

Outside Seating Capacity

--

Outside Maximum Occupancy

--

Parking Capacity

--










Signature

Next Steps

**CVFV-23-3**

Annual Common Victualler/Food Vendor License

Status: Active**Date Created:** Apr 2, 2023**Timeline**

Label	Status	Activated	Completed	Assignee	Due Date
 Submission received	Issued	Apr 2, 2023 at 9:01 pm	Apr 2, 2023 at 9:01 pm	-	-
 Application Content and Attachments	Complete	Apr 2, 2023 at 9:01 pm	Apr 10, 2023 at 1:16 pm	Maria Simone	-
 Fire Department	Complete	Apr 10, 2023 at 1:16 pm	Apr 10, 2023 at 1:23 pm	David Pelonzi	-
 Town Collector	Complete	Apr 10, 2023 at 1:16 pm	Apr 10, 2023 at 1:57 pm	Town Collector	-
 Building Department	Complete	Apr 10, 2023 at 1:16 pm	Apr 10, 2023 at 2:19 pm	Cassie Hammond	-
 Health Department	Complete	Apr 10, 2023 at 1:16 pm	Apr 10, 2023 at 2:49 pm	Kaitlyn Shea	-
Sewer Department	Skipped	Apr 10, 2023 at 1:16 pm	Apr 11, 2023 at 11:32 am	Maria Simone	-
 Planning Department	Complete	Apr 10, 2023 at 1:16 pm	Apr 12, 2023 at 12:35 pm	Julia Gillis	-
 Police Department	Complete	Apr 10, 2023 at 1:16 pm	Apr 20, 2023 at 6:41 pm	Brandon Esip	-
 Clerk's Office	Complete	Apr 10, 2023 at 1:16 pm	May 4, 2023 at 1:42 pm	Maria Simone	-
 Schedule Hearing	Active	May 4, 2023 at 1:42 pm	-	Maria Simone	-
 Final Building Inspector Sign Off	Inactive	-	-	-	-
 Final Fire Department Sign Off	Inactive	-	-	-	-
 Final Health Department Sign Off	Inactive	-	-	-	-
 Final Payment	Inactive	-	-	-	-
 Common Vic License	Inactive	-	-	-	-



Town of Bourne, MA

May 4, 2023

CVFV-23-3

Health Department

Annual Common Victualler/Food Vendor License

Status: Complete

Became Active: Apr 10, 2023

Assignee: Kaitlyn Shea

Completed: Apr 10, 2023

Applicant

Sarah Hannon
thestand75@gmail.com
36 John Parker Road
East Falmouth, MA 02536
5085642636

Primary Location

18 BEACH ST
Bourne, MA 02657

Owner:

L.J.Palazes
SANDWICH, MA 02537

Comments

Kaitlyn Shea, Apr 10, 2023

Applicant has filled out Food Plan Review and is working with Health Department to meet all requirements of the Food Code/T5. Initial walk through scheduled for 4/13/2023. Final sign off pending food permit and pre-op inspection.

04/18/2023
Certificate #: 87

Book: XXII
Page: 87
Expiration: 04/18/2027

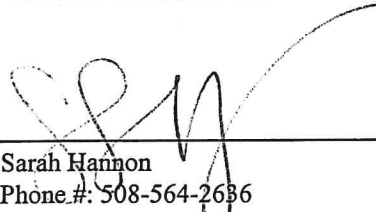
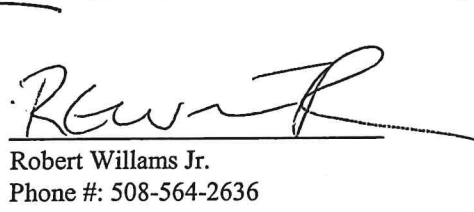
Town of Bourne
The Commonwealth of Massachusetts

BUSINESS CERTIFICATE

HLW Twenty Two Inc. dba The Stand on Beach St.
18 Beach St Monument Beach, MA 02553
Phone: 508-564-2636 SS#/FID#:

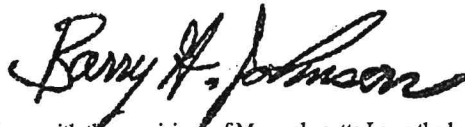
In conformity with the provisions of Chapter One Hundred and Ten, Section Five of the General Laws, as amended, the undersigned hereby declare(s) that a business under the title of HLW Twenty Two Inc. dba The Stand on Beach St. conducted at Number 18 Beach St by the following person(s):

Name	Address
Sarah Hannon	36 John Parker Rd Falmouth, MA 02536
Robert Willams Jr.	36 John Parker Rd Falmouth, MA 02536

 Sarah Hannon Phone #: 508-564-2636 ID:	 Robert Willams Jr. Phone #: 508-564-2636
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Type of Business: Restaurant

Appeared before me the above named person(s) and acknowledged the foregoing to be a true and accurate account, given under the pains and penalties of perjury this 18th day of April 2023.







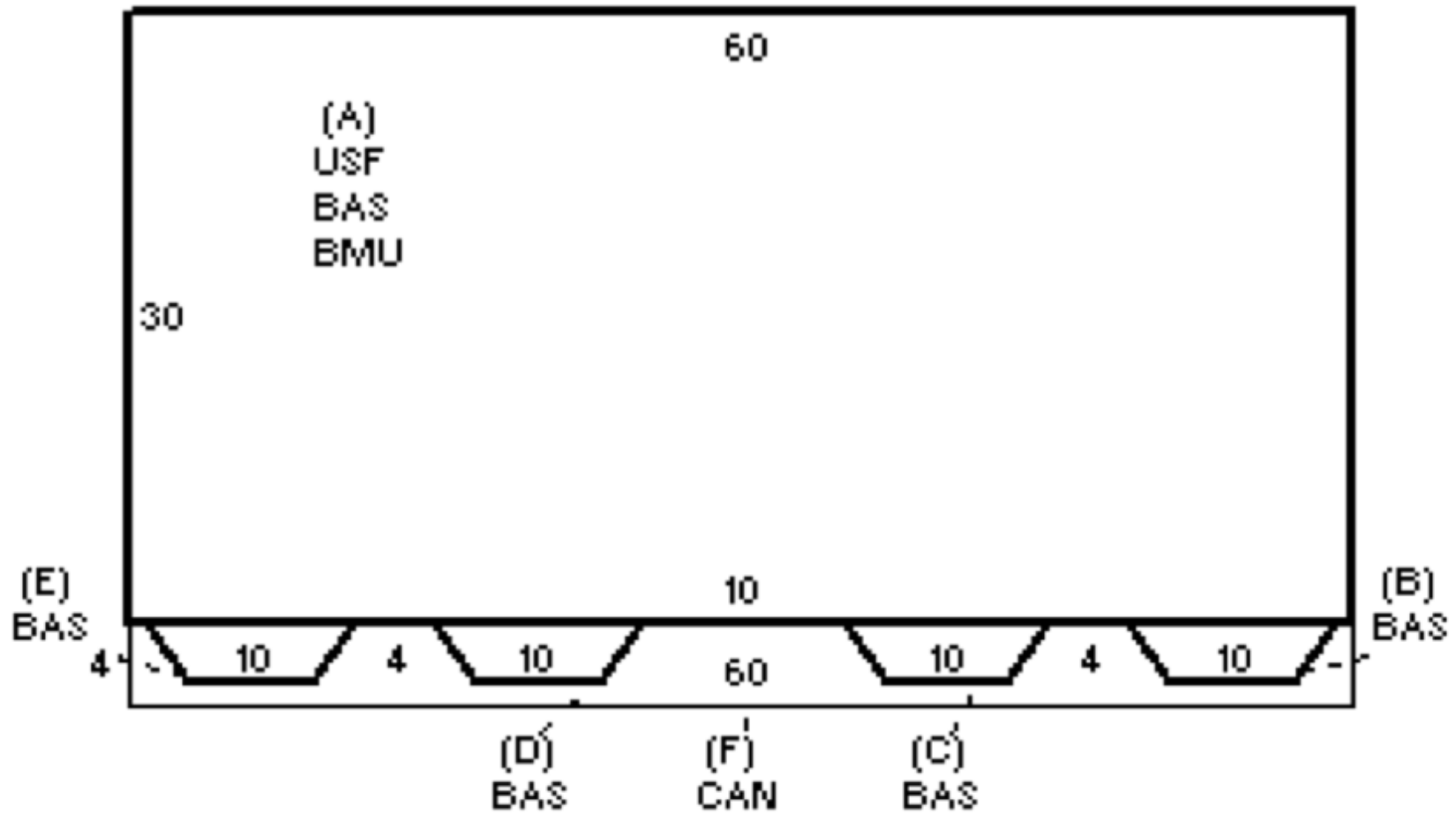
In accordance with the provisions of Massachusetts Laws the business certificate shall be in effect for a period of 4 years from the date of issue and shall be renewable by the applicant every four years thereafter. In the event of discontinuance, withdrawal of partner, retirement, or amendment of the certificate in any manner it shall be necessary to file with the Town Clerk such change, under oath. Such change shall be recorded with and become part of the original filing. Copies of the Business Certificate shall be available at the address of the business and shall be furnished to any person(s), making purchases of goods or services upon request.

Violations regarding the "Business Certificate" statute, so called, are subject to a fine of \$300.00 for each month of violation.

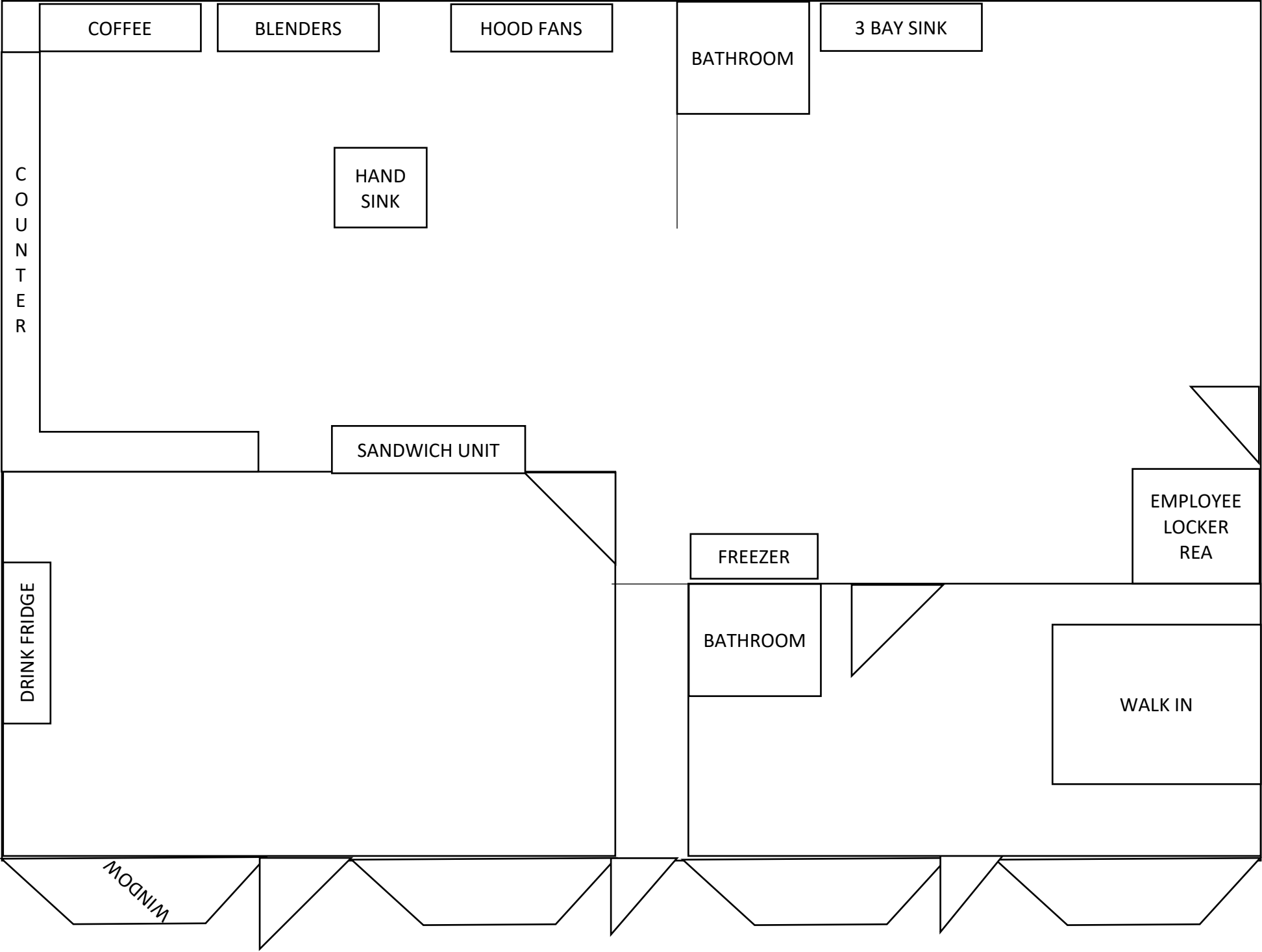
18 BEACH STREET

DUMPSTER

Employee Parking Behind Building



street parking available for customers



NOTICE
TO
EMPLOYEES



NOTICE
TO
EMPLOYEES

The Commonwealth of Massachusetts

DEPARTMENT OF INDUSTRIAL ACCIDENTS

600 Washington Street, Boston, Massachusetts 02111

617-727-4900 - <http://www.mass.gov/dia>

As required by Massachusetts General Law, Chapter 152, Sections 21, 22 & 30, this will give you notice that I (we) have provided for payment to our injured employees under the above-mentioned chapter by insuring with:

LM INSURANCE CORPORATION

NAME OF INSURANCE COMPANY

PO Box 9525, Manchester, NH 03108 (800) 562-3936

ADDRESS OF INSURANCE COMPANY

WC5-33S-B22Q50-012

09-19-2022

09-19-2023

POLICY NUMBER

EFFECTIVE DATES

ROBERT E BOUCHIE JR

PO BOX 400 1352 RT 28A

INSURANCE AGENCY

CATAUMET, MA 02534

(508) 564-5560

NAME OF INSURANCE AGENT

ADDRESS

PHONE #

36 JOHN PARKER ROAD EAST FALMOUTH,

HLW TWENTY TWO INC

MA 02536

EMPLOYER

ADDRESS

EMPLOYER'S WORKERS' COMPENSATION OFFICER (IF ANY)

DATE

MEDICAL TREATMENT

The above-named insurer is required in cases of personal injuries arising out of and in the course of employment to furnish adequate and reasonable hospital and medical services in accordance with the provisions of the Workers' Compensation Act. A copy of the First Report of Injury must be given to the injured employee. The employee may select his or her own physician. The reasonable cost of the services provided by the treating physician will be paid by the insurer, if the treatment is necessary and reasonably connected to the work related injury. In cases requiring hospital attention, employees are hereby notified that the insurer has arranged for such attention at the

NAME OF HOSPITAL

ADDRESS



TO BE POSTED BY EMPLOYER

**Annual Common Victualler/Food
Vendor License**

CVFV-23-4

Submitted On: Apr 27, 2023

Applicant

 JAMES KRANIOTAKIS
 [REDACTED]
@ jdprimepizza@gmail.com

Primary Location

590 MACARTHUR BLVD
Bourne, MA 02559

Applicant/Business Information

Individual/Corporate Name

JDML INC

Doing Business as (D/B/A)

jd prime pizza

Mailing Address (include city, state and zip code)

590 macArthur blvd UNIT D POCASSET MA 02559

Business Phone Number

508-564-5954

Business Email Address

jdprimepizza@gmail.com

Manager Name:

JAMES KRANIOTAKIS

License Information

License Category

Common Victualler's License

Do you own or will you be renting the premise?

Rent

Landlord Name

SULMONA LLC

Length of Lease

10 YEARS

Do you have employees?

Yes

Will you be serving alcohol?

No

Premise Description and Capacity Information

Total square footage

1300

of rooms with public access

2

of entrances

1

of exits

1

of floors

2

of bathrooms

1

Inside Seating Capacity

16

Inside Maximum Occupancy

16

Does this property have outside seating?

Yes

Outside Seating Capacity

6

Outside Maximum Occupancy

6

Parking Capacity

11

Signature



Town of Bourne, MA

May 4, 2023

CVFV-23-4

Health Department

Annual Common Victualler/Food Vendor License

Status: Complete

Became Active: May 1, 2023

Assignee: Terri Guarino

Completed: May 4, 2023

Applicant

JAMES KRANIOTAKIS
jdprimepizza@gmail.com
590 macArthur blvd
unit d
pocasset, Massachusetts 02559
[REDACTED]

Primary Location

590 MACARTHUR BLVD
Bourne, MA 02559

Comments

Terri Guarino, May 4, 2023

Health Dept. Permit no. FE-23-126 approved pending all other town sign offs.

no one test
location nearby
60' at line 1
excavation
7' below bottom of C.A

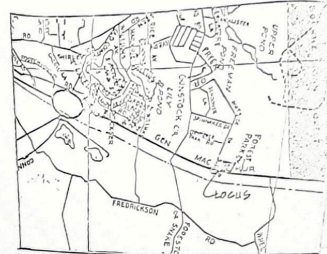
where survey line
crossed survey line
back line to 150
200' from top of survey
line line 10' with side

LOT 112
THE LASHETTE CO., INC.

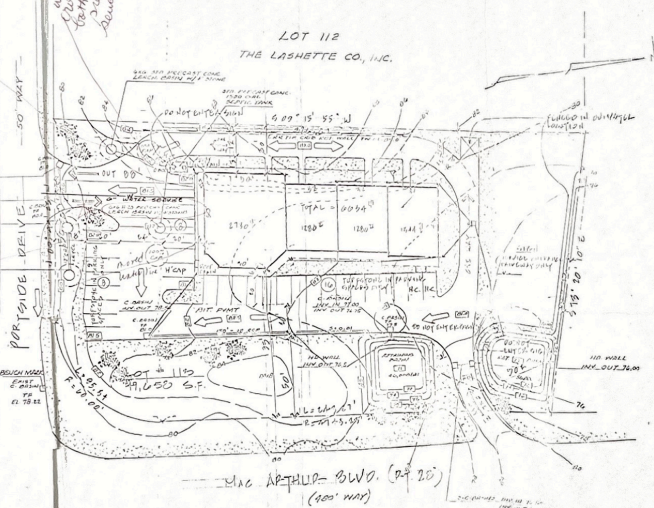
WORK COPY

LOT 111
ARTHUR G. ALDRICH, JR. ET AL

WORK COPY



LOCAL MAP
NOT TO SCALE



LOT 113 LC 340799

SITE PLAN

ZONE D-4 / WATER RESOURCE DISTRICT-A NORTH

TOTAL SITE AREA = 29,690 S.F.
TOTAL PAVED PARKING AREA = 10,590 S.F.
 $(29,690 - 10,590) = 19,100$
 $(19,100 / 29,690) = 64.3\%$
 $(64.3\% \times 100) = 64.3\%$
 $(64.3\% - 40\%) = 24.3\%$
 $(24.3\% \times 19,100) = 4,641$
 $(4,641 / 19,100) = 24.3\%$
 $(24.3\% \times 100) = 24.3\%$

AREA CALCULATIONS

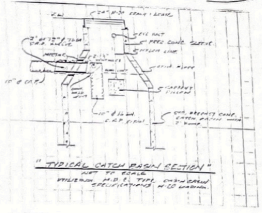
	49,650 S.F.	100% OF LOT AREA
TOTAL SITE AREA	49,650 S.F.	100% OF LOT AREA
BUILDING COVERAGE	6,634 S.F.	13.36% OF LOT AREA
PAVING COVERAGE: PAV. WALKS	12,826 S.F.	25.83% OF LOT AREA
DRIVE OPEN SPACE	30,188 S.F.	60.79% OF LOT AREA
ALTERNATE PAVING (CUT STUFF)	5,760 S.F.	11.59% OF LOT AREA

ALLOWABLE BY CODE: WATER RESOURCE DISTRICT - A NORTH - 2000 S.F.

	ALLOWABLE	ACTUAL
MAX. PERCENT COVER BY STRUCTURES	25%	13.36%
MIN. DRIVE OPEN SPACE	40%	40.79%
MAX. PERCENT REQUIRED IMPERVIOUS	60%	30.23%

TOTAL BUILDING SQUARE FOOTAGE = 8,634 S.F.
(INCLUDING BASEMENT STORAGE)

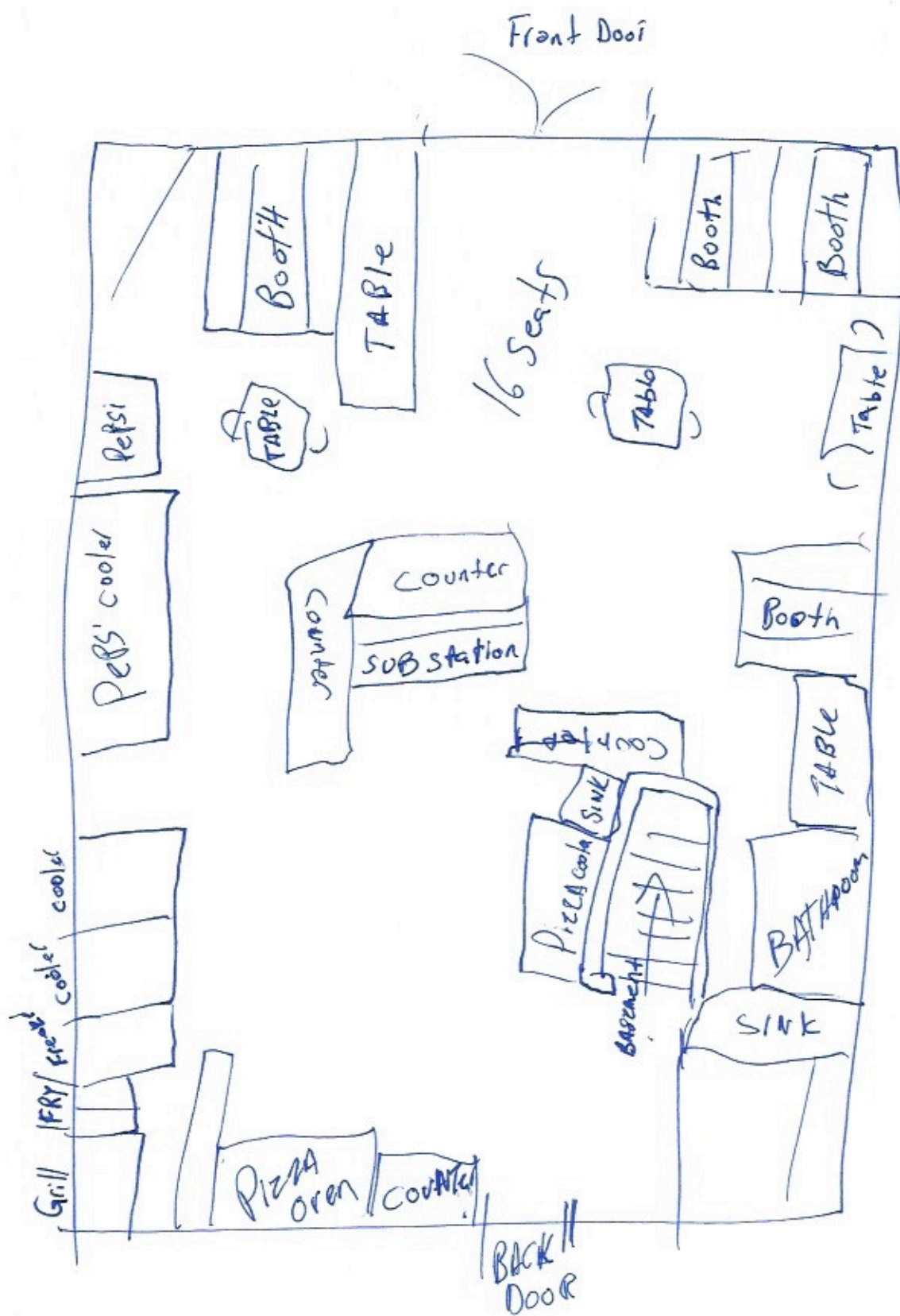
	1,500 S.F.
AREA OF COMMON LOT	1,500 S.F.
TOTAL CASUAL RETAIL AREA	5,233 - 180 = 5,053
TOTAL CASUAL STORAGE AREA	2,000 - 1,000 = 1,000
TOTAL PARKING SPACES REQUIRED	31 SPACES
TOTAL PARKING SPACES PROVIDED	32 SPACES



NOTES
SEWER SYSTEM SUBJECT TO PERCOLATION TEST
AND BOUNDING BOARD ON HEALTH APPROVAL
DIRECTION OF SURFACE DRAINAGE
DIRECTION OF FLOWING
EXIST. CONTOURS
PROPOSED CONTOURS
KNOCK MARK BASED ON 1920 MSL DATUM

NEW BUILDING
FOR
RICHARD SPARROW & SONS
AND ARTHUR ALDRICH
WILSON / GARDNER
ARCHITECTS, INC.

JD PRIME PIZZA



Town of Bourne
The Commonwealth of Massachusetts

BUSINESS CERTIFICATE

JD PRIME PIZZA**590 D MACARTHUR BLVD POCASSET, MA 02559****Phone: SS#/FID#:**

In conformity with the provisions of Chapter One Hundred and Ten, Section Five of the General Laws, as amended, the undersigned hereby declare(s) that a business under the title of JD PRIME PIZZA conducted at

Number 590 D MACARTHUR BLVD by the following person(s):

Name	Address
KRANIOTAKIS JAMES	590 D MACARTHUR BLVD POCASSET, MA 02559

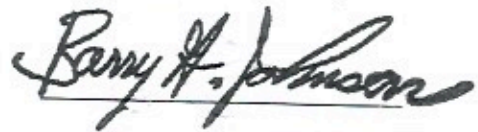

KRANIOTAKIS JAMES

Phone #:

ID:

Type of Business: PIZZA SHOP

Appeared before me the above named person(s) and acknowledged the foregoing to be a true and accurate account, given under the pains and penalties of perjury this 26th day of April 2023.



In accordance with the provisions of Massachusetts Laws the business certificate shall be in effect for a period of 4 years from the date of issue and shall be renewable by the applicant every four years thereafter. In the event of discontinuance, withdrawal of partner, retirement, or amendment of the certificate in any manner it shall be necessary to file with the Town Clerk such change, under oath. Such change shall be recorded with and become part of the original filing. Copies of the Business Certificate shall be available at the address of the business and shall be furnished to any person(s), making purchases of goods or services upon request.

Violations regarding the "Business Certificate" statute, so called, are subject to a fine of \$300.00 for each month of violation.



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

04/20/23

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

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

PRODUCER Robert E Bouchie Jr. Insurance Agency, Inc. 1352 Route 28A PO Box 400 Cataumet, MA 02534	CONTACT NAME: Barbara Kardibin	
	PHONE (A/C, No., Ext): 508-564-5560 FAX (A/C, No.): 508-564-5531	
	E-MAIL ADDRESS: info@BouchieInsurance.com	
INSURED DJML, Inc. dba JD Prime Pizza 961 Shootflying Hill Rd. Centerville, MA 02632	INSURER(S) AFFORDING COVERAGE	NAIC #
	INSURER A: American European Insurance	
	INSURER B: Safety Insurance	
	INSURER C: Atlantic Charter Insurance Co	
	INSURER D:	
	INSURER E:	
	INSURER F:	

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

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

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY			BOP 5051841	04/03/23	04/03/24	EACH OCCURRENCE \$ 2,000,000
	<input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR						DAMAGE TO RENTED PREMISES (Ea occurrence) \$
							MED EXP (Any one person) \$ 5,000
							PERSONAL & ADV INJURY \$
	GEN'L AGGREGATE LIMIT APPLIES PER:						GENERAL AGGREGATE \$ 4,000,000
	<input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC						PRODUCTS - COMPROP AGG \$ 4,000,000
	OTHER:						\$
B	AUTOMOBILE LIABILITY			5929398	04/03/23	04/03/24	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000
	<input type="checkbox"/> ANY AUTO						BODILY INJURY (Per person) \$
	<input type="checkbox"/> OWNED AUTOS ONLY	<input type="checkbox"/> SCHEDULED AUTOS					BODILY INJURY (Per accident) \$
	<input checked="" type="checkbox"/> HIRED AUTOS ONLY	<input type="checkbox"/> NON-OWNED AUTOS ONLY					PROPERTY DAMAGE (Per accident) \$
							\$
	UMBRELLA LIAB						EACH OCCURRENCE \$
	EXCESS LIAB						AGGREGATE \$
							\$
	DED RETENTION \$						\$
C	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY			WC - TBA	04/20/23	04/20/24	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	Y/N					E.L. EACH ACCIDENT \$ 1,000,000
	If yes, describe under DESCRIPTION OF OPERATIONS below	Y	N/A				E.L. DISEASE - EA EMPLOYEE \$ 1,000,000
							E.L. DISEASE - POLICY LIMIT \$ 1,000,000

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

590 MacArthur Blvd. Pocasset, MA 02559
Pizza Shop

James Kraniotakis is excluded from the above workers compensation policy.

CERTIFICATE HOLDER**CANCELLATION**Town of Bourne
24 Perry Ave
Buzzards Bay, MA 02532

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

AUTHORIZED REPRESENTATIVE

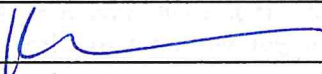
Robert E Bouchie Jr.

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FOR CONTRACTS FOR PERSONAL SERVICES ONLY:

If you are disclosing a financial interest in a contract for personal services with a municipal agency, you must file the Certification below signed by the head of the contracting agency, and you must get approval of the exemption from the city council, board of aldermen, board of selectmen or town council.

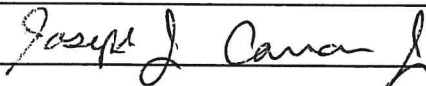
CERTIFICATION BY HEAD OF CONTRACTING AGENCY

	INFORMATION ABOUT HEAD OF CONTRACTING AGENCY
Name:	<i>Joseph John Carrara, Jr.</i>
Title/ Position	<i>Substitute Teacher</i>
Municipal Agency:	<i>Bourne Public Schools</i>
Agency Address:	<i>36 Sandwich Rd., Bourne MA 02532</i>
Office Phone:	<i>508-759-0660</i>
	CERTIFICATION
	I have received a disclosure under G.L. c. 268A, § 20(b) from a municipal employee who seeks to provide personal services to my municipal agency, identified above. I certify that no employee of my agency is available to perform the services described above as part of his or her regular duties.
Signature:	<i>Dr. Kerri Anne Quinlan-Zhou</i>  <i>Superintendent of Schools</i>
Date:	<i>April 24, 2023</i>

**APPROVAL BY CITY COUNCIL, BOARD OF ALDERMEN,
BOARD OF SELECTMEN OR TOWN COUNCIL**

	INFORMATION ABOUT APPROVING BODY
Name:	
Title/ Position	
Agency Address:	
Office Phone:	
	APPROVAL
	I have received a disclosure under G.L. c. 268A, § 20(b) from a municipal employee who seeks to provide personal services to a municipal agency, identified above. The exemption under § 20(b) is approved.
Signature:	On behalf of the Council or Board, I sign this approval.
Date:	

Attach additional pages if necessary.
File disclosure, Certification and Approval with the city or town clerk.

financial interest in the municipal contract?	Each day I substitute teach I am paid a flat rate of \$120.00 per day.
Date when you acquired a financial interest	Fall of 2022
What is the financial interest of your immediate family?	- Please explain the financial interest and include the dollar amount if you know it.
Date when your immediate family acquired a financial interest	
Write an X to confirm each statement.	<p>FOR A CONTRACT FOR PERSONAL SERVICES –</p> <p>Answer the questions in this box ONLY if you will have a contract for personal services with a municipal agency (i.e., you will do work directly for the contracting agency).</p> <p>I will have a contract with a municipal agency to provide personal services.</p> <p><input checked="" type="checkbox"/> The services will be provided outside my normal working hours as a municipal employee.</p> <p><input checked="" type="checkbox"/> The services are not required as part of my regular duties as a municipal employee.</p> <p><input checked="" type="checkbox"/> For these services, I will be compensated for not more than 500 hours during a calendar year.</p>
Employee signature:	Joseph J. Carrara Jr. 
Date:	March 12, 2023

Attach additional pages if necessary.

NOT A PERSONAL SERVICES CONTRACT – File disclosure with the city or town clerk.

SEE CERTIFICATION AND APPROVAL REQUIRED FOR PERSONAL SERVICES CONTRACTS, BELOW.

**DISCLOSURE BY MUNICIPAL EMPLOYEE
OF FINANCIAL INTEREST IN A MUNICIPAL CONTRACT
AS REQUIRED BY G. L. c. 268A, § 20(b)**

	MUNICIPAL EMPLOYEE INFORMATION
Name of municipal employee:	Joseph John Carrara Jr.
Title/ Position	Deputy Fire Chief
Fill in this box if it applies to you.	If you are a municipal employee because a municipal agency has contracted with your company or organization, please provide the name and address of the company or organization.
Agency/ Department	Bourne Fire/Rescue & Emergency Services
Agency Address	51 Meetinghouse Lane, Sagamore Beach, MA 02562
Office phone:	508-759-4412
Office e-mail:	jcarrara@townofbourne.com
	Check one: <input type="checkbox"/> Elected or <input checked="" type="checkbox"/> Non-elected
Starting date as a municipal employee.	August 1992
BOX # 1 Select either STATEMENT #1 or STATEMENT #2 . Write an X beside your financial interest.	ELECTED MUNICIPAL EMPLOYEE I am an elected municipal employee . <input type="checkbox"/> STATEMENT #1: I had one of the following financial interests in a contract made by a municipal agency before I was elected to my municipal employee position. I will continue to have this financial interest in a municipal contract. OR <input type="checkbox"/> STATEMENT #2: I will have a new financial interest in a contract made by a municipal agency. My financial interest in a municipal contract is: <input type="checkbox"/> I have a non-elected, compensated municipal employee position. <input type="checkbox"/> A municipal agency has a contract with me. <input type="checkbox"/> I have a financial benefit or obligation because of a contract that a municipal agency has with another person or an entity, such as a company or organization. <input type="checkbox"/> I work for a company or organization that has a contract with a municipal agency, and I am a "key employee" because the contract identifies me by name or it is otherwise clear that the city or town has contracted for my services in particular.
BOX # 2 Select either STATEMENT #1 or STATEMENT #2 . Write an X beside your	NON-ELECTED, COMPENSATED MUNICIPAL EMPLOYEE I am a non-elected municipal employee . <input type="checkbox"/> STATEMENT #1: I had one of the following financial interests in a contract made by a municipal agency before I took a position as a non-elected municipal employee. I will continue to have this financial interest in a municipal contract. My financial interest in a municipal contract is: A municipal agency has a contract with me, but not an employment contract.

financial interest.	<p><input type="checkbox"/> I have a financial benefit or obligation because of a contract that a municipal agency has with another person or an entity, such as a company or organization.</p> <p>- OR -</p> <p><input checked="" type="checkbox"/> STATEMENT # 2: I will have a new financial interest in a contract made by a municipal agency.</p> <p>My financial interest in a municipal contract is:</p> <p><input checked="" type="checkbox"/> I have a non-elected, compensated municipal employee position.</p> <p><input type="checkbox"/> A municipal agency has a contract with me.</p> <p><input type="checkbox"/> I have a financial benefit or obligation because of a contract that a municipal agency has with another person or an entity, such as a company or organization.</p> <p><input type="checkbox"/> I work for a company or organization that has a contract with a municipal agency, and I am a "key employee" because the contract identifies me by name or it is otherwise clear that the city or town has contracted for my services in particular.</p>
	FINANCIAL INTEREST IN A MUNICIPAL CONTRACT
Name and address of municipal agency that made the contract	Bourne Public Schools, 36 Sandwich Road, Bourne, MA 02532 508-759-0660
Please put in an X to confirm these facts.	<p>"My Municipal Agency" is the municipal agency that I serve as a municipal employee.</p> <p>The "contracting agency" is the municipal agency that made the contract.</p> <p><input checked="" type="checkbox"/> My Municipal Agency is not the contracting agency.</p> <p><input checked="" type="checkbox"/> My Municipal Agency does not regulate the activities of the contracting agency.</p> <p><input checked="" type="checkbox"/> In my work for my Municipal Agency, I do not participate in or have official responsibility for any of the activities of the contracting agency.</p> <p><input checked="" type="checkbox"/> The contract was made after public notice or through competitive bidding.</p>
FILL IN THIS BOX OR THE BOX BELOW	<p>ANSWER THE QUESTION IN THIS BOX IF THE CONTRACT IS BETWEEN THE CITY OR TOWN AND YOU.</p> <p>- Please explain what the contract is for.</p> <p>I work full time for the Bourne Fire/Rescue & Emergency Services Department. I have started substitute teaching in the Bourne School System on my days off. To date, I have only substituted 4 days total since the fall of 2022.</p>
FILL IN THIS BOX OR THE BOX ABOVE	<p>ANSWER THE QUESTIONS IN THIS BOX IF THE CONTRACT IS BETWEEN THE CITY OR TOWN AND ANOTHER PERSON OR ENTITY.</p> <p>- Please identify the person or entity that has the contract with the municipal agency.</p> <p>- What is your relationship to the person or entity?</p> <p>- What is the contract for?</p>
What is your	- Please explain the financial interest and include the dollar amount if you know it.

**Use of Town Property Event
Application**

EA-23-21

Submitted On: Apr 19, 2023

Applicant

 Paul Curley
 15089424621
 curleypwts@aol.com

Primary Contact Information

Name

Paul Curley

Business/Organization Name (if applicable)

American Lung Association

Mailing Address

260 W Exchange St, Providence, RI 02903

Cell Phone No.

508 942 4621

Email

Paul.Curley@lung.org

Event Information

Organization/Individual Hosting the event

American Lung Association

Type of Organization (LLC, non-profit)

501 c

Type of Event (i.e. banquet/concert/fundraiser/party)

bicycling

Location of Event

Town Roads

Date(s) of Event

Saturday, Sept. 23, 2023

Set up/Clean up Dates

Saturday, Sept. 23, 2023

Hours (start and end times)

9 am - 10:30 am

Total Attendance Expected

250

Description of Event

39th Annual Autumn Escape Bike Trek

Will your event require road closures?

No

Will you event impact parking?

No

Will your event impact traffic?

No

Is event open to the public?

Yes

Will admission be charged?

No

Will there be alcohol service/ on-premise consumption?

No

Will there be food?

No

Will there be vendors?

No

Will a tent be used?

No

Will you be holding a raffle?

No

Use of Electricity/generators?

No

Are you providing portable toilets?

No

Please Note:

Copy of Liability Insurance with the Town named as additional insured

Hold Harmless Agreement

Signature

true

Signature

Signature

true



EA-23-21

Use of Town Property Event Application

Status: Active

Date Created: Apr 19, 2023

Timeline

Label	Status	Activated	Completed	Assignee	Due Date
✓ Application Content and Attachments	Complete	Apr 19, 2023 at 10:50 am	Apr 20, 2023 at 12:55 pm	Maria Simone	-
✓ Fire Department Comments	Complete	Apr 20, 2023 at 12:55 pm	Apr 20, 2023 at 12:59 pm	David Pelonzi	-
✓ Police Department Comments	Complete	Apr 20, 2023 at 12:55 pm	Apr 24, 2023 at 3:04 pm	Theodore Economides	04/27/2023
✓ DPW Comments	Complete	Apr 20, 2023 at 12:55 pm	Apr 26, 2023 at 7:26 am	Matthew Quinn	-
✓ Town Administrator's Comments	Complete	Apr 26, 2023 at 7:26 am	Apr 27, 2023 at 4:00 pm	Maria Simone	-
✓ Select Board Vote	Active	Apr 27, 2023 at 4:00 pm	-	-	-
📄 Temporary Event Permit Issued	Inactive	-	-	-	-



Town of Bourne, MA

May 4, 2023

EA-23-21

Police Department Comments

Use of Town Property Event Application

Status: Complete

Became Active: Apr 20, 2023

Assignee: Theodore Economides

Completed: Apr 24, 2023

Applicant

Paul Curley
curleypwts@aol.com
96, Partridge Circle
Taunton, MA 02780
15089424621

Comments

Theodore Economides, Apr 24, 2023

No PD concerns, must follow all traffic laws.

Go (Mile)	To (Mile)	Signs	Marshall	Direction	Location (roads of travel in Bold)	Landmarks	Fastest	Slowest
Sandwich								
0	0			start	Exit Camp Burgess, 75 Stowe Road, Sandwich, MA 02563	cafeteria area	8:30	8:30
0.1	0.1			right	onto Stowe Rd			
0.8	0.9	ss	M - 2	right	onto Farmersville Rd			
1.2	2.1	ss		bear right	onto Cotuit Rd			
1.4	3.5	ss		right	onto MA-130 N			
1.5	5			straight	on MA-130 N	at Rt 6, Mid-Cape Hwy		
1.5	6.5			bear left	on MA-130 N	at Main St		
0.1	6.6		M - 1	right	onto Tupper Rd		8:48	9:06
0.4	7	lights		straight	on Tupper Rd	at Rt 6A		
0.5	7.5	sign	M - 2	right	onto Freezer Rd	then cross RR		
0.3	7.8				into Rest Stop #1, Sandwich Recreation Area	at end of road	8:54	9:18
					77 Freezer Rd., Sandwich, MA 02563			
0	7.8			straight	onto Cape Cod Canal Bike Way			
Bourne								
2	9.8			straight	on Canal Bike Way	under Sagamore Bridge	9:00	9:30
3.2	13			straight	on Canal Bike Way	under Bourne Bridge		
1.5	14.5		M - 1	left	onto Bell Rd. Ext (just after RR tracks)	end of bike way	9:12	9:54
0.2	14.7	ss		right	onto Shore Road			
0.9	15.6			bear left	on Shore Road			
1.2	16.8			bear right	on Shore Road			
1.6	18.4				Walk bikes over steel bridge or use sidewalk			
1.1	19.5			right	onto County Road			
1	20.5			right	into Rest Stop #2, Daily Brew	Corner of County Road & 28A		
					1356 Route 28A, Cataumet, MA 02534			
0	20.5			right	onto Route 28A Caution beware of traffic	town line	9:30	10:30

Go (Mile)	To (Mile)	Signs	Marshall	Direction	Location (roads of travel in Bold)	Landmarks		
Falmouth								
0.4	20.9			bear right	onto Old Main St	new for 2021	9:33	10:36
0.5	21.4	4ss S		left	on County Road	Rt 151 on left		
0.2	21.6	Sign		right	onto Shining Sea Bike Way	at R/R tracks		
0.3	21.9			straight	on Shining Sea Bike Way	mile marker 10.4		
0.2	22.1	ss		straight	on Shining Sea Bike Way	at Winslow Rd		
0.4	22.5			straight	on Shining Sea Bike Way	under Curley Blvd		
0.4	22.9	ss		straight	on Shining Sea Bike Way	at Wing Rd		
1.2	24.1	ss		straight	on Shining Sea Bike Way	at Chase Rd		
0.6	24.7	ss		straight	on Shining Sea Bike Way	at Old Dock Rd, parking		
0.3	25	ss		straight	on Shining Sea Bike Way	at Chapoquoit Rd		
0.4	25.4	ss		straight	on Shining Sea Bike Way	at Quahog Pond Ln		
1.1	26.5			straight	on Shining Sea Bike Way	under Saconeset Rd		
0.5	27			straight	on Shining Sea Bike Way	under Palmer Ave		
0.5	27.5			straight	on Shining Sea Bike Way	under Palmer Ave (again)		
0.2	27.7	Sign	M - 1	right	onto paved path at play ground	mile marker 4.5	9:50	12:18
0	27.7	Sign		right	onto Carlson Lane			
0.2	27.9	ss		left	onto Palmer Ave			
0.3	28.2	Sign	M - 3	left	onto Sippewisset Road			
2.9	31.1	4 ss		straight	onto Quissett Ave			
1.4	32.5	Sign		right	onto Buzzards Bay Ave (do not turn on Whitman Rd)	new for 2022		
0.2	32.7	ss		left	onto Gardiner Road	return to old route		
0.1	32.8			straight	on Gardiner Road	Buzzards Bay Ave on left		
0.1	32.9			bear left	on Gardiner Road	Gosnold on right		
0.1	33	4 ss		straight	on Gardiner Road becomes Albatross St.	cross Spencer Baird		
0.2	33.2			left	onto Water Street			
0.2	33.4			straight	Over new bridge			
0.1	33.5			right	onto Luscombe Ave.			
0.1	33.6	Sign		bear left	then Immediate R onto Shining Sea Bike Way	starts out thru parking lot		
0.6	34.2			straight	on Shining Sea Bike Way			
1.4	35.6	Sign		right	onto Surf Drive	leave path		
0.8	36.4			right	into Rest Stop #3, Surf Drive Beach		10:18	12:06
					54 Surf Drive, Falmouth, MA 02540			

Go (Mile)	To (Mile)	Signs		Direction	Location (roads of travel in Bold)	Landmarks		
0	36.4			right	onto Surf Drive			
0.3	36.7			right	onto Clinton Ave.			
0.5	37.2			left	onto Scranton Ave.			
0.6	37.8			right	onto Robbins Road			
0.1	37.9			right	onto Falmouth Heights Road	Island Queen Ferry to MV		
0.4	38.3			bear right	onto Grand Ave.			
0.4	38.7			left	on Grand Ave.	along water		
0.7	39.4			bear right	onto Menauhant Road			
0.9	40.3			bear left	on Menauhant Road	Ocean Ave on right		
1	41.6	Sign		left	onto Davisville Road			
1.9	43.5	lights		straight	onto Meetinghouse Rd.	cross Route 28		
0.4	43.9			bear right	onto Crocker Road			
0.2	44.1	ss		right	onto Old Barnstable Road			
1	45.1	4 ss		straight	on Old Barnstable Road	cross Carriage Shop Rd		
0.4	45.5	4 ss		straight	on Old Barnstable Road	cross Hayway Rd		
1.1	46.6			straight	on Old Barnstable Road	town line	10:48	1:06
Mashpee								
1.2	47.8	lights	M - 2	straight	on Old Barnstable Road	cross Route 151 after H.School	10:51	1:12
1.1	48.9			straight	onto Lowell Road	Old Barnstable goes right		
0.9	49.8	lights		left	onto Great Neck Road North			
0.9	50.7	lights		right	onto Route 130 or Bike Path	(no street sign)		
0.3	51	Sign	M - 1	left	onto South Sandwich Road	not easy from bike path		
1.5	52.5		M - 1	left	onto Cotuit Road (3rd exit of rotary)	town line	11:06	1:42
Sandwich								
1.2	53.7			right	onto John Ewer	new for 2021 (short cut)	11:10	1:48
0.8	54.5			right	onto Farmersville Road			
0.1	54.6	Sign	M - 1	left	onto Stowe Road	sign to Camp Burgess		
0.5	55.1			straight	on Stowe Road	Pinkham Rd on left (dirt)		
0.3	55.4	Sign	M - 2	left	into Camp Burgess, 75 Stowe Road, Sandwich, MA 02563	enter access road	11:16	2:00



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

8/3/2022

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

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

PRODUCER Arthur J. Gallagher Risk Management Services, Inc. 1667 K Street, N.W. Suite 1270 Washington DC 20006	CONTACT NAME: Julia Van De Wille PHONE (A/C, No, Ext): 301-795-6600 E-MAIL ADDRESS: Julia_VandeWille@ajg.com	FAX (A/C, No): 301-795-6610
License#: BR-724491 AMERLUN-04	INSURER(S) AFFORDING COVERAGE	NAIC #
INSURED American Lung Association 55 W. Wacker Drive, Suite 1150 Chicago IL 60601	INSURER A: Continental Insurance Company	35289
	INSURER B: Transportation Insurance Company	20494
	INSURER C:	
	INSURER D:	
	INSURER E:	
	INSURER F:	

COVERAGES**CERTIFICATE NUMBER:** 1637588509**REVISION NUMBER:**

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

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
B	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input checked="" type="checkbox"/> LOC OTHER:			6078757486	7/1/2022	7/1/2023	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 15,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000 \$
B	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY			6078757441	7/1/2022	7/1/2023	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input checked="" type="checkbox"/> RETENTION \$ 10,000			6078757455	7/1/2022	7/1/2023	EACH OCCURRENCE \$ 10,000,000 AGGREGATE \$ 10,000,000 \$
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N <input checked="" type="checkbox"/> N	N/A	6078757472	7/1/2022	7/1/2023	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000

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

RE: Name of Event: Autumn Escape Bike Trek| Date of Event: September 24-25, 2022| Type of Event: Cycling| Location of Event: Camp Burgess, 75 Stowe Road, Sandwich, MA 02563| Projected number of participants: 150-200| Number of volunteers working Event: 40

CERTIFICATE HOLDER**CANCELLATION**Town of Bourne
24 Perry Avenue
Bourne MA 02532

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

AUTHORIZED REPRESENTATIVE

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April 17, 2023

Army Corps of Engineers

Dear Ms. Carey,

This year's **39th Annual Autumn Escape Bike Trek** is set to take place **Saturday, September 23, through Sunday, September 24, 2023**. The American Lung Association is committed to the health and safety of our participants, volunteers and the communities that we pass through.

A maximum of 300 bicyclists will take part in the **Autumn Escape Bike Trek**. Riders participate at their own pace. This is not a race. All the cyclists must wear an ANSI approved helmet and are instructed to ride safely and follow all traffic laws and regulations. The **AEBT** will have both medical and mechanical support. We strive to limit our use of main roads when possible. Enclosed you will find a copy of our proposed route through your town.

I am contacting the Police Department, Board of Selectmen/Town Manager and others for approval and recognition to pass through your town. Please sign this letter acknowledging your awareness of our event and return it by email as soon as possible. **Your signature is necessary for me to obtain the appropriate State Highway Permits.**

You can reach me with any questions or concerns at paul.curley@lung.org or 508 942 4621. Thank you for your continued support throughout the many years of our fundraiser.

More information is available on the Annual Autumn Escape Bike Trek at:
<https://www.lung.org/get-involved/events?category=cycling-event>

Sincerely,

Paul Curley
Route Manager

Authorized Signature

Please Print Name/Title


Date

**Use of Town Property Event
Application**

EA-23-14

Submitted On: Mar 24, 2023

Applicant

 Beth Sobiloff





Primary Contact Information

Name

Connie Merigo

Business/Organization Name (if applicable)

National Marine Life Center

Mailing Address

120 Main St., P.O. Box 269, Buzzards Bay, MA

Cell Phone No.

Email

cmerigo@nmlc.org

Event Information

Organization/Individual Hosting the event

National Marine Life Center

Type of Organization (LLC, non-profit)

non-profit

Type of Event (i.e. banquet/concert/fundraiser/party)

Food Truck Festival

Location of Event

Other

Other

120 Main Street

Date(s) of Event

June 10, 2023

Set up/Clean up Dates

June 10, 2023

Hours (start and end times)

11:00 am - 4:00 pm

Total Attendance Expected

2000

Description of Event

6-8 food trucks plus a couple of carts/tents for food, petting zoo, approx. 20 craft vendors, music

Will your event impact parking?

Yes

Will your event impact traffic?

Yes

Any event that will impact parking or traffic must reach out to the Police Department four weeks prior to event.

Is event open to the public?

Yes

Will admission be charged?

Yes

Will there be alcohol service/ on-premise consumption?

Yes

Alcoholic beverages are not permitted on Town property without a One Day Liquor License issued by the Select Board. A separate application and fee is required.

Will there be food?

Yes

Describe type of food

food trucks

Will there be vendors?

Yes

Informational Vendors

1

Will a tent be used?

Yes

of tents up to 10x10

1

Will the vendors be using tents?

Yes

of tents up to 10x10

--

Will you be holding a raffle?

No

If Yes for what purpose

music

Are you providing portable toilets?

Yes

Type of Vendors

Both

of Retail Vendors

20

Size of tent

mix of both

of tents over 10x10

3

Size of tents

up to 10x10

No stakes are allowed at Buzzards Bay Park. No grills, propane tanks, space heaters, or smoking under tent. A clear exit and fire extinguisher is required. A separate tent application from the building department may be required.

Use of Electricity/generators?

Yes

Electricity is not available or guaranteed at every location. If a generator is required, it is the responsibility of the event organizer.

Town portable toilets are not available in every location. Additional toilets may be required for your event based on expected attendance. These are the responsibility of the event organizer.

Please Note:

Copy of Liability Insurance with the Town named as additional insured

Hold Harmless Agreement

Signature

true

Signature

Signature

true



EA-23-14

Application Content and Attachments

Use of Town Property Event Application

Status: Complete

Became Active: Mar 24, 2023

Assignee: Kathleen Thut

Completed: Mar 27, 2023

Applicant

Beth Sobiloff

[REDACTED]
Plymouth, Massachusetts 02360
[REDACTED]

Comments

Beth Sobiloff, Mar 24, 2023

The brewery that we are working with is going to take care of the liquor license. We will have a banner across Main Street, the same as last year, which we will want to put up 3-4 weeks before the event. We specifically request use of the "greenway" that runs between the town parking lot and our admin building for part of our set up if needed. We are thinking that we will need to put the craft vendors there.

**EA-23-14**

Use of Town Property Event Application

Status: Active**Date Created:** Mar 24, 2023**Timeline**

Label	Status	Activated	Completed	Assignee	Due Date
✓ Application Content and Attachments	Complete	Mar 24, 2023 at 2:26 pm	Mar 27, 2023 at 8:50 am	Kathleen Thut	-
✓ Building Inspector Comments	Complete	Mar 27, 2023 at 8:50 am	Mar 27, 2023 at 8:53 am	Cassie Hammond	03/28/2023
✓ Health Agent Comments	Complete	Mar 27, 2023 at 8:50 am	Mar 27, 2023 at 9:10 am	Kaitlyn Shea	-
✓ Police Department Comments	Complete	Mar 27, 2023 at 8:50 am	Mar 30, 2023 at 3:10 pm	Theodore Economides	04/03/2023
✓ DPW Comments	Complete	Mar 27, 2023 at 8:50 am	Apr 4, 2023 at 2:00 pm	Matthew Quinn	-
✓ Fire Department Comments	Complete	Mar 27, 2023 at 8:50 am	Apr 5, 2023 at 1:21 pm	David Pelonzi	-
✓ Town Administrator's Comments	Complete	Apr 5, 2023 at 1:21 pm	Apr 10, 2023 at 11:52 am	Maria Simone	-
✓ Select Board Vote	Active	Apr 10, 2023 at 11:52 am	-	-	-
📄 Temporary Event Permit Issued	Inactive	-	-	-	-



Town of Bourne, MA

May 4, 2023

EA-23-14

Building Inspector Comments

Use of Town Property Event Application

Status: Complete

Became Active: Mar 27, 2023

Assignee: Cassie Hammond

Completed: Mar 27, 2023

Applicant

Beth Sobiloff

[REDACTED]
Plymouth, Massachusetts 02360
[REDACTED]

Comments

Ann Gutterson, Mar 27, 2023

Any tent over 10x10 requires a tent permit and flame retardant certificates for each. <https://bournema.viewpointcloud.com/categories/1071>
(<https://bournema.viewpointcloud.com/categories/1071>)



Town of Bourne, MA

May 4, 2023

EA-23-14

Health Agent Comments

Use of Town Property Event Application

Status: Complete

Became Active: Mar 27, 2023

Assignee: Kaitlyn Shea

Completed: Mar 27, 2023

Applicant

Beth Sobiloff

[REDACTED]
Plymouth, Massachusetts 02360
[REDACTED]

Comments

Kaitlyn Shea, Mar 27, 2023

Good Morning -- Please let food vendors know that if they are not annually permitted with the Health Department they will need to submit a temporary food permit application, I will provide the link below.

Also, if you could please provide a master list of all food vendors to us, so that permitting is easily tracked for the event. You can send that list to kshea@townofbourne.com (mailto:kshea@townofbourne.com). Thank you.

Health Dept - Temporary Food Permit - ViewPoint Cloud
(<https://bournema.viewpointcloud.com/categories/1073/record-types/1006474>)



Town of Bourne, MA

May 4, 2023

EA-23-14

Police Department Comments

Use of Town Property Event Application

Status: Complete

Became Active: Mar 27, 2023

Assignee: Theodore Economides

Completed: Mar 30, 2023

Applicant

Beth Sobiloff

[REDACTED]
Plymouth, Massachusetts 02360
[REDACTED]

Comments

Theodore Economides, Mar 30, 2023

Must coordinate with PD 4 weeks in advance regarding crowd and traffic control plans. Applicant responsible for costs associated with officers assigned to event.



EA-23-14

Fire Department Comments

Use of Town Property Event Application

Status: Complete

Became Active: Mar 27, 2023

Assignee: David Pelonzi

Completed: Apr 5, 2023

Applicant

Beth Sobiloff

[REDACTED]
Plymouth, Massachusetts 02360
[REDACTED]

Comments

David Pelonzi, Mar 27, 2023

1. We will need a map of the proposed site layout to ensure proper emergency access to the event. It does not have to be an engineered drawing.
2. Concession stands utilized for cooking shall have a minimum of 10 feet of clearance on two sides.
3. If there is any use of free-standing propane for cooking (not attached to a food truck) then a permit is required for quantities over 42 pounds. One permit can be issued for the site for the day if this is the case.
4. I am researching what is required for the food trucks, since there has been an update to the fire code this year.

David Pelonzi, Apr 7, 2023

I attached a copy of the NFPA Food Truck Fact Sheet to assist with set up and operations of the event.

One Day Liquor License**ODLL-23-3**

Submitted On: Apr 5, 2023

Applicant

 Lauren Horgan
 6178175697
@ lauren.horgan@castleislandbeer.com

Primary Location

120 MAIN ST
Bourne, MA 02532

Applicant Information**Contact/Manager Name**

Lauren Horgan

Contact/Manager Phone

617-817-5697

Contact/Manager Email

lauren.horgan@castleislandbeer.com

Type of Organization

For profit

Name of Organization

Castle Island Brewing Company

Organization Address

31 Astor Ave, Norwood, MA 02062

Premises to be Licensed**Venue Name**

National Marine Life Center

Address

120 Main Street, Buzzards Bay, MA 02532

Venue Contact Person

Connie Merigo

Venue Phone Number

(508) 743-9888

Is this event indoors or outdoors?

Outdoors

A site plan will be required for all events. The plan should indicate where alcohol will be served and consumed. Additional details should include parking, tents, food setup, guest seating, etc. A hand drawn plan is acceptable.

Event Information**Type of event**

Food Truck Festival

Provide a brief description of event

Food Truck Festival for the National Marine Life Center Fundraiser. Castle Island Brewing Co. will be servicing and staffing the beer garden. Castle Island Brewing will be serving Castle Island Brewing Co. canned beer.

Date of Event

06/10/2023

Start Time

11:00

End Time

4:00

Admission Charge

0

Estimated Hourly Attendance

500

Describe how alcohol will be served and managed/monitored

Alcohol will be served by TIPs certified bar staff, staff will check IDs and be guests will be provided wristband at the entrance of the beer garden identifying them as 21+. Beer Garden will be roped off from the rest of the festival to identify where consumption may

occur.

Additonal Permits

Will there be food?

--

Size of tent(s)

up to 10x10

Will there be a raffle?

--

Will there be entertainment?

--

Will a tent(s) be used?

Yes

Number of tents

2

Will there be vendors?

--

Please Note

Liability Insurance

Liability Disclaimer

Signature











true

Signature

Signature

true

**ODLL-23-3****One Day Liquor License****Status:** Active**Date Created:** Apr 5, 2023**Timeline**

Label	Status	Activated	Completed	Assignee	Due Date
 Original Submission	Issued	Apr 5, 2023 at 10:32 am	Apr 5, 2023 at 10:32 am	-	-
 Application Content and Attachments	Complete	Apr 5, 2023 at 10:32 am	Apr 5, 2023 at 1:25 pm	Maria Simone	-
 Department of Public Works	Complete	Apr 5, 2023 at 1:25 pm	Apr 6, 2023 at 7:11 am	Matthew Quinn	-
 Fire Department	Complete	Apr 5, 2023 at 1:25 pm	Apr 7, 2023 at 10:04 am	David Pelonzi	-
 Building	Complete	Apr 5, 2023 at 1:25 pm	Apr 7, 2023 at 11:39 am	Cassie Hammond	-
 Police Department	Complete	Apr 5, 2023 at 1:25 pm	Apr 21, 2023 at 4:58 pm	Brandon Esip	-
 Town Administrator Approval	Complete	Apr 21, 2023 at 4:58 pm	Apr 27, 2023 at 3:59 pm	Maria Simone	-
 License Commission Board Vote	Active	Apr 27, 2023 at 3:59 pm	-	Maria Simone	-
 Fee Payment	Inactive	-	-	-	-
 One-Day Liquor License	Inactive	-	-	-	-



Town of Bourne, MA

May 4, 2023

ODLL-23-3

Police Department

One Day Liquor License

Status: Complete

Became Active: Apr 5, 2023

Assignee: Brandon Esip

Completed: Apr 21, 2023

Applicant

Lauren Horgan
lauren.horgan@castleislandbeer.com
31 Astor Ave
Norwood, MA 02062
[REDACTED]

Primary Location

120 MAIN ST
Bourne, MA 02532

Owner:

Town of Bourne
24 Perry Ave BUZZARDS BAY, MA 02532

Comments

Brandon Esip, Apr 20, 2023

The site plan has a fence blocking the roadway to the Army Corps parking lot. Can you please confirm that this is a drawing error and that there is not a plan to block the roadway.

Lauren Horgan, Apr 21, 2023

It was a drawing error. I uploaded the revised map.

Brandon Esip, Apr 21, 2023

Thank-you. I appreciate that.

Applicant to contact PD 2 weeks prior to the event to discuss detail officer assigned to the beer garden. No alcohol allowed outside the beer garden. All liquor laws to be followed.

No other PD concerns.



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

04/04/2023

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

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

PRODUCER Insurance Marketing Agencies 306 Main Street, 5th Floor Worcester MA 01608		CONTACT NAME: Casey Brown PHONE (A/C, No, Ext): (508) 753-7233 E-MAIL ADDRESS: cpb@imaagency.com FAX (A/C, No): (508) 754-0487	
		INSURER(S) AFFORDING COVERAGE INSURER A: Cincinnati Insurance Company	NAIC # 10677
INSURED Castle Island Brewing Company LLC 31 Astor Ave Norwood MA 02062		INSURER B: MA Retail Merchants	
		INSURER C:	
		INSURER D:	
		INSURER E:	
		INSURER F:	

COVERAGES**CERTIFICATE NUMBER:** CL2311221712**REVISION NUMBER:**

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

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC OTHER:	Y		ETD0616006	05/17/2022	05/17/2023	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 500,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000 \$
A	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY			EBA0653707	05/17/2022	05/17/2023	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	<input checked="" type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> EXCESS LIAB DED RETENTION \$ <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS-MADE			ETD0616006	05/17/2022	05/17/2023	EACH OCCURRENCE \$ 5,000,000 AGGREGATE \$ 5,000,000 \$
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below Y/N Y	N/A		014005034885123	01/01/2023	01/01/2024	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTHER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
A	Liquor Liability			ETD0616006	05/17/2022	05/17/2023	Each Occurrence \$1,000,000 Aggregate \$2,000,000

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

RE: National Marine Life Center Food Truck Festival
Address: National Marine Life Center, 120 main Street, Bourne, MA 02532
Date: June 10th, 2023 - 11:00am - 4:00pm

Town of Bourne is/are named as additional insured(s) with respect to General Liability where required by written contract.

CERTIFICATE HOLDER**CANCELLATION**

Town of Bourne
24 Perry Avenue

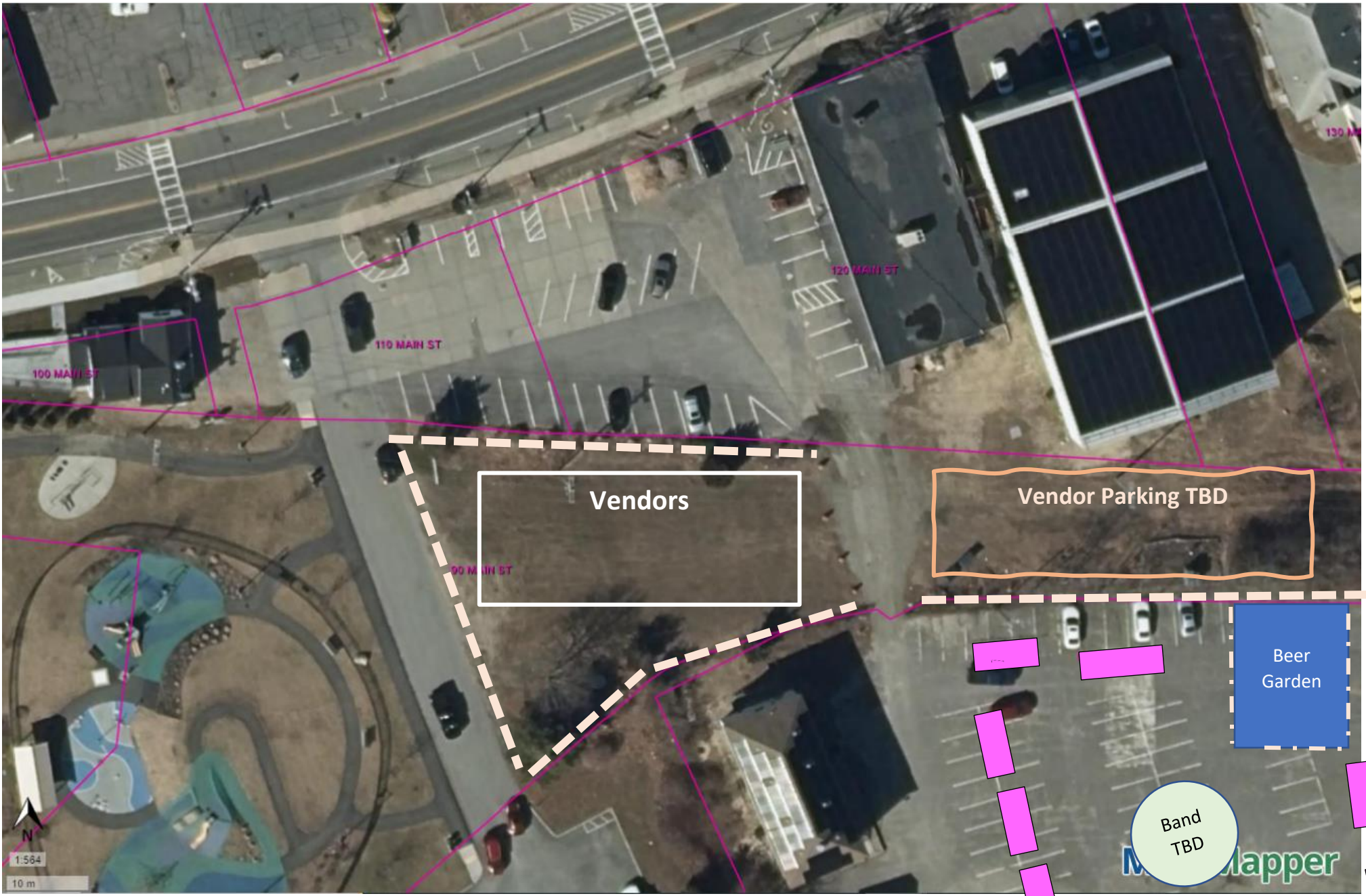
Bourne

MA 02532

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

AUTHORIZED REPRESENTATIVE

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Key:

- Fence
- Beer Garden Rope
- Food Truck

NOT TO SCALE

Castle Island Brewing Co. Beer Garden

Key:



Bench



Fence



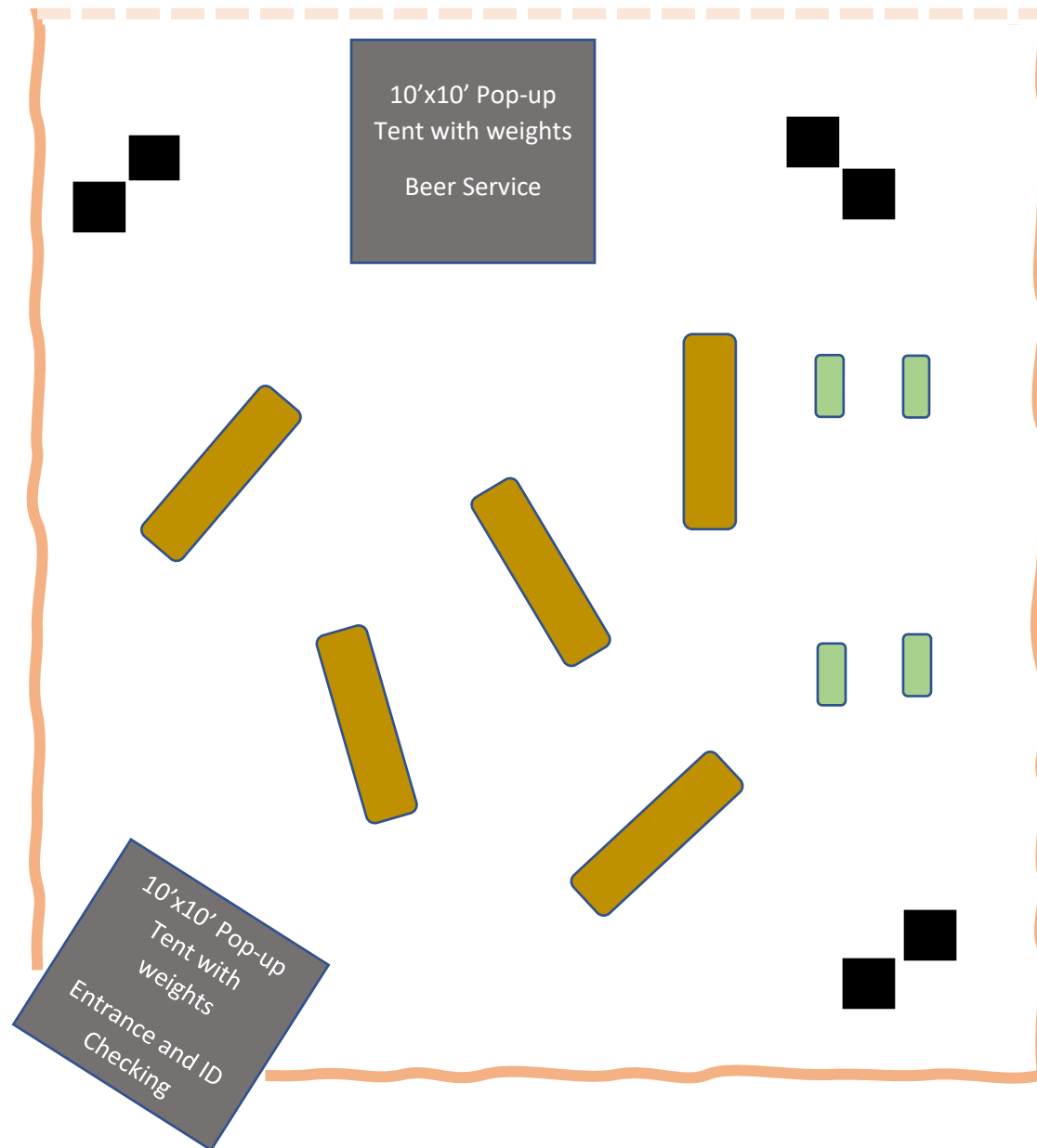
Roped
Area



Chairs



Cornhole
board



Notes:

Benches, Chairs and cornhole
boards are estimated counts.

NOT TO SCALE



TIPS On-Premise

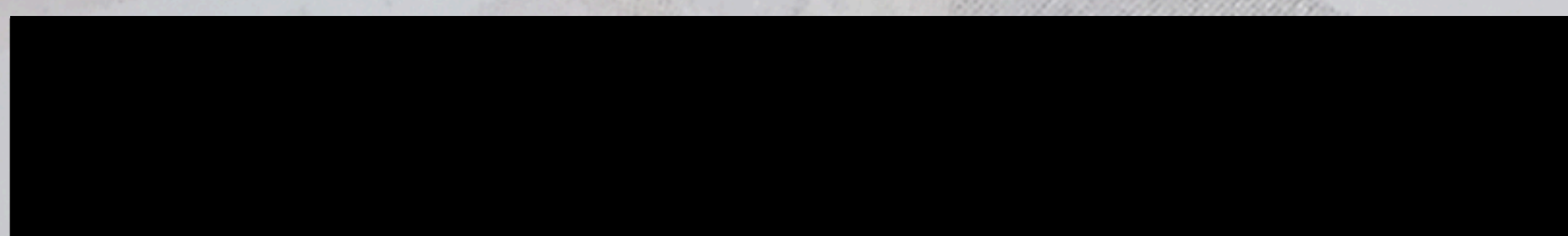
CERTIFIED

Issued: 2/6/2023

Expires: 2/5/2026

ID #: 27664020

Amanda Wood



Norwood MA 2062



Kathleen A. Riley, FSA, MAAA, EA
Senior Vice President and Chief Actuary
T 617.424.7336
M 617.872.1541
kriley@segalco.com

116 Huntington Avenue
Suite 901
Boston, MA 02116-5744
segalco.com

February 24, 2023

Retirement Board
Barnstable County Retirement Association
750 Attucks Lane
Hyannis, MA 02601

Re: Cost of Increasing the July 1, 2022 COLA from 3% to 5%

Dear Board Members:

As requested, we have estimated the cost of increasing the July 1, 2022 Cost of Living Adjustment (COLA) from 3% to 5% with the current base of \$18,000 for the Barnstable County Retirement Association. Note that this cost estimate is a one-time increase in the annual COLA percentage, which is projected to be 3% for 2023 and thereafter. We have assumed the additional cost would first be reflected in the fiscal 2025 appropriation. The estimates in this report are based on the January 1, 2022 Actuarial Valuation and Review of the Barnstable County Retirement Association and do not reflect any experience gains or losses after that date.

Increasing the July 1, 2022 COLA from 3% to 5% increases the July 1, 2022 unfunded liability by \$11,360,052, or 1.5%, from \$780,819,667 to \$792,179,719.

The funding schedule included in the January 1, 2022 actuarial valuation report fully funds the actuarial accrued liability of the Barnstable County Retirement Association by June 30, 2037 with total payments increasing 5.80% per year through fiscal 2036 and a reduced payment in fiscal 2037.

We have incorporated the additional cost of increasing the July 1, 2022 COLA to 5% into the funding schedule by amortizing the additional liability in payments that increase 5.80% per year for the group that excludes the Retired Sheriffs and 4.22% per year for the Retired Sheriffs, which are added to the current appropriations for fiscal 2025 through fiscal 2037.

The appropriations for fiscal 2023 through fiscal 2037 shown in the current funding schedule and reflecting the 5% COLA are shown on the following page.

Actuarially Determined Contribution (ADC) – 5% COLA on July 1, 2022

Fiscal Year Ended June 30,	Current ADC – 3% COLA on July 1, 2022 (Excluding Retired Sheriffs)	Current ADC – 3% COLA on July 1, 2022 (Retired Sheriffs Only)	Increase in ADC - Additional UAL Payments beginning in Fiscal 2025 (Excluding Retired Sheriffs)	Increase in ADC - Additional UAL Payments beginning in Fiscal 2025 (Retired Sheriffs Only)
2023	\$76,920,966	\$1,878,012	\$0	\$0
2024	81,412,073	1,957,246	0	0
2025	86,164,916	2,039,824	1,079,602	27,114
2026	91,194,730	2,125,885	1,142,219	28,258
2027	96,517,633	2,215,578	1,208,468	29,450
2028	102,150,683	2,309,054	1,278,559	30,693
2029	108,111,927	2,406,475	1,352,716	31,988
2030	114,420,464	2,508,005	1,431,173	33,337
2031	121,096,501	2,613,819	1,514,181	34,744
2032	128,161,421	2,724,098	1,602,004	36,210
2033	135,637,850	2,839,029	1,694,920	37,738
2034	143,549,728	2,958,810	1,793,225	39,330
2035	151,922,389	3,083,644	1,897,232	40,989
2036	160,782,639	3,213,744	2,007,272	42,718
2037	76,509,556	3,349,334	2,123,694	44,521

These cost estimates are based on the assumptions used in the most recent actuarial valuation of the Barnstable County Retirement Association. To the extent there is adverse experience, employer contributions will increase and the cost related to the increased COLA may be different than expected. For example, if members live longer than assumed under the current mortality table assumption, the cost of increasing the COLA will be higher than shown.

Please refer to our January 1, 2022 Actuarial Valuation and Review dated December 20, 2022 for the data, assumptions and plan of benefits underlying these calculations and for a discussion of the risks that may affect the Barnstable County Retirement Association.

This report was prepared in accordance with generally accepted actuarial principles and practices at the request of the Board to assist in administering the Retirement Association.

The measurements shown in this actuarial valuation may not be applicable for other purposes. Future actuarial measurements may differ significantly from the current measurements presented in this report due to such factors as the following: plan experience differing from that anticipated by the economic or demographic assumptions; changes in economic or

demographic assumptions; increases or decreases expected as part of the natural operation of the methodology used for these measurements (such as the end of an amortization period); and changes in plan provisions or applicable law.

Segal valuation results are based on proprietary actuarial modeling software. The actuarial valuation models generate a comprehensive set of liability and cost calculations that are presented to meet regulatory, legislative and client requirements. Deterministic cost projections are based on a proprietary forecasting model. Our Actuarial Technology and Systems unit, comprised of both actuaries and programmers, is responsible for the initial development and maintenance of these models. The models have a modular structure that allows for a high degree of accuracy, flexibility and user control. The client team programs the assumptions and the plan provisions, validates the models, and reviews test lives and results, under the supervision of the responsible actuary.

The actuarial calculations were directed under my supervision. I am a member of the American Academy of Actuaries and meet the Qualification Standards of the American Academy of Actuaries to render the actuarial opinion herein. To the best of my knowledge, the information supplied in this actuarial valuation is complete and accurate. The assumptions used in this actuarial valuation were selected by the Board based upon my analysis and recommendations. In my opinion, the assumptions are reasonable and take into account the experience of the Barnstable County Retirement Association and reasonable expectations.

Please let us know if you have any questions or need any additional information.

Sincerely,



Kathleen A. Riley, FSA, MAAA, EA
Senior Vice President and Chief Actuary

cc: Susy Bento Holmes, Executive Director

Kathleen Thut

From: Meghan Flanagan <mmflanagan@donahue.umass.edu>
Sent: Friday, April 21, 2023 11:18 AM
To: Marlene McCollem
Cc: Susan Strate
Subject: RE: Potential Correction to Census 2020 count -- Massachusetts Maritime dormitories
Attachments: 2020pcgqr_BourneMA_MC2500107175_evidence.pdf;
2020pcgqr_BourneMA_MC2500107175_letter.docx;
2020pcgqr_BourneMA_MC2500107175.xlsx

Hi Marlene,

Thank you for your participation!

Please find attached the case submission. We are providing a letter (2020pcgqr_BourneMA_MC2500107175_letter) for the Chair to sign, outlining the reason for the challenge, and designating Susan and me to submit the case on your behalf. After signing, you can scan and email the document back to us for submission, or, if you prefer, you can mail the signed copy back to me or Susan at the [address highlighted below](#).

Also included for your records is the rest of the submission:

- 2020pcgqr_BourneMA_MC2500107175.xlsx: This is the template required by the Census that includes the details of the GQ in your case. The blue tab "GQ Name (Required)" is the only relevant one for your submission, and it is where the GQ information is recorded (name, address, location, etc.).
- 2020pcgqr_BourneMA_MC2500107175_evidence.pdf: Correspondence and a completed group quarters survey of Massachusetts Maritime Academy dorms, which supports the new population count.

Please feel free to reach out with any questions. Thanks!

-Meghan

Meghan Flanagan, M.S. (she/her)
Senior Research Analyst
Economic and Public Policy Research
Donahue Institute
UMass Amherst
100 Venture Way
Suite 9
Hadley, MA 01035
donahue.umass.edu
[Twitter](#) [LinkedIn](#) [Facebook](#)

UMassAmherst

Donahue Institute

From: [Kate Jones](#)
To: [Matthew Schlaikjer](#)
Cc: [Rose-Marie Cass](#); [Patrick Dillon](#); [Megan Cunniff](#)
Subject: University of Massachusetts Donahue Institute - Census Review, Correction, and Update Survey.
Date: Friday, December 2, 2022 3:22:53 PM
Attachments: [Massachusetts Maritime Academy GQ5 Part B 11.16.2022.xlsx](#)

Good Afternoon:

Please find the Massachusetts Maritime Academy response to the UMass Donahue Institute Population Estimates Program below. The **Campus Population Counts** provided in Part A #3 are from saved data as close to the requested date as we could access. The actual date has been updated in the shaded rows. Please let us know if you have any questions or if additional information is needed.

Best,

--



Kate Jones
Student Services

Massachusetts Maritime Academy
101 Academy Drive
Buzzards Bay, MA 02532
508.830.5047
kjones@maritime.edu



[Connect With Us!](#)

2022 GROUP QUARTERS SURVEY | Massachusetts Maritime Academy

First, save the attached file to a known location.

Then click REPLY before entering any information below.

PART A: Massachusetts Maritime Academy Student Resident Counts

The UMass Donahue Institute Population Estimates Program collects population counts for student housing every year as part of the annual Group Quarters Survey. These population counts are used by the U.S. Census Bureau to produce their official population estimates for the intercensal years. Make sure your student population is counted by responding to the following three questions.

1 Contact Information

Is that contact information that we have on file (below) the correct and appropriate contact for this survey?

☐ Yes

☒ No

If any of the information below is incorrect, or if there is a more appropriate contact for this survey, please note any changes in the space provided.

Field

Contact information on file

Corrections to contact information

Contact Name	Ms. Elizabeth Benway	Megan Cunniff
Contact Title	Dean of Human Resources, Equal Opportunity and Diversity	Institutional Research Office
Facility Name	Massachusetts Maritime Academy	
Address 1	101 Academy Drive	
Address 2	Buzzards Bay, MA 02532	
Phone	508-830-5086	508.830.5359
Email	ebenway@maritime.edu	mcunniff@maritime.edu

2 Type of Student Housing

What type of housing does your office manage? Please mark with an "X" to select all options that apply.

- ☐ N/A. If you do not provide housing, you do not need to complete the rest of this survey. Please be sure to contact us so we can remove you from our mailing list.
- ☒ Dormitories/residence halls only
- ☐ Fraternity/sorority housing only
- ☐ Combination of dormitories/residence halls & fraternity/sorority housing
- ☐ Other (Please specify):

3 Campus Population Counts

Please update the campus resident population counts in the table below.

- In the space provided, please list your campus resident population, broken down by city/town and excluding family housing for:
 - October 15, 2019
 - April 1, 2020 if not for COVID-related closures
 - October 15, 2020
 - April 1, 2021
 - October 15, 2021
 - April 1, 2022 (if available)
- If there is any additional student housing at your school that is located in a city or town not listed in the table below, please note those locations and population counts in the table.
- If you are using a count date other than the dates listed in the table below, please note it here: _____ please see the shaded areas below for the specific dates used. _____

Housing city/town	Count on 10/09/19	Count on 3/10/20*	Count on 10/12/20
		*IF NOT FOR COVID	

CLOSURES			
Buzzards Bay	1592	1525	676

Housing city/town	Count on 4/07/21	Count on 10/12/21	Count on 4/4/22
Buzzards Bay	1059	1365	1251

[illegible]



PART B: Group Quarters Facility Addresses for Census 2020 Review and Correction Massachusetts Maritime Academy												
STEP 1			STEP 2			STEP 3	STEP 4		STEP 5			
REVIEW NAMES & ADDRESSES FOR NEEDED CORRECTIONS			MARK ONE			TYPE	POPULATION 2019	POPULATION 2020	PLEASE ENTER CORRECTIONS BELOW THEN SAVE, PRINT AND MAIL <u>OR</u> EMAIL AS AN ATTACHMENT TO MSchlaikjer@donahue.umass.edu			
STUDENT HOUSING	FACILITY NAME	STREET ADDRESS	CITY	Name & Address Correct	Name or Address NOT Correct	No longer in use	D-Dorm F-Family/Graduate G-Greek (Frat/Sor.) O-Overflow (i.e. hotel) Population of building on 10/1/2019	Population of building on 4/1/2020 (expected population on April, 1 2020 if not for COVID-related closures)	STUDENT HOUSING FACILITY NAME	STREET ADDRESS	CITY	ZIP CODE

To whom it may concern:

The Town of Bourne, MA (Entity ID MC2500107175) wishes to challenge group quarters populations under the Post-Census Group Quarters Review program. As the highest official, I designate Susan Strate and Meghan Flanagan at the UMass Donahue Institute to prepare and submit a challenge submission on our behalf.

Based on discrepancies in block-level GQ populations between our records and the P.L.94-171 Redistricting Data, we include in this challenge the following GQs, which are certified to exist on April 1, 2020, and had the population described below:

Block GEOID	GQ Name	GQ Type	Updated GQ Count
250010137004004	Hampton Inn	501	48
Block Total:			48
250010137004029	First Company (Gray Hall)	501	236
	Second Company (Basset Hall)		252
	Third Company (Wilson Hall)		159
	Fourth Company (Thompson Hall)		191
	Fifth Company (Limouze Hall)		186
	Sixth Company (Abele Hall)		198
	Seventh Company (Thompson Hall)		172
Block Total:			1394
Town Total:			1442

In accordance with the PCGQR Program, we are submitting 2020 PCGQR Response Template file specifying the details of the GQ under review. Please see the “notes” column on the “GQ Name (Required)” tab for information regarding the documentation. Also submitted is a packet containing supporting documentation for this GQ (2020pcgqr_ Bourne_ MC2500107175_evidence.pdf) which includes email correspondence with Massachusetts Maritime Academy their response to a survey conducted by the UMass Donahue Institute documenting the number of residents at each GQ on April 1, 2020.

Please contact Meghan Flanagan (mmflanagan@donahue.umass.edu) or Susan Strate (sstrate@donahue.umass.edu) at the UMass Donahue Institute with any questions.

Sincerely,

Peter J. Meier

Attachment: 2020pcgqr_ BourneMA_ MC2500107175.xlsx, 2020pcgqr_ BourneMA_ MC2500107175_evidence.pdf

From: [Kathleen A. Stubstad](#)
To: [Kathleen Thut](#); [Maria Simone](#)
Subject: SWOP name change
Date: Monday, March 13, 2023 4:19:22 PM

Hi,

My name is Kathy Stubstad and I am the current director of SWOP(Special Works Opportunities Program). On behalf of our Board members I am requesting that the Selectboard allows us to change our name from Special Works Opportunities Program, to Socializing with our Peers, a name that truly describes what our program is and does.

We thank you for your consideration.

Kathleen A. Stubstad
Director

Nicole Tatro
Assistant director

Board Members:

Sue Cronin
Judy Shorrock
Beth Bohacs
Don Rhodes

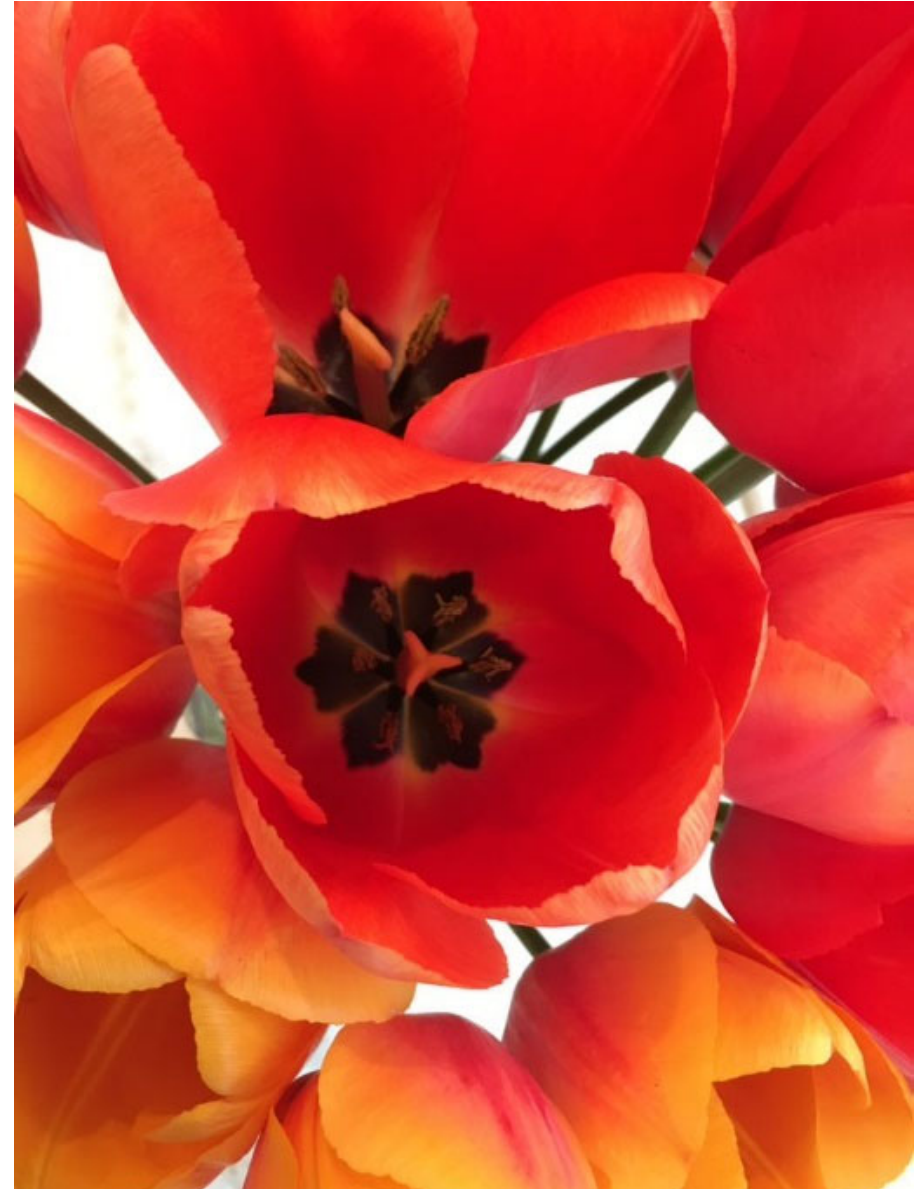
Sent from my Verizon, Samsung Galaxy smartphone
Get [Outlook for Android](#)

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

Aptucxet Gardening Club of Bourne

Who We Are

*Presented at the May 9, 2023
Town of Bourne Select Board Public Meeting*





85 years

Born
To Serve Bourne

We are:

- ❖ Community Service,
- ❖ Education,
- ❖ Friendship & Partnerships



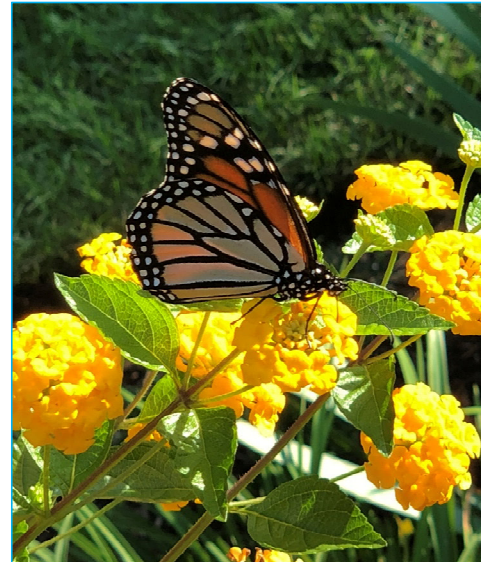
Community Service

- ❖ Town Beautification
- ❖ Museums at Aptuxet Gardens
- ❖ Briggs-McDermott Gardens
- ❖ Garden Therapy



Education

- ❖ Floral Design
- ❖ Native Plants & Pollinators
- ❖ Environment
- ❖ Library Programs
- ❖ Scholarships
- ❖ Junior Gardeners



Friendship & Partnerships

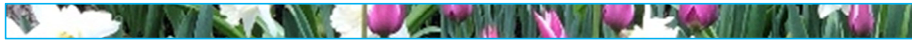
- ❖ Town of Bourne
- ❖ The Library
- ❖ The Museums at Aptuxet
- ❖ Briggs-McDermott House
- ❖ Pocasset Village Association
- ❖ Community Gardens

Aptuxet Gardening Club of Bourne ~ May 9, 2023



Next:

- ❖ Work with the Town to improve the planters on Main Street



Thank You



Welcome to Monument Beach!

For the safety and enjoyment of all, please adhere to the following rules and regulations:

~Children must remain in visual contact with an adult. Children under 10 must have a parent/guardian in the water with them

~Only Coast Guard approved flotation devices allowed.

~Swimming in designated area only

~Children in flotation devices must be within arm's reach of an adult

~**Inflatable** flotation devices are prohibited

~Boogie boards and noodles may not be used over a child's head

~Use of glass bottles, smoking of tobacco, use of e-cigarettes, vape products and alcohol is prohibited

~Use of masks and snorkels is prohibited

~Use of acoustical devices and radios need to be kept at a low volume

Please see the lifeguards for information on specific Town of Bourne Beach By-Laws and additional rules of the beach

Enjoy your stay!

Per Order of the Board of Selectmen

Select Board
Minutes of Tuesday, March 28, 2023
Bourne Veterans' Community Center – Rm 2
Buzzards Bay, MA
Or Virtually

TA Marlene McCollem

Select Board

Peter Meier, Chair
Melissa Ferretti, Clerk
Judith Froman
Mary Jane Mastrangelo

Jared MacDonald was excused from this meeting.

Others: Erica Flemming, Finance Director (virtual), Mike Ellis, Town Accountant (virtual), Chris Southwood, Natural Resources Director, (virtual), John York (virtual), Sheila Lyons (virtual), Carol Georgeson (virtual), Ann Phelan (virtual), Barry Johnson, Town Clerk (virtual), Mavis Robinson (virtual), Jordan Geist, Business Manager, Bourne Public Schools (virtual), Martha Turgeon (virtual), Peter Perroni (virtual), Bob Samoluk (virtual), Matt West (virtual), Bill Doherty, James Sullivan (virtual), Robert Dwyer, Amy Kullar, Town Moderator, Renée Gratis, Sue Ross, Heather DiPaolo (virtual), John York (virtual), Steven Strojny, and Terri Guarino (virtual).

The Zoom Chat will not be monitored. Participants who wish to speak must raise the hand icon until the Chair asks them to unmute. Note this meeting is being recorded for live broadcast and televised replay by Bourne TV. If anyone is audio or visual recording, please acknowledge it at this time.

Zoom Meeting ID: 869 5775 5505 Password : BOURNE

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

7:25 PM Call Public Session to Order in Open Session

- 1. Moment of Silence to recognize our Troops and our public safety personnel and to the people affected in Nashville yesterday.**
- 2. Salute to the Flag.**
- 3. Vision:** Bourne is a proud community that embraces change while respecting the rich heritage of the town and its villages. It is a municipality based on strong fiscal government with a durable economy that recognizes the rights of all citizens, respects the environment, especially the coastal areas of the community and the amenities that it affords. Bourne embraces excellent education, and offers to citizens a healthy, active lifestyle.
- 4. Mission:** Bourne will maximize opportunities for social and economic development while retaining an attractive, sustainable, and secure coastline and environment for the enjoyment of residents and visitors. Through responsible and professional leadership and in partnership with

others, Bourne will strive to improve the quality of life for all residents living and working in the larger community.

- 5. Public Comment on Non-Agenda Items** – Public Comments are allowed for up to a total of 12 minutes at the beginning of each meeting. Each speaker is limited to 3 minutes for comment. Based on past practice, members of the Board are not allowed to comment or respond.

John York started by saying he said it is impressive to see how well the Town is functioning with the current, fairly new, staff and Select Board. He said that the Town of Bourne is in the middle of a stressful time regarding the bridges and he is in the middle of it, and apologized if he has caused anyone stress over the bridges.

Bill Doherty of Cataumet said that symbols are very important. He said that there is a Town flag, a County Flag, a Commonwealth of Massachusetts, and an America flag. He said that there are other symbols that are there to inform and others that people do not even know about. He said that he is at the meeting to suggest that the Select Board charge the Human Service Committee with coming up with some type of symbol that represents diversity and includes all the different parts of the community. It should include a policy about how it can be displayed and used. It also should include the star of David, the crescent, the cross and a Wampanoag symbol. He said that this would be the first step in a path that could lead to serve all in the Town.

6. Appointments and Licenses:

- a. Common Victualler's License for Jersey Mike's at 2 Bourne Bridge Approach.**
- b. Common Victualler's License for Rise and Dine Café at 254 Shore Road.**

6.a. Common Victualler's License for Jersey Mike's at 2 Bourne Bridge Approach.

Matt West said that he is excited to be bringing Jersey Mikes to the Town of Bourne. He explained a little about Jersey Mike's business. He said that tomorrow (March 29th) is the biggest day of the year because each one of his Jersey Mike's stores will be donating every dollar made to the Doug Flutie Junior Foundation for Autism. He said they do it every year and last year his four stores raised over \$50,000. on this day. Chair Peter Meier welcomed him to the Town and Melissa Ferretti said that she appreciated the fact that they serve fresh food.

Voted: Mary Jane Mastrangelo moved, and Judith Froman seconded to approve the application for a Common Victualler's license for Mass. Subs 5, LLC, d/b/a Jersey Mike's Subs, Matt West, Manager at 2 Bourne Bridge Approach as conditioned by the Health Department's comments.

Vote: 4-0-0.

6.b. Common Victualler's License for Rise and Dine Café at 254 Shore Road.

Town Administrator Marlene McCollem said that they are still working with the applicant, so the agenda item was tabled.

7. Select Board's Business

- a. **Parking waiver request for Hen's Cove Beach parking lot on 6/9 from 5:30 PM – 11:00 PM guests of Martha Turgeon.**
- b. **Discussion and possible vote to accept a \$50. donation to the Bourne Library.**
- c. **Discussion and possible vote to accept a \$30. and a \$20. donation to the COA.**
- d. **Discussion and possible vote to declare 5 police vehicles surplus to be used as trade-ins for future replacements.**
- e. **Annual Town Meeting Warrant Articles**
 - i. **Article 2 – FY24 operating budget**
 - ii. **Article 3 - FY24 sewer enterprise budget**
 - iii. **Article 4 - FY24 ISWM enterprise budget**
 - iv. **Article 5 - FY24 capital budget**
 - v. **Article 8 – CPA projects**
 - vi. **Article 9 – CPA administration**
 - vii. **Article 21 – Transfer of town land for the Keene House**
- f. **Special Town Meeting Warrant Articles**
 - i. **Article 1 – unpaid bills**
 - ii. **Article 2 – replace :Board of Selectmen” with “Select Board” in the General Bylaws**
 - iii. **Article 3 – funds to respond to the opioid epidemic.**
 - iv. **Article 4 – FY23 (phase 2) capital budget**
 - v. **Article 5 – CPA – Keene House**
 - vi. **Article 6 – CPA – Chamber information booth at Bourne Rotary**
 - vii. **Article 7 – supplemental expenses for bike racks**
 - viii. **Article 8 – Petition – Repeal of Bylaw Section 3.1.45 – Prohibition on Marijuana Establishments**
 - ix. **Article 9 – Petition – Zoning Bylaw – to allow Marijuana Establishments**
- g. **Town Meeting process and presenting Articles & Motions**
- h. **Select Board Rules of Procedures**
 - i. **Section II. Procedure for Establishing Policies & Procedures**
 - ii. **Section VIII. Correspondence**
 - iii. **new Section – Certificate of Vote**

- 7.a. **Parking waiver request for Hen's Cove Beach parking lot on 6/9 from 5:30 PM – 11:00 PM guests of Martha Turgeon.**

Deferred until later in the meeting.

- 7.b. **Discussion and possible vote to accept a \$50. donation to the Bourne Library.**

Voted: Melissa Ferretti moved, and Mary Jane Mastrangelo seconded to accept a gift in the amount of \$50. from Mr. John Parks to benefit the Jonathan Bourne Public Library.

Vote: 4-0-0.

7.c. Discussion and possible vote to accept a \$30. and a \$20. donation to the COA.

Voted: Judith Froman moved, and Melissa Ferretti seconded to accept a gift in the amount of \$30. from Mr. Robert Castle to benefit the Bourne Council on Aging and to further accept a gift in the amount of \$20 from Ms. Olympia Walker to benefit the Council on Aging.

Vote: 4-0-0.

7.d. Discussion and possible vote to declare 5 police vehicles surplus to be used as trade-ins for future replacements.

Ms. McCollem said that there is a Capital article to replace 5 cruisers, and this is declaring the ones that will be taken out of the fleet as surplus and apply the trade in value to the new vehicles.

Voted: Judith Froman moved, and Melissa Ferretti seconded to authorize the disposal of 5 police vehicles by trade in to McGovern Automobile Group as identified in the March 23rd, 2023, email from Chief Esip, and included in the meeting materials the trade in value shall be applied as a credit to the future purchase of the replacement police cruisers.

Vote: 4-0-0.

7.a. Parking waiver request for Hen's Cove Beach parking lot on 6/9 from 5:30 PM – 11:00 PM guests of Martha Turgeon.

Martha Turgeon said that they are having a rehearsal dinner for her son's wedding, and they do not want to clog up traffic on the street. Ms. McCollem said that if the Select Board wishes to waive the requirement, then parking stickers will not be enforced for that time. Mary Jane Mastrangelo said that if they waive for parking, then it will be for anyone that wants to park there, and not just their guests.

Voted: Mary Jane Mastrangelo moved, and Judith Froman seconded to waive the beach sticker parking for the Circuit Ave Public Beach on the evening of June 9th, 2023, from 5:30 PM to 11:00 PM.

Vote: 4-0-0.

Chair Meier said that he was going to take item 7.g. out of order of the agenda.

7.g. Town Meeting process and presenting Articles & Motions

Chair Meier said that the Finance Committee voted a while ago and the Chair came in and notified the Select Board under Public Comment that they will not be doing the format that they have done in years past for this upcoming Town Meeting. He said that means that someone else will have to do the articles and give descriptions for each article. He said the Finance Committee will be giving recommendations on the articles that they feel comfortable with. Renée Gratis said that by Charter the Finance Committee must give their recommendation on all articles.

Ms. Mastrangelo said that she feels that there has been some communication difficulty by the wording that has been used, whether it be present the article or recommend the article. She said that her understanding from what the Finance Committee voted and from watching the Yarmouth Town Meeting that they gave as a reference, is at the Yarmouth Town Meeting, the only thing that the Finance Committee does is say what they voted on if they recommend an article or not and what the vote was.

There was some discussion about what the Town of Yarmouth does. Ms. Gratis said that the Bourne Finance Committee, at Town Meetings, will give their vote and they will also state how and why they voted that way, and act as an advisory committee to give their advice on the article.

Town Moderator, Amy Kullar said that she would like to meet with the Select Board or the Town Administrator to go over who is saying what at Town Meeting. She said that she likes to run the meeting by knowing what every person that is coming to the podium is going to say in case she has an issues with anything that comes up from the audience so that she can continue to conduct the meeting. She said that she writes down a script for the meeting for herself, and she likes to have it done by three weeks prior to the Town Meeting.

Ms. Mastrangelo said that she was on the Finance Committee for many years, and she explained the role of the Finance Committee and the processes in past Town Meetings. She said that she thinks that it is the Finance Committee's job to advise Town Meeting and it has always worked well, and if they don't want to do it, she is open to trying a new way. Chair Meier said that he agrees with Ms. Mastrangelo, and that it has been tradition for many years and the people of this community are used to the Finance Committee being a check and balance and their recommendations are very important to how they are going to vote. He said that he does not agree with the change in the process, but the Finance Committee has voted on it and that they cannot fight about it.

There was some more discussion about a pre-Town Meeting with the Moderator, and she stated what she would be like to be given before the Town Meeting and her timeline for getting prepared for the Town Meeting.

Judith Froman said that she thinks it is a good idea to try something a little bit different and she has sat in the audience and at the front table and has wondered why the Select Board has not been more vocal or visible. She said that the Select Board are the people that the Town votes in to be running the oversight of the decisions in the Town. She said that many of the articles are put forward by the Select Board. She said that it makes a lot of sense, and the Finance Committee will still be reporting on what their votes are and how they arrived at that vote.

There was some discussion about the steps that will be taken at Town Meetings. The plan will be that the Moderator will recognize a Select Board member to read the motion, it gets seconded, the explanation of the article is given, then the Select Board gives the Select Board recommendation, then the Moderator will turn to the Finance Committee for the Finance Committee's recommendation, then it will move to questions from the floor. Prior to Town Meetings, there will be an identification of what staff member or Select Board member that will take the questions. Ms. Mastrangelo said that she would draft a warrant tracker.

Ms. Kullar said that there are two vacancies on the Finance Committee and if anyone is interested, they should go to the Town of Bourne website and click on the Moderator page for the application. Ms. Froman added that the positions for the Finance Committee are Moderator appointed positions.

7.e. Annual Town Meeting Warrant Articles

- i. **Article 2 – FY24 operating budget** – Ms. McCollem said that articles 2,3,4 and 5 are the operating budget, the enterprise budgets, and the capital budget for FY24.
- ii. **Article 3 - FY24 sewer enterprise budget**
- iii. **Article 4 - FY24 ISWM enterprise budget**
- iv. **Article 5 - FY24 capital budget**
- v. **Article 8 – CPA projects** – Barry Johnson said that on March 22nd, the CPC voted to recommend all the projects that are before the Select Board. He said that the Water Bottle project is for \$30,000., the Pocasset Community Building is for \$20,000, and there is a project in Dennis for people with autism and related disabilities.

Sue Ross, Chair of Bourne Affordable Housing Trust, and Housing Partnership, said that every year they go before the CPA Committee to ask for money for various projects, and it's mostly for administrative costs. She explained that the state makes deed changes frequently and to do things correctly, they have contracted with Housing Assistance Corporation to do their monitoring for housing. The cost for this monitoring is \$15,600. a year. She said that they are using some of their money to assist with housing lotteries.

Ms. Ross also said that due to grants, they have been re-capturing money that has to go back into a repair program, and there are many rules and regulations from HUD regarding this money.

Chair Meier said that there was a question raised at last night's Finance Committee meeting about if Bourne's CPA fund can be used on a regional project and the answer is yes, they can.

Chris Southwood, Natural Resources Director, said he was at the meeting to bring forward the proposal to get funding for the Sagamore Beach emergency access ramp and for some stormwater improvements at 58 Sagamore Road. He said that there has been some erosion regarding the ramp, and which has created some hazardous conditions at some points. He explained what they plan to do, and what they have met about, regarding the parking lot and the ramp project. He said that they are asking for \$150,000 for construction that they hope they can start in October.

Heather Di Paolo of the Recycling Committee explained the Water Bottle Station project and how it would decrease the amount of plastic waste on the Town's roadways. She said that they have earmarked spots at Clark Field and the Bourne School Campus. The CPA recommendation is \$30,000. for this project.

Jordan Geist, Business Manager, Bourne Public Schools, talked about request for a restoration project in the amount of \$20,368. for engineering services. The project is to improve access to a walkway that is located directly across from the entrance to the High School campus at 75 Waterhouse Road.

Barry Johnson said that the next project is for the Pocasset Village Foundation for the Pocasset Community Building for replacement of windows at the rear end of the hall. He said the original application was for \$15,000. and after the hearing, the CPC felt that this should be increased to \$20,000. Robert Dwyer explained the project to the Select Board.

Carl Georgeson, Chair of the Board of Governors for the Town of Bourne Historical Center, said that at the Archive Building they would like to paint the cupola, the trim on the front of the building, the bulkhead and handicapped railing at the back of the building. He said that they are asking for \$20,000.

Barry Johnson said that the next project is the moving of the information booth that is currently located on the Cumberland Farms property. Mr. Georgeson said that this request of \$45,000. is to move the current existing booth from the grounds at Cumberland Farms to the VFW, and for renovations of the structure. Mr. Doherty suggested that they build a new structure which is essentially replacing an old shed that would be a replica of what this represents as an alternative.

Barry Johnson said that the CPC is recommending \$250,000. for the next project which is the Keene House project. Chair Meier said that he is the Senior Vice President of the Bourne Historical Society and is also an advocate for this project, so he wanted to disclose that he is going to recuse himself as part of this discussion.

Mavis Robinson, Bourne Historical Society, explained the project of acquiring the Keene House, which is currently located at 9 Sandwich Road, and the moving of it to the Aptuxet Trading Post Museum property, and the history of this project request. Mr. Doherty said that he enthusiastically supports this project.

vi. Article 9 – CPA administration

Mr. Johnson said that this article has been on the Town Meeting warrant for many years, and he said that the CPC is allowed up to 5% of revenues generated for CPA that they are requesting \$75,000.

vii. Article 21 – Transfer of town land for the Keene House

Chair Meier said that this is a plan B in case the move of the Keene House does not work out to be moved to Aptuxet, as it gives the Bourne Historical Society some flexibility to maybe move the house across the street, provided Town Meeting approves the article.

7.f. Special Town Meeting Warrant Articles

Chair Meier said he was going to take articles 8 and 9 out of order.

Article 8 – Petition – Repeal of Bylaw Section 3.1.45 – Prohibition on Marijuana Establishments & Article 9 – Petition – Zoning Bylaw – to allow Marijuana Establishments

Chair Meier said that articles 8 and 9 are private petition articles. Steven Strojny said that they filed two petitions – one is for the repeal of the ban of cannabis that is currently in place in the Town and the other petition was proposed zoning bylaws so that if the ban is repealed that there are rules as to where a marijuana establishment could go. He said that he was on the Planning Board the last time this came around to the Annual Town Meeting, and he was involved with the draft of the zoning bylaws. He said there seems to be movement in Town about repealing the ban, and he started discussing it with people and he feels the time is right to bring this back to the voters. He said that the Town is missing out on a lot of revenue.

There was some discussion about the zoning bylaws. Mr. Strojny explained the bylaws and he talked about the changes that have happened in the past 4 years.

Voted: Mary Jane Mastrangelo moved, and Judith Froman seconded to make consideration of Special Town Meeting article number 9 contingent upon approval of Special Town Meeting article number 8

Mary Jane Mastrangelo withdrew her motion and Judith Froman withdrew her second.

Voted: Mary Jane Mastrangelo moved, and Judith Froman seconded that the private petition zoning bylaw to allow marijuana establishments be contingent on the passage of the private petition appeal of bylaw section 3.1.45 prohibition on marijuana.

Vote: 4-0-0.

Chair Meier agreed with Mr. Strojny about the Town of Bourne missing out on revenue, and he feels that it is time for the Town to allow its property owners to have the chance to be able to open their own marijuana businesses in the

Town. There was some discussion about the last time this was voted, and about other communities that have allowed medical and recreational establishments to be opened.

i. Article 1 – unpaid bills

Withdrawn.

ii. Article 2 – replace: “Board of Selectmen” with “Select Board” in the General Bylaws

iii. Article 3 – funds to respond to the opioid epidemic.

Ms. McCollem said that the Town has signed onto some class action lawsuits against pharmaceutical companies, distributors and pharmacies, and the Town is beginning to receive the settlement funds. She said the funds are specifically identified to be used for prevention, harm reduction, and treatment in response to the opioid epidemic. They are currently closed out to Free Cash because the state has not set up the legal mechanism yet to keep these as a receipt reserved for appropriation, which will be forthcoming. She said that \$165,000. has been received. Terri Guarino said that the funds started coming in November of 2022. There was some discussion on the implementation of the money.

iv. Article 4 – FY23 (phase 2) capital budget

Ms. McCollem said that there are no new additional projects, but they want to move some of the items, especially the vehicles, onto the Special so that the funds are available immediately and orders can be placed before July 1.

v. Article 5 – CPA – Keene House

Previously discussed.

vi. Article 6 – CPA – Chamber information booth at Bourne Rotary

Previously discussed.

vii. Article 7 – supplemental expenses for bike racks

Ms. McCollem said that the Town received a reimbursement grant for bike racks that involved reimbursement for the cost of the racks but not for the labor and installation. She said the project was a little bit delayed and they were not able to submit in time the reimbursements for all the bike racks that were purchased so there is a small amount of money that is needed from Free Cash to cover the cost. Although Ms. McCollem did not have the exact amount of the request, she said that it will be in the motion.

viii. Article 8 – Petition – Repeal of Bylaw Section 3.1.45 – Prohibition on Marijuana Establishments

Previously discussed.

ix. Article 9 – Petition – Zoning Bylaw – to allow Marijuana Establishments

Previously discussed.

7.g. Town Meeting process and presenting Articles & Motions

Previously discussed.

7.h. Select Board Rules of Procedures

Chair Meier said that the House and Senate has approved remote meetings until 2025.

i. Section II. Procedure for Establishing Policies & Procedures

Judith Froman read aloud her version of the first step of what steps should be taken regarding the procedure for establishing policies and procedures. There was some discussion about what she had written. They discussed the timeline for establishing policies, and about how to begin. Ms. Mastrangelo thinks that a bimonthly meeting on policy needs to be in place. Chair Meier said that they can continue this discussion at the April 18th meeting.

ii. Section VIII. Correspondence

To be discussed at the April 18th meeting.

iii. new Section – Certificate of Vote

Ms. McCollem said that what she is trying to capture here is how to document actions that don't have other paperwork associated with them. She said that she thinks the key role of the certificate of vote is to document an action that doesn't otherwise have anything produced by its proceedings.

There was some discussion about certificates of vote for fees. Ms. McCollem said that the fee schedule should always be on file with the Town Clerk. She said that she recommends going forward that they now have that as attachment C, which is the fee schedule, and every year the date on attachment C should change and be re-filed with the Town Clerk. She said that regarding fees or rules and regulations, the certificate of vote is not good enough, and the document itself has to be filed with the Town Clerk.

Barry Johnson said that he has reviewed what Ms. McCollem has proposed and he has listened to the discussion, and he supports what Ms. McCollem is proposing. He thinks that her proposal is a great first start and will clarify some stuff between their two offices.

John York suggested that the Select Board might need to have a policy on when people come to the Select Board with a presentation that they are expected to leave a copy of their presentation. The Select Board agreed that there should be a policy regarding these presentations. There was more discussion about the presentations becoming part of the public record for the meeting.

8. Town Administrator's Report

Ms. McCollem said that Bourne has received their interim compliance letter from DHCD for the MBTA Zoning Action plan.

Ms. McCollem also said that the chemical oxidation cleanup for the soil contamination at the Community Building has been awarded and the field injections are scheduled for the week of June 5th through 9th. There could be some parking and circulation changes during that time.

9. Minutes: 3/7/23; 3/14/23

Voted: Melissa Ferretti moved, and Judith Froman seconded to approve the minutes of March 7th, 2023.

Vote: 4-0-0.

Voted: Melissa Ferretti moved, and Judith Froman seconded to approve the minutes of March 14th, 2023.

Vote: 4-0-0.

10. Correspondence

Melissa Ferretti read aloud the correspondence:

- 2 DEP Letters.
- Email regarding bridge replacement – B. Cromer.
- Email regarding rail removal - J. Spears.
- Talent Bank Form – BHPC (Bourne Housing Partnership Committee) – C. Spilhouse.
- Abutters notification - work at 2 Kendal Rae Place.

These are all on the Town's website.

11. Committee Reports

Ms. Froman said that there was a CCMPO meeting yesterday. She said that the Cape Cod Canal bridges are on the agenda every month, and there were no new updates on them. She said one of the newest topics is the addition of the reliability congestion and emissions performance targets, while working together with MassDOT. She said that they ended up adopting what the targets are for the State because it is a new area and there isn't a lot of information in which to study from this region.

Ms. Froman said that they reviewed the Public Transportation Agency Safety plan and she talked about some of the other topics that they talked about at the meeting.

12. Other Business

None.

13. Upcoming meetings: April 4 – (execute warrant); April 18 (Special Events Policy Workshop); April 25 (BOSC)

Chair Meier said that tomorrow night is the Sagamore Bridge discussion.

14. Adjourn

Voted: Mary Jane Mastrangelo moved, and Judith Froman seconded to adjourn.

Vote: 4-0-0.

This meeting of the Bourne Select Board was adjourned at 10:01 PM.

Respectfully Submitted,

Kim Johnson, Recording Secretary

Select Board
Minutes of Tuesday, April 4, 2023
Bourne Veterans' Community Center – Rm 2
Buzzards Bay, MA
Or Virtually

ATA Liz Hartsgrove

Select Board

Peter Meier, Chair

Jared MacDonald, Vice Chair, (virtual)

Melissa Ferretti, Clerk

Judith Froman

Mary Jane Mastrangelo

Others: Town Administrator Marlene McCollem (virtual), Erica Flemming, Finance Director (virtual), Mike Ellis, Town Accountant (virtual), Robert Galibois, District Attorney, Kristy Senatori, Executive Director, Cape Cod Commission, Stephen Mealy, Bourne Representative and Vice Chair, Cape Cod Commission, Sarah Colvin, Communications Manager, Cape Cod Commission, George Slade, John York (virtual), Mavis Robinson (virtual), Kendra Beguerie (virtual), Attorney Jessica Sommer, Jinesh Patel, Joan Eccleston, Jordan Walsh, Jenna White, and Peter Perroni (virtual 8:14)

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Zoom Meeting ID: 869 5775 5505 Password : BOURNE

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

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

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

- 1. Moment of Silence to recognize our Troops and our public safety personnel.**
- 2. Salute to the Flag.**
- 3. Vision:** Bourne is a proud community that embraces change while respecting the rich heritage of the town and its villages. It is a municipality based on strong fiscal government with a durable economy that recognizes the rights of all citizens, respects the environment, especially the coastal areas of the community and the amenities that it affords. Bourne embraces excellent education, and offers to its citizens a healthy, active lifestyle.
- 4. Mission:** Bourne will maximize opportunities for social and economic development while retaining an attractive, sustainable, and secure coastline and environment for the enjoyment of residents and visitors. Through responsible and professional leadership and in partnership with

others, Bourne will strive to improve the quality of life for all residents living and working in the larger community.

- 5. Public Comment on Non-Agenda Items** – Public Comments are allowed for up to a total of 12 minutes at the beginning of each meeting. Each speaker is limited to 3 minutes for comment. Based on past practice, members of the Board are not allowed to comment or respond.

6. Invited Guest: District Attorney Galibois

Chair Meier introduced newly elected District Attorney Robert Galibois. Chair Meier said that Mr. Galibois served on committees in Bourne years ago. Mr. Galibois said that he lived in Bourne for 18 years, and it is a special place for him and his family.

Mr. Galibois talked about the Cape and Islands District Attorney's office, and he said it has been around for about 50 years. He said that the top prosecutor position, First Assistant District Attorney, had never been held by a woman and he is pleased to say that on his first day as District Attorney he was able to appoint Jessica Elumba as the first woman to hold the position. He said that she has about 25 years of experience, and she created vertical prosecution in Barnstable District Court, and an unsolved homicide unit.

Mr. Galibois said that in the weeks leading to his swearing in, he was able to meet with all 15 Police Chiefs from the Cape. He said that the goal of each meeting was to see what they liked under the prior administration that they would like to see continued under the new administration, and what they would like to have done a little bit differently. He said he is working on the implementation of the suggestions received in those meetings.

Mr. Galibois said that they now have a Diversity, Equity, and Inclusion Committee. He said he is working with Congressman Keating on shared values. He said they have created a good relationship with a trial court in their efforts to launch a mental health session, where professionals in the field work with struggling defendants. He said he is working with Cape Cod Community College on an internship program. He also said he is working on trying to increase the budget to provide a higher level of services and would like the opportunity to come back to keep Bourne abreast of his progress updates.

Chair Meier said that he is going to push ahead agenda item number 8.k.

8.k. Cape Cod Commission Presentation: 2022 year-end review.

Kristy Senatori, Executive Director, Cape Cod Commission, handed out the Cape Cod Commission's 2022 year-end review to the Select Board and thanked the Board for the opportunity to come before the Board. She said that she is accompanied by Sarah Colvin, the Communications Manager for the Cape Cod Commission. She said she is also accompanied by Stephen Mealy, Bourne Representative and Vice Chair, Cape Cod Commission, and she spoke highly of all the work that Mr. Mealy has done for the Commission and for the Cape. She also

recognized George Slade from the Barnstable County Assembly of Delegates for all his hard work.

Ms. Senatori said that the handout that she gave the Board was a high-level overview of some of the important projects that were a priority of the Cape Cod Commission in 2022 and continue to be.

Ms. Senatori said that coastal water quality efforts have significantly increased across the Cape as communities are making progress addressing issues and towns are taking advantage of available financing and funding. She said that one of their primary initiatives last year which has moved into this year is the freshwater initiative. She said they completed the first ever Climate Action Plan for Cape Cod and they are now in the implementation phase of the project. She said they also have initiated their Low-Lying Roads project. She talked about some other initiatives related to climate change that the Cape Cod Commission is working on.

Ms. Senatori said that housing issues have been exacerbated over the last several years. She said that the Commission has begun working on a Regional Housing Strategy for Cape Cod that will address housing supply, availability, and affordability. She talked about some of the issues with housing on the Cape.

Ms. Senatori said that they will be holding their One Cape Summit again over the course of this summer coming up and they will have more details later.

Stephen Mealy, Bourne Representative and Vice Chair, Cape Cod Commission, gave a brief overview on what has been going on with the Cape Cod Commission in relation to the Town of Bourne for the past year. He gave a background of the Cape Cod Commission. He talked about TIP (Transportation Improvement Program), and that the MPO (Metropolitan Planning Organization) endorsed three projects for Bourne: Bourne Rotary Improvement Project, Phase 1 of the Bourne Rail Trail, and Bourne Scenic Highway Route 6 Median installation.

Judith Froman thanked the Cape Cod Commission for being such a professional organization and for connecting with the entire county. She said that she thinks that they are an incredible resource.

7. Appointments and Licenses:

- a. Public Hearing: Application to amend the “All Alcoholic Beverages Package Store License” by H&J Convenience Inc., d/b/a Country Farms – proposed to be located at 365 Barlows Landing Road, Pocasset, MA.**
- b. Public Hearing: Application for a new “All Alcoholic Beverages Package Store License” held by Norman B. White, Jr., Inc., d/b/a The Liquor Barn for a change in Officers/Directors and a Change of Stock Transfer Interest.**
- c. Discussion and possible vote to appoint Connie Spilhaus to the Housing Partnership Committee as an at-large member with an expiration of June 30, 2024.**
- d. Discussion and possible vote to approve a Common Victualler’s License for Rise and Dine Café at 254 Shore Road.**

7.a. Public Hearing: Application to amend the “All Alcoholic Beverages Package Store License” by H&J Convenience Inc., d/b/a Country Farms – proposed to be located at 365 Barlows Landing Road, Pocasset, MA.

Attorney Jessica Sommer, of the Law Firm of Dunning & Kirrane in Mashpee, MA, said that she is assisting in representing Jinesh Patel, owner of H&J Convenience Inc., d/b/a Country Farms.

Chair Meier read aloud a summary surrounding the application from Mr. Patel for a year-round license to sell alcoholic beverages. He entered into the record a copy of the legal notice that was published in the Bourne Enterprise on March 17th, 2023. He then asked Ms. Sommers to give the green cards to Assistant Town Administrator, Liz Hartsgrrove. Chair Meier then entered into the record of the hearing a copy of the complete application and supporting materials provided to the Town of Bourne, dated March 1, 2023. Chair Meier then summarized the steps that will be taken during the hearing.

Attorney Sommer said that Mr. Patel has been a long-time resident of Bourne and has been the owner of this convenience store for a long time. She said that over the years he has wished to make part of the store a package store. She said that they started the process at around the same time the license in Cataumet was granted. She said that although they know that there is not a license available, they are there to present to be on the record. She said that they feel that there is a community need. She said that if in the future a license becomes available, they have submitted the application to show that they are very interested.

Jinesh Patel said that he has been looking for a liquor license for a very long time, and he had been told that there were no licenses available. He said that he heard that there may be a license available in December, and he called again in January, and put his application in, and then a license was issued to Cataumet Fish. He explained the footprint of the store in which he would like to add alcohol sales to his store.

Judith Froman said that they need to have a policy in place so there is not this nebulous nature of whether to apply. Chair Meier said that yes, a policy needs to be in place, and moving forward the Town and the Select Board will continue working on trying to make it fair for all that would like to hold liquor licenses in the Town. There was some discussion about a “beer and wine” license compared to an “all Alcohol” license.

Joan Eccleston, a neighbor to Mr. Patel’s store, spoke to the character of Mr. Patel, and how he is an exemplary resident of the Town of Bourne. She feels the process needs to be worked on, and she said that she hopes the Town would consider Mr. Patel for a liquor license.

Jared MacDonald said that currently there is not a liquor license available, and he said that the Select Board will be working on the process.

Voted: Judith Froman moved, and Jared MacDonald seconded to deny the application of H&J Convenience LLC, d/b/a Country Farms, located at 365 Barlow’s Landing in Pocasset for a new annual “All Alcoholic Retail Package Store License” under General Law Ch. 138., sec. 15, for the

reasons stated by the Select Board during this hearing and further to authorize and direct Town staff and Town Counsel to prepare a correspondence memorializing the same for transmission to the applicant and to the Alcoholic Beverages Control Commission.

Vote: Judith Froman – yes, Jared MacDonald – yes, Melissa Ferretti – yes, Mary Jane Mastrangelo – yes and Chair Meier – yes, 5-0-0.

7.b. Public Hearing: Application for a new “All Alcoholic Beverages Package Store License” held by Norman B. White, Jr., Inc., d/b/a The Liquor Barn for a change in Officers/Directors and a Change of Stock Transfer Interest.

Attorney Jordan Walsh, an Associate with Schlossberg, LLC, said that she is Counsel for the Liquor Barn, and that they are requesting the Select Board’s review of the amendments for the change in Officer and stock ownership.

Voted: Jared MacDonald moved, and Mary Jane Mastrangelo seconded to amend the “All Alcoholic Beverages Package Store License” held by Norman B. White, Jr., Inc., d/b/a The Liquor Barn for a change in Officers/Directors and a Change of Stock Transfer Interest as defined in the ABCC application date February 8th, 2023.

Vote: Jared MacDonald – yes, Judith Froman – yes, Melissa Ferretti – yes, Mary Jane Mastrangelo – yes, and Chair Meier – yes. 5-0-0.

7.c. Discussion and possible vote to appoint Connie Spilhaus to the Housing Partnership Committee as an at-large member with an expiration of June 30, 2024.

Voted: Melissa Ferretti moved, and Jared MacDonald seconded to appoint Connie Spilhaus to the Housing Partnership Committee as an at-large member with a term expiring on June 30, 2024.

Vote: 5-0-0.

7.d. Discussion and possible vote to approve a Common Victualler’s License for Rise and Dine Café at 254 Shore Road.

Kendra Beguerie said that she has owned a catering business for 7 years and would like to open a breakfast all day and lunch café at 254 Shore Road.

Ms. Froman asked if the issue with the septic system had been resolved. Ms. McCollem said that the Health Department has determined that with the use as proposed that the septic system is properly designed for it.

Voted: Mary Jane Mastrangelo moved, and Judith Froman seconded to approve a Common Victualler’s License for Rise and Dine Café. Kendra Beguerie, Manager, at 254 Shore Road as conditioned by the comments received by Building, Health, and Fire Departments.

Vote: 5-0-0.

8. Select Board's Business

- a. Discussion and possible vote to approve Best Buddies International to use town roads for their 24th annual bicycle ride on June 3rd.
- b. Discussion and possible vote to approve the American Cancer Society to use the pickleball courts at Clark Road on July 1st for their pickleball fundraiser.
- c. Discussion and possible vote to approve the American Foundation for Suicide Prevention to use Buzzards Bay Park for their Cape Cod Out of the Darkness Walk to Fight Suicide on September 30th.
- d. Discussion and possible vote to approve the Buzzards Bay Water Coalition to use town roads for their annual cycling fundraiser on October 1st to support clean water in Buzzards Bay
- e. Discussion and possible vote to approve the Pan Mass Challenge to use town roads for their annual fundraiser from August 5th - August 6th.
- f. Discussion and possible vote to approve a One Day Liquor License for all alcoholic beverages to the Pan Mass Challenge at Mass Maritime Academy on August 5th.
- g. Discussion and possible vote to approve Harbor to the Bay to use towns roads for their annual charity bike rider on September 23rd.
- h. Discussion and possible vote to approve Habitat for Humanity of Cape Cod to use town roads for their fundraiser bike ride on September 17th.
- i. Discussion and possible vote to approve a One Day Liquor License for beer and wine to Habitat for Humanity at the Aptucxet Trading Post Museum on September 17th.
- j. Discussion and possible vote to approve BHS Girls Lacrosse to hold a car wash at the Pocasset Fire Station on May 6th.
- k. Cape Cod Commission Presentation: 2022 year-end review.
- l. Section 12 Notice from Town Clerk re: election workers.
- m. Vote to execute the Special and Annual May 1, 2023, Town Meeting Warrants.
- n. Vote to identify any essential or contingent Articles.
- o. Discussion and possible vote on the possibility for a second night for Town Meeting (Tuesday, May 2, 2023).
- p. Discussion on the draft motions for all Annual & Special Town Meeting Articles.
- q. Financial Policy Review – identify Working Group members to assist the Collins Center.
- r. Discussion and possible ratification of Bourne Employee's Association (BEA) Memorandum of Agreement – FY 23-25.

- 8.a. Discussion and possible vote to approve Best Buddies International to use town roads for their 24th annual bicycle ride on June 3rd.**

Voted: Melissa Ferretti moved, and Judith Froman seconded to approve the application of Best Buddies International, Paul Curley, Organizer, to use various town roads for a bicycle ride on June 3rd, 2023, from 10 AM to 2 PM as conditioned by the comments received by the police Department.

Vote: 5-0-0.

8.b. Discussion and possible vote to approve the American Cancer Society to use the pickleball courts at Clark Road on July 1st for their pickleball fundraiser.

Voted: Judith Froman moved, and Jared MacDonald seconded to approve the application of the American Cancer Society, Zoey Wright, Organizer, for a pickleball fundraiser at the Clark Road courts on July 1st 2023, from 10 AM to Noon, as conditioned by the comments received by the DPW.

Vote: 5-0-0.

8.c. Discussion and possible vote to approve the American Foundation for Suicide Prevention to use Buzzards Bay Park for their Cape Cod Out of the Darkness Walk to Fight Suicide on September 30th, 2023.

Voted: Jared MacDonald moved, and Judith Froman seconded to approve the application of the American Foundation for Suicide Prevention, Jessica von der Stad, Executive Director, to use Buzzards Bay Park for the South Shore Cape Cod Out of the Darkness Walk to Fight Suicide on September 30th from 7 AM to 2 PM with a set-up date of September 29th, 2023, as conditioned by the comments received by the Building Department and DPW.

Vote: 5-0-0.

8.d. Discussion and possible vote to approve the Buzzards Bay Water Coalition to use town roads for their annual cycling fundraiser on October 1st to support clean water in Buzzards Bay

Voted: Jared MacDonald moved, and Mary Jane Mastrangelo seconded to approve the application of the Buzzards Bay Coalition, Jonah Guerin, Organizer, to use various town roads for a bicycling fundraiser to support clean water in Buzzards Bay, on October 1st, 2023, from Noon to 4PM, as conditioned by the comments received by the Police Department.

Vote: 5-0-0.

8.e. Discussion and possible vote to approve the Pan Mass Challenge to use town roads for their annual fundraiser from August 5th - August 6th.

Voted: Jared MacDonald moved, and Judith Froman seconded to approve the application of the Pan Mass Challenge, Glynn Hawley, Organizer use various town roads for a bicycle fundraiser from August 5th, 2023, at 7 AM to August 6th, 2023, at 1 PM as conditioned by the comments received by the Police Department.

Vote: 5-0-0.

8.f. Discussion and possible vote to approve a One Day Liquor License for all alcoholic beverages to the Pan Mass Challenge at Mass Maritime Academy on August 5th.

Voted: Jared MacDonald moved, and Mary Jane Mastrangelo seconded to approve the application of a One Day Liquor License for all alcoholic beverages for the Pan Mass Challenge, Glynn Hawley, Organizer, at Massachusetts Maritime Academy on August 5th, 2023, from 11 AM to 7 PM as conditioned by the comments received by the Health Department, Fire Department and Police Departments.

Vote: 5-0-0.

8.g. Discussion and possible vote to approve Harbor to the Bay to use towns roads for their annual charity bike ride on September 23rd.

Voted: Jared MacDonald moved, and Judith Froman seconded to approve Harbor to the Bay, David Whitman, Organizer, to various use towns roads for a charity bike ride from Provincetown to Boston on September 23rd, 2023, from 8:30 AM to 1 PM, as conditioned by the comments received by the Police Department.

Vote: 5-0-0.

8.h. Discussion and possible vote to approve Habitat for Humanity of Cape Cod to use town roads for their fundraiser bike ride on September 17th, 2023.

Voted: Jared MacDonald moved, and Judith Froman seconded approve Habitat for Humanity of Cape Cod, Adrienne Wytas, Organizer, to use town roads for a bike fundraiser on September 17th, 2023, beginning at 6 AM, as conditioned by the comments received by the Health Department and Police Department.

Vote: 5-0-0.

8.i. Discussion and possible vote to approve a One Day Liquor License for beer and wine to Habitat for Humanity at the Aptuxet Trading Post Museum on September 17th.

Voted: Jared MacDonald moved, and Judith Froman seconded to approve the application of a One Day Liquor License for beer and wine to Habitat for Humanity Bike Ride, Adrienne Wytas, Organizer, at the Aptuxet Trading Post Museum on September 17th, 2023, as conditioned by the comments received by the Building Department.

Vote: 5-0-0.

Judith Froman wanted all to take note of the number of bike rides that are being held. She said that these are just the organized rides, and it would be wonderful to have bike lanes in Bourne.

8.j. Discussion and possible vote to approve BHS Girls Lacrosse to hold a car wash at the Pocasset Fire Station on May 6th, 2023.

Voted: Jared MacDonald moved, and Mary Jane Mastrangelo seconded to approve the application of the Bourne High School Girls Lacrosse Team, Eva Sheehy, Organizer, for a car wash at the Pocasset Fire Station on May 6th, 2023, from 8:45 AM to 12:15 PM, as conditioned by the comments received by the Fire Department.

Vote: 5-0-0.

8.k. Cape Cod Commission Presentation: 2022 year-end review.

Previously discussed.

8.l. Section 12 Notice from Town Clerk re: election workers.

Ms. McCollem said that this is for the standard annual letter to the Democratic and Republican Town Committees, and she thinks it has to be done before the 14th.

Voted: Jared MacDonald moved, and Judith Froman seconded to approve the letters to the Democratic and Republican Town Committees pursuant to Mass General Law Ch. 54 sec. 12 regarding election officers.

Vote: 5-0-0.

8.m. Vote to execute the Special and Annual May 1, 2023, Town Meeting Warrants.

Ms. McCollem said that in the Select Board's signature pile for this meeting, there are two documents, the Annual Town Meeting Warrant, scheduled for 7 PM and the Special Town Meeting Warrant scheduled for 7:30 PM. She said that the Board has discussed all the articles and all the language has been reviewed by Counsel. If voted to be executed and posted at tonight's meeting, the warrant would be turned over to the Town Clerk's office tomorrow morning and then posted per the Charter by the Constable.

Voted: Jared MacDonald moved, and Judith Froman seconded to execute and post the Special and Annual Town Meeting Warrants for the May 1, 2023, Town Meeting.

Vote: 5-0-0.

8.n. Vote to identify any essential or contingent Articles.

Ms. McCollem said that she recommends a few articles as essential, and the Finance Committee has designated one petition article that is contingent on another. Ms. Mastrangelo clarified what the contingency is for article 8. There was some discussion about the zoning bylaw article and how it compares to the bylaw article from a few years ago.

Voted: Mary Jane Mastrangelo moved, and Melissa Ferretti seconded to designate Special Town Meeting 3, and Annual Town Meeting Articles 1, 2, 3, 4, 5, 9, 10 & 12 as Essential Articles, all others to be considered non-Essential for the purposes of the lottery, and to further designate Special Town Meeting Article 8 contingent on Article 7 of the Special Town Meeting.

Vote: 5-0-0.

8.o. Discussion and possible vote on the possibility for a second night for Town Meeting (Tuesday, May 2, 2023).

Voted: Jared MacDonald moved, and Judith Froman seconded to set Tuesday, May 2nd, 2023, at 7 PM, for any adjourned session of Town Meeting if necessary.

Vote: 5-0-0.

8.p. Discussion on the draft motions for all Annual & Special Town Meeting Articles.

Ms. Mastrangelo said that regarding article 5, the Keene House, the Finance Committee has decided to make their recommendation at Town Meeting, because they didn't seem to feel like they had enough information. She said that she is comfortable with authorizing the up to \$250,000. from CPA funds for the project. She said that the list of items for what they would be spending the money on was complete. Mr. MacDonald agreed with Ms. Mastrangelo.

Voted: Mary Jane Mastrangelo moved, and Judith Froman seconded to recommend approval of the motions on articles 1,2,3,4,5,and 6 of the Special Town Meeting.

Vote: 5-0-0.

There was some discussion about articles 7 and 8. Ms. Mastrangelo said that the Finance Committee took no action and they said that they are not going to make a recommendation on this and that they are going to leave it up to Town Meeting to make a recommendation. She said that the community is divided on this topic. She said that she is uncomfortable making a recommendation on it. There was also discussion about what would be written in the voter handbook regarding articles 7 and 8. Ms. McCollem said that she needs to get the voter handbook to the printer by the end of next week.

The Board discussed all the articles for the Annual Town Meeting to determine if any needs to be separated out. Ms. Froman said regarding the Recreation Committee bylaw that she feels it is a band aid and all the policies need to be updated and reviewed. Ms. Mastrangelo said that she made a chart of the current 49 committees. She said that some of them are covered in bylaws and some in the Charter and bylaws, and some are state rules that were set up by the County. She said that some started as temporary committees.

Voted: Mary Jane Mastrangelo moved, and Melissa Ferretti seconded that the Select Board recommends approval of the motions on Annual Town Meeting Warrant Articles 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 21.

Voted Amended Motion: Mary Jane Mastrangelo moved, and Melissa Ferretti seconded that the Select Board recommends approval of the motions on Annual Town Meeting Warrant Articles 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, and 21, and to recommend indefinite postponement for Annual Town Meeting Warrant Article 22.

Vote: 5-0-0.

8.q. Financial Policy Review – identify Working Group members to assist the Collins Center.

Chair Meier said that he and Mary Jane Mastrangelo served on the last financial working group that was created in 2015, and he said that it looks like it is the same setup. He said it is a good model and the only suggestion that he has is to add the Assistant Town Administrator.

Ms. McCollem wanted to know if the designated appointees have a vote at the end of the day. Ms. Mastrangelo said that the last Financial Working Group was a little different as at the time they were facing a financial crisis. She said the group convened in public meetings that were televised and the major recommendation that came out of the group was an override request.

Ms. McCollem said that this group would be a Select Board appointed group that would be subject to the Open Meeting Law. The recommended financial policies would be given to the Select Board for adoption. There was some discussion about times when a consensus or a documentation of direction.

Voted: Mary Jane Mastrangelo moved, and Jared MacDonald seconded to identify and appoint a financial working group to assist The Collins Center for public policy with a comprehensive

update of the Town's financial policies, such working group shall be comprised of the Finance Director, the Town Administrator, the Superintendent of Bourne Public Schools, two members of the Finance Committee selected by them from their membership, two members of the School Committee selected by them from their membership, two members of the Select Board selected by them from their membership, and all appointed by the Board of Selectmen.

Vote: 5-0-0.

8.r. Discussion and possible ratification of Bourne Employee's Association (BEA) Memorandum of Agreement – FY 23-25.

Ms. McCollem said that this was the last for their Union group to reach an agreement with her. She said that it was discussed in executive session with the Select Board, and she would now like to move forward with the MOA.

Voted: Judith Froman moved, and Jared MacDonald seconded to ratify the FY23-25 Memorandum of Agreement between the Town of Bourne, and the Bourne Employee's Association (BEA) as discussed in executive session on March 28th, 2023.

Vote: 5-0-0.

9. Town Administrator's Report –

Assistant Town Administrator Liz Hartsgrove said that local members of the Southeast chapter of the Appalachian Mountain Club, Robin McIntyre and Len Albright have arranged for the club to generously donated materials to replace 10 benches in the Four Ponds Conservation area and for some signs. The work is scheduled to be complete in May and is being done by the students at Upper Cape Tech.

Ms. McCollem said that ISWM, for the first quarter of the calendar year, has diverted 1.13 tons of food waste to the food waste program.

Ms. McCollem also said that over the past few years the Health Department has been very involved in the COVID response and has strengthened a lot of relationships and partnerships, and they want to keep those relationships strong. The Health Department will be partnering with the Jonathan Bourne Library and the VNA on Tuesday mornings in April, May, and June for people to have confidential conversations with a Public Health nurse.

Ms. McCollem also said that regarding the field maintenance, the DPW has finished their assessment after the winter in advance of the summer season. The Pocasset Field is going to be thatched and repairs will be to the infield. They will also check on the lights. Other infields will also be addressed.

10. Minutes: none

11. Correspondence

Melissa Ferretti read aloud the correspondence:

- 2 DEP Letters
- Abutters notice – 274 Williston.

- Email from J. York – MassDOT Landscape Design Project
- Cape Cod Commission Report

These are all on the Town's website.

12. Committee Reports

None.

13. Other Business

Ms. Mastrangelo said that she made a warrant tracker for Town meeting and sent it to Ms. McCollem earlier in the day. She said there are 30 warrant articles. She said that they will need to divide the articles up soon.

14. Upcoming meetings

Ms. McCollem said that on April 18th there will be a policy workshop for special events.

15. Adjourn

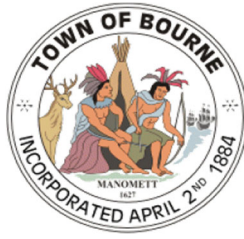
Voted: Jared MacDonald moved, and Judith Froman seconded to adjourn.

Vote: 5-0-0.

This meeting of the Bourne Select Board was adjourned at 9:07 PM.

Respectfully Submitted,

Kim Johnson, Recording Secretary



Select Board's Correspondence

May 9, 2023

- A. DEP letter – PFAS Truck Rollover Site
- B. DEP letter – Wastewater Treatment Plant Infiltration Beds
- C. DEP letter – Quality Assurance Project Plan 2023 update
- D. Install Hearing Notice – 79 Monument Neck Road
- E. Sugarman/Rogers letter re Decommissioning of Pilgrim
- F. APCC letter re Ocean Sanctuaries Act and Pilgrim wastewater discharge
- G. APCC letter re proposed machine gun range
- H. Comcast letter re leased channel changes
- I. Janice Marks Resignation letter
- J. Request for donation to Alzheimer's Family Support Center
- K. Upper Cape Tech meeting minutes 03.09.23



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

May 1, 2023

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

RE: **BOURNE – BWSC**
Release Tracking Number: 4-0000037
Joint Base Cape Cod (JBCC)
Draft Feasibility Study for Per- and Polyfluoroalkyl Substances at Tanker Truck Rollover Sites, Comments

Dear Ms. Forbes:

The Massachusetts Department of Environmental Protection (MassDEP) has reviewed the document “**Draft Feasibility Study for Per- and Polyfluoroalkyl Substances at Tanker Truck Rollover Sites, Joint Base Cape Cod, Massachusetts**” dated March 2023 (TTRS FS). The TTRS FS summarizes the findings of a Feasibility Study (FS) for per- and polyfluoroalkyl substances (PFAS) in soil and groundwater associated with the Tanker Truck Rollover Sites at JBCC. MassDEP offers the following comments on the TTRS FS.

General Comment:

1. MassDEP comments to the Air Force Civil Engineer Center dated April 14, 2022, June 22, 2022, and March 17, 2023, on the “Draft Remedial Investigation Report for Per- and Polyfluoroalkyl Substances at Tanker Truck Rollover Sites” dated March 2022 (the TTRS RI) remain unresolved. Please note that MassDEP reserves the right to comment on any changes the AFCEC may propose to the TTRS FS in response to those comments.

Page-specific Comments:

1. Page 1-4, Section 1.2, Site Description, Background, and Remedial Status:
The text states, “**Concentrations of PFOS reported in groundwater at TTRS exceeded the EPA site-specific screening level (SSL) in place at the time of the SI (0.04 micrograms per liter [µg/L] and the 2016 EPA lifetime health advisory (HA) value of 0.07 µg/L.**” MassDEP recommends revising this sentence to state, “*Concentrations of PFOS reported in groundwater at TTRS exceeded the EPA site-specific screening level (SSL) in place at the time of the SI (0.04 micrograms per liter [µg/L] and the EPA 2016 Lifetime Health Advisory (2016 LHA) values of 0.07 µg/L for PFOS and PFOA (either individually or combined) which were released by the EPA on 19 May 2016.*”. The suggested text revision is consistent with the text in the “Draft Supplemental Feasibility Study Report for 1,4-Dioxane and Per- and Polyfluoroalkyl Substances at Landfill-1” dated January 2022.

2. Page 1-10, Section 1.4, Public and Private Drinking Water Wells:

The text states **“Most residential areas above the TTRS plume are completely, built-out with no significant developable land available. Therefore, land use over the TTRS plume is not expected to change significantly over time and there is a low probability that additional drinking water resources will need to be developed in the vicinity of the TTRS plume area.”** Please provide a reference for the statement regarding developable land, land use and drinking water resources.

3. Page 2-8, Section 2.3.2, Remedial Alternatives for Source Areas:

The TTRS FS states in Section 2.3, *Remedial Alternatives* that **“...due to the state of science, many PFAS remedial technologies are in development (e.g., treatment and destruction) and the details of effectiveness, implementability, and costs are emerging.”** and **“Ultimate treatment or destructive technologies for PFAS treatment residuals are, however, still developing. Therefore, the approach to selecting remedial technologies and developing alternatives is both presumptive but also considers latest technological developments presented in the ITRC PFAS Guidance.”** (Interstate Technology and Regulatory Council (ITRC) document *Technical Resources for Addressing Environmental Releases of Per- and Polyfluoroalkyl Substances (PFAS)*, dated August 2021).

The TTRS FS states in Section 2.3.2, *Remedial Alternatives for Source Areas* that **“Appendix C provides ITRC PFAS treatment technology summaries, including ITRC Table 12-1 (Liquid Technologies – Remediation and Technologies and Methods Comparison) and ITRC Table 12-2 (Solids Technologies – Remediation Technologies and Methods Comparison).”**

ITRC Table 12-2 lists the stabilization of PFAS-contaminated solids with activated carbon blended with amorphous aluminum hydroxide, kaolin clay, and additives as a field implemented technology and states that solids have been treated using this technology resulting in a 95-99% reduction in measurable PFOS concentration. MassDEP notes that exceedances of the PFAS soil-to-groundwater leaching screening value of 4 micrograms per kilogram ($\mu\text{g}/\text{kg}$) which the AFCEC developed based on a lysimeter study at the TTRS source areas, are primarily driven by PFOS. Please indicate why the stabilization of PFAS-contaminated solids with activated carbon blended with amorphous aluminum hydroxide, kaolin clay, and additives treatment technology was not further evaluated in Section 2.3.2 for controlling leaching of PFAS from soils to groundwater.

4. Page 2-12, Section 2.3.2, Remedial Alternatives for Source Areas, Source Area Alternative 5–In-situ Colloidal Activated Carbon Barrier, Institutional Controls and Monitoring:

The text states in reference to Source Area Alternative 5, **“The CAC at TTRS #1 would consist of a barrier approximately 470 linear ft long and installed from 10-50 ft bgs by injection at approximately 210 locations. The CAC barrier at TTRS #2 would be approximately 350 linear ft long installed from 10-50 ft bgs by injection at approximately 85 locations.”** MassDEP notes that the number of injection locations per linear ft at TTRS Source Area #1 (~2.24 per linear ft) is substantially greater than the number of injection locations per linear ft at TTRS Source Area #2 (~4.14 per linear ft). Please indicate why more injections per linear ft are required for TTRS Source Area #1. Also, please indicate if periodic injections of colloidal activated carbon would be required to maintain the effectiveness of the Colloidal Activated Carbon barriers.

5. Page 3-19, Section 3.4.2, Groundwater Alternatives, Groundwater Alternative 2-MNA with LUCs:

The text states in reference to groundwater alternative #1 (No Action) and groundwater alternative #2 (MNA with LUCs), **“Modeling indicates a restoration timeframe for natural attenuation to achieve RAOs of approximately 2144.”** MassDEP notes that one of the remedial action objectives (RAOs) identified on

page 2-5, Section 2.2, Remedial Action Objectives and on page 3-11, Section 3.4, Detailed Analysis of Alternatives of the TTRS FS is, **"Restore usable groundwaters to their beneficial uses wherever practicable, within a timeframe that is reasonable given the particular circumstances of the site."** The text on page 3-10, Section 3.3, Modeling of Groundwater Alternatives of the TTRS FS states, **"The transport simulation for groundwater Alternatives 1 and 2 (Appendix E) and Figure 3-1 show that under a no action or the MNA alone alternative the trailing edge of the TTRS PFAS6 plume is predicted to migrate to the west of County Road by 2052 and be in the vicinity of Club House Drive by 2090. Beyond 2090, the plume is predicted to persist in the lower conductivity units associated with the deeper portion of the aquifer and slowly upwell to discharge to Red Brook Harbor and/or Hen Cove until approximately 2084, and then attenuate at depth in the aquifer until the aquifer restoration date of 2094."** Please clarify what year the RAOs are achieved for Alternatives #1 and #2.

6. Page 4-8, Section 4.0, Comparison of Alternatives:

The text indicates, **"In addition, this includes capital construction of an extraction and reinjection well near County Road, piping installations, procurement of MTUs, and associated site preparation for a 400-gpm capacity system for treatment of PFAS to meet the effluent discharge criteria (Appendix B) of the PFAS6 MMCL (refer to Figure 2-5A)."** MassDEP recommends revising this sentence to state, *"In addition, this includes capital construction of an extraction and reinjection well near County Road, piping installations, procurement of MTUs, and associated site preparation for a 400-gpm capacity system for treatment of PFAS to meet the effluent discharge criteria."* MassDEP has made a similar comment on the "Draft Supplemental Feasibility Study Report for 1,4-Dioxane and Per- and Polyfluoroalkyl Substances at Landfill-1" dated January 2022, objecting to the AFCEC's suggestion that PFAS6 may be discharged from JBCC groundwater treatment plants at levels up to the PFAS6 Massachusetts Maximum Contaminant Level (MMCL) of 0.02 µg/L. PFAS-contaminated groundwater can be treated to non-detectable concentrations with granular activated carbon (GAC) as has been demonstrated at various AFCEC Installation Restoration Program (IRP) groundwater treatment plants at JBCC. Consistent with the long established JBCC IRP compliance goal of no detections of contaminants of concern in the effluent of JBCC groundwater treatment systems, PFAS compounds should be treated to non-detectable concentrations prior to effluent discharge from a groundwater treatment system since it is technically feasible to do so and will prevent any further degradation of groundwater quality in the sole source aquifer. This is especially important as the regulatory requirements for PFAS in drinking water are continuing to evolve and are likely to decrease in the near future.

Please incorporate this letter into the Administrative Record for the Tanker Truck Rollover Sites Operable Unit. If you have any questions regarding this matter, please contact me at (508) 946-2871 or Elliott Jacobs at (508) 946-2786.

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



Commonwealth of Massachusetts
Executive Office of Energy & Environmental Affairs

Department of Environmental Protection

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

Maura T. Healey
Governor

Kimberley Driscoll
Lieutenant Governor

Rebecca L. Tepper
Secretary

Bonnie Heiple
Commissioner

April 27, 2023

AFCEC/JBCC
Attn: Rose Forbes
Remediation Program Manager
322 East Inner Road
Otis ANG Base
Massachusetts 02542

RE: **BOURNE - BWSC**
Release Tracking Number: 4-0000037
Joint Base Cape Cod (JBCC)
**Draft Wastewater Treatment Plant
Infiltration Beds Interim Land Use
Controls Letter, Comments**

Dear Ms. Forbes:

The Massachusetts Department of Environmental Protection (MassDEP) has reviewed the Air Force Civil Engineer Center (AFCEC) letter dated April 13, 2023 (the Interim LUC Letter) establishing interim Land Use Controls (LUCs) at the Joint Base Cape Cod (JBCC) wastewater treatment plant (WWTP) infiltration beds due to the presence of per- and polyfluorinated substances (PFAS) in the WWTP effluent. The U.S. Environmental Protection Agency (EPA) request for the establishment of interim LUCs at the WWTP infiltration beds is an outcome of discussions associated with the *Draft Wastewater Treatment Plant Infiltration Beds No Further Response Action Planned Decision Document (NFRAP DD)* dated February 2022. Interim LUCs will be implemented at the WWTP infiltration beds to prevent exposure to PFAS contaminated groundwater. The components of the interim LUCs will include the existing on-base drilling moratorium and on-base work clearance requests, Town of Bourne Board of Health restrictions, the MassDEP drinking water supply well permitting process and the Massachusetts DigSafe® program.

MassDEP has no comments on the Interim LUC Letter. MassDEP reserves the right to comment on either the AFCEC response to EPA comments on the Interim LUC Letter and/or any changes that the AFCEC may propose to the interim LUCs in response to those comments.

Please incorporate this letter into the Administrative Record for the Flight Line Area operable unit. If you have any questions regarding this matter, please contact me at (508) 946-2871.

Sincerely,

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

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



Commonwealth of Massachusetts
Executive Office of Energy & Environmental Affairs

Department of Environmental Protection

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Maura T. Healey
Governor

Kimberley Driscoll
Lieutenant Governor

Rebecca L. Tepper
Secretary

Bonnie Heiple
Commissioner

April 14, 2023

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 Uniform Federal Policy – Quality Assurance Project Plan – 2023 Update for Source Response for Unexploded Ordnance at the Central Impact Area, Comments

Dear Mr. Cody:

The Massachusetts Department of Environmental Protection (MassDEP) has reviewed the document **“Draft Uniform Federal Policy – Quality Assurance Project Plan – 2023 Update for Source Response for Unexploded Ordnance at the Central Impact Area”** (UFP-QAPP) dated March 2023. The UFP-QAPP describes the methods, procedures, and technical approach, using digital geophysical mapping and advanced geophysical classification, to perform a Source Response for munitions and explosives of concern that are a threat to groundwater at the Central Impact Area. MassDEP has the following comment on the UFP-QAPP.

1. Page 104, Worksheet #17, Survey Design and Project Workflow, Section 17.17.4.2, DFW 16: Handle, Certify, and Dispose of MPPEH/UXO, Munitions and Explosives of Concern, 3rd Paragraph:

The text states, **“The area surrounding the CSS will be inspected with hand-held magnetometers to ensure the CSS contained the demolition shot as designed.”** Following inspection of the area surrounding the consolidated shot structure (CSS), if it is determined that the CSS did not contain the demolition shot and/or material (sand) associated with the demolition shot as designed, then a root cause analysis should be performed to determine if a corrective action is required prior to resuming demolition operations. MassDEP recommends the text be revised consistent with the text included in the UFP-QAPP Appendix F Field SOPs and Field Forms, Standard Operating Procedure G-21 JBCC Demolition Activities, page 17, Section 9.5 Post Detonation Inspection to include **“If an item (MD/MEC) associated with the demolition activity is found outside of the CSS or explosives residue is noted, a corrective action will be initiated, and demolition operations will not continue until the problem has been identified and resolved”**.

Please incorporate this letter into the Administrative Record for the Central Impact Area operable unit. If you have any questions regarding this letter, please contact me at (508) 946-2871 or Kendall Walker at (508) 946-2846.

Sincerely,

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

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

P/kw

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

MAIN OFFICE:

49 Herring Pond Road
Buzzards Bay, MA 02532
TEL: (508) 833-0070
FAX: (508) 833-2282



NANTUCKET OFFICE:

19 Old South Road
Nantucket, MA 02554
TEL: (508) 325-0044
www.brackeneng.com

BOURNE BD OF SELECTMEN
ROAD 2023 APR 27 PM 1:51

April 25, 2023

CERTIFIED MAIL

RE : Notice of Public Hearing

Dear Abutter:

In accordance with the State Environmental Code, Title 5: 310 CMR 15.00, you are hereby notified that **Richard D. Kangas of The Kangas Family Trust**, has requested a hearing before the Bourne Board of Health for relief from the Bourne Board of Health Regulations for the installation of an Innovative/Alternative Septic System. The location of the property for which approval is sought is **79 Monument Neck Road (Map 26.4 Parcels 6 & 7)** where you are listed as an abutter. At said hearing the Board will discuss and possibly vote on:

- A variance to local setback requirements for a 57'± reduction in setback for a 93'± setback to a Bordering Vegetated Wetland from a soil absorption system.
- A variance to local setback requirements for a 40'± reduction in setback for a 110'± setback to a Bordering Vegetated Wetland from a soil absorption system.

This hearing is **tentatively** scheduled for Wednesday, May 10th at **5:30 p.m.** in Conference Room #2 at the Bourne Veteran's Memorial Community Building, 239 Main Street, Buzzards Bay. Information regarding the hearing may be available for your review one week prior to the meeting by contacting the Bourne Health Department at 508-790-0600, Ext. 1513, Monday through Friday from 8:30 a.m. until 4:30 p.m.

Meeting agendas are posted on the Town of Bourne website, www.townofbourne.com/health no less than 48 hours in advance of the hearing. *Please confirm the date, time, and location of the meeting with the Town, in case of any changes.* Should you have any questions or concerns, please do not hesitate to contact the undersigned at rob@brackeneng.com or the Bourne Health Department at 508-790-0600, Ext. 1513.

Sincerely,

BRACKEN ENGINEERING INC.

A handwritten signature in black ink, appearing to read 'J. Heyer', is written over a horizontal line.

Jason P. Heyer
Project Designer

**NOTIFICATION TO ABUTTERS UNDER THE
MASSACHUSETTS WETLANDS PROTECTION ACT
Chapter 131, Section 40**

In accordance with the 2nd paragraph of Massachusetts General Laws Chapter 131, Section 40, you are hereby notified of the following:

- A. The name of the Applicant/Owner: **Richard D. Kangas, TR**
The Kangas Family Trust
- B. The Applicant has filed a Notice of Intent (NOI) with the Bourne Conservation Commission seeking permission to perform work which might: remove, fill, dredge or alter an Area Subject to Protection Under the Wetlands Protection Act (General Laws, Chapter 131, Section 40).
- C. Description of the Project:
The project consists of the installation of a new Innovative Alternative (I/A) septic system and the abandonment and or the removal of the existing septic system. The proposed system consists of a Singulair septic tank, 1,000 gallon pump chamber and a Perc Right soil absorption system, landscaping and associated utility work.
- D. The location where the activity is proposed is:
79 Monument Neck Road (Map 26.4, Parcel 8-0).
- E. Copies of the Notice of Intent (NOI) may be examined at the Bourne Conservation Commission Office located on the 2nd floor of the Town Hall at 24 Perry Avenue, Buzzards Bay, MA between the hours of 8:30 a.m. and 4:30 p.m. (Monday – Friday) or can be obtained from the Applicant's Representative: Bracken Engineering, Inc., 49 Herring Pond Road, Buzzards Bay, MA 02532, between the hours of 8:00 a.m. and 5:00 p.m. (Monday – Friday) Tel: 508-833-0070.
- F. The Public Hearing is scheduled for **Thursday, May 4th at 6:30 p.m.** at the Bourne Veteran's Memorial Community Building, 239 Main Street, Buzzards Bay. Buzzards Bay.

NOTE: Notice of the scheduled Public Hearing:

1. Will be published at least five (5) days in advance in the Cape Cod Times newspaper; and,
2. Meeting agendas are posted on the Town of Bourne's website no less than 48 hours in advance of the hearing. www.townofbourne.com/conservation

NOTE: You may also contact the Department of Environmental Protection Southeast Regional Office for more information about this application or the Wetlands Protection Act. To contact DEP's Southeast Regional Office: 508-946-2800



Sugarman, Rogers, Barshak & Cohen, P.C.

LISA C. GOODHEART
GOODHEART@SUGARMANROGERS.COM

C. DYLAN SANDERS
SANDERS@SUGARMANROGERS.COM

ALESSANDRA W. WINGERTER
WINGERTER@SUGARMANROGERS.COM

February 14, 2023

Rebecca Tepper, Secretary
Executive Office of Energy and
Environmental Affairs
100 Cambridge Street, Suite 900
Boston, MA 02114
rebecca.tepper@state.ma.us

Lisa Berry Engler, Director
Office of Coastal Zone Management
100 Cambridge Street, Suite 900
Boston, MA 02114
lisa.engler@state.ma.us

Re: *The Ocean Sanctuaries Act's Prohibition of a Planned New Industrial Discharge of
Radioactive Waste From the Decommissioned Pilgrim Nuclear Power
Station Into the Cape Cod Bay Ocean Sanctuary*

Dear Secretary Tepper and Director Engler:

On behalf of the Association to Preserve Cape Cod ("APCC"), we write to request that the Office of Coastal Zone Management ("CZM") in particular, and the Executive Office of Energy and Environmental Affairs ("EEA") in general, exercise the full authority entrusted to your offices under the Commonwealth's Ocean Sanctuaries Act, G.L. c. 132A, §§ 12A-18 ("OSA"), to stop the proposed discharge of an estimated 1.1 million gallons of radioactive waste from the decommissioned Pilgrim Nuclear Power Station ("PNPS") into the Cape Cod Bay Ocean Sanctuary. The OSA entrusts ocean sanctuaries to CZM's "care, oversight, and control." G.L. c. 132A, § 14.

We have three specific requests, as follows:

1. We ask that CZM issue a letter informing Holtec Pilgrim, LLC and Holtec Decommissioning International, LLC (collectively, "Holtec"), as the owner and operator of PNPS, that the OSA prohibits the planned discharge of radioactive waste from PNPS's decommissioning activities into Cape Cod Bay.
2. We ask that CZM advise the Massachusetts Department of Environmental Protection ("MassDEP") that its issuance of any state permit, authorization, or approval of any kind for such a discharge would not be consistent with the OSA. In particular, we ask CZM to notify MassDEP that Holtec's proposed discharge is not eligible for a new or modified Massachusetts Surface Water Discharge Permit, or for a new or modified state Water Quality Certification, which Holtec has announced it will seek in the near future.
3. We ask for an opportunity, at your earliest convenience and before mid-March in any event, to meet with you, and any others whom you may wish to include, to discuss the

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various state actions that may be appropriate to ensure that Holtec will not discharge its facility decommissioning process waste into a protected ocean sanctuary.

As discussed in further detail below, Holtec has announced its intention to discharge spent fuel pool water and other radioactive waste into Cape Cod Bay as part of the expedited decommissioning, dismantlement, and demolition of PNPS. This would not be an “existing discharge” authorized as of 1971, when the Cape Cod Bay Ocean Sanctuary was created. Nor would this be a discharge associated with the “operation and maintenance” of the coolant system or any other activity, use or facility associated the generation, transmission, and distribution of electricity from an active power generation facility. To the contrary, the radioactive water in question has been generated during decommissioning activities, after PNPS ceased all power-generation operations as of June 1, 2019. A discharge to the Cape Cod Bay Ocean Sanctuary from the decommissioned PNPS would be a *new* industrial discharge, which cannot be authorized by any agency of the Commonwealth consistent with the OSA.

The OSA expressly prohibits any new industrial discharges into protected ocean sanctuaries, with certain narrow exceptions, none of which are applicable to Holtec’s proposed discharge from PNPS of water associated with decommissioning activities. Moreover, the discharge of PNPS’s radioactive waste into Cape Cod Bay is entirely unnecessary. Holtec acknowledges that it has other options to dispose of the radioactive waste that do not violate the OSA, and these options do not involve conducting a decades-long experiment with the unique environment of Cape Cod Bay, the ultimate outcome of which will only be learned long after Holtec has left. To be sure, these other options may involve their own risks and benefits, and additional expense; but that is what Holtec voluntarily assumed when it chose to acquire PNPS – not to operate for the purpose of producing electrical power – but solely for the purpose of profiting from decommissioning the plant.

Cape Cod Bay is a precious resource. Critical natural resources include shellfish beds, commercial and recreational fisheries, wildlife that includes rare, threatened, and endangered species, including the North Atlantic Right Whale, sea turtles, and Atlantic Sturgeon, and miles of coastal habitat including coastal beaches, bays, estuaries and salt marshes. Four state-recognized Areas of Critical Environmental Concern are on or within Cape Code Bay. Holtec acknowledges that it cannot treat the discharge so as to fully remove all radionuclides from the water, even if it meets standards required by Nuclear Regulatory Commission guidelines.

The critical point is this: to conclude that Holtec’s proposed discharge is prohibited, **CZM is not required to find that it would harm, or pose a risk of harm, to human health or the environment, or that it would significantly alter the environment of Cape Cod Bay. The judgment that new industrial discharges pose unacceptable risks was already made by the Legislature, in establishing the Cape Cod Bay Ocean Sanctuary and broadly prohibiting any new discharge of industrial waste** (subject to a few narrow exceptions that do not apply here). No additional findings by CZM are needed or warranted; CZM need only ensure that the existing legislative prohibition is respected.

As an ocean sanctuary vital to the ecological and economic health of the Commonwealth, the Legislature has determined that Cape Cod Bay deserves an extraordinarily high level of public protection. CZM is the agency the Legislature has charged with providing that protection without a requirement that the

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agency first find that a risk of harm is present. While we know CZM has a deep knowledge of the OSA and its legislative history, we think it's helpful to recap the essential legal context, to fully appreciate the Legislature's intention.

1. The History Of The Ocean Sanctuaries Act

1970: As a response to the threat of oil and gas exploitation, Massachusetts' first ocean sanctuary, the Cape Cod Ocean Sanctuary, was created in 1970 and signed into law as an emergency measure to "protect the unique scenic and natural resources of the outer Cape by preventing careless exploitation of the seabed." *See* Chapter 542 of the Acts of 1970. This act also established an initial list of prohibited activities in an ocean sanctuary. These included –

the building of any structure on the seabed or under the subsoil; the removal of any sand, gravel or other minerals, except as hereinafter provided; drilling for subsoil minerals, gases or oils; commercial advertising; **or the dumping of any commercial or industrial wastes**

(Emphasis supplied.) It also provided for allowed activities – for example the laying of cables, sand and gravel extraction for beach restoration purposes, and fish and shellfish harvest – provided these activities had the necessary agency approvals. The Legislature initially placed this first ocean sanctuary under the "care and control" of the Department of Natural Resources, and empowered the Attorney General to "take such action as may be necessary from time to time to enforce the provisions of this [Act]."

1971: In 1971, the Legislature created two more ocean sanctuaries: Cape Cod Bay and Cape and Islands. *See* Chapter 742 of the Acts of 1971.

The 1971 Act prohibited "the dumping of any commercial or industrial wastes" in the Cape Cod Bay Ocean Sanctuary, with exceptions for "such quantities of industrial liquid coolant wastes to be dumped by the division of water pollution control on September the thirtieth, nineteen hundred and seventy-one, in connection with the public and private supply of electrical power." *Id.*

1972: In 1972, the Legislature created the North Shore Ocean Sanctuary. *See* Chapter 130 of the Acts of 1972.

1976: In 1976, the Legislature created the South Essex Ocean Sanctuary. *See* Chapter 369 of the Acts of 1976. In doing so, the Legislature first used the language similar to that found in today's OSA for electrical generating facilities, creating an exception in the South Essex Ocean Sanctuary for the following:

the construction, reconstruction, or operation and maintenance of industrial liquid coolant discharge and intake systems and other facilities and activities in conjunction with the public and private supply of electrical power as allowed and licensed by the division of water pollution control, the

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department of environmental quality engineering or the department of environmental management

1977: In 1977, the Legislature comprehensively revised the OSA. *See* Chapter 897 of Acts of 1977. Among other changes, the 1977 amendments generally protected all ocean sanctuaries from “any exploitation, development, or activity that would seriously alter or otherwise endanger the ecology or the appearance of the ocean, seabed, or subsoil thereof, or the Cape Cod National Seashore.”

Whether hitherto, the OSA’s prohibitions and exceptions were codified by individual ocean sanctuaries, the 1977 acts reorganized the OSA such that going forward prohibitions and exceptions applied (unless specified otherwise) to all five ocean sanctuaries.

The Legislature continued to categorically prohibit “the dumping or discharge of commercial or industrial wastes,” except as otherwise provided in the OSA. The 1977 amendments created exceptions allowing “existing municipal, commercial [and] industrial discharges” into an otherwise protected sanctuary. Specifically, the 1977 amendments allowed –

the operation and maintenance of **existing municipal, commercial or industrial facilities** and **existing municipal, commercial or industrial discharges** where such discharges and facilities have been approved and licensed by appropriate federal and state agencies

(Emphasis supplied.)

The 1977 amendments allowing “existing municipal, commercial or industrial discharges” did not define a date for what were then “existing discharges.” The 1977 amendments became effective on December 30, 1977. Thus, the statute as amended can be read as permitting “existing discharges” as of December 30, 1977, or as permitting only those discharges which existed as of 1971, the original enactment of the OSA. St.1977, c. 897.

The 1977 amendments also created an exception for discharges associated with the “planning, construction, reconstruction, operation and maintenance” of facilities associated with the generation of electrical power. Specifically, the 1977 amendments allowed –

the planning, construction, reconstruction, operation and maintenance of industrial liquid coolant discharge and intake systems and all other activities, uses and facilities associated with the **generation, transmission, and distribution of electrical power**, provided that all certificates, licenses, permits and approvals required by law are obtained therefor, and provided, further, that such activities, uses and facilities shall not be undertaken or located except in compliance with any applicable general or special statutes, rules, regulations or orders lawfully promulgated

(Emphasis supplied.)

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The 1977 amendments also created a provision that requires “[a]ll departments, divisions, commissions, or units of the executive office of environmental affairs and other affected agencies or departments of the commonwealth” to issue permits consistently with the Act. In doing so, all permit granting authorities were required to consult with the department of environmental management to ensure compliance.

1989: In 1989, the Legislature again amended the act, and officially named it the “Massachusetts Ocean Sanctuaries Act.” *See* Chapter 728 of the Acts of 1989. It added a definitions section to the statute, establishing an “existing discharge” as one which is –

a municipal, commercial or industrial discharge at the volume and locations authorized by the appropriate federal and state agencies on July fifteenth, nineteen hundred and seventy, in the case of the Cape Cod Ocean Sanctuary; **on December eighth, nineteen hundred and seventy-one, in the case of the Cape Cod Bay and Cape and Islands Ocean Sanctuary;** on June twenty-seventh nineteen hundred and seventy-two in the case of the North Shore Ocean Sanctuary; and on December thirtieth, nineteen hundred and seventy-six, in the case of the South Essex Ocean Sanctuary

(Emphasis supplied.)

2008: The 2008 amendments require the state to create an ocean management plan. Chapter 114 of the Acts of 2008.

2014: The OSA’s most recent amendment in 2014, modified the OSA to allow for new or modified municipal waste discharges from a publicly owned treatment works without a variance, after specific requirements have been met and impact studies have been conducted. Chapter 259 of the Acts of 2014, §§ 28-45.

2. The OSA’s Near-Categorical Ban of New Industrial Discharges Into an Ocean Sanctuary

Today, the OSA severely restricts all municipal, commercial, and industrial discharges into an Ocean Sanctuary. The presumption is that no discharges are permitted, and all are prohibited unless expressly authorized. G.L. c. 132A, § 15 provides that, except as otherwise provided in the OSA, the act prohibits “the dumping or discharge of commercial, municipal, domestic or industrial wastes.”

The only exceptions to this categorical ban of discharges into an ocean sanctuary are the following three activities:

- An existing municipal, commercial or industrial discharge at the volume and locations authorized by the appropriate deferral and state agencies on December eight, nineteen hundred and seventy-one, in the case of the Cape Cod Bay;

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- discharges from municipal wastewater treatment facilities if the discharge is approved under § 16G of the OSA; and
- industrial liquid coolant discharge “associated with the generation, transmission, and distribution of electrical power.”

Because these are exceptions to the general prohibition of discharging of industrial wastes, they must be narrowly and strictly construed. *See Boston Globe Media Partners, LLC v. Department of Public Health*, 482 Mass. 427, 432 (2019) (“statutory exemptions” from the statute “must be strictly and narrowly construed”); *Hull Mun. Lighting Plant v. Massachusetts Mun. Wholesale Elec. Co.*, 414 Mass. 609, 614 (1993) (“[s]tatutory exemptions are strictly construed”).

3. The OSA Prohibits Any New Industrial Discharge From the Now-Defunct PNPS

Under the plain terms of the OSA, Holtec is prohibited from discharging pollutants from the spent fuel rods or other pollutants associated with PNPS decommissioning activities into the Cape Cod Bay Ocean Sanctuary. G.L. c. 132A, § 15(4) states, in no uncertain terms, that except as otherwise permitted in the OSA “the dumping or discharge of commercial, municipal, domestic or industrial wastes” “shall be prohibited in an ocean sanctuary.” Holtec’s proposed discharge into the Cape Cod Bay Ocean Sanctuary does not qualify for any of the narrow exceptions to this categorical presumption against the discharge of industrial pollutants to an ocean sanctuary, as explained below.

a. The Proposed Discharge of Waste Generated by Holtec’s Decommissioning Activities at PNPS was Not an Existing Discharge as of December 8, 1971

Holtec’s discharge cannot be considered an “existing discharge” as defined by the statute. This exception allows for “the operation and maintenance of existing municipal, commercial or industrial facilities and discharges where such discharges or facilities have been approved and licensed by appropriate federal and state agencies.” G.L. c. 132A, § 16. The Legislature defined “existing discharge” in the 1989 amendments to mean, in relevant part:

a municipal, commercial or industrial discharge at the volume and locations authorized by the appropriate federal and state agencies...on December eighth, nineteen hundred and seventy-one, in the case of the Cape Cod Bay and Cape and Islands Ocean Sanctuary

G.L. c. 132A, § 12B. *See also* 301 CMR 27.02.

b. The Proposed Discharge of Waste Generated by Holtec’s Post-Operation Activities at a Defunct Power Plant Is Not a Discharge “Associated With the Generation, Transmission, or Distribution of Electrical Power”

Discharges of coolant and other pollutants related to PNPS’s activities when it was generating electrical power may have been authorized under the OSA’s exception for discharges associated with the

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“generation, transmission, and distribution” of electrical power. As EPA, MassDEP, and Holtec have all acknowledged, the proposed discharge related to PNPS’s decommissioning, however, is a new and different kind of discharge, which is not associated with the “generation, transmission, and distribution” of electrical power. As such, it is prohibited by the OSA.

The exception in G.L. c. 132A, § 16 for electrical power facilities states as follows:

Nothing in this act is intended to prohibit...the **planning, construction, reconstruction, operation and maintenance** of industrial liquid coolant discharge and intake systems and all other activities, uses and facilities associated with the **generation, transmission, and distribution** of electrical power, provided that all certificates, licenses, permits and approvals required by law are obtained therefor, and provided, further, that such activities, uses and facilities shall not be undertaken or located except in compliance with any applicable general or special statutes, rules, regulations or orders lawfully promulgated

(Emphasis supplied.)

This exception is noteworthy in the specificity of its requirements. It covers only liquid coolant and other discharges connected with the “planning, construction, reconstruction, operation and maintenance of...uses and facilities associated with the generation, transmission, and distribution” of electrical power. Thus, to fit within this exception, a discharge must satisfy two prongs. *First*, the discharge must be associated with the “planning, construction, reconstruction, operation and maintenance” of a discharging facility. *Second*, the discharge must be from a facility associated with the “generation, transmission, and distribution” of electricity.

Holtec’s proposed discharge from the decommissioned PNPS satisfies neither of these requirements. It is not a discharge connected with “planning, construction, reconstruction, operation and maintenance” of a facility for electrical power generation. Rather, it is associated with *decommissioning* of such a facility. The Legislature included “planning,” “construction,” “reconstruction,” and “maintenance” as activities qualifying for the exception, and it notably did *not* include “decommissioning,” or any term that can fairly be construed to encompass decommissioning. The statute must be interpreted and applied in accordance with its plain terms. *See Water Dep’t of Fairhaven v. Department of Env’t Prot.*, 455 Mass. 740, 744 (2010) (“the language of the statute” is “the principal source of insight into legislative intent”); *Provencal v. Commonwealth Health Ins. Connector Auth.*, 456 Mass. 506, 513 (2010) (“the primary source of insight into the intent of the Legislature is the language of the statute”).

Holtec’s proposed discharge from the decommissioned PNPS is also prohibited because it is not associated with the generation, transmission, or distribution of electrical power. The exception’s reference to the active production of power – “generation, transmission, and distribution of electrical power” –

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confirms the required link to the production or output of electricity and getting that electricity to people. That essential link is missing here.

The current NPDES permit for PNPS reflects the reissuance of an earlier NPDES permit to discharge various wastewaters and stormwater to Cape Cod Bay and to withdraw water from Cape Cod Bay for cooling uses, during PNPS's active operation. The discharges authorized under this NPDES permit may be considered part of the "maintenance" of PNPS. EPA and the Commonwealth re-issued the NPDES permit at a time when it was known that PNPS was to shut down, but the specifics of the decommissioning process were unknown. *See* NPDES Permit No. MA0003557, Part IV.5.1, Response to Comments. ("Neither Entergy nor Holtec...provided sufficient information by which to characterize decommissioning-related discharges.").

The NPDES permit expressly declares that the discharges of pollutants in spent pool water are unauthorized. *Id.* at "Unauthorized Discharges," Part I.B.2. Discharges of pollutants in stormwater associated with construction activity, "including activities...associated with the dismantlement and demolition of plant systems, structures and buildings" are likewise unauthorized. *Id.*, Part I.B.3. And for the avoidance of doubt, discharges of pollutants associated with dewatering, and "including but not limited to physical alterations or additions resulting in the discharge of pollutants associated with the dismantlement and decontamination of plant systems and structures and/or the demolition of buildings" are unauthorized. *Id.*, Part I.B.4.¹

EPA has made clear that coverage for decommissioning discharges requires either a new NPDES permit or a modification of PNPS's existing NPDES permit. *See* June 17, 2022 EPA Letter to Holtec (informing Holtec that its current NPDES permit does not authorize PNPS's decommissioning discharge);² *see also* December 5, 2022 Letter to Holtec from EPA (same). With some apparent reluctance, Holtec has now conceded this point. *See* December 19, 2022 Holtec Letter to EPA ("Holtec determined that it would pursue a modification to the existing NPDES permit to appropriately address such discharges [associated with decommissioning activities]").

Of course, there are sound policy reasons for treating discharges associated with power-generating activities differently from discharges from decommissioned facilities that are no longer operating to power the grid. The Legislature clearly made the determination that electricity from planned and/or active power generation, distribution and transmission facilities is important to the economic health of the Commonwealth

¹ *See also id.* at Part IV.5.1, Response to Comments ("We clarify, therefore, that the Final Permit does not authorize the discharge of pollutants associated with the spent fuel pool water. Similarly, the Final Permit does not authorize the discharge of pollutants associated with other activities related to the decommissioning at PNPS, including, but not limited to, contaminated site dewatering, pipeline and tank dewatering, collection structure dewatering, dredge-related dewatering, or dismantlement and decontamination of plant systems and structures.").

² This letter suggests that EPA, too, considers decommissioning to be a different activity than operation and maintenance. *See* page 2 of the June 17, 2022 Letter ("[P]ast discharge practices' occurred under a different NPDES Permit, specifically a Permit issued in 1990 when the facility was operational and generating electricity, not when it was being decommissioned.").

Secretary Rebecca Tepper
Director Lisa Berry Engler
February 14, 2023
Page 9

and the well-being of its residents. Those interests are not present, or certainly not as compelling, with a facility that has been permanently taken out of service.

In sum, because it does not fall under the OSA's three exceptions, any decommissioning process discharge that Holtec may wish to make is prohibited by the OSA. As the Energy Facilities Siting Board has noted, the language of the OSA is "not ambiguous." *In Re Cape Wind Assocs., LLC*, No. EFSB 02-2, 2005 WL 1264241 (May 10, 2005). Under the plain terms of the statute, discharges into Cape Cod Bay associated with a nuclear power plant's decommissioning and shutdown are not allowed.

4. CZM Should Inform Holtec That its Planned Radioactive Discharge From PNPS is Prohibited Under the OSA

Because the OSA clearly forbids Holtec's planned discharge of an estimated 1.1 million gallons of radioactive decommissioning process waste, CZM should inform Holtec in writing that it is not permitted to make such a discharge into the Cape Cod Bay Ocean Sanctuary, as a matter of state law.

Holtec is responsible for deciding how it will manage radioactive material in its liquid effluent, and it has other options, including some used at other decommissioned facilities, including: (1) shipment for off-site disposal; (2) evaporation of the liquid and disposal of the resulting solid waste; or (3) safe storage at the PNPS facilities. To be sure, these other options come with potential risks as well as potential relative benefits. But these other options do not involve discharge into an ocean sanctuary. Holtec well understood, when it voluntarily purchased PNPS for the sole purpose of profiting from the decommissioning of the facility, that it would be obligated to accomplish that decommissioning in accordance with all applicable state laws, including the OSA. Holtec has always known, or should have known, that it would need to dispose of its decommissioning process waste by some means other than dumping it into Cape Cod Bay.

5. EEA and CZM Should Ensure That No State Agencies Permit or Otherwise Authorize the Discharge Into Cape Cod Bay

Section 14 of the OSA provides that, "[a]ll ocean sanctuaries...shall be under the care, oversight, and control" of CZM. Section 12C provides that, "[CZM] shall integrate its implementation, administration and enforcement of the [OSA] with other programs and agencies responsible for the protection of the public health, safety, welfare and the environment."

And Section 18 requires that "[a]ll departments, divisions, commissions, [and] units of [EEA] and other affected agencies or departments of the commonwealth shall issue permits or licenses for activities...consistently with the act, and shall not permit or conduct any activity which is contrary to the provisions of the Act." Section 18 further directs "other departments, divisions, commissions, units, or other agencies" to "confer and consult" with CZM to "ensure compliance" with the OSA.

By virtue of these provisions, the Legislature has made CZM the trustee for the ocean sanctuaries, and given CZM the tools to protect them. It is incumbent on CZM, and all permitting agencies, to make certain that no state permits or licenses authorize activities prohibited under the OSA. *See* G.L. c. 132A, § 18. Accordingly, CZM should not only make clear to Holtec that the OSA forbids its proposed new

Secretary Rebecca Tepper
Director Lisa Berry Engler
February 14, 2023
Page 10

discharge, but also notify all pertinent state agencies that they should not issue any kind of permit, approval, or authorization for such a discharge. In particular, but without limitation, we ask CZM, backed by EEA, to advise MassDEP that Holtec is not eligible for a new or modified state Surface Water Discharge Permit under the Massachusetts Clean Waters Act, G.L. c. 21, §§ 26-53 and 314 CMR 3.00, for its proposed new discharge of decommissioning process waste from PNPS into Cape Cod Bay, which Holtec has announced it will seek in the near future, together with a modified NPDES permit. Likewise, we ask CZM, backed by EEA, to advise MassDEP that Holtec is not eligible for a state Water Quality Certification under G.L. c. 21, § 27 and 314 CMR 3.07.

6. Conclusion

Sanctuaries are places of refuge, where flora, fauna, and their ecosystems are supposed to be protected from threats. The Ocean Sanctuaries Act provides strong protections – such as an outright prohibition on most discharges – and CZM is entrusted with the authority and responsibility for ensuring that those protections are honored and respected by all state agencies. If Holtec’s proposed new radioactive discharge into the Cape Cod Bay Ocean Sanctuary is allowed by state agencies, the Bay will become a sanctuary in name only. We ask CZM to exercise the power the Legislature has given to the agency, to the fullest extent possible, to keep the Cape Cod Bay Ocean Sanctuary from becoming a hollow designation.

We urge you to confirm to Holtec that the Ocean Sanctuaries Act prohibits Holtec’s planned new discharge of decommissioning process waste from PNPS into Cape Cod Bay. We also encourage you to provide clear guidance and specific advice to MassDEP and other agencies on this same point. Thank you for your thoughtful consideration of these requests, and for the anticipated opportunity to meet with you to discuss these matters and such further actions as may be appropriate to protect Cape Cod Bay Ocean Sanctuary. We look forward to hearing from you.

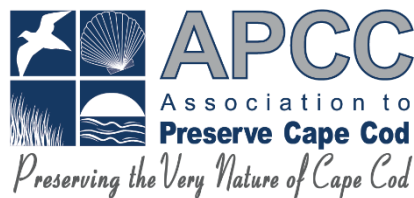
Sincerely,

/s/ Lisa C. Goodheart
Lisa C. Goodheart

/s/ Dylan Sanders
Dylan Sanders

/s/ Alessandra Wingerter
Alessandra Wingerter

cc: The Honorable Maura Healey, Governor of the Commonwealth of Massachusetts
Gary Moran, Acting Commissioner, Department of Environmental Protection
The Honorable Andrea Joy Campbell, Attorney General for the Commonwealth of Massachusetts
Seth Schofield, Senior Appellate Counsel, Energy & Env’t Bureau, Office of the Attorney General



Andrew Gottlieb
Executive Director

April 27, 2023

**RE: Ocean Sanctuaries Act Prohibition of Pilgrim Wastewater Discharge into
Cape Cod Bay**

BOARD OF DIRECTORS

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Dear Local Leader:

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Blue Magruder

Stephen Mealy

Wendy Northcross

Kris Ramsay

Robert Summersgill

Charles Sumner

Taryn Wilson

The Association to Preserve Cape Cod recently presented a detailed legal analysis to the administration of Governor Maura Healey explaining that the proposed discharge of wastewater from the Pilgrim Nuclear Power Station into Cape Cod Bay by Holtec International is illegal under the Massachusetts Ocean Sanctuaries Act (OSA) and, based on state law, the Commonwealth must deny Holtec's proposal. To provide further incentive for the Healey administration to act swiftly on this matter, I am writing to respectfully request that your town submit its own letter in support of APCC's position.

APCC's letter, drafted by our legal representatives at Sugarman, Rogers, Barshak & Cohen, P.C., requested that the Office of Coastal Zone Management (CZM), which is charged with oversight of the OSA, officially notify Holtec that it is prohibited under the act to discharge radioactive waste or any other pollutants from Pilgrim into Cape Cod Bay. APCC further requested CZM to advise the Massachusetts Department of Environmental Protection that issuance to Holtec of any state permit, authorization, or approval for a discharge would be inconsistent with the OSA.

The OSA explicitly prohibits the discharge of pollutants into a designated Ocean Sanctuary, except for a specific exemption that allows for "the operation and maintenance of **existing** municipal, commercial or industrial facilities and discharges where such discharges or facilities have been approved and licensed by appropriate federal and state agencies." It is the position of APCC and our legal representatives that Holtec's proposed discharge cannot be considered an "existing discharge" as defined by the statute because it was not preexisting when the Cape Cod Bay Ocean Sanctuary was created in 1971. The water currently proposed to be discharged is related to the decommissioning process that is presently occurring, and which began after Pilgrim ceased its operations. Consequently, the proposed new discharge cannot be considered "operation and maintenance" of an active power generation facility and therefore must be viewed as a new industrial discharge. According to the



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OSA, a new discharge cannot be authorized by any state agency, regardless of any independent policies of the federal Nuclear Regulatory Commission. The only legal option available to the Commonwealth is to deny the discharge permit application that Holtec is pursuing.

APCC requests that your town submit a letter to Energy and Environmental Affairs Secretary Rebecca Tepper and Office of Coastal Zone Management Director Lisa Berry Engler that calls on CZM and the Executive Office of Energy and Environmental Affairs to stop Holtec's proposed wastewater discharge into Cape Cod Bay through the authority those state agencies possess under the Ocean Sanctuaries Act.

For your convenience, copied below is a sample letter for reference. If you have any questions or would like to discuss this request further, please do not hesitate to email me at agottlieb@apcc.org or call me at 617-797-3302.

Thank you very much for your consideration of this important issue for your community and for Cape Cod.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Andrew Gottlieb', with a long horizontal flourish extending to the right.

Andrew Gottlieb
Executive Director

(Sample Letter Below)



Sample Letter

Rebecca Tepper, Secretary
Executive Office of Energy and
Environmental Affairs
100 Cambridge Street, Suite 900
Boston, MA 02114
rebecca.tepper@state.ma.us

Lisa Berry Engler, Director
Office of Coastal Zone Management
100 Cambridge Street, Suite 900
Boston, MA 02114
lisa.engler@state.ma.us

RE: The Ocean Sanctuaries Act's Prohibition of a Planned New Industrial Discharge of Radioactive Waste from the Decommissioned Pilgrim Nuclear Power Station into Cape Cod Bay Ocean Sanctuary

Dear Secretary Tepper and Director Engler:

The (town body) voted on (date) to go on record in support of the Association to Preserve Cape Cod's legal analysis that the Commonwealth's Ocean Sanctuaries Act (OSA) prohibits Holtec International's planned new discharge of decommissioning process wastewater from the Pilgrim Nuclear Power Station into Cape Cod Bay.

The OSA expressly prohibits any new industrial discharges into protected ocean sanctuaries, with certain narrow exceptions that do not apply to Holtec's proposed discharge of water from Pilgrim associated with the decommissioning activities that are occurring after the power station ceased operations.

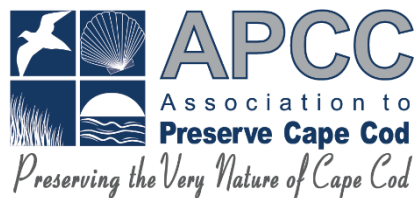
We respectfully ask that CZM move expeditiously in informing Holtec that the OSA prohibits the planned discharge of radioactive waste from Pilgrim Nuclear Power Station into Cape Cod Bay. We also request that CZM advise the Massachusetts Department of Environmental Protection that the issuance of any state permit, authorization, or approval of any kind for such a discharge would be inconsistent with the OSA, and that Holtec's proposed discharge is not eligible for a new or modified Massachusetts Surface Water Discharge Permit, or for a new or modified state Water Quality Certification.

Thank you for your consideration of this request.

Sincerely,

(Name of Town Body)

cc: Governor Maura Healey
Bonnie Heiple, Commissioner, Department of Environmental Protection
Attorney General Andrea Joy Campbell
State Senator Julian Cyr
State Senator Susan Moran
State Representative Sarah Peake
State Representative Christopher Flanagan
State Representative Kip Diggs
State Representative David Vieira
State Representative Dylan Fernandes
State Representative Steven Xiarhos



May 3, 2023

Andrew Gottlieb
Executive Director

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Blue Magruder

Wendy Northcross

Kris Ramsay

Robert Summersgill

Charles Sumner

Taryn Wilson

The Honorable Maura Healey
Governor of the Commonwealth of Massachusetts
State House, Room 360
Boston, MA 02133

Dear Governor Healey:

On behalf of the Association to Preserve Cape Cod (APCC), I respectfully urge you to support the Environmental Protection Agency Region 1 draft finding that the multipurpose machine gun range proposed by the Massachusetts National Guard on the Upper Cape Water Supply Reserve at Joint Base Cape Cod has the potential to contaminate the sole source aquifer and “create a significant public health hazard.” In doing so, we ask that you make a commitment that no state funds will be used in support of the machine gun range project if federal financial assistance is withdrawn from the project due to a final ruling by the EPA.

Established in 1968, APCC is Cape Cod’s region-wide nonprofit environmental advocacy and education organization, working for the adoption of laws, policies and programs to protect and enhance Cape Cod’s natural resources and quality of life. APCC was a leading voice in the 1980s and 1990s calling for cleanup of toxic plumes originating from the military base that contaminated groundwater in the four Upper Cape towns. APCC spearheaded advocacy efforts that led to the designation of the Upper Cape Water Supply Reserve on the northern 15,000 acres of the base.

The EPA’s draft finding effectively corroborates the concerns expressed by many organizations and concerned citizens: that the machine gun range project is inconsistent with the designated uses of the Upper Cape Water Supply Reserve under Chapter 47 of the Acts of 2002, which stipulates that only military training compatible with the protection of the water supply and wildlife habitat on the reserve be allowed.

From the beginning, when the Guard’s internally prepared Environmental Assessment declared that the project would have no adverse effects on land use, water resources, significant habitats or ability to mitigate climate change, it has been apparent that the Guard’s self-analysis of this project was woefully inadequate and



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failed to provide the necessary depth of scrutiny required of a project of this nature. It glossed over likely impacts of regional significance that would occur if this project were built.

These concerns about project impacts were reinforced when documents obtained by APCC through the state's public records law revealed statements by JBCC Executive Director General Christopher Faux that the machine gun range could not survive an independent environmental analysis, saying if such a review were required, the Guard "will most likely lose the project and its funding." It is clear from Gen. Faux's comments that the Massachusetts National Guard and JBCC leadership were fully aware that the machine gun range project could not stand up to independent, rigorous environmental study, and the JBCC leadership was doing everything in its power to prevent that from happening.

These admissions by the Guard, including its efforts to quash further environmental review, underscore the concerns raised by APCC and many others about project threats to the Upper Cape's drinking water supply, as well as to rare species habitat, the significant loss of climate change-mitigating carbon sequestration benefits from the proposed clearcutting of 170 acres of forest, and, fundamentally, the project's unsuitability for the proposed location and its inconsistency with the purposes behind the establishment of the Upper Cape Water Supply Reserve.

Now, the EPA Region 1 draft findings have validated those concerns.

According to the EPA, its findings have *"provisionally determined under SDWA Section 1424(e) that the proposed project may contaminate the sole source aquifer so as to create a significant public health hazard. The Region arrived at this conclusion after evaluating the following categories of information: sensitivity of the aquifer, existing environmental conditions (including cumulative impacts), scope of the proposed construction and operations, and projected long-term use and associated contaminant loading. Should this determination become final, following public review and comment on this provisional determination, **no commitment of federal financial assistance (through a grant, contract, loan guarantee, or otherwise) may be allowed**, except where such assistance is for the plan or design of the project to assure it will not contaminate the aquifer."* (Emphasis added.)

On behalf of the millions of Massachusetts residents and visitors who rely on the integrity of the Cape's drinking water, we respectfully ask that you support the EPA's conclusions and make the same determination as Governor Cellucci did in 1998 when he canceled the original multipurpose machine gun range proposal due to concerns about its impacts on water quality. We further ask that your administration deny any potential request by the Guard for financial



assistance from the Commonwealth to replace the loss of federal funding for the project.

Thank you for your careful consideration of this important issue. Please do not hesitate to contact me if you or your staff have any questions.

Sincerely,



Andrew Gottlieb
Executive Director

cc: Lt. Governor Kim Driscoll

Rebecca Tepper, Secretary, EEA

Bonnie Heiple, Commissioner, DEP

Brian Arrigo, Commissioner, DCR

Tom O'Shea, Commissioner, DFG

U.S. Senator Elizabeth Warren

U.S. Senator Edward Markey

U.S. Representative William Keating

State Senator Julian Cyr

State Senator Susan Moran

State Representative Kip Diggs

State Representative David Vieira

State Representative Dylan Fernandes

State Representative Steven Xiarhos

State Representative Christopher Flanagan

State Representative Sarah Peake

David Cash, Administrator, EPA Region 1

Mark Forest, Barnstable County Board of Regional Commissioners

Ronald Bergstrom, Barnstable County Board of Regional Commissioners

Sheila Lyons, Barnstable County Board of Regional Commissioners

Falmouth Select Board

Sandwich Board of Selectmen

Bourne Select Board

Mashpee Select Board

Barnstable Town Council

Yarmouth Board of Selectmen

James Cantwell, Sen. Markey's Office





April 14, 2023

Board of Selectmen
Town of Bourne
24 Perry Avenue
Buzzards Bay, MA 02532

Dear Chairman and Members of the Board:

We are committed to keeping you and our customers informed about changes to Xfinity TV services. Accordingly, please note the following change to the Xfinity channel lineup provided in your community:

- The programmer carried on Leased Access channel 1098 has terminated their agreement effective May 9, 2023. Leased Access will no longer be available on Xfinity channel 1098 as of May 9th.
- The programmer carried on Leased Access channel 1094 has terminated their agreement effective May 12, 2023. Leased Access will no longer be available on Xfinity channel 1094 as of May 12th.

Customers are receiving notice of these changes in their bill. Please do not hesitate to contact me with any questions at **Michael_Galla@comcast.com**.

Very truly yours,

Michael Galla

Michael Galla, Sr. Manager
Government Affairs

May 1, 2023

Hand Delivered

Peter J. Meier, Chair
Bourne Select Board
Bourne, MA

Dear Mr. Meier:

Please accept, with my thanks for allowing me to serve, my notification that I will not continue to represent Bourne as a Director of Cape and Vineyard Electric Cooperative, beginning June 1, 2023.

I hope that this advance notice will help you find a replacement for me, without a lapse in representation.

Sincerely,

Janice Marks
4 Roundhouse Rd.

cc: Bourne Town Clerk



Alzheimer's Family Support Center
Until there's a cure, there's community.

BOURNE BD OF SELECTMEN
RCUD 2023 APR 27 FWL:SL

April, 2023


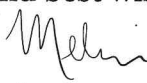
Dear Friends and Colleagues,

With your help, the AFSC has been able to expand our offerings to include everything from ceramics programs in Falmouth to a multigenerational chorus in Eastham. We could not have done any of this without the generosity of your support. Whether your donations have been small or large, we have been good stewards of the gifts we've received, foregoing slick or flashy marketing campaigns so that we can make your dollars work to provide the vast array of no-cost services families have come to rely on.

We reach out for your help three times year, and begin this new season with the Dave Birtwell Memorial Walk for Alzheimer's on Saturday, May 20, 11 am to 2 pm, at Scusset Beach Reservation in Sandwich. Come for a stroll along the Cape Cod Canal and afterward join us under the big tent for a first-of-the-season cookout and music and dancing with the Sound Dunes Big Band. There will be something for everyone to enjoy this year, so bring your families, friends, and neighbors to support the AFSC!

As always, you don't have to give to walk, and you don't have to walk to give—and you don't even have to be on the Cape to participate! Grab a couple friends, take a walk together, and use the enclosed envelope to send a tax-deductible donation to help us continue to “pay it forward” for families like the Birtwell's who are walking the walk every day for those they love.

With gratitude and best wishes,

 
Molly Perdue, Melanie Braverman, and the AFSC Team

UPPER CAPE COD REGIONAL TECHNICAL SCHOOL DISTRICT COMMITTEE

MARCH 9, 2023 MEETING HELD AT THE SCHOOL

220 SANDWICH ROAD, BOURNE, MA 02532

PRESENT: Robert Fichtenmayer, Chair; Ellen Barber; Dominic Cammarano; Thomas Corriveau; Michael Degan; Christine Marcoloni; Maryann Smith; Roger Forget; Josh Greeley; Sharon Brito, Recording Secretary.

ABSENT: Mary Crook; David P. Sampson.

The meeting was called to order at 6:16 p.m. followed by the Pledge of Allegiance to the Flag. Mr. Fichtenmayer announced that the meeting was being recorded via an audio device.

STUDENT ADVISORY REPRESENTATIVE: Madison Neal, a senior in Information Technology from Bourne, updated the committee on recent student activities including the upcoming Drama Club's performance of the Little Shop of Horrors which will take place on March 10th, 11th, and 12th. Madison shared that the Staff vs. Seniors basketball game took place this evening with the seniors defeating the staff by a score of 47 to 39. The Winter Semi-Formal Dance will take place on March 17th. The Student Council recently hosted an Honor Roll Ice Cream Sundae Party. Finally, Madison shared with the committee that the Interact Club's peer mediation and peacebuilding initiative was featured in an article in the *Bourne Enterprise* last month.

STUDENT SPOTLIGHT / CURRICULUM UPDATE: No report.

PUBLIC PARTICIPATION: None.

APPROVAL OF MINUTES: A motion was made by Mr. Degan, seconded by Mr. Cammarano, for approval of the minutes of the February 9, 2023 regular meeting. Six in favor; Ms. Marcolini abstained. Motion passed.

COMMUNICATIONS: The Superintendent read a letter from Hasbro Children's Hospital thanking the staff for the recent donation of funds raised during a Staff Jeans Day. Next, he read an e-mail from the parent of a visiting basketball player who was competing against the girls' basketball team. The parent expressed the tremendous sportsmanship displayed by the UCT team, noting one player who took the time to speak to the visiting team at the end of the game to tell them what a great game it was, rather than running off to celebrate the victory with the UCT team. Finally, Mr. Forget read an e-mail from the

Bourne Fire Chief thanking the school for providing the department with the valuable Nero's Law training last week.

REPORT OF COMMITTEES:

Budget – The Budget Sub-Committee met on February 28th to review the preliminary FY24 budget which will be presented later in the meeting.

TREASURER'S REPORT: Mr. Degan distributed the Treasurer's Report for warrants #34 and #36 highlighting the larger expenditures on the warrants including cafeteria food, student busing, health insurance, utilities, attendance at the Future Farmers of America convention, and the purchase of Chromebooks, automotive lifts, and Horticulture equipment.

SUPERINTENDENT'S REPORT: Mr. Forget informed the committee that he has been scheduled to present the FY24 budget presentation to several of the town's Boards of Selectmen and Finance Committees over the next couple of weeks. He distributed two news articles that appeared in the *Bourne Enterprise* and the *Cape Cod Times* highlighting the recent Nero's Law training that took place for local first responders in the Veterinary Science building. UCT Vet Science staff and students provided instruction on applying emergency first aid to police canines who have been injured in the line of duty. The Superintendent stated that Nolan LeRoy is in attendance at the town of Bourne's Planning Board meeting this evening to discuss plans for the Environmental Science buildings that will be constructed as part of the Lab Modernization grant award. Mr. LeRoy will also be presenting a five-year plan to the Board that is envisioned for the campus. Finally, he updated the committee on the police detail at the bottom of the hill at the dismissal of school. The Bourne Police Chief contacted him to tell him that the Patrolman's Association is willing to go back to the two-hour minimum that used to be in place rather than the four-hour minimum that was negotiated in their new contract.

PRINCIPAL'S REPORT: Mr. Greeley reported that the winter sports season concluded with both the boys' and girls' basketball teams advancing to the state tournament. 112 students participated in the SkillsUSA district competition, resulting in 24 medals and 14 students qualifying for the state competition. The College Fair will take place on March 16th with over 65 colleges and military organizations scheduled to be in attendance. The Wrestling Team will be competing in the Ryan Moore High School Championships in Westwood this Sunday. The Future Farmers of America Convention will be held on April 3rd – 5th in Framingham. The History Club will be participating in Student Government Day. Last Saturday, Plumbing and HVAC students attended the Plumbing, Heating and Cooling Contractors Convention in Marlborough. The organization recognized the outstanding Plumbing students from each vocational school in the state. As the All Star selected by the Plumbing instructors, senior William Dunn was awarded a certificate good toward the next tier for education and a tool bag/tools from Ferguson. Finally, Mr. Greeley

informed the committee that Melissa Giannelli, CAD/Engineering teacher, has been chosen as the Teacher of the Month by the radio station, Cape Country.

NEW BUSINESS:

FY24 Proposed Budget – The Superintendent distributed the proposed FY24 budget to the committee stating that it was a bit more detailed than what was included in the meeting mailout. He presented a Canva presentation comparing the FY2023 approved amounts by line item to the proposed line item amounts for FY2024. He compared the per pupil cost for a town to send a student to UCT as opposed to the DESE profile per pupil costs. Mr. Forget also reviewed the student enrollment by town. There is a 3.95% increase in the proposed FY24 budget over the FY23 approved budget. The proposed net foundation budget for FY2024 is \$12,888,826.00. Finally, the Superintendent showed the percentages of the different areas of the foundation budget with instruction being the largest percentage at 61.04%. He listed some of the costs that have a significant impact on the proposed budget including contractual obligations, health insurance increases, increases in the cost of vocational, and social / emotional services for students. As part of the presentation, Mr. Forget discussed the cooperative education program in which UCT students earned \$1,138,555.00 during the 2021-2022 school year. Finally, he discussed the post-secondary plans of the Class of 2022 which included 46% of graduates attending post-secondary institutions, 49% of graduates continuing into the workforce, and 5% of graduates enlisting in the military.

Director of Special Education Position – The Superintendent updated the committee on the search for a Director of Special Education to replace Mr. Dufresne who is retiring at the end of the school year. Mr. Forget and Mr. Greeley have interviewed two candidates thus far, with two more scheduled to be interviewed next week. There is also one internal candidate. It is the hope that they will have a candidate to recommend to the full committee at the April meeting.

Mr. Degan made a motion, seconded by Mr. Cammarano, to adjourn the regular meeting at 7:20 P.M. Motion passed unanimously.

A True Copy Attest

Date: 4-12-2023
(Seal)


Sharon R. Brito, Secretary

Documents reviewed / referred to:

- 03/09/2023 School Committee Packet
- Thank You Letter Dated 02/14/2023 from Hasbro Children's Hospital
- E-Mail Dated 03/01/2023 from Athletic Spectator
- E-Mail Dated 03/02/2023 from Bourne Fire Chief
- Treasurer's Notes Dated 03/09/2023
- 3/3/2023 Bourne Enterprise News Article & 3/4/2023 Cape Cod Times News Article and Photospread re: Nero's Law Training at UCT
- FY2024 Proposed Budget Summary
- FY2024 Proposed Budget Presentation

UPPER CAPE COD REGIONAL TECHNICAL SCHOOL DISTRICT COMMITTEE
MARCH 13, 2023 MEETING HELD AT THE SCHOOL
220 SANDWICH ROAD, BOURNE, MA 02532

PRESENT: Robert Fichtenmayer, Chair; Ellen Barber; Dominic Cammarano; Thomas Corriveau; Michael Degan; David P. Sampson; Maryann Smith; Roger Forget; Josh Greeley; Sharon Brito, Recording Secretary.

ABSENT: Mary Crook; Christine Marcolini.

The special meeting was called to order at 6:15 p.m. followed by the Pledge of Allegiance to the Flag. Mr. Fichtenmayer announced that the meeting was being recorded via an audio device.

Mr. Degan made a motion, seconded by Mr. Corriveau, to adjourn the special meeting at 6:16 p.m. to enter into the public hearing for the proposed FY2024 budget and participation in school choice for the 2023-2024 school year, and to return to the regular meeting upon adjournment of the public hearing. Motion passed unanimously. The meeting resumed at 6:33 p.m.

Approval of the FY2024 Proposed Budget – Mr. Degan made a motion, seconded by Mr. Cammarano that the Upper Cape Cod Regional Vocational-Technical School District Committee adopt a gross operating budget for FY2024 in the amount of Twenty Million One Hundred Thirty Five Thousand Eighty Eight (\$20,135,088.00), to be reduced by FY2024 Interest Revenue in the amount of Thirty Thousand (\$30,000.00), FY2024 Municipal Medicaid in the amount of Ten Thousand (\$10,000.00), FY2024 E&D in the amount of Five Hundred Thousand (\$500,000), FY2024 Transportation Aid in the amount of Eight Hundred Seventy Nine Thousand Nine Hundred Twenty One (\$879,921.00), FY2024 LPN Tuition in the amount of Seven Hundred Eighty Two Thousand Two Hundred Fifty (\$782,250.00) and together with any available State Aid; and that the Committee adopt a gross Capital budget for FY2024 in the amount of Three Hundred Five Thousand (\$305,000.00). Roll call vote – Motion passed unanimously.

Participation in School Choice – Mr. Degan made a motion, seconded by Mr. Cammarano, that the Upper Cape Cod Regional Vocational-Technical School District not participate in School Choice for the 2023-2024 school year. Roll call vote – Motion passed unanimously.

Mr. Degan made a motion, seconded by Mr. Corriveau, to adjourn the special meeting at 6:35 P.M. Motion passed unanimously.

A True Copy Attest

Date: 4-12-2023
(Seal)


Sharon R. Brito, Secretary

UPPER CAPE COD REGIONAL TECHNICAL SCHOOL DISTRICT COMMITTEE
MARCH 13, 2023 MEETING HELD AT THE SCHOOL – PUBLIC HEARING
220 SANDWICH ROAD, BOURNE, MA 02532

PRESENT: Robert Fichtenmayer, Chair; Ellen Barber; Dominic Cammarano; Thomas Corriveau; Michael Degan; David P. Sampson; Maryann Smith; Roger Forget; Josh Greeley; Sharon Brito, Recording Secretary.

ABSENT: Mary Crook; Christine Marcolini.

The public budget hearing was called to order at 6:16 p.m. Mr. Forget welcomed Mary Harris, a member of the Falmouth Finance Committee, to the meeting.

FY2024 PUBLIC BUDGET HEARING: Mr. Forget presented a Canva presentation comparing the FY2023 approved amounts by line item to the proposed line item amounts for FY2024. He compared the per pupil cost for a town to send a student to UCT as opposed to the DESE profile per pupil costs. Mr. Forget also reviewed the student enrollment by town. There is a 3.95% increase in the proposed FY24 budget over the FY23 approved budget. The proposed net foundation budget for FY2024 is \$12,888,826.00. Finally, the Superintendent showed the percentages of the different areas of the foundation budget with instruction being the largest percentage at 61.04%. He listed some of the costs that have a significant impact on the proposed budget including contractual obligations, health insurance increases, increases in the cost of vocational, and social / emotional services for students. As part of the presentation, Mr. Forget discussed the cooperative education program in which UCT students earned \$1,138,555.00 during the 2021-2022 school year. Finally, he discussed the post-secondary plans of the Class of 2022 which included 46% of graduates attending post-secondary institutions, 49% of graduates continuing into the workforce, and 5% of graduates enlisting in the military.


PARTICIPATION IN SCHOOL CHOICE: There was no public comment on the matter of school choice.

Mr. Degan made a motion, seconded by Mr. Corriveau, to adjourn the public budget hearing at 6:33 p.m. Motion passed unanimously.

A True Copy Attest

Date: 4-12-2023

(Seal)


Sharon R. Brito, Secretary