

Select Board Meeting Agenda



Date

June 13, 2023

Time

7:00 PM

Location

Bourne Community Center – room 2
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 televised, streamed or recorded by Bourne TV. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time.

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

Zoom Meeting ID: 869 5775 5505 Password: BOURNE

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

7:00 P.M. Call Public Session to Order in Open Session

1. Moment of Silence to recognize our troops and our public safety personnel
2. Salute to the flag
3. Reading of the Vision and Mission Statements
4. 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.
5. Select Board Business
 - a. Announcement of vacancy on the Bourne Recreation Authority and process to fill
 - b. Discussion – Bourne Recreation Committee – reappointments and applications
 - c. Discussion – marijuana zoning in advance of Fall Town Meeting
 - d. Consent Agenda
 - i. Annual reappointments for Boards and Committees
 - ii. Brain injury awareness walk.
 - iii. 4th of July parade – Wings Neck on July 2, 2023
 - iv. 4th of July parade – Buzzards Bay on July 4, 2023
 - v. Set the date for the fall special town meeting as Monday, November 6, 2023 at the Bourne High School Auditorium.
 - vi. Open the Special Town Meeting warrant on Wednesday, June 14, 2023 at 9 am and close the warrant on Thursday, September 21, 2023 at 4 pm.
 - vii. To declare the attached list of obsolete computer equipment as surplus and authorize the Town Administrator to recycle the items.
 - e. Discussion – set goals and objectives for the Town Administrator for FY24.
6. Policy
 - i. 2nd Reading / Action – Procedure for Certificates of Vote.

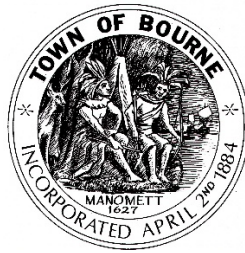
RECEIVED
2023 JUN - 9 PM 4:05
TOWN CLERK BOURNE

- ii. Discussion – Rules of Procedure (last updated Sept. 25, 2018) –III. Responsibilities of the Officers of the Board – VI. Executive Session – VII. Agenda Procedures – any other sections of Rules of Procedures
- 7. Minutes: 5/30/23
- 8. Town Administrator report
- 9. Future agenda items
- 10. Committee reports
- 11. Correspondence
- 12. Next meeting date: July 11 – BOSC @ 6:30 and Select Board @ 7
July 18 – Select Board
July 25 – BOSC, if necessary

Adjourn

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

TOWN OF BOURNE



Vision

Bourne is a proud community that embraces change while respecting the rich heritage of the town and its villages. It is a municipality based on strong fiscal government with a durable economy that recognizes the rights of all citizens, respects the environment, especially the coastal areas of the community and the amenities that it affords. Bourne embraces excellent education, and offers to citizens a healthy, active lifestyle.

Mission

Bourne will maximize opportunities for social and economic development while retaining an attractive, sustainable and secure coastline and environment for the enjoyment of residents and visitors. Through responsible and professional leadership and in partnership with others, Bourne will strive to improve the quality of life for all residents living and working in the larger community.



ESTABLISHED 1970

BOURNE RECREATION AUTHORITY

231 SANDWICH ROAD, BOURNE, MASSACHUSETTS 02532-3696

TELEPHONE (508) 759-8904 / FAX (508) 759-4922

www.galloarena.com / www.bournescenicpark.com

GEORGE M. SALA
Chairman

GREGORY A. FOLINO
Vice Chairman

JOHN A. COUGHLIN
Clerk

LOUIS R. GALLO
Member

DONALD J. PICKARD
Member

Bourne Town Hall
24 Perry Avenue
Buzzards Bay, MA 02532
ATTN: Select Board Chairperson Mary Jane Mastrangelo

June 2, 2023

Re: Notice of Vacancy of an Elected Member of the Bourne Recreation Authority (BRA)

Dear Ms. Mastrangelo:

Pursuant to the provisions of MGL Chapter 41-Section 11 and in accordance with Section 2 of the BRA's Enabling Act (Chapter 450 of the Acts of 2018), please consider this letter as our formal notice that due to the untimely death of Mr. George Sala there is now an approximate one-year vacancy on the governing board of the BRA. Mr. Sala's term ends on the date of the 2024 Annual Town Election and membership on the BRA's governing Board is restricted to residents of the Town of Bourne.

It is our understanding that upon receiving this notice, the Town Administrator's office will: undertake items necessary to advertise that said vacancy exists; receive responses from qualified individuals; provide the BRA with a list of persons who have indicated they want to serve in this capacity prior to holding a joint meeting between the Select Board & BRA to select an individual to serve for said remaining term; and appoint this position at said meeting where an individual must receive five(5) affirmative votes.

When ready, please forward suggested date(s) and time(s) for the joint meeting and we will respond back in a timely manner. You may contact us through our Administrative Coordinator, Diane M. Woodside, @ 508-759-8904 (x3) or admin@bournerecreationauthority.com. Thank you for your assistance with this matter.

Sincerely


Gregory A. Folino, Vice Chairman
Bourne Recreation Authority

Cc: **Marlene McCollem, Town Administrator**
John A. Coughlin, Louis R. Gallo & Donald J. Pickard, BRA Members
Barry Johnson, BRA General Manager

RECREATION COMMITTEE

4 vacancies – 5 applicants

(3 terms expiring in 2026 and 1 unexpired term ending in 2025)

Linda Fletcher (incumbent) - would like to be re-appointed

James Linsky (incumbent) - would like to be re-appointed

New applicants (talent bank forms attached)

- Bill Macuch
- Matthew Patronick
- Laurianne Gilbert

TALENT BANK FORM

ACT NOW- SERVE YOUR COMMUNITY

Town government needs citizens who are willing to give time in the service of their community. The Talent Bank was adopted by the Selectmen, Moderator and Town Administrator as a means of compiling names of interested citizens to serve on a voluntary basis, on boards and committees and working groups. This file is available for use by the public as well as the Moderator, Selectmen and Town Administrator. Talent bank forms are being updated to include categories consistent with the changing needs of the Town. Please fill out this page and return it to:

TOWN GOVERNMENT TALENT BANK
c/o Town Administrator,
24 Perry Avenue
Buzzards Bay, MA 02532

NAME: William Mauch

DATE: 5/2/23

OCCUPATION: Facilities Director Upper Cape

EMAIL:

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

Recreation Committee

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

currently on the Board for Bourne youth soccer and
Bourne youth Baseball Founding member of Bourne Basketball
Association Head varsity Basketball coach UCT.

Town Government Talent Bank

c/o Town Administrator

My Name is William Macuch and I am interested in becoming a member of the Bourne Recreation Committee. I currently serve on 3 youth sports boards in town. I am on Bourne youth Soccer, Bourne youth Baseball as well as a founding member of the Bourne Basketball Association.

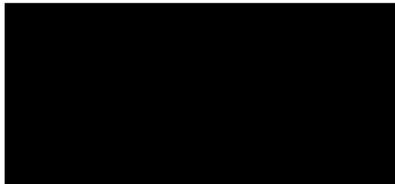
I am a 20-year resident of the town and have participated in many of the programs run and offered by the Community Building. I am currently Director of facilities at Upper Cape Tech RVT and varsity boys' basketball coach.

I have interest in creating and developing programs for all sports and non-sports programs. I believe in an equal opportunity for everyone. I believe I would be an asset to the committee and hope to be working with you soon.

Please accept this letter as my application of appointment.

Thank you

Bill Macuch



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TOWN GOVERNMENT TALENT BANK
c/o Town Administrator,
24 Perry Avenue
Buzzards Bay, MA 02532

NAME: Matthew Patronick

DATE: May 15, 2023

OCCUPATION: Sr. Strategic Sourcing Specialist

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

Recreation Committee

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

I am currently the head coach for the U9 lacrosse team and one of the 2 3rd grade boys travel soccer team.

I would like to participate and see how the town allocates resources for the facilities used for recreation in the

town. I want like the ability to help foster a high end recreation department to provide for the citizens of the town.

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TOWN GOVERNMENT TALENT BANK
c/o Town Administrator,
24 Perry Avenue
Buzzards Bay, MA 02532

NAME: Laurianne Valeri Gilbert DATE: June 4, 2023

OCCUPATION: Teacher

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

Recreation Committee

Education/Scholarship Committee

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

* Please see my Letter of Interest for more information.

I believe I would be an asset to the above committees due to my ability to work successfully as a team member, my people centered nature, my motivation and my commitment to the task at hand.

FY2024
Committee Appointments by
Select Board

COMMITTEE	FIRST	LAST	EXP	TERM
Affordable Housing Trust	James J.	Donoghue	June 30, 2025	2 YR
	Judith A.	Riordan	June 30, 2025	2 YR
	Susan R.	Ross	June 30, 2025	2 YR
		Vacancy	June 30, 2024 *	2 YR
Barnstable County Coastal Resources -Sub Committee	Stephanie	Fitch	June 30, 2024	1 YR
Barnstable County Dredge Subcommittee	Richard	Libin	June 30, 2024	1 YR
Barnstable County Human Rights Commission		Vacancy	S/R	S/R
Board of Appeals	Harold	Kalick	June 30, 2028	5 YR
Board of Appeals - Associate	Elza	Bystrom	June 30, 2024	1 YR
		Vacancy	June 30, 2024	1 YR
		Vacancy	June 30, 2024	1 YR
	Select Board	Vacancy	June 30, 2024	1 YR
Bourne Cultural Council	Nicole	Fox	June 30, 2026	3 YR
		Vacancy	June 30, 2026	3 YR
		Vacancy	June 30, 2026	3 YR
		Vacancy	June 30, 2026	3 YR
		Vacancy	June 30, 2026	3 YR
Bourne Housing Partnership Committee	Jennifer	Copeland	June 30, 2024	1 YR
	James J.	Donoghue	June 30, 2024	1 YR
	Robert	Frangieh	June 30, 2024	1 YR
	Kara	Garcia	June 30, 2024	1 YR
	Terri	Guarino	June 30, 2024	1 YR
	Susan	Ross	June 30, 2024	1 YR
Bourne Human Services Committee	Kristen L.	Donahue	June 30, 2026	3 YR
	Debora	Oliviere	June 30, 2026	3 YR
	Haiden	Powers	June 30, 2026	3 YR
		Vacancy	June 30, 2026	3 YR
Bourne Landfill Business Model Working Group	Shawn T.	Patterson	June 30, 2024	1 YR
	Robert E.	Schofield	June 30, 2024	1 YR
Buzzards Bay Action Committee	Stephanie	Fitch	June 30, 2024	1 YR
Buzzards Bay Action Committee - Alternate		Vacancy	June 30, 2024	1 YR
Bylaw Committee	Wallace J.	Perry IV	June 30, 2026	3 YR
		Vacancy	June 30, 2026	3 YR
Cape & Vineyard Electric Cooperative		Vacancy	June 30, 2024	1 YR
Cape Cod Joint Transportation Advisory Committee	Shawn T.	Patterson	June 30, 2024	1 YR
Cape Cod Joint Transportation Advisory Committee - Alternate	Timothy	Lydon	June 30, 2024	1 YR
Cape Cod Regional Transit Authority	George G.	Slade, Jr.	June 30, 2024	1 YR
Cape Cod Water Protection Collaborative		Vacancy	June 30, 2024	1 YR
Cape Light Compact Committee - Bourne's Representative	Robert E.	Schofield	June 30, 2024	1 YR
Cape Light Compact Committee - Alternate	William J.	Doherty	June 30, 2024	1 YR
Capital Outlay Committee		Vacancy	June 30, 2026	3 YR
Commission on Disabilities	David S.	Pelonzi	June 30, 2026	3 YR

FY2024
Committee Appointments by
Select Board

		Vacancy	June 30, 2026	3 YR
		Vacancy	June 30, 2026	3 YR
Community Engagements Committee		Vacancy	June 30, 2026	3 YR
Conservation Commission	SarahMarie	Butler	June 30, 2026	3 YR
	Robert	Palumbo	June 30, 2026	3 YR
Conservation Commission - Associate	Elise	Leduc	June 30, 2024	1 YR
	Patrick	Scanlan	June 30, 2024	1 YR
		Vacancy	June 30, 2024	1 YR
Constable	Charles T.	Devlin	June 30, 2024	1 YR
Constable - Chief of Police	Brandon M.	Esip	June 30, 2024	1 YR
Council on Aging	Eda	Cardoza	June 30, 2026	3 YR
		Vacancy	June 30, 2026	3 YR
Council on Aging - Alternate Member		Vacancy	June 30, 2025 *	3 YR
		Vacancy	June 30, 2026	3 YR
Education/Scholarship Committee	Kerri Anne	Quinlan-Zhou	June 30, 2026	3 YR
		Vacancy	June 30, 2026	3 YR
		Vacancy	June 30, 2025	3 YR
		Vacancy	June 30, 2026	3 YR
		Vacancy	June 30, 2026	3 YR
Ethics Liaison	Marlene V.	McCollem	June 30, 2024	1 YR
Historic Commission	Deborah M.	Burgess	June 30, 2026	3 YR
Historic Commission - Associate Member	Toni	Dering	June 30, 2024	1 YR
	Rich	Kantor	June 30, 2024	1 YR
	Karl	Spilhaus	June 30, 2024	1 YR
		Vacancy	June 30, 2024	1 YR
Local Emergency Planning Committee	David S.	Cody	June 30, 2024	1 YR
	Brandon M.	Esip	June 30, 2024	1 YR
	Stephanie	Fitch	June 30, 2024	1 YR
	Jordan	Geist	June 30, 2024	1 YR
	Philip	Goddard	June 30, 2024	1 YR
	Joseph	Gordon	June 30, 2024	1 YR
	Terri	Guarino	June 30, 2024	1 YR
	Timothy	Lydon	June 30, 2024	1 YR
	Debora	Oliviere	June 30, 2024	1 YR
	Shawn T.	Patterson	June 30, 2024	1 YR
	David	Pelonzi	June 30, 2024	1 YR
	John	Pribilla	June 30, 2024	1 YR
	Christopher	Southwood	June 30, 2024	1 YR
	John R.	Stowe, Jr.	June 30, 2024	1 YR
	MMA	Vacancy	June 30, 2024	1 YR
Open Space Committee	Richard	Anderson	June 30, 2026	3 YR
	Andrew W.	Cooney	June 30, 2026	3 YR
	Barry H.	Johnson	June 30, 2026	3 YR

FY2024
Committee Appointments by
Select Board

Open Space Committee - Staff Member	Jennifer	Copeland	June 30, 2024	1 YR
	Stephanie	Fitch	June 30, 2024	1 YR
	Timothy	Lydon	June 30, 2024	1 YR
Other Post-Employee Benefits Trust		Vacancy	June 30, 2024	1 YR
Plymouth-Carver Aquifer Advisory Committee		Vacancy	Suspended or Revoked	S/R
Recycling Committee	James	Boyle	June 30, 2026	3 YR
	Heather A.M.	DiPaolo	June 30, 2026	3 YR
	Kelly	Heede	June 30, 2026	3 YR
		Vacancy	June 30, 2024 *	3 YR
		Vacancy	June 30, 2024 *	3 YR
Registrar of Voters	Barbara R.	Jacobs	June 30, 2026	3 YR
Roadway Traffic Safety Committee	Joseph J.	Carrara	June 30, 2024	1 YR
	Brandon M.	Esip	June 30, 2024	1 YR
	Richard	Libin	June 30, 2024	1 YR
	Timothy	Lydon	June 30, 2024	1 YR
	Shawn	Patterson	June 30, 2024	1 YR
	Matt	Smith	June 30, 2024	1 YR
		Vacancy	June 30, 2024	1 YR
		Vacancy	June 30, 2024	1 YR
Selectmen's Energy Advisory Committee	Robert E.	Schofield	June 30, 2024	1 YR
		Vacancy	June 30, 2024	1 YR
		Vacancy	June 30, 2024	1 YR
		Vacancy	June 30, 2024	1 YR
	Robert	Wheeler	June 30, 2024	1 YR
Shore and Harbor Committee	David	Crane	June 30, 2026	3 YR
	Paul	Forsberg	June 30, 2026	3 YR
Socializing With Our Peers	Elizabeth	Bohacs	June 30, 2024	1 YR
	Susan E.	Cronin	June 30, 2024	1 YR
	Don	Rhodes	June 30, 2024	1 YR
	Judith	Shorrock	June 30, 2024	1 YR
		Vacancy	June 30, 2024	1 YR
		Vacancy	June 30, 2024	1 YR
		Vacancy	June 30, 2024	1 YR
Special Police Officer	Lee	Desrosiers	June 30, 2024	1 YR
	Kenneth	Gelson	June 30, 2024	1 YR
	Mikayla	Young	June 30, 2024	1 YR
Veterans' Graves Officer		Vacancy	June 30, 2024	1 YR

* fill an unexpired term on a committee vacancy that has staggered terms

**Use of Town Property Event
Application**

EA-23-35

Submitted On: May 31, 2023

Applicant

 Kelly Buttiglieri



Primary Contact Information

Name

Kelly Buttiglieri

Mailing Address

30 Lyman Street, Suite 10, Westborough, MA 01581

Email

Kbuttiglieri@biama.org

Business/Organization Name (if applicable)

Brain Injury Association of Massachusetts

Cell Phone No.



Event Information

Organization/Individual Hosting the event

Brain Injury Association of Massachusetts

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

Walk and Run

Type of Organization (LLC, non-profit)

Nonprofit

Location of Event

Buzzards Bay Park

Date(s) of Event

September 23, 2023

Set up/Clean up Dates

September 23, 2023

Hours (start and end times)

7 AM to 2 PM

Estimated overall attendance

300

Certain events taking place at Buzzards Bay Park may also require an additional permit from the U.S. Army Corps of Engineers. Based on your responses, you will be notified if you are required to apply.

Events held at Buzzards Bay Park are required to upload a site plan detailing where things will be set up. You will be able to upload this later in the application.

of Staff/Volunteers

15

Description of Event

The Cere-Bration is a statewide celebration and fundraiser that will bring together individuals and teams to support those affected by brain injury, brain injury survivors to connect with others in their community, and BIA-MA to provide local awareness on the diverse needs of the brain injury community. The event will have a Run and Walk.

Will your event impact traffic?

Yes

Will your event impact parking?

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?

No

Will there be alcohol service/ on-premise consumption?

No

Will there be food?

Yes

Describe type of food

water and light snacks

Will there be vendors?

Yes

Type of Vendors

Informational

Informational Vendors

10

Will a tent be used?

No

Will the vendors be using tents?

No

Will you be holding a raffle?

No

Use of Electricity/generators?

Yes

If Yes for what purpose

speakers, music

Are you providing portable toilets?

No

Will you be placing a banner across Main Street?

No

Electricity is not available or guaranteed at every location. Based on your responses and location you will be notified if you need a generator. If a generator is required, it is the responsibility of the event organizer.

Please Note:

Buzzards Bay Park Rules and Regulations

Copy of Liability Insurance with the Town named as additional insured

Hold Harmless Agreement

Signature

true

Signature

Signature

true



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
08/16/2022

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 Insurance Marketing Agencies 306 Main Street, 5th Floor Worcester MA 01608		CONTACT NAME: John Bennett PHONE (A/C, No. Ext): (508) 753-7233 FAX (A/C, No.): (508) 754-0487 E-MAIL ADDRESS: certificate@imaagency.com	
INSURED Brain Injury Association of Massachusetts, Inc. 30 Lyman Street, Suite #10 Westborough MA 01581		INSURER(S) AFFORDING COVERAGE INSURER A: Philadelphia Indemnity Insurance Company INSURER B: INSURER C: INSURER D: INSURER E: INSURER F:	
		NAIC # 18058	

COVERAGES **CERTIFICATE NUMBER:** CL2242915441 **REVISION NUMBER:**

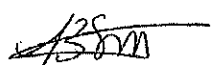
THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE 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"/> PRO-JECT <input type="checkbox"/> LOC OTHER:			PHPK2407532	05/01/2022	05/01/2023	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 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
	<input type="checkbox"/> 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			PHPK2407532	05/01/2022	05/01/2023	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 checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input checked="" type="checkbox"/> RETENTION \$ 10,000			PHUB812373	05/01/2022	05/01/2023	EACH OCCURRENCE \$ 1,000,000 AGGREGATE \$ 1,000,000
	<input type="checkbox"/> 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 type="checkbox"/>	N/A				PER STATUTE E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

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

CERTIFICATE HOLDER


CANCELLATION

Town of Bourne 24 Perry Avenue Buzzards Bay MA 02532-3441	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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2023 Cere-Bration Map

Event Details

 5K & Walk Start/Finish

 Event REGISTRATION

 Field Day Activities

 Entertainment

 P

East Canal Lot Mainland Side -
EVENT PARKING

 P Event Parking

 Walk turn around for 1 mi

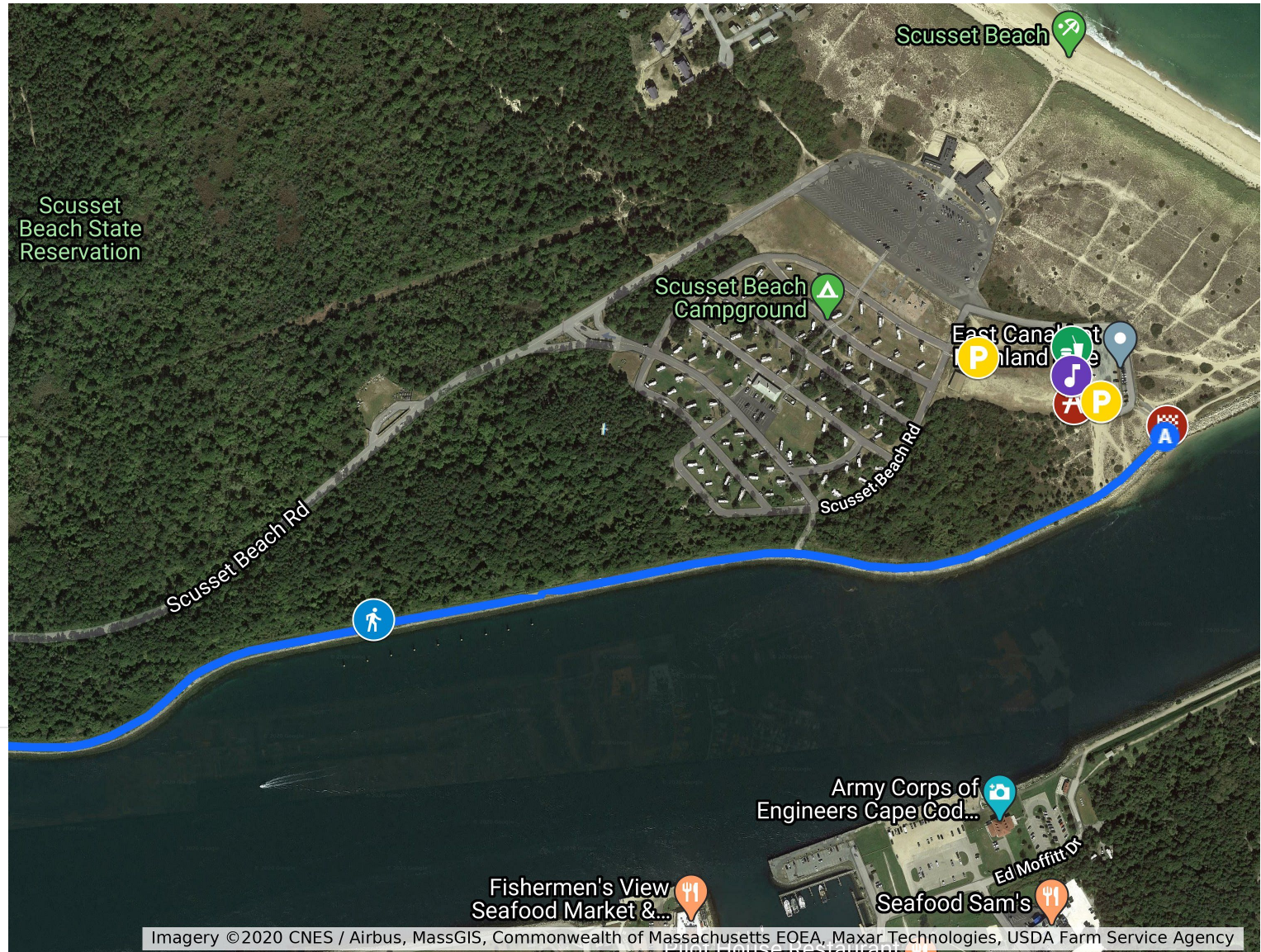
5K Route - Out and Back

 B

Canal Service Rd, Sandwich,
MA 02563, USA

 A

Canal Service Rd, Sandwich,
MA 02563, USA



Subject: RE: Date Request for Walk

Good Morning Kelly,

I have reserved the 23rd for you on the calendar. And yes you are ok to have a run preceding the walk. It is noted on your permit and since you did it last year you are familiar with our expectations. I will send out your completed permit once your insurance arrives

Thank You

Elisa D Carey
Park Ranger
U.S. Army Corps Of Engineers
Cape Cod Canal Field Office
40 Academy Dr
Buzzards Bay MA 02532
978-318-8591
www.capecodcanal.us

From: Kelly Buttiglieri <kbuttiglieri@biama.org>

Sent: Friday, March 3, 2023 3:37 PM

To: Carey, Elisa D CIV USARMY CENAD (USA) <Elisa.D.Carey@usace.army.mil>

Cc: Nicole Godaire <ngodaire@biama.org>

Subject: [URL Verdict: Neutral][Non-DoD Source] RE: Date Request for Walk

Thanks Elisa.

We will take the 23rd.

I requested an updated certificate of insurance and will send it to you as soon as I have it.

A few years back when we held the event at the Canal, we also had a run preceding the walk. Would this be possible to do again?

Thanks,

Kelly

From: Carey, Elisa D CIV USARMY CENAD (USA) <Elisa.D.Carey@usace.army.mil>

Sent: Friday, March 3, 2023 3:08 PM

**EA-23-35****Use of Town Property Event Application****Status:** Active**Date Created:** May 31, 2023**Applicant**

Kelly Buttiglieri
kbuttiglieri@biama.org
30 Lyman Street
Suite 10
Westborough, Massachusetts 01581
15084750032

Timeline

Label	Status	Activated	Completed	Assignee	Due Date
✓ Application Content and Attachments	Complete	May 31, 2023 at 9:42 am	May 31, 2023 at 4:26 pm	Maria Simone	-
✓ Fire Department Comments	Complete	May 31, 2023 at 4:26 pm	Jun 1, 2023 at 8:20 am	David Pelonzi	-
✓ Health Agent Comments	Complete	May 31, 2023 at 4:26 pm	Jun 5, 2023 at 9:34 am	Kaitlyn Shea	-
✓ DPW Comments	Complete	May 31, 2023 at 4:26 pm	Jun 6, 2023 at 8:25 am	Matthew Quinn	06/09/2023
✓ Police Department Comments	Complete	May 31, 2023 at 4:26 pm	Jun 6, 2023 at 1:34 pm	Theodore Economides	06/09/2023
✓ Town Administrator's Comments	Complete	Jun 6, 2023 at 1:34 pm	Jun 7, 2023 at 11:25 am	Maria Simone	-
✓ Select Board Vote	Active	Jun 7, 2023 at 11:25 am	-	-	-
📄 Temporary Event Permit Issued	Inactive	-	-	-	-



Town of Bourne, MA

Jun 9, 2023

EA-23-35

Health Agent Comments

Use of Town Property Event Application

Status: Complete

Became Active: May 31, 2023

Assignee: Kaitlyn Shea

Completed: Jun 5, 2023

Applicant

Kelly Buttiglieri
kbuttiglieri@biama.org
30 Lyman Street
Suite 10
Westborough, Massachusetts 01581
15084750032

Comments

Kaitlyn Shea, Jun 5, 2023

Good morning, could you please describe what types of light snacks will be provided? Thank you.

Kelly Buttiglieri, Jun 5, 2023

We typically have gotten fruit (apples and bananas), nutrigrain bars and water.

Kaitlyn Shea, Jun 5, 2023

Great, thanks!



Town of Bourne, MA

Jun 9, 2023

EA-23-35

Police Department Comments

Use of Town Property Event Application

Status: Complete

Became Active: May 31, 2023

Assignee: Theodore Economides

Completed: Jun 6, 2023

Applicant

Kelly Buttiglieri
kbuttiglieri@biama.org
30 Lyman Street
Suite 10
Westborough, Massachusetts 01581
15084750032

Comments

Theodore Economides, Jun 6, 2023

Map attached to application shows event taking place at Scusset Beach. Spoke to organizer who advised map is wrong and event is at Buzzards Bay Park. Applicant to upload new map to application. No other PD concerns

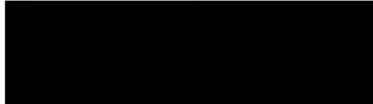
**Use of Town Property Event
Application**

EA-23-32

Submitted On: May 18, 2023

Applicant

 Jenn Kennedy



Primary Contact Information

Name

Jenn Kennedy

Business/Organization Name (if applicable)

--

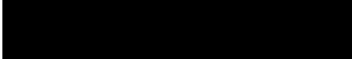
Mailing Address



Cell Phone No.



Email



Event Information

Organization/Individual Hosting the event

Jenn Kennedy

Type of Organization (LLC, non-profit)

--

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

15th annual Bourne on the 4th of July Parade

Location of Event

Town Roads

Date(s) of Event

7/4

Set up/Clean up Dates

9:45am

Hours (start and end times)

10:00am-11:30am

Estimated overall attendance

2000

of Staff/Volunteers

7

Description of Event

same as previous years.

use of town hall parking lot for parade participants, volunteers and town employees

close Main St from Perry Ave to Academy Drive from 9:45am to end of parade

parking ban on Main St from Perry Ave to Academy Dr from 9:45am to end of parade

parking ban for all of Perry Ave and Everett Rd from Perry Ave to Town Hall's Everett Rd exit

parking ban on Cohasset Ave

hang a banner over Main St

use of Community Building bathrooms during parade

selling parade shirts along the route via golf carts that are street legal, registered, and insured

Will your event require road closures?

Yes

Will your event impact traffic?

Yes

Will you event impact parking?

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?

Will admission be charged?

Yes

Will there be alcohol service/ on-premise consumption?

No

Will there be vendors?

Yes

of Retail Vendors

1

Will the vendors be using tents?

No

Use of Electricity/generators?

No

Will you be placing a banner across Main Street?

Yes

No

Will there be food?

No

Type of Vendors

Retail

Will a tent be used?

No

Will you be holding a raffle?

No

Are you providing portable toilets?

No

Please note: Street banners shall be hung in prescribed locations by the Town above Main Street, securely fastened to buildings or designated structures, maintain a minimum height of 16 feet above the street, constructed of durable materials, used solely for community events, and remain in place for no more than three (3) weeks prior to the event

Please Note:

Copy of Liability Insurance with the Town named as additional insured

Hold Harmless Agreement

Signature

true

Signature

Signature

true

-yes requesting bathrooms



BOURNE BOARD OF SELECTMEN
ROUD 2023 MAY 24 10:27

April 25, 2023

Ms. Marlene McCullum
Town Administrator
Town of Bourne

Dear Ms. McCullum,

I am writing to seek approval to organize and hold the 15th annual Bourne on the 4th of July Parade.

If approved, the parade will be held on Tuesday July 4th, 2023. The parade will begin at 10:00am and be approximately 90 minutes in length. It will follow the same route as last year.

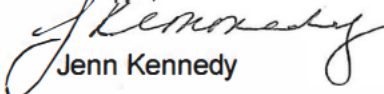
We would like approval from the town for the following items:

- Use of town hall parking lot exclusively for parade participants, volunteers and town employees.
- Permission to close Main Street from Perry Ave to Academy Drive on July 4th from 9:45 until the end of the parade.
- Permission to enforce a parking ban on Main Street from Perry Ave to Academy Drive on July 4th from 9:45 until the end of the parade.
- Permission to enforce a parking ban for all of Perry Ave and Everett Road from Perry Ave to the Town Hall's Everett Road exit.
- Permission to enforce a parking ban for Cohasset Ave
- Permission to hang a banner over Main Street to be displayed approximately two weeks prior to the parade.
- Insurance coverage from the town for parade day.

We are looking forward to celebrating the 15th annual 4th of July Parade. It is such a great celebration for our country and our great town.

If you have any questions, please feel free to contact me at [REDACTED].

Thanks,


Jenn Kennedy



EA-23-32

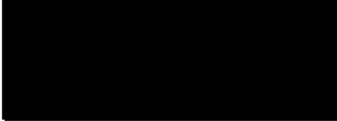
Use of Town Property Event Application

Status: Active

Date Created: May 18, 2023

Applicant

Jenn Kennedy



Timeline

Label	Status	Activated	Completed	Assignee	Due Date
✓ Application Content and Attachments	Complete	May 18, 2023 at 11:52 am	May 18, 2023 at 11:53 am	Maria Simone	-
✓ DPW Comments	Complete	May 18, 2023 at 11:53 am	May 25, 2023 at 7:06 am	Matthew Quinn	-
✓ Fire Department Comments	Complete	May 18, 2023 at 11:53 am	Jun 1, 2023 at 4:57 pm	David Pelonzi	06/02/2023
✓ Police Department Comments	Complete	May 18, 2023 at 11:53 am	Jun 5, 2023 at 7:27 am	Brandon Esip	06/02/2023
✓ Town Administrator's Comments	Complete	Jun 5, 2023 at 7:27 am	Jun 5, 2023 at 3:24 pm	Maria Simone	-
✓ Select Board Vote	Active	Jun 5, 2023 at 3:24 pm	-	-	-
 Temporary Event Permit Issued	Inactive	-	-	-	-



Jun 5, 2023

EA-23-32

Police Department Comments

Use of Town Property Event Application

Status: Complete

Became Active: May 18, 2023

Assignee: Brandon Esip

Completed: Jun 5, 2023

Applicant

Jenn Kennedy



Comments

Brandon Esip, May 23, 2023

PD to meet with Jenn Kennedy on May 30th to discuss parade. Comments will be updated after that meeting.

Brandon Esip, Jun 5, 2023

Met with event organizer. No PD concerns.

Organizer is requesting "No Parking" restrictions along Main St, Perry Ave, Cohasset Ave and Academy Drive. PD recommends these restrictions as well and will deploy the "No Parking" signs after midnight on the morning of July 4th and handle community notifications via social media.

PD agrees with requested road closures and also recommends a temporary closure of Academy Drive @ Wright Ln starting at 0700 hours and continuing until the parade leaves the area with traffic being diverted down Wright Ln

Organizer requested use of REGISTERED low speed vehicles (golf carts). PD agrees with usage as long as registered.

PD to staff all road closures and assist with other traffic/crowd control, and have cruisers at the start and end of the parade.

From: [Jennifer Kennedy](#)
To: [Maria Simone](#)
Subject: Re: Parade T-shirts
Date: Monday, June 5, 2023 2:10:48 PM

We use the money from the t-shirt sales to cover the cost of the shirts, bands and other fees we incur for the parade. Any additional funds remaining will be used for next year's parade. We have sold them every year along the route and I have never applied for a one-day hawker and peddler license.

Thanks,

Jenn

On Mon, Jun 5, 2023 at 2:07 PM Maria Simone <msimone@townofbourne.com> wrote:

Hi Jenn,

Could you please provide details on where the proceeds from the t-shirt sales go? If the money goes into covering the cost of the t-shirts/into funds for next year's parade, we can request a waiver from the Select Board to allow you to sell t-shirts for the duration of the parade without a one-day hawker and peddler license.

Thank you,

Maria Simone

Administrative Assistant

Town Administrator's Office

Town of Bourne

508.759.0600 x1304

Proposed Schedule for Fall Town Meeting

November 6, 2023

June 14: warrant opens at 9 am

September 5, 12, 19: Select Board begins to hear articles and develop recommendations

September 21: warrant closes at 4 pm

September 26: Select Board continues to hear articles and develop recommendations

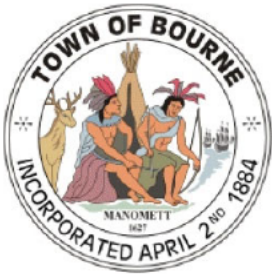
October 3: Select Board hears any final articles and executes the warrant

October 10: Select Board votes final motions

October 18: Moderator's Meeting

October 20: Voter Handbook online and to the printers

Type	Description	Where	Came From
printer	HP Laserjet PRO m452dw	IT Office	Assessors
printer	HP Envy Photo 6255	IT Office	Rec. Dept.
printer	HP Officejet Pro X576dw MFP	IT Office	Rec. Dept.
monitor	Dell E178wfp	IT Office	Library
monitor	HP L1706	IT Office	?
monitor	HP L1706	IT Office	?
monitor	HP w17e	IT Office	?
monitor	HP w17e	IT Office	?
monitor	Mitsubishi V91LCD	IT Office	?
UPS	APC Back-UPS 425	IT Office	?
UPS	APC Back-UPS 425	IT Office	?
networking	Fortigate 200A firewall	IT Office	Town Hall
networking	CISCO SF 200-24 switch	IT Office	Town Hall
networking	Dell PowerConnect 2124 switch	IT Office	Town Hall
networking	3com OfficeConnect switch	IT Office	Town Hall
networking	Belkin KVM 8 port Omniview 2	IT Office	Town Hall
networking	HP 1820-8G POE+ switch J9982A	IT Office	Town Hall
networking	HP 1820-8G POE+ switch J9982A	IT Office	Town Hall
laptop	HP Probook 4720s	IT Office	Town Hall
laptop	Lenovo Thinkpad 2847	IT Office	Town Hall
monitor	Dell E151FPp	IT Office	Rec. Dept.
laptop	HP Probook 4720s	IT Office	Rec. Dept.



Town of Bourne

Select Board



www.townofbourne.com



24 Perry Ave, Bourne, MA 02532

FY24 Town Administrator Goals

Adoption Date: June ____, 2023

STRATEGIC INITIATIVE 1: Operate as a best practice, customer focused and engaging government

GOAL		STATUS	TARGET COMPLETION	PRIORITY
A.	Implementing Migration to the cloud	In Progress		
B.	Comprehensive overhaul of the Town's website & strengthen online service provision.			
C.	Evaluating the option of bringing IT services back in house, or staying with contracted services through BCIT or investigating other contract service models.			
D.	Assessing the long-term needs and resources needed by DPW.			
E.	HR Policy Update	In Progress		
F.	Curbside Pickup/Plowing/Road acceptance Policies	In Progress		

STRATEGIC INITIATIVE 2: Support sound transparent Fiscal Management Practices and Policies

GOAL		STATUS	TARGET COMPLETION	PRIORITY
A.	Revise Financial Policy			

STRATEGIC INITIATIVE 5: Initiate and support economic development efforts that leverage the Town's unique characteristics to create, attract, and retain jobs and businesses that ensure a diverse local economy.

GOAL		STATUS	TARGET COMPLETION	PRIORITY
A.	Policies & procedures for competitively soliciting marijuana retailers & negotiating host community agreements (HCA) / licensing requirements.			

STRATEGIC INITIATIVE 7: Embrace, foster and pursue sustainable development practices and initiatives while ensuring environmental stewardship in our unique coastal setting.

GOAL		STATUS	TARGET COMPLETION	PRIORITY
A.	Continued progress on the CWMP	In Progress		
B.	Water Infrastructure Investment Fund (WIIF) and CC&I Water Protection Fund, in relation to CWMP			
C.	Investigate regional (Barnstable County) options and create General bylaw, policies & procedures for the creation of a RME (responsible management entity) to serve as a public utility for I/A septic systems.			

STRATEGIC INITIATIVE 8: Develop and maintain our physical infrastructure in a way that actively supports the town's priorities and maximizes the useful life of both new and existing infrastructure.

GOAL		STATUS	TARGET COMPLETION	PRIORITY
A.	Major public building projects:			
	1) resolving significant issues with the new Police Station	In Progress		
	2) bringing a new South Side Fire Station online	In Progress		
B.	Formalize infrastructure planning into the capital and long-term plans			

FUTURE PLANNING INITIATIVES		STATUS	TARGET COMPLETION	PRIORITY
Comprehensive, town-wide strategic planning effort with robust public participation & input leading to a broad-based updated plan.		Future	TBD	TBD
GFOA "best practices" budget (Phase 1 – may require multiple years for full implementation) to better tell the story behind the budget numbers – are we achieving what we want to achieve & how are we doing it?		Future	TBD	TBD

FOR SELECT BOARD/SEWER COMMISSIONER GOALS:

- Improve coordination, logistics and process in advance of Town Meeting – define roles, responsibilities & expectations.
- Plan for the former Police Station.
- Improve communication with Wareham and Sewer Capital Planning
- MBTA Adjacent Community Zoning – Workforce/Affordable Housing

MARIJUANA OVERLAY DISTRICT

ARTICLE _____. To see if the Town will vote to amend the **Bourne Zoning Bylaw** as follows or take any other action in relation thereto:

2/3rd Vote

Planning Board Sponsored

Add a new section 4850 Marijuana Overlay District - MOD

4850 Marijuana Overlay District – MOD ~~Medical Marijuana and Marijuana Establishments~~

4851~~2251~~. Purpose, Authority, and Intent

To provide placement of Medical-use Marijuana and Adult-Use Marijuana Retailers that have been recognized as having objectionable operational characteristics and should be located in such a way as to ensure the health, safety, and general well-being of the Bourne residents, the general public, patients seeking treatment, and customers seeking to purchase marijuana for adult-use.

The Marijuana Overlay District (MOD) shall include both Medical-use Marijuana and Adult-Use Marijuana Retailers. The boundaries of the MOD are shown on the MOD Zoning Map on file with the Town Clerk. If the provisions of the MOD are silent on a zoning regulation, the requirements of the underlying district shall apply.

Where not expressly defined in the Zoning Bylaw, terms herein shall be interpreted as defined G.L. c 94G. et seq. and the Cannabis Control Commission Regulations promulgated thereunder, 935 CMR 500 et seq., 935 CMR 501 et seq. and 105 CMR 725 and otherwise by their plain language.

~~These provisions are enacted pursuant to General Laws, Chapter 40A, Section 9, and pursuant to the Town's authority under the Home Rule Amendment to the Massachusetts Constitution. It is recognized that the nature of the substance cultivated, processed, and/or sold by Medical Marijuana and/or Marijuana Establishments may have objectionable operational characteristics and should be located in such a way as to ensure the health, safety, and general well-being of the Bourne residents, the general public, patients seeking treatment, and customers seeking to purchase marijuana for adult use. This bylaw is intended to be used in conjunction with other regulations adopted by the Town of Bourne designed to encourage appropriate land use and reasonable safeguards to govern the time, place, and manner of Marijuana Establishments. The Medical Marijuana and Marijuana Establishments bylaw is therefore necessary to advance these purposes.~~

~~Subject to the provisions of this Zoning Bylaw, Chapter 40A of the Massachusetts General Laws, 105 CMR 725.000, and M.G.L. Chapter 94G, in acknowledgment of the passage of Chapter 334 of the Acts of 2016 – An Act for the Regulation and Taxation of Marijuana Act, as amended by Chapter 55 of the Acts of 2017, and codified as Massachusetts General Laws Chapter 94G, and any and all regulations established by the Massachusetts Cannabis Control Commission (hereinafter referred to as “State CCC”), Medical Marijuana and/or a Marijuana Establishment shall provide medical support, security, and physician oversight that meet or exceed state regulation as established by the Massachusetts Department of Public Health (DPH), and to provide retail sales of marijuana for non-medical use in a manner that meets or exceeds state regulations.~~

48522252. Applicability

This section is subject to the provisions of this Zoning Bylaw, and must be in conformance with all State regulations and licensing requirements of the Massachusetts Cannabis Control Commission (hereinafter referred to as “State CCC”), Medical Marijuana and Adult-Use Marijuana Retailers shall provide medical support, security, and physician oversight that meet or exceed state regulation as established by the Massachusetts Department of Public Health (DPH), and to provide retail sales of medical and adult-use marijuana in a manner that meets or exceeds state regulations.

a) The Planning Board is the Special Permit Granting Authority (SPGA) under this section and in accordance with section 1230 of this Bylaw.

~~a)b)~~ Medical Marijuana and Adult-Use Marijuana Retailers ~~Establishments~~ shall be permitted when in compliance with the provisions of this section, all other Town of Bourne permits and license requirements, and with the proper Licensing of ~~a Medical Marijuana and/or~~ Marijuana Establishment pursuant to MGL c. 94G, and regulations promulgated by the State CCC.

~~b)c)~~ The ~~cultivation, production, processing, manufacturing, assembly, packaging,~~ retail or wholesale sale, trade, distribution or dispensing of marijuana is prohibited unless licensed by the Massachusetts licensing agent and permitted as a Medical Marijuana and/or an Adult-use Marijuana Retailer ~~Establishment~~ under this section.

~~e)d)~~ Medical Marijuana and Adult-use Marijuana Retailers ~~Establishments~~ shall only ~~be~~ allowed by Site Plan Review Special Permit from the Special Permit Granting Authority in the North Sagamore and MacArthur Boulevard MOD overlay districts and by Site Plan Review/Special Permit in the Downtown MOD overlay district in accordance with the Use Regulation Schedule in Section 2220 and the Table of Allowable Uses in the Downtown District in Section 2821 provided the facility meets the requirements of this bylaw.

- e) The number of Adult-Use Marijuana Retailers shall be limited to a maximum of three [3] separate retailers within the Town of Bourne.

- ~~f)~~ Nothing in this bylaw is intended to regulate or prohibit uses or activities related to personal use of marijuana in accordance with MGL c. 94G.

~~e) Adult use marijuana retailers may operate between the hours of 8:00 a.m. — 11:00 p.m. Monday through Saturday, and 10:00 a.m. — 9:00 p.m. on Sunday. Sales, distribution, and deliveries to and from the premises of marijuana shall not occur outside the hours of operation.~~

- ~~g)~~ Consumption of medical marijuana and adult—use marijuana products at licensed marijuana establishments is prohibited.

- ~~g)h)~~ Social consumption of adult use marijuana is prohibited at patriotic, fraternal or social organization lodges or clubs, and properties used for general lodging or boarding, but not operating as a licensed marijuana social consumption operator.

- i) Patriotic, fraternal or social organization lodges or clubs, and general lodging or boarding properties shall not offer marijuana for social consumption.

- j) Marijuana Establishments consistent with G.L. c.94G,§3(a)(2), all types of “marijuana establishments” as defined in G.L. c.94G,§1, to include marijuana cultivators, independent testing laboratory, marijuana product manufacturers, or any other types of licensed marijuana-related businesses, shall be prohibited within the Town of Bourne.

48532253. Application Requirements

- a) Medical Marijuana and Adult-Use Marijuana Retailers ~~Marijuana Establishments~~ shall conform to 935 CMR 500.000 “Adult-Use of Marijuana”, in addition to any requirements herein as adopted, et. seq., including any subsequent updates.
- b) ~~The Special Permit Granting Authority (SPGA) is the Planning Board in accordance with section 1230 of this Bylaw.~~ In addition to the submittal requirements and review standards provided in this Bylaw, each applicant ~~for a special permit~~ under this section shall submit:
1. Copy of a fully executed Host Community Agreement.
 - ~~2. Proof of a valid Massachusetts issued Marijuana Establishment provisional license.~~
 - ~~3.2.~~ Evidence of site control and right to use the site for ~~a~~ Medical Marijuana and/or an Adult-use Marijuana ~~Retailer Establishment~~ in the form of a deed or valid purchase and sales agreement, or in the case of a lease, a notarized statement from the property owner and a copy of the lease

agreement.

~~4. A commitment letter from the Board of Water Commissioners in the appropriate district where the Medical Marijuana and/or a Marijuana Establishment would be sited.~~

~~5.3.~~ A wastewater allocation commitment letter from the Board of Sewer Commissioners for proposed developments in the Downtown District.

~~6.4.~~ A map depicting all properties and land uses within the distance requirements set forth in section **4854 2254** of the project site, whether such uses are located in Bourne.

48542254. Location Requirements

a) **Marijuana Establishments buffer zones shall comply with all buffer zones as stated in Massachusetts 105 CMR 725 and 935 CMR 500.**

b) **In performing Site Plan Review, and taking into consideration site conditions, the Planning Board may authorize exceptions to dimensional requirements of Section 2500 including buffer zone requirements of 935 CMR 500.110. The departure must be the minimum necessary to afford relief. Only the minimum relief needed shall be granted as to provide a viable project.**

~~a) No Medical Marijuana and/or Marijuana Establishment shall be located within 500 feet from any public or private school serving grades K through 12, or any state licensed pre school, or state licensed child care facility.~~

~~No Medical Marijuana or Marijuana Retailer shall be located within 250 feet of any library, public park, playground, athletic field, or public recreational facility in existence on the date of a complete application submission to the SPGA for a Special Permit.~~

c) **No Medical Marijuana or Adult-use Retailer**~~and/or Marijuana Establishment~~ shall be located in the Scenic Development District.

~~b) —~~

~~e) The following departures from the dimensional regulations in section 2500 of the underlying districts shall apply to this section:~~

~~1. A minimum separation of 150 feet is required for a Registered Marijuana Dispensary and/or a Marijuana Retailer from Residential Districts R-40, R-80, and the Downtown Neighborhood. Distances shall be measured in a straight line from the nearest residential district line to the nearest point of any principle building housing the Registered Marijuana Dispensary and/or Marijuana Retailer.~~

~~d) A minimum separation of 150 feet is required between Marijuana Retailers, but not including Medical Marijuana Dispensaries. Distances shall be measured in a straight line between the nearest points of the Marijuana Retailer buildings.~~

~~e)d) Use variances are not allowed for any Marijuana Establishment. No use variance for medical marijuana, marijuana establishments, marijuana social~~

~~consumption operation, medical marijuana dispensary, or sale of marijuana accessories is permitted.~~

- ~~f)e) Special Permits Permit Compliance: A Special Permit issued-granted~~ to the owner/operator of ~~Medical Marijuana and/or a~~ Marijuana Establishment ~~may shall~~ transfer with a change in ownership of the business and/or property. The Planning Board, Planning Office, and Building Inspector shall be notified in writing within ~~fourteen~~ [14] calendar days of the permit holder business change, property change, discontinuance of use, or if the permit holder's CCC Licensures expires, is not renewed or is terminated. Any failure to meet the requirement of this ~~CCC, local license, zoning~~ -bylaw, or conditions of the Special Permit shall be grounds for revocation and will result in the immediate issuance of a cease and desist order by the Building Inspector ordering that all activities cease immediately.

48552255. Site Development Standards

- a) ~~Medical Marijuana and/or Medical Marijuana or Adult-use Retailer Marijuana Establishments~~ are subject to section 1230 and shall conform to the zoning bylaw, and any other any requirements herein as adopted, and any amendments thereto.
- b) All aspects of ~~a-the Medical Marijuana or Adult-use Retailer Marijuana Establishment, Registered Marijuana Dispensary, or Off Site Medical Marijuana Dispensary, relative to the acquisition, cultivation, possession, processing, sales, distribution, dispensing, or administration of marijuana, products containing marijuana, related supplies, or educational materials~~ shall take place at a fixed location within a fully enclosed building.
- ~~e) No Marijuana Establishment, Registered Marijuana Dispensary, or Off Site Medical Marijuana Dispensary shall be located inside a building containing any other uses or tenants, except a Marijuana Establishment may be located in the same building as properly licensed and permitted RMD.~~
- ~~d) No Marijuana Establishment, Registered Marijuana Dispensary, or Off Site Medical Marijuana Dispensary shall be located within a mobile facility.~~
- ~~e) Drive through windows are prohibited on any building.~~
- ~~f) If green houses are used for cultivation curtains shall be utilized to prevent light pollution and illumination outside the greenhouse from dusk to dawn and no outside air exchange shall occur.~~
- ~~g)c) If provided, fencing and gates shall be a maximum of 6' 8" high, and shall be decorative style wherever viewed from a public way or abutting property. Style of fencing and gates shall be approved by the SPGA. Chain link fencing is prohibited wherever visible from the public way or abutting property.~~
- ~~h)d) Medical Marijuana and/or a Medical Marijuana or Adult-use Retailer Marijuana Establishment~~ shall comply with the Parking and Loading requirements in Section 3300. ~~The use shall be classified as "Office, Stores" under section 3320 Table of~~

Requirements and as “Retail/commercial use” in the Downtown under section 2853 Table DTD-3: Required Parking Spaces in the Downtown District. ~~–Retail Establishment are categorized under “Office, Stores” use. Marijuana Cultivator, Marijuana Manufacturer, Marijuana Product Testing Facility are categorized under “Industrial, Wholesale, or Warehouse” use.~~

- ~~i)e)~~ All security measures for the building shall comply with State CCC regulations and deemed appropriate to ensure patron and community safety and deter unauthorized access to the premises.
- ~~ii)f)~~ No products shall be displayed in the **Medical Marijuana or Adult-use Retailer’s** ~~Marijuana Establishment’s~~ window or visible from any street or parking lot.
- ~~iii)g)~~ All signage for ~~Medical Marijuana and~~ **Medical Marijuana or Adult-use Retailer** ~~Marijuana Establishments~~ must meet the requirements of section 2800 and section 3200 of this Bylaw. Any exterior sign may identify the **Medical Marijuana or Adult-use Retailer Establishment**, ~~–~~but shall not contain any other advertisement. ~~–~~The SPGA may impose additional restrictions on signage as appropriate for the site, provided such regulations and restrictions do not conflict with State law or any State CCC regulations.

48562256. Limitations ~~on Special Permits~~

- ~~a) The total number of Marijuana Retailer special permits issued in the Town of Bourne shall be limited to three (3).~~

Any other type of licensed **Medical Marijuana or Adult-use Retailer** ~~Marijuana Establishment~~ not expressly ~~defined~~ **defined herein is prohibited** ~~as a Marijuana Cultivator, Craft Marijuana Cooperative, Marijuana Product, Manufacturer, Marijuana Retailer, Independent Testing Laboratory, Marijuana Research Facility, and Marijuana Transporter are prohibited.~~

48572257. Marijuana Definitions

For the purpose of this bylaw, the following definitions shall apply:

Buffer Zone:

The buffer zone distance of 500 feet shall be measured in a straight line from the geometric center of the Medical Marijuana or Adult-use Retail building to the geometric center of the nearest School Entrance, unless there is an Impassable Barrier within those 500 feet; in these cases, the buffer zone distance shall be measured along the center of the shortest publicly-accessible pedestrian travel path from the geometric center of the Medical Marijuana or Adult-use Retail building entrance to the geometric center of the nearest School Entrance.

Craft Marijuana Cooperative:

A Marijuana Cultivator comprised of residents of the Commonwealth and organized as a limited liability company, limited liability partnership, or cooperative corporation under the laws of the Commonwealth. A cooperative is licensed to cultivate, obtain, manufacture,

process, package and brand cannabis or marijuana products to transport marijuana to Marijuana Establishments, but not to consumers.

Independent Testing Laboratory:

A laboratory that is licensed by the Commission and is:

- (a) **Currently and validly licensed under 935 CMR 500.001, or formerly and validly registered by the Commission;**
- (b) accredited to the International Organization for Standardization 17025 (ISO/IEC 17025: 2017) by a third-party accrediting body that is a signatory to the International Laboratory Accreditation Accrediting Cooperation mutual recognition arrangement or that is otherwise approved by the Commission;
- (c) **Independent financially from any MTC Marijuana Establishment or Licensee; and**
- ~~(a)(d) Qualified to test Marijuana and Marijuana Products, including MIPs, in compliance with M.G.L. c. 94C, § 34; M.G.L. c. 94G, § 15; 935 CMR 500.000; 935 CMR 501.000: Medical Use of Marijuana; and Commission protocol(s).~~
- ~~(b) independent financially from any Medical Marijuana Treatment Center (RMD), Marijuana Establishment or licensee for which it conducts a test; and~~
- ~~(c) qualified to test cannabis or marijuana in compliance with 935 CMR 500.160 and M.G.L. c. 94C, § 34.~~

Manufacture:

To compound, blend, extract, infuse or otherwise make or prepare a marijuana product.

Marijuana (or Cannabis) ~~Marihuana~~:

Means a All parts of any plant of the genus Cannabis, not excepted **in 935 CMR 500.002(a) through (c) below** and whether growing or not; the seeds thereof; and resin extracted from any part of the plant; **Clones of the plant**; and every compound, manufacture, salt, derivative, mixture or preparation of the plant, its seeds or resin including tetrahydrocannabinol as defined in **M.G.L. c. 94G, § 1; section 1 of chapter 94C of the General Laws**; provided that **Cannabis "Marijuana"** shall not include:

- a) The mature stalks of the plant, fiber produced from the stalks, oil, or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture or preparation of the mature stalks, fiber, oil, or cake made from the seeds of the plant or the sterilized seed of the plant that is incapable of germination;
- b) Hemp; or
- c) The weight of any other ingredient combined with Cannabis or Marijuana to prepare topical or oral administrations, food, drink or other products.

Marijuana Cultivator:

An entity licensed to cultivate, process and package marijuana, and to transfer marijuana to other Marijuana Establishments, but not to consumers. A Craft Marijuana Cooperative is a type of Marijuana Cultivator.

Marijuana Establishment:

a Marijuana Cultivator (Indoor or Outdoor), Craft Marijuana Cooperative, Marijuana Product Manufacturer, Marijuana Microbusiness, Independent Testing Laboratory,

Marijuana Retailer, Marijuana Transporter, Delivery Licensee, Marijuana Research Facility Licensee (as defined in 935 CMR 500.002: Marijuana Research Facility Licensee) Social Consumption Establishment (as defined in 935 CMR 500.002: Social Consumption Establishment) or any other type of licensed Marijuana-related business, except a Medical Marijuana Treatment Center (MTC).

~~A Marijuana Cultivator, Craft Marijuana Cooperative, Marijuana Product Manufacturer, Marijuana Retailer, Independent Testing Laboratory, Marijuana Research Facility, Marijuana Transporter, or any other type of licensed marijuana related business, except a medical marijuana treatment center.~~

Marijuana Product Manufacturer:

An entity licensed to obtain, manufacture, process and package cannabis or marijuana products and to transfer these products to other Marijuana Establishments, but not to consumers.

Marijuana products:

Marijuana Products (or Cannabis Products) means Marijuana and its products, unless otherwise indicated. Marijuana Products includes products that have been Manufactured and contain Cannabis, Marijuana, or an extract from Cannabis or Marijuana, including concentrated forms of Marijuana and products composed of Marijuana and other ingredients that are intended for use or consumption, including Edibles, Beverages, topical products, ointments, oils and Tinctures. Marijuana Products include Marijuana-infused Products (MIPs) defined in 935 CMR 500.002.

~~Products that have been manufactured and contain marijuana or an extract from marijuana, including concentrated forms of marijuana and products composed of marijuana and other ingredients that are intended for use or consumption, including edible products, beverages, topical products, ointments, oils and tinctures.~~

Marijuana Retailer:

An entity licensed to purchase, Repackage, White Label, and transport Marijuana or Marijuana Product from Marijuana Establishments and to Transfer or otherwise Transfer this product to Marijuana Establishments and to sell to Consumers. Unless licensed, retailers are prohibited from offering Marijuana or Marijuana Products for the purposes of on-site social consumption on the Premises of a Marijuana Establishment.

Medical Marijuana Treatment Center: Medical Marijuana Treatment Center (MTC), (formerly known as a Registered Marijuana Dispensary (RMD)), means an entity licensed under 935 CMR 501.101: Application Requirements that acquires, cultivates, possesses, Processes (including development of related products such as Edibles, MIPs, Tinctures, aerosols, oils, or ointments), Repackages, transports, sells, distributes, delivers, dispenses, or administers Marijuana, products containing Marijuana, related supplies, or educational materials to Registered Qualifying Patients or their Personal Caregivers for medical use. Unless otherwise specified, MTC refers to the site(s) of dispensing, cultivation, and preparation of Marijuana for medical use.

Medical-use Marijuana (or Medical-use Cannabis): means Marijuana that is cultivated, Processed, Transferred, tested or sold in compliance with M.G.L. c. 94I, and 935 CMR 501.000: Medical Use of Marijuana.

Medical-use Marijuana or Marijuana Products: means Marijuana Products that are Manufactured, Transferred, tested or sold in compliance with M.G.L. c. 94I, and 935 CMR 501.000: Medical Use of Marijuana.

4858. Severability

If any provision of this bylaw or the application of any such provision to any person or circumstance, shall be held invalid, to the extent it can be given effect, or the application of those provisions to persons or circumstances other than those to which it is held invalid, shall not be affected thereby, and to this end the provisions of this bylaw are severable. If any provision of this bylaw is invalidated by subsequent legislation or regulation, or held to be invalid by a court of competent jurisdiction, then such provision shall be considered separately and apart from the remaining provisions, which shall remain in full force and effect.

SECTION 2220 USE REGULATION SCHEDULE

~~Amend Section 2220 Use Regulation Schedule by adding the following uses for Medical Marijuana and Adult Use Marijuana Establishments to the “Commercial Uses” section:~~

DISTRICT	R-40 R-80	V-B B-1	B-2 B-4	B-3	GD
COMMERCIAL USES					
Marijuana Cultivation	No	No	SPR/SP ¹⁴	SPR/SP	No
Independent Marijuana Testing Laboratory	No	No	SPR/SP ¹⁴	SPR/SP	No
Marijuana Product Manufacturing	No	No	SPR/SP ¹⁴	SPR/SP	No
Marijuana Retailer (marijuana product sales and related paraphernalia)	No	No	SPR/SP ¹⁴	SPR/SP	No
Social consumption of adult use marijuana at patriotic, fraternal or social organization lodges and clubs; and properties used for general lodging or boarding	No	No	No	No	No

~~Insert the following footnote to section 2220 Use Regulations Schedule:~~

~~14. Except “NO” in B-2 district on Mashnee Island~~

SECTION 2821 DOWNTOWN DISTRICT

~~Amend Section 2821 Downtown District Table of Allowable Uses by adding a Medical Marijuana and Adult Use Marijuana Establishments section to the end of the table:~~

MARIJUANA USES		
Land Use Classification	Permitted by:	Functional Standards and Special Permit Criteria
Marijuana Cultivation	SP	Shall not be permitted on frontage lots on Main Street. Shall not be located inside a building containing any non-marijuana uses or tenants.

Independent Marijuana Testing Laboratory	SP	Shall not be located inside a building containing any non-marijuana uses or tenants.
Marijuana Product Manufacturing	SP	Shall not be permitted on frontage lots on Main Street. Shall not be located inside a building containing any non-marijuana uses or tenants.
Marijuana Retailer (marijuana product sales and related paraphernalia)	SP	A minimum separation of 150 feet is required from Residential Districts R-40, R-80 and the Downtown Neighborhood, and between Marijuana Retailers. Shall not be located inside a building containing non-marijuana uses or tenants.
Social consumption of adult use marijuana at patriotic, fraternal or social organization lodges and clubs; and properties used for general lodging or boarding	N	

SP = Special Permit

N = Not Allowed

P = Permitted

Legend:

~~“SPR/SP” – Planning Board, a use authorized after review under Site Plan Review/Special Permit as provided in section 1230.~~

~~Residential 40 (R-40); Residential 80 (R-80); Village Business (V-B); Business 1 (B-1); Business 2 (B-2); Business 3 (B-3); Business 4 (B-4); and Government District (GD).~~

SECTION V DEFINITIONS

Add: Marijuana or Marihuana: “See section ~~4850 2257~~ for all applicable definitions”.

Fraternal or Social Organization Lodge definition - delete: “*applies only to the Downtown Bylaw-section 2800*”.

SECTION 2140 DISTRICT PURPOSES:

Add: **Marijuana Overlay District (MOD)**: To give the Town the ability impose requirements designed to encourage appropriate land use and reasonable safeguards to govern the time, place, and manner for **Medical Marijuana** and **Adult-use Retailers**.

MARIJUANA OVERLAY DISTRICT

ARTICLE _____. To see if the Town will vote to amend the **Bourne Zoning Bylaw** as follows or take any other action in relation thereto:

2/3rds Vote

Planning Board Sponsored

Add a new section 4850 Marijuana Overlay District - MOD

4850 Marijuana Overlay District – MOD

4851. Purpose

To provide placement of Medical-use Marijuana and Adult-Use Marijuana Retailers that have been recognized as having objectionable operational characteristics and should be located in such a way as to ensure the health, safety, and general well-being of the Bourne residents, the general public, patients seeking treatment, and customers seeking to purchase marijuana for adult-use.

The Marijuana Overlay District (MOD) shall include both Medical-use Marijuana and Adult-Use Marijuana Retailers. The boundaries of the MOD are shown on the MOD Zoning Map on file with the Town Clerk. If the provisions of the MOD are silent on a zoning regulation, the requirements of the underlying district shall apply.

Where not expressly defined in the Zoning Bylaw, terms herein shall be interpreted as defined G.L. c 94G. et seq. and the Cannabis Control Commission Regulations promulgated thereunder, 935 CMR 500 et seq., 935 CMR 501 et seq. and 105 CMR 725 and otherwise by their plain language.

4852. Applicability

This section is subject to the provisions of this Zoning Bylaw, and must be in conformance with all State regulations and licensing requirements of the Massachusetts Cannabis Control Commission (hereinafter referred to as “State CCC”), Medical Marijuana and Adult-Use Marijuana Retailers shall provide medical support, security, and physician oversight that meet or exceed state regulation as established by the Massachusetts Department of Public Health (DPH), and to provide retail sales of medical and adult-use marijuana in a manner that meets or exceeds state regulations.

- a) The Planning Board is the Special Permit Granting Authority (SPGA) under this section and in accordance with section 1230 of this Bylaw.

- b) Medical Marijuana and Adult-Use Marijuana Retailers shall be permitted when in compliance with the provisions of this section, all other Town of Bourne permits and license requirements, and with the proper Licensing of a Marijuana Establishment pursuant to MGL c. 94G, and regulations promulgated by the State CCC.
- c) The, retail or wholesale sale, trade, distribution or dispensing of marijuana is prohibited unless licensed by the Massachusetts licensing agent and permitted as a Medical Marijuana and/or an Adult-use Marijuana Retailer under this section.
- d) Medical Marijuana and Adult-use Marijuana Retailers is allowed by Site Plan Review in the North Sagamore and MacArthur Boulevard MOD overlay districts and by Site Plan Review/Special Permit in the Downtown MOD overlay district provided the facility meets the requirements of this bylaw.
- e) The number of Adult-Use Marijuana Retailers shall be limited to a maximum of three [3] separate retailers within the Town of Bourne.
- f) Nothing in this bylaw is intended to regulate or prohibit uses or activities related to personal use of marijuana in accordance with MGL c. 94G.
- g) Consumption of medical marijuana and adult-use marijuana products at licensed marijuana establishments is prohibited.
- h) Social consumption of adult use marijuana is prohibited at patriotic, fraternal or social organization lodges or clubs, and properties used for general lodging or boarding, but not operating as a licensed marijuana social consumption operator.
- i) Patriotic, fraternal or social organization lodges or clubs, and general lodging or boarding properties shall not offer marijuana for social consumption.
- j) Marijuana Establishments consistent with G.L. c.94G,§3(a)(2), all types of “marijuana establishments” as defined in G.L. c.94G,§1, to include marijuana cultivators, independent testing laboratory, marijuana product manufacturers, or any other types of licensed marijuana-related businesses, shall be prohibited within the Town of Bourne.

4853. Application Requirements

- a) Medical Marijuana and Adult-Use Marijuana Retailers shall conform to 935 CMR 500.000 “Adult-Use of Marijuana”, in addition to any requirements herein as adopted, et. seq., including any subsequent updates.
- b) In addition to the submittal requirements and review standards provided in this Bylaw, each applicant under this section shall submit:

1. Copy of a fully executed Host Community Agreement.
2. Evidence of site control and right to use the site for Medical Marijuana and/or an Adult-use Marijuana Retailer in the form of a deed or valid purchase and sales agreement, or in the case of a lease, a notarized statement from the property owner and a copy of the lease agreement.
3. A wastewater allocation commitment letter from the Board of Sewer Commissioners for proposed developments in the Downtown District.
4. A map depicting all properties and land uses within the distance requirements set forth in section 4854 of the project site, whether such uses are located in Bourne.

4854. Location Requirements

- a) Marijuana Establishments buffer zones shall comply with all buffer zones as stated in Massachusetts 105 CMR 725 and 935 CMR 500.
- b) In performing Site Plan Review, and taking into consideration site conditions, the Planning Board may authorize exceptions to dimensional requirements of Section 2500 including buffer zone requirements of 935 CMR 500.110. The departure must be the minimum necessary to afford relief. Only the minimum relief needed shall be granted as to provide a viable project.
- c) No Medical Marijuana or Adult-use Retailer shall be located in the Scenic Development District.
- d) Use variances are not allowed for any Marijuana Establishment.
- e) Special Permits granted to the owner/operator of a Marijuana Establishment shall transfer with a change in ownership of the business and/or property. The Planning Board, Planning Office, and Building Inspector shall be notified in writing within fourteen [14] calendar days of the permit holder business change, property change, discontinuance of use, or if the permit holder's CCC Licensures expires, is not renewed or is terminated. Any failure to meet the requirement of this CCC, local license, zoning bylaw, or conditions of the Special Permit shall be grounds for revocation and will result in the immediate issuance of a cease and desist order by the Building Inspector ordering that all activities cease immediately.

4855. Site Development Standards

- a) Medical Marijuana or Adult-use Retailer are subject to section 1230 and shall conform to the zoning bylaw, and any other any requirements herein as adopted, and any amendments thereto.
- b) All aspects of the Medical Marijuana or Adult-use Retailer shall take place at a fixed location within a fully enclosed building.
- c) If provided, fencing and gates shall be a maximum of 6' high, and shall be decorative

style wherever viewed from a public way or abutting property. Style of fencing and gates shall be approved by the SPGA. Chain link fencing is prohibited wherever visible from the public way or abutting property.

- d) Medical Marijuana or Adult-use Retailer shall comply with the Parking and Loading requirements in Section 3300. The use shall be classified as “Office, Stores” under section 3320 Table of Requirements and as “Retail/commercial use” in the Downtown under section 2853 Table DTD-3: Required Parking Spaces in the Downtown District.
- e) All security measures for the building shall comply with State CCC regulations and deemed appropriate to ensure patron and community safety and deter unauthorized access to the premises.
- f) No products shall be displayed in the Medical Marijuana or Adult-use Retailer’s window or visible from any street or parking lot.
- g) All signage for Medical Marijuana or Adult-use Retailer must meet the requirements of section 2800 and section 3200 of this Bylaw. Any exterior sign may identify the Medical Marijuana or Adult-use Retailer, but shall not contain any other advertisement. The SPGA may impose additional restrictions on signage as appropriate for the site, provided such regulations and restrictions do not conflict with State law or any State CCC regulations.

4856. Limitations

Any other type of licensed Medical Marijuana or Adult-use Retailer not expressly defined herein is prohibited.

4857. Marijuana Definitions

For the purpose of this bylaw, the following definitions shall apply:

Buffer Zone:

The buffer zone distance of 500 feet shall be measured in a straight line from the geometric center of the Medical Marijuana or Adult-use Retail building to the geometric center of the nearest School Entrance, unless there is an Impassable Barrier within those 500 feet; in these cases, the buffer zone distance shall be measured along the center of the shortest publicly-accessible pedestrian travel path from the geometric center of the Medical Marijuana or Adult-use Retail building entrance to the geometric center of the nearest School Entrance.

Craft Marijuana Cooperative:

A Marijuana Cultivator comprised of residents of the Commonwealth and organized as a limited liability company, limited liability partnership, or cooperative corporation under the laws of the Commonwealth. A cooperative is licensed to cultivate, obtain, manufacture, process, package and brand cannabis or marijuana products to transport marijuana to Marijuana Establishments, but not to consumers.

Independent Testing Laboratory:

A laboratory that is licensed by the Commission and is:

- (a) Currently and validly licensed under 935 CMR 500.001, or formerly and validly

- registered by the Commission;
- (b) accredited to the International Organization for Standardization 17025 (ISO/IEC 17025: 2017) by a third-party accrediting body that is a signatory to the International Laboratory Accreditation Accrediting Cooperation mutual recognition arrangement or that is otherwise approved by the Commission;
 - (c) Independent financially from any MTC Marijuana Establishment or Licensee; and
 - (d) Qualified to test Marijuana and Marijuana Products, including MIPs, in compliance with M.G.L. c. 94C, § 34; M.G.L. c. 94G, § 15; 935 CMR 500.000; 935 CMR 501.000: Medical Use of Marijuana; and Commission protocol(s).

Manufacture:

To compound, blend, extract, infuse or otherwise make or prepare a marijuana product.

Marijuana (or Cannabis):

Means all parts of any plant of the genus Cannabis, not excepted in 935 CMR 500.002(a) through (c) and whether growing or not; the seeds thereof; and resin extracted from any part of the plant; Clones of the plant; and every compound, manufacture, salt, derivative, mixture or preparation of the plant, its seeds or resin including tetrahydrocannabinol as defined in M.G.L. c. 94G, § 1; ; provided that Cannabis shall not include:

- a) The mature stalks of the plant, fiber produced from the stalks, oil, or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture or preparation of the mature stalks, fiber, oil, or cake made from the seeds of the plant or the sterilized seed of the plant that is incapable of germination;
- b) Hemp; or
- c) The weight of any other ingredient combined with Cannabis or Marijuana to prepare topical or oral administrations, food, drink or other products.

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Marijuana Establishment:

a Marijuana Cultivator (Indoor or Outdoor), Craft Marijuana Cooperative, Marijuana Product Manufacturer, Marijuana Microbusiness, Independent Testing Laboratory, Marijuana Retailer, Marijuana Transporter, Delivery Licensee, Marijuana Research Facility Licensee (as defined in 935 CMR 500.002: Marijuana Research Facility Licensee) Social Consumption Establishment (as defined in 935 CMR 500.002: Social Consumption Establishment) or any other type of licensed Marijuana-related business, except a Medical Marijuana Treatment Center (MTC).

Marijuana Product Manufacturer:

An entity licensed to obtain, manufacture, process and package cannabis or marijuana products and to transfer these products to other Marijuana Establishments, but not to consumers.

Marijuana products:

Marijuana Products (or Cannabis Products) means Marijuana and its products, unless otherwise indicated. Marijuana Products includes products that have been Manufactured and contain Cannabis, Marijuana, or an extract from Cannabis or Marijuana, including concentrated forms of Marijuana and products composed of Marijuana and other ingredients that are intended for use or consumption, including Edibles, Beverages, topical products, ointments, oils and Tinctures. Marijuana Products include Marijuana-infused Products (MIPs) defined in 935 CMR 500.002.

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Medical-use Marijuana (or Medical-use Cannabis): means Marijuana that is cultivated, Processed, Transferred, tested or sold in compliance with M.G.L. c. 94I, and 935 CMR 501.000: Medical Use of Marijuana.

Medical-use Marijuana or Marijuana Products: means Marijuana Products that are Manufactured, Transferred, tested or sold in compliance with M.G.L. c. 94I, and 935 CMR 501.000: Medical Use of Marijuana.

4858. Severability

If any provision of this bylaw or the application of any such provision to any person or circumstance, shall be held invalid, to the extent it can be given effect, or the application of those provisions to persons or circumstances other than those to which it is held invalid, shall not be affected thereby, and to this end the provisions of this bylaw are severable. If any provision of this bylaw is invalidated by subsequent legislation or regulation, or held to be invalid by a court of competent jurisdiction, then such provision shall be considered separately and apart from the remaining provisions, which shall remain in full force and effect.

SECTION V DEFINITIONS

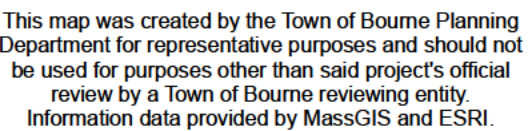
Add: Marijuana or Marihuana: “See section 4850 for all applicable definitions”.

Fraternal or Social Organization Lodge definition - delete: “*applies only to the Downtown Bylaw-section 2800*”.

SECTION 2140 DISTRICT PURPOSES:

Add: **Marijuana Overlay District (MOD):** To give the Town the ability impose requirements designed to encourage appropriate land use and reasonable safeguards to govern the time, place, and manner for Medical Marijuana and Adult-use Retailers.

DRAFT



0 120 240 480 Feet

N

A black arrow pointing upwards, indicating North.



This map was created by the Town of Bourne Planning Department for representative purposes and should not be used for purposes other than said project's official review by a Town of Bourne reviewing entity. Information data provided by MassGIS and ESRI.

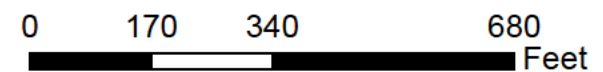
Draft Marijuana Overlay District MacArthur Boulevard

0 1,750 3,500 7,000 Feet

Date: 06/09/2023



*Draft Marijuana Overlay District
MacArthur Boulevard*



N

XII. Certificates of Vote

Certificates of vote shall be prepared for filing with the Town Clerk in the following cases:

1. When formal action of the Board needs to be communicated to an agency and there is no other documentation generated as part of the proceedings (i.e. if the Town Administrator has been authorized to sign a contract or document on behalf of the Select Board).
2. The recession/removal of any policy.
3. To set the dates on which to open and close Town Meeting Warrants.
4. To reduce or increase the number of members on a committee.
5. To declare Town property or equipment as surplus.
6. To establish or dissolve a standing or ad hoc committee.
7. To establish or amend a charge for a standing or ad hoc committee.
8. To revoke the authority of an Acting Town Administrator.
9. Upon request of the Town Clerk.

Furthermore, unless specifically limited by the Select Board, the Town Administrator is authorized to use the Board Member's signature stamps when preparing Certificates of Votes.

VIII. Correspondence

The purpose of this policy is to clarify how the Select Board receives Correspondence, how correspondence is handled by the Select Board once received and what correspondence is included in the public record at a Select Board meeting.

Correspondence to the Select Board falls in three categories:

- 1) Writing to or emailing the full Select Board to notify the Board of an event or opinion on an issue.
- 2) Writing to or emailing the full Select Board on an issue you want the Select Board to address publicly.
- 3) Writing to or emailing an individual member or the Chair asking for assistance with an issue or concern.

There will be a Correspondence agenda item at each Select Board meeting to notify the public of correspondence received by the full Select Board.

Correspondences may include, but are not limited to, the following:

- A. Communications from town, state, or federal agencies.
- B. Communications from town committees or boards.
- C. Announcements of non-profit events.
- D. Letters from the public addressed to the Select Board or emails directed to the Select Board at Selectmen@townofbourne.com
- E. Communications to the Select Board as cc will not be included in correspondence but will be provided to Select Board members.

Correspondence to the Select Board can be mailed to:

Select Board
Town of Bourne
24 Perry Avenue
Buzzards Bay, Ma 02532

Individual Select Board members can be contacted from the Select Board page by clicking on the member's name. The full Select Board can be contacted by using Contact Us or emailing Selectmen@townofbourne.com.

Citizen Emails to individual Select Board members will not be included in correspondence and citizen emails to the Select Board Chair or the Town Administrator may or may not be distributed to all members of the Board or included in the correspondence agenda item. Any communication that is intended to go to the full board should be sent to either by mail to the Select Board or to the Select Board email address Selectmen@townofbourne.com.

Correspondence received by the Select Board before noon on the Thursday prior to the next Tuesday Select Board business meeting will be included as correspondence on the agenda unless there is an exception to public records applicability.

Correspondence to the Select Board should include the name and street address of the writer. Anonymous correspondence with no name and address will not be responded to or included in the correspondence agenda item. The Clerk of the Select Board is responsible for replying to acknowledge receipt of correspondence and for forwarding the correspondence to the Town Administrator.

Individual Select Board members may reply to correspondence received, but to avoid an open meeting law violation Reply All should not be used when an email is received by the All Select Board members and an individual member does reply.

Correspondence deemed to be public record will be available in hard copy form and on the town website in the applicable agenda packet.

Correspondence that requires immediate action of the Board will be taken up at the next scheduled meeting.

Correspondence that requires further discussion and deliberation will be placed as a regular item on the next available meeting agenda at the request of the proponent or a member of the Board. Board Members who would like an agenda item related to correspondence should make the request during the correspondence item.

PUBLIC RECORDS APPLICABILITY

It must be understood that written or email correspondence related to the activity of a public body or municipal employee is deemed a public record under the law and is subject to disclosure to the press and to private individuals upon request. The term "public records" is defined by statute to include all documentary materials or data, regardless of physical form or characteristics, made or received by an officer or employee of any agency or municipality of the Commonwealth, unless falling within a statutory exemption (M.G.L. C.4, S.7). Therefore, the Secretary of the Commonwealth advises that the Public Records Law clearly applies to government records generated or received electronically. All electronic mail sent, and all electronic mail received by principal addressees (not received as a "cc") at a Town-issued address, or any address when in an official capacity, should be considered a public record subject to inspection and disclosure and scheduled retention and disposition. Employees, committee members acting in their official capacity and the public emailing to employees or committee members should have no expectation of privacy in their use of electronic mail.

EXCEPTIONS TO PUBLIC RECORD APPLICABILITY

Items of correspondence to the Select Board that are exempt from public disclosure pursuant to the Public Records Law (Chapter 4, Section 7 of the Massachusetts General Laws), or relate to subject matters that qualify for an executive session under the Open Meeting Law (Chapter 30A, Sections 18-25 of the Massachusetts General Laws) will be marked "Confidential Correspondence" and will not be subject to review in public session, unless it coincides with an agenda item.

06/01/2023

II. Procedure for ~~Establishing~~ Policies and Procedures ~~Adoption, Revision~~ and Review

~~The purpose of this policy is to explain the procedures for the Board to adopt, review or revise the policies and procedures of the Select Board.~~

Policy Adoption and Revision Procedure

Adoption of new policies or changing existing policies regarding general town government is a responsibility of the ~~Board of Selectmen~~ Select Board ("the Board). Policies will be adopted/amended only by the affirmative vote of a majority of members of the Board and when such action has been scheduled on the agenda of a regular or special meeting.

To permit time for study of all policies or amendments to policies and thus to provide an opportunity for interested parties to react to proposed policies and to provide amendments will be presented as an agenda item to the Board in the following sequence:

1. Information item – distributed with agenda ~~and to Town Counsel. The policy subcommittee may prepare questions on the major points of the policy for the Board to deliberate on for this step. This step may occur in a Select Board workshop.~~
2. First Reading Discussion item – a draft first reading of the proposed policy or policies based on the direction of the Board. Depending on the policy area the draft policy will be developed by the Town Administrator and staff or the Policy Subcommittee with input from various stakeholders.
3. Second Reading: Response from the Town Administrator, report from any committee with responsibility in the area addressed by the proposed policy; public discussion; Board discussion and directions for redrafting or adoption, or recess~~ion~~rejection, may be taken at the at the second reading.
4. Third Reading: Action, which may include further discussion at a subsequent meeting, adoption, or rejection, may be taken at the discussion at the at the second reading, or at a subsequent meeting.
5. Town counsel review is required prior to final reading or policy adoption.

Amendments to the policy at the action stage will not require repetition of the sequence, unless the Board so directs.

The ~~Board of Selectmen~~ Select Board may dispense with the above sequence to meet emergency conditions.

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Commented [MM1]: Final draft available for the public to review

06/01/2023

Policies will be effective upon the date set by the Board. This date will ensure that affected persons have an opportunity to become familiar with the requirements of the new policy prior to its implementation. The Board may divert from policy by super majority* vote of the members present.

Policy Review Procedure

The Board shall meet at least once annually to review the list of policies on record that need review and to add any policies which might need to be written. This meeting shall result in a document that prioritizes policies requiring amendments or to be written. The exercise and document need to include who has the lead responsibility (Board or Town Administrator) and the documented speculation of the time involved to complete the work understanding that the process is dynamic and additional priorities may arise throughout the year.

Policy Review will be an ongoing agenda item on every agenda for the Select Board to deliberate about policies under review. Workshops on policy will be scheduled as needed.

The Select Board will have a quarterly review of progress on policies that have been prioritized as needing review or to be written.

**A "super majority" of a five member board is 4 of 5 people; 4 of 4 people; 3 of 3 people.*

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**Select Board and
Board of Sewer Commissioners
Minutes of Tuesday, May 30, 2023
Bourne Veterans' Community Center
Buzzards Bay, MA
Or Virtually**

**TA Marlene McCollem
ATA Liz Hartsgrove**

Select Board

Mary Jane Mastrangelo, Chair
Melissa Ferretti, Vice Chair
Anne-Marie Siroonian, Clerk (7:04)
Peter Meier
Jared MacDonald

Sewer Commissioners (as of votes taken at 7:22 PM)

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

Others: Tim Lydon, Michael Rausch, Gary Maloney, Bob Dwyer, John York (virtual), and a Weston & Sampson representative (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 televised, streamed, or recorded by Bourne TV. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time.

Michael Rausch, Bourne Enterprise, acknowledged that he is recording the meeting.

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

Zoom Meeting ID/Call in ID: 869 5775 5505 Password : BOURNE

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

Chair Mastrangelo said that with suggestions from the administrative staff, they are trying an experiment with this agenda. She said that the meeting has been posted for both the Select Board and the Board of Sewer Commissioners and there are separate agenda items for each. She said that they also are going to try a consent agenda item to combine items that are either renewals of special events that they approve

every year, or some minor donations, or a declaration for Race Amity Day, and they will take one vote for these things.

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

- 1. Moment of Silence to recognize our Troops and our public safety personnel.**
- 2. Salute to the Flag.**
- 3. Reading of the Vision and Mission Statements.**

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.

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.

- 4. 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.

Bob Dwyer of Pocasset said that the Cable Advisory Committee is drafting a letter to the Select Board to re-activate the committee and to expand its charge and interest to cover broadband and telecommunications in general. He said that time is of the essence here because the Select Board and the Administration need very rapid advice on opportunities that are popping up very quickly that are coming under the infrastructure bill, and other state funded mechanisms. He said that on June 13th, the Mass. Broadband Institute is holding a workshop in Worcester to discuss the terms and rules for identifying and serving digital equity needs in the towns.

5. Board of Sewer Commissioners Business

- a. Reorganization of Officers after annual Town Election.**
 - i. Discussion – Proceeding with Combined Sewer Commissioner/Select Board Meetings.**
- b. Overage Abatement Request – 178 Main Street.**
- c. Preliminary Allocation Request from 46 Holt Road.**
- d. Discussion – Wastewater Treatment Plant Upset of Sunday, May 21, 2023.**
- e. Discussion – Next Steps for the Comprehensive Wastewater Management Plan (CWMP) and Pending Title 5 Revisions.**
- f. Discussion – Municipal Water Infrastructure Investment Fund (MGL Ch. 40, sec. 39M).**
- g. Wastewater Advisory Committee – Discussion of Membership and Charge.**

- h. **Amend “Sewer Use Rules and Regulations” dated August 30, 2022, to correct a Scrivener’s Error is Section 10.1.8(6) – Changing the Citation from M.G.L. Ch.40 §210 to M.G.L. Ch.40 §21D.**
- i. **Approval of Sewer Commissioner Minutes: 02/28/23.**

5.a. Reorganization of Officers after annual Town Election.

Chair Mastrangelo said that in their packet there is an example from the Town of Acton. She also said that she has been the Chair of the Board of Sewer Commissioners for the last two years, and there has been a lot of overlap. She said that given that the wording in the Charter changed from the Board of Selectmen will serve as Sewer Commissioners to the Board of Selectmen will act as Sewer Commissioners, she thought it was a good time to have this discussion.

Jared MacDonald said that he is open to having them together in a meeting, especially when it is necessary. He said it still manages well if they do one a month for sewer agenda items unless something comes up.

Anne-Marie Siroonian said that in her opinion she thinks that Sewer should be taken off the table altogether with respect to the Select Board. She thinks that it is an exorbitant amount of work and focus, especially with all the things coming forth with DEP and how it is all going to play into the plan. She feels that they should remain separate entities, at least for a year because it is a lot of work for one person to Chair. Chair Mastrangelo responded by saying that she suggested at the last meeting that the Vice Chair be the lead on Sewer and run that portion of the meeting. There was more discussion about the toles of each board.

Mr. MacDonald said that he is fine with having the two in a singular meeting, although he thinks that directly having the Sewer Commissioners tied into being the same officers as the Select Board is not a good idea. He said that he thinks it is good to keep the officers separate to do their own work because it can be a lot of work with Sewer. He said that he does like the fact that Chair Mastrangelo would like to tie them together while putting the agendas together.

Melissa Ferretti said that she is all about efficiency and she agrees with Jared that having the meetings the same evening is efficient. She is not convinced about the Vice Chair of the Select Board automatically becoming the Chair of the Sewer Commission because she does not know if she wants to take that role. She feels that the officers should be separate for each board.

Voted: Peter Meier moved, and Anne-Marie Siroonian seconded to nominate Jared MacDonald as Sewer Chair.

Vote: 5-0-0.

Select Board Chair Mastrangelo turned the meeting over to newly elected Board of Sewer Commissioners Chair MacDonald.

Voted: Anne-Marie Siroonian moved, and Peter Meier seconded to nominate Melissa Ferretti as Sewer Vice Chair.

Vote: 5-0-0.

Voted: Peter Meier moved, and Melissa Ferretti seconded to nominate Mary Jane Mastrangelo as Sewer Clerk.

Vote: 5-0-0.

Gary Maloney asked if there would be more discussion at this meeting or a future meeting about combining the meetings of the two boards. Chair MacDonald said that that it would be the next item discussed.

i. Discussion – Proceeding with Combined Sewer Commissioner/Select Board Meetings.

Chair MacDonald said that they did discuss combining the two boards in one meeting while the meeting was under the Select Board side. The Board agreed that they would move forward with combined meetings for both boards.

Mr. Maloney said he was surprised that everyone agrees with having combined meetings because there are going to be times when it is going to be confusing about who the Chair is and it is easier to delineate who is in charge in separate meetings. He said that it is easier for the public to know who has set the agenda.

Mr. MacDonald said that they will move forward being almost as they have been by discussing sewer business on the 4th Tuesday of the month, and the rest will be Select Board, unless there is an agenda item that needs to be added. Mary Jane Mastrangelo said that this will be worked out to make it be clear. There was more discussion about how to delineate the two boards.

5.b. Overage Abatement Request – 178 Main Street.

The property owner of 178 Main Street said that they had a leak for a few months that was going into the ground, and not into the sewer. She said that they could not find the leak, and they were charged for 300,000 gallons. This leak happened at the end of 2021, into 2022.

Mary Jane Mastrangelo said she would like to hear a recommendation from the Town Administrator. She said she spent some time looking at the numbers and wanted to hear what the credit would be and how it would get figured out. There was some discussion about the significant rises in water for 2021 and 2022.

Town Administrator Marlene McCollem said that she does not recommend the Town abate bills unless the property has been disconnected from the sewer or the structure has been taken down. She said that she fully understands that the water did not go into the sewer, however the Town of Bourne does not meter sewerage. She said the billing is based on water usage, and she does not recommend abating based on leaks.

Ms. Mastrangelo said that in 2018 the Sewer Commissioners granted an 80% abatement to a property owner at 121 Main Street because there had been a leak and the building was vacant. She said there is some precedent for some relief. She also said that there was a lot of communication from the Water Department in this case. She also said that she is willing to grant

an abatement of \$1,687.50 and base the 2022 usage on the 2021 due to the leak, although she would like the rest of the commissioners to discuss.

Voted: Mary Jane Mastrangelo moved, and Peter Meier seconded, for discussion, to grant an abatement of \$1,687.50 for the calendar year of 2022 billing and base their billing on the 2021 usage at the new rate of 1.125 cents per gallon for a sewerage bill of \$3,362.50

After further discussion about who can vote there was an affirmative vote.

Vote: 4-1-0.

5.c. Preliminary Allocation Request from 46 Holt Road.

Mr. Ladd from Ladd Homes said he was there for an allocation request for 46 Holt Road. He said that it was for 3 units which each have 3 bedrooms. There was discussion about site plans and zoning research.

Voted: Mary Jane Mastrangelo moved, and Peter Meier seconded, for discussion, to reserve a preliminary sewer allocation of 990 gallons per day to the benefit of 46 Holt Road on the request of Ladd Homes LLC. All fees are due and payable in accordance with the Sewer Use Rules and Regulations, Attachment C, "Sewer Use Rates, Fees and Fines", dated March 1, 2023.

Gary Maloney asked what are the exact current numbers that are available in allocation and if they were three separate hook-ups, or one billing unit. Ms. Mastrangelo said that it is 3 separate units. Ms. McCollem said that there is a considerable amount left, and 990 is not a concern. She said that she will have the allocation spreadsheet updated and brought to the next meeting.

Vote: 5-0-0.

5.d. Discussion – Wastewater Treatment Plant Upset of Sunday, May 21, 2023.

A representative from Weston & Sampson said that there was an interruption with the communication from the computer and it is not clear exactly what happened, and they were able to reset it and it went back into operation, once they were on site. He said that it should not have overflowed the area that it did as it should have sensed a high level, and it did not, and it did not call out to them at the time. He said that they have since rectified all the communication issues and it is working currently. There was some discussion on who monitors the system and how it is monitored.

5.e. Discussion – Next Steps for the Comprehensive Wastewater Management Plan (CWMP) and Pending Title 5 Revisions

Ms. McCollem said that the town has done the first two phases of a Comprehensive Wastewater Management Plan (CWMP). She said that Phase 2 is the Alternative Analysis, which identifies a route for the Town of Bourne to meet their TMDL's and impaired water bodies targets for reducing nitrogen, by using onsite innovative alternative septic systems. She said that this is a very big change or DEP. She said that most other towns have had to identify a traditional sewer

alternative. She said that the only watershed that may not be able to meet the targets is Buttermilk Bay, and it may be a combination of traditional sewerage and IA's. She said that DEP released proposed regulations that change Title 5 for the communities on Cape Cod. She said that their draft mandated IA systems within TMDL watersheds within 5 years. She said that at some point they must talk about how the Sewer Commissioners want to proceed with their CWMP.

There was some more discussion about when the CWMP should be worked on. Mr. Maloney asked how long the contract with Environmental Partners was good for and Ms. McCollem said that right now the Town of Bourne is not being billed because they are not doing any work. She said that the funding remains available because it is in an article and they are under contract with the town to do that scope of work for that amount of money.

Chair MacDonald said that they need more information before moving forward with the CWMP. Ms. Mastrangelo said that there has been a lot of progress in the last five years and in the town, there are only two watersheds that are subject to TMDL's. Chair MacDonald said that this item will be on the agenda again in two months.

5.f. Discussion – Municipal Water Infrastructure Investment Fund (MGL Ch. 40, sec. 39M).

Ms. Mastrangelo said that she has some email communication from Steve Mealy who has been very interested in seeing the town work on a Municipal Water Infrastructure Investment Fund and she agrees with him. She said that she had some conversation with the Community Preservation Act Committee (CPA), and it was clear to her that to have a substantive conversation about it, the town needs to be further along with their CWMP. Chair MacDonald said that this agenda item should be a future Select Board agenda item.

5.g. Wastewater Advisory Committee – Discussion of Membership and Charge.

Ms. Mastrangelo said that this committee came up at their retreat last year. She said that the charge is good, but when they originally put this committee together there were a lot of staff as ex-officio positions placed as members of the committee. She said that it is not necessary for all of them to come to all the meetings. She said that having the 3 water district commissioners come to every meeting is not needed as well. She also thinks that Ms. McCollem should be a voting member of the committee.

Ms. McCollem added that she thinks that this committee should be advisory to the Select Board and not the Board of Sewer Commissioners. There was some discussion on who this committee should report to and discussion regarding the changes to be made.

5.h. Amend "Sewer Use Rules and Regulations" dated August 30, 2022, to correct a Scrivener's Error in Section 10.1.8(6) – Changing the Citation from M.G.L. Ch.40 §210 to M.G.L. Ch.40 §21D.

Voted: Mary Jane Mastrangelo moved, and Peter Meier seconded, to amend Section 10.1.8(6) of the Sewer Use Rules and Regulations by revising the citation to read M.G.L. Ch.40 §210 to M.G.L. Ch.40 §21D, in order to correct a Scrivener's error.

Vote: 5-0-0.

5.i. Approval of Sewer Commissioner Minutes: 02/28/23; 04/25/23

Voted: Mary Jane Mastrangelo moved, and Melissa Ferretti seconded, to approve the Sewer Commissioner minutes of February 28th, 2023, with a change in item 8 from reviews until May to reviews until March and in item 10 to add a notation that Stanley Andrews also resigned from the Wastewater Facility Design and Building Committee.

Vote: 4-0-1. Anne-Marie Siroonian abstained.

Peter Meier asked to go back to the discussion about the CWMP. He said that the comment period ended a few months ago and there is legislation in place that will help with funding and there will be a new round of public comment on the DEP regs.

Voted: Mary Jane Mastrangelo moved, and Melissa Ferretti seconded, to approve the Sewer Commissioner minutes of April 25th, 2023.

Vote: 4-0-1. Anne-Marie Siroonian abstained.

6. Select Board Business

a. Consent Agenda

- i. **Renewal of annual special events as listed on attachment labeled "Special Events"**
- ii. **Discussion and possible vote to accept two donations to the Council on Aging totaling \$45.00.**
- iii. **Discussion and possible vote to declare the second Sunday of June to be Race Amity Day.**
- iv. **Approve the Purchase and Sales agreement for the disposal of the Hoxie School and authorize the Town Administrator to sign on behalf of the Select Board.**
- v. **Approve pending Ch. 90 reimbursement and authorize the Town Administrator to sign on behalf of the Select Board.**
- vi. **Approval of Select Board Minutes: 04/18/23; 04/25/23; 05/01/23; 05/09/23.**

b. MassDOT Advisory Group for the Cape Cod Bridges Program – Update.

c. Marijuana Zoning – Debrief on Planning Board Meeting of 5/25/23 and Select Board Comments.

d. Annual appointment of Select Board Representatives and Liaisons.**6.a. Consent Agenda****i. Renewal of annual special events as listed on attachment labeled “Special Events”**

Chair Mastrangelo read aloud the list of Special Events:

June 24th - Amity Race Day Celebration, Buzzards Bay Park.

July 6th to August 31st, Thursdays – Concerts on the Canal, Buzzards Bay Park.

September 16th – Cape Cod Canal Day Festival, Buzzards Bay Park.

September 16th – Cape Cod Canal Day, one day liquor license, Buzzards Bay Park.

She said that these are recurring events at the park.

Voted: Melissa Ferretti moved, and Jared MacDonald seconded, to approve consent items i, and iii-v inclusive.

Vote: 5-0-0.

ii. Discussion and possible vote to accept two donations to the Council on Aging totaling \$45.00.

Voted: Peter Meier moved, and Jared MacDonald seconded, to accept the amount of \$25.00 from Miss Constance Paulhus to benefit the Council on Aging.

Vote: 5-0-0.

iii. Discussion and possible vote to declare the second Sunday of June to be Race Amity Day.**iv. Approve the Purchase and Sales agreement for the disposal of the Hoxie School and authorize the Town Administrator to sign on behalf of the Select Board.****v. Approve pending Ch. 90 reimbursement and authorize the Town Administrator to sign on behalf of the Select Board.****vi. Approval of Select Board Minutes: 04/18/23; 04/25/23; 05/01/23; 05/09/23.**

Voted: Jared MacDonald moved, and Peter Meier seconded, to approve the minutes of April 18th, April 25th, May 1st, and May 9th, 2023.

Vote: 4-0-1. Anne-Marie Siroonian abstained.

6.b. MassDOT Advisory Group for the Cape Cod Bridges Program – Update.

Peter Meier said that he was at the meeting the first night with Ms. McCollem and Ms. Siroonian and he said the second night was basically the same meeting. He said that it was difficult to hear at the meeting. He said that this meeting was a chance to voice the town's main concerns. He said at the next meeting in September, they will be discussing underground utilities and the gas easements. Ms. McCollem said that the focus at the September meeting is also going to be on the bike path and pedestrian connections.

6.c. Marijuana Zoning – Debrief on Planning Board Meeting of 5/25/23 and Select Board Comments.

Chair Mastrangelo said that she went to the Planning Board meeting, and she related the vote that the Select Board had taken. She said that there was a good discussion at the meeting, and they are looking for people to go to their meeting to give input. She told the rest of the Select Board that they should think of anything that they would want to recommend that the Planning Board consider in terms of zoning. She said that she thinks the Select Board should say that Special Permit is important, and the rest of the Select Board concurred.

6.d. Annual appointment of Select Board Representatives and Liaisons.

There was some discussion about the various groups and who is or will be representing the Select Board on each. The new appointments are:

Community Engagements Committee – Anne-Marie Siroonian
Joint Base Cape Cod – Melissa Ferretti
Roadway Traffic Safety Committee – Jared MacDonald
MassDOT Bridge Advisory Committee – Anne-Marie Siroonian
Mass Maritime Liaison – Melissa Ferretti
Policy Subcommittee – Anne-Marie Siroonian

Voted: Peter Meier moved, and Anne-Marie Siroonian seconded, to approve the list that was discussed.

Vote: 5-0-0.

7. Future Agenda Items.

Chair Mastrangelo reminded all that there is a meeting next Monday at 5:00, and it will not be televised.

8. Town Administrator Report.

Ms. McCollem said that the two new ambulances have arrived. She also said regarding the bridges, that Enbridge Energy is coordinating the location of the natural gas mains and Overland

is conducting sub service utility exploration and both companies are staying in communication with her and other staff.

Ms. McCollem said that Barnstable County has announced a funding opportunity to address homeless shelter and medical respite and affordable and workforce housing needs.

Ms. McCollem also said that EPA is accepting public comment on their proposed decision regarding the Joint Base Cape Cod machine gun range until June 26th, 2023. There was a public hearing at the Sandwich Center for Active Living on May 24th.

Ms. McCollem said that the Bourne High School Commencement Ceremony for the class of 2023 is scheduled for June 3rd at 10 AM. She also said the Police and Fire Chiefs will be attending a Co-Responder Conference in June, and she thanked Chief Esip for his leadership. Ms. McCollem also said that the lottery for the 12 affordable apartments at Calamar will be held on July 18th. She said that there will be 12 lifeguards on duty this summer and she thanked Krissanne Caron for her hard work securing the necessary staff.

Ms. McCollem said that Assistant Town Administrator Liz Hartsgrove has been working with the Town Engineer and the Building Inspector to bring that last few properties in compliance with FEMA's Flood Insurance programs.

9. Committee Reports.

Chair Mastrangelo said that there was a report included in the packet from Judith Froman on the CCMPO.

Chair Mastrangelo said that she went to a Bike Path Committee meeting last week and they received an extension on a grant.

10. Correspondence

Anne-Marie Siroonian read aloud the correspondence:

- 3 DEP Letters
- ABCC Repeal Hearing Letter, MB Spirits
- Email from J. York – Bike Pathway
- Email from M. O'Donnell – Reef Naming
- Resident Letter – D. Osterhill
- Talent Bank – BCCL Sharpe
- Talent Bank – BCCR Sharpe
- UCCRT Committee minutes of 4/10/23
- Mass State Eagles Convention Invitation
- Talent Bank – Cape Light Compact – W. Doherty
- UCCRTS Operating Budget

These are all on the Town's website.

11. **Next Meeting Date:** June 5 – Select Board
June 6 – Select Board
June 13 - Select Board

12. **Adjourn**

Voted: Jared MacDonald moved, and Peter Meier seconded to adjourn.

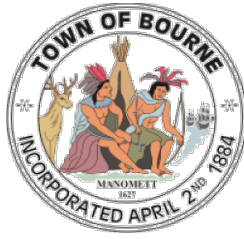
Vote: 5-0-0.

This meeting of the Bourne Select Board was adjourned at 9:26 PM.

Respectfully Submitted,

Kim Johnson, Recording Secretary

DRAFT



Select Board's Correspondence

June 13, 2023

- A. DEP letter - Remedial Investigation Report – Otis Gun Club
- B. DEP letter – J-2 Northern Environmental Monitoring Report
- C. Email from J. Buckley – “Smart Approaches to Marijuana”
- D. Email from J. Hensley – Cannabis-related hospitalizations
- E. Email from J. Hensley – Association between cannabis use and schizophrenia
- F. Email from J. Hensley – “Quick Facts on Marijuana Legislation”
- G. Email from J. Hensley – “Marijuana ban supporters still active”
- H. Email from J. Hensley – “Plummeting Prices destabilize MA marijuana market”
- I. R. Dwyer request to re-activate Cable Advisory Committee
- J. Talent Bank – Joseph Soares on Conservation
- K. JBCC – June Public Meetings



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

June 2, 2023

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

RE: **BOURNE – BWSC**
Release Tracking Number: 4-0000037
Joint Base Cape Cod (JBCC)
**Draft Supplemental Remedial
Investigation Report Otis Gun Club
Munitions Response Area, Skeet and Trap
Range Munitions Response Site Pistol
Range Munitions Response Site,
Comments**

Dear Ms. Forbes:

The Massachusetts Department of Environmental Protection (MassDEP) has reviewed the document **“Draft Supplemental Remedial Investigation Report Otis Gun Club Munitions Response Area, Skeet and Trap Range Munitions Response Site Pistol Range Munitions Response Site”** (the Supplemental RI Report) dated April 2023. The Supplemental RI Report focuses on the collection of additional data in support of a Baseline Ecological Risk Assessment (BERA) to evaluate site-specific risk from lead to ecological receptors in upland soil, wetland sediment, and pond surface water at the Otis Gun Club Munitions Response Area Skeet and Trap Range munitions response site (MRS) and to refine potential remedial alternatives.

MassDEP has the following comments on the Supplemental RI Report. However, please be advised that MassDEP is continuing to review Section 2.0, Exposure Pathway Analysis, Section 7.0, Human Health Risk Assessment and Ecological Risk Assessment, and Section 9.0, Summary and Conclusions. Additional comments may be forthcoming on the Supplemental RI Report from MassDEP within the next few weeks.

1. Page 5-2, Section 5.0, Nature and Extent of Contamination:

The text states, **“In the wetland sediment, there were 13 of 19 DUs from 1-2 ft and 6 of 7 DUs from 2-3 ft that exceeded the EPA freshwater sediment concentration (35.8 mg/kg).”** Table 1-5, RI Discrete Vertical Wetland Sediment Sample Results and Table 4-2, Supplemental RI Wetland Sediment Sample Results indicate that a total of 20 Decision Units (DUs) from 1-2 feet below ground surface (bgs) and 6 DUs from 2-3 feet bgs were sampled in the Skeet and Trap Range MRS when considering the applicable vertical wetland sediment samples collected during the Remedial Investigation. Please clarify and revise the text and Table 5-1, Range of Lead Concentrations with Depth as necessary.

2. Page 8-1, Section 8.1, Explosive Hazard Evaluation Module:

The text states, **"The Skeet and Trap Range MRS had a Total EHE Modular Score of "34" and a Total EHE Module Rating of "G." The Pistol Range MRS had a Total EHE Modular Score of "34" and a Total EHE Module Rating of "G."** Table 8-1, Explosive Hazard Evaluation Data Element Scoring indicates that both the Skeet and Trap Range MRS and the Pistol Range MRS had a Total Explosive Hazard Evaluation (EHE) Modular Score of "32." In addition, Table 10, Determining the EHE Module Rating presented in Appendix E, Munitions Response Site Prioritization Protocol Tables for both the Skeet and Trap Range MRS and the Pistol Range MRS indicates that the MRSs received the alternative EHE module rating of **"No Known or Suspected Explosive Hazard."** Please clarify and revise the text and/or table(s) as necessary.

3. Page 8-7, Table 8-3, MRSP Priority Rankings:

The column entitled **"EHE Module Rating"** indicates that both the Skeet and Trap Range MRS and the Pistol Range MRS had an EHE Module Rating of "G." Table 29, MRS Priority presented in Appendix E, Munitions Response Site Prioritization Protocol Tables for both the Skeet and Trap Range MRS and the Pistol Range MRS indicates that the MRSs received the alternative EHE module rating of **"No Known or Suspected Explosive Hazard."** Please clarify and revise the table(s) as necessary.

4. Page 9-1, Section 9.2, Summary and Conclusions, Nature and Extent:

The text states, **"In the wetland sediment, there were 13 of 19 DUs from 1-2 ft and 6 of 7 DUs from 2-3 ft that exceeded the EPA freshwater sediment concentration (35.8 mg/kg)."** Table 1-5, RI Discrete Vertical Wetland Sediment Sample Results and Table 4-2, Supplemental RI Wetland Sediment Sample Results indicate that a total of 20 Decision Units (DUs) from 1-2 feet bgs and 6 DUs from 2-3 feet bgs were sampled in the Skeet and Trap Range MRS when considering the applicable vertical wetland sediment samples collected during the Remedial Investigation. Please clarify and revise the text and Table 5-1, Range of Lead Concentrations with Depth as necessary.

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

Sincerely,



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



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

June 7, 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 J-2 Northern Environmental
Monitoring Report for November 2021
through October 2022, Comments**

Dear Mr. Cody:

The Massachusetts Department of Environmental Protection (MassDEP) has reviewed the document **“Draft J-2 Northern Environmental Monitoring Report for November 2021 through October 2022”** (the Report) dated May 2023. The Report provides an assessment of the J-2 Range Northern groundwater extraction, treatment, and re-infiltration system operations and groundwater monitoring performed by the Impact Area Groundwater Study Program (IAGWSP) from November 2021 through October 2022. MassDEP offers the following comment on the Report.

1. Page 8-1, Section 8.1, Plant Operations and Sampling Recommendations:

The Report indicates, **“During this reporting period, the Wood Road and Jefferson Road ETR systems have operated as designed. These systems have resulted in no effluent discharges of the COCs; thus, these systems are treating groundwater as designed and no changes are recommended to the current system operating and monitoring procedures.”** MassDEP notes that the IAGWSP sampled the influent to modular treatment unit MTU-F at Wood Road for per- and polyfluoroalkyl substances (PFAS) in April 2023 as part of a PFAS investigation at J-2 North. The Massachusetts Maximum Contaminant Level for the sum of six per- and polyfluoroalkyl substances (PFAS6): perfluorooctanesulfonic acid (PFOS), perfluorooctanoic acid (PFOA), perfluorohexane sulfonic acid (PFHxS), perfluorononanoic acid (PFNA), perfluoroheptanoic acid (PFHpA), and perfluorodecanoic acid (PFDA) is 20 ng/L. A PFAS6 concentration of 21.2 ng/L was detected in the April 2023 influent sample to MTU-F, which is just above the PFAS6 MMCL. PFAS6 was not detected in the MTU-F effluent sample.

MassDEP recognizes that a PFAS investigation is currently underway at J-2 North, and that the April 2023 sampling of the MTU-F influent and effluent occurred outside the reporting period for this Report. However, MassDEP recommends quarterly sampling of the MTU-F effluent for PFAS6 to ensure that PFAS6 is not discharged to the J-2 North infiltration trenches at detectable concentrations.

Please incorporate this letter into the IAGWSP Administrative Record for the J-2 Range groundwater 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,

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/ej

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

From: [Janet Buckley](#)
To: [Marlene McCollem](#)
Subject: Smart Approaches to Marijuana "Impaired Driving" Fact Sheet; cnn"On weed day..."
Date: Wednesday, June 7, 2023 1:09:34 PM
Attachments: [Impaired Driving SAM.pdf](#)
[On weed day....pdf](#)

Dear Administrator McCollem:

I'm a member of the "Opt Out" group. My husband and I have been residents of Bourne for 16 yrs. We're very concerned about the effort to repeal the recreational marijuana ban. Earlier this week I sent a link to a letter I wrote to the Editor of the Enterprise, June 2, 2023 edition. I am attaching some additional information on issues I raised in it. I am hoping it can be shared with town boards.

Thank you very much for your help,

Janet Buckley

On 'weed day,' our medical analyst urges caution on recreational marijuana use

Katia Hetter

CNN — none

As some people mark 4/20 as "weed day," a day of celebration of marijuana use, I don't want to bum you out — but I might.

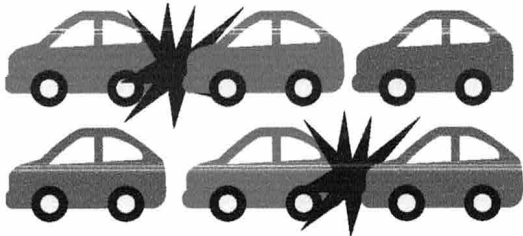
Over the past decade, there has been a trend toward legalizing marijuana in the United States. Currently, at least 37 states, plus Washington, DC, have a comprehensive medical cannabis program. A growing number of states, currently at 21, have legalized recreational marijuana use.

I wanted to learn about the research around marijuana use, including the effects it has on the user and the medicinal uses for cannabis. I turned to CNN Medical Analyst Dr. Leana Wen, who has many concerns about recreational cannabis use, especially for certain populations such as young people and pregnant people.

Wen, who urged users and would-be users to be cautious, is an emergency physician and professor of health policy and management at the George Washington University Milken Institute School of Public Health. She previously served as Baltimore's health commissioner and as chair of Behavioral Health System Baltimore, where she oversaw policy and services around substances that can cause addiction, including marijuana.

CNN: What are the physiological effects of marijuana?

6800



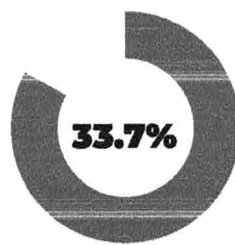
If marijuana were legalized nationwide, the U.S. would suffer an additional 6,800 excess fatal crashes every year

KAMER ET AL., 2020

Among Colorado drivers who underwent confirmatory testing for Delta-9 THC between 2016 and 2019



Tested positive for THC

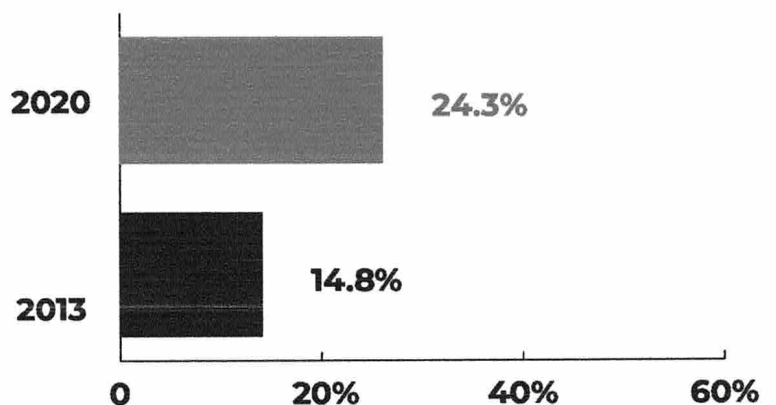
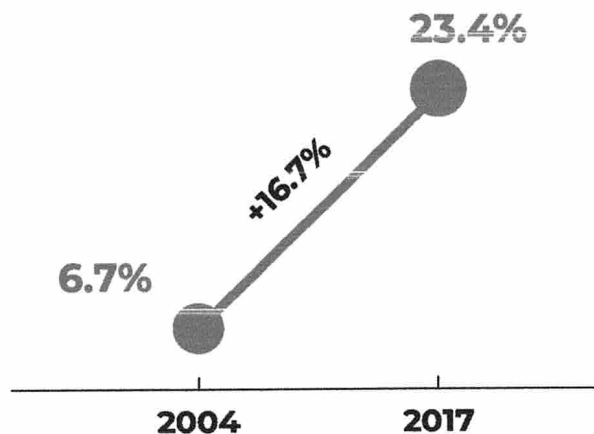


Tested positive for a THC level between 1.0 and 5.0 ng/ml



Tested positive for a THC level above 5.0 ng/ml

ROSENTHAL & REED, 2022



IN MICHIGAN AMONG THOSE FATAL CRASHES WHERE CANNABIS WAS TESTED, THE PROPORTION OF TESTS THAT WERE POSITIVE FOR CANNABINOIDS MORE THAN TRIPLED OVER 13 YEARS (6.7% IN 2004 TO 23.4% IN 2017).

IN 2020, 24.3% OF DRIVERS INVOLVED IN TRAFFIC FATALITIES TESTED POSITIVE FOR MARIJUANA, UP FROM 14.8% IN 2013

ROCKY MOUNTAIN HIGH INTENSITY DRUG TRAFFICKING AREA, 2021

UNIVERSITY OF MICHIGAN INJURY PREVENTION CENTER, 2022, P. 12

Dr. Leana Wen: Marijuana is a plant that has many active ingredients. One of the principal ones is a psychoactive compound called tetrahydrocannabinol. Often called THC, it's similar to compounds that are naturally occurring in the body called cannabinoids and can mimic their function by attaching to cannabinoid receptors in the brain. In so doing, THC can disrupt normal mental and physical functions, including memory, concentration, movement and coordination.

Using marijuana can cause impaired thinking and interfere with someone's ability to learn, according to the National Institute on Drug Abuse. Smoking cannabis can also impair the function of the parts of the brain that regulate balance, posture and reaction time. And THC stimulates the neurons involved in the reward system that release dopamine, or the "feel-good" brain chemical, which contributes to its addictive potential.

CNN: Marijuana is thought to have some positive and medicinal benefits. How can it be used for therapeutic purposes?

Wen: Short-term, many users report pleasant feelings, including happiness and relaxation. As a result, some people use marijuana to self-treat anxiety or depression. This is not a recommended use. What often ends up happening is that the person develops tolerance, requiring more and more of the drug to get the same effect.

There are some approved medicinal uses of marijuana for very specific indications. The US Food and Drug Administration has approved THC-based medications that are prescribed in pill form for treatment of nausea in patients with cancer undergoing chemotherapy and to stimulate appetite in patients with AIDS. There are several marijuana-based medications that are undergoing clinical trials for conditions like neuropathic pain, overactive bladder and muscle stiffness.

I think it's really important for these and many more studies to continue. Researchers should continue to look not just at marijuana itself but its specific chemical components, since botanicals in their natural form can contain hundreds of active chemicals and obtaining the correct dosages may be challenging. In the meantime, users should use caution in evaluating supposed medicinal claims and clearly understand the risks of cannabis use.

CNN: What are the risks of marijuana use, and who may be particularly vulnerable to them?

Wen: The main concern about marijuana use is its impact on the developing brain. As the US Centers for Disease Control and Prevention [states on its website](#), "Marijuana affects brain development. Developing brains, such as those in babies, children, and teenagers, are particularly susceptible to the harmful effects of marijuana and tetrahydrocannabinol."

[Numerous studies](#) have linked marijuana use in women during pregnancy to a variety of cognitive and behavioral problems in their children. The CDC even warns against secondhand marijuana smoke exposure, and it also encourages breastfeeding individuals to avoid marijuana use.

Marijuana affects young people throughout adolescence and young adulthood. [Much research](#) has shown how marijuana use in childhood impacts memory, attention, learning and motivation. Regular cannabis use in adolescence is associated with higher likelihood of [not completing high school](#) and even [lower IQ](#) later in life. The negative impacts persist beyond the teen years. Some [studies of university students](#) have found that the regularity of marijuana use is correlated with lower grade point average in college.

I want to emphasize here that there is still a lot that we don't know about the effects of marijuana, in particular long-term consequences. A [recent study](#)

found that in adults, daily use of regular marijuana can increase the risk of coronary artery disease by as much as one-third. That's the point, though; all the unknowns are exactly why I and many other clinicians and scientists urge caution.

To be clear, there are many reasons to support policy changes of decriminalizing marijuana, including to rectify the decades-long injustices of disproportionately incarcerating minority individuals for marijuana possession. However, supporting decriminalization should not be equated with believing that marijuana is totally safe. It's not. Marijuana has the potential to cause real and lasting harm, especially to young people.

CNN: Could someone become addicted to marijuana?

Wen: Yes. There is a condition known as marijuana use disorder. Signs of this disorder include trying but failing to quit using marijuana;, continuing to use it even though it is causing problems at home, school or work;, and using marijuana in high-risk situations, including while driving. Some individuals, especially those who use large amounts, experience withdrawal symptoms when they try to stop.

As many as 3 in 10 people who use marijuana have marijuana use disorder, [according to the CDC](#). The risk of developing marijuana use disorder is greater among those who use it more frequently and for those who started earlier in life.

CNN: Some people say that marijuana is no big deal, especially in comparison with other substances like alcohol and opioids. Would you agree that cannabis use is at least better than using those substances?

Wen: I wouldn't frame it that way. It is true that marijuana doesn't cause liver damage the way that high amounts of alcohol does, and it doesn't have the

lethality of opioids. If an adult is using marijuana once in a while, and not while driving, it's probably not going to have lasting consequences.

However, there are harms associated with more frequent use of marijuana and in particular its use in children. In my opinion, the legalization movement has shifted the conversation so much towards acceptance of cannabis that we are neglecting the fact that it is a drug and, I believe, should be regulated just like alcohol, tobacco and opioids.

Is it time for another Covid-19 vaccine booster? It's the question many people are asking their doctors, given what happened last week — [the US Food and Drug Administration](#) amended their authorization to allow for a second bivalent booster for certain individuals most vulnerable to severe outcomes from Covid-19. The US Centers for Disease Control and Prevention subsequently [signed off on the FDA's update](#) and added additional clinical considerations to guide healthcare providers and patients.

Kathleen Thut

From: Jody Hensley [REDACTED]
Sent: Tuesday, June 6, 2023 6:56 PM
To: Marlene McCollem
Subject: Cannabis-Related Hospitalizations Drive Up Costs And Stays In Massachusetts Hospitals, Study Finds - Benzinga

Hello Marlene —

Another link to cannabis caused economic problems.

Thanks for sharing appropriately.

Jody Hensley
[REDACTED]

Begin forwarded message:

Subject: Cannabis-Related Hospitalizations Drive Up Costs And Stays In Massachusetts Hospitals, Study Finds - Benzinga

<https://www.benzinga.com/markets/cannabis/23/06/32747848/cannabis-related-hospitalizations-drive-up-costs-and-stays-in-massachusetts-hospitals-study-find>

Cannabis-Related Hospitalizations Drive Up Costs And Stays In Massachusetts Hospitals, Study Finds

[Joana Scope](#) June 6, 2023 5:52 PM

A recent study conducted at **Tufts Medical Center** revealed that hospitalizations linked to regular cannabis use may be driving up costs and stays for hospitals in [Massachusetts](#).

The research, published in May, focused on an extremely rare condition known as **cannabinoid hyperemesis syndrome (CHS)**, which causes recurrent [episodes of vomiting](#) in individuals who are regular and long-term cannabis consumers.

About The Study

Following the legalization of recreational marijuana in 2016, the study found an increase in CHS-related hospitalizations and the cost of caring for these patients at Tufts Medical Center, [reported](#) Boston Business Journal.

By analyzing admissions between 2012 and 2021, researchers selected patients who had a diagnosis of cannabis abuse or dependence and were admitted to the hospital due to vomiting.

According to the researchers, out of approximately 10,000 patients diagnosed with cannabis use or dependence, around 500 were hospitalized with vomiting. However, the study's analysis concentrated on a subset of 72 patients to ensure that their vomiting was attributed to CHS rather than another cause.

Findings: Patient demographics remained similar before and after legalization, but **there was an increase in hospital resource utilization after legalization, including longer stays and a greater need for antiemetics.**

Furthermore, **post-legalization admissions were independently associated with extended hospital stays**, as confirmed by multivariate linear regression.

The study [also revealed](#) a **substantial increase in the mean cost of hospitalization for CHS post-legalization**, even after adjusting for medical inflation.

- Expenses related to intravenous fluid administration and endoscopy were among the contributing factors to the higher costs.
- Hospitalization for putative CHS during the post-legalization period was a significant predictor of increased costs.

These findings emphasize the need to consider the impact of [cannabis legalization](#) on hospitalizations, costs, and length of stay for CHS-related cases.

Addressing **the recognition and costs of cannabis-related conditions is crucial** for future clinical practice strategies and health policies as cannabis use continues to rise.

Related News

[*Cannabis Hyperemesis Syndrome Patient With Recurrent Nephrolithiasis: A Case Study*](#)

[*Diabetic Woman's Nausea & Vomiting Linked To Rare Cannabinoid Hyperemesis Syndrome, Cautionary Tale*](#)

[*Can Genetic Tests Help Diagnose Cannabinoid Hyperemesis Syndrome?*](#)

Image Credits: Kindel Media By Pexels And Marcio Jose Bastos Silva By Shutterstock


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From: [Jody Hensley](#)
To: [Marlene McCollem](#)
Subject: Association between cannabis use disorder and schizophrenia stronger in young males than in females | Psychological Medicine | Cambridge Core
Date: Wednesday, June 7, 2023 11:03:29 AM

Another link that was sent to my inbox this morning. I've been seeing a lot of news about these recently published research findings on the current link between cannabis use disorder and the onset of schizophrenia in young men with vulnerability to the disease.

This is alarming as a third of cannabis users meet the definition of cannabis use disorder.

Thank you for sharing appropriately, Administrator McCollum.

Respectfully,
Jody Hensley


...new study featured in [Psychological Medicine](#). Researchers found **strong evidence of an association between cannabis use disorder and schizophrenia**. The study estimated that **as many as 30% of cases of schizophrenia among men aged 21-30 might have been prevented by averting cannabis use disorder**. There lies a link between serious mental health hurdles and cannabis use. Read the National Institutes of Health summary of the study [HERE](#).

<https://www.cambridge.org/core/journals/psychological-medicine/article/association-between-cannabis-use-disorder-and-schizophrenia-stronger-in-young-males-than-in-females/E1F8F0E09C6541CB8529A326C3641A68>

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Kathleen Thut

From: Jody Hensley [REDACTED]
Sent: Wednesday, June 7, 2023 11:17 AM
To: Marlene McCollem
Subject: Quick Facts on Marijuana Legalization
Attachments: Quick-Facts-copy-v4.pdf; ATT00001.htm

Hello Administrator McCollum,

At this link please find "Quick Facts on Marijuana Legalization".

All data is footnoted with valid high-quality information sources.

Massachusetts has data showing youth use and heavy use of higher potency marijuana products is more frequent in municipalities with marijuana established than in those without. I'll send that analysis along to you as well.

There is important community health **value** attached to the policy of having no marijuana establishments in Bourne. All the down stream impacts of marijuana, social and environmental, have associated down stream costs, mostly in health care but also in personal and family impacts. The people of Bourne have voted consistently that they want no part in this industry. Some money is not worth taking.

Thank you for sharing appropriately.

Best regards,
Jody Hensley
[REDACTED]

<https://learnaboutsam.org/wp-content/uploads/2021/06/Quick-Facts-copy-v4.pdf>

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

QUICK FACTS ON MARIJUANA LEGALIZATION

MORE NEW AND DAILY USERS

While first time use of almost every other substance is trending downward, In 2019 there were 9,529 new marijuana users each day; roughly 1,200 more than there were in 2018.¹

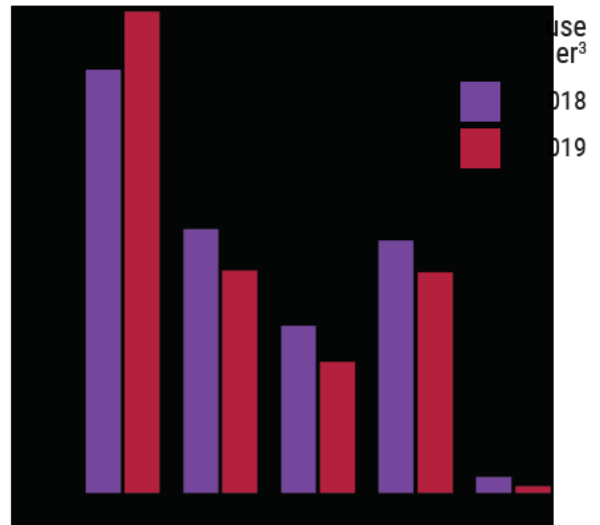
Not only are new users increasing, but daily use is increasing.²

6,200,000

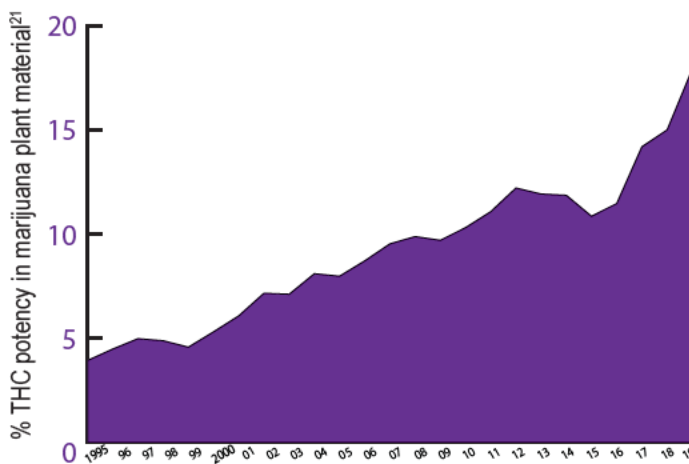
daily users in 2009

13,800,000

daily users in 2019



INCREASING THC POTENCY



THC potency in plant material has increased from 1–3% THC in the 1970s⁴ to 18-23% today while increasingly popular THC concentrate potency can reach 90-95%.⁵

“Concentrates are as close to the cannabis plant as strawberries are to frosted strawberry Pop Tarts.”²⁰



THC candy, shatter, and crumble



ILLICIT MARKET

Legalization has led to greater black-market activity than ever before.⁸ The illicit market cannot be regulated away; it **hinders** existing law enforcement efforts to curtail illicit drug trafficking.



CRIMINAL JUSTICE

Even though Black and white people use marijuana at similar rates, a Black person is almost **four times** as likely to be arrested for marijuana possession than a white person.⁶



BUDGETARY IMPACTS

Funds generated from marijuana tax revenue are not enough to fix budget shortfalls. In Colorado, for every \$1 of tax revenue, the state spends \$4.50 counteracting legalization's effects.⁷



DRUGGED DRIVING

Marijuana is now involved in more than one of every four road deaths in Colorado.¹⁰ A 2020 study found that nationwide legalization would be associated with 6,800 excess roadway deaths annually.¹¹

Contrary to popular belief, marijuana is a harmful drug. There are over 20,000 peer-reviewed research articles linking marijuana use to severe mental health outcomes, as well as consequences for physical health.⁹

**EXPERTS:
MARIJUANA IS
ADDICTIVE AND
HARMFUL**

American Medical Association¹², World Health Organization (2016), National Academy of Sciences (2017), National Institutes of Health¹³, American Society for Addiction Health¹⁴, American Academy of Pediatrics¹⁵, American Academy of Child Adolescent Psychiatry¹⁶, United Nations Drug Control Programme¹⁷, Center for Substance Abuse Prevention¹⁸, and Marijuana Anonymous¹⁹.



Endnotes

- 1 Substance Abuse and Mental Health Services Administration. (2019). Results from the 2018 National Survey on Drug Use and Health: Detailed tables. Rockville, MD: Center for Behavioral Health Statistics and Quality, Substance Abuse and Mental Health Services Administration. Retrieved from <https://www.samhsa.gov/data/>
- 2 Substance Abuse and Mental Health Services Administration. (2019). Results from the 2018 National Survey on Drug Use and Health: Detailed tables. Rockville, MD: Center for Behavioral Health Statistics and Quality, Substance Abuse and Mental Health Services Administration. Retrieved from <https://www.samhsa.gov/data/>
- 3 Substance Abuse and Mental Health Services Administration. (2019). Results from the 2018 National Survey on Drug Use and Health: Detailed tables. Rockville, MD: Center for Behavioral Health Statistics and Quality, Substance Abuse and Mental Health Services Administration. Retrieved from <https://www.samhsa.gov/data/>
- 4 ElSohly, M. A., Ross, S. A., Mehmedic, Z., Arafat, R., Yi, B., & Banahan, B. F. (2000). Potency trends of delta9-THC and other cannabinoids in confiscated marijuana from 1980–1997. *Journal of Forensic Sciences*, 45(1), 24–30.
- 5 Cannabis Policy: Public Health and Safety Issues and Recommendations. Caucus on International Narcotics Control, United States Senate, March 3, 2021, Washington, D.C. Report, <https://www.drugcaucus.senate.gov/sites/default/files/02%20March%202021%20-%20Cannabis%20Policy%20Report%20-%20Final.pdf>.
- 6 American Civil Liberties Union. (2020, April 20). A Tale of Two Countries: Racially Targeted Arrests in the Era of Marijuana Reform (Rep.). Retrieved April 9, 2021, from <https://www.aclu.org/report/tale-two-countries-racially-targeted-arrests-era-marijuana-reform>.
- 7 Economic and Social Costs of Legalized Marijuana [Study]. (2018, November 15). In Centennial Institute. Retrieved February 1, 2019, from <http://www.ccu.edu/centennial/policy-briefs/marijuana-costs/>.
- 8 Fuller, T. (2019, April 27). Getting Worse, Not Better': Illegal Pot Market Booming in California Despite Legalization. *New York Times*. Retrieved April 5, 2021.
- 9 Smart Approaches to Marijuana (SAM). (2020). Lessons Learned from State Marijuana Legalization. Retrieved March 25, 2021, from <https://learnaboutsam.org/wp-content/uploads/2020/12/2020-Impact-Report1.pdf>.
- 10 Rocky Mountain High Intensity Drug Trafficking Area. (2019). The legalization of marijuana in Colorado: The impact. <https://rmhidta.org/files/D2DF/FINAL-Volume6.pdf>.
- 11 Kamer, R. S., Warshafsky, S., & Kamer, G. C. (2020). Change in traffic fatality rates in the first 4 states to legalize recreational marijuana. *JAMA Internal Medicine*, 180(8), 1119. doi:10.1001/jamainternmed.2020.1769.
- 12 Report 2 of the Council on Science and Public Health (I-13), A Contemporary View of National Drug Control Policy. (2013). American Medical Association. Retrieved from <https://www.ama-assn.org/sites/default/files/media-browser/public/about-ama/councils/Council%20Reports/council-on-science-public-health/i13csaph2-summary-only.pdf>. and Bailey, S. (2021, April 09). Questions still surround cannabis use and public health. Retrieved April 9, 2021, from <https://www.ama-assn.org/about/leadership/questions-still-surround-cannabis-use-and-public-health>
- 13 National Institutes of Health. (n.d.). Cannabis (marijuana) and cannabinoids: What you need to know. Retrieved May 04, 2021, from <https://www.nccih.nih.gov/health/cannabis-marijuana-and-cannabinoids-what-you-need-to-know>
- 14 Public Health Organizations' Position on Medical Marijuana. [Web post, Smart Approaches to Marijuana]. (2016) Retrieved from <https://learnaboutsam.org/the-issues/public-health-organizations-positions-on-medical-marijuana/>.
- 15 Public Health Organizations' Position on Medical Marijuana. [Web post, Smart Approaches to Marijuana]. (2016) Retrieved from <https://learnaboutsam.org/the-issues/public-health-organizations-positions-on-medical-marijuana/>.
- 16 Ibid.
- 17 UN commission reclassifies CANNABIS, yet still considered Harmful | UN NEWS. (n.d.). Retrieved May 04, 2021, from <https://news.un.org/en/story/2020/12/1079132>
- 18 Know the risks of marijuana. (n.d.). Retrieved May 04, 2021, from <https://www.samhsa.gov/marijuana>
- 19 A doctor's opinion about marijuana addiction about marijuana addiction. (2020, November 03). Retrieved May 04, 2021, from <https://marijuana-anonymous.org/literature/life-with-hope/life-with-hope-book/about-marijuana-addiction/>
- 20 Jewell-Stern, F., & Luter, E. (2021, February 12). High-potency THC products are a problem we must address. Retrieved March 26, 2021, from <https://coloradonewslines.com/2021/02/12/high-potency-thc-products-are-a-problem-we-must-address/>
- 21 National Institute on Drug Abuse. (2021, April 02). Marijuana potency. Retrieved May 07, 2021, from <https://www.drugabuse.gov/drug-topics/marijuana/marijuana-potency>. and Cannabis Policy: Public Health and Safety Issues and Recommendations. Caucus on International Narcotics Control, United States Senate, March 3, 2021, Washington, D.C. Report, <https://www.drugcaucus.senate.gov/sites/default/files/02%20March%202021%20-%20Cannabis%20Policy%20Report%20-%20Final.pdf>.
- 22 Substance Abuse and Mental Health Services Administration. (2019). Results from the 2018 National Survey on Drug Use and Health: Detailed tables. Rockville, MD: Center for Behavioral Health Statistics and Quality, Substance Abuse and Mental Health Services Administration. Retrieved from <https://www.samhsa.gov/data/>

From: [Jody Hensley](#)
To: [Marlene McCollem](#)
Cc: [Hensley \(Sinner\) Jody](#)
Subject: Marijuana Ban supporters still active, bad news in cannabis industry
Date: Tuesday, June 6, 2023 12:33:23 PM

Hello Marlene,

I continue to follow the marijuana issue in Bourne. As a residential taxpayer, I remain concerned about the impact that commercial marijuana would have on the image, value, and quality of life there, as well as on community health. We chose to invest in a vacation home in Bourne largely because it was a NO Vote on the statewide 2016 Marijuana Ballot question, and because the people of Bourne voted to Opt Out on commercial marijuana in 2018 and 2019. The ban was upheld by the SJC in 2021. A now the people of Bourne voted again to uphold the ban in May of 2023.


It is distressing that one person with direct financial connections to the cannabis industry can continually garner support from local boards for a drug policy - promoting commercial marijuana - that the people of Bourne have rejected 4 times.

I've been working on this issue from the perspective of substance use prevention and community health since 2011. Now many of the predictions made at the start of the pot commercialization campaigns are coming to reality.

I don't see the Bourne Boards acknowledging the concerning downside news in the commercial marijuana market. I wonder if you might share that news if I send it along to you?

I'd welcome any advice that you have.

Thank you, Administrator McCollem

Jody Hensley


For example:

[Cannabis Company Trulieve Shuttering Massachusetts Operations By The End Of The Year](#)
Cannabis Company Trulieve Shuttering Massachusetts Operations

Dispensaries in Framingham, Worcester and Northampton will close in June while a Holyoke cultivation facility will close by the end of 2023.

Posted Thu, Jun 1, 2023 at 2:24 pm ET

Trulieve is a major player in the global cannabis industry, but officials said the moves served as "additional measures to preserve cash and improve financial performance."

FRAMINGHAM, MA — Trulieve, one of the largest cannabis companies in the world, will shutter all Massachusetts operations by the end of 2023.

Worse news for employees and frequent patrons of Trulieve's three cannabis dispensaries: **the Framingham, Northampton and Worcester dispensaries will close on June 30.**

A Holyoke cultivation center will close by the end of the year, company officials said in a news release this week.

"Since mid-2022, Trulieve has undertaken **proactive steps to rationalize cash and margin dilutive assets** and streamline operations while reallocating resources toward attractive markets with long-term growth potential," officials said.

The Sovereign Wealth Fund Institute lists Trulieve as the 11th most valuable cannabis company based on total assets in the world, and the 10th most valuable when looking only at North America.

Still, since 2022, the company has closed California retail assets in Palm Springs and Venice while exiting the Nevada wholesale market entirely.

In addition to the Massachusetts closures announced this week, Trulieve will also close its Grover Beach, California, dispensary.

"These difficult but necessary measures are part of ongoing efforts to bolster business resilience and our commitment to cash preservation as we continue to focus on our business strategy of going deep in our core markets and jettisoning non-contributive assets," said Chief Executive Officer, Kim Rivers.

"We remain fully confident in our strategic position and

the long term prospects for the industry."

Though Trulieve brought jobs and purchasing options to the Massachusetts cannabis market, the company's time in **Massachusetts wasn't without turmoil.**

Lorna McMurrey, a worker at the Holyoke facility died in January 2022 after inhaling marijuana dust while making pre-rolled joints, according to a report released by the Occupational Safety and Health Administration.

According to OSHA's report, the incident happened on Jan. 7 around 11 p.m. The report said an employee was grinding cannabis flowers and packaging them into pre-rolled joints. While the report did not mention additional details, it said, **"The employee could not breathe and was killed due to the hazards of ground cannabis dust."**

Trulieve was cited for three "serious" violations and fined more than \$35,000 by OSHA, according to the report.

Read more: MA Cannabis Worker Dies After Inhaling Marijuana Dust

[MA Cannabis Worker Dies After Inhaling Marijuana Dust](#)

MA Cannabis Worker Dies After Inhaling Marijuana Dust

Reports say the death of 27-year-old Lorna McMurrey at a processing facility in Holyoke.

Updated Tue, Oct 4, 2022 at 3:19 pm ET

A worker at a legal cannabis cultivation facility in Massachusetts died in January after inhaling marijuana dust while making pre-rolled joints, according to an OSHA report.

HOLYOKE, MA — A worker at a legal cannabis cultivation facility in Massachusetts died in January after inhaling marijuana dust while making pre-rolled joints, according to a report released by the Occupational Safety and Health Administration.

The death happened at Trulieve in Holyoke, according to the OSHA report. The Florida-based company has more than 180 dispensaries in several states including Massachusetts, the company's website says.

Holyoke is located about eight miles north of Springfield. The Trulieve employee's death was first reported last week by the podcast The Young Jurks.

According to OSHA's report, the incident happened on Jan. 7 around 11 p.m. The report said an employee was grinding cannabis flowers and packaging them into pre-rolled joints. While the report did not mention additional details, it said, **"The employee could not breathe and was killed due to the hazards of ground cannabis dust."**

OSHA did not identify the employee; however, Trulieve and other media identified her as 27-year-old Lorna McMurrey, according to a Forbes report.

"Our hearts go out to Ms. McMurrey's family, friends, and colleagues as the circumstances around her passing have recently resurfaced, resulting in their having to reexperience their loss," Trulieve said in a statement obtained by Forbes. "We cherish and value all of the 9,000 employees who make Trulieve a family and the safety of our team members is paramount to our core values."

Trulieve was cited for three "serious" violations and fined more than \$35,000 by OSHA, according to the report. McMurrey's mother, Laura Bruneau, told Commonwealth magazine she is considering filing a wrongful death lawsuit against the company.

November 2022 will mark six years since Massachusetts residents voted to legalize recreational marijuana. In 2016, Massachusetts, California, Maine, and Nevada voted to legalize recreational marijuana, joining

Colorado, Washington, Alaska, and Oregon.

Under Massachusetts law, adults older than 21 are permitted to use, grow and sell marijuana in limited quantities without legal consequences. The state began allowing licensed recreational sales in 2018.

Trulieve is licensed to grow up to 80,000 square feet of cannabis plants at its facility in Holyoke, according to a report by High Times.

Drew Weiss, an organizer at United Food and Commercial Workers, a labor union representing cannabis production facilities, said workers in the industry face a variety of workplace hazards, High Times reported.

"You're doing farm work in a factory, so you have the health hazards associated with both farm and factory settings," Weiss said.

Still, McMurrey's death is likely the first of its kind on record, according to Forbes, which cited Sam Marvin, another organizer with United Food and Commercial Workers. Trulieve's facility in Holyoke is non-union.

"With any new industry, **there's a lot of safety issues going on,**" Marvin told Forbes. **"In cannabis, there's mold [hazards], there's issues around ergonomics and the physical aspect of it,** there's lighting... and making sure workers have the proper eye protection."

While **death due to cannabis toxicity** is rare, dust from **many parts of the marijuana plant (leaves, buds, pollen, and smoke)** are associated with some allergic reactions, according to a study by the Washington State Department of Labor and Industries. **The development of work-related asthma has also been reported in cannabis laboratory workers.**

According to a National Institutes of Health study, **modern-day processing plants often produce significant quantities of respirable dust that's "highly contaminated with endotoxin and microorganisms."** As a result, **the dust has the potential to cause a range**

of health problems, the study said.

In a statement, Trulieve officials said personal protective equipment was available to employees, and OSHA "tested the air quality throughout the facility and the samples were all well below the acceptable range."

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From: [Marlene McCollem](#)
To: [Kathleen Thut](#)
Subject: FW: Plummeting prices destabilize Mass. marijuana market - Commonwealth Magazine
Date: Friday, June 9, 2023 3:08:51 PM

From: Jody Hensley [mailto: [REDACTED]]
Sent: Thursday, June 8, 2023 4:11 PM
To: Marlene McCollem <mmccollem@townofbourne.com>
Subject: Plummeting prices destabilize Mass. marijuana market - Commonwealth Magazine

Dear Administrator McCollem,

I offer this information to share appropriately with local decision makers.

Respectfully yours,
Jody Hensley
[REDACTED]

<https://commonwealthmagazine.org/marijuana/plummeting-prices-destabilize-mass-marijuana-market/>

[MARIJUANA](#)

Plummeting prices destabilize Mass. marijuana market

Some industry officials call for a moratorium on licensing new operators

 [SHIRA SCHOENBERG](#) Jan 11, 2023

SHARE **ON A RECENT DAY**, a Brockton customer looking for some marijuana could have bought one-eighth of an ounce of LA Kush Cake flower for just \$20 at Commonwealth Alternative Care. Nearby, Legal Greens was advertising one-eighth of an ounce of Jet Fuel flower for \$25, according to the marijuana marketing website Leafly.

The prices are way down from the \$50 or \$60 that a decent strain of marijuana was going for just two years ago. That's good news for consumers tired of paying some of the highest prices for marijuana in the nation, but it's bad news for the state's legal marijuana industry. Just four years after cannabis shops opened, the price decline is destabilizing the industry and threatening to force companies out of business. Policy makers are being urged to consider radical action, including placing a moratorium on the granting of new cultivation

licenses.

“Everyone thinks cannabis is the greatest thing and they don’t understand the economics,” said cannabis consultant David Rabinovitz, who is predicting mass business closures over the next two years. “When things tighten up, competitors come into the market. All of a sudden [businesses] have to operate on a realistic revenue level, and a lot of businesses aren’t prepared for that. They didn’t plan for it, they didn’t design their business that way.”

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From: [Mary Jane Mastrangelo](#)
To: [Marlene McCollem](#); [Anne-Marie Siroonian](#); [Elizabeth Hartsgrove](#)
Subject: Fwd: [bournema] Request to reactivate and expand charge of CAC (Sent by Robert Dwyer, [REDACTED])
Date: Wednesday, June 7, 2023 9:59:53 PM
Attachments: [sharpcapecodcanalchamber.org_20230607_135837.pdf](#)

This contact was addressed to All Select Board, should be responded to by Clerk as received and included in the next packet. Not sure of the deadline in our current policy and whether it should be in 6/13 or the next meeting.

Thx,

MJ

Sent from my iPhone

Begin forwarded message:

From: Contact form at bournema <cmsmailer@civicplus.com>
Date: June 7, 2023 at 7:58:28 PM EDT
To: All Select Board <Selectmen@townofbourne.com>
Subject: [bournema] Request to reactivate and expand charge of CAC (Sent by Robert Dwyer, [REDACTED])
Reply-To: [REDACTED]

Hello Select Board,

Robert Dwyer ([REDACTED]) has sent you a message via your contact form (<https://www.townofbourne.com/users/all-selectmen/contact>) at bournema.

If you don't want to receive such e-mails, you can change your settings at <https://www.townofbourne.com/user/396/edit>.

Message:

This message is sent on behalf of Marie Oliva, President & CEO of the Cape Cod Canal Region Chamber of Commerce:

Dear Chair Mastrangelo and members of the Select Board:

I have attached a letter requesting that the Select Board reactivate and expand the charge of the Cable Advisory Committee to respond to the acute needs, and imminent opportunities, to bring modern fiber optic-based broadband and telecommunications to Bourne residents.

I request that you include this request as an Agenda Item for discussion by the

Select Board in the near future, as federal funding opportunities are about to open.

Please feel free to contact me if you have any questions.

Kind regards,

Marie Oliva

June 7, 2023

Select Board, Town of Bourne
Ms. Mary Jane Mastrangelo (Chair)
Mr. Peter Meier
Mr. Jared MacDonald
Ms. Melissa Ferretti
Ms. Anne Marie Siroonian

Subject: Request to reactivate and expand the charge of the Cable Advisory Committee

Dear Bourne Select Board:

The Town of Bourne has long recognized the importance of quality cable TV service and reliable internet access for its residents and businesses. The Cable Advisory Committee, which was initially established to negotiate the franchise agreement with cable TV provider(s), became inactive after the recent franchise agreement with Comcast was signed. This has left the town with limited oversight and advocacy for the improvement of the TV services.

Meanwhile, in addition to ongoing challenges with cable TV service, parts of the town still experience unreliable internet connectivity. In today's increasingly digital world, it is more critical than ever that we provide dependable and high-speed broadband access for everyone in our community. The segments of the population that are unserved or underserved by broadband access will soon be identified by the Cape Cod Commission's Digital Equity planning study.

Furthermore, there are currently federal grant opportunities available for towns like Bourne to invest in broadband infrastructure, such as fiber-optic networks. These funds present a significant opportunity to improve the quality and accessibility of internet services for our residents and businesses. However, the town must act quickly to take advantage of these grant opportunities, as they are time-sensitive and highly competitive.

Given the existing challenges and the urgent need to seize imminent funding opportunities, it is crucial that we reactivate the town of Bourne's Cable Advisory Committee and expand its scope to include broadband internet from both cable and fiber.

The Cable Advisory Committee should be reactivated, and renamed to reflect its expanded mission, perhaps with an updated title such as “Select Board’s Broadband, Telecommunications and Cable Advisory Committee”. This reactivated committee would advise the SB on matters in addition to its statutory duties regarding the Cable Franchise License, which is currently in place with Comcast for the next 10 years.

The Committee would advise the SB on a long-term strategy for meeting the needs of Bourne residents and businesses, as fiber optic and wireless 5G broadband opportunities expand on Cape Cod and in SE Massachusetts. More urgently, the committee would advise the SB on the rapidly evolving grant-funded options to provide and fund fiber optic connectivity for Bourne residents, including segments of the Town population likely to be identified by the upcoming Cape Cod Commission planning study as having statutory Digital Equity needs.

Specific tasks could include:

- Providing the SB and residents with information on immediate funding opportunities to install and operate broadband services, under the federal Infrastructure Law and other funding vehicles.
- Providing the SB and residents with information on regional (e.g., the active Cape Cod Technology Council Broadband Committee), cross-Town, and private-sector opportunities to fund, construct and operate fiber optic services.
- Maintaining contact with entities now building and operating town-wide fiber optic systems in other Massachusetts towns, including the new Falmouth Municipal Light Plant, identifying opportunities for interconnection, and identifying Best Practices to be evaluated for possible adoption in Bourne.
- Manage relationships and negotiate contracts with the town’s telecommunications providers such as Verizon, Open Cape, Comcast and other middle mile providers (for execution by the Select Board, which is the same authority given to the CAC with the cable franchise).
- Identifying the best options for participation by the Town of Bourne in building and operating broadband services to residents and businesses, such as:
 - Town nominal ownership, with full contracting (design, build, operate, ...) to outside parties.
 - Establishment of an independent authority under the Municipal Light Plant statute
 - Establishment of Municipally operated network
 - Request that MLPs or systems in abutting towns expand their services to Bourne
 - Identify private contractors willing to partner to pursue public-private grant opportunities.
- Advising the SB, Planning Department and Board, etc. as wireless 5G providers seek approvals to locate multiple 5G antennas in church steeples, water towers, and multiple local sites. (High-speed 5G wireless service requires many antennas, with line-of-site to customers. These siting requests have generated

controversy in some municipalities.)

- Advising the SB on use of expanded broadband services to replace or supplement in-person Town services (at Town Hall, Library, Schools) likely to be adversely impacted for several years by roadway traffic during bridge construction.
- Advising the SB, Schools, Library, Council on Ageing, etc. on Digital Literacy education programs, particularly for identified Digital Equity segments of the town population (and perhaps Unserved/Underserved Environmental Justice and Herring Pond Wampanoag residents)

Given the speed of emerging opportunities for funding and partnerships, the reactivated committee would need to meet weekly or biweekly. This could be at a set time each week, on Zoom. Draft Minutes could be generated by an AI App from the Zoom recording and posted quickly on the Town website.

Examples of towns that have expanded the scope of the Cable Committee to the internet.

Shelburne

<https://www.townofshelburne.com/g/53/Technology--Cable-Advisory-Committee>

Truro

<https://www.truro-ma.gov/cable-and-internet-advisory-committee>

Wellfleet (direct communication with Wellfleet's fiber subcommittee informed us of Town activities)

We look forward to the Select Board acting on this request at your earliest opportunity. We are available to discuss this request in person as a Select Board agenda item.

Sincerely,



Marie Oliva
President & CEO

Fiber Optic Committee Members

TALENT BANK FORM

ACT NOW- SERVE YOUR COMMUNITY

Town government needs citizens who are willing to give time in the service of their community. The Talent Bank was adopted by the Selectmen, Moderator and Town Administrator as a means of compiling names of interested citizens to serve on a voluntary basis, on boards and committees and working groups. This file is available for use by the public as well as the Moderator, Selectmen and Town Administrator. Talent bank forms are being updated to include categories consistent with the changing needs of the Town. Please fill out this page and return it to:

TOWN GOVERNMENT TALENT BANK
c/o Town Administrator,
24 Perry Avenue
Buzzards Bay, MA 02532

NAME: Joseph M. Soares Jr. DATE: June 5, 2023

OCCUPATION: Retired

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

Conservation Commission - Associate Member

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

Preservation of environment.

Kathleen Thut

From: Kelly, Emily D NFG NG MAARNG (USA) <emily.d.kelly2.nfg@army.mil>
Sent: Monday, June 5, 2023 10:50 AM
Subject: Joint Base Cape Cod June Public Meetings
Attachments: june calendar 2023.pdf

Good morning,

Below and attached is the public meeting calendar for Joint Base Cape Cod for June 2023.

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



Environmental Management Commission

The Environmental Management Commission (EMC) will meet on Thursday, June 15, at 9:30 a.m. at Building 1805, West Outer Road, Camp Edwards on Joint Base Cape Cod in Bourne, MA.

The EMC ensures the protection of the drinking water supply and wildlife habitat on the northern 15,000 acres of Camp Edwards, also known as the Upper Cape Water Supply Reserve. The Reserve is protected through the oversight and monitoring of military and other activities taking place there.

For further information please contact Leonard Pinaud, EMC Environmental Officer, at 508-946-2871. Information about the EMC is available at: <https://www.mass.gov/info-details/environmental-management-commission-emc>

Joint Base Cape Cod Military Civilian Community Council

The Joint Base Cape Cod Military-Civilian Community Council (MCCC) meeting is scheduled for Wednesday, June 7, at 5:30 p.m. at the Welcome Center, Building 1805, West Outer Road, Camp Edwards, MA. The meeting will also be held virtually via Microsoft Teams Video Conferencing.

The MCCC is an advisory board formed to provide interaction between community representatives and base officials for timely and consistent notification regarding military mission projects, policies, and activities of mutual interest.

For more information or if you would like to attend the meeting via Microsoft Teams, please contact Paul Rendon at 774-327-0643 or paul.e.rendon2.nfg@army.mil.

Joint Base Cape Cod Access

The Environmental Management Commission and Military Civilian Community Council meetings are open to the public. Entry to Joint Base Cape Cod is through the Main Gate in Bourne only. Meeting attendees will be asked to show valid ID at the security gate and may be asked the name and location of the meeting, for example:

“Environmental Management Commission meeting at Building 1805.”

Best regards,

Emily Derbyshire Kelly
Program Coordinator
MANG Environmental & Readiness Center
3468 Beaman Street
Camp Edwards, MA 02542
339-202-9341

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