

# Board of Selectmen Meeting Notice AGENDA



Date

July 24, 2018

Time

6:00 P.M.

Location

Bourne Veterans' Memorial  
Community Center  
239 Main Street, Buzzards Bay

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

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

### 6:00 P.M. Call public session to order in Open Session

- a. Motion to enter into Executive Session for the purpose of reviewing prior Executive Session Minutes of: 4/3/18; 5/10/18; 5/22/18. The Chair has declared that an open meeting may have a detrimental effect on the position of the public body. To discuss strategy with respect to potential litigation regarding the Buzzards Bay Park. The Chair has declared that an open meeting may have a detrimental effect on the litigation position of the Town. To conduct a strategy session in preparation for contract negotiations with nonunion personnel relating to request by two Members of the Board of Health for execution by the Town Administrator of a contract for Special Counsel. Strategy session in preparation for contract negotiations relating to the Host Community Agreement with the Haven Center. The Chair has declared that an open meeting will have a detrimental effect on the negotiation position of the Town.

Roll call Vote to convene in Executive Session for the purpose stated. The Board will reconvene in open session following the Executive Session at approximately 7 P.M.  
Roll call Vote to reconvene in open session.

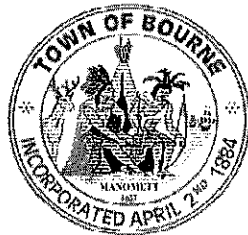
Moment of Silence for our Troops and our public safety personnel

1. Salute to the Flag
2. Public Comment on Non-Agenda Items
3. Approval of minutes: 06.19.18; 7.10.18; 7.17.18
4. Correspondence
5. Abandon Housing Initiative – Health Agent Terri Guarino
6. Police Building Committee Report – Charles Noyes
7. Cannabis Working Group Update – Dominique Rapoza

2018 JUL 20 PM 3:22  
TOWN CLERK BOURNE

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8. Licenses/Appointments
  - a. Selectmen Committee Appointments – Capital Outlay Committee
  - b. Appointment of Robert Schofield to the ISWM Business Model Working Group
  - c. One Day Beer License and Entertainment License for 8.18.18 – Friends of Bourne Rail Trail Inc., Aptuxet Trading Post
9. Bond Authorization and Vote on DPW Basin Vac Truck and Police Cruisers
10. Selectmen's Business
  - a. 3<sup>rd</sup> Reading OPEB Policy
11. Selectmen's Reports
  - a. Events of the last week
  - b. Events planning to attend
12. Town Administrator Report
13. Future Agenda
  - a. Massachusetts Maritime Academy to give formal update to the Board of Selectmen meeting and to answer questions
  - b. Stop and Shop Rotary and Clay Pond Road update
  - c. Sale of town property policy
  - d. Barlow's Landing Beach Discussion
14. Adjourn



Selectmen's Correspondence  
July 24, 2018

- A. Letter from Joan Eccleston regarding 2 more safety issues at Barlows Landing Beach that need to be addressed
- B. Upper Cape Cod Regional Technical School District Committee minutes of 06.21.2018
- C. Letter from FEMA regarding Confirmation of Community Assistance visit scheduled for August 14 – 16, 2018
- D. Letter from DEP regarding Permit Approval – Authorization to construct – Large Landfill Expansion – Phase 6 Lined Landfill
- E. Letter from Attorney General's Office regarding Open Meeting Law Complaint
- F. Letter from Lowell Joerg with a postcard dedicating the Bourne Town Hall on 07.23.1914
- G. Bruce McNamee recently resigned from the Bourne Bylaw Committee serving as an At Large member with term to expire on June 30, 2019
- H. Richard Silvestro submitted his letter of resignation from the Bourne Police Department effective August 3, 2018
- I. Letter from Governor Baker regarding FFY18 – 604b Water Quality Assessment and Planning Grant
- J. Letter from the National Register regarding the nomination for the Cataumet School

Peter Meier  
Chair, Board of Selectmen  
Town of Bourne  
7/11/18

BOB  
Tim Mullen  
done  
A

Dear Mr. Meier:

I appreciate that currently you have far more significant things to deal with than Barlow's Landing Beach. However, to wrap up that source of friction and ill-feeling between the town and the Pocasset Village Association, two more SAFETY ISSUES at this beach need to be addressed.

First, the streetlight needs to be returned, along with the sign which limits the hours of beach use. This prevents late night parties by young people, and gives those who live adjacent to the beach security.

Secondly, the swim float needs to be returned, and I understand that there is concern that it is too shallow to be safe where it is. About 6 or 7 years ago, when the town decided not to employ a lifeguard at the beach, the float was removed out of concern for safety. What happened is that the older kids then began jumping off the boat dock, and at high tide, off the pier. This unsafe practice led to the return of the swim float, only it was anchored about ten feet closer to shore than it had been, leading to a low tide level of about four feet instead of the previous five feet.

It's been that way for several years now, and my check with the local and the headquarters of the fire department confirms that there is no recollection of an emergency down at the beach because of this float. Over this past winter, the winter mooring broke loose, and over the holiday weekend, Pocasset Village Association members found the anchor and attached it to a floating cushion. If the town is now, several years after the fact, concerned about the depth of water at low tide where the float is currently located, then they need to move the anchor ten feet further west, where it used to be. Unlike the Hen's Cove float, our float is used just as much by adults as by children. Without the float, kids have once again started to swim and dive off the boat dock, which is why the float needs to be returned now, ASAP.

Finally, I would like to comment on my desire to move past whatever bad feelings remain from the sometimes harsh exchange between a few members of the Pocasset Village Association and town officials over the past year and a half, first about the boat launchings at Barlow's Landing Beach, and more recently about the restoration of the beach after the dredging of the harbor. The resolution of the boat launching problem has been excellent, by the way. I am enclosing a copy of a list of the Pocasset Village Association's accomplishments over the past three and a half decades, as well as the narrative that discusses them. A brief glance at the list notes several instances of the PVA working with the town to bring about improvements. To use a sailing analogy, there's been a lot of wind blowing lately, and we're heeling over too much. One of us needs to let out the sails and the other needs to head downwind in a renewed partnership to get back on an even keel. There's still much we can do if we work together. Hopefully you can support this notion with the town administrator, the DPW, the Shore and Harbor Committee, and the DNR.

Joan Eccleston, M.D.



## POCASSET VILLAGE ASSOCIATION ACCOMPLISHMENTS

- Addressed pollution at Barlow's Landing beach
- Prevented development of professional building south of ballpark and tennis court next to Village Market
- Changed bylaw concerning Divided Lots
- Developed Village Business Zone bylaws
- Information bulletin board at Post Office
- Window boxes for businesses
- Purchased woods next to Graziella's and gave to Bourne Conservation Trust
- Planted bushes and trees in front of Community Building and along edge of Shore Rd. just south of Barlow's Landing Rd.
- Candidates night with Cataumet Civic Asso.
- Summer beach cookout
- Dinghy dock, with Shore and Harbor Committee
- New Culvert under Salt Marsh Lane to help drain the salt marsh, with various state agencies
- Painted trim on firehouse, with House of Correction inmates
- Extended sidewalk from mini-mall off highway to connect with sidewalk by trailer park, with pressure from DPW
- “Pocasset Village 1694” stone in front of gas station
- Oversight of Community Building
- College scholarships

## HISTORY OF THE POCASSET VILLAGE ASSOCIATION

The Pocasset Village Association was started in the early 1980s by Steve and Kim Kane as the Barlow's Landing Association, not to be confused with an earlier Barlow's Landing Association which was a social club in the 1960s. They formed it in response to our beach being closed due to pollution. Steve Kane also joined the town's Pollution Task Force, and a town-wide clean-up of harbors and storm drains eventually took place over the next several years.

Shortly after this, the association encountered some real estate problems. A local builder wanted to build professional offices in the area south of the ballfield on Barlow's Landing Road, greatly increasing traffic in this child friendly area. He also suggested storing explosives there as an alternative, but eventually under Association pressure moved to the highway for his business development.

The next problem we encountered led to a large boost in membership and a change in our name from the Barlow's Landing Association to the Pocasset Village Association. Larry Dubois, who owned Larry's Market (now the Country Market) and Graziella's, purchased the house with the woods just west of Graziella's, and had plans to tear down the woods and the house to build a mini-mall. We learned of this when town meeting voted to let him have the road VILLAGE WAY just west of Graziella's, this being permitted because DuBois now owned all property on both sides of the road. He planned to rip that road up to expand the lot for his mini-mall. Steve Kane and Bill Nolan researched the road's history in the Sandwich archives and learned that the road was an Ancient Way, which meant it couldn't be given away or in any way altered. The PVA hired attorneys to sue the town to overturn the town meeting vote, and with them we were able to stop the destruction of the road on the day the demolition was started. After this, the road, previously unnamed, acquired the name of the Village Way.

Traffic concerns about the development of a mini-mall led to PVA traffic surveys at the intersection of Shore Road and Barlow's Landing Road, and we learned that we did not qualify for a traffic light at the current level of traffic. There was concern about needing a light if a mini-mall were put in west of Shore Road on Barlow's Landing Road.

The woods and the house were not all zoned for business. They were on what is called a divided lot, zoned partly residential and partly for business. On a divided lot, the owner, Dubois, is allowed to expand the business zone twenty feet into the residential zone, which on this lot would have left a ten-foot strip of residentially zoned property along the west and south side of the lot where the house and woods were located. All the rest would have been zoned business.

Joan Eccleston petitioned the planning board to consider a new by-law, one which did not allow anyone to expand the business zone into the residential zone of a divided lot WITHOUT A SPECIAL PERMIT, that permit being the only way locals can stop a building on such a lot because of esthetic reasons. Once the planning board agrees to consider a new bylaw, it becomes temporarily the law unless it is voted down at some time during the process of its review by the planning board, or its presentation for a vote at town meeting. Our bylaw proposal was accepted by the planning board for consideration, so when Dubois went to the planning board with his mini-mall plans, they refused to hear his plans because he did not have a special permit. This bylaw eventually passed town meeting.

We then worked with the planning board to develop a revised VILLAGE BUSINESS ZONE to ensure that our village center and other village centers did not have to deal with problems such as these in the future. Up until that time, all business zones were like that in Buzzards Bay, 100% able to be developed. We focused on making the village centers pedestrian friendly, and no new building could be erected which was bigger than 1500 square feet. This bylaw took about three years to develop, and also passed town meeting. Publicity about our work led Patricia Thoma, who owned all the property along River road, off Shore Road, to change all her property from B1 to residential zoning.

We developed a tax-exempt charity for fund-raising, and had several yearly yard sales to earn enough money, with the help of the Bourne Conservation Trust, to purchase the house and the woods, reselling the house and keeping the woods forever as conservation woods. (The Bourne Conservation Trust is a private organization, and not the same as town conservation property). In addition to the yard sales and a small grant, a big fund-raiser was the memorial plaque at the edge of the woods. The enclosed bulletin board outside the post office was built to advertise our fund-raising projects. Joan Eccleston led the planning board and fund raising activities while Don Duberger was head of the PVA, overseeing several other projects. He left after a few years to serve on the town Planning Board where he played a significant role in helping to preserve older homes from being turned into McMansions.

We needed to reassure the business community in the village that we were not anti-business, just opposed to a mall in that location. To beautify the business areas, we put up window boxes in front of all of the businesses and filled them with flowers each season. Kim Kane has kept this going for years, sometimes helped by other volunteers. Jay and Margot Jenkins planted around the Community Club building and along the long strip next to the Corner Café. The Aptuxcet Garden Club, and then Tony Dunbury and Mike Libin also helped to add flowers, bushes and trees to the village business areas

We were able to join with other village civic associations to form the Bourne Civic Association for a few years, and still retain cooperation with the Cataumet Civic Association in having Candidate nights. The Pocasset Village Association was involved in many additional projects during the next decade. We held yearly picnics on the beach, and worked with the Shore and Harbor committee to build the dinghy dock there. Under Cliff Wise we worked with state agencies to explore why our salt marsh off Salt Marsh Lane was dying, and had a new culvert placed under the road to help with the drainage there. The stream that flows under Wings Neck Road was opened to flush out the salt marshes on either side of that road.

We persuaded the House of Correction inmates to paint the trim on the firehouse. Working with the DPW when a mini-mall was built at the end of Barlow's Landing Road and the highway, the developers were persuaded by the town and strong PVA pressure to extend the sidewalk from the mall west down Barlow's Landing Road, connecting with the sidewalk in front of the trailer park. One of our very active members, June Small, persevered over several years to have the town place the "POCASSET VILLAGE 1694" stone in front of the gas station. And then under the leadership of Pete Verbasius we began oversight of the Pocasset Community Building, spending several years fixing it up, and developing its use for rental to groups. Bob Neeland and John Johnson continued working on the Community Building improvements as PVA Presidents after Pete Verbasius. In 2016, we began to offer scholarships to college to local residents.

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JUL 18 2018

UPPER CAPE COD REGIONAL TECHNICAL SCHOOL DISTRICT COMMITTEE  
TOWN OF COOPER  
BOARD OF SELECTMEN  
JUNE 21, 2018 MEETING HELD AT THE SCHOOL

B

PRESENT: Robert Fichtenmayer, Chair; Steven Chalke; Thomas Corriveau; Mary Crook; Michael Degan; Elizabeth Magauran; Maryann Smith; Robert Dutch; Roger Forget; Sharon Brito, Recording Secretary.

ABSENT: Dominic Cammarano; Julie Wing.

The meeting was called to order at 6:18 p.m. followed by the Pledge of Allegiance to the Flag. The Chair announced that the meeting was being recorded through an audio device.

STUDENT ADVISORY REPRESENTATIVE: No Student Advisory Representative was present.

STUDENT SPOTLIGHT / CURRICULUM UPDATE: No report.

PUBLIC PARTICIPATION: None.

APPROVAL OF MINUTES: A motion was made by Ms. Smith, seconded by Mr. Degan, for approval of the minutes of the May 10, 2018 regular meeting. Motion passed unanimously.

At this point in the meeting, Ms. Crook made a motion, seconded by Mr. Corriveau, to move to agenda item 12B followed by agenda item 12H. Motion passed unanimously.

NEW BUSINESS:

**Approval of Student Handbook** – James McCue, Dean of Students, presented the proposed changes to the student handbook for the 2018-2019 school year and explained the rationale for the changes. Mr. Corriveau made a motion, seconded Mr. Degan, to approve the 2018-2019 student handbook as presented. Motion passed unanimously.

**Bus Driver Pay Rates** – Dr. Dutch discussed the memo that was included in the meeting packet detailing the pay rates for bus drivers in the surrounding school districts and recommended that the hourly rate be increased from \$18.00 per hour to \$21.00 per hour. Donald Haynes, Transportation Coordinator, added that he felt this pay increase would be helpful in securing additional drivers. Mr. Degan made a motion, seconded by Ms.



Crook to follow the recommendation of the Superintendent and increase the hourly rate for bus drivers to \$21.00 effective July 1, 2018. Motion passed unanimously.

COMMUNICATIONS: Dr. Dutch read two thank you notes from graduates of the Class of 2018 thanking the school for a scholarship and a tool award. Next, he read an e-mail from a parent thanking Mr. Aguiar for the work the Automotive Technology department performed on her son's car expressing her appreciation for the outstanding customer service that was provided. Ms. Smith made a motion, seconded by Mr. Corriveau, to send Mr. Aguiar a letter of commendation. Motion passed unanimously. The Superintendent also read a letter of resignation from Horticulture teacher, Keith Boyle, who has accepted a position as a Vocational Coordinator at South Shore Vocational Technical High School. Additionally, he read a letter from the New England Association of Schools & Colleges informing the district that the decennial evaluation report has been finalized and ready for release. He also read a letter from the Massachusetts Department of Elementary and Secondary Education stating that the district's Coordinated Program Review's draft report of comments is available for review. The due date for comments is June 29, 2018. Finally, Dr. Dutch read a letter from Governor Baker informing the district that our grant application has been approved in the amount of \$236,516.00. This funding will be utilized to expand the Health Technology program to include physical therapy aide as a component of the program. The school will be working in conjunction with Bridgewater State University who has a physical therapy assistant program.

#### REPORT OF COMMITTEES:

**Budget** – Mr. Chalke, Chair of the Budget Sub-Committee, reported that the sub-committee met on May 21<sup>st</sup> to discuss three items which are included on tonight's meeting agenda. The next meeting is scheduled for Monday, July 2<sup>nd</sup> at 5:00 p.m.

**Building** – The sub-committee met on May 15<sup>th</sup> to discuss the Wellness Center project which will be discussed later in the meeting.

**Policy** – Ms. Crook, Chair of the Policy Sub-Committee, stated that the sub-committee met on May 21<sup>st</sup> and will be presenting several policies tonight for a first reading. Dr. Dutch added that the sub-committee also discussed remote participation at that meeting, specifically the mechanism that should be used. It would seem that using a conference telephone would be the simplest mechanism, but if the committee chooses to do more than that, some training will be necessary. Also, any committee member that would like to participate in an upcoming meeting remotely must notify the Chair as soon as possible.

TREASURER'S REPORT: Mr. Degan summarized warrants #48, #50, and #52 highlighting some of the larger expenditures including state pension contributions, health premiums, building projects, and costs associated with the SkillsUSA national

competition. He also reported on student activities warrant #11 as well as the Revenue Enhancement Fund and the Sunshine Fund.

**SUPERINTENDENT'S REPORT:** Dr. Dutch informed the committee that he met recently with Troy Clarkson who has a cable television show in Falmouth and writes a weekly news article. Mr. Clarkson visited Upper Cape Tech and will be writing an article soon highlighting some of the technical programs here. Additionally, Dr. Dutch will appear on his cable show at some point. On July 9<sup>th</sup>, the Superintendent will be making a presentation to the Falmouth Board of Selectmen to update them on UCT happenings. Finally, the Superintendent shared that the school was recently visited by Massachusetts Department of Secondary and Elementary Education Senior Associate Commissioner, Cliff Chuang, who oversees all Chapter 74 programs.

**PRINCIPAL'S REPORT:** Mr. Forget stated that the final day of the school year was this past Monday and the summer programs are scheduled to begin on July 9<sup>th</sup>. There was a large number of students that applied to work at the school this summer in both the maintenance areas and assisting with the summer camps. Applicants for fall admission are still being interviewed. Ms. Crook inquired as to the status of the annual golf tournament. Mr. Forget answered that it is the hope to hold the tournament in the fall this year. Dr. Dutch added that he is researching hiring a company to coordinate the tournament as the staff member who has run it for the past several years is no longer interested in doing so.

#### **NEW BUSINESS:**

**Approval of Spring Program Advisory Minutes** – Mr. Corriveau made a motion, seconded by Mr. Degan, to approve the minutes of the April 4, 2018 Spring Program Advisory meetings as presented. Motion passed unanimously.

Mr. Degan left the meeting at 7:17 p.m.

**Approval of School Improvement Plan** – Mr. Forget discussed the 2018-2019 School Improvement Plan highlighting some of the important changes, including the transition to computerized MCAS testing in all areas except Biology. He updated the committee on the School Council membership sharing that one council member recently reached out to *This Old House* in an effort to have the cast members visit the school's Carpentry department. Ms. Magauran made a motion, seconded by Ms. Smith, to approve the 2018-2019 School Improvement Plan as presented. Motion passed unanimously.

**Request for Proposals – Capital Campaign Consultant** – Dr. Dutch stated that he would like to move forward with the request for proposals for a capital campaign consultant to begin raising money for a field house. Mr. Chalke made a motion, seconded by Mr. Corriveau, to approve the request for proposals (RFP) for a capital campaign

consultant as presented and to authorize the Superintendent to release the RFP at this time. Motion passed unanimously.

**FY18 Budget Transfers** – Mr. Corriveau made a motion, seconded by Ms. Smith, to follow the recommendation of the Budget Sub-Committee and make the following FY18 budget transfers:

<u>Transfer To</u>		<u>Transfer From</u>	
School Committee Other	\$4,000	Audit	\$4,000
50-1110-0600-00		50-1430-0400-01	
Conference travel shortfall			
Student Other	\$3,500	Student Advisors	\$3,500
50-3520-0600-00		50-3520-0100-00	
National Skills Travel			
Bans Interest	\$505	Workers Comp	\$505
50-5450-0600-00		50-5100-0600-03	
Shortfall on interest payment			

Motion passed unanimously.

**Approval of School Sign Replacement** – Dr. Dutch discussed the proposed design replica for a replacement sign that was included in the meeting packet reminding the committee that sign at the school's entrance was damaged in the winter storms. Mr. Corriveau made a motion, seconded by Mr. Chalke, to follow the recommendation of the Budget Sub-Committee and approve the sign replacement design as presented with the funding to be used from the Extraordinary and Unanticipated account (50-4230-0600-00) in the amount of \$70,000.00. Motion passed unanimously.

**FY18 Wellness/Fitness Project/Funding** – Dr. Dutch informed the committee that, at its May 15<sup>th</sup> meeting, the Building Sub-Committee voted to recommend to the full committee the construction of the Wellness/Fitness Center. On May 21<sup>st</sup>, the Budget Sub-Committee voted to recommend to the full committee the transfer of the FY2018 surplus accounts to Extraordinary and Unanticipated – Wellness/Fitness Center. The committee also recommended that the balance of this account at year end be transferred to the Stabilization Fund Account for the construction of the Wellness/Fitness Center. Mr. Corriveau made a motion, seconded by Mr. Chalke, to make the following transfers:

Transfer From:

50-1450-0100-00	Info Technology Salaries	\$44,000
50-2305-0100-01	Teachers	\$70,472
50-2325-0300-00	Subs	\$10,000
50-2330-0300-00	Instructional Assistants	\$158,500
50-2340-0100-00	Library Salary	\$22,000
50-2357-0600-00	Professional Development	\$16,000

50-2710-0100-01	Director Guidance	\$9,600
50-2800-0400-02	Psychological	\$20,000
50-3600-0100-00	Security Salary	\$12,000
50-4120-0500-00	Heating	\$115,000
50-4130-0500-00	Utilities	\$40,000
50-5100-0600-03	Workers Comp	\$33,000

Transfer To:

50-4300-0600-03	Extraordinary – Health/Fitness	\$550,572
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Motion passed unanimously.

Mr. Corriveau made a motion, seconded by Ms. Crook, to transfer the balance of Extraordinary and Unanticipated – Wellness/Fitness Center to the Stabilization Fund Account at the end of fiscal year 2018. Motion passed unanimously.

**Substitute Teacher Pay Rates** – Ms. Magauran made a motion, seconded by Ms. Smith, to follow the recommendation of the Superintendent and increase the daily rate for substitute teachers to \$80.00 per day for the first ten days and \$85.00 per day thereafter effective July 1, 2018. Five in favor; Mr. Chalke abstained. Motion passed.

**Unit A Memorandum of Agreement** – Dr. Dutch informed the committee that Unit A did not ratify the proposed Memorandum of Agreement that was included in the meeting mailout regarding holding the Eighth Grade Open House on a Saturday.

**Policy – First Reading** – The following policies were presented to the committee for a first reading:

- AC – Nondiscrimination
- BIA – New School Committee Member Orientation
- DB – Annual Budget
- DBD – Budget Planning
- DBI/DBJ – Budget Implementation/Transfer Authority
- DD – Funding Proposals and Applications
- DJE – Procurement Requirements
- EB – Safety Program
- EBB – First Aid
- EFD – Meal Charge Policy
- GBA – Equal Employment Opportunity
- GBEAA – Staff Conflict of Interest
- GBEB – Staff Conduct
- GBGB – Staff Personal Security and Safety
- GBGE – Domestic Violence Leave Policy
- GCCC – Professional Staff Family and Medical Leave
- GCF – Professional Staff Hiring
- GBEBD – Online Fundraising and Solicitations – Crowdfunding

ILD – Student Submission to Educational Surveys and Research  
JB – Equal Educational Opportunities  
JFBB – School Choice  
JICH – Alcohol, Tobacco, and Drug Use by Students Prohibited

Mr. Corriveau made a motion, seconded by Ms. Smith, to enter into Executive Session at 7:44 p.m. for the purpose of discussing pending litigation and the approval of executive session minutes and to return to Open Session for the purpose of adjournment. Roll call vote – Motion passed unanimously.

Open Session resumed at 8:04 p.m. Mr. Corriveau made a motion, seconded by Ms. Crook, to adjourn the regular meeting at 8:05 p.m. Motion passed unanimously.

A True Copy Attest

Date: 7/13/18  
(Seal)

Robert A. Dutch  
Dr. Robert A. Dutch, Secretary

Documents reviewed / referred to:

- June 21, 2018 School Committee package
- Thank you note from graduate Elias Rotondo
- Thank you note from graduate Garrett Glinski
- E-Mail dated 6/4/2018 re: Automotive Technology program
- Letter of resignation dated 5/18/2018 from Keith Boyle
- Letter dated 6/4/2018 from N.E. Association of Schools & Colleges
- Letter dated 6/18/2018 from Mass. Dept. of Elementary & Secondary Education
- Letter dated 5/21/2018 from Gov. Baker re: Massachusetts Skills Capital Grant Award
- Treasurer's Notes 6/21/2018

RECEIVED  
JUL 18 2018  
TOWN OF BOURNE  
BOARD OF SELECTMEN



U.S. Department of Homeland Security  
Region I  
99 High Street, 6<sup>th</sup> Floor  
Boston, MA 02110-2320

FEMA



July 11, 2018

Peter J. Meier  
Chair, Board of Selectman  
Town of Bourne  
24 Perry Avenue  
Buzzards Bay, MA 02532

Subject: Confirmation of Community Assistance Visit scheduled for August 14-16, 2018

Dear Selectman Meier,

This is to confirm a Community Assistance Visit (CAV) scheduled for August 14-16, 2018 to discuss your community's participation in the National Flood Insurance Program (NFIP) and address any questions your community may have about the NFIP and its responsibilities. On August 14 and 15, Town staff and I will conduct a floodplain tour. The meeting and permit review portions of the visit will be held August 16 at 9:30am at Bourne Town Hall.

The Federal Emergency Management Agency (FEMA) conducts these visits for the purpose of maintaining periodic contact with communities participating in the NFIP in order to assess their needs for technical assistance and coordination, as necessary. In addition, the visits provide an opportunity for assessing the effectiveness of local floodplain management ordinances and enforcement practices. A CAV is also a required part of the application process for the Community Rating System.

Town officials involved in the community's floodplain management program and development review and approval process, such as community planners, building officials, and conservation agents, should be present during the meeting or available for questions.

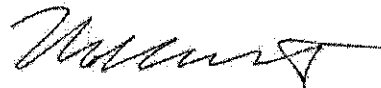
In this regard, we ask that you have the following materials available for our meeting:

1. Copies of your local adopted floodplain management ordinances in accordance with Section 60.3 of the Code of Federal Regulations (CFR).
2. Records of permits for development in the designated Special Flood Hazard Areas in your community.
3. Records of the elevations of structures built in the designated Special Flood Hazard Areas in accordance with Section 59.22 (a) (9) (iii), 44 CFR.

4. Appropriate staff to explain the process the community uses to review proposed development in the Special Flood Hazard Areas, including new buildings and other structures and new or replacement manufactured homes; improvements to existing buildings and structures; development other than buildings such as mining, dredging, filling, grading, paving, excavation or drilling operations, and stream or channel alterations and maintenance.
5. Appropriate staff to explain the community's enforcement procedures including variance procedures and on-site inspection of construction in the Special Flood Hazard Areas.
6. Records of all variances requested regarding floodplain administration (denied or approved).
7. Questions or concerns the community may have pertaining to its Flood Insurance Rate Maps, and the Flood Insurance Study including their accuracy, completeness, or need for other flood data.

Should you have any questions regarding the CAV, please call me at (617) 832-4717 or contact me via e-mail at: [molly.kaput@fema.dhs.gov](mailto:molly.kaput@fema.dhs.gov).

Sincerely,



Molly Lucia Kaput  
Natural Hazards Specialist  
FEMA Region I

Cc: Roger Laporte, Building Inspector, Town of Bourne  
Richard Nicklas, FPM&I Branch Chief, FEMA Region I (via e-mail)  
Chris Markesich, CRS Coordinator, FEMA Region I (via e-mail)  
Joy Duperault, Director of Flood Hazard Management Program, MA DCR (via e-mail)  
Eric Carlson, Assistant Director of Flood Hazard Management Program, MA DCR (via e-mail)  
Thomas Guerino, Town Manager, Town of Bourne (via e-mail)  
Timothy Lyndon, Engineering Technician, Town of Bourne (via e-mail)  
Samuel Haines, Conservation Agent, Town of Bourne (via e-mail)  
Shannon Jarbeau, CRS & Floodplain Coordinator, Barnstable County (via e-mail)

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JUL 18 2018

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BOARD OF SELECTMEN

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Commonwealth of Massachusetts  
Executive Office of Energy & Environmental Affairs

## Department of Environmental Protection

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

Charles D. Baker  
Governor

Karyn E. Polito  
Lieutenant Governor

Matthew A. Beaton  
Secretary

Martin Suuberg  
Commissioner

July 16, 2018

Mr. Daniel Barrett  
Bourne Department of Integrated Solid Waste Management  
24 Perry Avenue  
Buzzards Bay, MA 02532

RE: PERMIT APPROVAL  
Application for: BWPSW26  
AUTHORIZATION TO CONSTRUCT  
LARGE LANDFILL EXPANSION  
PHASE 6 LINED LANDFILL

AT: Bourne Integrated Solid Waste Management Facility  
MacArthur Boulevard  
Bourne, MA  
Facility No. 39101 Regulated object No. 172356

Transmittal Number: X272912

Dear Mr. Barrett:

The Massachusetts Department of Environmental Protection, ("MassDEP"), has completed its review of the permit application ("Application") listed above in regard to the construction of Phase 6 Landfill area of the Bourne Sanitary Landfill ("Landfill") and determined the Application is administratively and technically complete. Accordingly, the Application to Construct the Phase 6 Landfill is approved with the conditions herein.

### I. APPLICATION SUMMARY

The Application was prepared by Sitec Environmental, Inc. ("Sitec"), Marshfield, Massachusetts and electronically submitted on MassDEP's EIPAS system on April 20, 2018, on behalf of the Town of Bourne ("Town"). The Application consisted of a Notice with assigned Application number 18-SW26-000001, a Transmittal Form assigned No. X272912, a completed BWP-SW-26 application form, a set of 14 design drawings dated April 3, 2018, and a document entitled:



**Transmittal X272912**  
**BWP SW 26 - Application for Authorization to Construct**  
**Phase 6 Landfill Expansion**  
**Bourne Integrated Solid Waste Management Facility**  
**Bourne, Massachusetts**  
**April 3, 2018**

Supplemental Application information was submitted on July 3, 2018, including a design change to the Phase 4, Phase 6 hydraulic connection.

**II. APPLICATION REVIEW AND DECISION PROCESS:**

The Application was submitted and reviewed pursuant to the provisions of 310 CMR 19.029(2): Applicable Permit Procedures and 310 CMR 19.033: Permit Procedure for an Application for a Permit Modification or Other Approval. According to these review procedures, MassDEP's decision regarding the proposed activities shall be either: a "Provisional Decision" pursuant to 310 CMR 19.033(4)(a); or a non-provisional decision pursuant to 310 CMR 19.033(4)(b). MassDEP has determined that non-provisional decision is appropriate for this Application.

MassDEP has reviewed the Application pursuant to 310 CMR 19.000: *Solid Waste Regulations*, 310 CMR 19.038: *Review Criteria for a New or Expanded Facility Permit or Permit Modification*; 310 CMR 19.041: *Authorization to Construct*, and MassDEP's *Landfill Technical Guidance Manual, May 1997* (the "Manual").

**III. PROJECT BACKGROUND**

The Landfill is owned and operated by the Town and is located off MacArthur Boulevard (Route 28) in Bourne, Massachusetts on a 74-acre parcel of land. Landfill operations conducted to date have proceeded in the following order: Phase 1 Landfill (sub-phases A, B, C and D), Phase 2 Landfill, Phase 3 Landfill, Phase 2A/3A Landfill, and the currently active Phase 4 Landfill and Phase 5 Landfill areas. The proposed Phase 6 landfill The Phase 6 area will overlay existing landfill areas and expand onto an unlined area to the south of the existing Landfill operations area.

Other ongoing operations at the Landfill site include composting, recycling, and operation of a residential recycling and waste transfer area, and operation of a Construction and Demolition debris transfer station.

The Landfill is abutted to the north by the Monument Beach Sportsmen's Club; to the south by a 25-acre parcel that is used by ISWM for solid waste handling/transfer operations and soil stockpiling and beyond that woodland that has recently been acquired by the Town of Bourne; to the east by primarily undeveloped land on the Joint Base Cape Cod ("JBCC") facility; and to the west by Route 28 and commercial and residential properties on the opposite side of the highway.

**Site Assignment**

On June 16, 1972, the Bourne Board of Health issued a site assignment for a 74-acre site pursuant to Massachusetts General Laws, Chapter 111, Section 150A.

## **MEPA Review**

Pursuant to the Massachusetts Environmental Policy Act ("MEPA") statute M.G.L. C. 30, S. 61-62H and regulations 301 CMR 11.00, a Final Environmental Impact Report ("FEIR") was prepared for the Landfill and a Certificate (EOEA #11333) of the Secretary of the Executive Office of Environmental Affairs ("formerly EOEA, currently EEA") was issued on November 29, 1999, stating that the FEIR adequately and properly complied with MEPA. The FEIR was prepared for the partial build-out of the Landfill including the processing, recycling, composting, and disposal aspects of the project at the anticipated maximum daily tonnage rate of 825 tons per day ("tpd").

In June 2003, ISWM submitted a Notice of Project Change ("NPC") to MEPA that requested that the landfill be allowed to accept municipal solid waste ("MSW") and municipal combustor ash ("MCA") for disposal. On August 7, 2003, the Secretary issued a Certificate which stated that no further MEPA review was required for this change.

ISWM submitted a NPC to the EEA on November 8, 2017, providing an update of the planned development for the entire site. Alternative development plans were described, including the "Preferred Phase 6" with potential further development of Phase 7 and Phase 8 landfill and the "No Further Build Phase 6" alternatives. The Secretary issued a Certificate on January 12, 2018 which determined that a Single Supplemental Environmental Impact Report ("SSEIR") was required. An SEIR dated May 9, 2018 was submitted to EEA and published in the Monitor on May 23, 2018 (EEA No. 11333). On June 29, 2018, the Secretary issued a Certificate on the SEIR and determined that the SEIR adequately and properly complies with MEPA and its implementing regulations.

ISWM will submit a future NPC to address development of Phase 7 and Phase 8 of the Landfill.

## **IV. PHASE 6 DESIGN DESCRIPTION**

The Application details the design and construction of two alternatives for the Phase 6 Landfill. The Phase 6 area will overlay 4.9 acres of the southern sideslopes of the Phase 3, Stage 3 and Phase 4, Stage 2 Landfills as well as either 6.69 acres or 9.82 acres of new land located to the south of the existing Landfill operations area. The actual extent of liner construction will be dependent upon the development and approval of further landfill expansion (Phase 7) that is not a part of the current Application. If Phase 7 is not approved, Phase 6 will terminate with a southern side slope rising from the Landfill base elevation to existing grade level and encompass 9.82 acres. If proposed Phase 7 Landfill was approved, it would extend south from the limit of Phase 6. In order to maximize available air space capacity, the southern sideslope of Phase 6 would be excavated and lined as part of Phase 7, with Phase 6 operations (fill area) terminating to the north of this southern sideslope and encompass 6.69 acres. The alternative implemented will be based upon the status of Phase 7 permitting at the time of Phase 6 construction. Phase 7 will require MEPA review, modification of the existing site assignment for the on-site transfer station, and an Authorization to Construct permit.

The project will also include the construction of a 125,000 gallon, glass coated steel, above ground tank and truck load out structure, located adjacent to and south of the southwest corner of Phase 6 and interconnected to the existing leachate storage tank and force main system.

## **Phase 6 Landfill Disposal Volume**

The construction of the preferred landfill expansion will add a minimum Phase 6 capacity of approximately 920,000 cubic yards (570 acre-feet) of gross air space capacity (including cover materials) to the Facility, to be followed by Phase 7 capacity. If the expansion of the Landfill is limited to Phase 6, the total air space generated by its build out capacity is approximately 1,670,000 cubic yards (1,050 acre-feet). The preferred alternative is designed to accommodate further site development into potential Phase 7 and Phase 8, which would yield another 3,830,000 cy of disposal capacity.

Pursuant to the March 30, 2017, Phase 5 Landfill Authorization to Operate permit (BWP SW 10, Transmittal No. X272125) the Landfill is permitted to operate seven days per week and accept an annual average of 600 tons per day of waste, with a maximum of 700 tons per day not to exceed 4,900 tons per week. Waste approved to be disposed at the Landfill includes municipal solid waste ("MSW"), residual C&D material, waste-to-energy incinerator ash, and other non-MSW material. The definition of non-MSW for the purpose of the landfill operating permit includes construction and demolition waste residuals from a C&D processing facility, bulky waste, difficult to manage waste, and other special wastes that have received prior written approval from MassDEP and only in accordance with MassDEP policy. The overall Facility tonnage, including recycling, composting, and disposal was approved at a maximum materials acceptance rate of 825 tons per day as established during the FEIR process.

The Landfill currently accepts combustion ash from the Covanta waste-to-energy facility located in Rochester, Massachusetts, which currently constitutes the majority of the waste material accepted at the Landfill. Assuming that all of the gross volume will be utilized by ash, which has an in-place density of approximately 2,000 pounds per cubic yard (1.0 ton per cubic yard), the Phase 6 Expansion will have a maximum disposal capacity of approximately 1,670,000 tons. Currently, the Facility is accepting ash for disposal and daily cover, at a rate of approximately 230,000 tons per year. At that rate the life expectancy of the Phase 6 Landfill will be about seven years, three months. Should the Phase 6 capacity be reduced to allow for the development of Phase 7, the life expectancy of the Phase 6 Landfill will be about four years. Should ash acceptance cease or decrease, the Landfill life will be dependent upon the rate of MSW acceptance.

Due to accepting waste combustion ash as its primary waste stream, the Landfill has recently experienced plugging of the leachate collection piping, including the force main to the storage tank. The Landfill's operators have determined that the chemical REDUX-300, is effective in keeping the leachate from coagulating and plugging the collection system. The design for the Phase 6 liner system includes a chemical injection system in the primary sump as detailed below.

### **Landfill Liner and Leachate Collection Systems**

The Phase 6 Expansion area is generally located within an excavated valley area with steep side slopes (2.5:1 slope) along the perimeter. The liner system for the Phase 6 Landfill expansion will consist a new double composite liner system with leak detection that will be constructed over areas that have not previously been landfilled or lined and tied-in to the existing Phase 3, Stage 3 and Phase 4 Stage, 2 Landfill double composite liner systems.

The double composite liner system will include, from bottom to top:

- A subgrade layer placed where needed to provide structural support to the overlying liner system. The subgrade layer preparation work will include the excavation and grading of existing, in-situ soils, overlain by
- A low permeability soil layer comprised of 12 inches of compacted low permeability soil having a maximum in-place, saturated hydraulic conductivity of  $1 \times 10^{-7}$  centimeters per second. The project will be bid with the alternative of the low permeable soil layer being natural soils or an admixture of soil and sodium bentonite, overlain by
- A secondary geosynthetic clay liner ("GCL") fabricated of a layer of granular sodium bentonite encapsulated between two sheets of needle-punched geotextile will be placed above the low permeability layer. On side slopes greater than 4:1. (4' horizontal to 1 foot vertical), this layer will extend only to a height that is 5 feet vertically above areas with a slope of less than 4:1, overlain by
- A secondary geomembrane made of 60-mil thick textured high-density polyethylene ("HDPE") placed on top of the secondary GCL or low permeable soil and extend over the entire liner area, overlain by
- A bi-planar, geocomposite drainage layer, consisting of an HDPE geonet bonded on both sides with a non-woven geotextile, placed on the secondary geomembrane covering the entire liner area, overlain by
- A primary GCL placed above the geocomposite drainage layer covering the entire liner area, overlain by
- A primary geomembrane made of a 60-mil thick textured HDPE placed above the primary GCL covering the entire liner area, overlain by
- A primary drainage/protection layer placed above the primary geomembrane and will consist of an 18-inch thick layer of clean sand having a minimum hydraulic conductivity of  $1 \times 10^{-2}$  centimeters per second, covering the entire liner area.

Should the alternative admixture of soil and sodium bentonite be selected for liner construction, MassDEP is requiring that a detailed protocol be submitted for review and approval. (refer to Condition No. 3),

The Phase 6 Landfill liner will be connected to the existing Landfill liners by exposing the existing base liner materials as necessary to connect each element of the new liner system to the corresponding element of the existing liner system. All connections of the HDPE geomembranes will be completely welded along the entire length.

Groundwater elevations were determined using the existing network of groundwater monitoring wells installed throughout the site. The Phase 6 Landfill liner was designed to provide greater than 4 feet of vertical separation between the lowest point of the liner system (the low permeable soil layer in the leachate sump) and the maximum observed groundwater elevations.

#### **Leachate Production**

The Hydrologic Evaluation of Landfill Performance ("HELP") modeling program (version 3.07), developed by the U.S. Army Waterways Experiment Station for the USEPA was utilized to predict the performance of the proposed groundwater protection systems, leachate collection and

removal systems, and final cover configurations by performing a water balance analysis of the Landfill at varying stages of operations based on typical rainfall and the maximum day rainfall event for a 25 year, 24 hour (5.70 inch) storm event. The HELP Model was used to demonstrate conformance with MassDEP's performance standard of maintaining a depth of leachate of less than 12-inches above the primary geomembrane liner except during storm events and be designed to drop below one foot within seven days of the 25 year storm event.

### **Primary Leachate Collection System**

The primary leachate collection system consists of the sand drainage layer and 6 inch diameter HDPE perforated pipes installed within the sand drainage layer leading to the leachate collection sump located along the toe of the western sideslope. The drainage pipes will be embedded in  $\frac{3}{4}$  inch to 1-1/2 inch washed, round stone placed above a filter fabric to prevent damage to the primary geomembrane layer.

The Landfill liner system base is graded with shallow swales that radiate from the leachate collection sump, to promote leachate drainage in the sand layer to the collection piping. The primary leachate header piping is to be installed along the centerline of the swale areas at a 1.0% (0.01 ft/ft) minimum slope to direct leachate to the sump. Also there are lateral collection pipes located across the 2% liner base that connect to the header pipes. The lateral pipes are to be placed at a minimum slope of 0.5% and a maximum spacing of 60 feet.

In response to the plugging of leachate collection and transport lines due to the ash waste stream, the design for the Phase 6 liner system includes a chemical injection system. A series of perforated 1 inch diameter HDPE tubing will be installed along the collection header pipes and around the leachate sump area, which individually connect to solid wall pipes that run to the pump control panel area, where a chemical can be injected by a metering pump into each distribution line.

### **Secondary Leachate Collection System**

The secondary leachate collection system will be installed between the primary and secondary liners to collect any leachate that leaks through the primary liner system and convey this leakage to the secondary leachate collection sump. The secondary leachate collection system will consist of bi-planar geocomposite drainage material and 4 inch diameter HDPE perforated pipes embedded in  $\frac{3}{4}$  inch to 1-1/2 inch washed, round stone placed above a filter fabric to prevent damage to the secondary geomembrane layer. The collection pipes will be located in the center of the troughs constructed approximately twenty feet wide and one foot deep with 12% side slopes.

Notification Leakage Rates and Action Leakage Rates were established for the current Landfill operation and will be incorporated into the authorization to operate permit for the Phase 6 Landfill operation.

### **Leachate Sump**

Leachate from both the primary and secondary leachate collection systems will flow to an internal sump located on the west side of the base liner area, where submersible pumps will lift and transport leachate to either of the aboveground leachate storage tanks. The pump units will

be supplied with liquid level sensors and controls and recording flow monitors. Both the primary and the secondary leachate collection system flow rate will be recorded so that leachate generation volumes can be monitored and liner leachate leakage rates can be calculated.

Perforated 24-inch diameter HDPE piping will be installed within the primary collection sump and the secondary sump. The 24-inch diameter pipes will transition to 18-inch diameter solid wall riser pipes that will extend up the side slope to the top of the perimeter waste containment berm. The submersible pump units, along with 3-inch diameter flexible discharge hose for the primary system and 2-inch diameter flexible hose for the secondary system, electrical and liquid level sensor leads will be inserted down the riser pipes and positioned within the sumps.

The pump discharge lines will be connected to the existing dual 4 inch force mains that are located along the western side line of the Landfill, which run to the existing leachate storage tank located to the east of the Phase 3, Stage 3 Landfill, and to a proposed new 125,000 gallon above ground storage tank, to be located south of the southwest corner of Phase 6.

The primary collection system pump unit will have a capacity of 130 gallons per minute ("gpm") or about 187,000 gallons per day ("gpd"), based on a peaking factor of 3 being applied to the calculated maximum daily leachate flow of approximately 62,245 gpd as determined by the HELP Model calculations. The secondary collection system pump unit will have a capacity of 40 gpm or about 57,600 gpd based on a peaking factor of 3 being applied to an assumed maximum secondary leachate (leakage) flow rate of 1,000 gpd per acre of landfill liner (18,700 gallons per day).

#### **Phased Liner Construction**

Phase 6 will be divided into at least two separate liner construction stages (Stage 1 and Stage 2) by the construction of a temporary berm that will allow for the phased construction of the Phase 6 liner and reduce the volume of leachate that is produced during the initial operating period of the Phase 6 Landfill. The berm will prevent leachate generated in the active stages from flowing across the liner into the inactive stages and will also prevent uncontaminated stormwater in the inactive stages from flowing into the leachate collection system of the active stages. MassDEP is requiring that a Construction Certification Report be submitted to MassDEP for each stage of construction prior to disposal of waste in the respective stage. (refer to Condition #8)

#### **Stormwater Management System**

Proposed Phase 6 landfilling operations will prevent stormwater run-off from areas outside the Phase 6 Landfill from draining into the Phase 6 Landfill area. This run-off will be diverted to the south to existing Stormwater Basin No. 2 located on the 25 acre parcel that is to the south of the Landfill parcel. Control of stormwater runoff along the western side of the Landfill area will be managed by existing facilities that discharge to Stormwater Basin No. 1, located in the northwest corner of the property. The design stormwater flow rates were analyzed for the stormwater retention basins utilizing HydroCAD Stormwater Modeling program, which utilizes the TR-20 method for run-off calculations.

Stormwater Basin No. 1 will provide about 585,400 cubic feet of storage, which exceeds the storage volume required to accommodate the run-off from a 25 year-24 hour storm event (approximately 235,700 cubic feet) and is sufficient for managing the stormwater run-off from a 100-year storm event (approximately 379,800 cubic feet of storage) or from back-to back rainfall events.

Stormwater Basin No. 2 will provide about 777,400 cubic feet of storage, which exceeds the storage volume required to accommodate the run-off from a 25 year-24 hour storm event (approximately 382,000 cubic feet) and is sufficient for managing the stormwater run-off from a 100-year storm event (approximately 551,700 cubic feet of storage) or from back-to back rainfall events.

### **Landfill Gas Collection System**

Landfill gas generated at the Landfill is collected, treated, and combusted on-site. The existing landfill gas collection system is comprised of vertical gas extraction wells connected to a main header system.

A conceptual design for the management of gas generated within the Phase 6 Landfill was submitted and includes the installation of 24 vertical landfill gas extraction wells with a 100 foot radius of influence, two temporary horizontal landfill gas collectors, gas condensate traps, and associated header pipes and control valves. The design also includes the installation of a new network of piping to collect generated landfill gases and convey them to a flare station for treatment. The existing flare station is located to the northeast of the Phase 2 Landfill area and prevents the occurrence of odors and the off-site migration of landfill gas.

The final details for construction of the horizontal collectors and their inter-connection to the existing landfill gas collection header pipe system will be submitted in a separate permit application prior to installation.

### **V. APPROVAL WITH CONDITIONS**

MassDEP has determined that the Application is satisfactory and in accordance with the authority granted pursuant to Massachusetts General Laws, Chapter 111, Section 150A, hereby approves the Phase 6 Landfill construction subject to the following conditions.

1. Notification. The Town shall notify MassDEP in writing when the Phase 6 Landfill construction begins so that periodic inspections can be scheduled.
2. Health and Safety: The Town and their contractor(s) are responsible to ensure all necessary precautions are taken to protect the health and safety of workers and the general public during both construction and operation of the Landfill. A copy of the site-specific Health and Safety Plan for the construction of Phase 6 Landfill shall be submitted to MassDEP (for its files) prior to the beginning of any construction work which shall include protocols for monitoring of landfill gas (i.e. methane, hydrogen sulfide, etc.) as needed, protocols for modifying work practices if landfill gas is detected at levels deemed unsuitable. The Health and Safety Plan shall address, in detail, the

hazards posed by landfill gas and hydrogen sulfide and include protocols for entering utility vaults and other confined spaces by qualified workers.

3. Soil Sodium Bentonite Mixture Protocol: The Town has proposed the potential use of a soil/bentonite mixture for use in the liner system in lieu of natural low permeability soils. If this option is selected, the Town must submit, for MassDEP review and approval, a detailed protocol for: the testing of source materials, the mixing of materials, the methods and frequent testing of mixed materials, and the enhanced frequency of testing of placed materials. The protocols and follow-up testing must demonstrate that the available materials, mixing procedures and placement procedures result in a suitable 12 inch thick low permeability liner layer meeting all low permeability soil specifications.
4. Regulatory Compliance. The Town shall proceed with the Phase 6 Landfill construction in compliance with MassDEP regulations, requirements, MassDEP's Landfill Technical Guidance Manual, revised May 1997, or as specified by this permit. MassDEP shall be consulted prior to any deviations from the approved design. MassDEP may require a permit modification application for significant design modifications.
5. Standard Conditions. The Town shall comply with 310 CMR 19.130 *Operation and Maintenance Requirements* and 310 CMR 19.043 *Standard Conditions*, during the Phase 6 Landfill construction.
6. Nuisance Conditions. The Town shall keep odors, dust, erosion, noise or other nuisance conditions to a minimum during the construction process. In the event a nuisance condition develops, abatement measures shall be implemented immediately.
7. Stormwater Controls. The Town shall install perimeter silt-fence barriers and other stormwater and erosion control devices, including the containment berms and swales, at the Landfill prior to initiating construction activities. During construction, the Town shall ensure that the existing stormwater basins remain functional at all times.
8. Construction Certification. The Town shall submit a Construction Certification Report ("Report") to MassDEP in accordance with 310 CMR 19.107 upon completion of each stage of the Phase 6 Landfill construction prior to disposal of waste in the respective stage. The Report shall include as-built drawings, quality assurance/quality control data, and written certification from the supervising engineer demonstrating that the construction was performed in accordance with MassDEP regulations, requirements, the Manual, and the approved design. The Town should review the Manual, Table 2-2, "Elements of Construction Documentation Report" and Chapter 2 Section IV. C regarding FML certification.
9. Authorization to Operate. The Town shall submit a BWP SW 10, Authorization to Operate ("ATO") permit application to MassDEP for review and approval in accordance with 310 CMR 19.042 prior to beginning operations in each stage of Phase 6 Landfill. At a minimum, the ATO permit application must include the Certification Report, proof that



appropriate financial assurance has been secured in accordance with 310 CMR 19.051, and proof of receipt of all applicable state, local and federal permits for the facility.

#### **VI. PERMIT LIMITATIONS**

The issuance of this conditional approval is limited to the construction of Phase 6 Landfill and does not relieve the Town from the responsibility to comply with all other regulatory or permitting requirements. MassDEP reserves all rights to suspend, modify or rescind this permit, should the conditions of this permit not be met, should the Landfill create nuisance conditions or threats to public health, safety or the environment.

#### **VII. RIGHT TO APPEAL**

This approval has been issued pursuant to M.G.L. Chapter 111, Section 150A, and 310 CMR 19.033: Permit Procedure for an Application for a Permit Modification or Other Approval, of the "Solid Waste Management Regulations". Pursuant to 310 CMR 19.033(5), any person aggrieved by the final permit decision, except as provided for under 310 CMR 19.033(4)(b), may file an appeal for judicial review of said decision in accordance with the provisions of M.G.L. Chapter 111, Section 150A and M.G.L. Chapter 30A no later than thirty days of issuance of the final permit decision to the applicant. The standing of a person to file an appeal and the procedures for filing such an appeal shall be governed by the provisions of M.G.L. c. 30A. Unless the person requesting an appeal requests and is granted a stay of the terms and conditions of the permit by a court of competent jurisdiction, the permit decision shall be effective in accordance with the terms of 310 CMR 19.033(3).

Notice of Appeal: Any aggrieved person intending to appeal a final permit decision to the Superior Court shall first provide notice of intention to commence such action. Said notices of intention shall include MassDEP Transmittal No. X272912 and shall identify with particularity the issues and reason why it is believed the final permit decision was not proper. Such notice shall be provided to the Office of General Counsel of MassDEP and the Regional Director for the regional office which processed the permit application, if applicable at least five days prior to filing of an appeal. The appropriate addresses to send such notices are:

Office of General Counsel  
Department of Environmental Protection  
One Winter Street  
Boston, MA 02108

Regional Director  
Department of Environmental Protection  
20 Riverside Drive  
Lakeville, MA 02347

No allegation shall be made in any judicial appeal of a final permit decision unless the matter complained of was raised at the appropriate point in the administrative review procedures established in 310 CMR 19.000, provided that a matter may be raised upon showing that it is material and that it was not reasonably possible with due diligence to have been raised during such procedures or that matter sought to be raised is of critical importance to the environmental impact of the permitted activity.

If you have any questions or comments regarding this approval letter, feel free to contact me at (508) 946-2847 or Dan Connick at (508) 946-2884 or at the letterhead address.

Very truly yours,



Mark Dakers, Chief  
Bureau of Air and Waste  
Solid Waste Management Section

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cc: Board of Selectmen  
24 Perry Avenue  
Buzzards Bay, Massachusetts 02532

Bourne Department of Public Works  
24 Perry Avenue  
Buzzards Bay, MA 02532

cc: Bourne Board of Health  
[TGuarino@townofbourne.com](mailto:TGuarino@townofbourne.com)

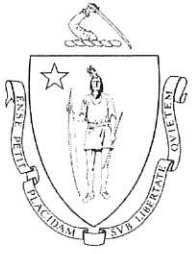
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Sitec Environmental, Inc.  
[rquinn@sitec-engineering.com](mailto:rquinn@sitec-engineering.com)

DEP-BOSTON  
ATTN: R. Blanchet

DEP - SERO  
ATTN: M. Pinaud  
M. Dakers



THE COMMONWEALTH OF MASSACHUSETTS  
 OFFICE OF THE ATTORNEY GENERAL  
 ONE ASHBURTON PLACE  
 BOSTON, MASSACHUSETTS 02108

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JUL 16 2018

TOWN OF BOURNE  
 BOARD OF SELECTMEN  
 (617) 727-4765 TTY  
 www.mass.gov/ago

MAURA HEALEY  
 ATTORNEY GENERAL

July 13, 2018

Ethan Genter  
*Cape Cod Times*  
 319 Main Street  
 Hyannis, MA 02601

**RE: Open Meeting Law Complaint**

Dear Mr. Genter:

We understand that on June 11, 2018, you filed a complaint with the Bourne Board of Selectmen (“Board”) alleging a violation of the Open Meeting Law, G.L. c. 30A, §§ 18-25. The Board is required to notify our office of the complaint and any remedial action taken to address the complaint. G.L. c. 30A, § 23(b); 940 CMR 29.05(5). Our office received notification and a response from the Board on June 26, 2018.

Under the Open Meeting Law, our office may only review your complaint after 30 days have passed from the time you first filed your complaint with the Board. G.L. c. 30A, § 23(b); 940 CMR 29.05(6). After 30 days, you may file a request with our office for further review of your complaint.

Thirty days have now passed since you first filed your complaint with the Board. You may file your complaint for further review with our office up until ninety days have passed since the alleged violation date. Accordingly, we will presume that the action taken by the Board was sufficient and will close this file unless we receive a request for further review and a copy of the initial complaint by **Tuesday, September 4, 2018**.

Please feel free to contact us if you have any questions about the Open Meeting Law complaint process.

Sincerely,

Kaitlin Maher  
 Paralegal  
 Division of Open Government

cc: Robert S. Troy, Esq., Troy Wall Associates  
 Bourne Board of Selectmen

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JUL 13 2018

TOWN OF BOURNE  
BOARD OF SELECTMEN

July 10, 2018

Mayor of Bourne  
24 Perry Ave  
Buzzards Bay MA 02532

Good Morning:

I hope this letter brightens your day. I was at an antique store here and found this old circa 1914 picture card showing your beautiful City Hall. Did you change the name of your town to Buzzard Bay?

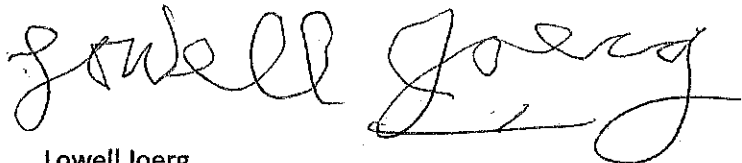
It's an old time classic for sure so I said to myself, "By golly, I think I'll send it home where it can be appreciated." Our heritage is important to us all and should be perserved. Lots of changes, I suppose, too. Enlarged and and posted up it will cause some nice conversation.

Well, I gave 6.00 for it so if you want it for 7.00 or 8.00 or so why that's sure ok. Throw in a little postage if you want, too.

My wife used to laugh at me and say, "If you hear from them you'll have to take me out to lunch." I turned ninety years of age on June 26<sup>th</sup>. And I'm still going strong as far as I know.

I like to call my little hobby a "re-distribution of happiness." Our world sure needs it.

Thank you, Godspeed, and have a super-good summer season,



Lowell Joerg

Brookdale Asst Living

6725 Inglewood Ave, Apt. 201  
Stockton CA 95207

PS: I picked your place off the net. I figure I could trust you folks. My daughter says you can find me on Google but I never look.

Town Hall BOURNE, Mass.

Dedicated July 23, 1914.



G

David T. Gay  
P.O. Box 988  
Taunton, MA 02780  
(508) 822-2071 / cell (508) 944-3226  
david@ggflaw.com

July 10, 2018

*via email Tguerino@townofbourne.com*  
Town of Bourne  
*Attn: Thomas M. Guerino, Town Administrator*  
24 Perry Avenue  
Buzzards Bay, MA 02532

**Re: *Vacancy Town of Bourne Bylaw Committee***

Dear Town Administrator Guerino:

As you may know Mr. Bruce McNamee offered his resignation from the Town of Bourne Bylaw Committee as he recently accepted the position of Chief of Police in Edgartown. Mr. McNamee indicated that as a result of his selection as Chief he would be moving out of the Town of Bourne.

This creates a vacancy on our Board and I would respectfully ask that the Board of Selectmen consider appointing a new member to replace Mr. McNamee.

I believe that Mr. McNamee was an at large member of the Board but I don't recall when his term expiration date would be.

Please advise at your next earliest convenience.

Respectfully,

*David T. Gay*

David T. Gay, Esquire  
Chairman Bourne Bylaw Committee

DTG/bd

H

To: Chief Dennis R. Woodside

From: Lt. Richard J. Silvestro

Date: 05/28/2018

Subject: Retirement

Chief Woodside,

I am officially notifying you of my upcoming retirement on August 3<sup>rd</sup>, 2018. I will be working until my last day and taking a buyout for whatever time I have on the books.

I would also like to take this opportunity to thank all the officers, dispatchers, secretarial staff, and other town employees I have worked with both past and present. This department gave me the opportunities to grow both professionally and personally. I have always been proud to be a member of this department and to serve the fine citizens of the Town of Bourne. It has been an amazing journey that I have enjoyed taking with you. You have set a high standard for this department which I expect to continue. I wish all the best to you and your employees in the future. My cell phone number and personal email has not changed so please do not hesitate to contact me for any *assistance you may* need in the future.

Sincerely



Richard J. Silvestro



OFFICE OF THE GOVERNOR  
**COMMONWEALTH OF MASSACHUSETTS**  
 STATE HOUSE • BOSTON, MA 02133  
 (617) 725-4000

BOS  
 Con Con  
 done

**CHARLES D. BAKER**  
 GOVERNOR

RECEIVED  
 JUL 03 2018  
 TOWN OF BOURNE  
 BOARD OF SELECTMEN

**KARYN E. POLITO**  
 LIEUTENANT GOVERNOR

June 28, 2018

Thomas Guerino  
 Town Administrator  
 24 Perry Avenue – Room 101  
 Buzzards Bay, MA 02532-3441

Re: FFY 18 - 604b Water Quality Assessment and Planning Grant

Dear Mr. Guerino:

Congratulations! I am pleased to inform you that the **Town of Bourne's** proposal, **Monitoring in Red Brook Harbor to Support TMDL Development**, was selected for funding under the 604b Water Quality Management Planning Program. The 604b Program continues to support watershed based non-point source assessment activities and other water quality assessment or planning projects. These projects are key to our overall water resource protection efforts.

Shortly, you will receive further instructions and contract information from the Massachusetts Department of Environmental Protection's – Division of Municipal Services. Please feel free to contact Gary Gonyea, 604b Program Coordinator by email: ([gary.gonyea@state.ma.us](mailto:gary.gonyea@state.ma.us)) or by phone (617-556-1152), if there are any questions or concerns.

Sincerely,

Governor Charles D. Baker

Lt. Governor Karyn E. Polito





BOS J

The Commonwealth of Massachusetts

William Francis Galvin, Secretary of the Commonwealth  
Massachusetts Historical Commission

June 27, 2018

Wendy Frontiero  
32 Abbott Street  
Beverly, MA 01915

RECEIVED

JUL 03 2018

TOWN OF BOURNE  
BOARD OF SELECTMEN

RE: Cataumet School, Bourne

Dear Ms. Frontiero:

MHC staff have completed our review of the National Register nomination that you submitted for the Cataumet School, 1200 County Road, Bourne. We have several comments and questions, which are detailed on the enclosed memorandum. We have also done some editing directly onto the text you submitted electronically, using "track changes," and I will be emailing that separately. You'll see some copy edit marks directly in the text and then the same questions and comments that are on our memo inserted in the margins in "comment bubbles." If you could respond directly in those comment bubbles and then email the entire piece back to me, that should make it possible for us to complete the nomination smoothly. Add more bubbles if you have questions about any of the copy edits we have made. And since this is a new technique for us, we would appreciate your frank appraisal of how you feel it's all working. Our intent is to make the nomination as complete as possible prior to its submission to the State Review Board. We would appreciate your taking the time to address our remarks, and if there are any about which you have questions, please do not hesitate to let me know.

Once any concerns with the nomination have been addressed and the file is considered complete, we will schedule it for presentation to the State Review Board of the Massachusetts Historical Commission, after which the nomination will be sent to the National Park Service/National Register program. The process of listing a completed nomination generally takes about eighteen months to two years.

If you have any questions about the National Register program or the listing process, please do not hesitate to contact Karen Davis, Ben Haley, or me here at the MHC. We look forward to working with you, the Cataumet Schoolhouse Preservation Group, and the Town of Bourne and its historical commission in listing this historic property in the National Register of Historic Places.

Sincerely,

Betsy Friedberg  
National Register Director  
Massachusetts Historical Commission

Cc: Carole Courey, President, CSPG, P.O. Box 649, 122 County Rd., Cataumet, MA 02534  
Peter J. Meier, Chairman, Bourne Board of Selectmen  
Thomas Guerino, Town Administrator, Town of Bourne  
Judith Riordan, Chairman, Bourne Historical Commission

## MEMORANDUM

TO: Wendy Frontiero, Preservation Consultant

FROM: MHC National Register staff

RE: Cataumet School, Bourne

### Note:

The comments below are also incorporated into the draft of the nomination in comment bubbles so that the issues may be addressed more easily. We are working to improve the review process to make it more efficient. Please keep the edits made in the draft in Word's Track Changes so that we may see them when you return it to us. It is helpful since edits can alter the page configurations on the hard copy, which makes checking the memo against edits more time-consuming.

### General Comments:

Please ensure that section breaks in the footers are done properly; they are not done correctly in this nomination. Also, please ensure that new sections begin on the following page, not at the end of a previous section. For example, Section 9 starts on the same page as the end of Section 8. This messes up the footer. Section 9 should begin on a new page.

Before we can submit the nomination to the Park Service for listing, we will need two copies of photographic prints labeled according to NPS standards. We have older, poor-quality prints used in evaluating the property for NR eligibility, but do not have prints of the five photos that accompany the nomination that were supplied by CD. As noted in specific comments below, a few more photos would also be useful for the nomination. Photos should not be embedded in the nomination, but any figures can be, including historic images like the one used at the end of the nomination. We hope that additional historic images can be provided (as mentioned below). Please note, however, that the inclusion of figures requires a figure list to be included after the photo list. It must also be noted that all figures are used with permission of whatever entity/entities hold them. Please incorporate the floor plans as figures in the nomination, as well as an assessor's map:

We will need a better USGS map that more clearly shows the property at a closer scale.

Please standardize some inconsistencies in the nomination, such as the use of "schoolhouse" v. "Schoolhouse" when referring specifically to the Cataumet building (we have made a few of these changes during our initial review but there may be more instances) and "school committee" v. "School Committee": when preceded by "the," it should be capitalized.

A separate datasheet will be necessary. We come up with a somewhat different resource count than you have: three contributing resources, being the schoolhouse, trough (a contributing object depending on when it was moved to its present location and whether it was previously on the property), and the tennis court (a contributing structure), and 3 noncontributing resources, being the modern shed, the new outhouse (both buildings), and the modern board fence (a structure). Please confirm. Because it's relatively substantial and highly visible, count the vertical board fence as a noncontributing structure—you could note that the modern fence appears to be in

(Cataumet School, comments, p. 2)

keeping with the fence that historically stood there, if that is the case and if it's in essentially the same location.

Specific Comments:

p. 2, section 5: This building is owned by the town of Bourne and is only leased to the Cataumet Schoolhouse Preservation Group, so checking "Private" is incorrect. Public-Local should be checked.

p. 5, narrative description para. 2: The final sentence of this paragraph seems to contradict the resource count given. Wouldn't this mean the resource count includes two noncontributing buildings/structures, rather than one?

p. 7, first full para: Regarding the discussion of overflow: overflow of what? Why would shelves be wet? Did this function as some sort of dry sink, which is why the water jug is placed on the upper shelf?

p. 7, woodshed/outhouse description: in the second sentence is the "poured concrete structure" a foundation?

p. 12: in general, include the MACRIS number for other historic resources. We have added the number for the Bournedale Village School.

p. 12, para 3, Were the Portuguese largely from Cape Verde?

pp. 13–16: Rather than put quotation marks at the beginning of each paragraph, it would more clearly separate this text from your own work if you indented all of the paragraphs taken from the context/nomination.

p. 16: the first sentence under the "History of Cataumet..." section notes that Native American settlements in the area are "thought to have been likely." By whom? archaeologists? Please clarify.

p. 17, para 1, Do you mean a published historical journal? Or the Preservation Plan for the schoolhouse (in the bibliography)? Or some other source that may or may not be in the bibliography?

p. 17, para 2: For the resources mentioned here—the Methodist Church, the cemetery, and Dimmick Tavern—please include MACRIS numbers if they are extant and the resources have been documented.

p. 18, para 4, sentence beginning "The first known record of education...": There should be a new sub-section here specifically about education, as the previous section is more general about the development of the town and its economy. Perhaps instead of the header "History of

(Cataumet School, comments, p.3)

Cataumet and Construction of the Cataumet Schoolhouse, 1894-1930" on p. 16, it should be "History of Cataumet" and starting here can be "History of Education and Construction of Cataumet Schoolhouse" or something along those lines...

p. 18, para 4: For the sake of consistency (dollars are written as numbers below), please use numbers and the £ currency symbol.

p. 18, para 4: Other quotations are cited. What is the source of "school dame"?

p. 19, first para that starts on p. 18: Please include the referenced photo of the 1864 schoolhouse as a figure—what is the date of the photo?

p. 20, third full para (begins "Financial records in the 1894..."): Since the name "O.W. Merserve" is not being quoted, it is fine to simply spell the name correctly here rather than using "(sic)."

p. 20, final full para: Is the "original schoolhouse" noted in the first sentence of this paragraph the 1864 school? Please clarify.

p. 21, first full para: does "they" refer to the teachers? How are their lives emblematic? Can you say that what little is known about them suggests that their lives reflect the history of Bourne in the late 19<sup>th</sup>/early 20<sup>th</sup> c., as follows...?

p. 21, second full para: Regarding the other one-room schools: are they extant? If so, please include MACRIS numbers or NR listing info if relevant.

p. 22: It would be useful to note where the information about individual teachers came from. Also note that the deaths of some are unknown.

p. 22, note on Mary P. Hill: Was Taylor Holmes later a caretaker of the estate or was Mary? Please clarify.

p. 22, note on Florence M. Meserve: On p. 20, the name is spelled "Messerve." Please clarify.

p. 23, first para: One or more of the class photos demonstrating the presence of ethnic minorities would be nice to have included as figures.

p. 23, final full para: It is not clear in the first sentence what is being referred to as not original and what is not extant. Is this just referring to the sinks? If so, are there newer sinks there to replace the originals? Please clarify.

p. 24, para 4, Please provide more information--are they all local residents? Any other than the selectman in governmental positions? What did the rest do professionally?

(Cataumet School, comments, p.4)

p. 25, second full para: Is there some specific reason why a group from UPenn would be involved in this schoolhouse? It seems unusual. Is this an error? If not, is there some reason why a group from Pennsylvania would take an interest in this property?

pp. 25–26, architectural significance: This nomination needs to focus on Cataumet Schoolhouse and should include specific information about that information, not repurposed information from Bournedale Village School. Some of this information is indeed relevant, but this section relies too heavily upon quotes from secondary sources/the NR nomination and not enough original research.



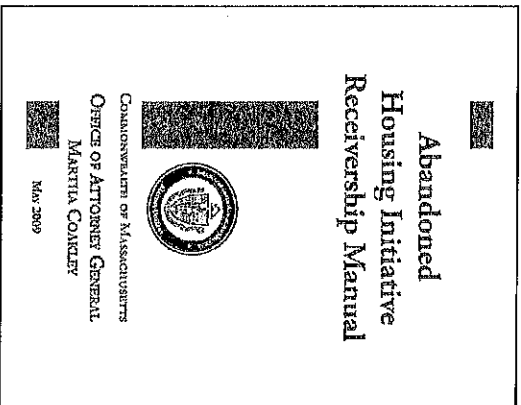
# Abandoned Housing Initiative

July 10, 2018

# Legal Disclaimer

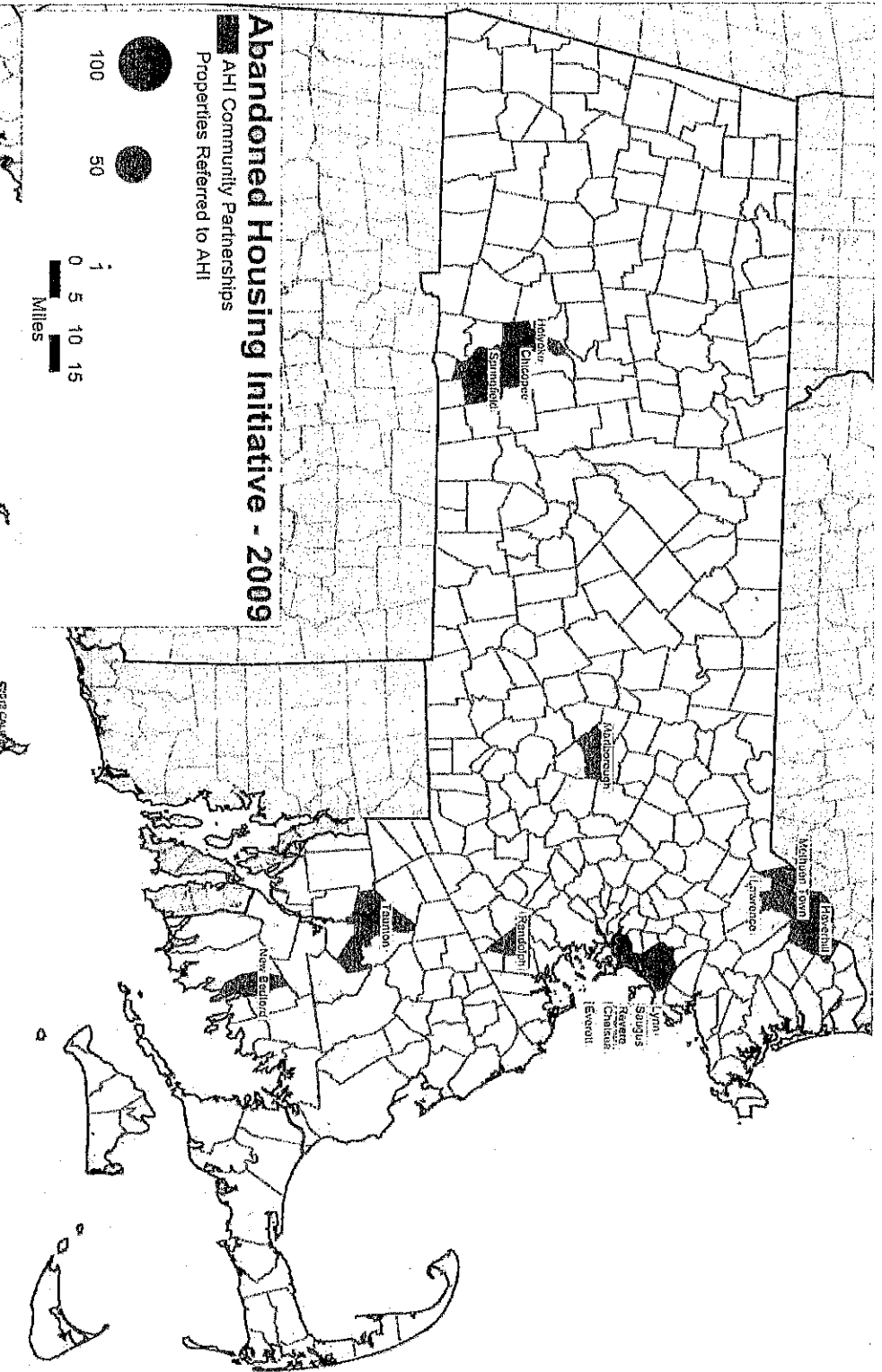
This brief synopsis is provided for introductory, informational purposes only. It is not legal advice and should not be construed as an attempt to provide a legal opinion about any of the matters discussed herein.

# Beginnings of AHI – 2008/2009

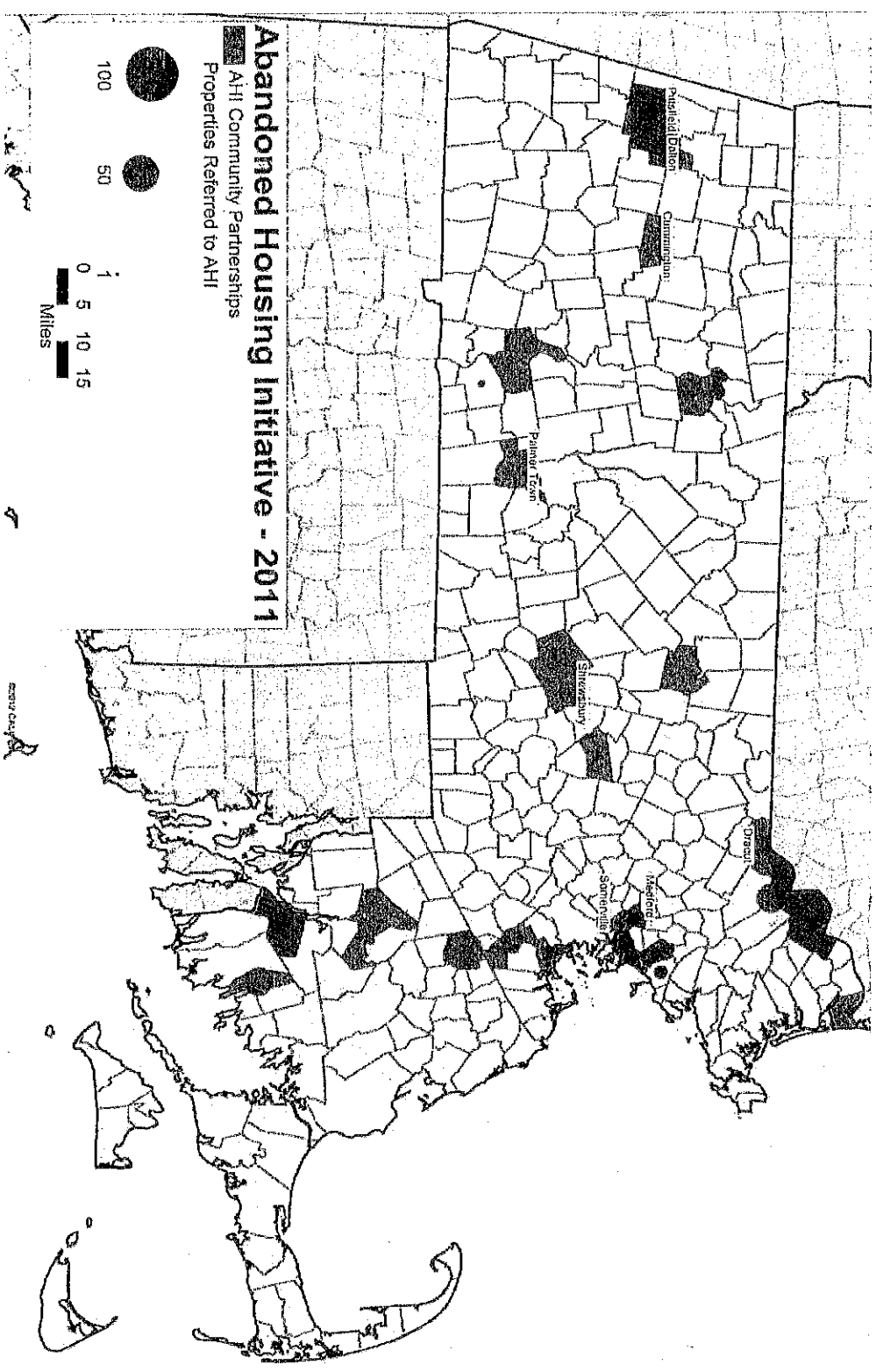




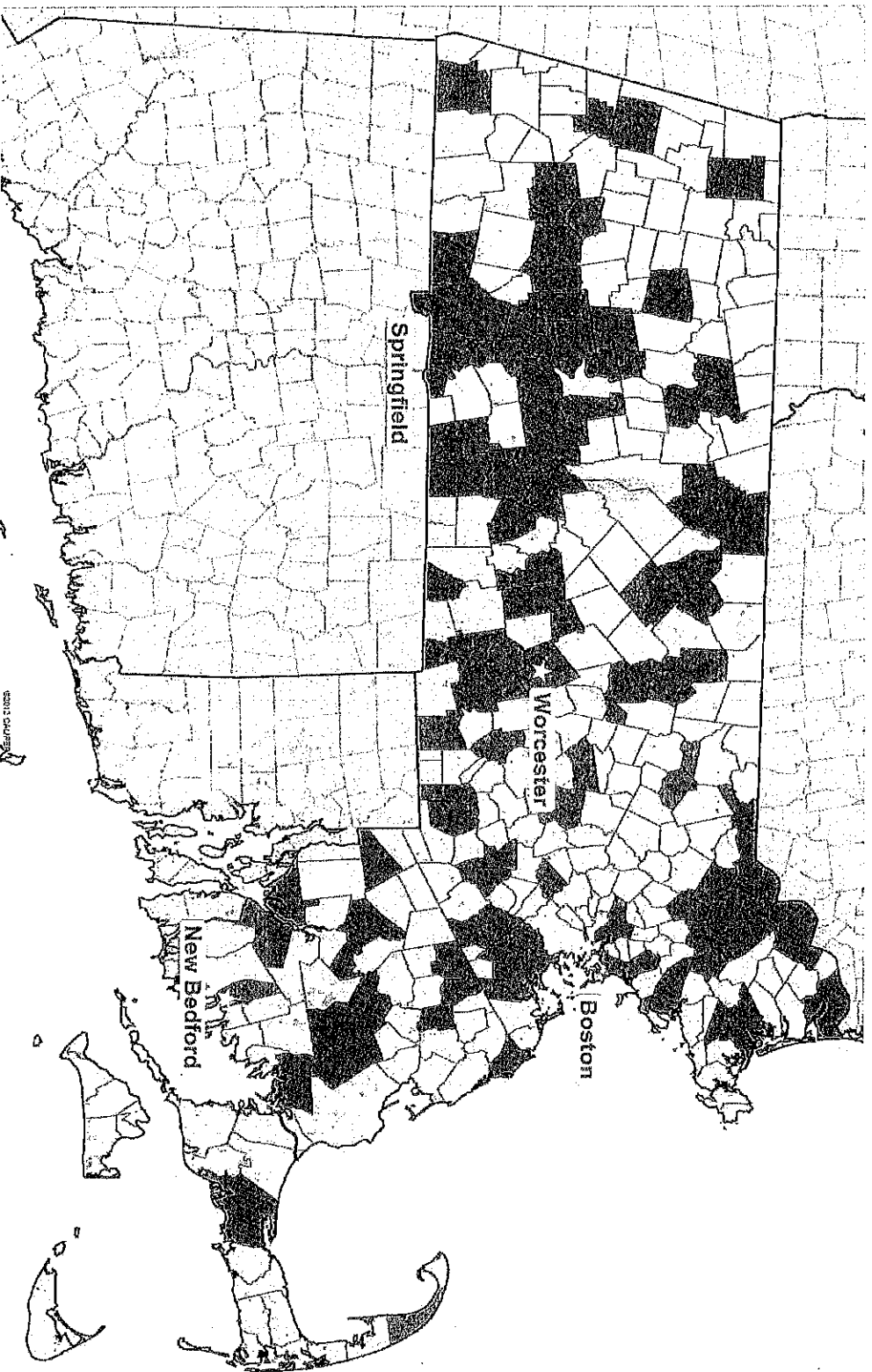
2009



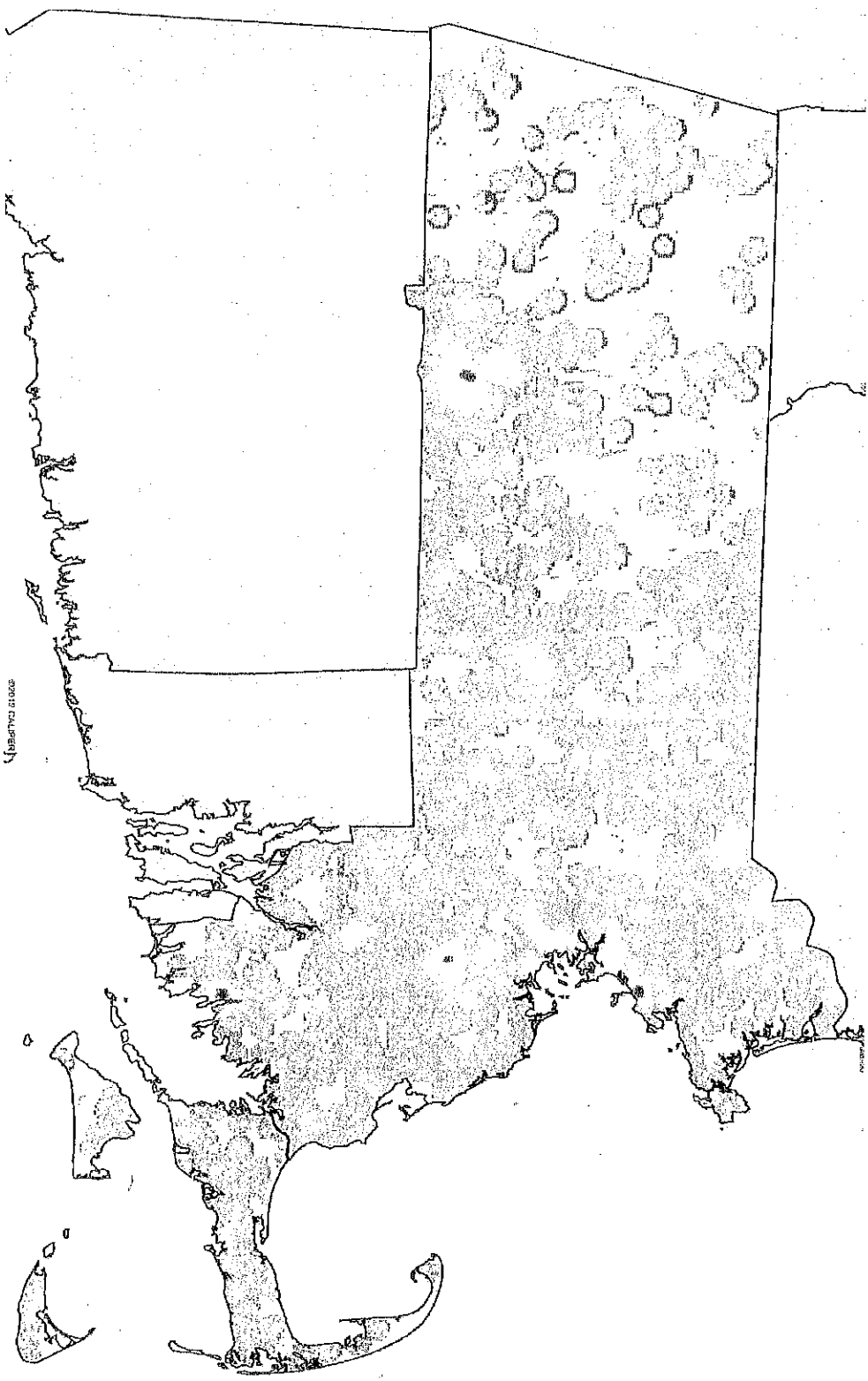
2011



# Community Partnerships - 2017



# Foreclosure Density

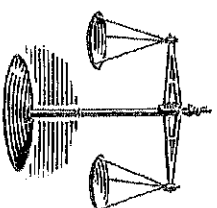


# Statutory and Legal Authority

Violations will  
not be  
promptly  
remedied

Appointment  
of receiver is  
in the best  
interest of  
occupants\*

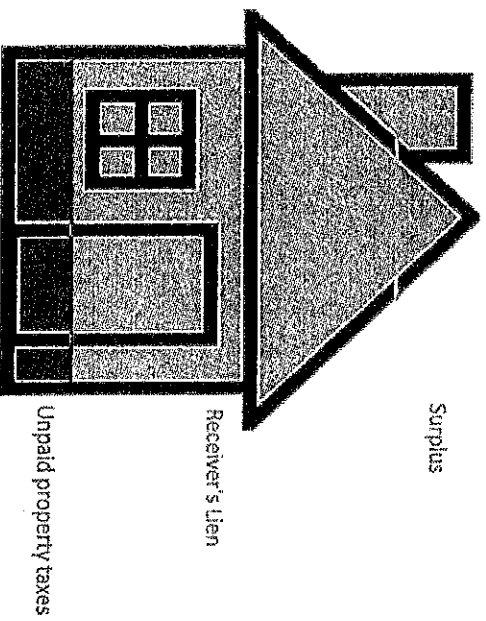
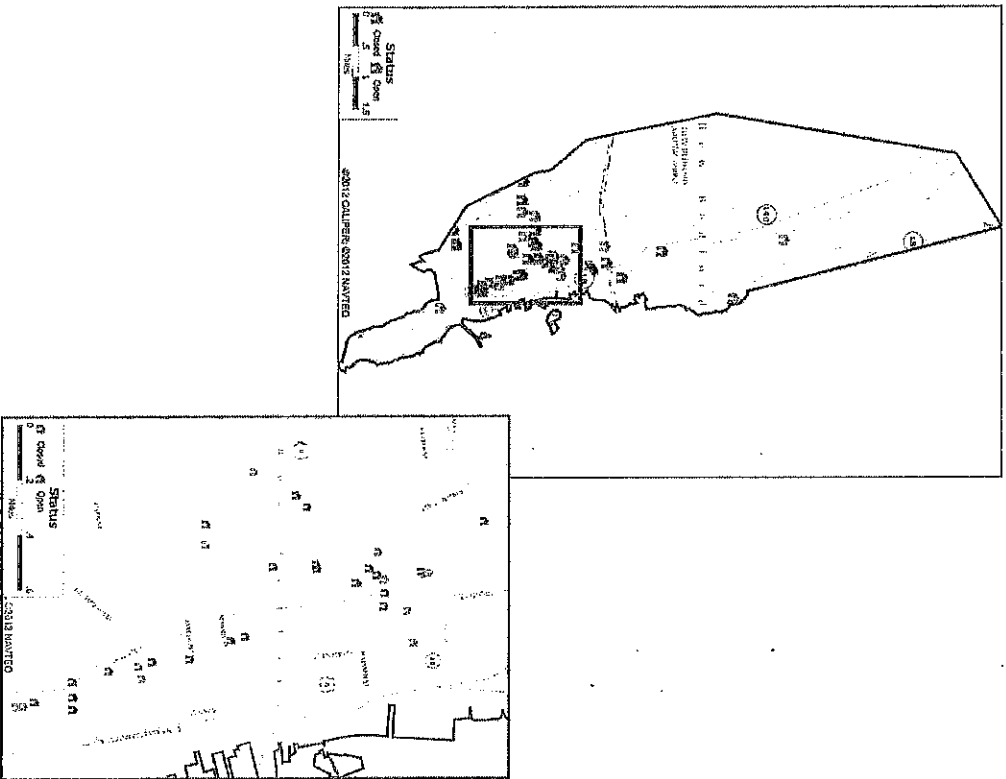
Shall appoint  
a receiver of  
the property.



\*City of Boston v. Rochalska

# AHI – Step by Step

# Municipality Identifies Distressed Properties

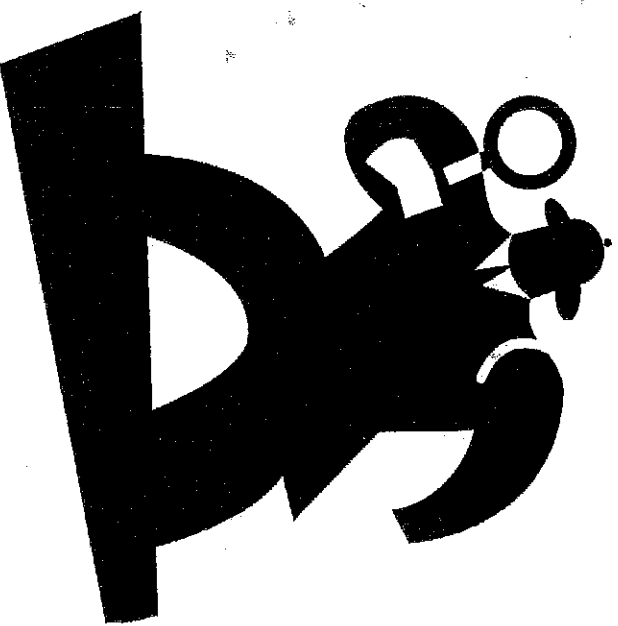


# Property Visit and Inspection

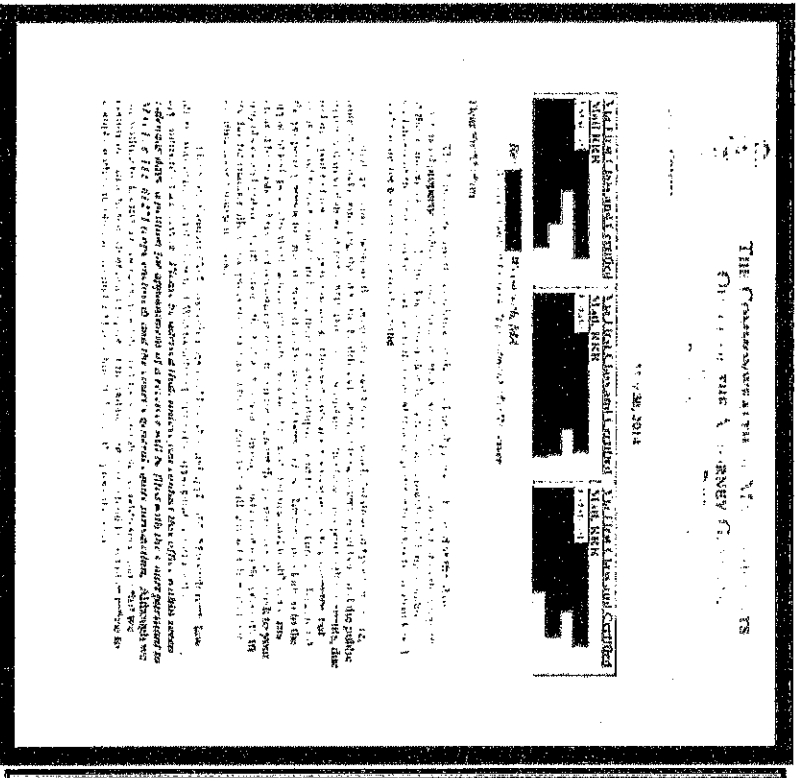




# Title Search to Identify Owners and Parties in Interest



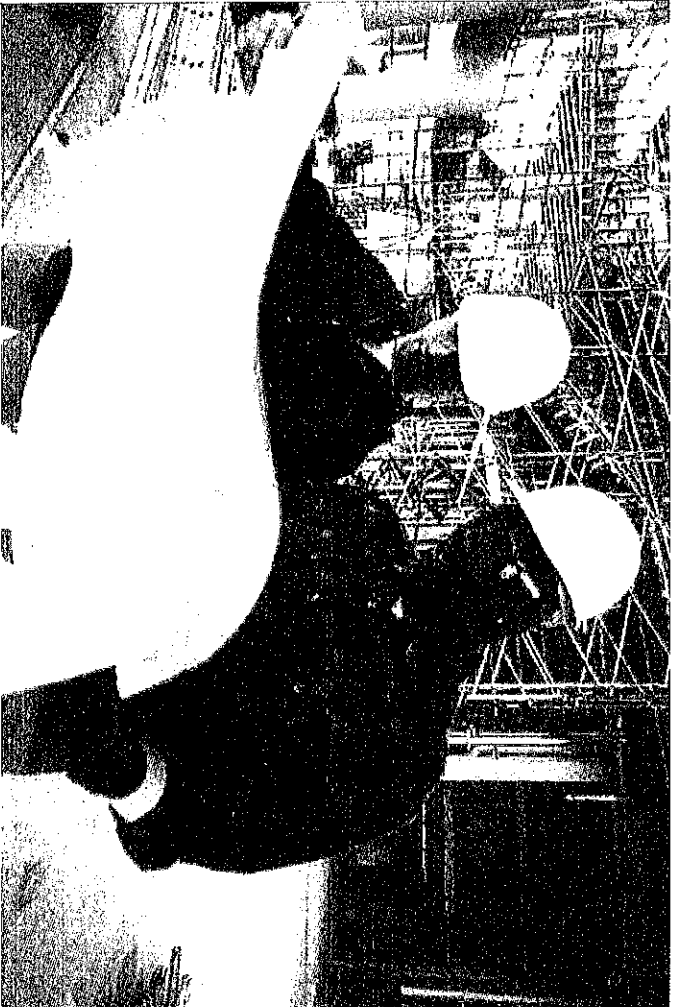
# Demand Letter



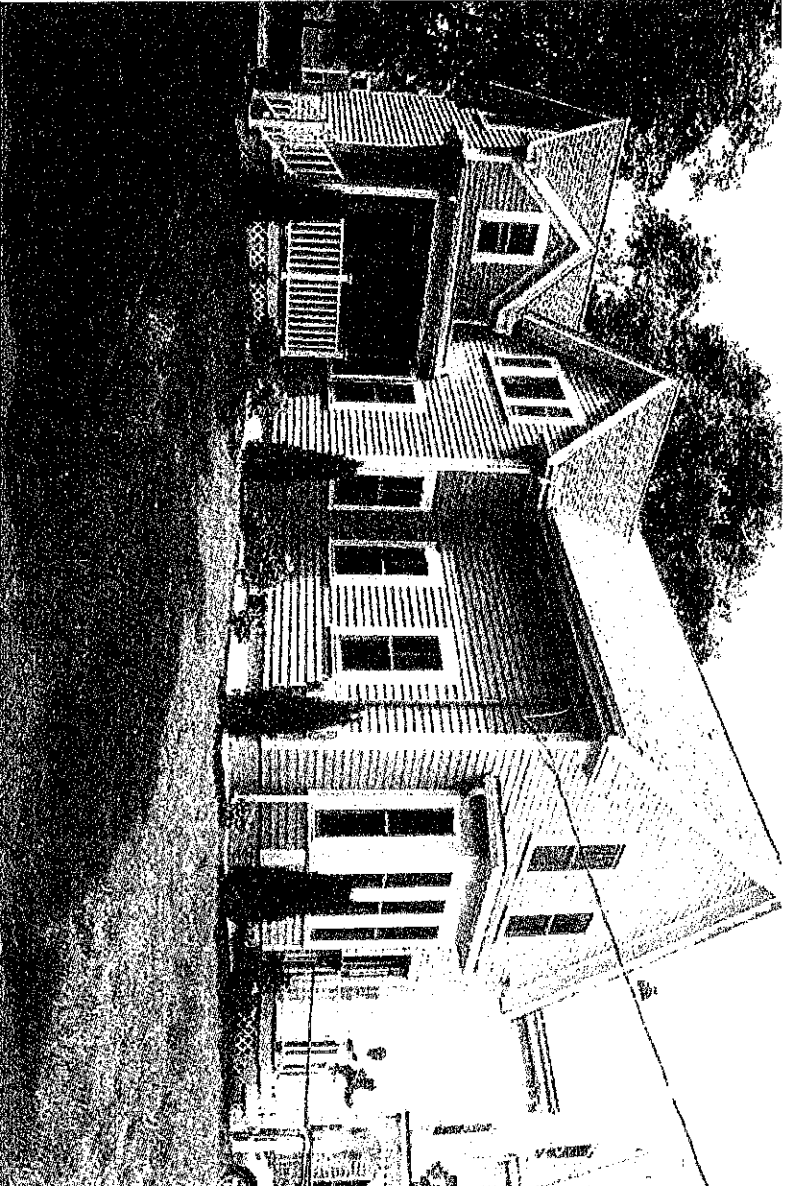
Cooperative  
Owner

Uncooperative  
Owner

# Receiver Appointed



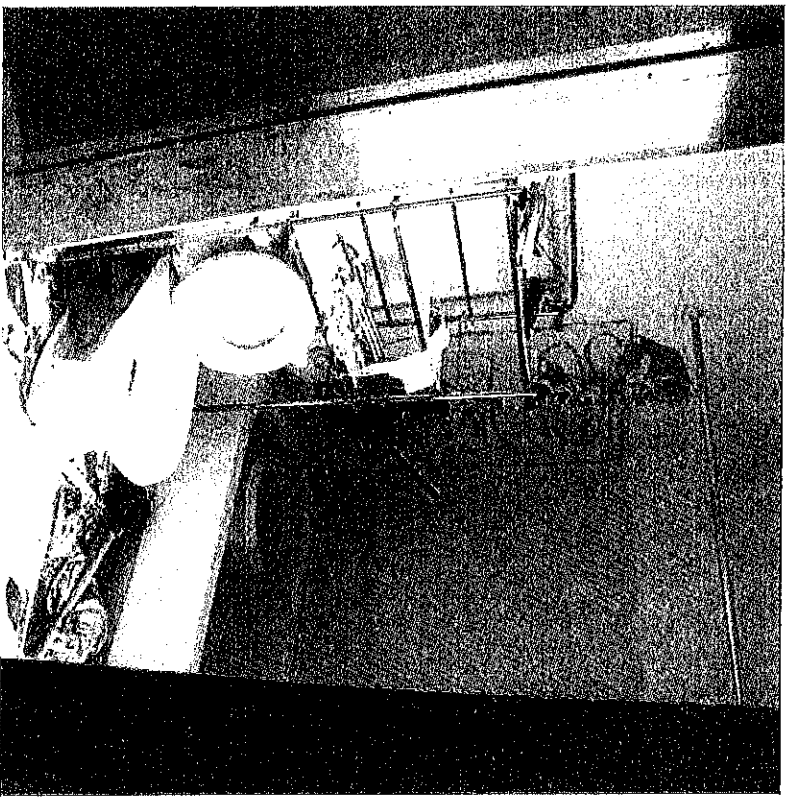
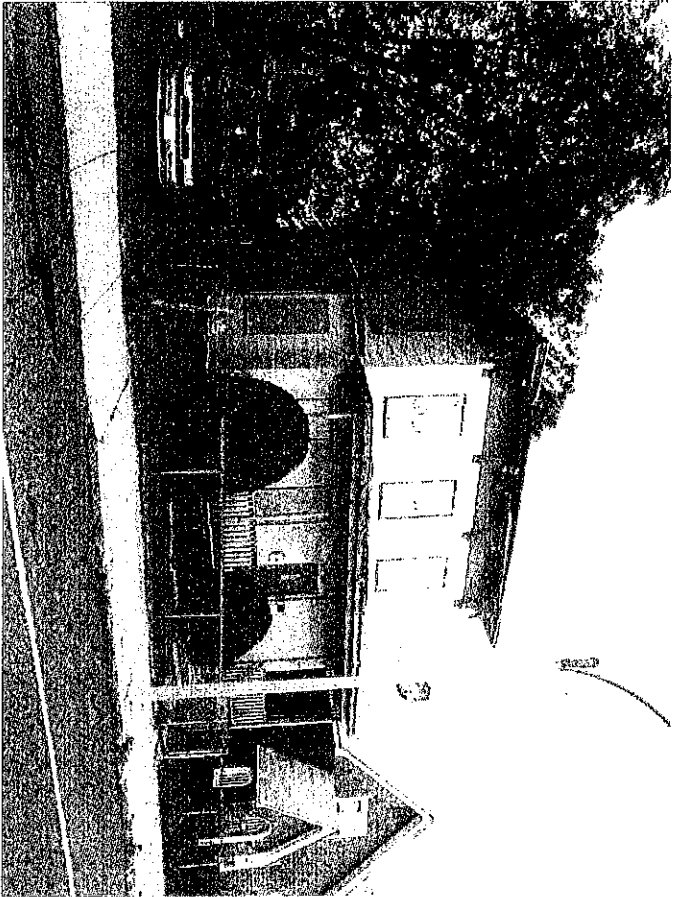
# Result



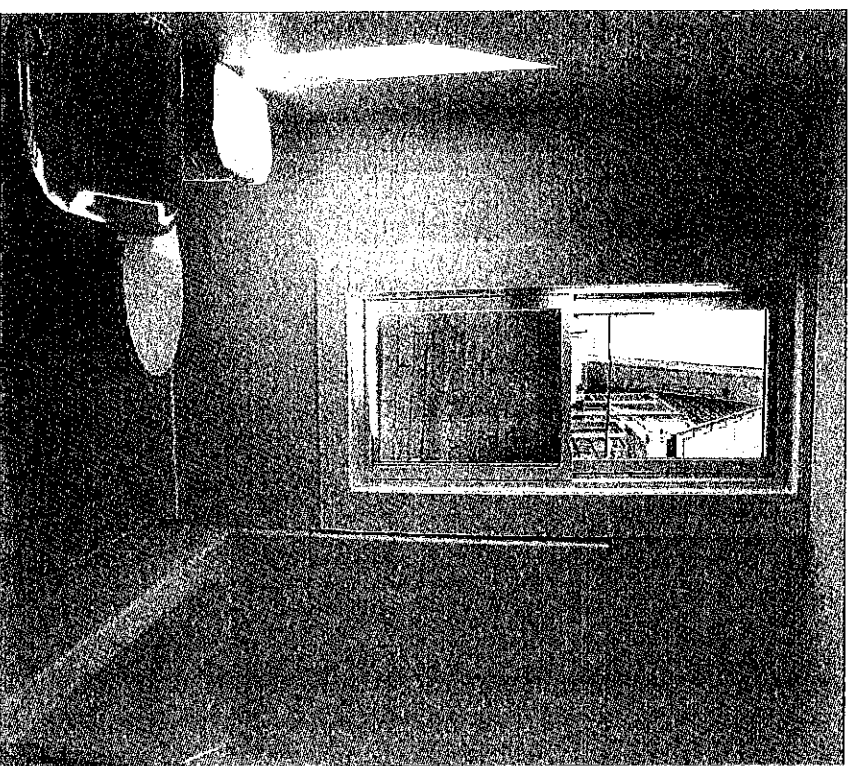
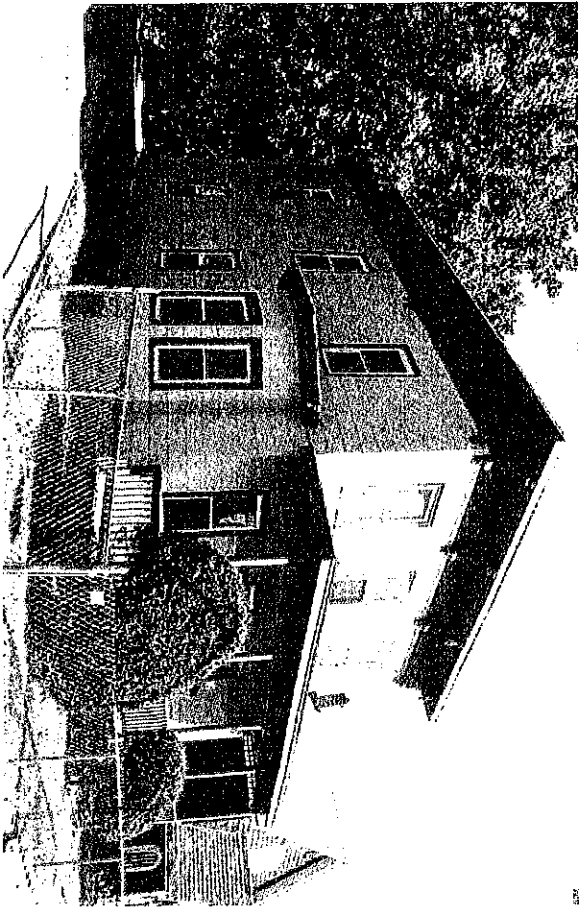
# Success Stories



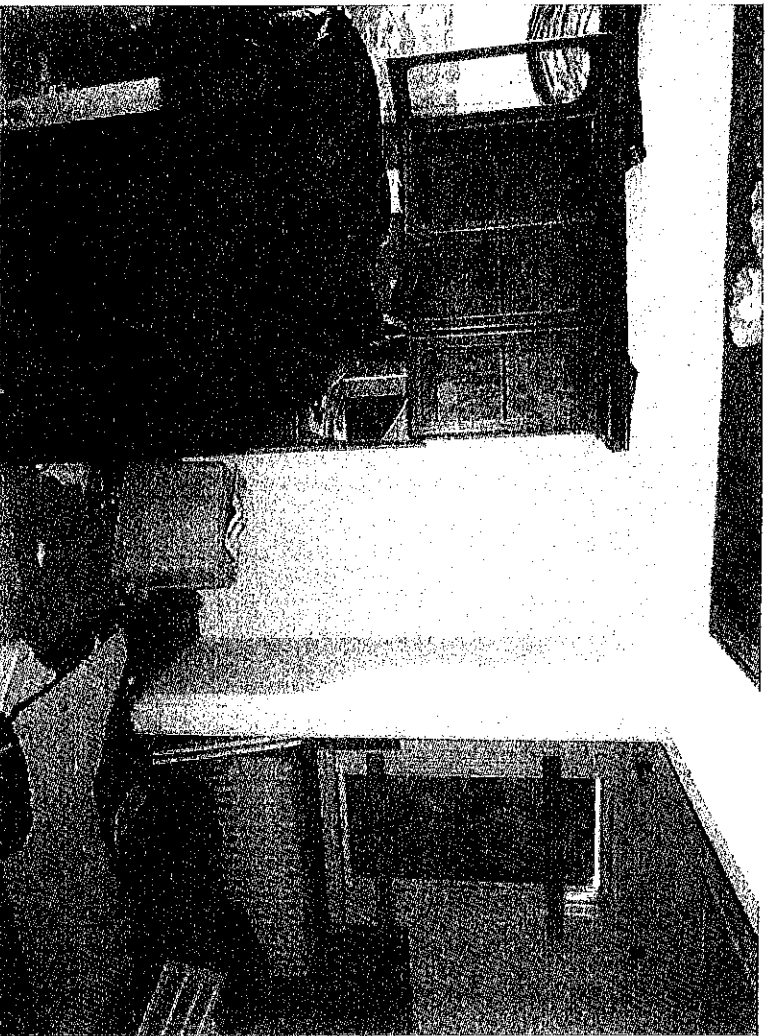
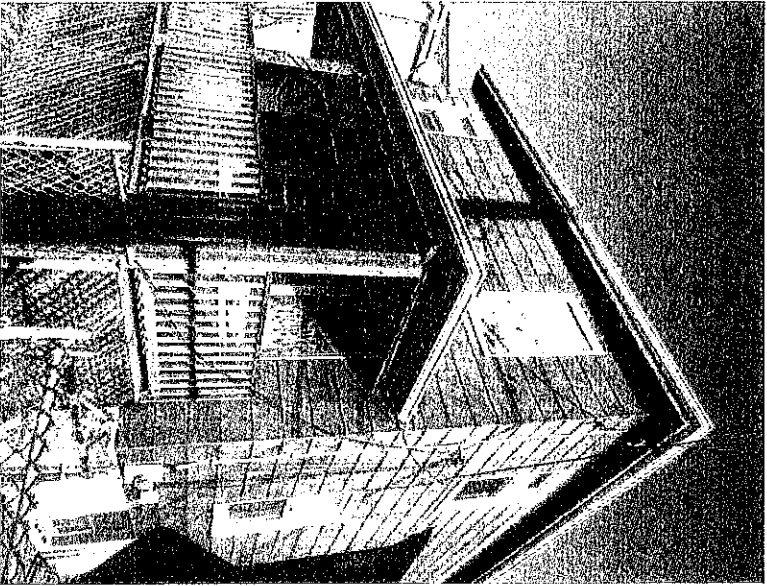
# 1031 Dwight Street, Holyoke - Before



# 1031 Dwight Street, Holyoke - After



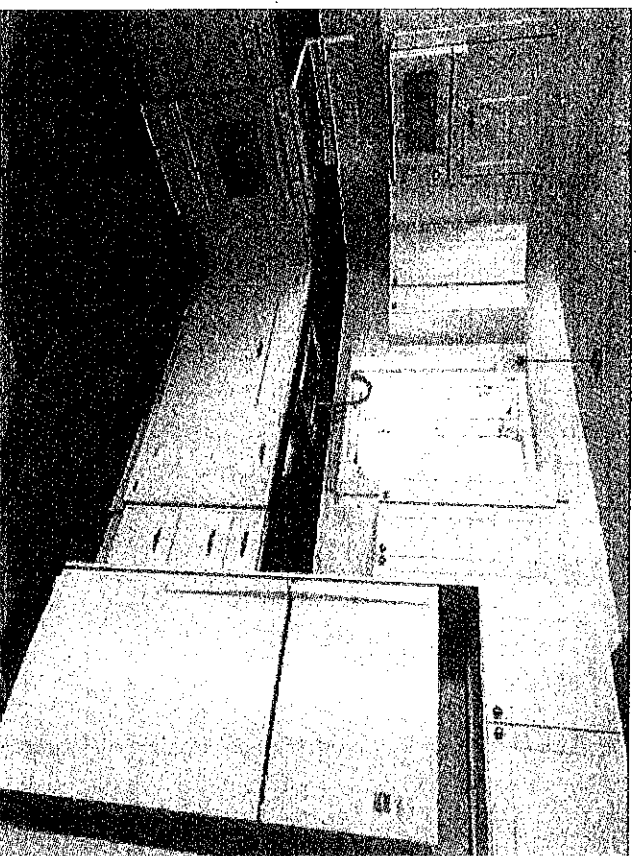
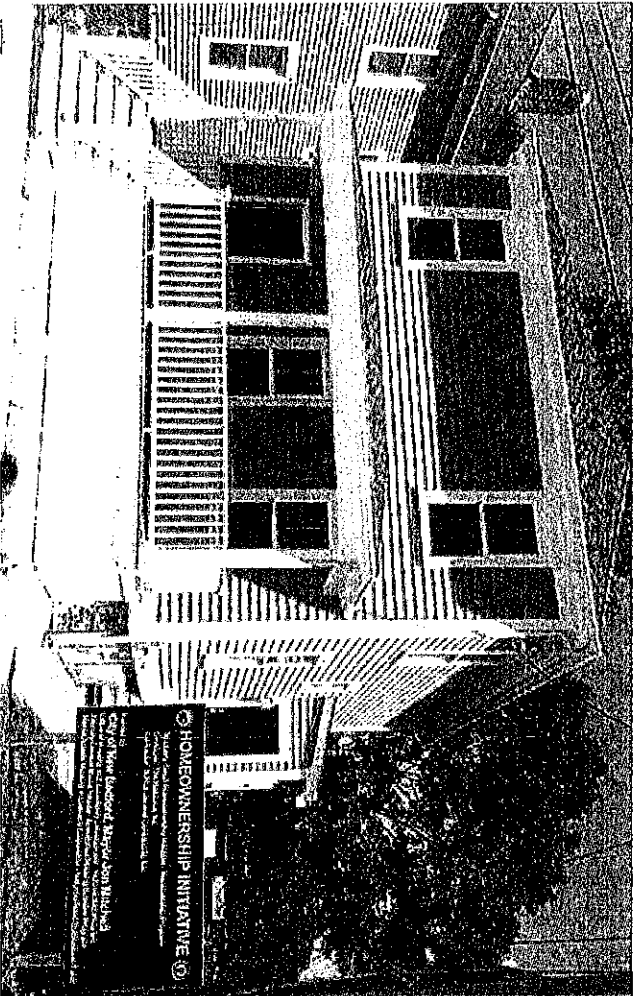
# 36 Liberty Street, New Bedford - Before





# 36 Liberty Street, New Bedford –

After



# AHI Strategic Demo Fund – Proposal Criteria

- Immediate community need
- Absence of other remediation tools
- Post-demolition redevelopment



# AHI Contact Information

- Stephen Marshalek:  
Stephen.Marshalek@State.MA.US
- Meaghan Olejarz:  
Meaghan.Olejarz@State.MA.US
- Lizabeth Marshall:  
Lizabeth.Marshall@State.MA.US

**Former Somerset nuisance property restored, sold to highest bidder - News - The Herald News, Fall River, MA - Fall River, MA**



SOMERSET — The town's longest standing and one of its worst abandoned properties — now sparkling new — went to foreclosure auction Friday afternoon.

The single-family ranch house at 205 Haute Drive at the corner of Lafayette St., built in 1968, sold for \$210,000 to the court-appointed receiver of the property, Reed Built Properties LLC in Taunton, owned by Brian Reed.

Reed spent the past few months gutting, repairing and rebuilding the house, he said.

The two parties bidding were not typical buyers. Besides Reed, who will now put the house up for sale, a woman who remained on her phone and would only say she "represented the mortgagee," bid up to \$200,000.

When auctioneer Jay Kivowitz, of New Bedford, asked the woman from Plainville if she'd go to \$220,000 or \$215,000, she shook her head.

For neighbors Pauline Sardinha, of 500 Lafayette St., and Joan Wilkins, of 537 Lafayette St., their thrill was far less about who bought the house and for how much than that it's now handsomely restored and habitable with gray siding, white trim and a silver "No. 205" aside the door.

"Fabulous. Fabulous," they both said in unison.

"For years we've seen comings and goings in the house, from drug deals and other deals," Sardinha said.

"I see this from my kitchen window and I've lived here for 44 years," she said. They've complained to the town for years.

Wilkins also has lived there since the early 1970s and said her father owned 25 acres of woods and farms later turned into homes. A huge boulder at the corner of Regina Avenue where Wilkins recalled playing as a girl.

"All I know is I'm happy the house got fixed up," Sardinha said after the auction where Kivowitz started the bidding at \$50,000. Reed nodded first.

Tim Turner, who became the full-time Somerset health agent nearly a year ago, reported last summer this was one of seven houses listed on the [attorney general's office abandoned housing initiative](#).

He said all the copper piping and fixtures were removed and people have "squatted" there for years, even with an infant.

It was in the estate of Barbara Augustine and Mark Augustine when they died, and their next generation heirs lived there briefly then left, Turner said.

Turner cited the original complaint about the vacant, unkempt house coming in 2009.

He, along with Building Inspector Paul Boucher and Principal Assessor Pamela Lee watched the auction.

The auctioneer read several pages of legal documents, followed by bidding in mostly \$10,000 increments between Reed and the mortgagee representative.

The Housing Court Southeast Division listed the bank holding the mortgage as UMB Bank. The woman bidding refused to give her name. The auctioneer declined to identify her.

Reed was accompanied by his wife, Pat, who said she'd list the house for sale with her company, Keller Williams Real Estate in Easton.

Brian Reed declined saying how much he spent on repairs, other than "I have a lot more (than \$210,000) invested. The house was so far gone. It had mold throughout, mushrooms growing inside. The ceilings were collapsed."

He later opened the doors to let several neighbors and town officials tour it. The sparkling wood floors, new doors, kitchen cabinets, granite counters and bathroom fixtures were a stunning contrast to last summer.

Assessor Lee carried a copy of last year's assessment on a clipboard. The five-room house, with three bedrooms and one bath, was assessed at \$152,200, of which \$119,500 was for the 12,000-square-foot lot.

Lee said she was there to reappraise it, and Boucher immediately said, "It's going to be a lot more than that now."

"I'm thrilled," Turner said. "Now he can sell it."

The Housing Court must approve the sale to the receiver, and a closing with Reed's lawyer, Vince Cragin of Halloran, Lukoff, Smith & Tierney, New Bedford, needs to take place by March 19, the auctioneer said.

Email Michael Holtzman at [mholtzman@heraldnews.com](mailto:mholtzman@heraldnews.com) or call him at [508-676-2573](tel:508-676-2573).







## Capital Outlay Committee

### Article 1.5 Capital Outlay Committee

#### Section 1.5.1

**Membership.** There shall be a Capital Outlay Committee, consisting of five (5) voters of the town appointed as follows: The Selectmen shall appoint three (3) members at large and two (2) members shall be appointed by the members of the Finance Committee from its membership.

#### Section 1.5.2

**Finance Director Ex-Officio.** The Finance Director shall be an ex-officio member and shall not be entitled to vote on making recommendations to be included in its reports.

#### Section 1.5.3

**Terms of Appointment and Officers.** Members shall be appointed for 3-year terms. The terms shall be so arranged that the terms of all members of the Committee do not expire in the same year. Members may be reappointed and they shall serve without compensation. The Committee shall elect a Chairman, Vice-Chairman and Clerk from among the members at its first meeting, on or after July 1st of each year.

### **Three Year Term**

**Member – Term expires 6/30/18**

Renee Gratis – Finance Committee Member

**Term**

June 30, 2021

8B

**Bourne Landfill Business Model Working Group**

The Board of Selectmen shall appoint a Working Group to be known as the Landfill Business Model advisory Working Group, hereinafter referred to as the Working Group. Said Working Group shall be composed of four (4) individuals, appointed on an annual basis, if required. Membership of the Working Group shall consist of one member each from the Board of Selectmen, Board of Health and Finance Committee, or each respective Board of Committees designee. There shall be one member of the working group who is a resident of the Town of Bourne appointed at large by the Board of Selectmen. The Director of ISWM, ISWM staff, and other municipal staff shall provide reasonable information as required to the Working Group. The working group shall serve as an advisory group and shall have no budgetary, expenditure or contractual authority.

**One Year Term**

**Member – Term expires 6/30/18**  
Robert Schofield – Resident

**Term**  
June 30, 2019



Remarks:

7/6/2018

Samuel Haines

Date

Conservation Agent

Board of Health:  Concur  Does Not Concur

Remarks:

7/10/2018

Terri Guarino

Date

Health Agent

Building Inspector:  Concur  Does Not Concur

Remarks:

7/12/2018

Roger Laporte [dj]

Date

Building Inspector

Sewer Commissioners:  Concur  Does Not Concur

Remarks: na

7/9/2018

George M. Sala [mr]

Date

Department Head

Town Collector:  Outstanding Taxes  Taxes Paid In Full

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

Remarks:

7/6/2018

A Dastous

Date

Town Collector

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

Remarks: N/A

7/6/2018

mfernandes

Date

Clerk's Office

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

Remarks: N/A

7/9/2018  
Date

Sandi Paiva  
Assessors Office

---

Department of Public Works:  Approved  Disapproved  Not Under DPW Jurisdiction

Remarks:

7/11/2018  
Date

George M. Sala [mr]  
Department Head

---

Department of Natural Resources:  Approved  Disapproved  Not Under DNR Jurisdiction

Remarks:

7/6/2018  
Date

Tim Mullen  
Department Head

---

Police Department:  Concur  Does Not Concur

Remarks: ALL liquor laws must be followed, including purchasing and storage.

7/8/2018  
Date

Chief Dennis R. Woodside  
Department Head

---

Fire Department:  Concur  Does Not Concur

Remarks:

7/9/2018  
Date

Chief Sylvester  
Department Head

---

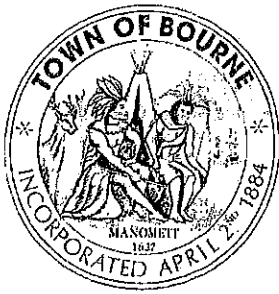
Board of Selectmen:  Concur  Does Not Concur

Remarks:

Date

Chairman

---



100 - 125 expected attendees

TOWN OF BOURNE  
Town Offices  
24 Perry Avenue  
Buzzards Bay, MA 02534  
(508-759-0600 x503) Phone  
(508) 759-0620) Fax

SPECIAL ONE-DAY LICENSE APPLICATION

FEE \$ 25

The undersigned hereby applies for a Special One-Day License in accordance with the provisions of the Statutes relating thereto:

PREMISES TO BE LICENSED: Aptuxet Trading Post

NAME: Robert McFarlane

COMPANY: Friends of the Bourne Rail Trail Inc.

ADDRESS: 427 Barlow's LDB

TELEPHONE: \_\_\_\_\_

EMAIL: \_\_\_\_\_

DATE(S) OF EVENT: 8/18/18

HOURS OF OPERATION: 2:30pm - 5pm

DESCRIPTION OF EVENT - include floor plan with estimated number of guests and plans for parking:

A fenced area with acoustic live music serving & tasting of beer from Nantabot Beer. Guests will be limited to 120. Tasting beers. Tasting will be from 2:30-5:00pm.

- License is for the Sale of:
- All Alcoholic Beverages \_\_\_\_\_
- Wine & Malt Beverages Only \_\_\_\_\_
- Wine Only \_\_\_\_\_
- \* Malt Beverages Only

- The Licensed Activity
- or Enterprise is:
- for profit \_\_\_\_\_
- non profit

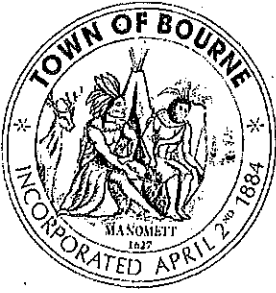
Yes, I have contacted the Fire Chief or the Building Inspector to begin the process of obtaining a "304 Certificate of Inspection", if it is determined that one is necessary.

Yes, I have obtained a one-day \$1 million liability insurance policy naming the Town of Bourne as an additional insured

\* no sales of beer - tasting only

FOR OFFICE USE ONLY -

Board of Selectmen



TOWN OF BOURNE  
Town Offices  
24 Perry Avenue  
Buzzards Bay, MA 02534  
(508-759-0600 x503) Phone  
(508) 759-0620 Fax

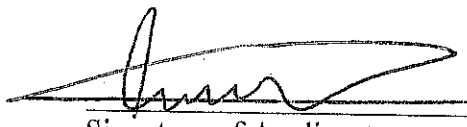
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TOWN OF BOURNE  
LIABILITY DISCLAIMER  
FOR SPECIAL ONE-DAY LICENSE

By exercising the privileges of this Special One-Day License in serving persons with alcoholic beverages, the Licensee is potentially exposed to significant liability for injuries and damages to the persons served or to others who are injured or damaged by the persons served. Your acceptance and exercise of this Special One-Day License will be deemed to be acknowledgment that you are aware of this potential liability.

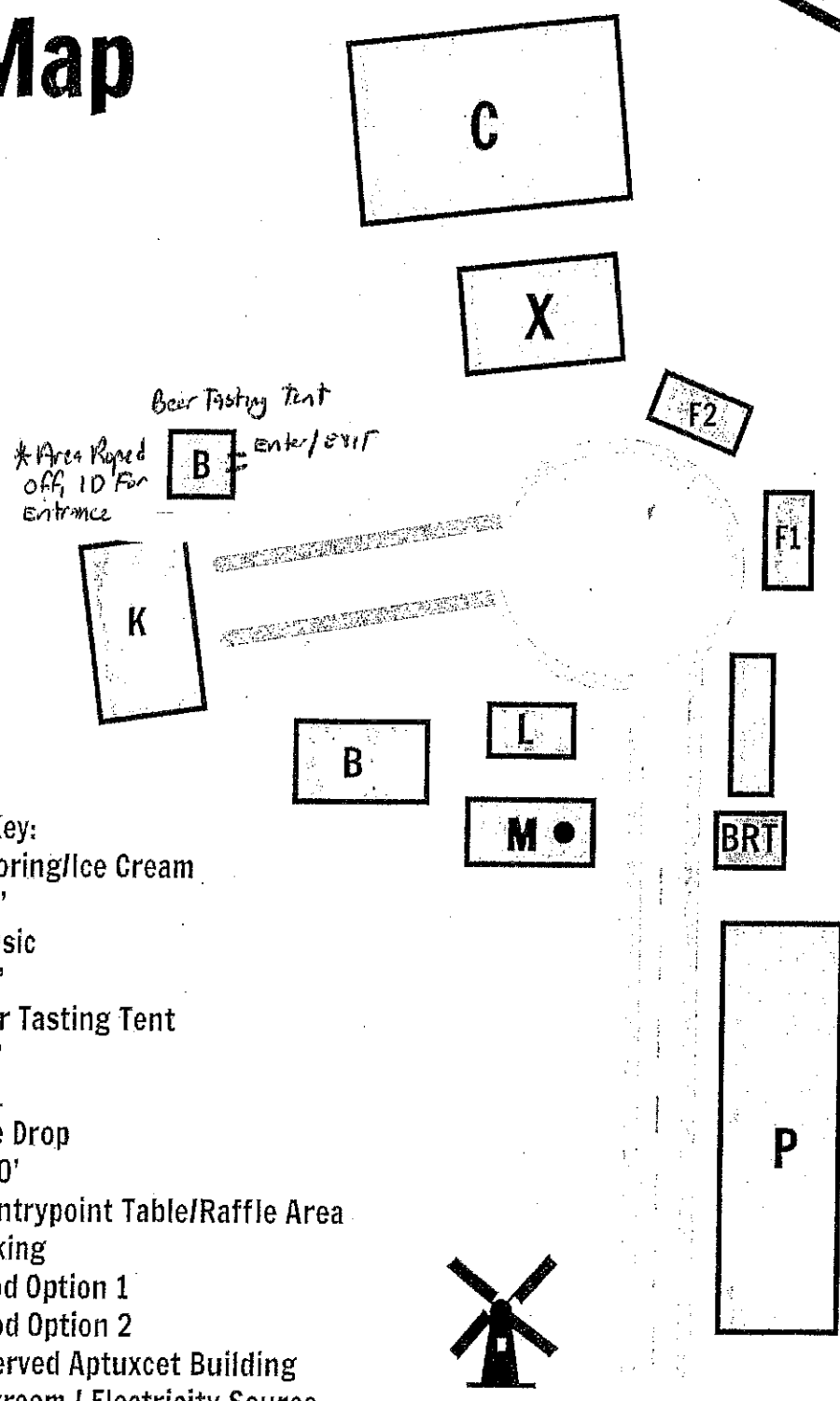
You are encouraged to discuss the risks associated with exercising your privileges of this Special One-Day License and the appropriate precautions to avoid injuries, damage and liability to others with your legal advisor.

The Town of Bourne and the Board of Selectmen acting as the Local License Authority shall not be liable to the Licensee or to others if injury or damage shall result from the exercise of this Special One-Day License.

  
\_\_\_\_\_  
Signature of Applicant

6/25/18  
\_\_\_\_\_  
Date

# Trail Fest Map



- Map Key:
- K: Coloring/Ice Cream  
53x22'
  - M: Music  
30x15'
  - B: Beer Tasting Tent  
10x10'
  - C: Bike Drop  
100x60'
  - BRT: Entrypoint Table/Raffle Area
  - P: Parking
  - F1: Food Option 1
  - F2: Food Option 2
  - X: Reserved Aptuxcet Building
  - B: Restroom / Electricity Source
  - L: Chairs / Lounge Area





**TO THE LICENSING AUTHORITIES OF THE TOWN OF BOURNE:**

The Undersigned hereby makes application for an ENTERTAINMENT LICENSE.

Location: 24 Aptuxest Rd

D/B/A: Friends of the Bourne Rail Trail

Date: August 18th, 2018

We/I hereby agree to conform in all respects to the conditions governing such license as printed in the Bylaws of the Town, and such other rules and regulations as the Selectmen may establish.

With the signing of this application the applicant acknowledges that:

- (a) It is understood that the Board is not required to grant the license;
- (b) In event of a proposed sale of a business requiring a *Entertainment License*, an application for a transfer of said license will be deemed to be an application for a new license (subject to the rules and regulations herein contained), and the owner of such business shall be required to file with the Board of Selectmen a thirty-day notice of his intention to sell same before such application will be acted upon by the Selectmen;
- (c) That the license is subject to revocation if the holder of the license does not comply with state law, town bylaws or the Rules and Regulations of the Board.

Signature Name: Robert McFarlane  
 Signature Name: [Signature]  
 Business Address: \_\_\_\_\_  
 Phone: (Home) \_\_\_\_\_ (Business) 716

- NOTE:
- (a) If a corporation, state full names and addresses of principal officers;
  - (b) If a co-partnership, information must be provided on each partner; if a corporation information must be provided on corporate officer making application.

Name: Robert McFarlane

Address: \_\_\_\_\_

Description of Applicant

Born in U.S. Yes  No

Born Where: \_\_\_\_\_

Date of Naturalization: \_\_\_\_\_

Male or Female: Male

Photo (1 inch x 1 inch)

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Description of Applicant

Born in U.S. Yes  No

Born Where: \_\_\_\_\_

Date of Naturalization: \_\_\_\_\_

Male or Female: \_\_\_\_\_

Photo (1 inch x 1 inch)

The Establishment shall operate as:

- ( ) Sole ownership
- ( ) Limited Liability Corporation
- ( ) Partnership - Total Number of Partners \_\_\_\_\_
- (v) Corporation based in Bowine, Mass (501-2-3)

Corporate information required:

President: Nathan Robinson \_\_\_\_\_  
 Secretary: John Carroll \_\_\_\_\_  
 Treasurer: Russel Salamone \_\_\_\_\_  
 (Name) (Address)

INFORMATION RELATIVE TO APPLICANT

Type of Entertainment to be Licensed: (please be specific) Acoustic Folk music

Is the property owned by you? Yes \_\_\_\_\_ No  Yes  
 Tenant at Will Bowine Historical Society, INC  
 Lease \_\_\_\_\_ Years \_\_\_\_\_

Hours of Operation: Tuesday - Saturday 10am-4pm  
 Floor Space 200 Sq. Ft. Seating capacity (if any) 60  
 Parking capacity (if any) 50 cars Number of Employees n/a

Seven (7) copies of the following items must be submitted with the application:

1. Layout plan of facility and fixtures Date received \_\_\_\_\_
2. Site Plan Date received \_\_\_\_\_
3. Outside Facade and Sign Plan Date received \_\_\_\_\_

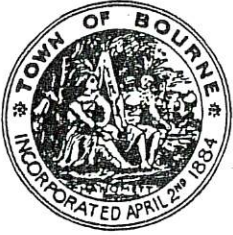
If the facilities are not yet completed, provide estimated cost of work to be done:  
 \$ \_\_\_\_\_ Date received \_\_\_\_\_

Applicant's Resume Including References

FOR OFFICE USE ONLY

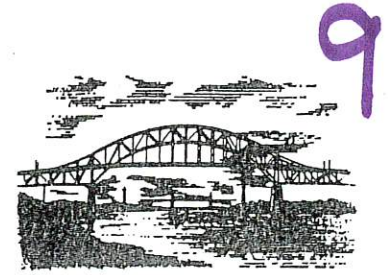
Scheduled hearing when application will be presented to Board of Selectmen for Processing

Date \_\_\_\_\_ Time \_\_\_\_\_  
 Board Action: Approved for processing Yes  No  Date \_\_\_\_\_  
 If approved for processing Department reports are due \_\_\_\_\_ for action at the  
 \_\_\_\_\_ meeting of the Board of Selectmen.  
 Board Action: Approved: Yes  No  Date \_\_\_\_\_ License # \_\_\_\_\_



**TOWN OF BOURNE  
BOARD OF SELECTMEN**

24 Perry Avenue  
Buzzards Bay, MA 02532  
Phone 508-759-0600 ext. 1503 – Fax 508-759-0620



**VOTE OF THE BOARD OF SELECTMEN**

I, the Clerk of the Board of Selectmen of the Town of Bourne, Massachusetts, certify that at a meeting of the board held July 24, 2018, of which meeting all members of the board were duly notified and at which a quorum was present, the following vote was unanimously passed, all of which appears upon the official record of the board in my custody:

Voted: that the maximum useful life of the departmental equipment listed below to be financed with the proceeds of the \$504,553 borrowing authorized by the vote of the Town passed May 7, 2018 (Article 9) is hereby determined pursuant to G.L. c.44, §7(1) to be as follows:

<u>Purpose</u>	<u>Borrowing Amount</u>	<u>Maximum Useful Life</u>
DPW Basin Vac Truck	\$370,500	5 Years
Police Cruisers	\$134,053	5 Years

I further certify that the vote was taken at a meeting open to the public, that the vote was not taken by secret ballot, that a notice stating the place, date, time and agenda for the meeting (which agenda included the adoption of the above vote) was filed with the Town Clerk and a copy thereof posted in a manner conspicuously visible to the public at all hours in or on the municipal building that the office of the Town Clerk is located, or, if applicable, in accordance with an alternative method of notice prescribed or approved by the Attorney General as set forth in 940 CMR 29.03(2)(b), at least 48 hours, not including Saturdays, Sundays and legal holidays, prior to the time of the meeting and remained so posted at the time of the meeting, that no deliberations or decision in connection with the subject matter of this vote were taken in executive session, all in accordance with G.L. c.30A, §§18-25 as amended.

Dated: \_\_\_\_\_, 2018

\_\_\_\_\_  
Clerk of the Board of Selectmen