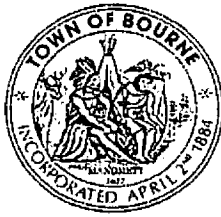


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2009

**Conservation Commission
Council on Aging
Cultural Council
Finance Committee**

Conservative Congress



CONSERVATION COMMISSION MINUTES

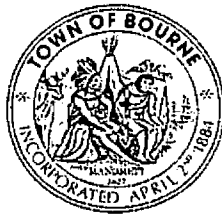
Thursday, January 8, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

NOTICE:

Due to an advertising error, the Conservation Commission meeting scheduled for January 8, 2009, was canceled. The meeting was rescheduled for January 22, 2009.

JoAnna Cheverie,
Conservation Secretary

2009 APR 28 AM 11:53
TOWN CLERK'S OFFICE,
DOUGLAS MASS



CONSERVATION COMMISSION AGENDA

Thursday, January 8, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

7:00 Requests for Determination of Applicability:

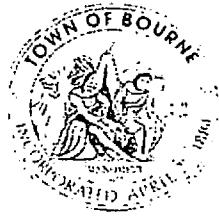
- 1) **Applicant:** Parkers Boat Yard **File Number:** CC 08-89
Representative: Barbara Frappier, Warwick & Associates, Inc.
Project Address: 68 Red Brook Harbor Rd, Cataumet
Proposed Project: Remove and replace a portion of an existing building within an AE and VE flood zones and within 100' of a wetland resource area.

- 2) **Applicant:** Ken Legg **File Number:** CC 08-90
Representative: Barbara Frappier, Warwick & Associates, Inc.
Project Address: 122 Emmons Rd, Tobey Island
Proposed Project: Install underground utilities and remove overhead wires and poles within 100' of a wetland resource area

- 3) **Applicant:** The Mashnee Assoc. Inc. **File Number:** CC 08-91
Representative: William Henchy
Project Address: Off Leeward Rd, Mashnee Island
Proposed Project: To have the Bourne Conservation Commission make a determination of the applicability of the Massachusetts Wetlands Protection Act and Town of Bourne Wetland Protection Bylaw regarding activities occurring on parcels located off of Leeward Road on Mashnee Island within AE and VE flood zones and within 100' of a Wetland Resource Area.

- 4) **Applicant:** Rose Conaghan **File Number:** CC 08-92
Representative: John Conaghan
Project Address: 749 Head of the Bay Unit 3C (Hideaway Village)
Proposed Project: Stabilize the existing structure within a VE Flood Zone.

- 5) **Applicant:** Robert MacKay **File Number:** CC 08-93
Representative: Barbara Frappier, Warwick & Associates, Inc.
Project Address: 84 Gilder Rd, Gray Gables
Proposed Project: Upgrade septic system within an AE Flood Zone



CONSERVATION COMMISSION AGENDA

Thursday, January 22, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

7:00 Requests for Determination of Applicability:

- 1) **Applicant:** Helen Chin Schlichte **File Number:** CC 08-88
Representative: Barbara Frappier, Warwick & Associates, Inc.
Project Address: 47 Pasture Rd, Cataumet
Proposed Project: Construct an addition to the existing barn within a VE Flood Zone.
(After the fact filing)
- 2) **Applicant:** Parkers Boat Yard **File Number:** CC 08-89
Representative: Barbara Frappier, Warwick & Associates, Inc.
Project Address: 68 Red Brook Harbor Rd, Cataumet
Proposed Project: Remove and replace a portion of an existing building within an AE and VE Flood Zones and within 100' of a Wetland Resource Area.
- 3) **Applicant:** Ken Legg **File Number:** CC 08-90
Representative: Barbara Frappier, Warwick & Associates, Inc.
Project Address: 122 Emmons Rd, Tobey Island
Proposed Project: Install underground utilities and remove overhead wires and poles within 100' of a Wetland Resource Area
- 4) **Applicant:** Rose Conaghan **File Number:** CC 08-92
Representative: John Conaghan
Project Address: 749 Head of the Bay Unit 3C (Hideaway Village)
Proposed Project: Stabilize the existing structure within a VE Flood Zone.
- 5) **Applicant:** Robert MacKay **File Number:** CC 08-93
Representative: Barbara Frappier, Warwick & Associates, Inc.
Project Address: 84 Gilder Rd, Gray Gables
Proposed Project: Upgrade septic system within an AE Flood Zone
Hearing Under State Act Only

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- 6) **Applicant:** The Mashnee Assoc. Inc. **File Number:** CC 08-91
 Representative: William Henchy
 Project Address: Off Leeward Rd, Mashnee Island
 Proposed Project: To have the Bourne Conservation Commission make a determination of the applicability of the Massachusetts Wetlands Protection Act and Town of Bourne Wetland Protection Bylaw regarding activities occurring on parcels located off of Leeward Road on Mashnee Island within AE and VE Flood Zones and within 100' of a Wetland Resource Area.

7:15 Notices of Intent:

- 1) **Applicant:** James Rice **DEP File Number:** SE7-1730
 Representative: Jim Manganello, LEC Environmental Consultants
 Project Address: 1 Rice Ave, Pocasset
 Proposed Project: Construct a single-family dwelling, associated septic, driveway and other appurtenances within 100' of a Wetland Resource Area.

Request to Extend the Order of Conditions:

- 1) **Applicant:** Cumberland Farms **DEP File Number:** SE7-1457
 Representative: Michael Parrault P.M.P. Associates, LLC
 Project Address: 160 Main St, Buzzards Bay
 Proposed Project: Raze and remodel an existing building, install underground storage tanks, and construct gas islands and associated appurtenances within an AE Flood Zone
 Hearing Under State Act Only

Certificate of Compliance:

- 1) **Applicant:** Richard & Robert Warner **DEP File Number:** SE7-1473
 Representative: Christopher Costa & Associates, Inc.
 Project Address: Lot 2, Bassets Island, Pocasset
 Proposed Project: Construct a single-family dwelling, an on-site sewerage system and a well within AE and VE flood zones and within 100' of a wetland resource area

Other Business:

Reorganization of the Commission

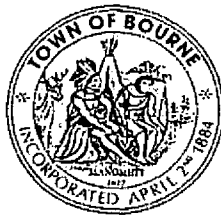
Enforcement Update / Discussion – Captain's Row, Mashnee Island, Filling of Catch Basin

Enforcement Update – 55 Pasture Road, Scraggy Neck

Approval of Minutes from September 18, 2008, October 2, 2008, October 16, 2008, November 6, 2008, December 4, 2008

5:00 PM 12:00 PM 1:00 PM

Any other business that may legally come before the Commission



CONSERVATION COMMISSION MINUTES

Thursday, January 22, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

2009 APR 29 PM 11 53
TOWN CLERK'S OFFICE
BOURNE, MA

Members Present: Vice Chairman Robert Gray, Paul Lelito, Jack Fiske, Martha Craig Rheinhardt, Robert Palumbo, Susan Weston and Alternate Member Betsey Kiebala.

Excused Absence: Peter Holmes

Call to Order: Vice Chairman Robert Gray called the meeting to order at 7:00 PM and explained the Commission's procedure pursuant to the Wetland Protection Act M.G.L. c.131, s.40 and the Bourne Wetland Protection Bylaw Article 3.7.

7:00 Requests for Determination of Applicability:

- 1) **Applicant:** Helen Chin Schlichte **File Number:** CC 08-88
Representative: Barbara Frappier, Warwick & Associates, Inc.
Project Address: 47 Pasture Rd, Cataumet
Proposed Project: Construct an addition to the existing barn within a VE Flood Zone.
(After the fact filing)

Barbara Frappier presented the project and explained that it is a storage unit being constructed at the end of the barn. The project has already been started.

Brendan conducted a site visit and stated that it is a developed lot. The foundation is the only thing existing right now. It is outside of 100 ft. from the wetland shown on the plan. It is a large flat developed site and it's just a small addition to an existing barn. He states that he has no concerns with the project.

On a motion made by Jack Fiske and seconded by Martha Craig Rheinhardt, the Commission unanimously voted to approve the project under a Negative Two Determination.

- 2) **Applicant:** Parkers Boat Yard **File Number:** CC 08-89
Representative: Barbara Frappier, Warwick & Associates, Inc.
Project Address: 68 Red Brook Harbor Rd, Cataumet
Proposed Project: Remove and replace a portion of an existing building within an AE and VE Flood Zones and within 100' of a Wetland Resource Area.

(Robert Gray and Susan Weston both step down for this hearing)

Brendan conducted a site visit and stated that it is a relatively small project. The proposed building is staying within the same footprint as the existing building. The Building Inspector will be responsible for making sure that it is built within compliance with state building codes within the VE flood zone. Other than that he has no concerns with the project.

3) **Applicant:** Ken Legg **File Number:** CC 08-90
Representative: Barbara Frappier, Warwick & Associates, Inc.
Project Address: 122 Emmons Rd, Tobey Island
Proposed Project: Install underground utilities and remove overhead wires and poles within 100' of a Wetland Resource Area

4) **Applicant:** Rose Conaghan **File Number:** CC 08-92
Representative: John Conaghan
Project Address: 749 Head of the Bay Unit 3C (Hideaway Village)
Proposed Project: Stabilize the existing structure within a VE Flood Zone.

Brendan conducted a site visit and stated that it is a ways in from the bay. Brendan states that he has received a letter from Hideaway approving the project. He also states that he thinks the project will be beneficial to the structure to stabilize it.

5) **Applicant:** Robert MacKay **File Number:** CC 08-93
Representative: Barbara Frappier, Warwick & Associates, Inc.
Project Address: 84 Gilder Rd, Gray Gables .
Proposed Project: Upgrade septic system within an AE Flood Zone
Hearing Under State Act Only

Barbara Frappier presented the project and explained that it is a septic upgrade for a title transfer only. She states that it is across the street from Buzzards Bay. The existing septic is a cesspool and it is located in the back yard. They have not provided for any siltation barriers because it can be accessed from the front.

Brendan conducted a site visit and stated that it is within an AE flood zone only. It is 2 ft. within the 150 ft requirement of the Board of Health. There would be an issue if the buyer wanted to put an addition on because they would probably be required to put in an alternative system. It is possible that they may come back in if this is approved with a revised plan moving the system to the back to get it outside of the 150 ft. Brendan goes on to state that if that is the case, The Health Agent, Cindy Coffin said it may have to be mounded but would most likely be mounded less than a foot, which is within Conservations regulations for an RDA for septic upgrade. If this is approved and they do come in with that and its less than 2 ft Brendan was hoping that the Commission would allow him to administratively approve it since the system would actually be moved further away from the resource area than is currently proposed.

Brendan concludes by saying that it will be an improvement to the area and where the lot is flat no siltation barrier is required.

On a motion made by Jack Fiske and seconded by Paul Lelito, the Commission unanimously voted to approve the project under a Negative Two Determination.

- 6) **Applicant:** The Mashnee Assoc. Inc. **File Number: CC 08-91**
 Representative: William Henchy
 Project Address: Off Leeward Rd, Mashnee Island
 Proposed Project: To have the Bourne Conservation Commission make a determination of the applicability of the Massachusetts Wetlands Protection Act and Town of Bourne Wetland Protection Bylaw regarding activities occurring on parcels located off of Leeward Road on Mashnee Island within AE and VE Flood Zones and within 100' of a Wetland Resource Area.

Robert Gray explained that at the request of the attorney, the filing has been postponed to the next hearing of the Conservation Commission, which will be February 19, 2009

He reminds the Commission members that the DEP onsite regarding the appeal of the Community Boating proposal is scheduled for Monday January 26, 2009 at 2:15pm.

7:15 Notices of Intent:

- 1) **Applicant:** James Rice **DEP File Number: SE7-1730**
 Representative: Jim Manganello, LEC Environmental Consultants
 Project Address: 1 Rice Ave, Pocasset
 Proposed Project: Construct a single-family dwelling, associated septic, driveway and other appurtenances within 100' of a Wetland Resource Area.

(Paul Lelito stepped down)

Jim Manganello presented the project and explained that the site is located north of County Rd. and the Rice Ave. intersection. There is a small isolated wetland that extends on the northern portion of the parcel and a separate wetland system offsite to the east. The project involves a single family dwelling, associated septic system, a deck, gravel driveway, attached garage and a few small concrete retaining walls.

Brendan conducted a site visit and stated that this is a small wooded lot off of County Rd. He and Robert Gray visited the site to view the wetland flagging for both (what is called on the plan), the Bordering Vegetated Wetland and also the Isolated Vegetation Wetland. They concluded that the flags were accurate in the field as positioned. As long as the hay bales and silt fence are installed properly it should minimize any impacts to the resource areas. In addition, the applicant should be aware that the Board of Health would require a variance since the system does not meet the 150 ft. setback and they may require an alternative septic which would be at their discretion.

Martha Craig Rheinhardt asks if the isolated wetland is a vernal pool. Robert Gray answers by stating that it is a possibility. It is frozen at the moment but does have characteristics of a vernal pool.

Robert Gray requests that they give a revised plan and take the reference for the Bordering Vegetation Wetland off and list it as a second Isolated Wetland Area.

Rob Whitaker, who is an abutter to the applicant, voices two concerns. His septic system is pretty close to where the applicants proposed septic would go. He would like to know what affect it will have on his system.

The other concern is with the retaining walls and the fill that will be brought in. He questions how it would affect the drainage of his house as it sits now and the applicant's house when it's built.

Jim Manganello answers by stating once the fill is put in and the manicured lawn put over it, there will be some infiltration put in. He also states there may be something the Engineer could do to redirect the water so it would head to the Wetland instead of towards the Whitakers property.

The applicant's lawyer Kate Mitchell states she believes Mr. Whitakers house sits up considerably and there is a serious run off. She also states that the septic system will sit as far away as possible from their property. She explains that the idea is to add sufficient fill so that there won't be a huge runoff coming down from the Whitaker property. She goes on to say that the intention surely isn't to cause any problems to the Whitakers and they would be happy to work with them to solve any potential drainage problem.

Robert Gray states that by looking at the plan it would appear that the proximity of the leaching field as shown is meeting code and if they have specific questions about the septic they should contact Cindy Coffin in the Board of Health office.

On a motion made by Jack Fiske and seconded by Rob Palumbo, the Commission unanimously voted to close the hearing.

A Draft Order of Conditions was read: Under State Law, all General Conditions, State Special Conditions 1, 2, 3, 4, 5, 6, 9, 10, 12, 13, 16, 17, 18, 19, 20, 21, 22, 23, 24 and 29.

Conditions 20 and 24 are listed in perpetuity.

Bylaw Conditions: 4, 5, 6, 7, 8 and 9 Conditions 4 and 6 are listed in perpetuity.

Add Special Condition: The applicant is required to have a competent professional conduct a study in the location labeled on the plan of record as wetland "Area A" to determine if the depression functions as a vernal pool. If it is found to function as a vernal pool, the applicant is required to erect a fence or monument that will demarcate the limit of clearing as shown on the plan of record.

On a motion made by Jack Fiske and seconded by Rob Palumbo, The Commission unanimously voted to move the Draft Order to Final.

Request to Extend the Order of Conditions:

- 1) **Applicant:** Cumberland Farms **DEP File Number:** SE7-1457
 Representative: Michael Parrault P.M.P. Associates, LLC
 Project Address: 160 Main St, Buzzards Bay
 Proposed Project: Raze and remodel an existing building, install underground storage tanks, and
 construct gas islands and associated appurtenances within an AE Flood Zone
 Hearing Under State Act Only

Brendan stated that the previous Order of Conditions was set to expire on April 3, 2009 and the request was made on January 14, 2009. The Cumberland Farms originally received a permit to do the project but the building inspector denied the permit and it is currently in appeals court and has been for a number of years. They have asked for an extension to keep the permit valid.

On a motion made by Jack Fiske and seconded by Rob Palumbo, the Commission unanimously voted to grant the extension. Robert Gray abstains.

Certificate of Compliance:

- 1) **Applicant:** Richard & Robert Warner **DEP File Number:** SE7-1473
 Representative: Christopher Costa & Associates, Inc.
 Project Address: Lot 2, Bassets Island, Pocasset
 Proposed Project: Construct a single-family dwelling, an on-site sewerage system and a well within
 AE and VE flood zones and within 100' of a wetland resource area

Brendan Mullaney made a site visit and passed around some pictures he had taken. He stated that the project is substantially complete and they have stayed within their limit of clearing.

On a motion made by Jack Fiske and seconded by Rob Palumbo, The Commission unanimously voted to grant the Certificate.

Other Business:

Enforcement Update / Discussion – Captain's Row, Mashnee Island, Filling of Catch Basin

This order was issued in March of 2008 and was sent to both the homeowner and to the Mashnee Association.

Commission agrees that Brendan should send a letter reminding both parties involved that this needs to be resolved. There will be a deadline in which they need to take action by and after that we will consult town council and DEP. Deadline will be before next hearing. (February 19, 2009)

On a Motion made by Jack Fiske and seconded by Paul Lelito, the commission unanimously voted to allow Brendan to send a letter with a deadline to resolve this.

Enforcement Update -- 55 Pasture Road, Scraggy Neck:

He has signed a contract with Anchor Marine to bring a small rubber tracked excavator down the embankment and restore the area. They have fiberglass mats that will protect the vegetation.

They meet Tuesday to discuss the logistics of the project and the work will start shortly after that.

Approval of Minutes:

Approval of Minutes- September 18, 2008

On a motion made by Jack Fiske and seconded by Rob Palumbo, the Commission unanimously voted to approve the minutes as written. Paul Lelito and Martha Craig Rheinhardt abstained.

Approval of Minutes- October 2, 2008

On a motion made by Jack Fiske and seconded by Rob Palumbo, the Commission unanimously voted to approve the minutes as written. Paul Lelito and Martha Craig Rheinhardt abstained.

Approval of Minutes- October 16, 2008

On a motion made by Jack Fiske and seconded by Rob Palumbo, the Commission unanimously voted to approve the minutes as written. Paul Lelito and Martha Craig Rheinhardt abstained.

Approval of Minutes- November 6, 2008

On a motion made by Jack Fiske and seconded by Rob Palumbo, the Commission unanimously voted to approve the minutes as written. Susan Weston, Paul Lelito and Martha Craig Rheinhardt abstained.

Approval of Minutes- December 4, 2008

On a motion made by Jack Fiske and seconded by Rob Palumbo, the Commission unanimously voted to approve the minutes as written. Paul Lelito and Martha Craig Rheinhardt abstained.

Reorganization of the Commission:

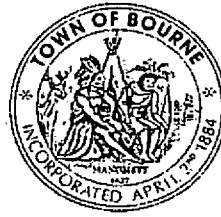
On a motion made by Susan Weston and seconded by Jack Fiske, the Commission unanimously voted to move Bob Gray to the Conservation Commission Chairman.

On a motion made by Susan Weston and seconded by Jack Fiske, the Commission unanimously voted to move Robert Palumbo and Paul Lelito to Co-Vice Chairman.

On a motion made by Jack Fiske and seconded by Rob Palumbo, the Commission unanimously voted to close the meeting. The meeting adjourned at 8:45 PM.

Respectfully submitted,

JoAnna Cheverie, Recording Secretary



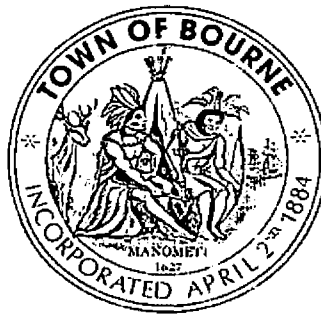
CONSERVATION COMMISSION MINUTES

Thursday, February 5, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

Due to an absence of filings, the Conservation Commission meeting scheduled for February 5, 2009 was canceled.

JoAnna Cheverie,
Conservation Secretary

2009 APR 28 AM 11 53
TOWN CLERK'S OFFICE
BOURNE, MASS



CONSERVATION COMMISSION AGENDA

Thursday, February 19, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

7:00) Requests for Determination of Applicability:

- 1) Applicant: Richard Drugan File Number: CC 09-02
Representative: Barbara Frappier, Warwick & Associates, Inc.
Project Address: 53 Russell Rd., Gray Gables
Proposed Project: Raze the existing and construct a new two-story garage within an AE Flood Zone.
Hearing Under State Act Only
- 2) Applicant: William Ware File Number: CC 09-03
Representative: Barbara Frappier, Warwick & Associates, Inc.
Project Address: 222 Scraggy Neck Rd., Cataumet
Proposed Project: Install wooden stairs across the coastal bank for beach access within a VE Flood Zone and within 100' of a Wetland Resource Area.
- 3) Applicant: David Beal File Number: CC 09-04
Representative: Shawn MacInnes, MacInnes Consulting
Project Address: 20 Baxendale Rd., Pocasset
Proposed Project: Repair a septic system and install a new tank within an AE Flood Zone and within 100' of a Wetland Resource Area.
- 4) Applicant: James & Carolyn Keighley File Number: CC 09-05
Representative: Shawn MacInnes, MacInnes Consulting
Project Address: 5 Middle Way, Pocasset
Proposed Project: Repair the septic system and install new leaching chamber within a 100' of a Wetland Resource Area.
- 5) Applicant: Paul Powers File Number: CC 09-06
Representative: Bracken Engineering, Inc.
Project Address: 19 Spurr Rd., Pocasset
Proposed Project: Upgrade septic system, add a retaining wall and associated grading and utilities within an AE Flood Zone.
Hearing Under State Act Only

Applicant: Clifford Wise **File Number:** CC 09-07
Representative: Bracken Engineering, Inc.
Project Address: 55 Salt Marsh Lane, Pocasset
Proposed Project: Put an addition on two decks, remove invasive species and add an area of plantings within an AE Flood Zone and within 100' of a Wetland Resource Area.

7) **Applicant:** John & Barbara Rudnicki **File Number:** CC 09-08
Representative: Same
Project Address: 36 Starboard Rd., Mashnee Island
Proposed Project: Install a shed, two concrete patios, wooden stairs down to the beach and a crushed seashell driveway within a VE Flood Zone and within 100' of a Wetland Resource Area.

8) **Applicant:** Town of Bourne **File Number:** CC 09-01
Representative: Brendan Mullaney
Project Address: Circuit Ave, Pocasset
Proposed Project: Replace a partially collapsed culvert in AE and VE Flood Zones and within 100' of a Wetland Resource Area.

Applicant: The Mashnee Association, Inc. **File Number:** CC 08-91
Representative: William Henchy
Project Address: Off Leeward Rd, Mashnee Island
Proposed Project: To have the Bourne Conservation Commission make a determination of the applicability of the Massachusetts Wetlands Protection Act and Town of Bourne Wetland Protection Bylaw regarding activities occurring on parcels located off of Leeward Road on Mashnee Island within AE and VE Flood Zones and within 100' of a Wetland Resource Area
(Continued from 1/22/2009)

7:15 Notices of Intent:

1) **Applicant:** Linda Powers **DEP File Number:** SE7-
Representative: Bracken Engineering, Inc.
Project Address: 23 Spurr Rd., Pocasset
Proposed Project: Construct an addition, new deck, enclose porch and upgrade septic system with associated retaining wall, grading and utilities within an AE Flood Zone.
Hearing Under State Act Only

Certificate of Compliance:

- 1) **Applicant:** Scott Zeien, Kingman Yacht Center Realty Trust **DEP File Number:** SE7-1680
 Representative: Horsley Witten Group, Inc.
 Project Address: One Shipyard Lane, Cataumet
 Proposed Project: Installation of stormwater management facilities within AE and VE Flood Zones
 and within 100' of a Wetland Resource Area

Violations/Enforcement:

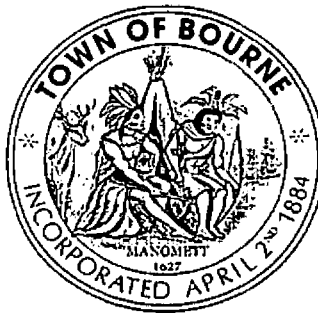
Update – Captain's Row, Mashnee Island - Filling of Catch Basin

Update – 55 Pasture Road

Other Business:

Approval of Minutes from December 18, 2008 and January 22, 2009

Any other business that may legally come before the Commission



2009 APR 28 AM 11 53
TOWN CLERK'S OFFICE
EDMUND HALL

CONSERVATION COMMISSION MINUTES

Thursday, February 19, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

Members Present: Chairman Robert Gray, Jack Fiske, Martha Craig Rheinhardt, Peter Melvin Holmes, Betsey Kiebala and Susan Weston

Excused Absence: Co Vice-Chairman Robert Palumbo and Co Vice-Chairman Paul R. Lelito.

Call to Order: Vice Chairman Robert Gray called the meeting to order at 7:00 PM and explained the Commission's procedure pursuant to the Wetland Protection Act M.G.L. c.131, s.40 and the Bourne Wetland Protection Bylaw Article 3.7.

7:00) **Requests for Determination of Applicability:**

- 1) **Applicant:** Richard Drugan **File Number:** CC 09-02
Representative: Barbara Frappier, Warwick & Associates, Inc.
Project Address: 53 Russell Rd., Gray Gables
Proposed Project: Raze the existing and construct a new two-story garage within an AE Flood Zone.
Hearing Under State Act Only

Barbara Frappier explained that the project is in an AE flood zone only. The existing garage will be removed from the foundation. The new garage will be a little larger than the existing footprint. They are not proposing any siltation barrier because it is a flat confined site.

Brendan Mullaney conducted a site visit and stated that the garage is in rough shape. It is quite a ways back from the water in a single-family home neighborhood and there really isn't any concern with erosion.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the project under a Negative Two Determination.

- 2) **Applicant:** William Ware **File Number:** CC 09-03
Representative: Barbara Frappier, Warwick & Associates, Inc.
Project Address: 222 Scraggy Neck Rd., Cataumet
Proposed Project: Install wooden stairs across the coastal bank for beach access within a VE Flood Zone and within 100' of a Wetland Resource Area.

Barbara Frappier presented the project and explained that this is a familiar property. The Wares would like to install a set of beach stairs down the face of the banking. The commission previously approved the path that leads to the beach. The stairs are designed with a landing at the top and at the bottom. The bank is very steep and difficult to get down. The wood will be precut then brought to the site and installed.

Brendan Mullaney conducted a site visit and stated that they did just complete the restoration. It may cause disturbance to what they are trying to prevent in the first place. However, there is no other way to get down to the beach. Peter suggests that grates may be better and cause fewer disturbances to the land.

Susan asks why this is an RDA and not an NOI. Barbara answers by saying there are not many conditions the commission could give her. Barbara suggests amending it with the order for the restoration project instead of filing a whole new notice.

Bob states this could work but she would need to file an amendment and come before the commission again.

Barbara respectfully withdrew the RDA so she can file an amendment.

On a motion made by Susan and seconded by Jack, the commission unanimously voted to allow the withdrawal.

- 3) **Applicant:** David Beal **File Number:** CC 09-04
 Representative: Shawn MacInnes, MacInnes Consulting
 Project Address: 20 Baxendale Rd., Pocasset
 Proposed Project: Repair a septic system and install a new tank within an AE Flood Zone and within
 100' of a Wetland Resource Area.

Shawn MacInnes presented the project and explained that they are repairing the septic because it has failed. They want to install a 1500-gallon tank and three 500-gallon precut concrete leaching chambers and replace the existing cesspool.

Brendan conducted a site visit and stated that Shawn gave a revised plan. There is one cesspool on the neighbors' property. The 132 ft line from the tank is to the mean water line and there is a coastal bank on that side of the property. The siltation fence and hay bales are shown so there will be no adverse impact on the abutting property. Overall, getting rid of the cesspools will be an improvement. Bob Gray reminds Shawn that the permit issued by the Commission doesn't give them any right to go on the neighbors' property. Bob Hurley, one of the abutters to the property voices his concern. He States he got a letter but he was confused because it didn't state the date of hearing. Bob Hurley asks when the hay bales will be removed. Shawn answers by explaining after the seeding is done and the grass grows in. Bob Hurley is afraid when hay bales are removed that the water will flow in his driveway. BOH will review specifics of project; the abutter could contact BOH if he has any questions that they could answer. Shawn will state revisions on plan and initial, which will be approved as new plan to move hay bales to satisfy abutter.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the project under a Negative two Determination.

- 4) **Applicant:** James & Carolyn Keighley **File Number:** CC 09-05
 Representative: Shawn MacInnes, MacInnes Consulting
 Project Address: 5 Middle Way, Pocasset

Proposed Project: Repair the septic system and install new leaching chamber within a 100' of a Wetland Resource Area.

Shawn MacInnes presented the project and explained that this project will be an upgrade to the septic. Most of the work is further than 100' from the wetlands.

Brendan conducted a site visit and stated that this is on north side of wings neck. The majority of the work is outside of our jurisdiction. It is all in the front yard of the property that is flat and all grass. He states that he has no concerns with the project.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the project under a Negative Three Determination.

(Bob Gray stepped down from the hearing)

5) **Applicant:** Paul Powers **File Number:** CC 09-06
Representative: Bracken Engineering, Inc.
Project Address: 19 Spurr Rd., Pocasset
Proposed Project: Upgrade septic system; add a retaining wall and associated grading and utilities within an AE Flood Zone.
Hearing Under State Act Only

Jay McKinnon from Bracken Engineering presented the project and explained that there is a two-bedroom dwelling with a garage below. The applicants would like to upgrade the septic system, which will consist of a new Title V. The septic will be mounded about 1 ft. There is no erosion control or silt fence proposed because the lot is very level.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the project under a Negative Two Determination.

(Bob gray stepped down from the hearing)

6) **Applicant:** Clifford Wise **File Number:** CC 09-07
Representative: Bracken Engineering, Inc.
Project Address: 55 Salt Marsh Lane, Pocasset
Proposed Project: Put an addition on two decks, remove invasive species and add an area of plantings within an AE Flood Zone and within 100' of a Wetland Resource Area.

Jay McKinnon from Bracken Engineering presented the project and explained that there will a deck addition above the exiting garage and another deck off the main house. The applicant has decided to go with a 2-1 planting area consisting of bayberries and beach plum. They will also be removing some phragmites around the garage area.

Brendan conducted a site visit and stated that these bushes are very invasive, hard to get rid of and hard to prevent them from coming back.

Susan asks if there will be a problem with the deck being so close to the salt marsh. Brendan states there will be no problem, the garage is actually closer.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the project under a Negative Two Determination.

- 7) **Applicant:** John & Barbara Rudnicki **File Number:** CC 09-08
 Representative: Same
 Project Address: 36 Starboard Rd., Mashnee Island
 Proposed Project: Install a shed, two concrete patios, wooden stairs down to the beach and a crushed seashell driveway within a VE Flood Zone and within 100' of a Wetland Resource Area.

John Rudnicki presented the project and explained that he is proposing to put a retaining wall to bring up the grade by a foot to a foot and a half. They will be putting seashells on the fairly small driveway. He states that his next-door neighbor is having a problem with running water and he has a letter from her stating that she approves the project. He explains there will be a patio in the back and front of the house. Also, he is proposing a 14x18 shed in the back yard and a small stairway going down to the beach. The stairway would be small, hand dug and have no platforms. Mr. Rudnicki explains that previously there was a shed there before, but was removed to put in a new septic last August. The shed would be on a concrete pad.

Susan thinks that he should have to file a NOI for the beach stairs.

Brendan conducted a site visit and stated that he did not know about the proposed stairs, however he has no concerns with the rest of the project.

Mr. Rudnicki states if the stairs are going to be a problem he will eliminate them from the project.

Peter asks how the sheds will be stabilized. Mr. Rudnicki answers by saying there will be a concrete pad underneath with lag bolts holding it down.

Brendan explains that if the shed is over 120 sq then it will need to meet the building inspectors codes. Bob wonders if the Mashnee Association will have a problem with the shed because there is no proposed hurricane plan. Where it will be tied down to a concrete pad there is no need for a hurricane plan.

John will sign the plan for no stairs. He can file an NOI later if he wants the stairs.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the project under a Negative Two Determination.

- 8) **Applicant:** Town of Bourne **File Number:** CC 09-01
 Representative: Brendan Mullaney
 Project Address: Circuit Ave, Pocasset
 Proposed Project: Replace a partially collapsed culvert in AE and VE Flood Zones and within 100' of a Wetland Resource Area.

Brendan Mullaney presented the project and explained that this culvert was installed in 1928. It is listed in various sizes throughout the years. In 2007 the town got a grant from The Buzzards Bay project to replace this

pipe. Over \$200,000 overall has been spent in this area to resolve the problem. The Shellfish beds are still closed. With guidance from the people at the Buzzards Bay project it was determined that this small pond that was basically cut off when they built Circuit Ave in this culvert has been placed under that road maybe the source of the pollution entering there. In 2007 a study states it was a 21 inch corrugated metal pipe. The project now is to go in and take out the pipe that's there, put back in a reinforced concrete pipe so that it can function properly. The pond elevation will only be a foot lower at low tide than it is now. There will still be two feet of water in the pond but a lot more water will be getting in and out. Hopefully this will help flush out what's been building up in this pond for a number of years. The culvert itself does not currently have a chapter 91 license on it; however, there is an exemption for existing structures.

Jim Mulvey states that this started in 1997 when they started to take water samples out to the Barnstable lab and they were coming back to numerous to count.

Paul Gately asks when will work begin. Brendan states that it has to be completed by the end of the fiscal year so it should get started by the end of May at the very latest.

On a motion made by Jack and seconded by Susan, The Commission unanimously voted to approve the project under a Negative Two Determination.

- 9) **Applicant:** The Mashnee Association, Inc. **File Number:** CC 08-91
 Representative: William Henchy
 Project Address: Off Leeward Rd, Mashnee Island
 Proposed Project: To have the Bourne Conservation Commission make a determination of the applicability of the Massachusetts Wetlands Protection Act and Town of Bourne Wetland Protection Bylaw regarding activities occurring on parcels located off of Leeward Road on Mashnee Island within AE and VE Flood Zones and within 100' of a Wetland Resource Area
 (Continued from 1/22/2009)

They have requested a continuance until March 19th.

Bob states there was a letter submitted from the Attorney representing the BCB, which stated that we should not grant the continuance and rather deny the RDA. He goes on to explain that you can't actually deny an RDA.

On a motion made by Jack and seconded by Peter, the Commission unanimously voted to grant the continuance. Martha abstained

7:15 Notices of Intent:

- 1) **Applicant:** Linda Powers **DEP File Number:** SE7-
 Representative: Bracken Engineering, Inc.
 Project Address: 23 Spurr Rd., Pocasset
 Proposed Project: Construct an addition, new deck, enclose porch and upgrade septic system with associated retaining wall, grading and utilities within an AE Flood Zone.
 Hearing Under State Act Only

(Bob Gray stepped down for this hearing)

Jay McKinnon presented the project and explained that they have proposed an addition to the existing dwelling. Also they want to enclose an existing porch and construct a 10x10 deck. As part of the renovation they need to upgrade the septic system. They will be minimizing the size of the system. No erosion controls are proposed because the lot is very flat.

Brendan conducted a site visit and explained that the property is quite a ways back from the bay and is a small lot. They will be required to get a variance from the BOH since part of it is in the 150' setback. He has no concerns with the project.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to close the hearing.

A Draft Order of Conditions was read: Under State Law, all General Conditions, State Special Conditions 1, 2, 3, 4, 5, 9, 10, 12, 13, 16, 17, 18, 19, 20, 21, 22, 23 and 24
Conditions 20 and 24 are listed in perpetuity.

On a motion made by Susan and seconded by Jack, the Commission unanimously voted to move the Draft Order to Final.

Certificate of Compliance:

- 1) **Applicant:** Scott Zeien, Kingman Yacht Center Realty Trust **DEP File Number:** SE7-1680
 Representative: Horsley Witten Group, Inc.
 Project Address: One Shipyard Lane, Cataumet
 Proposed Project: Installation of storm water management facilities within AE and VE Flood Zones
 and within 100' of a Wetland Resource Area

Brendan stated that there were a couple of minor deviations. He read a statement from Richard A. Claytor who is a professional engineer with Horsley Witten Group that stated changes made will not effect the project purpose as proposed in the NOI.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to grant the certificate.

Violations/Enforcement:

Update – Captain's Row, Mashnee Island - Filling of Catch Basin

He sent certified letters to the Mashnee Association and to Mr. Sharon. He asked if this could be held off for 2 weeks where he did not get the letter on time.

On a motion made by Susan and seconded by Jack, the Commission unanimously voted to grant an additional 2 weeks.

Update – 55 Pasture Road

He has restored his property to the way it was before.

Other Business:

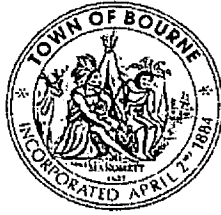
On a motion made by Jack seconded by Susan, the Commission unanimously voted to approve the minutes from December 18, 2008.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the minutes from January 22, 2009. Peter abstained

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to close the meeting.

The meeting adjourned at 8:50.

Respectfully Submitted,
JoAnna Cheverie, Recording Secretary



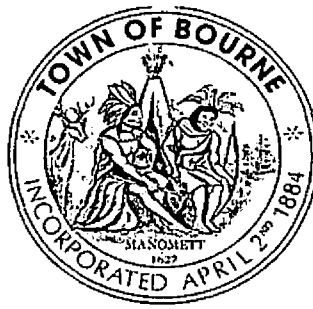
2009 APR 28 AM 11 53
TOWN CLERK'S OFFICE
BOURNE, MASS

CONSERVATION COMMISSION MINUTES

Thursday, March 5, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

Due to an absence of filings, the Conservation Commission meeting scheduled for March 5, 2009 was canceled.

**JoAnna Cheverie,
Conservation Secretary**



CONSERVATION COMMISSION AGENDA

Thursday, March 19, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

2009 MAR 12 AM 11 42
TOWN CLERK'S OFFICE
BOURNE, MASS

7:00) Requests for Determination of Applicability:

- 1) Applicant: Red Brook Harbor Homeowners Association File Number: CC09-09
Representative: James O' Reilly
Project Address: Between 20 and 22 Naim Rd, Cataumet
Proposed Project: Remove damaged pilings from existing pier and replace it within 100' of a Wetland Resource Area and within a VE Flood Zone.

- 2) Applicant: Janet Clay File Number: CC 09-10
Representative: Same
Project Address: 71 Eel Pond Rd, Monument Beach
Proposed Project: Replace existing deck and extend it around the corner of the house within an AE Flood Zone and within 200' of a Riverfront.

- 3) Applicant: The Mashnee Association, Inc. File Number: CC 08-91
Representative: William Henchy
Project Address: Off Leeward Rd, Mashnee Island
Proposed Project: To have the Bourne Conservation Commission make a determination of the applicability of the Massachusetts Wetlands Protection Act and Town of Bourne Wetland Protection Bylaw regarding activities occurring on parcels located off of Leeward Road on Mashnee Island within AE and VE Flood Zones and within 100' of a Wetland Resource Area
(Continued from 2/19/2009)

7:15) Notices of Intent:

- 1) Applicant: Chris Hebb, Hebb Builders DEP File Number: SE7-
Representative: Jack Vaccaro, Vaccaro Environmental Consulting
Project Address: 25 Main St, Buzzards Bay
Proposed Project: Redevelop a commercial site within an AE Flood Zone.
(Hearing under a State Act only)

- 2) **Applicant:** Brian Ciccariello **DEP File Number:** SE7- 1718
Representative: Thomas Roux, Bennett Engineering
Project Address: 55 Head of the Bay, Buzzards Bay
Proposed Project: Construct a new single-family house including septic system, associated utilities, landscaping and grading within 100 feet of a Wetland Resource Area
(Continued from 10/2/2008)
- 3) **Applicant:** Town of Bourne Selectmen **DEP File Number:** SE7-
Representative: Norman Hayes, BSC Group Inc.
Project Address: Off Emmons Rd, Phinneys Harbor
Proposed Project: License a Marina Reconfiguration Zone within Phinneys Harbor within an AE and VE Flood Zone and within 100' of a Wetland Resource Area.

Request to Amend Order of Conditions:

- 1) **Applicant:** William Ware **DEP File Number:** SE7-1714
Representative: Barbara Frappier, Warwick & Associates, Inc.
Project Address: 222 Scraggy Neck Rd, Cataumet
Proposed Project: Amend the Order of Conditions to include the installation of stairs across the Coastal bank within a VE Flood Zone and within a 100' of a Wetland Resource Area.

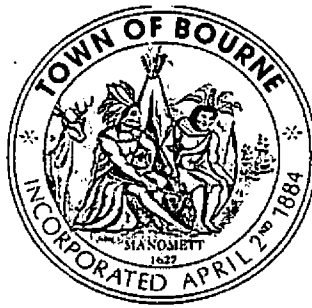
Request to Extend Order of Conditions:

- 6) **Applicant:** A.J. Michael Realty LLC **DEP File Number:** SE7-1572
Representative: Jack Vaccaro, Vaccaro Environmental Consulting
Project Address: 829 Scenic Highway, Bournedale
Proposed Project: Removal of all existing structures and redevelop a commercial property with six separate buildings, installation of Title V septic system and storm water system within 200' of a riverfront, buffer zone and the Herring River Watershed ACEC

Other Business:

14 Captain's Row – Discuss letter from Attorney William Henchy regarding Enforcement

Any other business that may legally come before the Commission



CONSERVATION COMMISSION MINUTES

Thursday, March 19, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

2009 APR 28 11:53
TOWN CLERK'S OFFICE
BOURNE, MASS

Members Present: Chairman Robert Gray, Co-Vice Chairman Robert Palumbo, Co-Vice Chairman Paul Lelito, Susan Weston, Peter Holmes, Martha Craig Rheinhardt and Betsey Kiebala

Excused Absence: Jack Fiske

Call to Order: Vice Chairman Robert Gray called the meeting to order at 7:00 PM and explained the Commission's procedure pursuant to the Wetland Protection Act M.G.L. c.131, s.40 and the Bourne Wetland Protection Bylaw Article 3.7.

7:00) Requests for Determination of Applicability:

Applicant: Red Brook Harbor Homeowners Assoc. **File Number:** CC09-09
Representative: James O' Reilly
Project Address: Between 20 and 22 Nairn Rd, Cataumet
Proposed Project: Remove damaged pilings from existing pier and replace it within 100' of a Wetland Resource Area and within a VE Flood Zone.

Ham Ferris, who is also a member of the association, stated that Mr. O'Reilly could not make the meeting and would be filling in for him. Mr. Ferris explains that the ice in the harbor shifted and broke two of the pilings under the pier. The Association is looking for permission to replace the damaged pilings. Bob asks if he is just replacing them or if they will be extended in any way. Mr. Ferris states they will only be removing the damaged pilings and replacing them.

Brendan stated that the project is pretty straightforward and he has no concerns with it.

Paul asks if he will use treated pilings. Mr. Ferris states that a decision has not yet been made about that and asks if he recommends anything. Paul suggests white oak because it is a hard wood and very resilient.

On a motion made by Paul and seconded by Peter the Commission unanimously voted to approve the project under a Negative Two Determination.

2) **Applicant:** Janet Clay
Representative: Same

File Number: CC 09-10

Project Address: 71 Eel Pond Rd, Monument Beach

Proposed Project: Replace existing deck and extend it around the corner of the house within an AE Flood Zone and within 100' of a Wetland Resource Area

Paul Marconey explained that Ms. Clay couldn't make it and would be filling in for her; also he does not have the abutter notification cards.

On a motion by Susan and seconded by Peter, The Commission unanimously voted to not to hear this project because he does not have the abutter cards.

(Continued to 4/2/09)

- 3) **Applicant:** The Mashnee Association, Inc. **File Number:** CC 08-91
Representative: William Henchy
Project Address: Off Leeward Rd, Mashnee Island
Proposed Project: To have the Bourne Conservation Commission make a determination of the applicability of the Massachusetts Wetlands Protection Act and Town of Bourne Wetland Protection Bylaw regarding activities occurring on parcels located off of Leeward Road on Mashnee Island within AE and VE Flood Zones and within 100' of a Wetland Resource Area
(Continued from 2/19/2009)

Bob Gray explained that The Applicant has withdrawn the project.

7:15) **Notices of Intent:**

- 1) **Applicant:** Chris Hebb, Hebb Builders **DEP File Number:** SE7-1733
Representative: Jack Vaccaro, Vaccaro Environmental Consulting
Project Address: 25 Main St, Buzzards Bay
Proposed Project: Redevelop a commercial site within an AE Flood Zone.
(Hearing under State Act only)

Jack Vaccaro explains that the old building that formally housed the bike shop has been removed. Hebb Builders did not realize the activity was subject to Conservations jurisdiction. Once he was informed of this he ceased construction activities at the site. They are proposing to replace the one separate building and put an addition to the existing building. The building will have a total footprint of about 700 sqft, 1400 sqft with the second floor. The applicant is also proposing to improve the parking area by paving it, adding some landscape features and improving the access on Washington St.

Brendan stated that he has not received the file number from DEP or anything regarding the storm water compliance that the property will have to be brought into under the new regulations.

Jack states that he went to DEP in Lakeville today to hand deliver the storm water checklist and report and that's how received the file number.

Bob explains that the only issues we will address at a continued hearing will be the storm water issues addressed by DEP. We will incorporate into the Order of Conditions whatever the state directs.

This we be continued to next meeting on Thursday, April 2 2009.

2) **Applicant:** Brian Ciccariello **DEP File Number:** SE7- 1718
Representative: Tim Bennett, Bennett Engineering
Project Address: 55 Head of the Bay, Buzzards Bay
Proposed Project: Construct a new single-family house including septic system, associated utilities, landscaping and grading within 100 feet of a Wetland Resource Area
(Continued from 10/2/2008)

Brendan stated the representative has asked for a continuance.
(Continued to May 7th.)

3) **Applicant:** Town of Bourne Selectmen **DEP File Number:** SE7- 1732
Representative: Norman Hayes, BSC Group Inc.
Project Address: Off Emmons Rd, Phinneys Harbor
Proposed Project: License a Marina Reconfiguration Zone within Phinneys Harbor within an AE and VE Flood Zone and within 100' of a Wetland Resource Area.

Norm Hayes presents the project and explains that they are re-permitting all of the existing permits that go back to 1903 for the entire area. The mooring zone as determined by the Shore and Harbor Committee and the Harbormaster goes from the Chester Park boat ramp over to Tobeys Island, which is a 94-acre mooring basin. The 22-acre marina reconfiguration zone will deal with piers, floats, a new boat ramp and four dredging areas for maintenance dredging. Peter asks if they are picking up any new moorings. Norm answers by stating that mooring details are in Tim Mullen's hands. The reason they want to re-permit everything from 1903 to 2006 is so the Town of Bourne in their marina reconfiguration doesn't have to go back to DEP every time they need to replace a pile or put down fill. They would like a 10-year permit that can be extended.

Peter asks if they have done a water quality analysis. Norm explains that there is nothing that requires them to do that. Bob asks how the area is mapped in terms of the flood zone. He believes it's a Velocity Zone, but he will submit a revised plan to the Commission showing that exact delineation.

In 1955 the DPW dredged a certain area and over 27,000 yards of material they took out was dumped in another spot that big boats are now bumping their keels on as they pull into the gas dock. They will be re-dredging those areas starting with the 2 areas where the new boat ramp will go. It stays within the footprint of the maintenance dredge.

Norm states that they need to get the information on the endangered species, Natural Heritage and the MESA applications that are under review and then they will come back with a revised plan showing the flood zones.

Mike Leitzel explains that they have proposed the project because all town departments have had needs to do work on this particular facility and every time they go to do the work there is a different filing and run around to get it approved. He explains that there is no set time frame or exact plan to put the addition on the pier, put in the new boat ramp or any of the other project ideas. This is a permit is just to address the project.

Bob asks if he is working with coastal management. Norm states that he isn't as of yet. Bob suggests that he read over page 23 of the Local Wetland regulations/ pier and dock regulations to be sure that what they are asking the Commission to approve is actually something they can approve.

Brendan states that this is the largest municipally owned waterfront facility in town. A lot of residents use the facility and he thinks it's inadequate to handle the population of the town at this point and time. It was designed for a time when there was a lot less stress on it and a lot less people in general using the area. He goes on to state that the boat ramp is also inadequate, it backs up all the time in the summer and the jetties are not long enough to prevent the build up. He thinks that what this plan aims to do is ease some of the burdens that are on the waterfront including getting some more slips. He explains that there are no funds to build any more slips and the marina will look the same for a while. He thinks the main part of this is that the town will be able to do maintenance dredging which is crucial in order to have the facility open and safe for the people of Bourne. This permit will allow the town to be able to utilize the dredging equipment when it becomes available. Brendan continues to say that he thinks it's a great plan.

Bob states that any area where dredging will take place, whether it be maintenance or improvement dredging or any part of the plan that overlies potential shellfish habitat will have to be added to his shellfish habitat study if its not already comprehensive. However, he thinks that before he goes and starts a shellfish survey he thinks it would be wise to see if the expansion is allowable given the VE Zone overlay and what the regulations are. Norm needs a continuance for a month to get the plans better suitable for understanding and to lie out each part separately to explain.

Jim Mulvey feels that the project is very ambitious and if granted, would give broad powers to the harbormaster. He wonders if it would be possible to put up posters of the project in Town Hall for the public to see.

Brendan explains to Mr. Mulvey that the project will not give the Harbormaster any different or more powers than he has now. Its simply just approving the projects that have been proposed for possible implementation in the future, which has nothing to do with the Harbormaster, it has more to do with what the Shore and Harbor Committee desires to do with the whole facility.

Charlie Miller explains that he is aware the Committee is mostly concerned with the environmental aspects of it; he is also concerned with the service to the public. There has not been any major improvements to the facility since the 60's, meanwhile the town has grown about 1000%. For many years the town has been dreaming of improving this area. This facility has not cost the town anything; in fact for the last 25 years the town has made money on this facility.

This will be continued until April 16, 2009.

Request to Amend Order of Conditions:

- | | | | |
|----|---------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------|
| 1) | <u>Applicant:</u> | William Ware | <u>DEP File Number:</u> SE7-1714 |
| | <u>Representative:</u> | Barbara Frappier, Warwick & Associates, Inc. | |
| | <u>Project Address:</u> | 222 Scraggy Neck Rd, Cataumet | |
| | <u>Proposed Project:</u> | Amend the Order of Conditions to include the installation of stairs across the Coastal bank within a VE Flood Zone and within a 100' of a Wetland Resource Area. | |

Barbara Frappier explains that she was here last time but the Commission would not let her do the stairs under an RDA. Barbara spoke with Anchor Marine and they have eliminated the sono tubes for the footings. The stairs will be installed by hand and all the lumber will be cut on the upland. There will be no open grading on the stairs. Two benches will be put half way down the stairs to take a break. Peter asks what the spacing on the wood is, she answers ½ inch.

Brendan states that it should look nice on the bank.

Bill Harding who is an abutter asks how long the stairs will be. Barbara shows him the plan and answers his questions.

On a motion made by Peter and seconded by Susan, the Commission unanimously voted to grant the amendment.

Request to Extend Order of Conditions:

- 1) **Applicant:** A.J. Michael Realty LLC **DEP File Number:** SE7-1572
 Representative: Michael Joyce
 Project Address: 829 Scenic Highway, Bournedale
 Proposed Project: Removal of all existing structures and redevelop a commercial property with six separate buildings, installation of Title V septic system and storm water system within 200' of a riverfront, buffer zone and the Herring River Watershed ACEC

There is no one here to represent this project and it has already expired. They have filed for an amendment for the next meeting, Brendan says that he will call them and let them know they need to be at the next meeting and they can explain the extension and why no one was here.

Continued to April 2, 2009.

Other Business:

14 Captain's Row – Discuss letter from Attorney William Henchy regarding Enforcement

Mr. Henchy explains his client has discussed the matter with some engineers and after reviewing things internally they asked Mr. Henchy to respond to the Commission. He reminds us of the memo he sent to ConCom dated February 26, 2009. To summarize, he agrees that what was done was an alteration within an area subject to regulations. It appears that the alteration was done without review by the Commission, but was not done by his client; an adjacent landowner did it. He goes on to say that he understands where the Commission is coming from, but his client didn't do it.

Bob tells him that almost all of the Conservations Commissions that he is aware of sends enforcement orders to the landowner and that's what was done. It is the responsibility of the landowner to correct the problem. Henchy feels that it should be the responsibility of the person who did it. He then asks Mr. Gray what would the Commission have his client do if they were to fix it. Bob states that he has to tell his client that they need to have at least something similar to what existed in order to manage storm water. Right now the catch basin is filled with cement and the storm water is running over the top of the coastal bank down the face of the coastal bank on to the beach. Mr. Henchy wants it known that the Commission is fully aware that Mr. Sharon was the

one who filled in the catch basin, not his client. Brendan states that Mr. Sharon was sent an enforcement order as well.

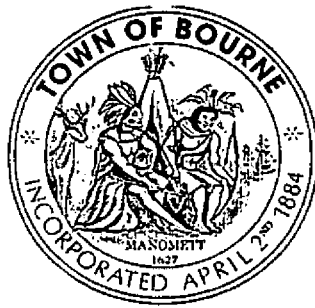
Rob wants to know if Mr. Sharon has confessed to this. Brendan explains that Mr. Sharon's neighbor across the street called the police and complained of a concrete truck that was filling in the catch basin. The police went first and then Brendan was notified after. By the time Brendan got there the concrete truck was gone and the gentleman who was actually doing the work was still there and told Brendan that Mr. Sharon instructed him to fill it in.

Mr. Henchy says that the Association contacted an engineer and he told them he could do it for \$50,000-\$70,000. Bob reminds Mr. Henchy that the enforcement order was issued a year ago. He explains an enforcement order issued by a Conservation Commission cannot be appealed to DEP, it rather gets appealed to the Superior Court. If they were going to appeal the order Bob feels they should've done it within 60 days of the time they received the order.

Bob says this will get sent to town counsel.

On a motion made by Peter and seconded by Susan, the Commission unanimously voted to close the meeting. The meeting adjourned at 9PM.

Respectfully Submitted,
JoAnna Cheverie



2009 MAR 26 PM 2 11

CONSERVATION COMMISSION AGENDA

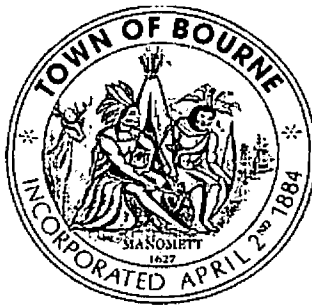
Thursday, April 2, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall
TOWN CLERK'S OFFICE
BOURNE, MASS

7:00) Requests for Determination of Applicability:

- 1) **Applicant:** Janet Clay **File Number:** CC 09-10
Representative: Same
Project Address: 71 Eel Pond Rd, Monument Beach
Proposed Project: Replace and enlarge existing deck within an AE Flood Zone and within 100' of a Wetland Resource Area
(Continued from 3/19/09)
- 2) **Applicant:** Donald Jones **File Number:** CC09-11
Representative: David MacLean, Architect
Project Address: 45 Baxendale Rd, Cataumet
Proposed Project: Replace the existing beach stairs within a AE Flood Zone, within 100' of a Wetland Resource Area, and within a Wetland Resource Area
- 3) **Applicant:** Maura Cutting **File Number:** CC09-12
Representative: David Martin, Falmouth Engineering
Project Address: 21 Wallace Point Rd, Buzzards Bay
Proposed Project: Elevate deck and upgrade septic system within an AE Flood Zone and within 100' of a Wetland Resource Area.

7:15) Notices of Intent:

- 1) **Applicant:** Steven Beckhardt **DEP File Number:** SE7-
Representative: Barbara Frappier, Warwick & Associates, Inc.
Project Address: 23 Nairn Rd, Cataumet
Proposed Project: Rebuild / repair an existing licensed dock within a VE Flood Zone, within 100' of a Wetland Resource Area, and within a Wetland Resource Area



2009 APR 28 PM 1:54
TOWN CLERK'S OFFICE
BOURNE, MASS.

CONSERVATION COMMISSION MINUTES

Thursday, April 2, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

Members Present: Chairman Robert Gray, Co-Vice Chairman Robert Palumbo, Martha Craig Rheinhardt and Betsey Kiebala. Susan Weston arrived at 7:30.

Excused Absence: Jack Fiske, Peter Holmes and Paul Lelito

Call to Order: Vice Chairman Robert Gray called the meeting to order at 7:10 PM and explained the Commission's procedure pursuant to the Wetland Protection Act M.G.L. c.131, s.40 and the Bourne Wetland Protection Bylaw Article 3.7.

7:00) **Requests for Determination of Applicability:**

- 1) **Applicant:** Janet Clay **File Number:** CC 09-10
Representative: Same
Project Address: 71 Eel Pond Rd, Monument Beach
Proposed Project: Replace and enlarge existing deck within an AE Flood Zone and within 100' of a Wetland Resource Area
(Continued from 3/19/09)

Ms. Clay presented the project and explained that she would like to replace the existing deck exactly as is and extend it around the southwest corner of the house.

Brendan Mullaney conducted a site visit and explained that the proposed structure is no closer to the resource area than existing deck. He has no issues with the project.

On a motion made by Betsey and seconded by Rob, the Commission unanimously voted to approve the project under a Negative Two Determination.

- 2) **Applicant:** Donald Jones **File Number:** CC09-11
Representative: David MacLean, Architect
Project Address: 45 Baxendale Rd, Cataumet
Proposed Project: Replace the existing beach stairs within a AE Flood Zone, within 100' of a Wetland Resource Area, and within a Wetland Resource Area

David MacLean presented the project and explained that the Jones' would like to replace the existing stairs that have been in place for over 50 years. The stairs are in bad shape and need to be replaced. They will be using pressure treated wood.

Brendan explains that the stairs are in fact in bad shape and need to be replaced. They will be replaced as is.

On a motion made by Rob and seconded by Betsey, the Commission unanimously voted to approve the project under a Negative Two Determination.

- 3) **Applicant:** Maura Cutting **File Number:** CC09-12
 Representative: David Martin, Falmouth Engineering
 Project Address: 21 Wallace Point Rd, Buzzards Bay
 Proposed Project: Elevate deck and upgrade septic system within an AE Flood Zone and within 100' of a Wetland Resource Area.

Bob Gray explains that he was going to sit off of this hearing because David's company and his are representing the same applicant in the town of Falmouth. He states that he will invoke the rule of necessity to sit on this and asks if there is anyone who has any concerns. No Concerns, He will proceed.

Mr. Martin explains that Maura Cutting would like to elevate her deck and upgrade her current septic. The resource areas are mainly coastal banks.

Brendan passes around some pictures and explains that there will be no contact points in the ground for the deck. The septic system will be an improvement to the cesspool that's there now. Overall he has no concerns with the project.

On a motion made by Betsey and seconded by Rob, the Commission unanimously voted to approve the project under a Negative Two Determination.

7:15) **Notices of Intent:**

- 1) **Applicant:** Steven Beckhardt **DEP File Number:** SE7- 1734
 Representative: Barbara Frappier, Warwick & Associates, Inc.
 Project Address: 23 Nairn Rd, Cataumet
 Proposed Project: Rebuild / repair an existing licensed dock within a VE Flood Zone, within 100' of a Wetland Resource Area, and within a Wetland Resource Area

Barbara Frappier explained that the subject dock is located in the Red Brook Harbor. Half of the dock was lost during the winter after a sheet of ice sliced the pilings. Mr. Beckhardt and his neighbor share the dock. The applicant is seeking only to replace the dock in kind. The pilings will be non leaching, southern yellow pine. Bob asks if her client would consider a seasonal dock rather than a permanent. Barbara states that the neighbor wants it put back exactly the way it was. Bob asks what is in their design to assure them that the same thing won't happen next year. Barbara says nothing, however, this dock has been there since 1928 and this has never happened in all of those years.

Brendan states that as far as he knows the dock that was there was the same dock that was there in 1928. DEP stated that their maybe a Chapter 91 license required, which there is.

A Draft Order of Conditions was read: Under State Law, all General Conditions, State Special Conditions 1, 2, 3, 5, 9, 12, 13, 16, 17, 18, 19, 20, 21, 22, 23 and 24. Conditions 20 and 24 are listed in perpetuity.

Bylaw Conditions: 7, 8 and 9.

2) **Applicant:** Chris Hebb, Hebb Builders **DEP File Number:** SE7-1733
Representative: Jack Vaccaro, Vaccaro Environmental Consulting
Project Address: 25 Main St, Buzzards Bay
Proposed Project: Redevelop a commercial site within an AE Flood Zone.
(Hearing under State Act only)
(Continued from 3/19/09)

1) **Applicant:** A.J. Michael Realty LLC **DEP File Number:** SE7-1572
Representative: Turning Mill Consultants
Project Address: 829 Scenic Highway, Bournedale
Proposed Project: Removal of all existing structures and redevelopment of a commercial property with six separate buildings, installation of Title V septic system and storm water system within 200' of a riverfront, 100' of a Wetland Resource Area and the Herring River Watershed ACEC

Dennis Waitekunas first apologizes for not being at the last meeting. He was under the assumption that the three years started the date it was recorded at the registry. He asks that the permit be extended so it can be amended. Nothing has changed in the site plan from what was previously approved.

Brendan explained that the permit expired on February 17, 2009 and they came in to see him the first week in March. It was not a significant amount of time that had passed. Bob states that because the regulations use the word shall instead of must, there have been some legal challenges to them.

Rob thinks that because they have been operating in good faith and there have been no problems with the site he doesn't think that they should be penalized just because they were two weeks late. However, He doesn't want this two weeks scenario to be turned into double or triple the time by other applicants.

Bob suggests that Brendan write up a policy for the commission to review, dealing with this situation until DEP deals with the defect in the regulations. Maybe 30 days before to 30 days after the deadline would be a good timeframe.

On a motion made by Rob and seconded by Susan, the Commission unanimously voted to grant the extension for 3 years.

Request to Amend Order of Conditions:

- | | | | |
|----|---------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------|
| 1) | <u>Applicant:</u> | A.J. Michael Realty LLC | <u>DEP File Number:</u> SE7-1572 |
| | <u>Representative:</u> | Turning Mill Consultants | |
| | <u>Project Address:</u> | 829 Scenic Highway, Bournedale | |
| | <u>Proposed Project:</u> | Amend OOC for a change in design of proposed structures and associated revision of site plans within 200' of a riverfront, 100' of a Wetland Resource Area and the Herring River Watershed ACEC | |

Dennis Waitekunas explains that every place outside of the footprint will be heavily planted and there will be a walkway along the pond. The footprint has not changed and everything will stay the same as what was originally approved. The only difference is that the five buildings that would've housed 24 motel units is now 2 buildings that will have retail space on the first floor and 12 apartments on the second floor.

Bob explains that they will have to leave the hearing open until they get the feedback on the review of the storm water management information from DEP.

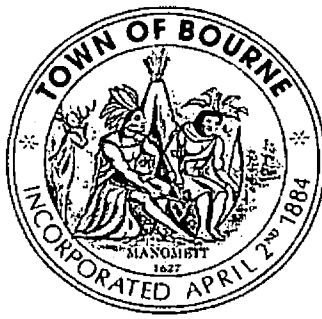
(Continued to May 7, 2009)

Other Business:

On a motion made by Susan and seconded by Martha, the Commission unanimously voted to approve the minutes of 2-19-09.

On a motion made by Susan and seconded by Rob, the Commission unanimously voted to close the meeting. The meeting adjourned at 8:30PM.

Respectfully Submitted,
JoAnna Cheverie



CONSERVATION COMMISSION AGENDA

Thursday, April 23, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

2009 APR 16 PM 2 19
TOWN CLERK'S OFFICE
BOURNE, MASS

7:00) Requests for Determination of Applicability:

- 1) Applicant: Sonya Davis File Number: CC09-13
Representative: Same
Project Address: 90 Lake Dr, Pocasset
Proposed Project: Replace the existing deck within a 100' of a Wetland Resource Area
- 2) Applicant: Joe & Debbie Carty File Number: CC09-14
Representative: Same
Project Address: 475 Shore Rd, Monument Beach
Proposed Project: Construct addition and add a gravel parking spot within an AE Flood Zone
(Hearing under State Act only)

7:15) Notices of Intent:

- 1) Applicant: Town of Bourne Selectmen DEP File Number: SE7-1732
Representative: Norman Hayes, BSC Group Inc.
Project Address: Off Emmons Rd, Phinneys Harbor
Proposed Project: License a Marina Reconfiguration Zone within Phinneys Harbor within an AE and VE Flood Zone and within 100' of a Wetland Resource Area.
(Continued from 3/19/09)

Request to Amend the Order of Conditions:

- 1) Applicant: Ellen Fisher DEP File Number: SE7- 1720
Representative: Barbara Frappier, Warwick & Associates, Inc.
Project Address: 144 Wings Neck Road, Pocasset
Proposed Project: Amend OOC to permit the replacement of a marine railway within a VE Flood Zone and within 100' of a Wetland Resource Area

- 2) **Applicant:** Louis & Grace Moore **DEP File Number:** SE7- 1576
Representative: SAME
Project Address: 23 Quamhasset Road, Buzzards Bay
Proposed Project: Amend OOC for change in design and location of dock within an AE Flood Zone, within a Wetland Resource Area and within 100' of a Wetland Resource Area

Request to Extend Order of Conditions:

- 1) **Applicant:** Tahanto Beach Associates **DEP File Number:** SE7-1470
Representative: Bill Duserick
Project Address: Off Tahanto Road, Pocasset
Proposed Project: Repair coastal bank including planting of beach grass within AE and VE flood Zones and within 100' of a wetland resource area
- 2) **Applicant:** Kathryn Zagzebski, National Marine Life Center **DEP File Number:** SE7-1592
Representative: Sallie Riggs, Project Coordinator
Project Address: 120 Main St., Buzzards Bay
Proposed Project: Renovate existing facility, including addition to existing buildings, replace parking areas with pavers and gravel, install pipelines to/from Cape Cod Canal for seawater uptake and occasional discharge for Marine life support within an AE flood zone and within 100' of a Wetland Resource Area

Certificate of Compliance:

- 1) **Applicant:** William P. Meehan **DEP File Number:** SE7-110
Representative: Law Firm of J. Ford O'Connor
Project Address: 115 Phillips Road, Sagamore Beach
Proposed Project: Installation of storm water management facilities within AE and VE Flood Zones and within 100' of a Wetland Resource Area

Other Business:

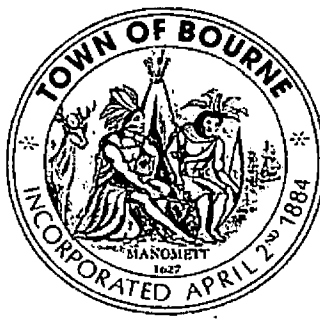
Re-sign Order of Conditions for SE7-1728

Approval of Minutes from 3/19/09 and 4/2/09

Discussion - Town Counsel's memo on legal options regarding Enforcement Order for Captain's Row, Mashnee Island

Discussion - types of pilings for construction of dock at 23 Nairn Road, Cataumet

Any other business that may legally come before the Commission



2009 JUN 9 AM 11 48

TOWN CLERK'S OFFICE
Bourne, MA

CONSERVATION COMMISSION MINUTES

Thursday, April 23, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

Members Present: Chairman Robert Gray, Co-Vice Chairman Robert Palumbo, Co-Vice Chairman Paul Lelito, Jack Fiske, Betsey Kiebal, Peter Holmes and Susan Weston

Excused Absence: Martha Craig Rheinhardt

Call to Order: Vice Chairman Robert Gray called the meeting to order at 7:10 PM and explained the Commission's procedure pursuant to the Wetland Protection Act M.G.L. c.131, s.40 and the Bourne Wetland Protection Bylaw Article 3.7.

7:00) Requests for Determination of Applicability:

1) **Applicant:** Sonya Davis **File Number:** CC09-13
Representative: Same
Project Address: 90 Lake Dr, Pocasset
Proposed Project: Replace the existing deck within a 100' of a Wetland Resource Area

Sonya Davis explains that she would like to tear down the old deck and replace it with a new one. The existing deck is in rough shape and her foot has gone through it many times.

Brendan states that Ms. Davis will replace the deck in kind. He has no concerns with the project.

On a motion made by Jack and seconded by Peter, the Commission unanimously voted to approve the project under a Negative Three Determination.

2) **Applicant:** Joe & Debbie Carty **File Number:** CC09-14
Representative: Same
Project Address: 475 Shore Rd, Monument Beach
Proposed Project: Construct addition and add a gravel parking spot within an AE Flood Zone
(Hearing under State Act only)

Joe Carty explains that the project will consist of a very small bump out addition. Brendan states that it is a very minor project and only had to file because he will be digging footings in the flood zone. He has no concerns with the project.

On a motion made by Jack and seconded by Rob, the Commission unanimously voted to approve the project under a Negative Two Determination.

7:15) **Notices of Intent:**

- 1) **Applicant:** Town of Bourne Selectmen **DEP File Number:** SE7-1732
 Representative: Norman Hayes, BSC Group Inc.
 Project Address: Off Emmons Rd, Phinneys Harbor
 Proposed Project: License a Marina Reconfiguration Zone within Phinneys Harbor within an AE and
 VE Flood Zone and within 100' of a Wetland Resource Area.
 (Continued from 3/19/09)

Bob Gray states that the representative is ill and has postponed the meeting until May 7, 2009.

Request to Amend the Order of Conditions:

- 1) **Applicant:** Ellen Fisher **DEP File Number:** SE7- 1720
 Representative: Barbara Frappier, Warwick & Associates, Inc.
 Project Address: 144 Wings Neck Road, Pocasset
 Proposed Project: Amend OOC to permit the replacement of a marine railway within a
 VE Flood Zone and within 100' of a Wetland Resource Area

Barbara Frappier explains that they have an order of conditions that allows for repairs of the marine railway. The original plan was to take out the broken pieces and replace with new concrete. After examining further, they would like to do something a little more substantial to the wall. Chip Shultz explains they would like to do the seaward end of the wall with pre-cast slabs and everything from mid tide up will be poured. He states that if they repair the wall as originally planned it might not last more than a few years. The pre-cast slabs will be 8 inches thick and will be connected by stainless steel pins.

Brendan explains that he had originally thought this would have been a better fix for the project. This will ensure that the structure is stable and will remain in place.

On a motion made by Jack and seconded by Peter, the Commission unanimously voted to amend the Order.

- 2) **Applicant:** Louis & Grace Moore **DEP File Number:** SE7- 1576
 Representative: SAME
 Project Address: 23 Quamhasset Road, Buzzards Bay
 Proposed Project: Amend OOC for change in design and location of dock within an AE Flood Zone,
 within a Wetland Resource Area and within 100' of a Wetland Resource Area.

Jack Landers-Cauley started off by saying that he wasn't at the last meeting but as he understands it, the Commission has requested a few different things, one of which was a shellfish study/report that Jack Vaccaro has prepared. Also they had to show that the dock was more than 25 feet away from the property line.

Susan asks the Chairman to remind the Commission exactly what is going on with this file. Bob explains that the Commission asked him to perform a shellfish study, come in with a shorter dock than what was previously approved and also to realign this so it would be in compliance with the offset of the extended property line. The dock would be a hybrid, the same type of dock they worked out with the neighbor. Brendan states that the neighbor's dock was approved by the Commission and was subsequently appealed by Mr. Moore through his attorney. We now have a lawsuit against the town in Barnstable Superior Court for approving that dock. This current proposal for Mr. Moore's dock has not been reviewed yet. Mr. Moore had come in previously and asked to amend the permit. The commission did not entertain that request because he wanted to put it in an area that never had a shellfish survey done. The Commission directed him to go through this process.

Bob asks Mr. Landers to clear up the length of the dock. Mr. Landers states that there will be two 60 ft sections, one fixed and one seasonal.

Bob asks Brendan if we have anything from DNR on this. Brendan states that he just got the plan yesterday and the only thing he observed as of today was that there are no water depths on the plan, other than that he hasn't had a chance to review it or do a site visit. Bob tells Mr. Moore that Jack Vaccaro needs to give a plan and a report to our DNR office. Also he has to send one to Division of Fisheries.

Bob Gray turns the questions to the public. Peter Newell stands and explains that there was a decision made last time that there would be a compromise allowing two piers of approximately the same size. Since then the Moores have filed an appeal to prevent the town from allowing him to have his dock. He also feels that this should be filed as a new NOI.

Jim Mulvey feels that a "hybrid" dock is not covered under the present regulations.

Susan asks the chairman why Mr. Moore shouldn't have to file a new NOI as Mr. Newell suggested. Bob explains that if the Commission was going to require a new NOI, they should've requested that several months ago. Frankly, if a new NOI were filed, there wouldn't be any more information on the plan than what they have now. Bob goes on to say that if they ask Mr. Moore to file a new NOI, he would like to think that there would be no further appeals.

Mr. Moore stands and tells the Commission that Mr. Newell needs to do his homework. An NOI was submitted and as a result SE7-1576 allowed the dock to be moved. He knew a chapter 91 license had to be obtained because you cannot move a dock without the appropriate chapter 91. Mr. Landers thinks that the chapter 91 licensing issues should be resolved by the Commonwealth of Massachusetts and not the board. The Commission agrees.

Susan asks if they were to approve Mr. Moore's dock now after he has filed an appeal against Mr. Newell and its for the same type of project should Mr. Moore file an appeal against himself?

Rob agrees and goes on to say that the Commission is now being punished for being reasonable people. Both parties agreed to have their own dock and now the Commission has a lawsuit against them because they were trying to do the right thing and let these people have what they **both** wanted in the first place. If they were to approve Mr. Moore's dock then what's to stop Mr. Newell for filing an appeal and lawsuit against the Commission as Mr. Moore did to his project?

Jack Landers states that if it was right the first time then it should be right the second time and to let the battles be fought in the court. Brendan tells Mr. Landers that the town shouldn't have to take on massive litigation costs for this. Mr. Landers reminds the Commission that you have a right to an appeal. Brendan reminds Mr. Landers that the Commission has a right to deny a project as well.

Susan makes a motion to require a new NOI; Paul seconds the motion. The motion is not supported by any of the other members.

Bob asks Brendan if there was in fact a NOI originally filed for the dock. Brendan explains that the original notice was filed in 2005 and was to repair and move the dock in accordance with submitted plans and to locate stairs on to the owner property on 23 Quamhasset Road. An order of conditions was issued for that project in September 2005. DEP then questioned whether or not the pier could be put in the layout that was shown on the

plan and then asked for it to be relocated. That's when we asked Mr. Moore to submit shellfish information and water depth.

Rob wants to know what the basis is for the appeal of Mr. Newell's dock is so that we aren't making the same mistake again. Mr. Moore says that he hasn't the slightest idea why. Mrs. Moore tells the commission that they need to take that up with their attorney. The Commission wants to hear from their attorney why they filed an appeal.

The Hearing is continued to May 21, 2009.

Request to Extend Order of Conditions:

- 1) **Applicant:** Tahanto Beach Associates **DEP File Number:** SE7-1470
 Representative: Bill Duserick
 Project Address: Off Tahanto Road, Pocasset
 Proposed Project: Repair coastal bank including planting of beach grass within AE and VE flood Zones and within 100' of a wetland resource area

Brendan stated that they want to keep the permit open incase there is additional work that needs to be done. This was originally an emergency cert because the road was going to wash out. They are requesting a three-year extension.

On a motion made by Peter and seconded by Jack, the Commission unanimously voted to extend the order for three years.

- 2) **Applicant:** Kathryn Zagzebski, National Marine Life Center **DEP File Number:** SE7-1592
 Representative: Sallie Riggs, Project Coordinator
 Project Address: 120 Main St., Buzzards Bay
 Proposed Project: Renovate existing facility, including addition to existing buildings, replace parking areas with pavers and gravel, install pipelines to/from Cape Cod Canal for seawater uptake and occasional discharge for Marine life support within an AE flood zone and within 100' of a Wetland Resource Area

Brendan stated that he received a letter from the president and executive director that stated they have made great progress with the project and anticipate it being completed in 2012. They would like a three-year extension.

On a motion made by Jack and seconded by Rob, the Commission unanimously voted to grant the extension.

Certificate of Compliance:

- 1) **Applicant:** William P. Meehan **DEP File Number:** SE7-110
 Representative: Law Firm of J. Ford O'Connor
 Project Address: 115 Phillips Road, Sagamore Beach
 Proposed Project: Installation of storm water management facilities within AE and VE Flood Zones and within 100' of a Wetland Resource Area

Brendan stated that they are selling their house and did a title search on the property and discovered this outstanding OOC. The proposed project above is actually incorrect; the project was actually to build a garage. The garage was built in compliance. Brendan recommends granting the COC.

On a motion made by Rob and seconded by Peter, the Commission unanimously voted to grant the certificate.

Other Business:

Re-sign Order of Conditions for SE7-1728

Approval of Minutes from 3/19/09

On a motion made by Susan and seconded by Paul, the Commission unanimously voted to approve the minutes. Jack abstained.

Approval of Minutes from 4/2/09

On a motion made by Rob and seconded by Betsey, the Commission unanimously voted to approve the minutes. Peter, Paul and Jack abstain.

Discussion - Town Counsel's memo on legal options regarding Enforcement Order for Captain's Row, Mashnee Island

Brendan spoke with Attorney Troy and he said the town would file action against both parties. Bob met with Steve Solari at the location and discussed the types of remedies. He told him that the Commission would be discussing this issue tonight and most likely be turning it over to town counsel. He also told him that if the matter comes into compliance Concom would drop the litigation. Brendan stated that he received an email from Mr. Solari today saying he was planning on attending this evening but had something come up.

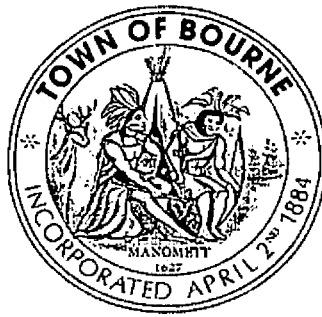
On a motion made by Susan and seconded by Jack, the Commission unanimously voted to have Brendan notify Town Counsel to initiate this ordeal.

Discussion - types of pilings for construction of dock at 23 Nairn Road, Cataumet

A brief discussion about different options led to the decision that they will now be using properly documented, and stamped CCA treated pilings for the reconstruction of this dock.

On a motion made by Jack and seconded by Rob, the Commission unanimously voted to close the meeting. The meeting adjourned at 9 PM.

Respectfully Submitted,
JoAnna Cheverie



2009 APR 30 AM 11 29
TOWN CLERK'S OFFICE
BOURNE, MASS

CONSERVATION COMMISSION AGENDA

Thursday, May 7, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

Notices of Intent:

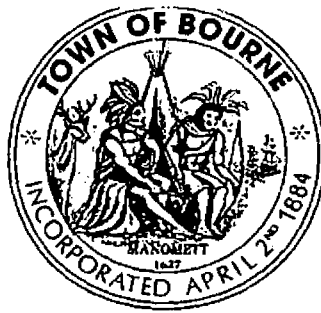
- 1) **Applicant:** Town of Bourne Selectmen **DEP File Number:** SE7-1732
Representative: Norman Hayes, BSC Group Inc.
Project Address: Off Emmons Rd, Phinneys Harbor
Proposed Project: License a Marina Reconfiguration Zone within Phinneys Harbor within an AE and VE Flood Zone and within 100' of a Wetland Resource Area.
(Continued from 4/23/2009)
- 2) **Applicant:** Brian Ciccariello **DEP File Number:** SE7- 1718
Representative: Thomas Roux, Bennett Engineering
Project Address: 55 Head of the Bay, Buzzards Bay
Proposed Project: Construct a new single-family house including septic system, associated utilities, landscaping and grading within 100 feet of a Wetland Resource Area
(Continued from 3/19/2009)

Request to Amend Order of Conditions:

- 1) **Applicant:** A.J. Michael Realty, LLC **DEP File Number:** SE7-1572
Representative: Turning Mill Consultants
Project Address: 829 Scenic Highway, Bournedale
Proposed Project: Amend OOC for a change in design of proposed structures and associated revision of site plans within 200' of a riverfront, 100' of a Wetland Resource Area and the Herring River Watershed ACEC
(Continued from 4/2/2009)

Other Business:

Any other business that may legally come before the Commission



2009 JUN 9 AM
TOWN CLERK'S
BOURNE, MA

CONSERVATION COMMISSION MINUTES

Thursday, May 7, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

Members Present: Chairman Robert Gray, Co Vice Chairman Paul Lelito and Robert Palumbo, Martha Craig Rheinhardt, Susan Weston, Jack Fiske, Peter Holmes and alternate Member Betsey Kiebala.

Call to Order: Vice Chairman Robert Gray called the meeting to order at 7:10 PM and explained the Commission's procedure pursuant to the Wetland Protection Act M.G.L. c.131, s.40 and the Bourne Wetland Protection Bylaw Article 3.7.

Notices of Intent:

- 1) **Applicant:** Town of Bourne Selectmen **DEP File Number:** SE7-1732
Representative: Norman Hayes, BSC Group Inc.
Project Address: Off Emmons Rd, Phinneys Harbor
Proposed Project: License a Marina Reconfiguration Zone within Phinneys Harbor within an AE and VE Flood Zone and within 100' of a Wetland Resource Area.
(Continued from 4/23/2009)

Norm Hayes Explains that he has broken down all of the different parts of the project for the Commission. He also submitted some tables to the board. They are looking to come up with a chapter 91 license for the marina reconfiguration plan that will be good for 30 years. Although it will be good for 30 years from the state, they would still have to come back to the Commission for approval of projects. The marina reconfiguration has been reduced from 22 acres down to 15 acres and the actual mooring basin will stay at 94 acres.

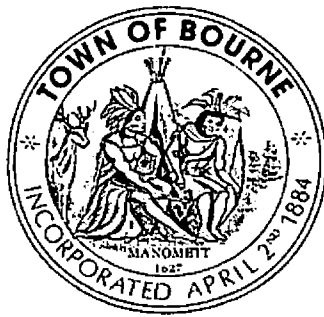
The boat ramp and the rip rap consist of about 3,600 sqft. and were last dredged in 2007. The existing channels were dredged in 2007, 1981 and in 1956. Everything in the parking area out to the railroad tracks is licensed. Also under Chapter 91, any municipal project that hasn't been substantially changed up through 1984 and afterwards that remains in the existing conditions is also permitted under Chapter 91.

Mike Leitzel states that every project through the commission usually takes about two years from DNR. They make sure the area is fished out and that there is a minimal amount of shellfish in the area before they dredge it. The next thing to look at is proposed conditions. Norm states that the fixed pier has been proposed and designed. A new boat ramp is proposed due to the issue of public safety. A section 10A concrete breakwater will be designed to attenuate storm wave energy down to the -6 mean low water. There will be a section 10A harbormasters float that they will provide the specifics to. If there is a hurricane or a bad storm, it can be removed. The second section 10A float and pier is down by the old existing boat ramp. There will be 30 piles, 21 fingers that total around 9,680 sqft. The breakwater is in accordance with the DEP policy.

Peter asks Norm how many slips they are authorized for now. Norm says there will be 98 slips because if they go over 100 slips the septic system will have to be redone. Peter asks how many more moorings they are planning to put in. Brendan answers by saying that he has spoken with Tim Mullen and he doesn't believe there

(Continued to June 18, 2009)

Brendan explained that the representative has asked for another continuance.
(Continued to July 2, 2009)



CONSERVATION COMMISSION AGENDA (*Amended*)

Thursday, May 21, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

7:00) Requests for Determination of Applicability:

- 1) Applicant: Lynne & Graham Morgan File Number: CC09-15
Representative: Donald Luoni, Architect
Project Address: 16 Sagamore Rd, Sagamore Beach
Proposed Project: Build a covered enclosed porch across the front of the house within 100' of a wetland resource area.
- 2) Applicant: Don DuBerger File Number: CC09-16
Representative: Same
Project Address: 68 Rocky Point Rd, Gray Gables
Proposed Project: Install an underground 1000-gallon propane tank within an AE Flood Zone and within 100' of a Wetland Resource Area.
- 3) Applicant: Josh Mark File Number: CC09-17
Representative: Same
Project Address: 394 Scraggy Neck Rd, Cataumet
Proposed Project: Prune and remove vegetation with AE and VE Flood Zones and within 100' of a Wetland Resource Area.

Request to Amend the Order of Conditions:

- 1) Applicant: Louis & Grace Moore DEP File Number: SE7- 1576
Representative: SAME
Project Address: 23 Quamhasset Road, Buzzards Bay
Proposed Project: Amend OOC for change in design and location of dock within an AE Flood Zone, within a Wetland Resource Area and within 100' of a Wetland Resource Area
(Continued from 4/23/2009)

Other Business:

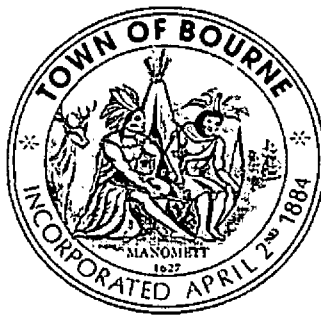
Approval of Minutes from April 23, 2009.

ConCom Policies (Conservation Area Use Policy & OOC Extension Policy)

Bassackwards Race – Use of Bassetts Island

Any other business that may legally come before the Commission

BOURNE MASS
TOWN CLERK'S OFFICE
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TOWN CLERK'S OFFICE
BOURNE, MASS

CONSERVATION COMMISSION AGENDA

Thursday, May 21, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

7:00) Requests for Determination of Applicability:

- 1) Applicant: Lynne & Graham Morgan File Number: CC09-15
Representative: Donald Luoni, Architect
Project Address: 16 Sagamore Rd, Sagamore Beach
Proposed Project: Build a covered enclosed porch across the front of the house within 100' of a wetland resource area.
- 2) Applicant: Don DuBerger File Number: CC09-16
Representative: Same
Project Address: 68 Rocky Point Rd, Gray Gables
Proposed Project: Install an underground 1000-gallon propane tank within an AE Flood Zone and within 100' of a Wetland Resource Area.
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Project Address: 394 Scraggy Neck Rd, Cataumet
Proposed Project: Prune and remove vegetation with AE and VE Flood Zones and within 100' of a Wetland Resource Area.

Request to Amend the Order of Conditions:

- 1) Applicant: Louis & Grace Moore DEP File Number: SE7- 1576
Representative: SAME
Project Address: 23 Quamhasset Road, Buzzards Bay
Proposed Project: Amend OOC for change in design and location of dock within an AE Flood Zone, within a Wetland Resource Area and within 100' of a Wetland Resource Area
(Continued from 4/23/2009)

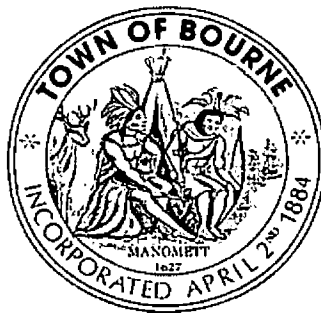
Other Business:

Approval of Minutes from April 23, 2009.

Any other business that may legally come before the Commission

(Continued to June 18, 2009)

- (Continued to July 2, 2009)



July 2 2009
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CLERK'S OFFICE

CONSERVATION COMMISSION MINUTES

Thursday, May 21, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

Members Present: Chairman Robert Gray, Jack Fiske, Betsey Kiebala, Peter Holmes and Susan Weston

Excused Absence: Co Vice-Chairmen Robert Palumbo and Paul Lelito, Martha Craig Rheinhardt

Call to Order: Vice Chairman Robert Gray called the meeting to order at 7:10 PM and explained the Commission's procedure pursuant to the Wetland Protection Act M.G.L. c.131, s.40 and the Bourne Wetland Protection Bylaw Article 3.7.

7:00) **Requests for Determination of Applicability:**

- 1) **Applicant:** Lynne & Graham Morgan **File Number:** CC09-15
Representative: Donald Luoni, Architect
Project Address: 16 Sagamore Rd, Sagamore Beach
Proposed Project: Build a covered porch across the front of the house within 100' of a wetland resource area.

Donald Luoni explains that they would like to build a porch across the front of the house to give the house a little more character. There will only be a few steps and there will not be any railings. Brendan states that this is a pretty straightforward project. It is a developed, landscaped lot that is relatively flat. There are no erosion concerns and he has no issues with the project.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the project under a Negative Three Determination.

- 2) **Applicant:** Don DuBerger **File Number:** CC09-16
Representative: Same
Project Address: 68 Rocky Point Rd, Gray Gables
Proposed Project: Install an underground 1000-gallon propane tank within an AE Flood Zone and within 100' of a Wetland Resource Area.

Don DuBerger explains that he originally wanted an above ground tank but his partner did not. The property is elevated and the house was built in the 1840's. Bob asks Don if he has to have anything from the fire dept. Don tells him that he needs to meet their requirements as well.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the project under a Negative Two Determination.

- Sam Swift explains that he will be filling in for Josh Mark. He explains that the property is waterfront but you would never know it because the vegetation is so overgrown. They will have a company come in to remove a large amount of trees. The Commission asks how many trees will be taken down. Sam states that over 100 trees will be removed. Brendan explains to the Commission that a large portion of the lot is within the Flood Zone only or not within the Commissions jurisdiction. Most of the trees that are down by the water are relatively small.

Request to Amend the Order of Conditions:

- Brendan tells the Commission that Attorney Princi has requested a continuance until June 4th.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the Draft Minutes to Final.

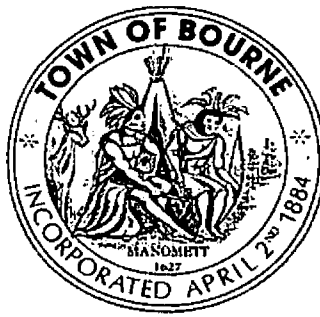
On a motion made by Susan and seconded by Jack, the Commission unanimously voted to adopt the new extension policy.

Bassackwards Race – Use of Bassett's Island

On a motion made by Susan and seconded by Jack the Commission unanimously voted to allow the use of Bassets Island for the Bassackwards Race.

On a motion made by Susan and seconded by Jack the Commission unanimously voted to adjourn the meeting. The meeting adjourned at 8:10pm.

Respectfully Submitted,
JoAnna Cheverie



CONSERVATION COMMISSION AGENDA

Thursday, June 4, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

7:00) Requests for Determination of Applicability:

- 1) **Applicant:** Camille Jasmine & Glenn Bourassa **File Number:** CC09-18
Representative: Larry Reich, Reich Foundations
Project Address: 137 Tahanto Rd, Pocasset
Proposed Project: Repair retaining wall and replace porch within 100' of a Wetland Resource Area and within AE and VE Flood Zones.
- 2) **Applicant:** Robert Williams, Animal Rescue League **File Number:** CC09-19
Representative: Same
Project Address: 52 Baxendale Rd. Cataumet
Proposed Project: Repair a sea wall within an AE Flood Zone and within 100' of a Wetland Resource Area.
- 3) **Applicant:** Mary Keenan **File Number:** CC09-20
Representative: Same
Project Address: 597 Circuit Ave, Pocasset
Proposed Project: Remove and replant trees within an AE Flood Zone and within 100' of a Wetland Resource Area.

7:15) Notices of Intent:

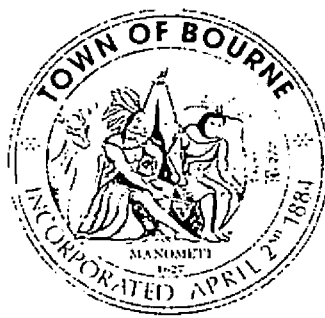
- 1) **Applicant:** Michael Penner **DEP File Number:** SE7-1735
Representative: Barbara Frappier, Warwick & Assoc, Inc.
Project Address: 4 Main St, Buzzards Bay
Proposed Project: Rebuild a commercial property including associated utilities, grading, landscaping and paving within an AE Flood Zone and within 100' of a Wetland Resource Area.
- 2) **Applicant:** Mass Maritime Academy **DER File Number:** SE7-
Representative: William Maher, Nitsch Engineering, Inc. 3030 S. KERRIS HWY
Project Address: 101 Academy Dr, Buzzards Bay
Proposed Project: Construct a new library building and associated appurtenances within an AE Flood Zone and within 100' of a Wetland Resource Area.

- DEP File Number: SE7-**

1) **Applicant:** Gene LaPlante **DEP File Number:** SE7-1485
Representative: Barbara Frappier, Warwick & Assoc, Inc.
Project Address: 128 Mashnee Rd, Mashnee Island
Proposed Project: Raze an existing structure and construct a new single-family dwelling within an AE Flood Zone.

1) **Applicant:** Louis & Grace Moore **DEP File Number:** SE7- 1576
Representative: SAME
Project Address: 23 Quamhasset Road, Buzzards Bay
Proposed Project: Amend OOC for change in design and location of dock within an AE Flood Zone, within a Wetland Resource Area and within 100' of a Wetland Resource Area
 (Continued from 5/21/09)

Any other business that may legally come before the Commission



CONSERVATION COMMISSION MINUTES

Thursday, June 4, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

Members Present: Chairman Robert Gray, Co-Vice Chairmen Paul Lelito, Robert Palumbo, Jack Fiske, Martha Craig Rheinhardt, Peter Holmes, Susan Weston and Betsey Kiebal

Call to Order: Chairman Robert Gray called the meeting to order at 7:00 PM and explained the Commission's procedure pursuant to the Wetland Protection Act M.G.L. c.131, s.40 and the Bourne Wetland Protection Bylaw Article 3.7.

7:00) Requests for Determination of Applicability:

- 1) **Applicant:** Camille Jasmine & Glenn Bourassa **File Number:** CC09-18
Representative: Larry Reich, Reich Foundations
Project Address: 137 Tahanto Rd, Pocasset
Proposed Project: Repair retaining wall and replace porch within 100' of a Wetland Resource Area and within AE and VE Flood Zones.

Larry Reich explains the applicants would like to replace the retaining wall that has been there for over 50 years. Brendan passes out some pictures and explains that it is an old landscaped timber retaining wall that is in bad shape. They will be pouring a concrete wall and backfill that to hold the land in. Also, they are replacing a small porch. Brendan states that he has no concerns with the project.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the project under a Negative Two Determination. Rob abstains.

- 2) **Applicant:** Robert Williams, Animal Rescue League **File Number:** CC09-19
Representative: Same
Project Address: 52 Baxendale Rd. Cataumet
Proposed Project: Repair a sea wall within an AE Flood Zone and within 100' of a Wetland Resource Area.

Robert Williams explains that he is responsible for upkeep at this particular piece of property. The seawall has taken a beating over the years and now needs to be fixed. He passes around some pictures for the Commission to see. He explains that there is a limited amount of money in this year's budget and can only repair some of the

stones in the wall. Next year he will most likely come back again and request that the whole wall be completely redone. All of the work for the project will be done by manual labor.

Brendan states that this is a pretty straightforward project and he has no concerns with the project.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the project under a Negative Two Determination.

- 3) **Applicant:** Mary Keenan **File Number:** CC09-20
 Representative: Same
 Project Address: 597 Circuit Ave, Pocasset
 Proposed Project: Remove and replant trees within an AE Flood Zone and within 100' of a Wetland Resource Area.

Mary Keenan explains that there are a few trees on her property that are very close to the neighbor and are causing a lot of water damage to his property. The neighbor has submitted a letter asking her to remove the trees that are encroaching on his house and causing damage. She would also like to widen the driveway, which entails cutting down two more trees that are in the way.

Brendan explains that a year ago he administratively allowed Mary to take down a few trees which were dead, diseased or threatening the dwelling. He felt this request needed to come before the Commission since she was asking to take down some large trees. Some of the trees are in fact threatening the neighbor's property.

On a motion made by Jack and seconded by Rob, the Commission unanimously voted to approve the project under a Negative Two Determination.

7:15) **Notices of Intent:**

- 1) **Applicant:** Michael Penner **DEP File Number:** SE7-1735
 Representative: Barbara Frappier, Warwick & Assoc, Inc.
 Project Address: 4 Main St, Buzzards Bay
 Proposed Project: Rebuild a commercial property including associated utilities, grading, landscaping and paving within an AE Flood Zone and within 100' of a Wetland Resource Area.

Bob explains that the applicants have asked for a continuance.

(Continued to July 23rd.)

- 2) **Applicant:** Mass Maritime Academy **DEP File Number:** SE7- 1737
 Representative: William Maher, Nitsch Engineering, Inc.
 Project Address: 101 Academy Dr, Buzzards Bay
 Proposed Project: Construct a new library building and associated appurtenances within an AE Flood Zone and within 100' of a Wetland Resource Area.

William Maher Explains that they would like to put in a new library building, the existing site is currently vacant. Mr. Maher points out the 100' buffer zone to the Commission. Paul asks if it intersects with the proposed structure. He states that the structure is in the Velocity Zone. The proposed structure will be four stories. There is currently a water line that runs through the parking lot that they will be moving behind the rear of the building. The sewer will be tied into an existing sewer by the front of the building. They are proposing to modify the parking lot and driveway in the back to keep it as a single access drive. They will also be

constructing some utilities on the eastern side of the building. Electrical and telephone will be in the ground. There will be a small parking lot in the rear of the building that will consist of five parking spots, two of which will be handicapped.

Peter asks where the windmill is in comparison to the building. Mr. Maher states that it is roughly 200-300' from the building. Bob asks which flood zone the building itself is in. Brendan answers by saying the building itself is in the AE Flood Zone but part of the project is in the VE Flood Zone.

On a motion made by Jack and seconded by Rob, the Commission unanimously voted to close the hearing.

A Draft Order of Conditions was read: Under State Law, all General Conditions, State Special Conditions 1, 2, 3, 5, 6, 7, 9, 10, 12, 13, 16, 17, 18, 19, 20, 21, 22, 23 and 24. Conditions 20 and 24 are listed in perpetuity.

On a motion made by Susan and seconded by Jack, the Commission unanimously voted to move the Draft Order to final.

- 3) **Applicant:** Steven Bisson **DEP File Number:** SE7-1736
 Representative: Jack Gillis
 Project Address: 178/180 Scraggy Neck Rd, Cataumet
 Proposed Project: Raze guesthouse and rebuild the boathouse within AE and VE Flood Zones and within 100' of a Wetland Resource Area.

Jack Gillis explains that there are two projects they are proposing to do, the first one is to rebuild a boathouse that is used for small non-motorized boats and beach equipment. Its in poor shape and sitting on an existing concrete slab. They will not be removing or touching the slab in any way. No machinery will be used down by the beach area. The roof will be flat to allow for solar panels in the future. They will have to dig a small trench for the electrical wires. Once they fill in the trench they will replant with native plantings in the same area. The second part of the project will be to raze the existing guesthouse and foundation. They would then put in a new foundation and build a garage with a two-bedroom unit above. The power to the structure is currently overhead and after they rebuild they will be putting the power underground.

Brendan explains that the main project was approved by the Commission last year. Both structures that are being proposed will be built in the existing footprint. The guest cottage is being bumped out a bit but there is currently a patio there and it is not being proposed any closer to the resource area then what currently exists. The project will be a vast improvement over what was there. He has been to the site a couple times and it has been immaculately clean and the job seems to be progressing very well. He has no concerns with the project but states that because it is in an estimated habitat and we have not yet received a correspondence from Natural Heritage.

(Continued to June 25th)

Certificate of Compliance:

- 1) **Applicant:** Gene LaPlante **DEP File Number:** SE7-1485
 Representative: Barbara Frappier, Warwick & Assoc, Inc.
 Project Address: 128 Mashnee Rd, Mashnee Island
 Proposed Project: Raze an existing structure and construct a new single-family dwelling within an AE Flood Zone.

Brendan recommended granting the Compliance.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to grant the compliance.

Request to Amend the Order of Conditions:

- 1) **Applicant:** Louis & Grace Moore **DEP File Number:** SE7- 1576
 Representative: SAME
 Project Address: 23 Quamhasset Road, Buzzards Bay
 Proposed Project: Amend OOC for change in design and location of dock within an AE Flood Zone,
 within a Wetland Resource Area and within 100' of a Wetland Resource Area
 (Continued from 5/21/09)

Jack Landers-Cauley opens the floor for Attorney Princi who represents the Moores. Attorney Princi outlined the history of this file to the Commission. Brendan explains that if DEP issued a Superceding Order on the original permit than the Commission cannot extend it. The Commission can only extend an order that was issued under the bylaw. He states that he was not here at the original time of the filing and will have to look into whether or not the original permit is null. Peter Newell then stands and outlines the history of the dock from his point of view. Attorney Princi requests that this be continued until the next meeting.

(Continued to 6/18/09)

Other Business:

Review and vote (if applicable) - modifications to Bourne Wetland Regulations regarding dinghy docks

Tim Mullen from DNR explains that there are an excessive amount of dinghies being stored on coastal banks and they would like to reduce the impact in the areas where associations exist and could possibly exist in the future. He feels that docks would be a better solution than putting up more racks. They would like to limit the docks to associations with a minimum of fifteen members. They would require a permit for the dinghy dock and only residents with a mooring permit could get a dinghy permit.

Brendan explains that they are trying to make rules that cant be exploited. Dinghies would be the only type of watercraft that could be stored at the docks.

Bob Gray says that he would like to continue this until the next hearing so the commission can think about this and read over the bylaws.

(Continued to 6/18/09)

Paul Bushueff stands and talks about the BCB program and suggests that the Bourne Concom have a waiver provision in the regulations.

Bob says that in order to talk about this further or decide on changes it would need to be advertised in the paper.

(Continued to July 9, 2009)

Discuss moving the July 2nd Meeting to another week.

The Commission unanimously voted to move the meetings in July to the 9th and the 23rd.

Approval of Draft Minutes from May 7, 2009.

On a motion made by Susan and seconded by Paul, the Commission unanimously voted to approve the minutes from May 7, 2009.

Request from Cataumet Club Jr. Group-
Approval of 2 separate overnights on Bassets Island.

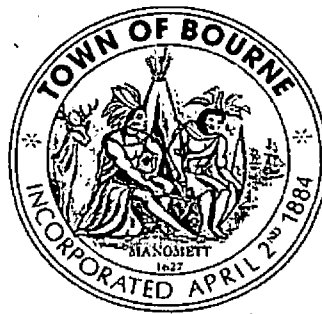
On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the overnight camping trip on the island as long as they have porta-potties.

On a motion made by Rob and seconded by Peter, the Commission unanimously voted to adjourn the meeting. The meeting was adjourned at 9:45pm.

Respectfully Submitted,
JoAnna Cheverie,
Recording Secretary

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TOWN CLERK'S OFFICE
BOURNE, MASS



CONSERVATION COMMISSION AGENDA

Thursday, June 25, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

7:00) Requests for Determination of Applicability:

- 1) Applicant: Kevin O'Brien File Number: CC09-21
Representative: Carmen Shay
Project Address: 5 Bell Buoy Rd, Pocasset
Proposed Project: Raze existing garage and install a new septic system with an AE Flood Zone and within 100' of a Wetland Resource Area.
- 2) Applicant: Susan & John McKeon File Number: CC09-22
Representative: Ransford Bawa
Project Address: 35 Cohasset Ave, Buzzards Bay
Proposed Project: Enlarge the existing bathroom within an AE Flood Zone.
(Hearing under State Act Only)
- 3) Applicant: Robert Thayer File Number: CC09-23
Representative: Shawn MacInnes
Project Address: 489 County Rd, Pocasset
Proposed Project: Repair the septic system within a 100' of a Wetland Resource Area.
- 4) Applicant: Margaret Sullivan File Number: CC09-24
Representative: Richard Record
Project Address: 33 & 35 Buttermilk Way, Buzzards Bay
Proposed Project: Repair the sea wall within a VE Flood Zone, within a Wetland Resource Area and within 100' of a Wetland Resource Area.
- 5) Applicant: Paul Zekos File Number: CC09-25
Representative: Richard Record
Project Address: 26 Buttermilk Way, Buzzards Bay
Proposed Project: Repair the sea wall within a VE Flood Zone, within a Wetland Resource Area, and within 100' of a Wetland Resource Area.

7:15) Notices of Intent:

- 1) **Applicant:** Town of Bourne Selectmen **DEP File Number:** SE7-1732
 Representative: Norman Hayes, BSC Group Inc.
 Project Address: Off Emmons Rd, Phinneys Harbor
 Proposed Project: License a Marina Reconfiguration Zone within Phinneys Harbor within an AE and
 VE Flood Zone and within 100' of a Wetland Resource Area.
 (Continued from 5/7/2009)
- 2) **Applicant:** Steven Bisson **DEP File Number:** SE7-1736
 Representative: Jack Gillis
 Project Address: 178/180 Scraggy Neck Rd, Cataumet
 Proposed Project: Raze guesthouse and rebuild the boathouse within AE and VE Flood Zones and
 within 100' of a Wetland Resource Area
 (Continued from 6/4/09)

Certificate of Compliance:

- 1) **Applicant:** Elaine Marieb **DEP File Number:** SE7-1704
 Representative: Same
 Project Address: 78 Sagamore Rd, Sagamore Beach
 Proposed Project: Raze and rebuild existing dwelling, including associated grading, landscaping,
 utilities, and other appurtenances within 100 feet of a Wetland Resource Area.
- 2) **Applicant:** Charles Mayhew **DEP File Number:** SE7-1636
 Representative: Amy von Hone, VH Associates
 Project Address: 67 Wings Neck Rd, Pocasset
 Proposed Project: To construct a 20'x20' garage addition with a finished 2nd story within a VE
 Flood Zone and within 100' of a Wetland Resource Area.

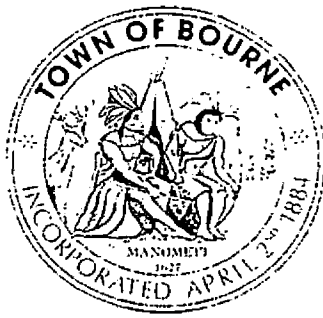
Other Business:

Approval of minutes from May 21, 2009

Discussion - Extension of Wings Neck Trust Conservation Restriction

Continue Hearing - modifications to Bourne Wetland Regulations regarding dinghy docks

Any other business that may legally come before the Commission



CONSERVATION COMMISSION MINUTES

Thursday, June 25, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

Members Present: Chairman Robert Gray, Co-Vice Chairmen Paul Lelito and Robert Palumbo, Jack Fiske, Martha Craig Rheinhardt and Betsey Kiebal

Excused Absence: Peter Holmes and Susan Weston

Call to Order: Chairman Robert Gray called the meeting to order at 7:00 PM and explained the Commission's procedure pursuant to the Wetland Protection Act M.G.L. c.131, s.40 and the Bourne Wetland Protection Bylaw Article 3.7.

7:00) Requests for Determination of Applicability:

1) **Applicant:** Kevin O'Brien **File Number:** CC09-21
Representative: Carmen Shay
Project Address: 5 Bell Buoy Rd, Pocasset
Proposed Project: Raze existing garage and install a new septic system with an AE Flood Zone and within 100' of a Wetland Resource Area.

Brendan stated that Carmen Shay has asked for a continuance until the next meeting.

(Continued to July 9, 2009)

2) **Applicant:** Susan & John McKeon **File Number:** CC09-22
Representative: Ransford Bawa
Project Address: 35 Cohasset Ave, Buzzards Bay
Proposed Project: Enlarge the existing bathroom within an AE Flood Zone.
(Hearing under State Act Only)

Ransford Bawa explains that the applicants would like to enlarge their existing bathroom to make it wheel chair accessible. Brendan states that it's in the AE Flood Zone only. There are no resource areas within 100' and he has no concerns with the project.

On a motion made by Jack and seconded by Martha, the Commission unanimously voted to approve the project under a Negative Two Determination.

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3) **Applicant:** Robert Thayer **File Number:** CC09-23

Representative: Shawn MacInnes
Project Address: 489 County Rd, Pocasset
Proposed Project: Repair the septic system within a 100' of a Wetland Resource Area.

Shawn MacInnes explains that the applicants would like to replace their failed septic. The work will be done 44' from the border of the wetland. Brendan states that the upgrade will be an improvement. They did try to keep the septic as far away as possible from the resource area. The septic is in the front yard and there are no erosion concerns sloping towards the wetland. He has no concerns with the project.

On a motion made by Jack and seconded by Martha, the Commission unanimously voted to approve the project under a Negative Three Determination.

4) **Applicant:** Margaret Sullivan **File Number:** CC09-24
Representative: Richard Record
Project Address: 33 & 35 Buttermilk Way, Buzzards Bay
Proposed Project: Repair the sea wall within a VE Flood Zone, within a Wetland Resource Area and within 100' of a Wetland Resource Area.

Richard Record explains that the repairing will consist of re-pointing up the wall on the seaside, excavating behind the wall on the property side and re-pointing the backside where necessary.

Brendan explains that the Commission approved the same basic project a few houses down from this property. The repair of this wall will help to prevent the sinkholes. Overall he thinks it's a good project and has no concerns.

On a motion made by Jack and seconded by Rob, the Commission unanimously voted to approve the project under a Negative Two Determination.

5) **Applicant:** Paul Zekos **File Number:** CC09-25
Representative: Richard Record
Project Address: 23 Buttermilk Way, Buzzards Bay
Proposed Project: Repair the sea wall within a VE Flood Zone, within a Wetland Resource Area, and within 100' of a Wetland Resource Area.

Richard Record explains that this is the same type of project as the last one. Brendan says that this part of the wall is also in need of repair. The other walls in the area came out good and this should be a vast improvement.

On a motion made by Jack and seconded by Martha, the Commission unanimously voted to approve the project under a Negative Two Determination.

7:15) **Notices of Intent:**

1) **Applicant:** Town of Bourne Selectmen **DEP File Number:** SE7-1732
Representative: Norman Hayes, BSC Group Inc.
Project Address: Off Emmons Rd, Phinneys Harbor
Proposed Project: License a Marina Reconfiguration Zone within Phinneys Harbor within an AE and VE Flood Zone and within 100' of a Wetland Resource Area.
(Continued from 5/7/2009)

Brendan states that this one will be continued to July 9, 2009

- 2) **Applicant:** Steven Bisson **DEP File Number:** SE7-1736
Representative: Jack Gillis
Project Address: 178/180 Scraggy Neck Rd, Cataumet
Proposed Project: Raze guesthouse and rebuild the boathouse within AE and VE Flood Zones and within 100' of a Wetland Resource Area
(Continued from 6/4/09)

Brendan explains that the only thing we were waiting on for this project was the letter from Natural Heritage. He received the letter that stated that the proposed project will not affect the resource area habitat for state protected rare wildlife species.

On motion made by Jack and seconded by Rob, the Commission unanimously voted to close the hearing.

A Draft Order of Conditions was read: Under State Law, all General Conditions, State Special Conditions 1, 2, 3, 4, 5, 6, 10, 12, 13, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24 and 27. Conditions 20 and-24 are listed in perpetuity.

Bylaw Conditions: 4, 6, 7, 8 and 9. Conditions 4 and 6 are listed in perpetuity.

On a motion made by Jack and seconded by Rob, the Commission unanimously voted to approve the Draft Order to final.

Certificate of Compliance:

- 1) **Applicant:** Elaine Marieb **DEP File Number:** SE7-1704
Representative: Same
Project Address: 78 Sagamore Rd, Sagamore Beach
Proposed Project: Raze and rebuild existing dwelling, including associated grading, landscaping, utilities, and other appurtenances within 100 feet of a Wetland Resource Area.

Brendan explains that this request was made a few weeks back and an as-built plan was promised but still has not yet been delivered. This will be continued to the following meeting.
(Continued to July 9, 2009)

- 2) **Applicant:** Charles Mayhew **DEP File Number:** SE7-1636
Representative: Amy von Hone, VH Associates
Project Address: 67 Wings Neck Rd, Pocasset
Proposed Project: To construct a 20'x20' garage addition with a finished 2nd story within a VE Flood Zone and within 100' of a Wetland Resource Area.

Brendan states that he made a site visit and after reviewing the as-built plan the project is in compliance with what was originally proposed. He recommends granting the Compliance.

On a motion made by Jack and seconded by Rob, the Commission unanimously voted to grant the Compliance.

Other Business:

Approval of minutes from May 21, 2009

On a motion made by Jack and seconded by Betsey, the Commission unanimously voted to approve the draft minutes as final. Rob, Martha and Paul abstain.

Discussion - Extension of Wings Neck Trust Conservation Restriction

Brendan explains that a few years back the selectmen decided to create a new policy regarding conservation restrictions. He was handed this document (the request for extension) on June 3, 2009. According to the new policy, within 30 days the Conservation Commission shall review the parcels and report to the landowner. He put this on the agenda to be in line with the policy. He is not sure if this extension will be subject to the new policy since it involves previously existing restrictions. He is still waiting to hear from town counsel on this.

Brendan hands out some plans showing the subject parcels and explains there is a lot of land on Wings Neck that has Restrictions that will expire in 2011 and 2014. The Wings Neck Trust is hoping to take care of this extension well prior to the expiration dates. The Commission viewed the maps of the parcels and there was discussion regarding the amount of land and the value it holds left in a natural state. On a motion made by Jack Fiske and seconded by Robert Palumbo, the Commission voted unanimously to recommend that the restriction be extended.

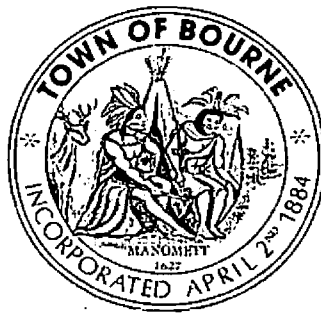
Continue Hearing - modifications to Bourne Wetland Regulations regarding dinghy docks

Brendan states that we had continued this last time to give the Commission a little more time to review. Bob reminds the Commission that the change voted here is not changing the bylaw itself; it's only changing the regulations. They will have to go to town meeting in the fall or spring to request a change to the bylaw itself. Paul Bushueff thinks that 4' for a dock is a good width for walking but with wheelchairs and disabled people 6' in width would be more suitable. He asks that the Commission not restrict the docks to 4'.

Bob and Brendan suggest sending this back to Attorney Troy's office for a little more review

On a motion made by Jack and seconded by Rob, the Commission unanimously voted to close the meeting. The meeting adjourned at 9pm.

Respectfully Submitted,
JoAnna Cheverie
Rec. Secretary



TOWN CLERK'S OFFICE
133 N. BAY STREET
POCASSET, MA 01926

2009 ~~JULY 9~~ AM 11 16

Julie King

CONSERVATION COMMISSION AGENDA

Thursday, July 9, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

7:00) Requests for Determination of Applicability:

- 1) **Applicant:** Kevin O'Brien **File Number:** CC09-21
Representative: Carmen Shay
Project Address: 5 Bell Buoy Rd, Pocasset
Proposed Project: Raze existing garage and install a new septic system with an AE Flood Zone and within 100 feet of a Wetland Resource Area.
(Continued from 6/25/09)
- 2) **Applicant:** Timothy Collins **File Number:** CC09-26
Representative: Shawn MacInnes, MacInnes Consulting
Project Address: 20 Pequot Ave, Pocasset
Proposed Project: Repair septic system within an AE Flood Zone.
(Hearing under State Act only)
- 3) **Applicant:** Mary Lou and Malcolm Trojano **File Number:** CC09-27
Representative: Shawn MacInnes, MacInnes Consulting
Project Address: 5 Pocahontas Rd, Pocasset
Proposed Project: Repair septic system within an AE Flood Zone.
(Hearing under State Act only)
- 4) **Applicant:** Richard Lodge **File Number:** CC09-28
Representative: Shawn MacInnes, MacInnes Consulting
Project Address: 5 Bayside Ln, Pocasset
Proposed Project: Repair septic system within 100 feet of a Wetland Resource Area.

7:15) Notices of Intent:

- 1) **Applicant:** Ryan Poirier **DEP File Number:** SE7-1738
Representative: Carmen Shay, Shay Environmental Services
Project Address: 207 County Rd, Monument Beach
Proposed Project: Repair the septic system, construct a 12x12 mudroom and a 3 season room within 100 feet of a Wetland Resource Area.

- 2) **Applicant:** Brian Ciccariello **DEP File Number:** SE7- 1718
Representative: Thomas Roux, Bennett Engineering
Project Address: 55 Head of the Bay, Buzzards Bay
Proposed Project: Construct a new single-family house including septic system, associated utilities, landscaping and grading within 100 feet of a Wetland Resource Area
(Continued from 5/7/2009)
- 3) **Applicant:** Town of Bourne Selectmen **DEP File Number:** SE7-1732
Representative: Norman Hayes, BSC Group Inc.
Project Address: Off Emmons Rd, Phinneys Harbor
Proposed Project: License a Marina Reconfiguration Zone within Phinneys Harbor within an AE and VE Flood Zone and within 100 feet of a Wetland Resource Area.
(Continued from 6/25/2009)

Certificate of Compliance:

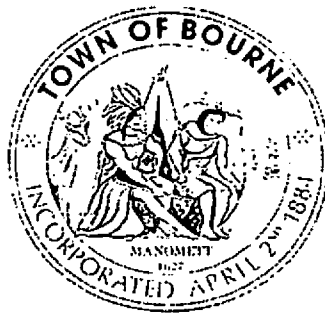
- 1) **Applicant:** Elaine Marieb **DEP File Number:** SE7-1704
Representative: Same
Project Address: 78 Sagamore Rd, Sagamore Beach
Proposed Project: Raze and rebuild existing dwelling, including associated grading, landscaping, utilities, and other appurtenances within 100 feet of a Wetland Resource Area.
(Continued from 6/25/09)

Other Business:

Public Hearing – Bourne Wetland Regulations regarding “Waiver / Exemption Clause”

Public Hearing - modifications to Bourne Wetland Regulations regarding dinghy docks
(Continued from 6/25/2009)

Any other business that may legally come before the Commission



CONSERVATION COMMISSION MINUTES

Thursday, July 9, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

Members Present: Chairman Robert Gray, Co-Vice Chairmen Paul Lelito and Robert Palumbo, Martha Craig Rheinhardt, Susan Weston and Betsey Kiebal

Excused Absence: Peter Holmes and Jack Fiske

Call to Order: Chairman Robert Gray called the meeting to order at 7:00 PM and explained the Commission's procedure pursuant to the Wetland Protection Act M.G.L. c.131, s.40 and the Bourne Wetland Protection Bylaw Article 3.7.

7:00) **Requests for Determination of Applicability:**

- 1) **Applicant:** Kevin O'Brien **File Number:** CC09-21
Representative: Carmen Shay
Project Address: 5 Bell Buoy Rd, Pocasset
Proposed Project: Raze existing garage and install a new septic system with an AE Flood Zone and within 100 feet of a Wetland Resource Area.
(Continued from 6/25/09)

Carmen Shay presents the project and explains that this is an after the fact filing because the septic had collapsed. They razed the garage because there was no other way to bring in an excavator. The old cesspools were filled in. All grading has remained the same as it was prior to the install. There are no current plans to rebuild the garage.

Brendan states that Cindy came to him and said that the septic was failed and needed to get done. When he went by today he could hardly tell that there was any work done.

On a motion made by Rob and seconded by Susan, the Commission unanimously voted to approve the project under a Negative Two Determination.

- 2) **Applicant:** Timothy Collins **File Number:** CC09-26
Representative: Shawn MacInnes, MacInnes Consulting
Project Address: 20 Pequot Ave, Pocasset
Proposed Project: Repair septic system within an AE Flood Zone

Brendan stated that the Representative wishes to continue this project to 7/23/09.

- Shawn states that they would like to upgrade the cesspool with Title V. **Brendan** states that it's a small lot and this is the only location to put the septic. It's in the flood zone only and it **will be** an improvement. On a motion made by Rob and seconded by Susan, the Commission **unanimously** voted to approve the project under a Negative Two Determination.

- Shawn states that they would like to upgrade the septic. The proposed septic **will** be 103' from the existing bank. Bob asks Shawn if he could not use assumed elevations on the plans **in the future**. Brendan states that it is outside of the flood zone and says that there may be **a secondary bank** on this property as well. For this type of project the secondary bank is not a big concern, but **he** will stamp the permit that the wetland line has not been accepted. They are moving the septic as far away **from** the resource as possible and he has no other concerns with it.
- On a motion made by Rob and seconded by Susan, the Commission **unanimously** voted to approve the project under a Negative Three Determination.

Brendan states the proposed mudroom on sonar tubes will not have a great **impact** on the area and he thinks it's a reasonable request. It would be different if they were digging a big whole **and** pouring a foundation, other than

that the septic is being pumped every 2 weeks and has to be replaced. The alternative system will be a vast improvement.

Susan suggests a 5' buffer zone of plantings along the wall in the yard. Carmen says that a buffer zone could be one to please the Commission.

On a motion made by Rob and seconded by Susan, the Commission unanimously voted to close the hearing.

A Draft Order was read: Under State Law, all General Conditions, State Special Conditions 1, 2, 3, 4, 9, 10, 12, 13, 16, 17, 18, 19, 20, 21, 22, 23 and 24.

Bylaw Conditions: 4, 6, 7, 8 and 9.

Special Condition: a 5' x 40' buffer zone of mitigation plantings along the retaining wall at the edge of the driveway.

On a motion made by Rob and seconded by Susan, the Commission unanimously voted to approve the Draft Order as final.

- 2) **Applicant:** Brian Ciccariello' **DEP File Number:** SE7- 1718
 Representative: Thomas Roux, Bennett Engineering
 Project Address: 55 Head of the Bay, Buzzards Bay
 Proposed Project: Construct a new single-family house including septic system, associated utilities, landscaping and grading within 100 feet of a Wetland Resource Area
 (Continued from 5/7/2009)
 (Continued to July 23, 2009)
- 3) **Applicant:** Town of Bourne Selectmen **DEP File Number:** SE7-1732
 Representative: Norman Hayes, BSC Group Inc.
 Project Address: Off Emmons Rd, Phinneys Harbor
 Proposed Project: License a Marina Reconfiguration Zone within Phinneys Harbor within an AE and VE Flood Zone and within 100 feet of a Wetland Resource Area.
 (Continued from 6/25/2009)

Martha Rheinhardt steps down.

Norm Hayes starts by saying that at the last few meetings there was concern about the shellfish in the marina reconfiguration zone. They went out and did some additional evaluation work and submitted a report to the commission. They have gotten back the natural heritage and endangered species approval that there wont be a take of any endangered species in that area. They also have a signoff from the Wampanoag Indians. He feels that he has provided all the necessary information to the Commission that they need to close the hearing.

Bob Gray states there is nothing in the Wetland regulations that would preclude this project from moving forward as an approval. There is however a conflict with what is proposed and the bylaw itself in regards to the definition section for storm damage prevention. He explains that the way to handle this order of conditions is to place language within the order that acknowledge there is a discrepancy and when they are ready to go forward they will have to return with the certification.

On a motion made by Paul and seconded by Rob, the Commission unanimously voted to close the hearing.

A Draft Order or Conditions was read: Under State Law, all General Conditions, State Special Conditions 1, 2, 4, 5, 7, 9, 10, 12, 13, 16, 17, 18, 19, 20, 21, 22, 23, 24, 26, 30-41 Conditions 20 and 24 are listed in perpetuity.

Bylaw Conditions: 7, 8 and 9. Conditions 4 and 6 are listed in perpetuity.

Additional Special Conditions:

1-All pertinent resource areas must be staked out prior to construction and maintained during construction, including, but not limited to shellfish lines, wetland resource areas, limit of work etc.

2-All in-water silt producing activity is prohibited from January 15- July 15 of any year to protect winter flounder and horseshoe crab spawning.

3- No construction equipment shall be stored in the intertidle area.

4- Beach fill is limited to the area above mean high water

5- Areas indicated as maintenance dredging on the plan of record is regulated under Mass General Law Chp. 131, 40 section 27 and therefore future dredging for the maintenance dredging portion of the plan of record within 10 years of the date of issuance can be done without additional NOI filings. Notification does need to be given in writing via certified mail to the Conservation Commission and the Board of Selectman with the name and address of the applicant and when the work is to be performed.

6-The construction of any new portion of pier, dock, walkway, etc. must be in compliance with applicable regulations, including the Town of Bourne Wetland Protection Bylaw, specifically section 3.7.4 regarding "Storm Damage Prevention".

7- Prior to any dredging or construction that is proposed, all shellfish shall be removed and transported from the affected areas under the discretion and supervision of the Department of Natural Resources and the Conservation Dept. Any permits that are necessary for this activity shall be obtained prior to transport.

On a motion made by Rob and seconded by Susan, the Commission unanimously voted to approve the Draft Order to final.

Certificate of Compliance:

1) <u>Applicant:</u>	Elaine Marieb	<u>DEP File Number:</u> SE7-1704
<u>Representative:</u>	Same	
<u>Project Address:</u>	78 Sagamore Rd, Sagamore Beach	
<u>Proposed Project:</u>	Raze and rebuild existing dwelling, including associated grading, landscaping, utilities, and other appurtenances within 100 feet of a Wetland Resource Area.	

(Continued from 6/25/09)

Brendan states that he received the as-built plan but there were some deviations. Barbara presents some photos to the Commission and adds that there is no retaining wall but one was not necessary with the changes. Brendan recommends granting the Certificate even though there are some deviations. With all of the rain there were some things that just couldn't get done.

On a motion made by Rob and seconded by Paul, the Commission unanimously voted to grant the Compliance.

Other Business:

Public Hearing – Bourne Wetland Regulations regarding "Waiver / Exemption Clause"

Brendan feels that this is classified as a policy change of the Conservation Commission. It's not something he wants to draft on his own without some guidance because it's not his policy. He has come up with a few samples of possible waivers for the bylaw.

Bob explains to the Commission that if a waiver is placed in the regulations, the waiver cannot override any section of the bylaw itself. Susan doesn't think that we should add a clause. Martha asks if there have been instances in the past where a waiver clause would've been helpful. The Commission can't think of any instances.

Jim Mulvey feels that a clause is a loophole and the commission would be opening up a can of worms if they adopted one.

On a motion made by Susan and seconded by Paul, the Commission unanimously voted to continue this discussion.

Public Hearing - modifications to Bourne Wetland Regulations regarding dinghy docks (Continued from 6/25/2009)

Brendan states that the only major thing that the Commission requested he add was language about the natural heritage and endangered species program. The only thing he added was "C".

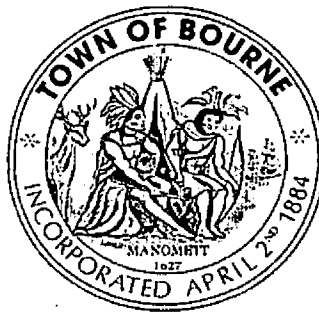
On a motion made by Susan and seconded by Rob, the commission unanimously voted to accept the modifications of the Bourne Wetland Regulations.

On a motion made by Rob and seconded by Susan, the Commission unanimously voted to adjourn. The meeting adjourned at 9:10pm.

Respectfully Submitted,
JoAnna Cheverie,
Rec. Secretary

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TOWN CLERK'S OFFICE
JUL 16 2009



CONSERVATION COMMISSION AGENDA

Thursday, July 23, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

7:00) Requests for Determination of Applicability:

- 1) **Applicant:** Pam Lay **File Number:** CC09-29
Representative: Brett Ellis, Bousfield Sanitary Service
Project Address: 34 Benedict Rd, Gray Gables
Proposed Project: Replace failed cesspool with new Title V system within 100' of a Wetland Resource Area.
- 2) **Applicant:** Kathy Stock **File Number:** CC09-30
Representative: Brett Ellis, Bousfield Sanitary Service
Project Address: 79 Cedar Point Dr, Pocasset
Proposed Project: Replace the failed septic system with new Title V system within an AE Flood Zone. **(Hearing under State Act Only)**
- 3) **Applicant:** Greg White **File Number:** CC09-31
Representative: Brett Ellis, Bousfield Sanitary Service
Project Address: 28 Benedict Rd, Gray Gables
Proposed Project: Replace failed septic system with new Title V system and construct a deck within a VE Flood Zone and within 100' of a Wetland Resource Area.
- 4) **Applicant:** Peter Newell **File Number:** CC09-32
Representative: Michael Borselli, Falmouth Engineering
Project Address: 22 Quamhasset Rd, Buzzards Bay
Proposed Project: Construct a 7'x15' addition within an AE Flood Zone and within 100' of a Wetland Resource Area.
- 5) **Applicant:** Timothy Collins **File Number:** CC09-26
Representative: Shawn MacInnes, MacInnes Consulting
Project Address: 20 Pequot Ave, Pocasset
Proposed Project: Repair septic system within an AE Flood Zone.
(Hearing under State Act only)
(Continued from June 4, 2009)

7:15) Notices of Intent:

- 1) **Applicant:** Brian Ciccariello **DEP File Number:** SE7- 1718
Representative: Thomas Roux, Bennett Engineering

Project Address: 55 Head of the Bay, Buzzards Bay
Proposed Project: Construct a new single-family house including septic system, associated utilities, landscaping and grading within 100 feet of a Wetland Resource Area
(Continued from 5/7/2009)

- 2) **Applicant:** Mass Maritime Academy **DEP File Number:** SE7- 1739
Representative: Charles L. Rowley, Rowley & Associates
Project Address: 101 Academy Dr, Buzzards Bay
Proposed Project: Remove the existing grandstand/press box facility and replace it with new open style seating within an AE Flood Zone.
- 3) **Applicant:** Grace Moore **DEP File Number:** SE7-1740
Representative: Jack Landers-Cauley
Project Address: 23 Quamhasset Rd, Buzzards Bay
Proposed Project: Construct and maintain a 120' pier, ramp and floats within an AE Flood Zone and within 100' of a Wetland Resource Area.
- 4) **Applicant:** Michael Penner **DEP File Number:** SE7-1735
Representative: Barbara Frappier, Warwick & Assoc, Inc.
Project Address: 4 Main St, Buzzards Bay
Proposed Project: Rebuild a commercial property including associated utilities, grading, landscaping and paving within an AE Flood Zone and within 100' of a Wetland Resource Area.
(Continued from June 4, 2009)

Certificate of Compliance:

- 1) **Applicant:** Brian Murphy **DEP File Number:** SE7-1675
Representative: Michael D'Angelo, D'Angelo Builders
Project Address: 59 Cedar Point Dr, Pocasset
Proposed Project: Raze and rebuild single-family dwelling with work including associated grading, landscaping and utilities within an AE Flood Zone.
- 2) **Applicant:** Alan Quaglieri **DEP File Number:** SE7-1727
Representative: Evan Wilmarth, Dover Land Surveying
Project Address: 84 Sagamore Rd, Sagamore Beach
Proposed Project: Raze and rebuild existing dwelling including installation of septic, drive, and utilities within 100 feet of a Wetland Resource Area

Other Business:

Discussion regarding erosion and possible solutions at Peaked Cliff, Sagamore Beach

Public Hearing - modifications to Bourne Wetland Regulations regarding dinghy docks
(Continued from 7/9/2009)

Approval of Minutes from June 4, 2009 meeting.

Any other business that may legally come before the Commission

1

Brendan explains it's an upgrade that's just outside of the 100' buffer zone. The septic will be an improvement and there are no erosion concerns.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the project under a Negative Two Determination.

- 3) **Applicant:** Greg White **File Number:** CC09-31
 Representative: Brett Ellis, Bousfield Sanitary Service
 Project Address: 28 Benedict Rd, Gray Gables
 Proposed Project: Replace failed septic system with new Title V system and construct a deck within a VE Flood Zone and within 100' of a Wetland Resource Area.

Brett Ellis explains that this is a failed cesspool and they will be installing a 1500 gal septic tank. They also would like to remove the existing patio and construct a deck.

Brendan passes out some pictures and explains that this is a developed lot and they will be moving the system to the front of the house as far away from the resource area as possible. The deck will be in the same footprint as the existing patio. There are no erosion concerns with this and he has no other concerns.

On a motion made by Jack and seconded by Paul, the Commission unanimously voted to approve the project under a Negative Two determination.

- 4) **Applicant:** Peter Newell **File Number:** CC09-32
 Representative: Michael Borselli, Falmouth Engineering
 Project Address: 22 Quamhasett Rd, Buzzards Bay
 Proposed Project: Construct a 7'x15' addition within an AE Flood Zone and within 100' of a Wetland Resource Area.

Peter Newell Did not have his abutter notification cards so the Commission continued this to August 6, 2009.

- 5) **Applicant:** Timothy Collins **File Number:** CC09-26
 Representative: Shawn MacInnes, MacInnes Consulting
 Project Address: 20 Pequot Ave, Pocasset
 Proposed Project: Repair septic system within an AE Flood Zone.
 (Hearing under State Act only)
 (Continued from June 4, 2009)

Brendan explains that at the request of the representative, the file has been withdrawn.

7:15) **Notices of Intent:**

- 1) **Applicant:** Brian Ciccariello **DEP File Number:** SE7- 1718
 Representative: Thomas Roux, Bennett Engineering

Project Address: 55 Head of the Bay, Buzzards Bay
Proposed Project: Construct a new single-family house including septic system, associated utilities, landscaping and grading within 100 feet of a Wetland Resource Area
(Continued from 5/7/2009)

Tim Bennett explains that they were initially before the Commission in October of 2008. This lot is adjacent from cranberry bogs and is in a Natural Heritage estimated habitat of Eastern Box Turtles. They were required to block off the work limits with an impervious barrier and conduct an inspection for turtles within the barrier. They have done the inspection and Natural Heritage has determined that there will not be a take on endangered species. He explains the project to the Commission again and lets them know that the house has been limited in footprint due to zoning regulations. The septic is in the only spot possible for it.

Brendan explains to the Commission that he has received a letter from Cindy Coffin with the Board of Health stating they have not approved the septic and the request is one of the largest variances ever requested for new construction. Its 58' from the cranberry bog and for that reason she is not sure if this will have to be reconfigured. She has stated that they don't recommend the Conservation Commission approve this project until these matters have been sorted out. They can however provide Mr. Bennett with the accurate wetland lines.
(Continued to August 20, 2009)

2) **Applicant:** Mass Maritime Academy **DEP File Number:** SE7- 1739
Representative: Charles L. Rowley, Rowley & Associates
Project Address: 101 Academy Dr, Buzzards Bay
Proposed Project: Remove the existing grandstand/press box facility and replace it with new open style seating within an AE Flood Zone.

Bob Gray steps down.

Charles Rowley presents the project and explains that the Academy would like to take the existing grand stands out and redesign a new grand stand that is on piers. They will be taking out the existing press box that's there. There is also an existing drainage line that's at the foot of the existing grandstand area. Because of the footing design they are using, the line has to be relocated 3-5'. It is in the Flood zone area and the elevation of the buildings are at elevation 15. They have shown on the plans some proposed hay bales along the lower construction area and they would propose to protect the existing catch basins by installing some filter fabric underneath the grates while the construction process is going on. There will be a small reduction in the amount of total impervious areas.

Brendan passes out some pictures and explains that it's a pretty straightforward project. It does look like there will be a reduction in total impervious areas and he thinks that the relocation of the storm water infrastructure will have little if any impact.

Jim Mulvey voices his concern that in the past the swimming pool has been drained into one of the catch basins and the chlorinated water is running into the canal. He wonders if one of the catch basins could be made into an infiltration basin. Mr. Rowley doesn't think that that would work without a substantial amount of work being done. Jim Mulvey thinks that if the Academy had enough money to replace the playing surface and has enough money to redo the grandstands than they should have enough money to reduce the amount of storm water runoff that drains into the canal. Paul suggests installing deep sump catch basins to collect storm water runoff.

On a motion made by Peter and seconded by Susan, the Commission unanimously voted to close the Hearing. Jack Abstains.

A Draft Order of Conditions was read: Under State Law, all General Conditions, State Special Conditions 1, 2, 3, 5, 9, 10, 12, 13, 16, 17, 18, 19, 20, 21, 22, 23, and 24. Conditions 20 and 24 are listed in perpetuity.

Additional Special Condition:

1- Deep sump catch basins must be installed to collect stormwater runoff.

On a motion made by Susan and seconded by Peter, the Commission unanimously voted to approve the Draft Order to final. Jack abstains.

- 3) **Applicant:** Grace Moore **DEP File Number:** SE7-1740
 Representative: Jack Landers-Cauley
 Project Address: 23 Quamhasset Rd, Buzzards Bay
 Proposed Project: Construct and maintain a 120' pier, ramp and floats within an AE Flood Zone and within 100' of a Wetland Resource Area.

At the request of the representative, this has been continued to August 20, 2009.

- 4) **Applicant:** Michael Penner **DEP File Number:** SE7-1735
 Representative: Barbara Frappier, Warwick & Assoc, Inc..
 Project Address: 4 Main St, Buzzards Bay
 Proposed Project: Rebuild a commercial property including associated utilities, grading, landscaping and paving within an AE Flood Zone and within 100' of a Wetland Resource Area.

(Continued from June 4, 2009)

At the request of the representative this has been withdrawn

Certificate of Compliance:

- 1) **Applicant:** Brian Murphy **DEP File Number:** SE7-1675
 Representative: Michael D'Angelo, D'Angelo Builders
 Project Address: 59 Cedar Point Dr, Pocasset
 Proposed Project: Raze and rebuild single-family dwelling with work including associated grading, landscaping and utilities within an AE Flood Zone.

Brendan made a site visit and stated that everything is in compliance with what was originally proposed.

On a motion made by Susan and seconded by Jack, the Commission unanimously voted to grant the compliance.

- 2) **Applicant:** Alan Quaglieri **DEP File Number:** SE7-1727
 Representative: Evan Wilmarth, Dover Land Surveying
 Project Address: 84 Sagamore Rd, Sagamore Beach
 Proposed Project: Raze and rebuild existing dwelling including installation of septic, drive, and utilities within 100 feet of a Wetland Resource Area

Brendan made a site visit and recommended granting the compliance. On a motion made by Jack and seconded by Peter, the Commission unanimously voted to grant the compliance.

Other Business:

Discussion regarding erosion and possible solutions at Peaked Cliff, Sagamore Beach

Harley Kaplan explains that he is a neighbor of Peaked Cliff and has been for 10 years. Over the last 10 years he has measured 10-14 ft of erosion from the top of the cliff. He says that erosion is caused by people running up and down the cliff, not knowing its illegal. Also, there are people lighting fires and drinking out there leaving broken bottles. He feels by posting signs and asking the police to frequent that area will help with erosion problems. He also offers to pay for a fence to be put up in hopes that it will stop some of the people from going up and down the cliff. Martha thinks that a fence would be a good idea and suggests a snow fence. Brendan thinks a snow fence would get broken and used as wood for a fire. Harley suggests a sign, vegetation and a fence at the top. The Commission agrees to let Mr. Kaplan put up a fence and plant some vegetation at Peaked Cliff.

Public Hearing - modifications to Bourne Wetland Regulations regarding dinghy docks
(Continued from 7/9/2009)

The Commission talked about possible modifications to the regulations. Paul Bushueff offers some suggestions and asks for a few requests about the size of the docks. He explains that IFDS recommends 6' for safety reasons and for wheelchairs to be able to pass one another on a dock. ADA requirements may be a little restrictive. Craig Bautz with Capeable adventures talks about his non-profit organization and the importance of having an accessible area to get onto boats.

Brendan suggests changing regulations to read: The Commission may permit a pier if it is deemed necessary to comply with ADA and IFDS guidelines and the need for disabled access is established.

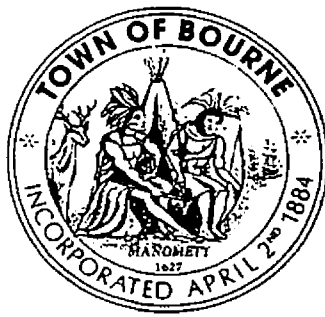
On a motion made by Peter and seconded by Paul, The Commission unanimously voted to approve changes to the regulations.

Approval of Minutes from June 4, 2009 meeting.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the Draft minutes as final.

On a motion made by Jack and seconded by Peter, the Commission unanimously voted to close the meeting. The meeting adjourned at 9 PM.

Respectfully Submitted,
JoAnna Cheverie
Rec. Secretary



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TOWN CLERK'S OFFICE CONSERVATION COMMISSION AGENDA

Thursday, August 6, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

7:00) Requests for Determination of Applicability:

- 1) **Applicant:** Joseph & Sandra Ferolito **File Number:** CC09-33
Representative: Same
Project Address: 7 Buttermilk Way, Buzzards Bay
Proposed Project: Construct a 10' x 10' carport in an AE Flood Zone
Hearing Under State Act Only
- 2) **Applicant:** Heather Budryk **File Number:** CC09-34
Representative: Barbara Frappier, Warwick & Assoc
Project Address: 15 Canal Dr, Pocasset
Proposed Project: Replace the existing failed septic system within a VE Flood Zone and 100' of a Wetland Resource Area.
- 3) **Applicant:** Lawrence Spector & Ursula Garfield **File Number:** CC09-35
Representative: Same
Project Address: 273 Circuit Ave, Pocasset
Proposed Project: Extend the existing driveway to reach Penobscot Avenue and remove a tree within an AE Flood Zone and within 100' of a Wetland Resource Area.
- 4) **Applicant:** Peter Newell **File Number:** CC09-32
Representative: Michael-Borselli, Falmouth-Engineering
Project Address: 22 Quamhasset Rd. Buzzards Bay
Proposed Project: Construct a 7' x 15' addition within 100' of a Wetland Resource Area
(Continued from 7/23/09)

7:15) Abbreviated Notice of Resource Area Delineation:

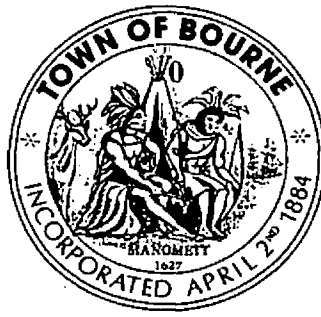
- 1) **Applicant:** Eleanor Wendell **DEP File Number:** SE7-
Representative: Donald Schall, AECOM Environment
Project Address: 678 Scraggy Neck Rd, Cataumet
Proposed Project: Confirm boundaries of Coastal Resource Areas

Other Business:

Enforcement Update – Catch Basin, Captain's Row – Proposed Remediation, David Crispin, PE, PLS from the BSC Group

Approval of minutes from June 25, 2009 and July 9, 2009.

Any other business that may legally come before the Commission



CONSERVATION COMMISSION MINUTES

Thursday, August 6, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

Members Present: Chairman Robert Gray, Co-Vice Chairmen Robert Palumbo & Paul Lelito, Jack Fiske, Peter Holmes, Martha Craig Rheinhardt, Susan Weston and Betsey Kiebala

Call to Order: Chairman Robert Gray called the meeting to order at 7:00 PM and explained the Commission's procedure pursuant to the Wetland Protection Act M.G.L. c.131, s.40 and the Bourne Wetland Protection Bylaw Article 3.7.

7:00) **Requests for Determination of Applicability:**

1) **Applicant:** Joseph & Sandra Ferolito **File Number:** CC09-33
Representative: Same
Project Address: 7 Buttermilk Way, Buzzards Bay
Proposed Project: Construct a 10'x 10' carport in an AE Flood Zone
Hearing Under State Act Only

Brendan states that this is a straight forward project. The only reason why they had to file is because they will be digging posts in the flood zone. It is a developed flat lot and they are proposing a 10'x10' carport. He has no other issues with the project

On a motion made by Jack and seconded by Rob, the Commission unanimously voted to approve the project under a Negative Two Determination.

2) **Applicant:** Heather Budryk **File Number:** CC09-34
Representative: Barbara Frappier, Warwick & Assoc
Project Address: 15 Canal Dr, Pocasset
Proposed Project: Replace the existing failed septic system within a VE Flood Zone and 100' of a Wetland Resource Area.

Brendan stated that Barbara or Jack Landers-Cauley couldn't make it tonight. He explained that the plans show the proposed septic on the waterside of the property and the well setback is highlighted on the plan. They do not

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On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the project under a Negative Two Determination.

- Lawrence Spector explains that the tree is in line with the driveway that was originally installed. The tree is a Chinese elm and is the largest on Cape Cod. It is 4' from the house and is very weak limbed. Brendan states that Richard Smallfield sent a letter stating that he is a neighbor and has concerns with flooding. Mr. Spector explains that the grading would be towards Circuit Avenue to prevent from flooding. The new driveway will be dry laid not asphalt. The Commission wants to make sure the driveway will not be concrete and will be graded towards Circuit Ave. Brendan states that he will write something in the permit about that.

On a motion made by Jack and seconded by Peter, the Commission unanimously voted to approve the project under a Negative Two Determination.

- Peter states he would like a 7'x15' addition for a walk-in closet. This is the only place to put one. The Foundation will not be dug; they will be using sonar tubes. Brendan states that this a pretty straight forward project and there will be no impact whatsoever. He will provide silt barriers and erosion controls. He also explains that he received an anonymous letter stating that Mr. Newell had done some pruning on some bushes in his yard. Bob states that that would fall under the Conservations landscape policy.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the project under a Negative Three Determination.

7:15) Abbreviated Notice of Resource Area Delineation:

- 1) **Applicant:** Eleanor Wendell **DEP File Number:** SE7-1741
Representative: Donald Schall, AECOM Environment
Project Address: 678 Scraggy Neck Rd, Cataumet

Proposed Project: Confirm boundaries of Coastal Resource Areas

Paul steps down.

Mike Ball explains that Don Schall had a back injury and he will be covering for him tonight. Steven Doyle was the surveyor. The resource areas include a coastal beach, salt marsh, land subject to coastal storm flowage and a dune.

Brendan passed out some pictures and stated that they were taken on the beach looking back up at the property. Brendan and Bob visited the site on Monday in order to review the wetland flagging that was out there. They did two transects on the property which are shown on the plan and neither meet the criteria for a coastal bank. The flagging was conservative. There are no discrepancies with the delineation.

On a motion made by Jack and seconded by Rob, the Commission unanimously voted to close the public hearing.

Brendan states that Order for this project will be the WPA form 4B.

Other Business:

Enforcement Update – Catch Basin, Captain's Row – Proposed Remediation, David Crispin, PE, PLS from the BSC Group

David Crispin states that Mr. Sharon called the BSC Group to take a look at this. He explains that they would like to create a rain garden in between the two properties. The idea is to dig a 3'x20' channel and put beach grass across the bottom and rose of rugosa around the side. The Association doesn't want the whole right of way taken up and has asked if they could put in a foot trail. They also have asked if they could trim the rose of rugosa to thigh high. He gives a revised letter for the record that states the changes. Mashnee has sent a letter of approval for the proposed rose garden. The existing pipe will be cut and plugged which will eliminate a point source discharge.

Brendan states this looks like a good solution to make everyone happy. He goes on to say that Mr. Crispin has been good to deal with but the suit shall still remain until the project is completed and conservation looks at the finished product and agrees that it has been done correctly.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to allow the rain garden.

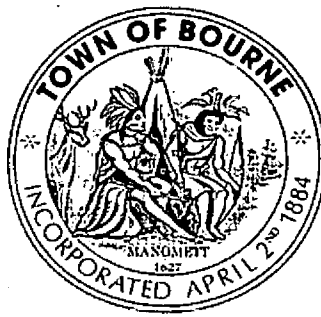
Approval of minutes from June 25, 2009 and July 9, 2009.

On a motion made by Jack and seconded by Paul, the Commission unanimously voted to approve the draft minutes as final. Peter and Susan abstain.

On a motion made by Susan and seconded by Paul, the Commission unanimously voted to approve the draft minutes as final. Jack and Peter abstain.

On a motion made by Jack and seconded by Rob, the Commission unanimously voted to close the meeting. The meeting adjourned at 8:05 PM

Respectfully Submitted,
JoAnna Cheverie,
Rec. Secretary



2009 AUG 13 PM 2 13
TOWN CLERK'S OFFICE
BOURNE, MA

CONSERVATION COMMISSION AGENDA (*Amended*)

Thursday, August 20, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

7:00) Requests for Determination of Applicability:

- 1) Applicant: H. Dean Fairbanks File Number: CC09-36
 Representative: Same
 Project Address: 21 Lewis Point Rd, Buzzards Bay
 Proposed Project: Cut down and remove trees within 100' of a Wetland Resource Area.

- 2) Applicant: Jeremiah, Rita & Robert Monahan File Number: CC09-37
 Representative: Shawn MacInnes, MacInnes Consulting
 Project Address: 6 Pocahontas Rd, Pocasset
 Proposed Project: Repair the septic system within an AE Flood Zone.
 Hearing Under State Act Only

- 3) Applicant: Scott Gebhardtsbauer File Number: CC09-38
 Representative: Edward L. Pesce, Pesce Engineering
 Project Address: Off Connery Ave, MA National Cemetery, MMR
 Proposed Project: Construct new gravesites and replace the cemetery administration building, public restrooms and maintenance buildings within 100' of a Wetland Resource Area.

7:15) Notice Of Intent:

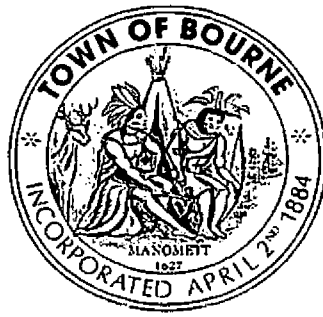
- 1) Applicant: Brian Ciccariello DEP File Number: SE7- 1718
 Representative: Thomas Roux, Bennett Engineering
 Project Address: 55 Head of the Bay, Buzzards Bay
 Proposed Project: Construct a new single-family house including septic system, associated utilities, landscaping and grading within 100 feet of a Wetland Resource Area
 (Continued from 7/23/2009)

2) **Applicant:** Grace Moore **DEP File Number:** SE7-1740
 Representative: Jack Landers-Cauley
 Project Address: 23 Quamhasset Rd, Buzzards Bay
 Proposed Project: Construct and maintain a 120' pier, ramp and floats within an AE Flood Zone,
 within 100' of a Wetland Resource Area, and within a Wetland Resource Area
 (Continued from 7/23/09)

Other Business:

Approval of Minutes from July 23, 2009 and August 6, 2009.

Any other business that may legally come before the Commission



2009 AUG 11 AM 10 53

CONSERVATION COMMISSION AGENDA TOWN CLERK'S OFFICE
Thursday, August 20, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

7:00) Requests for Determination of Applicability:

- 1) **Applicant:** H. Dean Fairbanks **File Number:** CC09-36
Representative: Same
Project Address: 21 Lewis Point Rd, Buzzards Bay
Proposed Project: Cut down and remove some trees within 100' of a Wetland Resource Area.

 - 2) **Applicant:** Jeremiah, Rita & Robert Monahan **File Number:** CC09-37
Representative: Shawn MacInnes, MacInnes Consulting
Project Address: 6 Pocahontas Rd, Pocasset
Proposed Project: Repair the septic system within an AE Flood Zone.

 - 3) **Applicant:** Scott Gebhardtsbauer **File Number:** CC09-38
Representative: Edward L. Pesce, Pesce Engineering
Project Address: Off Connery Ave, MA National Cemetery, MMR
Proposed Project: Construct 10,000 new gravesites and replace the cemetery administration building, public restrooms and maintenance buildings within 100' of a Wetland Resource Area.
- 7:15) Notice Of Intent:**
- 1) **Applicant:** Brian Ciccariello **DEP File Number:** SE7- 1718
Representative: Thomas Roux, Bennett Engineering
Project Address: 55 Head of the Bay, Buzzards Bay
Proposed Project: Construct a new single-family house including septic system, associated utilities, landscaping and grading within 100 feet of a Wetland Resource Area
(Continued from 7/23/2009)

2) **Applicant:** Grace Moore **DEP File Number:** SE7-1740
 Representative: Jack Landers-Cauley
 Project Address: 23 Quamhasset Rd, Buzzards Bay
 Proposed Project: Construct and maintain a 120' pier, ramp and floats within an AE Flood Zone and
 within 100' of a Wetland Resource Area.
 (Continued from 7/23/09)

Other Business:

Approval of Minutes from July 23, 2009 and August 6, 2009.

Any other business that may legally come before the Commission

- 3) **Applicant:** Scott Gebhardtsbauer **File Number:** CC09-38
Representative: Edward L. Pesce, Pesce Engineering
Project Address: Off Connery Ave, MA National Cemetery, MMR
Proposed Project: Construct new gravesites and replace the cemetery administration building, public restrooms and maintenance buildings within 100' of a Wetland Resource Area.

Ed Pesce explains they would like to develop 10,000 new gravesites for cremated remains and direct burials. They would also like to replace several buildings on the property including an administration building, public information center; grounds maintenance building and a vehicle wash station.

Brendan explains that there is a very small isolated wetland that looks like it has been created strictly as a low saturation point by the runoff from the existing facility, right now its filled with phragmites.

Paul Gately asks how long the 10,000 sites will last. Ed says that the intent is for the cemetery to last another 10 years.

On a motion made by Jack and seconded by Peter, the Commission unanimously voted to approve the project under a Negative Three Determination.

7:15) **Notice Of Intent:**

- 1) **Applicant:** Brian Ciccariello **DEP File Number:** SE7- 1718
Representative: Thomas Roux, Bennett Engineering
Project Address: 55 Head of the Bay, Buzzards Bay
Proposed Project: Construct a new single-family house including septic system, associated utilities, landscaping and grading within 100 feet of a Wetland Resource Area
(Continued to 9/3/2009)

- 2) **Applicant:** Grace Moore **DEP File Number:** SE7-1740
Representative: Jack Landers-Cauley
Project Address: 23 Quamhasset Rd, Buzzards Bay
Proposed Project: Construct and maintain a 120' pier, ramp and floats within an AE Flood Zone, within 100' of a Wetland Resource Area, and within a Wetland Resource Area
(Continued from 7/23/09)

Michael Princi explains that he has spoken to Mr. Newell's Attorney, Donald Nagel about resolving issues between the two parties. He states that he has written a letter to Brian Wall regarding this matter but he has not yet reviewed it. He would like to continue this meeting until Mr. Wall has had a chance to review the letter and asks if the Commission has any comments or concerns with the project.

Brendan states that he has received a preliminary document that Attorney Prinici sent to Town Counsel but Town Counsel has not yet had a chance to review and comment on it and until they do he has nothing to say about the project. He tells Mr. Landers- Cauley he can make a quick presentation if he would like.

Jack Landers-Cauley briefly describes the project to the Commission. Mr. Princi asks if the public comments be held until the next hearing.

(Continued to 9/3/09)

Other Business:

Approval of Minutes from July 23, 2009.

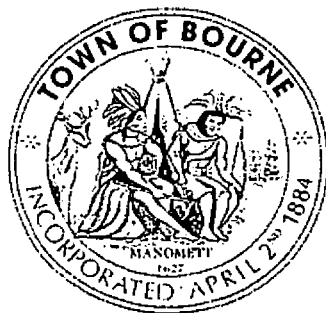
On a motion made by Paul and seconded by Jack, the Commission unanimously voted to approve the draft order as final. Rob abstains.

Approval of Minutes from August 6, 2009.

On a motion made by Paul and seconded by Jack, the Commission unanimously voted to approve the draft order as final.

On a motion made by Peter and seconded by Jack, the Commission unanimously voted to adjourn the meeting. The meeting adjourned at 8pm.

Respectfully Submitted,
JoAnna Cheverie,
Recording Sec.



CONSERVATION COMMISSION AGENDA

Thursday, September 3, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

7:00) Requests for Determination of Applicability:

- 1) Applicant: James Corsano File Number: CC09-39
Representative: Same
Project Address: 19 Shaker Dr., Monument Beach
Proposed Project: Install a 10'x12' pre-constructed shed within 100' of a Wetland Resource Area.
- 2) Applicant: Mary McLaughlin File Number: CC09-40
Representative: Susan Nilson, CLE Engineering
Project Address: 64 Academy Dr., Buzzards Bay
Proposed Project: Maintenance and repairs to existing stone revetment and replacement of a concrete slab within a VE Flood Zone and within 100' of a Wetland Resource Area.
- 3) Applicant: Diana Prince File Number: CC09-41
Representative: Same
Project Address: 40 Cove Ln., Pocasset
Proposed Project: Repair and replace front deck and repair and extend rear deck within a VE Flood Zone.

7:15) Notice Of Intent:

- 1) Applicant: Brian Ciccariello DEP File Number: SE7- 1718
Representative: Thomas Roux, Bennett Engineering
Project Address: 55 Head of the Bay, Buzzards Bay
Proposed Project: Construct a new single-family house including septic system, associated utilities, landscaping and grading within 100 feet of a Wetland Resource Area
(Continued from 8/20/09)

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- 2) **Applicant:** Grace Moore **DEP File Number:** SE7-1740
Representative: Jack Landers-Cauley
Project Address: 23 Quamhasset Rd, Buzzards Bay
Proposed Project: Construct and maintain a 120' pier, ramp and floats within an AE Flood Zone, within 100' of a Wetland Resource Area, and within a Wetland Resource Area
(Continued from 8/20/09)

Certificate of Compliance:

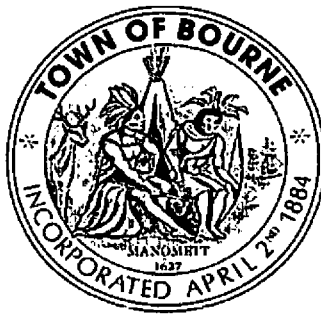
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|----|---------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------|----------|
| 1) | <u>Applicant:</u> | Peter Hunt | <u>DEP File Number:</u> | SE7-1565 |
| | <u>Representative:</u> | Same | | |
| | <u>Project Address:</u> | 124 Red Brook Harbor Rd., Pocasset | | |
| | <u>Proposed Project:</u> | Construct a screened porch and a deck including buffer plantings and installation on invisible dog fence within 100' of a Wetland Resource Area. | | |

Other Business:

Discussion / Vote – Draft Article for Special Town Meeting re: Bylaw Revision

Approval of Minutes from August 20, 2009

Any other business that may legally come before the Commission



CONSERVATION COMMISSION MINUTES

Thursday, September 3, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

Members Present: Chairman Robert Gray, Co-Vice Chairman Paul Lelito, Jack Fiske, Peter Holmes and Susan Weston

Excused Absence: Betsey Kiebala, Martha Craig Rheinhardt and Robert Palumbo

Call to Order: Chairman Robert Gray called the meeting to order at 7:00 PM and explained the Commission's procedure pursuant to the Wetland Protection Act M.G.L. c.131, s.40 and the Bourne Wetland Protection Bylaw Article 3.7.

7:00) **Requests for Determination of Applicability:**

1) **Applicant:** James Corsano **File Number:** CC09-39
Representative: Same
Project Address: 19 Shaker Dr., Monument Beach
Proposed Project: Install a 10'x12' pre-constructed shed within 100' of a Wetland Resource Area.

James Corsano explains that he would like to install a shed, he was told that he needed to file because there were wetlands in the back yard. Brendan states that the shed is already there because Mr. Corsano was not aware he needed to file with Conservation. He passes out some pictures and explains that it's on a flat lot and has no concerns with the project.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the project under a Negative Three Determination.

2) **Applicant:** Mary McLaughlin **File Number:** CC09-40
Representative: Susan Nilson, CLE Engineering
Project Address: 64 Academy Dr., Buzzards Bay
Proposed Project: Maintenance and repairs to existing stone revetment and replacement of a concrete slab within a VE Flood Zone and within 100' of a Wetland Resource Area.

Susan Nilson explains that the project is an existing stone revetment on the north side of the canal and over the years it has required periodic maintenance. The wall has a grouted face with a concrete walking area at the top. There are cracking and sinkholes in the wall and the applicant would like to tighten up the face by removing loose grout and replacing. She would also like to repair the sinkholes under the concrete slab. They would need

Brendan states that this is a pretty straightforward project and seems typical of a lot of seawalls in the area. He has been to the site and it does need repairs. A small backhoe will be used on the landward side to break up some of the wall.

3) **Applicant:** Diana Prince **File Number:** CC09-41
Representative: Same
Project Address: 40 Cove Ln., Pocasset
Proposed Project: Repair and replace front deck and repair and extend rear deck within a VE Flood Zone.

7:15) Notice Of Intent:

Bob explains that the representative has continued this to the next meeting because the Board of Health hasn't made a site visit yet.

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only because he was asked to relocate his dock and honor the town regulations. Jack Landers-Cauley explains that he can move the dock over another 10' to please Mr. Newell, but he cannot move it over any more because he does not have 50' on both sides.

Bob states that we will continue this one more time so that Brendan can check with Town Counsel and Jack can revise the plan. Hopefully we can meet in two weeks and resolve this matter.

Continued to September 17, 2009.

Certificate of Compliance:

- 1) Applicant: Peter Hunt DEP File Number: SE7- 1565
 Representative: Same
 Project Address: 124 Red Brook Harbor Rd., Cataumet
 Proposed Project: Construct a screened porch and a deck including buffer plantings and installation on invisible dog fence within 100' of a Wetland Resource Area.

Brendan states that everything looked in compliance with what was originally proposed and recommended granting the compliance.

On a motion made by Susan and seconded by Jack, the Commission unanimously voted to grant the compliance.

Other Business:

Discussion / Vote – Draft Article for Special Town Meeting re: Bylaw Revision

Brendan states that this was something that was discussed at length during the hearing of the proposed dinghy dock regulation changes. It was determined that the bylaw may be in conflict with the intention of the revision to the regulations in order to allow the dinghy docks. The goal was to try and consolidate some of the dinghies that are strewn about town. It was determined after reading the proposed changes and this section of the bylaw that not many engineers would be willing to put in writing that a dinghy dock would survive a storm. If the Bylaw change is voted on by the Commission, it will leave in the first sentence regarding storm damage prevention and removes the sentence stating that the Commission shall approve projects in velocity zones only after the project engineer certifies in writing that the design of the said project complies fully with the first sentence of this paragraph. This is an option to revise the bylaw in this manner so that the dinghy dock regulations may be more effective but ultimately this is a decision for the Commission if they want to bring this revision to town meeting.

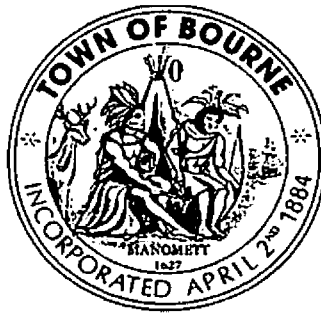
Bob thinks that the cleanest thing to do is to mention the exception for dinghy docks in a particular section and reference dinghy docks as defined in the regulations. Brendan states that he will put a placeholder in for town meeting and on the 17th he will redraft to add the correct language and give to them to put in.

Approval of Minutes from August 20, 2009

On a motion made by Susan and seconded by Jack, the Commission unanimously voted to move the draft order to final.

On a motion made by Susan and seconded by Jack, the Commission unanimously voted to adjourn. The meeting adjourned at 8:30PM.

Respectfully Submitted,
JoAnna Cheverie
Recording Secretary



CONSERVATION COMMISSION AGENDA

Thursday, September 17, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

7:00) Requests for Determination of Applicability:

- 1) Applicant: Jack Doherty & Deidre Flack File Number: CC09-42
Representative: Barbara Frappier, Warwick & Associates
Project Address: 11 Cove Ln., Pocasset
Proposed Project: Construct a 4.9'x14.9' addition within a VE Flood Zone and within 100' of a Wetland Resource Area.
- 2) Applicant: Diana Prince File Number: CC09-41
Representative: Same
Project Address: 40 Cove Ln., Pocasset
Proposed Project: Repair and replace front deck and repair and extend rear deck within a VE Flood Zone.
(Continued from 9/3/2009)

7:15) Notices of Intent:

- 1) Applicant: Jeremiah, Rita & Robert Monahan DEP File Number:
Representative: Shawn MacInnes, MacInnes Consulting
Project Address: 6 Pocahontas Rd, Pocasset
Proposed Project: Repair the septic system within an AE Flood Zone.
Hearing Under State Act Only
- 2) Applicant: Brian Ciccariello DEP File Number: SE7- 1718
Representative: Thomas Roux, Bennett Engineering
Project Address: 55 Head of the Bay, Buzzards Bay
Proposed Project: Construct a new single-family house including septic system, associated utilities, landscaping and grading within 100 feet of a Wetland Resource Area
(Continued from 9/3/09)

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- 3) **Applicant:** Grace Moore **DEP File Number:** SE7-1740
Representative: Jack Landers-Cauley
Project Address: 23 Quamhasset Rd, Buzzards Bay
Proposed Project: Construct and maintain a 120' pier, ramp and floats within an AE Flood Zone, within 100' of a Wetland Resource Area, and within a Wetland Resource Area
(Continued from 9/3/09)

Certificate of Compliance:

- 1) **Applicant:** Joseph Deitch **DEP File Number:** SE7-1492
Representative: Barbara Frappier, Wariwck & Associates
Project Address: 450 Wings Neck Rd., Pocasset
Proposed Project: Raze the existing home and construct new home as well as beach nourishment within a VE flood zone and within 100' of a Wetland Resource Area

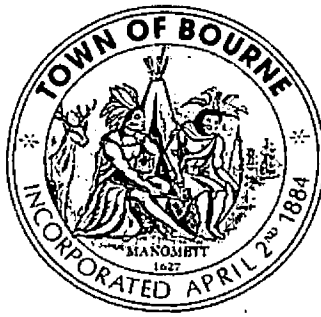
Request to Extend the Order of Conditions:

- 1) **Applicant:** Donald & Joan Korb **DEP File Number:** SE7-1646
Representative: Barbara Frappier, Warwick & Associates
Project Address: 478 Scraggy Neck Rd., Cataumet
Proposed Project: Raze and Rebuild a dwelling, add denitrification to septic, landscape, utilities and other appurtenances, within an AE Flood Zone and within 100' of a Wetland Resource Area.

Other Business:

Discussion / Possible Vote – Draft Article for Special Town Meeting re: Bylaw Revision

Any other business that may legally come before the Commission



CONSERVATION COMMISSION MINUTES

Thursday, September 17, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

Members Present: Chairman Robert Gray, Co-Vice Chairman Rob Palumbo, Jack Fiske, Peter Holmes, Martha Craig Rheinhardt and Betsey Kiebala

Excused Absence: Co-Vice Chairman Paul Lelito and Susan Weston

Call to Order: Chairman Robert Gray called the meeting to order at 7:00 PM and explained the Commission's procedure pursuant to the Wetland Protection Act M.G.L. c.131, s.40 and the Bourne Wetland Protection Bylaw Article 3.7.

7:00) **Requests for Determination of Applicability:**

- 1) **Applicant:** Jack Doherty & Deidre Flack **File Number:** CC09-42
Representative: Barbara Frappier, Warwick & Associates
Project Address: 11 Cove Ln., Pocasset
Proposed Project: Construct a 4.9'x 14.9' addition within a VE Flood Zone and within 100' of a Wetland Resource Area.

Barbara presents the project and explains that the property is at the end of Cove Lane. They currently have a little glass-enclosed porch and they would like to add 5' to it. There will be no natural vegetation removed. Brendan states that it's a pretty straightforward project. It is moving a little closer to the wetland but not closer than the existing deck that is out there.

On a motion made by Jack and seconded by Peter, the Commission unanimously voted to approve the project under a Negative Two Determination.

- 2) **Applicant:** Diana Prince **File Number:** CC09-41
Representative: Same
Project Address: 40 Cove Ln., Pocasset
Proposed Project: Repair and replace front deck and repair and extend rear deck within a VE Flood Zone.

(Continued from 9/3/2009)

Brendan states that the applicant lives in Toronto and was not able to make it down for the meeting. She did get the abutter cards and submitted all of her paper work. Brendan describes that she would like to enlarge the two

existing decks and passes out some pictures to the Commission. He explains that it is a pretty straightforward simple project.

On a motion made by Jack and seconded by Peter, the Commission unanimously voted to approve the project under a Negative Two Determination.

7:15) Notices of Intent:

- 1) Applicant: Jeremiah, Rita & Robert Monahan DEP File Number: SE7-1742
 Representative: Shawn MacInnes, MacInnes Consulting
 Project Address: 6 Pocahontas Rd, Pocasset
 Proposed Project: Repair the septic system within an AE Flood Zone.
 Hearing Under State Act Only

Shawn states that the applicants would like to upgrade their septic system.

Brendan states that this was first a Request but they needed to file a Notice for a mounded system. He goes on to say that this is a pretty straightforward project and will be an improvement to the existing, but the Commission cannot close because we do not have a file number yet.

Continued to 10/1/09.

- 2) Applicant: Brian Ciccariello DEP File Number: SE7- 1718
 Representative: Thomas Roux, Bennett Engineering
 Project Address: 55 Head of the Bay, Buzzards Bay
 Proposed Project: Construct a new single-family house including septic system, associated utilities,
 landscaping and grading within 100 feet of a Wetland Resource Area
 (Continued from 8/20/09)

Brendan stated they were requesting a 87' variance and the BOH didn't feel comfortable granting a variance of that size and asked for either a reduction in the requested variance or in the number of bedrooms in the proposed dwelling. The engineer withdrew from the BOH and will be redesigning either the system or the house. They have asked for a continuance until October 15th.

- 3) Applicant: Grace Moore DEP File Number: SE7-1740
 Representative: Jack Landers-Cauley
 Project Address: 23 Quamhasset Rd, Buzzards Bay
 Proposed Project: Construct and maintain a 120' pier, ramp and floats within an AE Flood Zone,
 within 100' of a Wetland Resource Area, and within a Wetland Resource Area
 (Continued from 8/20/09)

Jack Landers- Cauley states that they have moved the pier to the center of the Moore's lot. They do not have the 50', more like 45'. The two docks will be 86' from each other. Mr. Princi states that Mr. Newell was wrong at the last meeting when he said that he had the 50' setback. He doesn't have it and the Commission still approved the project.

Brendan states that he spoke with Troy today and he said that the project should be reviewed and based under its own merits and any past projects or approvals should not be taken into account.

On a motion made by Jack and seconded by Peter, the Commission unanimously voted to close the hearing.

A Draft Order of Conditions was read: Under State Law, all General Conditions, State Special Conditions 1, 2, 3, 5, 9, 10, 12, 13, 16 –24 and 30-41. Conditions 20, 24 and 30-41 are listed in perpetuity.

Bylaw Conditions: 4, 6, 7, 8, 9 and 14. Conditions 4 and 6 are listed in perpetuity.

On a motion made by Jack and seconded by Peter, the Commission unanimously voted to move the Draft Order to Final.

Certificate of Compliance:

- 1) **Applicant:** Joseph Deitch **DEP File Number:** SE7-1492
 Representative: Barbara Frappier, Warwick & Associates
 Project Address: 450 Wings Neck Rd., Pocasset
 Proposed Project: Raze the existing home and construct new home as well as beach nourishment within a VE flood zone and within 100' of a Wetland Resource Area

Brendan states that the structure is in compliance with the plan of record but there may be a discrepancy with the plantings. The file said a landscaping plan was approved but he couldn't find one. They did do some plantings down by the bank but there is a rather large lawn area. He recommends an ongoing condition that all vegetation along the bank must be maintained in perpetuity.

Barbara states that the buffer plantings didn't extend as far as it should have. Also, a lot of the buffer is flowers, not shrubbery as the Commission wanted.

Brendan states that there was a request for 300 cubic yards of beach nourishment on the southern portion of the property, but he couldn't tell if it had been done because he wasn't there before hand. Barbara said the owner, nor the landscaper knew if it was done. The builder said there was sand put on the beach but wasn't sure about the plantings.

On a motion made by Jack and seconded by Rob, the Commission unanimously voted to grant the compliance.

Request to Extend the Order of Conditions:

- 1) **Applicant:** Donald & Joan Korb **DEP File Number:** SE7-1646
 Representative: Barbara Frappier, Warwick & Associates
 Project Address: 478 Scraggy Neck Rd., Cataumet
 Proposed Project: Raze and Rebuild a dwelling, add denitrification to septic, landscape, utilities and other appurtenances, within an AE Flood Zone and within 100' of a Wetland Resource Area.

Brendan stated that the request was filed on 8/21 and is due to expire on 10/23. Barbara explains that there are some areas that have not been planted sufficiently and the applicants would like another year to finish this.

On a motion made by Jack and seconded by Rob, the Commission unanimously voted to grant the extension.

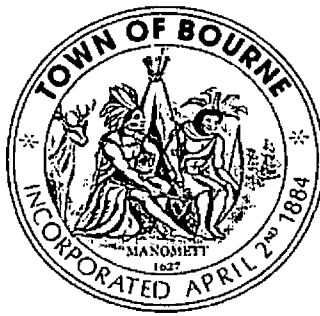
Other Business:

Discussion / Possible Vote – Draft Article for Special Town Meeting re: Bylaw Revision

Brendan states that there is only one small change between what exists now and the amendment that will be requested. On a motion made by Peter and seconded by Jack, the Commission unanimously voted to approve the bylaw change.

On a motion made by Jack and seconded by Peter, the Commission unanimously voted to adjourn. The meeting adjourned at 8pm.

Respectfully Submitted,
JoAnna Cheverie
Rec. Secretary



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CONSERVATION COMMISSION AGENDA

TOWN CLERK'S OFFICE

Thursday, October 1, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

7:00) Requests for Determination of Applicability:

- 1) **Applicant:** Mashnee Association Inc. **File Number:** CC09-43
Representative: William C. Henchy
Project Address: Off Leeward Rd., Mashnee Island
Proposed Project: To have the Bourne Conservation Commission make a determination of the applicability of the Massachusetts Wetlands Protection Act regarding activities occurring on parcels located off of Leeward Road on Mashnee Island

- 2) **Applicant:** Vernon & Victoria Gaw **File Number:** CC09-44
Representative: Jack MacDonald, Osprey Design Inc.
Project Address: 217 County Rd., Monument Beach
Proposed Project: Repair the granite foundation in the rear of building including repointing sections of the new block and regrading water pitches

7:15) Notices of Intent:

- 1) **Applicant:** Jeremiah, Rita & Robert Monahan **DEP File Number:** SE7-
Representative: Shawn MacInnes, MacInnes Consulting
Project Address: 6 Pocahontas Rd, Pocasset
Proposed Project: Repair the septic system within an AE Flood Zone.
Hearing Under State Act Only
(Continued from 9/17/09)

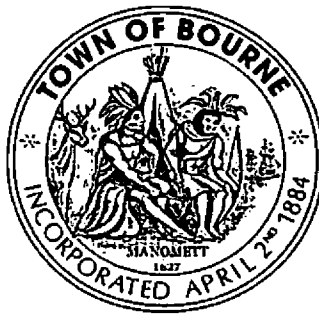
Request to Extend the Order of Conditions:

- 1) **Applicant:** John Black **DEP File Number:** SE7-1635
Representative: Same
Project Address: 388 Scraggy Neck Rd., Cataumet
Proposed Project: Construct a single-family home with deck, garage, guest quarters & plantings within AE & VE Flood Zones.

Other Business:

Approval of Minutes from September 3, 2009.

Any other business that may legally come before the Commission



CONSERVATION COMMISSION MINUTES

Thursday, October 1, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

Members Present: Chairman Robert Gray, Co-Vice Chairman Rob Palumbo, Jack Fiske, Martha Craig Rheinhardt and Betsey Kiebala.

Excused Absence: Co-Vice Chairman Paul Lelito, Peter Holmes and Susan Weston

Call to Order: Chairman Robert Gray called the meeting to order at 7:00 PM and explained the Commission's procedure pursuant to the Wetland Protection Act M.G.L. c.131, s.40 and the Bourne Wetland Protection Bylaw Article 3.7.

7:00) **Requests for Determination of Applicability:**

1) **Applicant:** Mashnee Association Inc. **File Number:** CC09-43
Representative: William C. Henchy
Project Address: Off Leeward Rd., Mashnee Island
Proposed Project: To have the Bourne Conservation Commission make a determination of the applicability of the Massachusetts Wetlands Protection Act regarding activities occurring on parcels located off of Leeward Road on Mashnee Island

Bob Gray states that Henchy appealed this to DEP because the Commission didn't act within 21 days. He states that we wouldn't have been able to go far with this tonight anyways because Alec Joyce who is a landowner on Mashnee Island never received notice. Brendan went through the list of parcels and there are some different landowners that are not on the list of abutters and they can assume they weren't notified either.

2) **Applicant:** Vernon & Victoria Gaw **File Number:** CC09-44
Representative: Jack MacDonald, Osprey Design Inc.
Project Address: 217 County Rd., Monument Beach
Proposed Project: Repair the granite foundation in the rear of building including repointing sections of the new block and regrading water pitches within 100' of a Wetland Resource Area.

Jack MacDonald explains that he is restoring an 1800-century house. They were planning on a fairly simple project but as they got into it they discovered that a new foundation was needed. They excavated 18' next to the

foundation so a mason could build a new one. The house was actually marketed as a tear down but the owners decided to keep the old house and refurbish it.

Brendan states that this is an after the fact filing because they weren't really aware how much work this project would entail. Overall this looks like a good project and he has no other concerns.

On a motion made by Jack and seconded by Rob, the Commission unanimously voted to approve the project under a Negative Two Determination.

7:15) Notices of Intent:

1) **Applicant:** Jeremiah, Rita & Robert Monahan **DEP File Number:** SE7-1742
 Representative: Shawn MacInnes, MacInnes Consulting
 Project Address: 6 Pocahontas Rd, Pocasset
 Proposed Project: Repair the septic system within an AE Flood Zone.
 Hearing Under State Act Only
 (Continued from 9/17/09)

Bob Gray states that this was discussed at the last meeting and they were just waiting on a file number, which we have since received.

On a motion made by Jack and seconded by Rob, the Commission unanimously voted to approve the project. A Draft Order was read 1, 2, 3, 4, 9, 10, 12, 13 and 16 -24. Conditions 20 and 24 are listed in perpetuity.

On a motion made by Jack and seconded by Rob, the Commission unanimously voted to move the Draft order to Final.

Request to Extend the Order of Conditions:

1) **Applicant:** John Black **DEP File Number:** SE7-1635
 Representative: Same
 Project Address: 388 Scraggy Neck Rd., Cataumet
 Proposed Project: Construct a single-family home with deck, garage, guest quarters & plantings
 within AE & VE Flood Zones.

Brendan states that the house burnt down in 2004 and the permit was originally granted in September of 2006. Mr. Black has not had a chance to begin construction on the house but would like an extension so he can do so in the near future. He is asking for 3-year extension.

On a motion made by Rob and seconded by Jack, The Commission unanimously voted to grant the extension.

Other Business:

Approval of Minutes from September 3, 2009.

On a motion made by Jack and seconded by Bob, the Commission unanimously voted to approve the Draft Minutes as final.

Any other business that may legally come before the Commission

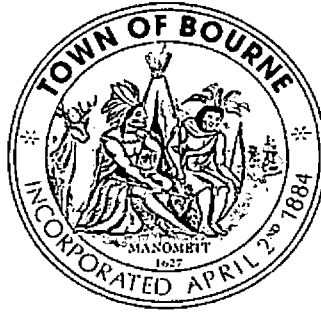
Brendan states that Clifford Wise of Salt Marsh Lane has asked if he could remove some phragmites and other invasive plants that are on town property abutting his land. Brendan told Mr. Wise that he would file the permit

The Commission approved the removal.

On a motion made by Rob and seconded by Jack, the Commission unanimously voted to allow Mr. Wise to remove the invasive species.

On a motion made by Jack and seconded by Rob, the Commission unanimously voted to adjourn. The meeting adjourned at 7:50.

Respectfully Submitted,
JoAnna Cheverie, Rec. Secretary

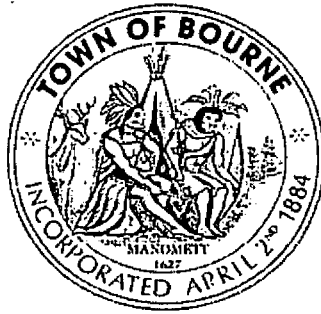


CONSERVATION COMMISSION AGENDA

Thursday, October 15, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

7:00) Requests for Determination of Applicability:

- 1) Applicant: Don DuBerger File Number: CC09-45
Representative: Barbara Frappier, Warwick & Assoc.
Project Address: 35 Bell Buoy Rd., Pocasset
Proposed Project: Remove a section of existing dwelling on slab and replace with a new smaller addition on a 4' crawl and construct a new deck within 100' of a Wetland Resource Area.
- 2) Applicant: Laurence Spector & Ursula Garfield File Number: CC09-46
Representative: Same
Project Address: 273 Circuit Ave., Pocasset
Proposed Project: Construct a 75 sq ft-attached garden shed within 100' of a Wetland Resource Area and within an AE Flood Zone.
- 3) Applicant: Thomas & MaryBeth Barnes File Number: CC09-47
Representative: Same
Project Address: 10 Thorne Rd., Gray Gables
Proposed Project: Construct a 12' x 14' addition within an AE Flood Zone.
(Hearing under the State Act Only)
- 4) Applicant: Peter DeLutis File Number: CC09-48
Representative: Same
Project Address: 681 Head of the Bay Rd., Buzzards Bay
Proposed Project: Repair the existing pier within a VE Flood Zone and within 100' of a Wetland Resource Area.
- 5) Applicant: James Halliday File Number: CC09-49
Representative: Barbara Frappier, Warwick & Assoc.



CONSERVATION COMMISSION MINUTES

Thursday, October 15, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

Members Present: Chairman Robert Gray, Co-Vice Chairman Rob Palumbo, Jack Fiske, Martha Craig Rheinhardt, Susan Weston and Betsey Kiebala.

Excused Absence: Co-Vice Chairman Paul Lelito and Peter Holmes

Call to Order: Chairman Robert Gray called the meeting to order at 7:00 PM and explained the Commission's procedure pursuant to the Wetland Protection Act M.G.L. c.131, s.40 and the Bourne Wetland Protection Bylaw Article 3.7.

7:00) **Requests for Determination of Applicability:**

Applicant: Don DuBerger **File Number:** CC09-45
Representative: Barbara Frappier, Warwick & Assoc.
Project Address: 35 Bell Buoy Rd., Pocasset
Proposed Project: Remove a section of existing dwelling on slab and replace with a new smaller addition on a 4' crawl and construct a new deck within 100' of a Wetland Resource Area.

Barbara explains that the applicants would like to put on a small addition and add a deck. None of the structure is moving any closer to the wetlands than the existing building. They have been approved by the Board of Appeals and the Board of Health.

Brendan states that it is a flat lot and all the work is only partially in the buffer zone. There is no need for erosion controls on the site and he has no concerns with the project.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the project under a Negative Three Determination.

2) **Applicant:** Laurence Spector & Ursula Garfield **File Number:** CC09-46
Representative: Same
Project Address: 273 Circuit Ave., Pocasset
Proposed Project: Construct a 75 sq ft-attached garden shed within 100' of a Wetland Resource Area and within an AE Flood Zone.

Laurence explains that he would like a small shed to put his garden tools and an electric lawnmower. No chemicals or gasoline will be stored in the shed.

Project Address: 48 Seabreeze Dr., Gray Gables
Proposed Project: Add a garage, new driveway and remove, replace and enlarge the deck within an AE Flood Zone.
(Hearing under the State Act Only)

7:15) Notices of Intent:

1) **Applicant:** Brian Ciccariello **DEP File Number:** SE7- 1718
Representative: Thomas Roux, Bennett Engineering
Project Address: 55 Head of the Bay, Buzzards Bay
Proposed Project: Construct a new single-family house including septic system, associated utilities, landscaping and grading within 100 feet of a Wetland Resource Area
(Continued from 9/17/09)

Certificate of Compliance:

1) **Applicant:** Steven Beckhardt **DEP File Number:** SE7-1734
Representative: Barbara Frappier, Warwick & Assoc.
Project Address: 23 Nairn Rd., Cataumet
Proposed Project: Repair an existing licensed dock within a VE Flood Zone and within 100' of a Wetland Resource Area.

Request to Extend the Order of Conditions:

1) **Applicant:** William Potrais **DEP File Number:** SE7-1645
Representative: Same
Project Address: 67 Phillips Rd., Sagamore Beach
Proposed Project: Construct an addition, install an in-ground pool and reconfigure a driveway within AE and VE Flood Zones and within 100' of a Wetland Resource Area.

Other Business:

Approve the minutes from September 17, 2009.

Any other business that may legally come before the Commission

Brendan states that they have started on the construction. He stopped the construction when he found out that he needed a building permit. No other concerns with the project.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the project under a Negative Two Determination.

- 3) **Applicant:** Thomas & MaryBeth Barnes **File Number:** CC09-47
 Representative: Same
 Project Address: 10 Thorne Rd., Gray Gables
 Proposed Project: Construct a 12' x 14' addition within an AE Flood Zone.
 (Hearing under the State Act Only)

Thomas Barnes explains that they would like to build an addition on their 1000sqft. Cape.

Brendan states that it is a flat developed lot in the flood zone only. There are no erosion concerns with the project and no concerns with the project.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the project under a Negative Two Determination.

- 4) **Applicant:** Peter DeLutis **File Number:** CC09-48
 Representative: Same
 Project Address: 681 Head of the Bay Rd., Buzzards Bay
 Proposed Project: Repair the existing pier within a VE Flood Zone and within 100' of a Wetland Resource Area.

Susan and Martha step down.

Peter DeLutis explains that their existing pier has been partially dismantled and they would like to repair it. The pier is only used for fishing and viewing; no boats will be tied up.

Brendan explains that the plan is to stand up what exists and replace the rest. The project requires very little work and he has no concerns with the project.

On a motion made by Jack and seconded by Rob, the Commission unanimously voted to approve the project under a Negative Two Determination.

- 5) **Applicant:** James Halliday **File Number:** CC09-49
 Representative: Barbara Frappier, Warwick & Assoc.
 Project Address: 48 Seabreeze Dr., Gray Gables
 Proposed Project: Add a garage, new driveway and remove, replace and enlarge the deck within an AE Flood Zone.
 (Hearing under the State Act Only)

Barbara explains that the project is only in a flood zone. There is an existing deck that they will take off and replace to make it a little bigger. Brendan states that there are no wetlands in the vicinity of the lot. It's a flat lot and he has no concerns with erosion.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the project under a Negative Two Determination.

7:15) Notices of Intent:

Applicant: Brian Ciccariello **DEP File Number:** SE7- 1718
Representative: Thomas Roux, Bennett Engineering
Project Address: 55 Head of the Bay, Buzzards Bay
Proposed Project: Construct a new single-family house including septic system, associated utilities, landscaping and grading within 100 feet of a Wetland Resource Area
(Continued from 9/17/09)

Bob explained that the representative has asked for a continuance.
(Continued to November 5, 2009)

Certificate of Compliance:

1) **Applicant:** Steven Beckhardt **DEP File Number:** SE7-1734
Representative: Barbara Frappier, Warwick & Assoc.
Project Address: 23 Nairn Rd., Cataumet
Proposed Project: Repair an existing licensed dock within a VE Flood Zone and within 100' of a Wetland Resource Area.

Barbara explained that this was the dock that was ripped apart by the ice flow and has been replaced in kind. They did end up using properly treated CCA pilings as they discussed.

Brendan stated that they did a great job putting it back together. He did notice that the waterline was leaking and he called Mr. Beckhardt about it. He recommended granting the Compliance.

On a motion made by Susan and seconded by Jack, the Commission unanimously voted to grant the Compliance.

Request to Extend the Order of Conditions:

1) **Applicant:** William Poitras **DEP File Number:** SE7-1645
Representative: Same
Project Address: 67 Phillips Rd., Sagamore Beach
Proposed Project: Construct an addition, install and in-ground pool and reconfigure a driveway within AE and VE Flood Zones and within 100' of a Wetland Resource Area.

Brendan stated that Mr. Poitras requested an extension in the springtime but he had not finished the plantings. He has not had a chance to do the plantings, which is why he is asking for an extension. A timely request was made. On a motion made by Jack and seconded by Susan, the Commission unanimously voted to grant the extension.

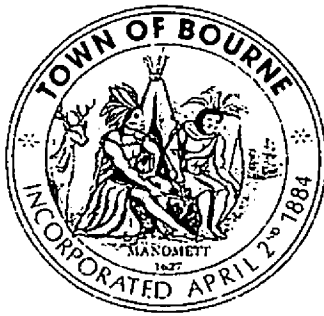
Other Business:

Approve the minutes from September 17, 2009.

On a motion made by Jack and seconded by Rob, the Commission unanimously voted to approve the draft minutes as final. Susan Abstained.

On a motion made by Jack and seconded by Rob, the Commission unanimously voted to adjourn. The Meeting adjourned at 7:50pm.

Respectfully Submitted,
JoAnna Cheverie
Rec. Secretary



CONSERVATION COMMISSION AGENDA

Thursday, November 5, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

7:00) Requests for Determination of Applicability:

- 1) **Applicant:** Nicholas Karras **File Number:** CC09-50
Representative: Same
Project Address: 1 Gaffield Ave., Monument Beach
Proposed Project: Modify the Southwest corner of the existing porch within an AE Flood Zone.
(Hearing under the State Act Only)
- 2) **Applicant:** Norman Johansen **File Number:** CC09-51
Representative: Same
Project Address: 66 Old Dam Rd., Bourne
Proposed Project: Enlarge the Existing deck within an AE Flood Zone.
(Hearing under the State Act Only)
- 3) **Applicant:** Town of Bourne **File Number:** CC09-52
Representative: Brendan Mullaney, Conservation Agent
Project Address: Off Salt Marsh Ln., Pocasset
Proposed Project: Remove invasive vegetation using mechanical methods within an AE Flood Zone and within 100' of a Wetland Resource Area.

7:15) Notices of Intent:

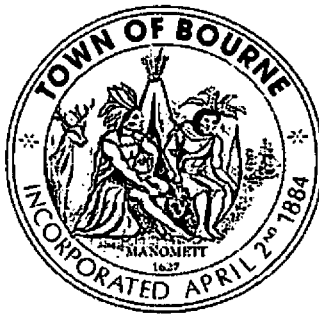
- 1) **Applicant:** Brian Ciccariello **DEP File Number:** SE7- 1718
Representative: Thomas Roux, Bennett Engineering
Project Address: 55 Head of the Bay, Buzzards Bay
Proposed Project: Construct a new single-family house including septic system, associated utilities, landscaping and grading within 100 feet of a Wetland Resource Area
(Continued from 9/17/09)

Other Business:

Approve the minutes from 10/1/09.

Any other business that may legally come before the Commission

2009 OCT 29 PM 10 05
TOWN CLERK'S OFFICE
BOURNE, MASS.



CONSERVATION COMMISSION MINUTES

Thursday, November 5, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

Members Present: Co-Vice Chairmen Rob Palumbo and Paul Lelito, Jack Fiske, Martha Craig Rheinhardt, Susan Weston, Peter Melvin Holmes and Betsey Kiebala.

Excused Absence: Chairman Robert Gray

Call to Order: Co-Vice Chairman Paul Lelito called the meeting to order at 7:00 PM and explained the Commission's procedure pursuant to the Wetland Protection Act M.G.L. c.131, s.40 and the Bourne Wetland Protection Bylaw Article 3.7.

7:00) **Requests for Determination of Applicability:**

- 1) **Applicant:** Nicholas Karras **File Number:** CC09-50
Representative: Same
Project Address: 1 Gaffield Ave., Monument Beach
Proposed Project: Modify the Southwest corner of the existing porch within an AE Flood Zone.
(Hearing under the State Act Only)

Nicholas Karras presented his project and explained that he would like to enlarge his existing deck.

Brendan states that this is a flat developed lot and has no concerns with the project.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the project under a Negative Two Determination.

- 2) **Applicant:** Norman Johansen **File Number:** CC09-51
Representative: Same
Project Address: 66 Old Dam Rd., Bourne
Proposed Project: Enlarge the Existing deck within an AE Flood Zone.
(Hearing under the State Act Only)

Mr. Johansen explained that he would like to enlarge his deck to accommodate a hot tub.

Brendan stated that the deck is in a lawn area and its more than 100' away from the nearby river. There are no erosion concerns with the project.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the project under a Negative Two Determination.

- File Number:** CC09-52

On a motion made by Susan and seconded by Rob, the Commission unanimously voted to approve the project under a Negative Three Determination. Jack abstains.

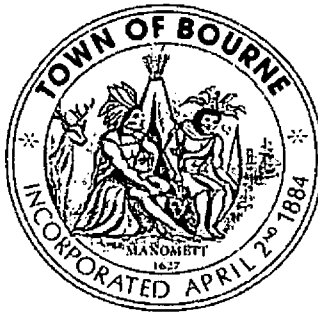
1)	<u>Applicant:</u>	Brian Ciccariello	<u>DEP File Number:</u>	SE7- 1718
	<u>Representative:</u>	Thomas Roux, Bennett Engineering		
	<u>Project Address:</u>	55 Head of the Bay, Buzzards Bay		
	<u>Proposed Project:</u>	Construct a new single-family house including septic system, associated utilities, landscaping and grading within 100 feet of a Wetland Resource Area		
		(Continued from 9/17/09)		

At the request of the representative, this has been continued to 11/19/09

Approve the minutes from 10/1/09.

Any other business that may legally come before the Commission

2



CONSERVATION COMMISSION AGENDA

Thursday, November 19, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

7:00) Requests for Determination of Applicability:

- 1) **Applicant:** Joseph & Sandra Ferolito **File Number:** CC09-53
Representative: Same
Project Address: 7 Buttermilk Way, Buzzards Bay
Proposed Project: Construct a farmer's porch within an AE Flood Zone.
(Hearing under the State Act Only)
- 2) **Applicant:** Scott & Laura Richards **File Number:** CC09-54
Representative: Betsy Stearns Marks, Foster Creative Design
Project Address: 12 Indian Trail, Sagamore Beach
Proposed Project: Landscaping / hardscape installation within 100' of a Wetland Resource Area.
- 3) **Applicant:** Laura Mendes **File Number:** CC09-55
Representative: Horsley Witten group
Project Address: 30 Pocahontas Rd., Pocasset
Proposed Project: Upgrade the septic system within an AE Flood Zone and within 100' of a Wetland Resource Area.
- 4) **Applicant:** Laura Mendes **File Number:** CC09-56
Representative: Horsley Witten group
Project Address: 26 Pocahontas Rd., Pocasset
Proposed Project: Upgrade the septic system within an AE Flood Zone and within 100' of a Wetland Resource Area.
- 5) **Applicant:** Michael & Lisa Bonito **File Number:** CC09-57
Representative: Stephen Doyle, Doyle and Associates
Project Address: 20 Sagamore Rd., Sagamore Beach
Proposed Project: Repair the septic system within 100' of a Wetland Resource Area.

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TOWN CLERK'S OFFICE
BOURNE, MASS

7:15) **Notices of Intent:**

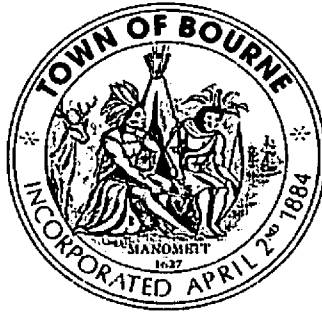
- 1) **Applicant:** Cape Cod Healthcare **DEP File Number:** SE7-
 Representative: Jeffrey Johnson, Holmes & McGrath
 Project Address: 1 Trowbridge Rd., Bourne
 Proposed Project: Construction and maintenance of concrete pads for oxygen supply tank and
 equipment within 100' of a Wetland Resource Area.

- 2) **Applicant:** Brian Ciccariello **DEP File Number:** SE7- 1718
 Representative: Thomas Roux, Bennett Engineering
 Project Address: 55 Head of the Bay, Buzzards Bay
 Proposed Project: Construct a new single-family house including septic system, associated utilities,
 landscaping and grading within 100 feet of a Wetland Resource Area
 (Continued from 11/5/09)

Other Business:

Approval of minutes from 10/15/09 and 11/5/09.

Any other business that may legally come before the Commission



CONSERVATION COMMISSION MINUTES

Thursday, November 19, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

Members Present: Chairman Robert Gray, Co-Vice Chairman Rob Palumbo, Jack Fiske, Martha Craig Rheinhardt, Susan Weston, Peter Holmes and Betsey Kiebal.

Excused Absence: Co-Vice Chairman Paul Lelito

Call to Order: Chairman Robert Gray called the meeting to order at 7:00 PM and explained the Commission's procedure pursuant to the Wetland Protection Act M.G.L. c.131, s.40 and the Bourne Wetland Protection Bylaw Article 3.7.

7:00) **Requests for Determination of Applicability:**

<u>Applicant:</u>	Joseph & Sandra Ferolito	<u>File Number:</u> CC09-53
<u>Representative:</u>	Same	
<u>Project Address:</u>	7 Buttermilk Way, Buzzards Bay	
<u>Proposed Project:</u>	Construct a farmer's porch within an AE Flood Zone. (Hearing under the State Act Only)	

The Ferolitos explained to the Commission that they would like to add a farmer's porch on the front of their house. Brendan stated that this would be a pretty straightforward project and he has no concerns with it. On a motion made by Jack and seconded by Rob, the Commission unanimously voted to approve the project under a Negative Two Determination.

2)	<u>Applicant:</u>	Scott & Laura Richards	<u>File Number:</u> CC09-54
	<u>Representative:</u>	Betsy Stearns Marks, Foster Creative Design	
	<u>Project Address:</u>	12 Indian Trail, Sagamore Beach	
	<u>Proposed Project:</u>	Landscaping / hardscape installation within 100' of a Wetland Resource Area.	

Betsey Stearns Marks presented the project and explained that the site is lawn and they are hoping to put in some foundation plantings and beach rose. They would also like to put in a few walkways and a patio. Brendan states that there is some hardscaping going in within 50 ft of the top of the bank but there is already lawn there now and no change in the topography. The plantings on the top of the bank will be beneficial and he has no concerns with the project.

On a motion made by Jack and seconded by Peter, the Commission unanimously voted to approve the project under a Negative Three Determination. Susan and Martha abstain.

- 3) **Applicant:** Laura Mendes **File Number:** CC09-55
 Representative: Horsley Witten group
 Project Address: 30 Pocahontas Rd., Pocasset
 Proposed Project: Upgrade the septic system within an AE Flood Zone and within 100' of a Wetland Resource Area.

Amy Ball explained that they would be abandoning the existing cesspool and installing a new Title V septic system. The lot is very small but the septic will remain in the existing landscaped areas.

Brendan states that this is a very small lot and they have done all they can to move the system as far away from the resource areas as possible. They have shown a silt fence and hay bales on the plan and they will account for any erosion concerns for the project. They will need to get the appropriate variances from the Board of Health but overall this will be an improvement from what exists.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the project under a Negative Two Determination.

- 4) **Applicant:** Laura Mendes **File Number:** CC09-56
 Representative: Horsley Witten group
 Project Address: 26 Pocahontas Rd., Pocasset
 Proposed Project: Upgrade the septic system within an AE Flood Zone and within 100' of a Wetland Resource Area.

Amy Ball explained that the only difference with this project is that the leaching field will straddle the property line with 30 Pocahontas. Brendan states that it is the same thing as the last and he has no concerns with the project.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the project under a Negative Two Determination.

- 5) **Applicant:** Michael & Lisa Bonito **File Number:** CC09-57
 Representative: Stephen Doyle, Doyle and Associates
 Project Address: 20 Sagamore Rd., Sagamore Beach
 Proposed Project: Repair the septic system within 100' of a Wetland Resource Area.

Stephen Doyle explained to the Commission that this is a small residential lot that currently has a failed septic. They will be removing the old pit and putting in a new one.

Brendan states this is another small lot and there is no other option for placement. It is flat so there are no erosion concerns.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the project under a Negative Three Determination.

7:15) **Notices of Intent:**

- 1) **Applicant:** Cape Cod Healthcare **DEP File Number:** SE7-
 Representative: Jeffrey Johnson, Holmes & McGrath
 Project Address: 1 Trowbridge Rd., Bourne

Proposed Project: Construction and maintenance of concrete pads for oxygen supply tank and equipment within 100' of a Wetland Resource Area.

Raul Sardi states that the applicant is one of the tenants of the Bourne Medical Center. They are proposing to put in concrete pads for oxygen supply tanks. The proposed construction would include a trench drain around the perimeter of the pad for any runoff that may occur. The section behind the concrete pads will be replanted with shrubs. There is a utility trench on the plan but the final location has not been decided on. The area where the pad is proposed is currently grass.

Peter recalls that the Commission was hesitant in the past in deciding how many parking spaces when the original construction took place. He states that more parking spaces were decided on and thinks that these concrete pads should not be constructed any closer to the wetlands but rather be added in an existing parking area. Martha and Susan agree with Peter. Greg Siroonian states that he is the architect representing the tenant. He explains that the Landlord does not want to give up parking spaces for the tank. There are also safety concerns with the tank being so close to cars. Bob recalls that the area where the pads are proposed should not be grass, but rather mitigation for plantings. Brendan states that compliance for that project was never even requested. Bob thinks that because that project was for the landowner and not the tenant that this should be reviewed under its own merits.

Brendan states that he did go out there with Jeff Johnson from Holmes and McGrath and the catch basins do appear to be installed and functioning properly at the limits of the parking lots. He thinks that every square inch was explored to see if there was anywhere suitable on this site that would not have the complications that we have run into now. There is really no other land and they are already at the maximum capacity for parking. He knows that there is a history with the property but doesn't think that these concrete pads should be a major deal. The drain around the pads and the plantings would prevent any runoff and erosion concerns. Maybe asking for more plantings would solve the problem the Commission has with the previous unfinished projects.

Bob asks if the whole structure could move down on the plan just so it butts up against the rip-rap. Raul says maybe move it 5-7 ft. He doesn't want the pads too close to the bank. Bob thinks Raul should revisit the site and see how close they can get to the rip-rap without jeopardizing the engineering. Brendan thinks that he should double check and see if he doesn't have to meet property line setbacks for an oxygen tank.

Continued to December 3, 2009.

2)	<u>Applicant:</u>	Brian Ciccariello	<u>DEP File Number:</u> SE7- 1718
	<u>Representative:</u>	Thomas Roux, Bennett Engineering	
	<u>Project Address:</u>	55 Head of the Bay, Buzzards Bay	
	<u>Proposed Project:</u>	Construct a new single-family house including septic system, associated utilities, landscaping and grading within 100 feet of a Wetland Resource Area	
		(Continued from 11/5/09)	

Bob Steps Down.

Steve Lake explains that this went before the Board of Health last night and apologizes for the last minute change in plans. The Commission reviews the new plans. Steve briefly describes the project to the Commission again. Brendan stated that this was previously continued because there was some issues the BOH had with the project. They have been resolved and he has a letter from Cindy regarding the meeting last night.

On a motion made by Jack and seconded by Peter, the Commission unanimously voted to close the hearing.

A Draft Order of Conditions was read: Under State Law, all General Conditions, State Special Conditions 1, 2, 3, 4, 5, 6, 9, 10, 12, 13, 16, 17, 18-24 and 29. Conditions 20 and 24 are listed in perpetuity.

Bylaw Conditions, 4, 6, 7, 8 and 9. Conditions 4 and 6 are listed in perpetuity.

Special Conditions:

See permit for 2 Additional Special Conditions.

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to move the Draft Order to final.

Other Business:

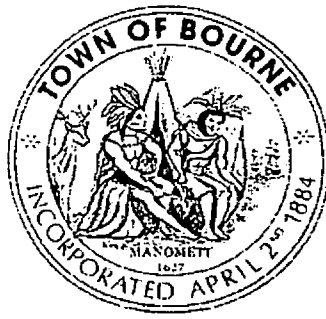
Approval of minutes from 10/15/09 and 11/5/09.

On a motion made by Susan and seconded by Jack, the Commission unanimously voted to approve the draft minutes from 10/15/09 as final. Peter abstains.

On a motion made by Susan and seconded by Rob, the Commission unanimously voted to approve the draft minutes from 11/5/09 as final.

On a motion made by Susan and seconded by Rob, the Commission voted to adjourn. The meeting adjourned at 8:25pm.

Respectfully Submitted,
JoAnna Cheverie
Rec. Secretary



CONSERVATION COMMISSION AGENDA

Thursday, December 3, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

7:00) Requests for Determination of Applicability:

- 1) Applicant: James Dineen File Number: CC09-58
Representative: Same
Project Address: 260 Circuit Ave., Pocasset
Proposed Project: Move the existing stone retaining wall within AE and VE Flood Zones and within 100' of a Wetland Resource Area.
- 2) Applicant: William Hogan File Number: CC09-59
Representative: Leonard Wiswell
Project Address: 23 Beverly Rd., Pocasset
Proposed Project: Construct a screen porch and a new deck within a VE Flood Zone and 100' of a Wetland Resource Area.
- 3) Applicant: Gloria Dionne File Number: CC09-60
Representative: Joseph Agrillo Jr.
Project Address: 174 Jefferson Rd., Gray Gables
Proposed Project: Repair the existing seawall and add additional rip rap along the canal side of the wall within a VE Flood Zone and within 100' of a Wetland Resource Area.
- 4) Applicant: Sorenti Brothers File Number: CC09-61
Representative: Barbara Frappier, Warwick & Assoc.
Project Address: 0 Meetinghouse Ln., Sagamore Beach
Proposed Project: Extend the existing retaining wall and clear and re-grade land within 100' of a Wetland Resource Area.
- 5) Applicant: Barbara Lingard File Number: CC09-62
Representative: Frank Lingard
Project Address: 104 Jefferson Rd., Gray Gables
Proposed Project: Repair the existing seawall within an AE Flood Zone and within 100' of a Wetland Resource Area.

6) **Applicant:** Bishop-Megansett FLP **File Number:** CC09-63
Representative: Barbara Frappier, Warwick & Assoc.
Project Address: 80 Megansett Rd., Cataumet
Proposed Project: Install a new Title V septic system within an AE Flood Zone.
(Hearing under the State Act Only)

7:15) **Notices of Intent:**

1) **Applicant:** John McLaughlin **DEP File Number:** SE7- 1744
Representative: Bracken Engineering, Inc.
Project Address: 7 Bennets Neck Dr., Pocasset
Proposed Project: Construct a new single family home, including a new septic system and retaining wall within 100' of a Wetland Resource Area.

2) **Applicant:** Cape Cod Healthcare **DEP File Number:** SE7- 1743
Representative: Jeffrey Johnson, Holmes & McGrath
Project Address: 1 Trowbridge Rd., Bourne
Proposed Project: Construction and maintenance of concrete pads for oxygen supply tank and equipment within 100' of a Wetland Resource Area.
(Continued from 11/19/09)

Certificate of Compliance:

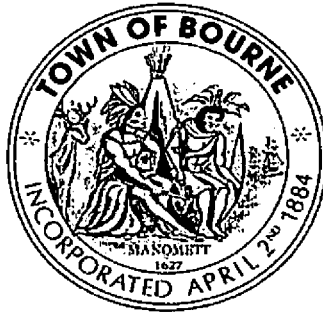
Applicant: Ryan Realty Trust **DEP File Number:** SE7-1443
Representative: Donald Bracken, Bracken Engineering
Project Address: 7 Bennets Neck Drive, Monument Beach
Proposed Project: Regrade lot and construct a single-family dwelling within 100 feet of a Wetland Resource Area.

Other Business:

Approval of minutes from 11/19/09.

Discussion regarding January 2010 meeting schedule

Any other business that may legally come before the Commission



CONSERVATION COMMISSION MINUTES

Thursday, December 3, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

Members Present: Chairman Robert Gray, Co-Vice Chairmen Rob Palumbo and Paul Lelito, Jack Fiske, Martha Craig Rheinhardt, Susan Weston and Betsey Kiebala.

Excused Absence: Peter Holmes

Call to Order: Chairman Robert Gray called the meeting to order at 7:00 PM and explained the Commission's procedure pursuant to the Wetland Protection Act M.G.L. c:131, s.40 and the Bourne Wetland Protection Bylaw Article 3.7.

7:00) **Requests for Determination of Applicability:**

- 1) **Applicant:** James Dineen **File Number:** CC09-58
Representative: Same
Project Address: 260 Circuit Ave., Pocasset
Proposed Project: Move the existing stone retaining wall within AE and VE Flood Zones and within 100' of a Wetland Resource Area.

Mr. Dineen explained that he has an 85' manufactured retaining wall; 60' of it runs along the property line and the other 25' cuts into the property. He would like to put a slight curve in it to extend the upper land of his property to accommodate a few chairs to sit in the summer time. All of the existing cedar trees will remain but he would like to add 4-6 fur trees to serve as a blind.

Brendan states that it is a pretty straightforward project, just a slight bump out and its not really moving any closer to the bog than what exists.

On a motion made by Jack and seconded by Rob, the Commission unanimously voted to approve the project under a Negative Two Determination.

- 2) **Applicant:** William Hogan **File Number:** CC09-59
Representative: Leonard Wiswell
Project Address: 23 Beverly Rd., Pocasset
Proposed Project: Construct a screen porch and a new deck within a VE Flood Zone and 100' of a Wetland Resource Area
(Continued to 12/17/09)

- File Number: CC09-60**

Brendan states that the abutter next door did the same project back in 2006. The applicant is looking to match the neighbors' wall. They will be regrouting and filling in some sinkholes.

File Number: CC09-61

File Number: CC09-62

Brendan stated that the wall is in need of some rehabilitation. The proposed project is a good way to stabilize it without causing a lot of disturbance to the area around it. The one section does need to be replaced.

File Number: CC09-63

Brendan stated that the representative has asked for a continuance until the next meeting
(Continued to 12/17/09)

7:15) Notices of Intent:

- 1) **Applicant:** John McLaughlin **DEP File Number:** SE7- 1744
 Representative: Bracken Engineering, Inc.
 Project Address: 7 Bennets Neck Dr., Pocasset
 Proposed Project: Construct a new single family home, including a new septic system and retaining wall within 100' of a Wetland Resource Area.

Bob stepped down.

Don Bracken passes out some smaller plans to the commission and explains that the lot consists of two parcels totaling slightly over two acres. He explains that back in 2002 they received an Order of Conditions for the same property for the construction of a new single family dwelling similar to what they are proposing now. This plan is a little different. They are also asking for Compliance for the first project because it has expired. They are proposing a single family dwelling with a one-car garage. They do have a couple of retaining walls proposed. Because of the location, they will need to file with the Board of Health.

Paul asks what the driveway will be made of. Don says it will be paved and explains the way in which it will drain.

Brendan says there a couple of outstanding permits on it. The project was approved in two phases. The project that is proposed is basically the same project the Commission approved back in 2003 and the permit expired in 2006. He recommends reinstalling the silt fence and mirroring the language from the previous conditions, which limited the amount of lawn to 4,600 sqft. and also to define a 50' no activity zone coming up from the coastal bank. There will need to be some minor regrading and planting in that area.

On a motion made by Rob and seconded by Jack, the Commission unanimously voted to close the hearing.

A Draft Order of Conditions was read: Under State Law, all General Conditions, State Special Conditions 1-6, 9, 10, 12, 13, 16, 17 and 18 –24. Conditions 20 and 24 are listed in perpetuity.

Bylaw Conditions: 1 and 4-9. Conditions 1, 4, 5 and 6 are listed in perpetuity.

See permit for additional special conditions.

On a motion made by Rob and seconded by Jack, the Commission unanimously voted to move the Draft Order to Final.

- 2) **Applicant:** Cape Cod Healthcare **DEP File Number:** SE7- 1743
 Representative: Jeffrey Johnson, Holmes & McGrath
 Project Address: 1 Trowbridge Rd., Bourne
 Proposed Project: Construction and maintenance of concrete pads for oxygen supply tank and equipment within 100' of a Wetland Resource Area.
 (Continued from 11/19/09)

Tim Santos from Holmes and McGrath explained that they have shifted the concrete pads and reduced the size of the vaporized pads. It is now 13' away from the wetland line instead of 9'. They have also increased the size of the buffer plantings to 1,190 sqft.

Brendan stated that the new plan of record does address all the previous concerns. He does explain that the area where the plantings are being proposed is the same area where the snow gets put when it is plowed in the winter. He suggests changing the proposed planting list.

On a motion made by Jack and seconded by Rob, the Commission unanimously voted to close the meeting.

A Draft Order of Conditions was read: Under State Law, all General Conditions, State Special Conditions 1, 2, 3, 5, 9, 10, 12, 13, 16, 17 and 18-24.

Bylaw Conditions 4, 6, 7, 8 and 9

Special Conditions: See Permit for additional special conditions

On a motion made by Jack and seconded by Rob, the Commission unanimously voted to move the Draft Order to final.

Certificate of Compliance:

1)	<u>Applicant:</u>	Ryan Realty Trust	<u>DEP File Number:</u> SE7-1443
	<u>Representative:</u>	Donald Bracken, Bracken Engineering	
	<u>Project Address:</u>	7 Bennets Neck Drive, Monument Beach	
	<u>Proposed Project:</u>	Regrade lot and construct a single-family dwelling within 100 feet of a Wetland Resource Area.	

Brendan explains that he will issue a partial certification for the following work that has been completed; the land clearing and stumping, removal of top soil and sub soil, construction of the earth berm at the base of the filled slope and the importation of the fill per the plan of record. In addition it will also invalidate the existing Order of Conditions since other portions of the project were never completed and the order has lapsed and is therefore no longer valid.

On a motion made by Jack and seconded by Rob, the Commission unanimously voted to grant the compliance.

Other Business:

Approval of minutes from 11/19/09

On a motion made by Jack and seconded by Susan, the Commission unanimously voted to approve the Draft Minutes as final. Paul abstains.

Discussion regarding January 2010 meeting schedule

The newspaper deadline for the end of the year is discussed and the Commission decided on the 7th and 21st of January with an earlier than usual deadline for the 7th.

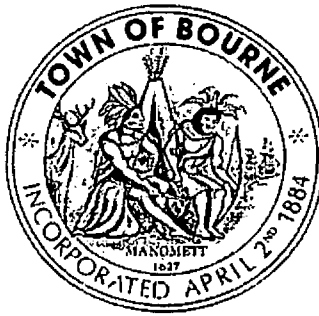
Any other business that may legally come before the Commission

Brendan passes out the conflict of interest packets and has the Commission sign the forms of receipt.

Respectfully Submitted,

JoAnna Cheverie

Sec. Secretary



CONSERVATION COMMISSION AGENDA (*Amended*)

Thursday, December 17, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

7:00) Requests for Determination of Applicability:

- 1) Applicant: Joseph Nardi File Number: CC09-64
Representative: Robert Braman, Braman Surveying
Project Address: 6 Bay Dr., Buzzards Bay
Proposed Project: Replace the existing porch and construct a deck and bulkhead within a VE Flood Zone.

- 2) Applicant: Sorenti Brothers File Number: CC09-61
Representative: Barbara Frappier, Warwick & Assoc.
Project Address: 0 Meetinghouse Ln., Sagamore Beach
Proposed Project: Extend the existing retaining wall and clear and re-grade land within 100' of a Wetland Resource Area.
(Continued from 12/3/09)

- 3) Applicant: Bishop-Megansett FLP File Number: CC09-63
Representative: Barbara Frappier, Warwick & Assoc.
Project Address: 80 Megansett Rd., Cataumet
Proposed Project: Install a new Title V septic system within an AE Flood Zone
(Hearing under the State Act Only)
(Continued from 12/3/09)

- 4) Applicant: William Hogan File Number: CC09-59
Representative: Leonard Wiswell
Project Address: 23 Beverly Rd., Pocasset
Proposed Project: Construct a screen porch and a new deck within a VE Flood Zone and 100' of a Wetland Resource Area.
(Continued from 12/3/09)

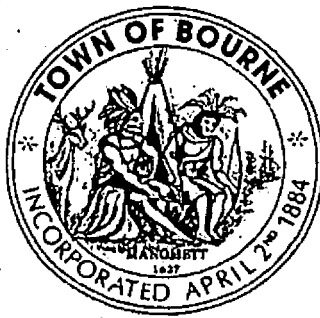
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TOWN CLERK'S OFFICE
BOURNE, MASS.

7:15) Notices of Intent:

Applicant: Kathleen Judge DEP File Number: SE7-1745
Representative: G.A.F Engineering
Project Address: 76 Cedar Point Dr., Pocasset
Proposed Project: Dismantle and reconstruct the existing revetment within a VE Flood Zone and within 100 feet of a Wetland Resource Area

Other Business:

Any other business that may legally come before the Commission



CONSERVATION COMMISSION AGENDA

Thursday, December 17, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

7:00) Requests for Determination of Applicability:

- 1) Applicant: Joseph Nardi File Number: CC09-64
Representative: Robert Braman, Braman Surveying
Project Address: 6 Bay Dr., Buzzards Bay
Proposed Project: Replace the existing porch and construct a deck and bulkhead within a VE Flood Zone.

- 2) Applicant: Sorenti Brothers File Number: CC09-61
Representative: Barbara Frappier, Warwick & Assoc.
Project Address: 0 Meetinghouse Ln., Sagamore Beach
Proposed Project: Extend the existing retaining wall and clear and re-grade land within 100' of a Wetland Resource Area.
(Continued from 12/3/09)

- 3) Applicant: Bishop-Megansett FLP File Number: CC09-63
Representative: Barbara Frappier, Warwick & Assoc.
Project Address: 80 Megansett Rd., Cataumet
Proposed Project: Install a new Title V septic system within an AE Flood Zone.
(Hearing under the State Act Only)
(Continued from 12/3/09)

- 4) Applicant: William Hogan File Number: CC09-59
Representative: Leonard Wiswell
Project Address: 23 Beverly Rd., Pocasset
Proposed Project: Construct a screen porch and a new deck within a VE Flood Zone and 100' of a Wetland Resource Area.
(Continued from 12/3/09)

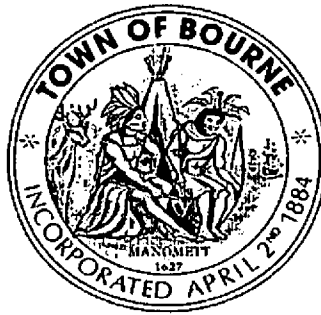
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TOWN CLERK'S OFFICE
BOURNE, MASS.

7:15) Notices of Intent:

- 1) Applicant: Kathleen Judge DEP File Number: SE7-1745
 Representative: G.A.F Engineering
 Project Address: 76 Cedar Point Dr., Pocasset
 Proposed Project: Dismantle and reconstruct the existing revetment within an AE Flood Zone.
 (Hearing under the State Act Only)

Other Business:

Any other business that may legally come before the Commission



CONSERVATION COMMISSION MINUTES

Thursday, December 17, 2009 ~ 7 pm ~ Lower Conference Room, Bourne Town Hall

Members Present: Chairman Robert Gray, Co-Vice Chairman Paul Lelito, Jack Fiske, Martha Craig Rheinhardt, Peter Holmes and Betsey Kiebala.

Excused Absence: Co-Vice Chairman Robert Palumbo and Susan Weston

Call to Order: Chairman Robert Gray called the meeting to order at 7:00 PM and explained the Commission's procedure pursuant to the Wetland Protection Act M.G.L. c.131, s.40 and the Bourne Wetland Protection Bylaw Article 3.7.

7:00) **Requests for Determination of Applicability:**

1) **Applicant:** Joseph Nardi **File Number:** CC09-64
Representative: Robert Braman, Braman Surveying
Project Address: 6 Bay Dr., Buzzards Bay
Proposed Project: Replace the existing porch and construct a deck and bulkhead within a VE Flood Zone.

(Bob steps down)

Robert Braman explained that the porch was rotted so the applicants took it down and are now asking to put a new porch in.

Brendan reported that they have started this project without a permit but as soon as they were instructed to file they stopped all work and submitted an application. It is in a Velocity Flood Zone only and there are no other concerns with the project.

On a motion made by Jack and seconded by Martha, the Commission unanimously voted to approve the project under a Negative Two Determination.

2) **Applicant:** Sorenti Brothers **File Number:** CC09-61
Representative: Barbara Frappier, Warwick & Assoc.
Project Address: 0 Meetinghouse Ln., Sagamore Beach
Proposed Project: Extend the existing retaining wall and clear and re-grade land within 100' of a Wetland Resource Area.

(Continued from 12/3/09)

BOURNE, MASS
TOWN CLERK'S OFFICE
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Brendan explains the area used to be a brook but when they built the rotary, bridge and canal the area was altered. With the hay bales in place and the limit of work established there should be no adverse impacts on the wetland.

3) **Applicant:** Bishop-Megansett FLP **File Number:** CC09-63
Representative: Barbara Frappier, Warwick & Assoc.
Project Address: 80 Megansett Rd., Cataumet
Proposed Project: Install a new Title V septic system within an AE Flood Zone
(Hearing under the State Act Only).
(Continued from 12/3/09)

Brendan explains that this is a flat developed site and is just an upgrade which will be an improvement for the area. There are no erosion concerns with the project.

4) **Applicant:** William Hogan **File Number:** CC09-59
Representative: Leonard Wiswell
Project Address: 23 Beverly Rd., Pocasset
Proposed Project: Construct a screen porch and a new deck within a VE Flood Zone and 100' of a Wetland Resource Area.
(Continued from 12/3/09)

Brendan states that they are looking to square off the deck and add a screened porch. It's a relatively small scaled project. It's about 60' from corner of the proposed deck and the marsh. The lot is already lawn and there are no erosion concerns.

7:15) Notices of Intent:

DEP File Number: SE7-1745

Brendan thinks it's not in bad shape but could use a little updating. The proposed reconstruction will serve to withstand the next storm more so than what currently exists. The appropriate drainage stone and filter fabric will allow for water to pass.

A Draft Order of Conditions was read: Under State Law, all General Conditions, State Special Conditions 1, 2, 3, 5, 9, 10, 11, 12, 13 and 16-24. Conditions 20 and 24 are listed in perpetuity.

On a motion made by Jack and seconded by Peter, the Commission unanimously voted to move the Draft Order to Final.

Respectfully Submitted,
JoAnna Cheverie,
Rec. Secretary

Council on Aging

TOWN OF BOURNE

Board, Committee, or Commission: BOURNE COUNCIL ON AGING

Schedule of Regular Meetings

<u>Date</u>	<u>Time</u>	<u>Place</u>
January 15, 2009	1:45 P.M.	Bourne Veterans Memorial Community Center/ Senior Center

Agenda Items

- 1) Minutes
- 2) Board Vacancy
- 3) Monthly Report Highlights
 - a) Outreach- Lois Carr
 - b) National Accreditation- Jacqueline Loring
 - c) Assistant Director- Pat Houde
 - d) Director's Report- Sandra Vickery
- 4) Any Other Business Pertaining Thereto

Notice of Special Meeting (include date, time and place)

Notice of Cancellation of Meeting (Specify meeting being cancelled.)

Signed: Marie Johnson

Title: Chair, Bourne Council on Aging

Date: January 9, 2009

cc: Town Clerk

2009 JAN 12 PM 2 39
TOWN CLERK'S OFFICE
BOURNE, MASS

Bourne Council on Aging
Date: January 15, 2009
Bourne Senior Center/Memorial Community Building

Members Present: Joan Tomolonis, Monica Layton, Arthur Wills, Dorothy Wilcox, Estelle Blake, Susanne Arnold

Members Excused: Mary Fuller, Marie Johnson, Marjorie McClung, Bette Songer

Also Present: Margo Mancinelli, Carol MacDonald, Richard Menkello, Pat Morley, Jack Sullivan, Emily Boudrot, Joan McCarthy, Ted Hatch, Lois Carr, Patricia Houde, Ann Marie Riley, Helen Sergi, Mandi Speakman, Betty Connolly

Meeting started at 2:40pm – Joan Tomolonis

Minutes were read and accepted as written.

Board Vacancy – Pat Houde reported June Travis is leaving and needs to be replaced.

Outreach – Lois Carr
See report as written

National Accreditation – Jacqueline Loring (absent) No report given.

Assistant Director – Pat Houde
The Council on Aging and Friends would like to thank John Crowley for all his hard work. He will be attending meetings but will not facilitate the Commemorating Military History program.

No other business to report.

Motion to adjourn meeting made at 2:45pm. All in favor.

BOURNE, MASS
TOWN CLERK'S OFFICE
2009 FEB 19 PM 2 41

BOURNE COUNCIL ON AGING
239 Main Street
Buzzards Bay, MA 02532

**National Accreditation
Self-Assessment Committees**

*The rescheduled meeting
of the Fiscal Management Committee is
Wednesday, February 4, 2009 from
1:00 pm to 2:30 pm at the Bourne Council on Aging.*

*The first meeting of the Community Committee is
Friday, February 13, 2009 from
5:30 pm to 6:30 pm at the Bourne Council on Aging.*

**Sandy Vickery
Director, Bourne Council on Aging**

**Jacqueline M. Loring
Bourne Accreditation Coordinator**

TOWN CLERK'S OFFICE
BOURNE, MASS.

2009 FEB 2 AM 11 36

TOWN OF BOURNE

Board, Committee, or Commission: **BOURNE COUNCIL ON AGING**

Schedule of Regular Meetings

<u>Date</u>	<u>Time</u>	<u>Place</u>
February 19, 2009	1:45 P.M.	Bourne Veterans Memorial Community Center/ Senior Center

Agenda Items

- 1) Minutes
- 2) Monthly Report Highlights- (Reports on file and made part of these minutes)
 - a) Outreach- Lois Carr
 - b) National Accreditation- Jacqueline Loring
 - c) Assistant Director- Pat Houde
 - d) Director's Report- Sandra Vickery
- 3) Any Other Business Pertaining Thereto

Notice of Special Meeting (include date, time and place)

Notice of Cancellation of Meeting (Specify meeting being cancelled.)

Signed: Marie Johnson

Title: Chair, Bourne Council on Aging

Date: February 13, 2009

cc: Town Clerk

BOURNE, MASS.
TOWN CLERK'S OFFICE

2009 FEB 13 PM 4 03

Bourne Council on Aging
Date: February 19, 2009
Bourne Senior Center/Memorial Community Building

Members Present: Joan Tomolonis, Monica Layton, Arthur Wills, Bette Songer, Dorothy Wilcox, Estelle Blake, Susanne Arnold, Marjorie McClung

Members Excused: Mary Fuller, Marie Johnson

Also Present: Carol MacDonald, Richard Menkello, Pat Morley, Jack Sullivan, Emily Boudrot, Joan McCarthy, Lisa Laine, Joan Cahoon, Ted Hatch, Lois Carr, Patricia Houde, Ann Marie Riley, Helen Sergi, Mandi Speakman, Sandra Vickery

The Council on Aging meeting started promptly at 2:20 pm, with time given for members to read the Minutes. Minutes accepted as written.

Monthly Reports:

Outreach – Lois Carr

See report as written.

Lois highlighted the Intergenerational Affair and said more people are needed.

National Accreditation – Jacqueline Loring –

Sandy reported Jacqueline would be coming back soon. The Community Committee met last week and familiarized themselves with the questions. The Community section is a big part of the accreditation package.

Assistant Director – Pat Houde

See report as written.

Pat highlighted the TRIAD Emergency Preparedness bags and the success of the presentation of "Love Letters".

Director's Report – Sandra Vickery

- Secretary of the Executive Office of Elder Affairs was recently terminated. He was very helpful to the members of COA's. Elder Affairs has become a broader structure. There is a move by Elder advocates in the state to replace the Secretary. Legislators are equally upset about this termination. Elders do need a voice and they need someone who is right in the cabinet.
- Have been asked to attend a discussion with the Falmouth Friends group next month about our Bourne Friends Council on Aging, what we do and how it's done. Falmouth wants to talk about things that Friends can do. Pat Houde interjected that we have a great reputation among the other COA's. This Meeting is March 4th at 3:00pm. We would like our people to attend as Falmouth wants to get their group moving.
- Finance committee is meeting on Monday night. Right now there is not a need for additional people to come. It's expected to be very brief. The cuts to Elder Services have hit really hard and they are looking at care-givers to take over meals. A

reduction in home health aid services is also a problem. There have been different stories regarding this in the newspapers.

- Dr. Prieto was here Tuesday. He had lots of information and fielded many questions. His office is located here in Bourne and he is accepting new patients. Dr. Salluzzo, President of Falmouth Hospital will be here to speak on 4/21 at 11:00. Sandy wants all members to attend.
- Staff attended suicide training with the Samaritans.
- Everyone at the Center is now certified in CPR and AED.

Any new business - None

Motion to close the meeting made by Arthur Wills, seconded by Joan Tomolonis and accepted by all.

Meeting closed at 2:40pm.

Respectfully submitted by,

Patricia Morley
Secretary
Friends of Bourne
Council on Aging

BOURNE COUNCIL ON AGING

**239 Main Street
Buzzards Bay, MA 02532**

2009 MAR 3 PM 4 20
TOWN CLERK'S OFFICE
BOURNE, MASS.

BOURNE COUNCIL ON AGING

**National Accreditation
Self-Assessment Committees**

***The Fiscal Management Committee will meet on
Tuesday, March 10, 2009 from
1:00 pm to 2:30 pm at the Bourne Council on Aging***

***The Fiscal Management Committee will meet on
Tuesday, March 24, 2009 from
1:00 pm to 2:30 pm at the Bourne Council on Aging***

***The Fiscal Management Committee will meet on
Tuesday, April 7, 2009 from
1:00 pm to 2:30 pm at the Bourne Council on Aging***

**Sandy Vickery
Director, Bourne Council on Aging**

**Jacqueline M. Loring
Bourne Accreditation Coordinator**

TOWN OF BOURNE

COUNCIL ON AGING

MINUTES

Date

Time

Place

March 23, 2009

3:00 P.M

Bourne Veterans Memorial
Community Center/Senior Center

Members Present: Joan Tomolonis, Monica Layton, Mary Fuller, Arthur Wills, Dorothy Wilcox, Bette Songer, Estelle Blake, Susanne Arnold, Marjorie McClung,

Members Excused: Marie Johnson

Also Present: Margo Mancinelli, Carol MacDonald, Richard Menkello, Emily Boudrot, Joan McCarthy, Ted Hatch, Lois Carr, Patricia Houde, Helen Sergi, Mandi Speakman, Betty Connolly, Charlie Conostas, Lisa Laine, Joan Cahoon, Sandy Vickery

Meeting was called to order at 3:00 pm by Vice-Chairman Joan Tomolonis, Minutes were presented, motion made to accept as printed, seconded and approved by unanimous vote. It should be noted that both Boards had a field trip to the new food pantry and given a tour and explanation of the program by Ann Marie Riley.

Highlights of the following reports are on file and made a part of these minutes:

1. National Accreditation – see report, Betty Connolly reported on additional financial information needed from Bourne Town Hall, last meeting had to be postponed and will be rescheduled. At the completion of that meeting, all financial information should be complete.
2. Outreach report given by Lois Carr – see attached
3. Report given by Assistant Director Pat Houde – see attached

Director's report given by Director Sandy Vickery:

1. Upcoming visit and luncheon to be presented by Dr. Richard Salluzzo, President of the Falmouth Hospital, has only a few signed up, this is scheduled for April 21, 2009 at 11:00 am. She stressed the importance of the Combined Board Members attendance and the sheet was passed around with several signing up. A suggestion from the floor to post this event at the Town Library was made.
2. Emmett Schmarsow will be conducting a formula grant training session.
3. Grant funds are being sent in semi-annual payments instead of annual and the Town has some concern as the second payment has not been received; Sandy is following up on these payments.
4. Sandy, Pat and Joan McCarthy attended a meeting with Falmouth COA Board members. Falmouth would like to start a Friends group; the Friends of the Bourne Council on Aging bylaws would give them a good start.
5. Sandy & Pat attended a Personnel meeting put on by the Town's Attorney regarding employee conduct, evaluations, job descriptions, files, etc. All departments need to improve in this area.

Motion made at 3:18 pm by Arthur Wills and seconded by Margo Mancinelli to open the Friends meeting for the purpose of announcing the notice and pending vote at the annual Friends meeting in June of proposed bylaw changes that were in all Friends Board members packet. Unanimous vote, meeting opened, announcement made, motion to adjourn at 3:19 pm, unanimous vote.

Motion made to adjourn was made at 3:20 pm, seconded and voted unanimously.

Signed: _____
Joan Tomolonis, Vice Chairman
Bourne Council on Aging
March 26, 2009

Transcribed by Ted Hatch
CC: Town Clerk

COA minutes 03.26.09

TOWN OF BOURNE

Board, Committee, or Commission: **BOURNE COUNCIL ON AGING**

Schedule of Regular Meetings

<u>Date</u>	<u>Time</u>	<u>Place</u>
March 26, 2009	1:45 P.M.	Bourne Veterans Memorial Community Center/ Senior Center

Agenda Items

- 1) Minutes
- 2) National Accreditation – Jacqueline Loring
- 3) Highlights of Reports to be incorporated into the minutes:
 - a) Outreach
 - b) Assistant Director
- 4) Any Other Business Pertaining Thereto

Notice of Special Meeting (include date, time and place)

Notice of Cancellation of Meeting (Specify meeting being cancelled.)

Signed: _____

Mario Johnson

Title: Chair, Bourne Council on Aging

Date: March 20, 2009

cc: Town Clerk

2009 MAR 23 PM 1 23
TOWN CLERK'S OFFICE
BOURNE, MASS

BOURNE COUNCIL ON AGING

**National Accreditation
Community Self-Assessment Committee**

**The Community Committee
will be held on Thursday, April 9, 2009
from 5:00pm to 6:30pm
at the Bourne Council on Aging.**

Jacqueline M. Loring
Bourne Accreditation Coordinator

Sandy Vickery
Director, Bourne Council on Aging

2009 APR 3 AM 10 16
TOWN CLERK'S OFFICE
BOURNE, MASS

TOWN OF BOURNE

Board, Committee, or Commission: **BOURNE COUNCIL ON AGING**

Schedule of Regular Meetings

<u>Date</u>	<u>Time</u>	<u>Place</u>
April 16, 2009	1:45 P.M.	Bourne Veterans Memorial Community Center/ Senior Center

Agenda Items

- 1) Minutes
- 2) National Accreditation – Jacqueline Loring
- 3) Highlights of Reports to be incorporated into the minutes:
 - a) Outreach
 - b) Assistant Director
- 4) Director's Report
- 5) Any Other Business Pertaining Thereto

Notice of Special Meeting (include date, time and place)

Notice of Cancellation of Meeting (Specify meeting being cancelled.)

Signed: Marie Johnson

Title: Chair, Bourne Council on Aging

Date: April 10, 2009

cc: Town Clerk

2009 APR 10 AM 11 27
TOWN CLERK'S OFFICE
BOURNE, MASS

2009 JUN 11 PM 2 37

TOWN CLERK'S OFFICE
Bourne Council on Aging
Date: April 16, 2009

Bourne Senior Center/Memorial Community Building -

Members Present: Marie Johnson, Joan Tomolonis, Mary Fuller, Arthur Wills, Dorothy Wilcox, Estelle Blake, Susanne Arnold, Marjorie McClung

Members Excused: Monica Layton, Bette Songer,

Also Present: Margo Mancinelli, Carol MacDonald, Pat Morley, Jack Sullivan, Emily Boudrot, Joan McCarthy, Lisa Laine, Joan Cahoon, Ted Hatch, Lois Carr, Patricia Houde, Jacqueline Loring, Ann Marie Riley, Helen Sergi, Deb Llanes for Mandi Speakman, Sandra Vickery

Meeting started at 2:00pm.

Minutes – read and accepted by all

Accreditation – Jacquie Loring

- See written report.
- Fiscal management has finished.
- Community Committee is moving along.
- Records and Reports Committees will start right away which leaves us 2 committees left and those will finish sometime in May or June.
- Everything is working incredibly well.

Outreach – Lois Carr

- See report as written
- Mass 211 System – online or on the phone to be the States comprehensive database for resources. This is a Pilot program right now and we have to be very specific. Towns or agencies are to update their information.
- Fuel assistance has been extended to 5/15

Assistant Director – Pat Houde,

- This week 20 students from the Waldorf School performed here.
- See report as written.
- Pat asked if anyone has a suggestion for speakers to talk at the Men's Breakfast.

Director – Sandy Vickery

- Things are changing fast. Fran (our janitor) is retiring in May.
- Jim Parsons is also retiring July 14th.
- Right now there is a hiring freeze – we are not looking to replace Fran.
- In May we will be doing the Goals and Objectives. Sandy asked if there are any ideas to let her know.
- Dr. Salluzzo of Cape Healthcare is coming to speak on Tuesday at 11:00am.
- The *Don't Retire, Inspire* program went very well. We had 18 people sign on.
- This program runs every other week.
- Service incentive – Mandi had talked about doing a presentation for the board scheduled for May 13 or June 11, 1:30 in the afternoon is tentative. More information to come.

Jacque Loring reported on her 4-week class on “*So you want to write a book*” where 27 people signed on. Jacque is preparing the next session with the group divided – character art, etc. The next session will have one-on-one help and Jacque will facilitate the session, after that the groups are on their own. We may repeat the classes in the fall, this time the class will be called “*So you want to publish*”.

We have a possible proposal for high school students to help with typing. Six teens were interested in helping seniors get their work typed into the computer.

“Authors in the Afternoon” coming soon to discuss writing.

Any other business: None

Motion to adjourn the meeting made by Mary Fuller, all were in favor

Respectfully submitted,

Patricia Morley
Secretary
Friends of Bourne
Council on Aging

BOURNE COUNCIL ON AGING
National Accreditation Self-Assessment Committees

The Community Committee
will meet on Wednesday, April 22, 2009
from 5:00pm to 6:30pm at the Bourne Council on Aging.

The Community Committee
will meet on Wednesday, May 6, 2009
from 5:00pm to 6:30pm at the Bourne Council on Aging.

The Community Committee
will meet on Wednesday, May 20, 2009
from 5:00pm to 6:30pm at the Bourne Council on Aging.

and

The Fiscal Management Committee
will meet on Tuesday, April 21, 2009 from
1:00 pm to 2:30 pm at the Bourne Council on Aging

The Fiscal Management Committee
will meet on Tuesday, May 5, 2009 from
1:00 pm to 2:30 pm at the Bourne Council on Aging

Jacqueline M. Loring
Bourne Accreditation Coordinator

Sandy Vickery
Director, Bourne Council on Aging

2009 APR 15 PM 1 12
TOWN CLERK'S OFFICE
BOURNE, MASS

TOWN OF BOURNE

Board, Committee, or Commission: BOURNE COUNCIL ON AGING

Schedule of Regular Meetings

<u>Date</u>	<u>Time</u>	<u>Place</u>
May 21, 2009	1:45 P.M.	Bourne Veterans Memorial Community Center/ Senior Center

Agenda Items

- 1) Minutes
- 2) National Accreditation – Jacqueline Loring
- 3) Highlights of Reports to be incorporated into the minutes:
 - a) Outreach
 - b) Assistant Director
- 4) Director's Report
FY 10 Budget/Jim Parsons Retirement
- 5) Any Other Business Pertaining Thereto

Notice of Special Meeting (include date, time and place)

Notice of Cancellation of Meeting (Specify meeting being cancelled.)

Signed: Marie Johnson

Title: Chair, Bourne Council on Aging

Date: May 18, 2009

cc: Town Clerk

2009 MAY 18 PM 3 59
TOWN CLERK'S OFFICE
BOURNE, MASS.

Bourne Council on Aging
Date: May 21, 2009
Bourne Senior Center/Memorial Community Building

Members Present: Joan Tomolinis, Monica Layton, Mary Fuller, Arthur Wills, Bette Songer, Dorothy Wilcox, Estelle Blake, Susanne Arnold

Members Excused: Marie Johnson, Marjorie McClung

Also Present: Margo Mancinelli, Carol MacDonald, Richard Menkello, Pat Morley, Emily Boudrot, Joan McCarthy, Lisa Laine, Joan Cahoon, Ted Hatch, Lois Carr, Patricia Houde, Jacqueline Loring, Ann Marie Riley, Mandi Speakman, Sandra Vickery, Helen Sergi

Meeting started at 2:20pm.

Motion to waive reading of the Minutes – Arthur Wills, seconded by Mary Fuller, approved by all. Copies to be made.

National Accreditation – Jacquie Loring

- Two committees are finishing up.
- Communities Committee has a task to accomplish, and Fiscal Management just has one meeting to close.
- Taking one month to bring all information together to input into computer. There is a form for every committee which has to be recorded on CDs. Records and Reports, Evaluation, and Administration & Human Resources are last 3 committees.

Jacquie then presented what each committee will be about and asked that if a board member has not yet served on a committee, to please sign up soon! We need 100% board participation to be successful.

Outreach – Lois Car
See report as written.

Assistant Director – Pat Houde
See report as written

Director's report – Sandy Vickery

Attended the Department Head meeting last Monday. Presently there is not enough money available to cover \$250K to \$450K deficit for the town. This number could go as high as \$600K. The Budget has not yet been passed; if the Budget is not passed; the next step is to go with the Senate version. Services are mandated except for the Council on Aging and the Library. Town Administrator, Tom Guerino has been supportive. Formula Grant from State Legislature is not looking good. Cuts will affect the Administrative help. Our office staff might go back to levels that existed 3 or 4 years ago. Other than on salaries, our COA town budget cannot be spent between now and July 1st on new expenditures. Margo Mancinelli asked what happens if the COA bus stops July 1st. Sandy said DPW is very good to us and may be willing to help.

2009 JUN 27 PM 2 39
TOWN CLERK'S OFFICE

Bourne Council on Aging Minutes- May 21, 2009, Page 2

Jim Parsons is retiring July 14th. A retirement party will be planned with the help of the COA. The job has been posted with applications to be in by May 26th. Job salary starts at \$63K for 40 hours/week.

Suicide Prevention Grant – Kari Leighton, Bourne COA Outreach Coordinator presented a very difficult case at Upper Cape meeting resulting in good input and a good exchange. The Transition Workshops have been very successful. Alzheimer's Association Conference coming up. Discussions will be about depression and suicide prevention.

Motion to close meeting at 2:40 pm made by Arthur Wills, seconded Dorothy Wilcox, approved by all.

Respectfully submitted,

Patricia Morley
Secretary
Friends of Bourne
Council on Aging

BOURNE COUNCIL ON AGING
239 Main Street
Buzzards Bay, MA 02532

NATIONAL ACCREDITATION SELF-ASSESSMENT

Community Committee:

Community Committee
Monday, June 8
8:30am to 9:30am

Fiscal Management Committee:

Fiscal Management
Tuesday, June 9
1:30pm to 2:30pm

Sandy Vickery
Director, Bourne Council on Aging

Jacqueline M. Loring
Bourne Accreditation Coordinator

2009 MAY 29 PM 12 10
TOWN CLERK'S OFFICE
BOURNE, MASS.

**BOURNE COUNCIL ON AGING
239 Main Street
Buzzards Bay, MA**

National Accreditation Self-Assessment Committees

**The Reports and Records committee will meet on
Wednesday, August 5
2:30 pm to 4:00 pm**

&

**The Evaluation committee will meet on
Wednesday, September 23rd
From 1:30 pm to 3:00 pm**

2009 JUL 29 PM 4 21
TOWN CLERK'S OFFICE
BOURNE, MA 01939

TOWN OF BOURNE

Board, Committee, or Commission: **BOURNE COUNCIL ON AGING**

Schedule of Regular Meetings

<u>Date</u>	<u>Time</u>	<u>Place</u>
August 20, 2009	1:45 P.M.	Bourne Veterans Memorial Community Center/ Senior Center

Agenda Items

Introduction of New Member, Valerie Gudas

- 1) Minutes for April and May Approval
- 2) Board Member Resignation
- 3) National Accreditation – Jacqueline Loring
- 4) Adoption of COA Programs Policy
- 5) Highlights of Reports to be incorporated into the minutes:
 - a) Outreach- Lois Carr
 - b) Assistant Director- Pat Houde
- 6) Director's Report/School Deficit Impact
- 7) Reorganization of Board at September Meeting
- 8) Any Other Business Pertaining Thereto

2009 AUG 14 PM 2 31
TOWN CLERK'S OFFICE

Notice of Special Meeting (include date, time and place)

Notice of Cancellation of Meeting (Specify meeting being cancelled.)

Signed: Marie Johnson

Title: Chair, Bourne Council on Aging

Date: August 14, 2009

cc: Town Clerk

Bourne Council on Aging
Date: August 20, 2009
Bourne Senior Center/Memorial Community Building

Members Present: Susanne Arnold, Mary Fuller, Valerie Gudas, Marie Johnson, Monica Layton, Marjorie McClung, Bette Songer, Dorothy Wilcox, Arthur Wills

Also Present: Diane Bergeron, Emily Boudrot, Ted Hatch, Lisa Laine, Carol MacDonald, Joan McCarthy, Richard Menkello, Pat Morley, Helen Sergi, Lois Carr, Patricia Houde, Debora Llanes, Ann Marie Riley, Sandra Vickery

Excused or Absent: Estelle Blake

Resignation, with regret, accepted by Joan Tomolonis.

Meeting started at 1:45 pm

Marie Johnson welcomed new member Valerie Gudas

Minutes for April & May meetings read. Minutes approved by all.

National Accreditation – see report as written

COA Programs Policy –

Sandy talked about the scam in Harwich where people who came to do presentations of their programs, gained people's trust, had them invest in the program that wasn't what was presented. The result is Harwich is out \$800,000. The Council did everything right. A police officer ran this scam.

In Bourne, we have very few financial advisor programs, but there are other problems with reverse mortgage people. Even with health insurance company programs - we have a SHINE (Serving Health Insurance Needs of Elders) person come in and talk after the insurance people speak.

Now that this has become such an issue, Sandy recommended we have a policy. See written policy attached to minutes. We never have had any problems with attorneys so we have not included them. Motion made to accept this new policy, motion seconded and accepted by all.

Outreach – Lois Carr

- Handed out Human Service and Resource Guide which contains good information and phone numbers etc. We have more copies available at the Outreach Office. We do have larger versions but very limited with those. Sandy thanked Lois Carr for doing the Lion's share of the work. Tom Guerino, Town Administrator remarked how important this information is at a Department Head meeting.
- Lois thanked Jean Hills for her help in preparing files for the printer.

2009 SEP 22 PM 2 50
TOWN CLERK'S OFFICE
BOURNE, MASS.

Assistant Director's report – Pat Houde

Tom Hanley will be doing the banners for the Scallop Fest again. We have about \$950 collected to-date. This is down from previous years. All the money goes to the Food Pantry.

School Deficit Impact – Sandy Vickery

- The Formula Grant was leveled and we will get the same amount as last year, pending Governor's future reductions.
- Town is able to use some reserve funds.
- The Schools overspent by \$671,000, which will be a problem. School Administration has made cuts and looking for a way to recoup that money. FY11 will be difficult with this impact. Part of the problem, she was told, was reconciling the grants to where the money is spent. The Grant money comes in later so the money is spent beforehand and when the grant is cut, it's a problem. The State department is starting an audit next week.

Town will be going through evaluation of the different departments to prioritize essential services. Recycling is causing problems with ISWM. The new 14-passenger bus is coming in early September plus an 8- passenger van. We are still waiting to hear if we can use a volunteer driver. Bob Troy will make this decision.

We will be doing an orientation for new members of board.

There will be a reorganization of the Board at September meeting. Sandy reported we need a new Vice Chair as Joan Tomolonis has left, as well as a need for a secretary. The nominating committee for these positions consists of Arthur Wills and Bette Songer.

No other business.

Meeting adjourned at 2:20pm.

Respectfully submitted,

Patricia Morley
Secretary, Friends of Bourne
Council on Aging

BOURNE COUNCIL ON AGING
239 Main Street
Buzzards Bay, MA 02532

2009 AUG 28 PM 2 54

TOWN CLERK'S OFFICE
BOURNE, MA

**National Accreditation
Self-Assessment Committees**

*The Records and Reports Committee will meet on
Wednesday, September 9, 2009 from
2:30 pm to 4:00pm at the Bourne Council on Aging*

*The Records and Reports Committee will meet on
Wednesday, September 30, 2009 from
2:30 pm to 4:00pm at the Bourne Council on Aging*

And

*The Evaluation Committee will meet on
Wednesday, September 23, 2009 from
1:30 pm to 3:00 pm at the Bourne Council on Aging*

**Sandy Vickery
Director, Bourne Council on Aging**

**Jacqueline M. Loring
Bourne Accreditation Coordinator**

TOWN OF BOURNE

Board, Committee, or Commission: BOURNE COUNCIL ON AGING

Schedule of Regular Meetings

<u>Date</u>	<u>Time</u>	<u>Place</u>
September 17, 2009	1:45 P.M.	Bourne Veterans Memorial Community Center/ Senior Center

Agenda Items

- 1) Minutes
- 2) Reorganization of the Board- Nominating Committee Report, Bette Songer, Chair
- 3) Board Objectives- 2009- 2010
- 4) National Accreditation – Jacqueline Loring
- 5) Monthly Report Highlights (to be incorporated into the minutes)
 - a) Outreach- Lois Carr
 - b) Assistant Director- Pat Houde
 - c) Director's Report
- 6) Any Other Business Pertaining Thereto

Notice of Special Meeting (include date, time and place)

Notice of Cancellation of Meeting (Specify meeting being cancelled.)

Signed: Marie Johnson

Title: Chair, Bourne Council on Aging

Date: September 14, 2009

cc: Town Clerk

2009 SEP 14 PM 2 47
TOWN CLERK'S OFFICE
BOURNE, MASS.

TOWN OF BOURNE

COUNCIL ON AGING

MINUTES

<u>Date</u>	<u>Time</u>	<u>Place</u>
September 17, 2009	2:00 P.M	Bourne Veterans Memorial Community Center/Senior Center

Members Present: Sue Arnold, Estelle Blake, Mary Fuller, Valerie Gudas, Marie Johnson, Monica Layton, Marge McClung, Bette Songer, and Dorothy Wilcox

Also Present: Diane Bergeron, Emily Boudrot, Rosemary Cubellis, Ted Hatch, Lisa Laine, Debora Llanes, Carol MacDonald, Joan McCarthy, Richard Menkello, Ann Marie Riley and Helen Sergi, Lois Carr, Jacqueline Loring, Sandra Vickery

Members Excused: Arthur Wills

Meeting was called to order at 2:00 PM by Marie Johnson, Chair

Minutes were moved and approved unanimously.

Nominating Committee- Bette as Vice Chair (Chairman Arthur Wills is in the hospital) moved to reorganize the Board. Proposed new board: Estelle Blake, Chair; Bette Songer, Vice Chair; Pat Morley, Secretary. Proposed nominations were read 3 consecutive times and hearing no objections, the nominations were closed. Monica Layton cast one vote to accept the nominations and it was accepted unanimously. Marie thanked the Nominating Committee: Arthur Wills, Bette Songer and Mary Fuller. Estelle thanked all for helping and accepted her new position with some duress and a lot of humility.

Board Objectives for the coming year were read as printed, reviewed and accepted by all. Sandy informed all that although the list was for the COA they actually involve both boards.

Jacquie Loring reported that the National Accreditation self assessment is moving along well and should be completed and submitted by spring. There are two committees left to be completed: Evaluation and Administration. Jacqui hoped that if you haven't served on at least one committee, you would consider doing so, as it is not a long lasting commitment of time.

Highlights of the following reports are on file and made a part of these minutes:

1. Outreach report given by Lois Carr – see attached, also noted that fuel assistance forms are available and help will be given by appointment on Mondays and Wednesdays. Kari Leighton's report also in packet.
2. Report by Assistant Director Pat Houde – see attached

58 2 11 8 100 6002

Director's report given by Director Sandy Vickery:

- Bourne Town Meeting scheduled for October 26, 2009 will address the current financial crisis regarding the School Department and any other financial shortfalls. There is a possibility that the annual COA budget may be adjusted down by 2-3% in FY10. The Town Administrator is looking to all departments for a voluntary reduction in their respective budgets.
- RHCI has a drive smart program and it will be presented at the Community Building on Nov. 20th, at 10 am. Jeff Perry is scheduled to attend. A presentation of the pending new elder law driving regulations will be outlined and discussed.
- COA was asked to be the 911 equipment distribution center for area. The program for free phones is being absorbed by the State (previously run by Verizon). Applications will be accepted by appointment on Wednesday afternoons.
- Pat is working on the next Health Fair scheduled for April 21, 2010.
- Cape Cod Health Care is closing its cancer center in Mashpee and has also eliminated several Community Benefits grants. This directly affects the Cape Consortium's Suicide Prevention Coordinator position, which is funded by a Community Benefit grant, due to end Sept. 30th. Bourne is a lead agency for the grant, but no word as yet if funding and the position will be renewed.
- No news about a large grocery store for town as yet.

Motion to adjourn was made at 2:40 PM, seconded and voted unanimously.

Transcribed by Ted Hatch

CC: Town Clerk

COA minutes 09.17.09

BOURNE COUNCIL ON AGING
239 Main Street
Buzzards Bay, MA 02532

National Accreditation
Self-Assessment Committees

The Evaluation Committee will meet
Wednesday, October 7, 2009 from
1:30 pm to 3:00 pm at the Bourne Council on Aging.

The Evaluation Committee will meet
Wednesday, October 21, 2009 from
1:30 pm to 3:00 pm at the Bourne Council on Aging.

Sandy Vickery
Director, Bourne Council on Aging

Jacqueline M. Loring
Bourne Accreditation Coordinator

2009 SEP 30 PM 2 55
TOWN CLERK'S OFFICE
BOURNE, MASS.

TOWN OF BOURNE

Board, Committee, or Commission: BOURNE COUNCIL ON AGING

Schedule of Regular Meetings

<u>Date</u>	<u>Time</u>	<u>Place</u>
October 15, 2009	1:45 P.M.	Bourne Veterans Memorial Community Center/ Senior Center

Agenda Items

1. Minutes
2. Monthly Report Highlights (to be incorporated into the minutes)
 - a. Outreach- Lois Carr
-Kari Leighton
 - b. Assistant Director- Pat Houde
 - c. Director- Sandra Vickery
3. National Accreditation – Jacqueline Loring

Notice of Special Meeting (include date, time and place)

Notice of Cancellation of Meeting (Specify meeting being cancelled.)

Signed: Estelle Blake

Estelle Blake

Title: Chair, Bourne Council on Aging

Date: October 7, 2009

cc: Town Clerk

BOURNE MASS.
TOWN CLERK'S OFFICE
2009 OCT 8 PM 2 35

Bourne Council on Aging
Date: October 15, 2009
Bourne Senior Center/Memorial Community Building

Members Present: Estelle Blake, Mary Fuller, Monica Layton, Marjorie McClung, Bette Songer, Dorothy Wilcox, Valerie Gudas

Members Excused: Susanne Arnold, Marie Johnson, Arthur Wills

Also Present: Diane Bergeron, Lois Carr, Rosemary Cubellis, Emily Boudrot, Ted Hatch, Sandra Vickery, Pat Houde, Lisa Laine, Jacquie Loring, Carol MacDonald, Margo Mancinelli, Joan McCarthy, Richard Menkello, Patricia Morley, Helen Sergi, Bette Connolly, Mandi Speakman, Debi Llanes

Meeting called to order at 2:13pm by Estelle Blake, Chair

Minutes – read and accepted by all.

Outreach – Lois Carr

- Flu Shot Clinic - over 300 shots were given
- Human Services page is now on Town of Bourne Web site
- See report as written

Assistant Director – Pat Houde

- Kathy Zagzebski, Director of the National Marine Life Center, did a great job at the men's breakfast
- Dick Menkello would like to tape any functions going on here (TV). Dick would do the camera work.
- Attended MCOA conference and workshops – we are recertified for CORIs account.
- See report as written

Director's Report – Sandy Vickery

- We are sending out the Friendly Fund letter and have decided to put a different twist on it. We are not asking for a donation to a particular program. Donors can make a donation in someone's name or memory. We will send a gift acknowledgement for the holiday gift.
- Marge McClung will now be a senior aide for Friends of the COA under Elder Services of Cape Cod & Islands.
- Talked to Tom Guerino – we are getting two vans this fall. The volunteer driver has been approved.
- Budget situation – Governor Deval Patrick will ask for more cuts to towns including local aid. If the Town budget is cut, we will be cut too. We are in for difficult times ahead.

National Accreditation – Jacquie Loring

The Evaluation Committee has had one meeting; the second one will be this Wednesday. The last Committee is Administration and Human Resource. We are looking for a chairperson. This is the last committee, meeting November into December, and then Jacquie can put together all the materials. More new information needs to be plugged into earlier committees. The last piece is a questionnaire which is still in draft form. All of this will go out in the newsletter and Friendly Fund letter.

Any other business.

No new business to report.

Respectfully submitted,
Patricia Morley, Secretary, Pro tem

TOWN CLERK'S OFFICE
BOURNE, MASS
2009 NOV 20 PM 2 36

**BOURNE COUNCIL ON AGING
239 Main Street
Buzzards Bay, MA**

**National Accreditation
Self-Assessment Committee**

**The Evaluation committee will meet on
Wednesday, November 4, 2009
from 1:30 pm to 3:00 pm
at the Bourne Council on Aging**

**The Evaluation committee will meet on
Wednesday, November 18, 2009
from 1:30 pm to 3:00 pm
at the Bourne Council on Aging**

**Sandy Vickery
Director, Bourne Council on Aging**

**Jacqueline M. Loring
National Accreditation Coordinator**

2009 OCT 30 PM 12 30
TOWN CLERK'S OFFICE
BOURNE, MASS

TOWN OF BOURNE

Board, Committee, or Commission: BOURNE COUNCIL ON AGING

Schedule of Regular Meetings

<u>Date</u>	<u>Time</u>	<u>Place</u>
November 19, 2009	1:45 P.M.	Bourne Veterans Memorial Community Center/ Senior Center

Agenda Items

1. Minutes
2. Highlights of Reports to be incorporated into the Minutes
 - a. Outreach – Lois Carr, Kari Leighton
 - b. Assistant Director – Pat Houde
3. National Accreditation – Jacquie Loring
4. Director's Report
 - a. FY10 Town budget and Formula grant reductions
 - b. Drive Smart program
 - c. Cape COAs project
5. Senior Center Survey/Beta Test
6. Any Other Business

2009 NOV 16 PM 3 48
TOWN CLERK'S OFFICE
BOURNE, MASS.

Notice of Special Meeting (include date, time and place)

Notice of Cancellation of Meeting (Specify meeting being cancelled.)

Signed: Estelle Blake

Estelle Blake

Title: Chair, Bourne Council on Aging

Date: November 16, 2009

cc: Town Clerk

Bourne Council on Aging
Date: November 19, 2009
Bourne Senior Center/Memorial Community Building

Members Present: Susanne Arnold, Estelle Blake, Valerie Gudas, Monica Layton, Marjorie McClung, Bette Songer, Dorothy Wilcox, Pat Morley

Members Excused: Arthur Wills, Mary Fuller

Also Present: Diane Bergeron, Emily Boudrot, Ted Hatch, Lisa Laine, Carol MacDonald, Joan McCarthy, Richard Menkello, Helen Sergi, Lois Carr, Patricia Houde, Jacqueline Loring, Ann Marie Riley, Mandi Speakman, Sandra Vickery

Meeting Started: 2:02pm

Minutes – Minutes read and accepted with one addition on Outreach page – “whole booklet is on Website”.

Outreach – Lois Carr

- Wareham Elks donated Stop & Shop Gift Cards
- Grandparents as Parents going really well
- See report as written

Assistant Director Report – Pat Houde

- H1N1 Clinic – worked clinic and was able to get an additional 5 volunteers – went really well
- Enjoyed going to the program at the Upper Cape Tech where Tom Cahir was welcomed as RTA director
- A new program is coming on Meditation
- See report as written

Accreditation – Jacquie Loring

- Proud to say we are now working on the last Accreditation Committee – Administration and Human Resources
- We still need a chairperson
- This committee will start in January
- Would like to pick up a member from the Board

Directors report – Sandy Vickery

- Unfortunately budget news isn't getting any better. Weren't touched last time but November 30th, another town meeting will cut more out of the budget and we were asked to cut \$4000 out of our budget.
- There is a COA budget cut report in our handout package.
- Biggest reduction is \$1500 in the gasoline reduction.
- Stopping Mall trips as of January 1st

2009 DEC 22 PM 3 25
TOWN CLERK'S OFFICE
BOURNE, MASS

- Ink cartridges will be cut
- If we can keep close to where we are now, it should stay okay.
- We took out travel for Outreach Coordinators – they will use a town-owned car. Lois Carr does use her own car and pays her own expenses for traveling
- No deficit spending will be allowed between now and year end.
- Town meeting starts at 7pm on 11/30th. Need people to attend. This is an important meeting. Many departments will be affected. Our budget is due on Monday, has to be level funded with no staff expense.
- In order to continue the shopping at the Mall, the Friends would have to cover the expenses. Sandy reported that the Friends are supporting the Food Pantry and other huge projects and we should not be asked to take on the \$40.00 budget reduction.
- Received a questionnaire from the Trustees – they are looking at charging us for use of building (vendors, exercise groups, etc.). First step is to figure out how to handle this. Sandy will work with Tom Guerino on this issue. Lisa Laine spoke up that it's not like we are an external group, we are part of this building and part of the town, and trustees have always considered us as tenants.
- Ted questioned the internet line zero balance. For years the town paid \$140/month so Sandy would have a connection. With free AOL now Sandy has been able to bypass that.
- Prescription Advantage has been significantly reduced – there are a lot of senior services that will be decimated. The Formula Grant was cut \$500,000. \$7.50 per senior has been cut to \$7.00 per senior and Service Incentive Grants eliminated.
- Drive Smart program is tomorrow – Jeff Perry – RHCI is sponsoring the program.
- RTA – Needing RTA to pick up our Friday Bridging the Years group and plan is to use them after December.

Cape COAs are going to be regionalizing their efforts and now part of a sub-committee of Massachusetts Councils on Aging.

Senior Center Survey/BETA Test Questionnaire – Jacquie Loring

As part of the Nat'l Accreditation, in 2009, we are focused on outcome based answers to questions. This questionnaire is designed to get back specific answers. It's a work in progress.

See report as written.

Survey will go out soon – hoping to get it into December newsletter.

- Members were asked to take 10 minutes to fill out the beta-questionnaire with thoughts that if we missed anything to write it in.
- We also have questionnaire for organizers and leaders on how they feel about the programs.
- A question was raised about the length of the survey as well as questions that needed to have different check boxes like N/A. Would people fill out a long form and would they return it without a self addressed envelope?

Bourne Council on Aging Minutes- November 19, 2009, Page 3

Any other business -- There was none.
Meeting closed at 2:50pm

Respectfully submitted,

Patricia Morley
Secretary, Friends of Bourne
Council on Aging

TOWN OF BOURNE

Board, Committee, or Commission: **BOURNE COUNCIL ON AGING**

Schedule of Regular Meetings

<u>Date</u>	<u>Time</u>	<u>Place</u>
December 17, 2009	1:45 P.M.	Bourne Veterans Memorial Community Center/ Senior Center

Agenda Items

Introduction of new COA Board Member appointed 12/15/2009

1. Minutes
2. National Accreditation -- Jacquie Loring
3. Highlights of Reports to be incorporated into the Minutes
 - a. Outreach -- Lois Carr, Kari Leighton
 - b. Assistant Director -- Pat Houde
4. Director's Report
5. Any Other Business

Notice of Special Meeting (include date, time and place)

Notice of Cancellation of Meeting (Specify meeting being cancelled.)

Signed: Estelle Blake *EB*

Estelle Blake

Title: Chair, Bourne Council on Aging

Date: December 14, 2009

cc: Town Clerk

2009 DEC 14 PM 2 56
TOWN CLERK'S OFFICE
BOURNE, MASS.

Bourne Council on Aging
Date: December 17, 2009
Bourne Senior Center/Memorial Community Building

Members Present: Estelle Blake, Mary Fuller, Valerie Gudas, Monica Layton, Don Morrissey, Bette Songer, Dorothy Wilcox

Members Excused: Susanne Arnold, Marge McClung, Arthur Wills

Also Present: Lois Carr, Patricia Houde, Jacqueline Loring, Ann Marie Riley, Mandi Speakman, Sandra Vickery, Emily Boudrot, Rosemary Cubellis, Ted Hatch, Lisa Laine, Carol MacDonald, Margo Mancinelli, Joan McCarthy, Richard Menkello, Pat Morley, Helen Sergi, James Walker, Olympia Walker

Meeting Started: 2:55pm

Minutes – Minutes read and accepted

National Accreditation – Jacquie Loring

- Last committee meetings moved to January.
- We have two sets of surveys being processed by participants – a 1 page survey to ask about specific programs and how they helped. 16 of 40 programs have already completed their surveys.
- Newsletter questionnaires - 65 have been turned in. The majority of them are signed and will be in the office if anyone interested.
- Jacque asked if anyone knows anyone or a business who would volunteer inputting the survey information into the computer. Pat Morley volunteered.
- Pat Houde – The Volunteer Manual will be ready after the first of the year.
- Sandy announced that Jacquie has been granted an Artist Residency in Ireland and will be gone for the last week of February and two weeks into March. She will be gone for about 3 weeks. Jacquie competed with 120 other people from across the world.

Outreach coordinator – Lois Carr

- St. Margaret's is starting healthy cooking and will bring 1 or 2 meals to seniors.
- Processed 29 new applications and about 20 of them were not seniors.
- TRIAD bags – have been delivering the bags to seniors.
- See Outreach Report as written.

Assistant Director – Pat Houde

- We are currently in the process of updating Volunteer Job descriptions
- We need people to sign the new CORI reports
- H1N1 clinic – at Bournedale School 600 were vaccinated.
- Board of Health H1N1 clinic will be at the Community Center Tuesday, 12/22 starting ages 2 years and up. Need to register first.

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Bourne Council on Aging Minutes- December 17, 2009, Page 2

Directors report – Sandy Vickery

Regarding State Ethics Commission document, page 6, a signature page is for the COA member's acknowledgement of receipt – need to sign and turn in by 12/28. Just COA. Due by April 12 – members can go online and complete the online training at <http://www.mass.gov/ethics> . When test is finished you can ask for a receipt.

Any additional business – none

Meeting adjourned 3:10pm.

Respectfully submitted,

Patricia Morley, Secretary
Friends of Bourne
Council on Aging

Cultural Council

Bourne Cultural Council
Meeting Agenda
March 31, 2009
7:00 PM
Bourne High School

1. Secretary's report
2. Treasurer's Report
3. Purchase of Art Work for Bournedale Elementary School
4. New Business
5. Other
6. Next Meeting

Kathy Timmins
Chairperson, Bourne Cultural Council

TOWN CLERK'S OFFICE
BOURNE, MASS

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Bourne Cultural Council
Meeting Agenda
November 17 , 2009
6:30 PM
Bourne High School

1. Secretary's report
2. Treasurer's Report
3. Review of grant application FY2010
4. Voting on Grants FY 2010
6. Other
7. Next Meeting: _____

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TOWN CLERK'S OFFICE
BOURNE, MASS

Kathy Timmins
Chairperson, Bourne Cultural Council

Efficiency / Operations

E

Minutes – Bourne Efficiency Committee Meeting of Wednesday October 7, 2009

The Meeting was called to order by Town Administrator Guerino at 4:10 P.M.

Members present included Ms Morris, Mr Meier, Marilyn Morris, Edward Ellis, Mr. Kelly. Also present were Selectmen Pickard and Finance Committee Chair Michele Ford.

Mr. Guerino discussed some provisions of the Massachusetts Open Meeting Law, noting that there are some new changes to the Law that public officials will need to be trained on for compliance purposes. Additionally, Mr. Guerino explained the Town's internet and electronic devise policy noting that "bouncing emails in order to reach a committee consensus was illegal and any electronic transmissions between members of the Committee should only contain information in a generic form.

Ms. Ford and Mr. Pickard provided the members of the Committee present a historic overview of how the Committee came to be. They both discussed the vision for the Committee and the charge that the Board of Selectmen had endorsed for the Committee's initial scope of work.

There was general discussion regarding fields/grounds and how the Town. School Departments and volunteer groups may be able to combine forces to provide more stable and efficient upkeep and repairs. Additional conversation surrounded the possibilities of combined custodial services. It was noted that there are areas that would need custodial services of a nature that would require consistent personnel (Police some school function).

Mr. Guerino was requested to obtain organizational charts for some of the various town departments charged with field upkeep and maintenance. Additionally Mr. Guerino will provide copies of the relative Union Contracts and position descriptions where available.

The Committee agreed to meet again on October 19, 2009 at 4:00. Mr. Guerino will attempt to secure a room at the Middle or High School.

The meeting adjourned at 5:45 P.M

Respectfully submitted,

Thomas M. Guerino

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TOWN CLERK'S OFFICE
BOURNE, MASS

BOURNE EFFICIENCY/OPERATIONS COMMITTEE

MEETING NOTICE

Date

Monday
October 19, 2009

Time

4:00 P.M.

Location

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

AGENDA

- 1) Call the meeting to Order
- 2) Approval of minutes
- 3) Committee organization
- 4) Review organizational charts
- 5) Establish game plan for specific task work
- 6) Such other business to come before the Committee
- 7) Adjourn

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TOWN CLERK'S OFFICE
BOURNE, MASS.



Thomas M. Guerino
Town Administrator

October 15, 2009

BOURNE EFFICIENCY/OPERATIONS COMMITTEE

MEETING NOTICE

Date

Thursday
November 19, 2009

Time

11:00 A.M.

Location

Bourne Town Hall
24 Perry Avenue , Buzzards Bay
Upper Conference Room

1. Call to Order
2. Efficiency/Operations Meeting
3. Other business
4. Adjourn

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TOWN CLERK'S OFFICE
BOURNE, MASS

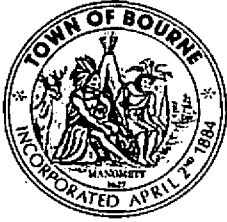


Thomas M. Guerino
Town Administrator

November 16, 2009

F

Finance Committee



TOWN OF BOURNE

Finance Committee

**24 Perry Avenue
Buzzards Bay, MA 02532**



Reserve Fund: \$215,500
[\$75,000 earmarked for energy cost overruns)

MEETING NOTICE

The Finance Committee will hold a public Meeting on Monday January 26, 2009 at 7 PM at the Jonathan Bourne Library.

1. Minutes of previous meeting (May, 2008; December 15, 2008)
2. Reserve Fund Transfers
3. Town Administrator's Budget Message
4. Regionalization Panel Report – Don Pickard
5. ISWM Report – Hal DeWaltoff
6. TA Comment
7. Selectmen Comment
8. Public Comment
9. Any other business that may come legally before the Committee

Residents are welcome and encouraged to attend our meetings.

Michele Ford
January 12, 2009

BOURNE, MASS.
TOWN CLERK'S OFFICE
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Finance Committee - Minutes of January 26, 2009

Jonathan Bourne Public Library

Bourne, MA 02532

Attendance

Michele Ford, Chairman, Elinor Ripley and Mary Jane Mastrangelo, Co-Vice Chairmen, Hal DeWaltoff, ~~Glenn Galusha (excused)~~, Bill Grant, George Slade, Mark DeGicco, Don Pickard, Bill Locke and John Redman

Absent: Glenn Galusha (unexcused)

Guests

Mary Meli, Selectman; DBiana Barth, Bourne Enterprise

Meeting Called to Order

Meeting called to order at 7:00 pm.

Approval of Minutes

E. Ripley **MOVED** and **SECONDED** by J. Redman to approve minutes of December 16, 2008 as submitted. **UNANIMOUS VOTE.**

Reserve Fund Transfers

None at this time.

Town Administrator's Budget Message

TA Guerino will deliver Budget Message to the Selectmen next week and Michele suggested that asked the Finance Committee to attend the Selectmen's meeting rather than holding a separate meeting. Discussion will cover be held on the FY10 budget and the impact of a with two scenarios of 10% and 15% reduction in State Aid to FY09.

Regionalization Panel Report – Don Pickard

Lower Cape Forum included Executive Director of Cape Cod Commission, Town Administrator of Eastham and Harwich Board of Selectmen as guest speakers.

Discussion of Weights and Measures, Waste Treatment Facility, Water protection water collaborative, Regional concept of Fire Department using a Dispatch Center at the Sheriff's Department. Barnstable is exploring regional Police Chief and Fire Chief. [E. Ripley added the Fire Department would be excluded from Proposition 2 ½]. Forum discussion ended with discussion of a Regional Planning Department at the County level.

Chm. Ford stated FinCom should consider what functions we ought to in this environment to discuss with other towns.

County government discussion. Even wWithout Regionalization, Bourne should look at possible shared services for efficiencies and operations.

Chm. Ford discussed efficiency issues and ways to find operational savings, naming Buildings & Grounds moving forward. As a group, TA Guerino, Mary Meli (BOS), Ed

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TOWN CLERK'S OFFICE
BOURNE, MASS

LaFleur (Spt. Of Schools) Michele Ford and Don Pickard (FinCom) will establish criteria for creating a committee to begin work, not to exceed five (5) people.

Discussion of ~~an Efficiency Committee to finding~~ ways to fund a Facilities Manager position.

ISWM Report – Hal DeWaltoff

No additional information at this time, but E. Ripley commented on the agreement reached with the Selectmen and ISWM for the Finance Committee to receive ~~the~~ Waterway Financial Reports at the end of each quarter. Finance Committee also should receive ISWM ~~projected~~ revenues for discussion.

ISWM income down despite large capital needs. ISWM should review alternatives ~~vs.~~ new construction for a reduction in their capital needs.

Budget Meeting Schedule

Chm. Ford reviewed tentative meeting schedule. Budget review will begin between FinCom and major Department Heads, ISWM and Schools, including Warrant items including (Capital Outlay and; CPA spending).

Discussion on making departmental budget reviews more efficient. The Finance Committee's focus will be to provide an appropriate level of service while ; by limiting ~~not~~ spending. money; We should discuss what services are provided; and what services are in danger of being halted ; what should FinCom be doing.

- ISWM, DNR, DPW, Capital, Police, Fire and Schools
 - Separate nights for One night per each major department if possible.
 - Streamline remaining departments - E. Ripley will create a list FinCom need not review list.
- Agreed to ask for ~~Outlined~~ informational packets to be sent due to FinCom before presentations
 - No PowerPoint presentations that simply cover handouts

Other Business

M. DeCicco suggested that ~~discussion on~~ marinas purchasing low gas at current low prices to increase profits revenue.

W. Grant - State Aid may be determined based on whether towns have favorable Group Insurance rates ~~Commission rate~~ per Governor Patrick. Chm. Ford to discuss with TA Guerino.

W. Locke - FinCom should ~~to~~ prioritize and discuss the Town's critical issues such as (Buzzards Bay and ; W wastewater treatment, etc.).

~~Discussion on issues that would benefit the Town vs. elected official/employee.~~

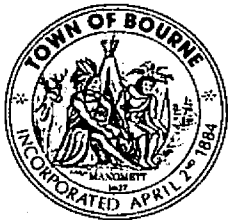
M. Mastrangelo – re-evaluate additional Police being hired with funds from recent
override in light of with a current hiring freeze/staff reduction. TA Guerino has to spoken
ask with Town Counsel asking for clarification as to whether funds must be used to hire
and retain additional police officers.

Adjournment

M. Mastrangelo **MOVED** and **SECONDED** by H. DeWaltoff to adjourn. Meeting adjourned at 9:05 pm. **UNANIMOUS VOTE.**

Respectfully submitted,

Lisa Groezinger, sec.



TOWN OF BOURNE

Finance Committee

**24 Perry Avenue
Buzzards Bay, MA 02532**



Reserve Fund: \$215,500
[\$75,000 earmarked for energy cost overruns)

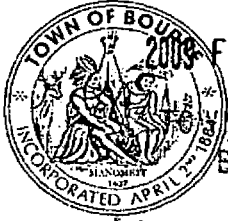
MEETING NOTICE

The Finance Committee will hold a public Meeting on Tuesday February 3, 2009 at 7 PM at the Bourne's Veteran's Memorial Community Center, 239 Main Street, Buzzards Bay, MA 02532 to hear Town Administrator's Budget Message.

Residents are welcome and encouraged to attend our meetings.

Michele Ford
January 30, 2009

BOURNE, MASS.
TOWN CLERK'S OFFICE
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TOWN OF BOURNE

Finance Committee

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TOWN CLERK'S OFFICE
24 Perry Avenue
BOURNE, MASS
Buzzards Bay, MA 02532



Reserve Fund: \$215,500
[\$75,000 earmarked for energy cost overruns)

MEETING NOTICE

The Finance Committee will hold a public Meeting on Monday February 9, 2009 at 7 PM at the Jonathan Bourne Library.

1. Minutes of previous meeting
2. Reserve Fund Transfers
3. Review DPW budget
4. Review DNR budget
5. Review Police Department budget
6. Review Fire Department budget
7. TA Comment
8. Selectmen Comment
9. Public Comment
10. Any other business that may come legally before the Committee

Residents are welcome and encouraged to attend our meetings.

Michele Ford
February 3, 2009

Finance Committee - Minutes of February 9, 2009
Jonathan Bourne Public Library
Bourne, MA 02532

Attendance

Michele Ford, Chairman, Elinor Ripley and Mary Jane Mastrangelo, Co-Vice Chairmen,
Hal DeWaltoff, Glen Galusha, Bill Grant, George Slade, Mark DeCicco, Don Pickard,
Bill Locke, Jeff Perry and John Redman

Guest Speakers

Rickie Tellier, Brian Wilson and Michelle Freeman from DPW; Tim Mullen, DNR;
Police Chief Baldwin; Acting Fire Chief Doucette; Jim Mulvey; Kathleen Donovan

Members of the Press

Diana Barth, Bourne Enterprise and Paul Gately, Bourne Courier

Meeting Called to Order

Meeting called to order at 7:03 pm. Chairman Ford introduced Jeff Parry who is a new member of the Committee.

Approval of Minutes

H. DeWaltoff **MOVED** and **SECONDED** by J. Redman to approve minutes of January 26, 2008 as submitted. **VOTE 10-0-2** with abstentions from G. Galusha and J. Perry.

Reserve Fund Transfers

None at this time.

Review DPW budget

Dept. Head Rickie Tellier, Town Mechanic Brian Wilson and Adm. Asst. Michelle Freeman reviewed this budget. In response to a question Mr. Tellier indicated that he hopes not to have to curtail any services because of tight budget constraints but warned that response to requests will probably be slower. Also reviewed the Snow Removal and Street & Traffic Lights budget. The TA pointed out that most of the Street Light budget is for equipment replacement rather than electrical costs.

Review DNR budget

Dept. Head Tim Mullen reviewed this budget and expressed concern that the elimination of some summer hires may hinder the shellfish propagation effort. There was discussion of marina maintenance and gasoline sales.

Review Police Department budget

Chief Earl Baldwin reviewed this budget and there was lengthy discussion primarily centered around the hiring of additional officers with funds provided by last May's override. To date only one officer has been hired because of the difficulties in getting new hires into the State training program, but TA Guerino stated that the funds raised by the override for FY2009 have been segregated by the Finance Director

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TOWN CLERK'S OFFICE
BOURNE, MASS.

and not added to the General Fund. It appears that tax monies collected after 6/30/09 can be added to the General Fund, and Chief Baldwin assured the Committee that every effort is being made to hire new officers as soon as possible.

Review Fire Department budget

Acting Chief Doucette reviewed this budget which has been merged with the Ambulance budget in recognition of the fact that all of our firefighters are also trained EMT's and the functions of the two departments have been merged for many years. Most of the discussion was on the subject of regionalization and it was pointed out that we have Mutual Aid agreements with surrounding towns that go a long way towards this goal. The Emergency Medical Services budget was also reviewed.

Other Budget Reviews

Chairman Ford is scheduling other major departmental budgets for review on 2/23 and 3/2, and she hopes that we can devote most of the month of March to discussion of Warrant Articles and important issues such as the Long-term Capital Spending plan.

E. Ripley will circulate a list of all budgets that are self explanatory and probably do not need a formal presentation to the Committee. She will assign the remaining budgets to individual members for review and presentation. TA Guerino requested that members not go directly to Department Heads without talking with him first, and it was pointed out that any Department Head who wishes to come before the Committee in person is more than welcome.

Town Administrator Comment

TA Guerino will be formally presenting his budget message to the Board of Selectmen on Tuesday evening. None at this time.

Selectmen Comment

None present at this time.

Public Comment

None at this time.

Adjournment

B. Grant **MOVED** and **SECONDED** by M. DeCicco to adjourn. Meeting adjourned at 9:33 pm. **UNANIMOUS VOTE.**

Respectfully submitted,

Lisa Groezinger, sec.

**Finance Committee - Minutes of February 9, 2009
Jonathan Bourne Public Library
Bourne, MA 02532**

Attendance

Michele Ford, Chairman, Elinor Ripley and Mary Jane Mastrangelo, Co-Vice Chairmen, Hal DeWaltoff, Glen Galusha, Bill Grant, George Slade, Mark DeCicco, Don Pickard, Bill Locke, Jeff Perry and John Redman

Guest Speakers

Rickie Tellier, Brian Wilson and Michelle Freeman from DPW; Tim Mullen, DNR; Police Chief Baldwin; Acting Fire Chief Doucette; Jim Mulvey; Kathleen Donovan

Members of the Press

Diana Barth, Bourne Enterprise and Paul Gately, Bourne Courier

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Approval of Minutes

H. DeWaltoff **MOVED** and **SECONDED** by J. Redman to approve minutes of January 26, 2008 as submitted. **VOTE 10-0-2** with abstentions from G. Galusha and J. Perry.

Reserve Fund Transfers

None at this time.

Review DPW budget

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and not added to the General Fund. It appears that tax monies collected after 6/30/09 can be added to the General Fund, and Chief Baldwin assured the Committee that every effort is being made to hire new officers as soon as possible.

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E. Ripley will circulate a list of all budgets that are self explanatory and probably do not need a formal presentation to the Committee. She will assign the remaining budgets to individual members for review and presentation. TA Guerino requested that members not go directly to Department Heads without talking with him first, and it was pointed out that any Department Head who wishes to come before the Committee in person is more than welcome.

Town Administrator Comment

TA Guerino will be formally presenting his budget message to the Board of Selectmen on Tuesday evening..

Selectmen Comment

None present.

Public Comment

None at this time.

Adjournment

B. Grant **MOVED** and **SECONDED** by M. DeCicco to adjourn. Meeting adjourned at 9:33 pm. **UNANIMOUS VOTE.**

Respectfully submitted,

Lisa Groezinger, sec.



TOWN OF BOURNE

Finance Committee

**24 Perry Avenue
Buzzards Bay, MA 02532**



**Reserve Fund: \$215,500
[\$75,000 earmarked for energy cost overruns).**

MEETING NOTICE

**The Finance Committee will hold a public Meeting on Monday February 23, 2009 at
7 PM at the Jonathan Bourne Library.**

- 1. Minutes of previous meeting**
- 2. Reserve Fund Transfers**
- 3. Review Council on Aging budget**
- 4. Review Town Clerk budget**
- 5. Review Bourne School Department budget**
- 6. TA Comment**
- 7. Selectmen Comment**
- 8. Public Comment**
- 9. Any other business that may come legally before the Committee**

Residents are welcome and encouraged to attend our meetings.

**Michele Ford
February 16, 2009**

**BOURNE, MASS.
TOWN CLERK'S OFFICE
2009 FEB 17 AM 8 48**

**Finance Committee - Minutes of February 23, 2009
Jonathan Bourne Public Library
Bourne, MA 02532**

Attendance

Michele Ford, Chairman, Elinor Ripley and Mary Jane Mastrangelo, Co-Vice Chairmen, Hal DeWaltoff, Glenn Galusha, Bill Grant (excused), George Slade, Mark DeCicco, Jeff Perry (excused) Don Pickard, Bill Locke and John Redman (excused)

Guests

Tom Guerino, Town Administrator; Linda Marzelli, Finance Director; Edmond Lafleur, Superintendent and, Mr. Simpson, Bourne Schools; Sandra Vickery and Patricia Houde, Council on Aging; Barry Johnson and Wendy Chapman, Town Clerk's Office. Public: Jim Mulvey, Steven Andrews.

Member(s) of the Press

Diana Barth, Bourne Enterprise and Paul Gately, Bourne Courier

Meeting Called to Order

Meeting called to order at 7:00 pm.

Approval of Minutes

M. Mastrangelo **MOVED** and **SECONDED** by M. DeCicco to approve minutes of February 16, 2009 as submitted. **UNANIMOUS VOTE.**

Reserve Fund Transfers

None at this time.

Review Council on Aging budget

Budget total is \$330,000 which is up only \$17,200. Most of the increase is for contractual salaries and, most other expenses have been level funded or reduced.

There is consistent growth of 5% per year in the number of residents who are age 60 or over and the rate of increase for age 85+ is even greater. This has an impact on the cost of essential town services such as COA, Fire, Police and DPW.

Review Town Clerk and Elections & Registrations budgets

Most of the increase in Elections & Registration expenses are going towards the 2010 census and the new voter tally system. Consultants are needed for programming machines and are not funded by the State. Cost will vary depending on complexity of the ballot.

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Review Bourne School Department budget

Level service budget is up 3.54% or \$711,561. The 3.54% is keeping current teaching staff but reducing administrative staff by one.

Mr. Lafleur reviewed expenditures by function, student enrollment, student achievement and State funding.

To cut costs, Special Education uses in-house programs, including participation in the Cape Cod Collaborative. Mr. Lafleur would like to see smaller class sizes, more AP courses and more course choices for students, but this is not possible within the current budget constraints.

Other Budgets

Bill Locke

Conservation Commission is being tight. Discussed the current fee structure.

Independent audit budget is \$38,500 – unchanged in the 2nd year of a 3 year contract.

Buzzards Bay Action Committee budget is \$800.

Don Pickard

Engineering Department budget up a few thousand dollars. Engineering works with Planning and Building Departments. Mike Leitzel would like to see a clerical person to categorize records.

Human Service Organizations town expenditure is \$42,160.

George Slade

Planning Department budget up only for contractual salary increases.

Planning Board had requested \$10,000 to hire a consultant to update Zoning Bylaws in accordance with Charter and the LCP. Line item increased to \$15,000 and will be part of the annual budget rather than a separate article per the Board of Selectmen.

Memorial Community Building - budget focus is around salaries

Mark DeCicco

Veterans' Services budget doubled and better to budget

Town Hall Maintenance budget is approximately \$40,000

Selectmen's salaries and expenses under current review by Board of Selectmen. Salaries are included in a separate Elected Officials article at Town Meeting.

Other Business

Upper Cape Tech will come before the Finance Committee on March 9, 2009.

TA Comment

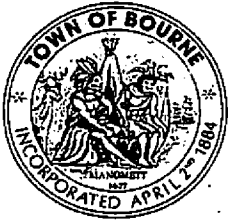
During budget season, request that FinCom enter into Executive Session to discuss contractual negotiations.

Public Comment

None at this time.

Adjournment

D. Pickard **MOVED** and **SECONDED** by G. Slade to adjourn. Meeting adjourned at 8:50 pm. **UNANIMOUS VOTE.** Respectfully submitted - Lisa Groezinger, sec.



TOWN OF BOURNE
Finance Committee
24 Perry Avenue
Buzzards Bay, MA 02532



Reserve Fund: \$215,500
[\$75,000 earmarked for energy cost overruns)

MEETING NOTICE - CANCELLED

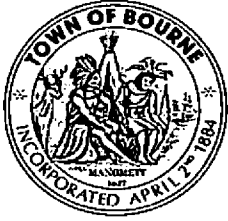
The Finance Committee will hold a public Meeting on Monday March 2, 2009 at 7 PM at the Jonathan Bourne Library.

1. Minutes of previous meeting
2. Reserve Fund Transfers
3. CPC recommendations and applications
4. Finance Director Debt service, etc.
5. Departmental Budget reviews
6. TA Comment
7. Selectmen Comment
8. Public Comment
9. Any other business that may come legally before the Committee

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TOWN CLERK'S OFFICE
BOURNE, MASS

Residents are welcome and encouraged to attend our meetings.

Elinor Ripley
Co-Vice Chairman
February 26, 2009



TOWN OF BOURNE

Finance Committee

**24 Perry Avenue
Buzzards Bay, MA 02532**



Reserve Fund: \$215,500
[\$75,000 earmarked for energy cost overruns)

MEETING NOTICE

Amended

The Finance Committee will hold a public Meeting on Monday March 2, 2009 at
7 PM at the Jonathan Bourne Library.

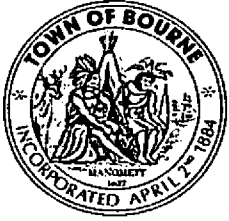
1. Minutes of previous meeting
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Residents are welcome and encouraged to attend our meetings.

Elinor Ripley
Co-Vice Chairman
February 26, 2009

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TOWN CLERK'S OFFICE
BOURNE, MASS

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TOWN CLERK'S OFFICE
BOURNE, MASS



TOWN OF BOURNE

Finance Committee

**24 Perry Avenue
Buzzards Bay, MA 02532**



**Reserve Fund: \$215,500
[\$75,000 earmarked for energy cost overruns)**

MEETING NOTICE

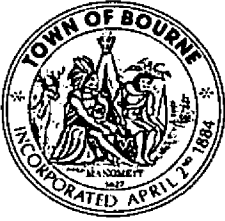
**The Finance Committee will hold a public Meeting on Monday March 2, 2009 at
7 PM at the Jonathan Bourne Library.**

- 1. Minutes of previous meeting**
- 2. Reserve Fund Transfers**
- 3. ISWM budget review**
- 4. Community Preservation Committee requests**
- 5. Departmental Budget reviews**
- 6. TA Comment**
- 7. Selectmen Comment**
- 8. Public Comment**
- 9. Any other business that may come legally before the Committee**

Residents are welcome and encouraged to attend our meetings.

**Elinor Ripley
Co-Vice Chairman
February 26, 2009**

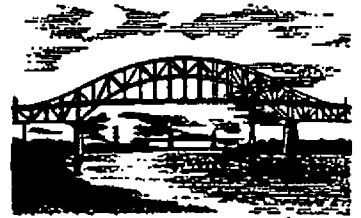
**TOWN CLERK'S OFFICE
BOURNE, MASS.
2009 FEB 26 PM 8 40**



TOWN OF BOURNE

Finance Committee

**24 Perry Avenue
Buzzards Bay, MA 02532**



Reserve Fund: \$215,500
[\$75,000 earmarked for energy cost overruns)

MEETING NOTICE

The Finance Committee will hold a public Meeting on Monday March 9, 2009 at 7 PM at the Jonathan Bourne Library.

1. Minutes of previous meeting
2. Reserve Fund Transfers
3. CPC recommendations and applications
4. Finance Director Debt service, etc.
5. Departmental Budget reviews
6. TA Comment
7. Selectmen Comment
8. Public Comment
9. Any other business that may come legally before the Committee

2009 MAR 2 AM 11 02
TOWN CLERK'S OFFICE
BOURNE, MASS

Residents are welcome and encouraged to attend our meetings.

Elinor Ripley
Co-Vice Chairman
February 26, 2009

Finance Committee - Minutes of March 9, 2009

Jonathan Bourne Public Library

Bourne, MA 02532

Attendance

Michele Ford, Chairman, Elinor Ripley and Mary Jane Mastrangelo, Co-Vice Chairmen, Hal DeWaltoff, Glen Galusha, Bill Grant, George Slade, Mark DeCicco, Don Pickard, Bill Locke, Jeff Perry and John Redman (excused)

Guest Speakers

Linda Marzelli, Finance Director; Patrick Marshall, Library Director

Guests

Stephen Mealy and Judy Conron, Selectmen and Jim Mulvey

Members of the Press

Diana Barth, Bourne Enterprise and Paul Gately, Bourne Courier

Meeting Called to Order

Meeting called to order at 7:03 pm.

Approval of Minutes

Meeting minutes will be deferred to next meeting.

Reserve Fund Transfers

None at this time.

Departmental Budget reviews

Library – Patrick Marshall

FY3008 Library Budget is \$539,494. For every dollar of the library budget, \$4.56 was returned to the public in services and materials.

Upcoming goals: a) update library long range plan; b) time & print management; programming; and c) collection weeding and updating. Library staffing needs: a) IT Librarian; b) Library Assistant (children's staff currently has 1.5 positions which is split between adult and children departments); and c) Custodian (currently 20 hours).

Because the Wareham library lost certification, the Bourne Library Trustees voted to continue to serve Wareham residents through 2009.

Technology is an area Patrick Marshall would like to put more money into.

CPC recommendations and applications

Postponed to March 23, 2009

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BOURNE, MASS.

Finance Department – Linda Marzelli

Finance . – increase of \$12,500 due to salaries:

Assessors . – down \$45,000 since FY09 was a reval year

Treasurer . – increase of \$30,000 (borrowing issuance cost)

Collector – increase of \$2,600 due to salaries

Data Processing – net down \$20,000- reduced clerical salary and equipment costs

Debt Service - \$41M total in General Fund expenses; does not include ISWM debt

Interest & Tax Refunds - \$1,000 to cover any interest due on abatements

State/County Assessments - \$2.1M – down slightly from FY09

Unemployment Compensation – \$120,000- increased to cover potential liability for laid off employees. We have to cover former employees who may be terminated by others.

FICA/Social Security – based on salaries

Group Insurance – Down \$500,000 from FY09 based on good experience. We now have about 6 months' expenses in the Trust Funds.

County Retirement – increased about \$200,000

State Retirement – one retired employee remaining in this old plan

Insurance – down as a result of a 3 year fixed rate contract for building, liability and auto insurance.

LIUNA Pension Fund – A&B group and DPW & ISWM – up \$3,900

Medicaid Reimbursement – Phase I Medicaid – level funded

Lifeguards – very slight increase, no change in staffing

Archives Committee – drop in natural gas costs

Recreation Dept. – level funded except for salaries, travel and dues

Emergency Preparedness – budget is down due to lower maintenance costs for new equipment

Inspection Dept. – down from last year due to the Sealer & Weights now shared with other towns.

Legal – down slightly from last year's appropriation. Troy, Wall \$157 per hour

Postage & Copy Machine – small increase in postal contract service

S.W.O.P – level funded; much of the cost is born by shared county funding

Telephone account – decrease from request by TA

Town Administrator – changes are increase in salary and contract allowance.

Board of Health – defer until hear J. Redman's report

Gnatfly – defer until hear J. Redman's report

Economic Development – defer until hear J. Redman's report

UCT – March 23, 2009

Capital Outlay – next week

ISWM – next week

Town Administrator Comment

None at this time

Selectmen Comment

Lengthy discussion held on handling of Elected Officials salaries and expenses.

Selectmen will review at their meeting on March 10, 2009 and BOS Chairman Stephen asked for input as to the FinCom's preference. It was agreed that accountability and

transparency to the public are the main objectives, but there was no final consensus on exactly how it should be handled.

Public Comment

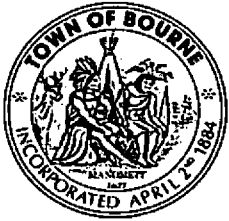
None at this time.

Adjournment

E. Ripley **MOVED** and **SECONDED** by M. DeCicco to adjourn. Meeting adjourned at 9:50 pm. **UNANIMOUS VOTE.**

Respectfully submitted,

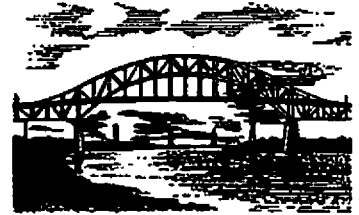
Lisa Groezinger, sec.



TOWN OF BOURNE

Finance Committee

**24 Perry Avenue
Buzzards Bay, MA 02532**



Reserve Fund: \$215,500
[\$75,000 earmarked for energy cost overruns]

MEETING NOTICE

The Finance Committee will hold a public Meeting on Monday March 16, 2009 at 7 PM at the Jonathan Bourne Library.

1. Minutes of previous meeting (February 23 and March 9)
2. Reserve Fund Transfers
3. Capital Outlay FY10 Plan
4. ISWM Contract Review – Executive Session, if necessary
5. ISWM Budget Review – Continued in open meeting
6. Departmental Budget reviews
7. TA Comment
8. Selectmen Comment
9. Public Comment
10. Any other business that may come legally before the Committee

Residents are welcome and encouraged to attend our meetings.

Michele W. Ford
Chairman
March 10, 2009

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BOURNE, MASS

**Finance Committee - Minutes of March 16, 2009
Jonathan Bourne Public Library
Bourne, MA 02532**

Attendance

Finance Committee: Michele Ford, Chairman, Elinor Ripley and Mary Jane Mastrangelo, Co-Vice Chairmen, Hal DeWaltoff, Glen Galusha, Bill Grant, George Slade, Mark DeCicco, Don Pickard, Bill Locke, Jeff Perry and John Redman (excused)

Board of Selectmen: Stephen Mealy (excused), Judy Conron, Jamie Sloniecki, John Ford and Mary Meli

Guest Speakers

Dan Barrett, ISWM

Guests

Jim Mulvey

Members of the Press

Diana Barth, Bourne Enterprise

Meeting Called to Order

Meeting called to order at 7:00 pm.

Approval of Minutes

It was **MOVED** and **SECONDED** to approve minutes of February 23, 2009 as submitted. **VOTE 11-0.**

It was **MOVED** and **SECONDED** to approve minutes of March 9, 2009 as submitted. **VOTE 11-0.**

Reserve Fund Transfers

None at this time.

ISWM Contract Review – Executive Session, if necessary

Roll call vote at 7:03 pm unanimously, by roll call vote, went into Executive Session to discuss ISWM contract negotiations on motion by H. DeWaltoff and seconded by M. DeCicco. The Board of Selectmen also voted by roll call to go into Executive Session.

Roll call vote at 7:57 pm unanimously, by roll call vote, to close the Executive Session and open Finance Committee meeting on motion by E. Ripley and a second by H. DeWaltoff.

Capital Outlay FY10 Plan

FY10 Capital Outlay plan discussed based on updated handout from MJ Mastrangelo on behalf of the Capital Outlay Committee.

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TOWN CLERK'S OFFICE
BOURNE, MASS

- a. Police New cruisers will be partially funded with Free Cash with the balance to be borrowed. Generator will be portable so it can be used at the new station. Roof repair will be looked into.
- b. Fire Dept. – New ambulance which is part of regular replacement schedule, replacement of headquarters roof and new lifepacks.
- c. Fuel system upgrade at Taylors Point, new pilings at Monument Beach and repowering of pump-out boat all necessary
- d. School Dept. – Security upgrade at High School, replacement of Sped minibus, annual technology upgrade and replacing boiler at Peebles
- e. DPW – Deferred one dump/sander truck, but approved two others along with a roadside mower and the construction of a new DPW facility.
- f. ISWM – Deferred a new sweeper, a new off road truck and new recycling containers. Approved CAT mini loader, a container truck and an excavator
- g. Shore & Harbor – annual dredging
- h. Town Municipal Buildings- Town Hall roof, gutters and sides of building may be postponed to a fall Special Town Meeting to apply for CPC funding.
- i. Wastewater Study – approved at \$65,000.

A total of \$9.9M requested to be funded, deferring the Town Hall (CPA funds). Facilities study will be discussed at a later date.

ISWM Budget Review – Continued in open meeting

TA Guerino introduced amendments to budget – Tab 12, Line item under TA recommendation should read \$162,721; Line item 5116 – Salaries & Laborers should read \$1,183,400; Line item 5244 - R&M Heavy Equipment TA recommendation should read \$250,000; same page Line item 5294 - Other Contracted services TA recommendation \$4,300,000. New budget pages will be given to Selectmen.

Cape Light Compact is paying for the variable speed system making the landfill more energy efficient (fuel and functionality of equipment). Liner construction completed and gas installation increased well field and flow rate.

Budget is down about 20% from last year [\$12.258M to \$9.1M]. Delinquencies have been closed substantially.

DPW garage construction may be delayed for a year. However, Capital Outlay will recommend to move forward with Town Meeting approvals so that we are ready to proceed when it is fiscally advisable..

Host Community Fee changed from \$500,000 to \$300,000. Retained Earnings will be used to underwrite the landfill, due to the loss.

Town Administrator Comment

None at this time

Selectmen Comment

None at this time.

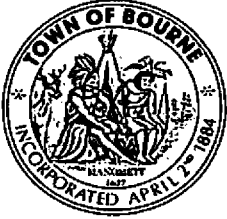
Public Comment

None at this time.

Adjournment

H. DeWaltoff **MOVED** and **SECONDED** by G. Slade to adjourn. Meeting adjourned at 9:04 pm. **UNANIMOUS VOTE.**

Respectfully submitted - Lisa Groezinger, sec.



TOWN OF BOURNE

Finance Committee

**24 Perry Avenue
Buzzards Bay, MA 02532**



**Reserve Fund: \$215,500
[\$75,000 earmarked for energy cost overruns)**

MEETING NOTICE

**The Finance Committee will hold a public Meeting on Monday March 23, 2009 at
7 PM at the Jonathan Bourne Library.**

- 1. Minutes of previous meeting**
- 2. Reserve Fund Transfers**
- 3. Sewer Department budget review**
- 4. CPC Requests**
- 5. Departmental budget reviews**
- 6. TA Comment**
- 7. Selectmen Comment**
- 8. Public Comment**
- 9. Any other business that may come legally before the Committee**

**2009 MAR 18 PM 3 56
TOWN CLERK'S OFFICE
BOURNE, MASS.**

Residents are welcome and encouraged to attend our meetings.

**Michele W. Ford
Chairman
March 17, 2009**

Finance Committee - Minutes of March 23 2009
Jonathan Bourne Public Library
Bourne, MA 02532

Attendance

Finance Committee: Michele Ford, Chairman, Elinor Ripley and Mary Jane Mastrangelo, Co-Vice Chairmen, Hal DeWaltoff, Glen Galusha, Bill Grant, George Slade, Mark DeCicco, Don Pickard, Bill Locke (excused), Jeff Perry and John Redman (excused)

Guests

Stephen Mealy, Selectman; Linda Marzelli, Finance Director, Barry Johnson and other members of the Community Preservation Committee along with CPC applicants; Sue Ross, Housing Partnership; George Tribou, Sewer; Tom Moccia and Roland Dupont, Three-Mile Look, Jim Mulvey

Members of the Press

Diana Barth, Bourne Enterprise and Paul Gately, Bourne Courier

Meeting Called to Order

Meeting called to order at 7:00 pm.

Approval of Minutes

DeWaltoff **MOVED** and **SECONDED** by Grant to approve minutes of March 16, 2009 as submitted. **VOTE 11-0.**

Mastrangelo **MOVED** and **SECONDED** by Ripley to approve and engross Executive Session minutes of March 16, 2009 as submitted. **VOTE 11-0.**

Reserve Fund Transfers

None at this time.

Sewer Department budget review

TA commented on rates escalating due to costs beyond control of the Sewer Department and the Town. The Town has paid \$475,000 to Wareham. Rates are estimates. FY10 includes an additional \$2,000 for legal counsel. The IMA is under negotiations. Wareham and Bourne hired a legal consultant to better understand the billing process.

George Tribou stated the final bill was \$34,163.34 over what was budgeted. The last three years in a row had to stop expending repairs, etc. for March or April. This year it will be April, another "ten-month budget".

Wareham has decreased their administrative costs, but Bourne has seen no decrease in our charges to date. The consultant is not comfortable with the last two years with calculated flow rates, and will make recommendations regarding a change in structure. Bourne's rate is high for the 997 connections.

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Chm. Ford asked if there is a mechanism to recoup the costs. TA Guerino stated Atty. Troy is reviewing and will address in the future.

Pumps were discussed.

Community Preservation Committee (CPC) requests

Procedural requests reviewed by B. Johnson. He added there are an omnibus article and a separate article to cover operating with expenses of the Committee. All projects can be accommodated by the CPA fund balance and have gone through Town Counsel.

Community Housing – Sue Ross

Housing Specialist – \$47,680 for yearly salary

Subsidize housing and building houses – \$140,000 [the difference between \$175,000 (affordable) and for what a house can be purchased].

Open Space – Roland DuPont/Tom Moccia

Three-Mile Look – \$28,000 for the construction of concrete wall

The last phase of proposed Perry Avenue Extension.

Historic – Bob Schofield, Pastor Brian Wood, John Pierson. All Historic applications have been deemed eligible by Atty. Troy.

- Pocasset Community Center Project – \$6,100 to replace roof of the community center.

This would be a repayment to the Bourne Village Association.

- Swift Memorial Church – \$125,000 to replace the slate roof
- Historic Commission conducted a complete inventory of historic sites and set up a program by village tackling 4 churches at a time to get on the National Register.

Ripley suggested conducting a survey of all public historic buildings needing assistance before spending for a slate roof for a church.

B. Johnson indicated personally that the CPC should meet with the Capital Outlay regarding town buildings.

Mastrangelo would like to see a process for a capital long-term plan discussed with the CPC using CPA funds. She also suggested adding a funding cycle.

B. Johnson stated the State match totals \$1.3M [\$343,681.76 and 3% surcharge].

Chm. Ford raised issue of including other historic buildings who are not discriminatory as well.

- Coastal Railroad Company - \$87,753 for restoration of Buzz. Bay Railway Tower
There are three floors total and looking to open the first floor to the public free of charge for the purpose of a community display and use center – part of the redevelopment of the Buzzards Bay area. Funding would be for HP accessibility, static station, interactive stations, video station, replace windows, new electrical and gas system, repair 2nd fl. floor, repair cracked exterior stucco and repaint exterior of building].

Building is State owned and privately leased. The State and leasing company do not maintain the building. This is the only building of this nature on Cape Cod.

Mastrangelo requested breakdown of costs to the FinCom.

- Town Clerk's office - \$15,000 – binding and rebinding of Town Records and storage containers
- Town Clerk's office - \$35,000 – move into electronic archives to cut down in storage (minutes, agendas, vital records)
- CPC - \$30,000 – committee expense for appraisals, town counsel opinion, administrative, etc.

Separate article to disband the current Archives Committee.

Departmental Budget Reviews

Reviews will be deferred to the next meeting.

Town Administrator Comment

None at this time

Selectmen Comment

None at this time.

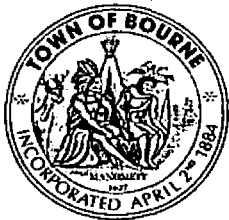
Public Comment

None at this time.

Adjournment

Pickard **MOVED** and **SECONDED** by DeWaltoff to adjourn. Meeting adjourned at 9:50 pm. **UNANIMOUS VOTE.**

Respectfully submitted - Lisa Groezinger, sec.



TOWN OF BOURNE
Finance Committee
24 Perry Avenue
Buzzards Bay, MA 02532



Reserve Fund: \$215,500
[\$75,000 earmarked for energy cost overruns)

MEETING NOTICE

The Finance Committee will hold a public Meeting on Monday March 30, 2009 at 7 PM at the Jonathan Bourne Library.

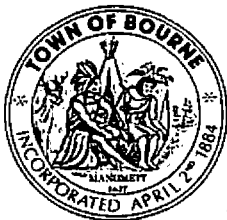
1. Minutes of previous meeting
2. Reserve Fund Transfers
3. Upper Cape Tech budget review
4. Departmental budget reviews – Board of Health; Economic Development; Gnat Fly
5. Warrant Article Review
6. TA Comment
7. Selectmen Comment
8. Public Comment
9. Any other business that may come legally before the Committee

Residents are welcome and encouraged to attend our meetings.

Finance Committee meetings are taped and replayed on the local cable channel Saturdays after the 1pm showing of the Board of Selectmen's meeting, Saturdays after the 7pm showing of the Board of Selectmen's meeting, and Tuesdays after the 1pm showing of the Board of Selectmen's meeting

Michele W. Ford
Chairman
March 25, 2009

BOURNE, MASS.
TOWN CLERK'S OFFICE
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TOWN OF BOURNE
Finance Committee
24 Perry Avenue
Buzzards Bay, MA 02532



Reserve Fund: \$215,500
[\$75,000 earmarked for energy cost overruns)

MEETING NOTICE

The Finance Committee will hold a public Meeting on Monday March 30, 2009 at 7 PM at the Jonathan Bourne Library.

1. Minutes of previous meeting
2. Reserve Fund Transfers
3. Departmental budget reviews – Board of Health; Economic Development; Gnat Fly
4. Warrant Article Review
5. TA Comment
6. Selectmen Comment
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8. Any other business that may come legally before the Committee

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Michele W. Ford
Chairman
March 24, 2009

BOURNE, MASS.
TOWN CLERK'S OFFICE
2009 MAR 25 AM 8 33

Finance Committee - Minutes of March 30, 2009
Jonathan Bourne Public Library
Bourne, MA 02532

Attendance

Michele Ford, Chairman, Elinor Ripley and Mary Jane Mastrangelo, Co-Vice Chairmen, Hal DeWaltoff, Glenn Galusha, Bill Grant, George Slade, Mark DeCicco, Jeff Perry, Don Pickard, Bill Locke and John Redman

Guests

Tom Guerino, Town Administrator

Member(s) of the Press

Paul Gately, Bourne Courier

Meeting Called to Order

Meeting called to order at 7:00 pm.

Approval of Minutes

DeWaltoff **MOVED** and **SECONDED** by Ripley to approve minutes of March 23, 2009 as submitted. 10-0-2 with abstentions from Locke and Grant.

Reserve Fund Transfers

None at this time.

Upper Cape Tech Budget Review – Kevin Farr

Level service with no new positions. No new programming. Cuts made on late transportation. Stimulus money will go into professional development. Local money could go into teaching and learning.

Student population is increasing while transportation aid has decreased. State budget will be seen at the end of June 2009. School is deferring dump truck, equipment, computer lab and cafeteria.

In summary, this budget will be sufficient, however beyond FY11 may be challenging.

Departmental budget reviews – Board of Health; Economic Development; Gnat Fly
Board of Health generates revenue for the town in licenses, etc. The recommended budget is \$156,357, up from \$152,000+ last year. Looking towards a five-year staffing plan, there will be need for a Health Aid Assistant.

Economic Development needs a Community Development officer – contracted employer as a State requirement. Also needed is a grants writer would work with Cape Cod Commission.

Gnat Fly budget is funded by tax levy and has a budget of \$1,400.

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TOWN CLERK'S OFFICE
BOURNE, MASS

Budget review is concluded.

Warrant Article Review

Selectmen will vote to take action on Elected Officials Article (salary and expenses) tomorrow night - \$1,500 stipend salary and \$2,000 expense allowance for a total of $\$3,500 \times 5 = \$17,500$.

Discussion held on both sides to support/not support Selectmen's salaries. The consensus of the committee was to not address an increase in Selectmen's salaries at Town Meeting 2009.

Transparency for Selectmen health care insurance discussed. Discussion held on Selectmen expenses and documentation. Discussion to call the \$3,500 "Annual Compensation."

TA Guerino will bring FinCom concerns for discussion to Selectmen.

Warrant Article Assignments

Comments due to Nancy on Tuesday April 14, 2009. Elinor needs comments the previous Friday.

Deferred Senior Property Taxes – Bill Locke

Archives – Bill Locke

Unpaid Bills – Don Pickard

ATM Sewer – Don Pickard

ATM Authorizations – Don Pickard

Archives – Bill Locke

3 Zoning Articles (1-STM amend downtown zoning; 2-ATM housekeeping articles) – George Slade

STM CPC to repay taxpayer & CPA ATM & STM Affordable Housing Trust– Bill Grant
Affordable Housing

STM to amend Article 3 in 2008 ATM – Michele Ford

Stabilization – Hal DeWaltoff

DNR (?) – Hal DeWaltoff

Chapter 90 – George Slade

Reserve fund – Elinor Ripley

ISWM – Mary Jane Mastrangelo

Capital – Mary Jane Mastrangelo

Committee Reports – Jeff Perry

Revolving Funds – Glen Galusha

Snow & Ice – Glen Galusha

Buzzards Bay Vitalization use of office space at Marine Center – Mark DeCicco

DPW facility – MJ or Don

Buildings for municipal use – MJ or Don

TA Comment

TA Guerino stated all motions in Warrant drafted by town counsel this year. Either the Chm. of Planning Board or Town Planner will be before the committee for three articles next week.

Selectmen Comment

None

Public Comment

None

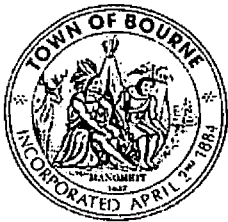
Other Business

None

Adjournment

Grant **MOVED** and **SECONDED** by DeCicco to adjourn. Meeting adjourned at 9:15 pm. **UNANIMOUS VOTE.**

Respectfully submitted - Lisa Groezinger, sec.



TOWN OF BOURNE
Finance Committee
24 Perry Avenue
Buzzards Bay, MA 02532



Reserve Fund: \$215,500
[\$75,000 earmarked for energy cost overruns)

MEETING NOTICE

The Finance Committee will hold a public Meeting on Monday April 6, 2009 at
7 PM at the Jonathan Bourne Library.

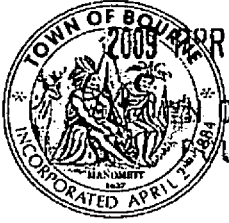
1. Minutes of previous meeting
2. Reserve Fund Transfers
3. Planning Article review
4. Municipal Facilities Plan review
5. Warrant Article Review
6. TA Comment
7. Selectmen Comment
8. Public Comment
9. Any other business that may come legally before the Committee

Residents are welcome and encouraged to attend our meetings.

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Michele W. Ford
Chairman
March 31, 2009

BOURNE, MASS.
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TOWN OF BOURNE
Finance Committee
CLERK'S OFFICE
Bourne, Mass 24 Perry Avenue
Buzzards Bay, MA 02532



Reserve Fund: \$215,500
[\$75,000 earmarked for energy cost overruns)

MEETING NOTICE

The Finance Committee will hold a public Meeting on Monday April 13, 2009 at
7 PM at the Jonathan Bourne Library.

1. Minutes of previous meeting
2. Reserve Fund Transfers
3. Warrant Article Review and Vote
4. TA Comment
5. Selectmen Comment
6. Public Comment
7. Any other business that may come legally before the Committee

Residents are welcome and encouraged to attend our meetings.

Finance Committee meetings are taped and replayed on the local cable channel Saturdays after the 1pm showing of the Board of Selectmen's meeting, Saturdays after the 7pm showing of the Board of Selectmen's meeting, and Tuesdays after the 1pm showing of the Board of Selectmen's meeting

Michele W. Ford
Chairman
April 7, 2009

Finance Committee - Minutes of April 13, 2009
Jonathan Bourne Public Library
Bourne, MA 02532

Attendance

Michele Ford, Chairman, Elinor Ripley and Mary Jane Mastrangelo, Co-Vice Chairmen, Hal DeWaltoff, Glen Galusha, Bill Grant, George Slade, Mark DeCicco, Don Pickard, Bill Locke (excused), John Redman, Jeff Perry

Guests

Linda Marzelli; Barry Johnson; Paul Gately, Bourne Courier; David Fonseca, Bourne Enterprise ;Jim Mulvey

Meeting Called to Order

Meeting called to order at 7:00 pm.

Approval of Minutes

DeWaltoff **MOVED** and **SECONDED** by Ripley to approve minutes of April 6, 2009 as submitted. **UNANIMOUS VOTE.**

Reserve Fund Transfers

None at this time

Warrant Article Review

Special Town Meeting:

Article 2 – Unpaid bills from previous fiscal year

Redman **MOVED** and **SECONDED** by Perry to recommend approval of Article 2.
VOTE 11-0.

Article 6 – Amend Article 3 of 2008 Budget – to be voted at Town Meeting when the final dollar amount is available

Article 7 – Close out old articles to fund balance

Grant **MOVED** and **SECONDED** by Slade to recommend approval of Article 7. **VOTE 11-0.**

Article 8 – CPC fund to repay taxpayer for taxes on parcel acquired – to be voted at Town Meeting when the final dollar amount is available

Article 9 – By-law regarding public consumption of marijuana – to be voted at Town Meeting; waiting for By-Law Committee to consider the article

Annual Town Meeting:

Article 3 – Town Budget – to be voted at Town Meeting when the dollar amounts are finalized

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TOWN CLERK'S OFFICE
BOURNE, MASS

Article 4 – Sewer Department Budget

Pickard **MOVED** and **SECONDED** by DeCicco to recommend approval of Article 4.
VOTE 11-0.

Article 7 – ISWM Budget

DeWaltoff **MOVED** and **SECONDED** by Mastrangelo to recommend approval of
Article 7. **VOTE 11-0.**

Article 9 – Revolving Funds

Ripley **MOVED** and **SECONDED** by DeWaltoff to recommend approval of Article 9.
VOTE 10-1-0 with DeCicco opposing.

Article 10 – Capital expenditures items 1 through 20

Mastrangelo **MOVED** and **SECONDED** by DeWaltoff to recommend approval of
Article 10. **VOTE 11-0.**

Now Article 11 – Capital new DPW facility

Ripley **MOVED** and **SECONDED** by Mastrangelo to recommend approval of Article
11. **VOTE 11-0.**

Article 13 – CPA Items A through L

Ripley **MOVED** and **SECONDED** by Perry to divide Article 13 and vote each project
individually. **VOTE 11-0** to divide the article.

Article 13 – CPA Item A – Affordable Housing Specialist

Ripley **MOVED** and **SECONDED** by DeWaltoff to recommend approval of Article 13
Item A. **VOTE 11-0.**

Article 13 – CPA Item B – Bourne Housing Opportunity Purchase Program

DeCicco **MOVED** and **SECONDED** by DeWaltoff to recommend approval of Article 13
Item B. **VOTE 11-0.**

Article 13 – CPA Item C – Three Mile Look Project

Ripley **MOVED** and **SECONDED** by DeWaltoff to recommend approval of Article 13
Item C. **VOTE 11-0.**

Article 13 – CPA Item D – Bind and re-bind permanent town records

Redman **MOVED** and **SECONDED** by Perry to recommend approval of Article 13 Item
D. **VOTE 11-0.**

Article 13 – CPA Item E – Electronic storage of town documents

Redman **MOVED** and **SECONDED** by Perry to recommend approval of Article 13 Item
E. **VOTE 11-0.**

Article 13 – CPA Item F – Pocasset Community Center Building Roof
Ripley **MOVED** and **SECONDED** by Grant to recommend approval of Article 13 Item F. **VOTE 11-0.**

Article 13 – CPA Item G – Rehabilitation of Buzzards Bay Railroad Tower
To be voted at Town Meeting. Finance Committee recommendation for CPA committee to determine Mass Coastal Railroad's willingness to pay for some of the rehabilitation. CPA Chair Barry Johnson agreed to ask.

Article 13 – CPA Item H – Restoration of Swift Memorial United Methodist Church Slate Roof
Mastrangelo **MOVED** and **SECONDED** by DeCicco to reduce CPA funding to \$75,000 and recommend approval of amended Article 13 Item H. **VOTE fails 3-8 with Mastrangelo, DeCicco, Slade approving.**
Grant **MOVED** and **SECONDED** by Ripley to Indefinitely Postpone Article 13 Item F as presented for \$125,000. **VOTE 7-4 with Mastrangelo, DeCicco, Slade and Galusha opposing..**

Article 13 – CPA Items I through L – Transfer to fund balances
Ripley **MOVED** and **SECONDED** by DeWaltoff to recommend approval of Article 13 Items I through L. **VOTE 11-0.**

Article 14 – Bylaw – delete 3.9 Mooring Permits – to be voted at Town Meeting; waiting for By-Law Committee to consider the article

Article 15 – Bylaw – Mooring fee permit increases – to be voted at Town Meeting; waiting for By-Law Committee to consider the article

On a **MOTION** by DeWaltoff and **SECONDED** by Mastrangelo voted 11-0 to make Annual Town Meeting Articles 1, 2, 3, 4, 5, 6, 7, 9, and 10 essential to the running of the town to be voted outside the lottery.

On a **MOTION** by Grant and **SECONDED** by DeWaltoff voted 11-0 to make Annual Town Meeting Articles 14 and 15 contingent.

Administrative – Ford and Ripley

No Finance Committee meeting on April 20 or April 27. The next meeting will be Monday, May 4 at 6:00pm.

All written comments are due to Elinor on Tuesday morning, April 14. All verbal comments are due to Elinor by Friday, May 1. Elinor will bring copies of all motions and verbal comments to Town Meeting in the event a member is unexpectedly absent or missing their documentation.

There will be a meeting on April 28, 2009 at 3:00pm in Town Hall to review the Town Meeting process. All Finance Committee members are invited to attend the meeting,

which will include the Town Moderator, Town Counsel, Town Administrator, Town Clerk, and Board of Selectmen.

TA Comment

None

Selectmen Comment

None

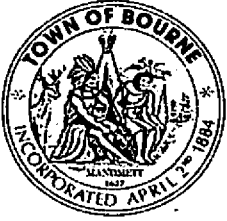
Public Comment

None

Adjournment

DeWaltoff **MOVED** and **SECONDED** by Redman to adjourn. Meeting adjourned at 9:24 pm. **UNANIMOUS VOTE.**

Respectfully submitted - Lisa Groezinger, sec.



TOWN OF BOURNE
Finance Committee
24 Perry Avenue
Buzzards Bay, MA 02532



REVISED

Reserve Fund: \$215,500
[\$75,000 earmarked for energy cost overruns)

MEETING NOTICE

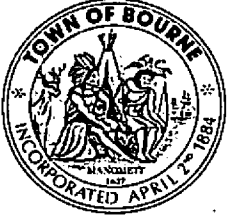
The Finance Committee will hold a public Meeting on Monday May 4, 2009 at
6 PM at the Professional Library (Bourne High School).

1. Minutes of previous meeting
2. Reserve Fund Transfers
3. Discuss and vote remaining articles
4. TA Comment
5. Selectmen Comment
6. Public Comment
7. Any other business that may come legally before the Committee

Residents are welcome and encouraged to attend our meetings.

Michele W. Ford
Chairman
April 28, 2009

2009 APR 30 AM 10 25
TOWN CLERK'S OFFICE
BOURNE, MASS



TOWN OF BOURNE

Finance Committee

**24 Perry Avenue
Buzzards Bay, MA 02532**



Reserve Fund: \$215,500
[\$75,000 earmarked for energy cost overruns)

MEETING NOTICE

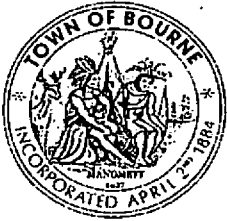
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6 PM at the Professional Library (Bourne High School).

1. Minutes of previous meeting
2. Reserve Fund Transfers
3. Discuss and vote remaining articles
4. TA Comment
5. Selectmen Comment
6. Public Comment
7. Any other business that may come legally before the Committee

Residents are welcome and encouraged to attend our meetings.

Michele W. Ford
Chairman
April 28, 2009

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TOWN CLERK'S OFFICE
BOURNE, MASS



TOWN OF BOURNE
Finance Committee
24 Perry Avenue
Buzzards Bay, MA 02532



Reserve Fund: \$215,500
[\$75,000 earmarked for energy cost overruns)

MEETING NOTICE

The Finance Committee will hold a public Meeting on Monday May 4, 2009 at 6 PM at the Professional Library (Bourne High School).

1. Minutes of previous meeting
2. Reserve Fund Transfers
3. Discuss and vote remaining articles
 - a. Special Town Meeting – Article 6
 - b. Special Town Meeting – Article 8
 - c. Special Town Meeting – Article 9
 - d. Annual Town Meeting – Article 3
 - e. Annual Town Meeting – Article 13 Item G
 - f. Annual Town Meeting – Article 14
 - g. Annual Town Meeting – Article 15
4. TA Comment
5. Selectmen Comment
6. Public Comment
7. Any other business that may come legally before the Committee

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TOWN CLERK'S OFFICE
BOURNE, MASS

Residents are welcome and encouraged to attend our meetings.

Finance Committee meetings are taped and replayed on the local cable channel Saturdays after the 1pm showing of the Board of Selectmen's meeting, Saturdays after the 7pm showing of the Board of Selectmen's meeting, and Tuesdays after the 1pm showing of the Board of Selectmen's meeting

Michele W. Ford
Chairman
April 14, 2009

**Finance Committee's Minutes – May 4, 2009
Bourne's Veteran's Memorial Community Center
239 Main Street, Buzzards Bay, MA 02532**

Attendance

Michele Ford, Chairman, Elinor Ripley and Mary Jane Mastrangelo, Co-Vice Chairmen, Hal DeWaltoff, Glenn Galusha, Bill Grant, George Slade, Mark DeCicco, Don Pickard, Bill Locke (excused 5/5/09), Jeff Perry and John Redman

Guests

Linda Marzelli, Finance Director, Marilyn Morris

Meeting Called to Order

Meeting called to order at 6:00 pm.

Minutes

Perry **MOVED** and **SECONDED** by Galusha moved to approve minutes of April 2009 as submitted. **VOTE 9-0-1** with one abstention from Locke.

Reserve Fund Transfers

None at this time.

Discuss and vote remaining articles ATM and STM:

Article 8 - Article 8 to transfer the amount of \$1,395.35 from Open Space Reserves for the purposes of paying back the taxes

Redman **MOVED** and **SECONDED** by Perry to recommend approval of Article 8 in the Special Town Meeting. **VOTE 12-0.**

Article 9 - Bylaw – public consumption of marijuana

Pickard **MOVED** and **SECONDED** by Ripley to recommend approval of Article 9 in the Special Town Meeting. **VOTE 10-1-1** opposing vote from DeCicco and abstention from Mastrangelo.

Article 3 - Raise and appropriate annual expenses of the Town

Ripley **MOVED** and **SECONDED** by Perry to recommend approval of Article 3 in the Annual Town Meeting. **VOTE 12-0.**

Article 6 - amend votes 2008 ATM

Ripley **MOVED** and **SECONDED** by Perry to re-vote Article 6 in the Special Town Meeting and recommend approval. **VOTE 12-0.**

Article 13 - CPC items A – L

DeCicco **MOVED** and **SECONDED** by Perry to recommend approval of Article 13 in the amount of \$80,000 in the Annual Town Meeting. **VOTE 9-3** with opposing votes from Grant, Locke and Redman.

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Article 11 – ISWM facility

Perry **MOVED** and **SECONDED** by DeWaltoff to re-vote Article 11 (DPW) in the Annual Town Meeting to Indefinite Postponement. **VOTE 12-0.**

Article 14 - Amend bylaws

Ripley **MOVED** and **SECONDED** by DeWaltoff to recommend approval of Article 14 in the Annual Town Meeting. **VOTE 11-1** with opposing from DeCicco.

Article 15 – Backup article

Ripley **MOVED** and **SECONDED** by Perry that if Article 14 passes, she moves to IP Article 15; and if Article 14 fails to approve Article 15 in the Annual Town Meeting. **VOTE 12-0.**

Article 19 – Rescind Article 24 in May 1979

Galusha **MOVED** and **SECONDED** by Ford to recommend approval of Article 19 in the Annual Town Meeting. **VOTE 12-0.**

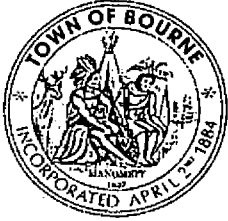
Other business

Chm. Ford stated meeting will remain in session during Town Meeting.

Adjournment

Ripley **MOVED** and **SECONDED** by Slade to adjourn. **UNANIMOUS VOTE.**
Meeting adjourned at 9:59 pm on second day of Town Meeting, May 5, 2009.

Respectfully submitted - Lisa Groezinger, sec.



TOWN OF BOURNE

Finance Committee

**24 Perry Avenue
Buzzards Bay, MA 02532**



Reserve Fund: \$215,500
[\$75,000 earmarked for energy cost overruns)

MEETING NOTICE

The Finance Committee will hold a public Meeting on Tuesday May 26, 2009 at
6 PM at the Community Building.

1. Reserve Fund Transfers
2. Joint meeting with Board of Selectmen
3. Any other business that may come legally before the Committee

Residents are welcome and encouraged to attend our meetings.

Michele W. Ford
Chairman
May 18, 2009

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BOURNE, MASS

**Joint Meeting
Board of Selectmen and
Finance Committee's Minutes – May 26, 2009
Bourne's Veteran's Memorial Community Center
239 Main Street, Buzzards Bay, MA 02532**

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BOURNE, MASS

Attendance

Thomas M. Guerino, Town Administrator

Stephen F. Mealy, Chairman
John A. Ford, Jr., Vice Chairman
Jamie J. Sloniecki, Clerk
Mary Meli
Don Pickard

Finance Committee:

Michele Ford, Chairman, Elinor Ripley and Mary Jane Mastrangelo, Co-Vice Chairmen,
Hal DeWaltoff, Bill Grant, Glenn Galusha, George Slade, Jeff Perry and John Redman

Finance Committee members excused: Mark DiCicco and Bill Locke

Guests:

Linda Marzelli, Finance Director; Barry Johnson, Town Clerk; John Fuller, Acting Town
Moderator; Jim Mulvey, Kathleen Donovan and Charley Miller

Members of the press: Diana Barth, Bourne Enterprise; Paul Gately, Bourne Courier

FinCom Chm. Ford called FinCom meeting to order at 6:00 pm.

Reserve fund transfer

J. Perry **MOVED** and **SECONDED** by M. Mastrangelo to approve \$7,500 out of the
sewer reserve to repair major pump in Hideaway Village. **UNANIMOUS VOTE.**

E. Ripley **MOVED** and **SECONDED** by M. Mastrangelo to appoint John Redman to fill
Don Pickard's unexpired term as the Finance Committee representative on the Capital
Outlay Committee. **UNANIMOUS VOTE.**

Chm. Mealy called Selectmen meeting to order at 6:05 pm.

Budget discussion

Committees invited to visit and review Town of Lynnfield Warrant.

Suggestions:

- Add a year out recommendation at end of year report
- Eliminate year-to-date report from Warrant
- Adopt a policy on what to include in Warrant

- Eliminate columns to add previous years' data for comparison
- State where money comes from (Free Cash, etc.)
- Identify \$50M budget earlier in Warrant
- Add explanation for each line item per department (including total budget?)
- Add a one-sentence of what budget covers as a reference tool
- Leave out motions in Warrant (Atty. Troy) – proposed motion? Add recommendations

In summary, for minimal changes:

- Add two (2) or three (3) historical data facts
- Year-to-date information
- Include budget as presented
- Exclude percentages
- Include Warrant on website

Town Meeting feedback:

- Place FinCom members in quadrants of the audience to answer questions from content in Warrant
- Identify Dept. Head and/or TA to answer proposed question to avoid confusion
- Representative Town Meeting? Chm. Ford will propose FinCom sponsored article in Special Town Meeting to change quorum to 25 to open and continue meeting, and to have on every Town Meeting warrant
- Hold Town Meeting on a Saturday – try with a Special Town Meeting?
- Logistical issues - add two (2) podiums with microphones for speakers from the audience
- PowerPoint presentations for selected places

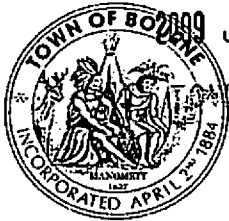
Comprehensive Long-Term Financial Plan

M. Mastrangelo suggested a Capital “funding” working group comprised of one member each from Capital Outlay, Finance Committee, Board of Selectmen, Finance Director and TA to discuss finances on the table and report back to committees.

Finance Committee motion and seconded to adjourn at 7:00 pm.

Board of Selectman motion and seconded to adjourn at 7:00 pm.

Respectfully submitted,
Lisa Groezinger, sec.



JUN 18 2009 TOWN OF BOURNE

TOWN CLERK'S **Finance Committee**

BOURNE, MASS 24 Perry Avenue
Buzzards Bay, MA 02532



Reserve Fund: \$250,000

MEETING NOTICE

The Finance Committee will hold a public Meeting on Monday July 13, 2009 at 7 PM at the Jonathan Bourne Library.

1. Minutes of previous meetings
2. Release Executive Session minutes
3. Finance Committee reorganization
4. Reserve Fund Transfers
5. Year end closeout business
6. Proposed bylaw
7. TA Comment
8. Selectmen Comment
9. Public Comment
10. Any other business that may come legally before the Committee

Residents are welcome and encouraged to attend our meetings.

Finance Committee meetings are taped and replayed on the local cable channel Saturdays after the 1pm showing of the Board of Selectmen's meeting, Saturdays after the 7pm showing of the Board of Selectmen's meeting, and Tuesdays after the 1pm showing of the Board of Selectmen's meeting

Michele W. Ford
Chairman
June 18, 2009

Finance Committee's Minutes – July 13, 2009

Jonathan Bourne Public Library

Bourne, MA

Attendance

Michele Ford, Chairman, Elinor Ripley and Mary Jane Mastrangelo, Co-Vice Chairmen, Hal DeWaltoff, Glenn Galusha, Bill Grant, George Slade, Mark DeCicco, Bill Locke, Jeff Perry and John Redman

Guests - Linda Marzelli, Finance Director

Members of the Press – Diana Barth, Bourne Enterprise, Paul Gately, Bourne Courier

Meeting Called to Order

Meeting called to order at 7:00 pm.

Chm. Ford stated the Library has a new security system.

Minutes

J. Perry **moved** and **SECONDED** by J. Redman moved to approve minutes of May 4, 2009 as submitted. **Vote 10-0-1** with abstention from Locke.

E. Ripley **moved** and **seconded** by H. DeWaltoff to approve joint meeting of May 26, 2009. **Vote 9-0-2** with abstentions from DeCicco and Locke.

Release of Executive Session Minutes

Reorganization

E. Ripley **moved** and **seconded** by M. Mastrangelo to nominate M. Ford as Chairman. **Unanimous vote.**

M. Mastrangelo **moved** and **seconded** by J. Redman to appoint E. Ripley as Co Vice-Chairman. **Unanimous vote.**

M. Ford **moved** and **seconded** by E. Ripley to nominated M. Mastrangelo as Co Vice-Chairman. **Unanimous vote.**

Reserve Fund Transfers

E. Ripley **moved** and **seconded** G. Slade to transfer the amount of \$1,725 to Town Meeting Expenses from the Reserve Fund. **Unanimous vote.**

E. Ripley **moved** and **seconded** by J. Perry to transfer the amount of \$625 to Alternative Energy Expense – tuition expense for Brendan Mullaney on HVAC facility maintenance from the Reserve Fund. **Unanimous vote.**

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Bourne, MA 01939

H. DeWaltoff **moved** and **seconded** by G. Galusha to transfer the amount of \$3,200 to the Audit Expense to purchase software related fixed assets from the Reserve Fund. **Unanimous vote.**

B. Grant **moved** and **seconded** by H. DeWaltoff to transfer the amount of \$11,000 to the Postage Expense for postage costs mailing and equipment from the Reserve Fund. **Unanimous vote.** [E. Ripley suggested reviewing percentage of non-returns].

B. Locke **moved** and **seconded** by H. DeWaltoff to transfer the amount of \$1,075 to Conservation Salaries for vacation time to former employee from the Reserve Fund. **Unanimous vote.**

E. Ripley **moved** and **seconded** by J. Perry to transfer the amount of \$4,500 to Street & Traffic Light Expense for energy costs from the Reserve Fund. **Unanimous vote.**

J. Perry **moved** and **seconded** by H. DeWaltoff to transfer the amount of \$500 to Council on Aging for fuel and telephone expenses from the Reserve Fund. **Unanimous vote.**

G. Galusha **moved** and **seconded** by E. Ripley to transfer the amount of \$500 to Archives Expense for year-end expenses from the Reserve Fund. **Unanimous vote.**

B. Locke **moved** and **seconded** by M. DeCicco to transfer the amount of \$108,250 to Debt Service & Short Term Interest for bond anticipation expenses from the Reserve Fund. **Unanimous vote.**

H. DeWaltoff **moved** and **seconded** by J. Redman to transfer the amount of \$775 to Interest Expense from the Reserve Fund. **Unanimous vote.**

J. Perry **moved** and **seconded** by M. Mastrangelo to transfer the amount of \$52,350 to Unemployment Expense from the Reserve Fund. **Unanimous vote.**

B. Grant **moved** and **seconded** by B. Locke to transfer the amount of \$2,500 to LINUNA Audit Expense from the Reserve Fund. **Unanimous vote.**

E. Ripley **moved** and **seconded** by H. DeWaltoff to transfer the amount of \$24,400 to State & County Assessment Expense from the Reserve Fund. **Unanimous vote.**

M. DeCicco **moved** and **seconded** by H. DeWaltoff to transfer the amount of \$4,100 Medicaid Reimbursement Expense for Special Education Assessment from the Reserve Fund. **Unanimous vote.**

M. Mastrangelo **moved** and **seconded** by J. Perry to transfer the amount of \$18,458 from Finance Department Salaries to Finance Department Expenses. **Unanimous vote.**

J. Perry **moved** and **seconded** by M. Mastrangelo to transfer the amount of \$30,000 from DPW Salaries to DWP Expenses. **Unanimous vote.**

Year-end closeout business

TA Guerino stated no figures are available tonight as far as Free Cash, as still closing out the fiscal year.

Proposed bylaw

Chm. Ford discussed proposed quorum from 200 to 25. Chm. Ford stated that typically number proposed was a severe reduction in other towns.

Discussion held. Chm. Ford commented on using the lower number to drive the behavior.

E. Ripley **moved** and **seconded** by G. Galusha to approve proposed amendment to proposed bylaw changing number of registered voters from 200 to 55 in order to begin Town Meeting and from 150 to 55 registered voters to continue. **Unanimous vote.**

TA Comment

Dan Doucette served well as Acting Fire Chief.

Retirements at the Community Center are Fran Morris and Jim Parsons. Lisa Plant was hired as the new Community Center Director.

TA Guerino will present to the Selectmen a proposal for a Human Services Director in the near future. Employee evaluations discussed.

The plan is to put Facilities Manager position on the Fall Town Meeting warrant.

ISWM operation study has been deferred. A new recycling haulers rate was contracted. Management practices and policies are being put together.

ISWM working group revitalization discussed. Chm. Ford asked members of the FinCom to think about volunteering.

Selectmen Comment

None at this time.

Public Comment

None at this time.

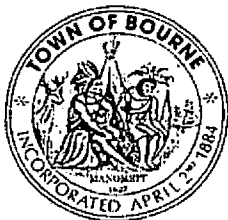
Other business

None at this time.

Adjournment

E. Ripley **MOVED** and **SECONDED** by G. Slade to adjourn. Meeting adjourned at 8:50 pm. **Unanimous vote.**

Respectfully submitted - Lisa Groezinger, sec.



TOWN OF BOURNE

Finance Committee

24 Perry Avenue
Buzzards Bay, MA 02532



Reserve Fund: \$250,000

MEETING NOTICE

The Finance Committee will hold a public Meeting on Monday September 21, 2009 at 7 PM at the Jonathan Bourne Library.

1. Minutes of previous meetings
2. Reserve Fund Transfers
3. Fall Town Meeting Articles
4. Capital Outlay/CPA Update – Mary Jane Mastrangelo
5. TA Comment
6. Selectmen Comment
7. Public Comment
8. Any other business that may come legally before the Committee

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Michele W. Ford
Chairman
September 8, 2009

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Finance Committee's Minutes – September 21, 2009
Jonathan Bourne Public Library
Bourne, MA

Attendance

Michele Ford, Chairman, Elinor Ripley and Mary Jane Mastrangelo, Co-Vice Chairmen, Hal DeWaltoff, Glenn Galusha, George Slade, Mark DeCicco, Jeff Perry and John Redman

Absent: Bill Grant and Bill Locke

Guests – Tom Guerino, Town Administrator; Linda Marzelli, Finance Director

Members of the public – Kathleen Donovan and Jim Mulvey

Meeting called to order

Meeting called to order at 7:00 pm.

Minutes

E. Ripley **moved** and **seconded** by J. Redman to approve minutes of July 13, 2009 as submitted. **Vote 7-0.** [M. Mastrangelo and J. Perry were not present at time of vote]

Reserve fund transfers

H. DeWaltoff **moved** and **seconded** by J. Redman to approve the transfer of \$10,000 be transferred for consulting services in the Assessors' office to address proposed lower valuation of State Owned Land **Vote 7-0.**

Fall Town Meeting articles

Article 1 - Unpaid bills from the Police Department [Falmouth Hospital - \$370 and Cape Cod Battery - \$101.95] – assigned to M. DeCicco.

Article 2 - Annual Budget – assigned to M. Ford

Reduced by \$300,000 based on 40%/60% split with the school through budget reductions. Discussed was the reduction in janitorial staff by one at the Community Building which has proved to be too extreme. Will add back a half-time person for \$19,000 and will add a full time Human Resources (\$25,000 for 6 months) from adding a Selectmen's consulting line item. Also discussed the Quinn bill.

School Dept. deficit for 2009 budget is approximately \$331,000 and that same amount will have to be taken from the FY 10 budget. In addition this year's budget must be decreased by an additional \$140,000 for at total of approximately \$471,000.

TA Guerino will have numbers for the FinCom available by next week by email.

E. Ripley discussed anticipation of PL874 money re: School budget, and stated it would be dangerous to spend until received.

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BOURNE, MASS

Article 3 - Sewer Budget – assigned to G. Slade
Reduced by \$20,000 in capital expenditures. Work will be done but money is left over from previous years' budgets..

Article 4 - ISWM Budget – assigned to M. Mastrangelo
Reduced by \$1,100,000 (out of contracted services) due to slow construction and demolition (C&D) and back haul slowdown.

TA Guerino stated ISWM is still losing money although business has improved recently– receivables are still current.

Article 5 - ISWM – rescind authorization to borrow [replace CAT 906 mini-loader - \$95,000 and ISWQM excavator - \$230,000] – assigned o M. Mastrangelo
Transfer balance from an earlier article where money has already been borrowed and rescind authorization to borrow under this article..

Article 6 - Amend Bourne bylaws: quorum – assigned to M. Ford
The number of 55 voters = .46% of 12,000 registered voters.

Article 7 - Homestead Road & Homestead Road Extension by betterment –assigned to G. Galusha
The cost for construction and renovation is divided by road frontage and amount plus interest added to abutters' tax bills of a period of 10 years..

Article 8 - Revise section of Bourne Wetland Protection Bylaws – assigned to H. DeWaltoff
Conservation agent will present next week.

Article 9 - Donation of Land – 0 Cove Lane, Pocasset – assigned to H. DeWaltoff
Involves forgiving tax owned and has been referred to Town Counsel. Will give more access to shellfish beds and swimming area.

Article 10 - Archives Building renovations (CPA) – assigned to B. Grant
CPA will present next week.

Article 11 - Transfer of monies to DPW for 35 Old Plymouth Road (demo, etc.) – assigned to J. Redman
Town has expended \$4,400 to date. Town moving to take property down. A lien will be put on said property and e will eventually be reimbursed for all expenses..

Article 12 - Zoning bylaw: commercial wind turbines – assigned to G. Slade . Planning Board will present next week.

Article 13 - Technical changes (administrative) to zoning bylaws – assigned to G. Slade

Planning Board will present next week.

Article 14 – Public Safety and Good Order (Fire Department) – assigned to J. Redman
Fire Alarm Systems

Fire Chief will explain to Bylaw Committee on September 30..

Article 15 – NSTAR easement 120 Main Street, Buzzards Bay – assigned to E. Ripley

Article 16 – Accepting proceeds from insurance for a loss at the Fire Department –
insurance recovery. Assigned to J. Perry

Insurance proceeds in excess of \$20,000 must be voted by Town Meeting

TA Guerino must have written documentation from the FinCom by the second week in
October in order to have information on the Town website by the third week in October.
Town Meeting will be held on Monday, October 26, 2009 (FinCom will meet at 6:00
pm).

Written comments to E. Ripley by Friday, October 9, 2009.

Capital Outlay/CPA update – Mary Jane Mastrangelo

Committee set six (6) major tasks for this year:

1. Site evaluations
2. Police Evaluation
3. Grant funding (capital and public safety)
4. Facilities Manager position
5. CPA funding for municipal buildings
6. Long term plan – on hold

Discussion held on CPA funding. Ramp bids pending Town Counsel opinion for Town
Historical Center renovation. Town Hall is currently not a priority for the Historic
Commission, but is a priority for the capital Outlay Committee.

Work Group Assignments

Bylaw Committee – E. Ripley

Zoning – G. Slade

Communications – M. Ford and E. Ripley

Capital Outlay – M. Mastrangelo, J. Redman

Efficiency Committee – M. Ford,

ISWM – B. Grant, M. Mastrangelo

Financial Model – M. Ford

Marinas – J. Perry, M. DeCicco

Schools – G. Galusha, G. Slade

Public Safety – J. Redman, J. Perry

Wastewater – M. Ford, B. Locke

TA Comment

Selectmen budget calendar discussion beginning this week. Selectmen's goals are on the website.

Selectmen Comment

None at this time.

Public Comment

None at this time.

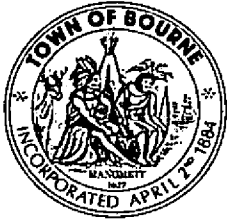
Other business

FinCom opening.

Adjournment

H. DeWaltoff **moved** and **seconded** by M. DeCicco to adjourn. Meeting adjourned at 8:30 pm. **Unanimous vote.**

Respectfully submitted - Lisa Groezinger, sec.



TOWN OF BOURNE

Finance Committee

**24 Perry Avenue
Buzzards Bay, MA 02532**



Reserve Fund: \$240,000

MEETING NOTICE

The Finance Committee will hold a public Meeting on Monday September 28, 2009 at 7 PM at the Jonathan Bourne Library.

- 1. Minutes of previous meetings**
- 2. Reserve Fund Transfers**
- 3. Review Fall Town Meeting Articles – Conservation, Planning, CPA**
- 4. Vote Articles**
- 5. TA Comment**
- 6. Selectmen Comment**
- 7. Public Comment**
- 8. Any other business that may come legally before the Committee**

Residents are welcome and encouraged to attend our meetings.

Finance Committee meetings are taped and replayed on the local cable channel Saturdays after the 1pm showing of the Board of Selectmen's meeting, Saturdays after the 7pm showing of the Board of Selectmen's meeting, and Tuesdays after the 1pm showing of the Board of Selectmen's meeting

**Michele W. Ford
Chairman
September 22, 2009**

**TOWN CLERK'S OFFICE
BOURNE, MASS.
2009 SEP 23 AM 8 40**

**Finance Committee's Minutes – September 28, 2009
Jonathan Bourne Public Library
Bourne, MA**

Attendance

Michele Ford, Chairman, Elinor Ripley and Mary Jane Mastrangelo, Co-Vice Chairmen, Hal DeWaltoff (excused), Glenn Galusha, Bill Grant, George Slade, Mark DeCicco, Bill Locke, Jeff Perry and John Redman .

Guests – Tom Guerino, Town Administrator; John Ford, Selectman; Brendan Mullaney, Conservation Agent; Chris Farrell, Planning Board, Barry Johnson and Don Ellis, Community Preservation Committee

Members of the press – Diana Barth, Bourne Enterprise, Paul Gately, Bourne Courier

Meeting called to order

Meeting called to order at 7:00 pm.

Minutes

M. Mastrangelo **moved** and **seconded** by M. DeCicco to approve minutes of September 21, 2009 as amended (donation of "land" not "lane"). **Vote 9-0-2** with abstentions from B. Locke and B. Grant.

Reserve fund transfers

None

Review Fall Town Meeting articles – Conservation, Planning, CPA

Article 8 - Revise section of Bourne Wetland Protection Bylaws (ConCom) – Brendan Mullaney - regarding dingy docks for Associations.

Article 10 - Archives Building renovations (CPC)

Additional \$35,000 from CPA funding to make up difference between of bids to repair Historic Center (roof, downspout, gutters, underground manholes, cupola, ADA compliant ramp and back door) and funds previously appropriated. Being reviewed by Town Counsel to determine whether a ramp can be substituted for the "lift" which was included for ADA compliance.

G. Galusha asked if future needed funds could be posted on the website.

M. Mastrangelo requested: a) a clear report by Town Meeting Article of amounts appropriated and monies spent to date; b) order of spending money (so any money in contingency goes back into CPA); and c) what work is going to be done. TA Guerino will get information prior to Special Town Meeting.

Article 12 - Zoning bylaw: commercial wind turbines (Planning Board)

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TOWN CLERK'S OFFICE
BOURNE, MA

When this bylaw was designed the primary focus was residential. Now commercial aspects (greater height) will be included. Bylaw will continually need to be modified.

Article 13 - Technical changes (administrative) to zoning bylaws (Planning Board)
Town bylaw regarding dog kennels mirrored State law. This shifts responsibility from the Planning Board to the Board of Appeals.

Amended Town Warrant – TA Guerino

Fire Department article dropped as it needed more work on wording at this time - Article 14 – Public Safety and Good Order (Fire Department)

TA Guerino working numbers to amendment Article 2:

Decrease School Department-Budget Deficit	(\$330,000)
Decrease State Aid Reduction	(\$141,000)

Total Decrease from School Budget	<u>(\$471,000)</u>
-----------------------------------	--------------------

Decrease in State Aid Reduction	(\$159,000)
Decrease Town Budgets-Budget Amendments	(\$ 69,245)

General liability insurance	(\$ 38,000)
Group insurance	(\$ 60,000)
Vocational School	(\$ 3,000)
Police Salaries	(\$ 25,000)
Fire Salaries	(\$ 15,000)
Debt Service	(\$ 89,000)

Total decrease Town Budgets	<u>(\$228,245)</u>
-----------------------------	--------------------

Increase Town Budgets	
Community Building Salaries	\$ 19,745
Selectmens Consultants	\$ 4,500
Human Resource Salaries	\$ 45,000

Total increase to Town Budgets	<u>\$ 69,245</u>
--------------------------------	------------------

Net change to Town Budgets	<u>(\$159,000)</u>
----------------------------	--------------------

Total Decrease to All Budgets	<u>(\$630,000)</u>
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Vote Articles

Article 1 - Unpaid bills [Falmouth Hospital - \$370 and Cape Cod Battery - \$101.95]
G. Galusha **moved** and **seconded** by J. Redman for a favorable recommendation of Article 1 to appropriate \$471.95. **Vote 10-0.**

Article 2 - Annual Budget (Selectmen)
FinCom to vote at Town Meeting.

Article 3 - Sewer Budget (Selectmen)
M. DeCicco **moved** and **seconded** by J. Perry for a favorable recommendation of Article 3 by reducing the appropriation for Sewer Capital Outlay Expense by \$20,000 decrease.
Vote 10-0-1 with abstention from M. Mastrangelo.

Article 4 - ISWM Budget (Selectmen)
E. Ripley **moved** and **seconded** by B. Locke for a favorable recommendation of Article 4 reducing appropriation for ISWM Contracted Services Expense by \$1,100,000.
Vote 11-0. [FinCom to look at Host Community Fee].

Article 5 - ISWM – rescind authorization to borrow [replace CAT 906 mini-loader -
J. Perry **moved** and **seconded** by B. Locke for a favorable recommendation of Article 5 to appropriate \$230,000. **Vote 10-0-1** with abstention from M. Mastrangelo.

Article 6 - Amend Bourne bylaws: quorum (FinCom)
J. Redman **moved** and **seconded** by E. Ripley for a favorable recommendation of Article 6. **Vote 11-0.**

Article 7 - Homestead Road & Homestead Road Extension by betterment (Town Administrator)
FinCom to vote at Town Meeting.

Article 8 - Revise section of Bourne Wetland Protection Bylaws (ConCom)
FinCom to vote at Town Meeting.

Article 9 - Donation of Land – 0 Cove Lane, Pocasset – forgive tax owned
In Town Counsel review. FinCom to vote at Town Meeting.

Article 10 - Archives Building renovations (CPA)
FinCom to vote at Town Meeting.

Article 11 - Transfer of monies to DPW for 35 Old Plymouth Road (demo, etc.)
E. Ripley **moved** and **seconded** by J. Redman for a favorable recommendation of Article 11 in the amount of \$30,000. **Vote 11-0.**

Article 12 - Zoning bylaw: commercial wind turbines (Planning Board)
FinCom to vote at Town Meeting.

Article 13 - Technical changes (administrative) to zoning bylaws (Planning Board)
FinCom to vote at Town Meeting.

Article 15 – NSTAR easement (Selectmen)

E. Ripley **moved** and **seconded** by M. DeCicco for a favorable recommendation of Article 15. **Vote 11-0.**

Article 16 – Accepting proceeds from insurance for a loss at the Fire Department – insurance recovery.

J. Redman **moved** and **seconded** by E. Ripley for a favorable recommendation of Article 16 to appropriate \$22,050.61 and to meet this appropriation to transfer said sum from the insurance recovery fund. **Vote 11-0.**

TA Comment

TA Guerino will email Chm. Ford the BOS schedule on upcoming budget season.

Selectmen Comment

None at this time.

Public Comment

None at this time.

Other business

Chm. Ford and the FinCom thanked the volunteers of the cable company taping meetings.

Next meeting will be before Town Meeting at 6:00 pm.

Moderator to inform public of FinCom vacancy at Town Meeting.

A reminder that written comments due to E. Ripley by Friday, October 9, 2009.

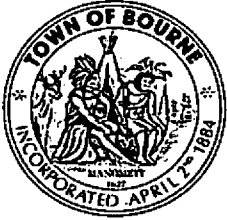
Chm. Ford requested members to put verbal comments together.

Adjournment

J. Perry **moved** and **seconded** by G. Galusha to adjourn. Meeting adjourned at 8:43 pm.

Unanimous vote.

Respectfully submitted - Lisa Groezinger, sec.



TOWN OF BOURNE

Finance Committee

**24 Perry Avenue
Buzzards Bay, MA 02532**



Reserve Fund: \$240,000

MEETING NOTICE

The Finance Committee will hold a public Meeting on Monday, October 19, 2009 at 7 PM at the Middle School, conference room 100.

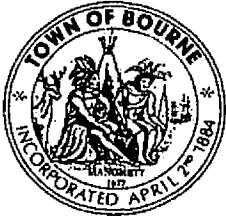
1. Review Fall Town Meeting Articles
2. Vote Article
3. TA Comment
4. Selectmen Comment
5. Public Comment
6. Any other business that may come legally before the Committee

Residents are welcome and encouraged to attend our meetings.

Finance Committee meetings are taped and replayed on the local cable channel Saturdays after the 1pm showing of the Board of Selectmen's meeting, Saturdays after the 7pm showing of the Board of Selectmen's meeting, and Tuesdays after the 1pm showing of the Board of Selectmen's meeting

Michele W. Ford
Chairman
October 8, 2009

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TOWN CLERK'S OFFICE
BOURNE, MASS



TOWN OF BOURNE

Finance Committee

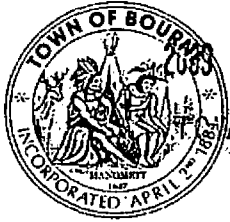
24 Perry Avenue
Buzzards Bay, MA 02532



10/19/09 was the night that we went to the CPA hearing on Mashnee. We posted a meeting but never met.

12/15/09 was the joint meeting with the BOS on the school audit report. The FinCom was audience and we never met.

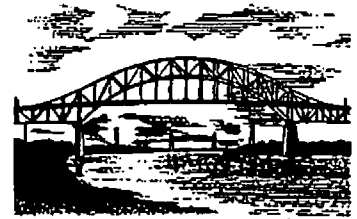
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BOURNE, MASS



SEP 30 AM 10 27

TOWN OF BOURNE Finance Committee

Town Clerk's Office
24 Perry Avenue
Bourne, MA 02532
Buzzards Bay, MA 02532



Reserve Fund: \$240,000

MEETING NOTICE

The Finance Committee will hold a public Meeting on Monday, October 26, 2009 at 6 PM at the High School Professional Library.

1. Minutes of previous meetings
2. Reserve Fund Transfers
3. Review Fall Town Meeting Articles
4. Vote Remaining Articles
5. TA Comment
6. Selectmen Comment
7. Public Comment
8. Any other business that may come legally before the Committee

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Michele W. Ford
Chairman
September 29, 2009

**Finance Committee - Minutes of October 26, 2009
Bourne High School Professional Library
Bourne, MA 02532**

Attendance

Michele Ford, Chairman, Elinor Ripley and Mary Jane Mastrangelo, Co-Vice Chairmen, Hal DeWaltoff, Glen Galusha, Bill Grant, George Slade, Mark DeCicco, Bill Locke (excused), John Redman and Jeff Perry

Guests

Linda Marzelli, Finance Director; Barry Johnson and other members of the CPC., Dick Conron, Judy Conron, Steve Solari, Jr., Marcy Jackson., Dan Barrett

Members of the Press

Diana Barth, Bourne Enterprise

Meeting Called to Order

Meeting called to order at 6:00 pm.

Approval of Minutes

Table minutes of our last meeting.

Reserve Fund Transfers

None.

Review/Vote Fall Town Meeting Articles

Article 1 – Unpaid Bills from Free Cash

E. Ripley **moved** and **seconded** by J. Redman to revote recommendation approval of Article 1. **Vote 9-0.** *M. DeCicco was not present at time of vote.*

Article 2 – Budget reduction

E. Ripley **moved** and **seconded** by M. Mastrangelo to recommendation approval of Article 2 for a Total Budget Reduction of \$630,000 (\$38,000 – General Liability Insurance; \$60,000 – Group Insurance; \$25,000 – Police Department Salaries; \$15,000 – Fire Department Salaries; \$21,000 - Debt Service; and \$471,000 – Public Schools). **Vote 10-0.**

Article 6 – Chm. Ford stated there may be a motion from floor to increase quorum number from 55 to 100.

Article 7 – Homestead Road and Homestead Extension – Betterment Assessments
M. Mastrangelo **moved** and **seconded** by H. DeWaltoff to recommend approval of Article 7 for a total of \$330,000. **Vote 10-0.**

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TOWN CLERK'S OFFICE
BOURNE, MASS

Article 8 – Dinghy Dock

E. Ripley **moved** and **seconded** by M. DeCicco to recommend approval of Article 8.

Vote 10-0.

Article 9 – Cove Lane

M. Mastrangelo **moved** and **seconded** by G. Galusha to recommend approval of Article 9 to appropriate the total amount of \$20,000 from Free Cash. **Vote 10-0.**

Article 10 – \$30,000 Historic Center

H. DeWaltoff **moved** and **seconded** by M. Mastrangelo to recommend approval of Article 10 for a total amount of \$30,000 out of the Community Preservation Historic portion of CPA undesignated funds. **Vote 9-1** with opposing vote from M. Ford.

Article 12 – Commercial Wind Energy Systems

G. Slade **moved** and **seconded** by H. DeWaltoff to recommend approval of Article 12. **Vote 10-0.**

Article 13 – Planning Board Bylaw re: Kennels

J. Perry **moved** and **seconded** by J. Redman to recommend approval of Article 13. **Vote 10-0.**

Article 4 – ISWM Budget

G. Galusha **moved** and **seconded** by J. Perry to recommend approval of Article 4 to meet reduction of \$2,300,000 for FY10 and reducing ISWM line items as outlined in the Special Town Meeting 2009 Warrant. **Vote 8-0.**

Chm. Ford and Co-Vice Chm. Ripley recused themselves from discussion and vote of Article 16.

Article 16 - CPA Funds for purchase at Mashnee Island

Discussion held. Residents Mrs. Judy Conron, Mr. Steve Solari, Jr. and Ms. Marcy Jackson stated objections to the process. Barry Johnson stated if land has not been purchase, the CPC will request rescinding authorization vote for said Article at Annual Town Meeting 2010.

M. DeCicco **moved** and **seconded** by G. Galusha to recommend approval of Article 16 authorization for purchase at Mashnee Island for a total amount of \$3.2M. **Vote 5-1-2** with opposing vote from G. Slade and two abstentions from H. DeWaltoff and J. Redman.

TA Comment

None.

Selectmen Comment

None.

Public Comment

None.

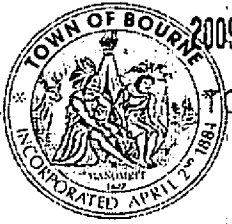
Other Business

Chm. Ford reviewed protocol of the Special Town Meeting.

Adjournment

E. Ripley **MOVED** and **SECONDED** by H. DeWaltoff to remain in open session until adjournment Special Town Meeting adjournment. Meeting adjourned at 10:45pm on October 26, 2009. **UNANIMOUS VOTE.**

Respectfully submitted by Lisa Groezinger, sec.



2009 NOV 13 PM 8:52
TOWN OF BOURNE
Finance Committee
TOWN CLERK'S OFFICE
BOURNE, MASS 02532
24 Perry Avenue
Buzzards Bay, MA 02532



Reserve Fund: \$240,000

MEETING NOTICE

The Finance Committee will hold a public Meeting on Monday, November 23, 2009 at 7 PM at the Jonathan Bourne Library.

1. Minutes of previous meetings
2. Reserve Fund Transfers
3. Review Articles
4. Vote Articles
5. TA Comment
6. Selectmen Comment
7. Public Comment
8. Any other business that may come legally before the Committee

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Michele W. Ford
Chairman
November 1, 2009

Finance Committee meeting minutes of November 23, 2009

Jonathan Bourne Public Library

Bourne, MA 02352

Finance Committee: Michele Ford, Chairman; Elinor Ripley, Co-Vice Chairman; Mary Jane Mastrangelo; Mark DeCicco, Hal DeWaltoff, Glenn Galusha (excused), Bill Grant (excused), John Redman, Jeff Perry, George Slade,

Members of the press: Diana Barth, Bourne Enterprise; Paul Gately, Bourne Courier

Guests: TA Guerino, Linda Marzelli, Finance Director

Meeting called to order

7:00 pm

Approval of minutes

E. Ripley **moved** and **seconded** by J. Redman to approve minutes of September 21, 2009 as submitted. **Vote 8-0-1** with abstention from B. Locke.

H. DeWaltoff **moved** and **seconded** by J. Perry to approve minutes of October 26, 2009 as submitted. **Vote 9-0.**

Reserve Fund Transfer

H. DeWaltoff **moved** and **seconded** by E. Ripley to approve Reserve Fund Transfer of \$38,460 to the Audit department relative to the school budget audit of FY09 fiscal year. **Vote 9-0.** An estimated balance of \$6,540 will be billed at at later date.

Warrant review

TA Guerino explained that the reason for a Special Town Meeting is the shortfall of the State budget and additional 9C cut authorization - \$340,000 from State-owned land, some from libraries and Quinn bill reductions.

Article 1 – Amend Article 3 of Annual Town Meeting

Reducing the amount appropriated for the regular annual expenses of the Town for Fiscal Year 2010 beginning July 1, 2009 through June 30, 2010.

Town Administrator - \$2,000 from salary

Town Administrator - \$1,950 from expenses

Waste Water Committee - \$250 from salary

Waste Water Committee - \$100 expenses

ISWM Futures working group - \$200 from salary

ISWM Futures working group - \$100 from expenses

Finance Department - \$20,400 from salary

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TOWN CLERK'S OFFICE
BOURNE, MASS

Recreation - \$6,000 from expenses

Lifeguards - \$6,000 from salaries

Planning Board - \$6,000 from expenses

Economic Development - \$6,000 from expenses

DPW - \$6,660 from salaries

DPW - \$8,340 from expenses

Fire Department - \$7,000 from expenses

DNR - \$30,000 from expenses

Police - \$40,000 from salaries

Schools - \$60,000 from salaries

Council on Aging - \$4,000 from expenses

Library - \$3,262 from salaries

Library - \$1,738 from expenses

It was suggested that money could come from the Reserve Fund to keep DNR in business selling gasoline if need be.

TA Guerino stated that staffing levels remain less than communities of a similar size when looking at the FY11 budget. Override discussed.

ISWM and shared costs discussed.

E. Ripley **moved and seconded** by H. DeWaltoff for a favorable recommendation on Article 1. **Vote 9-0.**

Article 2 – Transfer of land to Bourne Housing Authority – Affordable Housing

To transfer and convey parcel of land at 12 Cape View Way (Map 7.0, parcel 89) to the Bourne Housing Authority for the purpose of providing affordable housing.

E. Ripley **moved and seconded** by B. Locke for a favorable recommendation on Article 2. **Vote 8-1** with opposing vote from M. Mastrangelo.

TA comment

None at this time.

Selectmen comment

None at this time.

Public comment

None at this time.

Other business

New Sources & Uses to be provided to the FinCom by e-mail, highlighting changes.

ISWM (P&L) monthly or quarterly reports from Finance Director.

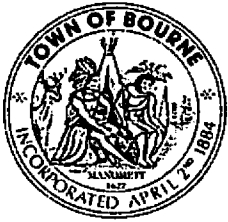
FinCom will meet on the stage at Special Town Meeting at 6:45 pm.

Adjournment

E. Ripley moved and seconded by H. DeWaltoff to adjourn. **Unanimous vote.**

Meeting adjourned at 8:10 pm.

Respectfully submitted – Lisa Groezinger



TOWN OF BOURNE
Finance Committee
24 Perry Avenue
Buzzards Bay, MA 02532



Reserve Fund: \$201,540

MEETING NOTICE

The Finance Committee will hold a public Meeting on Monday, November 30, 2009 at
6:45 PM at the High School Auditorium Stage.

1. Minutes of previous meetings
2. Reserve Fund Transfers
3. Review Fall Town Meeting Articles
4. TA Comment
5. Selectmen Comment
6. Public Comment
7. Any other business that may come legally before the Committee

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Michele W. Ford
Chairman
November 24, 2009

2009 NOV 27 AM 10 15
TOWN CLERK'S OFFICE
BOURNE, MASS

**Finance Committee meeting minutes of November 30, 2009
Jonathan Bourne Public Library
Bourne, MA 02352**

Finance Committee: Michele Ford, Chairman; Elinor Ripley, Co-Vice Chairman; Mary Jane Mastrangelo; Mark DeCicco, Hal DeWaltoff, Glenn Galusha, Bill Grant, John Redman, Jeff Perry, George Slade

Guests: TA Guerino, Linda Marzelli, Finance Director

Meeting called to order

6:45 pm

Approval of minutes

E. Ripley **moved** and **seconded** by H. DeWaltoff to approve minutes of November 23, 2009 as submitted. **Vote 9-0-2** with abstentions from B. Locke. And G. Galusha.

Warrant review

TA Guerino explained the amended Article 1. The Schools budget will be cut \$28,951 instead of the previously voted \$60,000.

B. Locke **moved** and **seconded** by J. Redman for a favorable recommendation on Article 1. **Vote 11-0.**

TA comment

None at this time.

Selectmen comment

None at this time.

Public comment

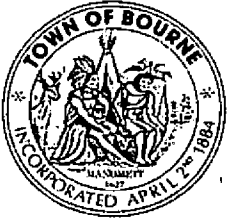
None at this time.

Adjournment

E. Ripley **moved** and **seconded** by H. DeWaltoff to adjourn. **Unanimous vote.** Meeting adjourned at 7:25 pm.

Respectfully submitted – Lisa Groezinger

2010 FEB 16 AM 9 45
TOWN CLERK'S OFFICE
BOURNE, MASS



2009 DEC 11 6:01 PM
TOWN OF BOURNE
TOWN CLERK'S OFFICE
Finance Committee
BOURNE, MASS.
24 Perry Avenue
Buzzards Bay, MA 02532



MEETING NOTICE

Date

Tuesday
December 15, 2009

Time

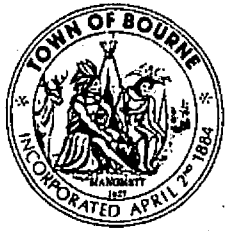
7:00 P.M.

Location

Bourne Veterans' Memorial
Community Center
239 Main Street
Buzzards Bay

1. Review School Audit
2. Any other business that may come legally before the Committee.

Michele Ford
Chairman
December 11, 2009



TOWN OF BOURNE

Finance Committee

24 Perry Avenue
Buzzards Bay, MA 02532



10/19/09 was the night that we went to the CPA hearing on Mashnee. We posted a meeting but never met.

12/15/09 was the joint meeting with the BOS on the school audit report. The FinCom was audience and we never met.

2010 FEB 16 AM 9 47
TOWN CLERK'S OFFICE
BOURNE, MASS.

Chapman, Wendy

From: Lisa Groezinger [lgroezinger@gmail.com]
Sent: Monday, February 15, 2010 4:13 PM
To: Chapman, Wendy
Subject: 2009 minutes

Hi Wendy,
You received all (previous emails before this one) but 2/3, 10/19 and 12/15..

10/19/09 was the night that we went to the CPA hearing on Mashnee. We posted a meeting but never met.

12/15/09 was the joint meeting with the BOS on the school audit report. Again, the FinCom was audience and we never met.

3/29/09 was a Sunday. We did meet on 3/30/09. 2/3/009 was a Tuesday.

Lisa

This email has been scanned by the MessageLabs Email Security System.
For more information please visit <http://www.messagelabs.com/email>

2010 FEB 16 AM 9 47
TOWN CLERK'S OFFICE
EDOUARE, MASS.