



# Provincetown

**2007 ANNUAL TOWN REPORT**

## In Memory of

**Ruth Bardsley**

Recreation Commission  
Heritage Museum Board of Trustees

**Melvin Conners**

Seasonal Real Property Inspector

**John C. Corea**

Principal Assessor

**Bernard Thomas Cowing**

Finance Committee

**Arthur Gordon Jones**

Housing Authority

**Roger Keene**

Historical Commission  
Historic District Commission  
Historic District Study Committee

**Elizabeth Matta**

Town Hall Secretary

**Xavier McLeod**

School Department Employee

**Linda A. Menangas**

Cape End Manor Employee

**John Robert Patrick**

Board of Registrars  
Airport Commission  
Seasonal Public Works  
Department Employee

**Mims Sparks**

Public Works Department Employee

**Beverly Lorraine Spencer**

Planning Board  
Board of Assessors  
Capital Improvement Committee

**Anthony S. Roda**

Finance Committee

**Phyllis Jean Temple**

Personnel Board  
Advertising Committee  
Historic District Study Committee  
Growth & Development Policy  
Steering Committee

**Judith Travers**

Seasonal Parking  
Department Employee

**Loretta Margaret White**

Recreation Department Secretary



**ANNUAL TOWN REPORT  
YEAR 2007  
TOWN OF PROVINCETOWN**

PROVINCETOWN, MASSACHUSETTS

Annual Reports of the Officers of the Town of Provincetown,  
Massachusetts for the year ending December 31, 2007.  
Financial Reports for the fiscal year ending June 30, 2007.

**Cover:**

The contemporary tintype of the Pilgrim Memorial Monument, commemorating the centennial of the laying of the cornerstone for the memorial on August 20, 1907, was created by David Sokosh using the 19th Century photographic technique, Wet-Plate Collodion. In this process a photographic plate on metal is created by the photographer on the spot, then exposed and processed immediately. It requires a portable darkroom for work on location. Sokosh's work is included in the collection of the Pilgrim Monument and Provincetown Museum. To see more of his tintypes go to [www.dauidsokosh.com](http://www.dauidsokosh.com).

**Photo Credits:**

Doug Johnstone: pages 11, 14

Sal Del Deo Photograph Collection: page 124

**Acknowledgements:**

Thanks to the Town Boards and Departments for submitting reports for inclusion in this year's Annual Town Report. Thanks as well to Edward Terrill for help with layout and design.

Compiled and Edited by  
Doug Johnstone, Town Clerk  
[www.provincetown-ma.gov](http://www.provincetown-ma.gov)

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**Elected Officials***Elected by Voters***Town Moderator**

Irene Rabinowitz 5/08

**Board of Selectmen**

Mary-Jo Avellar, Chair 5/10

Austin Knight 5/10

Pam Parmakian 5/09

Michele Couture 5/08

Lynn Davies 5/08

**Board of Library Trustees**

James Cole 5/10

Evelyn Kratz 5/09

Paul Benatti 5/08

Edward Mick Rudd 5/08

Vacant 5/09

**Charter Enforcement****Commission**

Todd Wagar 5/09

John Braden 5/08

Jeanine Webb 5/08

Vacant 5/10

Vacant 5/09

**Housing Authority**

Bryan Green 5/12

Cheryl L. Andrews 5/10

Cathy Reno Brouillet 5/09

George Bryant 5/08

Nancy Jacobsen (State Appointed) 7/11

**School Committee**

Kerry Adams 5/10

Debra Trovato 5/10

Terese Nelson 5/09

Shannon Patrick 5/09

Peter Grosso 5/08

**Appointed Officials***Appointed by the Board of Selectmen***Town Manager**

Keith A. Bergman (Retired)

Sharon Lynn

**Secretary to Bd of Selectmen**

Vernon Porter

**Appointed Officials***Appointed by the Town Manager***Assistant Town Manager**

David Gardner

**Grant Administrator**

Michelle Jarusiewicz

**Information Systems Director**

Beau Jackett

**Tourism Director**

Bill Schneider (Resigned)

Lisa Bowden

**Town Clerk**

Douglas Johnstone

**Town Counsel**

Kopelman &amp; Paige, P.C

**Town Mgr. Sec./Emp. Benefits Mgr.**

Pamela Hudson

**Community Development****Building Commissioner**

Douglas Taylor (Resigned)

Russell Braun

**Health Agent**

Jane Evans

**Health Inspector**

Brian Carlson

**Licensing Agent**

Darlene Van Alstyne

**Permit Coordinator**

Maxine Notaro

**Human Services****Council on Aging/Public Health Dir.**

Valerie Carrano

**Library Director**

Debra A. DeJonker-Berry

**Recreation Director**

Tracy Trehwella

**Municipal Finance****Municipal finance Dir./Town Acct.**

Alexandra Heilala

**Deputy Town Accountant**

Irene Silva

**Treasurer**

Linda O'Brien

**Collector**

Barry Stephen

**Principal Assessor**

Paul Gavin

**Public Safety****Chief of Police**Ted Meyer (Retired)  
Warren Tobias (Acting)**Police Staff Sergeant**

Vacant

**Harbormaster/Pier Manager**

Rex McKinsey

**Shellfish Constable**

Tony Jackett

**Public Works****Director of Public Works**

David Guertin

**DPW Deputy Director**

Sandra Turner

**Appointed Town Boards***As of January 15, 2008**Appointed by the Board of Selectmen***Airport Commission**

Michael Leger	12/09
Steve Tait	12/09
Heath Gatlin	12/08
Michael Valenti	12/08
Vacant	12/10
Vacant Alt.	12/08

**Animal Welfare Committee**

Stephen Milkowicz	6/10
Candace Nagle	6/10
Edna Holley	6/09
Gabrielle Hanna	6/08
Carol MacDonald	6/08

**Art Commission**

Stephen Borkowski	12/10
Georgia Cox	12/10
Erna Partoll	12/10
James Bakker	12/08
Anton Haunstrup	12/08
Vacant Alt.	12/10

**Board of Assessors**

Patricia DeLuca	12/10
Gregory Muse	12/09
Leslie Parsons	12/09
Paul Gavin	Indefinite
Vacant	12/10
Vacant Alt.	12/09

**Beautification Committee**

Jennifer Crooks	12/09
Robin Evans	12/08
James Mack	12/08
Mary Ann Powers	12/08
Vacant	12/10
Cecilia Hall, Alt.	12/09

**Building Committee**

All Five Seats Vacant 12/09

**Cable Advisory Commission**

Richard Silver 6/10  
 Carol Pugliese 6/09  
 Elizabeth Villari 6/08  
 Vacant 6/09  
 Vacant 6/08  
 Vacant Alt. 6/09

**Cape Cod National Seashore  
General Management Plan Imple-  
mentation Advisory Committee**

Kerry L. Adams 6/10  
 Barbara Prato 6/10  
 John Thomas 6/09  
 Paul Tasha 6/08  
 Vacant 6/09  
 Vacant Alt. 6/10

**Community Housing Council**

William Dougal 6/10  
 Arturo Alon 6/09  
 Elaine Anderson 6/09  
 Molly Perdue 6/09  
 Joe Carleo 6/08  
 Cathy Reno Brouillet, Alt. 6/08

**Community Preservation Comm.**

Elaine Anderson 8/10  
 Mona Anderson 8/10  
 Cassandra Benson 8/10  
 William Dougal 8/10  
 Bryan Green 8/10  
 Stephen Milkowicz 8/10  
 Dennis Minsky 8/10  
 Two Vacant 8/10

**Council on Aging**

Florence Alexander 12/08  
 Paul Mendes 12/08  
 Three Vacant 12/10  
 Karla Vogt, Alt. 12/09

**Cultural Council**

Margaret Hamilton 12/10  
 Mary Alice Johnston 12/10  
 Frank Vasello 12/10  
 Dorothy Antczak 12/09  
 Denny Camino 12/09  
 Cherie Mittenthal 12/09  
 Richard Olson 12/09  
 Patricia Ann DeLuca 12/08  
 Amy O'Hara 12/08  
 Michael Wright 12/08  
 Vacant 12/10  
 Vacant 12/08

**Economic Development Council**

Bonnie Adams Campbell 6/10  
 William Dougal 6/10  
 Stephen Melamed 6/09  
 Alix Ritchie 6/09  
 Michael Carroll 6/08  
 Martin Huey 6/08  
 Thanassi Kuliopulos 6/08  
 Astrid Berg, Alt. 6/09  
 William Dever, Alt. 6/09

**Harbor Committee**

Melville Cote 6/09  
 Martin Huey 6/09  
 Melinda Ancillo 6/08  
 Gerard Irmer 6/08  
 Philip Scholl 6/08  
 Keith Amato, Alt. 6/09

**Board of Health**

Duane Gregory 6/10  
 Geraldine Anathan 12/10  
 John Livingstone 12/09  
 Ken Janson 12/08  
 Tom Gaudreau 12/08  
 Vacant, Alt. 12/09

**Historic District Commission**

Carol Neal 6/10  
 Steven Bergquist 12/09  
 Marcene Marcoux 12/09  
 Polly Burnell 12/08  
 John Dowd 12/08  
 E. Clothier Tepper, Alt. 12/09  
 Joseph Collins, Alt. 6/08



Provincetown	2007 Annual Town Report		9
<b>Human Services Committee</b>		<b>Recreation Commission</b>	
James Pipilas	6/10	Cassandra Benson	12/10
Al Proia	6/10	Susan Cook	12/10
David Goudreau	6/09	David Mazochi	12/09
Teri Nezbeth	6/09	Treg Kaeselau	12/08
Diane Corbo	6/08	Vacant	12/10
Vacant	6/10	Bronwyn Malicoat, Alt.	12/09
Vacant	6/08		
<b>John Anderson Francis Family Scholarship Committee</b>		<b>Recycling Committee</b>	
Gail Browne	12/10	Lee Bartell	12/09
Mary Ann Cabral	12/10	Amy Germain	12/09
Eleanora Irving	12/10	Michael Leger	12/09
Olympia Ciliberto	12/09	Elizabeth Patrick	12/09
Philip Gaudiano	12/09	Vacant	12/09
Vacant, Alt.	12/10		
<b>Licensing Board</b>		<b>Board of Registrars of Voters</b>	
Liz Angelino	12/10	Bob McCandless	12/10
George Stephen Young	12/10	Ronald Gamella	12/09
Todd Wagar	12/09	Olive Ahmuty	12/08
Cassandra Benson	12/08	Doug Johnstone	Indefinite
John Foley	12/08		
Richard McMaster, Alt.	12/08	<b>Shellfish Committee</b>	
Vacant, Alt.	12/08	Alex Brown	6/10
		John Baldwin	12/10
		Melville Cote	12/10
		Richard Macara	12/10
		Paul Tasha	12/09
		Nancyann Meads, Alt.	12/10
<b>Open Space Committee</b>		<b>Visitor Services Board</b>	
Dennis Minsky	6/10	Kathleen Fitzgerald	6/10
Celine Gandolfo	5/08	Laurel Guadazno	6/10
Stephen Milkewicz	5/08	Michelle Haines Lohr	6/10
Vacant	6/10	Mick Rudd	6/09
Vacant	5/09	Michael Peregon	6/08
Vacant, Alt.	5/08	Rita Schwartz	6/08
		Rob Tosner	6/08
<b>Planning Board</b>		<b>Water &amp; Sewer Board</b>	
Joseph DeMartino	12/09	Sacha Richter	12/09
Kevin Rich	12/09	Jonathan Sinaiko	12/09
Ellen Battaglini	12/08	George Haunstrup	12/08
Two Vacant	12/10	Two Vacant	12/09
Vacant, Alt.	12/09	Kathleen Meads, Alt.	12/10
<b>Provincetown Public Pier Corp.</b>			
Leonard Clingham	7/12		
Kerry Adams	7/11		
George Hitchcock	7/10		
Anthony Phillip Tavers	7/09		
Lee Ash	7/08		

**Zoning Board of Appeals**

Patrick Eeley	12/09
Elisabeth Verde	12/09
Robert Littlefield	12/08
Amy Germain	12/07
Anne Howard	12/09
Keith Amato, Alt.	12/10
Vacant, Alt.	12/09
Three Vacant, Alts.	12/08

**Historical Commission**

Stephen Milkowicz	12/09
Taylor Polites	12/09
Polly Burnell	12/08
Eric Dray	12/08
Stephen Borkowski	12/08
Stephen Desroches, Alt.	12/09
Charlene Priolo, Alt.	12/08

**Appointed Town Boards***As of January 15, 2008**Appointed by the Town Manager***Cemetery Commission**

Vacant	12/10
Two Vacant	12/09
Two Vacant	12/08
Vacant, Alt.	12/10

**Conservation Commission**

Elaine Anderson	12/09
David Hale	12/09
Dieter Groll	12/08
Lynne Martin	12/08
Dennis Minsky	12/08
Vacant, Alt.	12/10
Vacant, Alt.	12/08

**Disability Commission**

Doug Johnstone	12/10
Richard Kapler	12/10
Michelle DeMarco	12/09
Michael Fernandes	12/09
Lou Ann Bowen	12/08
Jo Ann DiOrio	12/08
Jamia Kelly	12/08

**Board of Fire Engineers**

Warren Alexander	12/08
Gerard Menangas	12/08
James Roderick	12/08
Michael Trovato	12/08
Adam Wolf	12/08
Russell Zawaduk	12/08
Vacant	12/08

**Appointed Town Boards***As of January 15, 2008**Appointed by Town Moderator***Finance Committee**

Frederic Biddle	4/10
Gary Delius	4/10
Edward Gage	4/09
Ruth Gilbert	4/09
Robert Vetric	4/09
Walt Winnowski	4/09
David Bedard	4/08
Thomas Coen	4/08
Thomas Thurston	4/08
Virginia Ross, Alt.	4/10
Alice Foley, Alt.	4/09

**Personnel Board**

Scott Powell	12/10
Lisa Westervelt	12/10
Anna Carter	12/09
Sandra Fay	12/09
Andrew Aull	12/08
Vacant Alt.	12/09



Provincetown faces an approximately \$900,000 deficit going into the 2008 Annual Town Meeting, up more than \$400,000 since November when a Proposition 2½ override failed.

The failed November ballot initiative included \$165,000 to cover retroactive pay raises, to cover indirect costs attributed to the wastewater enterprise fund, negotiated raises for town employees and sewer betterments for town owned buildings, which are paid for by sewer users only. This inequity will be addressed in the FY 2009 DPW budget at the Annual Town Meeting when both the sewer costs for town owned buildings and the hook up of Seashore Point will be included as DPW operating expenses. Including Seashore Point was necessitated by the failure of the town to obtain an \$800,000 grant from USDA to cover the expense.

The additional growth in the deficit since November 2007 is a result of increases in health care and other insurance premiums, workmen's compensation and energy costs. The Selectmen, together with the Town Manager and department heads, continue to look at ways to streamline budgets and raise revenues to help ease the onerous burdens property taxpayers continue to face.

As the town's financial burdens continue to grow, the Selectmen enlisted the Massachusetts Division of Local Services in a review of the Town's fiscal practices. This review, which is not an audit, began in January, 2008. The Commonwealth provides this service, free of charge, to assist communities in identifying problem areas and will recommend corrective measures where problems occur.

The Selectmen are mindful that FY 2009 is the triennial revaluation year for real property. We worry that the national downturn in the real estate market will cause an additional burden to Provincetown taxpayers who may see property values decrease without a corresponding decrease in real estate taxes and other fees. We are committed to look for ways to cut expenditures.

Equally distressing to the Selectmen, who have worked very closely with Representative Delahunt and Senators Kennedy and Kerry, is the real possibility that the Town will face a serious labor shortage this summer. The failure of the

Congress to pass an immigration bill, which would make it possible for businesses to hire H2B visa workers, looms ominously. With tourism the Town's major industry, the inability to provide adequately for tourists is a continuing and pressing issue. We are committed to continue working with the Economic Develop Council, our elected representatives, and local business to avert a crisis.

We are pleased to report that Phase II of the sewer was completed this past year, which enabled the long anticipated opening of a new laundromat. We are pleased as well to report that Seashore Point is ahead of schedule and hopes to be open in May, 2008.

We are also very excited to be working closely with the Recycling and Renewable Energy Committee as they investigate wind turbines and alternative energy sources for the Town. We also approved the location of a dog park at the corner of Shank Painter Road and Route 6, which will be privately funded and maintained.

We continue to work on the challenges facing Town owned buildings, particularly the Town Hall. This precious and historic building is in serious disrepair as the result of several years of deferred maintenance. A detailed report, received by the Selectmen in January 2008, is on file in the Selectmen's office for the public.

The Selectmen have instructed its architects to devise a plan to stabilize Firehouse #2 as well as locating public restrooms on the first floor. This project, funded at the last town meeting, expects to be completed by the end of summer, 2008.

The past year saw unprecedented turnover in several key personnel beginning with the retirement of Town Manager Keith A. Bergman, who resigned after 17 years of service, and the hiring in April of Sharon Lynn as his replacement.

Police Chief Schulyer "Ted" Meyer also resigned and the Town Manager and Board of Selectmen have entered into a search for his replacement. Membership on the board of Selectmen changed as well with the retirement of Cheryl Andrews and Richard Olson and the resignations of Sarah Peake and David Nicolau. Michelle Couture was the only sitting selectman going into the May 2007 elections. These vacancies were filled by Lynn Davies, Pamela Parmakian, Austin Knight and Mary-Jo Avellar.

The Board of Selectmen held 56 meetings in 2007. Attendance was as follows: Cheryl Andrews, 25, Mary-Jo Avellar, 26, Michelle Couture, 53, Lynn Davies, 28, Austin Knight, 28, David Nicolau, 16, Richard Olson, 23, Pamela Parmakian, 29, Sarah Peake, 5.

The Board of Selectmen is extremely appreciative of the Town Manager and the many town employees and department heads who work above and beyond their

required work schedules to make Provincetown a better place to live. We especially thank Vernon Porter and Pamela Hudson, secretaries to our Board and the Town Manager, for their unfailing cheerfulness, courtesy and helpfulness.

*Respectfully submitted,*

**Mary-Jo Avellar**

Chair



*Board of Selectmen, (from left to right.): Austin Knight; Lynne Davies; Mary-Jo Avellar, Chair; Pam Parmakian; Michele Couture*

## Town Manager

I am pleased to submit my first annual report for 2007 as Town Manager of Provincetown. I assumed this position after being appointed by the Board of Selectmen in April. The opportunity to serve as Town Manager in Provincetown is one of the highlights of my life and my professional career.

### **Fiscal Management**

Ranked first in the Board of Selectmen's Annual Town-wide Policy Goals for Fiscal Year 2008 is Fiscal Management. I am committed to increase public confidence and trust in the operations of Town government while instilling accountability, integrity and efficiency in the financial operations of the Town.

To increase the public's confidence in the Town's fiscal management, we are undertaking a management review, which is being conducted by the Massachusetts Department of Revenue. This review is at no cost to the Town and will provide useful recommendations supporting the important efforts of the Finance Department while affording improved relations with an important state agency. The Town's independent financial auditor will continue to provide services which support our government efforts to comply with those laws and regulations by which the Town is mandated.

Each citizen of Provincetown will have the opportunity to understand in a clear and concise manner any financial recommendations or accounting issues that may be identified.

Finances will continue to be the biggest challenge this year and well beyond. Revenues and State Aid continue to fall short of the Town's needs and the lack of free cash presents an ongoing dilemma. Driving the financial issues is the ever increasing cost of healthcare, worker's compensation and mandated retirement benefits to past Town employees. These costs consume approximately 18% of the Town's expenses and are estimated to increase by \$600,000 for FY 2009, leaving little to fund operating budgets. We continue to seek the most cost-effective plans that will suit the needs of the Town. Although significant work has already been accomplished to eliminate the high cost of previous year's excessive and costly medical insurance indemnity plans with replacement, comparable plans designed for the current economy, the industry's market capitalization outpaces most government sector budget constraints.

Successful contract negotiations with the Police Labor Union were achieved in 2007. Modest salary increases are represented in the FY 2009 budget in order to continue to be competitive with surrounding agencies while retaining the trained officers. I am proud of our police officers, who work diligently every day to protect the public they serve, and want to ensure that we retain these officers who are familiar with our diverse community while continuing to invest in their development. Upcoming contract negotiations with other municipal worker's unions are equally as important and much time is spent dedicated to this process.

#### **Community and Economic Development**

The availability of affordable housing remains an important priority for our Town. The acquisition of the property located at 90 Shank Painter Road has been finalized and anticipated bid returns from potential developers will be received, reviewed and published this spring. We all stand to benefit from an affordable rental housing market, which must be constructed to meet the needs of our community.

A substantial decrease in the number of foreign workers, who have been vital to the business community for so many years, threatens to diminish the viability of a busy tourism season this summer. Restaurants, retail establishments, inns and motels will face a serious reduction in staff which will negatively impact business.

On a much brighter note, I very much look forward to the opening of Seashore Point slated for May 2008. This important life care community will benefit our elderly population who will be transitioning there from the Cape End Manor as well as the "younger" citizens eager to move into their new homes.

**Infrastructure**

During the summer months of 2007 officials from Provincetown and Truro reinstated monthly meetings of the *Pamet Lens Oversight Group* (PLOG) to ensure that water quality related issues, of utmost importance to both Towns, are addressed timely and adequately. Provincetown's mandated requirement from the Department of Environmental Protection to supply a surplus water supply, in the event of an unsuspected water emergency, continues to be a primary focus.

In May 2007 Phase 2 of the sewer construction project began. Although fraught with the usual inconveniences of traffic congestion, re-routing and disruptions, the project continued through the summer and fall months concluding in December, earlier than anticipated and under the budgeted amounts proposed. Additional properties, either new construction or those with failing septic systems can now take advantage of the Town-owned efficient wastewater collection system. This phase of the project is also providing the sewer connection to the Cape End Manor and soon to be inhabited Seashore Point Care Campus.

The Board of Selectmen hired the highly acclaimed architectural firm of McGinley, Kalsow and Associates from Somerville, Massachusetts to deliver the task of structural assessment needs for our historical Provincetown Town Hall. Preserving the integrity of the building as well as providing a safe and healthy atmosphere for government employees, citizens and visitors is of utmost importance.

**Personnel**

Personnel changes in 2007 included the much deserved promotion of Town Accountant Alix Heilala to the position of Finance Director and David Gardner to fill the position of Assistant Town Manager. Mr. Gardner's prior Town position as Assistant Town Clerk was taken over by Susan Fults who had been a clerical employee in the Department of Community Development. Russell Braun was hired in June 2007 and expeditiously earned the required certifications for Local Building Inspector while he presently holds the position of Acting Building Commissioner. In December 2007 Lisa Bowden was hired to fill the position of Tourism Director due to Bill Schneider's resignation in August.

Much appreciated are the efforts of interim Building Commissioner Matt Mulvey who worked to temporarily fill the vacancy created by the resignations of Doug Taylor and Dick Anderson.

In January 2007 Police Chief Ted Meyer resigned. Long time career police officer Staff Sergeant Warren Tobias was appointed to fill the role of Acting Police Chief. Chief Tobias continues to discharge his administrative duties in addition to continuing the organizational responsibilities associated with the Staff Sergeant position with much professionalism and enthusiasm.

As I reflect on my first year as Town Manager for the community which I have loved from afar for so many years of my adult life I am extremely fortunate and proud to be working with an amazingly dedicated staff of professionals throughout town government. Each and every employee works hard every day to realize the expectations of their assigned duties and they all value their role as effective members of the “family” of Provincetown Town government. Provincetown is very fortunate to have so many talented and energetic citizens who are willing to volunteer their time to serve the Town in various capacities. I am proud to have become acquainted with them and look forward to continuing the hard work before us.

Special thanks go to all Departmental Supervisors who are truly top notch, committed staff members and to Pam Hudson and Vernon Porter, who remind me to come up for air once in a while. They are exceptional public employees dedicated to providing the best possible service to each and every person interacting with the Town Manager’s Office.

My heartfelt thanks go to the Board of Selectmen for its leadership and support this past year. The Selectmen and all of you have enabled me to walk this significant journey and to take on this tremendous challenge as Town Manager. I intend to continue to work hard for you every day while serving the community of Provincetown.

*Respectfully submitted,*

**Sharon Lynn**

Town Manager



*Town Manager Sharon Lynn.*



## Grant Administrator

2007 was a year of many transitions – long-time Town Manager Keith Bergman finished 17 years of working for the Town of Provincetown on April 17<sup>th</sup> with new Town Manager Sharon Lynn taking the reigns. This was followed almost immediately by an almost-new Board of Selectmen with 4 new members elected in May. A full-time Assistant Town Manager, David Gardner, was hired October 1<sup>st</sup> ending my nearly 5-year stint as Acting Assistant Town Manager. Time certainly flies! The primary grant activity through my office is detailed below and included new grants amounting to more than \$65,000 – note that this does not include the myriad of grants both large and small that originate and are administered through various town offices including the Library, DPW, COA, and others. In these challenging fiscal times, many departments are creative in meeting their needs.

### **Mass. Community Development Block Grant: Water System Improvements:**

The Town received an award of \$800,000 in July 2006 for a laundry list of improvements to our water distribution system including security fencing for the water tanks and well fields, well field upgrades at Knowles Crossing, well head flow monitoring and SCADA equipment upgrades at pump stations – these improvements were completed by December 2007.

**Massachusetts Cultural Council Adams & CCEDC Grants:** The Town received a third round of funding - \$30,000 - under the MCC Adams grant program for *Streetscape Path to Culture & Virtual Cultural Center- Wayfinding & Storytelling*. ICON architecture inc. completed their report and conducted charrette #2 on March 28<sup>th</sup>. ICON's report highlighted cultural enhancements that could be included in the repaving of Commercial Street such as wi-fi access, embedded art, and new signage. The overall purpose of the streetscape improvements is to draw and direct people to what Provincetown has to offer by highlighting historical and cultural assets. The November Special Town Meeting rejected the town's proposal to repave Commercial Street, at the cost & time proposed, full depth over 4 years – without any discussion of the amenities. The MCC Adams grant task force continues to work on identifying lists of potential locations for enhancements and continues to move forward with a walking trail with the VSB and the Historical Commission.

The MCC Adams grant also funded a *Packaging & Cultural Economic Development* component. Working with Cultural Development Coordinator Lisa Bowden, the MCC Adams task force agreed to focus on 2 areas: (1) on core business, i.e. making connections between existing businesses and existing cultural events/classes/activities and (2) on the Pilgrim Monument's Centennial celebration. The underlying goal for the task force is to devise strategies to increase tourism and stimulate year-round economic development using the

existing cultural assets of the town. In partnership with the Pilgrim Monument & Provincetown Museum, the Retail Association, Arts organizations and local businesses focused on the Lighting of the Monument event to provide for cross-promotional opportunities.

Other work included making connections with the small cruise ships scheduled to dock in Provincetown. The Spirit of Nantucket, a small cruise ship [100 passengers] was scheduled to dock in Provincetown three times in June [1 was cancelled due to weather] and return again in September. On short notice, the Cultural Development Coordinator did significant outreach and worked with various partners to set-up Provincetown options to include museums, galleries, shopping, etc. There was limited success in setting these up. A greeting area was set up on the Pier with packages of info distributed to entice passengers to return. On the 3<sup>rd</sup> trip, a gallery hosted a free reception for the Captain, crew, and passengers which was well attended [70] and well received – it brought people into the gallery district for the 1<sup>st</sup> time. The Cultural Development Coordinator worked with Task Force members to identify the roadblocks to effectively producing visitor packages. Several issues came to light and a strategy was created to target specific groups such as the Cruise Ships and Bus Tour Operators since businesses could anticipate a specific number of visitors and, roughly, their demographics. A coupon system was developed with business owners for gift bags. During Women’s week cultural venues created events to fit within their schedule and the events were included on the printed materials, website listing, Banner events list and posted at the trap shed with positive results. Competition was identified as a roadblock - The MCC Task Force discussed holding a packaging seminar to bring together the cultural and business communities. The Economic Development Council, however, wanted a more comprehensive approach and planned a series of Business Summits - in part focusing on marketing issues [October & November]. Specifically the issue of collaboration vs. competition was discussed, Provincetown’s identity, and planning the use of advertising dollars.

**ART by the SEA [ARTSEA, trap shed]:** In June, a sub-committee of the Pier Corp. offered the use of one of their new trap sheds for the season to highlight the Provincetown Arts Colony through the existing organizations for a minimal fee. The Pier Corp approved our request on June 27<sup>th</sup> with Campus Provincetown as the lead agent to allow the trap shed to be used to distribute information about all of our partners and to allow individual artists to work, display, and sell their art. With donations from the partners, the Cultural Development Coordinator opened the trap shed mid-July through mid-September and provided greater visibility to Campus Provincetown and all the arts organizations at a prime downtown location; the Coordinator and Partners conducted outreach to artists to work at the shed demonstrating their skills. Outreach at the Trap Shed drove visitors to PMPM and promoted Centennial Events; Lighting Event - community

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outreach to 1,050 visitors with the Provincetown Winter Guide – restaurant, retail and guest house list; distribution of the 2008 Event Calendar; and a holiday weekend listing of restaurants along with a menu book.

**Economic Development:** With a Cape and Islands license plate grant for \$49,950 awarded by the Barnstable County Commissioners and administered by the CCEDC, Mt. Auburn Associates, Inc. collected and analyzed selected local economic data. The purpose of Phase 1 was to determine base-line economic data specific to Provincetown, to evaluate trends, and to make comparisons to like communities. Mt. Auburn's report indicated that the town's economy as a whole appears stable, with little evidence of significant growth or decline. The tourism industry is in transition. There are changes in visitor demographics – they are older and wealthier. \$35,000 was awarded for Phase 2 for the development of a long-term economic development strategy to be done in 2008.

The Provincetown Economic Development Council [PEDC] in partnership with the Chamber of Commerce, PBG, CCEDC, and VSB conducted Business Summit #1 at the Provincetown Theater on October 18<sup>th</sup> which was well attended with an overflow crowd. Attendees contributed a list of short and long term strategies for economic development in Provincetown. There was general agreement regarding the need for additional time for discussion which led to Business Summit #2 on November 28<sup>th</sup> held at the Crown & Anchor. Three topics were discussed – workforce, infrastructure, and marketing. As a result, [and in response to the lack of legislation allowing returning H2B workers outside the national cap which would prevent all H2B workers from returning for the season as the cap has already been met], at the end of December, the Town distributed a business survey regarding the need for H2B & J1 visa employees for 2008. Results in January 2008.

**HIV/AIDS Home Health Program:** With the assistance of HIV Grant Program Manager Patrick Manning, the Town continued the Cape & Islands HIV/AIDS Home Health Program with ongoing funding support from the Mass. Department of Public Health — \$864,410 for FY 2006 through FY 2010.

The success of all of our endeavors, including the grant funded projects, is through the very hard work of so many people. I would like to thank all of those involved, both paid staff and volunteers, for the many hours of effort to make this happen. Collaboration was a major theme in 2007 and will continue in 2008.

*Respectfully submitted,*

**Michelle Jarusiewicz**

Grant Administrator



## Town Meeting & Elections

### Annual Town Meeting - Monday, April 4, 2007

Town Moderator Mary-Jo Avellar convened Town Meeting at 6:00 p.m. on April 4, 2007 in the Town Hall Auditorium and moved to hold the Special Town Meeting first. **Motion Passed.**

Town Moderator Mary-Jo Avellar convened the Annual Town Meeting at 7:14 p.m. on Monday, April 9, 2007.

#### **Preliminary motions:**

Cheryl Andrews moved that the Town vote to waive the reading of the warrant. **Motion Passed.**

Cheryl Andrews moved that the Town vote to grant permission to speak at the April 4, 2007 Annual Town Meeting to the following persons who are not registered voters of the Town of Provincetown:

John W. Giorgio, Esq., and other attorneys of the firm of Kopelman & Paige, P.C., *Town Counsel*; Alexandra Heilala, *Town Accountant*; Beau Jackett, *Information Systems Director*; Michelle Jarusiewicz, *Acting Assistant Town Manager*; Matthias Mulvey, *Interim Building Commissioner*; Maxine Notaro, *Permit Coordinator*; Dr. Floriano Pavao, *PHS Principal*; Warren D. Tobias, *Acting Chief of Police*; James Veara, *Attorney*; and Betty White, *Administrative Assistant for Business and Finance, School Department*. **Motion Passed.**

Cheryl Andrews moved that on all matters to come before the April 4, 2007 Annual Town Meeting, requiring a two-thirds vote by statute, that a count need not be taken unless the vote so declared is immediately questioned by seven or more registered voters. **Motion Passed.**

**Article 1. To Hear Town Reports.** To see if the Town will vote to hear the reports of the Town Officials and Committees and to act thereon.  
*[Requested by the Board of Selectmen]*

Cheryl Andrews moved that the Town vote to hear the reports of the Town Officials and Committees and to act thereon. **Motion Passed.**

**Article 2. FY 2008 Operating Budget.** To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$18,705,911 to fund operating budgets for the several Town departments for Fiscal Year 2008 in accordance with Chapter 9, section 1 of the Provincetown Charter, as follows:

<b>Budget Divisions</b>	<b>FY 2007</b>	<b>FY 2008</b>	<b>% '07-'08</b>
I. General Government	\$1,123,525	\$1,167,934	+4.0%
II. Finance	6,541,802	6,831,676	+4.4%
III. Public Safety	3,159,386	3,496,446	+10.7%
IV. Public Works	2,101,620	2,493,666	+18.7%
V. Public Services	752,541	861,524	+14.5%
<b>Sub-total, I-V</b>	<b>\$13,678,875</b>	<b>\$14,851,246</b>	<b>+8.6%</b>
VI. Public Schools	4,293,893	3,854,666	-10.2%
<b>Total, I-VI</b>	<b>\$17,972,768</b>	<b>\$18,705,911</b>	<b>+4.1%</b>

or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**Article 2. FY 2008 Municipal Operating Budget.**

**Division I. General Government.**

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**FINANCE COMMITTEE RECOMMENDS**

**FINANCE COMMITTEE RECOMMENDS AS FOLLOWS:**

<b>Budget</b>	<b>Actual FY 2006</b>	<b>Budget FY 2007</b>	<b>Selectmen FY 2008</b>	<b>FinCom FY 2008</b>	<b>% 07-'08</b>
<b><u>I. GENERAL GOVERNMENT</u></b>					
<b>113 Elections &amp; Town Meetings</b>					
Expenses	\$5,860	\$11,230	\$10,159	\$10,159	-9.5%
<b>122 Board of Selectmen</b>					
Personal Services	45,437	45,437	45,437	45,437	
Expenses	<u>7,655</u>	<u>7,800</u>	<u>7,800</u>	<u>7,800</u>	
sub-total	53,092	53,237	53,237	53,237	0.0%
<b>123 Town Manager</b>					
Personal Services	146,713	146,713	195,463	195,463	
Expenses	<u>4,029</u>	<u>10,358</u>	<u>10,350</u>	<u>10,350</u>	
sub-total	150,742	157,071	205,813	205,813	31.0%
<b>151 Legal Services</b>					
Expenses	262,388	175,000	175,000	175,000	0.0%
<b>156 Administration</b>					
Expenses	43,232	55,783	56,255	56,255	0.8%

<b>Budget</b>	<b>Actual FY 2006</b>	<b>Budget FY 2007</b>	<b>Selectmen FY 2008</b>	<b>FinCom FY 2008</b>	<b>% 07-'08</b>
<b>157 Land Bank</b>	<i>Funded by Land Bank Fund</i>				
Maintenance	968	11,672	11,672	11,672	
Affordable Housing	33,976	37,220	38,337	38,337	
Debt Service	<u>242,588</u>	<u>322,613</u>	<u>322,613</u>	<u>322,613</u>	
sub-total	277,531	371,505	372,622	372,622	0.3%
<b>161 Town Clerk</b>					
Personal Services	61,698	63,090	63,779	63,779	
Expenses	<u>6,748</u>	<u>8,875</u>	<u>8,375</u>	<u>8,375</u>	
sub-total	68,446	71,965	72,154	72,154	0.3%
<b>169 Licensing</b>					
Personal Services	38,265	38,265	36,279	36,279	
Expenses	<u>1,428</u>	<u>1,428</u>	<u>1,600</u>	<u>1,600</u>	
sub-total	39,693	39,693	37,879	37,879	-4.6%
<b>171 Conservation Commission</b>					
Expenses	3,301	12,346	5,760	5,760	-53.3%
<b>173 Housing Partnership</b>					
Expenses	400	1,060	1,330	1,330	25.5%
<b>175 Planning Board</b>					
Expenses	2,993	3,883	2,883	2,883	-25.8%
<b>176 Zoning Board of Appeals</b>					
Expenses	2,191	2,655	2,655	2,655	0.0%
<b>179 Historical Commission</b>					
Expenses	605	500	500	500	0.0%
<b>180 Historic District Comm</b>					
Expenses	2,191	1,697	2,887	2,887	70.1%
<b>182 Economic Development Council</b>					
Expenses	992	5,000	5,000	5,000	0.0%
<b>482 Airport Commission</b>					
Expenses	73,868	89,100	87,800	87,800	-1.5%
<b>499 Cable Advisory Commission</b>					
Expenses	<u>62,462</u>	<u>71,800</u>	<u>76,000</u>	<u>76,000</u>	5.8%
<b>I. General Government</b>	\$1,049,984	\$1,123,525	\$1,167,934	\$1,167,934	4.0%

**II. FINANCE****131 Finance Committee**

Expenses	\$5,259	\$5,259	\$8,665	\$8,665	
Reserve Fund	<u>35,000</u>	<u>25,000</u>	<u>30,000</u>	<u>30,000</u>	
sub-total	40,259	30,259	38,665	38,665	27.8%

Budget	Actual FY 2006	Budget FY 2007	Selectmen FY 2008	FinCom FY 2008	% 07-'08
<b>135 Town Accountant</b>					
Personal Services	136,655	141,182	145,254	145,254	
Expenses	<u>41,192</u>	<u>43,100</u>	<u>45,310</u>	<u>45,310</u>	
sub-total	177,846	184,282	190,564	190,564	3.4%
<b>136 Information Systems Department</b>					
Personal Services	55,783	55,783	63,283	63,283	
Expenses	<u>86,895</u>	<u>86,895</u>	<u>76,195</u>	<u>76,195</u>	
sub-total	142,678	142,678	139,478	139,478	-2.2%
<b>141 Board of Assessors</b>					
Personal Services	121,763	121,919	122,986	122,986	
Expenses	<u>63,543</u>	<u>43,303</u>	<u>74,293</u>	<u>74,293</u>	
sub-total	185,306	165,222	197,279	197,279	19.4%
<b>145 Treasurer/Collector</b>					
Personal Services	138,184	138,725	132,710	132,710	
Expenses	<u>40,934</u>	<u>44,000</u>	<u>44,600</u>	<u>44,600</u>	
sub-total	179,118	182,725	177,310	177,310	-3.0%
<b>710 Debt Service</b>					
Expenses	1,464,657	1,546,597	1,868,872	1,868,872	20.8%
<b>820 Tax Title</b>					
Expenses	28,454	25,000	29,000	29,000	16.0%
<b>910 Retirement/Benefits/Insurance</b>					
Expenses	<u>4,201,356</u>	<u>4,265,040</u>	<u>4,043,508</u>	<u>4,043,508</u>	-5.2%
<b>II. Finance</b>	<b>\$6,419,674</b>	<b>\$6,541,802</b>	<b>\$6,684,676</b>	<b>\$6,684,676</b>	2.2%

**III. PUBLIC SAFETY**

<b>210 Police</b>					
Personal Services	\$1,503,243	\$1,516,070	\$1,638,360	\$1,638,360	
Expenses	<u>110,338</u>	<u>121,768</u>	<u>117,550</u>	<u>117,550</u>	
sub-total	1,613,581	1,637,838	1,755,910	1,755,910	7.2%
<b>211 Police Station</b>					
Expenses	35,965	39,200	41,200	41,200	5.1%
<b>220 Fire</b>					
Personal Services	250,597	286,231	303,979	303,979	
Expenses	<u>128,118</u>	<u>151,749</u>	<u>154,249</u>	<u>154,249</u>	
sub-total	378,715	437,980	458,228	458,228	4.6%
<b>231 Ambulance Service</b>					
Expenses	216,300	249,200	405,300	405,300	62.6%

<b>Budget</b>	<b>Actual FY 2006</b>	<b>Budget FY 2007</b>	<b>Selectmen FY 2008</b>	<b>FinCom FY 2008</b>	<b>% 07-'08</b>
<b>240 Inspections</b>					
Personal Services	134,318	134,318	134,318	134,318	
Expenses	<u>21,545</u>	<u>21,545</u>	<u>24,205</u>	<u>24,205</u>	
sub-total	155,863	155,863	158,523	158,523	1.7%
<b>241 Community Development</b>					
Personal Services	107,584	107,984	107,584	107,584	
Expenses	<u>1,000</u>	<u>600</u>	<u>3,150</u>	<u>3,150</u>	
sub-total	108,584	108,584	110,734	110,734	2.0%
<b>294 Harbor Committee</b>					
Expenses	1,047	1,545	1,545	1,545	0.0%
<b>295 Harbormaster</b>					
Personal Services	101,040	0	0	0	
Expenses	<u>33,960</u>	<u>137,000</u>	<u>139,000</u>	<u>139,000</u>	
sub-total	135,000	137,000	139,000	139,000	1.5%
<b>296 Shellfish</b>					
Personal Services	36,017	35,088	35,088	35,088	
Expenses	<u>6,320</u>	<u>6,320</u>	<u>6,950</u>	<u>6,950</u>	
sub-total	42,337	41,408	42,038	42,038	1.5%
<b>299 Parking</b>					
Personal Services	268,669	303,368	302,368	302,368	
Expenses	<u>45,825</u>	<u>47,400</u>	<u>81,600</u>	<u>81,600</u>	
sub-total	<u>314,494</u>	<u>350,768</u>	<u>383,968</u>	<u>383,968</u>	9.5%
<b>III. Public Safety</b>	<b>\$3,001,886</b>	<b>\$3,159,386</b>	<b>\$3,496,446</b>	<b>\$3,496,446</b>	<b>10.7%</b>

**IV. PUBLIC WORKS****192 Buildings & Grounds**

Personal Services	\$412,483	\$408,871	\$455,065	\$455,065	
Expenses	<u>227,454</u>	<u>227,254</u>	<u>266,306</u>	<u>266,306</u>	
sub-total	639,937	636,125	721,371	721,371	13.4%

**421 Administration**

Personal Services	109,960	142,231	214,850	214,850	
Expenses	<u>226,502</u>	<u>234,350</u>	<u>283,250</u>	<u>283,250</u>	
sub-total	336,462	376,581	498,100	498,100	32.3%

**422 Highway**

Personal Services	254,911	258,414	359,844	359,844	
Expenses	<u>89,137</u>	<u>73,725</u>	<u>95,025</u>	<u>95,025</u>	
sub-total	344,048	332,139	454,869	454,869	37.0%



Budget	Actual FY 2006	Budget FY 2007	Selectmen FY 2008	FinCom FY 2008	% 07-'08
<b>423 Snow &amp; Ice</b>					
Personal Services	36,303	40,513	20,000	20,000	
Expenses	<u>26,812</u>	<u>18,883</u>	<u>39,400</u>	<u>39,400</u>	
sub-total	63,115	59,396	59,400	59,400	0.0%
<b>431 Solid Waste/Recycling</b>					
Personal Services	333,097	332,679	379,526	379,526	
Expenses	<u>110,376</u>	<u>127,700</u>	<u>144,800</u>	<u>144,800</u>	
sub-total	443,473	460,379	524,326	524,326	13.9%
<b>439 Waste Disposal/Other</b>					
Expenses	<u>184,114</u>	<u>237,000</u>	<u>235,600</u>	<u>235,600</u>	-0.6%
<b>IV. Public Works</b>	<b>\$2,011,149</b>	<b>\$2,101,620</b>	<b>\$2,493,666</b>	<b>\$2,493,666</b>	<b>18.7%</b>

**V. PUBLIC SERVICES**

<b>511 Health Inspector/Agent</b>					
Personal Services	\$84,526	\$89,466	\$100,551	\$100,551	
Expenses	<u>9,369</u>	<u>8,900</u>	<u>9,900</u>	<u>9,900</u>	
sub-total	93,895	98,366	110,451	110,451	12.3%
<b>512 Public Health/Nurse</b>					
Personal Services	13,970	12,386	12,386	12,386	
Expenses	<u>28,004</u>	<u>29,455</u>	<u>29,455</u>	<u>29,455</u>	
sub-total	41,974	41,841	41,841	41,841	0.0%
<b>513 Board of Health</b>					
Expenses	2,317	1,472	1,472	1,472	0.0%
<b>525 Cape End Manor</b>					
Personal Services			1,444,328		
Expenses			<u>1,261,602</u>		
sub-total	2,705,930	0	0	0	
<b>541 Council on Aging</b>					
Personal Services	150,719	149,027	160,145	160,145	
Expenses	<u>8,373</u>	<u>10,045</u>	<u>10,045</u>	<u>10,045</u>	
sub-total	159,092	159,072	170,190	170,190	7.0%
<b>543 Veterans Services</b>					
Personal Services	11,244	11,248	0	0	
Expenses	<u>9,904</u>	<u>15,610</u>	<u>29,899</u>	<u>29,899</u>	
sub-total	21,147	26,858	29,899	29,899	11.3%
<b>610 Library</b>					
Personal Services	194,256	184,655	214,571	214,571	
Expenses	<u>83,445</u>	<u>80,673</u>	<u>82,994</u>	<u>82,994</u>	
sub-total	277,701	265,328	297,565	297,565	12.1%

Budget	Actual	Budget	Selectmen	FinCom	%
	FY 2006	FY 2007	FY 2008	FY 2008	07-'08
<b>620 Administration</b>					
Expenses	0	0	46,450	46,450	
<b>630 Recreation Department</b>					
Personal Services	110,795	119,304	116,456	116,456	
Expenses	<u>12,899</u>	<u>13,000</u>	<u>18,100</u>	<u>18,100</u>	
sub-total	123,695	132,304	134,556	134,556	1.7%
<b>651 Beautification Cte</b>					
Expenses	3,402	8,500	8,500	8,500	0.0%
<b>672 Art Commission</b>					
Expenses	16,300	16,300	16,300	16,300	0.0%
<b>673 Cultural Council</b>					
Expenses	<u>1,754</u>	<u>2,500</u>	<u>4,300</u>	<u>4,300</u>	72.0%
<b>V. Public Services</b>	<b>\$3,447,207</b>	<b>\$752,541</b>	<b>\$861,524</b>	<b>\$861,524</b>	<b>14.5%</b>

**VI. PUBLIC SCHOOLS****300 Provincetown Public Schools**

Direct Costs	\$4,152,958	\$4,152,958	\$3,652,340	\$3,652,340	-12.1%
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**310 Cape Cod Regional Tech High**

Expense	<u>117,890</u>	<u>140,935</u>	<u>202,326</u>	<u>202,326</u>	43.6%
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<b>VI. Public Schools</b>	<b>\$4,270,848</b>	<b>\$4,293,893</b>	<b>\$3,854,666</b>	<b>\$3,854,666</b>	<b>-10.2%</b>
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**OPERATING BUDGET SUMMARY**

I. General Gov't	\$1,049,984	\$1,123,525	\$1,167,934	\$1,167,934	4.0%
II. Finance	6,419,674	6,541,802	6,684,676	6,684,676	2.2%
III. Public Safety	3,001,886	3,159,386	3,496,446	3,496,446	10.7%
IV. Public Works	2,011,149	2,101,620	2,493,666	2,493,666	18.7%
V. Public Services	<u>3,447,207</u>	<u>752,541</u>	<u>861,524</u>	<u>861,524</u>	14.5%
Subtotal, I-V	15,929,900	13,678,875	14,704,246	14,704,246	7.5%
VI. Public Schools	<u>4,270,848</u>	<u>4,293,893</u>	<u>3,854,666</u>	<u>3,854,666</u>	-10%
<b>Total, I-VI</b>	<b>20,200,748</b>	<b>17,972,768</b>	<b>18,558,911</b>	<b>18,558,911</b>	<b>3.3%</b>

Cheryl Andrews moved that the Town vote to raise and appropriate the sum of \$795,312, and transfer from the Land Bank fund the sum of \$372,622, for a total of \$1,167,934, to fund operating budgets for the several Town departments for Fiscal Year 2008 under budget Division I, General Government, as requested by the Board of Selectmen and recommended by the Finance Committee. **Motion Passed.**

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**Article 2. FY 2008 Municipal Operating Budget.****Division II. Finance****BOARD OF SELECTMEN RECOMMENDS: 3-0-0****FINANCE COMMITTEE RECOMMENDS**

Cheryl Andrews moved that the Town vote to raise and appropriate the sum of \$6,401,343 and transfer from Reserve from Sale of Town Property the sum of \$283,333, for a total of \$6,684,676 to fund operating budgets for the several Town departments for Fiscal Year 2008 under budget Division II, Finance, as requested by the Board of Selectmen and recommended by the Finance Committee.

**Motion Passed.**

**Article 2. FY 2008 Municipal Operating Budget.****Division III. Public Safety****BOARD OF SELECTMEN RECOMMENDS: 3-0-0****FINANCE COMMITTEE RECOMMENDS**

Cheryl Andrews moved that the Town vote to raise and appropriate the sum of \$3,426,446, and transfer from the Municipal Waterways Improvement and Maintenance Fund the sum of \$70,000, for a total of \$3,496,446, to fund operating budgets for the several Town departments for Fiscal Year 2008 under budget Division III, Public Safety, as requested by the Board of Selectmen and recommended by the Finance Committee. **Motion Passed.**

**Article 2. FY 2008 Municipal Operating Budget.****Division IV. Public Works****BOARD OF SELECTMEN RECOMMENDS: 3-0-0****FINANCE COMMITTEE RECOMMENDS**

Cheryl Andrews moved that the Town vote to raise and appropriate the sum of \$2,493,666 to fund operating budgets for the several Town departments for Fiscal Year 2008 under budget Division IV, Public Works, as requested by the Board of Selectmen and recommended by the Finance Committee. **Motion Passed.**

**Article 2. FY 2008 Municipal Operating Budget.****Division V. Public Services**

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**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**  
**FINANCE COMMITTEE RECOMMENDS**

Cheryl Andrews moved the Town vote to raise and appropriate the sum of \$861,524 to fund operating budgets for the several Town departments for Fiscal Year 2008 under budget Division V, Public Services, as requested by the Board of Selectmen and recommended by the Finance Committee. **Motion Passed.**

*Article 2. FY 2008 Municipal Operating Budget.*  
*Division VI. Public Schools*  
**Motion One**

**SCHOOL COMMITTEE RECOMMENDS: 5-0-0**  
**FINANCE COMMITTEE RECOMMENDS: 7-0-0**

Terese Nelson moved that the Town vote to raise and appropriate the sum of \$3,652,340 to fund the Provincetown Public School System Budget for Fiscal Year 2008. **Motion Passed.**

*Article 2. FY 2008 Municipal Operating Budget.*  
*Division VI. Public Schools*  
**Motion Two**

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**  
**FINANCE COMMITTEE RECOMMENDS: 7-0-0**

Cheryl Andrews moved that the Town vote to raise and appropriate the sum of \$202,326 for its assessment for Cape Cod Technical Regional High School for FY 2008. **Motion Passed.**

**Article 3. Resolution: Provincetown Schools Pre-K to Grade 12.** To see if the Town will vote to approve a resolution concerning the Provincetown Public Schools Pre-K to Grade 12 status as follows: Whereas: It is recognized that the configuration of the Provincetown Public Schools is within the control of the Provincetown School Committee, but whereas the Town and its citizens also recognize that the school system is a crucial and integral component of the viability of the community, therefore the Provincetown School Committee moves that the Town vote to affirm its desire that the Provincetown Public Schools remain open and continue functioning as a Pre-K to Grade 12 system; or to take any other action relative thereto.  
*[Requested by the School Committee]*

**SCHOOL COMMITTEE RECOMMENDS: 4-0-0**  
**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

Terese Nelson moved that the Town vote to approve a resolution concerning the Provincetown Public Schools Pre-K to Grade 12 status as follows: Whereas: It is recognized that the configuration of the Provincetown Public Schools is within the control of the Provincetown School Committee, but whereas the Town and its citizens also recognize that the school system is a crucial and integral component of the viability of the community, therefore the Provincetown School Committee moves that the Town vote to affirm its desire that the Provincetown Public Schools remain open and continue functioning as a Pre-K to Grade12 system. **Motion Passed.**

**Article 4. FY 2008 Cape Cod Regional Technical High School Assessment.** To see to if the Town will vote to accept the provisions of MGL C.71,§16B, which would reallocate the sum of the member towns’ contribution to the Cape Cod Regional Technical High School District for FY 2008 in accordance with the Regional Agreement rather than the Education Reform Formula, so-called, or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0  
FINANCE COMMITTEE RECOMMENDS: 6-0-0**

Cheryl Andrews moved that the Town vote to accept the provisions of MGL C.71,§16B, which would reallocate the sum of the member towns’ contribution to the Cape Cod Regional Technical High School District for FY 2008 in accordance with the Regional Agreement rather than the Education Reform Formula, so-called. **Motion Passed.**

**Article 5. FY 2008 Enterprise Funds.** To see to if the Town will vote to raise and appropriate or transfer from available funds the following amounts for enterprise funds of the Town of Provincetown for Fiscal Year 2008:

440 Wastewater Enterprise Fund	<i>FY 2007</i>	<i>FY 2008</i>	<i>07-08 %</i>
Enterprise Fund Costs	\$2,291,570	\$2,759,511	
General Fund Costs	<u>285,600</u>	<u>285,600</u>	
TOTAL COSTS	\$2,577,170	\$3,045,111	18.16%
450 Water Enterprise Fund	<i>FY 2007</i>	<i>FY 2008</i>	<i>07-08 %</i>
Enterprise Fund Costs	\$1,827,567	\$1,749,769	
General Fund Costs	<u>285,600</u>	<u>285,600</u>	
TOTAL COSTS	\$2,113,167	\$2,035,369	-3.68%

or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**Article 5. FY 2008 Enterprise Funds.****1. 440 Wastewater Enterprise Fund.****BOARD OF SELECTMEN RECOMMENDS: 3-0-0****FINANCE COMMITTEE RECOMMENDS: 5-0-0**

Cheryl Andrews moved that the Town vote that \$3,045,111 be appropriated to operate the Wastewater Enterprise Fund, \$2,759,511 to come from Wastewater Enterprise Fund revenues and fund balance, and further, \$285,600 to be appropriated in the general fund and funded from Wastewater Enterprise revenues. **Motion Passed.**

**Article 5. FY 2008 Enterprise Funds.****2. 450 Water Enterprise Fund.****BOARD OF SELECTMEN RECOMMENDS: 3-0-0****FINANCE COMMITTEE RECOMMENDS: 5-0-0**

Cheryl Andrews moved that the Town vote that \$2,035,369 be appropriated to operate the Water Enterprise Fund, for \$1,749,769 to come from Water Enterprise Fund revenues and fund balance, and further, \$285,600 to be appropriated in the general fund and funded from Water Enterprise revenues. **Motion Passed.**

**Article 6. FY2008 Capital Improvements Program.** To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds the following sums to defray the costs of the Fiscal Year 2008 Capital Improvements Program submitted in accordance with Chapter 9, section 2 of the Provincetown Charter as follows:

**1. Police Fleet Replacement Program:** \$55,000 to be expended under the direction of the Town Manager and the Chief of Police for two police cruisers, and costs related thereto;

**2. Parking Department Equipment:** \$33,400 to be expended under the direction of the Town Manager and the Chief of Police for parking lot fee computers and ticket spitters for the Parking Department, and costs related thereto;

**3. Community Center Alarm:** \$9,500 to be expended under the direction of the Town Manager and the Director of Public Works for an alarm system for the Community Center, and costs related thereto;

**4. DPW Fleet Replacement Plan:** \$182,500 to be expended under the direction of the Town Manager and the Director of Public Works for a replacement yard packer and dump truck, and costs related thereto;

**5. DPW Street Sidewalk Maintenance:** \$50,000 to be expended under the direction of the Town Manager and the Director of Public Works for maintenance of streets and sidewalks, and costs related thereto;

6. DPW Hydraulic Sander: \$18,000 to be expended under the direction of the Town Manager and the Director of Public Works for a hydraulic sander for the Department of Public Works, and costs related thereto;

7. DPW Sign Machine: \$50,000 to be expended under the direction of the Town Manager and the Director of Public Works for sign machine for the Department of Public Works, and costs related thereto;

8. DPW Transfer Station Equipment: \$60,000 to be expended under the direction of the Town Manager and the Director of Public Works for transfer station equipment, and costs related thereto;

9. Stormwater Master Plan Improvements: \$150,000 to be expended under the direction of the Town Manager and the Director of Public Works for stormwater master plan improvements, and costs related thereto;

10. DEP Water Management Permit/New Source Development: \$250,000 to be expended under the direction of the Town Manager and the Director of Public Works for DEP Water Management Act permitting and new source development, and for costs incidental and related thereto;

11. DPW Water - North Truro Air Force Base Wells Upgrade: \$50,000 to be expended under the direction of the Town Manager and the Director of Public Works for upgrading the wells at the former North Truro Air Force Base, and for costs incidental and related thereto;

or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**Article 6. FY 2008 Capital Improvements Program.**

**1. Police Fleet Replacement Program:**

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**FINANCE COMMITTEE RECOMMENDS: 5-0-0**

**Borrowing – 2/3’s vote required**

Michele Couture moved that the Town vote to appropriate and borrow the sum of \$55,000 to be expended under the direction of the Town Manager and the Chief of Police for two police cruisers, and costs related thereto; and that the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum under and pursuant to Chapter 44, Section 7(9), of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefor.

**Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**Article 6. FY 2008 Capital Improvements Program.**

**2. Parking Department Equipment**

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**FINANCE COMMITTEE RECOMMENDS: 5-0-0**

***Borrowing – 2/3’s vote required***

Michele Couture moved that the Town vote to appropriate and borrow the sum of \$33,400 to be expended under the direction of the Town Manager and the Chief of Police for parking lot fee computers and ticket spitters for the Parking Department, and costs related thereto; and that the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum under and pursuant to Chapter 44, Section 7(9), of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefor.

**Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

***Article 6. FY 2008 Capital Improvements Program.******3. Community Center Alarm***

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**FINANCE COMMITTEE RECOMMENDS: 5-0-0**

Michele Couture moved that the Town vote to raise and appropriate the sum of \$9,500 to be expended under the direction of the Town Manager and the Director of Public Works for an alarm system for the Community Center, and costs related thereto. **Motion Passed.**

***Article 6. FY 2008 Capital Improvements Program.******4. DPW Fleet Replacement Program:***

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**FINANCE COMMITTEE RECOMMENDS: 5-0-0**

***Borrowing – 2/3’s vote required***

Michele Couture moved that the Town vote to appropriate and borrow the sum of \$182,500 to be expended under the direction of the Town Manager and the Director of Public Works for a replacement yard packer and dump truck, and costs related thereto; and that the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum under and pursuant to Chapter 44, Section 7(9), of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefor. **Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

***Article 6. FY 2008 Capital Improvements Program.******5. DPW Street Sidewalk Maintenance***

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**FINANCE COMMITTEE RECOMMENDS: 5-0-0**



Michele Couture moved that the Town vote to raise and appropriate the sum of \$50,000 to be expended under the direction of the Town Manager and the Director of Public Works for maintenance of streets and sidewalks, and costs related thereto. **Motion Passed.**

*Article 6. FY 2008 Capital Improvements Program.*

*6. DPW Hydraulic Sander:*

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**FINANCE COMMITTEE RECOMMENDS: 5-0-0**

Michele Couture moved that the Town vote to raise and appropriate the sum of \$18,000 to be expended under the direction of the Town Manager and the Director of Public Works for a hydraulic sander for the Department of Public Works, and costs related thereto. **Motion Passed.**

*Article 6. FY 2008 Capital Improvements Program.*

*7. DPW Sign Machine*

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**FINANCE COMMITTEE RECOMMENDS: 5-0-0**

Michele Couture moved that the Town vote to raise and appropriate the sum of \$20,000 to be expended under the direction of the Town Manager and the Director of Public Works for sign machine for the Department of Public Works. **Motion Passed.**

*Article 6. FY 2008 Capital Improvements Program.*

*8. DPW Transfer Station Equipment*

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**FINANCE COMMITTEE RECOMMENDS: 5-0-0**

*Borrowing – 2/3's vote required*

Michele Couture moved that the Town vote to appropriate and borrow the sum of \$60,000 to be expended under the direction of the Town Manager and the Director of Public Works for transfer station equipment, and costs related thereto; and that the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum under and pursuant to Chapter 44, Section 7(9), of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefor. **Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

*Article 6. FY 2008 Capital Improvements Program.*

*9. Stormwater Master Plan Improvements:*

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**FINANCE COMMITTEE RECOMMENDS: 5-0-0**

**BOARD OF HEALTH RECOMMENDS: 3-0-0**

*Borrowing – 2/3’s vote required*

Michele Couture moved that the Town vote to appropriate and borrow the sum of \$150,000 to be expended under the direction of the Town Manager and the Director of Public Works for stormwater master plan improvements, and costs related thereto; and that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum under and pursuant to Chapter 44, Section 7(1), of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor. **Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

*Article 6. FY 2008 Capital Improvements Program.*

*10. DEP Water Management Permit/New Source Development:*

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**FINANCE COMMITTEE RECOMMENDS: 7-0-0**

**BOARD OF HEALTH RECOMMENDS: 3-0-0**

*Borrowing – 2/3’s vote required*

Michele Couture moved that the Town vote to appropriate and borrow the sum of \$250,000 to be expended under the direction of the Town Manager and the Director of Public Works for DEP Water Management Act permitting and new source development, and for costs incidental and related thereto; and that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum under and pursuant to Chapter 44, Section 7(1), of the General Laws, or pursuant to and any other enabling authority, and to issue bonds or notes of the Town therefor. **Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

*Article 6. FY 2008 Capital Improvements Program.*

*11. DPW Water - North Truro Air Force Base Wells Upgrade*

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**FINANCE COMMITTEE RECOMMENDS: 5-0-0**

**BOARD OF HEALTH RECOMMENDS: 3-0-0**

*Borrowing – 2/3’s vote required*

Michele Couture moved that the Town vote to appropriate and borrow the sum of \$50,000 to be expended under the direction of the Town Manager and the Director of Public Works for upgrading the wells at the former North Truro Air Force Base, and for costs incidental and related thereto; and that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum under and pursuant to Chapter 44, Section 7(1), of the General Laws, or pursuant to and any other enabling authority, and to issue bonds or notes of the Town therefor. **Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**Article 7. FY2008 Revolving Accounts.** To see if the Town will vote to continue for FY 2008 the following revolving accounts established pursuant to MGL C.44, §53E½: (1) *Preservation of Town Hall Auditorium*: to allow receipts from the rental and custodial fees charged for the public use of Town Hall Auditorium to be segregated into a special account; and with funds therefrom, up to a limit of \$20,000 annually, to be expended for the repair, updating and refurbishing of the Town Hall Auditorium under the direction of the Town Manager and Board of Selectmen; (2) *Shellfish Grants*: to allow receipts from Shellfish Grants to be segregated into a special account; and with funds therefrom, up to a limit of \$2,500 annually, to be expended under the direction of the Shellfish Warden and the Board of Selectmen for the purpose of shellfish seeding, cultivation on public shellfish areas; or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**FINANCE COMMITTEE RECOMMENDS: 6-0-0**

Richard Olson moved that the Town vote to continue for FY 2008 the revolving accounts established pursuant to MGL C.44, §53E½ as printed in the warrant.

**Motion Passed.**

**Article 8. Cape Cod Greenhead Fly Control District Assessment.** To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$938.75 for Greenhead Fly Control as authorized by Section 24, Chapter 252 of the General Laws; and authorize the Town Treasurer to pay said appropriation into the State Treasury, or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**FINANCE COMMITTEE RECOMMENDS: 6-0-0**

**BOARD OF HEALTH RECOMMENDS: 3-0-0**

Richard Olson moved that the Town will vote to raise and appropriate the sum of \$938.75 for Greenhead Fly Control as authorized by Section 24, Chapter 252 of the

General Laws; and authorize the Town Treasurer to pay said appropriation into the State Treasury. **Motion Passed.**

**Article 9. Community Preservation Budget for FY 2008.** To see if the Town will vote to hear and act on the report of the Community Preservation Committee on the Fiscal Year 2008 Community Preservation Budget, to appropriate or reserve from FY 2008 Community Preservation Fund annual revenues the following amounts totaling \$562,488, as recommended by the Community Preservation Committee, with each item considered a separate appropriation:

**1. Reserves:**

- A. \$241,437 for Community Housing;
- B. \$26,730 for Historic Resources;

**2. Appropriations:**

- A. \$83,201 for open space debt service from open space funds and open space reserve;
- B. \$28,000 for community housing debt service from community housing funds;
- C. \$17,635 of historic resources funds to create a secure, climate controlled archive storage area in the Provincetown Library basement for the Heritage collection;
- D. \$20,000 of historic resources funds to restore the historic clock on Provincetown Town Hall;
- E. \$145,485 of community housing funds for the Provincetown Housing Office.

**3. Borrowing**

- A. \$732,000 for twelve (12) community housing units proposed for 6 Sandy Hill Lane;
- B. to reduce from \$1,900,000 to \$900,000 the total amount authorized to be borrowed under Article 2 of the April 4, 2005 Special Town Meeting for the Cape End Manor Care Campus Site, so-called, in accordance with the land exchange between the Town of Provincetown, the New England Deaconess Association, and the Bishop of Fall River effected on December 18, 2006;

or to take any other action relative thereto.

*[Requested by the Community Preservation Committee]*

**COMMUNITY PRESERVATION COMMITTEE RECOMMENDS: 5-0-0**

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**FINANCE COMMITTEE RECOMMENDS Article 9, Sections 1, 2, & 3B: 6-0-0**

**HOUSING AUTHORITY RECOMMENDS: 4-0-1**

**LOCAL HOUSING PARTNERSHIP RECOMMENDS: 4-0-0**

**FINANCE COM. DOES NOT RECOMMEND Article 9, Section 3A: 7-0-0**

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***Borrowing – 2/3's vote required***

Elaine Anderson moved that the Town vote to approve Article 9, Section 1, Reserves as printed in the warrant. **Motion Passed.**

Elaine Anderson moved that the Town vote to approve Article 9, Section 2, Appropriations, as printed in the warrant.

Greg Howe moved to divide Article 9, section 2 and vote each item a through e separately.

**Motion Passed.**

**Article 9, Section 2A:** *To appropriate \$83,201 for Open Space Debt Service*

**Motion Passed**

**Article 9, Section 2B:** *To appropriate \$28,000 for Community Housing Debt Service*

**Motion Passed**

**Article 9, Section 2C:** *To appropriate \$17,635 for Archive Storage Area*

**Motion Passed**

**Article 9, Section 2D:** *To appropriate \$20,000 for Town Hall clock Restoration*

**Motion Passed**

**Article 9, Section 2E:** *To appropriate \$145,485 for Community Housing Office Funding*

Alix Ritchie moved to amend Article 9, section 2E to \$50,000.

**Motion Passed.**

**Motion As Amended Passed.**

Elaine Anderson moved that the Town vote to approve Article 9, Section 3A, by appropriate and borrow the sum of \$732,000 for twelve (12) community housing units proposed for 6 Sandy Hill Lane; and that the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum under and pursuant to Chapter 44B and pursuant to G.L. Chapter 44 Section 7 (3) of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefor.

**Motion Passed.**

**(For: 121 Against: 43 2/3<sup>rd</sup>'s Vote Declared - 108 needed to pass)**

**10:35 pm Motion to adjourn until tomorrow, April 10, 2007 at 6:00 p.m.**

**Motion Passed.**

**Town Moderator Mary-Jo Avellar called the meeting to order at 6:00 p.m. on Tuesday, April 10, 2007.**

Marcene Marcoux moved to reconsider Article 9, Section 3A (signatures of 18 voters submitted).

**Motion to Reconsider Does Not Pass.**

Elaine Anderson moved that the Town vote to approve Article 9, Section 3B, as printed in the warrant. **Motion Passed.**

**Article 10. Amendments to Personnel By-law/Classification and Compensation Plan.** To see if the Town will vote as follows:

1. **Schedule A:** to amend Schedule A, "Permanent Full and Part-time Non-Union Positions," of the Classification and Compensation Plan of the Town, effective July 1, 2007, as follows:

	Actual FY 2007		Proposed FY 2008		
Gr	Min	Max	Min	Max	Position Title
21	86,672	101,444	91,006	106,517	Town Manager [ <i>exempt – MGL C.41, §108N</i> ]
20	73,451	88,016	77,124	92,417	Chief of Police [ <i>exempt – MGL C.41, §108O</i> ] Director of Public Works
19	69,623	83,429	73,105	87,601	<i>no positions assigned</i>
18	65,993	79,080	69,293	83,034	<i>no positions assigned</i>
17	62,552	72,493	65,680	76,118	Director of Municipal Finance Police Staff Sergeant
16	59,291	71,050	62,256	74,602	<i>no positions assigned</i>
15	56,200	65,132	59,009	68,388	Assistant Town Manager Building Commissioner Deputy Director of Public Works
14	53,019	63,533	55,670	66,710	Health Agent
13	50,019	57,968	52,520	60,866	Health Inspector/Conservation Agent
12	47,188	56,545	49,547	59,372	Human Services/Council on Aging Director Information Services Director Library Director Principal Assessor Town Accountant
11	44,940	53,851	47,187	56,543	Collector Treasurer
10	42,800	51,288	44,940	53,852	Deputy Town Accountant DPW Finance Coordinator Recreation Director
9	40,762	48,844	42,800	51,287	Local Building Inspector Parking Administrator Administrative Director of Tourism Town Clerk
8	38,454	46,080	40,377	48,384	COA Outreach Coordinator Library Operations Director Permit Coordinator Town Manager's Sec./Employ Ben Coord.
7	36,279	43,472	38,093	45,646	Electrical/Deputy Building Inspector Licensing Agent

6	35,251	42,242	37,013	44,354	Secretary to the Board of Selectmen Secretary to the Chief of Police
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And to raise and appropriate the sum of \$76,841 to fund raises for FY 2008 for management employees in accordance with the performance appraisal system adopted pursuant to Section 4-1 of the Personnel By-law;

2. **Schedule B:** to amend Schedule B, "Fire Department Positions," effective July 1, 2007, as requested by the Board of Fire Engineers, as follows:

**Annual Stipends for Reimbursement of Expenses**

<u>Position</u>	<u>Current</u>	<u>Proposed</u>
Deputy Fire Chief	\$6,000	\$6,600
District Fire Chief/Engineer	2,000	2,200
Firefighter	615	715
Fire Auxiliary	325	360
Fire Captain ( <i>additional stipend</i> )	450	500
Fire Lieutenant ( <i>additional stipend</i> )	275	305
House Steward ( <i>additional stipend</i> )	800	880
House Steward ( <i>additional stipend</i> )	1,000	1,100
Ladder Steward ( <i>additional stipend</i> )	1,160	1300
Main Station Steward ( <i>additional stipend</i> )	4,800	
Oil Inspector	1,747	
Rescue Captain ( <i>additional stipend</i> )	1,000	1,100
Rescue Lieutenant ( <i>additional stipend</i> )	800	880
Rescue Steward ( <i>additional stipend</i> )	1,600	2,640
Rescue Training Officer ( <i>additional stipend</i> )	1,500	1,650
Radio Officer ( <i>additional stipend</i> )	500	550
Air Officer ( <i>additional stipend</i> )	800	880

**Annual Salary**

<u>Position</u>	<u>Current</u>	<u>Proposed</u>
Fire Chief	\$22,500	25,000

**Non-Firefighter Positions**

<u>Position</u>	<u>Current</u>	<u>Proposed</u>
First Responders	\$12.00 per call	
EMT-Basic	17.50/hour	18.50
EMT-Intermediate	19.00	20.00
EMT-Paramedic	21.00	22.00
Stand-by	14.03	
Safety Inspections	14.03	
Rescue Squad participation	\$250.00 per quarter	

3. **Schedule C:** to amend Schedule C, "Seasonal and Part-time Non-Union Positions," effective July 1, 2007, as follows:

Gr.	Act. FY 06	Prop. FY 08	Proposed Position Classifications
L	\$16.09	\$16.89	Parking Lot Technical Manager Property Inspector (Assessors)
K	15.63	16.41	Assistant Harbormaster with police powers Police Officer, Summer/Auxiliary
J	15.18	15.94	Seasonal Recreation Swimming Instructor
I	14.88	15.63	Parking Meter Collection/Repair
H	14.46	15.18	Police Matron Police Summer Dispatcher
G	14.18	14.89	<i>No Positions Assigned</i>
F	13.77	14.46	Assistant Harbormaster w/o police powers Parking and Traffic Officers Parking Lot Assistant Technical Manager Parking Meter Enforcement Secretary, On-call Relief Transfer Station Laborer
E	13.52	14.20	<i>No Positions Assigned</i>
D	13.13	13.78	Library Circulation Aide Parking Lot Attendant/Out-booth/Floater
C	12.75	13.38	Barrels & Grounds Laborer Restroom/Building Custodian Seasonal Recreation Supervisor
B	12.51	13.13	<i>No Positions Assigned</i>
A	12.27	12.88	Council on Aging Cook Parking Lot Attendant/In-booth Seasonal Recreation Aides

and to raise and appropriate the sum of \$39,708 for raises for positions contained on Schedule C for FY 2008; or to take any other action relative thereto.

*[Requested by the Personnel Board and the Town Manager]*

**PERSONNEL BOARD RECOMMENDS: 4-0-0**

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**FINANCE COMMITTEE RECOMMENDS: 6-0-0**

Keith Bergman moved that the Town vote to approve Article 10 as printed in the warrant.

Clarence Walker moved to amend the motion by deleting grades 19, 18, and 16 in Schedule A.

**Motion to Amend Does Not Pass.**

**Motion Passed.**

**Article 11. Repairs to Former Fire House No. 2, 189 Commercial Street.** To see if the Town will vote to appropriate and borrow the sum of \$500,000 for



repairs to former Fire House No. 2, 189 Commercial Street, with said borrowing authority contingent upon the voters approval of a Proposition 2½ override ballot question, in accordance with the provisions of MGL C. 59, §21C(m); and that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum under and pursuant to Chapter 44, Section 7(3A), of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefor; or to take any other action relative thereto. *[Requested by the Board of Selectmen]*

**BOARD OF SELECTMEN DOES NOT RECOMMEND: 3-0-0**

**FINANCE COMMITTEE RECOMMENDS: 6-0-0**

**HISTORICAL COMMISSION RECOMMENDS: 5-0-0**

*Borrowing – 2/3’s vote required*

Richard Olson moved that the Town vote to approve Article 11 as printed in the warrant.

**Motion Passed. (2/3<sup>rd</sup>’s Vote Declared)**

**Article 12. *Disposition of Former Fire House No. 2 - Fourth Town Landing.***

To see if the Town will vote to accept the alteration of the layout of the Fourth Landing as shown on the plan on file with the Town Clerk and to transfer the care, custody, management and control of the entire Fourth Landing from the Board of Selectmen for the purpose of a town landing to the Board of Selectmen for the purposes of a town landing and for conveyance, and to authorize the Board of Selectmen to convey the portion of the Fourth Landing that is approximately shown on said plan as “Fire Station No. 2” and contain 2,028 square feet, more or less, together with easement for access and utilities over the remaining portion of the Fourth Landing for the benefit of the Fire Station No. 2, on such terms and conditions, and for such consideration, as the Board of Selectmen deems appropriate, provided that the conveyance will include covenants requiring rehabilitation of former Fire House No. 2, such covenants to be prepared by the Board of Selectmen in consultation with the Provincetown Historical Commission; and to authorize the Board of Selectmen to petition the General Court for a special act as set forth below; provided, however, that the General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approve amendments to the bill before enactment by the General Court. The Board of Selectmen is hereby authorized to approve amendments that shall be within the scope of the general public objectives of this petition.

*An Act Relative to Non-Applicability of Certain Provisions of the Zoning Act and Bylaw and Subdivision Control Act and Regulations to Firehouse #2 in Provincetown*

SECTION ONE. Notwithstanding the provisions of sections 81K through 81GG of general laws chapter 41 and the regulations adopted thereunder by the Provincetown Planning Board, the Barnstable County Registry of Deeds shall accept for filing or recording a plan prepared by a licensed surveyor that divides the area known as the fourth town landing, shown on Provincetown assessors map 11, block 1 as lot 009 and 009A, into a lot containing 2,028 square feet, more or less, to contain the building known as Firehouse No. 2 (defined herein as the "Firehouse Lot"), and a parcel containing 5,731 square feet, more or less, to be retained by the town of Provincetown as a town landing (defined herein as the "Altered Landing"), whether or not such plan is endorsed "subdivision approval not required" by the Provincetown Planning Board.

SECTION TWO. Notwithstanding the provisions of chapter 40A of the general laws or of any zoning bylaw enacted thereunder by the town of Provincetown, the building located upon the Firehouse Lot and known as Firehouse No. 2 may be structurally changed or altered, but not extended, subject to such approvals as may be required from the Provincetown Historical Commission, the Provincetown Historic District Commission, or Massachusetts Historical Commission, to provide for its use as a single-family residence or any other use permitted now or hereafter within the district in which said building is located, notwithstanding that the Firehouse Lot may not comply with the area, frontage, width and depth requirements of the Provincetown zoning bylaw and notwithstanding that said building may not comply with the yard, lot coverage or other dimensional requirements of the Provincetown zoning bylaw, and after being so structurally changed or altered, said building shall enjoy the exemption provided under the first sentence of section 6 of said chapter 40A as to further alteration, reconstruction, extension or structural change of single or two-family residential structures that do not increase the nonconforming nature of said structure.

SECTION THREE. The town of Provincetown may transfer the care, custody, management and control of the Firehouse Lot from the board of selectmen for the purpose of a public landing to the board of selectmen for the purpose of conveyance and may convey the fee or any lesser interest in said Lot, and may convey an easement for access and utilities appurtenant to said Lot over the Altered Landing, said transfer and conveyance being hereby approved under Article 97 of the Amendments to the Massachusetts Constitution.

SECTION FOUR. This act shall take effect upon its passage. or take any other action relative thereto. *[Requested by the Board of Selectmen]*

**BOARD OF SELECTMEN RECOMMENDS: 2-1-0**

**FINANCE COMMITTEE RECOMMENDS if STM-II does not pass: 5-1-0**

**COMMUNITY PRESERVATION COMMITTEE DOES NOT RECOMMEND: 5-0-0**

*Disposition of Land – 2/3’s vote required*

Cheryl Andrews moved to indefinitely postpone Article 12. **Motion Passed.**

**Article 13. Grant of Easements in Town Lands on South Hollow Road in Truro.** To see if the Town will vote to authorize the Board of Selectmen to grant to the Truro Board of Health and the owners of the lands at 10 and 12 South Hollow Road, respectively, for such consideration as the Selectmen may deem appropriate, Title 5 covenants and nonexclusive easements to provide for construction, use and maintenance of a septic system serving single-family residences located at 10 and 12 South Hollow Road, in those lands on South Hollow Road in the Town of Truro known as Lot 176 on Truro Assessors’ Map 39, and more fully described in an Order of Taking recorded with the Barnstable Registry of Deeds in Book 848, Page 41, or to take any other action relative thereto. [*Requested by the Water & Sewer Board and the Town Manager*]

**WATER & SEWER BOARD RECOMMENDS: 3-0-0**

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**BOARD OF HEALTH RECOMMENDS: 3-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

*Disposition of Land - 2/3rds vote required*

Keith Bergman moved that the Town vote to approve Article 13 as printed in the warrant.

**Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**Article 14. Rename Abandoned Railroad Right-of-Way as “Old Colony Nature Pathway.”** To see if the Town will vote to rename as the “Old Colony Nature Pathway” that portion of the abandoned railroad right-of-way beginning at Howland Street proceeding to the Truro town line, consisting of 24.44 acres, which was established as park, recreation, and conservation land by vote under Article 1 of the November 6, 1995 Special Town Meeting, or to take any other action relative thereto. [*Requested by the Board of Selectmen*]

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**CONSERVATION COMMISSION RECOMMENDS: 3-0-0**

**OPEN SPACE COMMITTEE RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

Michele Couture moved that the Town vote to approve Article 14 as printed in the warrant.

**Motion Passed.**

**Article 15. *Formalize Access to the Property Known as 320 Rear Bradford Street.*** To see if the Town will vote to transfer from the Board of Selectmen for park, and recreation and conservation purposes to the Board of Selectmen for such purposes and also for the purpose of granting an easement and will authorize the Board of Selectmen to seek the approval of each branch of the General Court for the transfer and grant of easement with respect to property acquired under Article 97 of the Amendments to the Constitution of the Commonwealth of Massachusetts, namely a portion of the former railroad right-of-way running from Howland Street to the Truro Town line which was acquired by the Town of Provincetown under Article 41 of the Town Meeting held on March 13, 1967 and established as park, and recreation, and conservation land pursuant to Article 97 of the Constitution of the Commonwealth of Massachusetts under Article 1 of the Special Town Meeting held on November 6, 1995, and will authorize the Board of Selectmen for such consideration as the Selectmen may deem appropriate, to grant a permanent easement, solely for the purposes of access, to the owner of the property known as 320 Rear Bradford Street, running along the right-of-way from the property to Snail Road, as shown on [the plan prepared by Slade Associates], and if necessary in order to obtain legislative approval under Article 97, to accept from the owners compensating property rights, or to take any other action relative thereto. [*Requested by Robena Malicoat and others*]

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**CONSERVATION COMMISSION RECOMMENDS: 3-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

***Disposition of Land - 2/3rds vote required***

Robena Malicoat moved that the Town vote to transfer from the Board of Selectmen for park, and recreation and conservation purposes to the Board of Selectmen for such purposes and also for the purpose of granting an easement, the Board of Selectmen having made the determination that the portion of the abandoned railroad right-of-way referred to below is no longer required solely for park and recreation land, and to authorize the Board of Selectmen to seek the approval of each branch of the General Court for the transfer and grant of easement with respect to property acquired under Article 97 of the Amendments to the Constitution of the Commonwealth of Massachusetts, namely a portion of the former railroad right-of-way running from Howland Street to the Truro Town line which was acquired by the Town of Provincetown under Article 41 of the Town Meeting held on March 13, 1967 and established as park, and recreation, and conservation land pursuant to Article 97 of the Constitution of the Commonwealth

of Massachusetts under Article 1 of the Special Town Meeting held on November 6, 1995, and to authorize the Board of Selectmen, for such consideration as the Selectmen may deem appropriate, to grant a permanent easement, solely for the purposes of access, to the owner of the property known as 320 Rear Bradford Street, running from Snail Road to and across the northerly boundary of the parcel of land shown as “Parcel 1 Area = 1.34± Acres” on a plan of land entitled “Plan of Land in Provincetown as Surveyed for Philip C. Malicoat et ux,” dated November, 1972, prepared W.G. Slade Surveyor, recorded with the Barnstable County Registry of Deeds in Plan Book 263, Page 58, said easement terminating at the northwesterly corner of said Parcel 1, and if necessary in order to obtain legislative approval under Article 97, to accept from the owners compensating property rights. **Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**Article 16. Zoning By-law Amendment: Section 2440 Permitted Principal Uses.** To see if the Town will vote to amend the Provincetown Zoning By-laws, as follows, with changed text shown in underlined, bold, italics and deleted text shown as ~~strikethrough~~.

(1) Modify line B4f, B5 and B8 of Section 2440 Permitted Principal Uses so that it reads as follows:

**2440 Permitted Principal Uses**

		R		C	SS	PU
		Res1	Res2	Res3	ResBT	CC GC S M
<b>A. Residential</b>						
A1a	Single Family Dwelling					
	1. one per lot	YES	YES	YES	YES	NO NO
	2. 2 per lot(each sep struct)	NO	BA	YES	YES	NO NO
	3. 2 or more(each sep struct)	NO	NO	YES <sup>8</sup>	YES <sup>8</sup>	YES <sup>8</sup> NO NO
A1b	Two Family Dwelling					
	1. one per lot	NO	YES	YES	YES	NO NO
	2. two per lot	NO	NO	YES	YES	NO NO
	3. three or more per lot	NO	NO	YES <sup>8</sup>	YES <sup>8</sup>	YES <sup>8</sup> NO NO
A2	Multi Family Dwelling	NO	NO	YES <sup>8</sup>	YES <sup>8</sup>	YES <sup>8</sup> NO NO
A3	Board, lodg or tour homes	NO	YES	YES	YES	NO NO
A4	Nursing Home	NO	BA	BA	BA	NO NO
A5	Manf home park or subd	NO	NO	NO	BA	BA NO NO
A6	Cluster Development	NO	NO	YES	YES	YES NO NO
A7	Dwelling, Acces Apart	BA	BA	BA	BA	BA
<b>B. Business</b>						
B1	Bus or profoffi,banks	NO	NO	NO <sup>1</sup>	YES	YES NO NO
B2	Funeral Home	NO	NO	NO	YES	YES NO NO
B3	Hotel, motel or inn	NO <sup>3</sup>	NO <sup>5</sup>	YES <sup>3</sup>	YES <sup>2</sup>	YES <sup>2</sup> NO NO
B4	Retail sales or service					
	a. neighborhood	BA	BA	BA	YES	YES NO NO
	b. art gallery	NO	NO	YES	YES	YES NO NO
	c. motveh sales, rental or serv <sup>4</sup>	NO	NO	NO	BA	YES NO NO
	d. mar servi, boat sales	NO	NO	NO	YES	YES NO NO
	e. package store	NO	NO	NO	BA	BA NO NO
	f. all other retail	NO	NO	<u>BA<sup>48</sup></u>	YES <sup>17</sup>	YES <sup>17</sup> NO NO
B5	Restaurant, bar	NO	NO	<u>BA<sup>48</sup></u>	BA <sup>6</sup>	BA <sup>6</sup> NO NO
B6	Rental storage	NO	NO	BA <sup>2</sup>	BA <sup>2</sup>	BA <sup>2</sup> NO NO

B7	Parking lots	NO	BA <sup>11</sup>	BA <sup>11</sup>	BA <sup>11</sup>	BA <sup>11</sup>	NO	NO
B8	Fast Order Food Est	NO	NO	<u>BA</u> <sup>18</sup>	BA <sup>12</sup>	YES <sup>13</sup>	NO	NO
B9	Adult Entertainment <sup>17</sup>							
	a. Estnuidity for its patrons	NO	NO	NO	YES	YES	NO	NO
	b. Other adult entertainment	NO	NO	NO	YES	YES	NO	NO
B10	Theater	BA	BA	BA	YES	YES	BA	BA
<b>C.</b>	<b>Industrial</b>							
C1	Seafood processing	NO	NO	NO	BA	BA	NO	NO
C2	Boat building, repair, overh							
	a. owner and one worker	BA	BA	YES	YES	YES	NO	NO
	b. more workers	NO	NO	BA	YES	YES	NO	NO
C3	On-shore boat storage							
	a. one or two boats	YES	YES	YES	YES	YES	YES	YES
	b. three or more boats	NO	NO	BA	YES	YES	NO	NO
C4	Oil, gas refining, proces pipel	NO	NO	NO	NO	NO	NO	NO
C5	Earth removal	NO	NO	NO	NO	NO	NO	NO
C6	Solwaste proces, disp	NO	NO	BA	BA	BA	BA	YES
C7	Other manuf processing	NO	NO	NO	NO	YES	NO	NO
C8	Public utility	NO	NO	BA	BA	BA	NO	NO
C9	Transp terminal	NO	NO	NO	YES	YES	NO	NO
C10	Warehouse	NO	NO	NO	NO	YES	NO	NO
C11	Contractor's yard	NO	NO	NO	NO	YES	NO	NO
C12	Aircraft landing area	NO	NO	NO	NO	NO	BA	NO
<b>D.</b>	<b>Institutional</b>							
D1	Rel eduse							
	a. exempt from zonprohib	YES	YES	YES	YES	YES	YES	YES
	b. all others	NO	NO	YES	YES	YES	NO	NO
D2	Cemetery	BA	BA	BA	BA	BA	BA	BA
D3	Municipal use	BA	BA	BA	BA	BA	BA	YES
D4	Non-profit club w/o entert	NO	NO	YES	YES	YES	NO	NO
D5	Museum	NO	NO	YES	YES	YES	NO	NO
D6	Hospit, inst or phila use	NO	NO	YES	YES	YES	NO	YES
<b>E.</b>	<b>Recreational</b>							
E1	Boys' or girls' camp	NO	NO	YES	YES	YES	NO	NO
E2	Indoor recreation							
	a. commercial	NO	NO	NO	YES	YES	NO	NO
	b. municipal	NO	YES	YES	YES	YES	NO	YES
E3	Commer outd recr							
	a. ten, golf, mini golf, stables	NO	NO	NO	BA	YES	NO	NO
	b. pic area, comm bch, bathh	NO	NO	NO	YES	YES	NO	NO
	c. campground	NO	NO	NO	NO	BA	NO	NO
	d. amus par\k, drive-in thet, cart tck	NO	NO	NO	NO	NO	NO	NO
	e. Temp Carni, Fest & Fairs	NO	NO	BA	BA	BA	NO	NO
	f. All other	NO	NO	NO	BA	BA	NO	NO
<b>F.</b>	<b>Other Principal Uses</b>							
F1	Farms u 5 acres with livsaquac	BA	BA	BA	BA	BA	BA	BA
F2	Othfarms, nurseries, gr houses	YES	YES	YES	YES	YES	YES	YES
F3	Animal kennel	NO	NO	NO	NO	YES	NO	NO
F3a	Animal hospital	NO	NO	BA	NO	YES	NO	NO
F4	externally obser attri. BA	BA						
F5	Artist's Studio	BA	BA	YES	YES	YES	YES	NO
F6	Temp Sing-famiDwell <sup>15</sup>	YES	YES	YES	YES	YES	NO	NO
F7	Temp Com Struc <sup>16</sup>	NO	NO	BA	BA	BA	NO	NO
F8	All other princ uses	NO	NO	NO	NO	NO	NO	NO

1. Except "YES" in W-B for banks and for professional offices including real estate, insurance, and accounting, without stock in trade, with no more than one firm or 2,000 square feet per building and no more than one building per lot.
2. Except "NO" if serving alcoholic beverages and containing fewer than twenty guest units.
3. Except "BA" if serving alcoholic beverages and containing fewer than twenty guest units.
4. No moped rental in all zones. 1980 ATM Art. 87 amended.
5. Except "YES" if existing as of January 1, 1981. 1981 ATM amended.
6. No sale of food, drink, or other products to persons standing in the street, sidewalk, or parking areas at or about such establishment. Other outdoor service allowed only on Special Permit from the Board of Appeals. 1982 ATM amended.
7. See sec. 3, Ch. 40A, M.G.L.
8. Except "BA" if the total number of dwelling units on the lot exceeds six (6). Obtaining a Special Permit does not relieve the applicant from the obligation of complying with the Plan Review under Section 4160 nor any other applicable By-law provision.
9. Special Permit to be granted on a yearly basis only, and only after, a Public Hearing and approval of the Building Inspector and Fire Department each year; storage of toxic or hazardous materials (as determined by the Building Inspector, Fire Department and Massachusetts Division of Hazardous Waste under the provision of Chapter 21 M.G.L.) shall be cause for permanent revocation of Special Permit.
10. *Left blank.*
11. Special Permit to be granted only after a Public hearing and approval of the Building Inspector, the Fire Department and the Police Department.
12. After March 1, 1983, for any new construction, any substantial increase in intensity or use or any renovation of an existing structure to include the defined use, a Special Permit as specified in Sec. 5300 may be granted by the Board of Appeals: (a) only upon its written determination that the proposed fast food establishment does not create any adverse effect due to hazard or congestion especially including traffic impacts as determined by a traffic impact assessment prepared by the applicant according to Institute of Transportation Engineers guidelines regarding carrying capacity/level of service of the affected streets and any proposed mitigation sufficient to offset those impacts; (b) only if the applicant can demonstrate that the proposed use will not overburden public water, septage or solid waste facilities; (c) only if the applicant provides and enforceable plan for the mitigation and control of trash and litter generated by the proposed establishment; (d) any if the architecture and signage conforms to traditional Cape Cod style; and (e) only if, in order to assure that the concerns of the

abutters and residents will be considered as a significant factor in the determination of the benefits or adverse effects of the proposed fast food establishment on the neighborhood and the Town, the Board of Appeals shall make a specific Finding of Significance regarding the response to the proposed use.

13. Architecture and signage must conform to traditional Cape Cod style and must be submitted to the Planning Board for review.
  14. Temporary Carnivals, Festivals and Fairs shall not exceed one week in duration.
  15. If a dwelling is destroyed by fire or other natural cause, a temporary dwelling such as a manufactured home built on a permanent chassis, designed for use with or without temporary foundation when connected to required utilities may be moved upon the lot for habitation by the resident(s) affected by the loss, provided that:
    - (a) the applicant has obtained all permits necessary for the temporary use from the building, electrical and health officials prior to occupancy;
    - (b) the occupancy of the temporary dwelling shall not exceed one year; and
    - (c) the applicant obtains a building permit to reconstruct the destroyed dwelling structure within three (3) months of the destruction of the original dwelling structure.
  16. If a commercial use structure is destroyed by fire or other natural cause, a temporary structure may be erected upon the lot on which the original commercial structure was located, or within 300 feet of said lot for the operation of the business(s) for which that lot was used at the time the structure was destroyed. The temporary structure(s) shall meet the requirements of 780 CMR, the Massachusetts State Building Code, Sixth Edition, and Chapter 31 controlling temporary structure(s) shall require a special permit from the Zoning Board of Appeals as provided in Section 5300 of this By-law. The time that the temporary structures may remain shall not exceed 180 days.
  17. All adult entertainment uses must be located at least 300 feet from any library, school or playground. Said setbacks are to be measured from the nearest points on the property lines of the lots hosting the proposed adult entertainment use and the use triggering the setback requirement. Furthermore, all adult entertainment uses with establishments which display live nudity for its patrons must take place entirely indoors and in such a manner as not to be observable from any abutting property, sidewalk or public way.
- (2) Add footnote 18 to Section 2440 Permitted Principal Uses so that it reads as follows:  
**18. If existing as of October 1, 2006.**  
or to take any other action relative thereto.



*[Requested by the Planning Board]*

**PLANNING BOARD RECOMMENDS: 4-0-0**

**BOARD OF SELECTMEN RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

***Zoning Amendment - 2/3rds vote required under MGL C.40A***

Joseph DeMartino moved that the Town vote to approve Article 16 as printed in the warrant with the following amendment: footnote 18 as printed in the warrant should be existing footnote 17. **Motion Passed. (2/3<sup>rd</sup>'s Vote declared)**

**Article 17. General By-law Amendment: Historic District By-law. Fines.** To see if the Town will vote to amend the General By-laws, Chapter 15, Historic District, Appendix I as follows:

A. Adding the following new section 2.5A thereto: "2.5A. Demolition. Demolition is defined as the act of pulling down, destroying, removing or razing more than 25% of a building or commencing the work of total or substantial destruction with the intent of completing the same."

B. Amending 10.3 Fines. Whoever violates any provision of this bylaw shall be subject to a fine of ~~\$250.00~~ **\$300.00**. Each day during which any portion of such violation continues to exist shall constitute a separate offense.

C. Adding the following new section 10.3A thereto: 10.3A Special Provisions Regarding Demolition. In addition to the other penalties set forth in this Bylaw, whoever shall violate guideline 14 of this bylaw by demolition of a building or structure without approval therefore shall: (a) Be subject to revocation of any Certificate of Compliance issued by the Commission with respect to said building or structure; and (b) Not be issued a Certificate of Compliance, for the property on which said building or structure was located, for a period determined by the Commission, not to exceed two years from the date of said demolition. (c) Be required to reconstruct the said building or structure to the footprint, height, dimensions and character-defining features, as they existed before demolition commenced, or to take any other action relative thereto.

*[Requested by the Historic District Commission]*

**HISTORIC DISTRICT COMMISSION RECOMMENDS: 4-0-0**

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**HISTORICAL COMMISSION RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

***2/3rds vote required under MGL C.40, §3***

Polly Burnell moved that the Town vote to approve Article 17 as printed in the warrant with the following amendment: By adding the words “after notice and hearing” to paragraph C(a) so that it reads as follows:

C. (a) Be subject to revocation after notice and hearing of any Certificate of Compliance issued by the Commission with respect to said building or structure; and”. **Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**Article 18. General By-law Amendment: Non-Criminal Disposition of Pier Corporation Regulations.** To see if the Town will vote to amend the Provincetown General By-laws by amending §2-3-1-1 to read as follows:

Article 2-3-1-1. Any rule or regulation of the Provincetown Public Pier Corporation duly enacted as of ~~April 3, 2006~~ *April 4, 2007* shall be deemed a regulation of the Board of Selectmen. Violation of such rules or regulations may be enforced by any available means in law or equity, including but not limited to non-criminal disposition pursuant to G.L. c.40, §21D, and Sections 2-3-1 through 2-3-3 of the General By-laws. For the purposes of this by-law, the following officials shall be enforcing persons: the Harbormaster and his designees and any police officer of the Town of Provincetown.

2-3-2-1. Violations of the Provincetown Public Pier Corporation Regulations in Effect on ~~April 3, 2006~~ *April 4, 2007* (attached as Appendix 1 to Schedule A): 1<sup>st</sup> offense, \$100.00; 2<sup>nd</sup> offense, \$200.00; 3<sup>rd</sup> and subsequent offenses, \$300.00

Or to take any other action relative thereto.

*[Requested by Provincetown Public Pier Corporation]*

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**PIER CORPORATION BOARD OF DIRECTORS RECOMMEND: 5-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

Rex McKinsey moved that the Town vote to approve Article 18 as printed in the warrant.

**Motion Passed.**

**Article 19. Expenditures from the Tourism Fund.** To see if the Town will vote to transfer from the Tourism Fund the sum of \$421,680 to be expended under the direction of the Board of Selectmen and the Visitor Services Board to fund the following expenditures which market, beautify or enhance tourism in Provincetown pursuant to Chapter 178 of the Acts of 1996:

1. \$76,250 for coordination/support of the Visitor Service Board and the Tourism Department; and costs related thereto;
2. \$206,016 for marketing, and costs related thereto;
3. \$22,453 for municipal projects, and costs related thereto; and
4. \$100,000 for tourism grants, and costs related thereto;

5. \$16,961 for Beautification Committee  
 or to take any other action relative thereto.  
*[Requested by the Board of Selectmen and the Visitor Services Board]*

**BOARD OF SELECTMEN RECOMMENDS: 2-1-0**  
**FINANCE COMMITTEE RECOMMENDS: 8-0-0**  
**VISITOR SERVICES BOARD RECOMMENDS: 6-0-0**

Richard Olson moved that the Town vote to approve Article 19 as printed in the warrant.  
**Motion Passed.**

**Article 20. FY2008 Human Services Grant Program.** To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$53,799 to be expended under the direction of the Board of Selectmen, to fund grants to assist non-profit agencies and organizations to maximize available resources to meet needs identified by the community by providing services to local residents, particularly those of low- and moderate-income and those who are uninsured or underinsured, as follows:

AIDS Support Group of Cape Cod	\$7,000
Cape Cod Children’s Place	3,500
Consumer Assistance Council	250
Gosnold	13,000
Helping Our Women	6,000
Independence House.	3,800
Interfaith Council for the Homeless	2,649
Lower Cape Outreach Council, Inc.	4,000
Mass Appeal	400
Outer Cape Health Services	5,500
Sight Loss Services, Inc.	400
Soup Kitchen in Provincetown	3,000
South Coast Counties Legal Services	<u>4,300</u>
<i>Total</i>	<i>\$53,799</i>

or to take any other action relative thereto.  
*[Requested by the Board of Selectmen, Human Services Committee, and Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**  
**FINANCE COMMITTEE RECOMMENDS: 7-0-0**  
**HUMAN SERVICES COMMITTEE RECOMMENDS: 4-0-0**  
**BOARD OF HEALTH RECOMMENDS: 3-0-0**

Cheryl Andrews moved that vote to raise and appropriate the sum of \$53,799 to be expended under the direction of the Board of Selectmen, to fund grants to assist

non-profit agencies and organizations to maximize available resources to meet needs identified by the community by providing services to local residents, particularly those of low- and moderate-income and those who are uninsured or underinsured, as printed in the warrant. **Motion Passed.**

**Article 21. *Appropriation into the Stabilization Fund.*** To see if the Town will vote to raise and appropriate a sum of money to establish a Stabilization Fund pursuant to MGL C.40, §5B, or to take any other action relative thereto. *[Requested by the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**FINANCE COMMITTEE RECOMMENDS: 6-0-0**

Keith Bergman moved that the Town vote to raise and appropriate the sum of \$70,000 to establish a Stabilization Fund pursuant to MGL C.40, §5B.

**Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**Article 22. *Row of Trees Along the MPL - \$6,000.*** To see if the Town will vote to raise and appropriate \$6,000 for a row of trees along the northern edge of the Municipal Parking Lot inside the bumper fence opposite the Town bathrooms. About 20 trees would be planted in a strip three foot wide and 300 foot long to shade, improve and beautify this area. The Town Highway, Buildings and Grounds could remove the fill 2 feet down and replace it with Town mulch as well as plant the trees; or to take any other action relative thereto.

*[Requested by Barbara Rushmore and others]*

**FINANCE COMMITTEE DOES NOT RECOMMEND: 6-1-1**

**BOARD OF SELECTMEN DOES NOT RECOMMEND: 3-0-0**

Barbara Rushmore moved that the Town will vote to raise and appropriate \$6,000 for a row of trees along the northern edge of the Municipal Parking Lot inside the bumper fence opposite the Town bathrooms. About 20 trees would be planted in a strip three foot wide and 300 foot long to shade, improve and beautify this area. The Town Highway, Buildings and Grounds could remove the fill 2 feet down and replace it with Town mulch as well as plant the trees.

**Motion Does Not Pass.**

**Article 23. *Town Buildings to be Self-Insured -\$100,000.*** To see if the Town will vote to approve the resolution on Town buildings being self-insured, as follows: Whereas: The Town spends money year after year on insurance for many buildings; Whereas: If we put the money aside slowly but year after year, we could eventually have the money in the bank drawing interest to replace any damaged building at hand if we needed it; Therefore, I move to see if the Town will vote to raise and appropriate the first \$100,000, one hundred thousand dollars

to reduce insurance on one small Town building. The money should be put into a separate Provincetown Self-Insurance Fund to be invested by our Town of Provincetown Finance Department with the approval of our Selectmen. The money earned is to go into our General Fund; or to take any other action relative thereto. *[Requested by Barbara Rushmore and others]*

**FINANCE COMMITTEE DOES NOT RECOMMEND: 7-0-1**

**BOARD OF SELECTMEN DOES NOT RECOMMEND: 3-0-0**

Barbara Rushmore moved to indefinitely postpone Article 23. **Motion Passed.**

**Article 24. Resolution: Should We Bury Wires Underground.** To see if the Town will vote to approve the resolution on burying underground wires, as follows: Whereas: Putting the electric, phone and cable wires under Commercial Street would improve the appearance of Town and allow the removal of telephone poles making the street wider and safer; Whereas: The costs are not known but will be less if done before Commercial Street is repaved; Therefore: I move to see if the Town will vote to urge the Board of Selectmen to appoint a committee of five to report to them within two months what the expense to the taxpayers would be so that at the next Special Town Meeting such an article could be put before the voters; or to take any other action relative thereto.

*[Requested by Barbara Rushmore and others]*

**BOARD OF SELECTMEN RESERVES RECOMMENDATION**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

Barbara Rushmore move that the Town vote to approve Article 24 as printed in the warrant.

**Motion Passed.**

**Article 25. Resolution: No War in Iran.** To see if the Town will vote to approve the resolution on no war with Iran, as follows: Whereas: The war in Iraq influenced our last elections and has finally been debated in Congress, and; Whereas: There is talk of a new war against Iran; Whereas: Many wars have been started with provocations or inaccurate "evidence" of wrong doing such as "Remember the Maine", Quemoy and Matzu, the Gulf of Tonkin attack or weapons of mass destruction in Iraq; Therefore, I move to see if the Town will vote the following resolution and send it to our President and Congressmen:

- 1) We support and commend Congressman William H. Delahunt for his courageous decision to support the orderly withdrawal of troops from Iraq.
- 2) We urge the powers that be that there will be no war in Iran.

- 3) We urge that our US Constitution be obeyed and that all future wars be debated by and declared by Congress as stated in Article 1, Section 8 of the Constitution.

or to take any other action relative thereto.

*[Requested by Barbara Rushmore and others]*

**BOARD OF SELECTMEN HAS NO RECOMMENDATION**  
**FINANCE COMMITTEE HAS NO RECOMMENDATION**  
**BOARD OF HEALTH RECOMMENDS: 3-0-0**

Barbara Rushmore moved that the Town will vote to approve the resolution on no war with Iran, as follows: Whereas: The war in Iraq influenced our last elections and has finally been debated in Congress, and; Whereas: There is talk of a new war against Iran; Whereas: Many wars have been started with provocations or inaccurate "evidence" of wrong doing such as "Remember the Maine", Quemoy and Matzu, the Gulf of Tonkin attack or weapons of mass destruction in Iraq; Therefore, I move to see if the Town will vote the following resolution and send it to our President and Congressmen:

- 1) We support and commend Congressman William H. Delahunt for his courageous decision to support the orderly withdrawal of troops from Iraq.
- 2) We urge the powers that be that there will be no war in Iran.
- 3) We urge that our US Constitution be obeyed and that all future wars be debated by and declared by Congress as stated in Article 1, Section 8 of the Constitution.

**Motion Passed.**

Town Moderator Mary-Jo Avellar motioned to dissolve the Annual Town Meeting at 8:55 p.m. **Motion Passed.**

**Annual Town Meeting dissolved at 8:55 p.m.**

**Special Town Meeting - Monday, April 4, 2007**

**Meeting Called to Order:** Town Moderator Mary-Jo Avellar convened the meeting at 6:05 p.m. on Wednesday, April 4, 2007 in the Town Hall Auditorium. Provincetown Student Poet Laureate Chad Edwards read an original poem to open the Town Meeting.

**Preliminary motions:**

Cheryl Andrews moved that the Town vote to waive the reading of the warrant. **Motion Passed.**

Cheryl Andrews moved that the Town vote to grant permission to speak at the April 4, 2007 Special Town Meeting to the following persons who are not registered voters of the Town of Provincetown:

Chad Edwards, *Provincetown High School Student Poet Laureate*; John W. Giorgio, Esq., and other attorneys of the firm of Kopelman & Paige, P.C., *Town Counsel*; Alexandra Heilala, *Town Accountant*; Beau Jackett, *Information Systems Director*; Michelle Jarusiewicz, *Acting Assistant Town Manager*; Matthias Mulvey, *Interim Building Commissioner*; Maxine Notaro, *Permit Coordinator*; Dr. Floriano Pavao, *PHS Principal*; Warren D. Tobias, *Acting Chief of Police*; and Betty White, *Administrative Assistant for Business and Finance, School Department*. **Motion Passed.**

Cheryl Andrews moved that on all matters to come before the April 4, 2007 Special Town Meeting, requiring a two-thirds vote by statute, that a count need not be taken unless the vote so declared is immediately questioned by seven or more registered voters. **Motion Passed.**

**Article 1. Phase II Sewer Project.** To see if the Town will vote to appropriate and borrow the sum of \$175,000 for Phase II of the sewer project, with said borrowing authority contingent upon the voters approval of a Proposition 2½ override ballot question, in accordance with the provisions of MGL C. 59, §21C(m); with said sum to be expended under the direction of the Town Manager and the Board of Selectmen for the development of plans and specifications for optimization and expansion to the Town's sewerage systems, and including without limitation all costs defined under C.29C, §1 of the General Laws; and to raise said appropriation the Town Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum of money under and pursuant to C.44, §7(1) and/or C.29C of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefor; and that to the extent that any State, Federal or other funds are or become available for the purposes set forth above, the Board of Selectmen is authorized to apply for and accept such funds; and, further, the Town votes to authorize the Water and Sewer Board to assess one hundred percent of the project cost to the Town upon those who benefit from the project, such assessments to be made by the Uniform Unit method as provided by General Laws Chapter 83, Section 15; or to take any other action relative thereto. [*Requested by the Board of Selectmen*]

**BD OF SELECTMEN RECOMMENDS INDEFINITE POSTPONEMENT: 3-0-0**

**FINANCE COMMITTEE RECOMMENDS: 6-1-0**

**CONSERVATION COMMISSION RECOMMENDS: 3-0-0**

Cheryl Andrews moved that the Town vote to indefinitely postpone action on Article 1. **Motion Passed.**

**Article 2. *Community Preservation Funds for Community Housing Phase II Sewer Costs.*** To see if the Town will vote to hear and act on the report of the Community Preservation Committee, to appropriate from Community Preservation Fund revenues, as recommended by the Community Preservation Committee, the sum of \$100,000 of community housing funds to create a fund to reserve 20,000 GPDs of Title 5 design flow for community housing to be built in Phase II of the sewer project, provided that amounts expended hereunder shall be repaid to the Community Preservation Fund by the developer of such community housing upon issuance of the final betterment assessment by the Water & Sewer Board; or to take any other action relative thereto.

*[Requested by the Community Preservation Committee]*

**COMMUNITY PRESERVATION COMMITTEE RECOMMENDS: 7-0-0**

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**FINANCE COMMITTEE RECOMMENDS: 8-0-0**

**LOCAL HOUSING PARTNERSHIP RECOMMENDS: 4-0-0**

**HOUSING AUTHORITY RECOMMENDS: 4-0-1**

**BOARD OF HEALTH RECOMMENDS: 4-0-1**

**WATER & SEWER BOARD RECOMMENDS: 3-0-0**

Elaine Anderson move that the Town vote to transfer from the Community Preservation Fund community housing reserve the sum of \$100,000 for the purposes specified in Article 2. **Motion Passed.**

**Article 3. *Establishment of Provincetown Community Housing Council.*** To see if the Town will vote to establish the Provincetown Community Housing Council, to be comprised of five regular and two alternate members appointed by the Board of Selectmen for staggered three-year terms. It shall be the function of said council to oversee the Provincetown Housing Office; to perform all of the functions of the Provincetown Local Housing Partnership, which shall be abolished upon the appointment of members to said council; and to administer the Affordable Housing Trust Fund established under Chapter 230 of the Acts of 2002 upon the transfer of said function from the Provincetown Housing Authority; and to vote to instruct its senator and representative in the General Court to file a home rule petition for a special act to read as follows:

SECTION 1. The second sentence of Section 1 of Chapter 230 of the Acts of 2002 is hereby amended to read as follows: "Expenditures from the Affordable Housing Trust Fund shall be authorized by a majority vote of ~~said housing authority, in consultation with the Provincetown housing partnership~~ ***the Provincetown Community Housing Council.***"

SECTION 2. This act shall take effect upon its passage.

The General Court may only make clerical or editorial changes of form to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the general court. The Board of Selectmen is hereby authorized to approve



amendments which shall be within the scope of the general public objectives of this petition; or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**FINANCE COMMITTEE RECOMMENDS: 6-0-0**

**LOCAL HOUSING PARTNERSHIP RECOMMENDS: 4-0-0**

**HOUSING AUTHORITY RECOMMENDS: 5-0-0**

**COMMUNITY PRESERVATION COMMITTEE RECOMMENDS: 5-0-0**

Cheryl Andrews moved that the Town vote to approve Article 3 as printed in the warrant with the following amendments:

(1) By amending the first sentence of said article to read as follows: “to vote to establish the Provincetown Community Housing Council, to be comprised of *four* regular and two alternate members appointed by the Board of Selectmen, *and one regular member appointed by the Housing Authority, all* for staggered three-year terms.” and

(2) by adding, “further, that the Town vote to amend the Provincetown General By-laws deleting all references therein to the ‘Provincetown Local Housing Partnership [PLHP]’ and inserting in place thereof ‘Provincetown Community Housing Council [PCHC].’ **Motion Passed.**

**Article 4. Zoning Amendment – Provincetown Community Housing Council.**

To see if the Town will vote to amend the Provincetown Zoning By-laws by deleting all references therein to the “Provincetown Local Housing Partnership [PLHP]” and inserting in place thereof “Provincetown Community Housing Council [PCHC],” or to take any other action relative thereto.

*[Requested by the Board of Selectmen, the Housing Authority, and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**PLANNING BOARD RECOMMENDS: 3-0-0**

**LOCAL HOUSING PARTNERSHIP RECOMMENDS: 4-0-0**

**HOUSING AUTHORITY RECOMMENDS: 5-0-0**

**Zoning Amendment - 2/3's vote required**

Richard Olson moved that the Town vote to amend the Provincetown Zoning By-laws by deleting all references therein to the “Provincetown Local Housing Partnership [PLHP]” and inserting in place thereof “Provincetown Community Housing Council [PCHC].” **Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**Article 5. Home Rule Petition Provincetown Community Housing Bank – Real Estate Transfer Fee.** To see if the Town will vote to instruct its senator and

representative in the General Court to file a home rule petition for a transfer fee equal to 1.5 percent and paid by the seller on the sale of all property, providing that: (a) all primary residences be allowed to first exempt from the fee an amount equal to the median price of a home sold in Barnstable County for the previous calendar year (\$360,000 in 2005); (b) there be public accountability to insure that the funds collected shall be dedicated effectively to the creation and preservation of affordable/community housing opportunity serving a population earning up to 150 percent of area median income and (c) the transfer fee cease ten years after its initial implementation; with said special act to read as follows:

SECTION 1. For the purposes of this act, the words and phrases set forth in this section shall have the following meanings:

“Community Housing”, rental and home ownership housing units for use by those residents of Provincetown earning 150 per cent or less of the median household income for Barnstable county, as calculated and adjusted for household size annually by the federal Department of Housing and Urban Development (HUD); this percentage of median income, should economic conditions warrant a change, can be adjusted by a majority vote of the community housing council.

“Eligible Applicants”, non-profit and for-profit corporations and organizations, individuals, and public entities.

“Housing Bank”, the Provincetown Community Housing Bank, established by section 2.

“Community housing council”, the Provincetown Community housing council, established by section 3.

“Legal representative”, with respect to any person, shall mean any other person acting under a written power-of-attorney executed by that person, but any affidavit attesting to the true and complete purchase price of real property, submitted to the community housing council under section 9, may also be signed on behalf of that person by an attorney admitted to practice in the commonwealth.

“Purchaser”, the transferee, grantee or recipient of any real property interest.

“Purchase price”, all consideration paid or transferred by or on behalf of a purchaser to a seller or a seller’s nominee, or for the seller’s benefit, for the transfer of any real property interest, including, but not limited to, all cash or other property paid or transferred by or on behalf of the purchaser to discharge or reduce any obligation of the seller; the principal amount of all notes or their equivalent, or other deferred payments, given or promised to be given by or on behalf of the purchaser to the seller or the seller’s nominee; the outstanding balance of all obligations of the seller which are assumed by the purchaser or to which the real property interest transferred remains subject after the transfer, determined at the time of transfer but excluding real estate taxes or other municipal liens or assessments which are not overdue at

the time of the transfer; and the fair market value at the time of transfer of any other consideration or thing of value paid or transferred by or on behalf of the purchaser, including, but not limited to, any property, goods or services paid, transferred or rendered in exchange for the real property interest.

“Real property interest”, any present or future legal or equitable interest in or to real property, and any beneficial interest therein, including the interest of any beneficiary in a trust which holds any legal or equitable interest in real property; the interest of a partner or member in a partnership or limited liability company, the interest of a stockholder in a corporation, the interest of a holder of an option to purchase real property, the interest of a buyer or seller under a contract for purchase and sale of real property, and the transferable development rights created under Massachusetts General Laws chapter 183A; but shall not include any interest which is limited to any of the following: the dominant estate in any easement or right of way; the right to enforce any restriction; any estate at will or at sufferance; any estate for years having a term of less than thirty years; any reversionary right, condition, or right of entry for condition broken; and the interest of a mortgagee or other secured party in any mortgage or security agreement.

“Seller”, the transferor, grantor or immediate former owner of any real property interest.

“Time of transfer”, of any real property interest shall mean, the time that the transfer is legally effective between the parties to the transfer, and, with respect to a transfer evidenced by an instrument recorded with the appropriate registry of deeds or filed with the assistant recorder of the appropriate registry district, not later than the time of the recording or filing.

SECTION 2. There shall be a Provincetown Community Housing Bank, to be administered by a community housing council established by section 3, for the purpose of providing funding for community housing as set forth in section 5. The Housing Bank shall be a body politic and corporate and a public instrumentality, and the exercise of the powers conferred upon the Housing Bank by this act shall be considered to be the performance of an essential governmental function.

SECTION 3.

(a) The Provincetown Community Housing Bank shall be administered by a community housing council consisting of five (5) regular and two (2) alternate members who are legal residents of Provincetown, each person to be appointed to a three (3) year term by the Provincetown board of selectmen. The initial terms, which will be drawn by lot by the initial five appointed members, shall be staggered so that two members are appointed each year, and in the third year, one member appointed.

(b) Administration: Members shall serve without compensation. The

community housing council shall elect a chairman and a vice chairman from among their regular members and shall elect a secretary and a treasurer who may be the same person, and who need not be members of the community housing council. The members of the community housing council shall adopt, after holding a public hearing, rules and regulations for conducting its internal affairs and procedural guidelines for carrying out its responsibilities under this act.

(c) Quorum: A quorum for the Provincetown community housing council shall be three or more members. Decisions of the community housing council shall be by majority vote at a meeting where a quorum is present. The Community Housing Council may make rules regarding attendance. The Community Housing Council shall keep accurate records of its meetings and actions and shall file annual reports that shall be distributed with the annual report of the Town of Provincetown. The Community housing council shall be classified as a municipal agency for purposes of chapter 268A of the General Laws, and be subject to the open meeting law (chapter 39, sections 23A, 23B and 23C of the General laws).

SECTION 4A. The community housing council shall (a) provide funding as has been first approved by an annual or special town meeting of the town of Provincetown, in the form of grants, loans, loan guarantees, lines of credit, interest subsidies, rental assistance or any other means determined to further the goals of the housing bank for eligible community housing activities under section 5, (b) accept gifts of funds to further the purposes of the housing bank; (c) prepare an annual budget, provided however no more than 5% of all funds received by the housing bank during any fiscal year may be spent for administration purposes without approval by an annual or special town meeting of the town of Provincetown, (d) hire staff and obtain professional services that are necessary in order to perform its duties; (e) adopt regulations and procedures that it considers necessary or appropriate, subject to this act, regarding the use and investment of its funds and the keeping of records and accounts; (f) adopt procedures in the form of rules and regulations that it considers necessary or appropriate setting forth its programmatic goals, policies and recommendations to serve as standards for decisions to provide funding for programs under section 5, provided however, such procedures shall not take effect until approved by an annual or special town meeting of the town of Provincetown; and (g) enter into and enforce contracts that it considers necessary to achieve the goals of this legislation.

SECTION 4B. The Town of Provincetown may appropriate money to be deposited in the Provincetown Housing Fund as provided in said section 7A. The Town of Provincetown is hereby further authorized to provide funds to repay any notes or bonds of the town issued pursuant to this section and, when authorized by a two thirds vote of town meeting as

defined in G.L. Chapter 44, section. 1, to incur debt of the town for such purposes in accordance with the provisions of G. L. Chapter 44, section 7(3).

SECTION 4C. The housing bank may issue bonds and notes to further the purposes of the housing bank but only if the issuance of these bonds or notes has been approved by a two thirds majority vote at a Provincetown town meeting. The proceeds of such bonds or notes may be used to pay, in whole or in part, for the purposes set forth in section 4A of this act, reserves for debt service and other expenses, to pay consulting appraisal advisory and legal fees and costs incidental to the issuance and sale of such bonds and notes, to purchase, refund or renew bonds or notes previously issued and to pay an other costs and expenses of the community housing council necessary for the accomplishment of its purposes. Bonds or notes issued pursuant to this act shall be authorized by the council which shall have full power and authority to determine the amount, form, terms, conditions, provisions for payment of interest and all other details thereof and to provide for the sale and issuance at such price and in such manner as the Council shall determine subject only to any limitation set forth in this Act. Unless the town of Provincetown shall have authorized by two-thirds vote of a town meeting the pledging of the full faith and credit of the town of Provincetown to secure an issue of bonds or notes of the housing bank, all bonds or notes issued hereunder shall be payable solely from the fees and other revenues of the housing bank pledged to their payment and shall not be deemed a pledge of the full faith and credit of the Town of Provincetown, the Commonwealth of Massachusetts or any political subdivision thereof.

The Community housing council may enter into any agreements, including without limitation a loan agreement and a trust agreement, necessary to effectuate and to secure any bonds or notes issued by the housing bank. Such agreements may pledge or assign, in whole or in part, the revenues and other money held or to be received by the housing bank. Such agreements may contain such provisions for protecting and enforcing the rights, security and remedies of the holders of such bonds or notes, including, without limiting the generality of the foregoing, provisions defining defaults and providing for remedies in the event thereof which may include the acceleration of maturities and covenants setting forth the duties of, and limitations on, the housing bank in relation to the custody, safeguarding, investment and application of money, the issuance of additional debt obligations, the use of any surplus proceeds of the borrowing, including any investment earnings thereon, and establishment of special funds and reserves.

The pledge of any such agreement shall be valid and binding and shall be deemed continuously perfected for the purposes of the Uniform

Commercial Code from the time when the pledge is made; the revenues, money, rights and proceeds so pledged and then held or thereafter acquired or received by the housing bank shall immediately be subject to the lien of such pledge without any physical delivery or segregation thereof or further act; and the lien of any such pledge shall be valid and binding against all parties having claims of any kind in tort, contract or otherwise against the town or county, irrespective of whether such parties have notice thereof. No document by which a pledge is created need be filed or recorded except in the records of the housing bank and no filing need be made under the Uniform Commercial Code.

The trustee with respect to any such trust agreement entered into pursuant to this section shall be a trust company or a bank having the powers of a trust company within the commonwealth. Any such trust agreement may provide that any money received thereunder may be held, deposited or invested by the trustee, notwithstanding the provisions of section 7A pending the disbursement thereof, in any deposits or investments which are lawful for the funds of savings banks and shall provide that any officer with whom or any bank or trust company with which such money shall be deposited shall act as trustee of such money and shall hold and apply the same for the purposes hereof and thereof, subject to such regulation or limitation as this act or such trust agreement may provide.

It shall be lawful for any bank or trust company within the Commonwealth to act as depository of the proceeds of bonds or notes, revenues or other money hereunder and to furnish such indemnifying bonds or to pledge such security, if any, as may be required by the Council. Any trust agreement entered into pursuant to this section may set forth the rights and remedies of the holders of any bonds or notes and of the trustee and may restrict the individual rights of action by any such holders. In addition to the foregoing, any such trust agreement may contain such other provisions as the Council may deem reasonable and proper. All expenses incurred in carrying out the provisions of such trust agreement may be treated as part of the cost of operation of the housing bank and paid from the revenues or other funds pledged or assigned to the payment of the principal of and the premium, if any, and interest on the bonds or notes or from any other funds available to the housing bank. In addition to other security provided herein or otherwise by law, bonds or notes issued under this section may be secured, in whole or in part, by insurance or by letters or lines of credit or other credit facilities issued to the housing bank by any bank, trust company or other financial institution, within or without the Commonwealth, and the housing bank may pledge or assign any of its revenues as security for the reimbursement by the housing bank to the issuers of such letters or lines of credit, insurance or credit facilities of any payments made thereunder.

SECTION 4D. If at any time any principal or interest is due or about to come due on any bonds or notes of the housing bank to secure which the full faith and credit of the town of Provincetown shall have been pledged and funds to pay the same are not available, the Council shall certify to the town treasurer and selectmen of the town the amount required to meet such obligations and the town treasurer shall thereupon pay over to the housing bank the amount so certified from any funds in the treasury. For the purpose of providing or restoring to the treasury the sums so paid over to the housing bank, the town treasurer, with the approval of the selectmen, is authorized to incur debt outside the town's debt limit and issue notes therefore for a period not exceeding two years and to renew or refund the same from time to time until the town shall have received from the housing bank sufficient funds to repay such notes and the interest thereon in full. Whenever the town shall have been required to pay over any sums of money to the housing bank under this section, the housing bank shall be precluded from issuing any grants or purchasing, constructing or making improvements to land or housing, or issuing any of its bonds or notes for purposes other than repaying the town, until the housing bank shall have repaid the town in full for all sums paid to the housing bank hereunder, including interest on any notes issued for such purpose, unless the town shall have appropriated sufficient funds for such purpose at a town meeting.

SECTION 4E. Bonds and notes issued under the provisions of this act are hereby made securities in which all public officers and public bodies of the Commonwealth and its political subdivisions, all insurance companies, trust companies in their commercial departments, savings banks, cooperative banks, banking associations, investment companies, executors, administrators, trustees and other fiduciaries may properly and legally invest funds, including capital in their control or belonging to them. Such bonds and notes are hereby made securities that may properly and legally be deposited with and received by any state or municipal officer or any agency or political subdivision of the Commonwealth for any purpose for which the deposit of bonds or obligations of the Commonwealth is now or may hereafter be authorized by law.

SECTION 4F. Notwithstanding any of the provisions of this act or any recitals in any bonds or notes issued under this act, all such bonds and notes shall be deemed to be investment securities under the Uniform Commercial Code.

SECTION 4G. The Housing Bank's revenues and income will be used solely for the furtherance of its public purposes and shall be exempt from taxation. The Housing Bank and all its revenues, income and real and personal property used solely by the Housing Bank in furtherance of its public purposes from the date of acquisition thereof, shall be

exempt from taxation and from betterments and special assessments and the Housing Bank shall not be required to pay any tax, excise or assessment to or for the Commonwealth or any of its political subdivisions. Bonds and notes issued by the Housing Bank, their transfer and the income therefrom, including any profit made on the sale thereof, shall at all times be exempt from taxation within the Commonwealth.

SECTION 4H. With authorization of an annual or special town meeting of the town of Provincetown as provided for in section 4C of this Act, bonds and notes may be issued under this act without obtaining the consent of any department, division, commission, council, board, bureau or agency of the town of Provincetown, except that the full faith and credit of the town of Provincetown shall not be pledged for the payment of such bonds or notes unless such pledge shall have been authorized by a two-thirds vote as provided in this Act, and without any other proceedings or the happening of any other conditions or things than those proceedings, conditions or things which are specifically required therefore by this act. The validity of and security for any bonds and notes issued by the housing bank shall not be affected by the existence or nonexistence of any such consent or other proceedings, conditions or things.

SECTION 5. The Provincetown Community Housing Bank shall be a funding agency only, but may acquire by purchase, lease or gift offices for its operation, and may enter into leasebacks, mortgages or other loans for this purpose. Upon receiving applications from eligible applicants in a competitive process which will include public notice of funding availability, and in a form prescribed by the council, and upon compliance with the provisions of section 4A of this Act, the housing bank will provide funding for eligible community housing activities as defined below, while respecting special Provincetown habitats. The housing bank shall, wherever possible, give preference to (a) the reuse of existing buildings, and (b) construction of new buildings on previously developed sites.

Eligible community housing activities for receipt of funding shall include, but not be limited to, the following:

- (a) Purchase and rehabilitation of existing structures for rental or home ownership;
- (b) Construction of rental or home ownership housing and necessary on-site or off site infrastructure, including mixed use development;
- (c) Purchase of land, and any and all improvements including easements;
- (d) Down payment assistance, grants and soft second loans;
- (e) Rental assistance programs;
- (f) Modernization and capital improvements of existing rental and ownership housing;



- (g) Creation of apartments and other ancillary housing;
- (h) Housing counseling, predevelopment costs and technical assistance associated with creating community housing projects and programs; and
- (i) Mixed -use development projects.

SECTION 6. All housing units created by funding from a housing bank under this act shall be deed restricted in perpetuity for use as community housing as defined in section 1 of this act, except in cases when the community housing council determines that a deed restriction is not feasible, and except in cases when the community housing council makes a finding that such a deed restriction would delay, prevent or otherwise defeat the purpose of developing and making available to the public Community Housing.

SECTION 7A. The Community housing council shall meet its financial obligations by drawing upon a fund to be set up as a revolving or sinking account of the community housing council in the treasury of the Town of Provincetown. Deposits into the Provincetown Housing Fund shall include (a) funds appropriated, borrowed or transferred to be deposited into the fund by vote of the town meeting; (b) voluntary contributions of money and other liquid assets to the fund; and (c) revenues from fees imposed upon the transfer of real property interests under section 9 occurring in Provincetown after the effective date of this act as set forth in section 15. Grants or gifts of money or other assets to the housing bank shall be subject to any restrictions or limitations imposed by the grantor or donor. All expenses lawfully incurred by the Community housing council in carrying out this act shall be evidenced by proper vouchers and shall be paid by the treasurer of the town of Provincetown only upon submission of warrants duly approved by the community housing council. The community housing council treasurer shall prudently invest available assets of the fund under the regulations and procedures adopted by the community housing council under clause (f) of section 4A, and all income from investments shall accrue to the fund.

SECTION 8. The community housing council shall keep a full and accurate account of its actions including a record of when, from or to whom, and on what account money has been paid or received under this act. These records shall be subject to examination by the director of accounts or the director's agent under section 45 of chapter 35 of the General Laws. There shall be an annual audit conducted by a duly recognized accounting firm, and a copy of that audit shall be distributed to the Board of Selectmen of the Town of Provincetown. However, schedules of beneficiaries of trusts, lists of stockholders of corporations, lists of partners, partnership agreements, tax returns, and other materials deemed by the Council to be private to a particular

entity or individual, which are filed with the Council for the purposes of determining or fixing the amount of fee imposed by this Act for any transfer or for the purpose of determining the existence of any exemption pursuant to this act shall not be public records for the purposes of section 10 of chapter 66 of the General Laws.

SECTION 9. There is hereby imposed a fee equal to one-and-one-half per cent of the purchase price upon the transfer of any interest in real property located within the Town of Provincetown. The fee shall be the liability of the seller of the real property interest, and any agreement between the purchaser and the seller or any other person with reference to the allocation of the responsibility for bearing this fee shall not affect the liability of the seller. This fee shall be paid to the Provincetown community housing council or its designee. Fees shall be accompanied by a copy of the deed or other instrument evidencing the transfer, if any, and an affidavit signed under oath or under the pains and penalties of perjury by the seller or the seller's legal representative, attesting to the true and complete purchase price and the basis, if any, upon which the transfer is claimed to be exempt in whole or in part from the fee imposed. The community housing council, or its designee, shall promptly execute and issue a certificate stating that the appropriate fee has been paid or that the transfer is exempt from the fee and stating the basis for the exemption. The register of deeds for Barnstable county, and the assistant recorder for the registry district of Barnstable county, shall not record or register, or receive or accept for recording or registration, any deed, except a mortgage deed, for any real property interest located in Provincetown unless this certificate is attached. Failure to comply with this requirement shall not affect the validity of any instrument. The Community housing council shall deposit all fees received under this section with its treasurer as part of the fund established by section 7A. The fee imposed under this section shall be due at the time of transfer of the real property interest.

SECTION 10. At any time within seven days after the issuance of the certificate of payment of the fee imposed by section 9, the seller or the seller's legal representative may return the certificate to the community housing council or its designee for cancellation, together with an affidavit signed under oath or under the pains and penalties of perjury that the transfer has not been consummated. After receiving this certificate and affidavit, the community housing council shall in due course return the fee to the seller or the seller's legal representative.

SECTION 11. The following transfers of real property interests shall be exempt from the fee established by section 9. Except as otherwise provided, the seller shall have the burden of proof that any transfer is exempt under this section and any otherwise exempt transfer shall not be exempt in the event that such transfer (by itself or as part of a series

of transfers) was made for the primary purpose of evading the fee imposed by Section 9.

(-a-) Transfers to the government of the United States, the commonwealth, and any of their instrumentalities, agencies or subdivisions, including but not limited to transfers to the Town of Provincetown and the Provincetown Housing Authority.

(-b-) Transfers which, without additional consideration, confirm, correct, modify or supplement a transfer previously made.

(-c-) Transfers made as gifts without consideration. In any proceeds to determine the amount of any fee due hereunder, it shall be presumed that any transfer for consideration of less than fair market value of the real property interests transferred was made as a gift without consideration to the extent of the difference between the fair market value of the real property interests transferred and the amount of consideration claimed by the seller to have been paid or transferred, if the purchaser shall have been at the time of transfer the spouse, the lineal descendant, or the lineal ancestor of the seller, by blood or adoption, and otherwise it shall be presumed that consideration was paid in an amount equal to the fair market value of the real property interests transferred, at the time of transfer.

(-d-) Transfer to the trustees of a trust in exchange for a beneficial interest received by the seller in such trust; distributions by the trustees of a trust to the beneficiaries of such trust.

(-e-) Transfers by operation of law without actual consideration, including but not limited to transfers occurring by virtue of the death or bankruptcy of the owner of a real property interest.

(-f-) Transfers made in partition of land and improvements thereto, under chapter two hundred and forty-one of the General Laws.

(-g-) Transfers to any charitable organization as defined in clause Third of section five of chapter fifty-nine of the General Laws, or any religious organization, provided that the real property interests so transferred will be held by the charitable or religious organization solely for its public charitable or religious purposes.

(-h-) Transfers to a mortgagee in foreclosure of the mortgage held by such mortgagee, and transfers of the property subject to a mortgage to the mortgagee in consideration of the forbearance of the mortgagee from foreclosing said mortgage.

(-i-) Transfers made to a corporation or partnership or limited liability company at the time of its formation, pursuant to which transfer no gain or loss is recognized under the provisions of section three hundred and fifty-one or seven hundred and twenty-one of the Internal Revenue Code of 1986, as amended; provided, however, that such transfer shall be exempt only in the event that (i) with respect to a corporation, the transferor retains an interest in the newly formed corporation which is

equivalent to the interest the transferor held prior to the transfer, or (ii) with respect to a partnership or limited liability company, the transferor retains after such formation rights in capital interests and profit interests within such partnership or limited liability company which are equivalent to the interest the transferor held prior to the transfer.

(-j-) Transfers made to a stockholder of a corporation in liquidation or partial liquidation of the corporation, and transfers made to a partner of a partnership or to a member of a limited liability company in dissolution or partial dissolution of the partnership or limited liability company; but the transfer shall be exempt only if (i) with respect to a corporation, the transferee receives property (including real property interests and other property received) which is the same fraction of the total property of the transferor corporation as the fraction of the corporation's stock owned by the transferee prior to the transfer or (ii) with respect to a partnership or limited liability company, the transferee receives property (including real property interests and other property received) which is the same fraction of the property of the partnership or limited liability company as the fraction of the capital and profit interests in the transferor formerly owned by the transferee.

(-k-) Transfers consisting of the division of marital assets under the provisions of section thirty-four of chapter two hundred and eight of the General Laws or other provisions of law.

(-l-) Transfers of property consisting in part of real property interests situated in Barnstable county and in part of other property interests, to the extent that the property transferred consists of property other than real property situated in Barnstable county; provided that the purchaser shall furnish the Council with such information as it shall require or request in support of the claim of exemption and manner of allocation of the consideration for such transfers.

(-m-) The first amount equal to the median price of a single family home sold in Barnstable County for the previous calendar year of the sale price of any transfer or series of transfers of real property interests in a single parcel, provided, however, that such an exemption shall be applied only to the principal residence of a taxpayer as used by the taxpayer for income tax purposes.

(-n-) Transfers of minority interests in corporations, trusts, partnerships or limited liability companies which are publicly traded, which trades are not part of a series of transfers which together constitute a transfer of control of a corporation, trust, partnership or limited liability company.

SECTION 12. A seller who fails to pay all or any portion of the fee established by section 9 on or before the time when the fee is due shall be liable for the following additional payments in addition to the fee:

(a) Interest. The seller shall pay interest on the unpaid amount of the fee to be calculated from the time of transfer at a rate equal to prime rate

at the time of transfer plus 1 per cent per annum, adjusted each year in accordance with changes in prime rate.

(b) Penalties. Any person who, without fraud or willful intent to defeat or evade a fee imposed by section 9, fails to pay all or a portion of the fee within 30 days after the time of transfer, shall pay a penalty equal to five per cent of the outstanding fee as determined by the community housing council for each month or portion of a month that the fee is not paid in full, but in no event shall the amount of any penalty imposed under this paragraph exceed 25 per cent of the unpaid fee due at the time of transfer. Whenever the community housing council determines that all or a portion of a fee due under section 9 was unpaid due to fraud with intent to defeat or evade the fee, a penalty equal to the amount of the fee as determined by the community housing council shall be paid by the seller in addition to the fee.

SECTION 13A. (a) The Community housing council shall notify a seller by registered or certified mail of any failure to discharge in full the amount of the fee due under section 9 and any penalty or interest assessed. The Community housing council shall grant a hearing on the matter of the imposition of the fee, or of any interest or penalty assessed, if a petition requesting a hearing is received by the Community housing council within 30 days after the mailing of the notice. If the Council has determined that a fee is due by asserting the application of the evasion of fee doctrine described in section 11 of this Act, then the seller shall have the burden of demonstrating by clear and convincing evidence as determined by the Council that the transaction possessed both: (i) a valid, good faith business purposes other than avoidance of the fee set forth in section 9 of this Act and (ii) economic substance apart from the asserted fee avoidance benefit. In all such cases the seller shall also have the burden of demonstrating by clear and convincing evidence as determined by the council that the asserted non-fee-avoidance business purpose is commensurate with the amount of the fee pursuant to section 9 to be thereby avoided. The Community housing council shall notify the seller in writing by registered or certified mail of its determination concerning the deficiency, penalty or interest within 15 days after the hearing. Any party aggrieved by a determination of the Community housing council concerning a deficiency, penalty or interest may, after payment of the deficiency, appeal to the district or superior court within 3 months after the mailing of notification by the Community housing council.

Upon the failure to timely petition for a hearing, or appeal to the court, within the time limits established in this paragraph, the seller shall be bound by the terms of the notification, assessment or determination, and shall be barred from contesting the fee or any interest and penalty, as determined by the Community housing council. All decisions of

these courts shall be subject to appeal. Every notice to be given under this section by the Community housing council shall be effective if mailed by certified or registered mail to the seller at any available legal address of the seller, or at the address stated in a recorded or registered instrument by virtue of which the seller holds any real property interest, the transfer of which gives rise to the fee which is the subject of the notice; and, if no address is stated or if the transfer is not evidenced by an instrument recorded or registered in the public records of Barnstable county, the notice shall be effective when mailed to the seller in care of any person appearing of record to have had a fee interest in the land at the time of the transfer, at the address of that person as set forth in an instrument recorded or registered in Barnstable county.

(b) All fees, penalties and interest required to be paid under this act shall constitute a personal debt of the seller and may be recovered in an action of contract or in any other appropriate action, suit or proceeding brought by the community housing council subject to chapter 260 of the General Laws.

(c) Sellers applying for an exemption under subsections (a) through (n) of section eleven shall be required at the time of application for exemption to execute an agreement legally binding on sellers and separately legally binding upon any Legal Representative of the sellers (1) assuming complete liability for any fee, plus interest and penalties if any, waived on account of an allowed exemption subsequently determined to have been invalid, and (2) submitting to the jurisdiction of the trial court of the commonwealth sitting in Barnstable county. Fees, plus interest and penalties if any, shall be calculated as of the date of the initial property transfer. Execution of the above-described agreement shall not be required of any mortgagee, pledge, purchaser or judgment creditor unless notice of the agreement has been recorded or filed by the Community housing council.

The Community housing council, without waiving any of its rights, may direct a civil action to be filed in the appropriate district or superior court division of the department of the trial court sitting in the Barnstable county to enforce the agreement of the community housing council under this section with respect to this liability or to subject any property of the delinquent seller, or in which the delinquent seller has any legal or beneficial right, title or interest, to the payment of this liability.

The Community housing council may issue a waiver or release of any agreement imposed by this section. Such waiver or release shall be conclusive evidence that the agreement is extinguished.

SECTION 13B. This act, being necessary for the welfare of the town of Provincetown and its inhabitants, shall be liberally construed to effect its purposes.

SECTION 14. This act shall expire on January 1, 2018.

SECTION 15. Acceptance of this act shall be by the affirmative vote of a majority of the voters at any regular or special town election, or a state election, at which the question of acceptance has been placed on the ballot. This act shall become effective on the date on which acceptance by the town has been effected.

The General Court may only make clerical or editorial changes of form to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the general court. The Board of Selectmen is hereby authorized to approve amendments which shall be within the scope of the general public objectives of this petition; or to take any other action relative thereto.

*[Requested by the Board of Selectmen, the Housing Authority, and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**FINANCE COMMITTEE RECOMMENDS: 6-0-0**

**LOCAL HOUSING PARTNERSHIP RECOMMENDS: 4-0-0**

**HOUSING AUTHORITY RECOMMENDS: 5-0-0**

**COMMUNITY PRESERVATION COMMITTEE RECOMMENDS: 5-0-0**

Michele Couture moved that the Town vote to approve Article 5 as printed in the warrant, with the following amendment: by amending Section 11 (-m-) to read as follows: "The first amount equal to *one hundred and fifty percent* of the median price of a single family home sold in Barnstable County for the previous calendar year of the sale price of any transfer or series of transfers of real property interests in a single parcel, provided, however, that such an exemption shall be applied only to the principal residence of a taxpayer as used by the taxpayer for income tax purposes; and further provided that in the case where an individual qualifies for a real estate exemption under G.L. c.59, sec.5, clause 41C, the amount of said exemption hereunder shall be the first \$700,00 of the sale price." And with the further amendment: section 3(a) change the reference to 5 regular members to 4 regular members, and add "and one regular member appointed by the Provincetown Housing Authority."

Greg Howe moved to amend the motion by inserting at the end of Section 9 the following: "The seller of real property interest has been a legal resident of Provincetown for five years or more, is sixty-two years of age, or older, and is transferring real property interest in a primary residence, the first \$700,000.00 of the purchase price shall be exempt from the provisions of the fee imposed in Section 9.

**Motion to Amend Does Not Pass.**

**Motion Does Not Pass (For 184 Against 194)**

**Article 6. *Route 6 Layout Alteration and Perfecting Title to 90 Shankpainter Road.*** To see if the Town will accept the alteration of the layout of a portion of

Route 6, as shown on the plan dated March 5, 2007 as referred to the Planning Board, laid out by the Board of Selectmen and filed with the Town Clerk, which alteration commences at a point southwest of the intersection of Route 6 and Shank Painter Road and terminates at the property now or formerly owned by Enco Realty, Inc., as shown on the plan, the metes and bounds of said portion of Route 6 as so altered being as shown on said plan, thereby discontinuing as part of said town way all land lying between the above described boundaries of said portion of Route 6 and property now or formerly owned by Michael J. Tasha and Halcyon Tasha, and to transfer the discontinued portion of Route 6 from the Board of Selectmen for public way purposes to the Board of Selectmen for the purpose of conveyance of fee or easement, and to authorize the Board of Selectmen to convey all or any part of right, title and interest in the discontinued portion of Route 6 upon such terms and conditions and for such consideration as the Board shall determine to be appropriate, or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**PLANNING BOARD RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

**LOCAL HOUSING PARTNERSHIP RECOMMENDS: 4-0-0**

**HOUSING AUTHORITY RECOMMENDS: 3-0-2**

**COMMUNITY PRESERVATION COMMITTEE RECOMMENDS: 5-0-0**

*Disposition of Land – 2/3's vote required*

Keith Bergman moved that the Town vote to approve Article 6 as printed in the warrant. **Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**Article 7. Zoning By-Law Amendment: Growth Management Affordable Housing and Community Housing.** To see if the Town will vote to amend the Zoning By-laws, Section 6300(4), to deem properties that have been granted an Affordable Housing Permit or a Community Housing Permit and containing 100% Affordable Housing and/or Community Housing dwelling units to be a public service use pursuant to Section 3 of Chapter 157 of the Acts of 2000, by adding the italicized language so that said section 6300(4) reads as follows:

“4. Affordable *Housing Permits* and/or *Community Housing Permits* will be authorized on a priority basis as established by the PLHP, using criteria including but not limited to housing quality standards, quality of design, degree of affordability in terms of cost, and financial feasibility of the proposal. No *Affordable Housing Permit* and/or *Community Housing Permit* shall be issued without prior authorization of the PLHP. *Each property in which 100% of the dwelling units are Affordable Housing and/or Community Housing, and for which an Affordable*



*Housing Permit or a Community Housing Permit is granted, shall be deemed a public service use under Section 3 of Chapter 157 of the Acts of 2000.”*

or to take any other action relative thereto.

*[Requested by the Board of Selectmen]*

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**PLANNING BOARD RECOMMENDS: 3-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

**LOCAL HOUSING PARTNERSHIP RECOMMENDS: 4-0-0**

**HOUSING AUTHORITY RECOMMENDS: 4-0-1**

*Zoning Amendment – 2/3’s vote required*

Richard Olson moved that the Town vote to approve Article 7 as printed in the warrant. **Motion Passed. (2/3<sup>rd</sup>’s Vote Declared)**

**Article 8. Zoning By-law Amendment – Section 4170 – Proposal I.** To see if the Town will vote to amend the Zoning By-laws by amending Section 4170 to read as follows:

**4170 Change of Use** Any **and all** change of use on a lot from a non-residential use or a mixed-use that is predominantly non-residential to a residential use or a mixed-use that is predominantly residential, ~~or~~ or from a boarding, lodging or tourist homes use or a mixed-use that is predominantly a boarding, lodging or tourist homes use to a residential use or a mixed-use that is predominantly residential, regardless whether other Special Permits or Variances are required, must **obtain an Affordable Housing Permit** and comply with the following conditions:

- i. Such change of use shall be authorized with a Special Permit from the Zoning Board of Appeals as provided for in Section 5300, which may require a Development Impact Statement as specified in Article 5, Section 5331.
- ii. Obtain a finding of compliance with Title V of the State Sanitary Code, as determined by the Board of Health, such compliance to be certified by a Registered Engineer.
- iii. Such change of use resulting in the creation of five (5) or more dwelling units shall be required to set aside a minimum of 33% of the total number of dwelling units for Affordable Housing **or Community Housing** as defined in Article 1 of these By-laws, **or a combination of Affordable Housing and Community Housing. The mix of Affordable Housing and Community Housing shall be determined by the Provincetown Local Housing Partnership in consultation with the Zoning Board of Appeals.**
- iv. The project must comply with the provisions of Article 4, Section 4100.

v. Developments may not be phased, subdivided or segmented to avoid compliance with the conditions or provisions of this by-law.

v. ~~vi.~~ None of the above shall relieve the applicant of complying with other provisions of these By-Laws.

or to take any other action relative thereto.

*[Requested by the Provincetown Local Housing Partnership]*

**LOCAL HOUSING PARTNERSHIP RECOMMENDS: 4-0-0**

**HOUSING AUTHORITY RECOMMENDS: 3-1-1**

**BOARD OF SELECTMEN RECOMMENDS: 2-1-0**

**PLANNING BOARD DOES NOT RECOMMEND: 4-0-0**

**COMMUNITY PRESERVATION COMMITTEE RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

**Zoning Amendment – 2/3’s vote required**

Arturo Alon moved that the Town vote to approve Article 8 as printed in the warrant.

Michele Couture moved to amend Article 8 by adding subsection v. to section 4170 as presented in the warrant. **Motion to Amend Passed.**

**Motion As Amended Does Not Pass. (For 127 Against 192)**

Geraldine Anathan moved to reconsider Article 5 (signatures of 12 voters submitted). **Motion to Reconsider Does Not Pass.**

Gayle Lovett moved to reconsider Article 8 (signatures of 16 voters submitted). **Motion to Reconsider Does Not Pass.**

**Article 9. Zoning By-law Amendment – Section 4170 – Proposal II.** To see if the Town will vote to *amend the Zoning By-laws by amending Section 4170 to read as follows:*

Article E. *Zoning By-Law Amendment—Section 4170—Proposal II.* To see if the Town will vote to amend the Zoning By-Laws by amending Section 4170 to read as follows (deleted text shown in ~~strike through~~; added text shown in underline):

**4170 Change of Use/Non-Residential to Residential Use Conversions**

1. Purpose and Intent

The purpose of this by-law is to establish special permit requirements for changes of use from commercial to residential use and to minimize adverse impacts on the community from such development. In addition, this by-law is intended to create additional affordable housing opportunities for Provincetown residents and to assist the Town in creating units eligible for inclusion in its Subsidized Housing Inventory.

**2. Applicability**

~~Any~~ The following types of change of use on a lot shall require Special Permit authorization from the Zoning Board of Appeals as provided for in Article 5, Section 5300:

- ~~(a)~~ Any change of use from a non-residential use to a residential use, or
- ~~(b)~~ Any change of use from a boarding, lodging or tourist homes use, to a residential use; and
- ~~(c)~~ Any change of use involving mixed use development that alters the existing mix of uses such that a predominantly non-residential development becomes predominantly residential.

**3. Requirements**

The Zoning Board of Appeals, as a condition of any development referred to in Section 2(a)-(c) shall require that the applicant for special permit approval comply with the following requirements regardless whether other Special Permits or Variances are required, must comply with the following conditions:

~~i.~~ (a) Such change of use shall be authorized with a Special Permit from the Zoning Board of Appeals as provided for in Section 5300, which may require a Development Impact Statement as specified in Article 5, Section 5331.

~~ii.~~ (b) The applicant shall obtain a finding of compliance with Title V of the State Sanitary Code, as determined by the Board of Health, with such compliance to be certified by a Registered Engineer.

~~iii.~~ (c) Any Ssuch change of use resulting in the creation of five (5) or more dwelling units shall be required to set aside a minimum of 33% of the total number of dwelling units for provide aAffordable hHousing as defined in Article 1 of these By-laws and more fully described below in Section 4 Provision of Affordable Units.

~~iv.~~ (d) The project must comply with the provisions of Article 4, Section 4100.

~~v.~~ (e) None of the above shall relieve the applicant of complying with other provisions of these By- Laws.

**4. Provision of Affordable Units**

Any special permit application for a change of use requiring an affordable housing provision pursuant to Section 3(c) above shall comply with the following requirements for affordable units. For the purpose of calculating the 20% affordable housing contribution, all numbers shall be rounded to the nearest whole number.

(a) At least 20% of the units created shall be established as affordable housing units in any one or combination of methods provided for below:

(1) The affordable housing units shall be constructed or rehabilitated on the locus subject to the special permit (see Section 5); or

(2) constructed or rehabilitated on a locus other than the one subject to the special permit (see Section 7); or

(3) an equivalent fees-in-lieu-of-payment may be made (see Section 8); or

an applicant may offer, and the ZBA may accept, donations of land in fee simple, on or off site, that the ZBA in its sole discretion determines are suitable as of right for the construction of affordable housing units. Land donated shall be comparable to the locus subject to special permit in terms of access and proximity to public amenities.

The applicant may offer, and the ZBA may accept, any combination of the Section 4(a) requirements provided that where an applicant meets the requirements through an off-site provision or cash contribution, the total number of affordable units provided exceeds the number or value required by this by-law.

**5. Provisions Applicable to Affordable Housing Units On-and Off-Site**

- (a) Siting of affordable units. All affordable units constructed under this by-law shall be situated within the development so as not to be in less desirable locations than market rate units in the development and shall, on average, be no less accessible to public amenities as the market-rate units.
- (b) Minimum design and construction for affordable units. Affordable housing units within market rate developments shall be integrated with the rest of the development and shall be compatible in design, appearance, construction and quality of materials with other units. Where feasible, interior features of affordable units shall comply in all respects to the minimum design and construction standards set forth in the Local Initiative Guidelines by the Department of Housing and Community Development (DHCD) November 2006, or as amended. There shall be a similar proportion of affordable and market rate units in developments with a mix of unit/bedroom sizes.
- (c) Timing of construction or provision of affordable units or lots. The development of on-site and off-site affordable housing units shall take place at the same rate and timeframe as the development of market rate units.
  - 1. Building permits for any phase shall be issued at a ratio of 4 (four) market rate units to 1 (one) affordable unit. Building permits for subsequent phases will not be issued unless all the required affordable units in the preceding phase are constructed. The last unit permitted and constructed shall be a market rate unit.
  - 2. The project may also be constructed in its entirety with all permits issued at once provided that the occupancy permits are issued at a ratio of 4 (four) market rate units to 1 (one) affordable unit. The last occupancy permit to be issued shall be for a market rate unit.

**6. Distribution**

Distribution of affordability for rental or ownership units as Low Income Community Housing or Moderate Income Community Housing shall be set as determined by the ZBA in consultation with the Provincetown

Local Housing Partnership.**7. Provision of Affordable Housing Units Off-Site:**

In lieu of providing such units on site, an applicant subject to the bylaw may develop, construct or otherwise provide affordable units equivalent to those required by Section 4 off-site, provided that it results in a greater number of affordable units than had they been created on site. All requirements of this bylaw that apply to on-site provision of affordable units shall apply to provision of off-site affordable units. In addition, the location of the off-site units to be provided shall be approved by the ZBA as an integral element of the special permit review and approval process. The off-site units shall be comparable to the on-site units in terms of proximity and access to amenities. Providing affordable units off-site does not allow an applicant to increase the number of market rate units on site.

**8. Fees-in-Lieu-of Affordable Housing Unit Provision:**

**(a) In lieu of providing such units or lots on site, an applicant may provide a cash contribution of equivalent value that a) has a plan acceptable to the ZBA to expend those funds within the same time frame as the applicant's development, and b) will result in a greater number of units than had they been created on site. The method and timing of the payment(s) shall be secured as a condition of special permit approval. Providing a cash contribution in lieu of providing affordable units on site does not allow an applicant to increase the number of market rate units on site.**

Equivalent value will be determined through one of the following methods: a) for ownership projects, the difference between the affordable sales price(s) and the appraised market sales price(s) of similar bedroom units within the project; and b) for rental projects, the difference in appraised value between the value of the project with and without the affordable units. The appraiser will be selected by the ZBA and paid for by the applicant.

**9. Maximum Incomes and Selling Price; Affordable Housing Inventory**

Maximum incomes and sales prices are set forth in Article 1 Definitions. It is intended that the affordable housing units created under this by-law be considered as Local Initiative Units or Local Action Units in compliance with DHCD requirements.

**10. Preservation of Affordability; Use Restrictions:**

(a) Affordable housing units created in accordance with this by-law shall use affordable housing restrictions that are recorded at the Barnstable County Registry of Deeds and that require the units to remain affordable in perpetuity. Such affordable housing restriction shall grant, among other things, the Town's right of first refusal to purchase the property in the event that a subsequent qualified purchaser cannot be located.

(b) The ZBA shall require, as a condition for special permit under this bylaw, that the applicant comply with the mandatory set-asides and

accompanying restrictions on affordability, including the execution of the affordable housing restriction noted in Section 10(a) above. The Building Commissioner shall not issue an occupancy permit for any affordable unit until the affordable housing restriction is recorded.

**11. Segmentation** - Developments may not be phased or segmented to avoid compliance with conditions or provisions of this by-law.

**12. Conflict with Other Bylaws**

The provisions of this bylaw shall be considered supplemental of existing zoning bylaws/ordinances. To the extent that a conflict exists between this bylaw and others, the more restrictive bylaw, or provisions therein, shall apply.

**13. Severability**

If any provision of this bylaw is held invalid by a court of competent jurisdiction, the remainder of the bylaw shall not be affected thereby. The invalidity of any section or sections or parts of any section or sections of this bylaw shall not affect the validity of the remainder of Provincetown's zoning bylaw.

or to take any other action relative thereto. *[Requested by the Planning Board]*

**PLANNING BOARD RECOMMENDS: 4-0-0**

**BOARD OF SELECTMEN DOES NOT RECOMMEND: 2-1-0**

**HOUSING AUTHORITY DOES NOT RECOMMEND: 4-0-1**

**LOCAL HOUSING PARTNERSHIP DOES NOT RECOMMEND: 4-0-0**

**COMMUNITY PRESERVATION COM. DOES NOT RECOMMEND: 5-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

*Zoning Amendment – 2/3's vote required*

Kevin Rich moved that Town vote to approve Article 9 as printed in the warrant.

Bonnie Adams Campbell moved to indefinitely postpone Article 9.

**Motion to Indefinitely Postpone Does Not Pass.**

Barbara Rushmore moved to amend the motion by eliminating Section 5 and Section 7. **Motion to Amend Does Not Pass.**

**Motion Does Not Pass (For 178 Against 95 - 2/3<sup>rd</sup>'s Vote Required).**

**Irene Rabinowitz moved to adjourn and reconvene on Monday, April 9, 2007 at 6:00 p.m. Motion Passed.**

**Town Moderator Mary-Jo Avellar called the meeting to order at 6:00 p.m. on Monday, April 9, 2007.**

Lynne Martin moved to reconsider Article 9 (signatures of 13 voters received).

**Motion to Reconsider Passed.**

**Kevin Rich moved to amend Article 9 as follows: Delete subsection 4a. In Section 4 -** insert after the words “nearest whole number”, the following words: “At least 20% of the units created shall be established as affordable housing units and shall be constructed or rehabilitated on the locus subject to the special permit (see Section 5). In Section 5 Title, delete the words “On-and-off-Site”. In Section 5c, delete between the words “The development of” and” affordable housing units” the words “on-site and off-site”. In Section 6, delete the words “Local Housing Partnership” and insert the words “Community Housing Council”. Delete entire Section 7. Delete entire Section 8, and renumber Article 9 accordingly. **Motion As Amended Passed (2/3<sup>rd</sup>'s Vote Declared).**

**Article 10. Zoning By-law Amendment: Section 4800 Affordable Housing By-Law.** To see if the Town will vote to amend the Provincetown Zoning By-laws, as follows, with added text shown in underlined, bold, italics and deleted text shown in ~~strikethrough~~:

(1) Modify the following definitions to Article 1 Definitions:

**Accessory Dwelling Units** *A dwelling unit, which is subordinate in use and area to that of the principal structure and is located on the same lot therewith and subject to the requirements of Article 4 Section 4800 of these By-laws.*

(2) Strike line A7 of Section 2440 Permitted Principal Uses so that it reads as follows:

**2440 Permitted Principal Uses**

	Residential		Commercial		Seashore		Public Use	
	Res1	Res2	Res3	ResB	TCC	G C	S	M
<b>A. Residential</b>								
A1a Sing Fam Dwelg								
1. one per lot	YES	YES	YES	YES	YES	NO	NO	
2. two per lot	BA <sup>u</sup>	BA	YES	YES	YES	NO	NO	
3. 3or more	NO	BA <sup>u</sup>	YES <sup>8</sup>	YES <sup>8</sup>	YES <sup>8</sup>	NO	NO	
A1b Two Fam Dwel								
1. one per lot	BA <sup>u</sup>	YES	YES	YES	YES	NO	NO	
2. two per lot	NO	BA <sup>u</sup>	YES	YES	YES	NO	NO	
3. 3or more per lot	NO	BA <sup>u</sup>	YES <sup>8</sup>	YES <sup>8</sup>	YES <sup>8</sup>	NO	NO	
A2 Multi Fam Dwel	NO	NO	YES <sup>8</sup>	YES <sup>8</sup>	YES <sup>8</sup>	NO	NO	
A3 Boardlodg touri h	NO	YES	YES	YES	YES	NO	NO	
A4 Nursing Home	NO	BA	BA	BA	BA	NO	NO	
A5 Manuf h opa sub	NO	NO	NO	BA	BA	NO	NO	
A6 Cluster Development	NO	NO	YES	YES	YES	NO	NO	
<del>A7 Dwel, Acces Apa</del>	<del>BA</del>	<del>BA</del>	<del>BA</del>	<del>BA</del>	<del>BA</del>			
<b>B. Business</b>								
B1 Bu or prof of, bks	NO	NO	NO <sup>1</sup>	YES	YES	NO	N	
B2 Funeral Home	NO	NO	NO	YES	YES	NO	NO	
B3 Hotel, mot inn	NO <sup>5</sup>	NO <sup>5</sup>	YES <sup>3</sup>	YES <sup>2</sup>	YES <sup>2</sup>	NO	NO	
B4 Retail or serv								
a. neighborhood	BA	BA	BA	YES	YES	NO	NO	
b. art gallery	NO	NO	YES	YES	YES	NO	NO	
c. motveh sa, r, ser <sup>4</sup>	NO	NO	NO	BA	YES	NO	NO	
d. mar serv, bt sales	NO	NO	NO	YES	YES	NO	NO	
e. package store	NO	NO	NO	BA	BA	NO	NO	
f. all other retail	NO	NO	NO	YES <sup>12</sup>	YES <sup>12</sup>	NO	NO	





F7	Temp Comm Str <sup>16</sup>	NO	NO	BA	BA	BA	NO	NO
F8	other princ'l uses	NO	NO	NO	NO	NO	NO	NO

1. Except "YES" in W-B for banks and for professional offices including real estate, insurance, and accounting, without stock in trade, with no more than one firm or 2,000 square feet per building and no more than one building per lot.
2. Except "NO" if serving alcoholic beverages and containing fewer than twenty guest units.
3. Except "BA" if serving alcoholic beverages and containing fewer than twenty guest units.
4. No moped rental in all zones. 1980 ATM Art. 87 amended.
5. Except "YES" if existing as of January 1, 1981. 1981 ATM amended.
6. No sale of food, drink, or other products to persons standing in the street, sidewalk, or parking areas at or about such establishment. Other outdoor service allowed only on Special Permit from the Board of Appeals. 1982 ATM amended.
7. See sec. 3, Ch. 40A, M.G.L.
8. Except "BA" if the total number of dwelling units on the lot exceeds six (6). Obtaining a Special Permit does not relieve the applicant from the obligation of complying with the Plan Review under Section 4160 nor any other applicable By-law provision.
9. Special Permit to be granted on a yearly basis only, and only after, a Public Hearing and approval of the Building Inspector and Fire Department each year; storage of toxic or hazardous materials (as determined by the Building Inspector, Fire Department and Massachusetts Division of Hazardous Waste under the provision of Chapter 21 M.G.L.) shall be cause for permanent revocation of Special Permit.
10. *Left blank.*
11. Special Permit to be granted only after a Public hearing and approval of the Building Inspector, the Fire Department and the Police Department.
12. After March 1, 1983, for any new construction, any substantial increase in intensity or use or any renovation of an existing structure to include the defined use, a Special Permit as specified in Sec. 5300 may be granted by the Board of Appeals: (a) only upon its written determination that the proposed fast food establishment does not create any adverse effect due to hazard or congestion especially including traffic impacts as determined by a traffic impact assessment prepared by the applicant according to Institute of Transportation Engineers guidelines regarding carrying capacity/level of service of the affected streets and any proposed mitigation sufficient to offset those impacts; (b) only if the applicant can demonstrate that the proposed use will not overburden public water, septage or solid waste facilities; (c) only if the applicant provides and enforceable plan for the mitigation and control of trash and litter generated by the proposed establishment; (d) any if the architecture and signage conforms to

traditional Cape Cod style; and (e) only if, in order to assure that the concerns of the abutters and residents will be considered as a significant factor in the determination of the benefits or adverse effects of the proposed fast food establishment on the neighborhood and the Town, the Board of Appeals shall make a specific Finding of Significance regarding the response to the proposed use.

13. Architecture and signage must conform to traditional Cape Cod style and must be submitted to the Planning Board for review.

14. Temporary Carnivals, Festivals and Fairs shall not exceed one week in duration.

15. If a dwelling is destroyed by fire or other natural cause, a temporary dwelling such as a manufactured home built on a permanent chassis, designed for use with or without temporary foundation when connected to required utilities may be moved upon the lot for habitation by the resident(s) affected by the loss, provided that:

- (a) the applicant has obtained all permits necessary for the temporary use from the building, electrical and health officials prior to occupancy;
- (b) the occupancy of the temporary dwelling shall not exceed one year;

and

- (c) the applicant obtains a building permit to reconstruct the destroyed dwelling structure within three (3) months of the destruction of the original dwelling structure.

16. If a commercial use structure is destroyed by fire or other natural cause, a temporary structure may be erected upon the lot on which the original commercial structure was located, or within 300 feet of said lot for the operation of the business(s) for which that lot was used at the time the structure was destroyed. The temporary structure(s) shall meet the requirements of 780 CMR, the Massachusetts State Building Code, Sixth Edition, and Chapter 31 controlling temporary structure(s) shall require a special permit from the Zoning Board of Appeals as provided in Section 5300 of this By-law. The time that the temporary structures may remain shall not exceed 180 days.

17. All adult entertainment uses must be located at least 300 feet from any library, school or playground. Said setbacks are to be measured from the nearest points on the property lines of the lots hosting the proposed adult entertainment use and the use triggering the setback requirement. Furthermore, all adult entertainment uses with establishments which display live nudity for its patrons must take place entirely indoors and in such a manner as not to be observable from any abutting property, sidewalk or public way.

(3) Add line G17 of Section 2450 Permitted Accessory Uses so that it reads as follows:

<b>2450</b>	<b>Permitted Accessory Uses</b>			
	<b>Residential</b>	<b>Commercial</b>	<b>Seashore</b>	<b>Public Use</b>

		Res1	Res2	Res3RB	TCC	G C	S	M
<b>G.</b>	<b>Permitted Accessory Uses</b>							
G1	Gar f 1 or 2 aut	YES	YES	YES	YES	YES	NO	NO
G2	Veg or fl garden	YES	YES	YES	YES	YES	YES	YES
G3	Home Occup	YES	YES	YES	YES	YES	YES	BA
G4	Sale seaf self	NO	NO	YES	YES	YES	NO	NO
G5	Stable	BA	BA	BA	BA	BA	BA	BA
G6	Tem const	YES	YES	YES	YES	YES	YES	YES
G7	Sci res or dev	BA	BA	BA	BA	BA	BA	BA
G8	Outdfd disp mac	NO	NO	NO	NO	NO	NO	NO
G9	Aircraft l area	NO	NO	NO	NO	NO	NO	NO
G10	Artist's studio	YES	YES	YES	YES	YES	NO	NO
G11	Other cust ac	BA	BA	BA	BA	BA	BA	BA
G12	Swim pool	BA	BA	BA	BA	BA	BA	BA
G13	Util/G Shed <sup>1</sup>	YES	YES	YES	YES	YES	NO	YES
G14	Util/GShed <sup>2</sup>	BA	BA	BA	BA	BA	NO	NO
G15	Adult Entert <sup>3</sup>							
	a. dis live nude	Yes	Yes	Yes	Yes	Yes	Yes	Yes
	b. adult ent	No	No	No	Yes	Yes	No	No
G16	Theater	BA	BA	BA	YES	YES	BA	BA
<b>G17</b>	<b><u>Ac Dwell U</u></b> <sup>4</sup>	<b><u>BA</u></b>	<b><u>BA</u></b>	<b><u>BA</u></b>	<b><u>BA</u></b>	<b><u>BA</u></b>		

<sup>1</sup>A utility/garden shed shall not exceed 120 square feet, nor exceed 9 feet in height from the finished floor to the roof ridge of a gable or gambrel roof or 7 feet to the highest point of any other roof configuration. The lowest point of the shed shall not be elevated more than 6 inches above the highest point of the natural grade within its footprint.

<sup>2</sup>Special Permits may be granted by the Zoning Board of Appeals for the installation of utility/garden sheds that meet at least 50% of the side and/or rear yard setback requirements of the district in which the property is located (Article 2, Section 2560) and at least 50% of building separation requirements (Article 2, Section 2550). Such Special Permits shall only be issued following a Public Hearing wherein the Zoning Board of Appeals determines that the installation of said shed cannot meet the current front, side and/or rear yard setback and building separation requirements. The benefits derived from the issuance of a permit shall outweigh any adverse effects such as hazard, congestion and environmental degradation. The shed shall not exceed 96 square feet, nor exceed 9 feet in height from the finished floor to the roof ridge for a gable or gambrel roof or 7 feet to the highest point of any other roof configuration. The lowest point of the shed shall not be elevated more than 6 inches above the highest point of the natural grade within its footprint. Doors and windows shall not face or open into an area of the standard side and rear yard setbacks of the district in which the shed is located.

<sup>3</sup>Accessory adult entertainment uses are permitted, as indicated in the above table, where the adult entertainment use is accessory to a non-residential

use that is either a permitted use or a legally preexisting nonconforming use. All such adult entertainment uses must be located at least 300 feet from any library, school or playground. Said setbacks are to be measured from the nearest points on the property lines of the lots hosting the proposed adult entertainment use and the use triggering the setback requirement. Furthermore, all adult entertainment uses with establishments which display live nudity for its patrons must take place entirely indoors and in such a manner as not to be observable from any abutting property, sidewalk or public way.

*<sup>4</sup>Subject to the requirements of Article 4 Section 4800 of these By-laws.*

(4) Modify Section 4800 Affordable Housing By-Law as follows:

**Section 4800 Affordable Housing By-Law**

**1. Accessory Apartments Dwelling Units.** ~~One (1)~~ accessory dwelling unit ~~per lot~~ may be allowed in any residential or commercial zoning district by special permit from the Zoning Board of Appeals, notwithstanding any provisions in the Zoning By-law that may restrict the total number of dwelling units per lot, subject to the requirements, standards and conditions listed below.

**2. Requirements and Standards**

A. ~~The An~~ accessory dwelling unit shall be subject to ~~an affordable housing a~~ housing restriction, for a term of ~~perpetuity or the longest period allowed by law~~ twenty years, that limits rental rates and resale prices, limits eligibility for occupancy and purchase, and provides a right of first refusal to the Town of Provincetown.

Affordable Housing Accessory dwelling units shall be available for rental at a cost (including utility allowances) not exceeding 30% of annual income for a household at or below 65% of the Barnstable County median income; or available for ownership at a cost (including mortgage interest, principal, taxes, insurance and common charges if any, but excluding utilities) not exceeding 30% of annual income for a household at or below 65% of the Barnstable County median income. Eligibility for occupancy shall be limited to households whose income is at or below 80% of Barnstable County median income.

Median Income Community Housing dwelling units shall be available for rental at a cost (including utility allowances) not exceeding 30% of annual income for a household at or below 80% of the Barnstable County median income; or, available for ownership at a cost (including mortgage interest, principal, taxes, insurance and common charges if any, but excluding utilities) not exceeding 30% of annual income for a household at or below 80% of the Barnstable County median income. Eligibility for occupancy shall be limited to households whose income is at or below 100% of Barnstable County median income.”

Middle income community housing dwelling units shall be available for rental at a cost (including utility allowances) not exceeding 30% of annual income for a household at or below 120% of the Barnstable County median income; or, available for ownership at a cost (including mortgage interest, principal, taxes, insurance and common charges if any, but excluding utilities) not exceeding 30% of annual

income for a household at or below 120% of the Barnstable County median income. Eligibility for occupancy shall be limited to households whose income is at or below 150% of Barnstable County median income.

B. The accessory dwelling unit shall be located within the principal structure or a ~~garage~~ an existing or ~~other existing~~ new freestanding structure.

C. The Inspector of Buildings and Health Agent shall have inspected an existing structure ~~the premises~~ for compliance with public safety and public health codes.

D. A special permit application shall include a certification of the amount of rent to be charged or the sale price, as applicable, for each accessory dwelling unit and the income of each occupant household. For rental accessory dwelling units, each year thereafter on the first of July, holders of special permits granted pursuant to this section shall submit to the Zoning Board of Appeals or its agent as designated in the special permit a certification of annual rents charged and the income of occupant household(s) for the most recently completed fiscal year of the holder and as of July first. Forms for this purpose shall be provided by the Town or its agent. Rents may be adjusted annually in accordance with Department of Housing and Community Development Local Initiative Program Regulations and Guidelines, or regulations and guidelines or a similar state program having the same purpose.

**3. Amnesty. Owners of lots containing an accessory dwelling unit (i) for which there does not exist a validly-issued variance, special permit, building permit or occupancy permit, (ii) that is/are not legally pre-existing, non-conforming use(s) or structure(s), or (iii) is/are not otherwise in compliance with the Zoning By-law may apply for a special permit under this section.**

#### **4. Procedure.**

A. The property owner shall complete and submit an application for a special permit to the Zoning Board of Appeals in accordance with the Provincetown Zoning Board of Appeals Rules and Procedures.

B. The property owner shall obtain a compliance certification as provided by Section 5120 to allow the change in use.

C. The property owner shall obtain a certificate of occupancy prior to occupancy of the accessory dwelling unit.

D. The property owner shall deliver to the Provincetown Local Housing Partnership an executed and acknowledged ~~affordable~~ housing restriction or, for ownership accessory dwelling unit an executed and acknowledged covenant whereby the property owner agrees to convey the accessory dwelling unit subject to a certain ~~affordable~~ housing restriction attached as an exhibit to the covenant, in either case approved as to form by town counsel, before a compliance certification pursuant to Section 5120 may issue for the accessory dwelling unit. If the compliance certification is denied, the instrument shall be returned to the property owner; if the compliance certification is granted, the instrument shall be recorded by the Board of Selectmen. No occupancy permit shall be issued for

any accessory dwelling unit without evidence of recordation of the ~~affordable~~ housing restriction and the subordination of all mortgages.

E. Failure to comply with any provision of this Section 4800 may result in fines established in Section 5140 of the Provincetown Zoning By-laws.

**5. Scope and Validity of the Bylaw.**

Nothing in this Section 4800 shall nullify or exempt any property or use from any other provisions of these By-laws or other Town regulations. The invalidity of any provision of this Section 4800 shall not invalidate any other section or provision hereof, nor shall it invalidate any building permit, occupancy permit or special permit issued in reliance on said section or provision prior to the determination of its invalidity.”

or take any other action relative thereto; the original copy of this zoning by-law change is on file for public inspection in the Town Clerk’s Office.

*[Requested by the Planning Board]*

**PLANNING BOARD RECOMMENDS: 3-0-0**

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**HOUSING AUTHORITY RECOMMENDS: 5-0-0**

**LOCAL HOUSING PARTNERSHIP RECOMMENDS: 4-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

*Zoning Amendment – 2/3’s vote required*

Howard Burchman moved that the vote to approve Article 10 as printed in the warrant, with the following amendments:

Under Article 10 (4):

A. In the first paragraph of **2. Requirements and Standards, A.**, insert the words “*at least*” immediately before “*twenty*”, insert the word “*and*” before the words “limits eligibility for occupancy and purchase”, and strike the words “and provides a right of first refusal to the Town of Provincetown” so that the amended paragraph appears as follows:

A. The *An* accessory dwelling unit shall be subject to ~~an affordable housing~~ *a housing* restriction, for a term of ~~perpetuity or the longest period allowed by law~~ *at least twenty years*, that limits rental rates and resale prices, *and* limits eligibility for occupancy and purchase. ~~and provides a right of first refusal to the Town of Provincetown.~~

B. In **3. Amnesty**, retain **3. Amnesty**, and further, delete “shall” and replace with “*may*”, and delete “within two (2) years of the effective date of this section; otherwise the provision of this section shall not apply to such lots” so that **3. Amnesty** reads as follows:

**3. Amnesty.** Owners of lots containing an accessory dwelling unit (i) for which there does not exist a validly-issued variance, special permit, building permit or occupancy permit, (ii) that is/are not legally pre-existing, non-conforming use(s) or structure(s), or (iii) is/are not

otherwise in compliance with the Zoning By-law shall ~~may~~ apply for a special permit under this section ~~within two (2) years of the effective date of this section; otherwise the provision of this section shall not apply to such lots.~~

C. In the final sentence of **4. Procedure, D**, insert the word "*permanent*" immediately before the word "occupancy" and strike the words "and the subordination of all mortgages" at the end of the sentence, so that the final sentence of **4. Procedure, D**, reads as follows:

No *permanent* occupancy permit shall be issued for any accessory dwelling unit without evidence of recordation of the ~~affordable housing restriction and the subordination of all mortgages.~~

**Motion Passed. (2/3<sup>rd</sup>'s Vote Declared)**

**Article 11. *Expand Recycling Committee Scope to Include Renewable Energy.***

To see if the Town will vote to amend its vote under Article 35 of the March 12, 1990 Annual Town Meeting, as amended, by renaming the town board created thereunder as the "Provincetown Recycling and Renewable Energy Committee;" or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**RECYCLING RECOMMITTEE RECOMMENDS: 4-0-0**

**CONSERVATION COMMISSION RECOMMENDS: 3-0-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

Richard Olson moved that the Town vote to amend its vote under Article 35 of the March 12, 1990 Annual Town Meeting, as amended, by renaming the town board created thereunder as the "Provincetown Recycling and Renewable Energy Committee."

**Motion Passed.**

**Article 12. *FY 2007 Budget Adjustments.*** To see what amendments the Town will vote to make to the Fiscal Year 2007 operating budgets and enterprise funds established under Articles 2 and 6 of the April 3, 2006 Annual Town Meeting and what sums the Town will vote to raise and appropriate or transfer from available funds therefor; or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**FINANCE COMMITTEE RECOMMENDS: 7-0-0**

Keith Bergman moved that the Town vote to make the following amendments to the Fiscal Year 2007 operating budgets and enterprise funds established under Articles 2 and 6 of the April 3, 2006 Annual Town Meeting:

(1) to reduce the following available funds and appropriations

135-A	Town Accountant	\$ 5,000
136-B	Information Systems	10,386
169-A	Licensing	5,000
240-A	Inspections	17,800
421-A	DPW Administration	12,500
423-A	DPW Snow & Ice	33,738
511-B	Health Inspector	2,050
910-B	Retirement/Insurance/Fringe Benefits	140,000
	<i>Sub-total</i>	<b>\$ 226,474</b>

(2) To increase the following appropriations:

131-B	Finance Committee Reserve Fund	\$ 17,400
135-B	Accounting Expenses	21,700
136-A	MIS Personal Services	10,386
141-A	Assessor Salaries	2,000
151-B	Legal Expense	57,000
161-A	Town Clerk	730
169-B	Licensing	250
171-B	Conservation Commission	300
180-B	Historic District Commission	1,200
190-A	DPW Bldgs & Grounds	36,500
210-A	Police Salaries	25,000
210-B	Police expenses	10,540
240-B	Inspections	19,700
241-A	Community Development	9,000
296-A	Shellfish	2,380
423-B	DPW Snow & Ice	6,225
431-A	DPW Solid Waste	3,513
440-A	DPW Wastewater	2,235
512-A	Public Health Nurse	95
651-B	Beautification	320
	<i>Sub-total</i>	<b>\$226,474</b>

**Motion Passed.**

**Article 13. Home Rule Petition - Charter Amendment – Residency Requirements for Certain Paid Town Officials.** To see if the Town will vote to instruct its senator and representative in the General Court to file a home rule petition for a special act to read as follows:

SECTION 1. The Charter of the Town of Provincetown which is on file in the office of the Archivist of the Commonwealth as provided in Section 12 of Chapter 43B of the General Laws is hereby amended by amending Chapter 7, Article 1, Section 7-1-2 to read as follows: “The town manager shall be a resident of Provincetown, or shall become a resident within six months following his or her appointment, *unless excused by vote of the Board of Selectmen.*”



SECTION 2. Said charter is hereby further amended by deleting Chapter 8, Article 1, Section 8-1-1, which currently reads as follows: “The director of the department of public works, the police chief, and the fire chief shall be residents of Provincetown, or shall become residents within three months of assuming office.”

SECTION 3. This act shall take effect upon its passage.

The General Court may only make clerical or editorial changes of form to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the general court. The Board of Selectmen is hereby authorized to approve amendments which shall be within the scope of the general public objectives of this petition; or to take any other action relative thereto.

*[Requested by the Board of Selectmen]*

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0**

**CHARTER ENFORCEMENT COMMISSION RECOMMENDS: 2-1-0**

**FINANCE COMMITTEE HAS NO RECOMMENDATION**

Thomas Steele moved to indefinitely postpone Article 13.

**Motion to Indefinitely Postpone Does Not Pass.**

Michele Couture moved that the Town vote to instruct its senator and representative in the General Court to file a home rule petition for a special act to read as printed in the warrant. **Motion Does Not Pass.**

**Article 14. *Refile Home Rule Petition: Relocation and Alteration of High Pole Hill Road Layout.*** To see if the Town will vote to instruct its representative in the General Court to file a home rule petition for a special act entitled, “An Act Relative to Relocation and Alteration of Layout of High Pole Hill Road in the Town of Provincetown,” to read as follows:

SECTION 1. Notwithstanding the provisions of sections 21 through 24 of chapter eighty two of the general laws, the board of selectmen of the town of Provincetown may from time to time relocate and alter the layout of High Pole Hill Road, a public town way laid out by the selectmen, reported for acceptance on October 25, 1853 and accepted by the town of Provincetown on November 15, 1853, and further laid out by the selectmen, reported for acceptance on January 27, 1862 and accepted by the town of Provincetown on February 10, 1862, said relocation and alteration to become effective upon vote of the board of selectmen that public convenience and necessity require such relocation and alteration, and filing of an order of relocation and alteration and plan of relocation and alteration with the town clerk, and no acceptance by vote of the town meeting is required under this act, provided that the necessary land or interest in land for such relocation and alteration is acquired by gift or purchase under this act, or by eminent domain if a waiver of appraisal and damages is given by the owner of the land affected

by said taking, and further provided that the acquisition of the necessary land or interest must be accomplished within one year of the filing of the order of relocation and alteration and plan with the town clerk or said relocation and alteration shall be void, but may be re-voted under this act.

SECTION 2. The board of selectmen of the town of Provincetown may acquire by gift from the Cape Cod Pilgrim Memorial Association of Provincetown, a Massachusetts non-profit corporation, its successors and assigns (the "Association"), the fee ownership interest or an easement for all purposes for which public ways are used within the town of Provincetown within the layout of High Pole Hill Road, as such layout may change from time to time, and may accept a deed of such fee or such easement subject to a restriction whereby the board of selectmen is obligated to further alter the layout of High Pole Hill Road to another reasonably convenient location if requested to do so by the Association and if the Association grants to the town of Provincetown the necessary easement or fee within the layout of High Pole Hill Road as so further altered and bears the design and construction cost of such further alteration.

SECTION 3. The board of selectmen of the town of Provincetown in connection with the alteration of layout of High Pole Hill Road from time to time, may, for such consideration as the selectmen shall deem appropriate, which may be nominal consideration, release to the owner of the underlying fee in the land within said layout all right, title and interest of the town of Provincetown in said land and, if the land within said layout is held in fee by the town of limitation the land shown as "West Approach — East Approach" on the plan titled "Plan of Land in Provincetown," prepared by George F. Clements., CE., dated January 21, 1938, filed with Land Registration Office on April 11, 1938 as Plan No. 16813A, notwithstanding the requirements of sections 15 and 15A of chapter 40 of the General Laws.

SECTION 4. Said Association may grant to the town of Provincetown the fee ownership interest or an easement for all purposes for which public ways are used within the town of Provincetown within the layout of High Pole Hill Road, as such layout may change from time to time, notwithstanding that the land within said layout is part of the land granted to the Association by the Commonwealth of Massachusetts by deed dated February 8, 1960, recorded with the Barnstable County Registry of Deeds in Book 1071, Page 23, pursuant to chapter 421 of the acts of 1959 and such conveyance, or the use of a portion of such land as a public town way rather than a free public parking area shall not cause all or any portion of such land to revert to the Commonwealth, notwithstanding the provisions of said act.

SECTION 5. Nothing in this act shall prevent the town of Provincetown from acting with respect to High Pole Hill Road as provided under sections 21 through 24 of chapter eighty two of the general laws G.L. c.82, §§21-24 should the town prefer to proceed under general law and, should the town proceed under general law, nothing shall prevent the town from exercising

its power of eminent domain under chapter 79 of the general laws with respect to said High Pole Hill Road.

SECTION 6. This act shall take effect upon its passage.

The General Court may only make clerical or editorial changes of form to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the general court. The Board of Selectmen is hereby authorized to approve amendments which shall be within the scope of the general public objectives of this petition; or to take any other action relative thereto.

*[Requested by the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0  
FINANCE COMMITTEE HAS NO RECOMMENDATION**

Keith Bergman moved that the Town vote to approve Article 14 as printed in the warrant.

**Motion Passed.**

**Article 15. *Refile Home Rule Petition: Transfer 0.09 Acres of 100 Alden Street to the School Committee for playground purposes.*** To see if the Town will vote as follows: Whereas Article 2 of the October 25, 2004 Special Town Meeting voted to transfer from the Board of Selectmen for playground purposes to the School Committee for playground purposes a portion of the property located at 100 Alden Street, identified on Assessors Map as 08-2-26, being part of the playground known as Manuel V. Motta Athletic Field, the portion to be transferred being .09 acres at the northwest corner of said Motta Field, and whereas said transfer requires authorization from the General Court; therefore, the Town votes to instruct its representative in the General Court to file a home rule petition for a special act to read as follows:

SECTION 1. Notwithstanding the provisions of Chapter 270 of the Acts of 1953 or any other general or special law to the contrary and Article 97 of the Amendments to the Massachusetts Constitution, the town of Provincetown is hereby authorized to transfer from the board of selectmen for playground purposes to the school committee for playground purposes a 3,841 +/- square-foot portion of Manuel V. Motta Athletic Field, shown as Parcel 3 on a plan entitled, "Plan of Land in Provincetown as Surveyed for Town of Provincetown Cape End Manor," prepared by William N. Rogers, dated September 2005, which plan is on file with the Town Clerk's office and hereby incorporated by reference.

SECTION 2. This act shall take effect upon its passage.

The General Court may only make clerical or editorial changes of form to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the general court. The Board of Selectmen is hereby authorized to approve amendments which shall be within the scope of the general public objectives of this petition; or to take any other action relative thereto.

*[Requested by the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 3-0-0  
FINANCE COMMITTEE HAS NO RECOMMENDATION**

Keith Bergman moved that the Town vote to approve Article 15 as printed in the warrant.

**Motion Passed.**

**Mary-Jo Avellar moved to dissolve Special Town Meeting. Motion Passed.**

**Special Town Meeting dissolved at 7:13 p.m. on April 9, 2007.**

**Special Town Meeting - Monday, Nov. 5, 2007**

**Meeting Called to Order:** Town Clerk Doug Johnstone convened the Special Town Meeting at 6:00 p.m. on November 5, 2007 pursuant to MGL C.39, §14, and opened nominations for election of a Temporary Moderator for the November 5, 2007 Special Town Meeting due to the resignation of the Town Moderator on May 2, 2007.

Mary-Jo Avellar nominated Roslyn Garfield as Temporary Town Moderator. Roslyn Garfield elected by majority vote to serve as Temporary Town Moderator for the duration of said Special Town Meeting and so sworn by Town Clerk Doug Johnstone.

**Preliminary motions:**

Mary-Jo Avellar moved that the Town vote to waive the reading of the warrant.

**Motion Passed.**

Mary-Jo Avellar moved that the Town vote to grant permission to speak at the November 5, 2007 Special Town Meeting to the following persons who are not registered voters of the Town of Provincetown: John W. Giorgio, Esq., and other attorneys of the firm of Kopelman & Paige, P.C., *Town Counsel*; Alexandra Heilala, *Town Accountant*; Beau Jackett, *Information Systems Director*; Michelle Jarusiewicz, *Grants Administrator*; Russell Braun, *Acting Building Commissioner*; Maxine Notaro, *Permit Coordinator*; Dr. Floriano Pavao, *PHS Principal* Warren D. Tobias, *Acting Chief of Police*; Domenic Rosati, *Parking*

*Lot Manager; Betty White, Administrative Assistant for Business and Finance, School Department; Mark Abrahams, CPA, The Abrahams Group; Russell Kleekamp, Stearns & Wheeler. Motion Passed.*

Mary-Jo Avellar moved that on all matters to come before the November 5, 2007 Special Town Meeting, requiring a two-thirds vote by statute, that a count need not be taken unless the vote so declared is immediately questioned by seven or more registered voters. **Motion Passed.**

**Article 1. Police Contract FY07 & FY08.** To see if the Town will vote to raise and appropriate or transfer from available funds the amount of \$165,000 to fund the collective bargaining agreement between the Town and the IBPO for the fiscal years as follows; \$59,042.45 beginning July first, two thousand and six, and \$105,957.55 for the year beginning July first, two thousand and seven provided that the appropriation shall be contingent on the passage of a Proposition 2 and ½ override by the voters of the Town in accordance with General Laws Ch. 59, sec. 21C(m); or take any other action relative thereto. *[Requested by the Board of Selectmen and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS: 7-0-0**

Michele Couture moved that the Town vote to raise and appropriate the sum of **\$165,000** to fund a one year collective bargaining agreement reached with the New England Police Benevolent Association, (formerly the IBPO), for the fiscal year beginning July 1, 2006 and ending June 30, 2007 and to fund the first year of a new three year contract for the fiscal year beginning July 1, 2007 and ending June 30, 2008, provided that the appropriation shall be contingent on the passage of a Proposition 2 and ½ override by the voters of the Town in accordance with General Laws Ch 59, §21C (m). **Motion Passed.**

**Article 2. Prior Year Bills – required 9/10s vote.** To see if the Town will vote to raise and appropriate or transfer from available funds the amount of \$3,113.82 for the purpose of paying prior year unpaid bills; or take any action thereto. *[Requested by the Town Manager and the Director of Finance]*

**9/10<sup>th</sup> vote required**

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS: 7-0-0**

Mary-Jo Avellar moved that the Town vote to raise and appropriate the amount of \$1,486.00 for the purpose of paying prior year unpaid bills.  
**Motion Passed. (Unanimously – 9/10<sup>th</sup>'s vote required)**

**Article 3. Telephone.** To see if the Town will vote to raise and appropriate or transfer from available funds the amount of \$30,000 to fund the capital costs associated with a new telephone system, provided that the appropriation shall be contingent on the passage of a Proposition 2 and ½ capital outlay exclusion by the voters of the Town in accordance with General Laws Ch. 59, sec. 21C(m); and further to authorize the Town Manager to enter into a lease purchase agreement for a term not to exceed five years; or take any other action relative thereto. *[Requested by the Board of Selectmen and the Town Manager]*

**BD OF SELECTMEN RECOMMENDS INDEFINITE POSTPONEMENT: 5-0-0  
FINANCE COM. RECOMMENDS INDEFINITE POSTPONEMENT: 8-0-0**

Lynne Davies moved that the Town vote to indefinitely postpone Article 3.  
**Motion Passed.**

**Article 4. FY2008 Budget Adjustments.** To see what amendments the Town will vote to make the Fiscal Year 2008 operating budgets and enterprise funds established under Articles 2 and 5 of the April 4, 2007 Annual Town Meeting and what sums the Town will vote to raise and appropriate or transfer from available funds therefor; or to take any other action relative thereto.  
*[Requested by the Town Manager and the Director of Finance]*

**BOARD OF SELECTMEN RECOMMENDS AS AMENDED: 5-0-0  
FINANCE COMMITTEE RECOMMENDS AS AMENDED: 9-0-0**

Sharon Lynn moved that the Town vote to make the following amendments to the Fiscal Year 2008 operating budgets established under Article 2 of the April 4, 2007 Annual Town Meeting:

- (1) to reduce the following available funds and appropriations:  
ATM-07 241A – Community Development \$12,450
- (2) to increase the following appropriations:  
ATM -07 161A – Town Clerk \$12,450
- (3) to amend the source of funding for said Article 2, Division III, Public Safety, so that the vote for said Division III reads as follows: “to raise and appropriate the sum of ~~\$3,426,446~~ \$3,357,446, and transfer from Municipal Waterways Improvement and Maintenance Fund the sum of ~~\$70,000~~ \$139,000, for a total of \$3,496,446, to fund the operating budgets for the several Town departments for Fiscal Year 2008 under budget Division III, Public Safety, as requested by the Board of Selectmen.” **Motion Passed.**

**Article 5. Repair School Stairs.** To see if the Town will vote to raise and appropriate or transfer from available funds the amount of \$15,000 to fund the repairs to the concrete stairway that connects VMES, PHS and the Grace Hall parking lot, provided that the appropriation shall be contingent on the passage

of a Proposition 2 and ½ capital outlay exclusion by the voters of the Town in accordance with General Laws Ch. 59, sec. 21C(m); or take any other action relative thereto. *[Requested by the School Committee and the Board of Selectmen.]*

**BD OF SELECTMEN RECOMMENDS INDEFINITE POSTPONEMENT: 5-0-0**  
**FINANCE COMMITTEE DOES NOT RECOMMEND: 8-0-0**  
**SCHOOL COM. RECOMMENDS INDEFINITE POSTPONEMENT: 5-0-0**

Mary-Jo Avellar moved that the Town vote to indefinitely postpone Article 5.  
**Motion Passed.**

**Article 6. Supplement Operating Budget for FY 08.** To see if the Town will vote to raise and appropriate or transfer from available funds the amount of \$340,700 to supplement the operating budget of the Town for the fiscal year beginning July first, two thousand and seven, provided that the appropriation shall be contingent on the passage of a Proposition 2 and ½ override by the voters of the Town in accordance with General Laws Ch. 59, sec. 21C(m); or take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

*Division I. General Government.*

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**  
**FINANCE COMMITTEE RECOMMENDS: 7-0-0**

Sharon Lynn moved that the Town vote to raise and appropriate the amount of **\$21,165**, to supplement the operating budget for Fiscal Year 2008 under budget Division I, General Government, as requested by the Board of Selectmen and recommended by the Finance Committee provided that the appropriation shall be contingent on the passage of a Proposition 2 and ½ override by the voters of the Town in accordance with General Laws Ch 59, §21C (m). **Motion Passed.**

*Division II. Finance.*

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**  
**FINANCE COMMITTEE RECOMMENDS: 7-0-0**

Sharon Lynn moved that the Town vote to raise and appropriate the amount of **\$11,894**, to supplement the operating budget for Fiscal Year 2008 under budget Division II, Finance, as requested by the Board of Selectmen and recommended by the Finance Committee provided that the appropriation shall be contingent on the passage of a Proposition 2 and ½ override by the voters of the Town in accordance with General Laws Ch 59, §21C (m). **Motion Passed.**

*Division III. Public Safety.***BOARD OF SELECTMEN RECOMMENDS: 5-0-0**  
**FINANCE COMMITTEE RECOMMENDS: 7-0-0**

Sharon Lynn moved that the Town vote to raise and appropriate the amount of **\$23,682**, to supplement the operating budget for Fiscal Year 2008 under budget Division III, Public Safety, as requested by the Board of Selectmen and recommended by the Finance Committee provided that the appropriation shall be contingent on the passage of a Proposition 2 and ½ override by the voters of the Town in accordance with General Laws Ch 59, §21C (m). **Motion Passed.**

*Division III. Public Safety:Inspections Budget.***BOARD OF SELECTMEN RECOMMENDS: 5-0-0**  
**FINANCE COMMITTEE RECOMMENDS 9-0-0:**

Sharon Lynn moved that the Town vote to raise and appropriate the amount of \$50,000 to fund the operating budget under Division III Public Safety, specifically for costs associated with contracted services in the Inspections budget provided that the appropriation shall be contingent on the passage of a Proposition 2 and ½ override by the voters of the Town in accordance with General Laws Ch 59, §21C (m).

**Motion Passed. (145 For, 88 Against)**

*Division IV. Public Works.***BOARD OF SELECTMEN RECOMMENDS: 5-0-0**  
**FINANCE COMMITTEE RECOMMENDS: 7-0-0**

Sharon Lynn moved that the Town vote to raise and appropriate the amount of **\$10,000**, to supplement the operating budget for Fiscal Year 2008 under budget Division IV, Public Works, as requested by the Board of Selectmen and recommended by the Finance Committee provided that the appropriation shall be contingent on the passage of a Proposition 2 and ½ override by the voters of the Town in accordance with General Laws Ch 59, §21C (m). **Motion Passed.**

*Division V. Public Services.***BOARD OF SELECTMEN RECOMMENDS: 5-0-0**  
**FINANCE COMMITTEE RECOMMENDS: 7-0-0**

Sharon Lynn moved that the Town vote to raise and appropriate the amount of **\$13,340**, to supplement the operating budget for Fiscal Year 2008 under budget Division V, Public Services, as requested by the Board of Selectmen and



recommended by the Finance Committee provided that the appropriation shall be contingent on the passage of a Proposition 2 and ½ override by the voters of the Town in accordance with General Laws Ch 59, §21C (m). **Motion Passed.**

*Wastewater Enterprise Fund.*

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**

**FINANCE COMMITTEE RECOMMENDS: 7-0-0**

Sharon Lynn moved that the Town vote to raise and appropriate **\$210,587** to (1) cover the costs of sewer betterments and fees for Town-owned buildings in the amount of \$73,000, and (2) to reduce the amount of indirect costs charged to the Wastewater Enterprise fund in the amount of \$137,587, and further to amend the vote under Article 5 of the April 4, 2007 Annual Town Meeting so that the vote reads as follows: “that \$2,834,524 be appropriated to operate the Wastewater Enterprise Fund, \$2,686,511 to come from the Wastewater Enterprise Fund revenues and fund balance, and further \$148,013 to be appropriated in the General Fund and funded from Wastewater Enterprise revenues.” **Motion Passed.**

**Article 7. Stearns & Wheler contract - requires 2/3 vote – borrowing.** To see if the Town will vote to appropriate and borrow the sum of \$566,380 to fund the costs associated with Engineering and design for repairs to Commercial Street paving, with said borrowing authority contingent upon the voters approval of a Proposition 2 and ½ override ballot question, in accordance with Mass General Laws Ch. 59, sec. 21C(m); and that to meet this appropriation, the Treasurer, with the approval of the Selectmen is authorized to borrow said sum under and pursuant to Chapter 44, Section 7 (5 or 22), of the General Laws, or any other enabling authority, and to issued bonds or notes of the Town therefore; or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**2/3rds Vote Required**

**BOARD OF SELECTMEN RECOMMENDS: 4-1-0**

**FINANCE COMMITTEE RECOMMENDS: 6-1-0**

**HISTORICAL COMMISSION RECOMMENDS: 5-0-0**

Austin Knight moved that the Town vote to appropriate the amount of **\$566,380** as directed by the Town Manager and the Director of Public Works to fund the costs associated with an engineering and design plan for the reconstruction of Commercial Street including the sidewalks adjacent to this area and that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum under and pursuant to Chapter 44, §7(5 or 22), of the General Laws, or any other enabling authority, and to issue bonds or notes of

the Town therefore; with said borrowing authority contingent upon the voters approval of a Proposition 2 and ½ ballot question in accordance with General Laws Ch 59, §21C (m).

Rob Tosner moved to reduce the amount from \$566,380 to \$250,000.

**Motion to Amend Does Not Pass.**

**Motion Does Not Pass.**

**Article 8. Noise By-law.** To see if the Town will vote to amend section 13-2-6 of the General Bylaws, by deleting the current text of section 13-2-6 in its entirety and replacing it with the following:

**13-2-6 EXCESSIVE MUSICAL AND OTHER NOISE.**

Recognizing that people have a right to and should be ensured an environment free from excessive sound and vibration capable of jeopardizing their health, safety, or welfare, or of degrading their quality of life, this section is enacted to protect, preserve and promote the health, safety, welfare, and quality of life of the citizens of Provincetown.

The following definitions shall apply to Section 13-2-6:

dB(A): A-weighted sound level in decibels, as measured by a general purpose sound level meter complying with the provisions of the American National Standards Institute, "Specifications for Sound Level Meters (ANSI s1.4 1971)", or the latest approved revision thereof, properly calibrated, and operated on the "A" weighting network.

Amplification devices or similar equipment, includes, but is not limited to: phonograph, radio, television, stereo, record player, tape player, cassette player, compact disk player, digital music player, "boom box", loud speaker, or other sound amplification device.

**13-2-6-1. Noise Permitted By Person In Charge.** No person occupying or having charge of any building, premises (including public places), mobile or stationary vehicle, or any part thereof, shall cause, suffer or allow unnecessarily loud, excessive or unusual noise in Town, regardless of its nature, source or manner of production or reproduction, including but not limited to amplification devices or similar equipment, which cause or result in a noise level measured as follows:

- a) In any residential district, as defined by the Zoning By-law, in excess of 45 dBA between the hours of 11:00 p.m. and 7:00 a.m. the following day, or in excess of 55 dBA at all other hours, measured at a distance from fifty (50) feet from the point of origin of the noise; and

- b) In any commercial district, as defined by the Zoning By-law, in excess of 65 dBA between the hours of 11:00 p.m. and 7:00 a.m. the following day, or in excess of 80 dBA at all other hours, measured at a distance from fifty (50) from the point of origin of the noise.

**13-2-6-2. Noise caused or suffered by persons on premises.** No person present in or about any building, dwelling, premises (including public places and property), shelter, mobile or stationary vehicle, boat or conveyance (or any part thereof), other than that section of any establishment licensed under G.L. c.138, shall cause, suffer, or countenance any loud, unnecessary, excessive, or unusual noise, regardless of its nature, source, or manner of production or reproduction, including but not limited to amplification devices or similar equipment, which causes or results in a noise level measured as follows:

- a) In any residential district, as defined by the Zoning By-law, in excess of 45 dBA between the hours of 11:00 p.m. and 7:00 a.m. the following day, or in excess of 55 dBA at all other hours, measured at a distance from fifty (50) feet from the point of origin of the noise; and
- b) In any commercial district, as defined by the Zoning By-law, in excess of 70 dBA between the hours of 11:00 p.m. and 7:00 a.m. the following day, or in excess of 80 dBA at all other hours, measured at a distance from fifty (50) from the point of origin of the noise.

**13-2-6-3. Construction and manufacturing activities.** No person shall operate or permit the operation of any tools or equipment in construction, drilling, blasting, mining, manufacturing or demolition work, or in preventive maintenance work for public service utilities between the hours of 9:00 p.m. and 7:00 a.m. the following day. The terms of this section shall not apply to emergency work or repair work performed by or for governmental entities or public service utilities, for public safety and welfare.

**13-2-6-4. Domestic Power Tools.** No person shall operate or permit the operation of any saw, drill, sander, grinder, lawn or garden tool, lawn mower, or similar device used outdoors in residential areas between the hours of 9:00 p.m. and 7:00 a.m. the following day.

**13-2-6-5. Penalty.** A non-criminal disposition penalty will be assessed of fifty (\$50) dollars to the owner, sponsor and/or responsible party for each offense under sections 13-2-6-1 through 13-2-6-4, above.

**13-2-6-6.** In addition to the non-criminal disposition penalty stated above, any 'stationary vehicle' or 'vessel' which violates 13-2-6-2 for a period of sixty (60) minutes or more, or whose vehicle is determined to be malfunctioning by an officer of the Provincetown Police Department, shall have said vehicle or vessel removed to a location where the source of the noise can be extinguished. The cost of removal and extinguishing of the source of the offending noise shall be paid by the owner or claimant of the offending vehicle.

**13-2-6-7. Waiver.** The Licensing Board may waive any part of this Noise Control bylaw for a temporary licensed public event if, in the judgment and discretion of the Licensing Board, the noise that the event will create in excess of the noise level limits established under the Noise Control bylaw is offset by the benefits of the event to the participants or the public and the noise of the event will not cause undue hardship or disturbance to the surrounding area. Events covered by this bylaw will not extend beyond midnight nor begin prior to 10 A.M. The Licensing Board can stipulate any time it deems appropriate within this time frame depending on the expected noise level and impact on surrounding area. Residential private parties limited to invitation only are not affected by this bylaw as they are not licensed by the Licensing Board. They are still governed as to noise or nuisance stipulations of these bylaws under 13-1-2 and 13-2-6. The Licensing Board may impose, on the grant of a temporary waiver, terms and conditions appropriate to reduce the impact of the noise level exception. An application for a temporary waiver shall be filed with the Town Clerk. The applicant shall certify that notice of such temporary waiver application has been provided to all properties contiguous, or likely to be affected by the event, to the property where the event will occur. The applicant must also place a notice in the local media advising of the request for waiver at least two weeks prior to any hearing on the waiver by the Licensing Board. The applicant shall further certify that the Police Department has been consulted with respect to the event and has approved as to form the application for a waiver with the understanding that once the event is in process, complaints could arise necessitating action on the part of the Police, i.e., immediate consultation with the applicant to ameliorate the sound conditions if the complaints are numerous and clearly justified in the discretionary opinion of the responding Police. The application for a temporary waiver affects all public events likely to produce sound levels that will affect the average person in a negative manner and in no instance will a waiver application be considered by the Licensing Board less than 60 days preceding any event. Applicants may receive more than one waiver in a year but the Licensing Board may recall any applications during the event year if complaints exceed the benefit to the public as determined by the Licensing Board as advised by the Police Department. The Licensing Board may suspend, modify or revoke any temporary waiver if it determines that an applicant has violated the terms or conditions of the waiver.

**13-2-6-8. Disturbing The Peace/Nuisances.** Nothing herein shall be construed as permitting conduct that would otherwise constitute a disturbance of the peace under G.L. c. 269, §1, G.L. c. 272, §53, or other applicable provision of state law. Nothing herein shall be construed as permitting conduct that would otherwise violate the provisions of General By-laws Section 13-1-2, relative to nuisances of noises.

**13-2-6-9. Exemptions.** The following are exempted from the provisions of Section 13-2-6 and shall not be considered unnecessarily

loud, excessive or unusual noise for purposes of this section:

1. Noise from law enforcement motor vehicles;
2. Noise from emergency vehicles or emergency equipment which is audible during an actual emergency;
3. Noise from Town-sponsored events or activities;
4. Nonamplified crowd noises resulting from organized activities such as at school sporting events; and
5. Ferry whistles.

**10-10-10-10. Severability.** If any provision or subsection of this Section shall be held to be invalid by a court of competent jurisdiction, then such provision or subsection shall be considered separately and apart from the remaining provisions or subsections of this section, which shall remain in full force and effect.

Or to take any other action relative thereto.

*[Requested by the Board of Selectmen and the Town Manager]*

**BOARD OF SELECTMEN RECOMMENDS: 3-1-1  
FINANCE COMMITTEE HAS NO RECOMMENDATION**

Pam Parmakian moved that the Town vote to approve Article 8 as printed in the warrant, with the following amendment: by amending Section 13-2-6-1 (b) to read as follows:

In any commercial district, as defined by the Zoning By-law, in excess of 65 dBA between the hours of 11:00 p.m. and 7:00 a.m. the following day, or in excess of 75 dBA at all other hours, measured at a distance from fifty (50) from the point of origin of the noise and;

By amending Section 13-2-6-2 (b) to read as follows: In any commercial district, as defined by the Zoning By-law, in excess of 65 dBA between the hours of 11:00 p.m. and 7:00 a.m. the following day, or in excess of 75 dBA at all other hours, measured at a distance from fifty (50) from the point of origin of the noise.

Kathleen Fitzgerald moved to amend the motion as follows: Under proposed Article 13-2-6-9 – Exemptions, subparagraph 3. Noise from Town-sponsored events or activities; insert the following language: “with the exception of the Town Hall Clock bell which shall be adjusted so as not to chime or to chime in a muted fashion between the hours of 11:00 p.m. and 7:00 a.m.”

**Motion to Amend Does Not Pass.**

**Motion Does Not Pass.**

**Article 9. Restore the Race Point Parking Lot View.** Whereas: In the National Seashore, the Race Point Parking Lot used to have a spectacular view of the

Atlantic Ocean and the sun setting in it, has been made ugly and sterile by bulldozing up of sand barriers, planted with beach grass. No one can see the water from the parking lot anymore. Whereas: The same pattern of bulldozing up of sand obstructs some of our traditional viewing area at New Beach (Herring Cove Beach), ruining the view also by the bulldozing of outhouses. Whereas: This desecration of our treasured beaches was done without permit or hearing. Therefore: I move to see if the Town will vote to ask the National Seashore to restore our viewing spots by removing these obstacles before next summer. Copies of our Resolution shall be sent to local newspapers, the National Seashore, Congressman William Delahunt and all representatives who oversee our National Parks, or take any other action thereto.

*[Requested by Barbara Rushmore and others]*

**BOARD OF SELECTMEN RECOMMENDS: 5-0-0**  
**FINANCE COMMITTEE HAS NO RECOMMENDATION**  
**CONSERVATION COMMISSION HAS NO RECOMMENDATION**

Barbara Rushmore moved Article 9 as printed in the warrant as follows: Whereas: In the National Seashore, the Race Point Parking Lot used to have a spectacular view of the Atlantic Ocean and the sun setting in it, has been made ugly and sterile by bulldozing up of sand barriers, planted with beach grass. No one can see the water from the parking lot anymore. Whereas: The same pattern of bulldozing up of sand obstructs some of our traditional viewing area at New Beach (Herring Cove Beach), ruining the view also by the bulldozing of outhouses. Whereas: This desecration of our treasured beaches was done without permit or hearing. Therefore: I move to see if the Town will vote to ask the National Seashore to restore our viewing spots by removing these obstacles before next summer. Copies of our Resolution shall be sent to local newspapers, the National Seashore, Congressman William Delahunt and all representatives who oversee our National Parks. **Motion Passed.**

**Article 10. Cap the Visitor Services Board.** Whereas: The Visitor Services Board (VSB) budget was \$100,000 a year when it started years ago and is over \$430,000 a year this year. (It is funded from Town money returned from the State Room Excise Tax). Whereas: The added expenses due to tourists such as summer police, extra garbage removal, fire, ambulance, extra street cleaning, parking and street repair needs to be paid for by us, the taxpayers, as part of our budget at each April Town Meeting. Whereas: Public beautification projects such as street kiosks, summer help for the Buildings and Grounds Dept., the third barrel pickup of garbage, repair and building of rest rooms and the Beautification Committee are projects that should be in the budget or in a special article at Town Meeting. Therefore: I move to see if the Town will vote to cap the money given to the VSB from the Room Excise Tax at \$300,000 a year for advertising, staff, grants for events and the Fourth of July fireworks. The amount

over \$300,000 shall be placed in the General Fund to be spent or to reduce the tax rate, or take any other action thereto.

*[Requested by Barbara Rushmore and others]*

**BOARD OF SELECTMEN DOES NOT RECOMMEND: 5-0-0**

**FINANCE COMMITTEE DOES NOT RECOMMEND: 8-0-0**

Barbara Rushmore moved that the Town instruct its representative in the General Court to file a home rule petition for a special act as follows:

AN ACT RELATIVE TO THE TOURISM FUND IN THE TOWN OF PROVINCETOWN.

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

**Section 1:** Chapter 178 of the Acts of 1996 is hereby amended by inserting at the end of section 2 the following two sentences:

Notwithstanding the foregoing, the amount of room excise tax revenue under section three A of chapter sixty-four G of the General Laws deposited in the tourism fund in any fiscal year shall not exceed \$300,000. Any remaining room excise tax revenue after deducting the amounts deposited in the tourism fund pursuant to this Act (and the amounts deposited in the town's wastewater enterprise fund pursuant to chapter 391 of the Acts of 1998) shall be deposited in the town's general fund.

**Section 2:** This Act shall take effect upon passage.

The General Court may only make clerical or editorial changes of form to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the general court. The Board of Selectmen is hereby authorized to approve amendments which shall be within the scope of the general public objectives of this petition; or to take any other action relative thereto. **Motion Does Not Pass.**

Temporary Town Moderator Roslyn Garfield motioned to dissolve the November 5, 2007 Special Town Meeting at 10:12 p.m. **Motion Passed.**

**November 5, 2007 Special Town Meeting dissolved at 10:12 p.m.**

<b>Annual Town Election - May 1, 2007</b>
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**Total Registered Voters = 2,956**

**Total Votes Cast = 1,321**

**Board of Selectmen (3 yr)***Vote for Two*

Mary-Jo Avellar	852
George D. Bryant	393
Peter A. Costa	130
Milton Isserlis	127
Autin P. Knight	520
Brunetta R. Wolfman	344
Blank	274
Write-In	2
Write-In	0
<b>Total</b>	<b>2,642</b>

**Board of Selectmen (2 yr)***Vote for One*

Elaine J. Anderson	424
Larry L. Flores	313
Pam Parmakian	504
Blank	78
Write-In	2
<b>Total</b>	<b>1,321</b>

**Board of Selectmen (1 yr)***Vote for One*

Keith Joseph Amato	139
Cathy Reno Brouillet	317
Bonnie Adams Campbell	232
Lynne A. Davies	485
Blank	142
Write-In	6
<b>Total</b>	<b>1,321</b>

**School Committee (3 yr)***Vote for Two*

Debra M. Trovato	765
Burton Wolfman	567
Kerry L. Adams	673
Blank	626
Write-In	1
<b>Total</b>	<b>2,632</b>

**Board of Library Trustees (3 yr)***Vote for One*

James D. Cole	790
Richard S. Ferri	259
Blank	272
Write-In	0
<b>Total</b>	<b>1,321</b>

**Board of Library Trustees (2 yr)***Vote for One*

Evelyn M. Kratz	852
Blank	467
Write-In	2
<b>Total</b>	<b>1,321</b>

**Charter Enforcement (3 yr)***Vote for One*

Blank	1,299
Write-In	22
<b>Total</b>	<b>1,321</b>

**Charter Enforcement (2 yr)***Vote for One*

Blank	1,309
Write-In	12
<b>Total</b>	<b>1,321</b>

**Housing Authority (5 yr)***Vote for One*

Blank	1249
Write-In	72
<b>Totals</b>	<b>1,321</b>

**Housing Authority (3 yr)***Vote for One*

Cheryl L. Andrews	823
Blank	459
Write-in	39
<b>Totals</b>	<b>1,321</b>

**Housing Authority (2 yr)***Vote for One*

Harry Opsahl	689
Blank	615
Write-ins	17
<b>Totals</b>	<b>1,321</b>

**Question 1 - Fire House Repair**

Yes	699
No	430
Blank	192
<b>Totals</b>	<b>1,321</b>

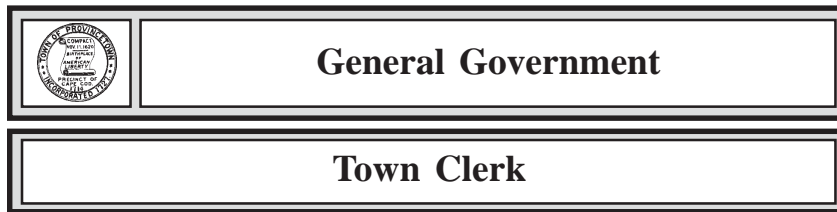


**Special Town Election - Nov. 13, 2007**

**Total Registered Voters = 2,964**

**Total Votes Cast = 490**

<p>ees (2 yr)</p> <p>852</p> <p>467</p> <p>2</p> <p>1,321</p>	<p><b>Town Moderator (Remaining Term)</b></p> <p><i>Vote for One</i></p> <p>Richard Brayton Olson 127</p> <p>Irene Rabinowitz 339</p> <p>Blank 14</p> <p>Write-In 10</p> <p><b>Total 490</b></p>
<p>(3 yr)</p> <p>1,299</p> <p>22</p> <p>1,321</p>	<p><b>Question 1 - Town Budget</b></p> <p>Yes 203</p> <p>No 280</p> <p>Blank 7</p> <p><b>Totals 490</b></p>
<p>(2 yr)</p> <p>1,309</p> <p>12</p> <p>1,321</p>	<p><b>Question 2 - Collective Bargaining</b></p> <p>Yes 220</p> <p>No 265</p> <p>Blank 5</p> <p><b>Totals 490</b></p>
<p>(yr)</p> <p>1249</p> <p>72</p> <p>1,321</p>	<p><b>Question 3 - School Stairs</b></p> <p>Yes 166</p> <p>No 320</p> <p>Blank 4</p> <p><b>Totals 490</b></p>
<p>(yr)</p> <p>823</p> <p>459</p> <p>39</p> <p>1,321</p>	<p><b>Question 4 - Telephone System</b></p> <p>Yes 139</p> <p>No 346</p> <p>Blank 5</p> <p><b>Totals 490</b></p>
<p>(yr)</p> <p>689</p> <p>615</p> <p>17</p> <p>1,321</p>	<p><b>Question 5 - Com'l St. Repair</b></p> <p>Yes 107</p> <p>No 374</p> <p>Blank 9</p> <p><b>Totals 490</b></p>
<p><b>se Repair</b></p> <p>699</p> <p>430</p> <p>192</p> <p>1,321</p>	



Progress on the History Preservation Project, created in the summer of 2006, continued throughout 2007. The goal of the project is to preserve, protect and provide greater access to documents concerning the history of Provincetown through digitization. Through an extremely generous gift from the Ken Weiss Schwab Charitable Trust in honor of Teresa F. Weiss and in memory of Charles R. Weiss, the Project was able to develop a user friendly and well designed website specifically dedicated to the History Preservation Project. This site, [www.provincetownhistoryproject.com](http://www.provincetownhistoryproject.com), had its initial launch in January 2008, and represents just a small fraction of the immense amount of historical documents and photographs in the Town's care. The work of the Project continues with scanning, converting images and metadata entry, and new material and collections will be added to the website once they are fully web ready. The History Preservation Project could not succeed without the help of community volunteers and private donations. A full listing of both donors and volunteers can be found on the Project's new website, but a special thank you is extended to the key volunteers who helped train, supervise and otherwise take on additional responsibilities: Stephen Borkowski, Josephine Del Deo, Debra DeJonker-Berry, Lyn Kratz, Susan Leonard, David Mayo, and Taylor Polites.

Another goal of the History Preservation Project was the completion in January 2008 of a safe, climate controlled archive storage area in the lower level of the Provincetown Public Library, named in honor and recognition of Josephine C. Del Deo, founder of the now defunct Heritage Museum. The Josephine C. Del Deo Heritage Archive will house the Town-owned documents, photographs and related historically significant material from the Heritage Collection, and also house related and fragile material from the Provincetown Library and Town Hall, not only preserving these important documents, but providing them together in one central location facilitating research and reference needs. The Project thanks the Community Preservation Committee for approving a proposal to use Community Preservation funds to pay for the archive buildout, and for bringing this funding proposal forward to Town Meeting voters in April 2007. New Assistant Town Clerk Susan Fults has done an outstanding job of organizing, cataloguing and indexing the municipal archives, and this wonderful historical material, now accessible, will ultimately be included on the History Preservation Project website, and protected and available for future generations.

*Respectfully submitted,*

**Doug Johnstone**

Town Clerk

## Vital Statistics

### Births 2007

In accordance with a request from the Massachusetts Department of Public Health and in respect to the privacy rights of children, names of births recorded in Provincetown are not listed.

**Total births recorded in 2007: 11, 3 Males, 8 Females**

### Marriages 2007

	Name	Name	Residence
2-Jan	Matthew Wada	Ekaterina Kudryavtseva	New York, NY
7-Jan	Linda Vanessa Hewitt	Esther Carson Bremer	Pembroke, MA
6-Jan	Theodore Leslie Johnson	Flavio Souza Johns	Ruther Glen, VA
24-Jan	Iver Sky Tieger	Zornitsa Lorinkova	Provincetown, MA
29-Jan	Keith Joseph Amato	Cynthia Packard	Provincetown, MA
27-Jan	Heather Lee Davis	Jewel Jennifer Jones	Provincetown, MA
29-Jan	Patricia Ann Fitzpatrick	Abigail Geffen Heintz	Valley Cottage, NY
6-Feb	Corey Stegall	Hoi Pan Huang	Provincetown, MA
15-Feb	Maura Tracy Corson	Cindy Carr McMillan	Brewster, MA
17-Feb	Amanda Michelle Blue	Kimberly Lee Lovering	Arlington, TX
6-Mar	Sherry Annette Dranch	Edith Kaye Pearlman	Provincetown, MA
10-Mar	Peter Anton Page	Margot Jackson	Provincetown, MA
17-Mar	Margaret M Finn	Joy M. Collins	Rochester, NY
10-Mar	Rhona A. Siegal	Lizabeth S. Amgelino	Provincetown, MA
3-Mar	Lauren Muehlenbein	Kurt Stockbauer Jr.	Bloomington, IN
19-Mar	Amy Louise Hanlon	Julie Marie O'Brien	Dedham, MA
24-Mar	Joyce Ann Vitale	Barbara Jeanne Tonelli	E. Freetown, MA
31-Mar	James Edward Rann	Peter McDonough	Provincetown, MA
10-Apr	Traci Sue Myhrum	Jocelyn Chad Boutet	Provincetown
7-Apr	Gregory Anthony Ortiz	Joanne Marie Days	Woodbridge, VA
21-Apr	Lesley Ruth Kristeller	Georgianna Teresa Saba	Medford, MA
29-Apr	Nancy Jane Warren	Lori Ann McKenzie	Eastham, MA
29-Apr	Izabela Krakowiak	Shaun David Hennion	Provincetown, MA
19-Apr	Michael Lee Calaman	Michael A. Valenti, Jr.	Provincetown, MA
1-May	Cathrene Ann Britschgi	Jody Athena Britschgi	Yerington, NV
6-May	Cary Anna Powell	Jennifer Ellen Powell	Oak Hill, WV
17-May	Christy Pennington	Cindy Kristine Diver	Milton, MA
18-May	Leslie Kesten	Marilyn Zanfino	Jackson Heights, NY
17-May	Vicki Lynn Clemmer	Felicia Caren Goldstein	Birmingham, AL
25-May	Joan Marie Coulombe	Joan Elizabeth Souza	Tiverton, RI

25-May	Mary Lee Tougas	Myralee Peebles	Wakefield, RI
25-May	Barbara Jane White	Kari Lee Engen	Salem, MA
12-May	Robert Bernard Sieban Jr.	Matthew James Drouin	Provincetown, MA
27-May	Kelly Marie Hayward	Angela Grace Pagnotta	Naples, NY
26-May	James Michael Hood	William Erwin Shay Jr.	Wellfleet, MA
30-May	Nora Jean Ammons	Patricia Anne Bailey	Knoxville, TN
26-May	Alexandra Noel Stanton	Tara Melissa Cloutier	Sagamore Beach, MA
29-May	Jeffrey L. Waters	John F. Woodside	State College, PA
29-May	Maria Minicucci	Claire Ellen Lowrie	Boise, ID
1-Jun	Robin Lynn Engala	Beverly Ann Fletcher	Parrotsville, TN
5-Jun	Robin Daun Dwyer	Dale Merrily Huebner	Inlet, NY
7-Jun	Laurie Ann Gianguzzi	Patricia Moynihan	Rye, NY
7-Jun	Emma Cappelluzzo	Linda Anderson	Wendell, MA
7-Jun	Joel Arthur Markovits	Brian Carl Monroe	Chicago, IL
8-Jun	Frances Lenor Aguilar	Aretha Lavail Cassell	Bronx, NY
4-Jun	Cheryl Lynn Silvia	Sharon E. Ferreira	Cranston, RI
9-Jun	Cheryl Ann DeCristofaro	Gretchen Huffsmith	Catonsville, MD
9-Jun	Joyce Ann Gibson	Tamera Lynn Simpkins	Huntington, WV
13-Jun	Edward J. LaVelle	Raffaello LaMantia	Provincetown, MA
15-Jun	Patrisha Ann Cram	Dawn Florence Jakab	Wilton Manors, FL
15-Jun	Sylvia Laurretta Bates	Hazel Patricia Robinson	Richmond, VA
16-Jun	Kevin James Limberg	Charles LaVenture	Provincetown, MA
10-Jun	Amber Shea Morgan	George Thomas Miliken	Eastham, MA
18-Jun	Kristy Anne Lowther	Elizabeth Hunt Lange	Chapel Hill, NC
18-Jun	Helli Pauline Taskila	Dolores Joan Pollard	Worcester, MA
18-Jun	William Tipton Thrasher	Daniel Lombardi, Jr.	Wellesley, MA
16-Jun	Patricia R. Shultz	Lenore H. Ross	Provincetown, MA
22-Jun	Sheila Fryer Leanhart	Kimberly Leanhart	Louisville, KY
16-Jun	Jesse Alexander Buckler	Alison Marie Gaudiano	Annapolis, MD
21-Jun	Andrew Neave	Philip Yenawine	Jamaica Plain, MA
16-Jun	Ronald David Glines	David Henry Rapaport	Los Angeles, CA
21-Jun	Cheryl Ann Gigliotti	Jennifer Jeanne Drumm	Hudson, MA
22-Jun	Susan Wilkinson	Heidi Marie Matthews	Naperville, IL
25-Jun	Amy Kirsten Walsh	Kelly Ann Weiss	Provincetown, MA
18-Jun	Michael MacIntyre	Kenneth James Russo	Provincetown, MA
28-Jun	Andrew Lee Friedman	Zachary Earl Randles	Miami, FL
30-Jun	Cynthia Dawne King	Ruthann Savage	Arlington, MA
29-Jun	Marilyn Ann Hines	Diane Jean Cook	Greene, RI
5-Jul	Rafael Ignacio Casanova	William Howard	Ft Lauderdale, FL
7-Jul	Renee Perrault	Kimberlee Sue Novak	Bay City, MI
7-Jul	Karen Jean Bohl	Margaret Helen Cooper	North Ft Myers, FL

7-Jul	Cheryl Ann Dzuro	Rhonda Ann Saegert	Provincetown, MA
7-Jul	Michelle Fitzpatrick	Holly Indledue	Westerville, OH
12-Jul	Theresa Athaide-Victor	Elizabeth Athaide-Victor	Swanton, OH
5-Jul	Christopher Rolli	Scott Alan Berry	Peabody, MA
7-Jul	Lisa Ann Courchesne	Grace Lee Casanova	Granby, MA
7-Jul	Ruth Ann Leach	Cami Layne Calkins	Provincetown, MA
7-Jul	Margit Zelma Evans	Stacy Jean Teller	Smyrna, TN
14-Jul	Richard Brian Rose	Brian Regan	Dorchester, MA
14-Jul	Leon A.C. Edwards	Takia B. Miles	Provincetown, MA
16-Jul	Tracie Helen Hollis	Roxanne Abramowski	Decatur, GA
19-Jul	Mary Ann Gleason	Martin Waldron Jr.	Cleveland, NY
23-Jul	Bruce Gregory Nobil	John Elliott Lomas	Sarasota, FL
22-Jul	Donald Joseph Busca	Gary Robert Farina	Fairfield, CT
20-Jul	Michael Allen Ode	Ronald Leo Lavoie	Boling Brook, IL
28-Jul	Linda Ann Lamanna	Inez Maria Mello	Smithfield, RI
30-Jul	Coffey, Kathleen	Linda Guilmette	Floral Park, NY
30-Jul	Sharon Mone Collins	Sandra Eugenia Elliott	Marietta, GA
6-Jul	Diane Hage	Frances Bridget Sterlace	Boston, NY
22-Jul	Mary Beth Holfeltz	Janet Lu LaPaz	Jackson, WI
1-Aug	William Ray Ingraham	Raymond James Sparks	Provincetown, MA
2-Aug	Stacey Anne Heroux	Susan Moore Gale	Coventry, RI
3-Aug	Kim Ann Callan	Sherry Lynn Trunzo	Lakeland, FL
3-Aug	Hadar Ma'ayan	Dina Joy Ma'ayan	Albuquerque, NM
6-Aug	William Heusel	Joseph Cracolici	Bellport, NY
3-Aug	Joseph Henry Edson	Michael Hardie	Provincetown, MA
3-Aug	Patrick Edward Cross	Ernest Brown-Gomez	Albuquerque, NM
7-Aug	Justine Lynn Baldwin	Jolene M. Maccarone	Ronkonkoma, NY
9-Aug	William Anthony Schell	Matthew J. Rathburn	Palm Springs, CA
10-Aug	Samuel Lanier Felker	Keith Edward Little	Nashville, TN
11-Aug	Stephen W. Benoit, Jr	Owen Dauphinais	South Dennis, MA
13-Aug	Annamarie Giovanniello	Pamela Marie Eglin	West Babylon, NY
16-Aug	Marcello Maria Fierro	Stacey Anne Sullivan	La Mesa, CA
17-Aug	John F. Akeley	William Denzal Smith	East Sandwich, MA
9-Aug	Ann Elise Saltzman	Micaela Elvira Pini	Florham Park, NJ
20-Aug	Mary Elizabeth Foster	Tammie Ann Foster	Shutesbury, MA
4-Aug	Janet Leann Knox	Karyn Teresa Andrade	Albany, NY
17-Aug	Lori Ann Heidelberger	Sandra O. Medrano	Houston, TX
18-Aug	Stephen John Martinez	Petrina Wray Latora	Provincetown, MA
19-Aug	Julie Lynn Riley	Vonnie Lynn Joseph	Cohoes, NY
21-Aug	Helena G. Cragg	Sylvia Jean Williams	Durham, NC
18-Aug	Eric Alan Coats	Judith Ann Lydon	Brewster, MA

24-Aug	Jeffrey Grace	Prentice Deon Alexander	Columbus, OH
24-Aug	Jerad Daniel Thompson	Cody Dale Henderson	Fort Worth, TX
25-Aug	Alison Beaver	Richard William Waldo	Eastham, MA
25-Aug	Jeremy Edward McCoy	Jonathan Kyle McCoy	Birmingham, AL
24-Aug	Christopher S. Gage	Paul Josph Boucher	Hingham, MA
24-Aug	Adrienne Royden	Fran Janet Kayne	Brooklyn, NY
26-Aug	Justin Matthews	Michael Matthews	Canton, MI
29-Aug	Leo Vaz	Michael Soccio, Jr.	Kew Gardens, NY
30-Aug	Mark Norwood Bachus	David Curran	Philadelphia, PA
30-Aug	Carole L. Leary	Audree S. Inglis	Ft Meyers Beach, FL
30-Aug	Debra J. Butz	Susan Lori Slye	Ransomville, NY
29-Aug	Regina Maria Garcia	Lisa Charlene Bowden	Provincetown, MA
27-Aug	Andrew Michael Sullivan	Aaron Wayne Tone	Provincetown, MA
9-Aug	James Paul Gemmill	James Olivieri	Lansdale, PA
1-Sep	Robert J. Martin, Jr.	Mark Stephen Petteruti	Provincetown, MA
1-Sep	Morgan T. Baker	Christopher Forte	Buffalo, NY
2-Sep	Raymond Paul Thomas	Mitchell Ryan White	Dorchester, MA
1-Sep	John Brian Kennedy	Barbara Liebler	Colchester, CT
7-Sep	Hillman, Marcia Lynn	Lois Jane Oman	Cedar Falls, IA
7-Sep	Stephen Robert Johnson	Josph Richard Maslan	Provincetown, MA
8-Sep	John Watson Simpson	David Wayne Murphy	Jamaica Plain, MA
8-Sep	Maggie Alexandra Mailer	John Wendling, Jr.	Pittsfield, MA
13-Sep	George William Cole	Robin Bruce Mizerak	Kingston, NY
7-Sep	Chris. Hamilton	R.Schwerin-Whyte	Provincetown, MA
15-Sep	James Dimitri Karadimos	William Beaver	Northborough, MA
15-Sep	James Francis Cove IV	David C. Cucinotta	Boston, MA
15-Sep	Brian Robert Decowski	Michael S. Glasstein	Provincetown, MA
17-Sep	Judy Lea Brearton	Judy Lometa Moody	Wichita, KS
17-Sep	Nancy Ellen Baumann	Cara Marie India	Scranton, PA
20-Sep	Jorge Antonio Portillo	Daniel Morse Hoffman	New York, NY
20-Sep	Andrew David Duck	David Garkawe	New York, NY
22-Sep	Brent E. Chermside	Katherine Brooke Jones	Richmond, VA
23-Sep	Joan Adrienne Lenane	Sally Ann Rose	Provincetown, MA
24-Sep	Peter Irving Trimmer	Alexander Peter Marino	Lavallette, NJ
24-Sep	Kathy Cunningham	Karrie Cunningham	Graham, WA
24-Sep	Sally Elizabeth Gentry	Shannon Lee McInnis	Houston, TX
27-Sep	Jeffrey Wayne Bonewicz	Michael Wayne Pickens	Provincetown, MA
28-Sep	Charlene Louise Ingham	Linda Jean Lewis	Charlestown, RI
29-Sep	Linda Elizabeth Stewart	Tammy Sue Jodko	North Truro, MA
29-Sep	Lorna Patricia Barton	Mark Anthony Coutu	Provincetown, MA
27-Sep	Jessica Marie Soares	Paul Joseph Mulkern	Provincetown, MA

29-Sep	Kelly Jo Richmond	Amy Marlene Chesnut	Emlenton, PA
29-Sep	Valerie Victoria Minett	Amilyn Lanning	Zionsville, PA
6-Oct	Thelma L. Hayes	Barbara Jean Naillis	Gales Ferry, CT
5-Oct	Alton Dannie Griffen	Lewison O'Connell	Arden, NC
9-Oct	Gerald Richard Walter	Richard Day Finney	Ranchos De Taos, NM
6-Oct	Cheryl Ann Wheeler	Cherilyn Ann Bulger	Rutland, MA
6-Oct	Brian Farley	Ronald Samuel Alose	Provincetown, MA
12-Oct	Jennifer Lynn Garren	Rebecca Lois Anderson	Gloversville, NY
12-Oct	Lorrie Anna Velazquez	Susan Ann Scarpelli	Fuquay-Varina, NC
13-Oct	Darlene Van Alstyne	Melinda Ancillo	Provincetown, MA
13-Oct	Melenie Freedom Flynn	Lauren Johnson	Provincetown, MA
14-Oct	Leola Campbell	Pamela Marie Welch	Provincetown, MA
17-Oct	Eric Peter Stine	Neil Pryor Markman	New York, NY
18-Oct	Ila L. Elmore	Nikki G Talley	Rio Rancho, New Mexico
18-Oct	Deborah Corine Young	Diana Christine Young	Milford, Delaware
22-Oct	Desmond Pierre Smith	Ryan Darius Nickulas	Provincetown, MA
20-Oct	Paige Mansfield	Joan Marie Cozza	Provincetown, MA
20-Oct	Donna J. Fuller	Kim E. Winnard	Coventry, RI
21-Oct	Sandra Kay Frey	Linda Naomi Gandel	Cohoes, NY
19-Oct	Carol Bennett	Kimalyn Ann Ragosta	Pawtucket, RI
20-Oct	Alice Maria Bunker	Julie Ann Belling	Overland Park, KS
26-Oct	Lynne Eileen Stroud	Elizabeth Hurst	Santa Fe, NM
3-Nov	Steven Allen Matthews	Robert Stefani	Montclair, NJ
7-Nov	Alexandra V. MacDonald	Kathleen M. Stevens	N. Truro, MA
13-Nov	David Colen Moore	Steven York Granger	Spring, Texas
8-Nov	Nancy Ellen Vasil	Barbara Donnellan	Franklin, MA
13-Nov	Danielle Marie Hartman	Danielle Leigh Warner	Warwick, RI
10-Nov	Judy K. Mencher	Nicole D. Polaski	Boston, MA
24-Nov	Samuel J. Hardee	Edward Carroll	Provincetown, MA
2-Dec	Jacquelyn G. Abromitis	Kathleen Ulisse	Provincetown, MA
25-Nov	John E. Foley	Michael C. Ciaglo	Provincetown, MA
20-Dec	Maryann Taormina	Suzanne Ingraham	Brewster, MA
31-Dec	John Tyler Thomas	Vicente Israel Camacho	Atlanta, GA
29-Dec	Richard J. Nelund	James Allen Minton	N. Eastham, MA
21-Dec	Renaldo Chapman	Demetrius Chapman	Gallup, NM

## Domestic Partners 2007

Date	Name	Name	Residence
13-Sep	Darlene Van Alstyne	Melinda Ancillo	Provincetown, MA
26-Oct	Doreen E. Caley	Christina Rose Tarvers	Provincetown, MA

**Deaths 2007**

<b>Date</b>	<b>Name</b>	<b>Age</b>	<b>Cause</b>
2-Jan	Melvin Conners	55	Gastric Cancer
4-Jan	Elloyd Hanson	74	Rectal Adenocarcinoma
4-Jan	Stanley A. Waitkus	56	Lung Cancer
7-Jan	Ann Kenney	90	Pneumonia
11-Jan	Belle F. Howe	89	Pneumonia
16-Jan	Marie Louise Bryant	95	Cerebrovascular Accident
25-Jan	Mary E. Horner	88	Cardiovascular Disease
13-Feb	Edward J. Monks	78	Gastrointestinal Bleeding
17-Feb	Edith Palheiro	93	Stroke
24-Feb	Arthur Gordon Jones	90	Cardiovascular Collapse
25-Feb	Kelley Lynn Strong	46	Lung Cancer
28-Feb	Peter D. Robinson	74	Gastrointestinal Bleeding
15-Mar	Bernard Thomas Cowing	84	Lung Disease
24-Mar	John C. Corea	96	Renal Failure
2-Apr	Anthony S. Roda	89	Arteriosclerosis
18-Apr	Beverly Lorraine Spencer	84	Renal Failure
19-Apr	Barbara M. Jones	85	Renal Failure
2-May	Robert A. Baker	68	Sepsis
17-May	Sherman J. Peters	90	Acute Myocardial Infarction
20-May	Beatrice L. Packet	94	Coronary Artery Disease
24-May	Richard E. Medeiros	78	Cachexia
29-May	Barbara Murchison	83	Pneumonia
26-Jun	Rose Martin	97	Gastrointestinal Bleeding
29-Jun	Loretta Margaret White	78	Lung Cancer
11-Jul	Joseph O. Theriault	86	Pneumonia
23-Jul	Ralph E. Travis	77	Lung Cancer
13-Aug	John Robert Patrick	99	Pneumonia
13-Aug	George R. Mattheson	52	Cardiac Arrest
1-Sep	Linda A. Menangas	54	Cardiovascular Disease
8-Sep	Elsie M. Scafuti	92	Cerebrovascular Accident
14-Sep	Frank D. Schaefer	70	Cardiomyopathy
24-Sep	Robert Medeiros	72	Cerebrovascular Disease
2-Oct	Lucia S. Enos	82	Lung Cancer
16-Oct	William Stewart Hazelton	60	Coronary Artery Disease
27-Oct	David P. Carroll	60	Hepatocellular Carcinoma
30-Oct	Dorothy A. Virgilio	76	Liver Cancer
14-Nov	Jean B. Russell	86	Colon Cancer
19-Nov	Chester Irving Solomon	89	Sudden Cardiac Death
27-Nov	Marilyn Bernadette Reis	72	Myocardial Infarction
13-Dec	Catherine E. Pierce	94	Pneumonia
27-Dec	Phyllis Jean Temple	89	Cerebellar Edema



## Town Counsel

During 2007, Town Counsel provided significant legal services to the Town, including the rendering of numerous legal opinions, approving contracts as to form, attending Town Meetings, and meeting with the Board of Selectmen and various other Town boards. There are currently 24 active litigation cases involving the Town which are pending in various courts. There were twelve cases closed in 2007.

Town Counsel has been providing advice to the Town Manager and the Board of Selectmen with respect to several key municipal finance questions to assist the Town in meeting the many fiscal challenges facing the Town.

Town Counsel has also been representing the Town on a variety of affordable housing initiatives including the development of affordable rental units at the 90 Shankpainter Road site, which the Town acquired from Cumberland Farms in 2007. Specifically, we have been advising the Town with respect to the issuance of a request for proposals for the development of the site, including the remediation of contamination at the site. We continue to provide legal services in connection with the Town's wastewater project. In addition to routine advice concerning sewer connections and betterments, we have been advising the Town with respect to implementing the Phase II sewer extension project and the facilities planning for the Phase III build out.

We extend our appreciation to the Board of Selectmen and the Town Manager for their confidence in retaining this firm. We also appreciate the assistance and cooperation received on all matters from the Board of Selectmen, Town Meeting, the Town Manager, department heads, and the boards and committees with whom we have worked. We look forward to working with the members of the Town government in the future.

*Respectfully submitted,*

**Kopelman and Paige, P.C.**

Town Counsel

### TOWN OF PROVINCETOWN - LITIGATION STATUS REPORT

#### **1. 328 Commercial Street, Inc. d/b/a Patio v. Provincetown Zoning Board of Appeals**

Barnstable Superior Court, C.A. No. BACV2007-509 (24200-0292-JMS)

This is an action in which the plaintiff appeals from the Zoning Board of Appeals' denial of a modified special permit to allow outdoor amplified entertainment for the establishment known as The Patio, located at 328 Commercial Street. A Notice of Appearance on behalf of the Zoning Board of Appeals was filed on August 27, 2007.

**2. AFSCME, Council 93 and Town of Provincetown**

AAA No. 11 390 01068 06 (24200-0270-MCR)

This is an arbitration resulting from the imposition of discipline on a DPW employee who tested positive in a random drug test required under the federal Department of Transportation regulations. Arbitration was scheduled for March 1, 2007, and continued at the request of the Union. A new hearing date has not been scheduled.

**3. Boggess v. Provincetown Zoning Board of Appeals**

Land Court Misc. No. 256632 (24200-0150-JMS/JWG)

This is an appeal from the May 6, 1999, decision of the Zoning Board of Appeals to deny a special permit to allow Steve's Alibi to expand its area of service to the second floor of a building located at 291 Commercial Street. In addition, a claim of constructive approval is asserted. A counterclaim was filed by the Town seeking a declaration that constructive approval did not occur. The plaintiff has not taken any steps to advance the case.

**4. Burrows v. Provincetown Board of Appeals and Building Commissioner**

Barnstable Superior Court, C.A. No. BACV2007-00492 (24200-0292-JMS)

This is an action in which the plaintiff is appealing the Zoning Board of Appeals' determination that the plaintiff may not convert a unit located at 89 Bradford Street to a residential use. A Notice of Appearance was filed on August 22, 2007.

**5. Coho v. Town of Provincetown**

MCAD, Docket No. 07BEM03340 (60700-0778-MCR)

This is a claim of discrimination against the Town and its Fire Department filed in January 2008, with the Massachusetts Commission Against Discrimination ("MCAD") in which the complaint alleges discrimination based on sexual orientation. The Town's insurance company has appointed Town Council to handle this matter on behalf of the Town.

**6. Coho, et al v. Town of Provincetown, et al.**

Barnstable Superior Court, C.A. No. BACV2007-0755 (60700-0774)

This is an action commenced in December 2007 in which the plaintiffs are claiming intentional infliction of emotional distress by the Town and the Housing Authority in connection with the plaintiff's association with the Foley House. The Town's insurance company has appointed Town Counsel to represent the Town in this matter. A motion to dismiss the complaint was filed in January 2008.

**7. Gordon v. Town of Provincetown**

Land Court 07 MISC 348861-CWT (24200-0286-IMQ)

(Formerly Appeals Court No. 2007-J-311)

The plaintiff sought injunctive relief against the Town to allow the original building permits to be used, using the original calculations. On June 29, 2007, the Land

Court (Trombley, J.) denied the motion for preliminary injunction. On July 6, 2007, the developer filed an interlocutory appeal with the Appeals Court, which the Town opposed. On July 11, 2007, the interlocutory appeal was denied by the Appeals Court. During July 2007 and thereafter, the developer filed applications for building permits for certain lots using the building scale under the Zoning Bylaw as determined by the Building Commissioner, and the applications were processed and acted upon as necessary.

#### **8. Huey v. Town of Provincetown**

EEOC No. 523-2006-00773 (60700-0711MER/BMM)

This is an employment discrimination case, in which the complainant alleges that the Town discriminated against him on the basis of his age when he was not hired for a seasonal Assistant Harbormaster position for the 2006 season. The Town's insurance company has appointed Town Counsel to represent the Town in this matter. The claim was subsequently refiled against the Provincetown Public Pier Corporation. On July 13, 2007, the federal Equal Employment Opportunity Commission dismissed Mr. Huey's allegations.

#### **9. Kraniotakis v. Provincetown Zoning Board of Appeals (I)**

Land Court Misc. No. 244434 (24200-0105-JMS)

This is an appeal from the December 4, 1997, decision of the Zoning Board of Appeals to reverse the Building Commissioner's decision to refuse to grant zoning enforcement regarding a raised septic system at 275 Commercial Street (George's Pizza). The Building Commissioner determined that the system is not a structure under the Zoning By-law. The Zoning Board of Appeals determined that the raised walls constructed as part of the septic system are a structure under the Zoning By-law. Mr. Kraniotakis agreed to an entry of judgment in the Zoning Board of Appeals' favor on the bylaw interpretation issue. On July 10, 1998, the Land Court remanded the matter to the Board. On remand, the Board held a hearing on September 24, 1998, and determined that an alteration of a pre-existing nonconforming use occurred. The Board's remand decision was filed with the Clerk on October 23, 1998. Plaintiff requested that the Land Court reopen the litigation, but has not actively pursued the case.

#### **10. Kraniotakis v. Provincetown Zoning Board of Appeals (II)**

Land Court Misc. No. 247839 (24200-0133-JMS)

This is an appeal from the April 17, 1998 decision of the Zoning Board of Appeals, in which the Board upheld the January 5, 1998 decision of the Building Commissioner to refuse zoning enforcement regarding the septic system at 275 Commercial Street (George's Pizza). The Board found that there are no longer any above-ground walls and, therefore, the septic system does not constitute a structure under the Zoning By-law. The complaint was served on May 7, 1998. A Notice of Appearance was filed on May 19, 1998. No further activity has occurred since that date.

**11. Lynch v. Provincetown Zoning Board of Appeals**

Barnstable Superior Court, C.A. No. BACV 2006-00343 (24200-0272-JMS)

This is an appeal from a decision of the Zoning Board of Appeals denying the plaintiff's request for an "amnesty" special permit for property located at 852 Commercial Street, Unit 6. A notice of appearance was filed on behalf of the Zoning Board of Appeals on June 26, 2006. By agreement of the parties, the Court entered an order remanding this matter to the Zoning Board of Appeals for a new hearing. The litigation will be stayed pending the remand hearing.

**12. Lyon v. Provincetown Zoning Board of Appeals**

Land Court Misc. No. 203576 (24200-0235-JMS)

This is an appeal from a decision of the Zoning Board of Appeals affirming the Building Commissioner's denial of a building permit for a proposed renovation of a structure located at 795 Commercial Street. The basis for the denial is that the proposed renovation would have increased the number of bedrooms in violation of the Town's Growth Management Bylaw. The complaint was filed in October, 2003. The parties are finalizing an agreement for judgment whereby the plaintiff will seek the necessary growth management permit.

**13. McGowan v. Provincetown Zoning Board of Appeals II**

Barnstable Superior Court, C. A. Nos. 97-826, 98-235, and 99-728 (24200-0161-JMS)

This case involves a complaint for civil contempt filed by the Town for failure of the plaintiff to comply with the terms of an Agreement for Judgment in April 2002, that required McGowan to remove various decks on his property located at the Bayview Wharf Condominium and to pay the Town's attorney's fees. The parties agreed upon a settlement of the contempt matter, and the case will be dismissed if the defendant complies with the settlement terms.

**14. NEPBA, Local 67 v. Town of Provincetown**

LRC Case No. MUP-07D-5110 (24200-0296-MCR)

This is an unfair labor practice charge filed with the Massachusetts Labor Relations Commission in December 2007, alleging that the Town failed to negotiate with the police officers union before changing the process for selecting a new Police Chief. The parties are actively discussing settlement.

**15. Nolan v. Town of Provincetown**

Barnstable Superior Court, C.A. No. BACV2005-00623A (24207-0262-RTH)

This case involves an appeal and request for declaratory relief regarding a betterment assessment issued to the Whydah Museum, based upon improvements to MacMillan Pier. The complaint was served on the Town in December 2005. In November 2006, the Town filed its opposition to plaintiff's motion for summary judgment. A hearing on the motion has been rescheduled pending the consolidation of the case with the related litigation also pending before the Court regarding plaintiff's petition for abatement. Once the two cases

are consolidated, the motion for summary judgment will be rescheduled with the Court.

**16. Provincetown Board of Health v. Bryant (II)**

Barnstable Superior Court, C.A. No. 95-751 and 04-365 (24200-0238-GJC)

This is an action under the State Sanitary Code for injunctive relief to require the defendant to clean up property located on Commercial Street. In 1995, an Agreement for Judgment was filed with the Court which required the defendant to undertake certain further cleanup and screening measures. During 2003, the Board of Health observed several violations occurring at the site. As the property owner continued to violate the Board's order, new complaints were filed in 2004, and the Town obtained a preliminary injunction regarding maintenance of the subject properties. On March 28, 2006, the Court found in the Town's favor and authorized the Town to clean up the subject properties with funds paid into escrow by the defendants. In addition, by Amended Judgment dated December 18, 2006, the Court awarded the Town \$66,205.63 as reimbursement for attorneys' fees and court costs spent securing the favorable outcome of this case. We are currently negotiating an agreement with Mr. Bryant's brother, Eugene Bryant, for payment of the Town's attorneys' fees in installments until 2011.

**17. Provincetown Board of Trade Land Court Registration**

Land Court Misc. No. 43338 (24200-0210-JDE)

This is a Land Court registration petition seeking to register land at 307 Commercial Street owned by Provincetown Board of Trade. The Town filed an answer and opposition to the petition on October 4, 2002, because the land proposed for registration appears to include land owned by the Town and used as part of the municipal parking lot next to Manual Lopes Square, and because the petition included land beneath the Historic High Water Mark to which the petitioner cannot show record title. The petitioner has indicated he will amend the plan to address the Town's objections.

**18. Provincetown Public Pier Corp. v. F/V Chico-Jess**

Orleans District Court No. (24212-0005)

This is an action commenced by the Provincetown Public Pier Corporation to recover docking fees from a fishing vessel that was abandoned at MacMillan Pier. The complaint was filed in January 2008.

**19. Roles v. Town of Provincetown**

MCAD Case No. 07BEM02297 (60700-0762)

This is a sexual harassment claim brought by a former employee who alleges that she was terminated from her position for resisting the sexual advances of her supervisor. The complainant also claims that she was discriminated against on the basis of her gender and sexual orientation. The Town's insurance company has appointed Town Counsel to represent the Town in this matter. The Town

filed its written response to the charge and answers to the MCAD's interrogatories on November 9, 2007. Mediation has been scheduled for February 7, 2008.

**20. Shea v. Town of Provincetown, et al.**

Barnstable Superior Court, C.A. No. 06-468 (60700-0728)

The plaintiff claims she was injured when an automobile driven by the defendant hit her at the corner of Snail Road and Commercial Street. The plaintiff dismissed her claim against the Town (claiming a Town Police Officer failed to protect her), but the case has not been resolved.

**21. Singer Registration**

Land Court No. 43389REG (24200-0277)

This is a complaint to register title to land located on Creek Road and Nickerson Street. The Town filed an appearance in December 2006, to protect the rights and interest possibly held by the Town. There has been no further action in this case.

**22. Town of Provincetown v. J.K. Scanlan Company**

Barnstable Superior Court C.A. No. BACV2007-00429 (24200-0289-RTH)

The Town commenced this action in July 2007, claiming a breach of contract in connection with the installation of a boiler as part of the library renovation project. The Town is involved in settlement negotiations.

**23. Town of Provincetown, et al. v. Snow (141-143 Commercial Street Realty Trust)** Barnstable Superior Court, C.A. No. 01-450 (24200-0181-BWR)

This is an action to compel the owner of 143 Commercial Street to remove a dilapidated residential structure on the site. Prior to a hearing on the Town's motion for preliminary injunction, the owner agreed to enter into an Agreement for Judgment, requiring him to complete demolition, removal and level grading by October 15, 2001. Work had not commenced by the due date and the Town filed a complaint for civil contempt in October 2001. By agreement, a contempt hearing was delayed and the structure was completely demolished and removed during December 2001. No work has been done to remove the foundation and level grade the lot, but a fence was erected to secure the site. The contempt action will remain open until the defendant commences construction of a new structure.

**24. Winstanley v. Conservation Commission (II)**

Barnstable Superior Court C.A. No. 2007 (24200-0294-JMS)

This is an action commenced on October 30, 2007, by an abutter challenging the Conservation Commission's September 21, 2007 Order of Conditions permitting the co-defendants to perform certain work to a footpath located on their property at 781 Commercial Street. Since the true party in interest is the property owners, who benefited from the Commission's decision, Town Counsel will take a passive

position in the defense of this matter, unless otherwise directed. Town Counsel is preparing to file the administrative record of the Commission's proceedings.

### **CASES CLOSED DURING 2007**

#### **1. AFSCME, Council 93 and Town of Provincetown**

AAA No. 11 390 01721 06 (24200-0265-MCR)

This was an arbitration resulting from the termination of a DPW employee, who was terminated for misconduct committed while the employee was serving an unpaid suspension for other misconduct. The Union withdrew the matter from arbitration,

#### **2. Anderson v. Provincetown Conservation Commission**

Barnstable Superior Court, C.A. No. 2006-0511 (24200-0276-BJW)

This was an appeal to the Barnstable Superior Court from the Commission's issuance of an enforcement order under the Town Wetlands Protection Bylaw relative to unauthorized work performed in the buffer zone area located on the plaintiff's property at 139 Commercial Street. Subsequent to filing this action, the plaintiff began work with the Commission to resolve the issues underlying the appeal. The plaintiff submitted a notice of intent which was approved by the Conservation Commission. Accordingly, a Stipulation of Dismissal was filed on May 23, 2007.

#### **3. Bloch v. Provincetown Planning Board**

Land Court Misc. No. 306113 Appeals Court No. 2005-P-2367(24200-0247-JMS)

This matter involved a claim that the Planning Board constructively approved a subdivision plan for property known as 10 Hobson Avenue. The Planning Board rejected the plaintiff's plan for lack of jurisdiction, on the grounds that the plan showed only one buildable lot, and therefore did not comprise a valid subdivision plan. The Town filed a motion to dismiss the plaintiff's complaint, which was allowed by the Land Court. The plaintiff appealed. The Appeals Court reversed the Land Court's decision, finding that the plaintiff's application was constructively approved. However, the Appeals Court specifically agreed with the Planning Board's argument that the application was not entitled to subdivision approval and so remanded the matter to the Planning Board to hold a hearing to consider rescission of the constructive approval, pursuant to G.L. c.410, §81W. The Planning Board held such a hearing on January 18, 2007 and voted to rescind the constructive approval. The case was dismissed on February 16, 2007.

#### **4. Boutique Hospitality, Inc. v. Provincetown Zoning Board of Appeals**

Land Court Misc. No. 06-323831 (24200-0271-BJW/JMS)

This was an action appealing a decision of the Zoning Board of Appeals to revoke, and subsequently re-issue, a special permit granted to the plaintiff for the operation of a hotel and restaurant, so as to include conditions and restrictions

on advertising. Following a case management conference held on August 18, 2006, the parties agreed to remand the matter to the Zoning Board of Appeals. On December 7, 2006, the Board held a hearing on remand and voted to remove all restrictions with respect to advertising. A Stipulation of Dismissal was filed on May 23, 2007.

**5. Longpoint v. Provincetown Conservation Commission, et al.**

Barnstable Superior Court, C.A. No. 2005-00434 (24200-0256-JJG/KEC)

This was an appeal filed by abutters of an order of conditions issued by the Conservation Commission on June 21, 2005, to the co-defendant for the construction of a single-family dwelling at 781 Commercial Street. The abutter also contested the order of conditions issued under the state Wetlands Protection Act, by requesting that the Department of Environmental Protection issue a superseding order of conditions. As a result, the Superior Court stayed the appeal pending the outcome of the DEP proceeding. A stipulation of dismissal was filed on February 8, 2007.

**6. Louden v. Provincetown Zoning Board of Appeals**

Land Court Misc.No. 06-335806, 06-335807 and 06-335808 (24200-0281-JMS)

This was an appeal by abutters to property located at 175 Bradford Street Extension, challenging three separate special permits issued by the Zoning Board of Appeals to allow the demolition of an existing structure and construction of three new structures, which will contain a total of seven dwelling units. A Notice of Appearance was filed on behalf of the Zoning Board of Appeals on January 31, 2007.

**7. Mad Maxine's Watersports, et al. v. Harbormaster and the Town of Provincetown**

Barnstable Superior Court, C.A. No. BACV2002-00474 (60700-0292-IMQ/ACR)

This case involved a challenge to the Town's personal watercraft bylaw and a request for damages based upon alleged violations of plaintiffs' constitutional rights and a request for a preliminary injunction to enjoin enforcement of the bylaw. The Town obtained a summary judgment in its favor in the Superior Court, and the plaintiffs appealed to the Appeals Court. The Appeals Court upheld the Superior Court's decision. The plaintiffs requested further appellate review by the Supreme Judicial Court, but that request was denied. The Plaintiffs have no further avenues of appeal, and as such, this case is finally concluded.

**8. Provincetown Police Labor Federation and Town of Provincetown**

AAA No. 11 390 02603 06 (24200-0268-DRK)

This matter involved a grievance that was filed by the police union concerning which details represent "publicly funded details" under the parties' collective bargaining agreement. On April 20, 2007, the Arbitrator found that the language of the parties' contract requires that the "enhanced pay" benefit for private



details did not apply to any detail that is paid for through public or municipal funds.

#### **9. Provincetown Police Labor Federation and Town of Provincetown**

AAA No. 11 390 02603 06 (24200-0279-DRK)

This was a grievance that was filed by the police union in December 2006 with the American Arbitration Association concerning how an officer is charged certain detail hours. The grievance was withdrawn by the Union on May 30, 2007 after the matter was resolved by the Town Manager.

#### **10. Taylor v. Historic District Commission**

Barnstable Superior Court, C.A. No. 07-051 (24200-0282)

This was an appeal from the decision of the Historic District Commission, filed with the Town Clerk on January 11, 2007, denying the plaintiff's request to demolish a structure located at 29 Alden Street. A stipulation of dismissal was filed on May 14, 2007.

#### **11. Town of Provincetown v. Peckerwood Spred Inc, et al**

Land Court Misc. No. 247136 (24200-0131-JDU)

The Board of Selectmen appealed the decision of the Zoning Board of Appeals granting a special permit to defendant Peckerwood Spred, Inc., allowing "viewing booths" for rental of adult-content videos. The parties have executed an Agreement for Judgment.

#### **12. Winstanley v. Conservation Commission**

Barnstable Superior Court, C.A. No. 07-199 (24200-0536-BJW)

This action was commenced on April 18, 2007 by an abutter who challenged the Conservation Commission's April 6, 2007, negative determination of applicability for work on a foot path located at 781 Commercial Street. The matter was settled by an Agreement for Judgment, filed August 15, 2007, by which the parties agreed that the negative determination would be vacated and the owners would file a Notice of Intent.

## **Art Commission**

This year the Town of Provincetown was cited by the Cape Cod Times as having the "...largest and most valuable collection of public artwork, by far, of any Cape town." Among the many visitors we hosted was the Yarmouthport Historical Society on an art tour of Town Hall and the Library. In December a selection of over forty pieces were exhibited at the Provincetown Art Association and Museum highlighting works from the Town Collection. "Blessing of the Fleet" by William L'Engle was featured this year at the Pilgrim Monument and Provincetown

Museum in an exhibit highlighting the history of the Portuguese Festival, in addition to being illustrated in the Harbor Guide. Included in the book “Edna Boies Hopkins: Strong in Character, Colorful in Expression, by Dominique H. Vasseur, is the Hopkin’s watercolor donated last year. We acknowledge the efforts of Mr. Vasseur to bring this important piece into the collection.

The close of this calendar year mandated the departure of Vice-Chair, Peggy Prichett, due to term limits. Having served on the Art Commission for nine years she is at once the memory and the anchor of the Commission. During her service and largely through her efforts, the Four Seasons series of limited edition prints were produced and sold to support the conservation efforts of the Commission. Her expertise and support will be sorely missed.

We remain grateful for the continued support of the Board of Selectmen, Town Manager Sharon Lynn, and all municipal personnel for their enthusiasm and support. We acknowledge several donors who wish to remain anonymous for their support with funding conservation and with donations of works of art.

*Respectfully submitted,*

**Stephen Borkowski**

Chair

### **Cape Cod National Seashore GMPIAC**

The Town Committee with the greatest number of initials advises the Board of Selectmen on Provincetown matters pertaining to Cape Cod National Seashore (CCNS), based on the Committee’s monitoring of the CCNS General Management Plan (GMP) and the Town’s two-page response printed within the GMP. The Committee, proposed by the Board of Selectmen and approved at the 2000 annual Town Meeting, followed six years of participation by town citizens and representatives in the GMP public comment and review process. The GMP has been in effect since July 1998 and will continue to be so until a future GMP supersedes the present one. (The previous CCNS Master Plan was in effect for 28 years from 1970 through 1998). CCNS controls 5,050 of Provincetown’s 6,576 acres – 77% of all land within town boundaries, the highest percentage within any of the six towns adjacent to CCNS. The lands and waters under CCNS management include the Provincelands and Long Point, which for centuries have been areas of local use consistent with the historic concept of “the commons”.

In 2007, the most important issue in which the Committee was involved was the ongoing and as yet unresolved status of the dune shacks on the backshore of the Provincelands and adjacent areas. The National Park Service succeeded in derailing a three-year study by its own hired ethnographers who supported the designation of the dune shack dwellers as traditionally associated peoples

connected to traditional cultural property. The Massachusetts Historic Commission agreed with the ethnographers. The rejection by the Keeper of the National Register (a Washington DC unit within the NPS) of the ethnographers' conclusions was sad and shameful but not surprising. Dune shack dwellers – as well as Senator John Kerry and others – challenged the Keeper's decision. The Provincetown Board of Selectmen pledged “to continue to support efforts of the dune shack dwellers and their advocates to require CCNS/NPS to recognize their legal and moral rights to continue to have sufficient access to the dune shacks to maintain a way of life that is so essential to our Town's cultural fabric.” Meanwhile, CCNS staff took steps to reconvene the CCNS Advisory Commission Dune Shack Subcommittee to conduct an “Environmental Assessment” in order to create a sustainable long-term plan for the dune shacks and their human use. By the end of 2007, that plan seemed to be moribund, and CCNS/NPS appeared to have decided to conduct a more complete (and time-consuming) study that would result in an eventual “Environmental Impact Statement”.

It is the Committee's goal to help the Town cooperate with CCNS whenever possible and to protect Provincetown as a community from its federal neighbor when necessary. We resolutely believe that the Town must continue to vigorously assert its expectation that CCNS and NPS honor *any and all rights* granted to the Town, residents, or the public whenever they are threatened by external or internal pressure in order to maintain the appropriate balance between federal authority and local ways of life that the U.S. Congress intended when it created Cape Cod National Seashore.

*Respectfully submitted,*

**John W. Thomas**

Chair

## Cape Light Compact

The Cape Light Compact was formed in 1997 following two years of study and votes of town boards of selectmen and town council. It is organized through a formal intergovernmental agreement signed by all 21 member towns and Barnstable and Dukes counties. The purpose of the Cape Light Compact is to advance the interests of consumers in a competitive electric supply market, including the promotion of energy efficiency. Each participating municipality has a representative on the Compact Governing Board, which sets policy and works with staff, technical and legal support to advance the Cape Light Compact programs.

In 2007, the Cape Light Compact (Compact) provided energy to residents and businesses in accordance with a competitive electricity supply contract negotiated by the Compact with ConEdison *Solutions*. Currently, prices are approximately 14% to 15% lower than they were in the beginning of 2006. The

Compact continues to work towards stable pricing for consumers in an environment of extreme price volatility.

As of December 2007, the Compact had 4,368 electric accounts in the Town of Provincetown on its energy supply. Over \$4,000 in savings were achieved in 2007 for these accounts, when compared to the default service price offered by NSTAR.

From January to October 2007, rebates and other efficiency incentive programs provided to the town of Provincetown by the Compact totaled approximately \$93,145 brought savings to 211 participants of \$43,045 or about 215,225 kilowatt-hours of energy saved for 2007.

Funding for the energy efficiency programs (i.e. energy audits for homes and businesses, rebates on the purchase of energy efficient appliances and energy education in our schools) comes from a monthly customer “energy conservation” charge (\$0.0025 cents multiplied by the number of kilowatt hours used during the month) that appears on each customer’s electric bill.

Other Cape Light Compact Efforts Include:

- The Cape Light Compact continues to bring energy education to the Town of Provincetown in the form of teacher training, conferences, workshops and support through the NEED project curriculum and educational materials.
- The PV system at the Provincetown High School as part of the “Solarize Our Schools” program generated over 3,069 kWh of electricity and avoided over 5,297 lbs of CO<sub>2</sub>.
- Nine Low-Income homes retrofitted for a reduction in energy usage and increased comfort.
- The Cape Light Compact invested \$39,232 in upgrading lighting in twelve town-owned facilities reducing electricity consumption by 72,354 kWh annually.

*Respectfully submitted,*

**Heather Wishik**

Provincetown Representative

## **Charter Enforcement Commission**

The Charter Enforcement Commission met twice in 2007. During its first meeting on March 20th, the Commission met to discuss and vote on whether or not to recommend passage of an article on the warrant for the Special Town Meeting. During the April 3<sup>rd</sup> meeting, the Charter Enforcement Commission elected new officers: Todd Wagar, Chair; J.B. Webb, Vice Chair; and John Braden, Clerk. At this meeting Commissioners also reviewed the Charter Enforcement Commission

Rules of Procedures, as is done annually, but no revisions were proposed. The main goal for the Commission moving into 2008 is to recruit additional members from the community so as to have a full five-member Commission.

*Respectfully submitted,*

**Todd M. Wagar**

Chair

## Community Preservation Committee

In February, the Community Preservation Committee (CPC) unanimously approved two proposals of **Historic** significance; the restoration of the Town Hall clock [\$20,000] and the Provincetown History Preservation Project [\$17,635], neither of which required borrowing as the funds were available in the CPC Historic funds category. Both projects were approved at the April 3, 2007 Annual Town Meeting in Article 9, 2C and 2D.

Three **Housing** proposals were brought forward by Committee to the 2007 Annual Town Meeting. Article 9, 3B, approved the reduction from \$1,900,000 to \$900,000 total amount authorized to be borrowed under Article 2 of the April 4, 2005 STM for the Cape End Manor Campus Site. Article 9, 2F to support the establishment of a Housing Office was approved for \$50,000 of CPC Housing funds, a steep reduction from the \$145,485 request. Article 9, 3A to borrow \$732,000 for the development of 12 affordable housing units at 6 Sandy Hill Lane, was approved by the required 2/3's vote.

The Special Town Meeting, Article 2, approved the \$100,000 of CPC funds to create a fund to reserve 20,000 GPDs of Title 5 design flow for community housing to be built in Phase II of the sewer project, provided that amounts expended hereunder shall be re-paid to the Community Preservation Fund by the developer of such community housing upon issuance of the final betterment assessment by the Water and Sewer Board.

**Open Space** funds [\$750,000] were expended in 2005 for the Truro well field. The annual debt service of \$83,201 of CPC funds was approved at the Annual town Meeting Article 9, 2A.

In other business this year, the Community Preservation Committee initiated the rolling application concept and will now receive Letters of Intent throughout the year from prospective applicants. The Community Preservation Plan and Application for Funding is available in the Town Manager's Office in Town Hall and on the Town's website [www.provincetown-ma.gov](http://www.provincetown-ma.gov).

A major cooperative effort was the Town's development of the Request for Proposals (RFP) for 90 Shank Painter Road, a parcel for affordable rental housing.

The Community Preservation Committee, the Provincetown Housing Authority, the Provincetown Housing Council, MassHousing, Environmental Partners, with Town Staff contributed to the final RFP approved by the Board of Selectmen on December 10, 2007.

In December 2007, the CPC announced its call for funding proposals as follows: The Provincetown Community Preservation Committee has set its housing funding priority on mixed use commercial, rental (with emphasis on family units), and ownership housing in traditional Cape Cod style on one or more sites with a goal of those units being ready for occupancy within two (2) years after funding is approved at Town Meeting. Funding for Historic restoration projects are welcome.

*Respectfully submitted,*

**Elaine Anderson**

Chair

## Cultural Council

This past year the Cultural Council's granting budget from the Massachusetts Cultural Council was \$4,000. The committee granted money to the following 7 individual artists and organizations to enrich the lives of people living in Provincetown: The Cape Cod Chamber Music Project at PAAM; Catherine Russo: Video Project: "The Fisherman's Wives"; The Provincetown Library, for an original musical score for the video project: *Abraca O Barco*; Ellen Anthony, for: *AlphaBET your Life* workshop in Provincetown Elementary School; Shakespeare on the Cape; The Tennessee Williams Festival: The Youth Plays Project; & lastly, Cid Bolduc: To Beautify the Streets of Provincetown with Provincetown School students.

### **The First Visual Arts Laureate for the Town of Provincetown is SALVATORE DEL DEO**



*Artist Salvatore Del Deo in his studio, 1987.*

The Cultural Council named the first Visual Arts Laureate for the Town of Provincetown to Salvatore Del Deo, who will promote the visual arts in the schools and do a lecture at the Provincetown Library.

Salvatore Del Deo grew up in Providence, Rhode Island, and attended the Rhode Island

School of Design, the Vesper George School of Art in Boston, and the Art Students League in New York, where he studied with Edwin Dickinson and John McPherson. As a young painter, he began attending Henry Hensche's summer classes in Provincetown, setting up his easel on the bay beach. In 1954, Del Deo settled permanently in Provincetown.

In Provincetown, Salvatore Del Deo is known for his magnanimous hospitality, famous Italian dinners, homemade wine, and, above all, for his tireless community involvement. The restaurant he started "to keep him in paint," Sal's Place, has become an institution. Del Deo has exhibited in New York at Helio Galleries and in Providence, Cambridge and Boston. His paintings are in the National Portrait Gallery of the Smithsonian Institution in Washington, DC, Harvard University, Provincetown Art Association and Museum, Williams College Museum of Art, and is represented locally at Berta Walker Gallery.

*Respectfully submitted,*

**Cherie Mittenthal**

Chair

## **Economic Development Council**

Your Provincetown Economic Development Council (EDC) has continued to work with the Barnstable County EDC (CCEDC) in developing a strategic plan on behalf of the Town that will also be used as a model for the County.

In 2007, with funding assistance from Barnstable County, the compilation of Provincetown baseline data and comparative community analysis was completed as Phase I, the necessary foundation work to continue into Phase II in 2008 for the development of an economic plan specific to Provincetown. All of this work was performed by Mt. Auburn Associates, our consultant, and presented to the Town in May.

A major effort to involve the Town's business community in both short and long term planning is underway and special thanks are expressed to the Visitor Services Board, Chamber, and Provincetown Business Guild who have given the EDC countless hours and input to have now put us on the threshold of Phase II which will encompass the overview, plan and strategic needs for continued economic development for Provincetown and the county. We invite the public to review our Grant Administrator's Annual Report, specifically with regard to the PEDC and Adams Grant activities. Our thanks to Michelle Jarusiewicz, our staff liaison, for her excellent guidance and assistance with the multi-faceted coordination performed on behalf of the EDC.

*Respectfully submitted,*

**Stephen Melamed**

Chair

## Finance Committee

For the Finance Committee, 2007 was a challenging year. The arrival of a new Town Manager and the election of four new members to the Board of Selectmen created more need to communicate past practices, procedures and research. Fall Special Town Meeting was the most contentious in years and was followed by an election in which all the work completed at Town Meeting was overturned at the ballot. The Finance Committee has developed new budget review practices to ensure that all of the information that the Committee and the Voters need to make sound budget decisions is fully disclosed.

Reflecting the reality of a rapidly rising cost of living that we all face in our daily lives, the Voters made it clear that Town government must live within its means. The variable expenses which the Town must pay for items such as insurance, fuel and power are rising at double digit rates yet the amount of money raised by taxes is fixed by Proposition 2½ at 2.5% per year. The prospects for growth in the tax base through new development are greatly diminished in today's real estate market. Significant increases in State aid are also unlikely given the State's fiscal situation. Other sources of Town revenue such as parking could also decline if we are entering a recession.

As with each of us in our daily lives, if our expenses go up and our income stays the same, we have to cut our expenses. The real 'fat' in the Town Budget was cut 5 years ago as we first approached the Proposition 2 ½ taxation limit and State aid to cities and towns was drastically cut back. Now, the only way left to reduce expenses is to reduce services. Beginning this year, many of the services that our citizens depend on may be eliminated. While it is impossible to say what all the cuts will be, it is certain many of the services we deem necessary today could be significantly reduced or eliminated within the next three years.

We face an uncertain time. Major projects, such as repaving the Town's streets and repairing Town Hall cannot be put off indefinitely. It is a time when all the citizens of our Town must let their voices and votes be heard. The future is in your hands and as your watchdogs we stand ready to listen.

*Respectfully submitted,*

**Gary Delius**

Chair

## Historic District Commission

The Historic District Commission continues to ensure the promotion of the cultural, economic, education and general welfare of the members of the Town through three mandates. The first is to preserve and protect the distinctive



characteristics of the buildings and places significant to the history of Provincetown. Second, to maintain and improve the settings of our buildings. Third, to encourage design compatible with the buildings existing in the area to help maintain the historic village, fishing, artistic, cultural, commercial and residential character which distinguish Provincetown as a desirable community for residents and visitors.

There were many applications in 2007 and the Historic District Commission worked on many residential and commercial projects to maintain the historic nature of these buildings. We worked to help guide and regulate construction to conform to the Historic District Guidelines.

Changes in the composition of the Commission involved the leaving of Nathan Butera who served us well in the past few years and for whom we thank him for his time and dedication. His position was filled by Steven Bergquist who had been an Alternate and now is a regular member. Filling the Alternate opening was Joseph Collins. Remaining on the Commission are John Dowd, Chair, Carol Neal, Co-Chair, Polly Burnell, Marcene Marcoux and E. Clothier Tepper as Alternate.

The Historic District Commission was pleased to receive the assistance in 2007 of Acting Building Commissioner Matt Mulvey who provided great resources to us given his knowledge of State Laws and State Building Codes. Working in concert with Matt Mulvey, the Historic District Commission did more on-site visits to expedite permit approvals. Also, working with Matt Mulvey, we created redundancy in files so that we would have three sets of files: one for Historic, one for the Building Commission and one for the public view. This was extremely helpful in making certain complete files were available intact. All of us on the Historic District Commission enjoyed working closely with Matt Mulvey and we wish him the best.

The Historic District Commission also provided timely information to members of the community, as for example, presentations to the Chamber of Commerce and to the Provincetown Business Guild. We look forward to more presentations and are eager to inform the public of our regulations and procedures.

With the appointment of the Building Commissioner as the Fence Enforcer in 2007, the Historic District Commission began seriously regulating the height, style and location of fences in Provincetown. With the general value of maintaining and preserving sea views, the Commission is concerned that fences are kept to traditional styles and heights.

The Historic District Commission continues to encourage feedback and comments from the public and our dedicated and enthusiastic members stand ready to offer advice and comments. Our meetings continue to be held on the First and Third

Wednesdays of the month. We hold Administrative Review meetings at 3:30 p.m. when contractors and residents can gain information on projects, as well as receive approval for minor changes. Our formal meetings begin at 4 p.m. for projects that have been publicly noticed out. The public is invited to attend any of our meetings. And we look forward to seeing you there!

*Respectfully submitted,*

**Dr. Marcene Marcoux**

Commissioner

### Historical Commission

The Provincetown Historical Commission in 2007 continued its primary role as an advocate for historic preservation, and an educational resource for town officials, boards, and the general public on the history of Provincetown and its architectural resources. In that capacity, the Commission has integrated the History Preservation Project into its mission and initiated an Oral History Project which will collect existing oral histories and add new ones into a video and written database. Members of the Historical Commission have also served on Committees to oversee restoration of Town Hall and the Library, and continue to advocate and advise on preservation of town-owned resources. The Commission has continued to play a role in assessing applications for the 10% of funding from the Community Preservation Committee for projects involving historic preservation. The Commission continues to work on improvement of the town's Inventory of Historic Resources, including completion of an Inventory Form for the Murchison House in the far West End. Finally, the Commission added excellent new members this year and has reached its full compliment of members and alternates; but we remain eager to welcome anyone interested in helping to research, document, and protect our incredible history and town-owned historic resources.

*Respectfully submitted,*

**Eric E. Dray**

Chair

### John Anderson Francis Family Scholarship Com.

In 2007, the following graduates of Provincetown High School were awarded scholarships from the John Anderson Francis Family Scholarship Fund: Deborah Ambroseno, Pele Berg, Chad Edwards, Laurel Felton, Ryan Foster, Helen Hemley, Brandon Lillie, Melissa Lomba, Katherine Martinez, Racine Oxtoby, Nico Pace-Teubner, Thadd Papetsas, Jonathan Peres, Meghan Purtle, Sean Roderick, Melissa Sawyer, Melissa Soares, Andrew Souza, and Katy Ward. The John Anderson Francis Family Scholar of the Year is Jonathan Peres. A total of \$43,000.00 was awarded.

In October of 2007, scholarships from the John Anderson Francis Family and the Joseph Oliver Funds were awarded to the following Provincetown High School alumni who are continuing their education: Ty Beck, Chris deSouza, Ryan Edwards, Leif Hamnquist, Vida Hamnquist, Kira Irving, Merissa Livingston, Derek Menengas, Gabe Morton, Katie Motta, Liana Papaleo, Julianne Papetses, Justine Roderick, Eve Rose, Jenny Schmidt, Ross Silva, Caitlin Tobias, David Watkis, and Bronson Zawaduk. The John Anderson Francis Family awarded a total of \$6850.00, and the amount of \$13,200.00 was awarded from the Joseph Oliver Scholarship Fund, for a total of \$20,050.00.

As of December 31, 2007, the balance of the John Anderson Francis Fund is \$1,115,539.06, and the balance of the Joseph Oliver Fund is \$483,449.88. Only the interest is awarded so that future graduates of Provincetown High School and Cape Cod Regional Technical High School are guaranteed financial aid.

The Committee wishes to thank the Town Treasurer, the Town Clerk, and their staffs for their assistance, patience, and cooperation this past year.

*Respectfully submitted,*

**Gail S. Browne**

Chair

## Management Information Systems

2007 was another busy year for the MIS Department. On the municipal side, structured cabling was put in place at the community center to create a voice and data network that previously didn't exist in that building. This paved the way for the installation of several computers for kids to use for educational purposes – namely for research for homework and other after-school related activities.

We also successfully transitioned to a new email account naming schema, discontinuing the use of the often cryptic, position-based email addresses. This new name-based schema combines the first initial of town and school employees with their last name. This format is more commonly used in both the public and private sectors.

The MIS Department assisted the Town Clerk's office with the establishment of the Town of Provincetown's history preservation project. This initiative allows the town to digitally capture Town archives – everything from old photographs to fragile documents. A new server has been put in place at Town Hall to house the massive digital library – taking the form of an easy-to-use website in January 2008.

At the high school, individual student accounts were created to allow roaming profiles. These profiles "roam" with the students – no matter what computer

they are logged into. This enables students to work on documents that are centrally located. A student can, for example, create a document in the computer lab and open the same document from a student computer in a classroom – all by just using a unique login account.

Other major infrastructure upgrades during 2007 included the replacement of servers at Town Hall, Provincetown High School, and Veterans Memorial Elementary School. These servers provide everything from file storage to authentication, to centralized anti-virus management. The MIS Department also helped implement four new active boards in the school district. These interactive white boards provide an engaging experience by allowing a teacher to control the computer directly from the board. In addition, grade point averages can now be calculated automatically using the district's administrative software, and transcripts can be generated on the fly instead of typewritten.

For 2008, the MIS Department hopes to facilitate a major phone system upgrade that will connect all town buildings together. We also anticipate the implementation of a fleet replacement strategy that allows technology assets to be refreshed in a timely fashion. The Town's long-standing domain name, provincetowngov.org, is being targeted for transition to the Town's official domain, provincetown-ma.gov. Lastly, we hope to reinstate the software package GeoTMS to more effectively track and maintain permits, licenses, and manage code enforcement, conservation, and planning. Ultimately, the MIS Department hopes that 2008 will bring more streamlined applications and increased efficiency to the Town. And as always, our confidence is instilled by the hard work of MIS Technicians Lynne Martin and Marcin Sapinski.

*Respectfully submitted,*

**Beau S. Jackett**

Information Systems Director

## Planning Board

The Planning Board is responsible for the administration of the Subdivision Control Laws as granted by Massachusetts General Laws Chapter 41, and the development of recommendations on all matters concerning the physical, economic and environmental development of the town. The Planning Board has focused its attention on reviewing and updating the zoning by-laws and dealing with the applications that require site plan review or endorsement under the Subdivision Control Law.

In 2007, the board met on a regular bi-weekly basis. We suffered the loss of a long term and former chair at the end of the year and are in considerable need of new members. With only 4 regular members, we are at great risk of not being able

to achieve a quorum on a regular basis. This situation does not serve the interests of the Town and we are hopeful that strategies will be found to increase our membership in 2008.

Provincetown continues to confront issues regarding growth but the issues have changed or become more nuanced with the passage of time. The major planning thrust of Growth Management was originally intended to ensure that there were sufficient natural resources to sustain the community. Over time it has evolved to support the development of critical housing resources for the community. Meanwhile resource utilization is steadily dropping. The faltering national economy is having a significant impact especially on the residential and commercial real estate sectors. In light of the changed growth environment, the Town will need to consider whether any growth limitations should be modified.

The Zoning Bylaw and the Subdivision Control Law, the two ordinances within the purview of the Planning Board, don't necessarily give the Planning Board the tools needed to control or shape growth in the current context. The Subdivision Control Law, for example, does not allow the Planning Board to consider the impacts of conversions of large scale commercial enterprises to residential subdivisions. Instead, the Planning Board is only able to address such issues as road configurations and grades.

The effort to change the Zoning Bylaw or Subdivision Control Law forces the Planning Board to address a particularly troubling dilemma. One the one hand, moments of crisis are not the best times in which to change these crucial laws. They are complex and interdependent documents and the risk of spawning unintended consequences is immense. In times of crisis, emotions start to roil and positions harden, making crucial compromises, the essence of good legislation, more difficult to achieve. On the other hand, outside of moments of crisis almost no one has the interest or the patience to wade through the esoteric and arcane language of the zoning bylaw. All too often the Planning Board looks on as months of work are sentenced to limbo with a quick 'Indefinite Postponement' motion at Town Meeting. We must work to achieve a consensus and use our planning laws to achieve current Town goals.

The Planning Board is extremely pleased that there is a new Assistant Town Manager focused on planning issues. We look forward to working together and with greater continuity with other Town Boards addressing issues of concern to the Planning Board. We thank Permit Coordinator Maxine Notaro for her assistance as our staff liaison. We are extremely grateful to Martha Hevenor from the Cape Cod Commission for her continuing assistance.

*Respectfully submitted,*

**Howard Burchman**

Chair

## Provincetown Public Pier Corporation

The Pier Corporation Directors are pleased to submit our annual report to the Town of Provincetown. We have made progress in our second full year, creating additional income streams and continuing our focus on maintenance, while pursuing grant funding to increase the economic viability of the pier. The lease and management contract of 2005 laid out a plan for development of the pier. Our charge is to maintain the facility and create additional economic opportunities, both for the community and for increased revenue to the Town.

The fishers were protected with an indexed below market dockage rate. We were still able, however, to meet our rent obligations to the town. In fact, our projections show that we will not only pay the entire principal and interest of the Town debt service by year 40, but we will then have added an additional \$1.7 million in revenue to the Town of Provincetown.

The payment that PPPC makes to the town is direct unencumbered cash to the general fund. We also pay the utilities, personnel benefits, repairs and improvement expenses of the pier. These are expenses the Town no longer absorbs in the global budgets. While we operate on business accounting software, all bills and revenues are processed through the town to ensure transparency and oversight. Rent and expense savings for the Town are considerably more than the pier generated previously and approximates current debt service costs.

Additional revenue streams include: maximizing use of the pier's "Tee" section for transitory dockage and events, adding some types of retail to the mix of businesses, and finding additional products or services to market. It should be noted that there are costs associated with building these new revenue streams. We have invested in a commercial ice plant and trapsheds for art and crafts and/or marine related retail. The trapsheds are helping to promote the Provincetown Arts Colony. Over time these will produce additional revenue and additional rent. We hope to invest in a multi-use building in the future to also include fish offloading. We realize that such an investment is a much larger project in the planning and it has first required an infrastructure to include items as basic as hooking into the town sewer and bringing restrooms to the pier.

As we pursue grants, we try to ensure that all capital improvements will also generate additional sources of revenue. Next year, we will aggressively market the new pavilion as an event venue. The forthcoming rebuilding of the courtesy float will be helpful to transient boaters that patronize local businesses and the new pump out station will improve water quality. As with the courtesy float project, our efforts to attract cruise ships is an effort we pursue for the economic benefit of the town, despite how little revenue the pier actually receives from the

dockings. To the date of this writing, we have seven port calls scheduled for 2008.

The management agreement negotiated with the Town of Provincetown has effectively changed the job descriptions for the staff, focusing on in-house maintenance as a way to hold down costs and ensure a viable facility in the long term. The reconstructed pier has much more lighting, cranes, floating docks, water and sewer systems that require regular and timely maintenance. To address these needs in a cost effective way, we continue to supplement our equipment and training for staff. Our purchase of the maintenance barge this year will afford us additional abilities for in-house maintenance.

Our charter requires a maintenance reserve to provide for the perpetual funding of necessary repairs ensuring continued economic viability.

Our current board members for 2007 are Phil Tarvers, Lee Ash, Kerry Adams, who is our treasurer and George Hitchcock is vice-chair.

*Respectfully submitted,*

**Leonard Clingham**

Chair

## Zoning Board of Appeals

The Zoning Board of Appeals (ZBA) is charged with hearing and deciding appeals for relief from the Zoning By-Laws via special permits and variances, as well as appeals from those aggrieved by a decision or action of the Building Commissioner. The ZBA usually meets on the first and third Thursdays of the month for a work session and public hearing. The meetings are posted and open to the public, with the rare exception when the Board convenes an Executive Session, which it did once in 2007.

The ZBA had a challenging 2007, beginning the year minus three members whose appointments had expired at the end of 2006, due to term limits as set forth in the Town Charter, §3-4-4. Lynne Davies was nominated and elected Chair of the ZBA, a role in which she served until elected to the Board of Selectmen in April. In accordance with the Town Charter §4-1-3, Ms. Davies resigned from the ZBA. Patrick Eleey was subsequently nominated and elected Chair. Peter Page continued in his position as Vice-Chair, and Robert Littlefield was nominated and elected Clerk, filling the position previously held by Mr. Eleey. Several members of this newly-constituted ZBA had less than a year's worth of experience and it was suggested that past-member Peter Bez serve as an Advisor to the Board. The ZBA voted unanimously to accept this offer, and Mr. Bez gave the ZBA his expertise and institutional memory for the next three months. The ZBA is grateful for all the help Mr. Bez provided.

Throughout the fall, ZBA members were able to avail themselves of a variety of zoning-related workshops sponsored by The Citizen Training Collaborative. Topics included writing decisions, the roles and responsibilities of planning and zoning boards, holding public hearings, and an introduction to the zoning act, among others.

During the course of the year, two alternate members resigned from the ZBA, reducing its membership to six. A full board consists of five regular members and five alternate members. Zoning appeals are usually heard by five members and require a super-majority of four votes in favor to grant a special permit or variance. The ZBA makes every attempt to serve the community by hearing applications as scheduled, but this is not always possible, especially when there is not a full complement of members. A ZBA member may have a scheduling conflict from time to time, may be absent due to illness or may need to recuse themselves due to a conflict. An application *may* be heard by four ZBA members instead of the usual five, provided the applicant agrees to such. The applicant, however, is advised that in such cases any motion by the ZBA would require a unanimous vote for passage. There were a few occasions this year when applicants exercised their right to be heard by the full ZBA, requesting that their application be postponed until the following hearing, when it was expected that five members would be available to hear the case. It is an unfortunate inconvenience for all concerned when this happens and the ZBA and Department of Community Development (DCD) endeavor to minimize it as best they can by notifying applicants of the situation as soon as possible, giving them the option of postponement until the next scheduled hearing. This can almost assuredly be avoided by having a full roster of ZBA members. Currently, there are four alternate member positions available and the ZBA hopes to fill them as soon as possible. Why not consider yourself for one of the openings? Stop in at the Town Clerk's office or simply download an application from the Town's website, [www.provincetown-ma.gov](http://www.provincetown-ma.gov).

The ZBA met 23 times in 2007 and heard 75 applications, down from 96 the year before. Seventy applications were for special permits; one for a variance; one for a parking variance, and three were appealing the decision of the Building Commissioner. Of the 70 applications for special permits, 10 were allowed to withdraw without prejudice, and 1 was denied. The rest were approved. The Building Commissioner's decisions were upheld by the ZBA in all three cases. The parking variance was approved, while the regular variation was not.

The Zoning By-Laws provide specific criteria for the granting of a Special Permit. Namely, that the applicant must show (and the ZBA must find, in writing) that the benefits of the proposal to the Town or the neighborhood outweigh any adverse affects such as congestion, hazard, or environmental degradation. There are very strict criteria for granting a Variance: in part, a literal enforcement of the



provisions of the by-law would involve substantial hardship, financial or otherwise, to the petitioner and must owe, among other things, to the soil conditions, shape, or topography of the land. The ZBA considers each application on its own merits without any benefit of precedence. The ZBA strongly believes in the rights of property owners to use their property as they wish, but encourages them to do so within the confines of the Zoning By-Laws. The ZBA certainly encourages applicants to bring their properties into conformance with the Zoning By-Laws which have been voted into place by the citizens of Provincetown.

On behalf of the ZBA, I would like to thank the DCD for their assistance. Building Commissioner Russell Braun reviews the applications and provides insight before meetings, and is available during meetings to help the ZBA with technical issues. We are also thankful for the help Acting Building Commissioner Matt Mulvey provided prior to Mr. Braun’s tenure. Special thanks should go to Permit Coordinator Maxine Notaro for all she does for the ZBA and other volunteer Town Boards. She is present, off the clock, at every ZBA meeting, helping us keep it all in order. Without the help of these few, our jobs as volunteers would not be nearly as rewarding, nor would the community benefits be as great.

As Chair, I must thank all the members of the ZBA for their tireless efforts. They are dedicated and concerned citizens who care deeply about their community, giving freely of their valuable time. They are a committed group and I thank them one and all.

One final plea: Come join us – or another volunteer board! We can use your help and you’ll be providing a valuable service to your community.

*Respectfully submitted,*

**Patrick L. Eleey**

Chair



Fiscal Year 2007 saw a change in Town Management as we bade farewell to Keith Bergman and welcomed Sharon Lynn as our new Town Manager. The Department of Municipal Finance looks forward to working with Ms. Lynn and getting her ‘up to speed’ on the Commonwealth of Massachusetts laws governing municipal finance; including budgeting, the tax rate setting process and town meeting. I have great confidence that we will continue to move forward with our goal to meet the Department of Revenue’s statutory dates for issuing tax bills and submitting the required reports.

A major achievement made during FY2007 was that the tax rate was set before April Town Meeting and tax bills were mailed on April 18, 2007. This is the first time since 2002 that the second half tax bills had a due date before the end of the fiscal year. The significance of this is that the town did not need to issue a "revenue anticipation note" to cover our expenses for the last few months of the fiscal year. FY07 was the first year without the Cape End Manor, although we were still responsible for some of the costs associated with the building and final 'vacation' time payouts.

I want to thank the Board of Selectmen, Town Manager, Department Heads, Boards and Committees, citizens and my staff, Irene Silva and Marge McGloin for their support during the past year; and look forward to working with them in the future.

The reports for the Municipal Finance Department follow, as reported by the Treasurer and Town Accountant: Debt Schedule; Summary of Receipts; Report of Appropriations & Expenditures; Appropriations Balance as of 12/31/07; Salaries and Wages. All reports are for the Fiscal Year ending June 30, 2008 unless otherwise stated.

*Respectfully submitted,*

**Alexandra Heilala**

Municipal Finance Director

#### Fiscal Year 2007 Appropriations/Expenditures

	<b>Orig Approp</b>	<b>Transfers Adjstmts</b>	<b>Revised Budget</b>	<b>FY2007 Expended</b>	<b>Avail Budget</b>
Election Town Meeting	11,230	-	11,230	10,628	602
Selectmen Salaries	45,437	-	45,437	45,437	0
Board of Selectmen	7,800	-	7,800	7,460	340
Town Manager Salaries	146,713	10,075	156,788	156,308	480
Town Manager Expenses	10,358	-	10,358	7,019	3,339
Finance Committee Exp	30,300	(18,335)	11,965	11,964	1
Accounting Salaries	141,182	(5,000)	136,182	135,125	1,057
Accounting Services Exp	43,100	27,360	70,460	68,836	1,624
MIS Salaries	55,783	10,386	66,169	64,814	1,356
MIS Expense	86,895	(10,386)	76,509	75,987	522
Assessors Salaries	123,424	2,000	125,424	125,268	156
Assessors Expense	43,303	-	43,303	22,261	21,042
Assessors Encumbrance	45,245	-	45,245	45,090	155
Treasurer/Collector Salaries	138,725	-	138,725	134,685	4,040
Treasurer/Collector Exp	44,000	-	44,000	38,868	5,132
Treasurer/Collector Encumb	7,000	-	7,000	6,845	155
Legal Services Expense	175,000	57,000	232,000	231,979	21

**Provincetown**

2007 Annual Town Report

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	<b>Orig Approp</b>	<b>Transfers Adjstmts</b>	<b>Revised Budget</b>	<b>FY2007 Expended</b>	<b>Avail Budget</b>
Administration	55,783	-	55,783	55,767	16
Land Bank	371,505	-	371,505	363,025	8,480
Town Clerk Office Salaries	63,090	730	63,820	63,817	3
Town Clerk Expense	8,875	-	8,875	7,460	1,415
Licensing Salaries	38,265	(5,000)	33,265	32,998	267
Licensing Expense	1,428	250	1,678	1,668	10
Conservation Commission	1,530	300	1,830	1,823	7
Housing Partnership Expens	1,060	-	1,060	972	88
Planning Board Expense	3,883	-	3,883	3,880	3
Zoning Board of Appeals	2,655	-	2,655	2,510	145
Historic District Commission	500	-	500	45	455
Historical Commission	1,697	1,200	2,897	2,538	359
Economic Devel Council	5,000	-	5,000	1,837	3,163
Buildings & Grounds Sal	408,871	36,500	445,371	445,337	34
Buildings & Grounds Exp	227,254	-	27,254	226,777	477
Building & Grounds Encum	3,799	-	3,799	38	3,761
Police Salaries	1,526,808	25,000	1,551,808	1,551,459	349
Police Expenses	111,030	10,540	121,570	114,913	6,657
Police Expense Encumbrance	20	-	20	6	14
Police Station	39,200	-	39,200	39,200	0
Fire Salaries	286,231	-	286,231	280,924	5,307
Fire Expense	151,749	-	151,749	141,800	9,949
Ambulance Services	249,200	-	249,200	249,200	0
Inspection Salaries	134,318	(17,800)	116,518	116,465	53
Inspection Expense	21,545	39,700	61,245	61,242	3
Director Regulatory Sal	107,584	9,000	116,584	116,584	0
Director Regulatory Expense	600	-	600	506	94
Harbor Committee	1,545	-	1,545	1,342	203
Harbormaster - Wharf Ex	137,000	-	137,000	137,000	0
Harbormaster - Encumbranc	17,479	-	17,479	17,300	179
Shellfish	35,088	2,380	37,468	37,468	0
Shellfish Expense	6,320	-	6,320	6,271	49
Parking Salaries	302,368	-	302,368	302,364	4
Parking Expense	46,600	-	46,600	46,577	23
Parking Expense Encumbr	2,800	-	2,800	2,400	400
PublicSchools	4,152,958	-	4,152,958	3,751,341	401,617
PublicSchools Encumbr	375,702	-	375,702	375,702	0
Cape Cod Reg Tech HS	140,935	-	140,935	139,370	1,565
DPW Salaries	142,231	(12,500)	129,731	129,712	19
DPW Expenses	234,350	-	234,350	234,290	60

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	<b>Orig Approp</b>	<b>Transfers Adjstmts</b>	<b>Revised Budget</b>	<b>FY2007 Expended</b>	<b>Avail Budget</b>	
Highway Salaries	258,414	-	258,414	256,618	1,796	
Highway Expenses	73,725	-	73,725	73,348	377	
Snow & Ice- Salaries	40,513	(33,738)	6,775	5,281	1,494	
Snow & Ice Expenses	18,883	6,225	25,108	25,108	0	
Solid Waste Recycling Sal	332,679	3,513	336,192	336,151	41	
Solid Waste Recycling Exp	127,700	-	127,700	122,118	5,582	
Solid Waste Encumbrance	10,590	-	10,590	2,347	8,243	
Waste Disposal Other	233,000	-	233,000	200,482	32,518	
Waste Disposal Encumbr	14,525	-	14,525	-	14,525	
Airport	77,800	-	77,800	74,458	3,342	
Cable Advisory Commission	71,800	-	71,800	68,068	3,732	
Cable Advis Comm Encu	2,000	-	2,000	2,000	0	
Health Conservation Salaries	89,466	-	89,466	85,280	4,186	
Health Conservation Exp	8,900	(2,050)	6,850	6,776	74	
Public Health - Nurse	12,386	95	12,481	12,772	-291	
Public Health Expense	29,455	-	29,455	21,210	8,245	
Public Health Encumbrance	68	-	68	-	68	
Board OF Health	1,472	-	1,472	1,434	38	
COA Salaries	149,027	-	149,027	149,004	23	
COA Expense	10,045	-	10,045	9,033	1,012	
Veterans Services	11,248	-	11,248	5,624	5,624	
Veterans Services Expense	15,610	-	15,610	13,453	2,157	
Library Salaries	184,655	-	184,655	184,655	0	
Library Expense	80,673	-	80,673	76,634	4,039	
Recreation Salaries	119,304	-	119,304	107,498	11,806	
Recreation Expense	13,000	-	13,000	7,065	5,935	
Beautification	-	320	320	319	1	
Beautification Encumbance	308	-	308	308	0	
ART Commission	16,300	-	16,300	15,874	426	
Cultural Council	2,500	-	2,500	2,106	394	
Debt Service	1,546,597	-	1,546,597	1,489,256	57,341	
Tax Title/Foreclosure	25,000	-	25,000	22,424	2,576	
Retirement/Benefits	4,265,040	(140,000)	4,125,040	4,070,808	54,232	
Retire/Benef Encumbrance	2,700	-	2,700	2,692	8	
Intergovernmental Assessments				643,018	643,018	
<b>TOTAL General Fund</b>	<b>18,419,734</b>	<b>(2,235)</b>	<b>18,217,499</b>	<b>18,345,719</b>	<b>1,357,816</b>	

**Fiscal Year 2008 Appropriations/Expenditures****Year to Date 12/31/07**

	<b>Orig Approp</b>	<b>Transfers Adjstmts</b>	<b>Revised Budget</b>	<b>FY2007 Expended</b>	<b>Avail Budget</b>
Election Town Meeting	10,159	-	10,159	3,029	7,130
Selectmen Salaries	48,316	-	48,316	26,658	21,658
Board of Selectmen	7,800	-	7,800	6,487	1,313
Town Manager Salaries	198,334	-	198,334	99,405	98,929
Town Manager Expenses	10,350	-	10,350	3,931	6,419
Finance Com Expense	38,665	-	38,665	997	37,668
Accounting Salaries	157,112	-	157,112	77,684	79,428
Accounting Services Exp	45,310	-	45,310	27,622	17,688
Accounting Servi Encumbr	1,131	-	1,131	1,131	0
MIS Salaries	71,181	-	71,181	54,438	16,743
MIS Expense	76,195	-	76,195	27,243	48,952
Assessors Salaries	126,346	-	126,346	65,572	60,774
Assessors Expense	74,293	-	74,293	22,912	51,381
Treasurer/Collector Sal	138,358	-	138,358	71,006	67,352
Treasurer/Collector Exp	44,600	-	44,600	12,671	31,929
Legal Services Expense	175,000	-	175,000	90,497	84,503
Administration	56,255	-	56,255	26,317	29,938
Land Bank	372,622	-	372,622	236,902	135,720
Land Bank Maint Encumbr	5,340	-	5,340	2,500	2,840
Town Clerk Office Salaries	67,048	-	67,048	36,892	30,156
Town Clerk Expense	8,375	-	8,375	710	7,665
Licensing Salaries	38,093	-	38,093	19,047	19,046
Licensing Expense	1,600	-	1,600	283	1,317
Conservation Commission	1,760	-	1,760	1,142	618
Housing Partnership Exp	1,330	-	1,330	1,260	70
Planning Board Expense	2,883	-	2,883	442	2,441
Zoning Board of Appeals	2,655	-	2,655	1,065	1,590
Historic District Commission	500	-	500	-	500
Historical Commission	2,887	-	2,887	803	2,084
Economic Develop Council	5,000	-	5,000	3,695	1,305
Econom Devel Council Enc	3,100	-	3,100	3,100	0
Buildings & Grnds Salaries	455,065	-	455,065	270,065	185,000
Buildings & Grounds Exp	21,000	-	21,000	6,984	14,016
Building & Grounds	85,571	-	85,571	41,806	43,765
Build & Gds Grace Gouveia	36,635	-	36,635	14,564	22,071
Building & Grnds Library	47,400	-	47,400	36,830	10,570
Building & Grnds Cemetery	3,400	-	3,400	1,614	1,786

	<b>Orig Approp</b>	<b>Transfers Adjstmts</b>	<b>Revised Budget</b>	<b>FY2007 Expended</b>	<b>Avail Budget</b>
Build & Grnds Comf Station	44,200	-	44,200	13,546	30,654
Build & Grnds Community	15,500	-	15,500	8,281	7,219
Building & Grnds Freeman St	7,100	-	7,100	1,164	5,936
Building & Grounds Other	5,500	-	5,500	1,578	3,922
Police Salaries	1,642,076	-	1,642,076	832,539	809,537
Police Expenses	116,650	-	116,650	69,606	47,044
Police Expense Encumbrance	6,657	-	6,657	4,079	2,578
Police Station	41,200	-	41,200	11,006	30,194
Fire Salaries	303,979	-	303,979	207,696	96,283
Fire Expense	154,249	-	154,249	45,222	109,027
Fire Expense Encumbrance	9,949	-	9,949	9,949	0
Ambulance Services	405,300	-	405,300	202,650	202,650
Inspection Salaries	138,680	-	138,680	43,131	95,549
Inspection Expense	24,205	-	24,205	23,924	281
Director Regulatory Sal	107,584	-	107,584	55,198	52,386
Director Regulatory Expense	3,150	-	3,150	732	2,418
Harbor Committee	1,545	-	1,545	220	1,325
Harborm - Wharf Expenp	139,000	-	139,000	57,920	81,080
Shellfish	35,088	-	35,088	19,890	15,198
Shellfish Expense	6,950	-	6,950	2,930	4,020
Parking Salaries	302,368	-	302,368	182,378	119,990
Parking Expense	81,600	-	81,600	32,947	48,653
PublicSchools	3,652,340	-	3,652,340	1,444,627	2,207,713
PublicSchools Encumbr	401,617	-	401,617	404,917	-3,300
Cape Cod Reg Tech HS	202,326	-	202,326	101,164	101,162
DPW Salaries	224,887	-	224,887	109,937	114,950
DPW Expenses	283,250	-	283,250	90,922	192,328
Highway Salaries	359,844	-	359,844	179,403	180,441
Highway Expenses	95,025	-	95,025	49,961	45,064
Snow & Ice- Salaries	20,000	-	20,000	7,051	12,949
Snow & Ice Expenses	39,400	-	39,400	2,207	37,193
Solid Waste Recycling Sal	379,526	-	379,526	185,900	193,626
Solid Waste Recycling Ex	144,800	-	144,800	53,637	91,163
Waste Disposal Other	235,600	-	235,600	97,997	137,603
Airport	87,800	-	87,800	36,980	50,820
Airport Encumbrance	239	-	239	239	0
Cable Advisory Commiss	76,000	-	76,000	25,498	50,502
Health Conserva Salaries	108,375	-	108,375	52,937	55,438
Health Conservation Exp	9,900	-	9,900	6,298	3,602
Public Health - Nurse	12,386	-	12,386	6,522	5,864

	<b>Orig Approp</b>	<b>Transfers Adjstmts</b>	<b>Revised Budget</b>	<b>FY2007 Expended</b>	<b>Avail Budget</b>
Public Health Expense	29,455	-	29,455	6,448	23,007
Public Health Encumbrance	6,829	-	6,829	-	6,829
Board OF Health	1,472	-	1,472	389	1,083
COA Salaries	165,227	-	165,227	82,764	82,463
COA Expense	10,045	-	10,045	2,979	7,066
Veterans Services Expense	29,899	-	29,899	16,861	13,038
Library Salaries	218,589	-	218,589	109,549	109,040
Library Expense	82,994	-	82,994	40,957	42,037
Administration Expense	46,450	-	46,450	32,269	14,181
Recreation Salaries	118,671	-	118,671	84,296	34,375
Recreation Expense	18,100	-	18,100	12,695	5,405
Recreation Encumbrance	297	-	297	297	0
Beautification	8,500	-	8,500	296	8,204
ART Commission	16,300	-	16,300	3,541	12,759
Art Commission Encumbr	426	-	426	426	0
Cultural Council	4,300	-	4,300	135	4,165
Debt Service	1,868,872	-	1,868,872	945,931	922,941
Tax Title/Foreclosure	29,000	-	29,000	8,649	20,351
Retirement/Benefits	4,043,508	-	4,043,508	2,386,406	1,657,102
Retirement/Benef Encumb	2,300	-	2,300	2,217	83
Intergovernmental Assessments				128,761	-128,761
<b>TOTAL (Gen Fund)</b>	<b>19,068,748</b>	<b>-</b>	<b>19,068,748</b>	<b>9,845,952</b>	<b>9,222,796</b>

## Board of Assessors

Fiscal Year 2007 was an interim year between the regular triennial re-certifications conducted by the Department of Revenue. In the interim years, the Assessors must make interim adjustments to values to reflect changing market conditions. In doing so, the total value of real property in Provincetown increased by 5.89%. On February 6, 2007 the Department of Revenue certified Provincetown's assessed values and on April 2, 2007, approved the fiscal year 2007 tax rate of \$4.96. Fiscal Year 2007 values by class were as follows:

<i>Class</i>	<i>Total Value</i>
Residential Class	\$2,112,981,409
Commercial Class	\$461,852,891
Industrial Class	\$1,940,000
Personal Property	\$20,712,770
<b>Total Value</b>	<b>\$2,597,487,070</b>

Following the mailing of tax bills in April, the Board of Assessors received 63 real property and 13 personal property abatement applications. The Board granted 34 real property abatements and 13 personal property abatements.

The Board also granted statutory exemptions and/or deferrals to 108 taxpayers as follows:

Clause	Description	Exemption	Number	Taxes Exempted
Clause 17D	Surv. Spouse/Elderly	\$231.46	14	\$3,240.44
Clause 22	Veteran	\$400.00	18	\$7,200.00
Clause 37A	Blind	\$500.00	3	\$1,500.00
Clause 41C	Elderly	\$1000.00	38	\$38,000.00
Clause 5K	Senior Work Credit	\$750.00	24	\$18,000.00
Clause 41A	Tax Deferral	Deferral Varies	11	\$24,339.38
Totals			108	\$92,279.82

For Fiscal Year 2007, the Board granted Affordable Housing Tax Exemptions to 30 real property taxpayers as follows:

Description	Exemption	# of Properties	# of Units	Taxes Exempted
Aff. Housing				
Tax Exemption	100% **	30 ***	60	\$57,166.67

\*\* For that part of a property that is rented year round to low-income tenants at affordable rents, as defined by HUD guidelines.

\*\*\* Represents number of real property taxpayers who received exemptions.

During the summer of 2007, the Assessors' Office continued its neighborhood-by-neighborhood inspection program concentrating on residential properties in Provincetown. The office was once again greatly aided in this effort through the Town's continued funding of temporary Property Inspector positions, the duties of which were once again very capably carried out by veteran Frank Pantano and newcomer Carol Bergen. Staff completed more than 500 inspections from July through September. On a sad note, long time Property Inspector Melvin Connors Jr. passed away on January 2, 2007. Mel conducted several hundred inspections during his tenure with the Provincetown Assessing Department, always with professionalism, always with a smile. Good-bye dear friend.

The Board of Assessors elected Ms. Leslie Parsons as Chairperson to the Board of Assessors on October 19, 2007. Leslie has been a member of the Board of Assessors since February 2000. Leslie replaces Greg Muse who served as Chair for the past year. Thank you Greg. Current board members: Leslie Parsons, Chair, DOR Certified, Patty Deluca, Member, DOR Certified Greg Muse, Member, DOR Certified, Paul M. Gavin, Member, DOR Certified. Current assessing



staff: Paul M. Gavin, MAA, Principal Assessor, Richard Faust, Assistant Assessor, Cheryl MacKenzie, Administrative Assistant.

The Board of Assessors and the staff in the Assessor's office would like to give special mention and extend our sincere appreciation and best wishes to Pam Parmakian. Ms. Parmakian was elected to serve on the Board of Selectmen on May 1, 2007, requiring her resignation from the Board of Assessors. Pam began serving on the Board of Assessors on September 16, 1999. Congratulations Pam.

In July 2007, Property Record Cards for FY07 became available on-line over the internet. Please visit the Town's website at [www.provincetown-ma.gov](http://www.provincetown-ma.gov) (Assessors' Database) for Online Property Record Cards, Frequently Used Forms, Frequently Asked Questions, Real Estate Sales Reports, Board of Assessors Meeting Notes and much more.

*Respectfully submitted,*

**Leslie Parsons**

Chair

## Treasurer/Collector

### REPORT FOR THE FISCAL YEAR

JULY 1, 2006 - JUNE 30, 2007

### COLLECTOR REPORT FY 2007

#### REALESTATE TAXES

FY 2007	11,988,634.22
FY 2006	6,282,040.28
	<b>18,270,674.50</b>

#### LANDBANK

FY 2007	359,408.83
FY 2006	197,193.31
	<b>556,602.14</b>

#### COMMUNITY PRESERVATION ACT

FY 2007	308,656.78
FY 2006	171,779.04
	<b>480,435.82</b>

#### SEWER BETTERMENT

FY 2007	726,996.82
FY 2006	104,246.71
	<b>831,243.53</b>

<b>SEPTIC LOANS</b>	
FY 2007	39,462.29
FY 2006	4,021.48
	<b>43,483.77</b>
<b>PERSONAL PROPERTY TAX</b>	
FY 2007	94,028.54
FY 2006	20,230.24
FY 2005	598.26
FY 2004	0.00
FY 1992-2003	
	<b>114,857.04</b>
<b>WATER RATES</b>	
	1,562,880.47
	<b>1,562,880.47</b>
<b>SEWER USAGE</b>	
	807,279.48
	<b>807,279.48</b>
<b>MOTOR VEHICLE EXCISE TAX</b>	
FY 2007	373,783.73
FY 2006	90,028.79
FY 2005	2,657.85
FY 2004	1,426.55
FY 1992-2003	464.28
	<b>468,361.20</b>
<b>BOAT EXCISE TAX</b>	
FY 2007	13,998.50
FY 2006	2,827.24
FY 2005	0.00
FY 2004	92.00
FY 1992-2003	0.00
	<b>16,917.74</b>
<b>INTEREST, DEMANDS AND FEES</b>	
TAX COLLECTIONS	76,457.52
MOTOR VEHICLE/BOAT EXCISE	11,105.55
WATER/SEWER USAGE RATES	16,925.16
	<b>104,488.23</b>
<b>TREASURY DEPOSITS FROM COLLECTOR</b>	<b>23,257,223.92</b>

**TAXREVENUE**

Personal Property Tax	1,364
Payment in Lieu of Taxes	7,599
Provision for Abatements	35,627
Interest & Fees on Tax Title	700
Other Taxes	2,167
Municipal Lien Certificates	24,632
Sewer Betterments	210,942
	<b>283,031</b>

**TOWNREVOLVINGACCOUNTS**

Airport Revolving	48,022
ConCom Conservation Revolving	6,247
Police Revolving	116,463
Recreation Revolving	18,019
Shellfish Revolving	2,274
Town Hall - Auditorium Revolving	6,490
	<b>197,515</b>

**DEPARTMENTALRECEIPTS TOTREASURER**

Assessors	7,067
Building Department - Permits	474,650
Cape End Manor	242,277
Cemetery	12,625
Council on Aging Transportation	1,020
Court Fines	1,785
Department of Public Works	809
Fire Department	15,542
Harbor - Mooring & Docking & Ferry	105,675
Health Department	48,640
Legal Services	676
Library	4,336
Licenses	209,305
Management Information Systems	68,865
Planning Board Fees	6,250
Planning Board - Security Deposit	45,004
Police Receipts	17,405
Rents & Commissions	148,092
Sale of Surplus Equipment	3,160
Sale Town Property	283,333
Tourism	244,112
Town Clerk	19,367
Landfill - Transfer Station	252,529
Treasurer Fees	1,552
Veterans	7,548
Water Account Transfers	26,721

Water Department	11,535
Wastewater Department	3,732
	<b>2,263,612</b>

**PARKING RECEIPTS**

Parking Meters/Lots/Sticker	1,425,010
Parking Violations	156,042
	<b>1,581,052</b>

**TOWN TREASURY - OTHER RECEIPTS**

Administrative Consent Order Deposits	122,442
Art Commission - Poster Sales	2,223
Bond Anticipation Notes	5,438,629
Cable Fees	86,092
Conservation Commission Permits	12,509
Elderly Exemptions	19,076
Employee Portion - Benefits	292,764
General Obligation & MWPAT Bond Proceeds	7,465,058
Historic Dist Comm Application Fees	14,425
History Project Contributions	34,073
Housing Ch 230 Affordable	3,718
Insurance Proceeds	40,923
Interest Revenues	191,370
Land Bank Reserve	6,486
Library Building Fund	145,406
Miscellaneous Receipts	10,538
Mt. Gilboa Rent	12,855
Muni Waterways	38,779
Piano Gift Contributions	20,050
Sewer Rate Relief	7,240
Title V Repair Loan Program	33,830
Town Education Gift Fund	1,018
Town Scholarship Fund	1,736
Trust Fund Income	78,650
Wastewater Cell Tower Rent	21,421
Worker's Compensation	21,900
Other State Receipts	312,079
	<b>14,435,290</b>

**STATE AND FEDERAL GRANTS**

AIDS Health Grants	164,198
Airport Apron Reconfiguration	70,054
Airport Federal Grant	365,275
Airport Security	118,015
Bullet Proof Vest Grant	901
Children's Place	5,946

Cultural Council	24,000
Elder Affairs Grants	9,642
Enhanced Education	469
Enhanced School Health Services	58,052
Foundation Reserve Award	97,000
Harbor Stormwater Access	116,640
STM06 Art 3 - 74 Harry Kemp	176,943
Library Digitalization	4,500
Library Incentive	5,001
Library State Aid/Rehab Grant	4,576
Older Americans Title III	8,605
SPED Entitlement	69,164
SPED Program Improvements	2,750
State Grant Receipts	41,676
Teacher Quality	12,296
Title I	30,189
	<b>1,385,892</b>

**SCHOOL RECEIPTS TO TREASURY**

Cape Cod Tech Revolving	330
Elementary School Revolving	66,731
School Athletic Revolving	3,824
School Book Revolving	193
School Choice Revolving	497,982
School Custodial Revolving Acct	1,404
School Industrial Arts Revolving	1,452
School Lunch Revolving	72,000
School Usage Revolving	4,243
SPED Reimbursements	152,315
Student Activities Revolving	87,759
Truro Regular Tuition	573,631
	<b>1,461,864</b>

**STATE RECEIPTS - CHERRYSHEET**

Additional Assistance	22,181
Lottery Distribution	148,685
Room Occupancy	690,500
School Aid - Chapter 70	263,551
State/Charter School	74,878
State Assessments	(490,812)
State Owned Land	44,264
	<b>753,247</b>

**OTHER RECEIPTS**

Pier	598,457
Trust Accounts	72,263
Unapplied	156,865
	<b>827,585</b>

**TOTAL TREASURER'S RECEIPTS** **23,189,088**

**SUMMARY OF TREASURY ACTIVITY**  
**7/1/06 THROUGH 6/30/07**

<b>Cash July 1, 2006</b>	<b>5,902,590</b>
<b>Add: Net Receipts</b>	<b>46,446,312</b>
<b>Less: Net Disbursements</b>	<b>(41,914,677)</b>
<b>Cash June 30, 2007</b>	<b>10,434,225</b>

**BONDED DEBT** **FY07**

USDA - Water Systems	395,300
USDA - Library Renovations	10,000
General Obligation Debt - Miscellaneous	485,000
General Obligation Debt - Miscellaneous	280,000
Mass Water Pollution Abatement Trust	130,444
Mass Water Pollution Abatement Trust	273,759
General Obligation Debt - Miscellaneous	4,000,000
Mass Water Pollution Abatement Trust	13,146,459
USDA - Pier Reconstruction	1,799,734
General Obligation Debt - Miscellaneous	1,910,000
Mass Water Pollution Abatement Trust	77,742
Mass Water Pollution Abatement Trust -1	166,204
Mass Water Pollution Abatement Trust -2	184,207
General Obligation Debt - Miscellaneous	4,215,000
Mass Water Pollution Abatement Trust	2,131,883
General Obligation Debt - Miscellaneous	5,153,000
<b>TOTAL BONDED DEBT BALANCE AS OF 6/30/07</b>	<b>\$34,358,732</b>

**TRUST AND GIFT FUND CASH BALANCES** **2007**

Beautification	4,048
Capt. Oliver Scholarship Fund	474,873
Cemetery - Historical Commission	3,553
Cemetery - Perpetual Care	190,678

Community Center Gift Fund	9,621
Dorothy Perry Scholarship Fund	22,001
Education Gift Fund	9,702
Francis Scholarship Fund	1,072,425
Gift Funds Under \$1,000	3,834
Graichen Music Fund	1,835
John A Henry Trust Fund	395,489
Library Building Gift Funds	350,976
Library Gift & Trust Funds	142,974
Police Education, Training, MassBuy	15,179
Public Fountain Gift Fund	12,750
Recreation Gift Fund	3,532
Skate Park Gift Fund	15,007
Smart Radar Fund	1,150
Stabilization Fund	5,031
Town Scholarship Fund	12,180
Waterfront Access Gift Fund	89,741

**Total Trust and Gift Fund Cash Balances - 6/30/07** **2,836,579**

## Employee Earnings

### Fiscal Year 2007

Employee Name	Position	Annual Earnings
<b>ADMINISTRATION</b>		
Bergman, Keith A	Town Manager (Resigned)	<b>98,203.16</b>
Lynn, Sharon	Town Manager	<b>26,211.65</b>
Hudson, Pamela	Secretary to Town Manager	<b>40,327.04</b>
Jackett, Beau	MIS Director	<b>63,282.96</b>
Jarusiewicz, Michelle	Grant Coord/Acting Asst. Tn Mgr	<b>45,083.90</b>
Johnstone, Douglas	Town Clerk	<b>45,906.90</b>
Gardner, David	Asst. Town Clerk/Admin. Asst. Tourism	<b>35,987.29</b>
Porter, Vernon	Secretary to Selectmen	<b>40,437.28</b>
<b>AIRPORT</b>		
Duda, Daniel M	Airport (Seasonal)	<b>132.00</b>
Lisenby, Arthur W	Airport (Seasonal)	<b>5,139.00</b>
Woods, Melanie	Airport (Seasonal)	<b>209.00</b>
<b>CAPEENDMANOR</b>		
Abraham, Sandra	Nurse's Aide	<b>2,497.12</b>
Anderson, Scott	Nurse's Aide	<b>1,121.12</b>

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
Atkins, Christine	Cook	816.69
Atkins, Timothy	Custodian	1,166.00
Ballentine, Keisha	Nurse's Aide	2,186.80
Baxter, April	Diet Aide	836.67
Canela, Sheri	Laundry/Housekeeping Aide	1,550.54
Cole, Bobbie Jo	Relief Diet Aide	970.57
Cope, Claudia	Registered Nurse	1,189.44
Costa, Anika	Nurse's Aide	4,694.64
Culver, John D	Registered Nurse	3,585.33
Curley, Arlene	Nurse's Aide	1,368.80
Dalby, Lauren	Nurse's Aide	1,138.00
Darakjy, Ann	Nurse's Aide	726.24
Debarros, Adelaine	Nurse's Aide	4,631.93
Debarros, Jose	Laundry/Housekeeping Aide	3,803.75
Dias (Fetbroth), Laura	Business Office Coordinator	1,643.12
Dutra, Ruth	MDS Nurse	17,434.53
Gray, Carrissa	Nurse's Aide	996.50
Grimm, Helen	Registered Nurse	1,548.00
Hayden, Glenn E	Nurse's Aide	1,662.88
Hilferty, Diane	Registered Nurse	576.00
Hunt, Thomas	Nurse's Aide	1,784.00
Johnson, Richard	Cook	950.07
Largey, Louise	Nurse's Aide	1,348.00
Leoncyk, Walter	Custodian/Relief Cook	2,821.84
Mallory, Mary	CEM - Secretary	1,262.41
Mandeville, John R	L.P.N. (Resigned)	1,864.00
Maroon, Joseph A	Custodian	1,264.37
Martin, Claudia	Laundry Aide	7,747.48
Martin, Joseph L	Cook	3,646.20
McClure, Marcia	Laundry Aide/Activity Aide	795.54
Perrone, John P	Registered Nurse	6,562.81
Pushkin-Rood, Joseph	Registered Nurse	1,597.22
Quintao, Miriam	Nurse's Aide	1,552.08
Rodrigues, John Paul	Registered Nurse	1,812.73
Rozza, Jackie	Registered Nurse	1,614.44
Santamaria, Sylvia	Nurse's Aide	1,711.00
Santos, Alice	Registered Nurse	6,445.04
Santos, Patrick	Diet Aide	15,326.58
Senanian, Joyce	Nurse's Aide	576.00
Shea, Brian	Nurse's Aide	4,400.91



<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
Tarvers, Nancy	Registered Nurse	1,092.00
Thomas, Heath J	Relief Diet Aide	5,329.13
Thomas, Karen A	Activities Director	12,655.51
Walker, Santricia	Nurse's Aide	266.40
Wollschleager, Robert	Diet Aide	1,123.88
Ximines, Violet	Nurse's Aide	1,711.60
Young, Laura	Diet Aide (Relief)	81.26

**COUNCIL ON AGING**

Carrano, Valerie	Public Health/COA Director	50,518.90
Fabbri, Diane	On-Call Van Driver	4,380.00
Henneberry, Robert	On-Call Van Driver	976.80
Hottle, Christeny A	Outreach Worker	30,278.04
Hurst, Maureen	Secretary/Bookkeeper	41,740.20
Johnstone, Gladys	Cook	6,380.40
Saunders, Pauline	Aide	8,271.18
Woitalak, Dennis	Van Driver/Aide	35,432.88

**COMMUNITY DEVELOPMENT**

Taylor, Douglas	Building Commissioner (Resigned)	43,884.52
Braun, Russell J	Local Building Inspector	1,400.32
Flores, Darlene	Admin. Ass't	35,243.26
Fults, Susan	Admin. Ass't	36,018.58
Hartsgrove, Elizabeth	Licensing Agent (Resigned)	8,021.05
VanAlstyne, Darlene	Licensing Agent	24,976.50
Notaro, Maxine	Permit Coordinator	45,321.72
Anderson, Richard	Local Building Inspector (Resigned)	43,673.24
Schneiderhan, Edward	Electrical Inspector	23,707.06

**DEPARTMENT OF PUBLIC WORKS**

Guertin, David	DPW Director	87,000.41
Turner, Sandra	DPW Deputy Director	64,680.24
Denietolis, James F	Administrative Assistant	19,788.09
Duarte, Pennie	DPW Admin. Asst. (Resigned)	6,566.66
Faris, Dana	Project Coordinator	49,432.88
Hutchinson, Alan	Head Mechanic	37,265.52
Michaud, Anna	DPW Administrative Assistant	34,485.14
Roderick, Jill	DPW Administrative Assistant	36,102.57

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
<b>Building &amp; Grounds</b>		
Lemme, Antonio H	Working Foreman	42,273.32
Andrews, Michael J	Custodian	45,596.23
	Revolving Account	6,509.26
	<b>Total Earnings</b>	<b>52,105.49</b>
Herrick, Nathan R	Skilled laborer	37,070.47
Braddock, Kenneth	Attendant (Seasonal)	6,196.50
Cowing, Brian	Custodian	39,495.79
DeCosta, Priscilla	Attendant (Seasonal)	14,229.01
Falbo, Arthur	Laborer (Seasonal)	12,502.75
Gonzales, Anthony	Laborer (Seasonal)	2,448.00
Hadley, Steven	Laborer (Seasonal)	15,103.27
Joseph, Denise	Supervising Attendant	21,515.64
Kalantzis, Anthony J	Maintenance	37,666.36
Knight, Linda	Laborer (Seasonal)	1,032.75
Machado, Ederlindo	Custodian	39,112.06
Martin, Stephen	Maintenance	40,059.77
Moss, Patrick	Laborer (Seasonal)	1,305.60
O'Rourke, Thomas	Attendant	21,458.26
Pacellini, Victor	Attendant (Seasonal)	5,406.00
Prada, Stephen	Laborer (Seasonal)	8,446.88
Roderick, Ethel	Attendant (Seasonal)	5,508.00
White, Deborah	Attendant (Seasonal)	11,105.59
White, John	Attendant (Seasonal)	5,457.00
White, Steven D.	Attendant (Seasonal)	14,382.01
Wilhoite, Jackie	Custodian	45,070.44
	Revolving Account	9,284.80
	<b>Total Earnings</b>	<b>54,355.24</b>
<b>Highway</b>		
Duarte, Ramao	Working Foreman	48,399.87
Martin, Craig	Skilled Laborer	44,100.37
Perry, Jeffrey	Skilled Laborer	42,028.48
Roderick, Paul	Skilled Laborer	45,290.22
Santos, Dennis	Skilled Laborer	43,660.80
Sparks, Mims E	Skilled Laborer	42,795.17
Watson, Jon	Skilled Laborer	43,417.92
<b>Sanitation/Transfer Station</b>		
Bronsdon, Scott A	Working Foreman	45,908.94

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
Cook, Peter	Skilled Laborer	35,574.42
Cox, Jeffrey	Skilled Laborer	39,778.86
Legg, Roger	Skilled Laborer	42,658.40
Menangas, Gerard L.	Working Foreman	51,151.50
Prada, Thomas	Attendant	3,414.96
Prato, Barbara	Laborer (Seasonal)	10,837.00
Richmond, James	Skilled Laborer	44,929.55
Roderick, Christopher	Skilled Laborer	40,352.58
Smith, Larry	Skilled Laborer	39,808.03
<b>Water</b>		
Matrango, Bernard	Skilled Laborer	45,236.30
McNulty, Margaret	Skilled Laborer	42,973.80
Pumphret, Michael R	Treatment Operator	41,839.41
Roach, David	Skilled Laborer	43,828.11
Rose, Glen	Meter Technician	27,949.83
<b>Waste Water</b>		
Gamella, Ronald	DPW Administrative Assistant	36,450.51
<b>FIRE DEPARTMENT</b>		
Trovato, Michael	Fire Chief	24,750.96
Mathews, Joyce	Department Secretary	41,537.62
Basine, Marcia	EMT	11,371.50
Branch, John C.	EMT - P	11,637.50
Cataldo-Roda, Julie M	EMT - P	7,972.50
Coelho, Michael	EMT	4,639.00
Coulter, Cynthia	EMT	2,105.50
Felton, Alan	EMT	1,252.00
Goldstein, Zack	EMT	1,256.00
Harding, Lori A	EMT - P	6,876.00
Joseph, Elisabeth	EMT-P Rescue Standby	2,562.00
Macara, Joel A	EMT - P	14,207.00
Martinez III, Elias J	EMT	3,815.00
McGrath, Joseph	EMT Rescue Standby	7,507.50
Notaro, Daniel	EMT - P	11,814.00
Oxtoby, Kenneth	EMT - P	252.00
Potter, Lisa M.	EMT - P	6,490.00
Rego, Linda	EMT	4,565.00
Ricard, Shawn M	EMT	3,447.50

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
Roda, Thomas L	EMT	252.00
Russell, Lorne	EMT	11,965.50
Smith, Bryan	EMT	6,855.00
Swanson, Nancy	EMT	5,448.50
Tarala, Brandy	EMT - P	1,254.00
White, Justin	EMT-P	4,287.00
White, Katherine M	EMT	1,616.00
<b>HEALTH DEPARTMENT</b>		
Carlson, Brian	Health Inspector	50,019.06
Evans, Jane	Health Agent	35,260.68
<b>LIBRARY</b>		
DeJonker-Berry, Debra	Library Director	57,545.06
Aull, Andrew	Relief Tech Asst	6,222.64
Days, Richard	Custodian	2,536.20
Gibbs-Brady, Irene	Circulation/Secretary	41,042.29
Hyams, Martha	Relief Tech Asst	9,291.54
Jarrett, Jeanne	Relief Tech Asst	2,540.44
Lustigman, Alexandra	Intern/Circulation Aide	262.60
MacDonald, Karen	Assistant Library Director	39,350.52
Mahr, Diana	Circulation Aide	1,295.34
Packard, Susan	Circulation Aide	1,663.34
Parker, James	Circulation Aide	7,738.62
Peters, Eric	Circulation Aide	5,881.30
Smith, Mary B	Relief Tech Asst	12,280.69
Wells, Mary Alice	Circulation Aide	4,318.82
<b>MANAGEMENT INFORMATION SERVICES</b>		
Hellew, Janis	MIS Technician (Resigned)	8,541.66
Kimball-Martin, Lynne	MIS Technician	36,500.10
Sapinski, Marcin	MIS Technician	25,353.78
<b>MUNICIPAL FINANCE</b>		
Duarte, Cheryl	Dept. Secretary/Collector	41,663.13
Faust, Richard	Assistant Assessor	43,976.76
Gavin, Paul	Principal Assessor	47,187.92
Heilala, Alexandra	Town Accountant	53,083.94
Hopkins, Sheila	Assistant Town Accountant	26,898.93
MacKenzie, Cheryl	Assessor's Admin Asst	34,103.19

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
Margaret McGloin	Assistant Town Accountant	<b>10,099.12</b>
O'Brien, Linda	Treasurer	<b>45,999.98</b>
Pantano, Frank	Real Property Inspector (Seasonal)	<b>2,453.73</b>
Rosenkrans, Robert	Real Property Inspector (Seasonal)	<b>2,530.16</b>
Silva, Irene L	Deputy Town Accountant	<b>48,635.91</b>
Stephen, Barry	Collector	<b>47,022.04</b>

**PARKING DEPARTMENT**

Barros, John	Attendant (Seasonal)	<b>7,949.90</b>
Benatti, Patricia C.	Parking Clerk/Bookkeeper	<b>27,421.00</b>
Bollas, Mary A	Attendant (Seasonal)	<b>14,910.52</b>
Branco, Bruce	Attendant (Seasonal)	<b>14,727.02</b>
Clinton, Renee	Attendant (Seasonal)	<b>8,756.34</b>
Cook, Marguerite	Attendant (Seasonal)	<b>6,840.10</b>
Coote, Nadine A	Attendant (Seasonal)	<b>2,074.54</b>
Gaudreau, Thomas	Parking Lot Manager (Seasonal)	<b>4,915.50</b>
Gonsalves, Deborah	Meter Person/Assistant Clerk	<b>30,196.25</b>
Gutzler, Joell	Attendant (Seasonal)	<b>13,930.93</b>
Hitchcock, Dorothy	Attendant (Seasonal)	<b>3,359.89</b>
Huey, Martin S.	Attendant (Seasonal)	<b>7,410.05</b>
McGhee, Bonnie	Attendant (Seasonal)	<b>9,821.82</b>
Medeiros, Francis	Attendant (Seasonal)	<b>9,164.74</b>
Morrill-Oliver, Lee	Attendant (Seasonal)	<b>2,350.27</b>
Perry, Kathy S	Attendant (Seasonal)	<b>11,899.13</b>
Perry, Katherine M	Attendant (Seasonal)	<b>13,507.79</b>
Plummer, Eva R	Attendant (Seasonal)	<b>656.50</b>
Power, John	Attendant (Seasonal)	<b>14,388.00</b>
Rosati, Domenic	Attendant (Seasonal)	<b>19,931.70</b>
Russell, Robert	Meter Reader/Repairer	<b>14,016.24</b>
Santos, Cynthia	Attendant (Seasonal)	<b>3,723.63</b>
Seidel, Robert	Attendant (Seasonal)	<b>12,558.85</b>
Silva, Mildred	Attendant (Seasonal)	<b>5,987.76</b>
Souza, Ann	Attendant (Seasonal)	<b>10,504.00</b>
Stapp, John	Attendant (Seasonal)	<b>12,591.67</b>
Stewart, Robert	Attendant (Seasonal)	<b>8,004.62</b>
Todorov, Atanis B	Attendant (Seasonal)	<b>1,969.50</b>

**PIER CORPORATION/HARBORMASTER**

McKinsey, William R	Pier Manager	<b>49,000.12</b>
Boden, Frederick	Assistant Harbormaster (Seasonal)	<b>581.00</b>

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
Campbell, Scott	Assistant Harbormaster	<b>13,510.70</b>
Costa, Warren	Assistant Harbormaster (Seasonal)	<b>3,290.00</b>
Davidson, John	Administrative Assistant	<b>33,412.96</b>
Fiset, Christopher	Assistant Harbormaster (Seasonal)	<b>10,545.50</b>
Petkov, Tihomir	Assistant Harbormaster (Seasonal)	<b>4,326.00</b>
Reardon, Michael	Assistant Harbormaster	<b>8,531.25</b>
Ribas, Luis	Assistant Harbormaster (Seasonal)	<b>32,283.21</b>
Silva, Patrick	Assistant Harbormaster (Seasonal)	<b>9,107.00</b>
Steele, Duane	Assistant Harbormaster	<b>36,550.70</b>
<b>POLICE DEPARTMENT</b>		
Meyer, Schuyler (Ted)	Chief of Police (Retired)	109,465.98
	Holiday Pay (On-Duty)	3,178.00
	Housing Allowance	5,538.40
	<b>Total Earnings</b>	<b>118,182.38</b>
Tobias, Warren	Acting Police Chief	87,419.28
	Holiday Pay (On-Duty)	3,013.60
	Longevity	1,600.00
	<b>Total Earnings</b>	<b>92,032.88</b>
Allen, Douglas	Dispatcher	47,985.54
	Overtime	3,488.61
	Longevity	600.00
	<b>Total Earnings</b>	<b>52,074.15</b>
Bartholomew, Sarah	Dispatcher	5,832.10
	Overtime	348.34
	<b>Total Earnings</b>	<b>6,180.44</b>
Carr, Michael	Police Officer	60,564.34
	Overtime	13,396.94
	Longevity	1,600.00
	Revolving Account	2,336.00
	<b>Total Earnings</b>	<b>77,897.28</b>
Cook, Lisa	Dispatcher	23,410.03
	Overtime	680.52
	<b>Total Earnings</b>	<b>24,090.55</b>
Cowing, Ruth Ann	Dog Officer	40,013.20
	Overtime	2.27
	Revolving Account	5,818.00
	Longevity	500.00
	<b>Total Earnings</b>	<b>46,333.47</b>
Dahill, Thomas	Records Clerk	45,166.22

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
	Overtime	4,768.34
	Longevity	500.00
	<b>Total Earnings</b>	<b>50,434.56</b>
Enos, Glenn	Police Officer	67,820.79
	Overtime	27,275.11
	Longevity	900.00
	Revolving Account	23,821.00
	<b>Total Earnings</b>	<b>119,816.90</b>
Gibney, Mary	Dispatcher	28,035.89
	Overtime	1,392.01
	Revolving Account	576.00
	<b>Total Earnings</b>	<b>30,003.90</b>
Golden, James	Sergeant	74,593.88
	Overtime	34,094.99
	Longevity	1,400.00
	Revolving Account	20,896.00
	<b>Total Earnings</b>	<b>130,984.87</b>
Green, Roger	Janitor / Jailer	44,757.42
	Overtime	290.48
	Longevity	2,000.00
	<b>Total Earnings</b>	<b>47,047.90</b>
Himes, Monica	Dispatcher/Summer Police Officer	46,409.65
	Overtime	6,644.91
	Revolving Account	4,617.00
	<b>Total Earnings</b>	<b>57,671.56</b>
Joudrey, Paul	Police Officer	55,440.62
	Overtime	15,276.71
	Revolving Account	13,441.68
	<b>Total Earnings</b>	<b>84,159.01</b>
King, Darren	Police Officer	43,757.57
	Overtime	7,109.06
	Revolving Account	11,932.68
	<b>Total Earnings</b>	<b>62,799.31</b>
Langlois, Adam	Police Officer	52,206.78
	Overtime	10,860.69
	Revolving Account	4,487.68
	<b>Total Earnings</b>	<b>67,555.15</b>
Lopes, Carrie	Sergeant	77,726.51
	Overtime	10,586.25
	Longevity	600.00

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<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
	Revolving Account	7,280.00
	<b>Total Earnings</b>	<b>96,192.76</b>
McKenna, Suzette	Dispatcher	17,446.91
	Overtime	2,151.66
	<b>Total Earnings</b>	<b>19,598.57</b>
Menangas, Martin	Police Officer	61,467.95
	Overtime	8,654.66
	Longevity	2,700.00
	Revolving Account	8,936.00
	<b>Total Earnings</b>	<b>81,758.61</b>
Mendillo, Michael	Dispatcher	38,220.28
	Overtime	8,346.78
	<b>Total Earnings</b>	<b>46,567.06</b>
Palheiro, Robert	Police Officer	59,110.99
	Overtime	10,875.94
	Revolving Account	4,914.00
	Longevity	1,600.00
	<b>Total Earnings</b>	<b>76,500.93</b>
Parks, Denise	Dispatcher	50,218.37
	Overtime	3,426.00
	<b>Total Earnings</b>	<b>53,644.37</b>
Peters, Rachel	Police Officer	52,407.47
	Overtime	10,109.94
	Revolving Account	15,162.00
	Longevity	2,100.00
	<b>Total Earnings</b>	<b>79,779.41</b>
Poulin, Andrea	Secretary to Police Chief	34,975.28
	<b>Total Earnings</b>	<b>34,975.28</b>
Rapose, Jodi	Police Officer	58,721.68
	Overtime	5,203.11
	Revolving Account	2,853.00
	Longevity	2,100.00
	<b>Total Earnings</b>	<b>68,877.79</b>
Saunders, Kurt	Police Officer	28,466.88
	Overtime	2,339.47
	Revolving Account	7,854.00
	<b>Total Earnings</b>	<b>38,660.35</b>
Soyt, Kevin	Dispatcher	14,763.66
	Overtime	1,615.93
	<b>Total Earnings</b>	<b>16,379.59</b>



<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
Steele, Thomas	Police Officer	57,231.88
	Overtime	11,673.47
	Revolving Account	16,966.00
	Longevity	500.00
	<b>Total Earnings</b>	<b>86,371.35</b>
Sucheck, Phillip	Sergeant	77,752.70
	Overtime	3,464.54
	Longevity	2,100.00
	<b>Total Earnings</b>	<b>83,317.24</b>
Walinski, Amy	Dispatcher (Resigned)	5,611.18
	<b>Total Earnings</b>	<b>5,611.18</b>
Aspessi, James	Summer Police Officer	2,957.98
	Revolving Account	2,016.00
	<b>Total Earnings</b>	<b>4,973.98</b>
Barone, Michael	Summer Police Officer	3,344.83
	Revolving Account	999.00
	<b>Total Earnings</b>	<b>4,343.83</b>
Beaupre, Michael	Summer Police Officer	6,807.54
	Revolving Account	1,721.00
	<b>Total Earnings</b>	<b>8,528.54</b>
Bova, Anthony	Summer Police Officer	3,075.21
	Revolving Account	2,322.00
	<b>Total Earnings</b>	<b>5,397.21</b>
Cabral, Shirley	Matron	4,081.34
	<b>Total Earnings</b>	<b>4,081.34</b>
Caneen, Ryan	Summer Police Officer	6,940.30
	Revolving Account	2,531.00
	<b>Total Earnings</b>	<b>9,471.30</b>
Clem, Matthew	Summer Police Officer	9,298.36
	Revolving Account	2,034.00
	<b>Total Earnings</b>	<b>11,332.36</b>
D'Amours, James	Summer Police Officer	2,149.14
	Revolving Account	486.00
	<b>Total Earnings</b>	<b>2,635.14</b>
Ditacchio, David	Summer Police Officer	8,800.51
	Revolving Account	3,036.00
	<b>Total Earnings</b>	<b>11,836.51</b>
Fiske, Rose-Marie	Summer Police Officer	1,101.92
	<b>Total Earnings</b>	<b>1,101.92</b>
Hennick, Gregory	Summer Police Officer	9,446.86

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
	Revolving Account	4,509.00
	<b>Total Earnings</b>	<b>13,955.86</b>
Hoey, Robert	Summer Police Officer	9,624.90
	Revolving Account	2,637.00
	<b>Total Earnings</b>	<b>12,261.90</b>
Kennedy, Caitlin	Summer Police Officer	3,081.12
	Revolving Account	2,313.00
	<b>Total Earnings</b>	<b>5,394.12</b>
Langone, Paul	Summer Police Officer	2,911.15
	<b>Total Earnings</b>	<b>2,911.15</b>
Marscher, Charles	Summer Police Officer	9,753.38
	Revolving Account	1,431.00
	<b>Total Earnings</b>	<b>11,184.38</b>
Michael, Rachel	Summer Dispatcher	2,197.92
	Revolving Account	5.42
	<b>Total Earnings</b>	<b>2,203.34</b>
Mroczek, Derek	Summer Police Officer	78.15
	<b>Total Earnings</b>	<b>78.15</b>
Spoor, Kevan	Summer Police Officer	3,145.61
	Revolving Account	2,331.00
	<b>Total Earnings</b>	<b>5,476.61</b>
Thomas, Donald	Summer Police Officer	10,238.00
	<b>Total Earnings</b>	<b>10,238.00</b>
Triola, Andrew	Summer Police Officer	6,838.26
	Revolving Account	1,062.00
	<b>Total Earnings</b>	<b>7,900.26</b>
White, Lee	Intermittent Police Officer	2,707.90
	<b>Total Earnings</b>	<b>2,707.90</b>
<b>RECREATION</b>		
Trewhella, Tracy	Recreation Director	<b>44,307.90</b>
Motta, Brandon	Assistant Recreation Director	<b>2,872.00</b>
Roles, Laurie	Assistant Recreation Director (Terminated)	<b>8,088.22</b>
Butler, Lucy	Summer Recreation Leader	<b>4,558.27</b>
Felton, Laurel	Summer Recreation Leader	<b>4,026.28</b>
Hobbs, Adam	Summer Recreation Leader	<b>4,049.10</b>
Krawiec, Amanda	Summer Recreation Leader	<b>4,509.22</b>
Menangas, Derek	Summer Recreation Leader	<b>4,895.73</b>
Papaleo, Liana	Summer Recreation Leader	<b>4,107.76</b>
Tobias, Caitlin	Summer Recreation Leader	<b>3,987.80</b>

<b>Employee Name</b>	<b>Position</b>	<b>Annual Earnings</b>
White, Mallory	Summer Recreation Leader	<b>4,233.15</b>
<b>SHELLFISH</b>		
Jackett, Anthony	Shellfish Constable	<b>37,467.76</b>
<b>TOURISM</b>		
Schneider, Bill	Tourism Director	<b>41,999.88</b>
<b>TOWN NURSE</b>		
Manning, Patrick J	HIV Grant Prog Coordinator	<b>29,463.20</b>
<b>VETERANS' SERVICES/CIVIL DEFENSE</b>		
Chaddock, Earle H	Veterans' Agent	<b>5,624.32</b>
<b>TOTAL EMPLOYEE EARNINGS</b>		<b>6,354,020.26</b>



**What We Do:** The Department of Community Development's (DCD) serves the citizens of Provincetown, in both a regulatory and planning capacity. Our *raison d'etat* is the life safety and well being of those citizens and our visitors. We do this without bias or prejudice toward any individual or group. We also strive to be appropriately funded by those parties directly benefiting from our services.

**Current Focus:** It is our role to help facilitate positive economic and physical development in the town while protecting safety and well-being of the public relative to the built environment. The town has taken positive steps in the effort to create an affordable housing stock, the lack of which being a detriment to economic development. One current effort by this department is to help create a more knowable permitting framework which will help engender positive economic development. We are working to achieve this by creating a work environment where information will flow more simply and by creating easier to understand permits. We are also looking at the possibility of on-line permitting and more complete on-line databases so that project proponents have easier access to the information in our files.

**A Year of Transition:** The Department of Community Development includes the Building, Licensing and Health Departments as well as staffing for the Planning

Board, Zoning Board of Appeals, Historic District Commission, Conservation Commission, Community Housing Council, Licensing Board and the Board of Health. FY 2007 saw significant personnel changes marked by the departure of the Building Commissioner and Local Building Inspector and the appointments of Matt Mulvey as Interim Building Commissioner and Russell Braun as Local Building Inspector. To complete the picture, at the time of the printing of this report Russell Braun was named Acting Building Commissioner upon the departure of Matt Mulvey and Amy Lawson was brought on as part-time Affordable Housing Specialist (position funded by the Community Preservation Fund and the Affordable Housing Trust fund).

**Regulatory Management and Planning:** Regulatory management includes zoning enforcement, permit review and issuance, building inspection (construction, life safety, energy, gas, plumbing, electrical), health (sanitary, clinical or public health) and licensing (food service, lodging, liquor, entertainment, business). Our planning function provides staff support to various boards, commissions and committees. Provincetown will continue to be challenged by the critical issues represented by limited land area, preservation of resources both natural and built. As previously mentioned, the town has, in recent years, taken steps to help the creation of new affordable housing. We endeavor to lend our expertise in regulatory issues and land use to engender positive economic development as well.

**Zoning:** In addition to being a part of the plan review process, Zoning involves fielding complaints and investigating infractions on a daily basis. The Zoning Enforcement Officer makes visits to public establishments to check for compliance. This can result in incident reports and correspondence, including cease and desist orders and ticketing.

**Building Inspection:** This includes permit review and field inspections. The Department of Community Development has 3 inspectors on staff, plumbing/gas, electrical and building. The inspectors are available on a daily basis to contractors and homeowners for project inspection.

**Health:** The Health department implemented high priority objectives such as improving public and environmental health, water testing and beach closures, food service establishment inspections, household hazardous waste collections, food handler training, rabies/disease surveillance, reporting and education. Planning and coordination with “first responders” and other departments and agencies to ensure preparedness in the event of an outbreak of infectious diseases such as Avian Flu has continued to be a top priority. Health department continues to work on disaster preparedness and implementation of the new sewer system. Another aspect of the Health team is liaison to Conservation Commission.

**Licensing:** The Licensing Department has a full time Licensing Agent on duty daily to serve Provincetown's businesses. Licenses are issued in 5 general categories: alcohol sales, entertainment, lodging, food service, and miscellaneous business.

Provincetown is known for its unusually large percentage of citizen participation in town government. We in the DCD would once again like to thank all of the citizens of Provincetown for their interest, cooperation, comments, support and suggestions.

*Respectfully submitted,*

**Russell Braun**

Acting Building Commissioner

### **Board of Fire Engineers**

This year the Provincetown Fire Department answered approximately 250 calls. The Rescue Squad and the Lower Cape Ambulance crews continue to be extremely busy with all types of calls and hospital runs. Once again, we consider ourselves very fortunate that they were all answered safely. Every year many more different types of events occur in Provincetown all year long, and while successful in bringing more people to Town, place more of a demand for services on the department.

This year we added a third Ambulance to our Rescue Squad, which went into service in December 2007. This is our newest piece of fire apparatus. There are many times when our ambulances and the two Lower Cape ambulances are on runs to Cape Cod Hospital and we have to rely on mutual aid from another town. This third ambulance will help alleviate this problem on busy days or when an ambulance is broken. The Fire Department had a fire replacement program in effect for many years. This program got delayed when the new type fire apparatus would not fit into our old Cape Cod type fire stations. Once we got into our new station on Shankpainter Road we started to play catch up with apparatus replacement. We have finally gotten back on track with our Fire Apparatus replacement program. We took delivery of Engine 194 in May of 2006 and with this delivery all of our apparatus is within eight years old except for the Ladder truck. The Ladder truck is in good shape and we are hoping for grant funding to help with the replacement of this apparatus. Getting this program back on track is a great accomplishment for this department and the Town of Provincetown. It has taken us many years for us to achieve this goal. I know this seemed like an expensive project, however, please keep in mind that there is no large payroll or benefit packages tied to this department and we do need this equipment to get the job done. This is the same equipment that would be needed if we had a full time staff. The Rescue Squad purchases all of their equipment, with the exception of the trucks, with funds that the members raise through the Rescue Squad

Association. If it weren't for their efforts our operating budget would be considerably more. Now that we have reached our goal we will be replacing the fire trucks every twenty years and the rescue trucks every eight years. Please keep in mind that mutual aid from other departments can only get here from one direction, we have to be self-sufficient. Provincetown has the furthest run to a hospital than any other town in the Commonwealth; our fire and rescue trucks have to be in excellent condition to answer the amount of calls that this department answers.

Our goal has always been to operate as a volunteer department for as long as possible. This not only saves the town a lot of money, but it provides a large number of personnel to any type of incident when needed. If we had a full time department, you would get two or three firemen on duty for that shift and most times that would not be enough personnel to handle the incident. To date our system works well. However, we have and continue to lose many members of this department due to lack of affordable housing in our town. Many of our dedicated members have had to move from our community because of the lack of affordable homes or affordable year-round apartments. The time has come if we are going to save this department to find some kind of housing for our people. We need two and three bedroom homes and apartments that are available and affordable. The membership of this department has historically been made up of fisherman, carpenters, plumbers, electricians, the folks from our local appliance company, gas company, oil company, insurance agency, basically the tradesmen and women of our community. When we answered any type of call we had an expert on the scene for any type of incident that we could possibly be called out to handle. That is what made this department so great. I can't think of any other department that could turn out to an incident with this many people with that kind of talent. Some of us are second, third and fourth generation firefighters and we would like to see this proud tradition continue for another one hundred years. However, the only way this can happen is if we find a way for our tradesmen and women to find affordable housing. We need to keep these people here for all of the services that they provide to our community. We also need to keep the school system going so we can continue to have second, third and fourth generation firefighters to continue this proud tradition. If the school goes away I am afraid that we will lose the very people that have for so many years kept this department going and have provided many other services to this community. Our members give a great deal of their time for little or no compensation. This is a very dangerous business and all we have ever asked for is the proper equipment to protect us so we can get the job done to better serve the citizens of Provincetown. Now we are faced with this housing situation and we are asking for some kind of solution to this problem. We are thankful for everyone's support of this department. The Firemen's Association is continually thinking of ways to raise money. These funds are used to make improvements around the station, purchase equipment, maintain the Franklin J. Oliver Scholarship Fund and for

many other projects. Our 1936 American LaFrance Fire Engine is very close to the end of our restoration project. This project has taken a lot more time and money than originally anticipated. However, this piece of fire apparatus is part of our firefighting history and the end result will be well worth it. A lot of time and effort has gone into this project. This is the oldest motorized piece of fire apparatus that we have managed to retain. When this truck is completed and shows up in the Fourth of July Parade every one will be able to enjoy this beautiful classic. We truly appreciate every ones support, it is your generous donations and continued support that makes projects like these possible.

This fall we answered approximately 13 arson fires in our community. The fires started on October 17<sup>th</sup> and continued until November 27<sup>th</sup>. They varied from brush fires to dumpsters to houses under construction and finally to unoccupied homes. One of the fires in an unoccupied home injured and could have killed one of our firefighters when an entertainment center fell through the second floor into the basement and hit him in the head. These fires are still under investigation by the Sate Fire Marshal's office and other agencies. To date, no one has been charged with these crimes.

We continue to plan for the future and are always looking for better ways to serve the citizens of Provincetown. Once again, I would like to thank everyone for their generous donations to the Firemen's Association and the Rescue Squad Association. Your donations make it possible for these organizations to purchase much needed equipment for our department.

In closing, I would like to thank the dedicated Fire and Rescue members for always being there, Town Manager Sharon Lynn, The Board of Selectmen, Fire Inspector Ed Schneiderhan and all other Town Departments and the citizens of Provincetown for their continued cooperation and support. A special thanks to Deputy Town Accountant Babe (Irene) Silva, and to my Secretary Joyce Mathews, I just couldn't do this job without her.

*Respectfully submitted,*

**Michael S. Trovato**

Fire Chief

### **Provincetown Fire Department 2007**

Michael S. Trovato, Fire Chief  
Warren G. Alexander, Deputy Chief  
Russell V. Zawaduk, District Chief 1  
James J. Roderick Jr., District Chief 2  
Gerard Menangas, Dist.Chief 3 & 4  
Adam J. Wolf, District Chief 5  
Joyce A. Mathews, Ad. Asst.

**Provincetown Fire Department 2007 (continued)****Engine Company #1**

Ronald White, EMT/Captain  
Vaughn Cabral, Lieutenant  
Luis Ribas, Steward  
Mark Lambrou  
Paul Silva  
John Reis  
David White  
John Bumpus  
Francis Santos  
Aubrey Gordon  
Malcolm Kerr Hunter  
Andrew Souza  
Chad Edwards  
Cody Edwards  
Jada Reis  
Jaytin Reis

**Ladder Company #2**

E.J. Martinez, Captain  
George Felton, Lieutenant  
Elias J. Martinez III, EMT/Steward  
Shawn Ricard, EMT/Steward  
Carl Sawyer Jr.  
Paul Roderick  
Thomas Roda, EMT-P  
John Browne  
Thomas Steele, EMT  
Justin White, EMT-P  
Jamie White  
Duke Chamberland  
Jeremy Felton

**Engine Company #3**

James F. Meads Jr., Captain  
Joel Macara, EMT-P/Lieutenant  
Craig Martin, Steward  
Jon Watson  
James Richmond  
Scott Enos  
Adrian Peters  
Manuel Pedro Verde

**Engine Company #4**

Jeffrey Perry, EMT/ Captain  
Rachel Peters, Lieutenant  
David Gonsalves, Steward  
Tim Caldwell  
Bruno Ribas  
Jose Fernando Hernandez  
Rodrigo Santos  
Mohammed Faisal  
Christy Douglas  
Bruce Henrique  
John Souza III  
Jonas Ayala

**Engine Company #5**

Roger Martin, Captain  
Marcia Basine, EMT/Lieutenant  
Jeffrey Notaro, Steward  
Michael Coelho, EMT  
Chris Enos  
Jonathan Sinaiko  
Michael Coelho Jr.  
Brian Alexander  
Lorne Russell, EMT  
Daniel Notaro, EMT-P

**Rescue Squad**

Tom Roda, EMT-P/Captain  
Monica Himes, EMT/Lieutenant  
Julie Cataldo Roda, EMT-P/Steward  
Bryan Smith, EMT/Steward  
Adam Wolf, EMT  
Joel Macara, EMT-P  
Daniel Notaro, EMT-P  
Kenneth Oxtoby, EMT-P  
Ronald White, EMT  
Michael Coelho, EMT  
Lynda Trovato, EMT  
Marilyn Monks, EMT-P  
Marcia Basine, EMT  
Nancy Swanson, EMT  
Linda Rego, EMT



**Rescue Squad (cont.)**

Laurie Harding, EMT-P	Brandy Tarala, EMT-P
Denise Russell Parks, EMT	Zack Goldstein, EMT
Justin White, EMT-P	Douglas Allen, EMT
Michael Anderson, EMT	Shawn Ricard, EMT
Glenn Enos, EMT-I	Eli Martinez III, EMT
James Golden, EMT	Lorne Russell, EMT
Thomas Steele, EMT	Ed Fallas, EMT
Lisa Potter, EMT-P	

**2007 Fire Report of Calls**

<b>Fires</b>		<b>Service Calls</b>	
Structure Fire	11	Unauthorized Burning	3
Vehicle Fire	4	Elevator Malfunction	1
Brush, Grass Fire	6	<b>Good Intent Calls</b>	
Chimney Fire	2	Oil Burner Malfunctions	11
Boat Fire	1	Smoke/Odor Scare	12
Pier Fire	2	Propane/Odor Scare	12
Dumpster/Refuse Fire	7	<b>False Alarms</b>	
Dryer Fire	1	CO2 Detector Alarm	13
Cooking Incidents	10	Alarm System Malfunction	42
<b>Hazardous Conditions</b>		Suppression System Discharge	2
Motor Vehicle Accident	19	Unintentional False Alarm	24
<i>Wires Down:</i>		Intentional False Alarm	1
Teleph/Cable -17 Electrical - 4	21	<b>Rescue/EMS Incidents</b>	
Power Outages	1	Medflight Standby	3
Arcing/Shorted Electrical Equip	17	Medical Assist	4
Spill/Leak No Ignition	15	<b>Mutual Aid Calls</b>	4
Structure Compromise	1	<b>Total Calls</b>	<b>250</b>

**2007 Rescue Squad Annual Summary of Calls**

Abdominal Pain	77	Drowning/Near Drowning	0
Allergic Reaction	20	Electrocution	0
Altered Loc	16	General Illness	28
Behavioral/Psychiatric	36	Hyperthermia/Heat Exposure	3
Bleeding	19	Hypothermia/Cold Exposure	2
Burns	6	Injury, Closed Head	13
Cardiac	44	Injury, Orthopedic	93
Cardiac Arrest	6	Injury, Soft Tissue	159
Chest Pain	47	Injurt, Other	34
CVA/Stroke/TIA	15	Multi-Trauma	12
Dehydration/Hypovolemia	13	Nausea/Vomitting	28
Diabetic	13	Neuro/CNS Injury	2
Dizziness	27	No Complaint	52
DOA/Obvious Death	2	Obstructed Airway	2

**2007 Rescue Squad Annual Summary of Calls (cont.)**

Obstetric/GYN Emergency	3	Other	85
Overdose	24	No Patient	0
Pain, Not Otherwise Specified	18	Patient Assist	3
Poisoning	3	<b>Total Monthly Calls</b>	<b>1024</b>
Respiratory	75		
Seizure	13	<b>TRANSPORT TO OCHS</b>	<b>9</b>
Sepsis	4	<b>TRANSPORT TO CCH</b>	<b>655</b>
Syncope	27	<b>TRANSPORT BY MED-FLIGHT</b>	<b>3</b>

<b>Growth Management Report</b>
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This report constitutes the annual growth management report required by Section 6600(3) of the Provincetown Zoning By Law on which a Public Hearing was held on Monday, January 14, 2008 in the Judge Welsh Room, Provincetown Town Hall, 260 Commercial Street.

**Executive Summary**

From a review of the available data, the following findings and a recommendation are made:

***Findings - Water - A Decrease in Average Daily Water Withdrawal to a Level Below DEP's Permitted Level - Again***

Whereas DEP's permitted average daily withdrawal is 850,000 Gallons Per Day (GPD) (with noncompliance at 950,000 GPD) and based on 11 months of pumpage data – and December is no greater than the same month last year – water withdrawal will be recorded at 654,5000 GPD, well below the permitted maximum withdrawal limit.

Historically:	<u>YEAR</u>	<u>YEAR PUMPAGE</u>	<u>AVG DAILY</u>
	2004	303,744,527	832,000
	2005	286,405,157	784,000
	2006	264,522,983	725,000
	<b>2007</b>	<b>238,931,037</b>	<b>654,000</b>

It is noteworthy that each year major system improvements are made yet we remain one of the most challenged systems in the state; challenged as a result of our reliance on barely adequate groundwater sources with insufficient redundancy. With the new focus on the Pamet Lens Oversight Group (PLOG), real achievements in satisfying redundancy requirements are within our grasp as outlined in the FY09 CIP for Water.

***Findings - Solid Waste Disposal – Tonnage Shipped to SEMASS Decreased***

While we have a license that allows us to handle to a maximum of 5,000 tons annually at the Transfer Station, we have yet to recently exceed that threshold. Indeed, with the institution of the new recycling program as brought forward by staff and the new Recycling & Renewable Energies Committee in July 2007, we are now seeing a noticeable decrease in waste tonnage and a corresponding increase in recycling. We pay for both the shipping of trash to SEMASS and its disposal as a tipping fee, and we receive income from recycled paper and cardboard. Moreover, we pay nothing for the other recyclables to be removed. Simply a good deal.

Historically:	YEAR	TONNAGE [to SEMASS]
	2004	4,575
	2005	4,340
	2006	4,255
	2007	4,129

***Findings - Septage Pumping – Continues to Decrease***

While peaking in 2002, recently compiled data for 2007 again reflects a decline. Note that centralized wastewater operations commenced in July of 2003. Clearly, the data below delivers a clear picture of a less clear fluid.

	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007
Month										
Jan	43	27	45	38	69	47	56	20	34	36
Feb	41	38	23	20	67	21	66	27	39	37
Mar	59	47	54	70	53	58	33	48	43	23
April	77	89	93	75	107	111	90	80	58	73
May	82	100	94	142	160	119	101	69	80	89
June	144	134	120	120	154	139	25	109	105	69
July	148	158	157	190	213	229	89	101	71	89
Aug	138	171	198	220	204	172	81	89	74	88
Sept	102	102	104	119	172	117	83	67	50	75
Oct	115	89	83	93	94	104	81	65	57	74
Nov	53	72	76	73	32	82	68	94	96	43
December	57	63	52	64	47	38	52	33	44	11
<b>Year to Date</b>	1,059	1,090	1,099	1,224	1,372	1,319	825	843	751	704

\*frequency of pumping= the number of times any tank was pumped

***Findings – Wastewater System Flow at the Plant - Capacity Remains***

Commencing operations on July 2003 with some 520 properties being served then and with about an additional 170 properties about to be served by Phase II in the Spring of 2008, there is still unused capacity at the treatment plant. We are currently permitted for 575,000 gallons per day having successfully proven to DEP that even after reserving capacity for the *red dots*, there is additional plant

capacity. While – in the immediate future – the Town is facing limits to the down-town vacuum sewer, DEP has again looked on the studies performed and is releasing gallons down-town.

	2003	2004	2005	2006	2007
Jan		1,445,640	2,122,283	2,393,059	2,164,925
Feb		1,303,300	2,397,980	1,927,674	1,946,086
Mar		1,749,942	2,335,573	2,248,695	2,165,158
Apr		2,412,911	2,899,703	2,886,753	3,001,948
May		3,911,838	4,425,125	4,630,246	4,217,612
Jun		5,011,526	5,389,781	5,700,329	5,612,546
Jul	699,176	7,693,771	8,538,931	8,721,308	8,686,236
Aug	2,001,906	8,110,351	8,977,337	8,896,437	9,039,840
Sep	1,388,572	5,271,005	5,779,896	5,579,373	5,868,868
Oct	1,572,183	4,323,057	4,757,871	4,324,823	4,324,823
Nov	1,221,040	3,348,443	2,856,522	2,710,076	2,710,076
Dec	1,575,837	2,736,729	2,636,499	1,662,534	1,662,534
<b>Totals</b>	<b>8,458,714</b>	<b>47,318,513</b>	<b>53,117,501</b>	<b>51,681,307</b>	<b>51,400,652</b>

<b>July 4th</b>	<b>Flow</b>	<b>Carnival</b>	<b>Flow</b>
Jul-06	360,717	Aug-06	349,800
Jul-07	353,569	Aug-07	352,000

Additionally, the laundromat – hooked up in April 2007 – from all accounts appears to be a success.

***Findings – Tracking Building Permits – per category***

The issuance of building permits was changed to gallons in 2000, that is, permits, which were growth management categories, the five (5) categories, is tracked as follows:

<b>Category 1</b>	<b>330 gallons used</b>
<b>Category 2</b>	<b>1540 gallons used</b>
<b>Category 3</b>	<b>2310 gallons used</b>
<b>Category 4</b>	<b>400 gallons used</b>
<b>Category 5</b>	<b>5,000 gallons</b> [gallons allocated but procedure not fully resolved]

**Categories:**

**GENERAL USE CATEGORY 1**

- 1a. Affordable Housing Units
- 1b. Medium Income Community Housing Units
- 1c. Middle Income Community Housing Units

**GENERAL USE CATEGORY 2**

The non-affordable housing components of project consisting of:

- 2a1 Multi-family dwellings projects that consist of 50%-99% affordable housing
- 2a2 Two-family dwellings projects that consist of 50%-99% affordable housing
- 2a3 Single-family dwelling projects that consist of 50%-99% affordable housing
- 2b1 Multi-family dwelling projects that consist of 33%-49.9% affordable housing
- 2b2 Two-family dwelling projects that consist of 33%-49.9% affordable housing
- 2b3 Single-family dwelling projects that consist of 33%-49.9% affordable housing

#### GENERAL USE CATEGORY 3

- 3a. Expansions or alterations to existing residential structures or uses that result in increased Title 5 flow, not to exceed the Title 5 Design Flow pursuant to 310 CMR 15.203(2) for one bedroom per year per applicant not to exceed a total of 330 gallons per year.”
- 3b. Single-family dwelling, one per lot; two family dwelling, one per lot.
- 3c. All other market rate residential projects without affordable housing components that result in increased Title 5 flow.

#### GENERAL USE CATEGORY 4

- 4a Office, Artists' Studio, For profit Nursing home, For profit Outpatient Rehabilitation Facility
- 4b Boarding, Lodging or Tourist Homes
- 4c Hotel, Motel, Inn, Camp, Cabin
- 4d Restaurant and Bar
- 4e All other uses, expansions or alterations to existing structures or uses and any change in use or increase in posted occupant load that results in increased Title 5 Design Flow.

#### GENERAL USE CATEGORY 5

- 5a Economic Development pursuant to an Economic Development Permit.

#### **Recommendation**

Based on these findings, the Board of Selectmen can make *additional allotments* of Growth Management Gallons available as follows *pursuant to ATM, April 3<sup>rd</sup> 2006, Article 22, Zoning By-Law Amendment as adopted:*

*add gallons as follows*

<b>Category 1a</b>	<b>550 gallons</b>
<b>Category 1b</b>	<b>1,100 gallons</b>
<b>Category 1c</b>	<b>550 gallons</b>
<b>Category 2</b>	<b>1,870 gallons</b>
<b>Category 3</b>	<b>1,100 gallons</b>
<b>Category 4</b>	<b>700 gallons</b>
<b>Category 5</b>	<b>5,000 gallons</b> [Not an additional 5,000 gallons but 5,000 gallons as previously established + discontinued gallons]

## Health Department

We are pleased to present to you the 2007 Annual Report for the Provincetown Health Department. The Provincetown Health Department is charged with the protection of the public and environmental health of the community and to implement and enforce the State and Local health and environmental codes for activities within its jurisdiction. The Health Department maintains its commitment to providing prompt and courteous services to all those who communicate with the Department and to provide a user-friendly environment where citizens and visitors can obtain services and information.

The Health Department works closely with several other Town Departments and is involved in many Town wide initiatives, which include the following:

### **Municipal Sewer System**

The Health Agent is an active member of the Sewer Team and is responsible for generating Administrative Consent Orders (to date there have been 49 ACO's issued), providing enforcement of the Provincetown Sewer Rules and Regulations, setting up and administering the various grease education and management programs, providing flow determinations and planning for existing and future sewer connections and phases.

### **Wastewater And Title V**

The Health Agent continues to review septic system design plans and issue permits and conduct inspections of the newly installed septic systems, witness site and soil evaluations and percolation tests and maintain accurate septic system pumping records. The Health Agent reviewed 90 real estate transfer septic system inspection reports and responded to each one. The Health Agent and Inspector perform as staff liaisons to the Board of Health by providing analysis and recommendations of agenda items and recommendations for new Board of Health Regulations or revisions to existing Board of Health Regulations. In addition, staff is required to attend educational seminars and conferences, not only to increase our knowledge and skills in this ever-changing field, but also to obtain the required continuing education units in order to maintain licensure.

### **Environmental Health, Disease Monitoring And Inspections**

Both the Health Agent and Health Inspector continue to provide enforcement of health and environmental codes and regulations as well as inspections of food establishments, pools and spas, housing, rental certificate inspections, inns and motels, barns and livestock and all other licensed establishments under its jurisdiction as well as responding to complaints in a timely manner. The Health Inspector serves as the Infectious Disease Coordinator by monitoring and

organizing a public health response to communicable disease threats and outbreaks.

The Department continues to monitor the 18 Town bathing beaches for water quality with sampling and testing provided by the Barnstable County Department of Health and Environment. Beach closures occur when the indicator bacteria *Enterococci* reaches a level that surpasses 104 CFU (colony forming units). The Department continues to work with state and local officials on approaches to reduce and prevent future beach closures.

The Harbormaster, with support from the Health Inspector, instituted a summer long water testing project as part of the State Estuaries Grant Program. Working closely with the Provincetown Public Pier Corp., Harbor Committee and the Shellfish Warden this estuaries program is an additional layer of water quality testing that provides an array of additional nutrient loading and bacterial testing beyond the indicator bacteria testing performed for beach safety. This expanded testing is being conducted in concert with the Town of Truro and the Cape Cod National Seashore and is facilitated through the SMAST program of Dartmouth University. The goal is to identify a base level of nutrient loading and contamination of the following water bodies; Provincetown Harbor, Hatches Harbor, Pilgrim Lake (East Harbor) and the Pamet River Valley. Thank you to the following people who were trained and volunteered on this project: Mathew Name, Fred Boden, Scott Campbell, Luis Ribas, Parker Small, Paul Tasha, John Baldwin, Ray Duarte, Jeff Perry, Tony Jackett and Mel Cote.

#### **Animal Inspector**

The Health Inspector serves as the Inspector of Animals conducting annual inspections of barns and livestock and taking the annual census of animals for the Department of Agriculture. The Animal Inspector duties include investigating all reported cases of animal bites and diseases and issuing quarantines of animals and sending animal specimens for testing of Rabies, West Nile Virus and Eastern Equine Encephalitis. The Animal Inspector works closely with the Animal Control Officer and the Board of Health to monitor suspected cases of rabies within Town limits and administers the wild rabies vaccine program twice a year.

#### **Emergency Preparedness**

The Health Inspector has been appointed Deputy Emergency Manager working under the Town Manager (Chief Public Safety Officer), Assistant Town Manager and the Chief of Police (Director of Emergency Management) and provides services to the Town by ensuring compliance with Federal and State emergency preparedness mandates for planning, municipal employee trainings, and standardization of emergency preparedness procedures and protocol for public health and other emergency response. This position works closely with the Massachusetts Emergency Management Agency (MEMA) and the Department

of Homeland Security (DHS) to achieve required planning compliance and training. The Deputy Emergency Manager submitted grant applications totaling \$748,481 in 2007 to support efforts of implementing Town wide emergency preparedness planning and response. This position serves as a member of the Regional Emergency Preparedness Coalition (REPC) and staffs the local ad-hoc Provincetown Emergency Preparedness Working Group.

### **Conservation**

The Health Inspector has been appointed Conservation Agent to the Conservation Commission and performs administrative duties and enforcement of the State Wetlands Protection Act and the Provincetown Wetland Protection Bylaw.

The Provincetown Health Department staff is continuously searching for additional programs and funding which will benefit the community. We welcome and value your ideas and suggestions. We would like to express our appreciation to the Board of Health, the Board of Selectmen, the Town Manager and Assistant Town Manager, our fellow co-workers and especially to those who volunteer their time to serve on boards and committees. As we move forward into 2008 we will continue to work cooperatively with other departments to improve communication and the health and wellness of all Provincetown citizens, visitors and our environment.

*Respectfully submitted,*

**Jane Evans, R.S.**

Health Agent

**Brian Carlson, M.S.**

Health Inspector

### **2007 Department of Health Revenue Chart**

<b>Permit / License / Fee</b>	<b># Issued</b>	<b>Cost per</b>	<b>Revenue Received</b>
Test Hole Witness Fee	18	\$100.00	\$1,800.00
Septic System Permit - New Const.	9	\$300.00	\$2,700.00
Septic System Permit - Upgrade	34	\$250.00	\$8,500.00
Variance Filing Fee	16	\$200.00	\$3,200.00
Septic Sys. Insp. Report Review Fee	90	\$50.00	\$4,500.00
Refuse Haulers License	5	\$275.00	\$1,375.00
Septic Haulers License	8	\$275.00	\$2,200.00
Septic System Installers License	19	\$225.00	\$4,275.00
Septic System Inspectors License	14	\$225.00	\$3,150.00
Body Piercing Technical	1	\$180.00	\$180.00



<b>Permit / License / Fee</b>	<b># Issued</b>	<b>Cost per</b>	<b>Revenue Received</b>
Body Piercing Establishment	1	\$225.00	\$225.00
Tattoo Artist License	4	\$180.00	\$720.00
Temporary Tattoo Artist License	17	\$150.00	\$2,550.00
Tattoo Establishment	1	\$200.00	\$200.00
Massage Therapist License	44	\$130.00	\$5,720.00
Massage Establishment	18	\$205.00	\$3,690.00
Pool, Hot Tub & Spa Permit	31	\$205.00	\$6,355.00
Tobacco Sales Permit	21	\$200.00	\$4,200.00
Food Service Permit	167	individ det.	\$28,050.00
Renters Certificate	283	\$65.00	\$18,395.00
Renters Cert. Inspection Fee	283	\$40.00	\$11,320.00
Camps, Cabins, Motel	37	\$100.00	\$3,700.00
<b>Total Revenue Received 2007</b>			<b>\$117,005.00</b>
<b>Number of Permits Issued 2007</b>	<b>1121</b>		

## Licensing Board

In 2007 the Provincetown Licensing Board continued its mission to assist local businesses, while at the same time assuring they abided by all applicable rules and regulations.

The Licensing Board lost Chair Nick Robertson due to his relocating to another town, and his dedication and insight will be missed. Current Board members are Cass Benson, Chair; John Foley, Todd Wager, Liz Angelino, and George Young, our newest member. As the year ended, the Board had one member position open. Licensing Agent Darlene Van Alstyne's efforts have enhanced the board's work.

The Board held 27 meetings in 2007 and continues to remain flexible in addressing the needs and concerns of the public. The Board, with the assistance of the Licensing Agent, processed over 496 licenses. Revenue to the Town through the licensing process amounted to approximately \$248,003.65.

### Licenses Approved by the Licensing Board

Alcohol – 66 Licenses	Art Gallery – 10 Licenses
Auto Sales – 1 Licenses	Common Carrier – 2 Licenses
Common Victualler – 64 Licenses	Entertainment – 75 Licenses
Fortune Teller – 8 Licenses	Inn Holder – 12 Licenses

Lodging – 71 Licenses	Outdoor Artist – 2 Licenses
Parking Lot – 18 Licenses	Pedicab – 4 Licenses
Pedicab Operator – 25 Licenses	Special Entertainment – 21 Licenses
Special Liquor – 15 Licenses	Special Parking Lot – 2 Licenses
Stables – 1 Licenses	Taxi Cabs – 13 Licenses
Taxi Operators – 48 Licenses	Transient Vendor – 19 Licenses
Transfers/Amendments – 19 Licenses	

**Licenses Processed Through the Dept.  
Which Do Not Require Board Approval**

Camps Cabins and Motels – 37 Licenses  
 Corporation Retail or Year Round Retail – 152 Certificates  
 Food Service Permits – 167 Permits  
 Renters Certification - 283

Code Compliance, with the assistance of the Licensing Agent and the Police Department, was the main focus of the Licensing Board this year.

**Code Compliance Incidents**

Letters of Violations sent by Licensing Agent - 54  
 Noise Complaints – 30  
 Tickets Issued by Licensing Agent – 7  
 Bar Checks - 50  
 Show Cause Hearings/Discussions with Board - 1

Our goals for 2008 will be to review and update the Board's Rules and Regulations; to work with other Boards on issues of mutual concern to the community; provide knowledgeable and efficient staff service; to address business concerns in a flexible and fair manner. This Board will continue to strive to meet the needs of the public, while assuring that local, state, and federal regulatory licensing requirements are met.

*Respectfully submitted,*

**Cass Benson**

Chair

**Parking Administration**

The Parking Department is responsible for managing the various functions of Provincetown's parking system, including parking meters, permits, regulations, enforcement, and on and off street parking areas. The Town has two attended parking lots, seven off street metered parking lots, one permit only lot, and six on street metered parking zones representing approximately 1200 revenue producing parking spaces. This spring, on street handicap designated spaces were

increased from 44 to 51. The department serves thousands of people each season. In 2007, 2,531 permits were issued, down 27 permits from 2006. There were 6,575 citations issued in 2007, up 415 tickets from 2006. There were 518 appeals in 2007. During the season, the department employs 23 people.

The Parking Department generated \$1,452,590 in 2007, up \$18,425 from \$1,434,165 in 2006. The two attended lots produced \$1,152,404, up \$25,000 from \$1,127,374 in 2006. Interestingly, this is the first time in eight years that the Grace Hall lot has seen an increase in revenues. This year saw \$334,235, an increase of \$42,000 from \$292,015 in 2006. This does not include the \$35,000 yearly rent that is due the Catholic Church for the spaces in lot 2. We feel this increase can be attributed to the efforts of the lot manager and the MPL attendants directing visitors to the Grace Hall lot with printed directions. The MPL generated \$818,169 in 2007, down \$17,000 from \$835,359 in 2006. According to MPL daily records, this decrease is due in part to increased use by handicapped cardholders and permit holders who are not charged for parking. Meters collected \$150,501 in 2007, down \$3845 from \$154,346 in 2006. This decrease can be attributed in part to the loss of the Fire Station lot for the entire season to the Phase II sewer project. This lot will be back on line for the 2008 season. The Department also collected \$156,532 in paid parking violations in 2007. This figure represents the total receipts collected from our collection agency and our office through November 30, 2007. This is an increase of \$8,415 from \$148,117 through November 30, 2006. An increase in revenue despite high gas prices, the continued popularity of the ferry and shuttle services, and a reduced total number of overnight motel accommodations for visitors.

We would like to thank Town Manager Sharon Lynn and Acting Police Chief Warren Tobias for their support and suggestions as we strive to improve the efficiency of the Department while maintaining the needs of both our residents and visitors.

We wish to commend the entire Parking Department for another successful season. These dedicated seasonal employees keep parking enforcement and the lot operations running smoothly seven days a week, 24 hours a day during peak season. We look forward to working with these remarkable employees in 2008.

*Respectfully submitted,*

**Patricia Benatti**

Parking Department Administration

## Police Department

2007 proved to be an eventful and demanding year for the Department. It began with the retirement of Chief Ted Meyer and the appointment of an Acting Chief in January. As the year progressed our staffing level diminished with four officers

leaving for other Departments and two more Officers being Injured on Duty. This forced us to turn to the State Police early in the season for their assistance just to maintain patrol coverage. They answered immediately by providing us with a dedicated Trooper through October. They also provided additional coverage for us from the Yarmouth Barracks whenever their staffing allowed. The July 4<sup>th</sup> celebration was a success by all accounts with very little of the disturbances seen in previous years. Our thanks to the State Police, Barnstable County Sheriff's Department, and the Plymouth County Mounted Patrol for their continued assistance. Carnival Week also went smoothly from the Department's point of view.

We continued to monitor and enforce Code Compliance throughout the summer although we had to rely on investigators from the Alcohol Beverage Control Commission to monitor liquor violations. We also participated in a joint narcotic investigation with the Truro Police Department that led to search warrants and arrests in the fall.

We continued our partnership with the Provincetown School System in developing, implementing, and improving our School Crisis Protocol. We thank all of the School Department staff for their cooperation and dedication to this highly important undertaking. We also reconstituted the No Place For Hate initiative in conjunction with the Anti-Defamation League. The newly formed committee has planned several programs and a public forum to further this project.

The fall brought us a series of arsons that began with dumpsters and graduated to the total loss of an unoccupied home. This investigation continues with help from the Provincetown Fire Department, Barnstable County Sheriff's Department, State Fire Marshall's Office, State Police Detectives, ATF, and the FBI.

To replenish our thinning ranks we hired four new Police Officers in September and were fortunate enough to immediately enroll them into the Reading Police Academy. They will graduate in February 2008 and we look forward to their joining the Department.

*Respectfully submitted,*

**Warren D. Tobias**

Acting Chief of Police

#### **Arrest/Citation/Calls for Service Summary 2007**

<b>Calls for Service</b>		Alarm - Commercial	260
209A Order/Viol/Service	21	Alarm - Fire	210
911 Call/Trace/Abandoned	1099	Alarm - M/V	9
A & B - Dangerous Weapon	6	Alarm - Residential	135
Accident/Bike & All Other	40	Alcohol/Drug/Mental Health	22
Aircraft/General	107	Ambulance - General	697

**Arrest/Citation/Calls for Service Summary 2007**

Animal Compl/other than dog	82	Cruiser Transport	249
Animal Cruelty Complaint	20	Damaged Property Complaint	74
Animal Injured/Dead	126	Death/Sudden	2
Argument/Verbal Dispute	103	Defrauding - Restaurant	5
Arrest/209A Violation	2	Delivery - Message/Item	51
Arrest/Domestic Assault	10	Demonstration/Parade	10
Arrest/General	81	Disorderly Person	43
Arrest/Juvenile	0	Disturbance - Family	1
Arrest/OUI	27	Disturbance - General	14
Arrest/Warrant	45	Dog Citation Issued	29
Arson	14	Dog Complaint/Call/Bite	250
Assault	18	Domestic - Assault/Threat	15
Assault - Dangerous Weapon	2	Domestic - Verbal	36
Assault & Battery	12	Drinking Minors	2
Assist Inspections Dept (DRM)	55	Drug Violation/Complaint	39
B & E - Attempt	7	Elderly Abuse/Neglect/Compl	9
B & E - Residential/Commercial	24	Embezzlement	1
Bank Runs	0	Fight Complaint	58
Bike Registrations	0	Fire/Boat	1
Bikes/Mini-bikes Complaints	2	Fire/Commercial Bldg	19
Boat - Assistance	7	Fire/Electrical/Utility Pole	7
Boat - Complaints	7	Fire/Grass & Brush	10
Boat - Larceny Equipment	2	Fire/Motor Vehicle	5
Boat - Missing/Stolen	2	Fire/Residential Bldg	28
Boat - Recovered/Found	4	Fire/Vehicle In/Out Service	224
Boat - Vandalism	0	Firearms - General	9
Bombs/Bomb Threats	0	Fireworks Complaint	27
Building Checks	11	Forgery & Counterfeiting	7
Child Neglect/Abuse	4	Found - Bicycle/Moped	46
Civil Injunction/Service/Violation	0	Found - Property	310
Complaint/Customer	38	Found - Wallet/Purse	105
Complaint/Domestic	41	Fraud	25
Complaint/General	132	Fugitive from Justice	1
Complaint/Musicians	71	Gun Shots Complaints	7
Complaint/Towing Operator	1	Halloween Complaint	1
Court Complaint (non-arrest)	10	Harbormaster/General	14
Crowds/Overcrowding	11	Harrassment Complaints	106
Cruiser Equipment Maintenance	57	Hate Crimes	0
Cruiser Escort	30	Hate Incidents	11
Cruiser in Pursuit	0	Hazard Complaints	185

**Arrest/Citation/Calls for Service Summary 2007**

Homeless Person	1	M/V Suspicious	56
Hunting Violations	1	M/V Theft/Stolen	5
I.P. Person/Complaints	275	M/V Tow & Hold (Parking Dept)	4
Indecent Exp/Nude Bather	5	M/V Towed Police	105
Investigation	40	M/V Towed Private (Rod's)	9
Issue B.O.L.O. / A.T.L.	76	M/V Traffic Problem	131
Juvenile Complaints	63	M/V Vandalism	24
Keep the Peace/Standby	17	Malicious Destruction (Over)	2
Kidnapping	1	Malicious Destruction (Under)	6
Landlord/Tenant Complaints	48	Minors with Alcohol	2
Larceny - Attempt	7	Miscellaneous	60
Larceny - Less than \$250.00	47	Motorcycle Complaint	2
Larceny - More than \$250.00	21	Murder	0
Larceny by Check	1	Mutual Aid/Assist Other Dept's	117
Licensing Violation	18	Nat'l Park Service/Rangers	97
Liquor Law Violation	0	Noise Complaints	298
Lost & Found Animals	139	Non-Criminal Citation Issued	49
Lost & Found Property	331	Notify Fire Department	212
Lost/Missing Child	14	Notify Other Departments	675
Lost/Stolen Bicycle/Moped	65	Officer Injured	15
Lost/Stolen License Plates	12	Open Door - Business	72
Lost/Stolen Wallet/Purse	164	Open Door - Residence	14
M/V Abandoned	6	Operating After Suspension	1
M/V Accident - Major	26	Person Missing/Overdue	37
M/V Accident - Minor	205	Phone Calls - Threat/Prank	20
M/V B & E	1	Possession Dang. Weapon	2
M/V B & E & L	3	Power Outage	30
M/V Citation Issued	262	Property Check/Request	2052
M/V Complaint/Violation	212	Property Held/Safekeeping	5
M/V Disabled	149	Protective Custody	11
M/V Erratic Operation Compl	81	Rape	1
M/V Hit and Run	89	Reassurance Check	186
M/V Illegally Parked	363	Request Police Officer	860
M/V Larceny From	6	Rescue - Call/Request	1107
M/V Left Compound	1	Rescue - Code 99	3
M/V Missing/Misplaced	12	Robbery	0
M/V Observance/Assignment	186	Runaway	1
M/V Recovered	0	Search Warrant Served	0
M/V Repossession	5	Service - Civil/Order/Summons	37
M/V Stopped by Cruiser	1086	Service Calls	206

**Arrest/Citation/Calls for Service Summary 2007**

Sewer Complaint	13	Weapons Violation	0
Sex Offender Notification	9	Wires Arcing/Sparking	74
Sex Offenses	1	<b>Total Calls For Service</b>	<b>13,289</b>
Shoplifting Complaint	13	<b>Total E-911 Calls Received</b>	<b>1,089</b>
Soliciting By-Law Report	0	<b>Arrest Summary</b>	
Soliciting Complaint	6	Total Arrests	155
Spiritus Detour	15	Total I.P. Persons	219
Storm Damage/Flooding	19	Total Persons Processed	374
Suicide/Attempt	1	<b>Citation Summary</b>	
Suspicious Activity	215	Arrest Citations	55
Suspicious Persons	150	Criminal Citations	30
Threats	31	Civil Citations	110
Trespass Complaint	50	Warning Citations	108
Vandalism Complaint	45	Dog Citations	4
Violation of Town By-Laws	295	Other Citations (By-Laws)	30
Water Leak Call/Complaint	86	<b>Total Citations Issued</b>	<b>337</b>

<b>Public Health Director</b>
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The primary purpose of the Department of Public Health is to promote health, wellness and the prevention of disease. To this goal a number of services are offered to Town residents: blood pressure clinics, diabetic screening, medication information, immunization clinics, hypertension programs and follow-up, wellness and prevention programs, referrals and assessments, local human services information and referral assistance. In cooperation with the Barnstable County Health Department, the Department of Public Health coordinates the annual employee wellness fair.

Nursing services and homecare continue to be provided through a town contract with the Visiting Nurses Association of Cape Cod (VNA). The Director of Public Health supervises the utilization of these services. Nursing services are provided to the town's uninsured and underinsured residents. Well-baby visits, maternal & child health services, childhood immunizations, frail elder visits, home health services, physical therapy, flu & hepatitis clinics are all examples of the services provided. Town residents can access these services by calling the VNA directly at 1-800-631-3900 or by calling the Public Health Department at 508-487-7083.

The Director continues to coordinate human services delivery. Many human service agencies can be accessed through this department. Gosnold Drug and Alcohol Treatment Center (mental health counseling, hospitalization and rehabilitation available), Veterans Assistance, the Town's Domestic Violence

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Intervention Program (Independence House), and the VNA all have offices at the Grace Gouveia Building.

As advisor to the annual Human Services Grant Program, the Director participates in the work of the Human Services Committee. Accountability of services directly given in Provincetown is a high priority and quarterly reports from the human services grant recipients are reviewed by the Director. Two annual public hearings are held to assess the community's human services needs. Additionally, in an effort to identify gaps in human services and evaluate the delivery of services, regular round table discussions take place between the Director of Public Health and local health and human service providers and clergy. The Director performs all follow-up work associated with these round tables.

Under the director's supervision services are provided to under-privileged Provincetown children 0-18 years of age through the John A. Henry Trust contract with Cape Cod Children's Place, Inc. Emergency financial assistance, transportation to medical and dental appointments, daycare resources and orthodontics are services provided through the trust and Cape Cod Children's Place at the Provincetown Family Resource Center located at the Grace Gouveia Building.

In cooperation with the Board of Health, the Department of Public Health is involved with the investigation, surveillance and prevention of communicable diseases. Communicable disease clinics (education and prevention) are offered to the public regularly.

The Director continues to work in cooperation with the Health Inspector, Police, Fire, Rescue and the community at large on Emergency Preparedness, especially as it relates to Infectious Disease Emergency planning and special needs populations. Potassium Iodide (KI) distribution is conducted through the Public Health Department in cooperation with the Health Inspector.

The Department's HIV Comprehensive Home Health Grant Program continues to provide services through funding from the Massachusetts Department of Public Health for Provincetown residents living with HIV and AIDS.

*Respectfully submitted,*

**Valerie A. Carrano, B.S., M.P.H., G.H.T.**

Director



## Shellfish Constable

We are into our second year of a community effort to restore sea clams. The project proposes to establish a natural and protected “sanctuary” for sea clam broodstock that will help regenerate local populations of commercial and recreational importance to the outer cape. Over-harvesting by the commercial fishery in the past, particularly the area off Herring Cove beach and the bay side of Truro, has severely impacted shellfish resources and affected the recreational fishery in Truro and Provincetown. Studies of sea clam recruitment suggest that a critical abundance of mature broodstock and high settlement of larvae, and/or low predation of juvenile clams are necessary for successful recruitment. This project aims to establish new broodstock by protecting juvenile clams until they have reached sufficient size to avoid most predators and planting them in a sub-tidal zone that ensures their protection from harvest.

An artificial spawning sanctuary in two locations in waters off the west and east ends of Provincetown was established where several hundred locally collected broodstock clams from deeper water were corralled to create a dense area for spawning. While it will be hard to document, we expect that the prevailing currents will likely increase recruitment with the resulting larvae and produce a large natural set of clams.

Bay scallops were introduced into the bay and took hold well, producing huge numbers in the harbor. They reached harvest size last year while exploding in size this current season. Witnessing of illegal harvesting at night by a group of out of town young men taking as much as ten bushels from local recreational waters was investigated and resulted in capture and fines for illegal shellfish activity, with seized scallops returned to the bay alive.

John Brawley, a Ph.D. Senior Scientist, conducted a stock assessment in two of our shellfish areas and provided a report available on the Town website [www.provincetown-ma.gov](http://www.provincetown-ma.gov). I am currently working with AmeriCorps member, David Quinn, who has helped design a page on the Town’s website for our shellfish department, prepare gear for the season, relay shellfish, and participate in our surf clam project and an array of other activities that are vital to an evolving department. I thank all the departments in town who for their help and assistance.

The harvest for 2007: 604 buckets [10 quart pail] of quahogs; 49 buckets of soft shell clams; approximately 50 buckets of mussels; 60 bushels of sea clams; 50 five gallon buckets of bay scallops.

*Respectfully submitted,*

**Tony Jackett**

Shellfish Constable



## Human Services

### Community Housing Council

The Provincetown Community Housing Council (CHC) was created through Article 3 of the April 4, 2007 Annual Town Meeting to function as a 5 regular and 2 alternate member council charged with the following responsibilities: overseeing the Provincetown Housing Office; assuming all of the roles and responsibilities of the former Local Housing Partnership; Administering the Affordable Housing Trust Fund; and implementing the Board of Selectmen's approved Housing Policy and Action Plan. On June 25, 2007 the Board of Selectmen appointed 5 members and one alternate member to serve on the first CHC. The current members of the CHC, now 6 months into its existence, are Joe Carleo, A.J. Alon, Elaine Anderson, Molly Perdue and Bill Dougal, with Kathy Reno serving in the alternate position.

The first meeting of the CHC took place on July 2, 2007. Joe Carleo was appointed as Chair with A.J. Alon as Vice Chair. The CHC has met regularly over the past 6 months and has adopted a mission statement as well as criteria to use in reviewing proposed developments. In addition the CHC has met with several Town officials to discuss community housing needs, met jointly with the Planning Board, and met with housing developers to review the affordability aspects of their proposals.

The CHC mission statement adopted on July 30, 2007 reads as follows: The mission of the Provincetown Community Housing Council (CHC) is to foster the development of community housing opportunities that support socio-economic diversity for residents of Provincetown through planning, resource identification and community outreach. In its capacity to review housing development proposals to ensure that affordable housing requirements are met the CHC has had presentations on two housing developments, one in its very early stages and one significantly into the permitting and design process. The latter referred to as Herring Cove Village was reviewed extensively through numerous meetings between the developers and the CHC. The CHC approved the development of the project to include 3 one-bedroom dwelling units to be deed-restricted in perpetuity as affordable housing. This project will meet the minimum requirements for affordable housing.

The CHC has met twice with consultant John Ryan, who helped conduct the housing needs assessment and develop the Town's housing policy and action plan in late 2006 - early 2007. The CHC has incorporated some of the findings of this work into discussion on the types of housing that will best meet community need. In addition, the CHC has met with the Acting Police Chief and the

Superintendent of Schools to gather further community housing information and to discuss how the housing situation in Provincetown impacts recruitment and retention of Town employees. In efforts to promote increased affordable housing opportunities in Provincetown, the CHC provided input to a consultant to develop a public awareness campaign around specific town initiatives: Property Tax Exemption, Accessory Dwelling Unit by-law, and the Amnesty by-law. A brochure that will provide information about the workings of these programs is currently being developed for distribution. This work is funded by a Technical Assistance Program (TAP) grant specifically for this purpose.

The Town, with the assistance of members of the PHCH has been working to hire a Community Housing Specialist to staff a Town housing office. Working with the Town Manager a job description was developed and the position was widely advertised. This position has proven to be challenging to fill, especially in light of the temporary nature of the funding, however after two rounds of postings and interviews an offer was accepted. The Housing Specialist began part-time work at Town Hall on January 14, 2008. This position will provide information and support regarding the town's community housing efforts.

The CHC has had the privilege of being involved in the development of a Request for Proposals (RFP) for an exciting new Town initiative to develop affordable rental housing units. The property at 90 Shank Painter Road, which was recently purchased by the Town, is slated for the development of multiple units of affordable rental housing. This development will provide units diverse in size and targeted toward a variety of income levels. The CHC had the opportunity to provide input into the RFP in effort to ensure the affordability issues in the community are addressed as much as possible by a potential developer. The CHC discussed this RFP in conjunction with the members of the Provincetown Housing Authority to compare wishes and concerns regarding this proposal. The CHC and the Provincetown Housing Authority ended the meeting in agreement and the CHC sent a formal letter outlining recommendations to the Assistant Town Manager. The draft RFP presented to the Board of Selectmen incorporated all of these recommendations. The CHC intends to continue to have a role in the process for this RFP and the subsequent development of the property.

In October 2007 the CHC made a presentation to the Board of Selectmen to update them on its work since appointment. The presentation was responded to favorably by the Board of Selectmen. The focus of the discussion was around the need for increased affordable rental opportunities and maximizing existing units and structures given the scarcity of land for new development.

*Respectfully submitted,*

**Joe Carleo**

Chair

## Council on Aging

The Provincetown Council on Aging (COA) is dedicated to the needs, interests and enjoyment of Provincetown senior citizens. The COA's primary function is to provide information, advocacy and referrals. During 2007, the COA offered over 100 programs in the following categories: Senior Education and Fitness; Health, Nutrition and Disease Prevention; Community Resource (a chore service); Outreach and Homecare Services; Social and Artistic Programs; Individual and Family Assistance; Leisure and Travel; Personal Assistance Programs; Sr. Real Estate Tax Abatement Program; Needs Assessment and Referrals; Monthly Senior Radio Show (WOMR); Intergenerational Programs and Monthly Newsletter. Our fitness programs, art classes, card clubs, travel programs and story swap continue to be favorites.

The COA provides a weekly transportation program with door- to-door service; over 1,000 rides were provided in 2007. Our Elder Services Nutrition Program (Meals on Wheels) provided over 3,900 home delivered meals (by town volunteers) and over 1,100 congregate meals. Other hot meal programs, special breakfast and luncheon programs combined served over 200 meals.

In 2007, the COA provided services to over 2,000 residents of all ages, 841 of these were seniors age 60+. The COA Director continues to collaborate to a great extent with the other Lower Cape COA's. Through Directors' meetings with the towns of Truro, Wellfleet, Eastham and Orleans, we bring a regional approach to the issues that affect us all. The Provincetown COA continues its collaboration with Cape Cod Health Care, Elder Services, Cape and Islands Emergency Medical Services System and other Lower Cape COA's, on the REACH program (Reaching Elders with Additional Needs through Community Help). This program is designed to address the gaps in coordination of services at the entry and exit of Lower Cape elderly patients in the emergency departments of Cape Cod Hospital and Falmouth Hospital.

As advocate for the residents of Provincetown, the COA Director is a member of two advisory boards: 1) Seashore Point Advisory Board and 2) Cape Cod Healthcare Regional Advisory Board for the Lower Cape. The Provincetown S.A.L.T. Council (Senior and Law Enforcement Together) remains dedicated to their work in crime prevention and senior safety; assisting in the free emergency mobile phone program and beacon light bulb program.

During 2007, the COA received over \$12,000.00 in grant funds. These funds, from the Executive Office of Elder Affairs and Elder Services of Cape Cod and the Islands, are used for outreach and to support our chore service program that helps low income seniors maintain their independence at home.

This year the Senior Citizen Real Estate Tax Abatement Program celebrated its twelfth year. For 100 hours of work seniors age 60+ received a \$750 credit on their real estate taxes. In 2007, the COA successfully placed 24 seniors to work in town departments. Our COA Friends organization continues to be a financial lifeline for us. It is through their generosity that the COA is able to offer most of our programs. This year, in addition to its annual appeal, the Friends have undertaken an extensive fundraising effort to buy a new minivan for the COA. This new van will replace a 15 year-old van that had been used to transport frail elders to medical appointments and which can no longer be driven due to major mechanical problems.

In 2007 our COA Board, under the chairmanship of Geraldine (Gerry) Brennan, worked tirelessly to ensure that our seniors remained safe and had a voice in the community. In March, the COA Board sponsored its annual town meeting preview. This preview allowed seniors to hear from town officials regarding various town articles coming up at town meeting and provided an opportunity for town officials to hear from our seniors.

In October, the Board of Selectmen hosted a public forum at the Senior Center that informed seniors of some of the financial issues affecting the town. Those seniors who attended were very vocal in the discussion and the COA appreciates the efforts of town officials to include our seniors in these discussions and to recognize the important role seniors play in our community.

I wish to express my sincere appreciation for the hard work and kindness shown to our seniors by our Outreach Coordinator, Chris Hottle, and our Social Service Worker, Patrick Manning. Their efforts have helped to assist many of our seniors through critical and difficult times. My deepest gratitude to Maureen Hurst, COA Administrative Assistant, Dennis Wojtalak, SHINE Counselor/COA Van Driver, and Gladys Johnstone, COA Nutrition/Program Assistant. Many thanks to Polly Saunders, Bunny Howe, Diana Fabbri, Ollie Ahmuty, Ray Sawyer and Dot Sanderson. My sincere thanks to COA Board members: Chairman Geraldine Brennan, Rev. Gregory Howe, Florence Alexander and Paul Mendes; COA Friends Board members: Diane Corbo, Marge Perry, Vern Wilson, Joan Lenane, and Bob Henneberry.

Our appreciation goes out to all the dedicated volunteers who give unselfishly of their time to assist our seniors. We could never accomplish all we do without them. Congratulations again to Geraldine (Gerry) Brennan, Senior Citizen of the Year 2007.

*Respectfully submitted,*

**Valerie A. Carrano, B.S., M.P.H., G.H.T.**

Director

## Disability Commission

The Disability Commission continued its goal of raising visibility and sensitivity to the reality of people living with disabilities here in Provincetown. The Commission that the Town become more aware of our community when planning tourist outreach, and worked with the town's new Tourism Director, the Chamber of Commerce, and the Provincetown Business Guild to update publications to reflect which businesses are accessible to the disabled.

The Commission also worked with PTV in making a Public Service Announcement (PSA) reflecting people's views on accessibility in Provincetown. This PSA has run a number of times on cable and we hope to produce more of these so that disability issues can be highlighted and sensitivity increased regarding these issues.

The Commission worked with the Board of Selectmen in surveying and gathering information as to the needs of more disabled parking spaces. Many from the commission attended meetings around issues of architectural planning and building accessibility, and provided input regarding the new Dog Park. We made site visits surveying town owned land in order to access disability needs.

We continue to work with Town plans for development, health and emergency preparedness. We submitted a survey to the town for meeting ADA Accessibility standards within Town owned buildings, responded to letters and feedback from people living with disabilities and helped to network people in order to connect them to available Town/visitor services.

*Respectfully submitted,*

**Michelle DeMarco**

Chair

## Housing Authority

In 2007 the Provincetown Housing Authority continued to manage and operate the Housing Authority's subsidized housing programs. The Housing Authority owns and operates: 24 units for elderly and disabled at 44 Harry Kemp Way (Maushope); 9 scattered site units for families; 10 units for homeless persons with HIV (Foley House); 15 alternative housing vouchers for low-income individuals with disabilities.

The Provincetown Housing Authority finalized the work with the Town of Provincetown regarding the transfer of Tax Title property located at 951R Commercial Street approved by the 2005 Annual Town Meeting. The property transfer was approved for the Provincetown Housing Authority to utilize the

property as “best use” for the development of low-income affordable housing. The Provincetown Housing Authority and the Board of Selectman finalized the acquisition of private land owed by Cumberland Farms for development of affordable community housing. The Provincetown Community Preservation Committee approved 1 million dollars of Community Preservation Act funds for the acquisition. The Provincetown Housing Authority and the Board of Selectmen worked on the development of an RFP for development of the property.

The Provincetown Housing transferred the authority to approved expenditures from the Provincetown Affordable Housing Trust Fund to the new Community Housing Council.

Applications for the Authority’s elderly, disabled, and family housing programs are available at the office or by calling 487-0434. Applications for Foley House are available by calling 487-6440. Staff changes: Long term Secretary/Clerk Lucy Singer Farkas passed away in July 2007.

Molly Perdue, Pam Parmakian and Harry Opsahl-Gee resigned as Commissioners for the Provincetown Housing Authority in 2007. George Bryant continued to serve as a member of the Board of Commissioners and Nancy Jacobsen continued to serve as the Governor’s appointee as the State Representative to the Board of Commissioners for a term to expire July 2011. Dr. Cheryl Andrews and Bryan Green were elected to serve on the Board of Commissioners. The Board of Selectman appointed Cathy Reno Brouillet to serve on the Board of Commissioners for the Provincetown Housing Authority.

The Provincetown Housing Authority is committed to its role as advocates for affordable housing and supports the goal of the Provincetown Selectmen to address the housing crisis confronting the Town of Provincetown.

*Respectfully submitted,*

**Patrick J. Manning**

Executive Director

### **Board of Library Trustees**

Among those citizens who volunteer in their local government there is awareness and respect for the wisdom of the Town Meeting. This wisdom, which combines sometimes harsh fiscal policy with uncanny prescience and vision, is apparent usually only in retrospect.

The year 2007 marked nearly ten years of a remarkable collaboration of public and private financial and human resources in Provincetown to move the Provincetown Public Library into a disused antique church building on Center Street from its original home on Freeman Street. The 2001 Town Meeting had the

wisdom to marshal the skills and energies of a determined Board of Library Trustees (BOLT) and add a significant local financial share (\$1.05M) to a state grant (\$1.9M) to undertake an extraordinarily ambitious reconstruction and restoration of the former 1860 Center Methodist Church for use as the new Provincetown Public Library.

With this legislative action the traditional role Trustees played at the Library took on a wholly new dimension as BOLT became overseers of a major capital fundraising campaign. Not only did they raise a significant amount of initial funding for the project but they also needed to borrow an additional \$770,000 from the Town Meeting to fulfill their share of the initial project funding.

By the end of 2007 BOLT and the Provincetown Public Library Supporters (Supporters) had raised \$1,345,444 through this capital campaign. In 2007 BOLT made the first payment of \$84,000 towards the \$770,000 borrowed from the Town in 2001. For the next 19 years BOLT will need to raise similar (but decreasing) amounts of money annually to repay this 'mortgage' on the new Library building.

Beyond this obligation BOLT still has an unfinished Library Building restoration project on its hands. During reconstruction of the building in 2002 the decayed belfry and its large church bell were removed and stored on the Library's front yard. Both seemed neglected and abandoned for nearly five years, but in fact the belfry was waiting its turn as BOLT raised money to address other priorities.

Generous donations from the Hiebert Charitable Foundation and from Michael MacIntyre in memory of Bob Anderson were added to thousands of donations from Library patrons and private citizens in some thirty states to allow the Trustees to undertake in 2007 not only the Belfry's restoration but the refurbishment of its valuable 1835 Holbrook Foundry bell for a total project cost of \$225,000. The belfry structure was hoisted back atop the building in July, requiring two large cranes and a crowd of hundreds of 'bell wishers' who had waited patiently from six a.m. to witness this historic event. Among this gathering were Mr. Anderson's parents, Lee and Mary Anderson.

With spontaneous donations, an additional \$12,000 was found to provide the Holbrook bell with a new, computer-controlled clapper. After a public hearing the Trustees voted to ring the bell daily when the Library opens to the public. These additional funds also paid to light the Belfry so once again it serves as a beacon to mariners in this old New England fishing village.

In September BOLT applied for an emergency grant of \$10,000 from the Massachusetts Historical Commission. This grant was used in October to seal the temporary façade of the front of the building to prevent further water damage to interior walls of the Library. A new phase of reconstruction and restoration begins with this grant.



In 2008, using monies from Robert Duffy and our 2007 annual appeal, BOLT will engage Coastal Engineering of Orleans, MA to prepare bidding plans and documents for the restoration of the building's original ornate façade. The Library will also apply for grants from the Town's Community Preservation Act (CPA) funding and the Massachusetts Historical Commission. Late in 2007 the Library learned that a single donor was pledging enough money to underwrite the design and construction costs of restoring the grounds of the Library in keeping with the buildings designation as a National and State Historical Place.

The success of the capital fund campaign thus far has been measured by each completed project phase and the outpouring of public support the new Library has received since it re-opened its doors in April, 2005. (See the Library Director's Report in this volume.) Success of the capital fund campaign in the future will be measured by the Trustee's ability to maintain and institutionalize its fund raising so the Library can continue to evolve and also care for its magnificent historic building. Towards that end the Trustees in 2007 asked the Director to create a permanent position of Assistant Director for Resource Development. This person will not only assist the Director with the management of the new Library but will spend significant time running the capital campaign and sustaining it to contribute to the stability of the Library and its historic building in the long term. Another component of this position will be to expand the Library's programming, such as Heritage Day, which has broadened the Library's constituency and expanded its fund raising base.

Late in 2007 BOLT also committed itself to producing a new five-year plan under the auspices of the Southeastern Massachusetts Regional Library System (SEMLS), which oversees the management of public libraries in the Commonwealth. This new strategic plan will produce a new mission statement, which will include a pledge to maintain its historically valuable building as part of Provincetown's heritage. Also recognized will be the Libraries commitment to the History Preservation Project, with the construction of the Josephine C. Del Deo Heritage Archive in the lower level, and by continuing to create permanent exhibits which document the Town's vast wealth of cultural, creative, humanistic and historic heritage.

Besides housing our new climate-controlled Archive, the lower level is also home to our building's furnace, which occupied much of the Trustees' attention in 2007. Design flaws and faulty installation had caused one of the two boilers to fail within two years of service. The Trustees were lucky to have Atty. Paul Benatti among their number to help us through the technical and legal morass of getting these major problems resolved. As it stands now, the damaged boiler and its entire venting system were replaced so that the heating system was brought up to peak operating level and condition. This may have saved the

Town as much as \$100,000. The Trustees also wish to thank J.K.Scalan Construction, general contractor, for standing by us.

Clearly the Library experienced a successful fund raising year in 2007. Trustee Lyn Kratz worked closely with Library staff to coordinate and document our fund raising efforts. She was always available for consultation and assistance, even when she was out of state. The fact that Lyn has a degree in library management makes her one of our most valuable Trustees.

Long time Trustee Cj Noyes resigned in December because a new winter home prevented her from devoting herself to the Library as she had in the past. She is sorely missed. Former Trustee Chair Jim Cole was elected in April to fill the post vacated by Trustee Chair Marcia Fair, now a resident of Manhattan, New York. Jim had worked side-by-side with Marcia developing and executing the fund raising and planning which made the dream of a new Library in the 1860 Center Methodist Church a reality. The Town owes an enormous debt of gratitude to them both.

I personally wish to thank our Director Debra DeJonker-Berry for her leadership, courage and devotion to the Library and the Town of Provincetown. I can honestly say I could not be a Trustee without her tireless support. While it won't appear on her resume, she has been the real Clerk of the Works for the entire massive Library reconstruction and restoration project. Only a mind as curious and nimble as hers could have filled that role so capably outside of her field. I know that we have a great Public Library in Provincetown because we have a truly great librarian.

*Respectfully submitted,*

**Edward "Mick" Rudd**

Chair

## Library Director

2007 was a year of reflection and growth. While the Trustees and I spent considerable time with building, construction and fundraising issues, the Library's programs and services continued to grow.

**Adult Programs:** The Library celebrated history in a big way this year; first, in June with our Heritage Day Event, which included a presentation of the work of the Provincetown History Project and unveiled the plans for the Josephine C. Del Deo Heritage Archives to be built in the Lower Level. The Town proclaimed October 10<sup>th</sup> Mary Heaton Vorse Day and the Library hosted an all-day marathon reading of Time and the Town read by members of the community. Then, in November, we recalled the fateful day one hundred years ago, when the schooner Rose Dorothea "made a clean sweep" of the other fishing vessels in the

Fishermen's Race. A new film, "Abraca o Barco," told of the fresh fishing industry, Provincetown in the Age of Sail and the construction of the half-scale ship model in what is now the Library building. This documentary was yet another example of successful community collaboration, with contributions from Library intern Alexandra "Allie" Lustigman, Catherine Russo and PTV and composer John Thomas. During our Open House on Thanksgiving weekend, the film premiered to a crowd of about three hundred. The project was supported in part by the MA Foundation for the Humanities and the Provincetown Cultural Council, with additional help from the Friends and the Supporters of the Provincetown Public Library.

Author readings, book sales and signings continue to bring in patrons and visitors alike. During the Portuguese Festival, Mary Bolton, dressed in Portuguese folk costume, read excerpts of The Dream Garden, An Immigrant's Story, with the audience surrounding the Rose Dorothea. The Library collaborated with Now Voyager Book Store to bring in authors such as Charles Kaiser (The Gay Metropolis) and a special Family Week Presentation spotlighting Courting Equality: a Documentary History of America's First Legal Same-Sex Marriages. The Demolicious Poetry/Multimedia Series featured new literary voices from all over, including Carmen Oquendo-Villar, John Mercuri Dooley, Salvatore Scibona, Michelle Tea, Tara Jepsen and Peter Pizzi. Library patrons also enjoyed the memoir of Towanda DeNagy (Towanda: the First 60 Years) and the poetry of Lisa C. Taylor (Talking to Trees). Women's Week featured Linda Schlechter's ever-popular "Bedtime Stories for Women of All Ages."

A delightful year of programming in our "community living room" was wrapped up with a reading of "A Child's Christmas in Wales" with musical accompaniment and reception, co-sponsored by Lilly O Productions' Counter Performance Series. Over the year, many of the Library's programs were graced with beautiful flowers donated by Maghi Geary and the Provincetown Florist.

Stephen Borkowski and the members of the Art Commission continue to install newly restored paintings and provide guidance and inspiration in both the planning and installation of exhibits. Two exhibits, "Highlights of the Heritage Museum" and "Art in the Library" were beautifully displayed this year in the new David McHoul exhibit case.

**Children's Programs:** *Born to READ!* The popular program for the youngest library users (ages 0-3) continued for the tenth year with Linda Schlechter at the helm. She was assisted again this year by Maria Andrews and Marti Knapp. Funded by a grant through the Cape Cod Children's Place in Eastham, babies and their caregivers met twice a week at the Library in the winter and at St. Mary of the Harbor in the summer.

The annual Summer Reading Program was a big success. The theme was *Catch the Beat!* The program's new format of meeting on Monday evenings when the library is closed allowed Dianna Morton and Gwen Eiger to use the entire library for weekly scavenger hunts that were fun and educational too. On Thursday evenings Linda Schlechter offered Bedtime Stories.

The Library collaborated with the Recreation Department and Now Voyager's Mark Leach in holding a Harry Potter art and composition contest. Prizes were donated by Now Voyager and The Friends of the Library. Susan Packard and Sarah Frisco continued to offer Story Hour on Wednesday and Saturday mornings. Sarah has gone on to college after volunteering in the Children's room since she was 10. A new addition to the volunteer roster is Bob Burns. A freshmen at PHS, Bob can be found every Tuesday after school piloting a book truck as he re-shelves material our patrons return.

**Growth and Opportunity:** Looking back on the year, I marvel at how the seemingly impossible becomes possible when we work together. This year, such accomplishments are innumerable, but several stand out. The restoration and return of the belfry and the 1835 Holbrook bell to the top of the Library, the installation of an electronic bell ringing mechanism, and the evening illumination of the belfry immediately come to mind.

With the guidance of Tourism Director Bill Schneider and funding from the Visitors' Services Board, the Library purchased 100 wonderfully comfortable chairs for library programs. The Tourism Office also helped the Library Staff keep our new display racks filled with Provincetown Visitor guides. The Library worked with the Pier Corporation to purchase stage risers for public events so that our speakers and performers can be visible to the audience.

Working with the Disability Commission, Center Street now hosts a second handicapped parking space, and Grants Administrator Michelle Jarusiewicz provided funding for a second power assist door opener for the Center Street entrance.

Through the generosity of its members and the hard work of the "Below Decks" book sale volunteers, the Friends of the Library purchased window shades for the mezzanine, five new computers, several pieces of furniture and other essentials and funded many Children's programs. The Town MIS Department installed new PC Reservation scheduling software taking the human element out of public computer access thus providing much more fair and equal access.

**Fundraising:** The Supporters of the Library held several fundraisers and thus continue to fund the expenses of the Capital Campaign. This year, the Trustees

made the first payment in the amount of \$84,830 towards the Library Building Fund Debt Service. At year-end, the Trustees and I are quite hopeful that substantial progress will be made towards the restoration of the façade and Commercial Street landscaping by the end of 2008.

**Community Service:** Library Operations Director Karen MacDonald and Children's Librarian Irene Gibbs-Brady respectively wrote the preceding paragraphs on Adult and Children's Programming. The breadth of the programming reflects their dedication to the Library and the community at large. By helping to keep all the construction and maintenance projects at the Library on track on a daily basis, custodian Brian Cowing has grown into the role of Library ombudsman.

The Library's ability to stay open seven days a week year-round is largely the credit of the On Call Staff: Andrew Aull, Ann Cartwright, Martha Hyams, Jean Jarrett, Diana Maher, Susan Packard, Jim Parker, Eric Peters, Mary Smith and Mary Alice Wells. Together, they are a remarkably formidable team always willing to enhance library services. For example, working with Library Intern Allie Lustigman, many of our On Call Staff formed the newly established "A-V Team. The Team was charged with evaluating and updating the Library's audio-visual collection. We are indebted to volunteers Jeannette Bragger, Lee Ciliberto, Marion Roth and Alexandra Smith for their dedicated service to the Library. Their efforts make it possible for the Library Staff to have the time to offer programming and the high level of service more often found only at larger libraries.

**Statistics:** Those services include offering a collection of 36,004 volumes of which 61,586 were borrowed by patrons this year. Of those circulated, a whopping 9,653 were borrowed from other libraries and 12,089 were loaned to other libraries for their patrons. These high inter-library loan figures reflect the Library's Staff's commitment to excellent service as the intensity of labor reflected in each individual loan requires special handling for the item to find its way into the hands of 5,055 registered library card holders. The library offers 15 personal computers for public use, and the software that tracks their use records 18,346 individual sessions in 2007. This year, the Library installed a new PeopleCounter that recorded a record-breaking number - 205,578 people walked through our doors to use the Library in 2007.

I am especially grateful to the Library Trustees for their continued support and hard work. Guided by the expertise of Building Commissioners Matt Mulvey and Russell Braun, Trustee Paul Benatti's efforts to help the Trustees and I understand the legal and mechanical issues surrounding the library's furnace failure has led to resolution. Trustee Jim Cole's work with the Supporters continues to bring in the needed revenue to fund the Capital Campaign. Trustee Lyn

Kratz's leadership and support with the Capital Campaign has resulted in \$209,000 being raised towards the Building Funds.

Trustee Cj Noyes resigned in December, and I will miss her quiet good sense on the board. I marvel at the breadth of Cj's service to the Library over the past ten years which ranges from volunteering on the circulation desk, to working with building plans to moving a library!

Chair Edward "Mick" Rudd's passion for Provincetown, breadth of knowledge and experience about Provincetown and his clear understanding and ability to communicate the Library's mission in this community has helped me to better understand the importance of the job I do every day both as a librarian and as a citizen. I look forward to working with the citizen's of Provincetown in 2008 to provide continued good library service and to complete the Library building project.

*Respectfully submitted,*

**Debra DeJonker-Berry**

Library Director

## Recreation Director

Success is the sum of small efforts, repeated day in and day out.

*-Robert Collier*

2007 has been an accumulation of efforts by many people together creating a thriving community center. I would like to take the opportunity to thank those people who over the last year have stepped up, helped out and supported the staff, events and programs of the Recreation Department. I am pleased that the Community Center is positively contributing to the quality of life in Provincetown. The Recreation Department offers a number of year round activities for all ages listed on our website at [www.provincetown-ma.gov](http://www.provincetown-ma.gov)

It is with sadness that I note the passing of a wonderful employee, Loretta White. Loretta came in and answered the phone during the winter months for many years. She loved to be in the middle of the action, and I know that she kept a watchful eye on the community center from her apartment across the street. Her laughter and joyful being is greatly missed.

Brandon Motta was hired in the spring as the Assistant Recreation Director. Brandon is a graduate of Bridgewater State College and a native of Provincetown. He has been a welcome addition to the department. Everyone that knows Brandon appreciates his quiet confidence and the spirit of competition he brings to any playing field. The youth of Provincetown are fortunate to have such a dedicated

individual come back to his roots wishing to make a difference and be a positive role model.

Summer kicked off with the Portuguese Festival during which the department runs the Capt. Manny Phillips Fishing Derby and Saturday Field Games. Lots of fun was had by all at both events. The summer program had 50-60 children per day in the newly expanded 10 week program. Working families from Provincetown, Truro, Wellfleet and Eastham enrolled and the summer was full of fun and sunshine and a bevy of activity! One of our highlights was participating in the celebration of the Pilgrim Monuments 100<sup>th</sup> anniversary. I wish to thank Betty Steele Jeffers and Jim Bakker for making the children of the community feel so important and so very much an integral part of the celebration. I would also like to thank Cherie Mittenthal from Center for the Arts at Castle Hill for sharing the sand castle building artist and program with us, we had a fantastic time. And to Donna Mahan, thank you for sharing your talent through your Found Treasures program, all of us learned so much from the experience.

The July 4<sup>th</sup> Parade was extraordinary this year, with 32 entrants in addition to our wonderful Fire Department and Rescue Squad, and representation from the Truro Fire and Rescue Department as well. We were proud to have our Coast Guard Color Guard leading the parade, and members of the Army National Guard join us. Much thanks to Bob Littlefield, the knowledge you brought to the table was invaluable. To my marshals who kept the staging area organized and the parade on target while en route thank you for giving of your time and energy, Sharon Lynn, Bill Schneider, and Cass Benson. Thanks to Sandy Turner, Gary Delius and Doug Taylor for your judging expertise and impromptu commentary at Town Hall, you three were great. I would be remiss if I did not recognize the Provincetown Police Department, especially Chief Tobias, Jim Golden, Glen Enos and Ruth Anne Cowing. Also to be recognized for their part in the after parade celebration Justin Otzel, Austin Knight, Wesley Meideros and members of the Knights of Columbus. A HUGE thank you to Diana Tobias, without whom the picnic could not have been up and running as the parade arrived at Motta Field. Special thanks to Shannon and Jeff Perry who made the picnic an extra special event for those of us lucky enough to kick off our shoes and play in the foam! Jimmy Roderick and Carl Owsowski, thank-you for giving up your truck for a couple of days, picking the sand up from the highway department (thanks Ray!) and for driving us in the parade.

In September, we initiated a new after school program. Working with Beth Francis, Charlotte Fyfe, Judy Ward and Maryanne Campagna, children ride the school choice bus to the community center. Once they arrive, we have a snack, get all homework done and after that play games, do arts and crafts, read, use the computers in addition to a whole host of various activities, until parents pick up usually between 5:15-5:30. This program filled a large need in the community and

it is great to have kids here during the school year as well as summer. We were blessed with fantastic weather for the 2<sup>nd</sup> Annual Skate Competition held in partnership with the Knights of Columbus. There were 26 contestants and about 175 spectators, everything ran smoothly and there were no injuries. I would like to thank Wesley Medeiros, Michael Medeiros, Pam Medeiros, Anna Medeiros, Jill Macara, Derek Macara, Rob Cabral, David Mazochi, Jim O'Keefe, James Meads, Charlie Miller the Highway Department, Lower Cape Ambulance, Provincetown Police Department, and of course the DPW.

Our Halloween parade seemed to be the biggest we have had in years. We marched from Seashore Point aka "the Manor" down Commercial Street to the Community Center where sandwiches and health snacks were served to all the ghouls and goblins went out for their own trick or treating adventures. The day was beautiful and warm which made the afternoon all the more fun. A special thanks to Ruth Ann Cowing for being our police escort. And thank you to Debbie DeJonker-Berry and Karen Thomas who are just great to work with each year.

I know we are very grateful to Jen Crooks from Garden Renovations who donated her time and staff to aerate, fertilize and reseed the soccer field. I don't want to forget to thank Buildings and Grounds: Tony Lemme, Steve Martin, Nathan Herrick, and Anthony Kalantzis - thanks for always going above and beyond. Ray Duarte, Jeff Perry and members of the Highway Department thank you for being there when we need you.

In closing I want extend my gratitude to all other volunteers and members of the community who contribute to our success all year long. To all of you; your time, your effort, your resources, your willingness to give of yourselves puts the community into community center—and I thank you. Vaughn Cabral, Robert Cabral, Myya Beck, Patrick and Shannon Patrick, Susan Packard, Cynthia Packard, Jerry Costa, Terese Nelson, Nelsons Bait and Tackle, Board Stiff, Lands End Marine Supply, Cape Cod Fish, Provincetown Schools, John Hanlon, Lucy Hamilton, The Lobster Pot, the Lions Club, EJ Martinez, Jon and Wendy Salvador, Seashore Point, Seaman's Bank, James J Roderick and Sons, Kate Burns, Cody Silva, Cody Edwards, Pauline Galipaue, Sean Roderick, Chad Edwards, Larry Luster, Jon Sawyer, Paul Silva, Portuguese Festival Committee, and members of the Recreation Commission Treg Kaeselau, David Mazochi, Susan Cook, Cass Benson, Bronwyn Malicoat and Jill Macara.

*Respectfully submitted,*

**Tracy Driggs Trewhella**

Recreation Director



## Visitor Services Board

After what has been a tumultuous year for the Office of Tourism and the Visitor Services Board (VSB) we are happy to submit our annual report for 2007. Despite the sudden departure of the Tourism Director in the summer of 2007, the initiatives planned for the year were achieved and carried out with great success. As a town we owe a debt of gratitude to the now Assistant Town Manager, David Gardner, who wore “multiple hats” to make sure that tourism related activities were implemented effectively. It is clear in the quick action of new Town Manager to find a Director of Tourism that she understands the importance of Tourism to Provincetown’s economic well being. Lisa Bowden, formerly the town’s Cultural Development Coordinator, was appointed Director of Tourism in December and has hit the ground running.

As with all areas of town government, funding has been a major point of discussion during the last quarter of 2007. As a means to assist the Town to close the fiscal gap in the current budget cycle, the VSB in a joint meeting with the Board of Selectmen, approved motions to support a town article in April 2008 that would transfer \$27,870 of unspent funds from the Coordination and Support FY 2008 unexpended funds to go towards the General Fund and to allocate \$10,057 from the FY 08 Municipal Projects Budget Line to fund DPW Extended Restroom Hours. The tourism budget line for “municipal projects” continued to be the focal point of the FY 2009 budget process between the VSB and Board of Selectmen in 2007. The VSB and the prior Board of Selectmen had adopted a plan that advocated spending, in this area of the budget, be invested in more lasting tourist related projects. Given that a total of 55% of the room taxes monies are paid into the wastewater management and the general fund, the VSB feels that tourist related services such as public restrooms and additional trash pick-up should be funded as part of the town’s overall operating budget. However, given the current financial difficulties facing Provincetown the VSB offered a compromise that allocated 50% of the tourism municipal projects funds be used to help pay for additional trash pickup, grounds maintenance and rest room facilities. The BOS voted instead to use most of the municipals funds for trash and rest room facilities.

The VSB’s goal is for these services to be incorporated in a streamlined, efficient DPW operating budget so that we could use the funds in this area for more lasting services such as an informative, useful Provincetown tourism website. The two-year-old Provincetown Tourism Office (PTO) website is in great need of expansion and updating. The plan includes capturing much of our collateral marketing materials on the PTO website to provide both visitors and residents with current information about Provincetown activities and events. This will reduce the expense of mailing information to lead requests and help provide a

better glimpse of Provincetown via our e-brochure on demand. As more visitors are planning their travel solely via the Internet, this marketing campaign will better meet the demands of the consumer. Social networking sites are proliferating on the Internet and are drawing very large numbers of users. Travelers are increasingly relying on other travelers for advice and guidance. One in three online travelers read reviews of destinations that reinforce the importance of word of mouth testimonials, underscoring the value of the repeat visitor. Three years ago, the VSB shifted a significant portion of their overall budget into an aggressive marketing campaign in an effort to secure new markets and retain the markets that have been historically captured. The continued need to market Provincetown is necessary to retain our market share of a highly competitive destination tourism industry.

The VSB continues to advocate the need for improvement to Provincetown's tourism infrastructure to sustain Provincetown's economic base. Just as joint ventures are needed to promote innovative ideas, the concept of public-private partnerships has been embraced in Provincetown as evidenced by a variety of initiatives, including "Bring Life to Ryder Street," monthly beach clean up and the improvements to the Town's Waterfront Memorial Park. These types of partnerships are encouraged to continue providing an economic resource for infrastructure maintenance.

The VSB also continues to develop a cohesive and cooperative approach among our travel partners, local business organizations and tourism-related businesses to implement a marketing plan that is focused, consistent, non-redundant and unifying. The Provincetown Tourism Office has become a leader throughout the Commonwealth of Massachusetts in strategically marketing and promoting Provincetown as an all-inclusive cultural and eco-friendly destination that celebrates diversity. Last February, the PTO partnered with Cape Air-JetBlue at the Travel Industry Association of America-sponsored "Adventures in Travel" expo in southern California. Cross-promoted as the "Los Angeles Times Travel Show," hundreds of consumer leads were obtained at this well-attended trade show, where Provincetown was the only destination present from Massachusetts. Competing with destinations such as Stowe, Vermont, Myrtle Beach, South Carolina and Disney's Vacation Club, our presence at these consumer trade shows is important to introduce new visitors to Provincetown and not lose other visitors to our competition.

Earlier this summer, the Tourism Director hosted a television crew from *PinkPlanet*, a Canadian Broadcast Corporation travel show that produced a 30-minute segment featuring Provincetown as a gay-friendly destination. In partnership with the Massachusetts Office of Travel and Tourism, two additional segments featuring Boston and Martha's Vineyard will appear on this magazine-format TV show, which will debut its fourth season in February 2008, showcasing a glimpse of

Provincetown's arts, culture, entertainment and the significant importance of the GLBT community.

In partnership with private businesses and the Provincetown Schools, the VSB produces an annual exhibition of artwork featuring local students' depictions of Provincetown's history and heritage. As a result of the PTO's collaboration with Massport, this exhibition was featured at Logan International Airport this past summer. Provincetown's presence at the busiest airport in Massachusetts has reinforced our position as America's oldest continuous art colony while introducing emerging artists to visitors from all over the world. In 2007, the VSB also introduced the Provincetown Farmers Market, featuring fresh fruit, flowers, produce, and vegetables in a village-like atmosphere on 16 Saturdays throughout the summer and fall season. Due to its success and popularity the market will run from May through October in 2008.

The VSB continues to implement cross-promotional opportunities. As one of 14 partners working together with the Massachusetts Cultural Council Adams Grant Task Force through the Provincetown Economic Development Council, the VSB has collaborated to develop strategies that use the Town's cultural assets to stimulate economic activity that is year-round, sustainable, measurable and recognizable. The goal of these collaborative efforts has become a unified effort for the 14 partners to market Provincetown as a premiere arts and culture destination, in hopes of creating more year-round job opportunities throughout different sectors of the local economy, which in turn will strengthen the core community.

The annual Tourism Grant process for FY 2008 began in November 2006. 41 requests for funding were received for a total of \$267,150. From an historical perspective, more applicants requested less funding than in FY 2007, when 39 applicants requested funding in the amount of \$295,337. Earlier this year, the Board of Selectmen approved 27 grant requests in the amount of \$99,450. The average recommended grant award was \$3,683 (versus the FY 2007 average grant award of \$4,169). Nine applications (nearly 22% of those received) which were recommended by the VSB for grants, represent new events, municipal enhancement projects or first year grant applications, including the History Preservation Project, Farmers Market, Historic House Tour, Top One Hundred Exhibition, Outdoor Movies at the Aquarium Mall, Big Taboo (Gay Music Festival), New Conference Center Promotion, New England International Erotic Art Festival and Women of Color Weekend.

On-going marketing activities continue to be the most important area of the overall plan. The continued need to market Provincetown is necessary to retain our market share of a highly competitive destination tourism industry and to maintain an aggressive advertising and marketing campaign that promotes the

wide range of arts, cultural, eco-related, family and GLBT activities available year-round.

Earlier this year, the first volume of *Provincetown Stars*, a music CD produced with Tourism Fund revenues to help promote the efforts of the Town's Fireworks Task Force was released. All proceeds from the sales of the CD will generate funds for the Town's Fireworks Gift Fund. *Provincetown Stars* includes 13 tracks of music featuring artists that have performed on stage in Provincetown. This innovative marketing initiative provides a tangible element for visitors to enjoy long after they have left Provincetown.

Twenty thousand dollars of the marketing budget is earmarked to be equally divided for co-op advertising with the Provincetown Business Guild and Provincetown Chamber of Commerce. Co-op marketing serves to penetrate the target markets of these two active town organizations and allows existing tour and travel promoters to convey their message to targeted audiences. On July 20, 2007, during a joint meeting with the Chamber, PBG and VSB, the PTO media plan was introduced in an effort to develop a cohesive and cooperative approach in marketing Provincetown.

Using one of our most valuable resources, senior volunteers now welcome visitors to Town Hall during the peak summer months. With the generous donation of brochure racks from the Provincetown Public Library, the display of promotional materials has become more inviting for visitors.

Earlier this year, the Travel Industry Association of America reported about the "slow-growth" environment projected for 2007. Indicators support the belief that niche marketing remains a key to sustaining growth and expanding success in the tourism industry. We are encouraged that room tax receipts for the last part of 2007 have increased over prior year, which we hope is an indication of success in this area. The Town's marketing plan integrates print, Internet and email components to more strategically market Provincetown. To add value to the media plan, the Tourism Director continues to negotiate components to each print advertising contract, which include greater Internet exposure and cross-promotional opportunities. These efforts remain necessary to meet the VSB's mission and retain our market share of the highly competitive destination tourism industry. By integrating the ways in which Provincetown is marketed, the PTO and VSB will reach a greater target audience by promoting a wide range of year-round arts, culture, eco-related, family and GLBT activities available to visitors and second homeowners alike.

During the past year, 18 familiarization trips to Provincetown were organized by FOCUS Communications and hosted by the PTO, generating 10 feature stories, with four additional stories scheduled for the summer of 2007. In addition, media

exposure was included on four television broadcast segments featuring Provincetown and one web-based news portal. Based on the FAM trips completed, FOCUS is credited with over 10 million visual media impressions resulting in an advertisement equivalency of over \$236,000, a most impressive return on investment. The following media outlets have produced stories about Provincetown: *Canarsie Courier*, *Cn8*, *Edge*, *Fox 25*, *Gayout.com*, *Genre*, *HotelChatter.com*, *Let’s Shop*, *New Haven Register*, *New York Daily News*, *New York Times*, *Parentguide*, *Privilege Magazine*, *Westchester Magazine* and *WGBH* in Greater Boston.

We hope that this report gives you a good understanding and appreciation for how Provincetown’s room tax monies are utilized. Several years ago the room tax was increased by 4.7% to its current 9.7% so that the town could use the additional funds to enhance and promote tourism. As a board we feel that we are duty bound to protect these special funds and use them for their intended purpose. Despite whatever economic pressure the Town may face in the coming years, it is imperative that we continue to invest in our number one economic engine - Tourism.

*Respectfully submitted,*

**Robert Tosner**

Chair



The Provincetown Airport Commission is pleased to report that 2007 was another safe and successful year for aviation and air travel and that the airport continues to be a valuable asset for our town and region. Our hometown airline, Cape Air, boarded in excess of 12,000 passengers and flew them safely and efficiently to Boston Logan International Airport, for their final destination or to connect on other airlines like Cape Air’s partner, JetBlue Airways, to destinations throughout the world. Race Point Aviation gave hundreds of hours of flight instruction and sightseeing rides with two modern Cessna aircraft, and open cockpit sightseeing returned to Provincetown with “Wilma”, a vintage Waco biplane. We are indeed fortunate to have these dedicated operators providing service here. Our airport hosted the National Gay Pilots Association fly-in in September, with 140 pilots and a dozen aircraft for a weekend of fun in our town, and the US Navy used our airport as its staging area for torpedo recovery maneuvers. At numerous times throughout the summer, every aircraft parking space at the airport was occupied and the auto parking lots were full. It was a very good year.

Because of our status as an airport with scheduled air service that boards at least 10,000 passengers per year, we are eligible for a minimum of one million dollars per year in federal and state capital improvement grants. With this funding we prepared a 10-year Capital Improvement Plan (CIP) two years ago and began the lengthy environmental approval process. The CIP includes several operational safety and security improvements as well as maintenance and capacity improvement projects that would be completed over the next five to ten years. Our progress this year in implementing the plan was that we completed a Notice of Project Change/Draft Environmental Impact Report/Environmental Assessment (NPC/DEIR/EA) in response to the Certificate of the Secretary of Environmental Affairs on the Environmental Notification Form (EOEA # 13789) CIP. The Commission received a Certificate on the Draft EIR in mid July of 2007, and has been working closely with local, state and federal environmental agencies in evaluating alternatives that provide the greatest safety and security improvements with the least environmental impact.

There was a change to the funding mechanism for our law enforcement officer (LEO) support for the Transportation Security Administration (TSA) passenger screening operation. Until this year, funding was between TSA and the Provincetown Police Department. Beginning this year, the agreement is between TSA and the Airport Commission. We were required to submit a competitive application for funding to the TSA, and although our funding level was reduced from prior years, we were able to secure adequate funding and executed a 5-year agreement. We also negotiated an increase in the rent that TSA pays to the airport for locating its administrative unit on airport property.

Last year, the Airport Commission implemented a landing fee and contracted with a company to install electronic equipment to record, and then bill aircraft owners a fee for the using the airport. The desired traffic counts did not materialize and the equipment failed to be reliable enough to make it viable for the contractor so the contractor asked to remove the equipment and terminate the contract. Therefore, we suspended the landing fee program and are weighing our options for the future. Another change for airport users was the decision of the Cape Cod Regional Transit Authority (CCRTA) to discontinue the airport and Race Point stops on the beach bus route. Bus service is still available but it is on demand and can take up to a half hour to have the bus pick up passengers at the airport. We are working to have the service restored but with the poor financial position of CCRTA we are not sure how successful we will be. While we are making steady progress on implementing our capital improvements master plan, it will be a while before we are ready to begin the majority of the improvements. In the meantime, we wanted to complete a few projects to improve the security, appearance and overall experience of using the airport. We replaced a section of scruffy landscaping in front of the terminal with cobble stone pavers to make the

area more functional and attractive. Many people use the airport as a rest stop while riding the bike paths through the Cape Cod National Seashore so we installed a bike rack in the cobble stoned area. We also repaired and replaced sections of the fencing on airport grounds that had deteriorated or were missing. We replaced a slow dial-up internet connection at the airport with high speed DSL, and enabled WiFi in the terminal for the convenience of passengers and visitors. We installed a computer in the conference room for use, not only by the Airport Commission, but also by visiting pilots so that they can check weather and file FAA flight plans. We are in the process of installing a handicapped accessible entry door to the terminal, and we are adding another public phone in front of the terminal.

Looking ahead, we received funding from the FAA and Massachusetts Aeronautics Commission for the purchase of a new snow plow truck to replace our 10-year old truck. Once the new truck arrives, the airport will turn over its current truck to the DPW for its use. We are also working with the Town in hopes of seeing a cell phone tower erected at the wastewater treatment facility so that there will be adequate cell phone coverage at the airport and the seashore. Lack of cell phone coverage at the airport is more than an inconvenience; it poses a serious public safety problem in the event of an emergency and we hope that this problem will be solved in the coming year. Regarding the seashore, we have been in discussions with George Price, Superintendent of the Cape Cod National Seashore concerning our "lease." Negotiations have been stalled since 2004 on a long term solution to the airport's use of federal land. We now feel that we are in general agreement as to the airport's right to exist and that we can conclude an agreement this year.

There were some personnel changes on the commission this year. Chairman Richard Silva retired due to term limits at the end of 2006 after nine years of dedicated service and was replaced as chairman by Michael Leger. Joan Drysdale retired from the Commission in August for personal reasons after serving since May 2000, and Vice Chairman Steven Page retired in December due to term limits. We welcomed new members Heath Gatlin and Michael Valenti to the Commission. We would like to express our sincere gratitude to Commissioners Silva, Drysdale and Page for their many years of dedicated service to the Town, and wish them well. We would also like to thank Cape Air President and CEO Dan Wolf, Communications Director Michelle Haynes, Station Manager Joady Brown and the entire Cape Air station staff, as well as Airport Manager Arthur "Butch" Lisenby for their continued dedication. Finally, our sincere gratitude goes to Peggotty Gilson for her ongoing contribution to the beautification of our airport. All of these people make Provincetown Airport the jewel that it is.

*Respectfully submitted,*

**Michael Leger**

Chair

## Beautification Committee

This year the Beautification Committee was involved in working with other town boards and departments in making our town more beautiful. The major project that most of our energy has been devoted to this year is the redevelopment of the Waterfront Park. The committee worked directly with the Visitor Services Board in designing and redesigning (and redesigning) a plan for the Park that appeals to most all of us. We're hopeful this plan will come to fruition before the busy tourist season begins in May, 2008.

We also worked closely again this year with the Buildings and Grounds Department, Nathan Herrick and Tony Lemme in particular, by paying for the Leyland Cypress trees on Jerome Smith Road next to the Skateboard Park, and all those beautiful flowers on traffic islands all over town. Thanks Nathan and Tony for all your hard work in planting and maintaining all those plants! We look forward to another year of making our town even more beautiful.

*Respectfully submitted,*

**James Mack**

Chair

## Conservation Commission

The Provincetown Conservation Commission's responsibility is the enforcement of the Massachusetts Wetland Protection Act and the local Provincetown Wetland Protection By-Law as well as management of Town owned Conservation lands. Five Commissioners and two Alternate Commissioners comprise the Provincetown Conservation Commission. During most of 2007 the Commission had two alternate vacancies. The Commissioners meet the first and third Tuesday evening at 6:30 p.m. in Town Hall. Meetings are posted and public comment is welcome before each meeting agenda.

In 2007, the Commission approved 14 Notices of Intent, 13 Determinations of Applicability, and granted 8 Certificates of Compliance. In addition, 1 Abbreviated Notice of Resource Area Delineation, and 1 Amended Order of Resource Area Delineation were approved. The Commission issued and ratified 5 Enforcement Orders. Currently, 1 Commission decision is being contested at the Department of Environmental Protection and 2 citations are being challenged in District Court. The Commission's goals and objectives include: increase open space and conservation lands; encouragement of environmentally sound construction, smart growth, and use of "green" living principles; promotion of awareness, appreciation and understanding of the Wetland Protection Act, Provincetown Wetlands By-law and its regulations; promotion and participation in constructive interdepartmental communication; passage and implementation of effective



definitions and regulations; effective management of Conservation properties; maintain consistency in permitting and compliance; continued collaboration with the Open Space Committee and the Provincetown Conservation Trust on implementing land management plans; continued growth in competence through education and training; continued assessment and expansion of conservation agent services to support the fulfillment of the Commissions' mission; and to continue developing avenues of funding and grant opportunities to support the Town's conservation program.

The Conservation Commission has had a very busy and successful year. Several projects have been completed and several new initiatives are underway. 2007 marked the completion of the update to the Town's Open Space and Recreation Plan, the finalization of several land management plans for Town owned open space and conservation properties and the broadening of local conservation regulations for expanded protection and regulatory oversight of our precious wetland resource areas and interests.

The Commission is very pleased to have the services of a part-time Conservation Agent. This position has allowed the Commission to expand its programmatic initiatives and to more efficiently address the conservation needs of the community. With the expanded services provided through this position the Commission has been able to apply for and receive several grant awards applied for in 2007. Most notable is a grant awarded for an AmeriCorps Individual Placement in the amount of \$8,064. The Individual Placement is Amber Stonik, an AmeriCorps services member. Ms. Stonik works with the Conservation Agent and the Commission on implementing land management plans and projects. Ms. Stonik's service contract covers two days a week through the end of FY 08. The Commission also received two land management grants from the Barnstable County Land Management Grant Program to support efforts of implementing land management plans for the Shankpainter Pond Wildlife Sanctuary and the Ray and Nicky Wells Conservation Area (also known as Nicky's Park). These grants totaled \$7,750. These projects are slated to be completed by the end of June 2008.

The Commissioners continue to attend trainings and seminars sponsored by the Massachusetts Association of Conservation Commissions to broaden individual knowledge of the Wetlands Protection Act and to gain experience in effectively managing and implementing their regulatory duties and to enhance the Commission's functionality at the local level. The Provincetown Conservation Commission looks forward to another productive year in 2008.

*Respectfully submitted,*

**Elaine Anderson**

**Dennis Minsky**

Co-Chairs

## Harbor Committee

The Provincetown Harbor Committee has met regularly all year. We are still negotiating with the Wetlands and Waterways Division of the Department of Environmental Protection on the amended Municipal Harbor Plan approved by the Town in April 2006. It appears that the Town needs to update the Appendices which list the waterfront properties, the percentage of property encroaching into state jurisdiction, and an easily understandable formula used to calculate the fee required. We continue to try to balance the needs of the waterfront property owners with the needs of the upland community.

We are continuing to review and process a record number of Chapter 91 license applications. Many of these are complicated and after review is complete we make recommendations to the DEP on each application. More work has been done on improving public access to the waterfront beach within the Chapter 91 process. We recommended and partially funded the Town's participation in the water quality estuarine project with the US National Park Service and the Town of Truro. The two week sampling program has been completed and we await the results of the dispute between the DEP and UMASS Dartmouth which is running the study for the state.

Clean-up of the beaches has always been a problem due to manpower and funding. We were able to get a demonstration of a beach surf rake by a manufacturer that seems to be the type that the Town needs. We are seeking costs for the rake and tractor for towing and hope to purchase the equipment this year. We made mooring fee recommendations to the Board of Selectmen, and we will be reviewing Shellfish Regulations and present recommendations to the Board of Selectmen in 2008.

*Respectfully submitted,*

**Gerard Irmer**

Chair

## Recycling & Renewable Energy Committee

The Recycling Committee, which was established in 1990, accomplished a great deal and was very active through the mid 1990's. It helped to set up the transfer station after the closure of the landfill, implement a curbside recycling program for the town, sold composting bins and sponsored town and beach clean-ups. After having achieved some major goals, the committee's activities slowed to the point that there was an article before town meeting in 1999 to abolish the Recycling Committee. That article did not pass but the committee became less active and did not meet at all during either 2004 or 2006. In early 2007, after nearly two years of dormancy, the recycling committee was reinvigorated with the

appointment of a full compliment of motivated townspeople. At our first meeting in 2007, on March 28, we discussed and voted to support Article 11 of the April 4, 2007 Special Town Meeting: **Article 11. *Expand Recycling Committee Scope to Include Renewable Energy.*** To see if the Town will vote to amend its vote under Article 35 of the March 12, 1990 Annual Town Meeting, as amended, by renaming the town board created thereunder as the “Provincetown Recycling and Renewable Energy Committee;” or to take any other action relative thereto. The article passed. The committee also voted at this meeting to endorse a new, expanded recycling program for the town. This new program was implemented by the DPW in July, 2007.

**Recycling:** The new recycling program increased the types of plastic that we can recycle. Previously we could only recycle types #1 and #2 plastic. With the new program we can recycle types #1 through #7. We can also now recycle blue and frosted glass bottles which were previously prohibited. We no longer need to separate plastic and metal containers. The new program also has significant financial benefits for the town. Under the old system we paid to transport all of our waste, both trash and recyclables, to the respective waste facilities. Under the new system, the town does not pay to transport recyclables and we are paid for our cardboard and paper. The DPW estimates that this is going to save the town over \$44,000 during the first full year. With input from our committee, DPW Administrative Assistant Jim Denietolis created a brochure explaining the new recycling program that was mailed to every household in town. This brochure is available on the Town’s website [www.provincetown-ma.gov](http://www.provincetown-ma.gov).

Since we have so many visitors walking our streets during the summer with beverage containers, we felt a need to try to provide them with a way to recycle their empty bottles and cans. Six recycling containers were purchased and placed at strategic locations throughout the downtown area, next to the litter barrels. These containers were well used and we are grateful for the assistance of the DPW for collection. We have submitted a grant application to the Massachusetts Department of Environmental Protection for up to 36 additional containers. With these additional recycling containers we would be able to add more downtown, place some on our beaches, and make them available to the sponsors of events that come to town like the PanMass Challenge and others.

Another initiative that we have taken to increase recycling in town is to reach out to our school administrators and teachers in an effort to encourage more recycling in the classrooms. We introduced them to The Green Team ([thegreenteam.org](http://thegreenteam.org)), which is an interactive educational program that empowers students and teachers to help the environment through waste reduction, reuse, recycling and composting. We feel that by promoting recycling in the classroom, the students will carry the message home to their families. We also encouraged the management of the Grand Union Supermarket to begin offering reusable shopping bags for

sale to cut down on the use of plastic bags. The store has sold out of its stock twice since it began selling them. We do recognize that the Grand Union does make available a receptacle for recycling plastic trash bags and we encourage its use.

In order to further our mission of developing strategies for recycling as much of Provincetown's trash as possible, we have asked the town to reinstate a line item budget for our committee. The recycling committee previously had a dedicated line item in the town budget. As part of a reorganization of the DPW in 2003, the committee's budget was absorbed into the DPW budget. We hope that our committee will again have a dedicated line item in the town budget so that we can better carry on our important work for a cleaner environment.

Looking forward to next year we hope to see even more recycling by encouraging greater compliance with the town's existing recycling bylaws and regulations. We also want to update our solid waste regulations and recycling guidelines.. We recognize that many residents still do not fully understand the new recycling program we plan to make the recycling section of the town website more accessible and user friendly. We have applied to the state for a grant to develop additional educational materials, including a handy reference card with recycling information for residents and which can also be placed in guest houses, motels and restaurants for guests. We're also considering proposing the use of clear plastic trash bags in town to encourage greater compliance with our recycling bylaws. We would like to express our sincere thanks to everyone at the DPW and especially DPW Administrative Assistant Jim Denietolis, who has been our liason with the department and has attended all of our meetings.

**Renewable Energy:** The passage of Article 11 at the April 4, 2007 Special Town Meeting changed the name of the recycling committee to the Provincetown Recycling and Renewable Energy Committee and thereby expanded its scope. This article followed up on votes of the November 13, 2006 Special Town Meeting, which adopted the US Mayor's Climate Protection Agreement and endorsed the Cape Cod Renewable Fuels Partnership. In addition, on November 27, 2006, the Board of Selectmen voted to participate in the Cities for Climate Protection Program of the International Council for Local Environmental Initiatives (ICLEI) Local Governments for Sustainability. Please see the "Climate Protection" link on the homepage of the town website [www.provincetown-ma.gov](http://www.provincetown-ma.gov) for more information.

The first of five milestones in implementing ICLEI program is to conduct an energy audit of all town buildings to establish a base line of usage. Once this base line has been established, the next steps will help the town set goals for reducing energy consumption, develop an overall energy policy for the town and monitor the results. We strive to be as energy efficient as possible, and want to explore the use of renewable energy systems such as wind and solar.

Provincetown has been identified as an ideal location for land-based wind power generation. A 2004 study conducted by the University of Massachusetts stated that Provincetown has some of the highest wind-speed land sites in the state. We have taken some preliminary steps toward assessing the feasibility of wind power for our town. Also, the Cape Cod National Seashore (CCNS) has announced its intention to construct a wind turbine to power the bath house at Herring Cove Beach, while the Cape Cod Chapter of the American Lighthouse Foundation constructed a wind turbine at the Race Point Lighthouse last spring. Recognizing that wind power is being considered by a number of Cape Cod communities, organizations and the CCNS, the Lower Cape Planning and Development Roundtable is conducting a workshop on wind viewshed sensitivity assessment to identify areas most suitable to accommodate wind turbines. In light of these developments we have prepared a survey to be included with the 2008 town census asking townspeople whether they support having wind turbines built in town, and if so, suitable locations. The results will be presented at the spring town meeting. We are also exploring the feasibility of installing photovoltaic (solar) panels on one of the buildings at the airport.

We are planning some interesting and informative programs for broadcast on Provincetown Television (PTV) next year such as tours of the wind turbine at Race Point Lighthouse and a recently remodeled home in Truro that is one of the “greenest” homes in the country. Our committee members have attended a number of workshops such as Clean Energy for Schools and Towns, Land-Based Wind Projects, and Cape Cod Use Less - Recycle More Paper Campaign. We will continue in the coming year to encourage more recycling and to explore the development of renewable energy in our town. Finally, we are always looking for motivated volunteers to serve on this committee and invite you work with us to protect our environment.

*Respectfully submitted,*

**Michael Leger**

Chair

## Water & Sewer Board

Water pumpage for 2007 was 240,268,878 gallons, representing a 9% decrease from 2006’s 264,550,978 gallons. Indeed, since 2002 annual water withdrawals have declined a total 24%. Average daily pumpage declined to 658,271 gallons per day from 723,272 gallons in 2006. For the fourth successive year the Town was in full compliance with its permit from DEP to withdraw up to 850,000 gallons per day.

During 2007 the Water Department continued its program of installing an additional 487 radio-read meters, 61% of the department’s accounts now have radio-read meters, which, as the project continues, will dramatically reduce the

time needed to read meters and issue bills. Once all accounts are equipped with radio-read meters, it will be possible to issue water and sewer bills on a quarterly basis rather than twice a year as is presently the case. In conjunction with the ongoing water meter replacement program, the Board would remind everyone that water is a precious commodity and would urge people to be aware of water consumption. Every year hundreds of thousands of gallons of water are wasted through leaking toilets, faucets left running, and undetected leaks. It is the Board's policy that abatements will not be granted for fixture-related leaks. Water and sewer customers are reminded that they are responsible for all water consumption recorded by their water meter. Most water meters are equipped with a small red triangle that spins around whenever water is flowing through the meter. If the red triangle is moving and you are unaware of any water being used in your house, you may have a leak. Please call the Water Department at 508-487-7064 to have water personnel investigate the possibility of a leak. In addition, leak detection tabs that indicate whether a toilet is leaking are available free of charge from the Water Department.

During 2007 15 additional properties were connected to the sewer bringing the total number of connections to 488. There still remain 41 properties to connect as part of the initial phase, of which 34 are so-called "red" properties that have been allowed to delay their connection because they have functioning, albeit noncompliant, septic systems. In March the Board amended the sewer rules to expand the conditions under which so-called "red" properties will be required to connect to the sewer, including sale, change of use, substantial reconstruction or renovation. Among the new connections during 2007 were eight so-called "red" properties and two delinquents.

In May work began on a major sewer expansion that will bring service to the Shank Painter basin area and to extend service in the Alden Street area, in particular to serve Seashore Point, the new skilled-nursing/assisted-living facility. Together these two extensions will serve an additional 177 properties. On July 16<sup>th</sup>, the wastewater treatment system quietly marked its fourth anniversary of operation. Also in May the new laundromat opened its doors for business, thereby bringing coin-operated laundry services to Provincetown after a 20-year hiatus.

Because a 2006 study disclosed excessively high levels of fats, oils and grease at the treatment plant, the Town undertook an aggressive two-pronged program of education and enforcement aimed at restaurants and food-preparation businesses. A subsequent study conducted during the summer of 2007, which recorded significantly lower levels of fats, oils, and grease, would appear to indicate that the grease management program has been successful.

In August the Board held a joint meeting with the Board of Selectmen to review recommendations for rate relief for users of the sewer system. While there is

general agreement that sewer rates are too high, the joint meeting did not produce any substantive action.

The Board voted to increase the sewer connection surcharge rate for those red dot properties that had still not begun to pay a betterment from \$39.08/gallon to \$45/gallon—equal to the Phase 2 betterment rate. The rate increase was subsequently ratified by the Board of Selectmen and became effective November 1, 2007.

During 2007, the Board received 62 applications for abatement of water and/or sewer charges, of which it granted 45 and denied 17. In addition the Board granted 15 deferrals of water and sewer charges for qualifying taxpayers.

*Respectfully submitted,*

**Jonathan Sinaiko**

Chair



The last year has been a time of extreme, sometimes painful, re-organization, which included stream-lining the educational process, and combining some administrative positions, allowing us to cut last year’s budget by half a million dollars and to turn over an additional one-hundred and forty-five thousand to the Town of Provincetown General Fund in Medicaid reimbursement funds. Although some difficult decisions had to be made, overall it turned out to be fruitful. While cutting the budget, the District successfully stabilized enrollment. There was an insurgence of energy and creativity to develop a new preschool program, which is now growing by leaps and bounds, and should act as a good feeder into our elementary school, middle school, and high school.

Many of the goals that the District achieved last year came out of our Future’s Conference, hosted by PAAM, May 16<sup>th</sup> and 17<sup>th</sup>, in 2006. The School Committee had invited 70 community stake-holders, a broad cross-section of the Provincetown community, to participate. During the conference this group made suggestions, bandied about ideas for the future, and created an educational wish-list. The result was that the Futures Conference acted as an organizational foundation and a catalyst for the School Committee’s development of a business plan for the future. All of these changes placed quality people in key positions while cutting costs and while not sacrificing the quality of educational services. All of these initiatives are presently moving forward, and all of them have a clear and financially prudent bottom line.

In the Spring of 2007, the School Committee and Superintendent moved forward with the creation of a Strategic Planning Committee. The Committee began its work by gathering data, using the Future's Conference findings as a base. This involved the use of a number of surveys, the first of which was designed to identify core values for the Provincetown School District, using both traditional paper surveys and internet surveys to collect data. A second survey was sent out by the Strategic Planning Committee, and collected opinions and ideas used to shape the Mission Statement. The information gathered from both surveys served to help to form the Vision Statement that was used to create the base of the Strategic Plan. The Vision Statement for the Provincetown School District evokes the mental images and pictures of the long-range plans of the District for its future, with a baseline for excellence. The Strategic Plan should guide decision-making over the next five years, and beyond. Change is a process which includes four critical stages: assessment (of the current situation), planning/development, implementation, and evaluation. Some stages take considerably more time than others, depending specifically on what the process is trying to accomplish. The cycles vary according to content, and the most important thing to remember in this process is that there is no such thing as a quick fix.

The community can be assured, that this process, and those working in it, are considering all the options, those traditionally presented, and those more currently before us, and that the relationship of the Provincetown School District to the community at large, and the meaning of every aspect of that relationship, are a prime factor in our visions, and will be a prime factor in any decision-making. These are not merely financial decisions, although financial considerations are a part of the process. These are decisions about the quality of life in Provincetown in the future, and the place of educating both our children and ourselves in that future.

I would like to offer our sincere gratitude and respect to the members of the Strategic Planning Committee, and to everyone who has resourced and/or served it: Steve Roderick, Community/Chair; Paul Silva, Community/Parent/Co-Chair; Donald Murphy, Community/Co-Chair; Jim Cox, Clergy/Community; Christine McCarthy, Arts/Community; George Ladd, Consultant; David McGlothlin, Teacher; Petra Farias, Guidance Counselor; Mary Beck, Teacher; Elizabeth Francis, Teacher; Lisa Fox, Teacher; Carol D'Amico, Teacher; Jessica Waugh, Superintendent, Ex-Officio. Resources Studied: Futures Search Conference, Norton Public Schools DIP 2006-2011; Foxborough Public Schools Strategic Plan 2007-2012, District Improvement Plan 2006-2011; Chatham Public Schools Five Year Strategic Plan 2006-1011.

In closing, political spins will not solve a community's broken budget, at any level. Such problems cannot be wished or hoped away. What are required are both short and long term solutions which serve to enhance not only the



progressive growth of a community, but its quality of life a well. Freedom and opportunity do not come without cost. We all need to think about what kind of a community we want, and what kind of a community we want to bequeath to the future, and we need to maintain high ethical standards in all the decisions we make, including all members of the community and considering all aspects of what make a community's life. The source of our community's pride in itself flows not from our government, but from how we act to make a community we can be truly proud of.

*Respectfully submitted,*

**Terese F. Nelson**

Chair

## Superintendent of Schools

Provincetown Public Schools embraced the charge of change with structural, instructional and curricular perspectives on the traditional school model. Constructing new frameworks for intellectual excellence while targeting a response to the community, the District redirected its academic focus in 2007 on individualized instruction and personalized education. As the Superintendent of Schools, once again I have the honor of sharing this energizing news with you.

How did the District implement these conceptual changes into a working model? Veterans Memorial Elementary School initiated school-wide, global education, thematic units built upon teacher collaboration structures begun in 2006. Fully utilizing these structures, elementary teachers regularly convened to create, design and develop individual classroom instructional components as well as a whole school culminating project to provide students with experiences woven into core subjects across skills and content. Selecting *China* as the theme for 2007, teachers discovered the impact of co-teaching and project-based learning through shared planning and inquiry rather than from an administrative edict. Teacher empowerment drove and will continue to drive instructional and program enrichment at our elementary school.

The vehicle for change in the high school was the new schedule. Provincetown High School embarked upon deep transformation with the advent of a schedule designed to simulate a college format and to provide students with choices as they matriculate through the grades. The Guidance Director, Ms. Petra Farias, surveyed faculty as well as worked directly with teachers to develop 11 new courses and semester electives such as Anatomy, Anthropology, International Relations, Psychology and Set Design originating from interest, qualifications, certification standards. Additionally, the Academy of Arts, Science and Technology expanded into the Academy at Large to secure mentors for individual classrooms to increase our established community collaboration. The Academy Director, Ms. Nancy Flasher, folded Internship and Independent Study into the

auspices of the Academy Program and added Community Coordinator to her duties to facilitate the District's priority of enhancing community partnerships. One of these partnerships, The Center for Coastal Studies, launched our fall MassSail program of school-at-sea in recognition of Provincetown's marine history and heritage. The District looked forward to augmenting these Town collaborations in the coming years.

Provincetown High School's graduating Class of 2007 joined the classes of 2003, 2004, 2005, 2006 and 2008 with 100% Competency Determination meeting the Massachusetts Department of Education MCAS requirement for attaining a high school diploma. Provincetown High School continued its distinction as the only high school on the Cape with this record; Provincetown Public Schools sustained this citation as one of the very few school systems within the state. Furthermore the rate of graduates who pursued advanced education at four year colleges increased 100%.

In association with Boston College Professor Emeritus Dr. George Ladd, a Strategic Planning Committee was formed to construct a Long Term Strategic Plan for the school system. Under the direction of Chair Mr. Steven Roderick and Co-Chairs Mr. Paul Silva and Mr. Donald Murphy, the Planning Committee met over the course of the summer and fall to develop the plan building upon the report from last year's Future Search Conference and surveying the community for core values and mission statements. The District appreciated the task completion scheduled for January 2008 and thanked committee members Chris McCarthy, Gary Delius, Reverend James Cox, Mary Beck, Carol D'Amico, Petra Farias, Lisa Fox, Elizabeth Francis, and David McGlothlin for their commitment to this vital assignment.

The Provincetown School Committee expressed deep gratitude to Mr. Burton Wolfman for his plethora of contributions to the entire system and his deep dedication to our ever-increasing preschool program. The preschool program has thrived due to his efforts. Mrs. Deb Trovato continued to serve the District in her original position as the Committee welcomed Mr. Kerry Adams, PHS Class of 1978.

We acknowledged dedicated faculty who retired from our schools in 2007: Susan Avellar, Olympia Ciliberto, Janice Johnson, Helen Motto and Arthur Reis, Jr. Their commitment to students extended beyond the classroom into many, many extra-curricular activities and events. We welcomed administrators and faculty who joined our community of learners: Special Needs Director, Linda Koelbel, School Psychologist Margaret Ward - Donoghue, Allan Peterson, 6<sup>th</sup> Grade Instructor and Middle School Team Teacher who served as our Athletic Site Coordinator, Emily Edwards, Spanish Instructor, David McLardy, High School Mathematics Instructor, Marcia Miriam, Elementary School Nurse, and John

White who serves the District in the newly reconfigured year-around Athletic Director position.

Provincetown Public Schools held in high regard the assistance of Dr. Vida Gavin, retired Superintendent of Schools, who served the children during 2007 as our Special Needs Director. The District welcomed new Town Manager, Ms. Sharon Lynn, whose insistence on a community – school association was refreshing and as our shared Town Technology Team expanded its role into classrooms, we appreciated the expertise of Beau Jackett, Information Systems Director, Marcin Sapinski and Lynne Martin.

Saddened by the tragedy of Mr. Xavier McLeod's sudden passing, the District continued to honor his professionalism and kindness by memorializing the lane by the elementary school gymnasium in his honor.

With the FY 08 budget reduction of \$500,000, the multitude of creative endeavors to increase student achievement while reinventing the schools was possible only with a dedicated, proficient School Committee and a skilled faculty, administration and staff. Fulfilling ever-expanding federal and state regulations while answering to the daily demands of central office functions, the Superintendent's Office operated only through the competence and capabilities of Ms. Alma Welsh and Mrs. Betty White. Serving the children and community of Provincetown with the School Committee Chair, Mrs. Terese Nelson and Vice-Chair, Mr. Peter Grosso, the Committee itself, the professionals of Veterans Memorial Elementary School and Provincetown High School continued to be an honor and a privilege.

*Respectfully submitted,*

**Jessica G. Waugh**

Superintendent of Schools

### **Provincetown Junior & Senior High School**

I have started the second year of my tenure as this district's PreK-12 Principal with pride and renewed energy. I am pleased to report that much has occurred at both Provincetown High School and Veterans Memorial Elementary School this past year to improve both the quality of life for all of our children, and the enhancement of the delivery of our educational services.

The following report pertains directly to improvements made at the high school; the second report will address improvements made at the elementary school.

The Provincetown High School fundamental educational mission statement reads, in part, that its goal is "to participate in, and contribute to, an environment that encourages each member to achieve to a greater potential and to recognize the

value of self-reliance and life-long learning”. From an educational standpoint, I am pleased and proud to report that, as in past years since the MCAS inception, 100% of our graduating seniors have met their MCAS graduating requirements. I also must report that as a district, across all grades and levels, this year’s MCAS scores have not, however, improved as much as we would have liked. For that reason, the district, under the leadership of our Superintendent, has engaged in an in-depth and sustained self analysis to accomplish two district goals: Increase student performance and increase student improvement. All teachers who have direct access to the delivery of educational services – to include paraprofessionals and aides – have been instructed, directed and mandated to bring these two goals into focus and fruition and at the forefront of their teaching.

Our course offerings and daily schedule (which have not changed for several years) have also come under scrutiny and are producing favorable results. Eleven new courses (electives offered on a semester or half-year basis) are currently in place. These courses were created in house and are taught by in-house talent and expertise. These elective courses range from Set Design to Psychology, from Ecology to Anthropology, from Anatomy to International Relations. Other new courses such as SAT and MCAS preparation also are found in our schedule, not as electives, but as required subjects which, as supported by other school districts that have implemented such courses, will pay good dividends. None of these new courses would have occurred without the concerted efforts and hard work of a well-talented and dedicated staff. This high school faculty has shown and continues to show its commitment to excellence and continues to offer the very best to all students.

In a more traditional fashion, our Internship program continues to grow and gain a strong foothold in the community; our Academy program continues to thrive, as well as expand into what we refer to as Academy-At-Large, whereby greater possible community involvement is sought and will be obtained.

Indeed as we look into the future of this institution, we, the entire faculty as a community of learners, spent a considerable amount of time last year looking to define our role for the future. At that time we identified four areas of concentration which are currently under study by four separate “Task Forces”. These are: Shared Vision; Collaboration; Public Relations; and Supervision / Evaluation.

The complete definition and mandates of these four “Task Forces” are clearly beyond the scope of this report. Suffice it to say that we, as a district, are very much engaged in this type of dialogue, self discovery, analysis and reflection. As this work reflects and parallels the work initiated by our Superintendent and her Steering Committee, it also comes at a very opportune time as we are required to report to the New England Association of Schools and Colleges (NEASC) the

progress this institution has made since its last accreditation in June of 2006. I am quite confident that our five-year progress report will show that this institution is, indeed, on track.

It is with optimism that I look to our future. We have a solid curriculum with a wide range of course offerings and a well-trained and hard-working staff. Clearly some challenges are facing us, as in most districts, particularly those pertaining to enrollment. Economic fiscal restraints and realities will continue to challenge all of us. One challenge that we are meeting head on is the safety of our students and staff. Together with our Police Department, we have put into place a Crisis Protocol in which we have invested much effort and energy. Based on our preceding accomplishments and the above-mentioned advancements and expansion of programs and initiatives, I strongly believe, as I stated in last year's report that "within a community of learners great strides and educational opportunities for all of us are still ahead".

*Respectfully submitted,*

**Florian A. Pavão, Ed.D.**

Principal

### Veterans Memorial Elementary School

Much activity and progress has been made at VMES over the past year. Before I highlight those areas of progress, it is important to acknowledge, as stated in the Provincetown High School report, that "as a district, across all grades and levels, our overall MCAS scores have not, however, improved as much as we would have liked." Also mentioned in the High School report, our Superintendent's mandates and directives pertaining to this educational challenge are being met at Veterans Memorial Elementary School. Our professional and supportive staff understands the nature of this challenge and is prepared to meet it head on.

This professionalism is evident in all of the current and past initiatives such as the revamping of our new Report Card document, the creation of our mid-term progress report, continual curriculum review, and the implementation at all levels of our new Empowering Writers Program. This last initiative is of particular relevance as we tackle the open-end response of MCAS at Veterans Memorial Elementary School (as stated in last year's report). This faculty is very much aware of the importance attached to data-driven decision making processes. Much time and energy has been duly spent on issues pertaining to the interpretation of relevant student data. Such analysis has helped us tackle our attendance policy and procedures, among others.

Along those lines, a careful analysis of our parent demographics and socio economics has helped to develop our growing and thriving Pre-School Program. This program has reached its highest enrollment in years and brings with it great

promise as we also tackle our general enrollment challenge. Our Pre-K program continues to be revised with an emphasis on literacy that reflects current research and best practices along with being aligned with the Massachusetts Department of Education Literacy Frameworks.

Best practice and current research are also at the forefront of our commitment to deliver the best educational services to our special-needs population. A part-time Director of Special Needs has been hired and is carefully reviewing our current practices and providing strong leadership in the implementation of existing Educational Plans. A new clinical psychologist, also on a part-time basis is supporting the Special Needs Director in her efforts. All our Pre-School through twelfth- grade students currently involved in Special Education will continue to be serviced and challenged by a caring and dedicated staff that espouses the notions and merits of an inclusive model for educating special needs students. This assertion was true last year and continues to be so this year.

I must add, at this point, the importance that must be attached to other current programs or activities, which at first glance, appear to be mundane: The launching of our new newsletter, appropriately named Fish Tales, the artistic mural adorning our lobby walls, and the creation and sustainability of thematic projects, such as China (last year), and Africa (this year), which culminate in school-wide presentations, resulting in widespread parental involvement. As we strive to bring our schools to the forefront of our community's awareness and sphere of importance, any and all positive public relations are an asset.

*Respectfully submitted,*

**Dr. Floriano A. Pavão**

Principal

### Report of School Employee Earnings

Name	Began Service	Education	FY 2007-08 Salary
<b><u>Administrative Office</u></b>			
<b>Superintendent of Schools</b>			
Jessica G. Waugh	1980	Sweet Briar College, B.A. Fitchburg State College M.Ed.	95,000
<b>Administrative Assistant/Human Resources</b>			
Alma M. Welsh	1979	Burdett Junior College Longevity	60,307 3,000
<b>Administrative Assistant/Business &amp; Finance</b>			
Betty White	1986		60,307
<b>District Principal</b>			
Floriano Pavão	2006	University of Mass B.A. Harvard University A.M. Boston College Ed.D.	119,046

Name	Began Service	Education	FY 2007-08 Salary
<b><u>Veterans Memorial Elementary School</u></b>			
<b>Title I Reading Specialist</b>			
Barbara Losordo	1976	Kent State B.S. (Funded by Title I Funds: 70%)	57,929
		Longevity	2,800
<b>Teachers</b>			
Allan D. Peterson	2007	Univ. of Delaware B.A.	15,274
Judy Ainsworth	1983	Keene State College B.S.	57,929
Marie Boxer	1993	Fairleigh-Dickinson Univ. B.A.	57,929
Elizabeth Francis	1994	Boston College B.A. Lesley College M.Ed.	58,240
<b>Assist to School District Principal</b>			
Elizabeth Francis	Nov. 2006		15,423
Mary Beck	1971	Westmar College B.S. Longevity	56,978 2,100
Martha Neal	1986	Anna Maria College B.A., M.A. Longevity	64,947 1,400
Helena Ferreira	2000	Smith College B.A.	44,036
M. Valerie Valdez	1999	Univ. College of Dublin B.C.L Lesley College M.Ed.	52,637
Sandra Bostwick	1979	Corning Community College A.A. SUNY @ Cortland B.A. Longevity	57,929 2,100
Kelly Lindsay	2006	Ohio State University B.S. Ashland University M.Ed.	48,381
<b>Bldg. Based Adm. Assistant</b>			
Judy Ward	1998	Longevity	37,717 800
<b>Library Assistant</b>			
Palomo Campillo	2001	Politecnico Grancolombiano B.S.	15,548
<b>VMES Cafeteria</b>			
Claudia Colley	2000		19,642
Lawrence DeCosta	2000		14,596
<b>Coordinator Buildings and Grounds:</b>			
Larry Brownell	1975	Overtime: Longevity	46,158 2,896 3,075
Michael Luster	2005	Overtime:	32,109 1,623
<b><u>Provincetown High School</u></b>			
<b>Guidance Counselor</b>			
Petra L. Farias	2006	Brandeis University B.A. University of Mass. M.A. Framingham State College M.A.	61,874
<b>Teachers</b>			
John Hanlon, Jr.	2000	Cornell Univ. B.S., Boston Univ. M.Ed. Bridgewater State College, M.Ed.	63,806

Name	Began Service	Education	FY 2007-08 Salary
Genevieve Martin	1998	Univ. of Mass. @ Amherst B.A., M.A.	54,121
Francis Johnson	2002	Worcester State College B.S.	58,002
Peter Codinha, Jr.	1981	Yankton College B.A.	64,948
		Univ. of So. Dakota M.A.	
		Longevity	2,100
Arthur Reis, Jr.	1973	Northeastern Univ. B.S.	68,462
		Longevity	2,800
Nathaniel Bull	2003	State Univ. of NY College @ Oswego B.S.	45,899
Amelia Rokicki	1995	Univ. Mass. B.A.	66,618
		Simmons College M.S.	
		Salem State College, CAGS Ed. Leadership	
Margaret Phillips	1989	Indiana Univ. B.A., M.A.	64,948
		Longevity	700
Carol D'Amico	1988	Emmanuel College B.A.	57,929
Lorie L. Welch	2005	Univ. of Toledo B.S.	47,631
		Univ. of Phoenix, M.Ed.	
Dawn Butkowsky	2002	Oneonta State B.A.	44,037
Nancy Flasher	1997	Lesley College B.S.	52,908
		Antioch New England M.Ed.	
		<b>(Funded by School Choice)</b>	
David C. McGlothlin, Jr.	2006	Emory and Henry College B.A.	58,765
		George Mason University M.A.	
Emily Edwards	2007	Wheaton College B.A.	8,987
David C. McLardy	2007	St. Andrews Univ. B.S.	5,078
<b>Athletic Director</b>			
John White	2007		7,191
<b>Library Media Specialist for the District</b>			
Fran Manion	2002	Univ. of Toronto B.Ed.	59,963
		Syracuse Univ. B.A.	
<b>District Music Teacher</b>			
Casey Sanderson	2004	Westfield State College B.A.	37,014
<b>District Art Teacher</b>			
Lisa B. Fox	1977	Univ. of Mass B.F.A. in Ed. and Art	57,929
		Longevity	2,800
<b>Shared Physical Education Teacher</b>			
Lisa Colley	2002	Salem State B.S.	42,399
<b>School Based Administrative Assistant</b>			
Pamela Silva	1984	Bay Path Junior College	42,417
		Longevity	2,300
<b>Guidance Secretary</b>			
Sheila Colburn	2000		32,324
		Longevity	700
<b>PHS Cafeteria</b>			
Brenda Costa	1984		19,615
		Longevity	2,500
Cynthia Lambrou	2002		14,542



Name	Began Service	Education	FY 2007-08 Salary
<b>PHS Head Custodian</b>			
Michael Smith	1977		41,961
		Overtime:	590
		Longevity	3,075
Kevin Littlefield	2000		37,704
		Overtime:	1,759
Jill Sawyer	1999		38,107
<b>District Social Worker</b>			
Maryann Campagna	2002	Lesley College B.S. Rhode Island College MSW	57,263
<b>School Psychologist</b>			
Margaret Donoghue	2007	Boston College B.A., M.Ed. St. Michael's College C.A.S. (Funded by Special Ed. Entitlement Grant)	10,012
<b>School District Nurses</b>			
Marcia Miriam	2007	Daemen College B.S. Nursing Barnes-Jewish College of Nursing, R.N.	27,792
<b>Lead School Nurse</b>			
Donna O'Brien	2005	Worcester State College B.S. University of Lowell M.S.N. (Funded by the Enh Scl Health Serv)	47,847
<b>Special Education Dept/Student Services</b>			
Linda Koelbel		Westfield St Coll. B.S.E Spec. Ed. Western New Mexico Univ. M.Ed.	12,669
<b>Dept. Secretary</b>			
Sallie A. Tighe	1981	Curry College, B.A. Longevity	30,450 2,600
<b>Teachers</b>			
Marcia Rose-Packett	1981	Lesley College B.S. Longevity	57,929 2,100
Jeanie Peterson	2000	Plymouth State College, B.S. (Funded through School Choice)	55,733
Judith Stayton	1998	Pennsylvania State Univ. B.S.	57,929
<b>Speech Therapist</b>			
Margaret Millette-Loomis	2006	University of Mass. @ Amherst B.A. Bouve College @ Northeastern Univ M.S.	55,733
<b>VMES Paraprofessionals</b>			
Sheree Silva	1988		19,203
		Longevity	1,700
Mark Peters	2002	Wesleyan Univ. B.A.	19,203
Barbara Grandel	2005	Cape Cod Community College A.A.	16,847
Valerie Kepler-Golden	2001	(School Choice)	19,006
Rachael MacMillan	2006	University of Mass. B.A.	17,762
<b>PHS Paraprofessionals</b>			
Christopher J. McIntire	2005	North Adams State College, B.A. (School Choice)	18,533

Name	Began Service	Education	FY 2007-08 Salary
Susan LaBree	2000	Fisher Junior College	19,227
Anne Mullins	2006	Bates College B.A. Antioch School of Law (School Choice)	15,547
Melissa Youngblood	2003	(School Choice)	18,585
Jill Macara	1996	(Funded through School Choice) Longevity	19,227 900
<b>Coordinator of Transportation and School Bus Driver:</b>			
Lucy Hamilton	1998		26,071

School Committee Members	Term Expires
Terese Nelson, Chairperson	2009
Peter Grosso, Vice Chairperson	2008
Shannon Patrick, Secretary	2009
Debra Trovato	2010
Kerry Adams	2010

**School Year 2007-08 Calendar**

Sep. 3	Labor Day	Feb. 18	Presidents' Day
Sept. 4	Prof. Dev. Day	Feb. 18-22	Winter Recess
Sept. 5	School Opens	Feb. 25	School Re-opens
Oct. 8	Columbus Day	Mar. 17	Prof. Dev.t Day
Oct. 9	Prof. Dev. Day	Apr. 18	Close End of Day
Nov. 11	Veterans Day	Apr. 21	Patriot's Day
Nov. 20	Close End of Day	Apr. 21-25	Spring Recess
Nov. 21-23	Thanksg Recess	Apr. 28	School Re-opens
Nov. 26	School Re-opens	May 26	Memorial Day
Dec. 21	Close End of Day	Ju 20	Prof. Dev. Day
Dec. 24-1/1	Christmas Recess		
Jan. 2	School Re-opens		Senior Early Release Day: May 30, 08
Jan. 18	Prof. Dev.t Day		Graduation Day: June 2, 2008
Jan. 21	Martin Luther King Day		180th School Day: June 19, 2008
Feb. 15	Close End of Day		185th School Day: June 26, 2008

	Enrollments 2007-08	Projected Enrollments 2008-09
Pre-K	30	30
Kindergart	7	15
Grade I	9	7
Grade II	7	9
Grade III	11	7
Grade IV	12	11
Grade V	9	12
Grade VI	11	9
<b>Totals:</b>	<b>96</b>	<b>Projected: 100</b>

Enrollments	Projected Enrollments	
	2007-08	2008-09
Grade VII	17	16
Grade VIII	13	17
Grade IX	19	13
Grade X	14	19
Grade XI	25	14
Grade XII	14	25
<b>Totals:</b>	<b>102</b>	<b>Projected: 104</b>
<b>Grand Totals:</b>	<b>198</b>	<b>Projected: 204</b>

#### Cape Cod Regional Technical High School Enrollments

1994-95: 2	1999-00: 5	2003-04: 2
1995-96: 6	2000-01: 2	2004-05: 4
1996-97: 4	2001-02: 4	2005-06: 9
1997-98: 4	2002-03: 3	2006-07: 10
1998-99: 4	2002-03: 3	2007-08: 9

### Cape Cod Regional Technical High School

Cape Cod Regional Technical High School was established in 1973 as a public technical high school that divides student learning time between academic classes and technical training. For our previous school year 2006-2007 we had 686 students enrolled in 18 different technical programs from our sending school district that comprises 12 towns from Mashpee to Provincetown with an operating budget of \$11,086,903.

William N. Fisher completed his first year as the Superintendent/Director of Cape Cod Tech and he is a 28-year veteran administrator at Cape Cod Tech. Mr. Leonard Phelan, former Assistant Principal at Dennis-Yarmouth Regional High School completed his first year as Principal.

Cape Cod Regional Technical High School graduated 127 students in June of 2007 and 26 graduates plan on attending 4-year colleges, 49 graduates plan on attending 2-year colleges, 41 graduates have obtained jobs upon graduation and 6 have joined the military. Cape Cod Tech has been able to make significant progress in raising student performance on the MCAS (Massachusetts Comprehensive Assessment System) and our school again met Adequate Yearly Progress (AYP) with the 2006 MCAS exam.

In addition to our renewable energy program, the Cape Cod Tech School Committee has approved the lease/purchase of the first tri-generation system for energy savings in a public facility in this country and installation should be completed this fall. This system, once it is in place, will reduce our electric energy consumption by more than 40% and our heating costs by 25-30% each year. This

new concept demonstrates Cape Cod Tech's commitment to reducing annual energy consumption and that we are doing everything we can to reduce our energy costs. Capital improvements for the FY '07 included replacement of Cape Cod Tech's gym floor and the renovation of the 4<sup>th</sup> of our 4 science laboratories.

Our Adult Education program had another excellent year under part-time coordinator, Ron Broman, who has made a tremendous impact on the quality and quantity in the courses we offer. For FY '07 we ran over 40 courses with approximately 5 residents from Provincetown participating during the Fall of 2006 and Spring of 2007.

SkillsUSA is a national organization serving students enrolled in technical programs. This year our students brought home 13 gold, 11 silver, and 4 bronze medals in the district competition, 3 gold, 5 silver, and 7 bronze in the state competition, and in the national competition, we brought home a silver medal in Marine Service Technology and placed 5<sup>th</sup> out of 35 national Web Design teams.

Cape Cod Tech provides money saving projects for our district and community and these projects not only save thousands of dollars, but also provide our students with real life work experience in a supervised setting. For the 2006-2007 school year, the total estimated value of the savings to our sending towns from work completed by Cape Tech's technical shops was in excess of \$869,000.

*Respectfully submitted,*

**Christopher Enos**

Provincetown Representative, Cape Cod Regional Technical High School District

## Town Directory

**Airport - Director of Operations**  
508-487-0241

**Assessor - Principal**  
508-487-7017  
pgavin@provincetown-ma.gov

**Board of Selectmen**  
508-487-7003  
selectmen@provincetown-ma.gov

**Building Commissioner**  
508-487-7020  
rbraun@provincetown-ma.gov

**Council on Aging Director**  
508-487-7080  
vcarrano@provincetown-ma.gov

**Fire Department**  
508-487-7023  
ptfire@provincetown-ma.gov

**Grant Administrator**  
508-487-7087  
mjarusiewicz@provincetown-ma.gov

**Health Agent**  
508-487-7020  
jevans@provincetown-ma.gov

**Health Inspector**  
508-487-7020  
bcarlson@provincetown-ma.gov

**HIV Program**  
508-487-7086  
pmanning@provincetown-ma.gov

**Housing Authority Executive Dir.**  
508-487-0434  
pha@capecod.net

**Human Services Director**  
508-487-7080  
vcarrano@provincetown-ma.gov

**Library Director**  
508-487-7094  
ddejonker@provincetown-ma.gov

**Licensing Agent**  
508-487-7020  
dvanalstyne@provincetown-ma.gov

**Marine Superintendent**  
508-487-7030  
rmckinsey@provincetown-ma.gov

**MIS Director**  
508-487-7000 ext.538  
bjackett@provincetown-ma.gov

**Municipal Finance Director**  
508-487-7010  
aheilala@provincetown-ma.gov

**Parking Department**  
508-487-7050  
pbenatti@provincetown-ma.gov

**Permit Coordinator**  
508-487-7020  
mnotaro@provincetown-ma.gov

**Police Chief**  
508-487-1212  
wtobias@provincetown-ma.gov

**Public Works Director**  
508-487-7060  
dguertin@provincetown-ma.gov

**Recreation Director**  
508-487-7097  
ttrewhella@provincetown-ma.gov

**Tourism Director**  
508-487-7000 ext. 536  
lbowden@provincetown-ma.gov

**Town Clerk**  
508-487-7013  
djohnstone@provincetown-ma.gov

**Town Manager**  
508-487-7002  
slynn@provincetown-ma.gov

**Treasurer**  
508-487-7015  
lobrien@provincetown-ma.gov