

SPECIAL TOWN MEETING

MONDAY, APRIL 1, 2002

(1) Elizabeth Steele-Jeffers moved that the Town vote to waive the reading of the warrant.

Motion Carried.

(2) Elizabeth Steele-Jeffers moved that the Town vote to grant permission to speak at the April 1, 2002 Special Town Meeting to the following persons who are not registered voters of the Town of Provincetown:

Dennis Anderson, *Cape End Manor Interim CEO*;

Jon Banton, Christine Bassett, and David Roush, *of Roush & Associates, Inc.*;

Edward Boxer, *Acting PHS Principal*;

Dennis Clark, *Recreation Director*;

Chad DeLima, *Marine Superintendent*;

Mario DiGregorio, Horsley & Withney

Dale Fanning, *Director, Provincetown Heritage Museum*;

Patricia Fitzpatrick, *Tourism Director*

Dr. Colette Traylor, *Superintendent of Schools*

Paul Gabriel, Mark White, and Wayne Perry of *Environmental Partners Group, wastewater engineers*

John W. Giorgio, Esq., and other attorneys of the firm of *Kopelman & Paige, P.C., Town Counsel*

Tony Jackett, *Shellfish Constable*;

Michelle Jarusiewicz, *Grant Administrator*;

Steve Johnson, *Metcalf & Eddy wastewater engineer*

Bruce T. Miller, *Director of Municipal Finance and Town Accountant*

Patricia Pajaron, *Health Inspector*

William Rokicki, *Principal, Veterans Memorial Elementary School*;

Eileen Thomas, *Cape End Manor Administrator*

Motion Carried.

(3) Elizabeth Steele-Jeffers moved that on all matters to come before the April 1, 2002 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 Carried Unanimously

Article 1. Cape End Manor Care Campus and Route 6 Open Space Corridor. To see if the Town will vote as follows:

WHEREAS, for more than half a century the Town of Provincetown has provided nursing home services for the Outer Cape by owning and operating the Cape End Manor, often at significant annual subsidy by Provincetown's property taxpayers; and

WHEREAS, in order for nursing home services to continue to be provided, our aged Manor building must be replaced with a new facility, something the Town cannot afford to do itself; and

WHEREAS, in order to provide needed services in our geographically-isolated community at the tip of Cape Cod, the Board of Selectmen and the Cape End Manor Board of Directors have developed an innovative plan for a new Cape End Manor Care Campus, in which a qualified non-profit health care entity would construct and operate a new nursing home facility, affordable assisted living, and rehabilitation therapies; and

WHEREAS, following a competitive procedure, the Board of Selectmen has selected Roush & Associates, Inc. as the most advantageous proposal to carry out this innovative plan, subject to obtaining necessary approvals from town meeting and the Commonwealth of Massachusetts; and

WHEREAS, after a thorough search, the Board of Selectmen and Cape End Manor Board of Directors have selected Site Y, so-called, a five-acre site along Route 6 near Howland Street, as the proposed location for the new facility; and have taken steps to secure that property from the Commonwealth of Massachusetts; and

WHEREAS, the Cape End Manor Care Campus proposal represents a once-in-a-generation opportunity to provide a continuum of needed health care services in Provincetown; and

WHEREAS, Article 58 of the April 1, 1991 Annual Town Meeting voted to authorize the Board of Selectmen to petition the Commonwealth of Massachusetts and Barnstable County to discontinue all or a portion of that part of State Route 6 which lies within the corporate boundaries of Provincetown; and

WHEREAS, the Board of Selectmen has petitioned the Massachusetts Highway Department to acquire all 221 acres comprising the layout of Route 6 in Provincetown; and

WHEREAS, of the 221 total acres, 61 acres are needed for the roadway, 5 acres for the Cape End Manor Care Campus, with a balance of 155 acres available for open space and conservation land;

THEREFORE, the Town votes to instruct its representative in the General Court to file a home rule petition for a special act entitled, "An Act Discontinuing A Portion Of Route 6 In Provincetown As A State Highway And Authorizing And Directing The Executive Office Of Transportation And Construction To Convey Certain Land To The Town Of Provincetown For Public Way Purposes And Also For The Purposes Of Conveyance And Open Space" to read as follows

SECTION 1: Notwithstanding the provisions of section twelve of chapter eighty-one of the general laws, the portion of Route 6 in the town of Provincetown, having approximately five acres, along the southerly sideline of route 6 between Snail Road and Howland Street, abutting a former railroad location, shown on the plan entitled "Plan of Cape End Manor Care Campus Site," a copy of which is filed in the office of the director of the Provincetown department of public works, is hereby discontinued as a state highway, hereby becoming a town way, and the commissioner of the executive office of transportation and construction, hereinafter referred to as the commissioner, is hereby directed to file in the office of the Barnstable county commissioners and in the office of the Provincetown town clerk a certified copy of a plan showing the portion of the way so discontinued.

SECTION 2: Notwithstanding the provisions of sections forty E through forty J of chapter seven of the general laws, the commissioner is hereby authorized, empowered and directed to grant to the town of Provincetown, by deed, for consideration as set out in section six of this act, the land described in section one of this act, to be held by said town for public way purposes and also for the purpose of conveyance to a not-for-profit corporation or corporations organized under chapter 180 of the general laws, for such monetary or non-monetary consideration as the board of selectmen of said town shall determine, which shall include the reservation by said town of a restriction, enforceable by said town in perpetuity, that said land shall be used for medical care purposes, which may include a nursing home and an assisted living facility, or to be held for such other purpose as the Provincetown town meeting shall vote pursuant to section fifteen A of chapter forty of the general laws.

SECTION 3: The portion of route 6 to be discontinued and the parcel of land to be conveyed to the town of Provincetown is a portion of the land taken in 1953 by layout and order of taking number 4070, dated September 8, 1953, recorded with the Barnstable County registry of deeds in Book 854, Page 123, as shown on the plans of said state highway, on file in the office of the department of highways, as such layout has been subsequently altered by the commissioner.

SECTION 4: The commissioner having voted pursuant to section twelve of chapter eighty-one of the general laws to discontinue all but the parcel described in section one of this act of the layout of route 6 in Provincetown described in section three of this act as a state highway, such discontinued portion having become a public town way, the board of selectmen of the town of Provincetown is hereby authorized to alter the layout of said town way so that at least sixty one acres remains within said town way as so altered, and to accept such altered layout, the remaining land within said original layout, other than the parcel described in section one of this act, being approximately one hundred and fifty five acres of land as shown on the plan entitled "Route 6 Conservation Land Parcel," a copy of which is filed in the office of the director of the Provincetown department of public works, to be transferred from the care, custody, management and control of the board of selectmen for public way purposes to the conservation commission for conservation, open space and passive recreation purposes, notwithstanding the provisions of section fifteen A of chapter forty and sections twenty-one through twenty-four of chapter eighty-two of the general laws, said transfer to become effective upon the acceptance of such altered layout by said board of selectmen.

SECTION 5: The board of selectmen of the town of Provincetown is hereby authorized, this act constituting the authorization required under the provisions of section three of chapter forty of the general laws and no vote of transfer being required under section fifteen A of chapter forty of the general laws, to convey the land described in section one of this act only after the layout of said town way known as Route 6 has been altered by the board of selectmen of said town as provided in section four of this act, and said altered layout is accepted by said board of selectmen.

SECTION 6: The consideration to be given by the Town to the commonwealth shall be, at the option of the town, either the full and fair cash value to the non-profit grantee of the parcel described in section one of this act, such value to be determined by the commissioner by impartial appraisal taking into account the perpetual restriction to be held by the town of Provincetown as set out in section two of this act, or shall be the dedication by said town for public way purposes and inclusion within the altered layout of said route 6 a parcel of equal size as said land to be conveyed, said other land to be land now owned by the town of Provincetown or to be acquired by the town of Provincetown and not land within the present layout of route 6.

If the land held by the town of Provincetown is land that is protected under article 97 of the amendments to the state constitution, the transfer of said protected land for said public way purposes is hereby approved.

SECTION 7: 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; and further to raise and appropriate or appropriate by borrowing or by transferring a sum of money for the purpose of such acquisition, and to authorize the treasurer, with the approval of the board of selectmen, to issue bonds or notes of the town therefor, and to authorize the Board of Selectmen to apply for and accept any federal, state or private gifts or grants for the purpose of such acquisition, or to take any other action relative thereto.

[Requested by the Board of Selectmen, the Cape End Manor Board of Directors, and the Human Services Committee]

FINANCE COMMITTEE RECOMMENDS: 6-0-0

BOARD OF SELECTMEN RECOMMENDS: 3-0-0

PLANNING BOARD RECOMMENDS: 3-1-0

CAPE END MANOR BOARD OF DIRECTORS RECOMMENDS: 5-0-0

HUMAN SERVICES COMMITTEE RECOMMENDS: 5-0-0

CONSERVATION COMMISSION RECOMMENDS: 4-1-0

BOARD OF HEALTH RECOMMENDS: 3-1-0

HOUSING AUTHORITY HAS NO RECOMMENDATION

WATER & SEWER BOARD DOES NOT RECOMMEND: 2-0-1

COUNCIL ON AGING RECOMMENDS: 4-0-0

Elizabeth Steele-Jeffers moved that the Town vote to instruct its representative in the General Court to file a home rule petition for a special act entitled, "An Act Discontinuing A Portion Of Route 6 In Provincetown As A State Highway And Authorizing And Directing The Executive Office Of Transportation And Construction To Convey Certain Land To The Town Of Provincetown For Public Way Purposes And Also For The Purposes Of Conveyance And Open Space" as printed in the warrant, with the following amendments: SECTION 6 shall read as follows: "The consideration to be given by the Town to the commonwealth shall be the full and fair cash value to the non-profit grantee of the parcel described in section one of this act, such value to be determined by the commissioner by impartial appraisal taking into account the perpetual restriction to be held by the town of Provincetown as set out in section two of this act."

And further, to convey to the Trustees of the Provincetown Conservation Trust, for no consideration, a perpetual conservation restriction the "Route 6 Conservation Land Parcel" described in Section 4 of said special act, as authorized by Massachusetts General Laws, Chapter 184, Section 31-33, allowing conservation and passive recreation uses described in Massachusetts General Laws, Chapter 40, Section 8C; And further that the Town vote to appropriate and borrow the sum of \$500,000 for the purpose of the acquisition of land as set forth in Section 1 of said special act, 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(3), of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefor, and to authorize the Board of Selectmen to apply for and accept any federal, state or private gifts or grants for the purpose of such acquisition.

Motion Carried 2/3rd Vote. YES 363 NO 168

Article 2. Route 6 Highway Corridor Overlay District. To see if the Town will vote to amend the Provincetown Zoning By-laws in order to establish a new Highway Corridor Overlay District ("HCOD") within a portion of the former Rte. 6 State Highway Layout by adopting a new Article XI to read as follows:

ARTICLE XI HIGHWAY CORRIDOR OVERLAY DISTRICT

11010 Purposes

The purpose of the Highway Corridor Overlay District ("HCOD") is to promote the public health and welfare by allowing for campus-type development of health care-related uses in a readily accessible location.

11020 District Boundaries

The boundaries of the HCOD are shown on a map entitled: "Highway Corridor Overlay District, Provincetown, MA", dated December 17, 2001, which map is hereby incorporated into the Zoning By-laws by reference. The boundaries are further described as follows: Those lands south of the paved surface of Route 6, going southward to and including the railroad bed; and those lands running from the eastern edge of Howland Street to an area somewhat east of Site Y and the Atkins-Mayo Road, but excluding the residential properties in

this area having frontage on Howland Street.

11030 Permitted Uses

11031 Within the boundaries of the HCOD, the following uses are permitted: Any use permitted in the underlying district in which the land is situated, subject to the same use and development restrictions as may otherwise apply thereto.

11032 Within the boundaries of the HCOD, the following additional uses may be authorized with a special permit issued by the Zoning Board of Appeals, subject to a finding that the proposed use is consistent with the purpose of the HCOD district and conforms to all applicable provisions of the Zoning By-laws:

Nonprofit Nursing Home, Convalescent Home
Nonprofit Assisted Living Facility
Outpatient Rehabilitation Facility

11040 HCOD Dimensional Regulations

The following dimensional regulations shall apply to uses authorized under Section 11032:

Minimum lot area: 5 acres
Minimum frontage: 200 feet on Route 6
Minimum Front Yard Setback: 75 feet
Minimum Rear Yard Setback: 50 feet
Minimum Side Yard Setback: 45 feet, of which a minimum of 30 feet shall be maintained as a vegetative buffer

11050 Parking Standards

The following parking standards shall apply to uses authorized under Section 11032:

Nursing Home, Convalescent Home: One (1) space per two (2) beds
Assisted Living Facility – One (1) space per one (1) bed
Outpatient Rehabilitation Facility: Three (3) spaces per staff doctor, therapist, nurse or other professional plus one (1) space per other employee on the longest shift.

11060 HCOD Definitions

Nonprofit Nursing Home, Convalescent Home, shall mean a not for profit institution or facility licensed under G.L. c. 111, §71, and maintained for the purpose of providing nursing or convalescent care for four or more persons admitted thereto.

Nonprofit Assisted Living Facility shall mean a not for profit residential facility for elderly or disabled persons, certified under G.L. c. 190, §3, providing room and board together with personal services such as assistance with, or supervision of, activities of daily living, self-administered medication management and similar self-care assistance services, to its residents.

Outpatient Rehab Facility shall mean outpatient rehabilitation services moved including restorative therapies such as sports therapy; occupational therapy; physical therapy; speech therapy.

Or take any other action relative thereto. The original copy of this zoning by-law change and the proposed HCOD map are on file for public inspection in the Town Clerk's Office.

[Requested by the Board of Selectmen, the Cape End Manor Board of Directors, and the Human Services Committee]

FINANCE COMMITTEE RECOMMENDS: 6-0-0

BOARD OF SELECTMEN RECOMMENDS: 3-0-0

PLANNING BOARD RECOMMENDS: 4-0-0

CAPE END MANOR BOARD OF DIRECTORS RECOMMENDS: 5-0-0

BOARD OF HEALTH RECOMMENDS 4-0-0

HUMAN SERVICES COMMITTEE RECOMMENDS: 5-0-0

WATER & SEWER BOARD DOES NOT RECOMMEND: 4-0-1

COUNCIL ON AGING RECOMMENDS 4-0-0

Elizabeth Steele-Jeffers moved that the Town vote to approve Article 2 as printed in the warrant with the following amendments:

(a) In the last sentence of Section 11020, District Boundaries, delete the phrase, "an area somewhat east of Site Y and."

(b) In the last sentence of Section 11030, Permitted Uses, subsection 11032, insert the word "Nonprofit" in front of "Outpatient Rehabilitation Facility" under the heading of Permitted Uses.

(c) In the portion of Section 11050 Parking Standards related to assisted living, to replace the phrase "One (1) space per one (1) bed" with "one (1) space per two (2) units."

Motion Carried, Declared 2/3rd Vote.

Article 3. Zoning: Exemption From Growth Management By-Law: Non-Profit Health Care Related Use.

To see if the Town will vote to amend the Provincetown Zoning By-laws, Article VIII, The Growth Management By-law, in order to exempt non-profit health care related uses from application of Article VIII by:

(1) adding to Section VIII.A Definitions Section the following definition of "Nonprofit Health Care Related Use" :

Nonprofit Health Care Related Use: a nonprofit nursing home, convalescent home, or a nonprofit assisted living facility, as defined in Article IX , or an outpatient rehabilitation facility as defined in Article IX provided it is not operated for profit.

(2) amending Section VIII.B by inserting the phrase "Except as provided below," at the beginning of the first sentence numbered "1";

(3) amending Section VIII.B by renumbering the fourth, fifth and sixth paragraphs from "1" "2" and "3" to "2" "3" and "4" respectively, and adding a new numbered paragraph "5" to read as follows: 5. This Growth Management By-law shall not apply to non-profit health care related uses. and

(4) amending subparagraph (a) of Use Category 3 in Section VIII.D Priorities to read as follows: 3.a. Office, Artists' Studio, For profit Nursing home, For profit Outpatient Rehabilitation Facility 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 Board of Selectmen, the Cape End Manor Board of Directors, and the Human Services Committee]

FINANCE COMMITTEE RECOMMENDS: 6-0-0

BOARD OF SELECTMEN RECOMMENDS: 3-0-0

PLANNING BOARD RECOMMENDS: 3-1-0

CAPE END MANOR BOARD OF DIRECTORS RECOMMENDS: 5-0-0

BOARD OF HEALTH RECOMMENDS 4-0-0

COUNCIL ON AGING RECOMMENDS 4-0-0

HUMAN SERVICES COMMITTEE RECOMMENDS: 5-0-0

WATER & SEWER BOARD RECOMMENDS: 4-0-1

Elizabeth Steele-Jeffers moved that the Town vote to approve Article 3 as printed in the warrant with the amendment that

"IX" should be changed to "XI" where it appears in the article; and further to amend paragraph 5 of section VIII.B by adding at the end: "in the Highway Corridor Overlay District."

Motion Carried. Declared 2/3 vote.

Article 4. Zoning: Eliminate Water Resources District.

To see if the Town will vote to amend the Provincetown Zoning By-laws in order to eliminate the Water Resource District and regulations thereunder by deleting Article IX Water Resource District in its entirety, and by deleting references in the Zoning By-laws to said Article or District where appropriate as a result of such deletion; or take any other action relative thereto.

[Requested by the Board of Selectmen, the Cape End Manor Board of Directors, and the Human Services Committee]

FINANCE COMMITTEE RECOMMENDS: 6-0-0

BOARD OF SELECTMEN RECOMMENDS: 3-0-0

PLANNING BOARD RECOMMENDS: 3-1-0

CAPE END MANOR BOARD OF DIRECTORS RECOMMENDS: 5-0-0

BOARD OF HEALTH RECOMMENDS 4-0-0

HUMAN SERVICES COMMITTEE RECOMMENDS: 5-0-0

WATER & SEWER BOARD DOES NOT RECOMMEND: 4-0-1

COUNCIL ON AGING RECOMMENDS 4-0-0

Elizabeth Steele-Jeffers moved that the Town vote to approve Article 4 as printed in the warrant.

Motion Carried. Declared 2/3rd Vote

Article 5. Fund AFSCME Cape End Manor Unit Collective Bargaining Agreement.

To see if the Town will

vote to raise and appropriate the sum of \$75,710 to fund the collective bargaining agreement reached with AFSCME Council 93, Local 1462, Cape End Manor Unit "B" for FY 2002, or to take any other action relative thereto.

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

FINANCE COMMITTEE RECOMMENDS: 6-0-0

BOARD OF SELECTMEN RECOMMENDS: 3-0-0

CAPE END MANOR BOARD OF DIRECTORS RECOMMENDS: 5-0-0

COUNCIL ON AGING RECOMMENDS 4-0-0

Elizabeth Steele-Jeffers moved that the Town will vote to raise and appropriate the sum of \$75,710 to fund the collective bargaining agreement reached with AFSCME Council 93, Local 1462, Cape End Manor Unit "B" for FY 2002.

Motion Carried.

Motion to reconsider Article 1.

Motion Defeated.

Article 6. *FY 2002 Cape End Manor Supplemental Budget.* To see if the Town will vote to raise and appropriate the sum of \$216,334 to increase the FY 2002 Cape End Manor Enterprise Fund budget established under Article 3 of the April 2, 2001 Annual Town Meeting, or to take any other action relative thereto. *[Requested by the Board of Selectmen and the Town Manager]*

FINANCE COMMITTEE RECOMMENDS: 6-0-0

BOARD OF SELECTMEN RECOMMENDS: 3-0-0

CAPE END MANOR BOARD OF DIRECTORS RECOMMENDS: 5-0-0

COUNCIL ON AGING RECOMMENDS 4-0-0

Elizabeth Steele-Jeffers moved that the vote to raise and appropriate the sum of \$216,334 to increase the FY 2002 Cape End Manor Enterprise Fund budget established under Article 3 of the April 2, 2001 Annual Town Meeting.

Motion Carried.

BUILDING PROJECTS

Article 7. *Increase Borrowing Authority for SBA-Reimbursable School Building Improvements.* To see if the Town will vote to amend its vote under Article 14 of the April 3, 2000 Special Town Meeting by increasing the amount authorized thereunder from \$6,500,000 to \$7,000,000, so that said article reads as follows: "voted to appropriate and borrow the sum of \$7,000,000, to be expended under the direction of the School Building Committee, which has been appointed by the School Committee, for the purpose of providing rehabilitated and renovated facilities for the Provincetown Public Schools, including Provincetown High School on Winslow Street and Veteran's Memorial Elementary School on Mayflower Lane, and including, but not limited to, design services, construction bids, and reconstruction, rehabilitation, remodeling, and renovation of such facilities and for other expenses related thereto and, that to raise said appropriation the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to issue bonds and/or notes of the Town therefore, pursuant to Chapter 44 of the General Laws or any other enabling authority for a period of ten years; and to the extent that any State, Federal or other funds are or become available for the purposes set forth above, to authorize the School Building Committee, the School Committee, and the Superintendent of Schools to apply for and accept such funds; and provided further that, within compliance of the minimum school spending requirements of M.G.L. Chapter 70, half of the local debt service cost shall be paid from the school department through one or more of the following ways: (1) operating department for said ten-year period; (2) school choice revolving funds; (3) the sale or lease of the annex; or (4) other options that may arise, provided, however, that any bonds or notes issued hereunder are general obligations of the Town;" or to take any other action relative thereto.

[Requested by the School Committee]

FINANCE COMMITTEE RECOMMENDS: 5-0-1

BOARD OF SELECTMEN RECOMMENDS: 3-1-0

SCHOOL COMMITTEE RECOMMENDS: 4-0-0

Terese Nelson moved that the Town vote to approve Article 7 as printed in the warrant.

Motion Carried, Declared 2/3rd vote.

Article 8. *Authorize Increase in Local Borrowing Authority for Provincetown Public Library at*

Heritage Museum Property to Satisfy State Grant Deadline for Commitment of Local Match. To see if the Town will vote to as follows

WHEREAS, Article 11 of the April 2, 2001 Special Town Meeting authorized borrowing of \$1,050,000 for the rehabilitation of the Heritage Museum property at 356 Commercial Street as the Provincetown Public Library; subject to the Board of Library Trustees' prior receipt of at least \$1,878,456 in state grants and to said Trustees raising a minimum of \$1,072,000 in private donations and other grants for said project; and

WHEREAS, the Board of Library Trustees has raised \$175,000 in cash and pledges thus far, and needs additional time to complete its fundraising activities; and

WHEREAS, the Massachusetts Board of Library Commissioners has awarded the Provincetown Public Library a grant in the amount of \$1,878,456 provided that the entire local match of \$2,122,000 is in place by June 1, 2002; and

WHEREAS, the Town desires to ensure that the Board of Selectmen has authority to accept the grant from the Massachusetts Board of Library Commissioners, and not forfeit that grant;

THEREFORE, the Town votes to amend its vote under Article 11 of the April 2, 2001 Special Town Meeting to read as follows: "to transfer care, custody, control, and management of the Provincetown Heritage Museum property at 356 Commercial Street (Assessors Map 12-1-127), lot area 14,972 square feet, Commercial Class R zone, to the Board of Library Trustees for public library purposes; and, further, to appropriate and borrow the sum of \$1,900,000, to be expended under the direction of the Town Manager, the Director of Public Works, the Board of Selectmen, the Board of Library Trustees, the Library Director, and the Building Committee for the rehabilitation of the Heritage Museum property at 356 Commercial Street as the Provincetown Public Library, including, but not limited to, design services, construction bids, and reconstruction, rehabilitation, remodeling, and renovation of such facilities and for other expenses related thereto and, that to raise said appropriation the Treasurer, with the approval of the Board of Selectmen, is hereby authorized to issue bonds and/or notes of the Town therefore, pursuant to Chapter 44 of the General Laws or any other enabling authority; and to the extent that any State, Federal or other funds are or become available for the purposes set forth above, to authorize the Board of Selectmen and the Board of Library Trustees to apply for and accept such funds;" or to take any other action relative thereto.

[Requested by the Board of Selectmen, Board of Library Trustees, and Town Manager]

BOARD OF SELECTMEN RECOMMENDS: 3-1-0

BOARD OF LIBRARY TRUSTEES RECOMMENDS: 3-0-0

FINANCE COMMITTEE RECOMMENDS: 3-0-3

COUNCIL ON AGING RECOMMENDS 4-0-0

Elizabeth Steele-Jeffers moved that the Town vote to approve Article 8 as printed in the warrant in the amount of \$1,820,000.

Motion Carried. Declared 2/3rd vote

AFFORDABLE HOUSING

Article 9. *Home Rule Petition/Property Tax Exemption for Affordable Year-round Rental Housing.* To see if the Town will vote as follows:

WHEREAS, housing costs in Provincetown continue to escalate due to the pressure created by the tourist/second home market, which threatens the ability of local residents to remain in Provincetown and the ability of businesses to access the labor force they need; and

WHEREAS, the Provincetown's median residential sales price of \$375,000 for 2000 is the highest of any town on Cape Cod, according to *Banker & Tradesman*; and represents a 19.5% increase from 1999, and a 202% increase from Provincetown's 1992 median sales price; and

WHEREAS, the Town of Provincetown considers it a top public policy priority to preserve year-round renter-occupied housing which is affordable; and

WHEREAS, the Town desires to increase the number of housing units in Provincetown which are affordable;

THEREFORE, the Town votes to instruct its representative in the General Court to file a home rule petition for a special act entitled, "An Act Relative to Property Tax Exemptions for Rental Properties in the Town of Provincetown Used as Affordable Housing," to read as follows:

SECTION 1. Notwithstanding the provisions of any general or special law to the contrary, residential real estate in the Town of Provincetown which is rented to and occupied by person or persons of low income, at rents not exceeding the standards of the U.S. Department of Housing and Urban Development for said low income persons, shall be exempt from taxation under chapter 59 of the general laws.

SECTION 2. Such exemption shall be equal to the tax otherwise due on each parcel based on full and fair

assessed value, multiplied by the square footage of the housing units rented to and occupied by persons or families of low income, divided by the total square footage of the structure(s) located on each parcel and provided that, for rental housing, assessment of such property, if by an income approach to value, shall assume fair market rent for all units. To be eligible for exemption, the housing unit must be leased to said low income persons at said rents for the entire fiscal year for which the exemption is sought.

SECTION 3. The date of determination as to the qualifying factors required by this act shall be July first of each year for the fiscal year beginning on such July first.

SECTION 4. This act shall be submitted to the voters of said town at the next annual or special town election in the form of the following question which shall be placed upon the official ballot to be used at said election: "Shall an act passed by the general court in the year 2002 entitled, 'An Act Relative to Property Tax Exemptions for Rental Properties in the Town of Provincetown Used as Affordable Housing', be accepted?" If a majority of the votes cast in answer to said question is in the affirmative, then sections 1, 2, and 3 of this act shall thereupon take effect, but not otherwise.

SECTION 5. Section 4 of 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, the Board of Selectmen, the Board of Assessors, the Provincetown Housing Authority, and the Provincetown Housing Partnership]

FINANCE COMMITTEE RECOMMENDS: 6-0-1

BOARD OF SELECTMEN RECOMMENDS: 3-1-0

BOARD OF ASSESSORS RECOMMENDS: 4-0-0

HOUSING AUTHORITY RECOMMENDS: 5-0-0

HOUSING PARTNERSHIP RECOMMENDS: 3-0-0

Elizabeth Steele-Jeffers moved that the Town vote to instruct its representative in the General Court to file a home rule petition for a special act entitled, "An Act Relative to Property Tax Exemptions for Rental Properties in the Town of Provincetown Used as Affordable Housing," as printed in the warrant.

Motion Carried.

Article 10. *Abatement of Tax Title Taxes for Affordable Housing: Accept MGL C.58,§8C and Adopt By-law specifying method for negotiating and approving agreements.* To see if the Town will vote, as follows:

WHEREAS, the Commonwealth has enacted Chapter 2 of the Acts of 2002, An Act Returning Tax Title Properties To Productive Use, which allows properties in tax title to be reused for affordable housing purposes upon terms and conditions negotiated between the Town and the property owner subject to a local by-law;

THEREFORE, the Town votes to accept the provisions of Section 8C of Chapter 58 of the General Laws, and to amend the General By-laws by adding the following new section 6-10:

6-10 *Negotiation of Agreements for Abatement of Tax Title for Affordable Housing:*

6-10-1 The Town Manager, in consultation with the Local Housing Partnership, is authorized to negotiate agreements, pursuant to MGL C.58,§8C, with owners of properties in tax title to use said properties as affordable housing, as defined in MGL C.60,§1.

6-10-2 The agreement negotiated between the Town and the developer of said sites or portions of sites, may include the abatement of up to 75 per cent of the real estate tax obligations and up to 100 per cent of the outstanding interest and penalties on said sites or portions of sites.

6-10-3 Such agreements shall be subject to approval of the Board of Selectmen and the Commissioner of the Department of Revenue.

or take any other action relative thereto.

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

FINANCE COMMITTEE RECOMMENDS: 7-0-0

BOARD OF SELECTMEN RECOMMENDS: 3-1-0

HOUSING AUTHORITY RECOMMENDS: 5-0-0

HOUSING PARTNERSHIP RECOMMENDS: 2-0-1

Elizabeth Steele-Jeffers moved that the Town votes to accept the provisions of Section 8C of Chapter 58 of the General Laws, and to amend the General By-laws by adding the following new section 6-10 *Negotiation of Agreements for Abatement of Tax Title for Affordable Housing*, as printed in the warrant.

Motion Carried.

WASTEWATER

Article 11. *FY 2002 Wastewater Enterprise Fund.* To see if the Town will vote to amend its vote under Article 4, Item 1 of the April 2, 2001 Annual Town Meeting and vote to raise from wastewater receipts the sum of \$588,390 to be funded from sewer betterment income and the local room occupancy excise tax pursuant to Chapter 391 of the Acts of 1998, for the Wastewater Enterprise Fund for Fiscal Year 2002; or to take any other action relative thereto.

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

FINANCE COMMITTEE RECOMMENDS: 6-0-0

BOARD OF SELECTMEN RECOMMENDS: 4-0-0

WATER & SEWER BOARD RECOMMENDS: 5-0-0

Elizabeth Steele-Jeffers moved that the Town vote to approve Article 11 as printed in the warrant.

Motion Carried.

Article 12. *Wastewater Phase I Construction– Supplemental Expenses.* To see if the Town will vote as follows:

WHEREAS, Article 2 of the April 3, 2001 Special Town Meeting approved borrowing \$16.5-million under the State Revolving Fund's 0% interest loan program for the design and construction of the first phase of the sewer system, with the costs of said project to be borne by the sewer's users and not the property taxpayers; and

WHEREAS, the Town desires to fold into said \$16.5-million some \$450,000 in closing costs associated with the 0% interest loan, so that said costs are not borne by the property taxpayers prior to the receipt of sewer betterment assessment revenues; and

WHEREAS, folding said closing costs into the \$16.5-million requires replacing some \$500,000 in construction administration costs for the project with a supplemental appropriation; and

WHEREAS, further additional funds are required to make provisions during Phase I construction for future sewer hook-ups, including stubs for Red Dot Delay properties;

THEREFORE, The Town votes to appropriate the sum of \$1,000,000 to add to the amount appropriated under Article 2 of the April 3, 2001 Special Town Meeting, to be expended under the direction of the Director of Public Works for construction of sewerage systems in accordance with the engineering scope of services developed by the Wastewater Management Plan Citizens Advisory Committee for a wastewater facilities plan as outlined by the Department of Environmental Protection, 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 of the installation of sewers and construction of wastewater treatment plant 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 Town Manager, the Board of Selectmen, and the Water & Sewer Board]

FINANCE COMMITTEE RECOMMENDS: 6-0-0

BOARD OF SELECTMEN RECOMMENDS: 3-1-0

BOARD OF HEALTH RECOMMENDS 4-0-0

PLANNING BOARD RECOMMENDS 4-0-0

Elizabeth Steele-Jeffers moved that the Town vote to approve Article 12 as printed in the warrant.

Motion Carried. Declared 2/3rd Vote.

Article 13. *Wastewater Phase II Facilities Planning.* To see if the Town will vote as follows: WHEREAS, the Board of Selectmen has voted to adopt the recommendation of the Wastewater Implementation Citizens Advisory Committee that the Town pursue a Phase II of the wastewater project as the means of accommodating, over time, all Red Dot Delay properties, as well as outside adjacent properties wishing to hook up;

THEREFORE, the Town votes to appropriate the sum of \$215,000, to be expended under the direction of the Director of Public Works for the development of Phase II plans and specifications for construction of an 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; or to take any other action relative thereto.

[Requested by the Town Manager, the Board of Selectmen, and the Water & Sewer Board]

FINANCE COMMITTEE RECOMMENDS: 6-0-0

BOARD OF SELECTMEN RECOMMENDS: 3-1-0

BOARD OF HEALTH RECOMMENDS 4-0-0

PLANNING BOARD RECOMMENDS 4-0-0

Elizabeth Steele-Jeffers moved that the Town vote to approve Article 13 as printed in the warrant.

Motion Carried. Declared 2/3rd Vote.

GENERAL BY-LAW AMENDMENT

Article 14. *General Bylaw Amendment: Personal Water Craft Marked Channel in Provincetown Harbor.* To see if the Town will vote as follows:

WHEREAS, Article 26 of the April 2, 2001 Annual Town Meeting approved a by-law banning Personal Water Craft (PWCs) in Provincetown Harbor, which by-law cannot take effect until and unless it is approved by the Director of the Division of Law Enforcement, of the Commonwealth's Department of Fisheries, Wildlife & Environmental Law Enforcement; and

WHEREAS, the Director of said agency has recommended instead that the Town of Provincetown adopt a by-law providing for a PWC marked channel in Provincetown Harbor;

THEREFORE, the Town votes to amend the General By-laws by amending Section 13-4-2, *Personal Watercraft in Provincetown Harbor*, to read as follows:

13-4-2-1. Definitions. 13-4-2-1-1. As used in this by-law the term "personal watercraft" means a vessel propelled by a water-jet pump or other machinery as its primary source of propulsion that is designed to be operated by a person sitting, standing or kneeling on the vessel rather than being operated in the conventional manner by a person sitting or standing inside the vessel.

13-4-2-1-2. As used in this by-law, the term "Provincetown Harbor" means "the waters extending from the shores of Provincetown to a line drawn from Long Point to the Provincetown/Truro line."

13-4-2-2. Except as provided in §13-4-2-3 below, the operation of personal watercraft is prohibited in the waters of the Town of Provincetown in the following areas:

(a) Within the boundaries of the Cape Cod National Seashore as set forth in Public Law 87-126, 7 August 1961, 75 Stat. 293, and as most recently surveyed by the U.S. Department of Interior.

(b) On the tidal waters of Provincetown Harbor and any adjoining river, inlet, cove, pond, embayment or harbor westerly of a line running from the Provincetown/Truro town line to Long Point Light, with the exception of a marked channel in which personal water craft may pass through Provincetown Harbor operating at headway speed. Said marked channel shall begin at the West End parking lot thence to the end of the Coast Guard Pier, thence to the Break Wall, thence to Long Point Buoy marker #3 within Provincetown Harbor, as shown on a plan on file in the office of the Town Clerk.

13-4-2-3. No personal watercraft shall be launched from any location in Provincetown Harbor except the boat launching ramp at the West End Beach, and any personal watercraft using said boat launching ramp shall be registered with the Provincetown harbormaster.

13-4-2-4. Personal watercraft may be operated in the above areas described in §13-4-2-2 for the purpose of enforcement, search and rescue, training, or other emergency, provided it is under the direction of a duly authorized federal, state or local law enforcement or emergency response agency, or other authorized official.

13-4-2-5. This by-law shall be enforced by the Provincetown Harbormaster or his designee, the Provincetown Police Department, or the Massachusetts Environmental Police.

13-4-2-6. The invalidity of any section or provision of this by-law shall not invalidate any other section or provision hereof.

And, further, by amending the fine schedule in Schedule A of said General By-laws to read as follows: "13-4-2, Personal Watercraft in Provincetown Harbor - First offense, \$100.00; second offense, \$200.00; third and subsequent offenses, \$300.00" or to take any other action relative thereto.

[Requested by the Town Manager, the Board of Selectmen, and the Harbor Committee]

FINANCE COMMITTEE HAS NO RECOMMENDATION

BOARD OF SELECTMEN RECOMMENDS: 3-1-0

HARBOR COMMITTEE RECOMMENDS: 3-0-0

PLANNING BOARD RECOMMENDS 4-1-0

Elizabeth Steele-Jeffers moved that the Town vote to approve Article 14 as printed in the warrant.

Ann Maguire moved to amend said mark channel [begin at West End parking lot, thence Long Point buoy marked #3 within Provincetown Harbor.](#)

Amendment Carried.

Motion carried as amended.

Begin Night Two April 2, 2002 7:30p.m.

Article 15. Insurance Proceeds. To see if the Town will vote to approve distribution of insurance proceeds as follows: \$138,270 to the Water Enterprise Fund, for repairs to the Knowles Crossing facility; \$22,668 to the Fire Department, for fire truck repairs; and \$8,000 to the School Department, school boiler repairs; or to take any other action relative thereto.

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

FINANCE COMMITTEE RECOMMENDS: 5-0-0

BOARD OF SELECTMEN RECOMMENDS: 4-0-0

Elizabeth Steele-Jeffers moved that the Town vote to approve Article 15 as printed in the warrant.

Motion Carried.

Article 16. Unpaid Bills from Prior Fiscal Years. To see if the Town will vote to transfer from available funds the sum of \$12,377.79 for payment of unpaid bills from prior fiscal years, as follows: Police Department, Verizon, \$3,377.79; Assessors Paul S. Kapinos & Associates, \$9,000; or to take any other action relative thereto.

[Requested by the Town Manager]

FINANCE COMMITTEE RECOMMENDS: 5-0-0

BOARD OF SELECTMEN RECOMMENDS: 4-0-0

Elizabeth Steele-Jeffers moved that the Town vote to transfer from Overlay Surplus the sum of \$12,377.79 for payment of unpaid bills from prior fiscal years, as printed in the warrant.

Motion Carried Unanimously. 9/10th Vote Required.

Article 17. FY 2002 Budget Adjustments. To see if the Town will vote to transfer the sum of \$371,461 from the following Fiscal Year 2002 budgets established under Article 2 of the April 2, 2001 Annual Town Meeting and other available funds, as follows

171-B Conservation Commission Expenses	\$400
174-B LCPIC Expenses	800
179-B Historical Commission Expenses	300
220-A Fire Personal Services	8,000
241-B Regulatory Management Expenses	8,300
295-B Harbormaster Expenses	1,000
421-B DPW Administration Expenses	6,000
431-B DPW Solid Waste Operating Expenses	14,100
439-B DPW Waste Disposal Expenses	40,000
513-B Board of Health Expenses	400
710-B Debt Service Expenses	221,000
2000 STM Article 18 Transfer Station	17,566
2000 ATM Article 4-2 Police Equipment	12,500
2000 STM Article 16-4 Police Station	10,475
1999 ATM Article 5-9 Police Station	20,000
01 ATM Article 5-7 Police Generator	<u>10,620</u>
Total Sources of Funds	\$371,461

to increase the following Fiscal Year 2002 appropriations:

161-B Town Clerk Expenses	\$2,830
192-A DPW Buildings/Grounds Personal Services	14,145
192-B DPW Buildings/Grounds Expenses	30,300
210-B Police Expenses	23,000
211-B Police Station Expenses	5,000
220-B Fire Expenses	8,000

296-B Shellfish Expenses	1,000	
421-A DPW Administration Personal Services		6,327
422-A Highway Personal Services	9,817	
422-B Highway Expenses	15,850	
431-A Solid Waste Personal Services		34,057
511-B Health Agent Expenses	3,000	
820-B Tax Title Expenses	11,000	
910-B Insurance/Retirement/Fringes Expenses		<u>207,135</u>
Total Uses of Funds	\$371,461	

and further to reduce the 710B Debt Service budget by \$89,000; or to take any other action relative thereto. *[Requested by the Town Manager]*

FINANCE COMMITTEE RECOMMENDS: 5-0-0

BOARD OF SELECTMEN RECOMMENDS: 4-0-0

Keith A. Bergman moved that the Town vote to approve Article 17 as printed in the warrant.

Motion Carried.

Article 18. *Capital Improvements.* To see if the Town will vote to borrow or transfer from available funds the following sums to defray the costs of the certain capital improvements submitted in accordance with Chapter 9, section 2 of the Provincetown Charter, which commence prior to July 1, 2002, as follows:

1. *Old Burn Dump Closure:* \$87,500 to be added to the amount appropriated under Article 23, Item 4 of the April 5, 1999 Special Town Meeting, as amended by Article 21, Item 2 of the April 2, 2001 Special Town Meeting, to be expended under the direction of the Town Manager and the Director of Public Works for closure of the Old Burn Dump located on Site 6, so-called, in accordance with requirements of the Massachusetts Department of Environmental Protection; and costs related thereto;

FINANCE COMMITTEE RECOMMENDS: 6-0-0

BOARD OF SELECTMEN RECOMMENDS: 4-0-0

Elizabeth Steele-Jeffers moved that the Town vote to appropriate and borrow the sum of \$87,500 to be added to the amount appropriated under Article 23, Item 4 of the April 5, 1999 Special Town Meeting, as amended by Article 21, Item 2 of the April 2, 2001 Special Town Meeting, to be expended under the direction of the Town Manager and the Director of Public Works for closure of the Old Burn Dump located on Site 6, so-called, in accordance with requirements of the Massachusetts Department of Environmental Protection; 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(3A), of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefor.

Motion Carried. Declared 2/3rd Vote.

2. *Fleet Replacement Plan:* \$70,500 to be expended under the direction of the Town Manager and the Director of Public Works for purchase of a transfer station trailer and packer truck body for the Department of Public Works, and costs related thereto;

FINANCE COMMITTEE RECOMMENDS: 7-0-0

BOARD OF SELECTMEN RECOMMENDS: 5-0-0

Elizabeth Steele-Jeffers moved that the Town vote to appropriate and borrow the sum of \$70,500 to be expended under the direction of the Town Manager and the Director of Public Works for purchase of a transfer station trailer and packer truck body for the Department of Public Works; 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 Carried. Declared 2/3rd Vote

3. *Stormwater Management Master Plan:* \$25,000 to be expended under the direction of the Town Manager and the Director of Public Works for development of the first phase of a stormwater management master plan, and costs related thereto;

FINANCE COMMITTEE RECOMMENDS: 7-0-0

BOARD OF SELECTMEN RECOMMENDS: 5-0-0

Elizabeth Steele-Jeffers moved that the Town vote to appropriate and borrow the sum of \$25,000 to be expended under the direction of the Town Manager and the Director of Public Works for development of the first phase of a stormwater management master plan; 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(21) and 7(22), of the General Laws,

or any other enabling authority, and to issue bonds or notes of the Town therefor.

Motion Carried. Declared 2/3rd Vote.

4. Wetlands Management Master Plan: \$25,000 to be expended under the direction of the Town Manager and the Director of Public Works for development of the first phase of a wetlands management master plan, and costs related thereto;

FINANCE COMMITTEE RECOMMENDS: 7-0-0

BOARD OF SELECTMEN RECOMMENDS: 5-0-0

Elizabeth Steele-Jeffers moved that the Town vote to raise and appropriate the sum of \$25,000 to be expended under the direction of the Town Manager and the Director of Public Works for development of the first phase of a wetlands management master plan.

Motion Carried.

Article 19. Cemetery Records. To see if the Town will vote to transfer from the Cemetery Perpetual Care Trust Fund the sum of \$3,000 to be expended under the direction of the Cemetery Commission and the Town Manager for the purpose of protecting the cemetery records by organizing, indexing, and establishing a cemetery data base and to provide appropriate storage, and costs related thereto; or to take any other action relative thereto.

[Requested by the Cemetery Commission]

FINANCE COMMITTEE RECOMMENDS: 5-0-0

BOARD OF SELECTMEN RECOMMENDS: 4-0-0

CEMETERY COMMISSION RECOMMENDS: 3-0-0

Laurel Guadagno moved that the Town vote to approve Article 19 as printed in the warrant.

Motion Carried.

Article 20. Massachusetts Highway Department Chapter 90 Funds for Road and Sidewalk Construction and Repairs. To see if the Town will vote to appropriate from funds available from the Massachusetts Highway Department the sum of \$30,221.91 for the undertaking of road and sidewalk construction and repairs under the provisions of Section 34(2)(a) of Chapter 90 of the General Laws and Chapters 235 of the Acts of 2001, or to take any other action relative thereto. *[Requested by the Board of Selectmen and Town Manager]*

FINANCE COMMITTEE RECOMMENDS: 5-0-0

BOARD OF SELECTMEN RECOMMENDS: 4-0-0

Elizabeth Steele-Jeffers moved that the Town vote to approve Article 20 as printed in the warrant.

Motion Carried.

Article 21. Stabilization Fund Appropriation. To see if the Town will vote to raise and appropriate the sum of \$100,000 or any greater or lesser amount, to establish a Stabilization Fund pursuant to MGL C.40,§5B, or to take any other action relative thereto.

[Requested by the Board of Selectmen]

FINANCE COMMITTEE RECOMMENDS: 5-0-0

BOARD OF SELECTMEN RECOMMENDS: 4-0-0

Elizabeth Steele-Jeffers moved that the Town vote to raise and appropriate the sum of \$100,000 to establish a Stabilization Fund pursuant to MGL C.40,§5B.

Motion Carried.

Article 22. Use of Parking Funds to Further Reduce the FY 2002 Tax Rate. To see if the Town will vote to amend its vote under Article 43 of the April 2, 2001 Annual Town Meeting and vote to transfer the sum of \$1,925,000 from Parking Funds to reduce the Fiscal Year 2002 property tax levy, as provided by Chapter 790 of the Acts of 1981, or to take any other action relative thereto.

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

FINANCE COMMITTEE RECOMMENDS: 5-0-0

BOARD OF SELECTMEN RECOMMENDS: 4-0-0

Elizabeth Steele-Jeffers moved that the Town vote to approve Article 22 as printed in the warrant.

Motion Carried.

Article 23. Apply Encumbered Shuttle Funds to Reduce the FY 2002 Tax Rate. To see if the Town will

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vote to apply \$39,904 in funds encumbered in the FY 2001 699 Tourism budget, for subsidy of the summer shuttle, to reduce the Fiscal Year 2002 property tax levy for regional transit authority charges for said shuttle in FY 2001, or to take any other action relative thereto.

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

FINANCE COMMITTEE RECOMMENDS: 5-0-0

BOARD OF SELECTMEN RECOMMENDS: 4-0-0

VISITOR SERVICES BOARD RECOMMENDS: 4-0-0

Elizabeth Steele-Jeffers moved that the Town vote to approve Article 23 as printed in the warrant.

Motion Carried.

Keith Bergman moved to dissolved Special Town Meeting.

Motion Carried.

Special Town Meeting Ended 8:04 p.m.