



Board of Selectmen

The Wellfleet Board of Selectmen will hold a public meeting on Tuesday, June 10, 2014 at 7 p.m. at the Wellfleet Senior Center, 715 Old Kings Highway, Wellfleet, MA 02667.

- I. **Announcements, Open Session and Public Comment [7:00]**
- II. **Public Hearing(s) [7:15]**
 - A. Amend Wellfleet Shellfishing Regulations by amending section 6.2.1 and adding section 5.3.1.
 - B. Transfer shellfish grant license 01-01 ext from Ralph Bassett to Ralph Bassett and Laura Lambert.
 - C. Application of Rino's, LLC, 842 State Highway, to transfer seasonal liquor license #13400013 to Bocce Italian Grill, LLC.
- III. **Licenses/Appointments/Reappointments/Use of Town Property**
 - A. Licenses
 - B. Appointments
 - i. Assistant Harbormaster for a term beginning June 14, 2014 and ending October 15, 2014 Alex LaLonde [Harbormaster]
 - ii. Appointment of Michaela Miteva as Executive Assistant (Appointed by the TA on June 3, 2014, Selectmen have 14 days to disapprove per Charter.) [TA]
 - C. Reappointments
 - i. Assistant Harbormaster for a term beginning June 14, 2014 and ending October 15, 2014 [Harbormaster]:
 - a) Theodore Skiba - reappointment
 - b) David Rheault - reappointment
 - c) Nicholas Forsythe - reappointment
 - d) Leonard Burke - reappointment
 - e) Chris Parkington – reappointment
 - D. Use of Town Property
 - i. Request of Coulter Miller for use of Whitecrest Beach for teaching wave skimboarding for the summer and for event on July 12 and 13th. \$20 application fee applies. Use of Town property fee(s) for event (TBD) and for lessons (\$350).
 - ii. Request of Joseph Rugo to provide a food truck at Baker Field June 10 through September 10, 2014 11:00 AM to 7:00 PM (and to 11:30 on concert nights). No application fee collected, applicant hand carried to departments. Use of town property fees for event (TBD).
 - iii. Request of Maureen Schraut on behalf of the Friends of the Council on Aging to sell raffle tickets to benefit the Friends on Town Hall Lawn, at the Transfer Station, Harbor Area and Beach Office Saturday and Sunday “mid day 1 – 2 hours.” No application fee, no use of Town property fee.
- IV. **Business**
 - i. Paved Private Road Plowing Policy. Requested extension of deadline by one year and revision of criteria. [DPW]
 - ii. Adoption of Veterans Tax Work-Off Policy, Report from the ad hoc committee. [Vail]
 - iii. Report of the ad hoc committee studying senior housing in Wellfleet and authorization to continue study of the issue [TA]
 - iv. Board's preferences on possible future location for the “ghost bike” [Rep. Peake]
 - v. Determination of Selectmen's goals for FY 2015. [Pilcher]
 - vi. Green Communities Act Energy Reduction Plan MOU with CLC, Authorize the Town Administrator to execute [Springer]
 - vii. Plan for town clerk and treasurer interviews [TA]

- viii. Award of contract for partial re roof of the Elementary School [TA]
- ix. Establishment of two hour parking limit for South Wellfleet Lot [Bruinooge]
- x. Meeting Schedule for July and August [TA]
- xi. Climate Change and planning considerations [Morrissey]
- xii. Approval of Mayo Creek Restoration Committee charge [TA]

V. Town Administrator's Report

VI. Future Concerns

VII. Correspondence and Vacancy Report

VIII. Minutes []

IX. Adjournment



Wellfleet Shellfish Department



300 Main Street, Wellfleet, Massachusetts 02667

June 3, 2014

To: Board of Selectmen
Re: Recommendations
From: Andrew Koch Shellfish Constable

To Amend the Town of Wellfleet Shellfishing Policy and Regulations by making changes to section 6.2.1, and adding a section 5.3.1

- I recommend the changes to section 6.2.1 and adding a section 5.3.1 to the Town of Wellfleet Shellfishing Policy and Regulations.

Application received to transfer shellfish grant license 01-01 ext from Ralph Bassett to Ralph Bassett and Laura Lambert.

- Laura Lambert meets the Town minimum requirements. I recommend that grant license 01-01 ext be transferred to Ralph Bassett and Laura Lambert.

Respectfully Submitted,

Andrew Koch
Shellfish Constable

Phone (508) 349-0325



Fax (508) 349-0305

TOWN OF WELLFLEET
PUBLIC HEARING

In accordance with MGL Chapter 130 Sections 52, 57, 58, 60, and 68 and all applicable Town Shellfish Regulations, notice is hereby given that the Wellfleet Board of Selectmen will hold a public hearing on Tuesday, June 10, 2014 at 7:15 p.m. in the Wellfleet Council on Aging to consider the following:

- To amend the Town of Wellfleet Shellfishing Policy and Regulations by making changes to section 6.2.1, and adding a section 5.3.1.
- To transfer shellfish grant license 01-01 ext from Ralph Bassett to Ralph Bassett and Laura Lambert.

Recommendation of the Shellfish Constable and copies of the proposed changes are available in the Administration Office.

WELLFLEET BOARD OF SELECTMEN

Jeanne Maclauchlan

From: Helen Miranda Wilson [helmirwil@c4.net]
Sent: Sunday, May 11, 2014 2:33 PM
To: Harry Terkanian; Undisclosed-recipients
Cc: Shellfish Advisory Board; Jeanne Maclauchlan; Amy Voll
Subject: DRAFT Sections 5.3.1 (new) and 6.2.1

Hello BOS and Harry.

Re. DRAFT Section 5.3.1: Our committee and many others in the shellfishing community are concerned that the recreational/noncommercial permit holders are in no way required to insure that their harvest is handled safely. If anyone gets sick it reflects on our Wellfleet fishery as a whole, plus we just don't want anyone to suffer, brand or no brand. Because the State is silent on noncommercial permit holders, we have drafted a Section for our local Regs. that addresses this.

Re. DRAFT Section 6.2.1: The vibrio-related Required Icing of Product Section in our Regs. needed tweaking to bring it up to speed with the State's 2014 Vibrio control plan.

Here's what we ended up with at our last meeting.

As you can see, we decided to have the Commercial Section simply pass the whole thing along to the State, rather than excerpt from the long, detailed text of the DMF's 2014 Vibrio control plan which may be changed again in the future.

Due in part to climate change, these vibrio-related requirements may continue to be a moving target.

If you reply, please "reply all", so that all our members get it at the same time.

Thank you.

Helen, for the SAB

Proposed:**Section 5 Noncommercial Shellfishing**DRAFT Section 5.3.1 Required Icing and Shading of Harvest in Warmer Weather

During the *Vibrio* control period, as determined annually by the DMF (see the current *Vibrio* control plan Division of Marine Fisheries - Mass.Gov) due to concerns about the presence of *Vibrio parahaemolyticus*, oysters taken by noncommercial permit holders shall be put in a container and surrounded by ice made from potable water within two (2) hours of the time when the first oyster (harvested on a given day) is taken from the water **or**, in the case of intertidal harvest, the time of first exposure to the air by tide.

All oysters taken from the water shall be protected from direct exposure to sunlight during harvest and subsequent transport from the harvest area to any destination, at all times.

With the first offense of this section, the harvester will lose his or her catch. With any subsequent offense, the harvester shall lose his or her catch and noncommercial permit for one year.

5/20/2014

Current Wellfleet Reg. in Section 6 Commercial Shellfishing**6.2.1 Required Icing of Product**

During the period of time that the DMF requires the icing of product (in 2013, the dates are from May 24 through October 20) oysters shall be adequately iced by the harvester at the point of landing. The oysters should be covered with ice made from potable water. With the first offense of this section, the harvester will lose his or her product. With any subsequent offense, the harvester shall lose his or her product and license and/or permit for one year.

Proposed:**Section 6 Commercial Shellfishing****DRAFT 6.2.1 Required Icing and Shading of Product**

Annually, during the period of time that the DMF's *Vibrio* control plan is in effect, harvesters must comply with the State's regulations. (See the current *Vibrio* Control Plan [Division of Marine Fisheries \(DMF\) - Mass.Gov](#) .)

With the first offense of this section, the harvester will lose his or her product. With any subsequent offense, the harvester shall lose his or her product and license and/or permit for one year.

~ RENUMBER SUBSEQUENT SECTIONS AS NECESSARY IN TABLE OF CONTENTS AND SECTIONS 5 AND 6.

~ BECAUSE IT CONTAINS PROVISIONS FOR ENFORCEMENT, INSERT A REFERENCE TO THE NEW REGULATION (Section 5.3.1) AT THE BEGINNING OF **SECTION 11 ENFORCEMENT**: ADD IT TO THE LIST.

Section 5 Noncommercial Shellfishing

5.1 Seasonal Restrictions: Open and Closed Areas

5.2 Permits:

5.2.1 Eligibility for Noncommercial Permits

5.2.2 Noncommercial Permit Fee Schedule

5.3 Noncommercial Shellfishing Regulations:

5.3.1 Required Icing and Shading of Harvest in Warmer Weather

5.3.2 Cannot Harvest for Commerce

5.3.3 Noncommercial Catch Limits

Section 6 Commercial Shellfishing

6.1 Commercial Permits

6.1.1 Eligibility for Commercial Permits

6.1.2 Commercial Permit Requirements

6.1.3 Commercial Permit Fee Schedule

6.1.4 Hardship Exemption

6.2 Commercial Shellfish Regulations

6.2.1 Required Icing of Product

6.2.2 Harvest Must Be Tagged

6.2.3 Minors Under fourteen (14) Without Permit

6.2.4 Commercial Catch Limits

6.2.4.1 Bay Scallops

6.2.4.2 Mussels

6.2.4.3 Oysters

6.2.4.4 Quahogs

6.2.4.5 Razor Clams

6.2.4.6 Sea Worms

6.2.4.7 Soft Shell Clams

6.3. Daily Area Catch Limits

6.4 Seasonal and Other Restrictions: Open and Closed Areas

6.4.1 Chipman's Cove

6.4.2 Duck Creek

6.4.3 Herring River

6.4.4 West Side

6.4.5 Egg Island

6.4.6 Blackfish Creek

6.5 Use of Motorized Vehicles for Shellfishing

6.5.1 Motorized Vehicles on Beaches

6.5.2 Terms and Conditions for Use of Motorized Vehicles

6.5.3 Speed Limit on Beaches and Intertidal Areas

6.5.4 Allowed Line of Access for Vehicles

Section 7 Shellfish Aquaculture

7.1 Issuance of Shellfish Aquaculture Licenses (Grants) for Areas
Subdivided by the Town

7.2 Previous Established Grants That Become Available

annually.

- October 1 through May 31; will be open seven (7) days a week, annually.

Area 3 (The rest of the Harbor with the exception of commercial-only areas): Open for the harvesting of shellfish on the following days, unless otherwise regulated:

- June 1-September 30; will be closed to all noncommercial shellfishing, annually.
- October 1-May 31; will be open seven (7) days a week, annually. (See Section 4.1.)

5.2. Permits

5.2.1. Eligibility for Noncommercial Permits

Annual and seasonal noncommercial permits may be issued to anyone, twelve (12) years of age or older.

5.2.2. Noncommercial Permit Fee Schedule (amended 05/27/08)

Annual Permits (Jan.1-Dec. 31)	
Resident or Taxpayer	\$50.00
Resident or Taxpayer over 65 years old	10.00
Nonresident or Nontaxpayer	200.00
Eel Permit	3.00
Seasonal Noncommercial Permits (June 1 – Sept. 30)	
Resident or Taxpayer	30.00
Non-resident or Non-taxpayer	75.00
Replacement Fee (for all categories)	10.00

5.3. Noncommercial Shellfishing Regulations

5.3.1 Required Icing and Shading of Harvest in Warmer Weather

During the *Vibrio* control period, as determined annually by the DMF (see the current *Vibrio* control plan Division of Marine Fisheries – Mass.Gov) due to concerns about the presence of *Vibrio parahaemolyticus*, oysters taken by noncommercial permit holders shall be put in a container and surrounded by ice made from potable water within two (2) hours of the time when the first oyster (harvested on a given day) is taken from the water **or**, in the case of intertidal harvest, the time of first exposure to the air by tide.

All oysters taken from the water shall be protected from direct exposure to sunlight during harvest and subsequent transport from the harvest area to any destination, at all times.

With the first offense of this section, the harvester will lose his or her catch. With any subsequent offense, the harvester shall lose his or her catch and noncommercial permit for one year.

5.3.2 Cannot Harvest for Commerce

No person holding a noncommercial permit shall harvest shellfish, eels or sea worms for the purpose of sale, trade or other consideration.

5.3.3 Noncommercial Catch Limits

The total amount of shellfish, comprising oysters, quahogs, soft-shell clams or razor clams, taken in one (1) week shall not exceed ten (10) quarts, and the total amount of mussels taken in one (1) week shall not exceed ten (10) quarts, or the total amount of scallops taken in one (1) week shall not exceed one (1) bushel, or the total amount of surf (sea) clams taken in any one (1) week shall not exceed one (1) bushel. The total number of sea worms taken in one (1) day shall not exceed twenty-four (24). There is a 20 lb. limit on the amount of eels that can be taken in one day.

Section 6. Commercial Shellfishing

6.1. Commercial Permits

6.1.1. Eligibility For Commercial Permits

A commercial permit may be issued to any person fourteen (14) years of age or older, who is a domiciled resident of Wellfleet. Individuals aged fourteen (14) through sixteen (16) may be issued junior commercial permits. Only in the calendar year in which a person reaches fourteen (14) years of age may that person apply for a junior commercial permit at any time after the occurrence of that person's birthday. Residents over 65 may be issued senior permits. Any commercial permit will be revoked if the holder ceases to be a domiciled resident of Wellfleet.

Commercial permits will not be issued to unnaturalized foreign born persons who have not resided in Barnstable County at least five (5) years prior to making application ([MGL Chapter 130; Section 55](#)).

6.1.2. Commercial Permit Requirements

Annual commercial permits will be issued from December 1 through January 31st of the permit year, subject to a thirty (30) day review of the application by the Shellfish Constable. Annual commercial permits are valid from Jan. 1 through Dec. 31. Permits will only be issued after the applicant has shown proof of having a valid State commercial permit with a shellfish endorsement and a valid shellfish transaction card from the DMF. [CMR 322 7.01 \(2\) g, i, k](#)

6.1.3. Commercial Permit Fee Schedule (amended 05/27/08)

Resident	\$300.00
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- that a substantial hardship would be caused by the refusal of a permit, and
- that the granting of the late permit would not affect the opportunity of applicants, who have applied in a timely manner, to harvest a reasonable quantity of shellfish.

6. 2. Commercial Shellfish Regulations

6.2.1 Required Icing and Shading of Product

Annually, during the period of time that the DMF's *Vibrio* control plan is in effect, harvesters must comply with the State's regulations. (See the current *Vibrio Control Plan Division of Marine Fisheries (DMF) – mass.gov.*) requires the icing of product (in 2013, the dates are from May 24 through October 20) oysters shall be adequately iced by the harvester at the point of landing. The oysters should be covered with ice made from potable water. With the first offense of this section, the harvester will lose his or her product. With any subsequent offense, the harvester shall lose his or her product and license and/or permit for one year.

6.2.2. Harvest Must Be Tagged

At the time of harvest, any commercial permit holder who has shellfish of any kind for sale, trade or other consideration, must legibly mark all containers of shellfish using legal tags.

6.2.3. Minors Under Fourteen (14) Without Permit

Persons under fourteen (14) are permitted to harvest shellfish in a commercial area while under the supervision of a parent or guardian holding a commercial permit. No shellfish may be taken in excess of the daily limit of the permit held by the parent or guardian.

6.2.4. Commercial Catch Limits

6.2.4.1. Bay Scallops

No vessel shall take more than ten (10) bushels (tied) of scallops, including shells. No more than twenty (20) bushels (tied), shells included, shall be taken by any vessel having two (2) or more permit holders on board, in one (1) day. The captain of said vessel shall be cited for each violation.

6.2.4.2. Mussels

There is no limit to the taking of mussels per commercial permit per day.

6.2.4.3. Oysters

a. Hand Picking: no commercial permit holder shall take more than five (5) bushels of oysters, including shells, per day.

b. Dragging / Dredging: No more than five (5) bushels of oysters including shells, per commercial permit holder shall be taken by a vessel in any one (1)

10.5. Catch Limits

Permits for the catching or taking of eels from the waters of the Town shall be issued to domiciled residents for the taking of not more than twenty (20) pounds of eels in any one (1) day.

Section 11 Enforcement

Enforcement protocols and penalties for specific infractions may be found in other sections of these regulations, including:

5.3.1 Required Icing and Shading of Harvest in Warmer Weather

6.2.1 Required Icing of Product

6.2.3. Commercial Catch Limits

7.7.13.2. Penalization for False Report

7.12.2. Failure to Meet Production Levels

7.13.3. Notification of Failure to Meet Minimal Requirements

7.18.6. Fines for Gear Violation

7.21. Hydraulic Harvesting of Shellfish from Grant Areas

7.22. Extension of Acreage Without Permission

8.7. Vessels Must Be Registered/Documented

11.1. Enforcement Personnel

These regulations shall be enforced by the Wellfleet Shellfish Constable, Deputy Shellfish Constable, The Wellfleet Police Department (including Special Police Officers) or any duly authorized agent of the Board of Selectmen. Failure to adhere to these regulations can result in fine, suspension or loss of permit, or suspension or loss of license, or all three.

11.2. Penalties for Poaching or Theft

A licensee may in tort recover treble damages of any individual who, without his or her consent, unless otherwise authorized by law or lawful regulation to do so, takes shellfish or equipment from the licensed area during his or her term of use.

(See Sections 4.9 Poaching or Disturbance of Grant and MGL Chapter 130; [Section 63](#) and [Section 67](#) .)

11.3. Authority to Revoke Aquaculture License

The Board of Selectmen or the Director of the Division of Marine Fisheries may revoke an area license in accordance with the provisions set forth in MGL Chapter 130, Sections [57](#) & [65](#). In the event that a license is revoked, that individual may not possess seed nor harvest shellfish from any licenses area in the Town.

11.4. Non Criminal Disposition Enforcement shall include without limitation the noncriminal disposition procedure provided in [MGL Chapter 40; Section 21D](#)

11.5. Penalty Fees

Application for Transfer of Shellfish Grant License

Date: 5-16-14

To: Board of Selectmen
300 Main Street
Wellfleet, MA 02667

I/We hereby request transfer of Shellfish Grant License # 01-01ext from
Ralph Bassett To
Ralph Bassett & Laura Lambert.

Said grant license is located at Lt. Island, in Wellfleet, MA
and consisting of 2 acres, as shown on a plan prepared by Slide Associates
and dated 9/20/13.

Laura Lambert
Signature(s)
Ralph Bassett
Name(s)

PO Box 841
Mailing Address
Wellfleet Mass 02667

508-237-3483
Telephone



TOWN OF WELLFLEET
PUBLIC HEARING

In accordance with M.G.L. Chapter 138, notice is hereby given that a public hearing will be held on Tuesday, June 10, 2014 at 7:15 p.m. in the Wellfleet Council on Aging to consider the following:

- Application received May 22, 2014 from Rino's, LLC 842 State Highway, to transfer seasonal liquor license #134800013 to Bocce Italian Grill, LLC.

WELLFLEET BOARD OF SELECTMEN



The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 239 Causeway Street
 Boston, MA 02114
www.mass.gov/abcc

Print Form

RETAIL ALCOHOLIC BEVERAGES LICENSE APPLICATION
 MONETARY TRANSMITTAL FORM

APPLICATION SHOULD BE COMPLETED ON-LINE, PRINTED, SIGNED, AND SUBMITTED TO THE LOCAL LICENSING AUTHORITY.

ECRT CODE: RETA

CHECK PAYABLE TO ABCC OR COMMONWEALTH OF MA: \$200.00

(CHECK MUST DENOTE THE NAME OF THE LICENSEE CORPORATION, LLC, PARTNERSHIP, OR INDIVIDUAL)

CHECK NUMBER

IF USED EPAY, CONFIRMATION NUMBER

A.B.C.C. LICENSE NUMBER (IF AN EXISTING LICENSEE, CAN BE OBTAINED FROM THE CITY)

LICENSEE NAME

ADDRESS

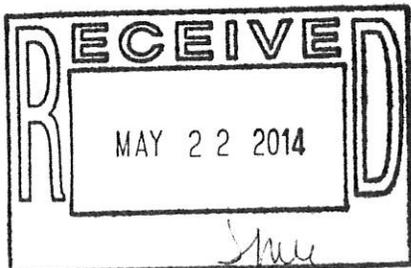
CITY/TOWN STATE ZIP CODE

TRANSACTION TYPE (Please check all relevant transactions):

- Alteration of Licensed Premises
- Change Corporate Name
- Change of License Type
- Change of Location
- Change of Manager
- Other
- Cordials/Liqueurs Permit
- Issuance of Stock
- Management/Operating Agreement
- More than (3) \$15
- New License
- New Officer/Director
- New Stockholder
- Pledge of Stock
- Pledge of License
- Seasonal to Annual
- Transfer of License
- Transfer of Stock
- Wine & Malt to All Alcohol
- 6-Day to 7-Day License

THE LOCAL LICENSING AUTHORITY MUST MAIL THIS TRANSMITTAL FORM ALONG WITH THE CHECK, COMPLETED APPLICATION, AND SUPPORTING DOCUMENTS TO:

ALCOHOLIC BEVERAGES CONTROL COMMISSION
 P. O. BOX 3396
 BOSTON, MA 02241-3396



APPLICANT'S STATEMENT

I, MININA BENEVENTO the sole proprietor; partner; corporate principal; LLC/LLP member
of BOCCE ITALIAN GRILL LLC, hereby submit this application for TRANSFER OF LICENSE (hereinafter the
"Application"), to the local licensing authority (the "LLA") and the Alcoholic Beverages Control Commission (the "ABCC" and
together with the LLA collectively the "Licensing Authorities") for approval.

I do hereby declare under the pains and penalties of perjury that I have personal knowledge of the information submitted in the
Application, and as such affirm that all statement and representations therein are true to the best of my knowledge and belief.
I further submit the following to be true and accurate:

- (1) I understand that each representation in this Application is material to the Licensing Authorities' decision on the
Application and that the Licensing Authorities will rely on each and every answer in the Application and accompanying
documents in reaching its decision;
- (2) I state that the location and description of the proposed licensed premises does not violate any requirement of the
ABCC or other state law or local ordinances;
- (3) I understand that while the Application is pending, I must notify the Licensing Authorities of any change in the
information submitted therein. I understand that failure to give such notice to the Licensing Authorities may result in
disapproval of the Application;
- (4) I understand that upon approval of the Application, I must notify the Licensing Authorities of any change in the
Application information as approved by the Licensing Authorities. I understand that failure to give such notice to the Licensing
Authorities may result in sanctions including revocation of any license for which this Application is submitted;
- (5) I understand that the licensee will be bound by the statements and representations made in the Application, including,
but not limited to the identity of persons with an ownership or financial interest in the license;
- (6) I understand that all statements and representations made become conditions of the license;
- (7) I understand that any physical alterations to or changes to the size of, the area used for the sale, delivery, storage, or
consumption of alcoholic beverages, must be reported to the Licensing Authorities and may require the prior approval of the
Licensing Authorities;
- (8) I understand that the licensee's failure to operate the licensed premises in accordance with the statements and
representations made in the Application may result in sanctions, including the revocation of any license for which the
Application was submitted; and
- (9) I understand that any false statement or misrepresentation will constitute cause for disapproval of the Application or
sanctions including revocation of any license for which this Application is submitted.

Signature:

Minina Benevento

Date:

May 19 2014

Title:

MANAGING MEMBER, MEMBER

TOWN OF WELLFLEET
APPLICATION FOR PERMIT TO USE TOWN OWNED PROPERTY

Applicant Cotter Miller

Affiliation or Group Northwest SKim

Telephone Number (781) 718-7731

Mailing Address Cotter@NEskimtown.com

Town Property to be used (include specific area) Whitecrest Beach

Date(s) and hours of use: Seasonal lesson permit + 2 day event July 12, 13

Describe activity including purpose, number of persons involved, equipment to be used, parking arrangements, food/beverage service, etc. Also please indicate if fees will be charged by applicant.

Our hope is to secure a lessons permit for teaching wave skimboarding (finless surfing) for the summer and bring more residents into the community. Our event July 12+13 would be the 9th annual contest, and would be held on whichever day presented better conditions.
Action by the Board of Selectmen: Small entry fee charged, 30-40 competitors, tent and registration table.

_____ Approved

_____ Approved with the following condition(s): _____

_____ Disapproved for following reason(s): _____



Processing Fee: _____

Fee: _____

APPLICANT IS RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND INSPECTIONS

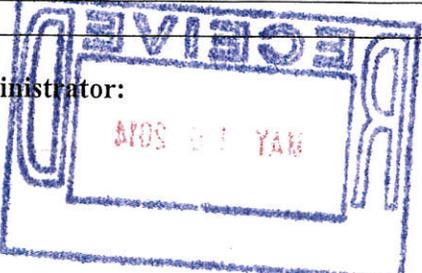
Health/Cons. Agent Signature: Comments/Conditions: Permits/Inspections needed:	Inspector of Buildings Signature: Comments/Conditions: Permits/Inspections needed:
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Police Dept. Signature: <i>[Signature]</i> 5/19/2014 Comments/Conditions: OK.	Fire Dept. Signature: <i>[Signature]</i> Comments/Conditions:
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DPW Signature: <i>Paul Buckley</i> 5/23/14 Comments/Conditions: Event staff responsible for trash removal. Event staff responsible for additional porta-potties. additional	Beach Dept. Signature: <i>SG Thomas</i> Comments/Conditions: OK under the following conditions: * 1- to extent all parking must be by street or backdrops - including organizers 2 - not appropriate for weekends. Change date?
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Shellfish Constable Signature: Comments/Conditions:	Harbormaster Signature: Comments/Conditions: 3 - Any lessons require a separate permission + fee of \$350 plus insurance
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Recreation Dept. Signature: Comments/Conditions:	Town Administrator: Comments:
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- a) JULY 12+13 are weekend dates see Beach Dept Above.
- b) Recommended +350 fee per lesson + \$70 app fee - event fee + BD
- c) LIABILITY INS money town as insured

REC'D MAY 23 2014

TOWN OF WELFLEET
APPLICATION FOR PERMIT TO USE TOWN OWNED PROPERTY

Applicant JOSEPH RUGO

Affiliation or Group JOEYS FOOD TRUCK

Telephone Number (774) 573-6529

Mailing Address PO BOX 990

TRURO MA 02666

Town Property to be used (include specific area) BAKERS FIELD TENT AREA

Date(s) and hours of use: 5/10/14 - 9/10/14 11am - 7pm (as late as 930pm for Bakersfield concerts)

Describe activity including purpose, number of persons involved, equipment to be used, parking arrangements, food/beverage service, etc. Also please indicate if fees will be charged by applicant.

PROVIDING A MOBILE FOOD CONCESSION VENDOR FOR THE TOWN OF WELFLEET RECREATION DEPARTMENT. A 16ft long 8ft wide towed trailer. Catering the summer concert series at Bakers Field as well as other daily activities of the Rec dept. Two - three employees will be working the trailer and we will provide fresh, quick, and inexpensive food.

Action by the Board of Selectmen:

_____ Approved

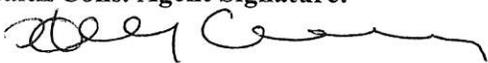
_____ Approved with the following condition(s): _____

_____ Disapproved for following reason(s): _____

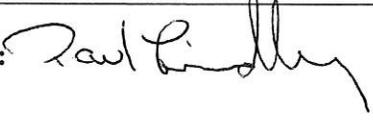
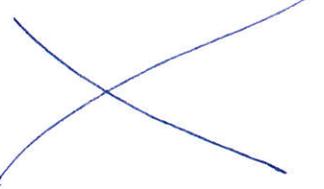
Processing Fee: _____

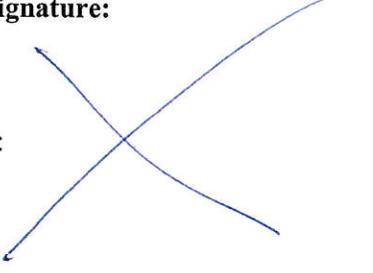
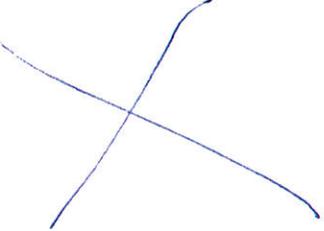
Fee: _____

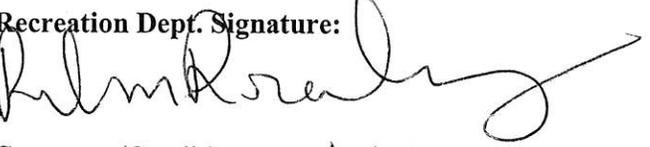
APPLICANT IS RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND INSPECTIONS

Health/Cons. Agent Signature:  Comments/Conditions: Permits/Inspections needed: FOOD SERVICE PERMIT	Inspector of Buildings Signature: Comments/Conditions: Permits/Inspections needed:
---	---

Police Dept. Signature:  6/4/2014 Comments/Conditions: OK	Fire Dept. Signature:  6/5/14 Comments/Conditions: OK
--	--

DPW Signature:  6/6/14 Comments/Conditions: Food truck will supply trash and recycling and dispose of it. no water or electric	Beach Dept. Signature:  Comments/Conditions:
---	---

Shellfish Constable Signature:  Comments/Conditions:	Harbormaster Signature:  Comments/Conditions:
--	---

Recreation Dept. Signature:  Comments/Conditions: Sat & Sunday No Problem, M-F, June 30 - August 15 After 1:00 P.M. No Problem.	Town Administrator:  Comments: The Town awards beach concession locations by competitive bid. If this is an appropriate location it should also be by competitive bid.
---	---

if you need more info 508-349-0034
TOWN OF WELFLEET *Margen Schrant*
APPLICATION FOR PERMIT TO USE TOWN OWNED PROPERTY

Applicant MARGEN Schrant

Affiliation or Group FRIENDS OF COA

Telephone Number 508-349-0034

Mailing Address POB 1613
02667

Town Property to be used (include specific area) _____

TOWN HALL LAWN + LANDFILL - HARBOR AREA -
BEACH STICKER HOUSE

Date(s) and hours of use: SAT/SUN mid day 1-2 hrs

Describe activity including purpose, number of persons involved, equipment to be used, parking arrangements, food/beverage service, etc. Also please indicate if fees will be charged by applicant.

the FCOA is having a fundraiser running from 5/22
to 7/15/14 - selling raffle tickets to benefit the
Welfleet COA + other seniors. only equipment will be
1-2 chairs & small table - 1-2 people -
already have raffle permit -

Action by the Board of Selectmen:

_____ Approved with the following condition(s): _____

_____ Disapproved for following reason(s): _____



Processing Fee: _____

Fee: _____

(over)

APPLICANT IS RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND INSPECTIONS

Health/Cons. Agent Signature: Comments/Conditions: Permits/Inspections needed:	Inspector of Buildings Signature: Comments/Conditions: Permits/Inspections needed:
---	---

Police Dept. Signature: <i>Ronald L. Jisette, Chief of Police</i> Comments/Conditions: <i>ms</i> <i>permission given to applicant to sign</i> <i>Chief's name for convenience sake -</i>	Fire Dept. Signature: Comments/Conditions:
---	--

DPW Signature: Comments/Conditions	Beach Dept. Signature: Comments/Conditions:
--	---

Shellfish Constable Signature: Comments/Conditions:	Harbormaster Signature: Comments/Conditions:
---	--

(over)

APPLICANT IS RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND INSPECTIONS

Health/Cons. Agent Signature: Comments/Conditions: Permits/Inspections needed:	Inspector of Buildings Signature: Comments/Conditions: Permits/Inspections needed:
---	---

Police Dept. Signature: Comments/Conditions:	Fire Dept. Signature: <i>OK</i> <i>R. M. R.</i> Comments/Conditions: <i>8-3-2014</i>
--	--

REC'D MAY 3 0 2014

DPW Signature: <i>Paul Bidley</i> <i>5/30/14</i> Comments/Conditions: <i>Chairs and table should be along side the swap shop and out of the way of traffic</i>	Beach Dept. Signature: <i>Suzanne - phone OK.</i> Comments/Conditions:
---	--

Shellfish Constable Signature: Comments/Conditions:	Harbormaster Signature: <i>Samuel Carter</i> <i>OK.</i> Comments/Conditions:
---	---



TOWN OF WELLFLEET
Department of Public Works
220 West Main Street
Wellfleet, MA 02667

Paul Lindberg
Assistant Director

Phone: 508-349-0315
Fax: 508-349-7085

May 19, 2014

Harry S. Terkanian
Town Administrator
300 Main Street
Wellfleet, MA 02667

Reference: Paved Private Roads Eligible for Plowing - Extended to Four Years

Dear Mr. Terkanian,

Due to an underwhelming response from residence of paved private roads, it is the opinion of the Police Chief, Fire Chief and Public Works Director that an additional year be added to the Paved Private Road Eligible for Plowing Policy. The combined departments will reemphasize the standards in this policy through local print media, electronic media and the Town web site.

Changes in the document have been highlighted in red for the Selectman's consideration.

Thank you,

Paul Lindberg
Assistant Director

PL/jgl

BOARD OF SELECTMEN

Policy for Maintenance of Paved Private Roads Eligible for Plowing by the Town

Original Date: November 13, 2012

Approved: December 11, 2012

2012-2

1. Purpose

- a. To provide standards for the maintenance of paved private roads that are eligible to be plowed by the Town to ensure safe and adequate access for Town vehicles. The following standards were compiled to address surface conditions, widths, clearances, and roadside obstacles that are identified as obstructions to safe, cost-effective snow removal operations. These obstructions can also inhibit or delay emergency response by EMS, fire and police personnel and can cause considerable damage to Town vehicles. Damaged vehicles or equipment may need to be removed from service, causing delays in the snow removal process throughout Town or delays in emergency response.

2. Minimum clearance and maintenance standards

- a. There must be at least one paved travel lane for a plow to work that is a minimum width of 10 feet.
- b. Roadside clearance of any obstacles, including vegetation, shall be maintained no less than 3 feet on either side. This includes, but is not limited to, **basketball hoops or other recreational equipment**, fences, mailboxes, stonewalls, rocks, shrubs, trees or any other object that may be damaged by snow removal equipment. It also includes a raised shoulder that prevents snow removal.
- c. Height clearance shall be no less than 14 feet from the road surface. This is to ensure that branches or any other objects over hanging the roadway, when laden with snow, do not impede access of snowplows and emergency vehicles.
- d. Space at the end of the paved private road shall be **an enlarged area** of sufficient size for Town vehicles to be able to turn around in a safe manner; **such as a cul-de-sac**.
- e. Paved private roads shall have no defects (potholes, ruts, etc.) exceeding 1 inch in depth. Manhole covers, catch basins, roots or other obstructions shall not protrude above the paved surface.
- f. All paved private roads covered by this policy shall have a visible street sign and be open to the public. Signs shall be of reflective material, blue in color, and measure 9 inches high with 6-inch letters. Owners shall contact the Wellfleet Dept. of Public Works for information on companies that supply these materials.
- g. These standards shall serve as basic requirements. Modest variations to these standards will be considered, upon written request, on a case-by-case basis. Certain sections of roads may require more stringent standards. These sections include, but are not limited to: intersections, sharp corners, cul-de-sacs and areas near water sources.

3. List of paved private roads covered by this policy

- a. The current list of paved private roads covered by this policy is incorporated by reference as Appendix A.

4. Inspections for maintenance to minimum standards

- a. The DPW, Fire Department and Police Department will perform inspections of all paved private roads on the list of roads eligible for plowing by the Town. These inspections will be completed by July 1. The Town will post a listing of roads with any deficiencies in Town Hall, on the Town web site, and in a local newspaper.

5. Failure to maintain minimum standards

- a. Roads that do not meet the standards will be removed from the list of paved private roads eligible for plowing by the Town. A four-year window will be observed prior to the enforcement of this policy in 2015-2016. The most deficient roads will be removed from the eligibility list in 2015-2016.
- b. Homeowners are advised that failure to maintain these standards may result in a delayed response by emergency personnel.

6. Opportunity for corrective action

- a. Property owners will be given the opportunity to take corrective action for roads that fail to meet the minimum standards. When repairs or other necessary measures are completed, the DPW, Fire Department and Police Department will, upon request, re-inspect a road to ensure that it complies with the standards. If the road is brought up to standards, it will be added back to the list of roads eligible to be plowed.

7. Plowing of paved private roads

- a. The DPW will not plow any paved private road that is not maintained to the standards of Section 2. However, the maintenance of a paved private road to the standards of Section 2 does not obligate the DPW to plow the road. The final decision whether to plow a private paved road will be made by the DPW in consultation with the Fire and Police Departments.

8. Implementation

- a. Upon implementation of this policy, residents who live on paved private roads should contact the DPW, Fire and Police Departments to inquire whether their road meets the standards set in Section 2.

Proposed Veteran Tax Work-Off Program Policy

June 10, 2014

This program offers Wellfleet veterans the opportunity to participate in a property tax relief program to a maximum of \$1000.00 per year in return for volunteer service to the Town. The program for Fiscal Year 2015 will include work performed from July 1, 2014 through June 30, 2015. Participants in this program may still apply for other tax abatements for which they may be eligible under other statutes.

Eligibility:

- Veteran of any branch of the Armed Services
- Domiciled in Wellfleet.
- Homeowner or trustee or spouse of same.
- Residing at property for which tax relief sought.
- Limited financial resources.
 - Single: income maximum **\$32,065** (for 2014)
 - Married: income maximum **\$41,932** (for 2014)
 - Maximum incomes will be adjusted annually and matched to the maximum incomes for Low Income Home Energy Assistance Program (Fuel Assistance)
- Only one tax credit per household may be given.
- Married couples who reside in the same household are allowed to participate in the program but jointly may earn only up to one tax credit per household.
- Current employees of the Town who meet eligibility are welcome to participate, but will not be allowed to apply the work-off program to their assigned departments.

Terms:

- Credit for work will be given at the state minimum wage, and will be applied to the participant's Wellfleet real estate tax bill.
- Volunteer service on Town boards, commissions or committees will not be credited under this program.

Program Coordinator:

- A veteran who qualifies for the program will be designated the Program Coordinator by the Town Administrator or designee and will "work off" their hours in that capacity. The Coordinator shall assist with paperwork of the participants, monitor hours worked and submit the information to the office of the Town Clerk/Treasurer.
- Any problems or concerns between participants and job assignments will be referred to the Coordinator for resolution.

Procedures:

- Department heads will submit a Departmental Request for a Volunteer Form along with a brief job description to the Town Administrator or designee. Once approved any available jobs will be forwarded to the Program Coordinator.
- Application by interested individuals should be made on the attached form to the Program Coordinator, who will interview the applicant and refer her/him to a department head who has requested volunteer assistance. An effort will be made to accommodate capacities and interests.
- Once an agreement has been reached between the department head and the applicant, the applicant shall be directed to the office of the Town Clerk/Treasurer to complete payroll paperwork. (No work will begin until this procedure is done.)
- The participant shall fill out and sign a daily timesheet on attached form and submit to the Program Coordinator bi-weekly. The Program Coordinator shall tally the hours worked and submit the totals along with the time sheets to the office of the Town Clerk/Treasurer for processing.

This program offers Wellfleet senior citizens the opportunity to participate in a property tax relief program to a maximum of \$1000.00 per year in return for volunteer service to the Town. The program for Fiscal Year _____ will include work performed from July 1, _____ through June 30, _____. Participants in this program may still apply for other tax abatements for which they may be eligible under other statutes.

Eligibility:

- 60 years of age or older.
- Domiciled in Wellfleet.
- Homeowner or trustee or spouse of same.
- Residing at property for which tax relief sought.
- Limited financial resources.
 - Single: income maximum **\$32,065** (for 2013/2014)
 - Married: income maximum **\$41,932** (for 2013/2014)
 - Maximum incomes will be adjusted annually and matched to the maximum incomes for Low Income Home Energy Assistance Program (Fuel Assistance)
- Only one tax credit per household may be given.
- Married couples who reside in the same household are allowed to participate in the program but jointly may earn only up to one tax credit per household.
- Current employees of the Town who meet eligibility are welcome to participate, but will not be allowed to apply the work-off program to their assigned departments.

Terms:

- Credit for work will be given at the state minimum wage, and will be applied to the participant's Wellfleet real estate tax bill.
- Volunteer service on Town boards, commissions or committees will not be credited under this program.

Program Coordinator:

- A Program Coordinator, designated by the Town Administrator with a recommendation from the Council on Aging Director. The Coordinator shall assist with paperwork with the participants; monitor hours worked and submit the information to the office of the Town Clerk/Treasurer.
- Any problems or concerns between participants and job assignments will be referred to the Council on Aging Director for resolution.

Procedures:

- Department heads will submit a Departmental Request for a Volunteer Form along with a brief job description to the Town Administrator or designee. Once approved any available jobs will be forwarded to the Program Coordinator.
- Application by interested individuals should be made on the attached form to the Program Coordinator, who will interview the applicant and refer her/him to a department head who has requested volunteer assistance. An effort will be made to accommodate capacities and interests.
- Once an agreement has been reached between the department head and the applicant, the applicant shall be directed to the office of the Town Clerk/Treasurer to complete payroll paperwork. (No work will begin until this procedure is done.)
- The participant shall fill out and sign a daily timesheet on attached form and submit to the Program Coordinator bi-weekly. The Program Coordinator shall tally the hours worked and submit the totals along with the time sheets to the office of the Town Clerk/Treasurer for processing.

SUMMARY OF SENIOR LIVING DISCUSSIONS AS OF 26 MAY 2014

An informal group of citizens have been discussing the idea of building senior housing in Wellfleet. The group has developed the following draft mission statement:

“To determine the need for, and the feasibility of, mixed affordable and market rate senior housing in Wellfleet and to facilitate its design, construction and management on land adjacent to the Wellfleet Senior Center by working with established Housing and Planning agencies in Wellfleet and at the county and state level.”

Through our discussion of this idea, the group has come to the following understandings:

- We plan to survey Wellfleet residents to find out who needs or wants what in terms of a senior living facility and services. We hope to develop and conduct the survey in the next couple of months.
- Our current thinking is the facility would likely be a combination of market price and affordable studio, one bedroom and perhaps two bedroom units. We are leaning to a rental based property. Our thought is that the rents would make the facility, once built, self-sustaining financially.
- We are talking about an independent senior living facility where some level of maintenance and transportation services could be provided.
- The most viable site seems to be the three plus acre Town-owned property adjacent to the COA that is in the National Seashore. This land had previously been voted at the 2009 Town meeting for use as a medical clinic (by Outer Cape Health Services) – but this need has changed and the project was never developed. Our understanding is that this Town-owned land within the Seashore may be used for “a municipal purpose.” We need to find out if a senior living facility could be built on this property.
- If we can develop this site, we have been discussing the idea of a 12-24 unit facility based on the use of the Town drinking water system and an alternative septic plan.
- At this time, we do not have an estimate of the cost to build such a facility or what funding sources might be available, or whether the Town or a third party would own, construct or provide on-going management of the project.

The members of our informal committee are:

Suzanne Thomas
Gary Sorkin
Elaine McIlroy
Denny O’Connell

Brita Tate
Sandy Wonders
Paul Pilcher

From: Lezli Rowell <lezli.rowell@gmail.com>

To: Harry Terkanian <harry.terkanian@wellfleet-ma.gov>

Date: 06/05/2014 06:19 PM

Attachments: downsized_0128041422.jpg (48 kB) downsized_0128041427.jpg (44 kB) downsized_0128041446.jpg (46 kB) downsized_0128041451.jpg (42 kB)

Subject: Fwd: Where Ghosts Haunt, they Return ...

Harry, for the BoS meeting you emailed me about -- here is everything I have to say, and photos of 4 other road side memorials that have not been similarly targeted, below.

This feels like discrimination if one memorial alone, not these others or the one in PTown for the Packard boy, are subject to such pressure for removal from DoT.

----- Forwarded message -----

From: **Lezli Rowell** <lezli.rowell@gmail.com>

Date: Wed, Mar 5, 2014 at 7:10 AM

Subject: Re: Where Ghosts Haunt, they Return ...

To: Sue Rohrbach <srohrbach@senatordanwolf.com>

Good morning,

I appreciate your advocacy; however, I want to point out that the 4 other Wellfleet Rt 6 road side memorials, photos attached, have been undisturbed by MA DOT for 10 - 20+ years, and the idea that this One now needs to be surveyed to stay seems like an act of discrimination. Miles' grandfather was given to believe that a meeting between D5 and the chief led to the decision it would be left alone if it were moved behind the guard rail. There just cannot be any more legitimate safety concerns to this location as not even a pedestrian would try bush-whacking back there. The brush that had to be cleared for this installation will surely sprout back in the spring (IF we ever have a spring!) and further the effect that the Ghost Bike is set back well out of any use of the road.

And as to the 'distraction' argument I feel that any driver who can't be safe on the road due to objects that are not even on it perhaps should not drive ... we all accept the many inflatables and waving tourist shop road-side distractions (I am sure some of which, if surveyed, may cross over the private property line onto the road layout) and generally manage to pass by without being lured off the road by them.

I really feel at this point that the DOT would be providing a better public service if they focus on planning for safer bicycle transportation than measuring the Miles Tibbetts Memorial Ghost Bike's position behind the rail. I look forward to hearing back that the district manager is leaving it be, to stand in loving tribute to a Wellfleet child lost too young, and a reminder to all of us passing on Rt 6 to be mindful and safe.

(And 400 lbs of concrete does not easily budge).

Thank you,

Lezli

On Tue, Mar 4, 2014 at 4:30 PM, Sue Rohrbach <srohrbach@senatordanwolf.com> wrote:

Hello Lezli--just wanted to let you know that I heard from the Legislative Liaison at DOT today, and he says District 5 is looking at where the property line is, and they should have that information shortly. Let us hope that it is close to the guard rail so we can settle this by putting it on private property while keeping the bike in a spot where people can see it well! I'll let you know as soon as I heard back from him or District 5. Sue

On Sat, Mar 1, 2014 at 10:05 AM, Lezli Rowell <lezli.rowell@gmail.com> wrote:

Sarah,

We are grateful for this support, and appreciate that both offices have communicated with MA DOT on behalf of the Miles Tibbetts Ghost Bike Memorial.

My son, Walter, next intends to work on a small plaque that he will later affix to the base of the sculpture, as requested by Miles' grandfather. Thank you for the compassion and understanding that this project is a loving and healing process, giving comfort to Joyce, Cyndi and George, commemorating a childhood shared by a generation of kids in a small town and celebrating a life to be always remembered. We will all be relieved if the state could accept this location and instead plan for safer bicycling with lanes and crossings.

Route 6 through the Lower Cape acts less like a highway and more like a main way, an artery, a necessary path of travel for all of us in our daily routines. I can't pick up my mail without using it! This is very different than the characteristics of say Rt 495 which motorists enter and exit with ramps linking destinations, and cyclists or pedestrians are inappropriate. Along this stretch of Rt. 6 in Wellfleet, the lives of everyone in the community must daily weave ... and here we wish for our loving tribute to remain.

Thank you for caring.

Lezli
[508.237.1120](tel:508.237.1120)

On Fri, Feb 28, 2014 at 4:37 PM, Rep Sarah Peake <rep.sarahpeake@gmail.com> wrote:

Hi Lezli, Thanks for sending this over to me. I just looked at the comments. All are kind, gentle and thoughtful. We could use more of that in our world today.

Let me give you an update. My and Dan Wolf's office have been in regular contact with each other about this. We both agree that the bike is in a safe, off of the roadway location. Through Sue Rohrbach in Senator Wolf's office we have gone on record with MassDOT that we would like the bike to stay where it is and that this is a fitting memorial. Before this location emerged, and it seemed like we were at an impasse with MassDOT, I was working on a possible road naming to honor Miles. I will follow up with the MassDot liaison next week to make sure he's clear that I prefer the bike in this location as a memorial.

Enjoy your weekend. More snow on the way...ugh.

Sarah

Rep. Sarah Peake
Room 540, State House
Boston, MA 02133
[617.722.2090](tel:617.722.2090)
[508.487.5694](tel:508.487.5694)

Sent from my iPad

On Feb 28, 2014, at 4:21 PM, Lezli Rowell <lezli.rowell@gmail.com> wrote:

I thought you might like to see the petition signers and comments posted that Natalie was able to pull from the back-end of the Change.org website (at least as of Monday morning).

On Tue, Feb 25, 2014 at 11:10 AM, Rep Sarah Peake <rep.sarahpeake@gmail.com> wrote:

Hi Lezli, I drove by the bike this morning on my way into Boston. My personal opinion is that it is off the roadway and behind the guardrail. While it may technically be on state owned land, it appears to the casual passer-by that it is a sculpture on private property. I'm going to share

this observation with MassDOT.

Sarah

Rep. Sarah Peake
Room 540, State House
Boston, MA 02133
617.722.2090
508.487.5694

Sent from my iPad

On Feb 24, 2014, at 6:45 PM, Lezli Rowell <lezli.rowell@gmail.com> wrote:

Hello,

Dale Donovan knows the property owner, who is agreeable to the Ghost Bike's position. I would have to get back to you if you need their names.

The understanding that siting behind the guard rail would be left alone was given to the grandfather in a meeting that may have been between the Chief and the Truro state highway department foreman who left out the removal sign. This location is far from any use of the road even for a pedestrian, and was not ever a mown area; the 're-installation team' had to do some brush clearing to site the Ghost Bike. It is anchored with sufficient weight that there is not risk of it blowing over or otherwise easily getting loose and becoming an obstacle (approx. 400 lbs of concrete).

We really feel that this addresses any actual safety concerns, and hope that it will be permitted the same courtesy as all the other Rt 6 memorials.

Thank you for considering the meaning this has, not just for my boys but for all who lost Miles, and all who believe that cycling can be a safe method of transportation supported equally to motor vehicle traffic concerns. I hope MA DoT might shift focus to planning for biking lanes and safe crossings.

Lezli

On Mon, Feb 24, 2014 at 10:10 AM, Sarah Peake
<sarah.peake@mahouse.gov> wrote:

Hi Lezli, Just to be clear, I met with and spoke to MassDOT several times to try to convince them to let the bike stay. Chief Fissette and I were working on developing a more permanent memorial (like naming a part of the highway) when the bike disappeared.

I saw the CC Times article today. This looks like a solution that might work. Who owns the adjacent property here?

Sarah

Sarah Peake
State Representative, Chair
Joint Committee on Municipalities & Regional Government
Room 540 State House

Boston, MA 02133
[617.722.2090](tel:617.722.2090)
sarah.peake@mahouse.gov

On Sun, Feb 23, 2014 at 4:04 PM, Lezli Rowell <lezli.rowell@gmail.com>
wrote:

... In Loving Memory of the Life of Miles Augustus Tibbetts, 10/28/96 -
8/18/13. Son, Grandson, Friend, Family and Leader Among All Who Knew
Him.

<IMG_6612LR.jpg>
[Behind the Guardrail. Not in the way. Let it be ...]

<GhostBikePetitionSignaturesThru2.24.14.csv>

<PetitionCommentsThru 2.24.14.csv>

--

Susan H. Rohrbach
District Director
Senator Daniel A. Wolf
Cape and Islands District
[508-775-0162](tel:508-775-0162)
srohrbach@senatordanwolf.com
www.senatordanwolf.com

www.facebook.com/senatordanwolf

From: Seth Rolbein <rolbrain@verizon.net>

To: Harry Terkanian <harry.terkanian@wellfleet-ma.gov>, bos@wellfleet-ma.gov **Cc:** Lezli Rowell <lezli.rowell@gmail.com>, Sue Rohrbach <srohrbach@senatordanwolf.com>, Anjali (SEN) Sakaria <anjali.sakaria@masenate.gov>

Date: 06/06/2014 08:41 AM

Subject: Re: Ghost Bike

Greetings, Harry,

Seth Rolbein checking in for Senator Wolf, who would like to let you and the board know that as far as he is concerned, the present location of the white bike, an emotional memorial, is appropriate and in no way a threat to public safety. We have managed to garner substantive funding in the transportation bond bill to address real traffic and safety issues on that stretch of highway --- this is not one of them. The additional irony is that so many of us sat in more than an hour of stopped traffic yesterday because of a horrible accident along our piece of Route 6, but again, this white bicycle, carefully placed though visible as it is, could never create an issue that is in any way comparable --- or really any issue at all.

The Senator's office would be glad, at the board's direction or suggestion, to once again reiterate to MassDOT that we believe they should focus their attentions on matters that truly impact public safety and convenience.

Very best, hope all's well,

Seth

----- Forwarded message -----

From: **Harry Terkanian** <harry.terkanian@wellfleet-ma.gov>

Date: Thu, Jun 5, 2014 at 3:18 PM

Subject: Ghost Bike

To: lezli.rowell@gmail.com

Cc: Board of Selectmen BOS <bos@wellfleet-ma.gov>

Lezli:

FYI, MassDOT continues to press for the removal of the ghost bike and the Board of Selectmen has been asked by Rep. Peake if the Board has a preference as to a possible alternate location of the bike. I have placed the matter on the June 10th agenda for discussion.

Harry

Harry Sarkis Terkanian, Town Administrator

Town of Wellfleet

300 Main Street

Wellfleet, MA 02667

(508) 349-0300

Please think of the environment before printing this e-mail.

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BOARD OF SELECTMEN GOALS FOR 2013-2014

1. Create a plan with the Marina Advisory Committee for harbor dredging.
2. Create a plan for the Harbormaster and Shellfish buildings.
3. Explore funding universal pre-school and extended child care for working parents.
4. Keep the FY2015 budget within Proposition 2 ½ guidelines.
5. Create a plan for renovating the Police Station.
6. Maintain the current level of Town services without funding new full-time employee positions.
7. Address vibrio issues associated with Wellfleet oysters and virus issues with clams.
8. Work with the Buildings Needs and Assessment Committee to create and then refine a comprehensive priority list of building construction/maintenance needs with associated project cost estimates.
9. Continue to explore new sources of revenue, including permit and license fee increases.
10. Work with the Department of Public Works Director and Water Commissioners to create plan whereby the Town can install and maintain water mains. Evaluate and reconsider long-range DPW staffing plans.
11. Explore alternatives for new phone service to leverage the Open Cape network.
12. Investigate installing a public water fountain in front of Town Hall.
13. Consider OysterFest fees.
14. Update Recreation Department goals/vision per the Local Comprehensive Plan.

**Memorandum of Understanding
By and Between
Cape Light Compact and
The Town of Wellfleet**

Overview

This Memorandum of Understanding ("MOU") confirms the understanding between Cape Light Compact ("the Compact"), and the Town of Wellfleet ("the Town"), with respect to certain energy efficiency goals of the parties.

Cape Light Compact is interested in partnering with towns that are willing to commit to a plan and sequence of energy efficiency actions that are both larger and more comprehensive than the norm. Cape Light Compact and the Town are entering into this non-binding MOU that sets forth the understandings of the parties as to certain actions and commitments that each of the parties agree to undertake over the next 3-year period.

The Town of Wellfleet agrees to:

- A. Provide Cape Light Compact and its vendor(s) a list of all town buildings, the associated NSTAR account numbers and pertinent heating fuel usage data;
 - a. Prioritize the list of buildings in order of importance;
 - b. Identify all primary points of contact for conducting energy assessments at these buildings as well as key decision makers involved in deciding whether to move forward with recommended Energy Efficiency Measures made for the respective buildings;
- B. Implement all recommended Energy Efficiency Measures identified in the energy assessment reports that are covered under the Compact's 100% Municipal Retrofit incentive structure within one calendar year of proposal by the Compact's implementation vendor;
- C. Make a Good Faith Effort to reinvest a portion of savings resulting from each EEM to implement the identified capital intense measures that qualify for the Compact's New Construction Program at 100% of incremental cost.

Cape Light Compact agrees to:

- A. Cover the cost of ASHRAE Level II equivalent audits as conducted by one of the Compact's competitively bid and contracted Ancillary Services Vendors to the extent that budgetary and regulatory requirements allow
- B. Commit appropriate incentives up to \$150,000 per project. If projects are presented for consideration of energy efficiency funds that qualify for greater than \$150,000, they will be brought to the Cape Light Compact's Governing Board for approval to exceed this cap.
- C. Make a good faith commitment to support and budget for any additional efforts above and beyond these initial commitments to the extent that budgetary and regulatory requirements allow.

Cape Light Compact will endeavor to provide the Town with incentive payments for each Energy Efficiency Measure ("EEM") at each facility, as preapproved by Cape Light Compact and screened with the Compact's Benefit Cost Ratio Screening Tool for Cost-effectiveness. Payment of the incentive amount will be made either directly to the Compact's contracted implementation vendor or after an approved EEM is

completed per the terms and conditions of the respective program. The projected savings and payments of the incentive are determined by individual EEM projects.

The parties acknowledge that they will continue good faith negotiations but that neither party shall be obligated to make any expenditure.

TERM

The term of this MOU shall commence on the date this MOU is fully executed by both parties, and shall continue for three (3) years (the "Term").

Either party may terminate this MOU for any reason, by providing the other party with at least 60 days prior written notice of such intent.

Town of Wellfleet

Cape Light Compact

Harry Sarkis Terkanian

Margaret T. Downey

Name:

Name:

Signature:

Signature:

Wellfleet Town Administrator

Cape Light Compact Administrator

Title:

Title:

Date:

Date:

AUTHORIZATION GUIDELINES

Access to MassEnergyInsight

Anyone seeking access to energy use data in MassEnergyInsight is required to obtain authorization via a **user authorization letter** from the appropriate individual/body (see below). The purpose of the authorization letter is to provide verification to DOER of those persons authorized to access the MassEnergyInsight energy use data.

- For municipal personnel, including staff from public facilities departments, public works departments, water and sewer departments, the municipality is authorizing entity.
- For school department personnel, the authorizing entity is the school department, except in the case where all public facilities are centrally managed.
- For autonomous entities (not part of any city or town and has separate governing board), including regional school districts, water districts and wastewater districts, the authorizing entity is the Executive Officer or Manager.
- The Department of Energy Resources (DOER) recommends that municipal and school departments share energy data, to better coordinate energy planning, by submitting **data sharing authorization letters**.

User Authorization Letter Requirements

- Please submit the user authorization letter on your official municipal / school / water/wastewater district letterhead to your regional coordinator in hard copy and also in pdf electronic format as an email attachment. To find the regional coordinator's mailing address and email address, please go to the Web link at the end of this guidance.
- The user authorization letter must be signed by the chief elected or appointed official having the authority to designate users of this system (e.g. Town Manager, Mayor, School Superintendent, Chair of Board of Selectmen, or Executive Officer or Manager of a Water or Wastewater District).
- The user authorization letter must state the following:

OFFICIAL LETTERHEAD

Date

Regional Coordinator
Green Communities Division
Region Address

Re: User Authorization - MassEnergyInsight

Dear Regional Coordinator:

I, _____, as the chief elected/appointed official for the Town/City/ School Department/Water/Wastewater Treatment District of _____ hereby authorize:

Name: _____
Title: _____
Email: _____

to receive full access to the energy data of the Town / City / School District / Water/Wastewater Treatment District of _____ that is included in the Massachusetts Department of Energy Resources MassEnergyInsight energy reporting system.

Signature
Title

Data Sharing Authorization

Municipalities and school departments, through their authorized users, will be given access to their entity's energy data included in the MassEnergyInsight energy reporting system. To enable collaboration on establishing local government-wide energy baselines and reduction plans, DOER encourages these entities to share their energy data from MassEnergyInsight. The data sharing authorization letter allows authorized users of one entity to access the energy use data of the other.

Requirements:

- Please submit the data authorization letter on your official municipal letterhead to your regional coordinator in hard copy and also in pdf electronic format as an email attachment. To find the regional coordinator's address, please go to the Web link at the end of this guidance.
- The data sharing authorization letter must be signed by the chief elected or appointed official having the authority to allow access to the entity's energy data included in the MassEnergyInsight energy reporting system. (e.g. Town Manager, Mayor, Chair of Board of Selectmen).
- Although not a requirement, the sharing of data is encouraged.
- **If data is already shared between entities, all that is required is a letter confirming the structure is in place.**
- The data sharing authorization letter must state the following:

OFFICIAL LETTERHEAD
Date
Regional Coordinator Green Communities Division Region Address
Re: Data Sharing Authorization - MassEnergyInsight
Dear Regional Coordinator:
I, _____, as the chief elected/appointed official for the Town/City of _____ grant permission to:
_____ (name of local governmental body)
And it's authorized users, pursuant to the most recent user authorization letter on file with the Department of Energy Resources (DOER), to access the energy data of the Town / City / School District of _____ that is included in the MassEnergyInsight energy reporting system.
Signature
Title

Please contact your Green Communities Regional Coordinator with any questions regarding this guidance. Follow the link below for your Regional Coordinator's contact information:

<http://www.mass.gov/?pageID=eoeesubtopic&L=4&L0=Home&L1=Energy%2c+Utilities+%26+Clean+Technologies&L2=Green+Communities&L3=Find+Your+Green+Communities+Regional+Coordinator&sid=Eoeea>



TOWN OF WELFLEET

300 MAIN STREET WELLFLEET MASSACHUSETTS 02667

Tel (508) 349-0300 Fax (508) 349-0305

www.wellfleetma.org

To: Board of Selectmen
From: Harry Terkanian, Town Administrator
Subject: Town Clerk and Town Treasurer Interviews
Date: June 5, 2014

Both positions have been advertised in the Cape Cod Times Sunday edition and on the MMA website. Applications are due by June 20, 2014. Under the Charter, the selectmen are the appointing authority for both positions. The following is a possible interview process for consideration and/or modification by the Board for each position:

1. Clerk:
 - a. Initial screening of applicants by a committee comprised of the current clerk, town administrator, and another individual or individuals who could be a member or members of the board of selectmen, one or more town department heads or a citizen(s). I suggest that the committee be the TA, one selectman and the current clerk.
 - b. Initial interview by the same screening committee.
 - c. Referral of finalists to the Selectmen for interviews by panels of selectmen by the whole board (the latter would be at a public meeting.)
2. Treasurer:
 - a. Initial screening of applicants by a committee comprised of the current treasurer, town accountant, town administrator, and another individual or individuals who could be a member or members of the board of selectmen, one or more town department heads or a citizen(s). I suggest that the committee be the TA, one selectman, the current treasurer and the accountant.
 - b. Initial interview by the same screening committee.
 - c. Referral of finalists to the Selectmen for interviews by panels of selectmen by the whole board (the latter would be at a public meeting.)

SCHOOL STREET Both sides from Gross Hill Road to Main Street.

UNNAMED TOWN WAY AND WEST ROAD Both sides for approximately 300 feet.

WEST MAIN STREET Both sides from Main Street to Pole Dike Road.

WILSON AVENUE Both sides from LeCount Hollow Road to Ocean View Drive.

Section 3. Time Limited in Designated Areas

No person shall park a vehicle for a period of time longer than hereafter specified daily between the hours of 7 a.m. and 6 p.m. Parking regulations will be enforced from June 15 through Labor Day. (*amended May 13, 2014*)

No person shall park a vehicle on Main Street, on-street curb parking on South side between Bank Street and Holbrook Avenue, between the hours of 2:00 AM and 5:00 AM.

No person shall park a vehicle on Main Street, on-street curb parking on South side between Bank Street and Holbrook Avenue, for a period of time longer than two (2) hours between June 15th and Labor Day. (*amended May 13, 2014*)

MAIN STREET MUNICIPAL PARKING LOT (OPPOSITE PRESERVATION HALL)PARKING LOT Two (2) hour parking.

TOWN HALL PARKING LOT Two (2) hours between June 15th and Labor Day except four (4) hours for spaces marked as four hour parking and except for spaces marked as Town Hall employees only.

SOUTH WELLFLEET PARKING LOT Two (2) hours as marked, otherwise no time limit.

Section 4. Tow-away Zone Regulations

Section 4.1 General

In accordance with the provisions of Chapter 40, Section 22D of the General Laws, the Board of Selectmen of the Town of Wellfleet hereby enacts the following regulations authorizing the removal to a convenient place of vehicles parked or standing in such manner, or in such areas as are hereinafter described on any way under the control of the Town of Wellfleet. Vehicles specifically exempt by Chapter 40, Section 22D shall not, however, be subject to such removal.

Section 4.2 Authorization of Police

The moving or towing of any vehicle under the provisions of this Article shall be by and at the direction of the Chief of Police or such officer of the rank of Sergeant or higher as he may from time to time designate.

Section 4.3 Fees

From: harriet.jerusha.korim <harriet@capecool.org>

To: harry.terkarian@wellfleet-ma.gov, berta.bruinooge@wellfleet-ma.gov, PAUL PILCHER <paulpilcher@verizon.net>, john.morrissey@wellfleet-ma.gov, jerry.houk@wellfleet-ma.gov, dennis.murphy@wellfleet-ma.gov, hillary.Lemos@wellfleet-ma.gov
Cc: marcus.springer <marcus@springerarchitects.com>, Lydia Vivante <vivantelydia@gmail.com>, sandy.grabbe <sandyboe@comcast.net>, Chuck.cole <sunspirit@capecod.net>, Chris.Powicki <chrisp@weeinfo.com>, Marilyn.Miller <mmiller@wickedlocal.com>, ... [more](#)

Date: 05/21/2014 03:03 PM

Subject: climate resilience planning; if not now, then when?

Dear Harry --and honorable Select Board members:

I hope this is the year the town finds a way to take advantage of our summer resident Prof. Nicholas Robinson's (nrobinson@law.pace.edu) longstanding offer to consult with interested members of town departments and committees as well as with our Town Planner and members of the Select board, about ways that Wellfleet can learn from communities that are ahead of the curve in awareness regarding diminishing mitigation, adaptation and planning for resilience to effects of climate change.

As many of you know, [Professor Robinson's credentials](#) are impressive; equally important are his generosity, accessibility and attentiveness-- and his personal connection and concern with Wellfleet and the Outer Cape. I don't know Professor Robinson's schedule this spring and summer, but strongly urge local leaders and public servants to try to contact him, so that our town and region might benefit from his gracious willingness to make recommendations based on his wide-ranging, longtime experience in the field. Hopefully local leaders don't want to join (or remain in) the ranks of these fellows:

http://dotearth.blogs.nytimes.com/2014/03/25/climate-change-art-that-sinking-feeling/?_php=true&_type=blogs&r=0

Of course Professor Robinson isn't the only one who might help us move forward-- there are many concerned and knowledgeable people in this field, but neither should his generous offer be taken for granted or ignored. If there's any way I can be of assistance, I will do my best; if meetings are scheduled, I would appreciate knowing.

Thanks -- with wishes for a healthy, happy spring and summer,
Looking forward to hear from you,

Harriet Korim Arnoldi
for capecool.org
508 349 3532



MAYO CREEK RESTORATION COMMITTEE

An ad hoc Mayo Creek Restoration Committee is established for the following purposes:

- To identify the benefits and drawbacks to the Town resulting from the restoration of the Mayo Creek salt marshes;
- To plan, permit and execute necessary tests and verifications in support of restoration planning;
- To engage with the public and abutters to address benefits and concerns;
- To prepare and submit a restoration plan for Board of Selectmen approval ; and
- To fund the restoration planning without use of Town funds;

The committee shall have a life of three years. There shall be five members, of three years terms each. The members are appointed by the Board of Selectmen upon a recommendation from the Comprehensive Waste-Water Planning Committee, Natural Resources Advisory Board, Conservation Commission, Shellfish Advisory Board and Marina Advisory Committee. Administrative liaison will be provided by the Town Conservation Agent.



TOWN OF WELLFLEET

300 MAIN STREET WELLFLEET MASSACHUSETTS 02667

Tel (508) 349-0300 Fax (508) 349-0305

www.wellfleetma.org

To: Board of Selectmen
From: Harry Sarkis Terkanian, Town Administrator
Subject: Town Administrator's Report
Date: June 6, 2014

This report is for the period May 21, 2014 through June 5, 2014.

- 1 Fiscal 2014 Budget. Expenditures through eleven months are within budget although a few transfers between line items may be required.
- 2 Mayo Creek Restoration Committee. Revised charge to selectmen for final approval. (Revisions to the charge by TA were for clarity and to correct committee names.) Three applications received to date. As soon as I have nominations from all five committees I will place it on an agenda (Shellfish Advisory Board does not meet until July.)
- 3 Representative Peake reports that the special legislation on parking fines has been filed.
- 4 Senior Housing. ATA King, Mr. Pilcher and I met with an ad hoc committee investigating the need for and means of addressing the need for senior housing on June 4th. The group would like approval from the Selectmen to continue their investigation including conducting a needs survey.
- 5 Veterans tax work-off. Nancy Vail with the assistance of Barbara Stevens and Paul Lindberg has prepared a proposed program for this statute and will present it to the Board on June 10th for consideration as a policy. Note: The Selectmen's policy on policies requires a vote at a second meeting to complete the process of adopting a policy.
- 6 Benches on Town Property. See memorandum in the May 27th meeting packet. I have requested various Town department heads and committee chairs to identify suitable locations on property under their care and custody by June 13th. Once I have compiled a list of acceptable sites I will begin reviewing requests.
- 7 Public Works Projects:
 - a. Elementary School Roof. Bids were opened on May 27th. References for the apparent low bidder have been checked. We are working with our owner's project manager to get ready for contract award on either June 10th or 24th.
 - b. Transfer Station concrete pad enlargement. Completed.
 - c. Water System Expansion. Final paving is underway.
 - d. Waterfront building needs study. Designer selection is pending review by the Designer Selection Committee on June 9th.

- e. Route 6 & Main Street. Seven responses to the RFP for engineering design services were received by the May 15th deadline. Review by ATA King and DPW Director Vincent pending.
- f. Police station study is in progress. Second meeting held on June 3, 2014.
- g. Pavement marking and sign at entrance to village center on Mains Street added by DPW.

8 Personnel Matters:

- a. Administrative actions:
 - i. Michaela Miteva has been hired for the Executive Assistant position.
 - ii. Job descriptions for Town Clerk, Town Treasurer and Collector Treasurer were approved by the Personnel Board on May 22nd. Applications for Town Clerk and Town Treasurer are due by June 20th.
 - iii. Revised job descriptions for the Recreation Director and the Director of Community Services will be reviewed again by the Personnel Board on June 19th. As a reorganization this will also require approval by the Selectmen.
 - iv. Job description for the collector position is tentatively scheduled for review by the Personnel Board on June 19th.
 - v. Beginning review of the assistant town administrator job description.
- b. Current employment vacancies (Charter 5-3-2 (i)):
 - i. Assessing. Data collector position has been advertised and applications were due by June 5th. The eight applications received have been sent to the Assessor to review, interview and make recommendations.
 - ii. DPW. One vacancy: equipment operator position at the Transfer Station. Facilities position job description to be reviewed by the DPW director.
 - iii. Building – Building Inspector is part time.
 - iv. Health – Assistant health agent position is vacant. Being filled on a part time basis using the funding previously appropriated by contract with the County one day a week.
 - v. One call firefighter and one rescue squad EMT out due to injuries sustained while on duty.



Town of Wellfleet Committee Vacancies

To: Harry Terkanian
From: Jeanne Maclauchlan
Re: Appointments to Town Boards

Date: June 6, 2014

The report format provides the appointing authority with a comprehensive view of vacant positions on each Town Board. Each table identifies the amount and type of positions that are vacant, the authority for making the appointment and the length of the term. Following the table contains names of individuals requesting consideration to fill a vacancy.

Barnstable Human Rights Commission (1 Wellfleet Representative)

Vacant Positions	Appointing Authority	Length of Term
1 Position	Board of Selectmen	3 years

Requesting Appointment: No applications on file.

Board of Water Commissioners (5 Members)

Vacant Positions	Appointing Authority	Length of Term
1 Position	Board of Selectmen	3 years

Requesting Appointment: No applications on file.

Building and Needs Assessment Committee (5 Members)

Vacant Positions	Appointing Authority	Length of Term
1 Position	Board of Selectmen	3 years

Requesting Appointment: No applications on file.

Bylaw Committee (3 Members)

Vacant Positions	Appointing Authority	Length of Term
1 Position	Moderator	3 years

Requesting Appointment: No applications on file.

Cable Advisory Committee (5 Members)

Vacant Positions	Appointing Authority	Length of Term
1 Position	Board of Selectmen	1 year

Requesting Appointment: No applications on file.

Commission on Disabilities (up to 7 Members)

Vacant Positions	Appointing Authority	Length of Term
4 Positions	Board of Selectmen	3 years

Requesting Appointment: No applications on file.

Energy Committee (7 Members, 2 Alternates)

Vacant Positions	Appointing Authority	Length of Term
1 Alternate Position	Board of Selectmen	2 years

Requesting Appointment: No applications on file.

Herring Warden (1 Warden, 1 Assistant Warden)

Vacant Positions	Appointing Authority	Length of Term
1 Position	Board of Selectmen	3 years

1 Assistant Position	Board of Selectmen	3 years
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Requesting Appointment: No applications on file.

Historical Commission (7 Members, 1 Alternate)

Vacant Positions	Appointing Authority	Length of Term
1 Alternate Position	Board of Selectmen	3 years

Requesting Appointment: No applications on file.

Open Space Committee (7 Members)

Vacant Positions	Appointing Authority	Length of Term
1 Position	Board of Selectmen	1 year

Requesting Appointment: One application on file.

Personnel Board (4 Community Members)

Vacant Positions	Appointing Authority	Length of Term
1 Position	Board of Selectmen	6/30/2015

Requesting Appointment: No applications on file.

Recreation Committee (5 Members)

Vacant Positions	Appointing Authority	Length of Term
1 Position	Board of Selectmen	3 years

Requesting Appointment: One applications on file.

Shellfish Advisory Committee (7 Members, 2 Alternates)

Vacant Positions	Appointing Authority	Length of Term
1 Alternate Position	Board of Selectmen	3 years

Requesting Appointment: No applications on file.