



## Board of Selectmen

RECEIVED  
TOWN OF WELFLEET  
2017 APR -7 PM 3:07

**The Wellfleet Board of Selectmen will hold a public meeting on Tuesday, April 11, 2017 at 7:00 p.m. at the Wellfleet Senior Center, 715 Old Kings Highway, Wellfleet, MA 02667. It is anticipated that the meeting will be recorded by the Town. Anyone else desiring to record the meeting may do so only after notifying the chair and may not interfere with the conduct of the meeting in doing so.**

- I. Announcements, Open Session and Public Comment [7:00]** *Note: Public comments must be brief. The Board will not deliberate or vote on any matter raised solely during Announcements & Public Comment.*
- II. Public Hearing(s) [7:05]**
  - A.** Transfer Annual Wine and Malt Beverages License from Wellfleet Village Center, Inc. to Slaibi Enterprises, Inc.
  - B.** One Day Wine & Malt License for Cape Cod Bay Challenge on August 12, 2017 from 3 pm to 10 pm.
  - C.** Two Day Wine & Malt License for SPAT on October 14 and 15, 2017 for OysterFest
  - D.** Application for underground fuel storage license at Cumberland Farms 2586 State Highway (J. Veara, Attorney for applicant)
  - E.** Beach Rules and Regulations – amendment of section 4, Parking
- III. Licenses**
  - A.** Weekday Entertainment License for Bocce Italian Grill and Wellfleet Harbor Actor's Theater
- IV. Appointments/Reappointments**
  - A.** Thomas Slack to Local Comprehensive Plan Working Group
- V. Use of Town Property**
  - A.** Wellfleet SPAT, Inc. to use various Town property for OysterFest on October 14 and 15, 2017
  - B.** Wellfleet SPAT, Inc. to use Power's Landing and Andrew Cummings Wash-Ashore Oyster Ranch for aquaculture grant tours during summer of 2017
  - C.** Cape Cod Bay Challenge, Inc. to use May Beach and Baker Field Tent on August 11-13, 2017.
  - D.** Cape Cool to raise Earth Flag on the Town Hall flag pole, April 21-24, 2017
- VI. Business**
  - A.** Proposal for food composting plant at the Transfer Station [Elspeth Hay] (10 min.)
  - B.** Discussion of 2017 ATM Art. 39, Pleasant Point bulkhead [B. Hurter & J. Riehl] ] (10 min.)
  - C.** Letter of endorsement from Chief Elected Official for Cultural District Application] (10 min.)
  - D.** Commitment Letter for USTA Grant [Becky Rosenberg] (10 min.)
  - E.** Discussion of 2017 ATM Article 46, Safe Communities Act [Helen Wilson] (15 min.)
- VII. Town Administrator's Report**
- VIII. Topics for Future Discussion**
- IX. Correspondence and Vacancy Report**
- X. Minutes** [February 28 and March 15, 2017]
- XI. Adjournment & Executive Session**
  - A.** Pursuant to G.L. c. 30A, §21(a)(3), to 1. To discuss strategy with respect to collective bargaining and litigation if the Chair declares that an open meeting may have a detrimental effect on the Town's bargaining and litigating position, the Board will review the current collective bargaining status and strategy recommendations for WEA Units A, B and C and Police Officers Union; 2. To discuss strategy with respect to litigation if the Chair declares that an open meeting may have a detrimental effect on the Town's litigating position for Curran v. Wellfleet (0 West Main Street).



## BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Tuesday, April 11, 2017

# II

### PUBLIC HEARING A

<b>REQUESTED BY:</b>	Slaibi Enterprises, Inc.
<b>DESIRED ACTION:</b>	Transfer Malt and Wine License
<b>PROPOSED MOTION:</b>	I move to vote to approve to transfer Annual Wine and Malt Beverages License from Wellfleet Village Center, Inc. to Slaibi Enterprises, Inc.
<b>ACTION TAKEN:</b>	Moved By: _____ Seconded By: _____ Condition(s): _____
<b>VOTED:</b>	Yea _____ Nay _____ Abstain _____

TOWN OF WELLFLEET  
PUBLIC NOTICE

In accordance with M.G.L. Chapter 138, notice is hereby given that the Wellfleet Board of Selectmen will hold a public hearing on Tuesday April 11, 2017 at 7:05 p.m. in the Wellfleet Council on Aging to consider the following:

- Application received March 15, 2017 from Slaibi Enterprises, Inc. to transfer the Annual Wine and Malt Beverages License from Wellfleet Village Center, Inc. to Slaibi Enterprises, Inc., Mike N. Slaibi, Manager.

WELLFLEET BOARD OF SELECTMEN



## BOARD OF SELECTMEN

### AGENDA ACTION REQUEST

Tuesday, April 11, 2017

## PUBLIC HEARING - B

<b>REQUESTED BY:</b>	Jody Craven and Christa von der Luft
<b>DESIRED ACTION:</b>	Approve one-day Malt and Wine License
<b>PROPOSED MOTION:</b>	I move to vote to approve One Day Wine & Malt License for Cape Cod Bay Challenge on August 12, 2017 from 3 pm to 10 pm.
<b>ACTION TAKEN:</b>	Moved By: _____ Seconded By: _____ Condition(s):  
<b>VOTED:</b>	Yea _____ Nay _____ Abstain _____

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, April 11, 2017 at 7:05 p.m. at the Wellfleet Council on Aging to consider the following:

- Application received from Jody Craven and Christa von der Luft for Cape Cod Bay Challenge for a One Day Beer and Wine License Saturday, August 12, 2017 from 3:00 pm to 10:00 pm

WELLFLEET BOARD OF SELECTMEN

TOWN OF WELLFLEET  
APPLICATION FOR SPECIAL EVENT LIQUOR LICENSE

MAR - 7 2017

1. Applicant Cape Cod Bay Challenge

Address c/o Christa von der Luft, PO Box 466, Wellfleet MA Telephone 617 721 1868  
Jody Craven, telephone (774) 722-3479

2. Affiliation/Group Cape Cod Bay Challenge For Profit \_\_\_\_\_ Non Profit x

3. Type of License All Alcohol (<sup>150.00</sup>~~\$100.00~~/day) \_\_\_\_\_ Beer and Wine (<sup>100.00</sup>~~\$50.00~~/day) x

4. Type of Activity Being Conducted Celebration of stand-up paddle event to raise money for Christopher's Haven

5. Date 8/12/2017 Hours of Service 2 pm -- 10 pm

6. Description of Premises Baker Field area: bounded by parking area, Wellfleet rec building, playground and tennis courts.

7. Name, Address, Telephone of Designated Manager (person responsible for activity)

Mike Chase, President, CCBC, 32 Stony Brook Lane, Norwell, MA 02061

8. If activity involves food service, please describe fully (i.e. raw shellfish, heated casseroles, bakery goods, etc.)

Dinner catering to be provided (grilled chicken, beef, hamburgers, hot dogs, salad, side dishes and dessert. In the past, Family Crest has provided catering.



Applicant's signature

2/7/17  
Date



Police Dept Signature

[Signature] 3/17/17

Comments/Conditions

need Detail Officer  
same as past  
of EATS.

Building Dept. Signature

[Signature]

Comments/Conditions

03-16-17

Fire Dept. Signature

Richard J. Pawley, Jr (#) 3/14/17

Comments/Conditions

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Health Dept. Signature

[Signature] 3/16/17

Comments/Conditions

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

DPW Dept. Signature

Paul Rindley

Comments/Conditions

Event staff responsible  
for cleanup and removal of trash  
Post event. 3/16/17

Other

Comments/Conditions

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Date Received

3/17/17

Fee

\_\_\_\_\_

Date Issued

\_\_\_\_\_



## BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Tuesday, April 11, 2017

### PUBLIC HEARING - C

<b>REQUESTED BY:</b>	Michele Insley, Wellfleet SPAT
<b>DESIRED ACTION:</b>	Approve two-day Malt and Wine License
<b>PROPOSED MOTION:</b>	I move to vote to approve two-day Wine & Malt License for Wellfleet SPAT OysterFest on October 14 and October 15, 2017 from 10 am to 5 pm.
<b>ACTION TAKEN:</b>	Moved By: _____ Seconded By: _____ Condition(s):  
<b>VOTED:</b>	Yea _____ Nay _____ Abstain _____



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, April 11, 2017 at 7:05 p.m. at the Wellfleet Council on Aging to consider the following:

- Application received on February 23, 2017 from SPAT for a two day Beer and Wine license on October 14 & 15, 2017.

WELLFLEET BOARD OF SELECTMEN

TOWN OF WELLFLEET  
APPLICATION FOR SPECIAL EVENT LIQUOR LICENSE



1. Applicant Wellfleet SPAT, Shellfish Promotion and Tasting, Inc.

Address P.O. Box 2156, Wellfleet, MA, 02667 Telephone 508.349.3499

2. Affiliation/Group Wellfleet OysterFest For Profit            Non Profit X

3. Type of License All Alcohol (<sup>150</sup>~~\$100.00~~/day)            Beer and Wine (<sup>100</sup>~~\$50.00~~/day) X

4. Type of Activity Being Conducted Wellfleet OysterFest to be held on October 14 & 15, 2017. This two day public street festival benefits the local community and promotes Wellfleet Shellfishing and Aquaculture, the town's primary industry.

5. Date October 14 & 15, 2017 Hours of Service 10am -5pm each day

6. Description of Premises Beer and wine will be served and consumed in a secure and contained area located in the Town Hall parking lot.

7. Name, Address, Telephone of Designated Manager (person responsible for activity)

Mac Hay, SPAT Board President, P.O. Box 2156, Wellfleet, MA, 02667

8. If activity involves food service, please describe fully (i.e. raw shellfish, heated casseroles, bakery goods, etc.)

The OysterFest will include only ServSafe food purveyors which includes restaurateurs, local shellfisherman offering raw bars and a variety of independent food cart vendors.

Applicant's signature

February 9, 2017

Date

Police Dept Signature  3/8/17.

Comments/Conditions Detail officers - same  
as previous years.

Building Dept. Signature 

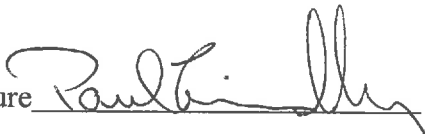
Comments/Conditions OK  
03.01.17

Fire Dept. Signature  3/30/17

Comments/Conditions FIRE/EMS DETAIL REQUIRED  
AS IN PREVIOUS YEARS

Health Dept. Signature 

Comments/Conditions temporary FOOD SERVICE  
PERMITS REQUIRED

DPW Dept. Signature 

Comments/Conditions OK  
2/27/17

Date Received

Fee

Date Issued



## BOARD OF SELECTMEN

### AGENDA ACTION REQUEST

Tuesday, April 11, 2017

## PUBLIC HEARING - D

<b>REQUESTED BY:</b>	Cumberland Farms, Inc.
<b>DESIRED ACTION:</b>	Approve an Underground Fuel Storage License
<b>PROPOSED MOTION:</b>	I move to vote to approve an Underground Fuel Storage License for Cumberland Farms, Inc. at 2586 State Highway, Route 6, Wellfleet, MA 02667.
<b>ACTION TAKEN:</b>	Moved By: _____ Seconded By: _____ Condition(s):
<b>VOTED:</b>	Yea _____ Nay _____ Abstain _____

NOTICE OF PUBLIC HEARING  
WELLFLEET BOARD OF SELECTMEN

Pursuant to M.G.L. Ch 148, §13, the Wellfleet Board of Selectmen will hold a public hearing on April 11, 2017 at 7:05 pm at the Wellfleet Senior Center, 715 Old Kings Highway, Wellfleet, MA, on the application of Cumberland Farms, Inc for an underground fuel storage license at 2586 State Highway, Route 6. Said license will provide for the storage of 32,000 gallons of gasoline and 8,000 gallons of diesel fuel in two, dual compartment underground storage tanks for a total of 40,000 gallons.

All abutters and other interested parties are invited to attend.



FP-002A  
(Rev. 1.1.2015)

*The Commonwealth of Massachusetts*

*City/Town of Wellfleet*

## Application For License

Massachusetts General Law, Chapter 148 § 13

☒ New License ☐ Amended License

### GIS Coordinates

LAT.

LONG.

License Number

Application is hereby made in accordance with the provisions of Chapter 148 of the General Laws of Massachusetts for a license to store flammables, combustibles or explosives on land in buildings or structures herein described.

Location of Land: 2586 State Highway, Route 6 Map 23, Parcel 39

Number, Street and Assessor's Map and Parcel ID

Attach a plot plan of the property indicating the location of property lines and all buildings or structures.

Owner of Land: Cumberland Farms, Inc.

Address of Land Owner: 165 Flanders Road, Westborough, MA 01581

Use and Occupancy of Buildings and Structures: Convenience store with gasoline sales

If this is an application for amendment of an existing license, indicate date of original license and any subsequent amendments

Attach a copy of the current license

### Flammable and Combustible Liquids Flammable Gases and Solids

*Complete this section for the storage of flammable and combustible liquids, solids, and gases; see 527 CMR 1.00 Table 1.12.8.50; Attach additional pages if needed. All tanks and containers are considered full for the purposes of licensing and permitting.*

PRODUCT NAME	CLASS	MAXIMUM QUANTITY	UNITS gal., lbs, Cubic feet	CONTAINER UST, AST, IBC, drums
Gasoline*	IB	20,000	gal.	UST
Gasoline**	IB	12,000	gal.	UST
Diesel**	II	8,000	gal.	UST

\*compartment tank

\*\*20,000 gal. compartment tank (one of 12,000 gal. and one of 8,000 gal.)

Total quantity of all flammable liquids to be stored: 32,000 gal.

Total quantity of all combustible liquids to be stored: 8,000 gal.

Total quantity of all flammable gases to be stored: \_\_\_\_\_

Total quantity of all flammable solids to be stored: \_\_\_\_\_

**LP-gas** (Complete this section for the storage of LP-gas or propane)

Indicate the maximum quantity of LP-gas to be stored and the sizes and capacities of all storage containers. (See 527 1.00 Table 1.12.8.50)

- ❖ Maximum quantity (in gallons) of LP-gas to be stored in aboveground containers: \_\_\_\_\_

List sizes and capacities of all aboveground containers used for storage: \_\_\_\_\_

- ❖ Maximum quantity (in gallons) of LP-gas to be stored in underground containers: \_\_\_\_\_

List sizes and capacities of all underground containers used for storage: \_\_\_\_\_

Total aggregate quantity of all LP-gas to be stored: \_\_\_\_\_

**Fireworks** (Complete this section for the storage of \_\_\_\_\_ fireworks)

Indicate classes of fireworks to be stored and maximum quantity of each class. (See 527 CMR 1.00 Table 1.12.8.50)

- ❖ Maximum amount (in pounds) of Class 1.3G: \_\_\_\_\_ Type/class of magazine used for storage: \_\_\_\_\_

- ❖ Maximum amount (in pounds) of Class 1.4G: \_\_\_\_\_ Type/class of magazine used for storage: \_\_\_\_\_

- ❖ Maximum amount (in pounds) of Class 1.4: \_\_\_\_\_ Type/class of magazine used for storage: \_\_\_\_\_

Total aggregate quantity of all classes of fireworks to be stored: \_\_\_\_\_

**Explosives** (Complete this section for the storage of explosives)

Indicate classes of explosive to be stored and maximum quantity of each class. (See 527 CMR 1.00 Table 1.12.8.50)

- ❖ Maximum amount (in pounds) of Class 1.1: \_\_\_\_\_ Number of magazines used for storage: \_\_\_\_\_

- ❖ Maximum amount (in pounds) of Class 1.2: \_\_\_\_\_ Number of magazines used for storage: \_\_\_\_\_

- ❖ Maximum amount (in pounds) of Class 1.3: \_\_\_\_\_ Number of magazines used for storage: \_\_\_\_\_

- ❖ Maximum amount (in pounds) of Class 1.4: \_\_\_\_\_ Number of magazines used for storage: \_\_\_\_\_

- ❖ Maximum amount (in pounds) of Class 1.5: \_\_\_\_\_ Number of magazines used for storage: \_\_\_\_\_

- ❖ Maximum amount (in pounds) of Class 1.6: \_\_\_\_\_ Number of magazines used for storage: \_\_\_\_\_

I, Kathleen A. Sousa, Senior Pipeline Mgr of Cumberland Farms, Inc. hereby attest that I am authorized to make this application. I acknowledge that the information contained herein is accurate and complete to the best of my knowledge and belief. I acknowledge that all materials stored pursuant to any license granted hereunder must be stored or kept in accordance with all applicable laws, codes, rules and regulations, including but not limited to Massachusetts Chapter 148, and the Massachusetts Fire Code (527 CMR 1.00). I further acknowledge that the storage of any material specified in any license granted hereunder may not exceed the maximum quantity specified by the license.

Cumberland Farms, Inc.

Signature By: Kathleen Sousa Date 2/21/2017 Name Kathleen A. Sousa, Senior Pipeline Mgr  
Kathleen A. Sousa

**Fire Department Use Only**

I, RICHARD J. PAULEY, JR., Head of the WELLFLEET Fire Department endorse this application with my

☒ Approval ☐ Disapproval

[Signature]  
Signature of Head of the Fire Department

3-10-2017

Date

Recommendations: None



FP-2  
(Rev. 05-2009)

*The Commonwealth of Massachusetts*  
*City/Town of Wellfleet*  
**License**

Massachusetts General Law, Chapter 148 § 13

☒ New License ☐ Amended License

After notice and hearing, and in accordance with Chapter 148 of the Mass. General Laws,  
a license is hereby granted to use the land herein described for the purposes described.

GIS Coordinates

LAT.

LONG.

License Number

Location of Land: 2586 State Highway, Route 6 Map 23, Parcel 39  
Number, Street and Assessor's Map and Parcel ID

Owner of Land: Cumberland Farms, Inc.

Address of Land Owner: 165 Flanders Road, Westborough, MA 01581

**Flammable and Combustible Liquids, Flammable Gases and Solids**

Complete this section for the storage of flammable and combustible liquids, solids, and gases. All tanks and containers are considered full for the purposes of licensing and permitting. (Attach additional pages if necessary.)

PRODUCT NAME	CLASS	MAXIMUM QUANTITY	UNITS gal., lbs, cubic feet	CONTAINER UST, AST, IBC, drums
Gasoline*	IB	20,000	gal.	UST
Gasoline**	IB	12,000	gal.	UST
Diesel**	II	8,000	gal.	UST

**\*Compartment Tanks**

**\*\*20,000 gal. compartment tanks (one of 12,000 gal. and one of 8,000)**

**LP-gas** (Complete this section for the storage of LP-gas or propane)

❖ Maximum quantity (in gallons) of LP-gas to be stored in aboveground containers: \_\_\_\_\_  
List sizes and capacities of all aboveground containers used for storage \_\_\_\_\_

❖ Maximum quantity (in gallons) of LP-gas to be stored in underground containers: \_\_\_\_\_  
List sizes and capacities of all underground containers used for storage \_\_\_\_\_

Total aggregate quantity of all LP-gas to be stored: \_\_\_\_\_

**Fireworks** (Complete this section for the storage of fireworks)

- ❖ Maximum amount (in pounds) of Class 1.3G: \_\_\_\_\_
- ❖ Maximum amount (in pounds) of Class 1.4G: \_\_\_\_\_
- ❖ Maximum amount (in pounds) of Class 1.4: \_\_\_\_\_

Total aggregate quantity of all classes of fireworks to be stored: \_\_\_\_\_

**THIS LICENSE OR A CERTIFIED COPY THEREOF MUST BE CONSPICUOUSLY  
POSTED ON THE LAND FOR WHICH IT IS GRANTED.**



**Explosives** *(Complete this section for the storage of explosives)*

- |   |   |
|---|---|
| ❖ Maximum amount <i>(in pounds)</i> of Class 1.1: _____ | Number of magazines used for storage: _____ |
| ❖ Maximum amount <i>(in pounds)</i> of Class 1.2: _____ | Number of magazines used for storage: _____ |
| ❖ Maximum amount <i>(in pounds)</i> of Class 1.3: _____ | Number of magazines used for storage: _____ |
| ❖ Maximum amount <i>(in pounds)</i> of Class 1.4: _____ | Number of magazines used for storage: _____ |
| ❖ Maximum amount <i>(in pounds)</i> of Class 1.5: _____ | Number of magazines used for storage: _____ |
| ❖ Maximum amount <i>(in pounds)</i> of Class 1.6: _____ | Number of magazines used for storage: _____ |

**Licensing Authority Use:**

This license is granted upon the condition that the licensed activity will comply with all applicable laws, codes, rules and regulations, including but not limited to Massachusetts General Law, Chapter 148, and the Massachusetts Fire Code (527 CMR) as amended. The license holder may not store materials in an amount exceeding the capacities herein specified unless and until any amended license has been granted.

**ADDITIONAL RESTRICTIONS:**

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Signature of Licensing Authority

Title

Date

THIS LICENSE OR A CERTIFIED COPY THEREOF MUST BE CONSPICUOUSLY  
POSTED ON THE LAND FOR WHICH IT IS GRANTED.



FP-2  
(Rev. 05-2009)

*The Commonwealth of Massachusetts*  
*City/Town of Wellfleet*  
**License**

Massachusetts General Law, Chapter 148 § 13

☒ New License ☐ Amended License

After notice and hearing, and in accordance with Chapter 148 of the Mass. General Laws,  
a license is hereby granted to use the land herein described for the purposes described.

GIS Coordinates

LAT.

LONG.

License Number

Location of Land: 2586 State Highway, Route 6

Number, Street and Assessor's Map and Parcel ID

Map 23, Parcel 39

Owner of Land: Cumberland Farms, Inc.

Address of Land Owner: 165 Flanders Road, Westborough, MA 01581

**Flammable and Combustible Liquids, Flammable Gases and Solids**

Complete this section for the storage of flammable and combustible liquids, solids, and gases. All tanks and containers are considered full for the purposes of licensing and permitting. (Attach additional pages if necessary.)

PRODUCT NAME	CLASS	MAXIMUM QUANTITY	UNITS gal., lbs, cubic feet	CONTAINER UST, AST, IBC, drums
Gasoline*	IB	20,000	gal.	UST
Gasoline**	IB	12,000	gal.	UST
Diesel**	II	8,000	gal.	UST

**\*Compartment Tanks**

**\*\*20,000 gal. compartment tanks (one of 12,000 gal. and one of 8,000)**

**LP-gas** (Complete this section for the storage of LP-gas or propane)

❖ Maximum quantity (in gallons) of LP-gas to be stored in aboveground containers: \_\_\_\_\_

List sizes and capacities of all aboveground containers used for storage \_\_\_\_\_

❖ Maximum quantity (in gallons) of LP-gas to be stored in underground containers: \_\_\_\_\_

List sizes and capacities of all underground containers used for storage \_\_\_\_\_

Total aggregate quantity of all LP-gas to be stored: \_\_\_\_\_

**Fireworks** (Complete this section for the storage of fireworks)

❖ Maximum amount (in pounds) of Class 1.3G: \_\_\_\_\_

❖ Maximum amount (in pounds) of Class 1.4G: \_\_\_\_\_

❖ Maximum amount (in pounds) of Class 1.4: \_\_\_\_\_

Total aggregate quantity of all classes of fireworks to be stored: \_\_\_\_\_

**THIS LICENSE OR A CERTIFIED COPY THEREOF MUST BE CONSPICUOUSLY  
POSTED ON THE LAND FOR WHICH IT IS GRANTED.**

**Explosives** (Complete this section for the storage of explosives)

- |  |   |
|--|---|
| ❖ Maximum amount (in pounds) of Class 1.1: _____ | Number of magazines used for storage: _____ |
| ❖ Maximum amount (in pounds) of Class 1.2: _____ | Number of magazines used for storage: _____ |
| ❖ Maximum amount (in pounds) of Class 1.3: _____ | Number of magazines used for storage: _____ |
| ❖ Maximum amount (in pounds) of Class 1.4: _____ | Number of magazines used for storage: _____ |
| ❖ Maximum amount (in pounds) of Class 1.5: _____ | Number of magazines used for storage: _____ |
| ❖ Maximum amount (in pounds) of Class 1.6: _____ | Number of magazines used for storage: _____ |

**Licensing Authority Use:**

This license is granted upon the condition that the licensed activity will comply with all applicable laws, codes, rules and regulations, including but not limited to Massachusetts General Law, Chapter 148, and the Massachusetts Fire Code (527 CMR) as amended. The license holder may not store materials in an amount exceeding the capacities herein specified unless and until any amended license has been granted.

**ADDITIONAL RESTRICTIONS:**

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Signature of Licensing Authority

Title

Date

THIS LICENSE OR A CERTIFIED COPY THEREOF MUST BE CONSPICUOUSLY  
POSTED ON THE LAND FOR WHICH IT IS GRANTED.



FP-002A  
(Rev. 1.1.2015)

*The Commonwealth of Massachusetts*

*City/Town of Wellfleet*

## Application For License

Massachusetts General Law, Chapter 148 § 13

☒ New License ☐ Amended License

### GIS Coordinates

LAT. \_\_\_\_\_

LONG. \_\_\_\_\_

License Number \_\_\_\_\_

Application is hereby made in accordance with the provisions of Chapter 148 of the General Laws of Massachusetts for a license to store flammables, combustibles or explosives on land in buildings or structures herein described.

Location of Land: 2586 State Highway, Route 6 Map 23, Parcel 39  
Number, Street and Assessor's Map and Parcel ID

Attach a plot plan of the property indicating the location of property lines and all buildings or structures.

Owner of Land: Cumberland Farms, Inc.

Address of Land Owner: 165 Flanders Road, Westborough, MA 01581

Use and Occupancy of Buildings and Structures: Convenience store with gasoline sales

If this is an application for amendment of an existing license, indicate date of original license and any subsequent amendments

Attach a copy of the current license

### Flammable and Combustible Liquids Flammable Gases and Solids

*Complete this section for the storage of flammable and combustible liquids, solids, and gases; see 527 CMR 1.00 Table 1.12.8.50; Attach additional pages if needed. All tanks and containers are considered full for the purposes of licensing and permitting.*

PRODUCT NAME	CLASS	MAXIMUM QUANTITY	UNITS gal., lbs, Cubic feet	CONTAINER UST, AST, IBC, drums
<u>Gasoline*</u>	<u>IB</u>	<u>20,000</u>	<u>gal.</u>	<u>UST</u>
<u>Gasoline**</u>	<u>IB</u>	<u>12,000</u>	<u>gal.</u>	<u>UST</u>
<u>Diesel**</u>	<u>II</u>	<u>8,000</u>	<u>gal.</u>	<u>UST</u>

\*compartment tank

\*\*20,000 gal. compartment tank (one of 12,000 gal. and one of 8,000 gal.)

Total quantity of all flammable liquids to be stored: 32,000 gal.

Total quantity of all combustible liquids to be stored: 8,000 gal.

Total quantity of all flammable gases to be stored: \_\_\_\_\_

Total quantity of all flammable solids to be stored: \_\_\_\_\_

**LP-gas** (Complete this section for the storage of LP-gas or propane)

Indicate the maximum quantity of LP-gas to be stored and the sizes and capacities of all storage containers. (See 527 1.00 Table 1.12.8.50)

❖ Maximum quantity (in gallons) of LP-gas to be stored in aboveground containers: \_\_\_\_\_

List sizes and capacities of all aboveground containers used for storage: \_\_\_\_\_

❖ Maximum quantity (in gallons) of LP-gas to be stored in underground containers: \_\_\_\_\_

List sizes and capacities of all underground containers used for storage: \_\_\_\_\_

Total aggregate quantity of all LP-gas to be stored: \_\_\_\_\_

**Fireworks** (Complete this section for the storage of \_\_\_\_\_ fireworks)

Indicate classes of fireworks to be stored and maximum quantity of each class. (See 527 CMR 1.00 Table 1.12.8.50)

❖ Maximum amount (in pounds) of Class 1.3G: \_\_\_\_\_ Type/class of magazine used for storage: \_\_\_\_\_

❖ Maximum amount (in pounds) of Class 1.4G: \_\_\_\_\_ Type/class of magazine used for storage: \_\_\_\_\_

❖ Maximum amount (in pounds) of Class 1.4: \_\_\_\_\_ Type/class of magazine used for storage: \_\_\_\_\_

Total aggregate quantity of all classes of fireworks to be stored: \_\_\_\_\_

**Explosives** (Complete this section for the storage of explosives)

Indicate classes of explosive to be stored and maximum quantity of each class. (See 527 CMR 1.00 Table 1.12.8.50)

❖ Maximum amount (in pounds) of Class 1.1: \_\_\_\_\_ Number of magazines used for storage: \_\_\_\_\_

❖ Maximum amount (in pounds) of Class 1.2: \_\_\_\_\_ Number of magazines used for storage: \_\_\_\_\_

❖ Maximum amount (in pounds) of Class 1.3: \_\_\_\_\_ Number of magazines used for storage: \_\_\_\_\_

❖ Maximum amount (in pounds) of Class 1.4: \_\_\_\_\_ Number of magazines used for storage: \_\_\_\_\_

❖ Maximum amount (in pounds) of Class 1.5: \_\_\_\_\_ Number of magazines used for storage: \_\_\_\_\_

❖ Maximum amount (in pounds) of Class 1.6: \_\_\_\_\_ Number of magazines used for storage: \_\_\_\_\_

I, Kathleen A. Sousa, Senior Pipeline Mgr of Cumberland Farms, Inc. hereby attest that I am authorized to make this application. I acknowledge that the information contained herein is accurate and complete to the best of my knowledge and belief. I acknowledge that all materials stored pursuant to any license granted hereunder must be stored or kept in accordance with all applicable laws, codes, rules and regulations, including but not limited to Massachusetts Chapter 148, and the Massachusetts Fire Code (527 CMR 1.00). I further acknowledge that the storage of any material specified in any license granted hereunder may not exceed the maximum quantity specified by the license.

Cumberland Farms, Inc.

Signature By: Kathleen Sousa Date 2/21/2017 Name Kathleen A. Sousa, Senior Pipeline Mgr  
Kathleen A. Sousa

**Fire Department Use Only**

I, RICHARD J. PAULY, JR., Head of the WELLFLEET Fire Department endorse this application with my

☒ Approval ☐ Disapproval

R. J. Paul  
Signature of Head of the Fire Department

3-10-2017

Date

Recommendations: None



## BOARD OF SELECTMEN

### AGENDA ACTION REQUEST

Tuesday, April 11, 2017

---

## PUBLIC HEARING - E

<b>REQUESTED BY:</b>	Suzanne Grout Thomas, Community Services Director
<b>DESIRED ACTION:</b>	Approve amendment to the Beach Rules and Regulations
<b>PROPOSED MOTION:</b>	I move to vote to amend the Beach Rules and Regulations, Section 4 – Parking as printed.
<b>ACTION TAKEN:</b>	Moved By: _____ Seconded By: _____ Condition(s):
<b>VOTED:</b>	Yea _____ Nay _____ Abstain _____

TOWN OF WELFLEET  
PUBLIC HEARING

Notice is hereby given that the Wellfleet Board of Selectmen will hold a public hearing on Tuesday, April 11, 2017 at 7:05 p.m. in the Wellfleet Council on Aging to amend the Beach Rules and Regulations section 4, Parking.

WELFLEET BOARD OF SELECTMEN

**TOWN OF WELLFLEET  
BEACH RULES AND REGULATIONS**

**Amended 12/18/00, 02/24/03, 01/27/04, 05/11/04, 06/13/06, 06/26/07, 03/24/09, 1/26/10,  
2/22/11, 8/14/2012, 2/26/2013, 4/22/2014, 5/10/2016**

**1. Authority**

The Board of Selectmen of the Town of Wellfleet, MA, has adopted the following rules and regulations pertaining to the use of all Town-owned landing places and beaches within the Town of Wellfleet pursuant to the provisions of Mass. General Laws, Chapter 88, Section 19, Chapter 21, subsection (1) and Chapter 90B, Section 15(b) and any amendments thereof.

**2. Purpose and Intent**

The purpose and intent of these regulations is to establish requirements for the orderly use of the bathing beaches and associated parking areas owned by the Town of Wellfleet to protect the health and safety of the public and to preserve and protect the resource areas covered by these regulations. A list of the applicable bathing beaches within the Town of Wellfleet is attached hereto and incorporated by reference herein.

**3. Definition:** "Summer season" is the period between the third Saturday in June through Labor Day between the hours of 9:00 am and 5:00 pm. (amended 02/27/07)

**4. Parking**

Any motor vehicle parked at a Town landing place or beach or on Nauset Road in the marked area during the summer season must clearly display a valid parking permit.

B. The permit must be attached to the upper part of the exterior of the rearmost side window on the driver's side of the vehicle.

C. Any motor vehicle without a rear side window shall clearly display its permit on the upper portion of the driver's side window.

D. Parking permits will not be issued to Dealer Plates.

E. Parking without a valid permit may be authorized only by the Director of Community Services.  
(amended 02/24/03, 01/27/04, 11/20/09)

F. All Town landing places and beaches shall be closed to parking between the hours of midnight and one half hour before sunrise each day from June 1 to October 1 except to those persons actively engaged in fishing.

G. No trailers or overnight campers are allowed to park in beach areas or Town parking areas between midnight and one half hour before sunrise from June 1 to October 1 except for those persons actively engaged in fishing.

Deleted: D

Deleted: E

Deleted: F

**5. Prohibitions**

A. Fishing or surf casting, water skiing and use of personal watercraft are prohibited within 500 feet of all Town landing areas during the summer season. Personal watercraft are prohibited in any Town-owned parking lots or on any Town- owned beaches (amended 01/27/04)

B. Surfing is prohibited during the summer season on the guarded portion of the beaches at Newcomb Hollow, Cahoon Hollow or Maguire Landing at LeCount Hollow when the lifeguards are



on duty. Surfing is permitted during the summer season on the guarded portion of the beach at White Crest. (amended 03/24/06)

C. Hang gliding and para-gliding are prohibited at any Town beach or landing, adjacent dunes and parking lots from April 15<sup>th</sup> through October 1. (amended 06/26/07)

D. Using, launching, landing or operating an unmanned aircraft from, above or on land, or waters associated with any of the Town of Wellfleet bathing beaches is prohibited at all times by private individuals and entities except as approved in writing by the Town Administrator. The term "unmanned aircraft" means a device that is used or intended to be used for flight in the air without the possibility of direct human intervention from within or on the device and the associated operational elements and components that are required for the pilot or system or system operator in command to operate or control the device (such as cameras, sensors, communication links). This term includes all types of devices that meet this definition (e.g. model airplanes, quadcopters, drones) that are used for any purpose including recreation or commerce.

E. Garbage, litter and recycling of all kinds must be deposited in the specified containers or carried from the area with you.

F. The use of soap, shampoo, detergents or cleaning substances is prohibited in all fresh water ponds.

G. All persons using Town beaches at any time shall be properly attired.

H. No rafts or other floatation devices may be used at any ocean beach without the permission of the lifeguard(s) on duty during the summer season. (amended 01/27/04)

H. Climbing on all dunes and coastal banks is prohibited except along designated access routes to the beach.

I. Alcoholic beverages are prohibited on all Town property. (General By-Laws, Article VII, Section 19)

## **6. Animals**

A. No domesticated animals are allowed to be left in any parked vehicles in any beach parking lot or in any beach area or on Nauset Road during the summer season.

B. The owner or person in charge of any domesticated animal that defecates on any Town of Wellfleet owned property shall promptly remove the fecal matter and dispose of it in a place where it will not cause pollution either directly or indirectly of any pond, wetland, groundwater or coastal water.

C. All domesticated animals must be leashed at all times on Town beaches and landings between May 15<sup>th</sup> and October 15<sup>th</sup>.

D. Domesticated animals are not allowed on the lifeguarded portions of Newcomb Hollow, Cahoon Hollow, White Crest and Maguire Landing at LeCount Hollow between the hours of 9am and 5pm during the summer season except to walk from the parking lot to a point beyond the end of the guarded beach.

E. Domesticated animals are never allowed on the following salt water beaches and landings: Burton Baker, Indian Neck and Nauset Road, Mayo Beach and Powers Landing.

F. Domesticated animals shall be kept away from bathers at all town landings and beaches at all

times.

G. Domesticated animals are not allowed in the following freshwater ponds or on the beaches of these ponds: Gull Pond, Long Pond, Great Pond, Duck Pond, Higgins Pond, the Sluiceway, Spectacle Pond, or Dyer Pond from May 15<sup>th</sup> through October 15<sup>th</sup>. (amended 03/24/09)

## **7. Lessons and Events**

Permission to Use Town Property must be obtained from the Wellfleet Board of Selectmen to use a Town beach or landing for the purposes of giving lessons of any kind, conducting canoe or kayak tours or holding events. Liability insurance naming the Town of Wellfleet as an additional insured in the amount of \$1,000,000 is required. A fee may be required by the Board of Selectmen. All surfing lessons and surfing competitions shall be limited to White Crest Beach and adjacent parking lots. (amended 06/13/06, 03/24/09)

## **8. Enforcement Penalties**

### **A. Criminal Complaint**

Whoever violates any of the above rules and regulations shall be punished by a fine of not more than fifty (\$50) for each offense. If the payment for such a fine is not received by the Town within three weeks from the date of the violation, the violator shall lose the right to obtain or use a Wellfleet Beach Parking Permit. A violation of each specific rule or regulation shall be deemed a separate offense and each day on which a violation occurs or continues shall be deemed a separate offense, subject to the penalties stated herein. (amended 03/24/09)

### **B. Non-Criminal Disposition**

As an alternative to initiating criminal proceeding pursuant to subsection A above, the enforcing agent may dispose of a violation of these rules and regulations pursuant to the following procedures. Whoever violated any provision of these rules and regulations may, in the discretion of officers of the Wellfleet Police Department, Beach Administrator, Beach Guard Captain, Head Lifeguard, Harbormaster, Assistant Harbormaster, Health and Conservation Agent, Assistant Health and Conservation Agent, Shellfish Constable, Deputy Shellfish Constables, Animal Control Officer or member of the Board of Selectmen be penalized by a non-criminal complaint pursuant to the provisions of M.G.L Chapter 40, Section 21D. Whoever violates any rule or regulation as stated above shall be subject to a fine of not more than fifty (\$50) for each separate offense. If the payment for such a fine is not received by the Town within three weeks from the date of the violation, the violator shall lose the right to obtain or use a Wellfleet Beach Fire Permit or a Wellfleet Beach Parking Permit. A violation of each specific rule or regulation shall be deemed a separate offense, and each day on which a violation occurs or continues shall be deemed a separate offense, subject to the penalties stated herein. (03/24/09, 1/26/10, 8/14/2012)



## BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Tuesday, April 11, 2017

# III

### LICENSES

<b>REQUESTED BY:</b>	Bocce Italian Grill and WHAT
<b>DESIRED ACTION:</b>	Approve Weekday Entertainment License
<b>PROPOSED MOTION:</b>	I move to vote to approve Weekday Entertainment License for Bocce Italian Grill and Wellfleet Harbor Actor's Theater (WHAT).
<b>ACTION TAKEN:</b>	Moved By: _____ Seconded By: _____ Condition(s):  
<b>VOTED:</b>	Yea _____ Nay _____ Abstain _____



## BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Tuesday, April 11, 2017

IV

### APPOINTMENTS/REAPPOINTMENTS

<b>REQUESTED BY:</b>	Thomas Slack
<b>DESIRED ACTION:</b>	Appoint applicant to the LCP Working Group
<b>PROPOSED MOTION:</b>	I move to vote to appoint Thomas Slack to the Local Comprehensive Plan Working Group.
<b>ACTION TAKEN:</b>	Moved By: _____ Seconded By: _____ Condition(s):
<b>VOTED:</b>	Yea _____ Nay _____ Abstain _____



**TOWN OF WELFLEET**  
**APPLICATION FOR TOWN BOARDS & COMMITTEES MEMBERSHIP**

Wellfleet depends on its citizens to carry out many of our government's activities. Your community needs your help. *Please volunteer.*

FILL OUT THE FORM BELOW and mail or bring it to:  
Wellfleet Selectmen's Office, Town Hall, 300 Main Street, Wellfleet, MA 02667

□ Name THOMAS SLACK Date 2/16/17

Mailing Address 126 EASTWIND CIR  
WELFLEET, MA 02667

Phone (Home) 508-349-0948 (cell) 612-741-2110

E-mail TKSlack66@gmail.com

□ Please describe briefly any work experience, including volunteer service, that you feel would be useful to the Town:

Current member of Open Space Committee and  
NRAB.. Volunteer Naturalist WBMA.  
Retired MD

□ Please add any other information that you think may be useful, including education or other formal training, specialized courses, professional licenses or certifications, etc.:

MD; Board certified in Internal Medicine & Nephrology  
Have been asked to represent OSC on  
Local Comp Planning Com

□ Committees/Boards of Interest: 1) Local Comprehensive Planning Committee  
2) \_\_\_\_\_  
3) \_\_\_\_\_

MAR - 6 2017



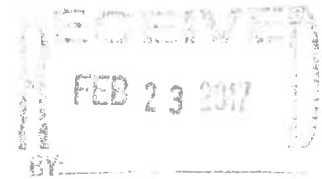
## BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Tuesday, April 11, 2017

V

### USE OF TOWN PROPERTY A

<b>REQUESTED BY:</b>	Wellfleet SPAT, Inc.
<b>DESIRED ACTION:</b>	Approval of use of Town Property for OysterFest, Inc.
<b>PROPOSED MOTION:</b>	I move to vote to approve the request of Wellfleet SPAT, Inc. to use various Town Property for 2017 OysterFest on October 14 and 15, 2017 as requested. Use fee \$ _____ and conditions as listed on the use request form.
<b>ACTION TAKEN:</b>	Moved By: _____ Seconded By: _____ Condition(s):  
<b>VOTED:</b>	Yea _____ Nay _____ Abstain _____



Wellfleet Select Board  
300 Main Street  
Wellfleet, MA 02660

February 15, 2017

Dear Select Board Members,

Wellfleet SPAT respectfully submits the attached permit applications for the Use of Town property and a two-day Beer and Wine License for the organization's primary fundraising event, the Wellfleet OysterFest, to be held on October 14 & 15, 2017.

The Town Use application for the 2017 OysterFest is basically the same as last year with a slight modification to ticket pricing. Admission fee for adults is \$10 per person per day and children 12 and under will be admitted free, just as in 2106. A Two-day ticket will be offered for \$15 in advance, online only. New this year, Wellfleet residents will be admitted free on Sunday with valid drivers license or student ID. This was discussed this at last year's Select Board meeting and discarded due to the potential loss of revenue and the challenge of implementation. The SPAT Board is committed to 'giving back' to the town and one way SPAT can do that is to allow residents to enjoy 'Fest free of charge on Sunday (aka 'locals day').

SPAT is also submitted a Town Use permit to hold a series of aquaculture grant tours this summer. This type of eco-tourism program is very successful in communities such as Duxbury. Grant tours provide an opportunity for visitors to learn more about Wellfleet's unique environment and the often-romanticized shellfishing and aquaculture industries. Beach and Recreation Director, Suzanne Thomas, is very supportive of this program. It is something that the Beach and Shellfishing departments would like to offer but lack the staffing. Educational programs like this are aligned with the SPAT mission and are another way for SPAT to partner with the Town of Wellfleet. Please see the Town Use application for program details.

On behalf of the Board of Directors for Wellfleet SPAT, I would like to thank the town of Wellfleet for its support SPAT and the shellfishing community in Wellfleet.

Respectfully submitted,

*Michele*

Michele Insley  
SPAT Executive Director

17-19

**TOWN OF WELFLEET  
APPLICATION FOR PERMIT TO USE TOWN-OWNED PROPERTY**

RECEIVED  
FEB 23 2017

**Applicant:** Wellfleet SPAT, 501(c)(3) Corporation  
Wellfleet Shellfish Promotion and Tasting, Inc.

**Affiliation or Group:** Wellfleet OysterFest

**Telephone Number:** 508-349-3499  
michele@wellfleetspat.org

**Mailing Address:** Wellfleet SPAT  
P.O. Box 2156  
Wellfleet, MA, 02667

**Purpose:**

SPAT is requesting the use of town property to host its annual Wellfleet OysterFest on October 14 & 15, 2017. This two day public street festival is geared to benefit the local community and promote Wellfleet Shellfishing and Aquaculture, the town's primary industry.

**Town Property to be used (include specific area):**

- Town Hall and WPH Parking Lots
- Main Street from Bank St. to Holbrook St., inclusive (*please note that vendors booths will be located on one side of the street only*)
- Bank Street to Commercial St.
- A small area of Town Pier near Harbormaster's Building (FOR PORTABLE RESTROOMS AND TRASH RECEPTACLES)
- All ocean beach parking lots including Mayo Beach Lot. SPAT will provide all infrastructure for these areas including shuttle bus transportation. SPAT will charge cars a \$10 fee to park at the beach parking lots with the exception of Wellfleet residents with a valid beach or transfer station sticker and SPAT volunteers. The Mayo Beach parking area as granted, remains free.
- Approximately 15 spaces in the Mayo Beach Parking Lot will be reserved for cars with a handicap plaque.
- Town Hall Conference room on the second floor for use by Event Organizers for administrative duties.
- Town water to fill water barrels as ballast for tents, hand-wash stations and public water-bottle refilling stations.

**Town property dates & hours of use:**

- 12:00AM TUESDAY 10/10/2017 THROUGH 12:00AM TUESDAY 10/17/2017: Town Hall Lot (from North side of Town Hall Building towards Squire's Pond) WILL BE CLOSED TO PUBLIC AND NO PARKING ALLOWED DURING INFRASTRUCTURE SET UP. HANDICAPPED AND ADMINISTRATIVE STAFF PARKING WILL BE AVAILABLE ON TUESDAY AND WEDNESDAY, OCTOBER 10 & 11, 2017.
- 12:00AM THURSDAY 10/12/2017 THROUGH 12:00AM TUESDAY 10/17/2017: All of Town Hall Lot (from Main Street toward Squire's Pond) WILL BE CLOSED AND ABSOLUTELY NO PARKING WILL BE ALLOWED AS CARS SEVERLY IMPEDE SET-UP. *Please note that the handicapped ramp in the rear of Town Hall will be kept free and clear from event equipment during business hours (weekdays, 8am - 4pm) and we will accommodate special parking needs.*
- 12:00AM THURSDAY 10/12/2017 THROUGH 12:00AM MONDAY 10/16/2017: Main St. Parking Lot across from Wellfleet Preservation Hall WILL BE CLOSED AND NO PARKING ALLOWED - TOWING SIGNS POSTED. *Please note that in consideration to Preservation Hall and their programs we will permit limited parking in the lot on Friday afternoon and evening.*

\$ 50<sup>00</sup> paid



- 3:00AM SATURDAY 10/14/2017 THROUGH 6:00PM SUNDAY 10/15/2017 Main St. inclusive from Holbrook Ave. to Bank St. – NO STREET PARKING. *We request that the Wellfleet Police Department monitor this and tow any cars that have parked overnight in either parking lot or on the street by 5am each morning.*
- 9:00AM FRIDAY 10/13/2017 THROUGH 10:00AM MONDAY 10/16/2017 – Town Hall Conference Room on second floor. USED BY EVENT ORGANIZERS FOR ADMINISTRATIVE DUTIES
- 7:00AM SATURDAY 10/14/2017 THROUGH 6:00PM SUNDAY 10/15/2017- Town Hall Conference Room on second floor. USED FOR POLICE, FIRE, SAFETY AND EVENT ORGANIZER HEAD QUARTERS

**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.**

- Wellfleet OysterFest, a two day public street festival, will include: raw bars, food vendors, beer and wine (by permit), art and craft vendors, a Family Fun Area, educational programs at the Wellfleet Public Library, walking tours on Cannon Hill, grant tours at the Town Pier and Oyster Restoration site, cooking demos at Wellfleet Preservation Hall, and main stage activities and music featuring the Shuck-Off.
- All hand sinks, portable restrooms and fire safety equipment located at the event site outlined within the permit application will be provided by SPAT and inspected by town agencies.
- SPAT requests the support of the DPW to prepare event site (by mowing lawns and delivering equipment to be determined at a logistical planning meeting with Town Department Heads and SPAT staff) and cleaning up from event (by picking up specified equipment and sweeping the street and parking lots).
- SPAT agrees to pay for all town services utilized in the production of this event including permit fees, police and fire details, DPW support services, town water used for the event and transfer station dump fees.

**Fees:**

Admission fee for adults is \$10 per person per day and children 12 and under will be admitted free. Wellfleet residents will be admitted free on Sunday with valid drivers license or student ID. Two-day tickets will be offered for \$15 in advance, online only.

**Permits to be obtained:**

- Building (Tents and stage)
- BOH (Temp Food and Sanitation)
- Electric (Power)
- Gas (to be obtained by individual food vendors that utilize gas for cooking)
- Board of Water Commissioners (public water bottle refilling stations)

**Additional:**

Planning with all Town Department Heads

Planning with Fire Department and Public Safety - IAP will be in effect.

**Action by the Board of Selectmen:**

\_\_\_\_\_ Approved as submitted

\_\_\_\_\_ Approved with the following condition(s): \_\_\_\_\_

\_\_\_\_\_ Disapproved for following reason(s): \_\_\_\_\_

**Signatures of the Board:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Date: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Processing Fee: \_\_\_\_\_

Fee: \_\_\_\_\_

**APPLICANT IS RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND INSPECTIONS**

**Health/Cons. Agent Signature:**

*[Signature]*  
Comments/Conditions:  
OK

Permits/Inspections needed:

Temporary Food Permits

**Inspector of Buildings Signature:**

*[Signature]*  
Comments/Conditions:

OK

Permits/Inspections needed:

Tents > 700sf Req. Permits

**Police Dept. Signature:**

*[Signature]* 3/8/17  
Comments/Conditions:

Detail Officers - Same as  
previous years

**Fire Dept. Signature:**

*[Signature]* 3/30/17  
Comments/Conditions:

FIRE/EMS DETAIL REQUIRED  
AS IN PREVIOUS YEARS

**DPW Signature:**

*[Signature]*  
Comments/Conditions:

OK  
2/27/17

**Beach Dept. Signature:**

*[Signature]* Dir. Comm. Svcs.  
Comments/Conditions:

OK -

Joe Thomas

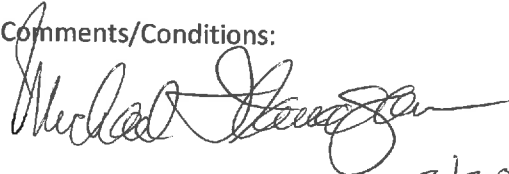
Shellfish Constable Signature:

Comments/Conditions:



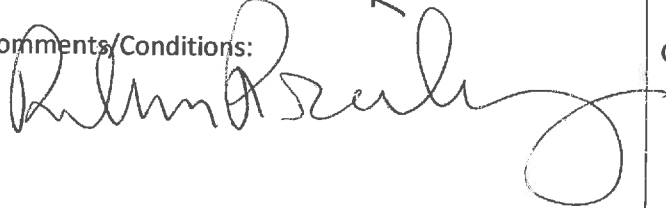
Harbormaster Signature:

Comments/Conditions:

  
3/20/17

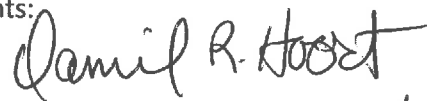
Recreation Dept. Signature: OK

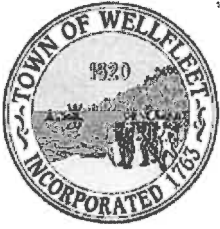
Comments/Conditions:



Town Administrator:

Comments:

  
3/30/17



## BOARD OF SELECTMEN

### AGENDA ACTION REQUEST

Tuesday, April 11, 2017

## USE OF TOWN PROPERTY B

<b>REQUESTED BY:</b>	Wellfleet SPAT, Inc.
<b>DESIRED ACTION:</b>	Approval of use of Town Property for series of aquaculture grant tours during various dates in the summer of 2017.
<b>PROPOSED MOTION:</b>	I move to vote to approve the request of Wellfleet SPAT, Inc. to use Power's Landing Parking Lot and Andrew Cummings, Wash-Ashore Oyster Ranch, license area 754, for series of aquaculture grant tours during various dates in the summer of 2017 as requested. The use fee is \$_____ per each day of use and conditions as listed on the use request form.
<b>ACTION TAKEN:</b>	Moved By: _____ Seconded By: _____ Condition(s): _____
<b>VOTED:</b>	Yea _____ Nay _____ Abstain _____

17-18

RECEIVED  
FEB 23 2017

**TOWN OF WELLFLEET  
APPLICATION FOR PERMIT TO USE TOWN-OWNED PROPERTY**

**Applicant:** Wellfleet SPAT, 501(c)(3) Corporation  
Wellfleet Shellfish Promotion and Tasting, Inc.

**Affiliation or Group:** Wellfleet SPAT

**Telephone Number:** 508-349-3499  
michele@wellfleetspat.org

**Mailing Address:** Wellfleet SPAT  
P.O. Box 2156  
Wellfleet, MA, 02667

**Purpose:**

Wellfleet SPAT is a non-profit organization chartered in 2002 with the sole purpose of sustaining Wellfleet's vital shellfishing and aquaculture industries. SPAT achieves this goal through grant activities, promotional efforts, educational programs and awareness building events.

SPAT is requesting the use of town property to hold a series of aquaculture grant tours this summer. This type of eco-tourism program is very successful in communities such as Duxbury. Shellfish grant tours provide an opportunity for visitors to learn more about Wellfleet's unique environment and how shellfish is grown and harvested.

**Town Property to be used (include specific area):**

- Power's Landing Parking lot
- Andrew Cummings, Wash-Ashore Oyster Ranch, license area 754

**Town property dates & hours of use:**

- Saturday, June 24 from 6-7pm
- Sunday, July 23 from 5:30-6:30pm
- Wednesday, July 26 from 8-9am (Family tour)
- Friday, August 11 from 8:15-9:15am (Family tour)
- Sunday, August 20 from 4:30-5:30pm

**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 aquaculture grant tours will begin at the Power's Landing Parking lot. Program attendees will meet program facilitator, Michele Insley or Heidi Clemmer, who will provide introductory information about program sponsor SPAT and shellfishing in Wellfleet.

Then participants will wade out to a 3-acre aquaculture site. Oyster farmer, Andrew Cummings, will demonstrate a working shellfish farm and explain what it is like to farm in the water. Tours will be limited to 20 people. Morning tours will be geared for families and sunset tours will conclude at a local restaurant where participants can sample fresh Wellfleet oysters or clams first hand.

The goal for this program is to encourage attendees to become advocates and consumers of shellfish which will ensure a thriving shellfish economy in Wellfleet. Attendees will leave with a renewed understanding of what is involved in the production of shellfish and a greater appreciation of shellfish as a sustainable food source and key part of a healthy marine eco-system.

\$ 50<sup>-</sup> paid

**Fees:**

Family tours free!

\$25 per person for sunset tour

**Permits to be obtained:**

N/A

**Additional:**

Work with Beach and Recreation Director, Suzanne Thomas

Coordinate with the Shellfish Dept. in the event they would like to participate.

**Action by the Board of Selectmen:**

\_\_\_\_\_ Approved as submitted

\_\_\_\_\_ Approved with the following condition(s): \_\_\_\_\_

\_\_\_\_\_ Disapproved for following reason(s): \_\_\_\_\_

**Signatures of the Board:**

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Processing Fee: \_\_\_\_\_

Date: \_\_\_\_\_

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:

OK

Permits/Inspections needed:

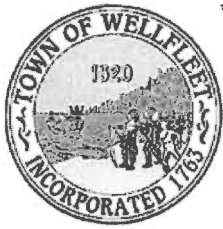
Tents > 700 SF Req. Permits

<b>Police Dept. Signature:</b> <i>[Signature]</i> 3/8/17 <b>Comments/Conditions:</b> OK	<b>Fire Dept. Signature:</b> <i>[Signature]</i> 3/30/17 <b>Comments/Conditions:</b> OK
---	--

<b>DPW Signature:</b> <i>[Signature]</i> <b>Comments/Conditions:</b> OK 2/27/17	<b>Beach Dept. Signature:</b> <i>[Signature]</i> Director of Comm Svcs. <b>Comments/Conditions:</b> OK - Responsible for all trash. Great idea! <i>[Signature]</i> Thomas
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<b>Shellfish Constable Signature:</b> <b>Comments/Conditions:</b> <i>[Signature]</i> Deputy OK	<b>Harbormaster Signature:</b> <b>Comments/Conditions:</b> <i>[Signature]</i> 3/20/17
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<b>Recreation Dept. Signature:</b> <i>[Signature]</i> <b>Comments/Conditions:</b> OK 3/9/17	<b>Town Administrator:</b> <b>Comments:</b> <i>[Signature]</i> Daniel R. Hoot 3/30/17
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## BOARD OF SELECTMEN

### AGENDA ACTION REQUEST

Tuesday, April 11, 2017

## USE OF TOWN PROPERTY C

<b>REQUESTED BY:</b>	Cape Cod Bay Challenge, Inc. - Jody Craven & Christa von der Luft
<b>DESIRED ACTION:</b>	Approval of use of Town Property
<b>PROPOSED MOTION:</b>	I move to vote to approve the request of Cape Cod Bay Challenge, Inc. - Jody Craven & Christa von der Luft to use Mayo Beach and Baker Field Tent and tennis courts on August 11-13, 2017 for Cape Cod Bay Challenge event with \$_____ event fee and conditions as listed on the use request form.
<b>ACTION TAKEN:</b>	Moved By: _____ Seconded By: _____ Condition(s):
<b>VOTED:</b>	Yea _____ Nay _____ Abstain _____



**TOWN OF WELLFLEET  
APPLICATION FOR PERMIT TO USE TOWN OWNED PROPERTY**

Applicant Jody Craven and Christa von der Luft

Affiliation or Group Cape Cod Bay Challenge, Inc.

Telephone Number (774) 722-3479 (Jody Craven)

Mailing Address c/o Jody Craven, PO Box 1743, Wellfleet, MA

Email address jodycrav@gmail.com

Town Property to be used (include specific area) Baker Field and Mayo Beach

Date(s) and hours of use: Primary use will be on Saturday, August 12, 2017 with paddlers landing at Mayo Beach at approximately 3 pm; Baker Field Tent area: 1-10 pm. Portable toilets, dumpster, tent and storm fencing will be set up after 4 pm, Friday, August 11, 2017, and will be removed by 4 pm on Sunday, August 13, 2017. (More detailed timeline attached).

The Cape Cod Bay Challenge (CCBC) is a non-profit organization that hosts an annual stand-up paddleboarding (SUP) event with a primary goal of raising money for Christopher's Haven. Christopher's Haven's mission is to make a tangible difference in the lives of families with children who are receiving prolonged cancer treatment at Massachusetts General Hospital (MGH) and other Boston area hospitals by providing them with an affordable, comfortable and nurturing place to stay during their child's treatment.

The CCBC's signature event is an approximately 34-mile SUP across Cape Cod Bay. For our 10<sup>th</sup> anniversary crossing we would like to continue to finish our crossing in Wellfleet at Mayo Beach, with the post-event celebration occurring at Baker Field. In 2008, the CCBC's first year, 8 paddlers made the crossing; for 2017, we expect 55-65 paddlers would land at Mayo Beach. The paddlers will be accompanied by support boats some of which will obtain overnight moorings/dock space from the Wellfleet Harbormaster. This event is not a race – we envision paddlers gathering off Jeremy Point and paddling in as a tight group on the incoming tide for a spectacular group finish.

After landing mid-afternoon at Mayo Beach, the paddlers and CCBC supporters would congregate at Baker Field for a post-event celebration and fundraiser. We anticipate offering live music, catered food, and pursuant to a one-day beer and wine license, beer through CCBC sponsor Wachusett Brewery and wine through another sponsor. (Barefoot Wines has provided wine in the past). Part of the after-event is a raffle of donated items, which ranged last year from local art work and jewelry to a Kialoa SUP paddle and Naish SUP board. We estimate the total number of paddlers and supporters for the Wellfleet landing and post-event gathering to be approximately 250-400. In the past, we have rented a tent to supplement the existing Baker Field tent that is in place during the summer. Parking will be at the Mayo Beach or Town Pier parking lots. Approximately 5 parking spaces would be reserved in the Baker Field lot for CCBC/Christopher's Haven staff on Saturday starting at 11 am. CCBC paddlers will pay a registration fee of \$135 and be expected to each raise \$650 (including registration fee) for the benefit of Christopher's Haven. After event attendees would be charged a fee to cover food and beverage costs. (The adult per person charge is expected to be \$65). Baker Field activity will end by 10 pm.

The CCBC very much appreciates the town's support in hosting this event and would like to continue the relationship. CCBC will make a payment of \$500 to the Wellfleet Recreation Department to offset any potential lost revenue from use of the tennis courts on August 12, 2017.

CCBC will arrange with SPAT for use of electric board and will provide its own lighting for tent area.

CCBC will have a designated point person (non-paddler) at Baker Field/Mayo Beach on August 12<sup>th</sup>. CCBC will provide the name and contact information for the point person by August 1, 2017. The primary liaison from the town will be Suzanne Thomas.

CCBC will assume staffing costs for:

Wellfleet PD detail

Security personnel

Staffing of Baker Field recreation building after normal business hours (if necessary).

Describe any Town services requested (police details, DPW assistance, etc.)

Police detail for Baker Field parking area, 2-9 pm.

Action by the Board of Selectmen:

Date: \_\_\_\_\_

Processing Fee: \$50.00 *paid*

Fee: \_\_\_\_\_

## CCBC Timeline for Use of Mayo Beach/Baker Field

**Friday, 8/11 after 4 pm or Saturday, 8/12 am:** set up of auxiliary tent by Bayside Tent; portable toilet drop-off; trash dumpster drop-off; snow fencing around perimeter of venue area with gaps to allow open access to playground and recreation building.

### **Saturday, 8/12:**

- a.m.: Wachusett beverage truck arrives
- reserve approximately 5 parking spaces at Baker Field for CCBC/Christopher's Haven event support
- early afternoon: CCBC/CH volunteers set up tables to display raffle items and tables and chairs for eating
- massage therapists set up 3-4 massage tables to provide massages to paddlers
- mid-afternoon (2 pm on): CCBC/CH volunteers close off perimeter of CCBC event area with snow fencing; registration table staffed to answer questions from public, register pre-paid attendees and do limited day-of ticket sales; catering company arrives and begins set-up
- 2 pm – 9 pm: Wellfleet PD detail
- 2:30 pm – close: Event security; there will be at least one security person on duty during the event; during peak hours for the event (approximately 4 pm – 8 pm), 4 security persons will be on duty; depending on registration numbers, we will augment security personnel as necessary.
- 3 pm: paddlers arrive (Note: Paddler arrival time is approximate and will depend on weather conditions.)
- 4 pm – 9 pm: live music (potentially 2 separate bands)

### **Sunday, 8/13**

Before 4 pm: Bayside tent removal; snow fence removal; dumpster and portable toilet removal; any remaining vendor vehicles removed from area.

APPLICANT IS RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND INSPECTION

<b>Health/Cons. Agent Signature:</b> <u>[Signature]</u>	<b>Inspector of Buildings Signature:</b> <u>[Signature]</u>
<b>Comments/Conditions:</b> _____	<b>Comments/Conditions:</b> <u>03-16-17</u>
<b>PERMITS/INSPECTIONS NEEDED:</b> <u>PRIVATE EVENT</u>	<b>PERMITS/INSPECTIONS NEEDED:</b> <u>[Signature]</u>

<b>Police Dept. Signature:</b> <u>[Signature]</u> <u>3/7/17</u>	<b>Fire Dept. Signature:</b> <u>Richard J. Pawley, Jr. (Lt)</u> <u>3/14/17</u>
<b>Comments/Conditions:</b> _____	<b>Comments/Conditions:</b> _____
<b>PERMITS/INSPECTIONS NEEDED:</b> <u>Detm 2 after same</u> <u>as past years</u>	<b>PERMITS/INSPECTIONS NEEDED:</b> _____

<b>DPW Signature:</b> <u>[Signature]</u>	<b>Beach Dept. Signature:</b> <u>[Signature]</u>
<b>Comments/Conditions:</b> <u>Trash removal responsibility</u> <u>of event state. Clean up post event.</u>	<b>Comments/Conditions:</b> <u>OK -</u>
<b>PERMITS/INSPECTIONS NEEDED:</b> <u>3/16/17</u>	<b>PERMITS/INSPECTIONS NEEDED:</b> _____

<b>Shellfish Constable Signature:</b> <u>[Signature]</u>	<b>Recreation Harbormaster Signature:</b> <u>[Signature]</u>
<b>Comments/Conditions:</b> _____	<b>Comments/Conditions:</b> <u>OK</u>
<b>PERMITS/INSPECTIONS NEEDED:</b> _____	<b>PERMITS/INSPECTIONS NEEDED:</b> _____

Harbormaster OK

Michael [Signature] 3/20/17



## BOARD OF SELECTMEN

### AGENDA ACTION REQUEST

Tuesday, April 11, 2017

## USE OF TOWN PROPERTY D

<b>REQUESTED BY:</b>	Cape Cool - Harriet Korim
<b>DESIRED ACTION:</b>	Approval of use of Town Property
<b>PROPOSED MOTION:</b>	I move to vote to approve the request of Cape Cool - Harriet Korim to raise Earth Flag on the Town Hall flag pole for Earth Day, Friday April 21- Monday, April 24, 2017; with no event fee and conditions as listed on the use request form.
<b>ACTION TAKEN:</b>	Moved By: _____ Seconded By: _____ Condition(s):  
<b>VOTED:</b>	Yea _____ Nay _____ Abstain _____

**TOWN OF WELLFLEET  
APPLICATION FOR PERMIT TO USE TOWN OWNED PROPERTY**

Applicant Harriet Korim Affiliation or Group CapeCoo1.org  
Telephone Number 508 349 3532 Mailing Address Box 304D  
Email address harriet@capecool.org Wellfleet MA  
Town Property to be used (include specific area) flag pole (town hall lawn) or 667

Date(s) and hours of use: Friday April 21, 2017 - Monday April 24, 2017

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.

Friends of Cape Cod ~~and the Registry~~ propose  
to raise an Earth Flag in observance of Earth Day weekend,  
with brief flag-raising (weather permitting) on Friday April  
21, featuring poetry and music by local children.

Describe any Town services requested (police details, DPW assistance, etc.)

DPW (or other relevant official) assistance in raising flag  
on April 21 and lowering it on Mon. April 24, 2017

NOTE TO APPLICANTS: All applications must be accompanied by a non refundable \$50.00 processing fee. Applications must be received at least 30 days prior to the first event date to insure that all reviews can be completed prior to the event. This application is only for permission to use Town property. Any additional licenses, such as food service permit, etc., may be required and it is the applicant's responsibility to secure the same.

Action by the Board of Selectmen:

\_\_\_\_\_ Approved as submitted

\_\_\_\_\_ Approved with the following condition(s): \_\_\_\_\_

\_\_\_\_\_ Disapproved for following reason(s): \_\_\_\_\_

Date: \_\_\_\_\_

Processing Fee: \$50.00 paid

Fee: \_\_\_\_\_

MAR 31 2017

(over)

APPLICANT IS RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND INSPECTIONS

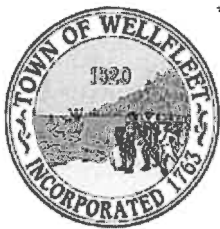
<b>Health/Conservation Agent:</b>	<b>Inspector of Buildings:</b>
Comments/Conditions:	Comments/Conditions:
Permits/Inspections needed:	Permits/Inspections needed:

<b>Police Department:</b> <i>Phone ok</i> Comments/Conditions: <i>Not above US Flag!</i>	<b>Fire Department:</b> <i>Phone ok</i> Comments/Conditions: <i>Not above US Flag!</i>
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<b>DPW:</b> <i>Phone ok.</i> Comments/Conditions: <i>Please let DPW know what time on Friday</i>	<b>Community Services Director:</b> Comments/Conditions:
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<b>Harbormaster:</b> Comments/Conditions	<b>Shellfish:</b> Comments/Conditions
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<b>Recreation:</b> Comments/Conditions	<b>Town Administrator:</b> <i>Samuel R. Hoovert</i> Comments/Conditions: <i>As long as it is not above and does not interfere with U.S. flag</i>
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## BOARD OF SELECTMEN

### AGENDA ACTION REQUEST

Tuesday, April 11, 2017

VI

### BUSINESS A.

<b>REQUESTED BY:</b>	Elsbeth Hay
<b>DESIRED ACTION:</b>	Hear a proposal for food composting at the Transfer Station
<b>PROPOSED MOTION:</b>	TBD
<b>ACTION TAKEN:</b>	Moved By: _____ Seconded By: _____ Condition(s):  
<b>VOTED:</b>	Yea _____ Nay _____ Abstain _____



**Town of Wellfleet  
Board of Health  
220 West Main Street  
Wellfleet, MA 02667**

March 9, 2017

Town of Wellfleet  
Board of Selectmen  
300 Main Street  
Wellfleet, MA 02667

Dear Members of the Board of Selectmen:

On Wednesday March 8, 2017 the Board of Health was presented with a proposal for a pilot project at the Transfer Station for a food waste diversion program. This program has the potential for creating a new revenue stream for the Town.

Elsbeth Hay and Sage Hess have worked together to develop a proposal for a pilot project that in conjunction with the Town would be eligible for municipal grants and free technical assistance. The proposal calls for food waste to be collected from four Wellfleet restaurants and composted at the Transfer Station. Elspeth and Sage would oversee the compost operation and work closely with Town staff to ensure a quality product is available when the composting cycle is complete. This material could then be sold at a reasonable rate to local businesses and residents.

Not only would this project create a revenue stream, it would allow our local restaurants to be in compliance with the Massachusetts Department of Environmental Protection's Organic Waste Ban instituted in October 2014. Food waste makes up, on average 21% of MSW by weight and significantly more at restaurants. There currently are no outlets for diverted food waste on Cape Cod. Our hope is that this pilot project will be successful and show that it is possible for a larger scale operation in municipalities and more importantly in Wellfleet.

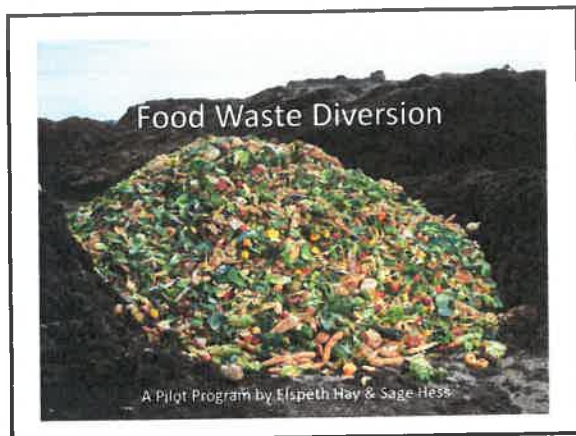
The Board of Health is in full support of this project and this valuable opportunity and would like to work cooperatively with the Department of Public Works, Elspeth and Sage to carry out this very important pilot project.

Yours truly,

Hillary Greenberg-Lemos

cc: Board of Health  
DPW





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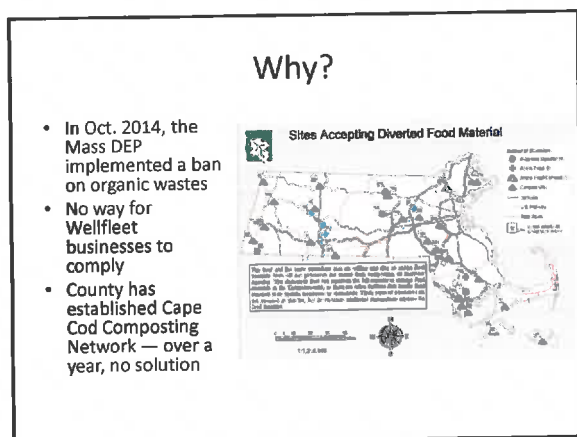
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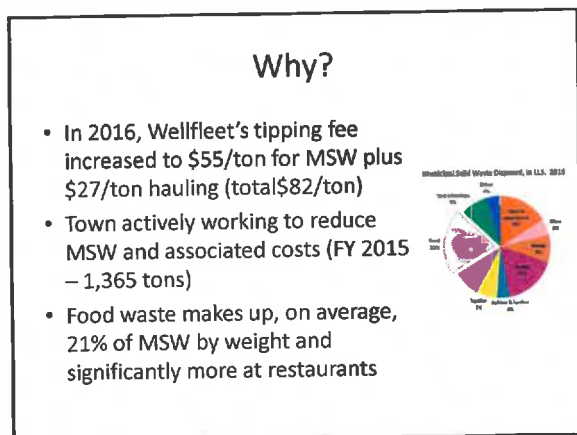
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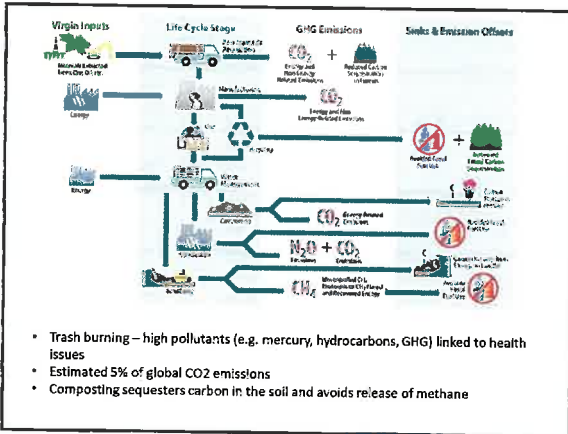
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## Why?

- Food waste is a valuable resource – especially on Cape Cod
- Depending on quality, for \$30-\$150/yard
- Needham generated \$110,000 in 2016 from accepting food waste and selling finished compost
- Huge environmental costs of burning trash
- Huge benefits to composting



## Mac's Shack Pilot

- Spring 2016, attempted small scale pilot in Wellfleet
- Ran April-end of June
- Generated 40-50 gallons (equal to .25 cubic yards, or roughly 100lbs)/day in early season



### Proposing Bigger Pilot

- Many local businesses in violation during summer months
- Estimate average Wellfleet restaurant would produce 75 gallons (.4 cubic yards, or roughly 150 lbs)/day during high season
- Equal to 1/2 ton of food waste/week
- Start with 3-4 restaurants (1.5-2 tons or roughly 10 yards/week)
- Propose working with town at tourist season

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#### Site Needs

- Runoff drainage plan
- Drop off and mixing site
- Aerated pile
- Curing windrows
- Screening/finished pile

#### Equipment Needs

- Front end loader
- Grinder, depending on what accept
- Trommel (can rent once/year)




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### Site Planning



- Free technical Assistance for site set up available through Center for Ecotechnology
- Needham MSW Superintendent Greg Smith
- Seaside Disposal Scott Elliott - trucks, trailers, and potential pickup

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### Training Opportunities & Resources

- RecyclingWorks Compost Workshop – for site operators and staff March 30, Wilmington
- DPW WORKSHOP
- Maine Compost School Jun. 19-23




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### Monitoring Plan & Data Objectives

- Record daily volume from each restaurant
- Record volume of regular additives
- Record turning frequency
- Regularly record pile temperature, moisture, height, and notes
- Record volume of finished product
- Have finished product soil tested



Compost Pile Monitoring Log (Days)									
Pile Name:					Pile Age (Days):				
Pile Location:					Pile Size (Cubic Yards):				
Pile Temperature:					Pile Moisture:				
1' to 2' deep					1' to 2' deep				
3' to 4' deep					3' to 4' deep				
5' to 6' deep					5' to 6' deep				
7' to 8' deep					7' to 8' deep				
9' to 10' deep					9' to 10' deep				
11' to 12' deep					11' to 12' deep				
13' to 14' deep					13' to 14' deep				
15' to 16' deep					15' to 16' deep				
17' to 18' deep					17' to 18' deep				
19' to 20' deep					19' to 20' deep				
21' to 22' deep					21' to 22' deep				
23' to 24' deep					23' to 24' deep				
25' to 26' deep					25' to 26' deep				
27' to 28' deep					27' to 28' deep				
29' to 30' deep					29' to 30' deep				
31' to 32' deep					31' to 32' deep				
33' to 34' deep					33' to 34' deep				
35' to 36' deep					35' to 36' deep				
37' to 38' deep					37' to 38' deep				
39' to 40' deep					39' to 40' deep				
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43' to 44' deep					43' to 44' deep				
45' to 46' deep					45' to 46' deep				
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97' to 98' deep					97' to 98' deep				
99' to 100' deep					99' to 100' deep				

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### Common Perceived Issues

- Runoff/drainage: many options, can use ditches, pond, or simple slow drainage area
- Vermin: mix regularly and cover well
- Smell: piles working properly should have no offensive odor
- Noise: daily truck comings and goings, pile aeration

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## Financial Projections

Expense Type	Expense	Detail
Hauling fees	\$10,000	Drivers wages: (Dollars per hour (18) * Hours per day(8.5) * Days(120)) + Truck wear and tear (\$2,000) + Gas (\$300)
Bins	\$2,000	8-10 Bins @ \$200/bin
Truck lift: insert or Trailer	\$2,000	
Warning Material (Hoses/Soap)	\$300	Hoses, soap, scrub brushes
Oversight wages	\$5000	Pile monitoring and management, restaurant partner coordination, hauler oversight, signage, problem solving
Misc.	\$700	
<b>Total</b>	<b>\$20,000</b>	

## Ways to Fund the Project

- Charge restaurants for hauling (pricing in other areas equal to roughly \$400/month, with 4 restaurants \$9,600)
- Sell finished compost (1,000 cubic yards at \$30/yard - \$30,000)
- Pursue grant funding –municipal grants:
- Allocate Town funding
  - Sustainable Materials Recovery Program, Section Eight Waste Reduction and Organics Capacity Projects.
  - \$10,000 - \$500,000 available
  - RecyclingWorks assist application

## Questions for the Town

- How much yard waste do you currently receive annually?
- Does the Town need to amend our site assignment with the DEP to allow for food waste composting?
- Will we need a contract with the town of Wellfleet to carry out this pilot project?
- Who in the town would be our contact/point person?
- What would the Town's expectations be for this project?
- Would it be possible to use town equipment and/or staff to turn the pile, with oversight and technical assistance from our group with pile management?
- Is there a water hook up available at the transfer station that we could use to clean bins?
- What are your hesitations/concerns?





## BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Tuesday, April 11, 2017

# VI

### BUSINESS B.

<b>REQUESTED BY:</b>	Bruce Hurter and John Riehl
<b>DESIRED ACTION:</b>	Discussion of 2017 ATM Art. 39, Pleasant Point bulkhead
<b>PROPOSED MOTION:</b>	TBD
<b>ACTION TAKEN:</b>	Moved By: _____ Seconded By: _____ Condition(s):  
<b>VOTED:</b>	Yea _____ Nay _____ Abstain _____



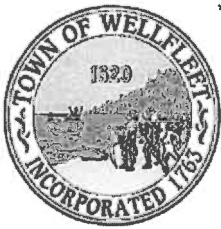
## BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Tuesday, April 11, 2017

VI

### BUSINESS C.

<b>REQUESTED BY:</b>	ATA
<b>DESIRED ACTION:</b>	Endorse Cultural District Application
<b>PROPOSED MOTION:</b>	I move to vote to sign a letter of endorsement from Chief Elected Official for Cultural District Application
<b>ACTION TAKEN:</b>	Moved By: _____ Seconded By: _____ Condition(s):
<b>VOTED:</b>	Yea _____ Nay _____ Abstain _____



## BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Tuesday, April 11, 2017

VI

### BUSINESS D.

<b>REQUESTED BY:</b>	Becky Rosenberg, Recreation Director
<b>DESIRED ACTION:</b>	Sign grant commitment letter.
<b>PROPOSED MOTION:</b>	I move to vote to authorize the Chair of the Board of Selectmen to sign a Commitment Letter for USTA Grant.
<b>ACTION TAKEN:</b>	Moved By: _____ Seconded By: _____ Condition(s):
<b>VOTED:</b>	Yea _____ Nay _____ Abstain _____





# TOWN OF WELFLEET

300 MAIN STREET WELLFLEET MASSACHUSETTS 02667

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

[www.wellfleet-ma.gov](http://www.wellfleet-ma.gov)

## BOARD OF SELECTMEN

April 11, 2017

Heather Blythe  
United States Tennis Association  
National Project Manager  
[919-244-5586](tel:919-244-5586)

Dear Ms. Blythe,

As requested by you, as part of the Facility Grant Application being submitted by Wellfleet Recreation Director Rebecca Rosenberg, the Wellfleet Board of Selectmen is submitting this commitment letter to state that we are committed to support the maintenance and programming for the Wellfleet Public Tennis Courts at Baker's Field, as we have always done since the courts were installed in 1985.

Sincerely,

Dennis Murphy  
Chair, Board of Selectmen.



## BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Tuesday, April 11, 2017

VI

### BUSINESS E.

<b>REQUESTED BY:</b>	Helen Miranda Wilson
<b>DESIRED ACTION:</b>	Discuss 2017 ATM Article 46 – Safe Communities Act
<b>PROPOSED MOTION:</b>	TBD
<b>ACTION TAKEN:</b>	Moved By: _____ Seconded By: _____ Condition(s):  
<b>VOTED:</b>	Yea _____ Nay _____ Abstain _____



## BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Tuesday, April 11, 2017

VII

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### TOWN ADMINISTRATOR'S REPORT



## 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: Dan Hoort, Town Administrator  
Subject: Town Administrator's Report  
Date: April 7, 2017

This report is for the period March 25, 2017 through April 7, 2017.

1. General

- a. Motions have been written for town meeting and are currently being reviewed by town counsel.
- b. Working to update a paper on the Shellfish industry in Wellfleet. The paper will be used when requesting funding for dredging to exhibit the impact of the shell fishing industry on the Wellfleet economy.

2. Fiscal Matters

- a. With the FY 2018 budget complete we will begin work on a five-year forecast for the town.
- b. Capital Improvement Program is complete.
- c. Accounting office will be asked to review how we authorize expenditures from various non-general fund accounts.

3. Meetings

- a. March 27 – Meeting with food truck vendor.
- b. March 28 – Union negotiating meeting.
- c. March 29 – Union negotiating meeting.
- d. March 30 – Site visit to Habitat for Humanity property.
- e. April 3 – Meeting regarding tree cutting.
- f. April 4 – Economic Vitality task force meeting.
- g. April 7 – Dredging taskforce meeting.

4. Complaints.

- a. None.

5. Miscellaneous.

- a. Town Clerk Joe Powers and ATA Carlson are working on a training program for staff and committee/board members on open meeting law, public record requests and parliamentary procedures for running a meeting.

6. Personnel Matters:

- a. Water Clerk/Committee Secretary starts April 18<sup>th</sup>.
- b. Shellfish Constable applicant interviews are being planned while applications continue to be accepted.

[illegible]



## BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Tuesday, April 11, 2017

IX

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# CORRESPONDENCE AND VACANCY REPORT

Date: April 6, 2017  
To: Board of Selectmen  
From: Jeanne Maclauchlan  
Re: Vacancies on Town Boards

**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		

**Cable Advisory Committee (5 Members)**

Vacant Positions	Appointing Authority	Length of Term
2 Positions	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
6 Positions	Board of Selectmen	3 years
Requesting Appointment: No applications on file		

**Comprehensive Wastewater Management Planning Committee (7 Members)**

Vacant Position	Appointing Authority	Length of Term
3 Positions	Board of Selectmen	3 years
Requesting Appointment: No applications on file		

**Cultural Council (no more than 15 members)**

Vacant Positions	Appointing Authority	Length of Term
2 positions	Board of Selectmen	3 years
Requesting Appointment: No applications on file		

**Energy Committee (11 members total)**

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

**Finance Committee (9 members, 2 alternate)**

Vacant Positions	Appointing Authority	Length of Term
2 Alternate Positions	Town Moderator	3 years
Requesting Appointment: No applications on file		

**Herring Warden (1 Warden, 1 Assistant Warden)**

Vacant Positions	Appointing Authority	Length of Term
1 Assistant Position	Board of Selectmen	3 years
Requesting Appointment: No applications on file		

**Personnel Board (4 members + TA + FinCom Rep)**

Vacant Positions	Appointing Authority	Length of Term
2 Positions	Board of Selectmen	3 years
Requesting Appointment: No applications on file		

**Recycling Committee (11 members)**

Vacant Positions	Appointing Authority	Length of Term
2 Positions	Board of Selectmen	3 years
Requesting Appointment: No applications on file		

**Shellfish Advisory Board (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		



## BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Tuesday, April 11, 2017

X

### MINUTES

<b>REQUESTED BY:</b>	Executive Assistant
<b>DESIRED ACTION:</b>	Approval of meeting minutes
<b>PROPOSED MOTION:</b>	I move to approve the minutes of February 28 and March 15 as printed/as amended.
<b>ACTION TAKEN:</b>	Moved By: _____ Seconded By: _____ Condition(s):
<b>VOTED:</b>	Yea _____ Nay _____ Abstain _____





**DRAFT**  
**Wellfleet Board of Selectmen**  
**Minutes of February 28, 2017**  
**Wellfleet Senior Center**

**Present:** Selectmen Dennis Murphy, Chair, Helen Miranda Wilson, Janet Reinhart, Berta Bruinooge, Jerry Houk; Town Administrator Dan Hoort, Assistant Town Administrator Brian Carlson;

Chairman Murphy called the meeting to order at 7 PM.

**Announcements, Open Session and Public Comments**

- ☐ Houk reminded residents that the Wellfleet Alzheimer's Association annual fundraiser benefit is on March 6 from 5 pm to 7 pm at the PB Boulangerie and encouraged the public to attend.
- ☐ Harry Terkanian announced that the Mass Architectural Access Board did not grant the variance for elevator. A lift of some sort will be required to comply with the requirements.
- ☐ Police Chief said that the Police Station Renovation Project groundbreaking ceremony will be on March 22, 2017 at 2 PM.
- ☐ Maurice Grunberg complained about a dog that has not been licensed. Murphy encouraged Grunberg to submit any relevant information to the TA Office.

Murphy opened the Public Hearings at 7:05 pm.

**Public Hearing: To revoke the commercial shellfish license of Karl Barrio. (Continued from 2/14/17)**

Karl Barrio was not present at the beginning of the hearing. Bruinooge recused herself from this public hearing due to the fact she is a shellfish grant holder. Wilson said that Barrio was not present last time this matter was on the agenda, and again this time, despite the fact that he has been informed. Karl Barrio arrived at 7:10 pm. John Mankevetch, Assistant Shellfish Constable spoke about the violation that occurred on November 23, 2016. Wilson said that she had reviewed previous violations over the years and based on Michael Hickey of the State Division of Marine Fisheries, a decision needs to be made within a year of violation. Barrio presented his reasons for the violation, apologized and asked the Board for forgiveness. Murphy explained that when Barrio's license was given back, it was conditional on no future violations. William Young, Jr. asked the selectmen to consider not revoking Barrio's license.

**MOTION 217-195:** Wilson moved to vote to revoke the commercial shellfish permit of Karl Barrio for a documented violation of Shellfishing Policy and Regulations Section 4.14. Possession of Seed Restriction above 5%, having harvested and being in possession of more than 5% of seed that occurred on November 23, 2016. Reinhart seconded. Chip Pendon said that the decision of the Selectmen will reflect on the Board's reputation. He stated that he was disappointed the last time when Barrio's license was reinstated. The selectmen discussed the duration of the license revocation. Wilson amended the motion to include the term until January 1, 2018. Reinhart seconded that amended motion and it passed 4-0.

Bruinooge returned after the vote.

**Public Hearing: To amend the Town of Wellfleet Taxicab Rules and Regulations by deleting Taxicab and inserting Passenger Vehicles for Hire**

Community Services Director Suzanne Grout Thomas explained the need for changing the language of the current Wellfleet Taxicab Rules and Regulations to eliminate confusion due to terminology misinterpretation. Reinhart clarified that there will be no fee charged for people who are walking to the beach. Rafael Richter encouraged the Board to host a workshop to get a feedback from people in the businesses since a lot has changed since the regulations came in effect in 2006. He asked the Board to postpone a decision on this. The selectmen did not find the change significant to postpone a decision.. Stephen Polowczyk, Chair of the FinCom said that he would support this change as long as it brings additional revenue.

**MOTION 217-196:** Bruinooge moved and Reinhart seconded to vote to amend the Town of Wellfleet Taxicab Rules and Regulations by deleting “Taxicab” and inserting “Passenger Vehicles for Hire”. The motion passed 5-0.

**Public Hearing: To amend the Town of Wellfleet Beach Drop off fees.**

Thomas explained the need for changing drop-off fees at the beaches and the cost incurred by the Town as a result of increased visitor’s numbers due to drop offs by busses. She explained that this is in effort to recover the additional expenses. Wilson wanted to know if walkers and bikers who live in Town can have onetime fee, and not get charged every time. Thomas explained that this will only apply to the two beaches that allow daily parking permits, and the rest of the beaches will be free to walk or bike to. Bruinooge spoke of the amount of trash accumulated daily at the beaches and supported the fee in order to recuperate costs incurred. Polowczyk also supported the fee increase. Ron Martin suggested that if an additional parking areas were identified, the back-up and waiting at the beaches would be reduced or eliminated.

**MOTION 217-197:** Bruinooge moved and Wilson seconded to vote to amend the Town of Wellfleet Beach Drop-Off Fees as printed. The motion passed 4-1 (Houk).

**Use of Town Property – WES PTA to use Baker Field on 5/27/17 for WESFest**

**MOTION 217-198:** Reinhart moved and Wilson seconded to approve the request of Wellfleet Elementary School PTA for WESFest at Baker Field on May 27, 2017 from 8 am to 5 pm. The event fee is waived; a signed property use agreement is required, with conditions as printed on the use form. The motion passed 5-0.

**Business: White Ribbon Day Proclamation for March 2, 2017**

Police Chief Fisette presented the Annual White Ribbon Day Proclamation and read the names of Town Officials who have signed it.

**MOTION 217-200:** Bruinooge moved and Reinhart seconded to vote to designate March 2, 2017 as White Ribbon Day and to sign the proclamation as printed. The motion passed 5-0.

**Business: Nauset Regional School District (NRSD) – Final FY 18 Budget Request**

NRSD Superintendent Tom Conrad, NRSD Business Manager Giovanna Venditti and Christopher Easley, Wellfleet Representative of NRSD School Committee presented the final FY 2018 Budget request for NRSD. Sup. Conrad confirmed that the budget has been certified by the NRSD Committee on February 27, 2017 at 2.40% or \$22,040,800 total assessment. This budget request is significantly lower than the original request presented to the school committee in December. Sup. Conrad talked about rising health care and OPEB costs, and the rise of the cost for special education students. The Selectmen wanted to know the

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Wellfleet share of this proposed budget. Superintendent Conrad passed a presentation handout<sup>1</sup> with information about the NRSD, its programs, initiatives, benefits to students and parents and each Town's share of the FY2018 Budget. Wellfleet's total cost (Operating Budget and Capital Improvement Plan) is \$2,969,904 or 13.4746%, which is 8.70% more than FY 2017 due to three additional students attending the NRSD. Bruinooge shared how happy she is that more Wellfleet children are attending NRSD. Houk wanted to find out the reasons for overall decline in student population in the Region, but was happy to see increased enrollment for Wellfleet. The selectmen were very impressed with the presentation and the requested budget at 2.4%.

**MOTION 217-201:** Reinhart moved and Wilson seconded to approve the budget request for Nauset Regional School District as presented at 2.4% increase and \$2,969,904 assessment for Wellfleet. The motion passed 5-0.

Terkanian commended the hard work of Superintendent Conrad and his team for bringing the budget ten days early.

Superintendent Conrad introduced an approved statement of interest by MSBA project for renovation of the the Nauset Regional High School. He explained the need for renovating the 45-year-old campus and the immediate need for a feasibility study. More information will be coming after the NRSD Committee meeting on March 9.

**Business: FY 2018 Budget Update**

Hoort gave an updated on the current budget status as a result by the revised NRSD budget. This brings the total Town budget increase is at 4.96%. He explained the reasons why the budget is higher. The Schools and health insurance increases are driving the budget increase and without those two big items the overall budget increase is at 2.47% increase, including the Full Time Building Inspector position. He stressed the fact that last year the tax rate went down. Arlene Kirsch of the Finance Committee had questions about upcoming overrides. Hoort answered Kirsches' question by saying that the OPEB and two vehicle requests are currently presented as overrides, but he is still looking if this could be done without an override. Kirsch said that OPEB should not be on a ballot, since it is an obligation and not a choice. She encouraged dipping in free cash to fund the OPEB. She said that once this budget is produced, a task force should be charged to look into cost savings. Hoort answered question by Bruinooge about the balance of free cash (currently at \$1.4M and if \$600K were to be used to fund FY2018 Budget, it would leave \$800K available). Wilson was concerned that 4.96% increase will be carried over to the next year. Terkanian cautioned the Board from covering budget gaps from free cash, based on bond ratings consequences. Polowczyk also was concerned with covering budget gaps with free cash. Bruinooge agreed that the two fire fighters and vehicles should be on the ballot for overrides and left for the voters to decide. Hoort explained that he is still looking for old appropriations that were not used and repurpose them. He said that he is looking into OPEB liability and funding obligations. Fred Magee of the FinCom said that at the school level the two largest increases are for special needs students and OPEB. He said that it is the FinCom's opinion that Proposition 2 ½ needs to be complied with. Murphy said that this situation has been forthcoming and this issue has been identified many times over the years. He said that if the people would like to receive the services they are getting, there is a cost associated, and the limitations of Proposition 2 ½ can no longer provide the level of services expected. He agreed with Kirsch that looking down the road a task force needs to be charged. Murphy thanked the FinCom for their dedication, and the discussion concluded without any action taken by the Board.

**Business: 2017 Annual Town Meeting articles placement and recommendations.** *Review Fire Department staffing needs and Plastic Ban Bylaw Change request by the Recycling Committee separately* Hoort explained that the article placement could be combined, or each article could be placed individually. Discussion ensued. Wilson wanted to wait for the recommendation of the Bylaw Committee before



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reviewing any bylaw-related articles. Murphy re-evaluated the duration of the meeting, and suggested scheduling a separate meeting just for the warrant. Hoort advised taking time to hear the Fire Chief and Recycling Committee. Fire Chief Pauley presented the staffing needs requests for the Fire Department, currently Article 11 in the 2017 ATM Warrant draft. Houk wanted to know if filling the positions could be staggered between this and next fiscal year. Pauley explained that there is no way to go around this. Discussion ensued. Murphy was interested to find out how the two new positions could save overtime costs. Pauley said that he was anticipating savings of about \$20K a year as a result of these two new hires. Murphy stressed the fact that the service of the Town need to be maintained at 30,000 summer population. Lydia Vivante wanted to know what kind of efforts have been made to recruit people on call. Chief Pauley explained his efforts and struggles to retain on call staff. Houk asked if there is a time commitment when hiring new staff members. Chief Pauley explained how this works, and that there is a 2-year time commitment for new hires.

**MOTION 217-202:** Houk moved to place Article #11 for the 2017 ATM Warrant. Wilson seconded and the motion passed 5-0.

**MOTION 217-203:** Wilson moved to recommend Article # 11 for the 2017 ATM Warrant. Bruinooge seconded and the motion passed 5-0.

Loni Brigs and Bethia Brehmer of the Recycling Committee presented a proposed bylaw change article for the plastic ban, currently Article 27 in the 2017 ATM Warrant. Reinhart and Wilson expressed their support for this bylaw change.

**MOTION 217-204:** Reinhart moved to vote to place Article #27 for the 2017 ATM Warrant. Wilson seconded and the motion passed 5-0.

**Business: Request of Ronald Martin for the Town to consider abandoning the old Town Way abutting the Cluster Residential Development of Cape End Realty Trust on Route 6 in South Wellfleet. –** postponed until further information is provided by the requesters and a recommendation from the Planning Board is available.

**Business: Discussion of bylaw change designating signers for bi-weekly warrants**

Wilson explained that this is a general bylaw change and the Bylaw Committee should be given the opportunity to weigh on this. This was postponed to March 14, 2017.

**Business: Discuss site visits to old COA building & old Shellfish Shack; & possible disposition**

Hugh Guilderson, former chair of the Building and Needs Assessment Committee refreshed the Board's memory that the BNAC had made a recommendation for this two buildings in 2010 and again in 2016. Murphy said that he is aware of the condition of the old Shellfish Shack and suggested gutting it out and restoring it. Harry Terkanian said that there is a report by an architect on the Town web site and advised everyone to study it before making decisions. Wilson and Bruinooge were of the opinion to not spend taxpayer's money on the Old Shellfish Shack. Reinhart preferred to find an option to salvage the building as a tourism/historical destination. Murphy stressed the fact that it is worth re-evaluating the building before considering completely losing it. Houk agreed with Murphy. Kathleen Bacon said that this building is an insurance hazard and preferred to not have it as Town obligation. Gary Sorokin said that the old COA has been considered as an affordable housing ten years ago and based on previous evaluation it was evaluated as a valuable idea. Guilderson agreed with Murphy to try to save the history of Wellfleet, and suggested moving it off the beach. Polowczyk reminded that the building is restricted to recreational use only and suggested moving it to Baker Field where the recreation building is. The discussion concluded with no action taken, but the Selectmen committed to make a decision on these two buildings by the end of the year.

**Business: Request for Real Estate Transfer Tax proposal<sup>2</sup> insert into Town Warrant**

Bob Dubeau proposed a Real Estate Transfer Tax to be placed into the 2017 ATM Warrant in order to take the first step into making this possible with the State legislation. Murphy wanted to better understand the State procedure for this article. The selectmen had a mutual consent for supporting this article.

**MOTION 217-205:** Bruinooge moved and Wilson seconded to vote to insert a Real Estate Transfer Tax into the 2017 ATM Warrant. The motion passed 5-0.

**Business: Green Communities Grant Application**

Brian Carlson presented the request for support for a grant application and letter of recommendation for Green Communities Grant Program for total grant \$144,620.

**MOTION 217-206:** Wilson moved to vote to approve a grant application for the Police Station Renovation Project, and authorize the Chair of the Board to sign the application and a letter of interest for the Green Communities Grant. Bruinooge seconded and the motion passed 5-0.

**Business: Extension of deadline for purchasing 2017 Commercial Shellfishing Permits under Section 6.1.4 (the Hardship Exemption) of the Wellfleet Shellfishing Policy and Regulations to March 15, 2017.**

**MOTION 217-207:** Reinhart moved and Bruinooge seconded to vote that all grant holders, endorsed by the State for the harvest and sale of undersized shellfish in 2017 be allowed to apply for a 2017 Town Commercial Permit under Section 6.1.4 (the Hardship Exemption) of the Wellfleet Shellfishing Policy and Regulations and that all such applications must be submitted by March 15th. The motion passed 5-0.

Wilson asked the TA to direct the Shellfish Department to inform everyone in the Shellfishing industry to know of this extension.

**Business: Request for approval of tax bill insert for the Recycling Committee and joint tax bill insert for CRS/Taxation Aide Program.**

**MOTION 217-208:** Reinhart moved and Bruinooge seconded to approve tax bill inserts for the Recycling Committee and joint tax bill insert for CRS/Taxation Aide Program. The motion passed 5-0.

**Town Administrator's Report<sup>3</sup>**

**Topics for Future Discussion**

- Reinhart – develop Town's social media page to keep everyone informed.
- Wilson – simplify the Food Truck application form to be more user friendly.
- Wilson – deadline for annual shelling grant reports is today and the Shellfish Department should inform grant holders who have not submitted their reports.

**Correspondence<sup>4</sup> and Vacancy Report<sup>5</sup>**

Reinhart presented the Correspondence report. Wilson highlighted Hoort's letter about snowplowing and MassDOT report about Herring River bridge repairs. The report should be given to the Friends of the Herring River.

**Minutes**

**MOTION 217-209:** Bruinooge moved and Wilson seconded to approve the minutes<sup>6</sup> of February 14, 2017 as amended by Wilson. The motion passed 5-0.

**Executive Session & Adjournment: To consider release of exec. session minutes of 12/13/16 & 1/10/17**  
**MOTION 217-210:** Murphy moved and Bruinooge seconded to adjourn the public meeting at 10:25 pm and enter in executive session and not go back in open session for the following reasons: To consider release of executive session minutes of December 13, 2016 and January 10, 2017. The motion passed by a roll call vote where each Murphy, Bruinooge, Wilson, Reinhart and Houk said "Aye".

Respectfully submitted,

Michaela Miteva, Executive Assistant

**Public Records Materials:**

<sup>1</sup> NRSD FY2018 Budget Request Handout

<sup>2</sup> Real Estate Transfer Tax proposal by Bob Dubeau

<sup>3</sup> TA Report of February 20, 2017

<sup>4</sup> Correspondence Report of February 28, 2017

<sup>5</sup> Vacancy Report on February 20, 2017

<sup>6</sup> Draft minutes of February 14, 2017



**DRAFT**  
**Wellfleet Board of Selectmen**  
**Minutes of March 15, 2017**  
**Wellfleet Senior Center**

**Present:** Selectmen Dennis Murphy, Chair, Helen Miranda Wilson, Janet Reinhart, Berta Bruinooge;  
Town Administrator Dan Hoort, Assistant Town Administrator Brian Carlson;

**Regrets:** Jerry Houk

Chairman Murphy called the meeting to order at 7 PM.

**Announcements, Open Session and Public Comments**

- ☐ Murphy in response to a question from the audience said that a decision on the Old COA and Shellfish Shack has not been made, and will be discussed and decided on at a future meeting.

Murphy opened the Public Hearings at 7:05 pm.

**Public Hearing: To amend the Shellfish Policy and Regulations Section 7.16.**

Wilson explained why this amendment to the Shellfish Policy and Regulations 7.16. Undersized Oysters, Quahogs and Surf Clams is needed. Acting Shellfish Constable John Mankevetch expressed some concerns, but he was willing to try it. Mike Ziemba also expressed reservations about this change; he said that initially he did not support it, but when he learnt more about it, he was supportive. Mike Kubiak disagreed with this proposed change due to vague language and urged the Selectmen to not approve it. Wilson responded to the concerns raised by Kubiak and encouraged everyone to check the web site, for more information. She said that if the Shellfish Department cannot keep up with this, it could be revisited in the future. Bruinooge expressed her initial hesitations, but after Mankevetch addressing them, she was willing to give it a try.

**MOTION 217-211:** Wilson moved and Bruinooge seconded to amend Section 7.16. Undersized Oysters, Quahogs and Surf Clams of the Shellfish Policy and Regulations as printed with corresponded changes in the content and the table of content. The motion passed 4-0.

**Business: Request for change order for Baker Field Tennis Court reconstruction project**

Recreation Director Becky Rosenberg explained the reasons for the change order request and referred to her memo<sup>1</sup> on the subject together with the pictures provided with the meeting packet. Reinhart asked for more specific numbers in terms of expected additional revenue as a result of the change order. Rosenberg gave examples how pickle ball has affected the revenue of the Recreation Department. Bruinooge made a comment that this will basically pay for itself within a five-year period. Murphy expressed support.

**MOTION 217-212:** Reinhart moved and Bruinooge seconded to approve the request for change order for Tennis Court reconstruction project at Baker Field. The motion carried 4-0.

Lili Green was late for public comments, but respectfully requested to update the Board on the last Assembly of Delegates meeting. Murphy allowed a brief update and she proceeded.

**Business: Discussion of the Shellfish Constable job description**

Murphy said that Houk has requested deferring this discussion to March 28, 2017 meeting. Reinhart, Bruinooge and Wilson wanted to discuss this matter at the current meeting. Wilson had spent a lot of time reviewing and re-writing the job description, and researching the State requirements for this position.



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**MOTION 217-213:** Wilson moved to approve the draft job description for the Shellfish Constable vacancy as printed. Reinhart seconded with the amendment referring to the job description as March 15, 2017. The motion passed 4-0.

**Business: Nauset Regional High School (NRHS) request for \$1.3M Feasibility Study article & ballot question.**

Christopher Easley, Wellfleet's NRHS Committee representative went over the need for feasibility study to determine the state of the 46-year old NRHS building and the request for warrant article and ballot question, based on Massachusetts School Building Authority (MSBA) deadlines requiring this to be approved by the participating towns either at the upcoming annual town meeting in April, or during fall special town meeting. He went over the financial impact of this feasibility study based on current information from MSBA, subject to change. Easley explained that at the end of the feasibility study process there will be foot prints and design plans. Discussion ensued. Hoort said that this request would have to be a debt exclusion on the ballot. Wilson expressed concerns about other upcoming large capital improvement projects such as the Harbor dredging. Murphy shared Wilson's concerns and said that probably Proposition 2 ½ is outdated. Tom Flynn wanted to find out the timeline of this project. Easley addressed Flynn's concerns. Daniel Silverman wanted to better understand the article. Hoort said that the language of the article was provided by MSBA and if the Board decided to place it in the warrant, it will be reviewed by Town Counsel.

**MOTION 217-214:** Wilson moved and Reinhart seconded to place and recommend Article 29 as requested by Nauset Regional School Committee. The motion passed 4-0.

**Business: 2017 Annual Town Meeting Warrant<sup>2</sup> –article placement, recommendations and close**

Dan Silverman wanted to know if the Town will give any consideration to align the voting hours for Town election as regular State and Federal elections in order to increase participation of voters. Discussion ensued. Bruinooge wanted to know more about the financial impact of this change. Hoort and Silverman will provide more information for the meeting on March 28, 2017. Murphy read each article of the draft warrant and the Selectmen offered comments. As a result, the following votes took place:

**MOTION 217-215:** Operating Budget: Bruinooge moved and Reinhart seconded to place and recommend Article 1 as printed. The motion passed 4-0.

**MOTION 217-216:** Year-end Transfers: Reinhart moved and Bruinooge seconded to place and recommend Article 2 as printed. The motion passed 4-0.

**MOTION 217-217:** Capital Fund Budget: Reinhart moved and Wilson seconded to place and recommend Article 3 as printed. The motion passed 4-0.

**MOTION 217-218:** Marina Enterprise Fund Budget: Reinhart moved and Bruinooge seconded to place and recommend Article 4 as printed. The motion passed 4-0.

**MOTION 217-219:** Water Enterprise Fund Budget – Reinhart moved and Reinhart seconded to place Article 5 as printed. The motion passed 4-0.

**MOTION 217-220:** Collective Bargaining Agreements: WEA Unit A – Bruinooge moved and Wilson seconded to place and reserve recommendations for Article 6, 7, 8, 9 to 2017 ATM. The motion passed 4-0.

**MOTION 217-221:** Nonunion Personnel Wage and Salaries: Wilson moved and Bruinooge seconded to place Article 10 and reserve recommendation to 2017 ATM. The motion passed 4-0.



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**MOTION 217-222:** Additional Fire Department Staff: Reinhart moved and Bruinooge seconded to place and recommend Article 11 as printed. The motion passed 4-0.

**MOTION 217-223:** Fund Chapter 90 Road Repairs: Wilson moved and Reinhart seconded to place and recommend Article 12 as printed. The motion passed 4-0.

**MOTION 217-224:** Fund OPEB Transfer - Reinhart moved and Wilson seconded to place and recommend Article 13 as printed. The motion passed 4-0.

**MOTION 217-225:** Transfer to Marina Enterprise Stabilization Fund: Bruinooge moved and Reinhart seconded to place and recommend Article 14 as printed. The motion passed 4-0.

**MOTION 217-226:** Transfer to Stabilization Fund: Reinhart moved and Wilson seconded to place and recommend Article 15 as printed. The motion passed 4-0.

**MOTION 217-227:** Transfer to Water Enterprise Fund: Wilson moved and Bruinooge seconded to place and recommend Article 16 as printed. The motion passed 4-0.

**MOTION 217-228:** Transfer funds to LCCATV: Wilson moved and Reinhart seconded to place and reserve recommendation of Article 17 to 2017 ATM. The motion passed 4-0.

**MOTION 217-229:** CPA Reserves and Admin Budgets: Bruinooge moved and Reinhart seconded to place and recommend Article 18 as printed. The motion passed 4-0.

**MOTION 217-230:** CPA Cemetery Restoration: Reinhart moved and Bruinooge seconded to place and recommend Article 19 as printed. The motion passed 4-0.

**MOTION 217-231:** CPA Form B Inventory: Reinhart moved and Bruinooge seconded to place and recommend Article 20 as printed. The motion passed 4-0.

**MOTION 217-232:** CPA Affordable Housing Assistance: Reinhart moved and Wilson seconded to place and recommend Article 21 as printed. The motion passed 4-0.

**MOTION 217-233:** CPA Rental Housing Assistance: Reinhart moved and Bruinooge seconded to place and recommend Article 22 as printed. The motion passed 4-0.

Gary Sorkin and Mary Rogers raised concerns about the local preference share about the Gov. Prence Affordable Housing Project, since the Eastham ZBA voted to reserve 75% of the local preference to Eastham residents only. Hoort provided means how to deal with this at Town Meeting and advised placing the article contingent upon acceptable to local preference criteria to Wellfleet. Discussion ensued.

**MOTION 217-234:** CPA Governor Prence Residences Funding: Bruinooge moved and Reinhart seconded to place and recommend Article 23 as amended, and contingent upon completion of the project and acceptable local preference terms to the Town of Wellfleet. The motion passed 4-0.

**MOTION 217-235:** CIP Authorize Baker Field Upgrades and Renovations: Reinhart moved and Bruinooge seconded to place and recommend Article 24 as printed. The motion passed 4-0.

**MOTION 217-236:** Fire Department Vehicle - Reinhart moved and Bruinooge seconded to place Article 25 as printed. The motion passed 4-0.

The Board requested to have the background information about Article 26 for 2017 ATM.

**MOTION 217-237:** CIP Purchase new COA vehicle Reinhart moved and Wilson seconded to place Article 26 as printed. The motion passed 4-0.

**MOTION 217-238:** Beach Recycling Program Pilot - Reinhart moved and Bruinooge seconded to place and recommend Article 27 as printed. The motion passed 4-0.

Murphy read a letter from Patricia Nadel of OCHS and possible water needs in the future. Curt Felix said that this article could be indefinitely postponed leaving the borrowing authorization on the books. Leaving it on the books would not cost anything to the Town, and the article reflects the voters' decision. Wilson urged rescinding the funds, since this petitioned article came from the Finance Committee. Bruinooge agreed with Wilson, but for different reasons - in the future, if needed, this amount would most likely change, and would require further funding authorization. Kathleen Bacon supported this petitioned article.

**MOTION 217-239:** Rescind \$95K Borrowing Authorization for WMWS Design Plans to Briar Lane: Bruinooge moved & Wilson seconded to place and recommend Article 28 as printed. The motion passed 4-0.

Lydia Vivante of the Historical Commission explained the need for the requested change to the Demolition Bylaw due to lengthy process by the Massachusetts Historical Commission. Murphy said that this delay would have the potential to cost some homeowners a lot of money.

**MOTION 217-240:** Bylaw Amendment Demolition Bylaw: Wilson moved and Bruinooge seconded to place and recommend Article 30 as printed. The motion passed 4-0.

**MOTION 217-241:** Bylaw Amendment Plastic Ban Bylaw: Reinhart moved and Wilson seconded to recommend Article 31 as printed. The motion passed 4-0.

**MOTION 217-242:** Bylaw Amendment - Zoning Bylaw: Wilson moved and Reinhart seconded to place and recommend Article 32 as printed. The motion passed 4-0.

**MOTION 217-243:** Bylaw Amendment - Zoning Bylaw: Bruinooge moved and Reinhart seconded to place and recommend Article 33 as printed. The motion passed 4-0.

**MOTION 217-244:** Bylaw Amendment - Zoning Bylaw: Reinhart moved and Wilson seconded to place and recommend Article 34 as printed. The motion passed 4-0.

**MOTION 217-245:** Bylaw Amendment- Zoning Bylaw: Reinhart moved and Wilson seconded to place and recommend Article 35 as printed. The motion passed 4-0.

Parent explained what the reasoning behind Article 36 was. Felix expressed his concerns with this article. Parent said that Town Counsel has addressed the comments raised by Felix. ATA Brian Carlson said that the correction is already in place in the current version of the warrant. Kathleen Bacon wanted to know if previous signs can be grandfathered. Felix urged the Board to consider who would be harmed by this change. Wilson disagreed with Felix's comments and supported the article.

**MOTION 217-246:** Bylaw Amendment- Zoning Bylaw: Reinhart moved and Wilson seconded to place and recommend Article 36 as printed. The motion passed 4-0.

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Parent explained why this Formula Business bylaw is needed, despite the emotional vote that took place last year to keep this bylaw on the books and the legal discrepancies resulting from this.

**MOTION 217-247:** Bylaw Amendment Zoning Bylaw Formula Business - Reinhart moved and Wilson seconded to place and recommend Article 37 as requested. The motion passed 4-0.

A lengthy discussion ensued about the proposed Bylaw Amendment - Zoning Bylaw Food Trucks.

**MOTION 217-248:** Bylaw Amendment - Zoning Bylaw Food Trucks: Reinhart moved and Bruinooge seconded to place Article 38. The motion passed 4-0.

**MOTION 217-249:** Bylaw Amendment - Zoning Bylaw Food Trucks: Wilson moved to recommend Article 38 to Town Meeting. The motion did not advance due to lack of second.

**MOTION 217-250:** Bylaw Amendment - Zoning Bylaw Food Trucks: Wilson moved to reserve recommendation of Article 38 to Town Meeting. The motion did not advance due to lack of second.

**MOTION 217-251:** Bylaw Amendment - Zoning Bylaw Food Trucks: Bruinooge moved and Reinhart seconded to make no recommendation for Article 38. The motion passed 3-1 (Wilson).

**MOTION 217-252:** Pleasant Point Bulkhead: Bruinooge moved and Reinhart seconded to place and recommend Article 39 as printed. Discussion ensued. The motion passed 3-1.

**MOTION 217-253:** Disposition of Town Property, Easement to 15 Kendrick Ave: Bruinooge moved and Reinhart seconded to place and recommend Article 40 as printed. The motion passed 4-0.

**MOTION 217-254:** Disposition of Town Property to Conservation Commission: Bruinooge moved and Reinhart seconded to place and recommend Article 41 as printed. The motion passed 4-0.

**MOTION 217-255:** Disposition of Town Property to Conservation Commission: Wilson moved and Bruinooge seconded to place and recommend Article 42 as printed. The motion passed 4-0.

**MOTION 217-256:** Extension of deadline of Charter Review Committee: Reinhart moved and Wilson seconded to place and recommend Article 43 as printed. The motion passed 4-0.

**MOTION 217-257:** Room Occupancy Tax: Reinhart moved and Bruinooge seconded to place Article 44 as printed. The motion passed 4-0.

**MOTION 217-258:** Real Estate Transfer Tax: Reinhart moved and Wilson seconded to recommend Article 45 as printed. The motion passed 4-0.

**MOTION 217-259:** Safe Communities Act: Bruinooge moved and Wilson seconded to place Article 46 as printed. The motion passed 4-0.

2 min brake from 11 pm to 11:02 pm. for change of camera discs.

**MOTION 217-260:** Petitioned Article – Herring River: Bruinooge moved and Reinhart seconded to NOT recommend Article 47. The motion passed 4-0.

**MOTION 217-261:** Petitioned Article – Herring River: Bruinooge moved and Reinhart seconded to NOT recommend Article 48. The motion passed 4-0.

**MOTION 217-262:** Standard Articles: Bruinooge moved and Reinhart seconded to place and recommend Article 49, 50, 51 and 52. as requested. The motion passed 4-0.

**MOTION 217-263:** Closing Articles: Reinhart moved and Wilson seconded to place and recommend Article 53 and 54 as printed. The motion passed 4-0.

**Town Administrator's Report<sup>3</sup> – no additions.**

**Topics for Future Discussion**

- Wilson – Police Station Elevator clarification.
- Wilson – Ice machine for the Marina
- Wilson – get Bocce and Sunbird in front of the Board.
- Murphy – the old Shellfish Shack update on meetings with the TA, Building and Needs Committee, and several abutting business owners. This will be a future agenda topic.

**Correspondence<sup>4</sup> and Vacancy<sup>5</sup> Report**

Request of Laura Kelley to support POCCA in its efforts to prevent Eversource from spraying herbicides. The Board directed the TA to find and send the same letter as previous years.

**Executive Session:** Pursuant to G.L. c. 30A, §21(a)(3), to discuss strategy with respect to collective bargaining and litigation if the Chair declares that an open meeting may have a detrimental effect on the Town's bargaining and litigating position, the Board will review the current collective bargaining status and strategy recommendations for WEA Units A, B and C. – **Did not take place.**

**Adjournment**

**MOTION 217-264:** Wilson moved & Reinhart to adjourn the meeting at 11:17 pm. The motion passed 4-0.

Murphy said that a motion to close the 2017 Annual Town Meeting warrant did not take place.

**MOTION 217-265:** Wilson moved and Reinhart to go back to public meeting at 11:17 pm. The motion passed 4-0.

**MOTION 217-266:** Bruinooge moved and Wilson seconded to close the 2017 Annual Town Meeting Warrant. The motion passed 4-0.

**MOTION 217-267:** Wilson moved & Reinhart seconded to adjourn the meeting at 11:18 pm. The motion passed 4-0.

Respectfully submitted,

Michaela Miteva, Executive Assistant

**Public Records Materials:**

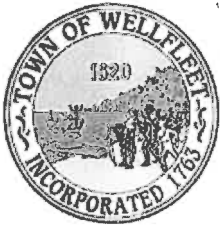
<sup>1</sup> Recreation Director memo on Baker Field Tennis Courts change order request

<sup>2</sup> 2017 ATM Warrant draft

<sup>3</sup> TA Report of March 10, 2017

<sup>4</sup> Correspondence of March 13, 2017

<sup>5</sup> Vacancy report of March 10, 2017



## BOARD OF SELECTMEN

AGENDA ACTION REQUEST  
Tuesday, April 11, 2017

# XI

### EXECUTIVE SESSION AND ADJOURNMENT

<b>REQUESTED BY:</b>	TA
<b>DESIRED ACTION:</b>	Adjourn public meeting and enter into executive session.
<b>PROPOSED MOTION:</b>	<p>I move to adjourn the public meeting and enter into executive session and not go back in open session for the following reasons:</p> <p>Pursuant to G.L. c. 30A, §21(a)(3), 1. To discuss strategy with respect to collective bargaining if the Chair declares that an open meeting may have a detrimental effect on the Town's bargaining position, the Board will review the current collective bargaining status and strategy recommendations for WEA Units A, B and C and Police Officers Union; 2. To discuss strategy with respect to litigation, if the Chair declares that an open meeting may have a detrimental effect on the Town's litigating position for Curran v. Wellfleet (0 West Main Street).</p>
<b>ACTION TAKEN:</b>	Moved By: _____ Seconded By: _____ ROLL CALL VOTE:
<b>VOTED:</b>	Yea _____ Nay _____ Abstain _____