

BARNSTABLE COUNTY
In the Year Two Thousand and Twenty-Four
Proposed Ordinance 24-

To authorize funds and the authority to file loan application(s) for the purpose of making loans to residents of the County for repairing, replacing and/or upgrading residential septic systems, inclusive of sewer connections and innovative/alternative septic systems, in participating towns pursuant to agreements between the County and residential property owners, including all costs incidental and related thereto, and further, to add to the County's operating budget for Fiscal Year 2024, as enacted in Ordinance No. 23-07, by making supplemental appropriations for the Fiscal Year two thousand and twenty-four.

The Cape Cod regional government, known as Barnstable County, hereby ordains;

SECTION 1.

The sum of thirteen million dollars (\$13,000,000) is hereby appropriated for the purpose of making loans to residents of the County for repairing, replacing and/or upgrading residential septic systems, inclusive of sewer connections and innovative/alternative septic systems, in participating towns pursuant to agreements between the County and residential property owners, including all costs incidental and related thereto, and that to meet this appropriation, pursuant to Chapter 381 of the Acts and Resolves of 2004, or any enabling authority, the County Treasurer, with the approval of the county commissioners, may issue bonds or notes of the county, not in excess of that sum, to the Massachusetts Clean Water Trust, which shall bear on their face the words, Aquifund Loan Program, and to enter into one or more loan agreements with the Massachusetts Clean Water Trust in connection therewith, and that the County Administrator is authorized to enter into one or more project regulatory agreements with the Department of Environmental Protection and to take any other actions necessary in order to carry out the project.

SECTION 2.

The sum set forth in section one, for the several purposes set forth therein and subject to the conditions set forth in sections four through twelve of Barnstable County Ordinance 23-07, thirteen million dollars (\$13,000,000) are hereby appropriated from Aquifund Loan Program as supplemental appropriations for Barnstable County for the fiscal year ending June thirtieth, two-thousand and twenty-four. Said funds shall be derived from the issuance of bonds or notes through the Massachusetts Clean Water Trust.

<u>Budget #</u>	<u>Sub-Program</u>	<u>Group</u>	<u>\$ Amount</u>
<u>Health and Environment</u>			
300	Aquifund Loan Program		\$13,000,000
<u>Total Supplemental Appropriation</u>			<u>\$13,000,000</u>

SECTION 3.

Resolution Authorizing Officer to File Application – Authority to File

WHEREAS, Barnstable County, after thorough investigation, has determined that the work activity consisting of: loans to residents of the County for repairing, replacing and/or upgrading residential septic systems, inclusive of sewer connections and innovative/alternative septic systems is both in the public interest and necessary to protect the public health, and that to undertake this activity, it is necessary to apply for assistance; and

WHEREAS, the Massachusetts Department of Environmental Protection (MassDEP) and the Massachusetts Clean Water Trust (the Trust) of the Commonwealth of Massachusetts, pursuant to Chapter 21 and Chapter 29C of the General Laws of the Commonwealth (Chapter 21 and Chapter 29C) are authorized to make loans to counties for the purpose of funding planning and construction activities relative to Water Pollution Abatement Projects; and

NOW THEREFORE, BE IT RESOLVED by, the Barnstable County Board of Regional Commissioners and the Assembly of Delegates as follows:

1. That the Barnstable County Finance Director/Treasurer, is hereby authorized on behalf of the Applicant to file applications and execute agreements for grant and/or loan assistance as well as furnishing such information, data and documents pertaining to the applicant for a grant(s) as may be required; and otherwise, to act as the authorized representative of the Applicant in connection with this application;
2. That the purpose of said loan(s), if awarded, shall be to fund construction/residential loan program activities.
3. That if said award is made the Applicant agrees to pay those costs which constitute the required Applicant's share of the project cost.

SECTION 4.

This ordinance shall take effect upon passage.

Approved by the Barnstable County Regional Commissioners at a regular Board of Commissioners meeting on the 28th of February 2024.



Ronald Bergstrom, Chair
Board of Regional Commissioners