WEDNESDAY MARCH 19TH 2014

TOWN OF EASTHAM AGENDA BOARD OF SELECTMEN Wednesday, March 19, 2014 2:30 p.m.

Location:

Timothy Smith Room

I. WORK SESSION

- 1. Children's Place CPA Grant Application
- 2. Recycling Committee Swap Shop Regulations
- 3. Recommendation to Apply for Grants Neil Andres, DPW Superintendent
- 4. Regulations on Aquaculture Lease Transfers / Waiting List Neil Andres

EXECUTIVE SESSION: Litigation, Contract Negotiation Strategy

UPCOMING MEETINGS:

Monday, March 31, 2014	5:00 p.m	Public Hearing Water Warrant Article
Monday, April 7, 2014	5:00 p.m.	Regular Session
Wednesday, April 9, 2014	2:30 p.m.	Regular Session
Monday, April 14, 2014	5:00 p.m.	Public Hearing-Budget, Capital Warrant
		Articles, and Other Articles

The listing of matters includes those reasonable anticipated by the Chair which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may be brought up for discussion to the extent permitted by law.

(1) CPA · App: Children's Place

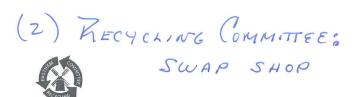
Cape Cod Children's Place Proposal for a Community Playground & Garden Draft --- 2/21/14

The mission of Cape Cod Children's Place is to provide high-quality early education, support, and advocacy for families with young children in order to sustain a healthy community. Since 1995, our resource and education center has provided referrals, parent education, free playgroups and activities, and tuition assistance to local families; currently our programs serve over 600 families each year. Our partnership with the community is vital to our sustainability as an organization.

In the upcoming year we are hoping to take our community partnership to the next level. We would like to renovate our infant/toddler and preschool playgrounds as well as begin a school garden. Both initiatives would be open to the community during non-school hours. Creating play spaces which meet the needs of all learners is important to overall development. A community playground would not only meet the needs of our students, but the needs of families in our community. Infants and toddlers require smaller structures and non-edible surfacing. Our vision for our infant/toddler space would do just that. The structures would be tailored to this young age group and the synthetic turf would not only meet safety specifications for fall zones, but would also allow all abilities to access the playground.

School gardens are a wonderful way to teach children about environment, nutrition, and broaden curriculum. Garden activities can be woven into all areas of learning and offers a handsin experience to children. A community garden would allow families of our students and other community members to teach and learn from each other as they work on the garden throughout most of the year.

Cape Cod Children's Place, Inc.		
Estimated Budget Proposal for a Community Playgrou Community Preservation Request	ınd and Garden	
Friday, February 21, 2014		
Community Playground Equipment and Surfacing		14 d Anna Anna 11 a P
Percussion Play Equipment	\$3,050.00	***************************************
Nature Explore Equipment	\$2,290.00	
Playworld Systems Equipment	\$8,542.00	
Synthetic Turf	\$10,000.00	*****************
Mulch	\$3,100.00	
Labor	\$1,000.00	
Fencing	\$3,000.00	III. Who are seen and
Sandbox equipment	\$50.00	
Total Playground Equipment and Surfacing	\$31,032.00	
Community Garden Equipment and Supplies		
Gardening Shed	\$1,200.00	***************************************
Raised Planter Beds	\$1,120.00	
Gardening Tools	\$300.00	
Gardening Tools for small hands	\$190.00	
Labor for Gardend Build	\$2,000.00	No. 11, 1840 No. 1, 1441 No. 1
Awning for Garden	\$2,500.00	
Community Garden Equipment and Supplies Totals	\$7,310.00	
Total CPA Request	\$38,342.00	



Recommendations to BOS for Eastham Swap Shop Reorganization **DRAFT** FOR DISCUSSION ONLY March 19, 2014 BOS Work Session

Background:

The Eastham BOS included, in their May 23, 2012 Charge to the Recycling Committee:

... "The Committee shall assist the Transfer Station Manager with the development of volunteer work hours, operating hours, and regulations for the Swap Shop.

... "The Committee shall consider existing regulations, by-laws, policies, and procedures in developing their proposals and shall include in any proposal, as necessary, any enforcement recommendations or methods and costs and savings anticipated by implementation."

The Eastham Swap Shop has served the community well over the last several years. Recently, however, resident comments about how the Swap Shop operates have been made verbally to DPW staff and Recycling Committee members and in writing via the Eastham Solid Waste and Recycling Survey first distributed during Windmill Weekend in September 2013, and ongoing on the Eastham Town website.

Because many Swap Shops on Cape Cod face similar problems and experience lack of oversight and sufficient protocols for Volunteers, the Eastham Recycling Committee members, with the assistance of David Quinn of Barnstable County, and the Community Development Partnership, visited Swap Shop facilities and met with representatives of other Recycling Committees on the Cape, most notably with Chatham, Harwich, and Wellfleet.

Much information was shared amongst the towns. The Eastham Recycling Committee, after careful study and discussion of what we learned, embraced consensus for a new positioning of the role of the Swap Shop. Based on our knowledge and understanding of how other Swap Shops select, train, and supervise their volunteers, and other operational aspects of their efforts, and tailored to the Eastham experience, we make several recommendations regarding these issues as well.

Proposed Statement of Purpose:

The Eastham Swap Shop is operated by the Town of Eastham on publicly-owned land, for the public good. It is to be used for the drop-off and reuse and/or repurposing of useable recyclable items by Eastham residents, and for the clientele of Cape Cod community service organizations designated by the Selectmen. These service organizations shall include but not be limited to Councils on Aging, the Homeless Prevention Council, Lower Cape Outreach Council, Habitat for Humanity, etc. that may request specific items for use by their clientele.

As items requested by social service agencies are received by the Swap Shop, they shall be set aside in a separate storage area adjacent to the Swap Shop (request has been made for relocation of the shed adjacent to the Library on Samoset Road for this purpose) pending pick up by the requesting group.

At no time, and under no circumstances, shall any items brought to and left at the Swap Shop be taken by anyone for the purpose of resale. See (proposed) BOH Regulation, Chapter 309; Section 7G and Chapter 309; Section 8B for associated penalties.

Specific Areas of Selectmen Action/Approval Needed to Achieve Purpose:

I. Proposed Changes to Swap Shop Operation:

- Recycling Committee will develop Training Protocols and conduct Volunteer training.
- Volunteer Training will be conducted on days when Swap Shop is closed, i.e. Mondays, Tuesday, Thursdays, and/or Fridays as needed.
- In addition to serving residents of Eastham, repurpose Swap Shop to assist service organizations' clienteles- such as from COAs, LCOC, Homeless Prevention Council, Others in need of specific items that may arrive at Swap Shop.
- Recycling Committee will draft a protocol for items possible for organizational selection, and for organizational outreach.

II. Proposed Changes to Volunteer Selection, Certification, and Supervision:

- BOS increases number of Recycling Committee members by creating a subcommittee of up to 12
 non-voting Volunteers for the express purpose of working in the Swap Shop, in overlapping,
 rotating shifts during days of operation (Sat., Sun., Wed., from 9 AM 2 PM)
- Require all applicant Volunteers for Swap Shop to
 - o Fill out application
 - o Be interviewed by Search Committee
- BOS appoints Volunteers, each fills out Ethics Form as do all other Eastham Volunteers
- Recycling Committee members will prepare Volunteer Handbook. One Protocol to be included would be to discourage Volunteers from taking any items during their shifts. They may take items for their personal use before or after their designated shift times.
- Volunteers will be assigned specific overlapping shifts of 2-3 hours each, e.g. 9-11:00, 10:30-12:30, 12-2.
- From among the Volunteers appointed to the Swap Shop Sub-Committee, the Chairperson of the Recycling Committee will select one Volunteer to serve as Head Volunteer. This person will serve as Liaison to the Recycling Committee, and be responsible for
 - o Developing shift hours for each Volunteer
 - Sharing issues with the Recycling Committee that arise at or from Swap Shop operations

III. Proposed Additions to Board of Health regulations:

• Selectmen, or Board of Health, passes 2 new regulations:

New Regulation #1:

"15-minute parking limit at Swap Shop, twice a day"

Possible location for this new regulation within BOH Rules and Regulations"

Chapter 309: Transfer Station and Recycling:

Section 309-4: General Restrictions

- o This section has only one paragraph. Label that paragraph "A."
- Add new paragraph, labeled "B." which would state "15-minute parking limit at Swap Shop, twice a day."

New regulation #2:

"Any item removed from Swap Shop must be for personal use only. No resale of items allowed. Violators will be fined according to BOH Rules and Regulations, Chapter 309, Section 7G and 8B."

Possible locations for new Regulation within Board of Health Rules and Regulations:

Chapter 309: Transfer Station and Recycling

Section 7: Management of Waste Materials

New Paragraph G: Recyclable materials: Any item removed from Swap Shop must be for personal use only. No resale of items allowed.

Enforcement of new Regulations:

Possible existing enforcement section:

Existing Chapter 309, Section 8: Severability; violations and penalties; enforcement. Paragraph B.

This Section already provides the violation remedy referenced above in *New regulation #2*. "Violations of the above regulations shall result in the issuance of fines, under MGL c. 40, Paragraph 21. This regulation is enforced by the Eastham Department of Public Works Director, Eastham Police Department, the Eastham Health agent or its designees."

IV. Proposed Signage and Facility Enhancements

- Subsequent to passing proposed new regulations described above, Town to post two signs at Swap Shop:
 - Sign 1: 15-minute parking limit, twice a day
 - o Sign 2: ITEMS AVAILABLE FOR REUSE ONLY.

NOT FOR RESALE.

Violators Risk Fine And Loss of Landfill Permit See B.O.H. Regulations

Chapter 309, Sections 76 and 8B

V. Miscellaneous:

- Town and/or DPW apply for grants to fund:
 - o Printing of educational materials to distribute to residents re recycling, etc.
 - Printing of a Swap Shop Volunteer Handbook of Rules and Regulations

TimeLine:

Phase I: April - May 2014

- Finalize proposals with BOS
- BOS approves recommendations and revises Committee Charge
- BOH passes new Regulations
 - 1) limited parking at Swap Shop to 15-min. twice daily, and

- 2) prohibiting the resale of recycled items obtained at the Swap Shop
- Signs for new regulations manufactured and installed at Swap Shop

Phase II: June, July, August 2014

- Recycling Committee develops Swap Shop Protocols, to include item selection process for 3rd parties; Guidelines for Swap Shop Users
- Recycling Committee develops Volunteer Handbook
- Spruce up existing Bulletin Board outside Swap Shop for posting of informational materials

Phase III: September - October 2014

- Relocate shed adjacent to Library to area near existing Swap Shop for items requested by Community Organizations awaiting pick-up
- Contact non-profits to establish link
- Solicit Grant funds for leaflets, flyers, educational materials ongoing
- Develop Handbook for SS Volunteers of Rules governing work March-May 2014
- Conduct Volunteer recruitment:
 - Volunteer applications received;
 - o Volunteers interviewed and selected by Search Committee;
 - Volunteers appointed by BOS
 - Volunteers trained by Recycling Committee members

Phase IV: November - December 2014

- Recycling Committee to develop educational workshops, e.g. Composting Workshop
- Recycling Committee to develop printed materials
- · Recycling Committee, and others, to solicit grant funds to print educational materials

On-going:

- Education
- Outreach
- Volunteer recruitment and training as needed

(3) GRANT OPPORTUNITY



Paul J. Diodati Director ROCK HARBOR DRED SE

Commonwealth of Massachusetts

Division of Marine Fisheries

1213 Purchase St. 3rd Floor New Bedford, MA 02740 (508)990-2860 fax (508)990-0449

ADMINISTRATION

FEB 07 2013

RECEIVED



Deval Patrick
Governor
Richard K. Sullivan, Jr.
Secretary
Mary B. Griffin
Commissioner

Attention Selectboards, Mayors, and Town Managers,

The Massachusetts Division of Marine Fisheries (DMF) is tasked with finding and funding projects that enhance recreational saltwater fishing opportunities through improved public access. On November 3, 2009 House Bill 4309 instituted a saltwater fishing license. Line 20-22 of that law reads, "Provided that at least 1/3rd of the license fees appropriated for expenditure in a fiscal year shall be expended on existing or new facilities and other activities that improve public access to recreational saltwater fishing." In order to improve saltwater fishing opportunities we are funding a grant program in the form of a Request for Responses (RFR) to municipalities. This grant opportunity is posted on the state Compass system under: RFR DMF-14011 (http://www.comm-pass.com/).

To find this solicitation go to:

<u>www.com-pass.com</u> → Solicitations → Browse All Open Solicitations → By Entity / Department → Department of Fisheries, Wildlife, & Environmental Law Enforcement → Department of Fish and Game → DMF-14011

-If you have any trouble finding this listing please email me at the address below and I will forward you a direct link.

This opportunity exists for all towns with waters that require a Saltwater Fishing permit according to DMF regulations. Potential project types include but are not limited to: clearing of ways to the water, installation of lights on a fishing pier, installing parking for fishing access sites, improving existing boat launches, etc. This Grant opportunity has a closing date of March 28, 2014. As a pilot program we have limited the amount to \$10,000.00 per project. Some of the requirements that municipalities must agree to include an equitable public access agreement. Any questions should be directed to Ross K. Kessler at ross.kessler@state.ma.us.

Thank you,

Ross, K. Kessler

Public Access Coordinator



Safety and Traffic Engineering **MEMORANDUM**

TO:

MARPA TMG, Mass Highway Association, Mass Municipal Association

FROM:

Bonnie Polin

DATE:

February 27, 2014

RE:

HSIP Funded Systematic Approach to Safety for Curves along Roadways

Between 2004 - 2011, 55% of all road fatalities and 24% of all incapacitating injuries involved lane departure crashes. Based on national statistics and earlier studies, the majority of lane departure crashes occurred on curves. The Commonwealth's Strategic Highway Safety Plan

(http://www.mhd.state.ma.us/default.asp?pgid=content/traffic/shsp&sid=level2) includes Lane Departures as a strategic emphasis area with a goal of reducing lane departure related fatalities and incapacitating injuries by 20% in 5 years. These fatalities and injuries occur on State and locally owned roadways. MassDOT is developing a systematic low cost strategy to address lane departures based on input from local town engineers and community officials as well as the Regional Planning Agencies.

Cities and towns, that are interested in participating, must submit a brief application (see attached) for each high crash curve to:

Bonnie Polin Traffic Engineering and Safety MassDOT - Highway Division 10 Park Plaza, Room 7210 Boston, MA 02116 Phone: 857-368-9636

Fax: 857-368-0628

Bonnie.Polin@state.ma.us

MassDOT staff or consultant (Stantec) will contact the community and set up a time to visit the location and sketch up a sign plan. The sign plan will then be submitted to the applicant for approval. Once approved, MassDOT would provide the community with the materials (signs and posts) and the sketch plan (MassDOT's sign shop will prepare the signs). It will be up to the community to install the signs and submit photos of the completed project. In the future, there will be an evaluation of the effectiveness of the sign installation. The community must submit 3 years of post-installation crash data.

We have approval from FHWA to use HSIP funds and are just awaiting the FHWA obligation letter. We envision this program starting in mid-March and applications will be accepted for one month from the start date (anticipate through April 15th, 2014). If MassDOT receives more locations than anticipated, MassDOT will prioritize the locations based on crash information. Please make all of your communities aware of this upcoming program.

BRIDGE ROAD - BRIDGE

Town of Eastham

Department of Public Works 555 Old Orchard Road Eastham, MA. 02642

508 240-5973 Fax 508 240-6687

A QUACULTURE - DISCUSS PROCESS FOR ASSIGNMENT

OF OPEN GRANT

To:

Sheila Vanderhoef, Town Administrator

From: Neil Andres, Superintendent DPW

Mike O'Connor, Shellfish Constable

Date: March 18, 2014

RE: Aquaculture License Regulations

Aquaculture grants are a license issued by the Board of Selectmen for an individual to have exclusive use of an area of public property for the purpose of generating income. The demand for sites in Town Cove exceeds the supply. Given the public nature of the resource, a fair and open process is recommended for the assignment of grants as they become available. The potential for private transfers by adding an additional name to the license is problematic and is actually inconsistent with the existing regulations which state that "licenses may not be transferred without the approval of the board." A fair and open transfer of grants, as they become available, could be obtained in by using a procedure such as:

- 1. Grants can be transferred in whole or part to an immediate family member with approval of the Board of Selectmen after a public meeting - Section 7.2 current regulations.
- 2. If the grant is not transferred as above, an available grant will be offered to an existing grant holder of good standing, in the same aquaculture area, who has never expanded from their initial ½ acre grant.
- 3. If the senior grant holder in the aquaculture area passes on the grant, the grant will next be offered to the first person on the waiting list.
- 4. If that person passes on the grant, the grant will then be offered to the next person of the Seniority Grant Holder list.
- 5. The process would repeat until the grant is assigned.

In order to implement this type of procedure, the Town of Eastham Policy Guidelines Aquaculture License Regulations would need to be modified.

There are no rules to adopt that will make everyone happy. The adoption of justifiable, fair, and open process, however, would be in the public's best interest.

INFORMATION

WATER



From the Desk ofPastor Stephen Kitchen

Nauset Baptist Church 1050 Great Pond Road P. O. Box 1335 North Eastham, MA 02651 (508) 255-2709

March 8, 2014

Town of Eastham Residents,

With the difficult debate concerning potable water here in Eastham looming before us again, Doreen Mayer and I gathered with a few other Eastham residents to pray. We gathered at Nauset Baptist Church to pray both for a solution to our water problem and for civility throughout the debate.

We broke our prayer time into three basic categories:

First, we prayed for ourselves. As Christians, we are instructed in the scriptures to conduct ourselves with respect, self-control, kindness and gentleness (good advice for everyone). The Bible also makes clear that it is the good news of Jesus Christ that gives us the power to behave the way we know we are supposed to. We discussed briefly how this power is applied to us on a daily basis and how important it was to distinguish between the "heat" of the difficult circumstances (e.g. This debate in our town), and the "cravings" we have in our own hearts that so often drive *our* poor behavior and *our* heated words. We asked for God's help to be self-controlled and patient so that we would engage this debate in a manner that was worthy of Jesus and asked for forgiveness for the times when we had behaved badly.

Second, we prayed for the town. We asked God for his common grace to be given to our town, so that we could all discuss and debate these things in a civilized manner. We asked for God's special blessing to be on the town leaders, for wisdom and guidance in this decision.

Third, we prayed for the water problem itself. We ask God to guide our town to a solution that would take into consideration both the ability of current residence to afford the plan on the one hand; and on the other hand, a plan that would be environmentally responsible and considerate of the next-generation.

At the close of our first meeting we all believed it would be a good idea to share this prayer meeting more broadly. So, **Thursday, March 20**th @ **6:30pm** we will again be opening the doors at Nauset Baptist Church for a second prayer meeting. As a Christian pastor, I am naturally most eager for you to come hear about the power of the good news of Jesus Christ. However, if you would like to just come and lend moral support for the desire to discuss this difficult town issue in a civilized manner, we would welcome you all the same. I think everyone in the town of Eastham would prefer to be able to exchange ideas without shouts, battles and accusations.

Consider yourself invited,

Pastor Stephen Kitchen

Sheila Vanderhoef

TRI-TOWN

From:

sunshine committee <stopthesham@outlook.com>

Sent:

Friday, February 21, 2014 4:32 PM

To:

Sheila Vanderhoef; Nan Balmer; (Isburt@hotmail.com); (aimeeeckman@earthlink.net);

(knighteastham@yahoo.com); (wallace.adams70@yahoo.com); jdickson@town.brewster.ma.us; pnorton@town.brewster.ma.us;

phughes@town.brewster.ma.us; bderuyter@town.brewster.ma.us; Jane Crowley;

brhealth@town.brewster.ma.us; Jay Burgess

Subject:

Item You May Wish To Consider For Town Warrant

As you all know from recent joint meetings with the Orleans Board of Selectman, there appears to be a lack of leadership and commitment towards forging consensus with respect to Tri Town's future. However, please be aware that residents of Orleans are not sitting idly by on this issue and some of the Selectmen you are dealing with now may not be Selectmen in the near future - particularly if the non sense surrounding septage management continues.

A petition regarding Tri-Town has been circulated and has gathered more than enough signatures to be placed on the Orleans Warrant within two hours of initial circulation earlier today. It reads as follows:

To see if the Town (Orleans) will vote to allocate \$1.7 million dollars to fund jointly with the Towns of Eastham and Brewster a reconstructed septage treatment facility at the "Tri Town" site to meet new environmental standards imposed by the State of Massachusetts for a 32,000 gallon/day discharge permit beyond December, 2016.

The Sunshine Committee is committed to holding the Orleans Board of Selectman accountable on this important issue. Residents of Orleans, Brewster, and Eastham have a right to know what the future will be regarding disposal of septic wastes - not when the Orleans Board of Selectman gets around to it or when they feel like it - but NOW. Residents have a right to transparent, representative government that is methodical, rational, and deliberate. Government by "crisis management" is simply not acceptable - particularly on this important human health and environmental issue. ENOUGH IS ENOUGH!

Given that the above will likely appear on the Orleans Warrant this spring, Eastham and Brewster Selectmen would be wise to include a similar article for consideration by their respective Town Meeting participants.

ARTICLE NO.____AMENDMENT TO THE INTERMUNICIPAL AGREEMENT BETWEEN THE TOWNS OF ORLEANS, BREWSTER AND EASTHAM FOR THE CONSTRUCTION, MANAGEMENT AND OPERATION OF A SEPTAGE TREATMENT FACILITY

To see if the Town will vote to authorize the Board of Selectmen to amend the Intermunicipal Agreement between the Towns of Orleans, Brewster and Eastham for the Construction, Management and Operation of a Septage Treatment Facility dated May 30, 1985, as amended (the "IMA"), by adopting a further amendment pursuant to Section XVI of the IMA, in substantially the form set forth below:

Whereas, the Towns of Orleans, Brewster and Eastham (collectively the "Towns"), are parties to an Intermunicipal Agreement between the Towns of Orleans, Brewster and Eastham for the Construction, Management and Operation of a Septage Treatment Facility, as amended, (the "IMA");

Whereas, as originally adopted the IMA had a term of twenty (20) years and was due to expire on May 30, 2005;

Whereas, the Towns amended the IMA and extended the term of the IMA for an additional ten (10) years, until May 30, 2015;

Whereas, paragraph 1 of the amended IMA states, in part, that: "Further, unless Orleans by vote of its Board of Selectmen, determines that it does not intend to further extend the term of the IMA, and notice of such vote is provided in writing to Eastham and Brewster prior to May 30, 2013, then the term of the IMA shall be extended for an additional ten (10) years until May 30, 2025";

Whereas, Orleans by vote of its Board of Selectmen determined that it did not intend to further extend the term of the IMA and notice of such vote was provided in writing to Eastham and Brewster prior to May 30, 2013, i.e. on January 15, 2013;

Whereas, the IMA will expire on May 30, 2015;

Whereas, the Towns are desirous of extending the term of the IMA until December 31, 2016;

Whereas, Section XVI of the IMA, provides that it may be amended by written amendment, but that no such amendment shall become effective until approved by a Town Meeting vote in all three (3) member Towns;

Now, therefore, the Towns, in consideration of the mutual covenants set forth herein, the provisions of the IMA and the authority set forth in General Laws chapter 40, §4A, and every other power, hereby agree as follows:

- 1. The term of the IMA shall be extended until December 31, 2016.
- 2. Other than as set forth in this amendment the provisions of the IMA are hereby ratified and confirmed by all member Towns.

This amendment shall only become effective upon approval by a Town Meeting vote in all three (3) towns.

or to take any other action relative thereto.

(Majority Vote Required) (Board of Selectmen)

Sheila Vanderhoef

3/3 agrada

From:

sunshine committee <stopthesham@outlook.com>

Sent:

Monday, February 24, 2014 12:14 PM

To:

captainjh3@aol.com; d dunford; Mary Hartley (; mary allen bradley; poconnor1 @capecod.net; giniacape@verizon.net; keykenmystir@aol.com; Barbara Struna (; edpcape@comcast.net; Mark Carron; Ronald C. Petersen; Gary S. Furst (; Jane Cook; Jeff Wall (; jeyacc@gmail.com; kauhome@comcast.net; Kevin Sullivan (; Peter O'Meara (; Brian Embleton (; jmg1940@hotmail.com; William Havemeyer (; rhobvc@aol.com; vickireis@verizon.net; edward daly; Ed Kissel (; arlinkwa@yahoo.com; Bob Shafto; Cassidy Kevin (; Paul Blakeley (; Gordon Smith (; cghorne@comcast.net; Patricia Bradley (; State Ellie (; Bayl Cass () Skin Carroacy () (idialogue @taylor brayer brayer by

(; Steve Ellis (; Paul Cass (; Skip Comeau (; (jdickson@town.brewster.ma.us);

(pnorton@town.brewster.ma.us); (phughes@town.brewster.ma.us);

(bderuyter@town.brewster.ma.us); Jane Crowley; (brhealth@town.brewster.ma.us); Jay

Burgess; Sheila Vanderhoef; Nan Balmer; Isburt@hotmail.com;

aimeeeckman@earthlink.net; knighteastham@yahoo.com; wallace.adams70

@yahoo.com

Subject:

Article Petition Submitted to Kelly This Am...

About 43 signatures were collected in the span of a couple hours between Friday and Saturday for the following item to be placed on this year's Annual Warrant. It, along with the attached summary was submitted to John Kelly this morning and is expected to be delivered to the Town Clerk sometime later today. For the blind copied Sunshine Committee members on this email, I apologize for not getting your input prior to creating the petition and circulating it. I am doing this on my own because of timing limitations otherwise I would have been very happy to get more input from some very knowledgeable committee members on this subject. So this has not been and will not be presented as a work product of The Sunshine Committee unless I hear from a simple majority of committee members that they wish to endorse it fully, without reservation.

Article As Proposed

"To see if the Town of Orleans will allocate \$1.7 million dollars to fund jointly with the Towns of Eastham and Brewster a reconstructed septage treatment facility at the "Tri Town" site that will meet new stricter environmental standards imposed by the State of Massachusetts in December, 2016 required for a septage disposal permit not to exceed 35,000 gallons per day."

Summary

This proposal seeks to fund a much needed redesign/rebuild of the "Tri Town" septage treatment facility so that it will continue to reliably support septic systems operating in the Towns of Orleans, Brewster, and Eastham as required by current and future State and Federal environmental regulations through to January 2037. The 1.7 million dollar facility upgrade estimate provided by Stantec Consulting Services, Inc. at the February 12, 2014 Joint Board of Selectman meeting in Eastham, represents Orlean's share of the cost between the three towns. This Article requires that the Town of Orleans set aside funds from its Capital Improvement Budget and other appropriate funding mechanisms to cover the projected 1.7 million dollar cost. The specifics of this Article also require that the daily discharge license issued by the State of Massachusetts for continued operation of the facility past December 2016 be limited to 35,000 gallons per day or less - down from the current level of 45,000 gallons. It is hoped that this limitation will force the facility to operate more efficiently with a reserve capacity that is more in keeping with actual need to both reduce

operating costs and potentially free up any remainder of the property's discharge capacity for use by other future anticipated waste water treatment projects.

PS. As I write this, I just received phone call confirmation from Cynthia May (Town Clerk) that the petition has been certified with over 40 signatures and has been sent back to the Board of Selectman.